

Letter No. 1458/...../OMECL/2023

15 March 2023

To

**The Divisional Forest Officer
Keonjhar Forest Division**

Sub.: Proposal for diversion of 24.203 ha of Forest Land {diversion: 21.00 ha + (re-diversion: 3.203 ha (1.551 ha of M/s Rungta Mines Ltd. + 1.652 ha of M/s NHAI)} within the allotted block of Rengalbeda (NE) Iron Ore Mines of M/s Odisha Mineral Exploration Corporation Ltd (OMECL) - Compliance regarding.

Ref.: Memo No. 18059/9F (MG)-68/2021 dt. 14.09.2022 by CCF (FD & NO, FC Act).

Sir,

The point wise compliance to the observations raised by CCF (N) vide memo under reference pertaining to Rengalbeda (NE) mining lease granted in favour of OMECL is given as under for kind scrutiny:

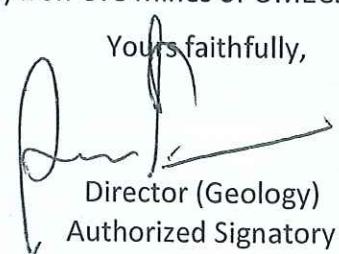
1. The CA land over 24.203 ha identified in village Saparskanda under Thuamul Rampur Tahasil of Kalahandi district equal in extent to the forest area proposed for diversion against Rengalbera (NE) Iron Ore Mines of OMECL have been demarcated in the field by fixing RCC pillars at each corner points of the CA land boundary. The copy of the photographs in support of the statement is enclosed as **Annexure-I** for reference.

2. In compliance to the 2nd observation, it is submitted that CCF (FD & NO, FC Act) while examining Rengalbeda (NE) proposal of OMECL observed to include 1.652 ha in the ML area and also asked OMECL to obtain NoC from NHAI over equivalent area. Accordingly, OMECL requested NHAI vide letter dt 12.07.2022 and in response, NHAI vide their letter No. NHAI/PIU/ RKL/NH-215/Misc./6881/2022 dt 26.07.2022 expressed their unwillingness to issue NoC. The copy of the request letter by OMECL and the reply by NHAI is enclosed as **Annexure-II** series.

OMECL vide letter No.1193/OMECL/2022 dt 16.12.2022 (**Annexure-III**) requested PCCF (FD & NO, FC Act 1980) to intervene in to the matter by enforcing Cl.No.5.6 (b) of Handbook of Guidelines dt 28.03.2019 by MoEF & CC or recommend the proposal excluding 1.652 ha of forest land diverted earlier in favour of NHAI as had been decided by MoEF & CC in case of Jilling-Longalotta mines of OMC Ltd where 26.0 ha of forest land of the ML acquired by Railways and diverted in their favour have been excluded from the proposal. The suggestion to surrender the area of the ML covered by NH-215 is not acceptable as the ML shall be fragmented in to two separate blocks.

Considering the above, it is requested to kindly consider our case and recommend to higher quarter for grant of Stage-I FC pertaining to Rengalbeda (NE) Iron Ore Mines of OMECL.

Encl: As above


 Yours faithfully,
 Director (Geology)
 Authorized Signatory

Odisha Mineral Exploration Corporation Limited OMECL
(A State PSU)

Registered Office: OMC House, Bhubaneswar – 751 001, India

Ph.: 0674 – 2399914, Website: www.omcltd.in

CIN No – U13209OR2016SGC025960

Photographs of CA Land Pillar Posting at Village Sepaskhanda Under Thumul Rampur Tahasil of Kalahandi District in lieu of diversion of forest land pertaining to Rengalbeda(NE) Iron ore block of OMECL



Photographs of CA land Pillar Posting at Village Sepaskhanda Under Thumul Rampur Tahasil of Kalahandi District in lieu of diversion of forest land pertaining to Rengalbeda(NE) Iron ore block of OMECL





Letter No. 651 /OMECL/2022
Date: 12/07/2022

To

The Project Director,
National Highway Authority of India (NHAI),
Project Implementation Unit,
Rourkela, C – 45, Koel Nagar,
Rourkela - 7690154, Odisha

Sub: NOC for re-diversion 1.652ha. of forest land of NH-215 passing through Rengalbeda (NE) Iron Ore Mining Lease of M/s OMECL.
Ref: (i) Letter No. 21873, Dt. 18.12.2021 of CF (Nodal).
(ii) Letter No. 9160, Dt. 20.12.2021 of DFO, Keonjhar
(iii) Our Letter No. 04/OMECL/2022 dated 04.01.2022

