

**Subject: - Forest Land- Washim**

Diversion of 7.65 Ha. of Reserved Forest Land under Section-2 of the Forest (Conservation) Act, 1980 for construction of Falegaon (Storage) Minor Irrigation Project in Washim district of Maharashtra.

**PART - V**

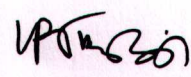
(To be filled up by the Secretary In charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

**1. Recommendation of the  
State Government**

The Proposal is recommended  
vide Government letter  
No.FLD-30A15/CR-296/F-10  
Dated : 31 /10/2015

Place : Mumbai

Date : 31/10/2015.

  
( Virendra Tiwari ) 31/10/15  
Chief Conservator of Forests (Mantralaya)  
Chief Conservator of Forests (Mantralaya)  
Revenue and Forest Department  
Mantralaya, Mumbai 400 032



3/10/12

Chief Commissioner of Forests (Maharashtra)  
Revenue and Forest Department  
Mumbai-400 005



## Government of Maharashtra

### By Speed Post

No.FLD-30A15/CR-296/F-10  
Room no. 456/ 461 Annex,  
Revenue and Forest Department,  
Madam Kama Road,  
Hutatma Rajguru Chowk,  
Mantralaya, Mumbai – 400 032.  
Dated: 31/10/2015.

To,

The Additional Principal Chief Conservator of Forests (Central),  
Government of India,  
Ministry of Environment, Forests & Climate Change,  
Regional Office, West Central Region,  
Ground Floor, East Wing,  
New Secretariat Building, Civil Lines,  
Nagpur-440 001.

### **Subject: - Forest Land- Washim**

Diversion of 7.65 Ha. of Reserved Forest Land under Section-2 of the Forest (Conservation) Act, 1980 for construction of Falegaon (Storage) Minor Irrigation Project in Washim district of Maharashtra.

Executive Engineer, Minor Irrigation Division, Tal. Washim, Dist. Washim has submitted the proposal for diversion of 7.65 Ha. forest land under Section-2 of the Forest (Conservation) Act, 1980 for construction of Falegaon (Storage) Minor Irrigation Project Tal. Washim, Dist. Washim. The location of proposed area is as given below –

Sr. No.	Item	Village	Taluka	District	Survey No./ Gut No.	Area (In Ha.)	Legal Status
1.	Dam Line	Falegaon	Washim	Washim	67	0.80	Reserved Forest
						1.14	
						0.65	
						0.28	
2.	Tail Channel					1.14	
3.	Submergence	3.34					
Total Area (In Ha.)						7.65	

2. The Project is proposed to provide irrigation facility to 399 Ha. land in the Falegaon village of Washim Taluka and District falling under the Penganga sub-basin of Godavari Basin. At present, the existing supply of water can't fulfill the demand of Washim Taluka owing to scarcity of water in the area. There was a social demand to provide water for irrigation and drinking water supply. The project is proposed on Local Nalla located 2 km west of village Falegaon and 14 km away from Washim. The project is at latitude 20°03'00" and longitude 77°11'44" located on Toposheet No.55 H/4.

Total gross storage capacity of the project is 1.6963 mm<sup>3</sup> out of which 0.2328 mm<sup>3</sup> water is proposed to be utilized for drinking water supply to nearby villages in Washim Tehsil. The forest land required for construction of Falegaon Minor Irrigation Tank is 7.65 Ha. Reserved Forest in Gut No.67. Availability of other alternate land for the purpose was explored and all possible efforts were undertaken to avoid forest land. After studying 3 alternate sites, it was found that 7.65 Ha. is the minimum forest land required for the project.

3. The Culturable Command Area (CCA) is 443 Ha., Irrigable Command Area (ICA) is 309 Ha. and Gross Command Area (GCA) is 554 Ha. of the proposed project.

