



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)

## National Highways Authority of India

(Ministry of Road Transport & Highways, Government of India)

परियोजना कार्यान्वयन इकाई-होन्नावर/Project Implementation Unit - Honnavar

2nd Floor, Part 1, Vasudeva Business Park, Adjacent To HDFC Bank,  
Mastikatte, Honnavar - 581 334

Email : piunhahonnavar@gmail.com Email : piuhonnavar@nhai.org



No. NHAI/PIU-HNVR/11011/DCF/2024-25/817

14.09.2024

**Proposal No. : FP/KA/ROAD/33150/2018**

To

The Deputy Conservator of Forests  
Karwar Division  
Karwar  
Uttara Kannada Dist

**Proj:** 4/6 laning of Goa Karnataka Border - Kundapur Section of NH-66 (formerly NH-17) (Km. 93.700 to Km. 283.300) (NHAI/DBFOII/DPR/01) to be executed as BOT (Toll) Project on DBFO Pattern under NHDP-

**Sub:** Diversion of 2.469 ha of forest land in Sy.No.10/A1 of Hattikere Village, Ankola Taluk U.K District, Karwar Division - reg.

**Ref:**

1. DCF, Karwar letter No. B4/GFL/FCA/SR-11/2011-12 dated 06.05.2022.
2. NHAI Mangalore letter No.12014/1/2011/PIU (Mnglr)/207 dated 27.06.2022.
3. DCF, Karwar letter No. B4/GFL/FCA/SR-11/2011-12 dated 04.01.2023.
4. DCF, Karwar letter No. B4/GFL/FCA/SR-11/2011-12/2024-25 Dated 19.08.2024

Sir,

This is with reference to your office letter dated 19.08.2024, wherein it was requested the name of the officer who is ordered to execute the work in violation of Forest Act, 1980 as information sought by the MoEF & CC.

2. In this context, in reply to your office letter dated 06.05.2022, NHAI vide letter dated 27.06.2022 explained that the construction of toll plaza was carried out as per the working permission issued by Project Seabird Authority to the National Highway Authority of India and the forest area was earlier diverted to Project Seabird. During construction, forest field officials, informed that, this was 2.469 Ha of forestland diverted to Project Seabird. By the time inadvertently the construction was started. The mistake was not intentional and it was taken up as per the alignment. Due to the non-identification of forest land, private land and Project Seabird area the construction work was started. Hence, as per the direction of forest officers the proposal for re-diversion of 2.469 Ha through Parivesh Portal on 27.04.2018 (Proposal no. FP/KA/ROAD/33150/2018).

3. Further, NHAI vide letter dated 3524 dated 17.01.2023 (copy enclosed) informed that the Independent Engineer for the project was AECOM Asia Company Limited in Association with Rodic Consultant Pvt. Ltd. was appointed by NHAI on behalf of MoRTH, GoI for supervision and monitoring of works to be executed. The details of Team Leader and Resident Engineer at Site as Engineer-in-Charge represent them for the works involved during the execution of work on forest land in Sy. No. 10/A1 of Hattikere Village, Ankola Taluk, U.K. District which are as under:

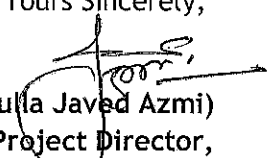
Sl No	Name	Position	Company
1	Kiran S. Vishwaroop	Team Leader cum senior Highway Engineer	Rodic Consultant Pvt.Ltd
2	Anil Kumar Singh	Resident cum Highway Engineer - 1	
3	Devaraj B C	Resident cum Highway Engineer - 1	AECOM Asia Company Limited.

प्रधान कार्यालय, जी ५ और ६, सेक्टर-२०, द्वारका, नई दिल्ली - ११० ०७५

Headquarters, National Highways Authority of India, G 5&6, Sector-10, Dwarka, New Delhi - 110 075 www.nhai.gov.in

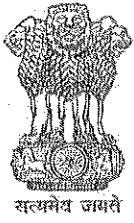
5. It is resubmitted that due to the non-identification of forest land, private land and Project Seabird area, the construction was started. The mistake was not intentional. As soon as matter was brought into notice, necessary action for re-diversion of forest areas was submitted. It once again requested to consider this office letter dated 27.06.2022 (copy enclosed) vide which detailed justification/reason for taking up the work prior to approval under Forest F(C) Act 1980 and requested to kindly consider clarification in the large interest of public/NHAI.

Yours Sincerely,

  
(Abdul Javed Azmi)  
DGM(T) & Project Director,  
NHAI, PIU-Honnar

Encl : As above.

CC: The Regional Officer- Bengaluru, NHAI - for information.