Sir,

Department of Steel & Mines, Govt. of Odisha, reserved Rengalbeda (NE) Mining Lease having ML area of 24.203 ha. within the village limits of Nuagaon & Gandhalpada under Barbil Tahasil, vide letter No. 926/SM, dtd. 27.01.2021 and subsequently notified vide Letter No. 946/SM, dtd. 28.01.2021 in favour of M/s Odisha Mineral Exploration Corporation Limited (OMECL), Bhubaneswar, a State PSU. The Letter of Intent (LoI) was granted in favour of M/s OMECL vide Letter No. 2215/SM, dtd. 26.02.2021. The copies are enclosed herewith as Annexure-I, II & III.

NH-215 passes through Rengalbeda(NE) mining lease covering an area of 1.652 ha of land. OMECL, applied for Forest Clearance over the land of 22.551ha. excluding area of 1.652 ha. possessed by NH-215. While examining the proposal CF(Nodal) has raised observation vide letter under reference -i (Annexure-IV) reads as under,

"In the ML area of 24.203Ha, NH-215 passes through it covering an area of 1.652 Ha. (0.478 Ha Revenue Forest + 1.174 Ha of Sabik Forest). The said area is not included in the diversion proposal rather excluded from diversion proposal. In this context, NOC from NHAI is wanting"

It is therefore requested to kindly issue a No Objection Certificate (NOC) for re-diversion of 1.652 ha of forest land without change in land use in favour of M/s OMECL in order to comply the observation raised by CF(Nodal), Odisha. The draft NOC is attached herewith as annexure-V.

Encl. as above

Yours faithfully,

[Signature]
Director (Geology)
OMECL



सरकार नगरा

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport & Highways)

O/O The Project Director

परियोजना कार्यालय इकाई, राउरकेला / Project Implementation Unit, Rourkela

सी-45, कोयल नगर, राउरकेला-769 014, सुन्दरगढ़, ओडिशा

C-45, Koel Nagar, Rourkela - 769 014, Sundargarh, Odisha

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ई-मेल /e-mail : piourkela@nhai.org, nhairourkela@gmail.com



NHAI/PIU/RKL/NH-215/Misc/ 6881 /2022

Dt: 26th July, 2022

To,

The Director (Geology)
OMECL, Bhubaneswar

Sub: NOC for re-diversion of 1.652 ha of Forest Land of NH-215 passing through Rengalbeda (NE) from Ore Mining lease – Reg.

Ref: 1. Your office letter no 651 dated 12.07.2022
2. This office letter no 6854 dated 15.07.2022
3. RO Letter no 2301 dated 22.07.2022

Sir,

With reference to the above cited subject, vide reference 1st cited this office was requested to issue a No Objection Certificate (NOC) for re-diversion of 1.652 ha of forest land without change in land use in favour of M/s OMECL in order to comply the observation raised by CF(Nodal), Odisha.

2. Accordingly, this office vide letter under reference 2nd cited forwarded the proposal to the Competent Authority at RO, Odisha for necessary action. Subsequently vide letter under reference 3rd cited Regional Office, Bhubaneswar has intimated that there is no such policy guideline/ circular by MORTH/NHAI for issuing NOC for re-diversion of the forest Land to any other agency which is already diverted in the name of NHAI. Further, it may also be noted that the road is already a part of the Project Corridor and is being used by the commuters.

This is submitted for your kind information please.

Encl.: As above

Yours faithfully,

(Mahesh Gami)
Project Director



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

National Highways Authority of India

(Ministry of Road Transport & Highways, Govt. of India)

श्वेत्रीय कार्यालय, ओडिशा /Regional Office, Odisha

301 - ए, तीसरी मंजिल, पाल हाईट्स, प्लाट नं जे/7, जयदेव विहार, भुवनेश्वर - 751013, ओडिशा

301-A, 3rd Floor, Pal Heights, Plot No : J/7, Jayadev Vihar, Bhubaneswar- 751013, Odisha

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NHAI /11011/54/RO/OD / २३०१ /2022

22.07.2022

To,

The Project Director
National Highways Authority of India
Project Implementation Unit, Rourkela
C-45, Koel Nagar, Rourkela-769014

Sub: NOC for re-diversion of 1.652 ha of forest land of NH-215 passing through Rengalbeda (NE)
Iron Ore Mining lease of M/s OMECL-Reg