4. Density of forest is below 0.1, Eco Value Class III.



5. There is no cutting and felling of trees involved in the project.
6. The District Collector, Washim and Deputy Conservator of Forests, Akola Forest Division, Akola have certified that no alternate land is available & the forest land required is the barest minimum.
7. The User Agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
8. User Agency has agreed to defray the cost of Compensatory Afforestation on 7.65 Ha. non-forest land.
9. Deputy Conservator of Forests, Akola Forest Division, Akola has given suitability for non-forest land in Survey No./Gut No. 81 of village Falegaon, Tal.Washim, Dist.Washim which is proposed for Compensatory Afforestation land in lieu of forest land required for construction of Falegaon (Storage) Minor Irrigation Project Tal. Washim, Dist. Washim. It is contiguous to the forest area and suitable for afforestation and free from encroachment and encumbrances.
10. The area involved does not form part of any existing National Park, Wildlife Sanctuary, and Nature Reserve etc. as certified by the Deputy Conservator of Forests, Akola Forest Division.
11. Assistant Director, Archeological Department, Nagpur and Deputy Conservator of Forests, Akola Forest Division have certified that proposed project is not likely to affect monumental site of cultural, historical, religious, archeological or recreational importance.
12. There is no violation of Forest (Conservation) Act, 1980 as certified by the Deputy Conservator of Forests, Akola Forest Division, Akola.
13. Deputy Conservator of Forests, Akola Forest Division, Akola has certified that there is no area of F.D.C.M. involved in the proposed project area involving forest as well as non-forest for construction of Falegaon (Storage) Minor Irrigation Project Tal. Washim, Dist. Washim.
14. Deputy Conservator of Forests, Akola Forest Division, Akola and Chief Conservator of Forests (T), Yavatmal Circle have recommended the proposal for diversion of 7.65 Ha. forest land for construction of Falegaon Storage Tank.
15. Deputy Conservator of Forests, Akola Forest Division, Akola has certified that non-forest land in Survey No./Gut No. 81 of village Falegaon, Tal.Washim, Dist.Washim which is proposed for Compensatory Afforestation is neither a deemed Reserved Forest under the Maharashtra Private Forest (Acquisition) Act, 1975 nor it has been identified as "Forest" as envisaged in the interim order given by the Hon'ble Supreme Court, dated 12/12/1996.
16. Deputy Conservator of Forests, Akola Forest Division, Akola has certified that non-forest area covered under the project is not acquired under the Maharashtra Private Forest (Acquisition) Act, 1975 by application of Section 35 of Indian Forest Act, 1927 and is not recognized as deemed Reserved Forest nor it has been identified as "Forest" as envisaged in the interim order given by the Hon'ble Supreme Court, dated 12/12/1996.
17. Deputy Conservator of Forests, Akola Forest Division, Akola has certified that the proposed project is beyond 10 km of the protected area.
18. The User Agency has submitted a copy of Certificate of Collector, compliance of the Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 in prescribed format (Form-II) as per the Government of India guidelines dated 05/07/2013.
19. The Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur has recommended the proposal subject to the conditions, given in his specific recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His specific recommendations are enclosed in the proposal.
20. In the circumstances explained in the aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted for the non-forestry use on the conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra



State, Nagpur. The matter may kindly be placed before the Government of India for its approval under Section-2 (ii) of the Forest (Conservation) Act, 1980, be obtained and communicated to this Government at earlier.

Yours faithfully,

क. प्र.  
Nth  
31/10/2015

VPTm  
31/10/15  
( Virendra Tiwari )  
Chief Conservator of Forests (Mantralaya)

Encl: A) Set of case papers

b) **The following documents are enclosed:-**

1. Prescribed form as per Rules.
2. Certificate regarding minimum demand for forest land for the project
3. Area Statement
4. Index map of suitable scale
5. Commitment from the Applicant for defraying the cost of exploitation as well as cost of compensatory plantation.
6. An undertaking of Project Authority for Net Present Value.
7. Brief note of the project from the project authority
8. Map of non-forest land for compensatory afforestation
9. Site Inspection Report by Deputy Conservator of Forests, Nagpur.
10. Certificate that there is no violation of Forest (Conservation) Act, 1980.
11. Certificate in Part V.

**Copy to:**

1. Principal Secretary, Tribal Development Department, Mantralaya, Mumbai.
2. Principal Chief Conservator of Forests (Wildlife), Maharashtra State Nagpur.
3. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/NC/I/I.D./942/15-16, Date-20/08/2015.
4. Additional Principal Chief Conservator of Forests (CAMPA), Maharashtra State Nagpur.
5. Chief Conservator of Forests (T), Yavatmal.
6. Collector, Washim.
7. Deputy Conservator of Forests, Akola Division, Akola.
8. Executive Engineer, Minor Irrigation Division, Washim.
9. Select file F-10.

Revised  
copy  
39/10/199  
See Encl  
M.I.D. Washim  
4-11-15