


Diversion of 14.93 ha. restored area u/s.22-A of Maharashtra Private Forest (Acq.) Act 1975 of Private Forest Survey No.40 of Village Valiv, Tal. Vasai, Dist. Palghar for Non forest purpose & approval to restoration order.

PART – III

(To be filled by the concerned Chief Conservator of Forests)

14.	Whether site, where the forest land involved is located has been inspected by concerned Chief Conservator of Forests (Yes/No). If yes, the date of inspection and observations made in form of inspection note to be enclosed.	No
15.	Whether the concerned Chief Conservator of Forests agree with the information given in Part-II and the recommendations of Deputy Conservator of Forests.	Agree with the recommendations of the Deputy Conservator of Forests. Thane.
16.	Specific recommendation of the Chief Conservator of Forests for acceptance of otherwise of the proposal with detailed reasons.	The proposal is recommended for approval.

Date : 28 / 7 / 2018.
Place : THANE


(Rajendra Kadam)
Chief Conservator of Forests (T),
Thane



Chief Conservator of Forest (T.), Thane
Micro Wave Tower, Bara Banglow Area, Thane (E) - 400 603
Phone No. 022 25329865, Fax No. 022 25329912
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Letter

Subject - Diversion of 14.93 ha. restored area u/s.22-A of Maharashtra Private Forest (Acq.) Act 1975 of Private Forest Survey No.40 of Village Valiv, Tal. Vasai, Dist. Palghar for Non forest purpose & approval to restoration order.

No. Desk-10/FCA/CR-36/17-18/OW-³⁷⁴ /2018-19.
Thane - 400 603, Dated : 18 /07/2018

To,

The Addl. Principal Chief Conservator
of Forests and Nodal Officer,
Maharashtra State,
Nagpur - 440 001

The Deputy Conservator of Forests, Thane has submitted the proposal mentioned in the captioned subject vide his letter No. D-1/20/Land/509, dated 25.06.2018. Xerox copy of the same is enclosed herewith for your ready reference. The Project Agency of this project is Shri. Shokinkumar Shankarlal Jain, 30/33, Second Floor, Thakur Arcade, Station Road, Virar (West) - 401 303.

2.00 The Project Authority has submitted a proposal for diversion of 14.93 Ha. Restored Area u/s.22-A of Maharashtra Private Forest (Acq.) Act 1975 of Private Forest Survey No. 40 of Village Valiv, Tal. Vasai, Dist. Palghar for Non forest purpose & approval to restoration order dated 26.09.1994 of SDO Bhiwandi. Therefore, the Project Authority is seeking GOI's permission u/s.2 of Forest (Conservation) Act, 1980.

3.00 The Restored Forest area required for this Project is 14.93 Ha. The details of the land proposed for diversion are as under:-

Item of work	Village	Area	Legal Status
Permission for Non forest purpose & approval to restoration order.	Valiv	14.93	Restored Private Forest Area i.e. after 1980.

- 4.00 The Project Authority has given an undertaking to pay the cost of Net Present Value as directed by the Govt. of India. The Project Authority has submitted Necessary Certificates / Undertakings and Maps which are also enclosed in the proposal.
- 5.00 The proposed area i.e.14.93 Ha. from village Valiv of Vasai Taluka falling within 10 kms. of the boundary of the Tungareshwar Wildlife Sanctuary. The Deputy Conservator of Forests, Thane certified that the, said Project will not have any adverse effect on the Wildlife within National Park/Sanctuary.
- 6.00 Diversion of Restored Area u/s.22-A of Maharashtra Private Forest (Acq.) Act 1975 of Private Forest Survey No.40 of Village Valiv, Tal. Vasai, Dist. Palghar for Non forest purpose & approval to restoration order does not included in the area of any National Park / Wildlife Sanctuary or Nature Reserve.
- 7.00 There is no violation of Forest (Conservation) Act, 1980 and its guidelines as certified by the Deputy Conservator of Forests, Thane. However, in the year of 1974 a construction of Ice factory has been established over 0.36 ha. out of total 14.93 ha. with all requisite permissions i.e. after enactment of FCA 1980.
- 8.00 The User Agency had applied for the FRA - 2006 certificate from Collector Palghar. Regarding to this, the necessary undertaking is submitted and the same is enclosed in the proposal by Project Authority. The Project Authority may be asked to submit FRA certificate before recommending the proposal to Government.
- 9.00 There is 735 trees requires to be felled for implementation of the project. The list of trees and estimate of felling is enclosed in the proposal.
- 10.00 The proposal involves 14.93 ha. Private forest land. Therefore, the Project Authority has proposed 15.98 ha. Compensatory Non-Forest land in Gut No.875/2 at Village Furus, Tal. Chiplun, Dist. Ratnagiri. The said land has been inspected by Divisional Forest Officer, Chiplun and certified that 15.58 ha. non forest land proposed for alternative Compensatory Afforestation is contiguous & suitable for Management purpose and it is free from encroachment and encumbrances. This area already have some tree cover, however Afforestation works can be taken up in this area as per Model No. IV (625 plants per ha.) prescribed by Principle Chief Conservator of Forests (HoEF), Nagpur vide Letter dated 13.11.2013.

The Divisional Forest Officer, Chiplun has also been certified that the private area / non forest area proposed for Compensatory Afforestation is neither deemed Reserve Forest under the Maharashtra Private Forests (Acquisition) Act, 1975 nor has been identified as "Forests" as envisaged in the interim order given by the Honorable Supreme Court dated 12.12.1996.

- 11.00 The Deputy Conservator of Forests, Thane has certified, that the proposed Project is not likely to affect any monuments site of culture, historical, religious, archeological or recreational importance.
- 12.00 The Deputy Conservator of Forests, Thane has carried out site inspection on dated 11.11.2017. The site inspection report is enclosed in the proposal.
- 13.00 The Deputy Conservator of Forests, Thane's reports are self-explanatory and this office agrees with the same.
- 15.00 Four sets of proposals are enclosed herewith with all required documents for further necessary action. Proposal is submitted online vide No. FP-MH/OTHERS/26572/2017.

It is therefore requested that the Government of India may kindly be moved for diversion of 14.93 ha. restored Forest land u/s.22-A of Maharashtra Private Forest (Acquisition) Act, 1975 for Non forest purpose & approval to restoration order dated 26.09.1994 of SDO Bhiwandi in Palghar District u/s.2(ii) of the Forest (Conservation) Act, 1980.

Encl. : As above.


Chief Conservator of Forests (T),
Thane

Copy to the Deputy Conservator of Forests, Thane for information and necessary action. -

Copy to Shri. Shokinkumar Shankarlal Jain, 30/33, Second Floor, Thakur, Station Road, Virar (West) – 401 303 for information and necessary action.