

271

F. No. 8-35/2001-FC (Vol. I)
Government of India
Ministry of Environment & Forests
(FC Division)

Paryavaran Bhawan
CGO Complex, Lodhi Road
New Delhi-110 003

Dated : 19th May 2005

✓ To

The Secretary (Forests),
Revenue and Forest Department,
Government of Maharashtra,
Mumbai.

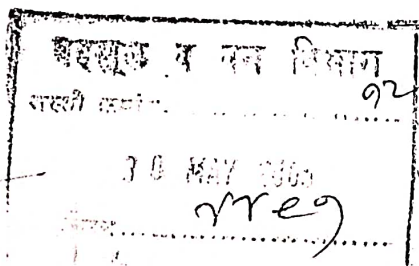
Sub: Diversion of 172.54 ha of forest land (now revised to 136.54 ha) for renewal of Durgapur Open Cast Mining Lease in favour of Western Coalfields Limited (WCL) in Chandrapur District, Maharashtra.

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 above proposal was examined by the 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 Committee, the Central Government hereby agrees **in-principle** for diversion of 136.54 ha of forest land 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 :-

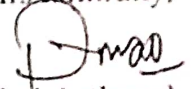
- (i) The Penal Compensatory Afforestation shall be raised and maintained at the cost of the user agency two times over double the degraded forest land used in violation of the Forest (Conservation) Act, 1980 i.e. over 274.00 ha of degraded forest land. The user agency shall deposit the cost of Penal Compensatory Afforestation with the State Forest Department.
- (ii) The user agency shall create, fence and maintain a safety zone around the mining area.
- (iii) The reclamation of mines should be carried out as per the reclamation plan and should be regularly monitored by the State Forest Department. Fly ash may be used for reclamation of mines.
- (iv) 36.00 ha of already reclaimed land shall be handed over to the State Forest Department.
- (v) The State Government shall charge Net Present Value from the user agency, if not already paid, for the entire diverted forest land, as directed by Hon'ble Supreme



- Court and as per the guidelines issued vide Ministry of Environment and Forests letters No. 5-1/98-FC (Pt-II) dated 18th September and 22nd September 2003.
- (vi) The State Government shall deposit all the above-mentioned funds with Compensatory Afforestation Fund Management and Planning Authority (CAMPA), which has already been constituted and notified by the Central Government on 23.04.2004. Till such time, the CAMPA intimates the Head of Account for deposition of funds, the funds will be maintained in the form of fixed deposits in the name of Nodal Officer or concerned Divisional Forest Officer of the State Government. The funds realized towards the NPV shall not be utilized by the State Government.
- (vii) Other standard conditions as applicable to proposal related to open cast mining shall apply in the instant case also.

3. After receipt of the compliance report on the fulfilment of the conditions mentioned in Para-2 above, from the State Government, final approval will be issued in this regard under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land to the user agency shall not be effected by the State Government till final orders approving diversion of forest land are issued by the Central Government.

Yours faithfully,



(Pankaj Asthana)

Assistant Inspector General of Forests

Copy to:

1. The Principal Chief Conservator of Forests, Government of Maharashtra, Nagpur.
2. The Nodal Officer, Forest Department, Government of Maharashtra, Nagpur.
3. The Chief Conservator of Forests, Regional Office, Bhopal.
4. User Agency/Shri M.K. Shukla, CGM, Coal India Limited, Core -1, 4th Floor, Scope Minar, Vikas Marg, Laxmi Nagar, Delhi.
5. Guard File.
6. Monitoring Cell.

(Pankaj Asthana)

Assistant Inspector General of Forests

WCL / CGM/CHA/Sr. P.A./L/R/4540
DATED 5/10/06

No. 49022/1/2006/PRIW-I
Government of India
Ministry of Coal

New Delhi, dated the 18th September, 2006

To
The Chairman-cum-Managing Director,
Western Coalfields Limited,
Civil Lines, Coal Estate,
Nagpur-440001 (Mah.)

Subject : Handing over of 36.00 hectares. of forest land out of land acquired under CBA Act, 1957 to Forest Department, Govt. of Maharashtra after post mining reclamation.

Sir,

I am directed to refer to WCL letter No. WCL / OSD/ (L/ R) /Rev/ 1333 dt. 5.12.2005 on the above cited subject and to convey the approval of the Competent authority for transfer / handing over of 36 hectares of forest land back to the State Forest Department, Government of Maharashtra on such terms and conditions which may be agreed upon between WCL and the Government of Maharashtra, keeping in view the interest of both the parties.

Yours faithfully,

(M Shahabudeen)
Under Secretary

WESTERN COALFIELDS LIMITED
REVENUE DEPARTMENT
WCL(HQ), NAGPUR.

