

Government of Maharashtra

By Speed Post

No.FLD-1722/C.R.12/F-10
Revenue and Forest Department,
Madam Cama Road,
Hutatma Rajguru Chowk,
Mantralaya, Mumbai – 400 032.
Dated 10.08.2022

To,
Regional Officer (Central),
Integrated Regional Office,
Ministry of Environment, Forests & Climate Change,
Government of India, Nagpur-440 001.

Subject: Forest Land-Jalgaon

Diversion of 31.49 ha. Forest land under Forest (Conservation), 1980 for Construction of Handya Kundyia Storage Tank Near Village Deohari Tal. Chopda, Dist. Jalgaon.

The Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur has submitted proposal for diversion of 31.49 ha. Forest land under Forest (Conservation), 1980 for Construction of Handya Kundyia Storage Tank Near Village Deohari Tal. Chopda, Dist. Jalgaon

2. The details of forest land proposed for diversion are as under: -

Sr No.	Item of work / purpose	Village	Compt. No.	Length (in meter)	Width (in meter)	Area (in ha.)	Legal Status of Forest Land
1	Submergence including casing, hearting and rubble quarries	Satpuda Hills	166	1905	21	4.00	Reserved Forest
2	Submergence including casing, hearting and rubble quarries		167	2049	90.2	18.48	
3	Dam seat		166	180	167	3.00	
4	Submergence		167	279	144	4.01	
5	Approach & Tail Channel		167	200	100	2.00	
Total Area (in ha.)						31.49	

3. The proposal has been initiated by the Executive Engineer, Minor Irrigation Division, Jalgaon for approval under Forest (Conservation) Act, 1980. This is storage tank proposed on Handya Kundy Nalla (Deohari), Tal. Chopada, Dist. Jalgaon. The proposed project irrigable command area covered from Jalgaon District will be 264.00 there was a continuous social demand from the village in the area from the providing irrigation facilities. Due to this project toatal 2.580 mm³ water will be stored at Handya Kundy Nalla as ground water in this area is substantially depleted lead to scarcity of drinking water for public as well for domestic and wild animals in the region. Thus project will benefit 3 villages namely Deohari, Deozari & Melane from Chopada Taluka in Dist. Jalgaon.

4. **The Deputy Conservator of Forests, Yawal has certified that:-**

- 4.1 no suitable alternate land is available and the forest land required is barest minimum.
- 4.2 the area belongs to Eco-value class-III having density is 0.4 (Tropical Dry Deciduous Forest, Open Forest).
- 4.3 there are 9582 trees involved the project out of which 6909 trees required to be felled. The various species and trees is involved in implementation of the Project the Girth wise break up is as under:-

Particular	Tree Girth in Cm.											Total cutting and felling of trees	Remarks
	0-30 cm	31-45 cm	46-60 cm	61-75 cm	75-90 cm	90-105 cm	105-120 cm	121-135 cm	136-150 cm	Above 150 cm	Total		
Dam Seat	3338	971	412	192	97	44	21	35	0	0	5110	5110	---
Approach and Tail Channel	691	413	150	87	62	19	27	44	0	0	1493	1493	---
FRL to FRL-2	446	765	513	264	189	89	46	81	0	0	2393	0	FRL to FRL-2 trees mentioned are not to be felled
FRL-2 to FRL-4	45	98	59	27	22	6	10	13	0	0	280	280	
FRL-4 to MDDL	83	92	65	23	16	16	14	0	0	0	306	306	---
Total	4603	2339	1199	593	386	174	118	173	0	0	9582	6909	

As per the Government of India, MoEF letter dated 30/01/2009 has mentioned that 'No tree felling in the area between FRL and 4 m below FRL shall be carried out' for the Minor Irrigation proposals. In this regard the actual tree felling for the said proposal is 6909 required to be felled.

- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 4.6 there is no violation of Forest (Conservation) Act 1980.
- 4.7 proposed project area for the project is 2.50 km from the boundary of the project area (Sanctuary and National Park).
- 4.8 the non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 4.9 Compensatory Afforestation proposed over it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances. The details of CA area is as under:-

Sr.No.	Village	Taluka	District	Gut No.	Total Area (in ha)	Suitable Area for CA (in ha.)
1	Pimpalgaon	Jamner	Jalgaon	148	6.33	31.49
2	Savatkheda	Jamner	Jalgaon	213	9.85	
3	Savatkheda	Jamner	Jalgaon	214	9.51	
4	Savatkheda	Jamner	Jalgaon	215	0.54	
5	Savatkheda	Jamner	Jalgaon	216	0.55	
6	Savatkheda	Jamner	Jalgaon	217	9.84	
7	Savatkheda	Jamner	Jalgaon	219	10.15	
Total Area					46.77	31.49

4.10 The cost benefit analysis ratio is 32.49

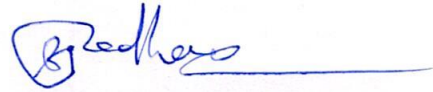
5. The User Agency has submitted undertakings:-

- 5.1 To defray the cost of compensatory afforestation.
- 5.2 To defray the cost of Net Present Value of the forest land proposed under diversion.

6. The Collector, Jalgaon has issued certificate under Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006.
7. The User Agency has certified that the aforesaid Environmental Clearance is not required as the command area 330 ha of the project is less than 2000 ha

Details of Command area:-

- a) G.C.A: 413 ha
 - b) C.C.A (by lift): 330 ha
 - c) I.C.A (by flow): 264 ha
 - d) Taluka benefited: Chopada
 - e) Village benefited: Deohari, Deoziri & Melane
8. The Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur has recommended the proposal subject to the conditions, given in his specific recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His specific recommendations are enclosed in the proposal.
 9. In the circumstances explained in the aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted on the conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur. The matter may kindly be placed before the Government of India for its approval under Section-2 (ii) of the Forest (Conservation) Act, 1980, be obtained and communicated to this Government.



(Ganesh Jadhao)

Under Secretary to the
Government of Maharashtra

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Certificate regarding minimum demand for forest land for the project
3. Area Statement
4. Commitment from the applicant for defraying the cost of compensatory Afforestation.
5. An undertaking of Project Authority for Net Present Value.
6. Brief note of the project from the project authority
7. Site Inspection Report.
8. Certificate in Part V.

Copy to:

1. Principal Chief Conservator of Forests & C.E.O. (Maha-CAMPA), Nagpur.

2. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/Nodal/Dhule/ID-12908(31)/1570/20-21, Dt.18.11.2021.
3. Conservator of Forests (T), Dhule.
4. Deputy Conservator of Forests, Jalgaon.
- ✓ 5. Select File- F-10.

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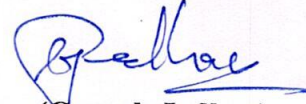
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PART - V

(To be filled up by the Secretary in charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

1. Recommendation of the State Government

The proposal is recommended
vide Government letter
No.FLD-1722/C.R.12/F-10
Dated: 10.08.2022



(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

**Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032**

Place: Mumbai.

Date: 10.08.2022