

Sub.:- Forest Land- Gondia


Proposal for diversion of 141.99 ha. Protected Forest land & Zudpi Forest Land under Forest (Conservation) Act -1980 for the purposed Ash utilization, Promotion and Research Park At Village Kachewani & Mendipur Tal. Tiroda, Dist. Gondia

PART - V

(To be filled up by the Secretary Incharge 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-35A16/CR-358/F-10
Dated: 17/12/2016


(Virendra Tiwari) 17/12/16
Chief Conservator of Forests (Mantralaya)
VIRENDRA TIWARI
Chief Conservator of Forests (Mantralaya)
Revenue and Forest Department
Mantralaya, Mumbai 400 032

Place : Mumbai

Date : 17/12/2016

Government of Maharashtra

By Speed Post

No.FLD-35A16/C.R.358/F-10
Revenue and Forest Department,
Room No.456/461 Annex, Hutatma
Rajguru Chowk, Madam Cama Marg,
Mantralaya, Mumbai-400 032.
Date: -17/12/2016

To,

The Secretary to the Government of India,
Ministry of Environment, Forests and Climate Change,
Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj,
New Delhi.-110003

Sub.- Forest Land- Gondia

Proposal for diversion of 141.99 ha. Protected Forest land & Zudpi Forest Land under Forest (Conservation) Act -1980 for the purposed Ash utilization, Promotion and Research Park At Village Kachewani & Mendipur Tal. Tiroda, Dist. Gondia.

Sir,

M/s. Adani Power Maharashtra Limited has submitted proposal for diversion of 141.99 ha. Protected Forest land & Zudpi Forest Land under Forest (Conservation) Act -1980 for the purposed Ash utilization, Promotion and Research Park At Village Kachewani & Mendipur Tal. Tiroda, Dist. Gondia. The details of forest land proposed for diversion are as under-

Gondia Forest Division				
Village	District	Survey/ Gut No.	Area (in ha.)	Legal Status
Kachewani	Gondia	607	0.9500	Zudpi Jungle
		632	1.3240	
		656	2.5860	
		681	1.0300	
		788/1	0.2500	
		788/2	3.2700	
		789	2.2600	
		824	15.9400	
		825	58.1200	
		850	7.5200	
		868	2.4400	
		873	21.3500	
(A) Total Forest Area			117.0400	
Mendipur	Gondia	59/A	20.3500	Protected Forest
		259	0.4300	
		464	0.4900	
		365	1.1900	
		58	0.8200	
		279	0.2100	
		472	0.1600	
		96	0.4100	
		367	0.8900	
(B)Total Forest Area			24.9500	Zudpi Jungle
Grand Total (A) + (B)		141.99 ha.		

2. The proposal is initiated by Adani Power Maharashtra Limited for diversion of 141.99 ha. Protected Forest land & Zudpi Forest Land under Forest (Conservation) Act -1980 for the purposed ash utilization, Promotion and Research Park At Village Kachewani & Mendipur Tal. Tiroda, Dist. Gondia is sanctioned by Government of India, Ministry of Corporate Affairs vide order No. U40101GJ2007PTC050506, 2006-2007 with an estimated cost of Rs.100.00 Crore. This project is very essential for developing Ash utilization, Promotion and Research Park.

3. Adani Power Maharashtra Limited Company has established a coal base Thermal Power Plant of 3300 (5 x 660) MW Capacity at MIDC, Tiroda Dist. Gondia. The present proposal is for developing an Ash Utilization Promotion and Research Park which involves diversion of 141.99 ha. of forest land for non-forestry purpose. The park will be a Center of excellence for Ash Utilization Promotion and Research for Adani Group which will cater to the Thermal Power Sector of the Country.

4. Adani Power Maharashtra Limited has proposed to develop a centralized Ash Utilization Promotion and Research Park at their Tiroda Thermal Power Plant as a central facility for Adani Group Power Plant and a demonstration center for others. The proposed park will have an integrated facility for research in fly ash utilization for development of new technologies and utilization avenue. There will be increase in industrial growth and local employment will be generated for about direct 100 and indirect 250 persons.

5. The proposed park will have an integrated facility for research in fly ash utilization for development of new technologies and utilization avenues. The technologies such developed will undergo pilot scale trials. The successful technologies will be tried at full plant scale and will be demonstrated for its adaption elsewhere in the country.

- Such park needs to be located close to the Thermal Power Plant for pneumatic transfer of fly ash in environment friendly manner.
- Location of Thermal Power Plant is such that State Highway 249 is on the North, while proposed Eco Sensitive Zone is in the South. In the West Tiroda Town & Villages are located in the close proximity.
- This Forest land is adjacent to the land already allotted to Adani Power Maharashtra Limited and is best suitable for such Ash Utilization Promotion and Research Park. Also the Forest Land does not support good vegetation and there is no wild life sighted in the area.

6. Density of forest land is less than 0.3 & Eco value-III (open forest).

7. The District Collector, Gondia has certified that all other alternate for the purpose have been explored and the demand for the forest land is the barest minimum demand.

8. The Deputy Conservator of Forests, Gondia Forest Division, Gondia has certified that the required forest land is not available other than forest land the alternate alignment is not possible & the forest land required is the barest minimum.

9. The Deputy Conservator of Forests, Gondia Forest Division, Gondia has certified that there is no violation of Forest (Conservation) Act, 1980.

10. The User Agency has submitted the certificate of Collector, Gondia under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide letter No. AK/Mah-1/WS-780/2014, dt. 31/10/2014. As per Government of India in prescribed format vide letter dt. 5/7/2013 in Form- II.

