



**Office of the Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State**

**Additional Principal Chief Conservator of Forests and Nodal Officer,  
Maharashtra State, Nagpur**

**First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001  
Tel no. (0712) 2556916, Fax no. (0712) 2550675**

**Certified by ISO  
9001:2015**

**E-mail- apccfnodal@mahaforest.gov.in Website: www.mahaforest.gov.in**

**Sub.:-** Diversion of 7.65 ha forest land in favour of National Authority of India (NHA) for development and operation of four/six laning of Bodhare (Km 390.000) to Dhule (Km 452.800) section of NH-211 (New NH No 52) at Village-Borvihar & Narvhal Tal-Dhule in Dhule District in the State of Maharashtra regarding.

No. : Desk-17/NC/II/ID 12655/(30)/ **532**/2020-21  
Nagpur – 440 001, Dated: **24/09/2020**

To,

The Deputy Director Genereal Forests (Central),  
Government of India, Ministry of Environment, Forests & Climate Change,  
Regional Office (WCZ), Ground Floor, East Wing,  
New Secretariat Building, Civil Lines,  
Nagpur 440001

**Ref:-** GOI letter No FC-II/MH-98/2018-NGP/4899 dated 05/02/2019.

**c/152**

Sir,

The Central Govt has accorded in-principle approval for the subject proposal under section 2 (ii) of the Forest (Conservation) Act, 1980, subject to fulfillment of the conditions mentioned in the letter dated 05/02/2019 under reference (1). The Chief Conservator of Forests, (T), Dhule vide letter dated 27/08/2020 has submitted the compliance report, which is furnished as under:-

**c/562**

Condition No .	Condition	Compliance
i	Legal status of the diverted forest land shall remain unchanged.	The User Agency has submitted the undertaking which is enclosed as <b>Annexure-1</b> <b>c/538</b>
ii	Compensatory afforestation over 15.30 ha degraded forest land, twice in extent to the forest land being diverted, shall be raised and maintained by the State Forest Department at the cost of the User Agency.	Compensatory afforestation over 15.30 ha degraded forest land at Compt No 327 at Village Bendrepada, Tal & Distt-Dhule will be carried at the cost of User Agency. The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 which included Rs. 83,56,493/- towards the cost of Compensatory afforestation . Copy of Remittance Proforma is enclosed as <b>Annexure-2</b> <b>c/536-528</b>



iii	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation, at the current wage rate, to the State Forest Department. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 which included Rs. 83,56,493/- towards the cost of Compensatory afforestation. Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> C/536-528																					
iv	The State Government shall charge the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard.	The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 which included Rs. 47,88,900/- towards the cost of Net Present Value. Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> C/536-528																					
v	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-3</u> C/526																					
vi	All the funds received from the user agency under the project, except the funds realized for regeneration/demarcation of safety zone, shall be transferred to CAMPA through e-challan in the Savings Bank Account pertaining to the State concerned.	<p>The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 and Rs. 53,13,000/- vide UTR No P20081808120171 dated 18/08/2020 as per details mentioned below :-</p> <table border="1"> <thead> <tr> <th>Ser No</th><th>Item</th><th>Amount</th></tr> </thead> <tbody> <tr> <td>1.</td><td>CA</td><td>83,56,493/-</td></tr> <tr> <td>2.</td><td>NPV</td><td>47,88,900/-</td></tr> <tr> <td>3.</td><td>Demarcation &amp; Pillars</td><td>2,96,035/-</td></tr> <tr> <td>4.</td><td>Soil Conservation</td><td>23,40,000/-</td></tr> <tr> <td></td><td>Total</td><td>1,57,81,428/-</td></tr> <tr> <td>5.</td><td>Bird Nest</td><td>53,13,000/-</td></tr> </tbody> </table> <p>Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> C/536-528</p>	Ser No	Item	Amount	1.	CA	83,56,493/-	2.	NPV	47,88,900/-	3.	Demarcation & Pillars	2,96,035/-	4.	Soil Conservation	23,40,000/-		Total	1,57,81,428/-	5.	Bird Nest	53,13,000/-
Ser No	Item	Amount																					
1.	CA	83,56,493/-																					
2.	NPV	47,88,900/-																					
3.	Demarcation & Pillars	2,96,035/-																					
4.	Soil Conservation	23,40,000/-																					
	Total	1,57,81,428/-																					
5.	Bird Nest	53,13,000/-																					
vii	Details on progressive CA done till date in the Division is not mentioned by DCF concerned in his Part-II. Revised Part-II mentioning the above mentioned information shall be submitted along with the Stage- I compliance report.	The Deputy Conservator of Forests Dhule submitted the Revised copy of Part-II mentioning the progressive CA done till date in the Division is enclosed as <u>Annexure-4</u> C/524-51																					
viii	The User Agency shall obtain the Environment Clearance as per the provisions of the Environmental	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-5</u> C/516																					



