

**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,  
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Sub:- Proposal for the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra. The proposal has been initiated by the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur.

No. : Desk-17/Nodal/Kolhapur/ID-12880(28)/2596/2021-22  
Nagpur - 440 001, Dated 3/03/2022

To,  
The Principal Secretary (Forests),  
Revenue & Forest Department,  
Mantralya, Mumbai - 400032

Proposal for the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra. The proposal has been initiated by the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur. The total non-forest area involved in the project is 0.1698 ha. The site inspection report of the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur is enclosed on page no.8 and The site inspection report of the Chief Conservator of Forests (T.), Kolhapur is enclosed on page no.11 A.

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

Item of works/ Purpose	Village & Taluka	District	Gut No.	Area (in ha.)	Legal Status
Rehabilitation	Kagal	Kolhapur	200, 201, 202, 203, 204, 205	62.83	Unclassed Forest
Approach road	Kagal	Kolhapur	181	0.261	Protected Forest
Total Forest Area				63.091	

**3.0** Government of Maharashtra for the reasons of ecological, faunal and floral significance has notified an area of 308.97 sq.km. as Chandoli wildlife sanctuary vide notification No. WLP-1085/CR. 588/(II)/F-5, dated 16/09/1985, under the provisions of Wildlife Protection Act 1972, for the purpose of protecting, propagating and developing the wildlife therein and its environment. Thereafter Government of Maharashtra vide notification No. WLP, 1999/C.R.-117/F-1.dt. 14/05/2004 declared Chandoli Sanctuary as Chandoli National Park by adding Amboli village's geographical area of the National Park.

**4.0** The inquiry under section 19 to 25 of Wildlife (Protection) Act, 1972 for Chandoli Wildlife Sanctuary was conducted by SDO Walwa for Shirala Tehsil, SDO Karveer for Shahuwadi Tehsil, SDO Karad for Phaltan Tehsil and SDO Chiplun for Sangmeshwar Tehsil. All these inquiry officers have completed inquiry in respect of Rights and privileges of the people and they have submitted their inquiry report to district collector.

**5.0** Govt. of Maharashtra for the reasons of ecological, faunal and floral significance has notified 32 villages of area of 308.97 sq.km., as chandoli wildlife sanctuary vide notification No.WLP-1085/C.R.-588/(II)/F-5 dated 16-09-1985. The inquiry of the area has been completed by



S.D.O Walwa (for 19 villages), S.D.O. Karveer (for 9 villages), S.D.O. Karad (for 3 villages) and by S.D.O. Chiplun ( for 1 villages ) in Sangali, Kolhapur , Satara and Ratnagiri District.Out of the 32 villages in the notified area of P.A the breakup is in tabular form as under:-

Sr. No.	District	Name of SDO	Taluka	Total Number of villages	Villages submerged (already shifted)	Villages Relocated for Sanctuary	To be relocated for sanctuary villages	Villages rights continued by SDO
1	Sangali	Walwa	Shirala	19	5	12	0	2
2	Kolhapur	Karveer	Shahuwadi	9	3	6	0	0
3	Satara	Karad	Patan	3	0	0	3	0
4	Ratnagiri	Chiplun	Sangmeshwar	1	0	0	1	0
			<b>Total</b>	<b>32</b>	<b>8</b>	<b>18</b>	<b>4</b>	<b>2</b>

(In above tabular form 5 villages of Sangali District and 3 villages of Kolhapur District already shifted out side P.A. due to Warana Project only some land in above 8 villages will be acquired.)

