



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

Additional Principal Chief Conservator of Forests & Nodal Officer, 1st Floor, B Wing
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No.Desk-17/Nodal/Amravati/ID-12828/ 1177/2021-2022
Nagpur - 440 001, Date: 09/10/2021

To,

The Deputy Director General (Central)
Ministry of Environment, Forests and Climate Change,
Regional Office, Ground Floor, East Wing,
Civil Lines, Nagpur-440001

Sub:- Forest land Buldhana

Diversion of 17.04 ha .Forest land for rehabilitation and up gradation of Malkapur –Buldhana-Chikhali-Deulgaonraja-Jalna NH-753A Road ,section I from Chikhali to TakarkhedaBhagile from chainage km68.900 to km 108.500 and section II, TakarkhedBhagile to JalnaChainage km 108+500 to km 153+160 to four line with paved shoulder in the State of Maharashtra.

- Ref:-**
- 1) Government of India, letter No. F.No.FC-II/MH-137/2021-NGP/7824,dtd 16/02/2021.
 - 2) The Chief Conservator of Forests (T), Amravati letter No.Desk-4/Land/Proposal/ C.No.855/1/435, dtd 23/09/2021.

Sir,

Government of India, Ministry of Environment, Forests and Climate Change, Regional Office, Nagpur conveyed the 'in-principle' approval for diversion of 17.04 ha .Forest land for rehabilitation and up gradation of Malkapur –Buldhana-Chikhali-Deulgaonraja-Jalna NH-753A Road ,section I from Chikhali to TakarkhedaBhagile from chainage km68.900 to km 108.500 and section II, TakarkhedBhagile to JalnaChainage km 108+500 to km 153+160 to four line with paved shoulder in the State of Maharashtra .The compliance report of the conditions of in-principle approval was furnished vide letter dt.16/02/2021.

Sr.No.	Conditions laid down by Central Government letter dt.16/02/2021	Compliance
i.	Legal status of the forest land shall remain unchanged.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.I)
ii.	<u>Compensatory Afforestation</u>	
a.	Compensatory afforestation shall be taken up by the Forest Department over 34.08 ha Degraded Forest Land at Gut no.290 at village-Hivarkhed ,Thesil-Khamgaon, Dist-Buldhana at the cost of the user agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Buldhana District shall be planted and monoculture of any species may be avoided.	Compensatory afforestation will be taken up by the Forest Department over 34.08 ha Degraded Forest Land at Gut no.290 at village-Hivarkhed ,Thesil-Khamgaon, Dist-Buldhana In this regard the User Agency has deposited an amount of Rs.2,34,31,286/- toward the cost of Compensatory Afforestation and Rs. 14,48,920/- toward cost of Additional Compensatory Afforestation Ad-hoc CAMPA, Maharashtra. The copy of the same is enclosed herewith as (Annexure No.II)
iii.	The cost of compensatory afforestation at the prevailing wages rates as per compensatory afforestation scheme and the cost of survey, demarcation and	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.III)



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	erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;	
iv	NPV	
a.	The State Government shall charge the Net Present Value(NPV) for the 17.4 ha forest area to be diverted under this proposal from the User Agency as per the order of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008, and 09/05/2008 in IA No.566 in WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-11998-FC (pt.II) dated 18/09/2008, as well as letter No .5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard .	The User Agency has deposited an amount of Rs.1,06,67,040/- toward the cost of Net Present value in Ad-hoc CAMPA, Maharashtra. The copy of the same is enclosed herewith as (Annexure No.IV)
b.	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 report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect,	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.V)
v	User agency shall restrict the felling if 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. Maximum numbers of trees in outer ROW will be kept intact. A detailed report in this regard shall be submitted to IRO ,MoeF&CC along with state-I compliance report	The User Agency has deposited an amount of Rs.2,87,989/- toward the cost of Felling of trees to Deputy Conservator of Forests, Buldhana Forest Division, Buldhana account vide DD No.994002 dt.19/07/2021. The copy of the same is enclosed herewith as (Annexure No.VI)
vi	All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (https://parivesh.nic.in/).	The total amount of Rs. 3,55,47,246/-has been deposited by User Agency in Ad-hoc CAMPA Maharashtra State, Account No. 150786140431277. The copy of the same is enclose herewith as (Annexure-II). The details are as below –

