



Government of Maharashtra, India

# Public Works Department

No./Bhokar/ /2022-23/3066

Office of Executive Engineer  
Public Works Division, Bhokar  
Email :  
bhokar.ee@mahapwd.gov.in  
Date : 16.11.2022

To,

**Deputy Conservator of Forests (Territorial)**

Nanded Forest Division

Near Mahatma Gandhi Statue,

Chikhalwadi Corner

Nanded - 431601, Maharashtra

**Subject:** Proposal for diversion of 8.4771 Ha of Forest land for up-gradation and widening from

existing 2-lane to 2-lane with paved shoulder configuration of Mudkhed-Bhokar NH-161A section from Km 22.000 to Km. 43.000 of 21 km length in Mudkhed & Bhokar Talukas, Nanded District in the State of Maharashtra.

**Reg:** Compliance to the Queries

**Ref:** 1) Your Ofc Ltr No. B/Land/FCA/3469/2022-23 dtd. 28.10.2022

**Respected Sir,**

The National Highway Division has entrusted Public Works Department (PWD), Bhokar, with the responsibility of upgradation and widening of the above road section of NH-161A from km 22.000 to 43.000 of 21 km length in Mudkhed & Bhokar Talukas, Nanded District in the State of Maharashtra. Since, the proposed project passes through the forest area in some sections, an application (FP/MH/ROAD/154545/2022) seeking diversion of forest land of 8.4771 Ha in Nanded Forest Division under Forest Conservation Act, 1980 was uploaded online followed with submission of Hard copy proposal in requisite sets.

17.11.22  
आवक लिपीक  
उप वनसंरक्षक  
नांदेड.



In continuation to the consideration of the proposal by Regional Empowered Committee (REC), IRO, MoEF in their 92<sup>nd</sup> Agenda Meeting held on 14.10.2022 and subsequent to the queries raised by your office vide Letter under Reference-1, we would like to offer our point-wise comments as under:

Sr. No.	Particulars	Compliances by User Agency
1	<p>A detail report on violation of FCA, 1980 including nature of violation, name of officials responsible and extent and intensity of violation shall be submitted by the DCF, Nanded.</p>	<p>Violation on forest land has occurred on Dt. 09/04/2021 and 02/06/2021 while executing Site Cleaning and Digging works by EPC Contractor M/s Sharda Construction &amp; Corporation Pvt. Ltd. As this is an EPC Contract, the forest length is not handed over to the Contractor for execution of work nor any mark out for the violation area given by PWD. The officials responsible are the Project Manager Shri Pawan Kumatkar, Site engineer Shri Harish Rathod and Site Engineer Shri Balaji Tuprewar of the EPC Contractor. An undertaking regarding violation of provisions of Forest (Conservation) Act, 1980 and guidelines under it by the EPC Contractor M/s Sharda Constructions &amp; Corporation Pvt. Ltd. dtd. 22/12/2021 is attached as <b>Annexure-1</b>.</p> <p>Due to lack of knowledge of forest boundaries and at the same time in absence of any boundary stone/pillars delineating forest land from non-forest areas; the EPC Contractor while undertaking Soil Sampling &amp; Site cleaning works had inadvertently intruded into forest land in Dorli village in Gut Nos. 83 &amp; 33 having Compartment Nos. 404 &amp; 405 respectively. Forest area of 0.12 Ha (200 m x 6m) has been affected in the process for which a penalty of Rs. 39,629.39/- under FCA, 1980 has been imposed by Nanded Forest Division. Only Soil Sampling &amp; Site cleaning works were done and no road work (construction) done in forest area by the EPC contractor.</p> <p>It is also pertinent to mention that the project being under EPC Agreement, the EPC Contractor is responsible to ascertain forest boundaries and is entirely liable for any violation whatsoever of any nature. Consequently, PWDBhokar (User Agency) has withheld entire payment for the violated section. Besides, Mr. Harish Rathod and Mr. Balaji Tuprewar, Site Engineers of EPC Contractor has been removed</p>

