



भारत सरकार  
GOVERNMENT OF INDIA  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE  
समन्वित क्षेत्रीय कार्यालय  
INTEGRATED REGIONAL OFFICE  
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**BY SPEED POST**  
F.No.4-KRB1232/2020-BAN/  
Dated the 12<sup>th</sup> October, 2020

To

The Additional Chief Secretary to Government of Karnataka,  
Forest, Ecology & Environment Department,  
M.S. Building, Dr. Ambedkar Veedhi,  
Bangalore – 560 001.

Subject: Diversion of 4.6038 ha. of forest land in Sy.No. 10, Wadnahalli village (0.9664 ha) and Sy.No. 163, Yargala village (3.6374 ha), Hatthakuni Hobli, Yadgir Taluk & District for widening to two/four lane with paved shoulders from Chittapur Cross to Yadgir Bypass (CH.34.000 to CH.70.900) of National Highway NH-150 (Gulbarga-Wadi-Yadgir Section) in favour of Executive Engineer, National Highways Division, Public Works, Ports & Inland Water Transport Department, Kalaburgi -reg.

Sir,  
I am directed to refer to the State Government's letter No.FEE 16 FLL 2020 dated 02/03/2020 and 19/09/2020 seeking prior approval of the Central Government under Section'2' of the Forest (Conservation) Act, 1980 for the above project.

After careful examination of the proposal of the State Government, the Central Government hereby conveys the in-principle approval (**Stage-I**) for the diversion of 4.6038 ha. of forest land in Sy.No. 10, Wadnahalli village (0.9664 ha) and Sy.No. 163, Yargala village (3.6374 ha), Hatthakuni Hobli, Yadgir Taluk & District for widening to two/four lane with paved shoulders from Chittapur Cross to Yadgir Bypass (CH.34.000 to CH.70.900) of National Highway NH-150 (Gulbarga-Wadi-Yadgir Section) in favour of Executive Engineer, National Highways Division, Public Works, Ports & Inland Water Transport Department, Kalaburgi, subject to fulfillment of the following conditions:-

1. The legal status of forest land shall remain unchanged.
2. The boundary of the forest land to be diverted shall be suitably demarcated on ground at the cost of User Agency as per the directions of concerned Divisional Forest Officer.
3. The non-forest land proposed for CA over an extent of 9.21 ha. at Sy.No. 172, Goudagera village, Balichakra Hobli, Yadgir Taluk & District, shall be transferred



and mutated in the name of Forest Department and notified as RF/PF prior to Stage-II approval. A copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the State Forest Act as the case may be, will be submitted by the State Government prior to Stage-II approval.

4. The cost of raising Compensatory Afforestation over an extent of 9.21 ha. of Government land in Sy.No.172, Goudagera village, Balichakra Hobli, Yadgir Taluk & District, shall be realized from the User Agency.
5. The State Government shall charge the Net Present Value of the diverted forest land of 4.6038 ha. from the user agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.
6. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the user agency. The user agency shall furnish an undertaking to this effect.
7. All the funds received from the user agency under the project shall be transferred /deposited to CAMPA fund only through (<https://parivesh.nic.in/>).
8. The 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.
9. The State Government shall complete settlement of rights, in term of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006, if any, on the forest land to be diverted and submit the documentary evidence as prescribed by this Ministry in it's letter No. 11-9/1998-FC dated 3<sup>rd</sup> August 2009 read with 05.07.2003, in support thereof.
10. The User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms, wherever possible.
11. Speed regulating signage shall be erected along the road at regular intervals in the forest areas.
12. User Agency shall obtain the Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
13. The layout plan of the proposal shall not be changed without prior approval of Central Government.



14. No labour camp shall be established on the forest land.
15. Sufficient firewood, preferably alternate fuels, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or Forest Development Corporation or any other legal source of alternate fuel.
16. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
17. The forest land shall not be used for any purpose other than i.e. specified in the project proposal. The total forest area utilized for the project shall not exceed 4.6038 ha.
18. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
19. 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.
20. The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>).
21. Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.
22. 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 Guideline F.No.11-42/2017-FC dated 29/01/2018.
23. The State Government and user agency shall comply the provisions of the all Acts, Rules, Regulations, Guidelines, NGT order & Hon'ble Court Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

After receipt of the compliance report on the above conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years. The forest land shall not be transferred to the User Agency prior to the issue of final approval.

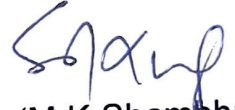
Yours faithfully,

  
(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

Copy to:-

1. The Principal Chief Conservator of Forests (HoFF), Forests Department, Govt. of Karnataka, Aranya Bhavan, 18<sup>th</sup> Cross, Malleswaram, Bangalore – 560 003.
2. The Principal Chief Conservator of Forests (FC) /Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt. of Karnataka, Aranya Bhavan, 18<sup>th</sup> Cross, Malleswaram, Bangalore – 560 003.
3. The Executive Engineer, National Highways Division, Public Works, Ports & Inland Water Transport Department, Vidyanagar, Kalaburgi -585 103.
4. Guard file.



(M.K. Shambhu)

Deputy Inspector General of Forests (Central)

7/c 12/10/2020