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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](mailto:apccfnodal@mahaforest.gov.in)**

Sub:- Proposal for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra (FP/MH/ROAD/153241/2022)

No.: Desk-17/FCA-S1/PID-153241/1362/THANE

Nagpur – 440 001, Dated :- 01/08/2023

To,  
The Principal Secretary (Forests),  
Revenue and Forest Department,  
Mantralaya, Mumbai -32

The General Manager (Forest) CIDCO Ltd., CBD Belapur, Navi Mumbai 400614 has submitted proposal for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra. The details of forest land proposed for diversion is as given below: - (P/14 to 17)

Sr. No.	Item wise Work Proposed	District	Taluka	Village	Survey No.	Gut No.	Area (Ha.)	Land Status
1.	Proposed 30 mtr. road	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.2876	Un-notified (Mangrove)
2.					Unsurvey No. Creek	--	0.1351	Un-notified (Mangrove)
3.					163/P	--	0.0077	Un-notified (Mangrove)
4.					Unsurvey No. Creek	--	0.0440	Un-notified (Mangrove)
5.					Unsurvey No. Creek	--	0.0263	Un-notified (Mangrove)
6.					4/P	461/P	0.3380	Un-notified (Mangrove)
7.					4/P	461/P	0.3000	Un-notified (Mangrove)
8.					6/4	463/4P	0.0450	Un-notified (Mangrove)
9.					6/2	463/2P	0.4182	Un-notified (Mangrove)

*updated*

10.					4/P	461/P	0.0952	Un-notified (Mangrove)
11.					4/P	461/P	0.2150	Un-notified (Mangrove)
12.	Proposed Main Bridge	Raigad	Panvel	Kharghar	79/P	--	0.0580	Un-notified (Mangrove)
13.					81/P	--	0.2340	Un-notified (Mangrove)
14.					82/A/P	--	0.2916	Un-notified (Mangrove)
15.					83/P	--	0.0094	Un-notified (Mangrove)
16.					82/B/P	--	0.0052	Un-notified (Mangrove)
17.	Proposed 40 mtr road	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.2600	Un-notified (Mangrove)
18.					Unsurvey No. Creek	--	0.0240	Un-notified (Mangrove)
19.					146/P	--	0.0412	Un-notified (Mangrove)
20.					146/P	--	0.0560	Un-notified (Mangrove)
21.					147/P	--	0.2434	Un-notified (Mangrove)
22.	Proposed Culvert	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.0451	Un-notified (Mangrove)
23.					Unsurvey No. Creek	--	0.0183	Un-notified (Mangrove)
24.					Unsurvey No. Creek	--	0.0376	Un-notified (Mangrove)
25.					Unsurvey No. Creek	--	0.0210	Un-notified (Mangrove)
26.	Proposed 45 mtr road.	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.1229	Un-notified (Mangrove)
27.					4/P	--	0.5857	Un-notified (Mangrove)
28.					Unsurvey No. Creek	--	0.0102	Un-notified (Mangrove)
29.					227/P	--	0.0072	Un-notified (Mangrove)
30.					227/P	--	0.0187	Un-notified (Mangrove)
31.	Proposed Ramp 2	Raigad	Panvel	Kharghar	79/P	--	0.0157	Un-notified (Mangrove)
32.					81/P	--	0.0675	Un-notified (Mangrove)
33.	Proposed Ramp 3	Raigad	Panvel	Kharghar	79/P	--	0.0080	Un-notified (Mangrove)
34.	Proposed Ramp 4	Raigad	Panvel	Kharghar	80/P	--	0.0400	Un-notified (Mangrove)
35.					81/P	--	0.0717	Un-notified (Mangrove)
36.					81/P	--	0.0463	Un-notified (Mangrove)

