

**OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS (HEAD OF FOREST FORCE), MAHARASHTRA STATE, NAGPUR**  
**ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, MAHARASHTRA STATE, NAGPUR,**  
**First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001.**

**Tel no. (0712) 2530166, 2556916, Fax no. (0712) 2550675 E-mail- [apccfnodal@mahaforest.gov.in](mailto:apccfnodal@mahaforest.gov.in)**

Sub:- Proposal for diversion of 0.45 ha. Reserved Forest Area under Forest (Conservation), 1980 for Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District in the State of Maharashtra (FP/MH/TRANS/ 37560/2018).

No. : Desk-17/Nodal/Yavatmal/I.D-13183/ **786** /2022-23  
 Nagpur – 440 001, Dated **30**/06/2022

To,

Principal Secretary (Forests)  
 Revenue and Forests Department,  
 Mantralaya, Mumbai-32.

1.0 The Executive Engineer, Executive Engineer, EHV Project Division, Amravati for seeking approval under Forest (Conservation) Act, 1980 for diversion of 0.45 ha. Reserved Forest Area under Forest (Conservation), 1980 for Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District in the State of Maharashtra (FP/MH/TRANS/ 37560/2018).

The details of forest land proposed for diversion is as given below: -

Sr. No	Item work purpose	Range	Village Name	Taluka	Compt No.	Survey/ Gut No.	Length (in Mtrs) x Width in Mtrs)	Area (in ha.)	Legal Status
1	Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District the State of Maharashtra	Darwha	Pandhurna	Darwha	96	31	27 x 166.50	0.45	Reserve Forest
<b>Total Area (in ha.)</b>								<b>0.45</b>	

The total non forest land involved in project is 98.1 ha. The site inspection report of the Deputy Conservator of Forests, Yavatmal Forest Division, Yavatmal is enclosed on page no.56 to 58.

**4.00 The Divisional Forest Officer, Yavatmal Forest Division, has certified that:-**

- 4.1 No suitable alternate land is available and the forest land required is barest minimum.
- 4.2 The area belongs to Eco-value class-III having density is below 0.4 to 0.6 Eco Value Class – III (Southern Tropical Dry Deciduous Forest).
- 4.3 There are 57 trees of various species and trees is involved in implementation of the Project. The Girth wise break up is as under:-

Tree Girth in Cm.						
00-30 cm	31- 60	61-90 cm	91- 120	121 - 150	150 Above	Total
41	16	--	--	--	--	57

- 4.4 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 4.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 4.6 There is violation of Forest (Conservation) Act 1980. The Deputy Conservator of Forests (T) Yavatmal's violation note is on page **no.41 to 43**. The violation report is attached on page no. **32 to 33**
- 4.7 Proposed project is beyond 42 kms. from Karanja Sohal and 73 Kms. from the boundary of the protected area of Tipeswar Wildlife Sanctuary.
- 4.8 The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 4.9 And proposed Compensatory Afforestation over 1.00 ha. degraded forest land in Compartment No.112 Gut No.--- at Village Darwha (Kinhi Valgi), Tahsil Darwha, Dist. Yavatmal and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.
- 4.10 Three Alternatives have been examined in detail and have to come to conclusion that transmission line passing through village Pandhurna, Taluka Darwha, Dist. Yavatmal is most suitable for forestry point.

**5.00 The User Agency has submitted an undertaking that:-**

- 5.1 To defray the cost of compensatory afforestation.
- 5.2 To defray the cost of Net Present Value of the forest land proposed under diversion.
- 5.3 The User Agency has submitted FRA, 2006 certificate of District Collector, Yavatmal enclosed on PP No.109
- 5.4 Three Alternatives have been examined in detail and have to come to conclusion that the alternative no.1 (having 5.7225 ha.) is most suitable for forestry point.
- 5.5 The User Agency has certified that this proposal does not require Cost Benefit Analysis report as the project located in plan area not involving greater than 20.00 ha of Forest Land.
- 5.6 The copy of the Administrative and Technical approval by MSETCL vide letter no. MBR No.119/12 dtd.08.08.2018.

6.0 The Deputy Conservator of Forests, Yavatmal Forest Division, and the Conservator of Forests (T), Yavatmal have recommended the proposal for diversion of 0.45 ha. of Reserve Forest land.

7.00 **In view of this, the proposal is recommended for approval under the section -2 (ii) of the Forest (Conservation) Act, 1980 subject to the following conditions: –**

7.1 The legal status of the forest land required will remain unchanged.

7.2 Forest land will be handed over only after required non-forest land for the project is handed over to the User Agency.

**7.3 Compensatory Afforestation:-**

Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha. degraded forest land in Compartment No.112 at Village Darwaha (Kinhi Valgi), Tahsil Darwaha, Dist. Yavatmal 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.

The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

**7.4 NPV:-**

- a) The State Government shall charge the Net Present Value (NPV) for the 149.7356 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No.566 in WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt.II), dated 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5-3/2007-FC, dated 05/02/2009 and 5-3/2011-FC(Vol-1) dtd.06.01.2022 in this regard.
- b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.