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण NATIONAL HIGHWAYS AUTHORITY OF INDIA

(सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार)  
(MINISTRY OF ROAD TRANSPORT & HIGHWAYS, GOVT. OF INDIA)

क्षेत्रीय कार्यालय: नागसंद्रा मेट्रो स्टेशन के पीछे, बेंगलूरु-५६० ०७३.  
Regional Office: Beside Nagasandra Metro Station, Bengaluru - 560073.

Email : robangalore@nhai.org | ronhaibangalore@gamil.com

Phone : 080-28397156, 28397171, Fax : 080-28377171

No. NHAI/RO-BNG/Forest/25027(B)/5/2022-23/3524

Date: 17.01.2023

To  
The Deputy Conservator of Forests  
Karwar Division  
Karwar,  
Uttara Kannada District.

Sub: 4/6 laning of Goa Karnataka Border – Kundapur Section of NH-66 (formerly NH-17) (Km. 93.700 to Km. 283.300) (NHA/DBFOII/DPR/01) to be executed as BOT (Toll) Project on DBFO Pattern under NHDP– Diversion of 2.469 ha of forest land in Sy.No.10/A1 of Hattikere Village, Ankola Taluk U.K District, Karwar Division - reg.

- Ref: 1) DCF-Karwar letter no B4/GFL/FCA/SR-11/2011-12 dated 04.01.2023  
2) CCF, Canara Circle Sirsi letter no B2/GFL/CR-324/1983-84 dated 27.12.2022.  
3) PCCF(FC)/ Nodal Officer letter no. KDF/HOFF/ A52K(GFL) /18 /2019-FC E-72712 dated 21.04.2022 and 26.12.2022.  
4) ACS, FE&E dept. letter no APG 41 FLL 2020(E) dated 16.12.2022.  
5) MoEF&CC letter no F.No.4-KRB1249/2020-BAN/780 dated 07.10.2022.

Sir,

1. Please refer to your letter cited (1) vide which forwarded the below mentioned observation and information sought by MoEF & CC, further requested to submit action taken report including names of the officials involved in violation of F(C) act 1980 in above mentioned matter.

*"The subject proposal was considered in the Regional Empowered meeting held on 28/09/2022. During the meeting, REC noted that the instant proposal involves violation of F(C.) Act, 1980 and the information submitted by the State Government vide letter dated 18.09.2021 with respect to action taken report on the violations was not complete and satisfactory. Therefore, REC decided to seek detailed Action Taken report from State Government including names of the officials involved in the said violation".*

2.1. With reference to above, please refer this office letter dated 27.06.2022 vide which detailed justification / reason for taking up the work prior to approval under Forest of F(C.) Act, 1980, and requested to kindly consider clarification in the larger interest of public/NHAI.

2.2. Further it is to submit that, the project 4/6 laning of Goa Karnataka Border – Kundapur Section of NH-66 (formerly NH-17) (Km. 93.700 to Km. 283.300) is being executed/executing under (DBFOT by Concessionaire M/s IRB Westcoast Tollway Private Limited. Mumbai. The Independent Engineer for the project was AECOM Asia company Limited in Association with Rodic Consultant Pvt. Ltd., for supervision and monitoring of works to be executed. They are represented by Team Leader and Resident Engineer at Site as Engineer-in-Charge for the works.

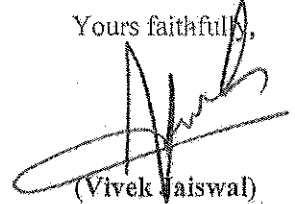
2.3. Therefore, the names of the representatives of Engineer-in-Charge at that time are as below:

Sl. No.	Name	Position	Company
1	Kiran S. Vishwaroop	Team Leader cum Senior Highway Engineer	Rodric Consultant Pvt. Ltd
2	Anil Kumar Singh	Resident Cum Highway Engineer-1	
3	Devaraj B C	Resident Cum Highway Engineer-2	AECOM Asia company Limited

Submitted for kind perusal and onward submission to Ministry of Environment, Forest and Climate Change.

Thanking you,

Yours faithfully,



(Vivek Jaiswal)  
Chief General Manager (Tech) &  
Regional Officer-Bengaluru

Copy to:

1. The DDGF(Central) Regional Office (Southern Zone), Koramangala, Bengaluru.
2. The PCCF (FC) and Nodal officer FCA Arayana Bhavan Bangalore- For information please
3. The CCF ,Canara Circle, Sirsi, -- For information please
4. Regional Officer, NHAI, Bengaluru -- for information please
5. The Project Manager, M/s. IRBWTP, Kunta -- for information and n/a.
6. The, M/s. Theme Engineering Services Pvt Ltd . Bhatkal -- for information
7. PA to AEG Home for information please

# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

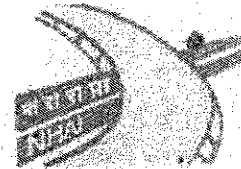
National Highways Authority of India

Ministry of Road Transport & Highways, Government of India

परियोजना कार्यान्वयन इकाई - मंगलूर, Project Implementation Unit - Mangalore

कक्षा नं. 3-25, बेलूर, थानेडिका, नज़र पुन्नुवेल (NH 66), मंगलूर - 575037

Door No. 3-25, Belur, Thaneedika, Nizar Punnavel (NH 66) Mangalore - 575037.



