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**GOVERNMENT OF TELANGANA  
FOREST DEPARTMENT**

From  
**Smt. R.Sobha, I.F.S.,**  
Prl. Chief Conservator of Forests(FCA)  
& Principal Chief Conservator of Forests  
(Head of Forest Force) (FAC)  
Telangana, "Aranya Bhavan",  
Saifabad, Hyderabad.

To  
**The Special Chief Secretary to the  
Government,**  
Environment, Forest, Science  
and Technology Department,  
Telangana, Secretariat,  
Hyderabad.

**Rc.No.42139/2013/FCA-2, Dated 22.09.2020.**

Madam,

**Sub:** TSFD – F(C) Act, 1980 – Proposal for Diversion of **24.80 Ha** of Forest Land in erstwhile Warangal District for improvement to the existing road from Km 121/0 to 154/0 of Nakrekal to Mallampally Road of NH-365 in favour of Executive Engineer (R&B), NH Division, Warangal – Stage-I approval accorded– Working Permission accorded – **Condition-wise compliance – Submitted** - Reg.

**Ref:**

1. EE, NH-Division, Warangal Lr.No.DB/D4/NHW/2013-14, Dt.02.12.2013 (two letters).
2. PCCF's Rc.No.42139/2013-F3, Dt.29.01.2014
3. EE, NH-Division, Warangal Lr.No.DB/D4/NHW/2013-14, Dt.17.05.2014.
4. PCCF's Rc.No.42139/2013-F3, Dt.17.05.2014, 20.07.2015
5. CF, Warangal Rc.No.1580/2014/TO, Dt.27.07.2015
6. PCCF's Rc.No.42139/2013-F3, Dt.01.09.2015, 05.11.2015
7. CF, Warangal Rc.No. 1580/2014-TO, Dt.24.05.2016
8. PCCF's Rc.No.42139/2013-FCA2, Dt.06.06.2016.
9. Govt. Lr.No.2736/For.I(1)/2016-1, Dt.29.07.2016
10. PCCF (WL) & CWLW, TS Rc.No.9658/2016/WL1, Dt.21.09.2016
11. MoEF&CC, GoI, Chennai Lr.No.4-TSC0211/2016-CHN/1920, Dt.28.09.2016
12. EE, NH Division, Warangal Lr.No.EE/NHW/Forest/NH-365/2016-17/C1, Dt.30.09.2016
13. PCCF's Rc.No.42139/2013-FCA2, Dt.01.10.2016.
14. Minutes of the 14th REC meeting held on 04.10.2016 at RO, Chennai communicated through email on 04.10.2016
15. CF, Warangal Rc.No.1580/2014/TO (i), Dt.29.10.2016
16. PCCF's Rc.No.42139/2013-FCA2, Dt.18.11.2016.
17. MoEF&CC, GoI, Chennai Lr.No.4-TSB026/2016-CHN/2405, Dt.02.12.2016
18. Govt. Memo No 3929/For. I(1)/2016-4, Dt.13.12.2016
19. PCCF's Rc.No.42139/2013-FCA2, Dt.22.12.2016.
20. MoEF&CC, GoI, Regional Office, Chennai Lr.No.4-TSC021/ 2016-CHN/0075, Dt.12.01.2017 (Stage I - Forest Area).
21. PCCF, TS, Hyderabad Rc.No.42139/2013-FCA2, Dt.01.02.2017.
22. MoEF&CC, GoI, Regional Office, Chennai Lr.No.4-TSC021/ 2016-CHN/0872, Dt.06.06.2017 (Stage I - WL area).
23. PCCF, TS, Hyderabad Rc.No.42139/2013-FCA2, Dt.17.6.2017.
24. PCCF, TS, Hyd. Rc.No.42139/2013-FCA2, Dt. 10.02.2018.
25. FDO, Mahabubabad Rc.No.4352/2016/TO, Dt.10.4.2018.
26. EE, (R&B), NH Divn., Warangal Lr.No.DB/D1/EE/R&B/ NHW/2018-19/419, Dt. 13.07.2018.
27. FDO, Gudur (W.L.M.), Rc.No.4352/2016/TO, Dt.26.07.2018.
28. EE, R&B, NH Divn. Warangal Lr.No.DB/D1/EE/R&B/NHW /2018-19/685, Dt.07.08.2018.
29. FDO, Gudur (W.L.M.), Rc.no.4352/2016/TO, Dt.26.07.2018.
30. DFO, Mahabubabad Rc.No.863/2018/TO, Dt.04.09.2018.
31. PCCF's Ref.No.42139/2013/FCA2, Dt. 06.09.2018 (Working Permission).
32. Complaint from Managing Partner, M/s Sujana Constructions, Hyderabad, Lr.Dt.02.01.2019.
33. PCCF, TS, Hyderabad Rc.No.42139/2013-FCA2, Dt.11.03.2019.