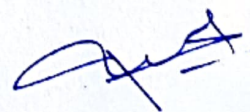


Sr. No.	Particulars	Compliances by User Agency
		from the services by EPC contractor. PWD(User agency) has imposed additional fine of 50,000/- on the EPC Contractor for violation of FCA, 1980 as well as of provisions of EPC Contract Agreement. Copy of DD No. 45815539 Dt 14/11/2022 is attached herewith as <b>Annexure-2</b> .
2	For smooth movement of resident wildlife in forest patches as well as in non-forest areas where there is a traditional route of wildlife movement, also for the movement of cattle the size of box culverts at least be of 2x3 meters, further, all hume pipes proposed through the entire alignment shall be converted into the box culverts and a pre-feasibility report in this regard in consultation with DCF, Nanded shall be prepared and submitted.	The User Agency hereby undertakes to upgrade all the Box culverts in forest patches and identified traditional route of wildlife movement in non-forest sections as suggested by Forest Department to the minimum size of 2x3 m; besides converting all the Hume Pipe Culverts to Box Culverts of required configuration subject to provisions of relevant IRC guidelines and in concurrence with highway geometrics (vertical profile). A Pre-feasibility report in this regard in consultation with DCF, Nanded is attached as <b>Annexure-3</b> for ready reference.
3	Forest area part of old road and proposed for realignment shall be dismantled and handed over to the Forest Department and planting shall be done by the State Government at the cost of User Agency. Exact details of such area shall be submitted.	The User Agency agrees to dismantle forest area section of old road at realignment portions in Dorli, Pandhurna & Ritha villages and hand over the same to the Forest Department. The User Agency also undertakes to bear the cost of plantation on the said land. The details of affected area are included in <b>Annexure-4</b> for ready reference.
4	KML file of exact area identified for raising CA shall be submitted.	KML file of CA land is included in CD as <b>Annexure-5</b> .

This is for your kind acknowledgement and onward necessary actions.

Thanking You,

Encl:Annexures as above



**Shri Prashant Nilkanth Kore**

Executive Engineer  
Public Works Division, Bhokar



**TO WHOMSOEVER IT MAY CONCERN**

This is to certify that for the project of "Up-gradation and widening from existing 2-lane to 2-lane with paved shoulder configuration of Mudkhed-Bhokar NH-161A section from Km 22.000 to Km. 43.000 of 21 km length in Mudkhed & Bhokar Talukas, Nanded District in the State of Maharashtra", the provisions of Forest (Conservation) Act, 1980 and guidelines under it have been violated by the EPC Contractor M/s Sharda Constructions Private Ltd.

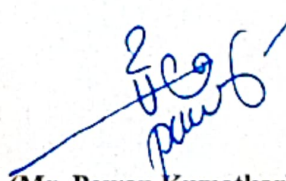
We hereby inform that while undertaking Soil Sampling & Site cleaning works, EPC Contractor had inadvertently (due to lack of knowledge of forest boundaries and also absence of any boundary stone/pillars delineating Forest land from Non-Forest sections) intruded into forest land in Dorli village in Gut Nos. 83 & 33 having Compartment Nos. 404 & 405 respectively. Forest area of 0.12 Ha (200 m x 6m) has been affected in the process.

We further inform that Mr. Harish Rathod and Mr. Balaji Tuprewar, Site Engineers of EPC Contractor has been removed from the services. We also undertake that we are liable for any action(s) under the provisions of EPC Agreement and Forest (Conservation Act, 1980) & its amendments.

Date : 22/12/2021.

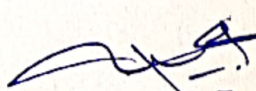
Place: Bhokar



  
(Mr. Pawan Kumatkar)

Project Manager

Sharda Constructions & Corp.Pvt. Ltd.

  
Executive Engineer  
Public Works Division  
BHOKAR Dist.Nanded.



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Authorised Signatories

( 559725 ) Valid for 3 months only from the dated 05.08.2011

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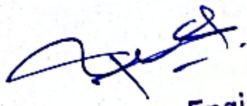
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MIDUAL

Executive Engineer  
Public Works Division  
BHOJAR Dist. Nanded.



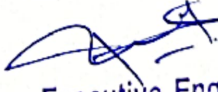
Mudkhed - Bhokar Road (NH-161A) From Km 22+000 to Km 43+000 in Bhokar Taluka, Nanded District of Maharashtra State.	
Abstract of Structures	
Total Sanctioned Structures	No. of Structures
Structure in Non Forest area	33
Structure in Forest area	9
Completed Structure	
Non Forest	31
Forest area	0
Additionally Proposed Structure	
Non Forest	0
Forest area	2
Revised as per Forest Dept Requirement	2
Total Structure more or equal to in Non Forest section	
2x3m Box	7
3x1.5m Box	6
2x1.50m Box	8
Total Structure more or equal to in Forest section	
2x3m Box	4
3x1.5m Box	0
2x1.50m Box	1
Total Forest Length	4722.24m
Total Non forest Length	15600.00m

  
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 Public Works Division  
 BHOKAR Dist. Nanded.