37.					Unsurvey No. Creek	--	0.2050	Un-notified (Mangrove)
38.					145/C/P	--	0.0175	Un-notified (Mangrove)
39.					82/A/P	--	0.0177	Un-notified (Mangrove)
40.	Proposed Ramp 5	Raigad	Panvel	Kharghar	83/P	--	0.0060	Un-notified (Mangrove)
41.	Proposed Ramp 6	Raigad	Panvel	Kharghar	81/P	--	0.0716	Un-notified (Mangrove)
42.					81/P	--	0.0485	Un-notified (Mangrove)
43.					82/A/P	--	0.0835	Un-notified (Mangrove)
44.					4/P	--	0.0401	Un-notified (Mangrove)
45.					82/B/P	--	0.0550	Un-notified (Mangrove)
46.					83/P	--	0.0390	Un-notified (Mangrove)
47.	Proposed Widening Road	Raigad	Panvel	Kharghar	79/P	--	0.0160	Un-notified (Mangrove)
48.					81/P	--	0.0483	Un-notified (Mangrove)
49.					83/P	--	0.0320	Un-notified (Mangrove)
50.					81/P	--	0.0472	Un-notified (Mangrove)
51.					82/A/P	--	0.0365	Un-notified (Mangrove)
52.					81/P	--	0.0180	Un-notified (Mangrove)
53.					80/P	--	0.0180	Un-notified (Mangrove)
54.					81/P	--	0.0207	Un-notified (Mangrove)
55.					81/P	--	0.0115	Un-notified (Mangrove)
56.					Unsurvey No. Creek	--	0.0663	Un-notified (Mangrove)
57.					145/C/P	--	0.0105	Un-notified (Mangrove)
58.					4/P	--	0.0165	Un-notified (Mangrove)
59.					146/P	--	0.0194	Un-notified (Mangrove)
60.					147/P	--	0.0094	Un-notified (Mangrove)
61.					147/P	--	0.0097	Un-notified (Mangrove)
62.	Proposed Connecting Road	Raigad	Panvel	Kharghar	147/P	--	0.1056	Un-notified (Mangrove)
63.					Unsurvey No. Creek	--	0.0224	Un-notified (Mangrove)

64.					Unsurvey No. Creek	--	0.0440	Un-notified (Mangrove)
65.					149/C/P	--	0.1659	Un-notified (Mangrove)
66.					Unsurvey No. Creek	--	0.0471	Un-notified (Mangrove)
67.					Unsurvey No. Creek	--	0.0654	Un-notified (Mangrove)
68.					Unsurvey No. Creek	--	0.2558	Un-notified (Mangrove)
69.					167/P	--	0.2977	Un-notified (Mangrove)
70.					168/P	--	0.1817	Un-notified (Mangrove)
71.					170/P	--	0.0168	Un-notified (Mangrove)
(A) Total Area of Alibag Division							6.4171	--
72.					456/P	--	0.0280	Un-notified (Mangrove)
73.					456/P	--	0.0130	Un-notified (Mangrove)
74.					456/P	--	0.2276	Un-notified (Mangrove)
75.					470/P	--	0.0090	Un-notified (Mangrove)
76.					255/P	--	0.0450	Reserved Forest (Mangrove)
77.	Proposed 30 mtr Road	Thane	Thane	Shahabaj	456/P	--	0.0822	Un-notified (Mangrove)
78.					456/P	--	0.0012	Un-notified (Mangrove)
79.					456/P	--	0.0410	Un-notified (Mangrove)
80.					456/P	--	0.1300	Un-notified (Mangrove)
81.					456/P	--	0.0650	Un-notified (Mangrove)
82.					456/P	--	0.2175	Un-notified (Mangrove)
83.					456/P	--	0.0800	Un-notified (Mangrove)
84.					453/P	--	0.3600	Un-notified (Mangrove)
85.	Proposed 40 mtr Road	Thane	Thane	Shahabaj	456/P	--	0.1000	Un-notified (Mangrove)
86.					453/P	--	0.1000	Reserved Forest (Mangrove)
87.					453/P	--	0.3056	Un-notified (Mangrove)
(B) Total Area of Mumbai Mangrove Conservation Unit							1.8051	--
<b>Grand Total (A) + (B)</b>							<b>8.2222</b>	<b>--</b>

2.0 The proposed project is construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra. The proposed coastal road has been divided into two parts-I is construction of coastal road from sector 11 CBD, Belapur to Jalmarg sector No.16, Kharghar (Raigad District) and Part-II is construction of balance line of coastal road from Sector 15 at CBD, Belapur to Passenger Water Transport Terminal in Nerul (Thane District). The Benefit of proposed area is shown as under:-

