

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 56.860 ha. Zudpi Jungle land/Protected Forest land for construction of Kotgal Barrage in villages (i) Kotgal, Mahadwadi, Chack, Sakhara, katali, Churchuramal, Dibhanachack, Visapur of Gadchiroli, District and villages (ii) Nifandra and Bormala in Chandrapur, District of Maharashtra State.. The details of land proposed for diversion is as under-

Sr. No	Item of Works	Name of Village	Survey/Gat No.	Compt. No.	Area (in ha.)	Legal status
A] Gadchiroli District						
1	Construction of Kotgal Barrage Project	Kotgal	185/1,212,202,203, 206,207,214/1,245, 362,289,302/1,306, 280,367,259,262, 264,208,695,696,211/1, 213/1,313/1	--	15.299	Zudpi Jungle
2		Wisapur	106	--	0.48	Zudpi Jungle
3		Gadchiroli	272,305,293,545,594, 596,124,123	--	2.408	Zudpi Jungle
4		Mahadwadi	69,68	--	0.525	Protected Forest
5		Sakhara	515,517,519,512	615	7.03	Zudpi Jungle
			282,393,516,514	--	28.16	Protected Forest
		Katali	281	--	0.57	Zudpi Jungle
6		Churchura (Mal)	199,37	--	0.905	Protected Forest
7		Dibhana (Chak)	2,3,83	--	0.303	
Total Forest land in Gadchiroli, district					55.68	
B] Chandrapur District						
8		Nafandra	700,646,648,649, 639	--	0.690	Zudpi Jungle
9		Bormala	58,59,78,84	--	0.49	Zudpi Jungle
B] Total Forest land in Chandrapur, district					1.180	
Grand Total (A+B)					56.860	

Abstract and legal status of the area proposed for diversion are as under:-

Sr. No.	Division	Area (in ha)	Legal Status
1	Wadsa, Forest Division	37.493	Zudpi Jungle/ Protected Forest
2	Gadchiroli, Forest Division	18.187	
3	Chandrapur, Forest Division	1.180	
Total Forest Area		56.860	

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The brief usage breakup of forest land required for Kotgal Barrage is under:-

Name of Forest Division	Forest Land Required for Project Area (in Ha)		
	Submergence	Bund	Total
Gadchiroli District			
Gadchiroli	16.452	1.735	18.187
Wadsa	37.493	0.00	37.493
Total	53.945	1.735	55.68
Chandrapur District			
Chandrapur	1.18	0.00	1.18
Total	1.18	0	1.18
Grand Total	55.125	1.735	56.86

Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no. 231 D



(G Sai Prakash)

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

Date: 23/08/2018

Place: Nagpur

Proposal for diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction of Kotgal Barrage in villages (i) Kotgal, Mahadwadi, Chack, Sakhara, katali, Churchuramal, Dibhanachack, Visapur of Gadchiroli, District and villages (ii) Nifandra and Bormala in Chandrapur, District of Maharashtra State.

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

- 1) Proposal for diversion of 56.860 ha. zudpi jungle land/protected forest land for construction of Kotgal Barrage on Wainganga river of Gadchiroli, district. The proposed project envisages construction of concrete barrage of length 759 m. and 42 numbers of vertical lifting gate of size 15 x 9 m. The details of forest land proposed for diversion are as under-

Sr. No	Item of Works	Name of Village	Survey/Gat No.	Compt. No.	Area (in ha.)	Legal status
A] Gadchiroli District						
1	Construction of Kotgal Barrage Project	Kotgal	185/1,212,202,203, 206,207,214/1,245, 362,289,302/1,306, 280,367,259,262, 264,208,695,696,211/1, 213/1,313/1	--	15.299	Zudpi Jungle
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3		Gadchiroli	272,305,293,545,594, 596,124,123	--	2.408	Zudpi Jungle
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			282,393,516,514	--	28.16	Protected Forest
		Katali	281	--	0.57	Zudpi Jungle
6		Churchura (Mal)	199,37	--	0.905	Protected Forest
7		Dibhana (Chak)	2,3,83	--	0.303	
Total Forest land in Gadchiroli, district					55.68	
B] Chandrapur District						
8		Nafandra	700,646,648,649, 639	--	0.690	Zudpi Jungle
9		Bormala	58,59,78,84	--	0.49	Zudpi Jungle
B] Total Forest land in Chandrapur, district					1.180	
Grand Total (A+B)					56.860	

