

**Report regarding violation of FCA for the consideration of the Committee constituted under the Chairmanship of the Chief Secretary, vide Government of Maharashtra, Revenue and Forest Department G.R. No. FLD/1089/475/Part-2/F-10, Dt. 2<sup>nd</sup> December, 1991.**

- 1) Name of the Agency : Krushna Gajanan Jadhav of Vasind, Tal. Shahapur, Dist. Thane.
- 2) Name of the Project : Construction of approach road towards Private Non Forest land passing through Protected Forest of village Vasind.
- 3) Location
  - a) F.S. No./ Comptt. No. :
  - b) Village :
  - c) Taluka :
  - d) District :
 As per Area Statement
- 4) No. & Date of Technical sanction :
- 5) No. & Date of Administrative approval :
- 6) Date of starting the work : 2017-18
- 7) Date of stopping the work : 2018-19
- 8) Details of work done on forest area :

| Sr. No. | Item                     | Location                              | Forest land involved in the Item | Extent of violation on forest land | Amount sanctioned on the Item stated cost | Amount spent on violation on Item No. 2 | Remarks                                                                                                     |
|---------|--------------------------|---------------------------------------|----------------------------------|------------------------------------|-------------------------------------------|-----------------------------------------|-------------------------------------------------------------------------------------------------------------|
| 1       | 2                        |                                       | 3                                | 4                                  | 5                                         | 6                                       | 7                                                                                                           |
| 1.      | Construction of approach | Vasind Protected Forest S.No. 196/A/1 | 0.02.7                           | 0.00.825                           |                                           | Approx.Rs. 2 lakh.                      | The approach road passing through protected forest land which is constructed by Shri Krushna Gajanan Jadhav |
| TOTAL   |                          |                                       | 0.02.7                           | 0.00.825                           |                                           |                                         |                                                                                                             |

9)

| Item of work                                                         | Quantity     | Expenditure | Period of work done |
|----------------------------------------------------------------------|--------------|-------------|---------------------|
| Construction of bridge over the nalla falling under Protected Forest | 0.00.825 Ha. | 2 Lakh      | 2017-18             |

10) Name of Officers responsible for violation

| Name of Officer             | Designation       | Period of Violation |
|-----------------------------|-------------------|---------------------|
| Shri Krushna Gajanan Jadhav | Project Authority | 2017-18             |

- 11) Whether the violation case fits in the criteria : NO  
specified in G.R.T. & F.D.No. FLD-  
1089/G.R. 475/Part-2/F-10; Dated  
21/09/1991  
A) If Yes, in which Para : -----
- 12) If Not, Why : As the case is of constructing existing approach  
road which is already in use.
- 13) Action proposed by the Agency against the :  
Officers responsible for violation

| Name of Officer             | Designation       | Action Proposed                                                                                                                                                                                                          |
|-----------------------------|-------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Shri Krushna Gajanan Jadhav | Project Authority | Offence case is booked against Shri Krushna Gajanan Jadhav on 23/07/2018 vide Vasind Round POR No. E-04/2018-19 for unauthorized construction of approach road in Protected Forest Survey No. 196/A/1 of village Vasind. |

Enclosed herewith the following documents:

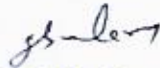
- 1) First Offence report
- 2) A note regarding circumstances under which the work has undertaken in violation of the Forest (Conservation) Act 1980

  
(K. G. Jadhav)  
Project Authority  
At. Bhatsai, Po. Vehloli,  
Tal. Shahapur, Dist. Thane

It is certified that the information in foregoing paras is verified by me and found correct.

- 13) Deputy Conservator of Forests remarks as to whether he agrees with the above details:

**REMARKS:-** I agrees with the above details. There is no other alternative to approach to reach the non forest land except the constructed road. Violation is done by private person. The proposal is recommended subject to deposition of five (5) times Net Present Value (NPV) of the violated area by the project authority as directions issued in the Part-B, Chapter I, Rule 1.21 of the Forest (Conservation) Rule, 2003 published in March 2019.

  
(V T Ghule)  
Deputy Conservator of Forests  
Shahapur Forest Division  
Shahapur

- 14) Remarks of Chief Conservator of Forests:

08 FEB 2021

( )  
Chief Conservator of Forests  
Thane

- 15) Remarks of the Principal Chief Conservator of Forests:

Principal Chief Conservator of Forests  
Maharashtra State, Nagpur



## **VIOLATION NOTE**

### **A Note regarding the circumstances under which the work has undertaken in violation of Forest (Conservation) Act, 1980**

The Project Authority has his own private land bearing Survey No. 196/A/2 admeasuring area 0.34.4 ha. at Village Vasind, Taluka Shahapur, District Thane, which falls in the midst of Protected Forest Survey No. 196/A/1. The said land is just close to Old Mumbai-Agra Road. The distance between the Old Mumbai-Agra road and the project authority's land just 27.00 meter. And one small nalla is flowing between the Old Mumbai-Agra road and the project authority's land. There is no pacca approach road to reach their own private land.

The project authority decided to construct residential accommodations in their own private land. The project authority seeks the map from Land Record Department, Shahapur of their own private land, in which the Old Mumbai-Agra Road is shown as adjacent to their own private land. So the project authority constructs the bridge over the nalla to approach their own private land.

But when the Forest Officials noticed that the bridge is constructed on the nalla falling under Protected Forest Survey No. 196/A/1, the offence case is booked against the project authority on 23/07/2018 vide Vasind Round POR No. E-04/2018-19 for unauthorized construction of approach road in Protected Forest Survey No. 196/A/1 of village Vasind. At present the road is blocked and closed.

Now the project authority has submitted the proposal as required under Section 2 of the Forest (Conservation) Act, 1980 for regularization of violation and approach road for obtaining prior approval from Government of India. The project authority has submitted an undertaking to bear the cost of Compensatory Afforestation as well as Penal Afforestation as directed by Forest Department.

As there is no alternate approach road and the project authority has constructed the bridge over the nalla falling under Protected Forest to approach their own private land and submitted the proposal for obtaining approval from Government of India, the proposal is recommended subject to deposition of five (5) times Net Present Value (NPV) of the violated area by the project authority as directions issued in the Part-B, Chapter I, Rule 1.21 of the Forest (Conservation) Rule, 2003 published in March 2019.



*ghule*  
(V T Ghule)  
Deputy Conservator of Forests  
Shahapur Forest Division  
Shahapur

08 FEB 2021