



Office of the Principal Chief Conservator of Forests (Head of Forests Force),
Maharashtra State Additional Principal Chief Conservator of Forests & Nodal
Officer, 1st Floor, B Wing, VanBhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001
Tel.No.: 0712- 2556916 , E-mail: apccfnodal@mahaforest.gov.in

Sub:-The Proposal is for diversion of 0.561 ha. Reserved
Forest land for laying of Underground Optical Fiber
Cable along the Road in Tal. Parola & Muktainagar,
Dist. Jalgaon

No:-Desk-17/Nodal/Dhule/ID-14261/3054/22-23
Nagpur- 440 001, Dated 10/02/2023

To,

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

Sir,

Proposal is for diversion of 0.561 ha. Reserved Forest land under section-2(ii) of the forest (conservation) Act, 1980 for laying of Underground Optical Fiber Cable line along the Road in Tal. Parola & Muktainagar, Dist. Jalgaon in the State of Maharashtra (FP/MH/OFC/157624/2022).

2.00 The details of the forest land proposed for diversion are as under:-**(PPN-56)**

Item of works	Name of Village	Compt No.	Gut/ Survey. No.	Length x Width (mtr.)	Area in in ha.	Legal Status
Laying of underground OFC along the road in ROW	Waghare	357	186	2700x1.00	0.270	Reserved Forest
	Manyarkheda	526	37	1570 x 1.00	0.157	
	Ruikheda	528	400	1340 x 1.00	0.134	
Total Forest land (in ha.)					0.561	

3.00 The proposal has submitted by the Sr. Manager, Telesonic Networks Limited, Mumbai. for seeking approval under forest (Conservation) Act, 1980 for diversion of 0.561 ha. Reserved Forest and for Trenching and Laying Underground Optical Cable along the existing road in ROW of Parola to Chorwad Fata Road on SH-01, Muktainagar to Ruikheda Road on MDR-24 & Ruikheda to Shirsale on MDR-25 Tah. Parola and Muktainagar Dist. Jalgaon in the State of Maharashtra. The Aim of this project is to provide high-speed data & Media connectivity to the people of under development areas with reliable and high-Speed Media connectivity. The total Non-Forest area involved in the project is 1.047 ha. The site inspection report of the Deputy Conservator of Forest, Jalgaon Forest Division, Jalgaon is enclosed on **(PPN-27 to 30)**

4.00 The Deputy Conservator of Forests, Jalgaon Forest Division, Jalgaon has certified that:-

- 4.1 no suitable alternate land is available and the forest land required is minimum. **(PPN-48)**
- 4.2 the area belongs to Eco-value class-III and having density is 0.4 (Tropical Dry Deciduous Forest **(PPN-32 A)**

- 4.3 there is no cutting and felling of trees involved in this project. (PPN-35)
- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. (PPN-34)
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance. (PPN-36)
- 4.6 there is no violation of Forest (Conservation) Act 1980. (PPN-44)
- 4.7 the proposed area for the project is not within 10 Km from any National Park or Sanctuary. (PPN-31)
- 4.8 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. (PPN-38 to 40)
- 4.9 The KML file of the proposed diverted area is placed in the file at the top.
- 5.0 **The User Agency has submitted an undertaking that:-**
- 5.1 to defray the cost of Compensatory Afforestation.(PPN-47)
- 5.2 to defray the cost of Net Present Value of the forest land proposed under diversion. (PPN-33)
- 5.3 the typical cross sectional map is enclosed on (PPN-10)
- 5.4 the NoC copy of PWD is enclosed on (PPN-19 to 22)
- 5.5 the project is in ROW along with the State Highway and Main District Road hence settlement of rights in accordance with Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is not required.
- 6.0 The Deputy Conservator of Forests, Jalgaon Forest Division, Jalgaon and Chief Conservator of Forest (T), Dhule have recommended the proposal for diversion of 0.561 ha. of Reserved forest land.
- 7.00 **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: –**
- i) The legal status of the land shall remain unchanged.
 - ii) As per Government of India guidelines No.FC-11/165/2019, FC dt.27/7/2020 the compensatory afforestation may not be levied in case of laying of underground Optical Fiber Cables (OFC). Therefore the cost of compensatory afforestation may not be insist upon the User Agency.

