

**New Proposal- National Highway**



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

Additional Principal Chief Conservator of Forests & Nodal Officer,  
1st Floor, B Wing

Van Bhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001

Tel.No.: 0712- 2556916 , E-mail: apccfnodal@mahaforest.gov.in

**E-mail/Important**

Desk-17/Nodal/Nashik/PID-152830/ 817 /2024-25

Nagpur

Date . 03/07/2024

To,

The Principal Secretary (Forest)  
Revenue and Forest Department  
Mantralaya Mumbai-32.

**Subject:-** Diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rahabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra. (FP/MH/ROAD/152830/2022)

**Refferance:-** 1. Chief Conservator of Forest (T) Nashik Letter No. Desk-2/Land/C.N.25/ 2022-23/910, dt.03/11/2023.  
2. Chief Conservator of Forest (T) Nashik Letter No. Desk-2/Land/C.N.25/ 2022-23/1141, dt.01/01/2024 and 333, dt.1/7/2024.

The Chief Conservator of Forests (T.), Nashik Letter No.910 on dated 03/11/2023, Letter No. 1141 on dated 01/01/2024 and Letter No.333 on dated 01/07/2024 has submitted The proposal is for diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rahabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra. (FP/MH/ROAD/152830/2022)

2.0 The detailed area statement of forest land is shown as under:- **(P.P.No. 191)**

Sr. No	Forest Div.	Village	Compt. No.	Gat No.	Patch	Start	End	Width (in Mtr)	Length (in Mtr)	Total Area (In Ha.)	Area of Black top and Carriage way 8.5 Meter Under PWD Before 1980	Area of Net Present Value (NPV) and C.A. Scheme	Non - Forest Area (in Ha.)	Rem
1	2	3	4	5	6	7	8	9	10	11	12	13	14	

1	East Nashik	Bhavade	324	110	Realign- ment	90+ 818	91+ 112	30	294	0.882	0	0.882	0	Reserve Forest
2					Existing Road	91+ 112	92+ 740	24	1628	3.9072	1.3838	2.5234		
3					Realign- ment	92+ 740	92+ 809	30	69	0.207	0	0.207		
4		Kheldari	561	55	Realign- ment	92+ 809	92+ 850	30	41	0.123	0	0.123		
5					Existing Road	92+ 850	93+ 380	24	530	1.272	0.4505	0.8215		
Total Area									2562	6.3912	1.8343	4.556	0	

3.0 The proposal has been initiated by the Executive Engineer, National Highway Division, Nashik for approval under Forest (Conservation) Act, 1980. The said project is for Rehabilitation and Up-gradation of the newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra on Engineering procurement & Construction (EPC) mode. The Ministry has declared Highway starting from its junction with NH-53 near Sendhwa connecting Khetia in the state of Madhya Pradesh, Shahada, Prakasha, Nandurbar Visarwadi, Sakri, Satana, Deola, Chandvad, Manmad, Yeola, Kopargaon and terminating at its junction with NH-160 near Shirdi in the state of Maharashtra as National Highway No. 752G, vide gazette notification on 13 (E) dated. 03/01/2017. Present project road i.e. Satana to Mangrul (From Design Km. 64 +000 to Km. 104 +140) is passing through forest area (Bhabadbari Ghat & Kheldare Village) which is coming under East Nashik forest division. The project road act as link to connect Maharashtra form Madhya Pradesh. The project road starts from Satana City and end at T-Junction with NH-3 at Mangrul in the state of Maharashtra. The design length of the project road is 37.140 Km. The project road is also link to famous temple of Jainsim Mongitungi and Sai temple in Shirdi, therefore important link in Northern Maharashtra. This project road is an important link between Maharashtra and Gujarat state as well. Also, it connects Nashik District in Maharashtra state and some cities of Gujarat state. The project length passes through area is also well known for its agricultural products like grapes, sugarcane and other products. These products transported through this route from different cities or towns of Maharashtra as well as Gujarat. At present, the road width is insufficient and full of curves which cause problems of road jam and makes it accident prone. In the forest area some part of the project road passes from ghat section and there are lots of small and large blind curves which creates hurdle in smooth traffic

and is not suitable according to the standard of National Highway. As per standard of National Highway the rehabilitation and Up-gradation of the road is required in the forest area for curve improvements (realignments) and widening . For Curve improvement and widening in the forest area. DPR consultant has considered minimum forest land. There is no suitable alternative non forest land is available for the proposed project. Hence, the diversion of the forest land is only option for widening of the newly declared National Highway No. 752G (section from Satana Mangrul). **(P.P.No.202)**

