

Office of the Collector, Mumbai Suburban District

Administrative Building, 10th Floor, Government Colony, Bandra (E), Mumbai-51
Office: 26556799 Fax : 26556808 Email: collectormsd@gmail.com

No. C/Desk-21/WS-325/16
Date : 18/11/2016

FORM-I For Linear project Government of Maharashtra TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forest (MOEF) Government of India letter No.11-9/98-FC(pt) dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of right under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition Of Forest Rights) Act 2006 (FRA for short) on the forest land proposed to be diverted for non-forest purpose read with MoEFS' issued letter dated 5th feb 2013 wherein MoEF certain relaxation in respect of linear projects, it is certified that 9176 Sq.M of forest land proposed to be diverted in favour of **Mumbai Metro Railway Corporation Limited** for **Bandra Kurla Complex Metro Railway Station** in Mumbai Suburban district falls within jurisdiction of CTS - No. 629 of Village Bandra & CTS No.8 of village Parikhkhadi in Andheri tahsil.

Land detail

Sr.No	Village	Taluka	CTS NO.	Area in Sq.M
1	Bandra	Andheri	629	1728
2	Parikhkhadi	Andheri	8	7448
	Total			9176

It is further certified that:-

- The complete process for identification and settlement of right under the FRA has been carried out for the entire 9176 Sq.M of forest area proposed for diversion. A copy of records of all consultation and meeting of the Forest Right Committee (Ward samiti) are enclosed as Annexure -01
- The diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA have been completed and ward samiti have given their consent to it.
- The Proposal does not involve recognized rights of Primitive Tribal Groups and Pre-agricultural communities

Note : This certificate is issued on the basis of enquiry report of Sub-Divisional Officer, Mumbai Western suburban bearing No.Ka-5/Ka-5/Kavi-1669/2016 Dated 16/11/2016 (Copy enclosed)

(Deependra Singh Kachwah)
Collector Mumbai Suburban

Copy To : Executive Engineer, planning, Mumbai metro rail corporation limited, MMRDA building, plot no R-13, E block, BKC, Bandra, Mumbai-51

D:\Kandlvan\10-015-METRA\16-11-2016



R. Ramani
Executive Director (Planning)
Mumbai Metro Rail Corporation Limited

उपविभागीय अधिकारी, मुंबई पश्चिम उपनगर यांचे कार्यालय

प्रशासकीय इमारत, ९ वा मजला, शासकीय नसाहत, बांद्रा (पू), मुंबई - ४०० ०५१.

L1479324820798 क्र. उविअ/का-५/कावि-१६६९/२०१६
दि. १६/११/२०१६
ems/16/4840/अ.नं.

प्रति,
मा. जिल्हाधिकारी
मुंबई उपनगर जिल्हा

31/11/2016

17 NOV 2016

विषय :- चौकशी अहवाल सादर करणेबाबत

संदर्भ :- आपल्या कडील पत्र क्र.सी/कार्या-२ आया/कावि-१६२/१६
दि.०९/११/२०१६

महोदय,

उपरोक्त विषयाबाबत आपल्या कडील संदर्भित पत्रान्वये मुंबई मेट्रो कॉर्पोरेशन यांच्याकडील दि.२०/६/२०१६ रोजीच्या पत्रान्वये मौजे बांद्रा, न.भु.क्र.६२९ व मौजे परिघखाडी, न.भु.क्र.८ या मिळकतीबाबत एफआरए प्रमाणपत्र मागणी केल्याबाबत नगर भुमापन अधिकारी, वन अधिकारी, ठाणे व विभागीय वनअधिकारी, कांदळवन संवर्धन घटक, मुंबई यांच्या संपवेत आदिवासी विकास विभाग यांच्याकडील दि.८/१/२०१५ च्या शासन निर्णयास अनुसरून संयुक्तीक स्थळपहाणी करून अहवाल सादर करण्याबाबत कळविण्यात आले आहे.

उपरोक्त प्रकरणी या कार्यालयाच्या दि.१/११/२०१६ रोजीच्या पत्रान्वये विभागीय वनअधिकारी, कांदळवना संवर्धन घटक, नगर भुमापन अधिकारी, बांद्रा, उपवनसंरक्षक ठाणे वनविभाग ठाणे, तहसिलदार अंधेरी व मुंबई मेट्रो रेल कॉर्पोरेशन यांना दि.११/११/२०१६ रोजी सकाळी ११.०० वा. स्थळपहाणीस उपस्थित रहाण्याबाबत कळविण्यात आले होते. दि.११/११/२०१६ रोजी स्थळपहाणीच्यावेळी तहसिलदार अंधेरी, निवासी नायब तहसिलदार, अंधेरी, सहाय्यक वनसंरक्षक ठाणे वनविभाग ठाणे, उपअभियंता मुंबई मेट्रो रेल कॉर्पोरेशन, परिरक्षण भुमापक बांद्रा पूर्व, मंडळ अधिकारी, बांद्रा, तलाठी बांद्रा व तलाठी दांडा उपस्थित होते. सदर जागेची प्रत्यक्ष पहाणी करून सविस्तर पंचनामा करण्यात आला आहे.