**6.0** 6 villages as Nivale, Tanali, Chandel, Tambave paiki Kulyachiwadi, Dhakale, and Sonarli Paiki Dhanagarwada Villages in Shahuwadi Tahasil of Kolhapur District and some families/Khatedar of Gothane village in Sangmeshwar tahasil of Ratnagiri District are relocated in the villages of Shirol, Hatkangale and Panhala tahasil of Kolhapur District. Details the breakup of Area and Khatedar as villages wise is mentioned in tabular form is as under:-

Name of the Village	No of affected persons			Land to be allotted as per Mah. Project affected persons Act 1986		Name of resettlement village at which resettlement is proposed									No of PAPS land to be allotted	Land to be allotted in ha
	Total	Khatedar	Land less			No of PAP			Availabel forest land (ha )							
				Name of resettlement	Total	Khatedar	Land less	Name of village	Total forest land area (ha )	Land for agriculture (ha )	Internal approach road for agriculture purposeth a )	Approach road(ha )				
Nivale,Tal-Shahuwade, Dist.Kolhapur	73	70	3	52.25 ha.	1.20 ha.	Kagal F G No 200,201,202,203,204,205	73	70	3	Kagal	62.83	53.45	9.38	0	73	63.83
										Kagal F G No 181	0	0	0	0.261		0.261
Total											62.83	53.45	9.38	0.261	73	63.091

In above tabular form the total land to be allotted in 757.77 ha. area needed for rehabilitation for person of Chandoli Wildlife Sanctuary.

**7.0** In Nivale village, there are 162 eligible families who are to be rehabilitated. Out of this, 89 families are relocated and rehabilitated in Wathar tarf Wadgaon, Taluka Hatkanangale and 73 families are relocated and rehabilitated in Galgale, Taluka Kagal in Kolhapur District. For 73 Khatedars of Village – Galgale, Taluka-Kagal, District Kolhapur, the revenue department had allotted an approximate area of 16 hectare for agriculture use. After land acquisition process was completed by Revenue Department on private land, the person whose land was acquired was aggrieved in matter and filed Writ Petition No.11259/2014 & 11616/2014 in Hon. High Court of Mumbai.

**8.0** Hon. High Court of Mumbai gave orders against the land acquisition process by Revenue department mentioning that the land acquisition process made by Govt. of Maharashtra is not as per law provisions. As per judgment of Hon. High Court Mumbai dated 16<sup>th</sup> February 2016, the land of Village Galgale Tal. Kagal has been given to the Concerned Original land owner. So people of village Galgale have selected 63.091 ha. area of forest land in Kagal, Tal.

Kagal, Dist. Kolhapur for their rehabilitation for agricultural use. Hence, Kolhapur forest Division has submitted a proposal under Forest (Conservation) Act, 1980 for 63.091 ha. forest land at Kagal, Tehsil Kagal, Dist. Kolhapur. For the project affected people of At. Nivale Tal-Shahuwadi Dist.Kolhapur non-forest land was not available. So the 73 khatedars have selected forest land at mauje Kagal. The details of forest land requirement for rehabilitation is as under.

Location	No. of Khatedars	Land for Agriculture	Internal approach road for agriculture purposes	Approach road	Total Area Required
Kagal, Tehsil Kagal, Dist. Kolhapur	73	53.45 ha.	9.38 ha.	0.261 ha.	63.091 ha.

**9.0** The concerned project affected persons have selected the forest area for agriculture use in village Kagal from forest Gat Number 200,201,202,203,204,205; 62.83 ha. area and from Forest Gat no. 181; 0.26 ha. for Kaccha road, total forest area required is 63.091 ha. Also from private Gat number 207,214,215; 566 m length x 3 m width = 0.1698 ha. area will be required for the road.

Hence, proposal has been submitted under the Forest (Conservation) Act, 1980 for disforestation. Nearly 159.30 ha. of inviolate land will be made available in Chandoli National Park after the rehabilitation of Nivale village. This is more than the total land required for rehabilitation of Nivale village i.e. 63.091 ha. 56.53 ha land has been acquired from the 73 khatedars from At.Nivale Tal.Shahuwadi and land to allotted is 53.45 ha. The 53.45 land to be allotted has been taken from the records of compilation book of Dy.Collector (Rehabilitation) , Kolhapur.