4.0 The non-forest area is 5.628 ha. involved in the project **(F.P.No- 9 )**. The Site Inspection report of the Deputy Conservator of Forests, East Nashik Forest Division, is enclosed in the proposal on **(P.P.No.181-184)**

5.0 The Chief Conservator of Forests, Nashik and the Deputy Conservator of Forests, East Nashik Forest Division have recommended the proposal for diversion of 6.3912 ha. of Reserve forest land. **(F.P.No. 15 & 21)**

**6.0 The Deputy Conservator of Forests East Nashik Forest Division has certified that:-**

6.1. No alternate alignment is possible and the forest land required is minimum. **(P.P.No.75)**

6.2 There is no violation of FCA, 1980. **(P.P.No. 70 )**

6.3 The Compensatory Afforestation on village Kheldari, Taluka- Chandwad, District. Nashik Gut. No 230, Area 4.556 ha. is selected by the forest department and suitable For Compensatory Afforestation. This area is fit for afforestation and management purpose and also it is free from encroachment and encumbrances. **(P.P.No.65)**

6.4 The non-forest area covered under the project is not under the provision 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 dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996. **(P.P.No.62)**

6.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious archaeological or recreational Importance **(P.P.No.61)**

6.6 The proposed project is not included in any National Park or Wild Life Sanctuary or Nature reserve. **(P.P.No.60)**

6.7 There are 1032 trees cutting and felling involved in the project. Girth wise details is as under:- **(P.P. No. 56 and 56-A)**

Tree Girth in Cm.									
0-30	31-45	46-60	61-90	91-105	106-120	121-150	151-200	201-250	Total
191	389	255	135	26	19	8	8	1	1032

6.8 C.A.Scheme for 10 years is attached on **(P.P.No.84 to 118)**

6.9 The proposed project area belongs to Eco Value Class -III having Density below 0.3,  
**(P.P. No. 57)**

6.10. Proposed project site is not within 10 km from any National Park or Sanctuary.  
**(P.P.No.59)**

**7.0 The User Agency has submitted the following undertaking/documents:-**

7.1 Agreed to defray the cost of clearance/removal of the vegetation growth from the propose forest land. **(P.P.No.55)**

7.2 Agreed to defray the cost of Compensatory Afforestation. **(P.P.No. 49)**

7.3 Agreed to defray the cost of Net Present Value. **(P.P.No. 58)**

7.4 The proposal has been accorded the Administrative and, Technical approval. Expenditure Sanction by the Competent Authority. Copy of the same is enclosed In **(P.P.No.13 to 20)**

7.5 User Agency has given letter to District Collector Nashik and requested to issue Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. Copy of the same is enclosed in **(P.P.No.80)**

7.6 The KML file of the proposed diverted area and C.A area is placed in the file at the top.

**8.00 In View of this, the proposal is recommended for approval under the sectin-2 (ii) of the forest (Conservation) Act,1980 subject to the following conditions:-**

8.1 Legal status of the diverted forest land shall remain unchanged:

8.2 The Compensatory Afforestation on village Kheldari, Taluka- Chandwad, District. Nashik Gut. No 230, Area 4.556 ha. is selected by the forest department and suitable For Compensatory Afforestation. This area is fit for afforestation and management purpose and also it if free from encroachment and encumbrances. **(P.P.No.65)**

8.3 The User Agency shall transfer the cost of raising and maintaining the compensatory Afforestation, at the current wage rate, to the State Forest Department. The Scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;

