

Sub.:- Forest Land- Wardha & Nagpur.


Diversion of 19.532 ha. Forest Land for Rehabilitation and upgradation of Existing two lane to four lane configuration of Buttibori to Wardha Section of NH-361, in Wardha and Nagpur, Districts.

PART - V

(To be filled up by the Secretary Incharge 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-3317/CR-366/F-10
Dated: 10/10/2017


(Virendra Tiwari) 10/10/17
Chief Conservator of Forests (Mantralaya)
Chief Conservator of Forests (Mantralaya)
Revenue and Forest Department
Mantralaya, Mumbai 400 032

Place: Mumbai

Date: 10/10/2017

Government of Maharashtra

By Speed Post

No.FLD-3317/CR-366/F-10
Room no. 456/ 461 Annex,
Revenue and Forest Department,
Madam Kama Road, Hutatma
Rajguru Chowk, Mantralaya,
Mumbai – 400 032.
Dated: 10.10.2017

To,

The Additional Principal Chief Conservator of Forests (Central),
Government of India,
Ministry of Environment, Forests & Climate Change,
Regional Office, West Central Region,
Ground Floor, East Wing,
New Secretariat Building, Civil Lines,
Nagpur-440 001.

Subject: - Forest Land- Wardha & Nagpur.

Diversion of 19.532 ha. Forest Land for Rehabilitation and upgradation of Existing two lane to four lane configuration of Buttibori to Wardha Section of NH-361, in Wardha and Nagpur, Districts.

Sir,

The DGM (Tech) & Project Director, National Highway Authority of India, PIU- Yavatmal has submitted the proposal for diversion of 19.532 ha forest land under Section - 2 of the Forest (Conservation) Act, 1980 for Rehabilitation and upgradation of existing two lane to 4 lane configuration of Buttibori to Wardha Section of NH-361, in Wardha and Nagpur, Districts in the State of Maharashtra. The details of forest land proposed for diversion is as given below: -

(I) Wardha Division:

Sr. No	Village	District	Survey no.	Area (ha)	Legal Status
1	Salod	Wardha	511	0.090	Zudpi Jungle
2	Sawanghi(M)		124	0.368	
			129	0.700	
3	Sindhi (M)		129	0.180	
			157	0.339	
			158	0.930	
4	Umri		79	0.014	
5	Satoda		186	0.099	
6	Pawnar		477	0.368	
			466	0.021	
7	Kelzar		111	0.201	
			110	0.544	
			106/1	1.365	
			120	1.201	
			122	2.003	
			17	0.145	

Sr. No	Village	District	Survey no.	Area (ha)	Legal Status
	Kelzar	Wardha	611	0.156	Zudpi Jungle
			568	0.030	
			569	0.867	
			563	0.076	
			573	1.240	
			554	0.404	
			123	0.166	
124	1.293				
8	Aamgaon Khadki		17	0.057	
9	Khadki		18	0.112	
			32	0.016	
			20	0.165	
10	Seldoh		145	0.018	
			56	0.010	
		146	0.020		
Wardha Forest Division = Total (I)				13.198	

(II) Nagpur Forest Division:

Sr. No	Village	District	Comptt. No	Survey no.	Area (ha)	Legal Status
1	Wadgaon	Nagpur	-	90	0.040	Zudpi Jungle
			-	92	0.090	
			-	93	0.060	
			-	100	0.120	
			-	102	0.140	
2	Haldgaon		-	124	0.070	
			-	129	0.120	
			-	157	0.060	
3	Bhansoli		-	78	0.035	
4	Sawangi		-	57	0.040	
			-	43	0.370	
			-	111	0.020	
			-	124	0.030	
			-	123	0.220	
			-	127	0.020	
			-	104	0.100	
5	Asola		-	113	0.200	
		-	112	0.160		
		-	111	0.400		
		-	110	0.020		
		-	108	0.750		
		-	9	0.080		

6	Dhawalpeth	-	108	1.063	
		-	113	0.570	
7	Junapani	-	84/85	0.020	
8	Murzari	-	71	0.150	
		-	89	0.094	
		-	90	0.240	
9	Junapani	311	-	1.050	Reserve Forest
Nagpur Forest, Division = Total (II)				6.332	

The abstract of proposed forest area is as under:-

Sr. No	Name of Division	Legal Status	Area (ha)
1	Wardha	Zudpi Jungle	13.198
2	Nagpur	Zudpi Jungle	5.282
		Reserve Forest	1.050
Grand Total (I +II)			19.532

2) The proposal is for diversion 19.532 ha of forest land for Rehabilitation and upgradation of existing two lane to four lane of Buttibori to Wardha Section of National Highway-361. Total forest area involved is 19.532 ha. Total non-forest area involved in the project is 124.1604 ha. A considerable 60.00 km stretch along Wardha to Butibori section of NH-361 is passing through two important districts namely Wardha and Nagpur in the State of Maharashtra. The project road starts at 28.800 km and ends at 85.374 km and traverses through some major towns namely Pavnar, Seloo, Kelzar and Butibori. The Project is administratively approved by Government of India, Ministry of Road Transport and Highways Notification published in the Gazette of India vide REGD. No. D.L-33004/99, dated 22/03/2013. Because of this project, over all road safety situation will be improved. There will be decrease in road traffic accidents immediately after implementation of the project. Summarily, widening of the project road will have following benefits:-

- a) To accelerate regional economic development in terms of industry, tourism and agriculture.
- b) To reduce vehicle operating and maintenance costs by improving road conditions.
- c) To reduce travel time by minimizing congestion in urban stretches and providing a four lane facility over there.
- d) To minimize road accidents by increasing road widths, improving intersections and road geometry.
- e) The project may also generate local employment opportunities through the construction activities and local business.
- f) Abatement of ambient air and noise pollution in comparison to a do nothing situation.