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Total Forest Area		56.860	

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	Submergence	Bund	Total
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Gadchiroli	16.452	1.735	18.187
Wadsa	37.493	0.00	37.493
Total	53.945	1.735	55.68
Chandrapur District			
Chandrapur	1.18	0.00	1.18
Total	1.18	0	1.18
Grand Total	55.125	1.735	56.86

The proposal has been initiated by Executive Engineer, Minor Irrigation Division, Chandrapur for diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction Kotgal Barrage project under the Forest (Conservation) Act, 1980. The proposed project shall benefit 20 villages of Gadchiroli, district. The total irrigable command area of the project is 6620 ha. The storage capacity of Barrage is 59.524 Mm³ and average annual utilization is 103.22 Mm³. The basic aim of the proposed project is to provide water availability for three lift irrigation schemes and virgin command on the banks of rivers in Naxal prone Gadchiroli, district in the State of Maharashtra. The proposed forest land for this project is mainly required for submergence in low lying areas below designed level. The water utilization of the project is as under-

Sr. No	Schemes	Water Utilization Mm ³
1	Kotgal LIS	19.869
2	Porla Wasa LIS	20.614
3	Gogaon LIS	3.99
4	Virgin command	6.18
5	Drinking water provision	10
6	Industrial water provision	20
7	Evaporation losses	20.791
Total Utilization		103.444

The project can be demarcated on Survey of India Top sheet No. 55 P/16, 64 D/4 and the forest area lies within Latitude and Longitude N-79°56'35" and E-20°11'50". The Project is administratively approved by the Government of Maharashtra, Water

Resources Department, Government Resolution No.AA-2011/776/ (263/2011)/WRD, dt.05/11/2011. The B:C ratio for the project is 25.66. The total non forest area involved in the project is 376.96 ha. The site inspection report of the Chief Conservator of Forests (T), Gadchiroli and the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur are enclosed on page no. 226 to 235.

- 3) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, has certified that the area belongs to Eco-value class III and having density 0.4 of open forest, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli has certified that the area belongs to Eco class III having density open forest and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur has certified the area belongs to Eco-value class III and having density below 0.1.
- 4) There are 481 trees of various species and girth coming in the submergence area proposed for diversion. Girth class wise abstract is given as under:-

Wadsa Forest Division									
15-30 cm.	31-45 cm.	46-60 cm.	61-75 cm.	76-90 cm.	91-105 cm.	106-120 cm.	121-135 cm.	136-150 cm.	Total ¹
15	55	27	18	16	6	1	1	2	141

Gadchiroli Forest Division									
15-30 cm.	31-45 cm.	46-60 cm.	61-75 cm.	76-90 cm.	91-105 cm.	106-120 cm.	121-135 cm.	136-150 cm.	Total
83	72	65	45	29	27	13	4	2	340

The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur area have certified that there is no cutting and felling of trees involved in the implementation of the project. The user agency has also submitting an undertaking that there is no cutting and felling of trees involved during implementation of the project and the same is enclosed in the proposal at page no.212.

- 5) The District Collector, Gadchiroli, the District Collector, Chandrapur, the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer,

Chandrapur Forest Division, Chandrapur have certified that no alternate alignment is possible and the forest land required is the barest minimum.