8.4 NPV

- (a) The State Government shall charge the Net Present Value (NPV) for the 4.556 ha. forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008, and 09/05/2008 in IA No. 566 WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt-II), dated 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5.3/2007-FC, dated 05/02/2009 and 06/01/2022 in this regard.
- (b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the Report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency Shall furnish an undertaking to this effect.
- 8.5 For Violation of the FCA, 1980 as penalty, the user agency will defray the cost of equal to NPV of Forest land per hectare for of each year of violence from the dated of actual diversion as reported by the inspecting officer with maximum up to (5) times the NPV plus 12 percent simple interest till the deposited is made in accordance with Govt. of India advisory number 11-42/2017- FC, dated.29/1/2018
- 8.6 All The funds received from the User Agency under the project, except the funds realized for regenerat /demarcation of safty zone, shall be transferred to ad-hoc CAMPA in the Saving Bank Account pertaining to the State concerned;
- 8.7 The State Government should confirm, if any further construction in the forest land has been taken place by the User Agency after submission of the extant proposal for regularization of the forest land.
- 8.8 The User Agency shall obtain the Environment Clearance as per the provisions of the Environment (Protection) Act, 1986, if required;
- 8.9 No labour camp shall be established on the forest land;
- 8.10 The User Agency shall provide fuels preferably alternate fuels to the labours and the Staff Working at the site so as to avoid any damage and pressure on the nearby forest areas;
- 8.11 The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet height reinforced cement concrete pillars, each inscribed with its serial number forward and back bearing and distance from pillar to pillar;
- 8.12 The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- 8.13 The forest land shall not be used for any purpose other than that specified in the Proposal;
- 8.14 The forest land proposed to be diverted shall under no circumstances be transferred to any



- other agency, department or person without prior approval of the Central Government.
- 8.15 No damage to the flora and fauna of the adjoining area shall be caused;
- 8.16 Any tree felling shall be done only when it is unavoidable and that too under strict Supervision of the State Forest Department;
- 8.17 The State Government shall ensure complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its Guidelines issued in this regard along with the compliance of Stage-I approval;
- 8.18 The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nest artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- 8.19 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
- 8.20 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 8.21 It shall be mandatory to provide underpass for safe crossing of wild animals
- (i) The underpass shall have a minimum size of width 4.00 mtr and Height 3.00 mtr.
  - (ii) Wherever natural cross drainage works are in existence, then no need to construct. New underpass subject to existing structure nearly complying above mentioned dimensions as suggested in (a) above.
  - (iii) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
  - (iv) Interval between such underpasses shall not be more than 2.00 Km.
- 8.22 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
- 8.23 The User Agency shall submit six monthly self-compliance reports as on 1<sup>st</sup> January and 1<sup>st</sup> July of every year to the GOI office as well as to the Nodal Officer of the State;
- 8.24 The State Government shall monitor self-compliance of conditions of Forest Clearance and shall submit in this regard yearly reported as on 31<sup>st</sup> December of every year.
- 8.25 Any other condition that the concerned Regional Office of this Ministry may stipulate, from

time to time in the interest of conservation, protection and development of forest & Wildlife, and.

8.26 The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the projects.

9.00 It is therefore, requested that Government of Maharashtra may kindly be moved for approving the diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rahabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra is recommended under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl:- Proposal 2 Copies.

(Naresh Zurmure)

**Addl. Principal Chief Conservator of Forests  
& Nodal Officer**

Copy for information:-

1. The Chief Conservator of Forest (T)] Nashik.
2. The Deputy Conservator of forests, East Nashik.
3. The Executive Engineer Executive Engineer, National Highway Division, Nashik

**PART -IV**

(To be filled by 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)

**Subject:-** Diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rahabilitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra.  
(FP/MH/ROAD/152830/2022)

The detailed area statement of forest land is shown as under:- (P.P.No. 191)

Sr. No	Forest Div.	Village	Compt. No.	Gat No.	Patch	Start	End	Width (in Mtr)	Length (in Mtr)	Total Area (In Ha.)	Are of Black top and Carriage way 8.5 Meter Under PWD Before 1980	Area of Net Present Value (NPV) and C.A. Scheme	Non - Forest Area (in Ha.)	Remark
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
1	East Nashik	Bhavade	324	110	Realign-ment	90+ 818	91+ 112	30	294	0.882	0	0.882	0	Reserve Forest
2					Existing Road	91+ 112	92+ 740	24	1628	3.9072	1.3838	2.5234		
3					Realign-ment	92+ 740	92+ 809	30	69	0.207	0	0.207		
4		Kheldari	561	55	Realign-ment	92+ 809	92+ 850	30	41	0.123	0	0.123		
5					Existing Road	92+ 850	93+ 380	24	530	1.272	0.4505	0.8215		
Total Area									2562	6.3912	1.8343	4.556	0	

**Specific recommendation of Principal Chief Conservator of Forests (HoFF) Maharashtra State, Nagpur is attached on page no.**

(Naresh Zurmure)