- 34.DFO, Mahaboobabad Rc.No.4352/2016/TO, Dt.24.05.2019.  
 35.MoEF&CC, GoI, Regional Office, Chennai Lr.No.4-TSC021/ 2016-CHN/0980, Dt.19.06.2019 (query on legal status of UA).  
 36.PCCF's, Rc.No.42139/2013-FCA2, Dt.15.07.2019.  
 37.CCF/CF, Kothagudem Rc.No.285/2019/M3, Dt.06.01.2020.  
 38.MoEF&CC, GoI, F.No.11/50/2020-FC, Dt.18.08.2020.

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Kind attention is invited to the references cited above.

It is to submit that the CCF/Conservator of Forests, Kothagudem Circle, Kothagudem in the reference 37<sup>th</sup> cited has submitted the condition-wise compliance report on the conditions stipulated in Stage-I approval accorded by the MoEF&CC, GoI, RO, Chennai vide reference 20<sup>th</sup> and 22<sup>nd</sup> cited for the subject project.

**The Condition-wise compliance report with the remarks is furnished is as follows:**

C. No.	Conditions stipulated by the GoI, MoEF&CC, RO(SEZ),Chennai vide ref 1 <sup>st</sup> and 3 <sup>rd</sup> cited	Compliance submitted by CCF/CF, Kothagudem & Remarks on it.
1	2	3
(i)	Legal status of the diverted forest land shall remain unchanged.	Yes. User Agency has agreed to comply this condition and undertaking to this effect is enclosed.
ii)	The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 mts. at the cost of User Agency.	The User Agency has deposited an amount of <b>Rs.22,49,920/-</b> in total (Rs.3,82,400/- into PD Account No.62489787703 of FDO, Mahabubabad with UTR No. P18061956058435, Dt:18-06-2018 and Rs. 18,67,520/- into PD Account No.016311100001398 of FDO,Gudur WL with UTR No.P18061956058447, Dt:18.06.2018) towards Erection of cement concrete boundary pillars by the forest department. A Copy of the payment is enclosed.
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 50.00 Ha identified degraded forest land in Compartment Nos. 596 & 597 of Jakaram-I Reserve Forest, Pandikunta Beat of Mulug Range at the cost of User Agency.	The User Agency has deposited an amount of <b>Rs.4,53,91,989/- (part of Rs. 16,60,71,110/-)</b> into the account of Telangana State CAMPA Account, Corporation Bank, CGO Complex, Lodhi Road, New Delhi - 110003 (RTGS/IFSC No.CORP0000371) vide UTR No. P18061956058124, Dt: 18.06.2018 towards cost of raising of Compensatory Afforestation <b>Same is reflected online at Ministry's portal and copy enclosed.</b>
(iv)	The State Government shall charge the Net Present Value of the diverted forest land measuring 20.53 ha from User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.	The User Agency has deposited an amount of <b>Rs. 6,69,31,920/- (part of Rs. 16,60,71,110/-)</b> (Rs. 26,73,020/- of Mahabubabad Divn. and Rs. 6,42,58,900/- in WL Gudur Divn.,) into the account of Telangana State CAMPA Account, Corporation Bank, CGO Complex, Lodhi Road, New Delhi - 110003 (RTGS/IFSC No.CORP0000371) vide UTR No P18061956058124, Dt:18.06.2018 towards the cost of NPV. <b>Same is reflected online at Ministry's portal and copy enclosed.</b>
(v)	Additional amount of the Net Present Value (NPV) of the diverted forest if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.