मौजे बांद्रा, न.भु.क्र.६२९ पै. व मौजे परिघखाडी, न.भु.क्र.८ पै. हि जागा मुंबई मेट्रो रेलसाठी प्रस्तावित करण्यात आली आहे. सदर जागेच्या पहाणीच्यावेळी मौजे बांद्रा, न.भु.क्र.६२९ पै. या जागेच्या पूर्वेला मिठी नदीचे पात्र (कोलेकल्याणची शिव), पश्चिमेला ज्ञानेश्वर नगर पासून बि.के.सी. रस्त्याला जोडणारा रस्ता, उत्तरेला ज्ञानेश्वर नगर व दक्षिणेला कुर्ल्याला जाणारा बि.के.सी. चा मुख्य रस्ता सदर जागेची पहाणी केली असता त्यावर कांदळवनाची झाडे असून त्यामध्ये कोणत्याही प्रकारचे बांधकाम

नसुन सदर जागेस मुंबई मेट्रो तर्फे पत्र्याचे कुंपन घालण्यात आलेले आहे. तसेच मौजे परिषदाही, न.भु.क्र.८ पै. या जागेच्या पूर्वेला कांदळवन, पश्चिमेला रस्ता व रस्त्याच्या पलिकडे आयकर विभागाचे कार्यालय उत्तरेला बि.के.सी. रोड व दक्षिणेला खाडी असुन सदर जागेवर कांदळवनाची झाडे असुन त्यामध्ये कोणत्याही प्रकारचे बांधकाम नसुन सदर जागेवर तारेचे कुंपण आहे. सदर मिळकती मुंबई मेट्रो रेल प्रकल्पासाठी प्रस्तावित करण्यात आली आहे. सदर जागे व्यतिरिक्त अन्य कोणतीही जागा उपलब्ध नाही.

सहाय्यक आयुक्त, एच पूर्व विभाग यांच्याकडील पत्र क्र. ACHE/22097/AEM दि.10/10/2016 रोजीच्या पत्रासोबत दि.२१/९/२०१६ रोजी पुढील प्रमाणे ठराव मांडला होता. मुंबई मेट्रो - ३ अंतर्गत प्रस्तावित बांद्रा कुर्ला कॉम्प्लेक्स मधील घोषित वनक्षेत्र व वनिकरण करण्याकामी अनुसुचित जमाती व इतर पारंपारिक वनवासी आदिवास पहाणी दरम्यान न आढळल्याने व भुतकाळात असल्यास त्यांचे हक्क आबादित राखण्याबाबत जिल्हाधिकारी कार्यालयाकडून आवश्यक कार्यवाही होत असल्याने त्या अनुषंगाने वनजागेच्या वळती करण्याकामी आवश्यक नाहरकत प्रमाणपत्र निर्गमित करण्याकामी सिम्पलरस करण्याकामी विनंती केली होती. सदरचा ठराव क्रमांक ५४९ दि.२२/९/२०१६ रोजीच्या सभेत मंजूर करण्यात आल्याबाबत कळविण्यात आले आहे.

उपरोक्त प्रस्तावित जागेवर कोणत्याही प्रकारचे अतिक्रमण नाही, त्यामुळे वनहक्क अधिनियमा अंतर्गत आदिवासी पारंपारिक वननिवासी यांचे वैयक्तिक, सामूहिक हक्क दिसुन येत नाही तसेच आदिवासी पारंपारिक वननिवासी यांचे रहते घरासह, लग्नावडीसाठी कोणतेही अतिक्रमण प्रश्नाधिन जागेवर आढळुन आलेले नाही त्यामुळे मुंबई मेट्रो रेल यांनी मागणी केलेले प्रमाणपत्र देण्यास हरकत नसावी असे या कार्यालयाचे मत आहे.

सोबत पाने १ ते ५९ जोडून सादर करीत आहे.



(ब्राबासाहेब पारधे)
उपविभागीय अधिकारी
मुंबई पश्चिम उपनगर

निवासी गोमय नदी निलदा 2 अक्षरी

(2) Kulkarni
11/11/16.

to Mr. M.
Mangalam.
JKIL-CRTG
7045958163

(3) P. S. D. Ch. M.
11/11/16

Gopalakrishna
Rao
JKIL-CRTG
8291814872

(3)

अध्यक्ष वन संरक्षण, ~~महाराष्ट्र सरकार,~~
मुंबई वायव्य संभाग घटक

(4)

Pangshur
11/11/16

W. Leash. Pangashur

अध्यक्ष (अभियंता) मुंबई मेट्रो रेल कॉर्पोरेशन

(5)

Chavhan

परिचालक, भूमापक (वांडा पूर्व)

(6)

N. R. Borkar

(N. R. Borkar)

मंडळ अधिकारी वांडा

(7)

Chandwale
गोदावाडी

(अभियंता वांडा)

नवाडी वांडा

(8)

Shingoo
महाराष्ट्र

(Dastana Shingoo)

नवाडी वांडा



बुहन्मुंबई महानगरपालिका

क्र.सहायक/पु/

/सम(परि.) दि.