		Sr. No	Particulars	Amount transferred to Ad-hoc CAMPA (Rs.)	Details of amount transferred
		1	Cost of towards Compensatory Afforestation	Rs.2,34,31,286/-	UBIM09037 10, dated 09/04/2021
		2	Addl.CA	Rs.14,48,920/-	RTGS No.5202107 2065595884, dated 20/07/2021
		3	NPV	Rs. 1,06,67,040/-	UBIM09037 10, dated 09/04/2021
		Total amount		Rs. 3,55,47,246/-	
vii	The complete compliance of the FRA,2006 shall be ensured by way of prescribed certificate from the concerned District Collector	The User Agency has submitted the certificates of Collector, Buldhana under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act, 2006 issued vide letter No. Rev/Vanhak/A.K./W.S.1020/2021, dated 16/07/2021 in prescribed format (Form-I) as per Government of India latest guidelines dated 05/07/2013. A copy of the same is enclosed herewith as (Annexure No. VII)			
viii	Action against violation shall be undertaken as per the provision made under para 1.21 of Handbook of the Forest Conservation Act,1980 published in 28/03/2020 Further, a formal enquiry shall be conducted by State Forest Department as per the provisions made under para 1.21 of Handbook of Forest Conservation Act, 1980 published in 28/03/2020. A detail report in this regard shall be submitted to Regional Office and same shall be placed before REC for further consideration.	The Deputy Conservator of Forest, Buldhana Forest Division, Buldhana has submitted details of POR. The copy of the same is enclosed herewith as (Annexure No.VIII) . This office has informed to Chief Conservator of Forests (T), Amravati vide letter No. No.Desk-17/Nodal/Amravati/ID-12828,dated 09/10/2021 to submit action taken report as per para 1.21 of Handbook of Forest Conservation Act, 1980 published in 28/03/2020. The report shall submit shortly.			
ix	State Forest Department shall undertake avenue plantation as per IRC Norms at the cost of User Agency;	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.IX)			
x	Speed regulation signage will be erected along the road at regular intervals in the protected Areas/Forest Areas.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.X)			

xi	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 impact of Linear infrastructure on wildlife, published in 2016.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XI) P/152
xii	To improve the Forest/Trees cover and to reduce pollution, as mandated in National Forest policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency shall develop a separate nursery at one or more place to raise at least 25,000 seedlings of forestry species along with bamboo, fruit bearing medicinal ornamental and indigenous/local every year. At least 50% of seedlings to them free of cost. A compliance report including species wise details of seedlings raised, location of plantation area and details of villagers whom seedlings have been distributed need to be prepared every six months and submitted to Regional Office of MoEF&CC;	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XII) P/151
xiii	User Agency shall obtain Environmental Clearance as per the provision at the Environment (Protection) Act, 1986, if applicable	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XIII) P/150
xiv	The layout plan of proposal shall not be changed without prior approval of Central Government.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XIV) P/149
xv	No labour camp shall be established on the forest land;	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XV) P/148
xvi	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 sources or alternate fuel.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XVI) P/147
xvii	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the direction of the concerned Divisional	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XVII) P/146

	Forest Officer.	
xviii	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 an undertaking. The copy of the same is enclosed herewith as (Annexure No.XVIII) P/145
xix	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 of project life, whichever is less.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XIX) P/144
xx	The forest land shall not be used for any purpose other than that specifies in the project proposal	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XX) P/143
xxi	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies department or person without prior approval of Gov. of India	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XXI) P/142
xxii	Violation of any of these conditions will amount to violation of Forest (Conservation) act-1980 and action would be taken as per the MoEF&CC Guidelines F. No.11-48/2017-FC, dt. 29/01/2018.	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XXII) P/141
xxiii	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;	The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure No.XXIII) P/140
xxvi	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in	The condition will be followed by the User Agency. P/139

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

Encl:-As above

Yours sincerely,

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy submitted to: The Principal Chief Secretary (Forests), Revenue & Forest Department, Mantralaya
Mumbai-32 for information.

Copy for information:

1. The Chief Conservator of Forests (T.), Amravati.
2. The Deputy Conservator of Forests, Buldhana Division Buldhana.
3. The Executive Engineer, National Highway Division, Public Works Division, Akola