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(vi)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project shall be deposited in the respective bank account of the Telangana State CAMPA. <b><u>The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.</u></b>	The User Agency has deposited the total amount of <b>Rs. 16,60,71,110/-</b> (Rs. 6,69,31,920/-(NPV)+ Rs.4,53,91,989/-(CA) + Rs.4,37,47,201/-(Cost of raising Avenue plantation) + Rs.1,00,00,000/-(cost towards Advance operations) into Telangana State CAMPA, Corporation Bank, CGO Complex, Lodhi Road, New Delhi - 110003 (RTGS/IFSC No.CORP0000371) vide UTR No. P18061956058124, Dt: 18.06.2018. <b>Same is reflected online at Ministry's portal and copy enclosed.</b>
(vii)	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(viii)	Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer concerned.	The User Agency has deposited the total amount of <b>Rs.43,54,901/-</b> (Rs.91,350/- in to PD Account No.62489787703 of FDO, Mahabubabad with UTR No. P18061956058435, Dt: 18.06.2018 of Mahabubabad Divn., + Rs.42,63,551/- into PD Account No.016311100001398 of FDO, Gudur WL with UTR No.P18061956058447, Dt:18.06.2018 of Gudur WL Divn.) towards the cost of Extraction of tree growth. A Copy of the payment is enclosed.
(ix)	The User Agency shall dig trenches on either side of the road in order to avoid any further encroachments on the road side.	<b><u>Guduru WLM Division:-</u></b> The User Agency has deposited an amount of <b>Rs.50,00,000/-</b> into PD Account No.016311100001398 of FDO, Gudur WL with UTR No.P18061956058447, Dt:18.06.2018 of Gudur WL Divn. towards the cost of digging of trenches.
(x)	The construction of culverts / bridges, if any, over the natural streams / rivers / canals, should be done in such a manner that it does not hamper the natural course of water, does not give rise to water logging and also not hamper the movement of wild animals.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xi)	There will be speed breaker on the road within the wildlife areas / wildlife crossings, along with frequent signage reminding cross of speed limits and the damage of wildlife hits.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xii)	Roadside cutting and filling which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xiii)	The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xiv)	The State Forest Department shall translocate the trees, wherever feasible instead if felling at the cost of User Agency.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xv)	As recommended by the Standing Committee of NBWL, State Government shall implement standard mitigation measures brought out by the Wildlife Institute of India with adequate over bridges	<b><u>Guduru WLM Division:-</u></b> The User Agency has deposited an amount of <b>Rs.2,00,00,000/-</b> towards mitigative measures taken up in the Wildlife Sanctuary area into the account BIOSAT (Bio - Diversity Conservation Society of



	and under passes and conditions prescribed by the State Chief Wildlife Warden at the cost of User Agency.	Telangana) Account, Andhra Bank, Secretariat Branch, Hyderabad bearing A/c. No.110310100030284, IFSC Code: ANDB0001103 vide UTR No.P18071168750540, dt:10.07.2018.
(xvi)	The User Agency shall arrange to raise avenue plantation all along the roadside and central verge at the project cost with maintenance of 7-10 years.	<b>Guduru WLM Division:-</b> The User Agency has deposited an amount of <b>Rs.4,37,47,201/- (part of Rs. 16,60,71,110/-)</b> into the account of Telangana State CAMPA, Corporation Bank, CGO Complex, Lodhi Road, New Delhi - 110003 (RTGS/IFSC No.CORP0000371) vide UTR No. P18061956058124, Dt:18.06.2018 towards the cost of Planting & Maintenance of avenue plantation with 7-10 years maintenance. <b>Same is reflected online at Ministry's portal and copy enclosed.</b>
(xvii)	The forest land proposed for diversion shall under no circumstances be transferred or subleased to any other agency, department or person without prior approval of the Central Government.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xviii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xix)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the User Agency to ensure that the labourers and staff engaged in execution of work Do not destruct nearby forest flora and fauna.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xx)	The total forest area utilized for the project shall not exceed 24.80 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xxi)	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xxii)	Any other conditions that the Central Government or Additional Principal Chief Conservator of Forests (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xxiii)	The progress of the Compensatory Afforestation as mentioned by the District Forest Officer in Sl.No.14 of Part-II i.e., non-forest land 4.916 ha shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	Yes. The User Agency has agreed to comply this condition.