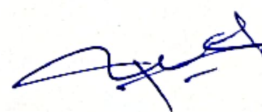
**Mudkhed - Bhokar Road (NH-161A) From Km 22+000 to Km 43+000 In Bhokar Taluka, Nanded District of Maharashtra State**

Mukhed - Bhokar Road (NH-205) - Maharashtra State											
Structure Details											
Serial Number	Existing Chainage (Km)	Design Chainage (Km)	Existing Type	Proposed Type	Existing Span	Proposed Span	Revised Span	Remarks	Present Status of Work	Remark	Legal Status
Non-Forest Section from km. 1+300 to 5+370											
1	23+338	1+338	HPC	HPC	1x0.75	1x1.2		Reconstruction	Completed	The work of Non Forest Area is started in June 2021 and all road work and Cross drainage structure works are completed But in this stretch of 3.862 km there are 3 Minor Bridges and 4 Box culverts of size 3 m x 1.5m ( 3 Nos ) and 2m x 1.50 m already provided.	Non Forest
2	23+524	1+524	HPC	HPC	2x0.75	1 x 1.2		Reconstruction	Completed		Non Forest
3	24+095	2+095	HPC	HPC	3x0.75	1 x 1.2		Reconstruction	Completed		Non Forest
4	24+368	2+368	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Completed		Non Forest
5	24+803	2+803	HPC	BOX	3x0.90	1x3x1.5		Reconstruction	Completed		Non Forest
6	25+044	3+044	Slab MNB	Box MNB	1 x 5.8 m	1 x 5.8 m		Widening	Completed		Non Forest
7	25+160	3+160		HPC		1 x 1.2		Reconstruction	Completed		Non Forest
8	25+278	3+278	HPC	BOX	1x0.90	1x3x1.5		Reconstruction	Completed		Non Forest
9	25+916	3+916	HPC	BOX	2x0.60	1x2x1.5		Reconstruction	Completed		Non Forest
10	26+408	4+408	HPC	BOX	2x0.90	1x3x1.5		Reconstruction	Completed		Non Forest
11	26+974	4+974	Slab MNB	Box MNB	3x8.6 m	4x6 m (sk)		Reconstruction	Completed		Non Forest
12	27+200	5+200	Slab MNB	Box MNB	2 x 8.0 m	2 x 8.0 m		Widening	Completed		Non Forest
Forest Section Patch-1 from Km. 5+370 to 5+717											
13	27+630	5+628	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Not Started	Box culvert of 1x2x3m size cannot be accommodated, as per vertical curve improvement and existing road level and nala bed level.	Reserved forest
Non-Forest Section from km. 5+717 to 5+845											
NIL											
Forest Section Patch-2 & Patch-3 from Km. 5+845 to 7+081											
14	27+860	5+860	Slab MNB	Box MNB	3x6.9 m	4x5 m (sk)		Reconstruction	Not Started	As per requirement of forest dept, larger structure 4 m x 5m is proposed.	Reserved forest
15	28+126	6+126	HPC	HPC	1x0.60	1 x 1.2		Reconstruction	Not Started	Due to restricted geometry 1x2x3 structure cannot be accommodated, as per vertical curve improvement and existing road level and nala bed level not suitable.	Reserved forest
16		6+400		BOX			1x2x3	Additionally proposed for wild life crossing	Not Started	As per requirement of forest dept, additional structure 2 m x 3 m is proposed.	Reserved forest
17	28+992	6+992		BOX	1x0.75	1 x 2 x 1.5		Reconstruction	Not Started	Due to restricted geometry 1x2x3 structure can not be accommodated, as per vertical curve improvement and existing road level and nala bed level not suitable.	Reserved forest
Non-Forest Section from km. 7+081 to 7+276											
NIL											
Forest Section Patch-4 from Km. 7+276 to 8+550											
18	29+640	7+638	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Not Started	Due to restricted geometry 1x2x3 structure can not be accommodated, as per vertical curve improvement and existing road level and nala bed level not suitable.	Reserved forest
19	29+914	7+914	HPC	HPC	1x0.75	1 x 1.2	1 x 2 x 3	Reconstruction	Not Started	As per requirement of forest dept, revised structure 2 m x 3 m is proposed.	Reserved forest

