

भारत सरकार
पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय
एकीकृत क्षेत्रीय कार्यालय,
अरण्य भवन, नार्थ ब्लॉक,
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GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGE
INTEGRATED REGIONAL OFFICE
ARANYA BHAWAN, NORTH BLOCK, SECTOR-19,
NAVA RAIPUR, ATAL NAGAR, CHHATTISGARH - 492002
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F. No. FC-II/CH-115/2019-NGP/857
To,

Dated: 02nd Aug, 2022

✓ Additional Chief Secretary (Forests),
Government of Chhattisgarh,
Forest Department, Mantralaya,
Mahanadi Bhavan, Nava Raipur, Atal Nagar (CG).

Sub: Diversion of 6.690 ha of Forest Land in favour of M/s. Malka Renewable Energy Pvt. Ltd. Secunderabad for Small Hydro Electric Project in Dharamjaygarh Forest Division in Raigarh District in the State of Chhattisgarh-regarding.

Sir,

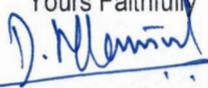
I am directed to refer to the Government of Chhattisgarh's letter no. 5-06/2019/10-2 dated 19.07.2019 on the above subject seeking prior approval of the Central Government under Section - 2 of the Forest (Conservation) Act, 1980 and to say that after careful examination of the proposal, 'in-principle' of the Central Government under the Forest (Conservation) Act, 1980 was accorded by the Central Government vide letter of even number dated 15.11.2019 subject to fulfilment of certain conditions prescribed therein.

In this connection, I am directed to inform that on the basis of compliance report submitted the Government of Chhattisgarh letter no. 5-06/2019/10-2 dated 29.06.2022 and the Addl. PCCF and Nodal Officer (FCA), Government of Chhattisgarh, vide his letter no. Bhu-Prabandh/Vidyut/479-160/864 dated 12.04.2022, "**Final approval**" of the Central Government under Section -2 of the Forest (Conservation) Act, 1980 is hereby granted for diversion of 6.690 ha of Forest Land in favour of M/s. Malka Renewable Energy Pvt. Ltd. Secunderabad for Small Hydro Electric Project in Dharamjaygarh Forest Division in Raigarh District in the State of Chhattisgarh subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged.
- ii. Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
- iii. Compensatory afforestation
 - a. Compensatory afforestation shall be taken up by the Forest Department over 7.470 Ha Non-forest land (Compartment/Khasra No. 145/1 area 1.81 ha under Kawardha Forest Division District- Kabirdham (Kawardha) and Khasra No. 54/3 area 5.668 ha under Khairagarh Forest Division District- Rajnandgaon) at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
 - b. The non-forest land which has been transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer, Forest (Conservation) Act, 1980 may report compliance within a period of six (6) months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, to this office for information and record;

- iv. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
 - v. User Agency shall restrict the felling of trees to minimum numbers in the diverted forest land and trees shall be felled under strict supervision of the State Forest Department.
 - vi. The felling of trees shall be restricted to FRL-4 meter only and felling of trees shall be carried out by the State Forest Department. Number of trees to be removed shall be kept at barest minimum during the execution of the project.
 - vii. User agency shall undertake afforestation along the periphery of the reservoir.
 - viii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
 - ix. The layout plan of the proposal shall not be changed without prior approval of Central Government.
 - x. No labour camp shall be established on the forest land.
 - xi. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
 - xii. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
 - xiii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
 - xiv. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
 - xv. The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project;
 - xvi. The forest land shall not be used for any purpose other than that specified in the project proposal;
 - xvii. User agency shall provide free water for forestry related activities/ projects;
 - xviii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
 - xix. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F. No. 11- 42/2017-FC dt 29/01/2018;
 - xx. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- This issues with the approval of the DDGF/RO (Central), MoEF&CC, IRO, Raipur.

Yours Faithfully


Dr. D. Manjunatha, IFS

Deputy Inspector General of Forests

Copy to:-

1. The PCCF (HoFF), Government of Chhattisgarh, Aranya Bhawan, Sector-19, Nava Raipur, C.G.
2. The Addl. PCCF & Nodal Officer (FCA), Government of Chhattisgarh, Nawa Raipur, Chhattisgarh.
3. The Director, ROHQ, MoEF&CC, Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New Delhi
4. User agency.
5. Guard file.


Dr. D. Manjunatha, IFS

Deputy Inspector General of Forests