



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

Addl. Principal Chief Conservator of Forests & Nodal Officer,

1st Floor, B Wing,

VanBhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001

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Sub:- Proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Piplli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra.

No. :- Desk-17/FCA-S1/PID-36803/Gadchiroli/3336
Nagpur- 440 001, Date -04/03/2024

To,

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

Sir,

Proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Piplli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra. The details of the forest land proposed for diversion are as below:- (PPN-40)

Sr. No.	Item of work / Purpose	Name of Village	Compt. No.	Survey No.	Area in (sq.m.)	Area in (ha.)	Legal status
1	Administartive Building (G+1)	Piplli Burgi	116	135	731.44	0.073144	PF
2	Police Staff Quarter (G+1)				1314.18	0.131418	
3	Police Officer's Quarter				760.56	0.076056	
4	RCC Barrack				1496	0.1496	
5	Maintanance Office				67.85	0.006785	
6	Bathroom Block (07 Nos)				78.47	0.007847	
7	Morcha (G+1) (06 Nos)				405.24	0.040524	
8	Flag post				36	0.0036	
9	Prefab Barrack (03 Nos)				324	0.0324	
10	Prefab Toilet Block (03 Nos)				72.66	0.007266	
11	Open Space & Rods				34713.60	3.47136	
	Total Area				40000.00	4.00	

2.0 The project has been initiated by the Superintendent of Police, Gadchiroli for seeking approval under under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980. (PPN-82) The project's utility is to prevent naxal activities and maintain law and order. (PPN-8 & 83) This project does not involve non-forest areas. (PPN-40) The site inspection report of the Deputy Conservator of Forests, Bhamragarh Forest Division, Allapalli is enclosed on page no.82 to 84 in proposal file. Project Note/Report submitted by the Project Authority is enclosed on page no.9 in proposal file. The Project Authority has submitted a justification for locating the project in the forest land, which is enclosed on page no.8 in proposal file.

3.0 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 one copies.

- i) Prescribed form dated 10/01/2003
- ii) Certificate regarding minimum demand of forest land for the project
- iii) Area Statement
- iv) Index map in suitable scale

4.0 The Deputy Conservator of Forests, Bhamragarh Forest Division, Allapalli has certified that:-

- i) No suitable alternate non-forest land is available and the demand for the forest land is minimum. (PPN-53)
- ii) The forest area belongs to Eco-value class-III, Dense Forest and the density is 0.5. (PPN-58, 58A & 82)
- iii) No violation of the Forest (Conservation) Act, 1980 and or its guidelines have been committed. (PPN-54)
- iv) There will be a cutting of 447 trees for this project. Details of the girth-wise enumeration of trees in cm is given below:- (PPN-59 & 64)

46-60	61-75	76-90	91-105	106-120	121-135	136-150	>150	Total
59	84	102	64	54	27	19	38	447

- v) The proposed project area is beyond 10 km of the boundary of the Protected Area (Sanctuary and National Park). (PPN-60)
- vi) The proposed project area is not included in any National Park, Wildlife Sanctuary or Nature reserve. (PPN-57)
- vii) The proposed project is not likely to affect any monument site of cultural, historical, religious, archaeological or recreational importance. (PPN-56)

5.0 The Deputy Conservator of Forests, Wadsa Forest Division, Wadsa has certified that the identified 8.00 ha. degraded forest land for Compensatory Afforestation is suitable for compensatory afforestation from management purposes also it is free from encroachment and encumbrances. The details of the said degraded forest land are as given below:- (PPN-86)

District	Division	Beat	Name of Village	Compt. No.	Area in ha.	Legal Status
Gadchiroli	Wadsa	Vihirgaon	Vihirgaon	82	8.00	RF

6.0 This proposal is a public utility project for Police establishments in the sensitive area of the Left Wing Extremism (LWE) affected Gadchiroli District. The Gadchiroli District has a forest area exceeding 50% of the total geographical area. The required forest area does not exceed 5 hectares. Therefore, considering the provisions mentioned in the notification dated 29/11/2023 regarding Van (Sanrakshan Evam Samvardhan) Rules, 2023, Compensatory Afforestation is proposed over 8.00 ha. degraded forest land at Compt. No.82 in Village Vihirgaon of Gadchiroli District.