L147678195588

022097

Cms/16/1992/LRT

11 OCT 2016

सहायक आयुक्त एच/पूर्व बांधे कार्यालय
बुहन्मुंबई महानगरपालिका,
137 टी.पी.एस.5, दुसरा रोड,
प्रभात कॉलनी, सांताक्रुझ(पूर्व),
मुंबई- 400 055.

प्रति,

निलुधिकासी मुंबई उपनगर,

10 वा मजला, प्रशासकिय इमारत,

शासकिय दसाहत, वांछा (पूर्व),

मुंबई - 400 051.

विषय - Mumbai Metro Line 3 : Certificate for the forest diversion and mangroves restoration at Proposed BKC station.

- संदर्भ - 1. मुंबई मेट्रो रेल कॉर्पोरेशन लि. यांचे पत्र क्र. एसएसआरसीएस/फॉरेस्ट क्लियरन्स/पीसीके-डि/1938 दिनांक 20.08.2016.
2. आदिवासी विकास विभाग, शासन निर्णय क्र. यदका-2015/प्र.क्र.61/का-14 दिनांक 08.09.15.
3. शासन, महसूल व दान विभाग यांचेकडील परिपत्रक क्र.एस-30/2015/प्र.क्र.436/भाग-1/क-3 दि.16.12.2015.
4. या कार्यालयवाचे पत्र क्र. सी/कार्या-2आय/यदका/कावि-805/2015 दिनांक 15.01.2016.
5. क्र.सी/कार्या-2 आय/कावि-325/16 दि.20.07.2016.

उपरोक्त विषयाच्या संदर्भात आपल्या दि.20.07.2016 च्या मा. अतिरिक्त आयुक्त (प.उ.) यांना पाठवलेल्या संदर्भानुसार मुंबई मेट्रो रेल्वे कॉर्पोरेशन लि. यांच्या संदर्भ क्र.1 च्या पत्रान्वये मागणी केलेल्या प्रमाणपत्राबाबत दि.08.09.2015 च्या शासन निर्णयानुसार कार्यवाही करून माहिती सादर करण्याबाबत विनंती करण्यात आलेली आहे.

त्या अनुषंगाने "मुंबई मेट्रो-3 प्रकल्प अंतर्गत प्रस्तावित बांधा कुर्ला संकुलाच्या अंतर्भूत वनक्षेत्र वळती करणे व कोंदळनाचे पुनर्स्थापन करणेबाबत प्रमाणपत्र निर्गमित करणेसाठी एच/पूर्व व एच/पश्चिम प्रभाग समितीची शिफारस मिळणेबाबत सआएच/पूर्व/601 दिनांक 21.09.2016 नुसार ठराव मांडला होता. एच/पूर्व व एच/पश्चिम प्रभाग समितीच्या दि. 22.09.2016 रोजीच्या सभेत चर्चा होऊन तो संमत केलेला आहे. ठरावाची प्रत क्र.म.वि./675/प्र.स. दि.29.09.2016 व मंजुरीची प्रत सोबत जोडली आहे.

सोबत - वरिलप्रमाणे.

LRG

12 OCT 2016

सहायक आयुक्त एच/पूर्व विभाग



बृहन्मुंबई महानगरपालिकेची 'एच/पूर्व' आणि 'एच/पश्चिम' प्रभाग समिती

क्र.म. वि./ ६७७७/प्र.स.,
मुंबई, दि. २२ सप्टेंबर २०१६.

प्रति,
सहाय्यक आयुक्त,
'एच/पूर्व' विभाग.

संदर्भ:- आपला दि. २६.९.२०१६ चा जाप क्र. स.आ./एच/पूर्व/६१८/व्यव/एस.आर.

'एच/पूर्व' आणि 'एच/पश्चिम' प्रभाग समितीच्या गुरुवार, दि. २२ सप्टेंबर २०१६ रोजी भरलेल्या सभेत पुढील ठराव* संमत करण्यात आला, असे मी आपणांस कळवू इच्छिते:-

ज्याचा विषय क्रमांक ८० (सप्टेंबर).

"संदर्भ : आयुक्तांचे दि. २१.९.२०१६ चे पत्र क्र.स.आ./एच/पूर्व/६०१.