ix	The boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar.	The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 which included Rs. 2,96,035/- towards the cost of demarcation and boundary Pillars. Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> C/536-528
x	The User Agency shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years, Three tier plantations shall be done on the either side of the express way and in the median as per the existing norms. Selection of species to be planted and afforestation of the same shall be done in consultation with the State Forest Department/FDCM Limited at the project cost. A plan, along with plantation design shall be submitted along with the Stage - I compliance report.	The User Agency has submitted the strip plantation plan alongwith design which is enclosed as <u>Annexure-6</u> . Also undertaking submitted by User Agency is enclosed as <u>Annexure-7</u> C/514-512 C/510
xi	The reclamation of quarry should be done under the supervision of the State Forest Department. The quarry shall be reclaimed and afforested completely before the project is closed.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-8</u> C/508
xii	Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-9</u> C/506
xiii	The User Agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-10</u> C/504
xiv	The User Agency, if required, shall undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department. A Plan on the same shall be submitted along with the compliance report of the Stage-I approval.	The User Agency has deposited total Rs. 1,57,81,428/- in Adhoc CAMPA vide RTGS No SYNBR92019021600236978/MAHARASHTRA CAMPA dated 16/02/2019 which included Rs 23,40,000/- towards the cost of comprehensive soil conservation measures. Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> C/536-528  The Deputy Conservator of Dhule submitted the Plan of comprehensive soil conservation prepared by Range Forest Officer Dhule which is enclosed as <u>Annexure-11</u> C/502-378
xv.	The designing 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 does not hamper movement of wild animals.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-12</u> C/376



xvi	No labour camp shall be established on the forest land.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-13</u> c/374
xvii	The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-14</u> c/372
xviii	The forest land shall not be used for any purpose other than that specified in the proposal.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-15</u> c/370
xix	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-16</u> c/368
xx	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-17</u> c/366
xxi	No damage to the flora and fauna of the adjoining area shall be caused.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-18</u> c/364
xxii	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-19</u> c/362
xxiii	Ex-situ conservation of endemic species of flora/fauna lost/disturbed in the process of execution of the project may be ensured.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-20</u> c/360
xxiv	No work after sunset and before sunrise should be carried out inside the Eco-Sensitive Zone and forest area.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-21</u> c/358
xxv	Alignment of road passing through the forest patch should be provided with appropriate underpasses points to ensure safe movement of wildlife across the expressway. Provision of guided fencing may be provided at the crossing points to guide the wildlife to cross the expressway through the underpasses points. Location of underpasses shall be fixed in consultation with the PCCF (Wildlife), Maharashtra. Details of the same shall be submitted along with Stage-I compliance report.	The User Agency has submitted that the provision for underpasses for the work of 4 laning of the the project stretch. The User Agency has submitted the details of under passes which is enclosed as <u>Annexure-22</u> c/355-354
xxvi	Felling of trees shall be restricted to 1518 trees. Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-23</u> c/352
xxvii	Maximum number of trees up to 60 Cm girth proposed to be felled may be translocated by the State Government at the cost of the User Agency.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-24</u> c/350