- 6) ✓ The user agency has agreed to defray the cost of compensatory afforestation over degraded forest land. p/164
- 7) ✓ The user agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed under diversion. p/168
- 8) ✓ The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. p/224
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- 9) ✓ The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forest, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the proposed project is beyond 10 km of boundaries of the Protected Area (Wildlife Sanctuary and National Park) p/214
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- 10) ✓ The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the area involved in the project does not affect any monumental site of cultural, historical, religious, archeological or recreational importance. p/201
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- 11) ✓ The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that there is no violation of the Forest (Conservation) Act, 1980. p/209
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- 12) ✓ The Deputy Conservator of Forests, Wardha Forest Division, Wardha has given suitability for 114.00 ha zudpi jungle land for compensatory afforestation and certified that it is contiguous & suitable for management purpose and it is free from encroachment and encumbrances. The details are as under:- Vol-11
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Sr. No	Village	Taluka	District	Survey. no.	Total Area (in ha.)	Area suitable for plantation
1	Ghorpad	Samudrapur	Wardha	131,132,133, 135	44.93	25.00
2	Hivra	Selu		9,10	13.21	12.50
	Dahegaon (Gosavi)			285	10.87	10.00
	Sukali (Station)			20/1,70/2	14.10	10.00
	Chincholi			4	16.48	8.00

3	Chikhali	Deoli		59,60	10.83	10.00
	Eirapur			75/1	12.00	10.00
4	Mandavgad	Wardha		219/2	14.92	10.00
	Sirasgaon			4	12.44	10.00
	Wadad			325,326,333	13.45	8.50
Total					163.26	114.00

- 13) The Divisional Forest Officer, Chandrapur Forest Division, Chandrapur and the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli have certified that the non forest land covered under the proposal of construction of Kotagal Barrage, Dist. Gadchiroli are not under the provision of Maharashtra Private Forest Acquisition Act, 1975 by virtue of application of Section-35 of India Forest Act, 1927 and are not recognized as deemed Reserved Forest as well as not included in the area identified as forest as the 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/291
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- 14) The User Agency has submitted the certificates of Collector, Chandrapur and the Collector, Gadchiroli under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide their letters No./Karya-4/RB-II/2018/25, dt.12/02/2018, (ii) No. Desk-3/AK/Land-I/CR-/WS/854/2018, dt.23/03/2018 and (iii) No.Desk-3/AK/Land-I/CR/Ws/849/2018, dt.23/03/2018 in prescribed format Form- II as per Government of India guidelines dated 5/7/2013. p/287
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- 15) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur, the Chief Conservator of Forests (T), Gadchiroli Circle and the Chief Conservator of Forests (T), Chandrapur Circle have recommended the proposal for diversion of 56.860 ha. of forest land. p/238
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In view of this, the proposal is recommended for approval under section - 2 (ii) of the FCA, 1980 subject to the following conditions: –

- The legal status of the forest land required will remain unchanged.
- Compensatory afforestation will be raised over 114.00 ha zudpi jungle at the cost of user agency in Taluka. Samudrapur, Selu, Deoli, Wardha in Dist. Wardha. The details are as under:-

Sr. No	Village	Taluka	District	Survey. no.	Total Area (in ha.)	Area suitable for plantation
1	Ghorpad	Samudrapur	Wardha	131,132,133, 135	44.93	25.00
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	Sirasgaon			4	12.44	10.00
	Wadad			325,326,333	13.45	8.50
Total					163.26	114.00