टेलिफोन : Telephone : 01-2241421-422

टेलिफैक्स : Telefax : 01-2241472-473

ई-मेल : e-mail : nhaimangalore@gmail.com

No.12014/1/2011/PIU (Mnglr)/ 207

Proposal No. : FP/KA/ROAD/33150/2018

06.06.2022

To,  
The Deputy Conservator of Forests,  
Karwar Division  
Karwar  
Uttara Kannada Dist

Subj: J-6 lining of Goa Karnataka Border - Kundapur Section of NH-66 (formerly NH-17) (Km. 93.700 to Km. 285.300) (NHAI/DB/OF/DP/01) to be executed as BOT (Toll) Project on DBFO Pattern under NHDP - Diversion of 2.469 ha of forest land in Sy.No.10/A1 of Hattikere Village, Ankola Taluk U.K. District, Karwar Division - reg.

- Ref: 1) Your office letter no B4/GFL/FCA/SR-11/2011-12 dated 06.05.2022  
2) PCCF(FC) Nodal Officer letter no. KDF/HOFF/ A52K(GFL)/18 /2019-FC dated 21.04.2022  
3) ACS, FE&E dept. letter no APG 41 FLL 2020(E) dated 19.04.2022.  
4) MoEF&CC letter no F No.F(C) A/11.1/17/KAR/1613 dated 21.03.2022.  
5) ACS, FE&E dept. letter no APG 41 FLL 2020(E) dated 18.09.2021.  
6) PCCF(FC) Nodal Officer letter no. KDF/HOFF/ A52K(GFL)/18 /2019-FC dated 02.09.2021  
7) CCF, Canara Circle Sins letter no B2/GFL/NH-66/CR-14/2019-20/570 dated 09.06.2021.  
8) DCF, Karwar letter no B4/GFL/FCA/SR-11/2011-12 dated 21.05.2021  
9) This office letter no 12014/2014/1/2011/PIU(Singlr) 153 dated 12.01.2021.  
10) DCF, Karwar letter no B4/GFL/FCA/SR-11/2011-12 dated 05.10.2020.  
11) PCCF(FC) Nodal Officer letter no. KDF/HOFF/ A52K(GFL) /18 /2019-FC dated 06.11.2020.  
12) ACS, FE&E dept. letter no APG 41 FLL 2020(E) dated 30.09.2020.  
13) MoEF&CC letter no F No.F(C) A/11.1/17/KAR/525 dated 04.10.2020.

Sir,

This has reference with your letter cited (1) vide which forwarded the observations/essential details sought by MoEF & CC which are as under

- NHAI has not provided the proper justification for carrying out the work without approval under Forest (Conservation) Act, 1980. As per the working permission issued by the Ministry of Defense vide its letter dated 28.10.2014 and MoU signed between and Project Sea Bird and NHAI on 10.11.2017, NHAI has to take up the case with Forest Department for transfer of forest land. However, the work has been undertaken without prior approval under FCA Act, 1980.
- In view of the above, it may be clarified that under what circumstances the said work has been carried out without approval under FCA, 1980. The action taken by the State Forest Department against the NHAI officials for illegal construction of toll plaza in forest land may also be furnished for further consideration of the proposal.

2. In this regard following facts in brief are brought out:

*[Signature]*

- NHAI initially initiated the proposal for diversion of forest land for 4 Laning project of Goa Karnataka Border to Kundapur section of NH66 and accordingly obtained Stage I clearance for 159.80 Ha (including 6.68 ha of area which falls in Sea bird naval base project) on 06<sup>th</sup> May 2014. Further diversion applied for additional land of 3.483 Ha and obtained combined Stage I approval [159.80 ha (including 6.68 ha of area which falls in Sea bird naval base project) + 3.463 ha] on 9<sup>th</sup> October 2015.

- Meanwhile the total 9.136 Ha of forest land is transferred from Ministry of defense to NHAI on 28<sup>th</sup> October 2014, stating Grant of working permission regarding transfer of defense land to NHAI for four laning project of Goa Karnataka Border to Kundapur section of NH66. By the time of obtaining Stage I clearance for 159.80 Ha only 6.68 ha of area has been included/considered out of 9.136 Ha transferred from MoD and excluded 2.469 Ha which falls in Sea Bird naval base project) on 06<sup>th</sup> May 2014. Stage II clearance obtained on 06.03.2020.

