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

**Additional Principal Chief Conservator of Forests and Nodal Officer,
Maharashtra State, Nagpur**

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Sub.:- Diversion of 18.8136 ha. forest land for Rehabilitation and up-gradation of Nh-548A section from Indapur to Agardanda (Design Ch.0+000 to 42+345) to Two lane with paved shoulders in Tal. Managaon, Roha & Murud, District Raigad in the State of Maharashtra.

No. : Desk-17/NC/II/ID 12753/(69)/1707 /2019-20
Nagpur – 440 001, Dated: 21/01/2020

To,

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

Ref:- Chief Conservator of Forests, (T) ,Thane letter No Desk-10/FCA/CR-28/19-20/228 dated 29/07/2019 and letter dated 19/12/2019.

The proposal is for diversion of 18.8136 ha. of Forest land under Section - 2 of the Forest (Conservation) Act, 1980 for Rehabilitation and up-gradation of Nh-548A section from Indapur to Agardanda (Design Ch.0+000 to 42+345) to Two lane with paved shoulders in Tal. Managaon, Roha & Murud, District Raigad in the State of Maharashtra Total non forest land involved in the project is 61.0792 ha. The detailed area statement of forest land is as under:-

Sr. No	Village	Taluka	District	Reserved Forest	Protected Forest	Finally Acquired Private Forest U/s 22A of MPF Act, 1975	(Pending on Enquiry) Reserved Forest U/s 22A of MPF Act, 1975	Restored to Owner U/s 22A of MPF Act, 1975	Mangrove U/s 24 Reserved Forest	Un class Forest U/s 4	Total
1	Nivi	Mangaon	Raigad	1.7893			0.0825	0.3720			2.2438
2	Kasbe Tale	Tala			0.0106		0.3443	0.3177			0.6726
3	Pitsai	Tala						0.2168			0.2168
4	Mandad	Tala						2.5321			2.5321
5	Khajani	Roha							0.4420		0.4420
6	Bhalgaon	Roha				3.6266	0.1676	0.7370			4.5312
7	Sawali	Murud				1.3729	0.4740	2.1505	0.2304	0.6339	4.8617
8	Khamde	Murud				0.0110					0.0110
9	Usadi	Murud							1.7489		1.7489
10	Hafizkhar	Murud					0.1995	0.1811	0.1200		0.5006
11	Kharshet	Murud				0.3037	0.0910	0.6582			01.0529
Total				1.7893	0.0106	5.3142	1.3589	7.1654	2.5413	0.6339	18.8136

2. The Deputy Engineer (NH), Maharashtra State Road Development Corporation, Mumbai has initiated the proposal.

2.1 The User Agency has highlighted that Govt of India , Ministry of Road Transport & Highways , New Delhi vide letter No NH-12014/131/2016-MAH(P-6) dated 25/01/2017 accorded technical, administrative and financial sanction for up gradation to two lane with paved shoulder from km

- 3.1.11 There are 1055 tree felling involved in the project. Grith class wise details of trees area as under :-