- iii) The boundary of the diverted forest land shall be demarcated on ground at the project cost by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number toward and back bearing and distance from pillar to pillar. ✓
- iv) No trees will be felled during the implementation of the project.
- v) The Project Authority should provide water to forestry and allied purposes at the rate fixed by the Government of Maharashtra. ✓
- vi) The forest land shall not be used for any purpose other than specified in the project.
- vii) The project authority will defray the cost of Net Present Value of 56.86 ha. of forest land as per the latest Guideline of the Government of India.
- viii) The project authority will defray the additional/revised cost of Net Present Value of forest land as per the latest guidelines of Government of India. ✓
- xi) The forest land shall not be utilized for any purpose other than specified in the project proposal.
- x) No damage shall be caused to the flora and fauna of the area. ✓
- xi) No labour camp shall be established on the forest land; ✓
- xii) The user agency, if required, shall undertake comprehensive soil conservation measure at the project cost in consultation with the Forest Department. ✓
- xiii) A Catchment Area Treatment Plan shall be prepared, and implemented under the supervision of the Forest Department at the project cost, if applicable;
- xiv) The user agency shall obtain environmental clearance, 2006, if required. ✓
- xv) The user agency shall carry out muck disposal at pre- designated sites in such manner so as to avoid its rolling down; ✓
- xvi) The dumping area for muck disposal shall be stabilized and reclaimed by planting suitable species by the user agency at the cost of project under the supervision of State Forest Department. Retaining walls and terracing shall be carried out to hold the dumping material in place. Stabilization and reclamation of such dumping sites shall be completed before handing over the same to the State Forest Department in a time bound manner as per plan; ✓
- xvii) The user agency shall consult organizations (s) having experience in construction of roads in hilly areas to avoid frequent road blocks due to landslides etc. and shall provide beast walls and retaining wherever necessary; ✓

- xviii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- xxi) All other conditions as may be mandatory under relevant Acts, Rules and guidelines shall be complied with by the user agency.


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


21/8/2018


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**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

Sub:- Proposal for diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction of Kotgal Barrage in villages (i) Kotgal, Mahadwadi, Chack, Sakhara, katali, Churchuramal, Dibhanachack, Visapur of Gadchiroli, District and villages (ii) Nifandra and Bormala in Chandrapur, District of Maharashtra State.

No. : Desk-17/NC/I/I.D- / 1072 /17-18

Nagpur – 440 001, Dated : 23/8/2018

To,
The Secretary (Forests),
Revenue & Forest Department,
Mantralaya, Mumbai – 400032

The Executive Engineer, Minor Irrigation Division, Chandrapur has submitted proposal for diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction of Kotgal Barrage in villages (i) Kotgal, Mahadwadi, Chack, Sakhara, katali, Churchuramal, Dibhanachack, Visapur of Gadchiroli, District and villages (ii) Nifandra and Bormala in Chandrapur, District of Maharashtra State. The details of forest land proposed for diversion is as given below: -

Sr. No	Item of Works	Name of Village	Survey/Gat No.	Compt. No.	Area (in ha.)	Legal status
A] Gadchiroli District						
1	Construction of Kotgal Barrage Project	Kotgal	185/1,212,202,203, 206,207,214/1,245, 362,289,302/1,306, 280,367,259,262, 264,208,695,696,211/1, 213/1,313/1	--	15.299	Zudpi Jungle
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B] Total Forest land in Chandrapur, district					1.180	
Grand Total (A+B)					56.860	

Abstract and legal status of the area proposed for diversion are as under:-

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Chandrapur	1.18	0.00	1.18
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Grand Total	55.125	1.735	56.86

The proposal has been initiated by Executive Engineer, Minor Irrigation Division, Chandrapur for diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction Kotgal Barrage project under the Forest (Conservation) Act, 1980. The proposed project shall benefit 20 villages of Gadchiroli, district. The total irrigable command area of the project is 6620 ha. The storage capacity of Barrage is 59.524 Mm³ and average annual utilization is 103.22 Mm³. The basic aim of the proposed project is to provide water availability for three lift irrigation schemes and virgin command on the banks of rivers in Naxal prone Gadchiroli, district in the State of Maharashtra. The proposed forest land for this project is mainly required for submergence in low lying areas below designed level. The water utilization of the project is as under-

S. N	Schemes	Water Utilization Mm ³
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2	Porla Wasa LIS	20.614
3	Gogaon LIS	3.99
4	Virgin command	6.18
5	Drinking water provision	10
6	Industrial water provision	20
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Total Utilization		103.444

The project can be demarcated on Survey of India Top sheet No. 55 P/16, 64 D/4 and the forest area lies within Latitude and Longitude N-79°56'35'' and E-20°11'50''. The Project is administratively approved by the Government of Maharashtra, Water Resources Department, Government Resolution No.AA-2011/776/ (263/2011)/WRD, dt.05/11/2011. The B:C ratio for the project is 25.66. The total non forest area involved in the project is 376.96 ha. The site inspection report of the Chief Conservator of Forests (T), Gadchiroli and the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur are enclosed on page no. 226 to 235.