No. WCL:L&R:FOR/1060

Date; 30-9-2006

Copy forwarded to:

CGM, WCL, Chandrapur Area.

Boakey
30/9
O.S.D. (L/R)

Copy 5/10/06
Copy to Dy. Supdt (Survey)
Copy to SAMS
Doc/ RSA
Dy. Super of Survey
For information
b/10

OFFICE OF THE DEPUTY CONSERVATOR OF FORESTS,
CHANDRAPUR FOREST DIVISION, CHANDRAPUR

Sub: Diversion of 172.54 Hectors
of forest land (now revised to
136.54 Hectors) for renewal of
Durgapur Opencast Mining Lease
in favour of Western
Coalfields Limited (WCL),
Chandrapur, District (Maha)

No. Desk-5/Sur/Land/2438
Chandrapur Date 31/08/2006


To
The Conservator of Forests
North Chandrapur Circle
Chandrapur (MS)

- Ref.: 1. GOI letter No. 8-35/2001 FC(Vol-I)
Dtd. 19.5.05
2. CCF & Nodal Officer, MS Nagpur letter
No. Desk-17/Nodel/1/P.K. 1197/442/06-07
dt. 19.6.06

The status of the compliance of conditions stipulated in G.O.I. letter No. 8-35/2001 FC(Vol-I) dtd. 19.5.05 in case of seeking prior approval to Durgapur Opencast Mine of Western Coalfields Limited, Chandrapur (Maha.State) for 136.54 Hectors forest land is as follows :-

Condition	Status of Compliance
(iv) 36.00 Hectors of already reclaimed land shall be handed over to the State Forest Department	The WCL has handed over 36 Hectors of reclaimed land to State Forest Department. A Xerox copy of the certificate of handing and taking over the land is attached.

The compliance report is sent herewith for further necessary action.


Dy. Conservator of Forest
Chandrapur Forest Division
Chandrapur

Copy to: Chief Conservator of Forests
and Nodal Officer
M.S., Nagpur ..for information

Chief General Manager, WCL, Chandrapur Area

Handwritten notes:
12-12-06
CEM
APC

RECEIPT

Certificate of handing over and taking over 36.00 Ha. of forest land (out of 172.54 Ha. forest land)

Govt. of India vide letter no. F.No. 8-35/2001-FC (Vol. I) dt. 19.5.2005 has approved 136.54 Ha. out of earlier lease of 172.54 ha. for renewal of Durgapur Opencast Project Mining lease in favour of Western Coalfields Limited in Chandrapur District (Maharashtra State)

Details of 36.00 Ha. forest land (out of 172.54 Ha.) as per the map attached herewith earlier approval for Durgapur Opencast Project is given below.

Sr. No.	Name of Division	Comp. No.	Old Coupe No.	Total area approved on 12.6.02 in Ha.	Area handed over to Forest Deptt. in Ha.
1.	Chandrapur Division	401	U	42.24	9.00
2.	Chandrapur				
	Chandrapur Range	402	XXIX	37.50	24.00
	-do-		XXXVI	4.56	3.00
Total					27.00
Grand Total					36.00

Possession of land 36.00 Ha. as details
given above

Possession of land 36.00 Ha. as details
given above

HANDED OVER

Bhoh

SURVEY OFFICER, DOC

Lup

SURVEY OFFICER, DRC

Ullin Sur

SUPDT.(M)/MANAGER, DOC

29/8/06

SUPDT.(M)/MANAGER, DRC

29/8/06

SUB AREA MANAGER, DOC SA

29/8/06

SUB AREA MANAGER, RSA

SR. H.A. Chel

DY. SUPDT.(SURVEY), CHA

29/8/06

AREA PLANNING OFFICER, CHA

29/8/06

CHIEF GENERAL MANAGER, CHA

TAKEN OVER

P.D. Badke

BEAT GUARD

DURGAPUR BEAT

29/8/06

BEAT GUARD

BABUPETH BEAT

29/8/06

FOREST SURVEYOR

CHANDRAPUR DIVISION

CHANDRAPUR

29/8/06

ROUND OFFICER

CHANDRAPUR RANGE

CHANDRAPUR

29/8/06

RANGE FOREST OFFICER(P)

CHANDRAPUR RANGE

OFFICE OF THE CONSERVATOR OF FORESTS, NORTH CHANDRAPUR
CIRCLE, CHANDRAPUR.

Subject:- Handing over 36.00 ha. forest land by W.C.L.
to forest department after post mining
reclamation in Durgapur Open Cast Project.
(172.54 ha.) .

No. Desk-3(1)/LND/ 502

Chandrapur, Dated :- 8-8-06.