ठराव क्रमांक ५४९ ." मुंबई मेट्रो -३ प्रकल्पांतर्गत प्रस्तावित वांद्रे कुर्ला संकुल स्थानकाचे अंतर्भूत यनक्षेत्र यलती करणे व कांदळवनाचे पुनरर्थापन करण्याबाबत आयुक्तांच्या उपरोक्त पत्रातील परिच्छेद १ ते ४ मध्ये नमूद केलेल्या कारणांकरिता सुचविल्याप्रमाणे, शिफारस करण्यात यावी."

दि. ५. १०. १६
महानगरपालिका चिटणिसांकरिता.

*सदर ठराव, 'एच/पूर्व' आणि 'एच/पश्चिम' प्रभाग समितीचा संबंधित सभावृत्तांत कायम होण्यासापेक्ष राहील.



विषय - मुंबई मेट्रो-३ प्रकल्पांतर्गत प्रस्तावित बांद्रा कुर्ला संकुल स्थानकाचे अंतर्भूत वनक्षेत्र वळती करणे व कांदळवनाचे पुनर्स्थापन करणेबाबत प्रमाणपत्र निर्गमित करणेसाठी एच/पूर्व व एच/पश्चिम प्रभाग समितीची मंजूरी मिळणेबाबत.

सिफारस

खाते - सहाय्यक आयुक्त एच/पूर्व विभाग, सहाय्यक अभियंता (परि.) एच/पूर्व विभाग.

1. उपरोक्त विषयाच्या अनुषंगाने मा. जिल्हाधिकारी, मुंबई उपनगर यांच्या कार्यालयाकडून मुंबई मेट्रो-३ प्रकल्पांतर्गत बांद्रा कुर्ला संकुल स्थानकाचे अंतर्भूत वनक्षेत्र वळती करणे व कांदळवनाचे पुनर्स्थापन करणेबाबत प्रमाणपत्र निर्गमित करणेबाबत विनंती करण्यात आली आहे.
2. आदिवासी विकास विभाग यांचेकडील दि. ०३ सप्टेंबर, २०१५ च्या शासन निर्णयानुसार अनुसूचित जमाती व इतर पारंपारिक वननिवासी अधिनियम २००६ व नियम २००८ सुधारणा नियम २०१२ नगरपरिषद / नगरपालिका व महानगरपालिका क्षेत्रात अंमलबजावणी करणेबाबत निर्णय झालेला आहे.
3. नागरी क्षेत्रात वनहक्क कायद्याच्या अंमलबजावणीच्या अनुषंगाने वनहक्क कायदा, वनहक्क नियम व त्या अंतर्गत दिलेले मार्गदर्शन, स्पष्टीकरण यांच्यानुसार ग्रामसभा या संज्ञेचा अर्थ राज्य घटनेच्या कलम २४३(६) अंतर्गत स्थापित केली असल्यास वॉर्ड समिती आणि वॉर्ड समिती स्थापन केली नसल्यास वसाहतीमध्ये आजही वास्तव्य करीत असलेल्या आणि स्पष्टपणे ओळखता येण्यासारखा त्या वसाहतीमधील ग्रीड रहिवाशांचा समूह असा असेल आणि जर असा स्पष्टपणे ओळखता येणारा समूह नसेल तर मोहल्ला सभा किंवा पाडा किंवा टोला यापैकी जो लहान असेल तो असेल. अशा समित्यांकडून हक्क निश्चिती करणे आवश्यक आहे. सदर प्रकल्पांतर्गत बांद्रा (पूर्व) येथील CTS ६२९ मधील १७२८ चौ.मी. व परिघाची खाडी येथील CTS ८ मधील ७४४८ चौ.मी. अशी अंदाजे एकूण ९१७६ चौ.मी. वनक्षेत्र प्रभावित होणार आहे.
4. मुंबई मेट्रो रेल कॉर्पोरेशनच्या प्रस्तावित बांद्रा कुर्ला कॉम्प्लेक्स मेट्रो स्टेशनमधील आवश्यक जागेपैकी मीजे परिघाची खाडी CTS No. ८ हा भाग शासन निर्णय क्रमांक FDL1190/1048/CR-116/F3 दि.१६ मार्च १९९१ प्रमाणे Protected Forest घोषित करण्यात आलेला आहे. ह्या कारणे सदरच्या जागेवर अनुसूचित जमाती व इतर पारंपारिक वनवासी अधिनियम २००६ मधील तरतुदी लागू होतात. त्याप्रमाणे सदर प्रस्तावित मुंबई बांद्रा कुर्ला कॉम्प्लेक्स मेट्रो स्थानकासाठी कांदळवनाचे वनक्षेत्र वळतीकरण करण्याकामी व सदर जागेवर अनुसूचित जमाती व इतर पारंपारिक