xxviii	The User Agency in consultation with the State Government shall create and maintain alternate habitat/home for the avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project. A scheme will be submitted along with Stage-I compliance.	The User Agency has deposited Rs. 53,13,000/- in Adhoc CAMPA vide RTGS No 150786134842844 and UTR No P20081808120171 dated 18/08/2020 towards the cost of Bird Nests. Copy of Remittance Proforma is enclosed as <u>Annexure-2</u> c/536-528
xxix.	The State Government shall ensure that settlement of rights, in terms of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, if any, has been completed in accordance with the Guidelines issued by the MoEF & CC in this regard. Supporting documents in the form of copies of the resolutions of the concerned Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) recording their consent for the proposal and bearing signature of the participants have not been submitted. In addition to this, copies of record of proceedings of the Forest Rights Committee, Sub Divisional Level Committee(s) may also be submitted along with Stage-I compliance report	The User Agency has submitted the FRA-2006 Certificate dated 27/07/2018 issued by Collector Dhule alongwith all supporting documents which is enclosed as <u>Annexure -25</u> c/346-224
xxx	In the patches of forest land involving construction of bridges, storage of construction material shall be undertaken within the RoW sought for diversion. No forest land shall be used for storage of construction material.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-26</u> c/222
xxxi.	Adequate sound barriers may be erected at the cost of the User Agency by the State Government along the portion of the road passing through the Eco-Sensitive Zone.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-27</u> c/220
xxxii	Vehicles and Officials of the State Forest Department should be allowed free access on the road passing through the Forest area without any sort of fee/toll.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-28</u> c/218
xxxiii	Space at cost of project authority should be provided by the User Agency at nodes indicated by the Forest Department to facilitate setting of forest check Nakas by the Forest Department. Detail of the same, along with locations shall be submitted along with the compliance of Stage-I approval.	The User Agency has submitted that the space for Check Naka will be provided at Km 443.200 as indicated by Forest Department alongwith sketch of location is enclosed as <u>Annexure-29</u> c/216-214



xxxiv	Afforestation to be done as per the norms of construction of roads along the road on either side or / and in the median shall be allocated for completion / maintenance by Forest Department / F.D.C.M Ltd., on a project basis.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-30</u> c/212
xxxv	The use of chemicals & explosive shall be prohibited inside the Eco-Sensitive Zone.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-31</u> c/210
xxxvi	The User Agency shall submit six monthly self-compliance reports as on 1 st January and 1 st July of every year to this office as well as to the Nodal Officer of the State.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-32</u> c/208
xxxvii	The State Government shall monitor compliance of Forest Clearance and shall submit in this regard yearly report as on 31 st December of every year.	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-33</u> c/206
xxxviii.	Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation. Protection and development of forests & wildlife	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-34</u> c/204
xxxix.	The User Agency and the State Government shall ensure compliance to provisions of the all Act, Rules Regulations, Guidelines and Court/ Tribunal directions for the time being in force, as applicable to the project; a nd	The User Agency has submitted the undertaking which is enclosed as <u>Annexure-35</u> c/202
x1	Grant of working permission to the extant proposal may be considered by the State Government in accordance with the provisions as contained in the MoEF & CC 's Guidelines dated 28.08.2015	Noted

2. In view of the above facts, it is requested that Government of India may kindly be moved to issue approval order under section – 2 of the Forest (Conservation) Act, 1980 as early as possible.

**Encls : As above**

(Sanjeev Gaur)

Additional Principal Chief Conservator of Forests  
& Nodal Officer S.D. Wadhwa

Copy submitted to The Principal Secretary (Forest), Revenue & Forest Department, Mantralaya, Mumbai for information please.

Copy to Chief Conservator of Forests (T) Dhule

Copy to Deputy Conservator of Forests, Dhule Division

Copy to Project Director, National Highway Authority of India, S No 10/2, Plot No 11 Mansaram Nagar, Near Circuit House, Dhule for information.

(Sanjeev Gaur)

Additional Principal Chief Conservator of Forests  
& Nodal Officer