To,

The Chief Conservator of Forests
and Nodal Officer,
Maharashtra state, Nagpur.

Ref :- 1) GOI letter no. F.No. 8-35/2001 FC(Vol-I), dt. 19/5/2005.
2) Your letter no. Desk-17/Nocel/1/P.N. 11197/442/06-07, dt. 19/6/2006.
3) Dy. Conservator of Forests, Chandrapur division letter no. Desk-5/Survey/Land/
2438, dt. 31/8/2006.

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Government of India has conditionally approved (Stage-I) to diversion of 136.54 ha.
(out of 172.54 ha.) for renewal of Durgapur Open Cast Project vide letter mentioned under
reference 1.

As per condition no. 2 (IV) read as " 36.00 ha. of already reclaimed land shall be
handed over to State Forest Department".

Your letter mentioned under reference 2 said to submit compliance report of above
said condition.

Dy Conservator of Forests, Chandrapur Division submitted subjective report to this
office vide letter mentioned under reference 3.

The Zerox copy of the certificate of handing and taking over the land is enclosed
herewith for information and further necessary action.

Encl :- As above.

Sd/-
Conservator of Forests,
North Chandrapur Circle,
Chandrapur

✓ Copy forwarded to Chief General Manager, Western Coal Field Ltd. Chandrapur area
Chandrapur.

Copy forwarded to Dy. Conservator of Forests, Chandrapur Division for information and
necessary action.

Sd/-
Conservator of Forests,
North Chandrapur Circle,
Chandrapur

**OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS
MAHARASHTRA STATE, NAGPUR - 01**

WCL / CGM/CHANSr. P.A. 13/12/4573
DATED 5/10/06

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.

No. : Desk-17/NC/I/I.D.11197/ 986 /06-07
Nagpur, dt. 19/9/2006.

To,
The Assistant Inspector General of Forests,
Ministry of Environment & Forests, (F.C.Division)
Paryavaran Bhawan,
CGO Complex, Lodhi Road,
New Delhi-110003.

- Ref. :** 1. GOI's letter No.8-35/2001-FC (Vol.I), dt.19th May 2005
2. GOM letter No.FLD-3604/C.R.78/F-10, dt.27/12/2004
3. This office letter No.Desk-17/NC/I/I.D.11197/883, dt.6/9/2006

On the above subject Conservator of Forests, North Chandrapur Circle, Chandrapur has submitted the compliance of Government of India Condition No.IV. The project authority has handover 36.00 ha. land (Already reclaimed land). The xerox copy of the certificate handover and taken over the land is submitted for favour of information and necessary action.

Encl. : As above.

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

Copy submitted to the Principal Secretary (Forests), Revenue and Forest Department, Mantralaya, Mumbai - 400 032, with enclosures for information.

Copy forwarded with compliments to the Conservator of Forests, North Chandrapur Circle, Chandrapur, for information.

Copy to the Deputy Conservator of Forests, Chandrapur Division, Chandrapur, for information.

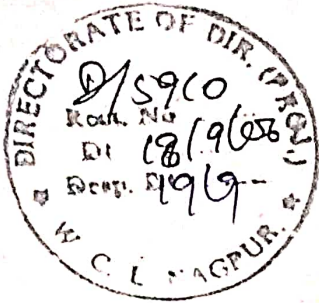
Copy forwarded with compliments to the Chief General Manager, W.C.L. Chandrapur Area, Chandrapur, for information.

Address: "VAN-BHAWAN", Civil Lines, Nagpur - 440 001. (M.S.)
E-mail: nodal.ngp.mah@sanchar.net.in
Ph. : 0712-2556916 Fax : 0712-2550675

CARAJESH17_NGOM17-1_Central.doc - 28 -

PLG-161
06-10-2006
Remark in word
Reg dt. 6.10.06
8/10/06

CGM
APD/24 Supd (over)



No. 49022/ 1 / 2006 / PRTW -I
Government of India
Ministry of Coal

New Delhi, dated the 18th September, 2006

To
The Chairman-cum-Managing Director,
Western Coalfields Limited,
Civil Lines, Coal Estate,
Nagpur -440001 (Mah.)

Subject : Handing over of 36.00 hectares. of forest land out of land acquired under CBA Act, 1957 to Forest Department, Govt. of Maharashtra after post mining reclamation.

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Yours faithfully,

Self

(M Shahabudeen)
Under Secretary

DT(0)
wcl

For kind in formation

✓ C.E.T. (Classification)

Sr. Key:

For order

Done
18/9/06

18/09/06

R. KAUL

File 40, 211

~~Cheryl~~
AP
Dr. Smith (Summer)