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 three copies.

- 1) Prescribed form dated 10/01/2003.
- 2) Certificate regarding minimum demand of forest land for the project,
- 3) Area Statement,
- 4) Index map in suitable scale,
- 5) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, has certified that the area belongs to Eco-value class III and having density 0.4 of open forest, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli has certified that the area belongs to Eco class III having density open forest and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur has certified the area belongs to Eco-value class III and having density below 0.1.
- 6) There are 481 trees of various species and girth coming in the submergence area proposed for diversion. Girth class wise abstract is given as under:-

Wadsa Forest Division									
15-30 cm.	31-45 cm.	46-60 cm.	61-75 cm.	76-90 cm.	91-105 cm.	106-120 cm.	121-135 cm.	136-150 cm.	Total
15	55	27	18	16	6	1	1	2	141

Gadchiroli Forest Division									
15-30 cm.	31-45 cm.	46-60 cm.	61-75 cm.	76-90 cm.	91-105 cm.	106-120 cm.	121-135 cm.	136-150 cm.	Total
83	72	65	45	29	27	13	4	2	340

The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur area have certified that there is no cutting and felling of trees involved in the implementation of the project. The user agency has also submitting an undertaking that there is no cutting and felling of trees involved during implementation of the project and the same is enclosed in the proposal at page no.212.

- 7) The District Collector, Gadchiroli, the District Collector, Chandrapur, the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that no alternate alignment is possible and the forest land required is the barest minimum.

- 8) The user agency has agreed to defray the cost of compensatory afforestation over degraded forest land.
- 9) The user agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed under diversion.
- 10) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 11) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forest, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the proposed project is beyond 10 km of boundaries of the Protected Area (Wildlife Sanctuary and National Park)
- 12) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that the area involved in the project does not affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 13) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur have certified that there is no violation of the Forest (Conservation) Act, 1980.
- 14) The Deputy Conservator of Forests, Wardha Forest Division, Wardha has given suitability for 114.00 ha zudpi jungle land for compensatory afforestation and certified that it is contiguous & suitable for management purpose and it is free from encroachment and encumbrances. The details are as under:-

Sr. No	Village	Taluka	District	Survey. no.	Total Area (in ha.)	Area suitable for plantation
1	Ghorpad	Samudrapur	Wardha	131,132,133, 135	44.93	25.00
2	Hivra	Selu		9,10	13.21	12.50
	Dahegaon (Gosavi)			285	10.87	10.00
	Sukali (Station)			20/1,70/2	14.10	10.00
	Chincholi			4	16.48	8.00
3	Chikhali	Deoli		59,60	10.83	10.00
	Eirapur			75/1	12.00	10.00
4	Mandavgad	Wardha		219/2	14.92	10.00
	Sirasgaon		4	12.44	10.00	
	Wadad		325,326,333	13.45	8.50	
Total					163.26	114.00

- 15) The Divisional Forest Officer, Chandrapur Forest Division, Chandrapur and the Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli Forest Division, Gadchiroli have certified that the non forest land covered under the proposal of construction of Kotagal Barrage, Dist. Gadchiroli are not under the provision of Maharashtra Private Forest Acquisition Act, 1975 by virtue of application of Section-35 of India Forest Act, 1927 and are not recognized as deemed Reserved Forest as well as not included in the area identified as forest as the dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 16) The User Agency has submitted the certificates of Collector, Chandrapur and the Collector, Gadchiroli under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide their letters No./Karya-4/RB-II/2018/25, dt.12/02/2018, (ii) No. Desk-3/AK/Land-1/CR-/WS/854/2018, dt.23/03/2018 and (iii) No.Desk-3/AK/Land-I/CR/Ws/849/2018, dt.23/03/2018 in prescribed format Form- II as per Government of India guidelines dated 5/7/2013.
- 17) The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa, the Deputy Conservator of Forests, Gadchiroli and the Divisional Forest Officer, Chandrapur Forest Division, Chandrapur, the Chief Conservator of Forests (T), Gadchiroli Circle and the Chief Conservator of Forests (T), Chandrapur Circle have recommended the proposal for diversion of 56.860 ha. of forest land.