Additional Principal Chief Conservator of Forests  
& Nodal Officer

Place :- Nagpur

Date:- 03 /07 /2024

o/c  
3/7/24



**Diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rehabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra on Engineering procurement & Construction (EPC) mode.**

**(FP/MH/ROAD/152830/2022)**

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

The proposal is for diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rehabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra. (FP/MH/ROAD/152830/2022)

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Total Area									2562	6.3912	1.8343	4.556	0	

3.0 The proposal has been initiated by the Executive Engineer, National Highway Division, Nashik for approval under Forest (Conservation) Act, 1980. The said project is for Rehabilitation and Up-gradation of the newly declared NH-752G Section from Satana to Mandrul (From Km

64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra on Engineering procurement & Construction (EPC) mode. The Ministry has declared Highway starting from its junction with NH-53 near Sendhwa connecting Khetia in the state of Madhya Pradesh, Shahada, Prakasha, Nandurbar Visarwadi, Sakri, Satana, Deola, Chandvad, Manmad, Yeola, Kopargaon and terminating at its junction with NH-160 near Shirdi in the state of Maharashtra as National Highway No. 752G, vide gazette notification on 13 (E) dated. 03/01/2017. Present project road i.e. Satana to Mangrul (From Design Km. 64 +000 to Km. 104 +140) is passing through forest area (Bhabadbari Ghat & Kheldare Village) which is coming under East Nashik forest division. The project road act as link to connect Maharashtra from Madhya Pradesh. The project road starts from Satana City and end at T-Junction with NH-3 at Mangrul in the state of Maharashtra. The design length of the project road is 37.140 Km. The project road is also link to famous temple of Jainsim Mongitungi and Sai temple in Shirdi, therefore important link in Northern Maharashtra. This project road is an important link between Maharashtra and Gujarat state as well. Also, it connects Nashik District in Maharashtra state and some cities of Gujarat state. The project length passes through area is also well known for its agricultural products like grapes, sugarcane and other products. These products transported through this route from different cities or towns of Maharashtra as well as Gujarat. At present, the road width is insufficient and full of curves which cause problems of road jam and makes it accident prone. In the forest area some part of the project road passes from ghat section and there are lots of small and large blind curves which creates hurdle in smooth traffic and is not suitable according to the standard of National Highway. As per standard of National Highway the rehabilitation and Up-gradation of the road is required in the forest area for curve improvements (realignments) and widening. For Curve improvement and widening in the forest area. DPR consultant has considered minimum forest land. There is no suitable alternative non forest land is available for the proposed project. Hence, the diversion of the forest land is only option for widening of the newly declared National Highway No. 752G (section from Satana Mangrul).

**(P.P.No.202)**

- 4.0 The non-forest area is 5.628 ha. involved in the project **(F.P.No- 9 )**. The Site Inspection report of the Deputy Conservator of Forests, East Nashik Forest Division, is enclosed in the proposal on

**(P.P.No.181-184)**

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**(F.P.No. 15 & 21)**

**6.0 The Deputy Conservator of Forests East Nashik Forest Division has certified that:-**

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- 6.2 There is no violation of FCA, 1980. **(P.P.No. 70 )**
- 6.3 The Compensatory Afforestation on village Kheldari, Taluka- Chandwad, District. Nashik Gut. No 230, Area 4.556 ha. is selected by the forest department and suitable For Compensatory Afforestation. This area is fit for afforestation and management purpose and also it is free from encroachment and encumbrances. **(P.P.No.65)**
- 6.4 The non-forest area covered under the project is not under the provision 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 dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996. **(P.P.No.62)**
- 6.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious archaeological or recreational Importance **(P.P.No.61)**
- 6.6 The proposed project is not included in any National Park or Wild Life Sanctuary or Nature reserve. **(P.P.No.60)**
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Tree Girth in Cm.									
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191	389	255	135	26	19	8	8	1	1032

- 6.8 C.A.Scheme for 10 years is attached on **(P.P.No.84 to 118)**
- 6.9 The proposed project area belongs to Eco Value Class -III having Density below 0.3, **(P.P. No. 57)**
- 6.10. Proposed project site is not within 10 km from any National Park or Sanctuary. **(P.P.No.59)**

**7.0 The User Agency has submitted the following undertaking/documents:-**

- 7.1 Agreed to defray the cost of clearance/removal of the vegetation growth from the propose forest land. **(P.P.No.55)**
- 7.2 Agreed to defray the cost of Compensatory Afforestation. **(P.P.No. 49)**
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- 7.4 The proposal has been accorded the Administrative and, Technical approval. Expenditure Sanction by the Competent Authority. Copy of the same is enclosed In (P.P.No. 13 to 20)
- 7.5 User Agency has given letter to District Collector Nashik and requested to issue Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. Copy of the same is enclosed in (P.P.No.80)
- 7.6 The KML file of the proposed diverted area and C.A area is placed in the file at the top.