11. Divisional Forest Officer, Chiplun Forests, Division, Chiplun has certified that non-forest land in Survey /Gut No. 591,592,593,631/1,631/2,635,636,637,638,639,640, 651,652,653, 654,655,656,657 of Village Mundhe Tarf. Sawardha Tal. Chiplun, District Ratnagiri is proposed as Compensatory Afforestation land to be handed over to the Forest Department in lieu of forest land required for the proposal of purposed utilization, Promotion and Research Park at Village Kachewani & Mendipur Tal. Tiroda, Dist. Gondia is not included in the area as forest as identified by the expert committee appointed under the judgment of the Hon'ble Supreme Court order dated 12/12/1996. Also, this land is not acquired under the provision of Private Forests (Acquisition) Act-1975 by virtue of application of section-35 of the Indian Forest Act-1927 and is not recognized as deemed reserved forest.

12. Divisional Forest Officer, Chiplun Forest Division, Chiplun has certified that non-forest land 172.57 ha. of Survey/Gut No. 591,592,593,631/1,631/2, 635,636,637,638,639,640, 651,652, 653, 654,655,656,657 of Village Mundhe Tarf. Sawardha Tal. Chiplun, District Ratnagiri proposed area for alternate compensatory afforestation in view of 147.31 ha. forest land required for purposed utilization, Promotion and Research Park for the Villages Kachewani & Mendipur Tal. Tiroda, Dist. Gondia is contiguous to Koyana Wildlife Sanctuary & Suitable for Management Purpose and it is free from encroachment and encumbrances. (excluded area 4.51 ha. + 0.81 ha. = 5.32 ha.) Due to water tanks & graveyard mentioned as per Site Inspection Report of the Deputy Conservator of Forests, Gondia Forest Division, Gondia for the purposed 141.99 ha. However, as the area already has tree cover is more in this area, No afforestation work can be taken in this land. Divisional Forest Officer, Chiplun has stated that the proposed area is adjacent to the Koyana Wildlife Sanctuary & suitable for transfer to the Forest Department as per Government of Maharashtra letter dated 27/08/2014. Therefore, Deputy Conservator of Forests, Gondia Forest Division, Gondia has proposed equivalent degraded forest land for compensatory afforestation as under and certified that it is contiguous & suitable for management purpose and it is free from encroachment and encumbrances.

Sr. No	Range	Name of Village	Gut No.	Total Area (in ha.)	Area Suitable for CA (in ha)	Status of land.
1	Gondia	Sirpur	82	9.34	8.00	Zudpi Jungle
2		Polatola	156	11.96	8.00	
3		Rajegaon	336/1 356	7.04 9.79	10.00	
4		Hiwara	84 37	14.47 21.52		

5		Shivani	618 678 679	9.34 4.00 0.55	10.00
6		Pandharabodi	333	12.92	10.00
7		Jabbartola	88 117	2.16 8.13	8.00
8		Bijaitola	106/1 216/4	17.86 4.72	12.99
9		Chulod	943 882/1 322	18.78 8.32 14.07	35.00
10		Datora	709/1 731 713 121	14.86 8.05 1.00 5.04	20.00
Total Area				203.92	141.99

13. The project involves felling of 1408 trees of various species and girth class.
14. The Deputy Conservator of Forests, Gondia Forest Division, Gondia has certified that the proposed project is within 10 km of the boundary of the Protected area. As per the Government of India Gazette published No. REGD.No.D.L.33004/99,dt.25/02/2016. S.O.612(E)-Whearas, a draft notification, declaring Eco-sensitive Zone around Nagzira Wildlife Sanctuary, New Nagzira Wildlife Sanctuary, Koka Wildlife Sanctuary, Navegaon Wildlife Sanctuary and Navegaon National Park in Maharashtra, was published in the Gazette of India, Extraordinary, vide notification of the Government of India in the Ministry of Environment, Forest and Climate Change number S.O.590 (E), dated the 20th February, 2015, inviting objections and suggestion from all person likely to be affected thereby within a period of sixty days from the date on which copies of the Gazette containing the said notification were made available to the public;
15. User Agency has agreed to defray the cost of compensatory afforestation as well as cost for cost of the double degraded forest land.
16. The User Agency has submitted an undertaking to defray the cost of Net Present Value of the proposed forest land diversion.
17. User Agency has agreed to bear the cost of clearance / removal of trees.
18. User Agency has agreed to seek Environment Clearance from the competent authority, if required.
19. The area involved does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. as certified by Conservator of Forests & Field Director , Navegaon Tiger Reserve, Gondia.
20. Deputy Conservator of Forests, Gondia Forest Division, Gondia has certified that the area involved does not affect any monument site of cultural, historical, religious, archeological or recreational importance.
21. 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.

22. In the circumstances explained in above 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 Government of India for its approval under Section-2 (ii) of the Forest (Conservation) Act, 1980 and the same may please be obtained and communicated to this Government at earliest.

Yours faithfully,

17/12/16
17/12/16

17/12/16
(Virendra Piwari) 17/12/16
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. User Agency has given an undertaking of 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, Gondia.
10. Certificate that there is no violation of Forest (Conservation) Act, 1980
11. Certificate in Part V.

Copy to:

- 1) Secretary (Tribal), Tribal Development Department, Mantralaya, Mumbai.
- 2) Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur.
- 3) Additional Principal Chief Conservator of Forests (CAMPA), Maharashtra State, Nagpur
- 4) Chief Conservator of Forests (T), Nagpur
- 5) Collector, Gondia
- 6) Deputy Conservator of Forests, Gondia
- 7) Adani Power, Maharashtra Limited, Tiroda
- 9) Select File F-10.