

F.8-35/2001-FC  
Government of India  
Ministry of Environment and Forests  
(FC Division)

344  
Stage II  
Doc

Paryuvaran Bhawan,  
CGO Complex, Lodhi Road,  
New Delhi - 110003  
Dated: 19.09.2006

To  
The Principal Secretary (Forests)  
Government of Maharashtra,  
Mumbai.

Sub: Diversion of 172.54 ha. of forest land (now revised to 136.54 ha) for renewal of Durgapur Open Cast Mining Lease in favour of Western Coalfields Limited (WCL) in Chandrapur District, Maharashtra.

Sir,

I am directed to refer to your letter No. FLD-3604/CR-78/F-10 dated 27.12.2004 on the above mentioned subject whereunder the above proposal was submitted seeking prior approval of the Central Government in accordance with Section-2 of the Forest (Conservation) Act, 1980, and to say that the proposal has been considered by Forest Advisory Committee constituted under Section-3 of the Act.

2. After careful consideration of the proposal of the State Government, and on the basis of the recommendations of the above mentioned Advisory Committee, the Central Government granted in-principle approval vide letter of even number dated 29.05.2006 subject to certain conditions. The compliance of these conditions was submitted by the State Government wide letter No. Desk 17/NC/I/I.D.11197/883/06-09 dated 06.09.2006. After consideration of the proposal and compliance of various conditions by the State Government, the Central Government hereby conveys its approval under Section-2 of the Forest (Conservation) Act, 1980 for diversion of 136.54 ha. of forest land (original 172.54 ha) for renewal of Durgapur Open Cast Mining Lease in favour of Western Coalfields Limited (WCL) in Chandrapur District, Maharashtra subject to fulfilment of following conditions: -

- 17-1  
20/9/06  
(i) Penal Compensatory Afforestation shall be raised and maintained over two times double degraded forest land at the cost of the User Agency, if not done earlier.
- (ii) The State Government shall charge the Net Present Value of the forest area diverted under this proposal from the User Agency as per the orders of the

*[Signature]*

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37.3.)  
Hon'ble Supreme Court of India dated 30.10.2002 and 01.08.2003 in IA No 566 in WP(C) No. 202/1995 and as per the guidelines issued by this Ministry vide letters No. 5-1/1998-FC (Pt-II) dated 18.09.2003 and 22.09.2003 in this regard.

- (iii) Additional amount of the Net Present Value (NPV) of the diverted forest land, if any, becoming due after finalisation 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.
- (iv) All the funds involved from the User Agency under the project shall be transferred to Ad-hoc CAMPA in account number CA 1575 of Corporation Bank, Block 11, CGO Complex, Phase-I Lodhi Road, New Delhi-110003.
- (v) Period of diversion shall be 20 years or co-terminus with mining lease, whichever is earlier.
- (vi) Other standard conditions as applicable to such proposals shall apply in instant case also.

Yours faithfully,

(S.K.Chadha)

Assistant Inspector General of Forests

Copy to: -

1. The Principal Chief Conservator of Forests, Government of Maharashtra, Nagpur
- ✓ 2. Nodal Officer, Forest Department, Government of Maharashtra, Nagpur
3. The CCF (Central), Regional Office, Bhopal
4. User Agency
5. RO (HQ)/Monitoring Cell, MoEF, New Delhi
6. Guard File

19/9/06  
(S.K.Chadha)

Assistant Inspector General of Forests