

**Laying of underground water pipeline for drinking water and agriculture purpose in
Reserved Forest Survey No 39/3 , Compt No 213 at Village-Kurvati, Tal-Velha,
Distt-Pune**

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

The proposal is for diversion of 0.009 ha Reserved forest land for laying of underground water pipeline for drinking water and agriculture purpose from Forest Survey No 39 Gut No 3, Compt No 213 at Village-Kurvati, Tal-Velha, Distt-Pune in the State of Maharashtra. . Non forest area is not involved in the project . The details of Forest land proposed for diversion is as under :-

Name of Component	Name of Village	Forest Land Required					Legal Status
		F.S./Gut No.	Compt. No.	Length x Width (m)	Area in		
					Sqm	ha	
Construction of underground water pipeline	Vill-Kurvati Tal. -Velha Dist- Pune	39/ Gut No 3	213	180 x 0.5	90	0.009	Reserved Forest
Total area					90	0.009	

p/30

2. The project has been initiated by Shri Suresh Rambhao Giramkar, 16/3, Hingane Kd Manikbagh, Sinhgad Road, Pune.

2.1 The User Agency highlighted that Project authority having a land at Gut NO 1 at village Kurvati, Tal Velhe, Distt-Pune . The Panshet Dam Project is near to Malki Gut No 1, as need and demand of water for drinking and farming activities we intend to lay out underground water pipeline from back water of Panshet Dam. Khadakwasla Irrigation Division, Pune accorded permission to lift water from Panshet Dam for irrigation purpose vide letter dated 24/10/2016 for 18 years. It is observed that the alignment of the proposed water pipeline is passing through the Forest Camp No 213 Survey No 39 Gut No 3 lies exactly between the back water of Panshet Dam and farmlands. There is no other alternative, therefore proposal for diversion of 0.009 ha Reserved Forest land submitted under the Forest (Conservation) Act, 1980.

p/55-57

3. The proposal has been submitted by Chief Conservator of Forests (T) Pune vide letter No Desk-4/4(2)/Land/FCA-279/2018-19/69 dated 28/01/2019 and dated 13/11/2019 alongwith the following documents :-

c/21
c/115

3.1 **Sub Divisional Officer , Bhore certified that :-**

3.1.1 No suitable alternative non forest land is available for the proposal and demand for the required forest land is the barest minimum .

p/71

P/36
37 3.1.2 Sub Divisional Officer , Bhore certified that the Provisions of Forest (Conservation) Act 1980 and guidelines under it has not been violated by the user agency.

P/80 3.1.3 Forest area involved in project is not included of any National Park, Wildlife Sanctuary and the Nature Reserve.

P/87
98 3.1.4 Proposed project is beyond 10 kms of the boundary of the protected area (20 Kms away from Tamhini Wildlife Sanctuary).

P/86 3.1.5 There is no cutting and felling of trees is involved in the project .

P/83 3.1.6 The forest area involved in the project belongs to Eco Class – III ,Open forest.

P/65
79 3.1.7 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.

P/63
Site 3.1.8 Sub Divisional Officer , Bhore Submitted the Site Inspection Report dated 23/12/2018.

P/78 3.1.9 The non forest land involved in the project are not under provisions 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 the dictionary meaning of Forests as intimated to the expert Committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

P/90 3.1.10 All other alternate for the purpose have been examined and have come to conclusion that there is no other alternative non forest land nearby available for this purpose and the proposed alignment No III is the most suitable , which involves minimum demand of forest area.

P/75
39A 3.1.11 Sub Divisional Forest Officer Bhore certified that the proposed area is less than 1.00 ha hence **CA area suitability certificate not applicable**. However 0.50 ha degraded forest land at F.S. No 48, Gut No 248, Village-Sakhar, Tal-Velve, Distt- Pune. identified for compensatory afforestation.

3.2 The user agency has submitted the following undertakings :-

P/35
82 3.2.1 To defray the cost of Net Present Value of the forest land proposed for diversion.

P/34
72 3.2.2 To defray the cost as determined by the forest Department of compensatory afforestation.

P/85 3.2.3 To bear the cost of clearance/removal of vegetation growth from the forest land proposed for diversion.

P/1A 3.2.4 Cross Section Map

3.2.5 The User Agency agrees to provide drinking water supply facilities to forest activities and wildlife at their cost. P/133

3.2.6 The User Agency has submitted the compliance of FRA-2006 vide District Collector Pune certificate dated 31/05/2015 for 0.09 ha instead of 0.009 ha. P/120

3.2.7 The User Agency has submitted the copy of permission letter of Khadakwasla Irrigation Division, Pune to lift water from Panshet Dam for irrigation purpose vide dated 24/10/2016 for 18 years. P/126
147-150

4. The Sub Divisional Officer Bhore recommended the proposal for sanction as the proposed land lies exactly between the back water of Panshet Dam, Tal Velhe, Distt-Pune and Malki farmland Gut No 1 of village-Kurvati hence there is no option to change alignment. The forest area is to be diverted is not sensitive for any flora or fauna. The construction of water pipeline will not have adverse effect on the ecology of the area. P/124

5. The Chief Conservator of Forests (T) Pune recommended the proposal on following condition :- P/125

The projects Authority shall provide free of charge an outlet to Forest Department for making waterhole for wildlife.

