



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE
Regional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines, Nagpur - 440001.
apccfcentral-ngp-mef@gov.in



F.No. FC-I/MH-181/2020-NGP/13727

Date: 12.10.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Hutatma Rajguru Chowk
Madame Cama Marg, Mantralaya, Mumbai - 400032.

Sub: Diversion of 0.4350 ha of Reserved forest land in favour of Public Works Division, Palghar for construction of Railway over bridge in lieu of level crossing No. 8 on Diva-Vasai Railway line at Village- Sasaunavghar, Taluka- Vasai, District- Palghar in the State of Maharashtra- regarding.

Sir,

The undersigned is directed to refer to the APCCF & Nodal Officer (FCA), Maharashtra vide his letter no. Desk-17/NC/II/ID 12773/(69)/2058/2019-20 dated 16.03.2020 on the above subject seeking prior approval of the Central Government under Section-2 of **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**. After careful examination of the proposal of the State Government, 'in-principle' approval was accorded by the Central Government vide its letter of even number dated 20.09.2022. The Addl. PCCF and Nodal Officer (FCA), Government of Maharashtra, vide his letter no. Desk-17/Nodal/Thane/ID-12773(69)/2978/2020-21 dated 06.02.2023 submitted compliance report and requested to grant final approval to the proposal.

After careful consideration of the proposal and compliance report, I am directed to convey the Central Government's 'final approval' under Section- 2 of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **0.4350 ha** of Reserved forest land in favour of Public Works Division, Palghar for construction of Railway over bridge in lieu of level crossing No. 8 on Diva-Vasai Railway line at Village- Sasaunavghar, Taluka- Vasai, District- Palghar in the State of Maharashtra- regarding subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. The boundary of the diverted forest land shall be suitably demarcated on ground by the **State Forest Department at the**

cost of the User Agency;

- iii. Compensatory afforestation shall be taken up by the Forest Department over **1.00 ha** degraded forest land in Survey No. 194 at Village- Rajavali, Taluka- Vasai, District- Palghar at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Raigad District shall be planted and monoculture of any species may be avoided. Atleast one water body shall be constructed in the form of tank/ stop dams etc if the same are not available in the area or in nearby vicinity. Further, if existing tank/ stop dams are available and needs desilting/repair, same shall be carried out to meet the water requirement of wild animals throughout the year;
- iv. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency.
- v. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department;
- vi. State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency;
- vii. To improve the Forest/ Tree cover and to reduce pollution in the State, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency with involvement of Joint Forest Management Committees (JFMC's) and in consultation with local DCF shall raise at least 1000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/local for 10 years. At least 50% of seedlings shall be planted in the vicinity of project area and remaining 50% of seedlings shall be distributed among villagers as per choice of villagers. The concerned JFMC's shall maintain record of plantation/ seedling distribution to villagers;
- viii. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;
- ix. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas;
- x. **Wherever feasible, User Agency in consultation with State Forest Department shall increase the size of box culverts in such a way that it also serves the purpose of wildlife**



passages as suggested by Wildlife Institute of India in manual entitled "Eco-friendly Measures to Mitigate Impacts of Linear Infrastructure on Wildlife, published in 2016;

- xi. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- xii. No labour camp shall be established on the forest land;
- xiii. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
- xiv. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xv. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
- xvi. The Forest land shall not be used for any purpose other than that specified in the project proposal and **diverted forest area shall not exceed 0.4350 ha;**
- xvii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
- xviii. Violation of any of these conditions will amount to violation of **Van (Sanrakshan Evam Samvardhan) Adhiniyam 1980** and action would be taken as per the provision of **Adhiniyam** and rules/guidelines issued there under;
- xix. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;


This order issues with the approval of DDGF (C), Regional Office, MoEF&CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
- iv. User Agency.
- v. Guard file.



(C.B. Tashildar)
AIGF (Central)