Ref: PD, PIU letter no. NHAI/PIU/RKL/NH-215/Misc/6854/2022 dated 15.07.2022

Sir,

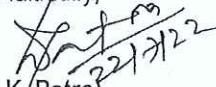
In reference to your letter no.6854 dated 15.07.2022 wherein your office has forwarded the request of M/s OMECL regarding NOC for re-diversion of 1.652 ha of forest land of NH-215 passing through Rengalbeda (NE) Iron Ore Mining lease of M/s OMECL having ML area of 24.203 ha within the village limits of Nuagaon, & Gandhalpada under Barbil Tehsil. The NH-215 passes through Regalbeda (NE), mining lease covering an area of 1.652 ha of land and they have applied for Forest Clearance over the land of 22.51 ha excluding area of 1.652 ha possessed by NHAI and the same proposal has been scrutinized by CF (Nodal) and an observation has been raised, which is read as under.

"In the ML area of 24.203 Ha, NH-215 passes through it covering an area of 1.652 ha (0.478 ha Revenue forest + 1.174 ha of Sabik Forest). The said area is not included in the diversion proposal rather excluded in the diversion proposal. In this context, NOC from NHAI is wanting."

2. In this regard, it is to intimate that there is no such policy guideline/ circular by MoRTH/ NHAI for issuing NOC for re-diversion of the forest land to any other agency which is already diverted in the name of NHAI. As such the road is already a part of the corridor and used by the commuters. Accordingly, you are requested to intimate the agency M/s OMECL for further necessary action at their end.

This is issued with the approval of CGM (Tech), RO- Odisha.

Yours faithfully,


(D.K. Patra)
Manager (Tech)

To

The Principal Chief Conservator of Forest (Nodal)
C/o the PCCF, Odisha
Aranya Bhawan, Chandrasekharpur,
Bhubaneswar, Odisha.

Sub.: Proposal for diversion of 24.203 ha of Forest Land {diversion: 21.00 ha + (re-diversion: 30203 ha (1.551 ha of M/s Rungta Mines Ltd. + 1.652 ha of M/s NHAI)} within the allotted block of Rengalbeda (NE) Iron Ore Mines of M/s Odisha Mineral Exploration Corporation Limited – Compliance regarding.

Ref.: (i) Letter No. 723/OMECL/2021, dtd. 27.09.2021 by OMECL
(ii) Memo No. 21875, dtd. 18.12.2021 by CCF (Nodal)
(iii) Letter No. 04/OMECL/2022, dtd. 04.01.2022 BY OMECL
(iv) Memo No. 18057/9F(MG)-68/2021, dtd. 14.09.2022 by CCF (Nodal)

Sir,

OMECL has submitted a proposal for diversion of 22.551 ha of forest land vide letter under reference (i) within Rengalbeda (NE) Iron Ore mines excluding 1.652 ha of forest land diverted in favour of National Highways Authority of India Ltd. (NHAI). CCF (Nodal) vide letter under reference (ii) observed to include 1.652 ha of forest land in the diversion proposal and to obtain NOC from NHAI. Therefore, OMECL requested NHAI for grant of NOC, but NHAI refused to give NOC. Basing on the request made by OMECL vide letter No. 741/OMECL/2022 dt. 26.07.2022 and in accordance with the guideline (Handbook of Guidelines dt. 28.03.2019), CCF (N) convened a meeting on 12.08.2022 where OMECL and NHAI participated. NHAI was advised by CCF (N) to furnish his decision in the form of a note as per the Provision 5.6 (b) of the Handbook of Guidelines circulated by MoEF & CC, GoI during 2019 to expedite issue of NOC by NHAI. The copy of the request letter by OMECL and reply by NHAI before taking up the joint meeting by CCF (N) is enclosed as **Annexure-I Series**.

Now, CCF (Nodal) vide letter under reference (iv) has returned the proposal to obtain NOC from NHAI (Primary User), as a portion of NH-215 covering an area of 1.652 ha passes through the allotted mining lease.

0/c

Odisha Mineral Exploration Corporation Limited

(A State PSU)

Registered Office : OMC House, Bhubaneswar -751001, India

Ph.: 0674-2399914, Website : www.omecl.in

CIN No. - U132090R2016SGC025960

In this context, it is requested to kindly intervene in the matter so that a suitable compliance to the observation can be submitted. Alternatively, the current proposal for diversion of 22.551 ha may kindly be considered excluding 1.652 ha of forest land of the mining lease of the OMECL diverted earlier to NHAI-215 from within the total 24.203 ha of forest land in the lease.

An early action is highly solicited.

Encl: As above

Yours faithfully,



16/12/2022

Director (Geology)
Authorized Signatory