6. In view of this, the proposal is recommended for in-principle approval under section 2(ii) of the Forest (Conservation) Act 1980 subject to the following conditions :-

6.1 The legal status of the land required will remain unchanged.

6.2 Compensatory afforestation will be raised at the cost of the user agency on 0.50 ha. degraded forest land on F.S. No 48, Gut No 248, Village-Sakhar, Tal-Velve, Distt- Pune. . As per GOI guidelines dated 08/11/2017 at least 1000 plants per ha. to be planted on degraded forest land identified for compensatory afforestation.

6.3 The user agency will defray the cost of Net Present Value of 0.009 ha. of forest land as per latest guidelines of Government of India.

6.4 The user agency will defray the additional/ revised cost of Net Present Value as per latest guidelines of Government of India.

6.5 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

6.6 The forest land shall not be used for any purposes other than specified in the project.

6.7 It will be the responsibility of the Project Authority to ensure that the labourers, staffs engaged in construction activity do not damages nearby forest flora and fauna.

6.8 The pipe line will be laid well below as per norms the ground level all along its length through forest.

- 6.9 The user agency will obtain Environmental Clearance from competent authority, if required.
- 6.10 The user agency will make good the land after laying underground water pipeline
- 6.11 The User Agency shall provide an outlet to Forest Department for irrigated plantation in adjoining forest area
- 6.12 The User Agency shall provide free of charge an outlet to Forest Department for making waterhole for wildlife.
- 6.13 The User Agency should submit the revised FRA-2006 certificate for 0.009 ha area instead of 0.09 ha. area.
- 6.14 All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied with by the User Agency.
- 6.15 The user agency shall compensate the private owner of forest lands in accordance with the prevalent laws, rules and guidelines.
- 6.16 All necessary approvals required for the project as per prevailing laws of the land would be obtained by the User Agency before statutory sanction.

(Dr. N. Rambabu)

Principal Chief Conservator of Forests

(Head of Forest Force)

Maharashtra State, Nagpur

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23/11/2000
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16/01/23/01

PART -IV

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)

Sub.:- Shri Suresh Rambhao Giramkar, 16/3, Hingane Kd Manikbagh, Sinhgad Road, Pune has submitted the proposal for diversion of 0.009 ha. for laying of water pipeline for drinking water and agriculture purpose passing through the Forest Survey No 39 Gut No 3, Compt No 213 at Village-Kurvati, Tal-Velha, Distt-Pune in the State of Maharashtra under Section - 2 of the Forest (Conservation) Act, 1980. The details of the forest land proposed for diversion is as under :-

Name of Component	Name of Village	Forest Land Required					Legal Status
		F.S./Gut No.	Compt . No.	Length x Width (m)	Area in		
					Sqm	ha	
Construction of underground water pipeline	Vill-Kurvati Tal. -Velha Dist- Pune	39/ Gut No 3	213	180 x 0.5	90	0.009	Reserved Forest
Total area					90	0.009	

Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no. 26A.

Date : 29/01/2020
Place : Nagpur

(Sanjeev Gaur)
Additional Principal Chief Conservator of Forests
& Nodal Officer
o/c
27/01/2020



Certified by ISO
9001:2015

Office of the Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State

**Additional Principal Chief Conservator of Forests and Nodal Officer,
Maharashtra State, Nagpur**

First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001

Tel no. (0712) 2556916, Fax no. (0712) 2550675

E-mail- apccfnodal@mahaforest.gov.in Website: www.mahaforest.gov.in

Sub:- Diversion of 0.009 ha. Reserved forest land for laying of underground water pipeline for drinking water and agriculture purpose, passing through the Forest Compt No 213, Survey No 39, Gut No 3 at Village-Kurvati, Tal-Velha, Distt-Pune in the State of Maharashtra.

No. : Desk-17/NC/II/ID 12742/(19)/ 1795 /2019-20
Nagpur – 440 001, Dated: 01/02/2020

To,

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

Ref:- Chief Conservator of Forests, (T) ,Pune letter No Desk-4/4(2)/Land/FCA-279/2018-19/69 dated 28/01/2019 and letter dated 13/11/2019.

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- 3.1.8 Sub Divisional Officer , Bhore Submitted the Site Inspection Report dated 23/12/2018.
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- 6.15 The User Agency shall compensate the private owner of forest lands in accordance with the prevalent laws, rules and guidelines.
- 6.16 All necessary approvals required for the project as per prevailing laws of the land would be obtained by the User Agency before statutory sanction.

7. It is therefore requested that the Government of Maharashtra may kindly be moved to approve the diversion of 0.009 ha. Reserved forest land for laying of water pipeline for drinking water and agriculture purpose passing through the Forest Survey No 39 Gut No 3, Compt No 213 at Village-Kurvati, Tal-Velha, Distt-Pune in the State of Maharashtra in favour of Shri Suresh Rambhao Giramkar, 16/3, Hingane Kd Manikbagh, Sinhgad Road, Pune. under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encls : As above

(Two Sets of proposal)


(Sanjeev Gaur)

Additional Principal Chief Conservator of Forests
& Nodal Officer

Copy forwarded to Chief Conservator of Forests (T) , Pune for information.

Copy forwarded to Sub Divisional Officer , Bhore for information.

Copy forwarded to Shri Suresh Rambhao Giramkar, 16/3, Hingane Kd Manikbagh, Sinhgad Road, Pune-411051 (Email-newpoonabakerysinhgad@gmail.com)