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

Sub:- Proposal is for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra.

No. :- Desk-17/Nodal/Kolhapur/(29)/ID-13032/142/2022-23
Nagpur- 440 001, Dated -20/4/2022

To,

The Principal Secretary (Forests),
Revenue & Forest Department,
Mantralya, Mumbai- 400032

Sir,

1.0 The Vice President, JIO Digital Life, Reliance JIO Infocomm Ltd., Erandwane, Pune has submitted proposal for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra. The details of the forest land proposed for diversion are as under:-

Sr. No.	Item of work/ Purpose	Name of the Village	Compt. No.	Gut No.	Length x Width (in Mtr)	Area (in Ha)	Legal Status
1.	Laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi.	Devli	128	59/A/1A	3550 x 1	0.355	Reserved Forest
2.		Zunzwad	127	6/B/1B	590 x 1	0.059	
3.		Dudgaon	126	48/A/1	240 x 1	0.024	
4.		Goroshi	116	17/B/1	310 x 1	0.031	
5.		Shiravali	113	21	400 x 1	0.040	
6.		Dudhoshi	112	22	295 x 1	0.0295	
7.		Parpar	103	38/A/1	1070 x 1	0.107	
8.		Kumbhroshi	96	49/1A, 49/2	2075 x 1	0.2075	
					Total Forest Area (in ha.)	**0.853**	

2.0 The project has been initiated by the Vice President, Reliance JIO Infrocomm Ltd.(JIO), Erandwane, Pune for seeking approval under Forest (Conservation) Act, 1980. This proposed project will be implemented for providing network connected by OFC duct & cable to rural area far away from the developed urban area. The total non-forest area involved in the project is 1.997 ha. The site

inspection report of the Deputy Conservator of Forests, Satara Forest Division, Satara is enclosed in the file on page no.40 to 44. Project Note submitted by the Project Authority is enclosed in the file on page no.36 to 38. The User Agency has submitted the report and short note regarding the violation enclosed in the file on page no.54 to 58.

3.0 Following documents as prescribed in Government Circular, Revenue and Forest Department No.FLD-1081/2041/(A)/F-3, dated 20/03/1982 and according to Government of India's instructions issued from time to time are enclosed in one copies.

3.1 Prescribed form dated 10/01/2003.
3.2 Certificate regarding minimum demand of forest land for the project,
3.3 Area Statement,
3.4 Index map in suitable scale

4.0 <u>The Deputy Conservator of Forests, Satara Forest Division, Satara has certified that:-</u>

4.1 No suitable alternate land is available and the forest land required is lowest minimum.
4.2 The area belongs to Eco-value class-II and having density 0.8% Very dense forest.(PPN-41)
4.3 There is no cutting and felling of trees involved in this project.
4.4 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, etc.
4.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
4.6 The proposed area for the project is beyond 10 kms from the boundary of the protected area (Sanctuary and National Park).
4.7 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.
4.8 Proposed Compensatory Afforestation over 2.00 ha. in degraded forest land Gut No.528, Compt. No.786 of Village Nadal, Tal.Phaltan, Dist.Satara and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrance.
4.9 No need to defray the Net Present Value for laying underground Optical Fiber Cable as per the Government of India guidelines dated 06/01/2022 as there is no felling of trees is involved in this project and the proposed area falls outside National Park/Sanctuary.

5.0 <u>The User Agency has submitted an undertaking that:-</u>

5.1 Agreed to defray the cost of Compensatory Afforestation.
5.2 The full exemption provided from defraying the cost of Net Present Value for laying underground Optical Fiber Cable as per the Government of India guidelines dated 06/01/2022 as there is no felling of trees is involved in this project and the proposed area falls outside National Park/Sanctuary.
5.3 Agreed to defray the cost of penal NPV for the work done.

5.4 The proposal project is for laying underground OFC duct and cable within ROW of existing Road, hence settlement of rights in accordance with Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is not required.

6.0 The copy of the permission letter for laying underground OFC duct and cable within ROW of existing Road issued by the Executive Engineer, PW (West) Division, Satara to the Project Proponent are enclosed in file on page no.139.

7.0 The Deputy Conservator of Forests, Satara Forest Division, Satara and the Chief Conservator of Forests (T), Kolhapur have recommended the proposal for diversion of 0.853 ha. of forest land.

8.0 The KML file C.D for the proposed diverted area and C.A area is enclosed and placed in the file at the top.

9.0 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:-

i) The legal status of the land shall remain unchanged.

ii) The User Agency shall defray the cost of compensatory afforesation over 2.00 ha. in degraded forest land Gut No.528, Compt. No.786 of Village Nadal, Tal.Phaltan, Dist.Satara.

iii) Net Present Value shall be exempted for laying of underground Optical Fiber Cable as per the Government of India guidelines dated 06/01/2022 as there is no felling of trees is involved in this project and the proposed area falls outside National Park/Sanctuary.

iv) The User Agency shall pay the cost of penal NPV as per para 1.21 of the Handbook issued vide Government of India letter dated 28/03/2019.

v) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 m depth & 1.0 m width with cable line under the PVC Pipeline.