- However, while submitting diversion of 159.80 Ha proposal, re-diversion of 6.680 Ha forest land diverted to navy was included. 2.469 Ha of forest land was not considered for re-diversion and which was noticed later.

- In this connection, please refer to above letters cited under reference wherein submitted the clarification regarding work carried out without approval (re-diversion of 2.469 ha) under F(C)A, 1980 by NHAI, DCF Karwar, CCF Canara Circle Sirsi and PCCF (FC)/Nodal Officer. The same are retroverted below:

Sl No.	MoEF observation	Compliance submitted by NHAI (User Agency)	Compliance submitted
1	As reported by DCF Karwar violation has been taken place, in this regard the State Government has requested to kindly provide the action taken, if any		<p>The construction of toll plaza was carried out as per the working permission issued by Project Seabird Authority the National Highway Authority of India and. The forest area was earlier diverted to Project Seabird.</p> <p>During construction, forest field officials, informed that, this was 2.469 ha of forest land diverted to Project Seabird. By the time inadvertently the construction was started. The mistake was not intentional and it was taken up as per the alignment. Due to the non-identification of forest land, private land and Project Seabird area the construction work was started.</p> <p>Hence, as per the direction of forest officers the re-diversion proposal is submitted for getting approval.</p>

*[Signature]*

Sl. No.	MoEF observation	Compliance submitted by	Compliance submitted
2		DCF, Karwar	<p>The construction of Toll Plaza was carried out as per the permission issued by NHAI and Project Sea Bird Authority. The forest area was earlier diverted to Project Seabird.</p> <p>During construction, forest field officials, informed that, this was 2.469 ha. of forest land diverted to Project Seabird. By the time inadvertently the construction was started. The mistake was not intentional and it was taken up as per the alignment. Due to the non-identification of forest land, private land and Project Seabird area the construction work was started. Hence, as per the direction of forest officers the re-diversion proposal is submitted for getting approval.</p>
3		CCF Canara Circle Sirsi	<p>The construction of Toll Plaza was carried out as per the permission issued by NHAI and Project Sea Bird Authority. The forest area was earlier diverted to Project Seabird.</p> <p>During construction, forest field officials, informed that, this was 2.469 ha. of forest land diverted to Project Seabird. By the time inadvertently the construction was started. The mistake was not intentional and it was taken up as per the alignment. Due to the non-identification of forest land, private land and Project Seabird area the construction work was started. Hence, Forest Department informed NHAI to submit a re-diversion proposal to Ministry of Environment, Forest and Climate Change.</p>
4		PCCF (FC)/Nodal Officer	<p>The construction of Toll Plaza was carried out as per the working permission issued by NHAI and Project Sea Bird Authority. The forest area was earlier diverted to Project Seabird.</p> <p>During construction, forest field officials, informed that, this was 2.469 ha. of forest land diverted to Project Seabird. By the time inadvertently the construction was started. The mistake was not intentional and it was taken up as per the alignment. Due to the unavailability of the non-forest land or private land, the work was started in the diverted forest area in favour of Project Seabird. Hence, the Forest Department informed NHAI to submit a re-diversion proposal in Parivesh Web Portal.</p>

*Handwritten signature/initials*


Sl No.	MoEF observation	Compliance submitted by	Compliance submitted
5		Additional Secretary to Government Forest, Ecology and Environment Department	Forwarded the above mentioned compliance to MoEF & CCF vide letter dated 18.09.2021

➤ Further it is to submit that the toll plaza is a part of 4 Laning of Goa Karnataka Border to Kundapur section of NH66 project has been constructed considering the national interest being Project Sea bird (Navy) granted working permission for construction of toll plaza at chainage 131+200.

3. In view of above facts, it is requested once again to consider the above clarification in the larger interest of public and forward the same along with your recommendation to MoEF & CC for according Stage I approval under F(C) A 1980 for balance extent of 2.469 ha.

Thanking you,

Yours faithfully



H.S. Lingegowda  
DCM(T)& Project Director

- Copy to: 1) Regional Officer, MoEF & CC, Integrated Regional office (South Zone Bangalore) – For information please  
 2) The PCCF (FC) and Nodal officer FCA Arayana Bhavan Bangalore- For information please  
 3) The CCF, Canara Circle, Sirsi, – For information please  
 4) Regional Officer, NHAI, Bengaluru – for information please  
 5) The Project Manager, M/s. IRBWTP, Kunita – for information and a/a  
 6) The, M/s. Theme Engineering Services Pvt Ltd. Bhatkal – for information