वनवासी यांचे हक्कनिश्चितीकरण करणे होते. त्याप्रमाणे सदर जागेवर दि.20.09.2016 रोजी वेळ 11.00 वा. जागेवर प्रत्यक्ष स्थळपाहणी ही वनविभाग व आदिवासी कल्याण विभागाच्या अधिका-यांबरोबर प्रत्यक्ष स्थळ पाहणी करण्यात आली व पहाणी अंती सदर जागेवर कोणत्याही आदिवासी किंवा इतर पारंपारिक वनवासी समूहाचे वास्तव्य असल्याबाबत आढळून आलेले नाही. अद्ययावत सुधारित मुंबई महानगरपालिका अधिनियम 1988 च्या कलम 50 टट नुसार स्थापित झालेल्या एच/पूर्व व एच/पश्चिम प्रभाग समितीच्या मा. जिल्हाधिकारी मुंबई उपनगर यांनी केलेल्या विनंतीनुसार मुंबई मेट्रो-3 अंतर्गत प्रस्तावित बांद्रा कुर्ता कॉम्प्लेक्स मधील घोषित वनक्षेत्र व वनीकरण करण्याकामी अनुसूचित जमाती व इतर पारंपारिक वनवासी अधिवास पहाणी दरम्यान न आढळल्याने व भूतकाळात असल्यास त्यांचे हक्क अबाधित राखण्याबाबत जिल्हाधिकारी कार्यालयाकडून आवश्यक कार्यवाही होत असल्याने त्या अनुषंगाने वनजागेच्या दळतीकरणाकामी आवश्यक ना-हक्कत प्रमाणपत्र निर्गमित करण्यास मुंबई जिल्ह्याकामी विनंती.

महानगरपालिका आयुक्तांकरिता

१८.

२१/०९
MEEHE



Municipal Corporation of Greater Mumbai H East Ward

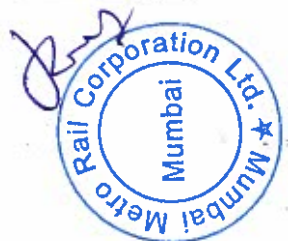
Date : 20.09.2016

Time : 11.00 AM

**Location : Proposed BKC Metro Station Near Income Tax Office Bandra
Kurla Complex .**

**Purpose : Issue of the NOC for the Settlement of the Forest Right Act
2006 for the Proposed Location of the BKC Metro Station for Mumbai
Metro Line 3**

Name	Designation	Representative for
Karen C D Mello	Chair person H east /West	H East /West Ward office
Dr Priyatama S Sawant	Corporater	H East Ward office
Shri Anil P Trimbakar	Corporater	H East Ward office
Er Govind Garule	Ward Executive Engineer	H East Ward office
S.P. Shah	AEMI	H East Ward office
Mrs Seema M Adgaonkar	Range Forest officer	Mumbai Mangroves Cell Department of Forest
Prakash Rathod	Sr Clerk	Tribal Department
Mr Phulmali	Sr DGM (Enviornment)	MMRCL
Nilesh Pangavane	Deputy Engineer	MMRCL



Jitendra R Patil	Forest Consultant	MMRCL
Mr Govari		Ration Office

Minutes of Meeting

Mumbai Metro Rail Ltd Corporation (MMRCL) has applied for the carrying of the Non forest activity for the Construction of the Proposed BKC metro rail Station for Mumbai Metro Line 3. The Proposed Station is Located in Village Parigchi kadhi Survey No 4 CTS No 8 and Village Bandra (East) CTS No 629. MMRCL have applied for the Forest Diversion proposal under Section 2 of the Forest Conservation Act 1980. For the proposal the NOC from the Collector is Mandatory regarding the Settlement of the all Tribal and other traditional Dwellers as per the Forest Right Act 2006. In accordance of the Tribal Department GR NO TR-2015/CR-61/Desk-14 Dated 08.09.2015 the determination of the FRA rights in the Urban area are been vested with the Ward Committee established under the Local body.

For the Confirmation of the any rights under FRA Act 2006 Site Visit was conducted on 20.09.2016 time 11.00 for the verification of the any Tribal settlement or any right in the proposed location of Metro Station.

Accordingly the Representative of the MMRCL showed the site location on the ground. Mangroves Cell Representative stated the Land was Village Parigchi kadhi Survey No 4 CTS No 8 confirmed the land has been declared as the protected forest under the Forest Act 1927 GR No FDL.1190/1048 /CR-116/F3 dated 16.03.1991. Whereas the land of Village Bandra (East) CTS No 629 is been un-notified Forest (Mangroves forest) as per the decision of the Hon Bombay High court.

Currently no Residence or any Settlement were found is in the protected forest land in question, the land been dense mangroves plants and marshy no Human Settlement nor any Rights could be possible. The Ration Office Representative Confirm that no ration cards are issued for the land in question. Also the tribal Representative also confirmed regarding of No Tribal Settlement in the Land in Question.