vi) The land under project will be reclaimed by the user agency for which the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of Deputy Conservator of Forests concerned, the cost for reclamation will be recovered from the bank guarantee.

vii) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running mtr. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs. 300/- per mtr. and Rs.750/- per mtr. respectively. An undertaking shall be obtained from the user agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future. For further maintenance of the project, the agency shall obtain permission from the Forest Department as and when required.

viii) The forest land shall not be used for any purpose other than specified in the proposal.

ix) No felling of trees shall be done during the implementation of the project.

x) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.

xi) No labour camps shall be established on the forest land.

xii) The layout plan of the proposal shall not be changed without prior approval of the Central Government.

xiii) All the conditions stipulated by the Forest Department shall be binding on the User Agency.

xiv) All other conditions as may be mandatory under relevant Act, Rules and Guidelines shall be compiled with by the User Agency.

xv) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by the User Agency before statutory sanctions.

xvi) The User Agency will make good the land after use/maintenance.

10.0 It is therefore, requested that the Government of Maharashtra may kindly be moved for approving the proposal for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra.

Encl: (Proposal in one copy)

20/4/22

(Naresh Zurmure)
Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy forwarded for information to:-

1. The Chief Conservator of Forests (T.), Kolhapur
2. The Deputy Conservator of Forests, Satara Forest Division, Satara.
3. The Vice President, JIO Digital Life, Reliance JIO Infocomm Ltd., Reliance Corporate IT Park Ltd., Downtown 2nd & 3rd Floor, S.No.8+13/1/2, Off. Karve Road, Mhatre Bridge, Erandwane, Pune-411 004.

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)

Sub:- The proposal is for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra.

The details of land proposed for diversion is as under-

Sr. No.	Item of work/ Purpose	Name of the Village	Compt. No.	Gut No.	Length x Width (in Mtr)	Area (in Ha)	Legal Status
1.	Laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi.	Devli	128	59/A/1A	3550 x 1	0.355	Reserved Forest
2.		Zunzwad	127	6/B/1B	590 x 1	0.059	
3.		Dudgaon	126	48/A/1	240 x 1	0.024	
4.		Goroshi	116	17/B/1	310 x 1	0.031	
5.		Shiravali	113	21	400 x 1	0.040	
6.		Dudhoshi	112	22	295 x 1	0.0295	
7.		Parpar	103	38/A/1	1070 x 1	0.107	
8.		Kumbhroshi	96	49/1A, 49/2	2075 x 1	0.2075	
					Total Forest Area (in ha.)	**0.853**	

Specific recommendation of Principal Chief Conservator of Forests (HoFF), M.S. Nagpur is attached on page no.

20/4/22

(Naresh Zurmure)
Additional Principal Chief Conservator of Forests
& Nodal Officer

Date: 20 /04/2022
Place: Nagpur

Proposal for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra.

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.

1.0 The proposal is for diversion of 0.853 ha. Reserved Forest Land under section 2 (ii) of the Forest (Conservation) Act, 1980 for laying of underground OFC duct and cable within ROW of existing road MDR 17 Kalamagaon to Kumbhroshi, Tal. Mahabaleshwar passing through villages Devli, Zunzwad, Dudgaon, Goroshi, Shirvali, Dudhoshi, Parpar & Kumbharoshi, Tal. Mahabaleshwar, Dist. Satara in the State of Maharashtra.

2.0 The details of the forest land proposed for diversion are as under:- (P.P.N.24)

Sr. No.	Item of work/ Purpose	Name of the Village	Compt. No.	Gut No.	Length x Width (in Mtr)	Area (in Ha)	Legal Status
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3.0 The project has been initiated by the Vice President, Reliance JIO Infrocomm Ltd.(JIO), Erandwane, Pune for seeking approval under Forest (Conservation) Act, 1980. This proposed project will be implemented for providing network connected by OFC duct & cable to rural area far away from the developed urban area. The total non-forest area involved in the project is 1.997 ha. The site inspection report of the Deputy Conservator of Forests, Satara Forest Division, Satara is enclosed in the file on page no.40 to 44. Project Note submitted by the Project Authority is enclosed in the file on page no.36 to 38. The User Agency has submitted the report and short note regarding the violation enclosed in the file on page no.54 to 58.

4.0 **<u>The Deputy Conservator of Forests, Satara Forest Division, Satara has certified that:-</u>**

4.1 No suitable alternate land is available and the forest land required is lowest minimum.

4.2 The area belongs to Eco-value class-II and having density 0.8% Very dense forest.(PPN-41)

4.3 There is no cutting and felling of trees involved in this project.

4.4 The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, etc.

4.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.

4.6 The proposed area for the project is beyond 10 kms from the boundary of the protected area (Sanctuary and National Park).

4.7 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.

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4.9 No need to defray the Net Present Value for laying underground Optical Fiber Cable as per the Government of India guidelines dated 06/01/2022 as there is no felling of trees is involved in this project and the proposed area falls outside National Park/Sanctuary.

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xvi) The User Agency will make good the land after use/maintenance.

(Y.L.P.Rao)
Principal Chief Conservator of Forests
(Head of Forest Force)
Maharashtra State, Nagpur

OIC
KAndhar
Dt. 12/4/2022 13/4/22