- CIDCO has prepared Navi Mumbai development plan which covers 95 villages and 14 well plan and self-sustained Nodes viz. Airoli, Ghansoli, Koparkhairane Vashi, Sanpada, Nerul, Belapur, Kharghar, Kamothe, Kalamboli, New Panvel, Ulwe, Pushapak Nagar and Dronagiri.
- Initially CIDCOs focus of development was in Vashi, Sanpada, CBD, Koparkhairane and Airoli and this node were developed completely in 1990 and subsequently handed over to Navi Mumbai Municipal corporation in than year 1994. This part of Navi Mumbai is referred to as Navi Mumbai (North).
- Thereafter, upon arrival Harbor Railway line which is extension from Mankhurd to New Panvel in 1990 there was tremendous increase in population in Navi Mumbai when CIDCO had to shift it's devolvment focus to other to Nodes like Kharghar, Kamothe, Kalamboli, New Panvel, Ulwe and Dronagiri. These Nodes come under Raigad district are now referred as Navi Mumbai (South) which is under CIDCO's jurisdiction.
- Kharghar Node is located below forest land which is beautifully planned node of CIDCO and termed as to be most modern and Iconic node of CIDCO. Kharghar is primarily as residential township and having several education institutes in its fold as per present status of development sector 1 to 22 in this node are fully developed. Except sector 9 which is surrounding Kopara village and yet another development other sector like 26 to 45 are still under development the pace of development in these sector is now picked up.
- This node also has CIDCO housing project such as Spagheti, Gharkul, Vastu Vihar Celebration, Valley Shilp and Swapnapurti constructed by CIDCO for various categories (EWS, LIG and MIG) of population. CIDCO has taken up the PMAY housing scheme in sector No.40 and at Pendhar Taloja within Kharghar Node Kharghar has also encompasses Kharghar Valley Golf Course as well as Central Park which are other iconic project of CIDCO.

- An International Standard Corporate Park in line with BKC Mumbai has also been planned of an area of 120 ha. Sector 28 to 31 of this node.

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 two 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

**4.0 The Deputy Conservator of Forests, Alibag Forest Division, Alibag and Divisional Forest Officer, Mumbai Mangrove Conservation Unit have certified that:-**

4.1 Total non forest land involved in the project is 26.8676 ha. (P/18).

4.2 The cross section map is enclosed herewith on **Page No.269**.

4.3 The copy of the Administrative approval accorded by the Superintending Engineer, Vashi vide letter dated 18/02/2019 is enclosed on page **No.144**

4.4 (i) The site inspection report of the Deputy Conservator of Forests, Alibag Forest Division Alibag is enclosed herewith on **page No.41 to 43**.

(ii) The site inspection report of the Divisional Forest Officer, Mumbai Mangrove Conservation Unit is enclosed herewith on **page No.47 to 50**.

4.5 (i) No alternate alignment is possible and the forest land required is lowest minimum.(P/21)

(ii) No alternate alignment is possible and the forest land required is barest minimum (P/22)

4.6 (i) The area belongs to Eco-value class-II having density is 0.3 (P/32)

(ii) The area belongs to Eco-value class-II having density is 0.3 to 0.4 (P/33)

4.7 There are 1182 trees of various species and trees involved in implementation of the project. The Girth wise break up is as under:- (P/34 & P/35) (P/98 & P/129)

Division	Below 30 cms	31-45	46-60	61-75	76-90	91-105	106-120	121-135	Above 136	Total
Alibag	210	290	270	65	2	0	0	0	0	837
MMCU	215	94	26	8	2	0	0	0	0	345
<b>Total</b>	<b>425</b>	<b>384</b>	<b>296</b>	<b>73</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1182</b>

4.8 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. (P/30 & 31)

4.9 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance. (P/28,29)

- 4.10 There is no violation of Forest (Conservation) Act, 1980. (P/23,24)
- 4.11 (i) The proposed project is about 13.50 Km. from Karnala Bird Sanctuary and 6.200 Km. from the boundary of the Eco-Sensitive Zone of Karnala Bird Sanctuary (P/36)
- (ii) The proposed project is 9.350 Km from nearest boundary of Thane Creek Flamingo Sanctuary (P/31)
- 4.12 Proposed Compensatory Afforestation over 9.00 ha. degraded forest land in compartment No.216, Survey No.283 Pt. at Village Vani (Goyandawadi), Taluka Roha, Dist.Raigad is contiguous & suitable for afforestation and management purpose, it is also free from encroachment and encumbrances. (P/25)
- 4.13 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/26, 27)
- 4.14 The proposed alignment is best suitable from forestry point of view. (P/38,39)

