



**Office of the Principal Chief Conservator of Forests (Head of Forests Force),  
Maharashtra State**

**Additional Principal Chief Conservator of Forests & Nodal Officer,**

1<sup>st</sup> Floor, B Wing,

Van Bhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001

Tel.No.: 0712- 2556916 , E-mail: [apccfnodal@mahaforest.gov.in](mailto:apccfnodal@mahaforest.gov.in)

Sub:- Proposal for diversion of 0.0452 ha. forest land under section-2 of the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra.

No. :- Desk-17/Nodal/Kolhapur/ID-12883/(28)/782/2022-23  
Nagpur- 440 001, Dated 30/06/2022

To,

The Deputy Director General (Central)  
Ministry of Environment, Forests, and Climate Change,  
Integrated Regional Office, Ground Floor, East Wing,  
New Secretariat Building,  
Civil Lines, Nagpur-440001

Sir,

The proposal for diversion of 0.0452 ha. forest land has been initiated by the Executive Engineer, Rural Water Supply Division, Zilla Parishad, Kolhapur for seeking approval under the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra. The details of forest land proposed for diversion is as given below:-

Purpose	Name of Village	Taluka	District	Component	Gut No.	Length x Width in Mtr.	Area (In ha.)	Legal Status
For providing of drinking water supply pipeline.	Badewadi	Panhala	Kolhapur	Pipeline	187	70 x 1.90	0.0133	R.F.
					185	156 x 1.90	0.0296	P.F.
				Water Chamber	187	2 x 2.50	0.0005	R.F.
				Chamber wall/ Bandhara	187	12 x 1.50	0.0018	R.F.
Total Forest Land(in ha.)							0.0452	

**2.00** The User Agency has certified that the project's main objective is to fulfill the need for drinking water for Badewadi villagers and their pet animals. Non-Forest land required for this project is 0.2111 ha. (P-24) The site inspection report of the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur is enclosed on pages no.18 to 19. Joint Site Inspection Report of User Agency along with Concerned Deputy Conservator of Forests is enclosed on pages no.20 to 21.

**3.00** Following documents as prescribed in Government Circular, Revenue and Forest Department No.FLD-1081/2041/(A)/F-3, dated 20/03/1982 and according to Government of India's instructions issued from time to time are enclosed in one copies.

- 3.1 Prescribed form dated 10/01/2003.
- 3.2 Certificate regarding minimum demand of forest land for the project,
- 3.3 Area Statement,
- 3.4 Index map in suitable scale,



**4.00 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has certified that:-**

- 4.1 No suitable alternate non-forest land is available and the demand for the forest land is minimum. (P-30)
- 4.2 The area belongs to Very Dense Forest Eco class-I and has a density of 0.4. (P-18 & 54)
- 4.3 Six trees will be cut down during the implementation of this project. (P-58)
- 4.4 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. (P-48)
- 4.5 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. (P-50)
- 4.6 The proposed Project is beyond 10.00 km from the boundary of Chandoli National Park and Radhanagari Wildlife Sanctuary. (P-62)
- 4.7 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance. (P-49)
- 4.8 There is no violation of Forest (Conservation) Act, 1980. (P-33)
- 4.9 Proposed Compensatory Afforestation over 1.00 ha degraded Forest land in Gut No.185 of Village-Badewadi, Taluka Panhala, Dist.Kolhapur and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances. (P-34)
- 4.10 Details of the alternative examined by the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur for the project is as under:- (P-68)

Sl. No.	Alignments	Gut No.	Length	Area
1.	1 <sup>st</sup> alignment (Proposed)	185 & 187	226 mtr.	0.0452 ha.
2.	2 <sup>st</sup> alignment	185 & 187	1368 mtr.	0.2600 ha
3.	3 <sup>rd</sup> alignment	185 & 187	1284 mtr.	0.2439 ha

After examination the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has come to the conclusion that the alternative mentioned in Sl. No.1 is the most suitable from a forestry point of view. The other two alternatives are being rejected on grounds that they require more forest areas. (P-68)

- 4.11 The Project is in the larger interest of the people of Badewadi Village. In the present situation and the present case, the alignment has been decided only after considering such site factors all alternatives have been explored and the User agency of the project is the Executive Engineer, Rural Water Supply Division, Zilla Parishad, Kolhapur hence, the proposal is categorized as "Site Specific". (P-210)



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

- 5.1 Agreed to defray the cost of Compensatory Afforestation. (P-31)
- 5.2 Agreed to defray the cost of clearance removal of the vegetation of growth from the project area. (P-57)
- 5.3 Agreed to defray the cost of Net Present Value for the forest land proposed for diversion. (P-52)
- 5.4 There are 6 trees cutting and felling involved in the project. (P-41)  
Girth wise details is as under:- (P-61A)