Below 30 cms	31-45	46-60	61-75	76-90	91-105	106-120
85	203	219	131	136	59	64

121-150	151-180	181-200	201-250	251-300	Above 300	Total
54	73	12	10	02	07	1055

3.2 The User Agency has submitted the following undertakings/documents :-

- 3.2.1 Agrees to bear the cost of Compensatory afforestation.
- 3.2.2 Agrees to bear the cost of Net Present Value.
- 3.2.3 Agrees to bear the cost of felling of trees, clearance/removal of the vegetation growth from the forest land involved in the project.
- 3.2.4 The User Agency has not submitted the FRA-2006 Certificate, however submitted the undertaking stating that the case has been initiated and FRA-2006 cert will be submitted on receipt from District Collector.
- 3.2.5 User Agency has submitted the Copy of Govt of India , Ministry of Road Transport & Highways , New Delhi vide letter No NH-12014/131/2016-MAH(P-6) dated 25/01/2017 under which the technical, administrative and financial sanction accorded for the proposed project.
- 3.2.6 The user agency has submitted the undertaking regarding Non-Indemnity to forest Department, Govt of Maharashtra in the matter pending for inquiry under section 22-A, of Maharashtra Private Forest (Acquisition) Act 1975. The liability of such an event shall completely with the User Agency .
4. The Deputy Conservator of Forests , Roha recommended the proposal for sanction as every possibility of finding out alternative alignment through non forest land for the purpose has been explored and such alternative alignment avoiding this minimum of forest land is not possible and the forest land required is unavoidable.
5. The Chief Conservator of Forests (T) Thane recommended the proposal for approval.
- 6. In view of this, the proposal is recommended for approval under section 2 (ii) of Forest (Conservation) Act, 1980 subject to the following conditions-**
- 6.1 The legal status of the land required will remain unchanged.
- 6.2 The forest land shall not be used for any purpose other than specified in the proposal;
- 6.3 The user agency will defray the cost of Net Present Value of 18.8136 ha. of forest land as per the latest Guideline of Government of India.
- 6.4 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.
- 6.5 Compensatory Afforestation will be raised at the cost of user agency on 38.00 ha degraded forest area from Reserved Forest Compt. No. 314pt at Village Nijampur & Shirsad, Tal-Mangaon, Dist. Raigad. As per GOI guidelines dated 08/11/2017 at least 1000 plants per ha. to be planted on non forest land identified for compensatory afforestation.

- 6.18 No damage to the flora and fauna of the adjoining area shall be caused;
- 6.19 The user agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- 6.20 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 6.21 The User Agency shall compensate the private owner of forest lands in accordance with the prevalent laws, rules and guidelines.
- 6.22 All necessary approvals required for the project as per prevailing laws of the land would be obtained by the user agency before statutory sanction
- 6.23 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 Maharashtra may kindly be moved to approve the diversion of 18.8136 ha. forest land for Rehabilitation and up-gradation of Nh-548A section from Indapur to Agardanda (Design Ch.0+000 to 42+345) to Two lane with paved shoulders in Tal. Managaon, Roha & Murud, District Raigad in the State of Maharashtra in favour of Deputy Engineer (NH), Maharashtra State Road Development Corporation, Mumbai under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encls : As above

(Sanjeev Gaur)

Additional Principal Chief Conservator of Forests
& Nodal Officer

20/11/2020

20/11/2020

S. D. Wadhwa
20/11/2020

Copy forwarded to Chief Conservator of Forests (T), Thane

Copy forwarded to Deputy Conservator of Forests, Roha

Copy forwarded to The Deputy Engineer (NH), Maharashtra State Road Development Corporation, Bandra (W) Mumbai (Email- sachinniphademsrdc@gmail.com)

PART -IV**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.: Deputy Engineer (NH), Maharashtra State Road Development Corporation, Bandra (W) Mumbai has submitted the proposal for diversion of 18.8136 ha forest land Rehabilitation and up-gradation of Nh-548A section from Indapur to Agardanda (Design Ch.0+000 to 42+345) to Two lane with paved shoulders in Tal. Managaon, Roha & Murud, District Raigad in the State of Maharashtra under Section - 2 of the Forest (Conservation) Act, 1980. The details of the forest land proposed for diversion is as under :-

Sr. No	Village	Taluka	District	Reserved Forest	Protected Forest	Finally Acquired Private Forest U/s 22A of MPF Act, 1975	(Pending on Enquiry) Reserved Forest U/s 22A of MPF Act, 1975	Restored to Owner U/s 22A of MPF Act, 1975	Mangrove U/s 24 Reserved Forest	Un class Forest U/s 4	Total
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Total				1.7893	0.0106	5.3142	1.3589	7.1654	2.5413	0.6339	18.8136

Specific recommendation of Principal Chief Conservator of Forests (HoFF) MS Nagpur is attached on page no. 18A.

Date : 20 /01/2020
Place : Nagpur

(Sanjeev Gaur)
Additional Principal Chief Conservator of Forests
& Nodal Officer

20/01/2020