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

- 5.1 The User Agency has submitted an undertaking to defray the cost of Net Present Value. (P/139)
- 5.2 The User Agency has submitted an undertaking to defray the cost of Compensatory Afforestation (P/137).
- 5.3 The User Agency has submitted an undertaking regarding the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before final approval as per Government of India vide letter No.11-43/2013-FC, dt. 3/12/2018. (P/258)
- 6.0 The Deputy Conservator of Forests, Alibag Forest Division, Alibag and Divisional Forest Officer, Mumbai Mangrove Conservation Unit, Additional Principal Chief Conservator of Forest, Mangrove Cell, Mumbai and Chief Conservator of Forests (T), Thane and have recommended the proposal for diversion of 8.2222 ha. of forest land (P/3 to 5, 6 to 8, 9&9A )
- 2.00 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: –

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

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

**2.3 Compensatory Afforestation :-**

a) Compensatory afforestation shall be taken up by the Forest Department over 9.00 ha. degraded forest land in compartment No.216, Survey No.283 Pt. at Village Vani (Goyandawadi), Taluka Roha, Dist.Raigad 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.

2.4 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.

**2.5 NPV:-**

a) The State Government shall charge the Net Present Value (NPV) for the 8.2222 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 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.

2.6 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.

2.7 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/>).

2.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector before Stage-II approval.

- 2.9 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
- 2.10 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 2.11 It Shall be mandatory to provide underpass for safe crossing of wild animals:-
- (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
  - (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
  - (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
  - (d) Interval between such underpasses shall not be more than 2.00 km
- 2.12 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
- 2.13 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- 2.14 The layout plan of the proposal shall not be changed without prior approval of Central Government
- 2.15 No labour camp shall be established on the forest land
- 2.16 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.
- 2.17 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.
- 2.18 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 2.19 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.
- 2.20 The forest land shall not be used for any purpose other than that specified in the project proposal
- 2.21 The forest land proposed to be diverted shall under no circumstance be transferred to any other agencies, department or person without prior approval of Government of India.

2.22 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.

2.23 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.

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

3.00 It is therefore, requested that Government of Maharashtra may kindly recommended the proposal for approving for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl. :- Proposal 2 copies

 1/8/22

(Naresh Zurmure)

**Addl. Principal Chief Conservator of Forests  
& Nodal Officer**

Copy to the Additional Principal Chief Conservator of Forest, Mangrove Cell, Mumbai for information.

Copy to the Chief Conservator of Forest (T), Thane for information.

Copy to the Deputy Conservator of Forests, Alibag Forest Division, Alibag for formation.

Copy to the Divisional Forest Officer, Mumbai Mangrove Conservation Unit for information.

Copy to the General Manager (Forest) CIDCO Ltd., CBD Belapur, Navi Mumbai 400614 for information.

**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 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra (FP/MH/ROAD/153241/2022). The details of land proposed for diversion is as under-

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39.					82/A/P	--	0.0177	Un-notified (Mangrove)
40.	Proposed Ramp 5	Raigad	Panvel	Kharghar	83/P	--	0.0060	Un-notified (Mangrove)
41.	Proposed Ramp 6	Raigad	Panvel	Kharghar	81/P	--	0.0716	Un-notified (Mangrove)
42.					81/P	--	0.0485	Un-notified (Mangrove)
43.					82/A/P	--	0.0835	Un-notified (Mangrove)
44.					4/P	--	0.0401	Un-notified (Mangrove)
45.					82/B/P	--	0.0550	Un-notified (Mangrove)
46.					83/P	--	0.0390	Un-notified (Mangrove)
47.	Proposed Widening Road	Raigad	Panvel	Kharghar	79/P	--	0.0160	Un-notified (Mangrove)
48.					81/P	--	0.0483	Un-notified (Mangrove)
49.					83/P	--	0.0320	Un-notified (Mangrove)
50.					81/P	--	0.0472	Un-notified (Mangrove)
51.					82/A/P	--	0.0365	Un-notified (Mangrove)
52.					81/P	--	0.0180	Un-notified (Mangrove)
53.					80/P	--	0.0180	Un-notified (Mangrove)
54.					81/P	--	0.0207	Un-notified (Mangrove)
55.					81/P	--	0.0115	Un-notified (Mangrove)
56.					Unsurvey No. Creek	--	0.0663	Un-notified (Mangrove)
57.					145/C/P	--	0.0105	Un-notified (Mangrove)
58.					4/P	--	0.0165	Un-notified (Mangrove)
59.					146/P	--	0.0194	Un-notified (Mangrove)
60.					147/P	--	0.0094	Un-notified (Mangrove)
61.					147/P	--	0.0097	Un-notified (Mangrove)
62.	Proposed Connecting Road	Raigad	Panvel	Kharghar	147/P	--	0.1056	Un-notified (Mangrove)
63.					Unsurvey No. Creek	--	0.0224	Un-notified (Mangrove)
64.					Unsurvey No. Creek	--	0.0440	Un-notified (Mangrove)
65.					149/C/P	--	0.1659	Un-notified (Mangrove)
66.					Unsurvey No. Creek	--	0.0471	Un-notified (Mangrove)
67.					Unsurvey No. Creek	--	0.0654	Un-notified (Mangrove)
68.					Unsurvey No. Creek	--	0.2558	Un-notified (Mangrove)
69.					167/P	--	0.2977	Un-notified (Mangrove)
70.					168/P	--	0.1817	Un-notified (Mangrove)
71.	170/P	--	0.0168	Un-notified (Mangrove)				
(A) Total Area of Alibag Division							6.4171	--
72.	Proposed 30 mtr Road	Thane	Thane	Shahabaj	456/P	--	0.0280	Un-notified (Mangrove)
73.					456/P	--	0.0130	Un-notified (Mangrove)
74.					456/P	--	0.2276	Un-notified (Mangrove)
75.					470/P	--	0.0090	Un-notified (Mangrove)
76.					255/P	--	0.0450	Reserved Forest (Mangrove)
77.					456/P	--	0.0822	Un-notified (Mangrove)
78.					456/P	--	0.0012	Un-notified (Mangrove)