Tree Girth in Cm.		
0-30	31-60	Total
1	5	6

- 5.5 In respect of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 Form-1 (for the linear project) of Collector and Chairman, District Level Committee (FRA), Kolhapur issued vide letter No.Desk-IV-FRA-SR-183/2019, dated 23/02/2021 has been submitted. (P-209)
- 5.6 Administrative approval order dated 3/11/2018 issued by Chief Executive Officer, Zilla Parishad, Kolhapur is enclosed form pages no.199 to 204.
- 5.7 Technical approval order dated 9/10/2018 issued by Executive Engineer (R.W.S.) Zilla Parishad, Kolhapur is enclosed form pages no.205 to 208.
- 6.00 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur and the Chief Conservator of Forests (T.), Kolhapur have recommended the proposed project. Part-II is enclosed on pages no.16 & 17. Part-III is enclosed on page no.25.
- 7.00 The KML file C.D for the 3 alternatives, proposed diverted area and C.A area is enclosed and placed in the file at the top.

**8.00 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:-**

- 8.1 The legal status of the forest land required will remain unchanged.
- 8.2 Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha degraded Forest land in Gut No.185 of Village-Badewadi, Taluka Panhala, Dist.Kolhapur 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.
- 8.3 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 provisions for anticipated cost increase for works scheduled for subsequent years.



- 8.4 The State Government shall charge the Net Present Value (NPV) for the 0.0452 ha. forest area to be diverted under this proposal from the User Agency as per the Government of India guidelines dated 06/01/2022, 19/01/2022 and 22/03/2022. .
- 8.5 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.
- 8.6 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.
- 11.7 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/>)
- 8.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 8.9 The pipeline shall be laid down 1.5 meter below the ground and after laying down of pipeline the ground will be leveled.
- 8.10 No labour camp shall be established on the forest land.
- 8.11 Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- 8.12 The boundary of the diverted forestland shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
- 8.13 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 8.14 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.
- 8.15 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, dated 29/01/2018.
- 8.16 Any other condition that the Ministry of environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- 8.17 The compliance report shall be uploaded on e-portal(<http://parivesh.nic.in/>).
- 9.00 It is therefore, requested that the Government of India may kindly be moved for approving the proposal for diversion of 0.0452 ha. forest land under section-2 of the Forest



(Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl: (Proposal in one copy)

Yours sincerely,

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests  
& Nodal Officer

Copy submitted to the Principal Secretary (Forests), Revenue & Forest Department, Mantralya, Mumbai – 400032 for information and necessary action (Encl.:- Proposal in one copy)

Copy forwarded to the Chief Conservator of Forests (Territorial), Kolhapur for information.

Copy to the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur for information.

Copy to the Executive Engineer, Rural Water Supply Division, Zilla Parishad, Kolhapur for information.



**PART -IV**

**(To be filled by the Nodal Officer or the 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 0.0452 ha. forest land under section-2 of the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra. The details of land proposed for diversion is as under-

Purpose	Name of Village	Taluka	District	Component	Gut No.	Length x Width in Mtr.	Area (In ha.)	Legal Status
For providing of drinking water supply pipeline.	Badewadi	Panhala	Kolhapur	Pipeline	187	70 x 1.90	0.0133	R.F.
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				Water Chamber	187	2 x 2.50	0.0005	R.F.
				Chamber wall/ Bandhara	187	12 x 1.50	0.0018	R.F.
Total Forest Land(in ha.)							0.0452	

*Specific recommendation of the Principal Chief Conservator of Forests (HoFF), Maharashtra State, 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 an Under Secretary)**

Sub.:- Proposal for diversion of 0.0452 ha. forest land under section-2 of the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra. The details of land proposed for diversion is as under-

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Total Forest Land(in ha.)							0.0452	

Recommended:

MoEF, Government of India, vide D.O. 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 Letter 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 Integrated Regional Office, MoEF, Nagpur.



(Naresh Zurmure)

Additional Principal Chief Conservator of Forests  
& Nodal Officer

Date: 30/06/2022

Place: Nagpur



**Proposal for diversion of 0.0452 ha. forest land under section-2 of the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra.  
(FP/MH/WATER/46464/2020)**

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

The Proposal for diversion of 0.0452 ha. forest land under section-2 of the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra.

**2.00 The details of the forest land proposed for diversion are as under:- (P-23)**

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**3.00** The proposal has been initiated by the Executive Engineer, Rural Water Supply Division, Zilla Parishad, Kolhapur for seeking approval under the Forest (Conservation) Act, 1980 for providing of drinking water supply pipeline for Village Badewadi, Taluka Panhala, District Kolhapur in the State of Maharashtra. The User Agency has certified that the project's main objective is to fulfill the need for drinking water for Badewadi villagers and their pet animals. Non-Forest land required for this project is 0.2111 ha. (P-24) The site inspection report of the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur is enclosed on pages no.18 to 19. Joint Site Inspection Report of User Agency along with Concerned Deputy Conservator of Forests is enclosed on pages no.20 to 21.

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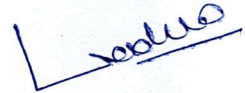
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(Dr. Y.L.P Rao)

Principal Chief Conservator of Forests,  
(Head of Forest Force),  
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