

PART - IV

(To be filled in by the Nodal Officer or Principal Chief Conservator of Forests or Head of Forest Department)

17 Detailed opinion specific recommendation of the State :  
Forest Department for acceptance or otherwise of the  
proposal with remarks.

(While giving opinion the adverse comments made by  
concerned Chief Conservator of Forests or Conservator of  
Forests should categorically reviewed and critically  
commented upon)

Date :-

Place :- Nagpur ( Maharashtra )

(Shri.

Shirish Asthana)

Nodal Officer,  
Maharashtra State,  
Nagpur.

Specific recommendation of PCCF (Hoff) ms.  
Nagpur is attached on Page No. 8A

*Mad'*  
*3/7/15*  
Addl. Principal Chief Conservator of Forests  
And Nodal officer  
Maharashtra State, Nagpur

Construction of Nagloli Storage Tank

**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) The proposal is for diversion of 6.50 Ha of Reserved Forest and Restored Private Forest land for construction of Nagloli storage tank in Raigad. The detailed area statement is shown as under –

Sr. No	Item	Village	Taluka & Dist	Survey No.	Area in Ha.	
					R.F.	Restored Pvt. Forest.
1	Submergence	Nagloli	Shrivardhan & Dist Raigad	16/2/C, 16/2/D, 27/1/2, 27/1/3, 27/1/5, 27/1/6, 16/3/4, 16/2/A.	-	2.6270
2	Dam Line			16/2/B, 16/2/C, 16/3/3, 16/3/7, 16/3/5, 16/3/4, 16/3/8, 15/2, 16/3/6, 30/1/2, 27/1/5, 27/1/6, 30/1/1.	0.709	2.578
3	Waste Weir & Tail Channel			16/1, 16/2/B, 17/3/2, 17/3/6, 16/3/1, 16/3/7, 16/3/8 Gut No. 117pt..	0.0830	0.503
Total Area in Ha.					0.792	5.708
					6.50 Ha	

The project has been initiated by Executive Engineer, Small Scale Irrigation (Water Conservation), Division, Kalwa, Thane for construction of Nagloli storage tank. The Project is administratively approved by Maharashtra Jalsandharan Mahamandal vide its Resolution No. ST/TA/No./794/239 dated 17/03/2011. The total non forest area involved in the project is 4.0400 Ha.

- 2) This project envisages construction of main earthen dam 290 m in length with maximum height 26.70m in gorge. A clear over fall type non –gated waste weir on Right bank of 24.00 m in length is proposed in between Ch 290 m to 314 m. Proposed project is 12 Km away from Shrivardhan. There is no irrigation project on this valley. Therefore command area coming under this scheme has very low water table. This results in scarcity of drinking water almost every year in summer seasons. Agricultural produce will continue to be accrued for further 50 years. Due to creation of reservoir water will seep through the adjoining forest along with reservoir periphery. No fisheries production is proposed to be developed. No hydro power generation provision is proposed. Hence, there will be no benefits involved on this account. It is assumed that there will be an increase of 10 % in the overall economy due to this scheme. Two villagers are to be benefited in the command area with a total population of 3000.
- 3) Collector, Raigad has certified that no alternate alignment is possible and the forest land required is the barest minimum.



- 4) There are 329 trees of various species and girth class in the area proposed for diversion. Out of that only 17 trees below FRL-4 are required to be felled. Girth wise break up is as under-

Tree Girth in Cm							
15-30	31-45	46-60	61-75	76-90	91-105	106-120	Total
0	128	90	75	22	10	4	329

- 5) There is no violation of Forest (Conservation) Act 1980 as certified by the Deputy Conservator of Forests, Roha.
- 6) The Deputy Conservator of Forests, Roha has certified that the proposed project is beyond 10 Km of the boundaries of the Protected Area.
- 7) The area belongs to eco-value class III and open forest.
- 8) The User Agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
- 9) The User Agency has fulfilled the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Rights) Act 2006.
- 10) The Divisional Forest Officer, Osmanabad has certified that the area 6.50 ha from Sur/Gut No. 242 of village Chinchpur (Bk), Tal. Paranda Dist. Osmanabad proposed for compensatory afforestation is suitable for afforestation and management purpose and also free from encroachment and encumbrances. The User Agency has already handed over the alternative land to Forest Department on 19/01/2000.
- 11) The Divisional Forest Officer, Osmanabad has 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 it has been identified as "Forests" as envisaged in the interim order given by the Honorable Supreme Court dated 12/12/1996.
- 12) Collector, Osmanabad has transferred 1088.33 ha. non-forest land to forest department for 47 Irrigation projects in Thane district vide order dated 6/11/1999. Collector, Osmanabad vide order dt. 10/7/2010 approved to propose 208 Ha. non forest land from the above land for another 13 Irrigation projects as 7 projects from the above 47 projects were subsequently not required to be undertaken and were cancelled. The non-forest land of 13.82 ha. from S. No. 242, Village – Chinchpur from the above 208 Ha. was transferred to forest department on 19/1/2000 and it is mutated in the name of Forest Department. 11.68 Ha. land out of this 13.82 Ha. land of S. No. 242 village Chinchpur was proposed as compensatory afforestation land for Tambdi Minor Irrigation Project. Chief Engineer, Minor Irrigation, Pune vide letter dt. 24/2/2014 has requested the State Government to use 6.50 Ha. land out of 11.68 Ha. as compensatory afforestation land for this project. He has stated that though 11.68 Ha land was proposed for the Tambdi Irrigation Project, only 2.86 Ha was required and 6.50 Ha of the remaining land can be used for the present project. Chief Conservator of Forests (T) Aurangabad has recommended this proposal of the Chief Engineer vide his letter dated 30/05/2014. Nodal Officer vide letter dt. 19/6/2014 has informed the State Government that the proposed land is acceptable for compensatory afforestation.
- 13) The Deputy Conservator of Forests, Roha has certified that the private area / non forest area which is to be acquired for the project is neither deemed Reserve Forest under the Maharashtra Private Forests (Acquisition) Act, 1975 nor it has been identified as "Forests" as envisaged in the interim order given by the Honorable Supreme Court dated 12/12/1996.
- 14) The Deputy Conservator of Forests, Roha has certified that proposed project is not likely to affect any monuments site of cultural, historical, religious archeological or recreational importance.