  
**Executive Engineer**  
 Public Works Division  
 BHOKAR Dist. Nanded.

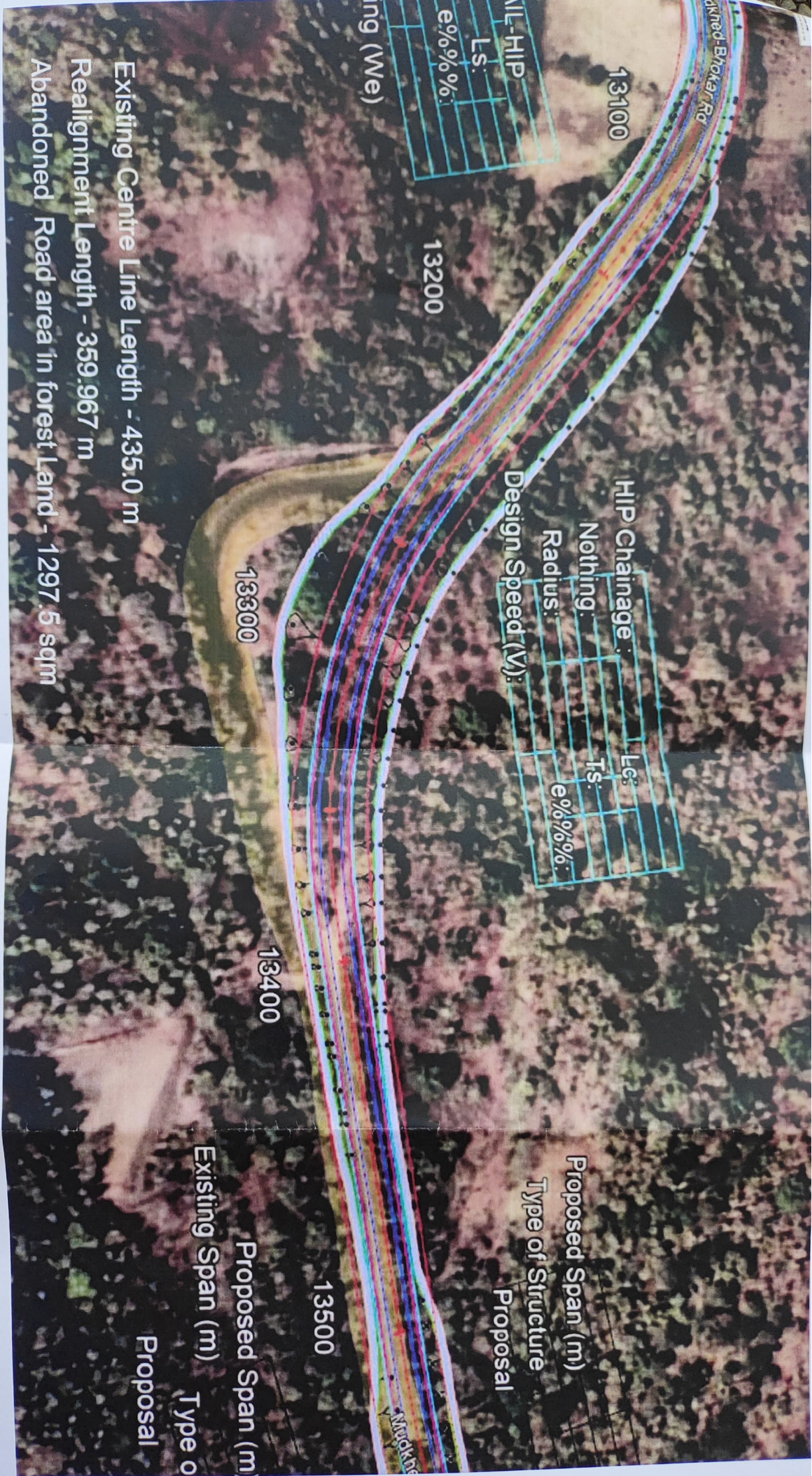


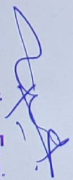
Non-Forest Section from km. 8+550 to 8+966											
NIL											
Forest Section Patch-5 from Km. 8+966 to 9+709											
20		9+150		BOX			1 x 2 x 3	Additionally proposed for wild life crossing	Not Started	As per requirement of forest dept, additional structure 2 m x 3 m is proposed.	Reserved forest
21	32+110	9+190	Slab MNB	Box MNB	4 x 5.75 m	4 x 5.75 m		Widening	Not Started	As per requirement of forest dept, larger structure 4 m x 5.75 m is proposed.	Reserved forest
Non-Forest Section from km. 9+709 to 12+807											
22	32+111	10+070	HPC	BOX	1x0.75	1 x 2 x 1.5		Reconstruction	Completed	The work of Non Forest Area is started in June 2021 and all road work and Cross drainage structure works are completed But in this stretch of 2.597 km there are 1 Minor Bridge and 4 Box culverts of size 3 mx1.5m (1 No.) and 2m x 1.50 m (3 Nos) already provided.	Non Forest
23	32+850	10+812	HPC	Box MNB	3x0.9 m	1x7m		Reconstruction	Completed		Non Forest
24	33+488	11+440	HPC	BOX	2x0.90	1 x 2 x 1.5		Reconstruction	Completed		Non Forest
25	33+924	11+875	HPC	BOX	5x0.60	1x3x1.5		Reconstruction	Completed		Non Forest
26	34+716	12+667	HPC	BOX	1x1.20	1x2x1.5		Reconstruction	Completed		Non Forest
Forest Section Patch-6 & 7 from Km. 12+807 to 13+930											
27	35+652	13+555	HPC	BOX	2x0.75	1x2x1.5	1 x 2 x 3	Reconstruction	Not Started	As per requirement of forest dept, revised structure 2 m x 3 m is proposed.	Reserved forest
28	35+700	13+601	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Not Started	Due to restricted geometry 1x2x3 structure can not be accommodated as per vertical curve improvement and existing road level and nala bed level not suitable.	Reserved forest
Non forest section from Km. 13+930 to 21+055											
29	36+070	13+970	HPC	BOX	3x0.75	1x3x1.5		Reconstruction	Completed	The work of Non Forest Area is started in June 2021 and all road work and Cross drainage structure works are completed.	Non Forest