79.					456/P	--	0.0410	Un-notified (Mangrove)
80.					456/P	--	0.1300	Un-notified (Mangrove)
81.					456/P	--	0.0650	Un-notified (Mangrove)
82.					456/P	--	0.2175	Un-notified (Mangrove)
83.					456/P	--	0.0800	Un-notified (Mangrove)
84.	Proposed 40 mtr Road	Thane	Thane	Shahabaj	453/P	--	0.3600	Un-notified (Mangrove)
85.					456/P	--	0.1000	Un-notified (Mangrove)
86.					453/P	--	0.1000	Reserved Forest (Mangrove)
87.					453/P	--	0.3056	Un-notified (Mangrove)
(B) Total Area of Mumbai Mangrove Conservation Unit							1.8051	--
Grand Total (A) + (B)							8.2222	--

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

*(Signature)* 1/8/23

(Naresh Zurmure)

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

Date: 01/08/2023

Place: Nagpur

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**Proposal for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra (FP/MH/ROAD/153241/2022)**

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

1.0 The proposal is for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra (FP/MH/ROAD/153241/2022) has been initiated by the General Manager (Forest) CIDCO Ltd., CBD Belapur, Navi Mumbai 400614 for seeking approval under Forest (Conservation) Act, 1980.

2.0 The details of the forest land proposed for diversion are as under:- (P/14 to 17)

Sr. No.	Item wise Work Proposed	District	Taluka	Village	Survey No.	Gut No.	Area (Ha.)	Land Status
1.	Proposed 30 mtr. road	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.2876	Un-notified (Mangrove)
2.					Unsurvey No. Creek	--	0.1351	Un-notified (Mangrove)
3.					163/P	--	0.0077	Un-notified (Mangrove)
4.					Unsurvey No. Creek	--	0.0440	Un-notified (Mangrove)
5.					Unsurvey No. Creek	--	0.0263	Un-notified (Mangrove)
6.					4/P	461/P	0.3380	Un-notified (Mangrove)
7.					4/P	461/P	0.3000	Un-notified (Mangrove)
8.					6/4	463/4P	0.0450	Un-notified (Mangrove)
9.					6/2	463/2P	0.4182	Un-notified (Mangrove)
10.					4/P	461/P	0.0952	Un-notified (Mangrove)
11.					4/P	461/P	0.2150	Un-notified (Mangrove)
12.	Proposed Main Bridge	Raigad	Panvel	Kharghar	79/P	--	0.0580	Un-notified (Mangrove)
13.					81/P	--	0.2340	Un-notified (Mangrove)
14.					82/A/P	--	0.2916	Un-notified (Mangrove)
15.					83/P	--	0.0094	Un-notified (Mangrove)
16.					82/B/P	--	0.0052	Un-notified (Mangrove)