- 15) The area involved does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 16) The Deputy Conservator of Forests, Roha and Chief Conservator of Forests (T) Thane has recommended the proposal for approval.
- 17) The Culturable Command Area (CCA) is 117.00 ha, Irrigable Command Area (ICA) is 105.00 ha and Gross Command Area (GCA) is 131 ha of the proposed project.
- 18) The User Agency has certified that 10 % amount of the project cost will be utilized for the tribal people and their developments from the total expenditure of the project.

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

- i) The legal status of the land required will remain unchanged.
- ii) Compensatory afforestation will be raised at the cost of the User Agency on 6.50 Ha land from Sur. No. 242 village Chinchpur Tal. Paranda Dist. Osmanabad. This was originally non-forest land. which has already been transferred to and mutated in the name of Forest Department vide Collector, Osmanabad order dated 06/11/1999 for compensatory afforestation and this land is already declared as Protected Forest vide GOM Notification dated 02/06/2005.
- iii) The forest land shall not be used for any purposes other than specified in the project.
- iv) The User Agency will defray the cost of Net Present Value of 6.50 ha. of forest land as per latest guidelines of Government of India.
- v) The User Agency will defray the additional / revised cost of Net Present Value of forest land as per the latest Guideline of Government of India.
- vi) The agency will pay the cost of survey, demarcation and erection of permanent pillars on the Compensatory Afforestation land.
- vii) The User Agency will defray the cost of removal of 17 trees in the area. However, barest minimum number of trees will be felled.
- viii) The User Agency shall provide water free of cost from the project for all forestry related activities.
- ix) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied with by the User Agency.



**Principal Chief Conservator of Forests  
(Head of Forest Force)  
Maharashtra State, Nagpur**

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

Additional Principal Chief Conservator of Forests & Nodal Officer, M. S. Nagpur  
 1st floor, B wing, Vanbhavan, Civil Line, Nagpur-440001  
 E-Mail- [apccfnodal@mahaforest.gov.in](mailto:apccfnodal@mahaforest.gov.in), Phone No. (0712) 2556916, Fax- (0712) 2550675

**Sub.:-** Proposal for diversion of 6.50 Ha of Reserved Forest and Restored Private Forest land for construction of Nagloli storage tank in Raigad district of Maharashtra.

No. : Desk-17/NC/II/ID 12380/(56)/ 612 /15-16  
 Nagpur – 440 001, Dated: 04/07/2015

To

The Secretary (Forests),  
 Revenue and Forest Department,  
 Mantralaya Mumbai-32

Executive Engineer, Small Scale Irrigation (Water Conservation), Division, Kalwa, Thane has submitted a proposal for diversion of 6.50 Ha of Reserved Forest and Restored Private Forest land for construction of Nagloli storage tank in Raigad district. The details of land proposed for diversion is as under-

Sr. No	Item	Village	Taluka & Dist	Survey No.	Area in Ha.	
					R.F.	Restored Pvt. Forest.
1	Submergence	Nagloli	Shrivardhan & Dist Raigad	16/2/C, 16/2/D, 27/1/2, 27/1/3, 27/1/5, 27/1/6, 16/3/4, 16/2/A.	-	2.6270
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2) Following documents as prescribed in Government Circular, Revenue and Forest Department No.FLD-1081/2041/(A)/F-3, dated 20/03/1982 as well as per Government of India's instructions issued from time to time are enclosed in Triplicate.

- 1) Prescribed form dated 10/01/2003.
- 2) Collector, Raigad has certified that no alternate alignment is possible and the forest land required is the barest minimum.
- 4) There are 329 trees of various species and girth class in the area proposed for diversion. Out of that only 17 trees below FRL-4 are required to be felled. Girth wise break up is as under-

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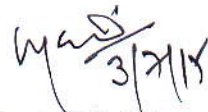

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- viii) The User Agency shall provide water free of cost from the project for all forestry related activities.
- ix) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied with by the User Agency.

It is therefore requested that the Government of India may kindly be moved for diversion of 6.50 Ha forest land for construction of Nagloli storage tank in Raigad district under section 2(ii) of the Forest (Conservation) Act, 1980.

**Encl.:-** As above

  
 3/7/15  
**Additional Principal Chief Conservator of Forests  
 & Nodal Officer, Maharashtra State, Nagpur.**
  
 3.7.15

Copy to Chief Conservator of Forests (T) Thane for information.

Copy to Deputy Conservator of Forests, Roha for information.

Copy to Executive Engineer, Small Scale Irrigation (Water Conservation), Division, Kalwa, Thane for information.