**8.00 In View of this, the proposal is recommended for approval under the section-2 (ii) of the forest (Conservation) Act,1980 subject to the following conditions:-**

- 8.1 Legal status of the diverted forest land shall remain unchanged:
- 8.2 The Compensatory Afforestation on village Kheldari, Taluka- Chandwad, District. Nashik Gut. No 230, Area 4.556 ha. is selected by the forest department and suitable For Compensatory Afforestation. This area is fit for afforestation and management purpose and also it is free from encroachment and encumbrances. (P.P.No.65)
- 8.3 The User Agency shall transfer the cost of raising and maintaining the compensatory Afforestation, at the current wage rate, to the State Forest Department. The Scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- 8.4 NPV
- (a) The State Government shall charge the Net Present Value (NPV) for the 4.556 ha. forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008, and 09/05/2008 in IA No. 566 WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt-II), dated 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5.3/2007-FC, dated 05/02/2009 and 06/01/2022 in this regard.
- (b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the Report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency Shall furnish an undertaking to this effect.
- 8.5 For Violation of the FCA, 1980 as penalty, the user agency will defray the cost of equal to NPV of Forest land per hectare for each year of violation from the date of actual diversion as reported by the inspecting officer with maximum up to (5) times the NPV plus 12 percent simple interest till the deposited is made in accordance with Govt. of India advisory number 11-42/2017- FC, dated.29/1/2018

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- 8.7 The State Government should confirm, if any further construction in the forest land has been taken place by the User Agency after submission of the extant proposal for regularization of the forest land.
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- 8.9 No labour camp shall be established on the forest land;
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- 8.12 The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
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- 8.14 The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
- 8.15 No damage to the flora and fauna of the adjoining area shall be caused;
- 8.16 Any tree felling shall be done only when it is unavoidable and that too under strict Supervision of the State Forest Department;
- 8.17 The State Government shall ensure complete shall ensure complete settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in its Guidelines issued in this regard along with the compliance of Stage-I approval;
- 8.18 The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, who's nesting trees are to be cleared in this project. Bird's nest artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;
- 8.19 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.



- 8.20 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 8.21 It Shall mandatory to provide underpass for safe crossing of wild animals
- (i) The underpass shall have a minimum size of width 4.00 mtr and Height 3.00 mtr.
  - (ii) Wherever natural cross drainage works are in existence, then no need to construct. New underpass subject to existing structure nearly complying above mentioned dimensions as Suggested in (a) above.
  - (iii) Wherever natural cross drainage works are in existence but as per engineerin requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
  - (iv) Interval between such underpasses shall not be more than 2.00 Km.
- 8.22 The user agency shall provide suitable under/over pass in Protected Area/ Forest Are as per recommendation of CWLW/NBWL/FAC/REC.
- 8.23 The User Agency shall submit six monthly self-compliance reports as on 1<sup>st</sup> January and 1<sup>st</sup> July of every year to the GOI office as well as to the Nodal Officer of the State;
- 8.24 The State Government shall monitor self-compliance of conditions of Forest Clearance and shall submit in this regard yearly reported as on 31<sup>st</sup> December of every year.
- 8.25 Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time in the interest of conservation, protection and development of forest & Wildlife, and.
- 8.26 The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the projects.
- 9.00 Keeping in view of facts mention in above para, this proposal for diversion of 6.3912 ha. forest land under section -2 of the Forest (Conservation ) Act, 1980 for Rehabillitation and Up-gradation of newly declared NH-752G Section from Satana to Mandrul (From Km 64 +000 to Km 101 +140) to two lane with paved shoulders in the State of Maharashtra is recommended under section 2 (ii) of the Forest (Conservation) Act, 1980.



(Shailesh G. Tembhurnikar )  
Principal Chief Conservator of Forests  
(Head of Forest Force)  
Maharashtra State, Nagpur