Hence it was proved that there is no Tribal Rights or other Traditional Dweller Rights as per the FRA Act 2006 on the proposed BKC Metro Station on the Village Parigchi kadhi Survey No 4 CTS No 8 and Village Bandra (East) CTS No 629.



Name	Designation	Representative for	Sign
Karen C D Mello	Chair person H east /West	H East /West Ward office	<i>Bello</i>
Dr Priyatama S Sawant	Corporater	H East Ward office	<i>Priyatama</i>
Shri Anil P Trimbakar	Corporater	H East Ward office	<i>Anil</i>
Er Govind Garule	Ward Executive Engineer	H East Ward office	<i>Govind</i>
S.P. Shah	AEMI	H East Ward office	<i>Shah</i>
Mrs Seema M Adgaonkar	Range Forest officer	Mumbai Mangroves Cell Department of Forest	<i>Seema</i> 20/09/16
Prakash Rathod	Sr Clerk	Tribal Department	<i>Prakash</i> 20/09/16
Mr Phulmali	Sr DGM (Environment)	MMRCL	<i>Phulmali</i> 20-9-2016
Nilesh Pangavane	Deputy Engineer	MMRCL	<i>Nilesh</i> 20/09/16
Jitendra R Patil	Forest Consultant	MMRCL	<i>Patil</i>
Mr Govari	Asst. Rationing officer	Ration Office	<i>Govari</i> 20/9/2016



To
Shri Charan Jeet Singh
Scientist "C"
Ministry of Environment Forest & Climate Change
Regional Office-WCZ, Ground Floor, East Wing
Near Secretariat, Civil Lines
Nagpur -440001

Subject: Translation of FRA Certificate/ Documents in English for Diversion of 0.91 Ha Forest land for Construction of Bandra Kurla Complex (BKC) Metro station for Mumbai Metro Line -III

Reference: 1. Desk -17/Nodal/RS-II/ID-12445(60)/275/16-17 Dated 11.05.2016

2. Proposal No: FP/MH/RAIL/16138/2015

Sir,

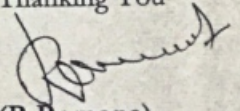
This is in reference to the Proposal forwarded to your office for diversion of 0.91 Ha area of Forest land for construction of BKC Metro station of Mumbai Metro Line -III under forest Conservation Act 1980.

The Compliance of the queries raised vide above referred letter is submitted by the forest Department, Government of Maharashtra. In Addition to the above compliances please find enclosed herewith English Translation of the NOC/Documents (In Marathi) issued by the Collector Mumbai under FRA Act 2006.

It is kindly requested to process the proposal for Grant of Forest Clearance under Forest Conservation Act, 1980.



Thanking You


(R. Ramana)

Executive Director, Planning

C.C

1. The Additional Principal Conservator of Forest / Nodal Officer Forest Department Government of Maharashtra, Nagpur for Necessary Action Please.
2. Chief Conservator of Forest (Mangroves Division) Bandra for Necessary Action Please.
3. Divisional Forest Conservator (Mangroves Division) Bandra for Necessary Action Please

Office of the Collector, Mumbai Suburban District

Administrative Building, 10th Floor, Government Colony, Bandra (E), Mumbai-51

Office: 26556799 Fax : 26556808 Email: collectormsd@gmail.com

No. C/Desk-21/WS-325/16

Date : 18/11/2016

FORM-I

For Linear project

Government of Maharashtra

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forest (MOEF) Government of India letter No.11-9/98-FC(pt) dated 3 rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of right under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition Of Forest Rights) Act 2006 (FRA for short) on the forest land proposed to be diverted for non-forest purpose read with MoEFS' issued letter dated 5th feb 2013 wherein MoEF certain relaxation in respect of linear projects ,it is certified that **9176 Sq.M** of forest land proposed to be diverted in favour of **Mumbai Metro Railway Corporation Limited** for **Bandra Kurla Complex Metro Railway Station** in Mumbai Suburban district falls within jurisdiction of **CTS – No. 629 of Village Bandra & CTS No.8 of village ParighKhadi in Andheri tahsil.**

Land detail

Sr.No	Village	Taluka	CTS NO.	Area in Sq.M
1	Bandra	Andheri	629	1728
2	Parighkhadi	Andheri	8	7448
	Total			9176

It is futher certified that:-

- The complete process for identification and settlement of right under the FRA has been carried out for the entire **9176 Sq.M** of forest area proposed for diversion. A copy of records of all consultation and meeting of the Forest Right Committee (Ward samiti) are enclosed as Annexure -01
- The diversion of forest land for facilities managed by the Government as required under section 3(2) of the FRA have been completed and ward samiti have given their consent to it.
- The Proposal does not involve recognized rights of Primitive Tribal Groups and Pre-agricultural communities

Note : This certificate is issued on the basis of enquiry report of Sub-Divisional Officer, Mumbai Western suburban bearing No.Kra.UVla/Ka-5/Kavi-1669/2016 Dated 16/11/2016 (Copy enclosed)



(Deependra Singh Kushwah)
Collector Mumbai Suburban

Copy To : Executive Engineer, Mumbai metro rail corporation limited, MMRDA building, plot no R-13,E block, BKC, Bandra (E.) Mumbai-51

Office of the Sub-Divisional officer, Mumbai western suburb
Administrative building, 9th floor, Government Colony, Bandra (W), Mumbai-400 059

To
Hon'ble District collector
Mumbai Suburban Dist.