7.5 User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.

7.6 All the funds received from the user agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<http://parivesh.nic.in/>).

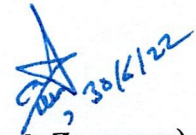
7.7 The layout plan of the proposal shall not be changed without prior approval of Central Government.

7.8 No labour camp shall be established on the forest land.

- 7.9 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.
- 7.10 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.
- 7.11 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 7.12 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 7.13 The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
- 7.14 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 Guidelines F.No.11-42/2017-FC, dated 29/01/2018.
- 7.15 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.
- 7.16 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

8.00 This proposal falls in the category of critical development initiatives for public. In this proposal area requirement is less than 1.00 ha. hence this proposal fits in the category of Electric and Telecommunication lines under 4.3 guidelines of FCA Handbook. Approval of such proposal rest with State Government, therefore this proposal is recommended for diversion of 0.45 ha Reserve Forest under section 2 (ii) of the Forest (Conservation) Act, 1980 Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District in the State of Maharashtra (FP/MH/TRANS/ 37560/2018).

Encl. :- Proposal 2 copies

  
30/6/22

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests  
& Nodal Officer Maharashtra State, Nagpur

Copy to the Conservator of Forests (T) Yavatmal for information.

Copy to the Deputy Conservator of Forests (T) Yavatmal for information.

Copy to the Office of Executive Engineer, EHV Construction Division, M.S.E.T.C.L, Old Power House Campus, Near Duffrin Hospital, Amravati 444 601.

## PART -IV

(To be filled by Nodal Officer or Principal Chief Conservator of Forests  
(Head of Forest Force))

(Detailed opinion and specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks)

Sub: Proposal for diversion of 0.45 ha. Reserve Forest Land for Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District in the State of Maharashtra (FP/MH/TRANS/ 37560/2018).

The details of land proposed for diversion is as under-

Sr. No	Item work purpose	Range	Village Name	Taluka	Compt No.	Survey/ Gut No.	Length (in Mtrs) x Width in Mtrs)	Area (in ha.)	Legal Status
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Total Area (in ha.)								0.45	

*Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no.*

  
(Naresh Zurmure)

Additional Principal Chief Conservator of Forests  
& Nodal Officer

Date: 30 /06/2022

Place: Nagpur

## PART -V

(To be filled in by the Secretary in charge of the Forest Department or any other authorized officer of the State Government not below the rank of under Secretary)

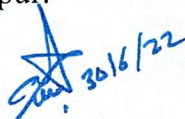
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Recommended:

MoEF, Government of India, vide letter No.5-5/86-FC (Pt) dated 17/4/2000 has suggested to submit proposals for projects in social sector requiring forest area up to 5.00 Ha., directly to Government of India. Accordingly, Government of Maharashtra has delegated the power to the Nodal Officer, Maharashtra State vide No. FLD-1000/CR-187/F-10 dated 10/05/2000 to submit proposals less than 5.00 Ha. (excluding National Parks and Sanctuaries) directly to Regional Office, MoEF, Nagpur.

 30/6/22

(Naresh Zurmure)

Additional Principal Chief Conservator of Forests  
& Nodal Officer

Date: 30/06/2022

Place: Nagpur

**Proposal for diversion of 0.45 ha. Reserve Forest Land for Construction of LILO on  
132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station  
Transmission Line in Yavatmal District in the State of Maharashtra  
(FP/MH/TRANS/37560/2018).**

**Specific Recommendation of Principal Chief Conservator of Forests,  
Maharashtra State (Head of Forest Force) with regards to acceptance or  
otherwise of the proposal supported by reasons.**

1.0 The Proposal is for diversion of 0.45 ha. Reserve Forest Land for Construction of LILO on 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission Line in Yavatmal District in the State of Maharashtra (FP/MH/TRANS/37560/2018).

2.0 The proposal has been initiated by the Executive Engineer, EHV Project Division, Amravati for seeking approval under Forest (Conservation) Act, 1980. This is Extra High Voltage electricity transmission line project transmitting power in Yavatmal District from 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station Transmission line substations are established to strengthen the electricity grid network through State to cater power demand of developing industrial and residential area along with agricultural area. Accordingly Maharashtra State Electricity Transmission Company is State Governments Public Utility undertaking to establish such a grid network throughout the State by constructing EHV transmission line.

Therefore, The Board of Director's MSETCL passed a resolution vide MBR No.119/12 dtd.08.08.2017 to construct 132 KV EHV line from 132 KV Yavatmal – Yavatmal MIDC line for 132 KV Darwha Sub-Station. Route length of line nearly 33.7 Km. The construction of project commenced in 2008.

3.0 The details of the forest land proposed for diversion are as under:-

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- 7.16 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)



(Y. L. P. Rao)

**Principal Chief Conservator of Forests  
(Head of Forest Force)  
Maharashtra State, Nagpur**