- iii) Net Present Value is exempted for laying of underground Optical Fiber Cable as per the Government of India guidelines.
- iv) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 m depth & 1.0 m width with cable line under the PVC Pipeline.
- v) The land under project will be reclaimed by the user agency for which the agency shall submit a bank guarantee at the rate of Rs. 50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of Deputy Conservator of Forests concerned, the cost for reclamation will be recovered from the bank guarantee.
- vi) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running mtr. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs. 300/- per mtr. and Rs.750/- per mtr. respectively. An undertaking shall be obtained from the user agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future. For further maintenance of the project, the agency shall obtain permission from the Forest Department as and when required.
- vii) The forest land shall not be used for any purpose other than specified in the proposal.
- viii) No felling of trees shall done during the implementation of project.
- ix) User agency will be authorized to lay the Optical Fiber Cable outside the confines of the protected area after compliance of this order. Any breach of the conditions by the user agency will be treated as violation of the provision of Forest (Conservation) Act, 1980.
- x) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
- xi) No labour camps shall be established on the forest land.
- xii) The layout plan of the proposal shall not be changed without prior approval of the Central Government.
- xiii) The User Agency will be authorized to lay the Optical Cable only outside the confines of the Protected Area. Any breach of the said condition by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

- xiv) All the conditions stipulated by the Forest Department shall be binding on the User Agency.
- xv) All other conditions as may be mandatory under relevant Act, Rules and Guidelines shall be complied with by the User Agency.
- xvi) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by the User Agency before statutory sanctions.
- xvii) The User Agency will make good the land after use/maintenance.

It is therefore, requested that the proposal for Diversion of 0.561 ha. Reserved Forest land for Trenching and Laying Underground Optical Fiber Cable along the road in ROW of Line from Parola to Chorwad Fata Road on SH-01, Muktainagar to Ruikheda Road on MDR-24 & Ruikheda to Shirsale on MDR-25 Tah. Parola and Muktainagar Dist. Jalgaon in the State of Maharashtra (FP/MH/OFC/157624/2022). May please be approved under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl: (Proposal- One copies)

 10/5/23

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy forwarded for information to:

1. The Conservator of Forests (T.), Dhule
2. The Deputy Conservator of Forests, Jalgon Forest Division, Jalgon.
3. M/s. Telesonic Networks Ltd. Interface-7-7 Floor, New Link Road, Malad (West) Mumbai.
(E-mail-Id-geragirish@gmail.com)

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)

Subject:- Proposal for diversion of 0.561 ha. Reserved Forest land for laying of Underground Optical Fiber Cable along the Road in Tal. Parola & Muktainagar, Dist. Jalgaon in the State of Maharashtra (FP/MH/OFC/157624/2022).

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

Item of works	Name of Village	Compt. No.	Gut/ Survey. No.	Length x Width (mtr.)	Area in (ha.)	Legal Status
Laying of underground OFC along the road in ROW.	Waghare	357	186	2700 x 1.00	0.270	Reserved Forest
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	Ruikheda	528	400	1340 x 1.00	0.134	
Total Forest land (in ha.)					0.561	

Specific recommendation of Principal Chief Conservator of Forests (HoFF) Maharashtra State, Nagpur is attached.

 10/5/23

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

Date: 10/02/2023

Place: Nagpur

Proposal for diversion of 0.561 ha. Reserved Forest land for laying of Underground Optical Fiber Cable along with the Road in Tal. Parola & Muktainagar, Dist. Jalgaon in the State of Maharashtra (FP/MH/OFC/157624/2022)

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

The proposal is for diversion of 0.561 ha. Reserved Forest land for laying of Underground Optical Fiber Cable along with the Road in Tal. Parola & Muktainagar, Dist. Jalgaon in the State of Maharashtra (FP/MH/OFC/157624/2022).

The details of the forest land proposed for diversion are as under:-**PPN-56**

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Total Forest land (in ha.)					0.561	


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- 5.00 The Deputy Conservator of Forests, Jalgaon Forest Division, Jalgaon and Chief Conservator of Forest (T), Dhule have recommended the proposal for diversion of 0.561 ha. of Reserved forest land. **(PPN/59 to 60)**
- 6.00 **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: –**
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 - ii) As per Government of India guidelines No.FC-11/165/2019, FC dt.27/7/2020 the compensatory afforestation may not be levied in case of laying of underground Optical Fiber Cables(OFC). Therefore the cost of compensatory afforestation may not be insist upon the User Agency.
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- xv) All other conditions as may be mandatory under relevant Act, Rules and Guidelines shall be compiled with by the User Agency.
- xvi) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by the User Agency before statutory sanctions.
- xvii) The User Agency will make good the land after use/maintenance.


(Dr.Y.L.P.Rao)

Principal Chief Conservator of Forests (Head of Forest Force)

of Maharashtra State, Nagpur
25/1/23