

VIOLATION NOTE

A Note regarding the circumstances under which the work has undertaken in violation of Forest (Conservation) Act, 1980

The Project Authority have their own private land of 4.819 Ha. land in G..No. 12, 26/1/2 & 26/1/3 of village Karade, Taluka Shahapur, District Thane. The land is at about 10 km distance from Shahapur. Presently it's under agricultural use. Though it is within village Karade it is at a distance from Karade gaathan & situated very close to the border of villages Mamnoli & Savroli Bk. There is no existing road within a distance of 2 to 3 km towards Karade gaathan & the area in between is fully covered by agricultural fields.

The only available existing road, from where a connectivity to their land can be established, is the Shahapur – Chandroti road. This road is within 500 meters distance from their land. This road passes through Protected Forest S. No. 29 of village Karade and Private Forest G. No. 213 & 214 of village Savroli Bk. & there is no non forest area in between the existing road & their lands. Thus forest lands cannot be avoided for construction of approach road to their lands.

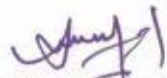
The project authority is proposing Vruddhashram (Old-age Home) and Goshala in their own private land. The approach road is essential during the construction period to facilitate movement of material and labours. So the project authority submitted the proposal to this office on 04/05/2022 for seeking the prior approval of Govt. of India under Forest (Conservation) Act, 1980 for construction of approach road through forest land.

The project authority started construction of pacca road on existing road, as they were not aware about the legal status of the land. As they come to know the legal status of the land, the project authority submitted the proposal under section 2 of the Forest (Conservation) Act, 1980 for seeking prior approval of Government of India for construction of approach road.

Meantime, the forest officials visited the spot on 20/06/2022 for verification and noticed that the construction of road length 320 mtr. X width 7.00 mtr. is done by leveling the land and spreading the soil and other material for road. The forest officials booked an offence vide Vasind Round POR No. E-09/2022-23 against the project authority for unauthorized construction of approach road in Forest land. At present the road is blocked and closed.

As there is no alternate approach road to approach their own private land and submitted the proposal for obtaining approval from Government of India, the proposal is recommended subject to deposition of five (5) times Net Present Value (NPV) of the violated area by the project authority as directions issued in the Part-B, Chapter I, Rule 1.21 of the Forest (Conservation) Rule, 2003 published in March 2019.




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