17.	Proposed 40 mtr road	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.2600	Un-notified (Mangrove)
18.					Unsurvey No. Creek	--	0.0240	Un-notified (Mangrove)
19.					146/P	--	0.0412	Un-notified (Mangrove)
20.					146/P	--	0.0560	Un-notified (Mangrove)
21.					147/P	--	0.2434	Un-notified (Mangrove)
22.	Proposed Culvert	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.0451	Un-notified (Mangrove)
23.					Unsurvey No. Creek	--	0.0183	Un-notified (Mangrove)
24.					Unsurvey No. Creek	--	0.0376	Un-notified (Mangrove)
25.					Unsurvey No. Creek	--	0.0210	Un-notified (Mangrove)
26.	Proposed 45 mtr road.	Raigad	Panvel	Kharghar	Unsurvey No. Creek	--	0.1229	Un-notified (Mangrove)
27.					4/P	--	0.5857	Un-notified (Mangrove)
28.					Unsurvey No. Creek	--	0.0102	Un-notified (Mangrove)
29.					227/P	--	0.0072	Un-notified (Mangrove)
30.					227/P	--	0.0187	Un-notified (Mangrove)
31.	Proposed Ramp 2	Raigad	Panvel	Kharghar	79/P	--	0.0157	Un-notified (Mangrove)
32.					81/P	--	0.0675	Un-notified (Mangrove)
33.	Proposed Ramp 3	Raigad	Panvel	Kharghar	79/P	--	0.0080	Un-notified (Mangrove)
34.	Proposed Ramp 4	Raigad	Panvel	Kharghar	80/P	--	0.0400	Un-notified (Mangrove)
35.					81/P	--	0.0717	Un-notified (Mangrove)
36.					81/P	--	0.0463	Un-notified (Mangrove)
37.					Unsurvey No. Creek	--	0.2050	Un-notified (Mangrove)
38.					145/C/P	--	0.0175	Un-notified (Mangrove)
39.					82/A/P	--	0.0177	Un-notified (Mangrove)
40.	Proposed Ramp 5	Raigad	Panvel	Kharghar	83/P	--	0.0060	Un-notified (Mangrove)
41.	Proposed Ramp 6	Raigad	Panvel	Kharghar	81/P	--	0.0716	Un-notified (Mangrove)
42.					81/P	--	0.0485	Un-notified (Mangrove)
43.					82/A/P	--	0.0835	Un-notified (Mangrove)
44.					4/P	--	0.0401	Un-notified (Mangrove)

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45.	Proposed Widening Road	Raigad	Panvel	Kharghar	82/B/P	--	0.0550	Un-notified (Mangrove)
46.					83/P	--	0.0390	Un-notified (Mangrove)
47.					79/P	--	0.0160	Un-notified (Mangrove)
48.					81/P	--	0.0483	Un-notified (Mangrove)
49.					83/P	--	0.0320	Un-notified (Mangrove)
50.					81/P	--	0.0472	Un-notified (Mangrove)
51.					82/A/P	--	0.0365	Un-notified (Mangrove)
52.					81/P	--	0.0180	Un-notified (Mangrove)
53.					80/P	--	0.0180	Un-notified (Mangrove)
54.					81/P	--	0.0207	Un-notified (Mangrove)
55.					81/P	--	0.0115	Un-notified (Mangrove)
56.					Unsurvey No. Creek	--	0.0663	Un-notified (Mangrove)
57.					145/C/P	--	0.0105	Un-notified (Mangrove)
58.					4/P	--	0.0165	Un-notified (Mangrove)
59.					146/P	--	0.0194	Un-notified (Mangrove)
60.					147/P	--	0.0094	Un-notified (Mangrove)
61.					147/P	--	0.0097	Un-notified (Mangrove)
62.	Proposed Connecting Road	Raigad	Panvel	Kharghar	147/P	--	0.1056	Un-notified (Mangrove)
63.					Unsurvey No. Creek	--	0.0224	Un-notified (Mangrove)
64.					Unsurvey No. Creek	--	0.0440	Un-notified (Mangrove)
65.					149/C/P	--	0.1659	Un-notified (Mangrove)
66.					Unsurvey No. Creek	--	0.0471	Un-notified (Mangrove)
67.					Unsurvey No. Creek	--	0.0654	Un-notified (Mangrove)
68.					Unsurvey No. Creek	--	0.2558	Un-notified (Mangrove)
69.					167/P	--	0.2977	Un-notified (Mangrove)
70.					168/P	--	0.1817	Un-notified (Mangrove)
71.					170/P	--	0.0168	Un-notified (Mangrove)
(A) Total Area of Alibag Division							6.4171	--
72.	Proposed 30 mtr	Thane	Thane	Shahabaj	456/P	--	0.0280	Un-notified (Mangrove)