- 3) The proposed project area belongs to Eco value class III and having southern tropical Dry deciduous open forest below 0.2 in Nagpur Forest Division and Eco value class III and having density below 0.4 in Wardha , Forest division.
- 4) The Collector, Wardha and Nagpur have certified that the no alternate alignment is possible and the forest land required is the barest minimum.
- 5) The Deputy Conservator of Forests, Wardha Forest Division, Wardha and the Deputy Conservator of Forests, Nagpur Forest Division, Nagpur have certified that no alternate alignment is possible and the forest land required is the barest minimum.
- 6) Felling of 1176 trees is involved in implementation of the Project.
- 7) There is no violation of Forest (Conservation) Act 1980 as certified by the Deputy Conservator of Forests, Wardha Forests Division, Wardha and the Deputy Conservator of Forests, Nagpur Forest Division, Nagpur.
- 8) The area involved does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc. as certified by the Deputy Conservator of Forests, Wardha Forests Division, Wardha and Deputy Conservator of Forests, Nagpur Forest Division, Nagpur.
- 9) The Deputy Conservator of Forests, Nagpur Forest Division, Nagpur has certified that the proposed project is outside 10 km of the boundaries of the Protected area Sanctuary and National Park). The Deputy Conservator of Forests, Wardha Forests Division, Wardha has certified that the proposed area is 9 kms from the boundary of Bor Wildlife Sanctuary and 150 mtr away from the notified boundary of the Bor Tiger Reserve. However, Chief Conservator of Forests &Field Director, Pench Tiger Reserve has informed that Eco-Sensitive Zone around Bor Wildlife Sanctuary is not yet notified and proposed area is within the deemed Eco-Sensitive Zone of Bor Wildlife Sanctuary i.e. within 10 k.m. from boundry of the Bor Wildlife Sanctuary. The Chief Conservator of Forests (T) Nagpur while recommending the proposal in Part-III has also stated the alignment of the proposed area does not pass through the Sanctuary.
- 10) The Project Authority has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
- 11) The User Agency has agreed to defray the cost of Compensatory Afforestation.
- 12) The Deputy Conservator of Forests, Wardha Forests Division, Wardha and the Deputy Conservator of Forests, Nagpur Forest Division, Nagpur have certified that the proposed site is not likely to affect any monuments site of cultural, historical, religious archeological or recreational importance.
- 13) The Deputy Conservator of Forests, Wardha Forests Division, Wardha and the Deputy Conservator of Forests, Nagpur Forest Division, Nagpur have certified that 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 indentified as uforestu as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Honuble Supreme Court dated 12/12/1996.

- 14) The Deputy Conservator of Forests, Nagpur Forest Division, Nagpur has given suitability certificate for 40.00 ha. (out of suitable admeasuring area of 50.00 ha, the total area as per 7/12 extract of land records is 92.61 ha) degraded forest land in survey no.322 of village Kaotha, Tal. Saoner & Dist. Nagpur and it is contiguous to forest area, suitable for afforestation and free from encroachment and encumbrances.
- 15) The User Agency has submitted the certificates of Collector, Wardha and Nagpur under Schedule Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 issued vide letter No.Rev/B-1-a/CR.10/W.S1349, dt.16/9/2017 and No. AK/AKG/WS-268, dt.16/9/2017 in prescribed format Form I as per Government of India guidelines dated. 5/7/2013 with all annexures as required.
- 16) The Deputy Conservator of Forests, Wardha Forests Division, Wardha and the Deputy Conservator of Forests, Nagpur Forest Division, Nagpur, and the Chief Conservator of Forest (T), Nagpur Circle have recommended the proposal for diversion of 19.532 ha. of forest land.
- 17) 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.
- 18) 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 at earlier.

Yours faithfully,



(Virendra Tiwari) 10/10/17
Chief Conservator of Forests (Mantralaya)

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. Index map of suitable scale
5. Commitment from the Applicant for defraying the cost of compensatory plantation.
6. An undertaking of Project Authority for Net Present Value.
7. Brief note of the project from the project authority
8. Map of proposed land for compensatory afforestation
9. Site Inspection Report.
10. Certificate that there is no violation of Forest (Conservation) Act, 1980.
11. Certificate in Part V.

Copy to:

1. Principal Secretary, Tribal Development Department, Mantralaya, Mumbai.
2. Principal Chief Conservator of Forests (Wildlife), Maharashtra State Nagpur.
3. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/NC/I.I.D./1544/17-18, Date- 29/09/2017.
4. Additional Principal Chief Conservator of Forests (CAMP), Maharashtra State Nagpur.
5. Chief Conservator of Forests (T), Nagpur.
6. Collector, Nagpur.
7. Collector, Wardha.
8. The DGM (Tech) & Project Director, National Highway Authority of India, PIU- Yavatmal.
9. Select file F-10.