Sub:-Submission of Inspection Report.

Ref:-Your letter noc/office-2 l/kv-982/16 dtd 9/11/2016

Sir,

In response to seeking of FRA certificate by Mumbai Metro Rail corporation vide letter dtd 20/6/2016 in respect of land at Mouje Bandra bearing plot Number 629 and Mouje Parighkhadi bearing plot number 8, a joint site inspection report along with Land measurement officer, forest officer Thane, and Divisional Forest officer, Mangroves conservation cell, Mumbai is sought. Vide your above referred letter in accordance with Tribal Development department Government Resolution dtd.8/1/2015

In the said matter this office vide letter dtd 9.11.2016 had communicated to Divisional forest Officer, Mangroves conservation Cell, Land measurement officer Bandra, Dy. Conservator of forest Thane, Thane forest Division, Tahsildar Andheri and Mumbai Metro Rail Corporation to remain present for site inspection on 11/11/2016 at 11.00am. During site inspection on 11/11/2016 Tahsildar Andheri, Resident Nayab Tahsildar Andheri, Assistant conservator of forest Thane, Thane forest Division, Dy. Engineer Mumbai Metro Rail Corporation, Land surveyor Bandra (E), Circle officer Bandra, Talathi Bandra and Talathi Danda were present. Detailed Panchnama is prepared after inspection of the site.

The land at Bandra bearing plot no 629(part) and Parigh khadi bearing plot no 8(Part) has been proposed for Mumbai Metro rail. During inspection of the site at Mouje Bandra, plot no 629(Part), there observed a Mithi River stretch on east side (Boundary of Kolkalyan), Road from Dnyaneshwar nagar connecting to BKC road on west side, Dnyaneshwar nagar on North side and main road of BKC going to Kurla on south side. After inspection of the said site mangroves vegetation observed there but no construction is there and the fencing of the site with Tin shed is done by Mumbai Metro. And, on the east side of Mouje Parighkhadi bearing survey No 8(part) is mangroves vegetation, on the west side road and office of the Income Tax dept. beyond the road, on the north side BKC road and creek is on south side of Mouje Parighkhadi. There are mangroves at the said site but no construction observed and wire fencing is done around the site. Said land is proposed for Mumbai Metro rail project. No other land is available except this.



Following resolution was placed on 29/9/2016 along with Assistant commissioner, H/E ward's letter no ACHE/22097/AEM dtd 10/10/2016 .It was requested for issuance of NOC for diversion of forest land as scheduled tribes and other traditional forest resident, tribal were not observed in the declared forest area of proposed Bandra kurla complex under Mumbai Metro 3 project and if observed to be in the past the District collector office would be taking necessary actions to safeguard their Rights. Said resolution no 549 passed in the meeting held on 22/9/2016 has been informed.

There is no encroachment at the above cited proposed site and therefore there are no individual, community rights of tribal, traditional forest residents under Forest rights act. Also, there is no encroachment of tribals, traditional forest residents for residential houses, cultivation at the site under question and therefore, this office is of the opinion that there is no objection to issue certificate as demanded by Mumbai Metro rail.



Sd/-
(Babasaheb Pardhe)
Sub Divisional officer
Mumbai western suburb

Brihanmumbai Mahanagarpalika

No.SAH/E/022097/SA(PR) dtd.

Office of Assistant commissioner/E ward
BrihanmumbaiMahanagarpalika
137, T.P.S 5,2nd road
Prabhat colony, Santacruz (E)
Mumbai-400 055
10th oct.2016

To,

District collector, Mumbai Suburban
10th floor, Administrative Bldg.
Government colony, Bandra(E)
Mumbai-400 051

Sub- Mumbai Metro line3: Certificate forthe forest diversion and mangroves restoration at proposed BKC station.