#### 10.0 Rehabilitation Plan of the Proposal with details like Gaonthan, agricultural land etc.

In Kagal, District Kolhapur, for 73 families, a total of 63.091 ha. land is required i.e. 53.45 ha. is required for agricultural purposes, 9.38 ha. for internal roads and 0.261 ha. for approach road. The 73 Khatedars of the Galgale rehabilitation colony have selected the forest land At. Kagal Tal.Kagal. Dist.Kolhapur for Agriculture purpose. Accordingly rehabilitation plan has been submitted. For the said 73 khatedars of At.Galgale tal.Kagal already gaonthan land has been allotted by Collector, Kolhapur. They have built their houses on the allotted gaonthan. So Gaonthan is not proposed in the rehabilitation plan.

The Rehabilitation Plan of the proposal with details:-

Name of the Village	No of affected persons			Land to be allotted as per Mah. Project affected persons Act 1986		Name of resettlement village at which resettlement is proposed									No of PAPS land to be allotted	Land to be allotted in ha.
	Total	Khatedar	Land less			No of PAP			Availabel forest land (ha )							
				Name of ressettlement	Total	Khatedar	Landless	Name of village	Total forest land area (ha )	Land for agriculture (ha )	Internal approach road for agriculture purpose (ha )	Approach road (ha )				
Nivale, Tal-Shahuwade, Dist. Kolhapur	73	70	3	52.25 ha.	1.20 ha.	Kagal F G No 200, 201, 202, 203, 204, 205	73	70	3	Kagal	62.83	53.45	9.38	0	73	63.83
										Kagal F G No 181	0	0	0	0.261		0.261
Total											62.83	53.45	9.38	0.261	73	63.091



**11.0** Details of villages which were already relocated and the details of inviolate area vis-a-vis diverted area are as under:-

Chandoli National Park							
Details of area affected, area required for and made available for rehabilitation							
Sr.n o	District	Village	No of PAPs	Year of relocation	Area Affected (Area Vacated due to rehabilitation)(ha.)	Area required for rehabilitation	Area made available for rehabilitation
1	Sangli	Rundiv	27	1997	17.87	29.60	12.83
2		Javali	29	1997	28.24	34.80	15.81
3		Chandoli Kd.	37	1997	185.57	57.20	23.7
4		Gave	20	1997	29.14	27.20	10.99
5		Lotiv	60	1997	183.23	84.40	41.91
6		Nivale	33	1997	178.62	51.20	26.68
7		Aloli	4	1997	13.81	6.40	4.17
8		Vetti	56	1997	229.10	75.20	44.67
9		Petlond	83	1997	157.92	105.20	48.13
10		Takale	109	1997	208.62	134.00	124.91
11		Zolambi	122	1999	349.51	163.20	46.39
12		Nandoli	96	1997	117.99	92.00	41.23
13		Khundapurpart	31	1997	67.38	43.20	10.67
14		Chandoli Bk Part	156	1995	197.83	170.00	101.74
15	Kolhapur	Chandel	123	1998	109.17	104.53	3.41
16		Dhakale	171	1998	234.31	163.02	31.86
17		Nivale	162	1999	159.38	130.67	22.92
18		Tanali	94	1998	125.6	94.13	18.92
19		Sonarli	81	1999	48.03	49.69	13.18
20		Tambave	60	1998	40.25	45.33	22.17
21	Ratnagiri	Gothane	174	2000/2012	873.85	170.40	22.00
Total			1728		3555.42	1831.37	688.29

**12.0** As per para 1.15 of Handbook issued vide Government of India's letter dated 28/03/2019, the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted complete justification for locating the project in the forest area to prove the project is site-specific as under:-

Village Nivale Tal. Shahuwadi Dist. Kolhapur is rehabilitated in two different villages of Kolhapur district namely village Galgale Tal. Kagal Dist. Kolhapur and village Wathar Tal. Hatkanangale dist. Kolhapur. At village Galgale there was problem of original land holder and Govt. regarding land aquisition. So he filled Writ Petition in Hon. High Court Mumbai. Hon. High Court Mumbai given its decision against Govt. Order of aquisition process. So issue was become serious after longtime of rehabilitation process. So people who rehabilitated in village Galgale demanded land in same tahsil. So present proposal is submitted for clearance under Forest (Conservation) Act, 1980. There is no alternative land available for distribution to project affected persons.