73.	Road				456/P	--	0.0130	Un-notified (Mangrove)
74.					456/P	--	0.2276	Un-notified (Mangrove)
75.					470/P	--	0.0090	Un-notified (Mangrove)
76.					255/P	--	0.0450	Reserved Forest (Mangrove)
77.					456/P	--	0.0822	Un-notified (Mangrove)
78.					456/P	--	0.0012	Un-notified (Mangrove)
79.					456/P	--	0.0410	Un-notified (Mangrove)
80.					456/P	--	0.1300	Un-notified (Mangrove)
81.					456/P	--	0.0650	Un-notified (Mangrove)
82.					456/P	--	0.2175	Un-notified (Mangrove)
83.					456/P	--	0.0800	Un-notified (Mangrove)
84.					453/P	--	0.3600	Un-notified (Mangrove)
85.	Proposed 40 mtr Road	Thane	Thane	Shahabaj	456/P	--	0.1000	Un-notified (Mangrove)
86.					453/P	--	0.1000	Reserved Forest (Mangrove)
87.					453/P	--	0.3056	Un-notified (Mangrove)
<b>(B) Total Area of Mumbai Mangrove Conservation Unit</b>							<b>1.8051</b>	--
<b>Grand Total (A) + (B)</b>							<b>8.2222</b>	--

3.0 The proposed project is construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra. The proposed coastal road has been divided into two parts-I is construction of coastal road from sector 11 CBD, Belapur to Jalmarg sector No.16, Kharghar (Raigad District) and Part-II is construction of balance line of coastal road from Sector 15 at CBD, Belapur to Passenger Water Transport Terminal in Nerul (Thane District). The Benefit of proposed area is shown as under:-

- CIDCO has prepared Navi Mumbai development plan which covers 95 villages and 14 well plan and self-sustained Nodes viz. Airoli, Ghansoli, Koparkhairane Vashi, Sanpada, Nerul, Belapur, Kharghar, Kamothe, Kalamboli, New Panvel, Ulwe, Pushapak Nagar and Dronagiri.
- Initially CIDCOs focus of development was in Vashi, Sanpada, CBD, Koparkhairane and Airoli and this node were developed completely in 1990 and subsequently handed over to Navi Mumbai Municipal corporation in than year 1994. This part of Navi Mumbai is referred to as Navi Mumbai (North).

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- Thereafter, upon arrival Harbor Railway line which is extension from Mankhurd to New Panvel in 1990 there was tremendous increase in population in Navi Mumbai when CIDCO had to shift its devolvment focus to other Nodes like Kharghar, Kamothe, Kalamboli, New Panvel, Ulwe and Dronagiri. These Nodes come under Raigad district are now referred as Navi Mumbai (South) which is under CIDCO's jurisdiction.
  - Kharghar Node is located below forest land which is beautifully planned node of CIDCO and termed as to be most modern and Iconic node of CIDCO. Kharghar is primarily as residential township and having several education institutes in its fold as per present status of development sector 1 to 22 in this node are fully developed. Except sector 9 which is surrounding Kopara village and yet another development other sector like 26 to 45 are still under development the pace of development in these sector is now picked up.
  - This node also has CIDCO housing project such as Spagheti, Gharkul, Vastu Vihar Celebration, Valley Shilp and Swapnapurti constructed by CIDCO for various categories (EWS, LIG and MIG) of population. CIDCO has taken up the PMAY housing scheme in sector No.40 and at Pendhar Taloja within Kharghar Node Kharghar has also encompasses Kharghar Valley Golf Course as well as Central Park which are other iconic project of CIDCO.
  - An International Standard Corporate Park in line with BKC Mumbai has also been planned of an area of 120 ha. Sector 28 to 31 of this node.