30	37+000	14+869	HPC	BOX	2x0.75	1x6x3		Reconstruction	Not Started		Realignment Section
31	37+129	15+005	HPC	BOX	2x0.75	1x2x1.5		Reconstruction	Completed	The work on Non-Forest Area is started in June 2021 and all road work and Cross drainage structure works are completed. But in this stretch of 4.234 km there are 2 Box culverts of size 5m x 2m (1 No.) and 2m x 1.50 m (1 No.) already provided.	Non Forest
32	37+769	15+643	HPC	BOX	4x0.75	1x5x2.0		Reconstruction	Completed		Non Forest
33	38+276	16+095	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Not Started	The work of Non Forest Area is started in June 2021 and all road work and Cross drainage structure works are completed. But in this stretch of 4.234 km there are 1 Minor Bridge and 4 Box culverts of size 3 mx1.5m (1 Nos) and 2m x 1.50 m (3 Nos) already provided.	Non Forest
34	39+000	16+821	Slab MNB	Box MNB	3x4.5 m	3x5 m		Reconstruction	Completed		Non Forest
35	39+537	17+348	HPC	HPC	1x0.75	1 x 1.2		Reconstruction	Completed		Non Forest
36	39+811	17+927	HPC	HPC		1 x 1.2		Reconstruction	Completed		Non Forest
37	40+400	18+211	HPC	BOX	2x1.20	1x2x1.5		Reconstruction	Completed		Non Forest
38	40+830	18+638	HPC	BOX	2x1.20	1x2x1.5		Reconstruction	Completed		Non Forest
39	41+464	19+275	HPC	BOX	1x1.00	1x2x1.5		Reconstruction	Completed		Non Forest
40	41+629	19+439	HPC	BOX	3x1.00	1x3x1.5		Reconstruction	Completed		Non Forest
41	41+936	19+746	HPC	HPC	1x1.00	1 x 1.2		Reconstruction	Completed		Non Forest
42	42+557	20+368	HPC	HPC	3x0.90	1 x 1.2		Reconstruction	Completed		Non Forest
43	42+678	20+476	HPC	HPC	2x0.90	1 x 1.2		Reconstruction	Completed		Non Forest
44	43+244	21+055	HPC	HPC	1x0.90	1 x 1.2		Reconstruction	Completed		Non Forest



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Public Works Division  
BHOKAR Dist. Nanded.





  
 Executive Engineer  
 Public Works Division  
 BHOKAR Dist. Nanded.



Abandoned Road area in forest Land - 1260 sqm.



  
Executive Engineer  
Public Works Division  
BHOJAR Dist.Nanded;



10:12

WA Business

CA Land Area 8.4771

VILLAGE GUNDWAL

Srvy.No. 70

शुभाय



Google

(19°48'54"N 77°53'52"E) 6 km

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