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

- i) The legal status of the forest land required will remain unchanged.
- ii) Compensatory afforestation will be raised over 114.00 ha zudpi jungle at the cost of user agency in Taluka. Samudrapur, Selu, Deoli, Wardha in Dist. Wardha. The details are as under:-

Sr. No	Village	Taluka	District	Survey. no.	Total Area (in ha.)	Area suitable for plantation
1	Ghorpad	Samudrapur	Wardha	131,132,133, 135	44.93	25.00
2	Hivra	Selu		9,10	13.21	12.50
	Dahegaon (Gosavi)			285	10.87	10.00
	Sukali (Station)			20/1,70/2	14.10	10.00
	Chincholi			4	16.48	8.00
3	Chikhali	Deoli		59,60	10.83	10.00
	Eirapur			75/1	12.00	10.00
4	Mandavgad	Wardha		219/2	14.92	10.00
	Sirasgaon			4	12.44	10.00
	Wadad			325,326,333	13.45	8.50
Total					163.26	114.00

- iii) The boundary of the diverted forest land shall be demarcated on ground at the project cost by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number toward and back bearing and distance from pillar to pillar.
- iv) No trees will be felled during the implementation of the project.

- v) The Project Authority should provide water to forestry and allied purposes at the rate fixed by the Government of Maharashtra.
- vi) The forest land shall not be used for any purpose other than specified in the project.
- vii) The project authority will defray the cost of Net Present Value of 56.86 ha. of forest land as per the latest Guideline of the Government of India.
- viii) The project authority will defray the additional/revised cost of Net Present Value of forest land as per the latest guidelines of Government of India.
- xi) The forest land shall not be utilized for any purpose other than specified in the project proposal.
- x) No damage shall be caused to the flora and fauna of the area.
- xi) No labour camp shall be established on the forest land;
- xii) The user agency, if required, shall undertake comprehensive soil conservation measure at the project cost in consultation with the Forest Department.
- xiii) A Catchment Area Treatment Plan shall be prepared, and implemented under the supervision of the Forest Department at the project cost, if applicable;
- xiv) The user agency shall obtain environmental clearance, 2006, if required.
- xv) The user agency shall carry out muck disposal at pre- designated sites in such manner so as to avoid its rolling down;
- xvi) The dumping area for muck disposal shall be stabilized and reclaimed by planting suitable species by the user agency at the cost of project under the supervision of State Forest Department. Retaining walls and terracing shall be carried out to hold the dumping material in place. Stabilization and reclamation of such dumping sites shall be completed before handing over the same to the State Forest Department in a time bound manner as per plan;
- xvii) The user agency shall consult organizations (s) having experience in construction of roads in hilly areas to avoid frequent road blocks due to landslides etc. and shall provide beast walls and retaining wherever necessary;
- xviii) The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- xxi) All other conditions as may be mandatory under relevant Acts, Rules and guidelines shall be complied with by the user agency.

It is therefore, requested that Government of India may kindly be moved for approving the diversion of 56.860 ha. Zudpi Jungle land/Protected Forest land for construction of Kotgal Barrage in villages (i) Kotgal, Mahadwadi, Chack, Sakhara, katali, Churchuramal, Dibhanachack, Visapur of Gadchiroli, District and villages (ii) Nifandra and Bormala in Chandrapur, District of Maharashtra State., under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl. :- Proposal 3 copies


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

Copy to the Chief Conservator of Forests (Territorial) Gadchiroli/Chandrapur for information. 
 Copy to Deputy Conservator of Forests, Wadsa/Gadchiroli/Chandrapur for information.
 Copy to the Executive Engineer, Minor Irrigation Division, Chandrapur for information.