Ref- 1. Mumbai Metro rail corporation ltd letter no MMRCL/forest clearance/pck-v/1938 dtd.20.06.2016

2. Tribal Development department, Government resolution No.VHK-2015/P.K.61/k-14 dtd.8.9.2015.

3. Revenue and forest department circular no.s-30/2015/p.k436/par-1/f-3 dtd16.12.2015

4. This office letter no C/off-2 I/forest rights/kv-805/2015 dtd 15.01.2016

5. No. C/off-2 I/kv-325/16/dtd 20.07.2016

With reference to above cited subject it has been requested vide your letter dtd 20.07.2016 sent to Additional commissioner (W.N) to submit the information as per government resolution dtd 8.9.2016, in reference to the certificate requested by Mumbai Metro Rail corporation ltd vide letter under reference 1.

Accordingly, resolution was placed as per SAH/E/601 dtd 21.9.2016 to obtain recommendations of H/E and H/W ward committee for issuance of certificate for diversion of forest land of Bandra kurla complex under Mumbai Metro-3 project and restoration of mangroves. Resolution has been passed in the meeting of H/E and H/W ward committee held on 22.9.2016.Copy of resolution no MC/675/PS dtd29.9.2016 and sanction copy is enclosed.



Sd/-
Assistant commissioner H/E ward

'H/E' and 'H/w' Ward committee of Brihanmumbai Mahanagarpalika.

No. M.C/675/P.S

Mumbai, Date 29th September

To

Assistant commissioner
'H/E' ward.

Ref:- Your Memo no S.a./H/E/618/Vy.Y/S.R

I would like to communicate that following Resolution has been passed in the 'H/E' and 'H/W' ward committee meeting held on 22nd September 2016.

Additional subject. No 80(September)

"Ref:Commissioner letter no S.A/H/E/601 dtd. 21.9.2016

Resolution no 549. "Resolved to make recommendations as suggested in para 1 to 4 of commissioner's above referred letter for diversion of forest land of Bandra Kurla Complex of Mumbai Metro -3 project and restoration of mangroves."

Sd/-

Mahanagarpalika secretary

*Said resolution of 'H/E and 'H/W' committee meeting confirmed

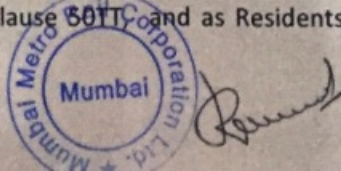


A handwritten signature in blue ink, appearing to be 'Ramesh' or similar, written over the stamp.

Sub: To obtain recommendation of H/East and H/west ward committee for issuance of certificate for diversion of forest land of Bandra – Kurla Complex under Mumbai Metro 3 project and reestablishment of mangroves

Department: - Assistant commissioner H/East Division, Assistant Engineer (PR.)
H/east Division

1. With reference to cited subject district collector suburban has requested for issuance of certificate for diversion of forest land of Bandra – Kurla Complex under Mumbai Metro – 3 project.
2. As per Tribal Development Department Government resolution dated 08th September, 2015, decision has been made to implement scheduled tribes and other traditional forest residents act 2006 and rule 2008, amended rule 2012 in municipal councils and Municipal corporation area.
3. As per forest rights act , forest rights rule and the guidelines / clarification mentioned therein in order to implement forest right act in urban area, the definition of Gram Sabha means the ward committee if it has been constituted as per article 243 (s) of the constitution and if ward committee is not constituted, then meaning of Gram Sabha will be the group of senior citizens of the area who can be recognised clearly and are still living in the area and if such group of senior citizens cannot be clearly recognised, in that case Mohlla Sabha or Pada or Tolla which ever will be less will be the Gram Sabha. It is necessary to determine the rights from such committees. Under the said project area of 1728 sqm of CTS No. 629 of Bandra East and area of 7448 sqm of CTS No. 8, such total forest area of 9176 sqm will be under impact.
4. Out of total land area required of proposed Bandra –kurla Complex Metro station of Mumbai Metro Rail Corporation, the CTS No. 8 of Parigh Khadi has been declared as protected forest as per Government regulation No. FDL1190/1048/CR-116/F3, Dated 16th March, 1991. Due to this provisions of schedule tribe and other traditional forest rights act 2006 are applicable to the said land. Similarly, the rights of schedule tribes and other traditional residents has to be determine for the diversion of mangroves forest land of proposed Bnadra – kurla complex Metro station area. The site inspection has been carried out on 20.09.2016 at 11:00 am at the said land along with the officers of Forest Department and Tribal Welfare Department and it is observed that there is no establishment of any tribes and other traditional forest residents groups. As per the request of H/ East and H/West ward committee of District collector suburban constituted as per updated, amended Bombay Municipal corporation act 1988, clause 50TT and as Residents / Establishment of schedule



tribes and other traditional forest residents are not observed during the visit and if they were observed to be in the past, the district collector would be taking the necessary action, it is requested for issuance of necessary NOC for diversion of forest land of proposed Bandra – Kurla Complex declared forest area under Mumbai Metro 3 project.

Sd/-

For Commissioner Corporation



A handwritten signature in blue ink, written in a cursive style, positioned to the right of the circular stamp.