7.0 The User Agency has submitted an undertaking/certificate/document:-

- i) The project authority has agreed to defray the cost of compensatory afforestation. (PPN-12)
- ii) The project authority has agreed to defray the cost of Net Present Value of the forest land proposed for diversion (PPN-14)

- iii) The project authority has submitted a copy of the certificate regarding FRA issued by the District Collector, Gadchiroli dated 27/08/2020. (PPN-41)
- iv) The project authority has submitted copy of the administrative approval dated 10/01/2017 issued by the Home Department, Government of Maharashtra. (PPN-16)

8.0 The Deputy Conservator of Forests, Bhamragarh Forest Division, Allapalli has recommended this proposal of diversion of 4.00 ha. forest land. (PPN-44 to 48)

9.0 The Conservator of forests (T.), Gadchiroli has recommended this proposal of diversion of 4.00 ha. forest land. (PPN-95)

10.0 The KML file in C.D. shows the area to be diverted and the area proposed for Compensatory Afforestation.

11.0 **In view of this, the proposal is recommended for approval under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 subject to the following conditions:-**

- i) The legal status of the land shall remain unchanged;
- ii) The demarcation of the proposed forest area shall be carried out at suitable places as per the direction of the DCF concerned at the cost of User Agency.

iii) **Compensatory afforestation**

- a) Compensatory afforestation shall be taken up by the Forest Department over 8.00 ha. degraded forest land at Compt. No.82 in Village-Vihirgaon, District-Gadchiroli at the cost of the User Agency;
- b) 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;

iv) **Net Present Value:**

- a) The State Government shall charge the Net Present Value (NPV) of the diverted forest land measuring 4.00 ha. from the User Agency as per order of the Hon'ble Supreme Court dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No.202/1995 and as per the guidelines issued by the Ministry;
- b) Additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
- v) All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivehs.nic.in>);
- vi) No labour camp shall be established on the forest land and the User Agency shall provide firewood preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- vii) No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work;
- viii) The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government;
- ix) The forest land shall not be used for any purpose other than that specified in the project proposal and diverted forest area shall not exceed 4.00 ha.

- x) The User Agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.
- xi) The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- xii) User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xiii) The User Agency shall ensure compliance to all acts, rules, regulations and guidelines of the Ministry for the time being in force, as applicable to the subject project;
- xiv) Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and action would be taken as per the provision of Adhiniyam and rules / guidelines issued there under;
- xv) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- xvi) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

12.0 It is therefore, the Government of Maharashtra is being requested to approve the proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Pipli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra.

Encl: (Proposal in two copies)

Yours sincerely,



(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy forwarded for information to:-

1. The Conservator of Forests (T.), Gadchiroli.
2. The Deputy Conservator of Forests, Bhamragarh Forest Division, Allapalli
3. The Superintendent of Police, Gadchiroli.

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 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Pipli Burgi, Tah.- Ettapalli, District-Gadchiroli in the State of Maharashtra.

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

Sr. No.	Item of work / Purpose	Name of Village	Compt. No.	Survey No.	Area in (sq.m.)	Area in (ha.)	Legal status
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11	Open Space & Rods				34713.60	3.47136	
	Total Area				40000.00	4.00	

Specific recommendation of Addl. Principal Chief Conservator of Forests & Nodal Officer for this proposal are as follows:-

This proposal is a public utility project for Police establishments in the sensitive area of the Left Wing Extremism (LWE) affected Gadchiroli District. The project's utility is to prevent naxal activities and maintain law and order. Therefore, the said proposal is being recommended for approval under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

Specific recommendation of Principal Chief Conservator of Forests (HoFF,) M.S. Nagpur is enclosed herewith.



(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Date: 04 / 03 / 2024

Place: Nagpur

Proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Pipli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra.

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

Proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt. No.116, Survey No.135 in Village-Pipli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra.

2.0 The details of the forest land proposed for diversion are as below:- (PPN-40)

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- x) The User Agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.
- xi) The cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- xii) User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- xiii) The User Agency shall ensure compliance to all acts, rules, regulations and guidelines of the Ministry for the time being in force, as applicable to the subject project;
- xiv) Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and action would be taken as per the provision of Adhiniyam and rules / guidelines issued there under;
- xv) Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- xvi) The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).

12.0 Keeping in view the above facts, the proposal for diversion of 4.00 ha. forest land under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for construction of Administrative Building of Arm Out Post at Compt.No.116, Survey No.135 in Village-Pippli Burgi, Tah.-Ettapalli, District-Gadchiroli in the State of Maharashtra is being recommended for approval under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

(Shailesh G. Tembhurnikar)
Principal Chief Conservator of Forests
(Head of Forest Force)
Maharashtra State, Nagpur