**13.0** 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.

13.1 Prescribed form dated 10/01/2003.

13.2 Certificate regarding minimum demand of forest land for the project,

13.3 Area Statement,

13.4 Index map in suitable scale,

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

14.1 No suitable alternate land is available and the forest land required is the lowest minimum.

14.2 The area belongs to Eco-value class-III having density is above 0.4.

14.3 The Project involves felling of total 34705 number of trees for implementation of the project.

The Girth wise abstract is as under:-

Tree Girth in Cm.									
20-30	31-45	46-60	61-75	76-90	91-105	106-120	121-150	151-180	180 Above
12492	13926	5422	1742	576	378	85	77	6	1
									<b>Total</b>
									<b>34705</b>



- 14.4 The proposed area does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve.
- 14.5 The Proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
- 14.6 There is no violation of the Forest (Conservation) Act 1980.
- 14.7 The Proposed project is not within 10 kms from the Wildlife Sanctuary and National Park.
- 14.8 The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of the 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 the interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

**15.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted the certificates of Collector, Kolhapur:-**

The process under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act, 2006 has been carried out issued vide letter No.Desk-IV-FRA-SR-181/2019,dated 27/01/2021 in Form 1.

**16.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted the undertaking that:-**

- 16.1 As per the guideline of the Central Government dt. 20/05/2019 there is exemption from payment of Net Present Value (NPV) and cost of Compensatory Afforestation in all such cases of voluntary relocation/rehabilitation of families from the protected areas undertaken within the forest land. Accordingly, the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has given an undertaking that Net Present Value and Cost of Compensatory Afforestation is not applicable for this project.
- 16.2 Agrees to defray the cost of felling of trees.
- 17.0 The KML file of the forest land proposed for diversion is enclosed and placed in the file at the top.
- 18.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur and the Chief Conservator of Forests (T.), Kolhapur have recommended the proposal for diversion of 63.091 ha. of forest land.
- 19.0 Nodal officer on 22/04/2021 had requested the Chief Wildlife Warden to offer their remarks in accordance with the Central Government's guideline dated 20/05/2019 for the said proposal. The Chief Wildlife Warden vide office note No.Desk-23(2)/WL/Survey/C.R.09(2021)/713/2021-22, dated 14/07/2021 has sent his remarks are as under:-

‘As the land acquired from the project affected persons is more than the land required for their rehabilitation, there is no objection to accord approval to the proposal of disforestation of 63.091 ha. forest land for 73 project affected persons at village Kagal.’

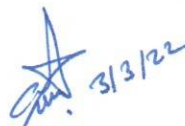
**20.0 In view of this, the proposal is recommended for approval under section-2(ii) of the Forest (Conservation) Act, 1980 subject to fulfilment of the following conditions:-**

- 20.1 Legal status of the forest land diverted under the Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary shall cease to be forest land.

- 20.2 User Agency shall restrict the felling of trees to minimum numbers in the diverted forest land and trees shall be felled under strict supervision of the State Forest Department.
- 20.3 Land vacated in the protected area due to relocation of Village shall be developed as per approved Wildlife Management Plan/NTCA guideline/CWLW.
- 20.4 No fragmentation of forests should take place due to the relocation project.
- 20.5 The boundary of the diverted land shall be suitably demarcated on ground at the project cost as per the directions of the concerned Divisional Forest Officer.
- 20.6 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 20.7 The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project.
- 20.8 Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC, dt. 29/01/2018.
- 20.9 Any other condition that Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife. The State Government shall ensure compliance of all the above conditions.

19.0 It is therefore, requested that Government of India may kindly be moved for approving the proposal for the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl.:- Proposal 2 copies



(Naresh Zurmure)  
Addl. Principal Chief Conservator of Forests  
& Nodal Officer

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

Copy to the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur 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 the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra. The proposal has been initiated by the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur.

The details of forest land proposed for diversion is as under-

Item of works/ Purpose	Village & Taluka	District	Gut No.	Area (in ha.)	Legal Status
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Approach road	Kagal	Kolhapur	181	0.261	Protected Forest
<b>Total Forest Area</b>				<b>63.091</b>	

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

  
31/3/22

(Naresh Zurmure)

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

Date: 3 /03/2022

Place: Nagpur

WS

**Proposal for the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra.**

Specific recommendation of Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State with regard to acceptance or otherwise of the proposed supported by reasons.