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(xxiv)	The User Agency shall submit the annual self compliance report in respect of the above conditions to the State Government and to the Regional Office, regularly	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.
(xxv)	In the event of failure of comply with any of the above conditions the User Agency is liable for penal action as decided by the Additional Principal Chief Conservator of Forests (Central), Regional Office, Chennai.	Yes. The User Agency has agreed to comply this condition and furnished an Undertaking to this effect which is enclosed herewith.

The User Agency has published the stage-I forest clearance granted by the Govt. of India in two widely circulated daily news papers one in Telugu language in EENADU Telugu News paper and another in English language in "THE HINDU" of English News Paper on 05-08-2018. Copies of which are enclosed herewith.

Further, as per the request of the User Agency vide reference 28<sup>th</sup> cited (Copy enclosed) working permission has been issued in reference 31<sup>st</sup> cited (copy enclosed) with conditions as the User Agency has complied with necessary conditions for issual of such working permission, which is expired.

As regards the legal status of the User Agency/ Executing Agency sought in ref 35<sup>th</sup> cited for determination of applicability of compensatory afforestation over degraded forest land instead of non-forest CA land, it is submitted that vide ref 38<sup>th</sup> cited GoI, MoEF&CC has issued the following orders:

"It has been decided that MoRTH/Central Government agencies will be entered as a "User Agency" in the online application form in PARIVESH portal (i.e., [www.parivesh.nic.in](http://www.parivesh.nic.in) ) in such cases where work that is of Central Sector Projects and is owned, developed and maintained by Central Government but the execution is carried out by a State Agency. As the User Agency is MoRTH (Central Government) or a Central PSU, the dispensation of Compensatory Afforestation over double the degraded forest land, instead of equivalent non-forest land will be available in such cases. In case of any violation of provisions under the Forest (Conservation) Act, 1980 or matters related to residual responsibility, the same will be owned by the User Agency."

As per the above guideline the R&B NH, Warangal (User Agency) being the State Government Agency executing the work on behalf of MoRTH, the Central Government Agency is not required to identify the non-forest land for raising Compensatory Afforestation. Hence, the CA has been raised over DFL double in extent of forest land diverted. Hence, the same may be considered in accordance with the above said guideline.

In view of the above, the CCF/CF, Kothagudem and User Agency reports along with necessary enclosures are submitted herewith in duplicate for onward transmission to the GoI, MoEF&CC, RO, Chennai for according Stage II (final) approval of the project.

Yours faithfully

**Sd/- R.Sobha,**

Prl. Chief Conservator of Forests  
(Head of Forest Force) (FAC)

Encl: (As above)

**Copy to the** CCF/Conservator of Forests, **Kothagudem** and District Forest Officer, **Mahabubabad** District and Forest Divisional Officers, **Mahabubabad** and **WL Gudur** Divisions for information and necessary action.

**Copy to** the Engineer in Chief, R &B (NH), CRF & Buildings, Errum Manzil, Hyderabad.- Hyderabad -500 082.

**Copy to** the Superintending Engineer and Executive Engineer (R&B), NH Division, Warangal for information.

Copy to the Collector and District Magistrate, **Mahabubabad** for information.

//t.c.b.o.//

*[Signature]*  
23/9/2020  
for Superintendent