**4.0 The Deputy Conservator of Forests, Alibag Forest Division, Alibag and Divisional Forest Officer, Mumbai Mangrove Conservation Unit have certified that:-**

- 4.1 Total non forest land involved in the project is 26.8676 ha. (P/18).
- 4.2 The cross section map is enclosed herewith on **Page No.269**.
- 4.3 The copy of the Administrative approval accorded by the Superintending Engineer, Vashi vide letter dated 18/02/2019 is enclosed on **page No.144**
- 4.4 (i) The site inspection report of the Deputy Conservator of Forests, Alibag Forest Division Alibag is enclosed herewith on **page No.41 to 43**.  
(ii) The site inspection report of the Divisional Forest Officer, Mumbai Mangrove Conservation Unit is enclosed herewith on **page No.47 to 50**.
- 4.5 (i) No alternate alignment is possible and the forest land required is lowest minimum.(P/21)  
(ii) No alternate alignment is possible and the forest land required is barest minimum (P/22)
- 4.6 (i) The area belongs to Eco-value class-II having density is 0.3 (P/32)

(ii) The area belongs to Eco-value class-II having density is 0.3 to 0.4 (P/33)

4.7 There are 1182 trees of various species and trees involved in implementation of the project. The Girth wise break up is as under:- (P/34 & P/35) (P/98 & P/129)

Division	Below 30 cms	31-45	46-60	61-75	76-90	91-105	106-120	121-135	Above 136	Total
Alibag	210	290	270	65	2	0	0	0	0	837
MMCU	215	94	26	8	2	0	0	0	0	345
<b>Total</b>	<b>425</b>	<b>384</b>	<b>296</b>	<b>73</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1182</b>

4.8 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. (P/30 & 31)

4.9 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance. (P/28,29)

4.10 There is no violation of Forest (Conservation) Act, 1980. (P/23,24)

4.11 (i) The proposed project is about 13.50 Km. from Karnala Bird Sanctuary and 6.200 Km. from the boundary of the Eco-Sensitive Zone of Karnala Bird Sanctuary (P/36)

(ii) The proposed project is 9.350 Km from nearest boundary of Thane Creek Flamingo Sanctuary (P/31)

4.12 Proposed Compensatory Afforestation over 9.00 ha. degraded forest land in compartment No.216, Survey No.283 Pt. at Village Vani (Goyandawadi), Taluka Roha, Dist.Raigad is contiguous & suitable for afforestation and management purpose, it is also free from encroachment and encumbrances. (P/25)

4.13 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/26, 27)

4.14 The proposed alignment is best suitable from forestry point of view. (P/38,39)

#### **5.0 The User Agency has submitted an undertaking that:-**

5.1 The User Agency has submitted an undertaking to defray the cost of Net Present Value. (P/139)

5.2 The User Agency has submitted an undertaking to defray the cost of Compensatory Afforestation (P/137).

5.3 The User Agency has submitted an undertaking regarding the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before final

6.0 The Deputy Conservator of Forests, Alibag Forest Division, Alibag and Divisional Forest Officer, Mumbai Mangrove Conservation Unit, Additional Principal Chief Conservator of Forest, Mangrove Cell, Mumbai and Chief Conservator of Forests (T), Thane and have recommended the proposal for diversion of 8.2222 ha. of forest land (P/3 to 5, 6 to 8, 9&9A )

**2.00 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: –**

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

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

**2.3 Compensatory Afforestation :-**

a) Compensatory afforestation shall be taken up by the Forest Department over 9.00 ha. degraded forest land in compartment No.216, Survey No.283 Pt. at Village Vani (Goyandawadi), Taluka Roha, Dist.Raigad 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.

2.4 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.


**2.5 NPV:-**

a) The State Government shall charge the Net Present Value (NPV) for the 8.2222 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 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.

- 2.6 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.
- 2.7 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/>).
- 2.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector before Stage-II approval.
- 2.9 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
- 2.10 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 2.11 It Shall be mandatory to provide underpass for safe crossing of wild animals:-
- (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
  - (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
  - (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
  - (d) Interval between such underpasses shall not be more than 2.00 km
- 2.12 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
- 2.13 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- 2.14 The layout plan of the proposal shall not be changed without prior approval of Central Government
- 2.15 No labour camp shall be established on the forest land
- 2.16 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.
- 2.17 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.
- 2.18 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

- 2.19 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.
- 2.20 The forest land shall not be used for any purpose other than that specified in the project proposal
- 2.21 The forest land proposed to be diverted shall under no circumstance be transferred to any other agencies, department or person without prior approval of Government of India.
- 2.22 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.
- 2.23 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.
- 2.24 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/> )
- 3.0 Keeping in view facts mentioned in above para this proposal for proposal for diversion of 8.2222 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for construction of coastal road from jalmarg sector-16 Kharghar to Sector-11 in CBD Belapur and Balance Link Transport Terminal in Nerul Mumbai in Thane and Raigad District in the State of Maharashtra is recommended for approval under Forest (Conservation) Act, 1980.

  
(Dr. Y.L.P Rao)

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