Proposal for the diversion of area 63.091 ha. forest land under Forest (Conservation) Act, 1980 for disforestation of forest land at Village Kagal Tal. Kagal, Dist. Kolhapur for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary of the State of Maharashtra. The proposal has been initiated by the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur. The total non-forest area involved in the project is 0.1698 ha. The site inspection report of the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur is enclosed on page no.8 and The site inspection report of the Chief Conservator of Forests (T.), Kolhapur is enclosed on page no.11 A.

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3	Satara	Karad	Patan	3	0	0	3	0
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<b>Total</b>				<b>32</b>	<b>8</b>	<b>18</b>	<b>4</b>	<b>2</b>

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Sr. No.	Taluka	Name of villages	Place of new gaonthan	No of affected persons	In the sanctuary area private land of PAP to be acquired	Land to be allotted in ha.
1	Shahuwadi	Chandel	1) Bhadole 2) Latwade Tal. Hatkangle	123	109.17	104.53
2	Shahuwadi	Nivale	1) Wathar tarf Wadgao Tal. Hatkangle 2) Galgale Tal. Kagal	162	159.38	130.67
3	Shahuwadi	Sonarli Paiki Dhanagarwada	1) Bhendwade Tal. Hatkangle	81	48.03	49.69
4	Shahuwadi	Tambave paiki Kulyachiwadi	1) Rukadi Tal- Hatkangle 2) Male Tal- Panhala 3) Kodoli Tal- Panhala	60	40.25	45.33
5	Shahuwadi	Tanali	1) Narande Tal- Hatkangle 2) Kakhe Tal- Panhala	94	125.60	94.13
6	Shahuwadi	Dhakale	1) Nave pargao 2) Bhadole Tal- Hatkangle	171	234.31	163.02
7	Sangmeshwar Dist Ratnagiri	Gothane	1) Danoli Tal. Shirol 2) Jainapur Tal. Shirol 3) Warul Tal. Shahuwadi 4) Bhadole Tal. Hatkanangale	174	873.85	170.40
			<b>Total</b>	<b>865</b>	<b>1590.59</b>	<b>757.77</b>

In above tabular form the total land to be allotted in 757.77 ha. area needed for rehabilitation for person of Chandoli Wildlife Sanctuary.

7.0 In Nivale village, there are 162 eligible families who are to be rehabilitated. Out of this, 89 families are relocated and rehabilitated in Wathar tarf Wadgao, Taluka Hatkanangale and 73 families are relocated and rehabilitated in Galgale, Taluka Kagal in Kolhapur District. For 73 Khatedars of Village – Galgale, Taluka-Kagal, District Kolhapur, the revenue department had allotted an approximate area of 16 hectare for agriculture use. After land acquisition process was completed by Revenue Department on private land, the person whose land was acquired was aggrieved in matter and filed Writ Petition No.11259/2014 & 11616/2014 in Hon. High Court of Mumbai.

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Location	No. of Khatedars	Land for Agriculture	Internal approach road for agriculture purposes	Approach road	Total Area Required
Kagal, Tehsil Kagal, Dist. Kolhapur	73	53.45 ha.	9.38 ha.	0.261 ha.	63.091 ha.

9.0 The concerned project affected persons have selected the forest area for agriculture use in village Kagal from forest Gat Number 200,201,202,203,204,205; 62.83 ha. area and from Forest Gat no. 181; 0.26 ha. for Kaccha road, total forest area required is 63.091 ha. Also from private Gat number 207,214,215; 566 m length x 3 m width = 0.1698 ha. area will be required for the road.

Hence, proposal has been submitted under the Forest (Conservation) Act, 1980 for disforestation. Nearly 159.30 ha. of inviolate land will be made available in Chandoli National Park after the rehabilitation of Nivale village. This is more than the total land required for rehabilitation of Nivale village i.e. 63.091 ha. 56.53 ha land has been acquired from the 73 khatedars from At. Nivale Tal. Shahuwadi and land to be allotted is 53.45 ha. The 53.45 land to be allotted has been taken from the records of compilation book of Dy. Collector (Rehabilitation), Kolhapur.

#### 10.0 Rehabilitation Plan of the Proposal with details like Gaonthan, agricultural land etc.

In Kagal, District Kolhapur, for 73 families, a total of 63.091 ha. land is required i.e. 53.45 ha. is required for agricultural purposes, 9.38 ha. for internal roads and 0.261 ha. for approach road. The 73 Khatedars of the Galgale rehabilitation colony have selected the forest land At. Kagal Tal. Kagal, Dist. Kolhapur for Agriculture purpose. Accordingly rehabilitation plan has been submitted. For the said 73 khatedars of At. Galgale tal. Kagal already gaonthan land has been allotted by Collector, Kolhapur. They have built their houses on the allotted gaonthan. So Gaonthan is not proposed in the rehabilitation plan.

The Rehabilitation Plan of the proposal with details:-

Name of the Village	No. of affected persons			Land to be allotted as per Mah. Project affected persons Act 1986		Name of resettlement village at which resettlement is proposed									No. of PAPS land to be allotted	Land to be allotted in ha.
	Total	Khatedar	Land less			No. of PAP			Availabel forest land (ha )							
				Name of resettlement	Total	Khatedar	Landless	Name of village	Total forest land area (ha )	Land for agriculture (ha )	Internal approach road for agriculture purpose (ha )	Approach road (ha )				
Nivale,Tal-Shahuwade, Dist.Kolhapur	73	70	3	52.25 ha.	1.20 ha.	Kagal F G No 200,201,202,203,204,205	73	70	3	Kagal	62.83	53.45	9.38	0	73	63.83
										Kagal F G No 181	0	0	0	0.261		0.261
Total											62.83	53.45	9.38	0.261	73	63.091

#### 11.0 Details of villages which were already relocated and the details of inviolate area vis-a-vis diverted area are as under:-

Chandoli National Park							
Details of area affected, area required for and made available for rehabilitation							
Sr. no	District	Village	No. of PAPs	Year of relocation	Area Affected (Area Vacated due to rehabilitation) (ha.)	Area required for rehabilitation	Area made available for rehabilitation
1	Sangli	Rundiv	27	1997	17.87	29.60	12.83
2		Javali	29	1997	28.24	34.80	15.81
3		Chandoli Kd.	37	1997	185.57	57.20	23.7
4		Gave	20	1997	29.14	27.20	10.99
5		Lotiv	60	1997	183.23	84.40	41.91
6		Nivale	33	1997	178.62	51.20	26.68
7		Aloli	4	1997	13.81	6.40	4.17
8		Vetti	56	1997	229.10	75.20	44.67
9		Petlond	83	1997	157.92	105.20	48.13
10		Takale	109	1997	208.62	134.00	124.91
11		Zolambi	122	1999	349.51	163.20	46.39
12		Nandoli	96	1997	117.99	92.00	41.23
13		Khundapurpart	31	1997	67.38	43.20	10.67
14		Chandoli Bk. Part	156	1995	197.83	170.00	101.74
15	Kolhapur	Chandel	123	1998	109.17	104.53	3.41
16		Dhakale	171	1998	234.31	163.02	31.86
17		Nivale	162	1999	159.38	130.67	22.92
18		Tanali	94	1998	125.6	94.13	18.92
19		Sonarli	81	1999	48.03	49.69	13.18
20		Tambave	60	1998	40.25	45.33	22.17
21	Ratnagiri	Gothane	174	2000/2012	873.85	170.40	22.00
<b>Total</b>			<b>1728</b>		<b>3555.42</b>	<b>1831.37</b>	<b>688.29</b>



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12.0 As per para 1.15 of Handbook issued vide Government of India's letter dated 28/03/2019, the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted complete justification for locating the project in the forest area to prove the project is site-specific as under:-

Village Nivale Tal. Shahuwadi Dist. Kolhapur is rehabilitated in two different villages of Kolhapur district namely village Galgale Tal. Kagal Dist. Kolhapur and village Wathar Tal. Hatkanangale dist. Kolhapur. At village Galgale there was problem of original land holder and Govt. regarding land aquisition. So he filled Writ Petition in Hon. High Court Mumbai. Hon. High Court Mumbai given its decision against Govt. Order of aquisition process. So issue was become serious after longtime of rehabilitation process. So people who rehabilitated in village Galgale demanded land in same tahsil. So present proposal is submitted for clearance under Forest (Conservation) Act, 1980. There is no alternative land available for distribution to project affected persons.

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

- 13.1 No suitable alternate land is available and the forest land required is the lowest minimum.  
13.2 The area belongs to Eco-value class-III having density is above 0.4.  
13.3 The Project involves felling of total 34705 number of trees for implementation of the project. The Girth wise abstract is as under:-

Tree Girth in Cm.										Total
20-30	31-45	46-60	61-75	76-90	91-105	106-120	121-150	151-180	180 Above	
12492	13926	5422	1742	576	378	85	77	6	1	34705

- 13.4 The proposed area does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve.  
13.5 The Proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.  
13.6 There is no violation of the Forest (Conservation) Act 1980.  
13.7 The Proposed project is not within 10 kms from the Wildlife Sanctuary and National Park.  
13.8 The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of the 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 the interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

**14.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted the certificates of Collector, Kolhapur:-**

The process under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act, 2006 has been carried out issued vide letter No.Desk-IV-FRA-SR-181/2019,dated 27/01/2021 in Form 1.

**15.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has submitted the undertaking that:-**

- 15.1 As per the guideline of the Central Government dt. 20/05/2019 there is exemption from payment of Net Present Value (NPV) and cost of Compensatory Afforestation in all such cases of voluntary relocation/rehabilitation of families from the protected areas undertaken within the forest land. Accordingly, the Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur has given an undertaking that Net Present Value and Cost of Compensatory Afforestation is not applicable for this project.  
15.2 Agrees to defray the cost of felling of trees.

- 16.0 The KML file of the forest land proposed for diversion is enclosed and placed in the file at the top.
- 17.0 The Deputy Conservator of Forests, Kolhapur Forest Division, Kolhapur and the Chief Conservator of Forests (T.), Kolhapur have recommended the proposal for diversion of 63.091 ha. of forest land.
- 18.0 Nodal officer on 22/04/2021 had requested the Chief Wildlife Warden to offer their remarks in accordance with the Central Government's guideline dated 20/05/2019 for the said proposal. The Chief Wildlife Warden vide office note No.Desk-23(2)/WL/Survey/C.R.09(2021)/713/2021-22, dated 14/07/2021 has sent his remarks ~~are~~ as under:-

'As the land acquired from the project affected persons is more than the land required for their rehabilitation, there is no objection to accord approval to the proposal of disforestation of 63.091 ha. forest land for 73 project affected persons at village Kagal.'

- 19.0 **In view of this, the proposal is recommended for approval under section-2(ii) of the Forest (Conservation) Act, 1980 subject to fulfilment of the following conditions:-**
- 19.1 Legal status of the forest land diverted under the Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary shall cease to be forest land.
- 19.2 User Agency shall restrict the felling of trees to minimum numbers in the diverted forest land and trees shall be felled under strict supervision of the State Forest Department.
- 19.3 Land vacated in the protected area due to relocation of Village shall be developed as per approved Wildlife Management Plan/NTCA guideline/CWLW.
- 19.4 No fragmentation of forests should take place due to the relocation project.
- 19.5 The boundary of the diverted land shall be suitably demarcated on ground at the project cost as per the directions of the concerned Divisional Forest Officer.
- 19.6 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 19.7 The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project.
- 19.8 Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC, dt. 29/01/2018.
- 19.9 Any other condition that Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife. The State Government shall ensure compliance of all the above conditions.

  
(Y.L.P. Rao)

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

O/C  
KAndhale  
Dt: 17/02/22

Bak  
17/2/22