

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, IFS,
Principal Chief Conservator of Forests
(Head of Forest Force),
Telangana, "AranyaBhavan",
Saifabad, Hyderabad.

To
The Spl.Chief Secretary to the Government.
Forest Department,
Telangana, Hyderabad.

Madam,

Rc.No.4034/2016/FCA-1, Dated.26.10.2021

Sub:- TS - Forest (Conservation) Act – Diversion of forest land to an extent of **4.447 ha (Sangareddy 1.242 ha + Banswada 3.205 ha)** - for laying of Pipe Line in **Segment-12/4 (Aredu)** – for providing safe drinking water under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal – In-principle (Stage.I) approval – **Condition-wise compliance Report submitted** – Regarding.

Ref:-

1. Chief Engineer, TDWSP, RWS&S Department, Hyderabad Lr.No. AEE1/SEG 12-4/Aredu/FOREST/2016 dated 25.02.2016.
2. PCCF's Ref.No.4034/2016/FCA-1/TS (Seg-12/4) dt.14.03.2016.
3. CCF, Nizamabad Rc.No.2497/2016/D1 dt.26.10.2016 & 14.12.2016
4. CCF, Medak Rc.No.241/C1/2017 dated 17.03.2017.
5. PCCF's Ref.No.4034/2016/FCA-1 dt.06.05.2016.
6. Govt Lr.No.2091/For.I(1)/2017-1 dated 07.06.2017.
7. From GoI, MoEF&CC, Regional Office (South Eastern Zone), Chennai F.No.4-TSB101/2017-CHN/1129 dated 21.07.2017.
8. PCCF's Ref.No.4034/2016/FCA-1 dt.17.08.2017.
9. CCF, Nizamabad Rc.No.2497/2016/D1 dated 22.05.2019.
10. PCCF's Rc. No.4034/2016/FCA-1, Dated: 29.11.2019.
11. GOI, MoEF & CC, Regional Office (SE Zone), Chennai F.No.4-TSB055/2017-CHN/1953, Dt.18.06.2020.
12. PCCF's Rc.No.03/2015/FCA-1 (iii) dated 12.01.2021.
13. CCF, Medak Rc. No. 4297/2019/C3, dt. 11.01.2021.
14. CCF, Nizamabad Rc.No.2497/2016/D1 dated 15.04.2021.
15. CCF, Medak Rc. No.4297/2019/C3, dt. 04.03.2021.

Kind attention is invited to the references cited.

It is submitted that, the Government of India, Ministry of Environment, Forests & Climate Change, R.O. (South Eastern Zone) Chennai in the reference 7th cited has accorded in-principle (**Stage-I**) approval, for diversion of forest land to an extent of **4.447 ha (Sangareddy 1.242 ha + Banswada 3.205 ha)** for laying of pipe line in **Segment-12/4 (Aredu)** for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nizamabad" **subject to certain conditions stipulated therein**; which has been communicated vide reference 8th cited by the Prl.Chief Conservator of Forests (HoFF) to the Superintending Engineer, TDWSP (RWS&S) Circle. Nirmal (user agency) and concerned Conservators of Forests/ District Forest Officers/ Forest Divisional Officers, for taking further necessary action.

Accordingly, the District Forest Officers, Kamareddy and Sangareddy Districts have obtained condition wise compliance report from the User Agency and submitted to the Chief Conservator of Forests, Nizamabad and Medak. Further the Chief Conservator of Forests, Nizamabad and Medak have submitted the compliance report to this office vide references 9th & 13th cited. A copy of references 9th & 13th cited together with its enclosures **in triplicate** is enclosed herewith.

The condition wise compliance report is reproduced with remarks below:

Sl.No.	Condition	Reply
1	2	3
(i)	Legal status of the diverted forest land shall remain unchanged.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith
(ii)	The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.	<p><u>Banswada Division:</u></p> <p>The user agency has deposited an amount of Rs. 7,90,000/- (part of Rs. 17,48,000/- with UTR No. IDIBH18137419131 dt. 17.05.2018) into the account of Forest Divisional Officer, Banswada for the Demarcation of the area by concrete pillars.</p> <p><u>Sangareddy Division:</u></p> <p>The user agency has deposited an amount of Rs. 4,87,200/- (part of Rs. 6,00,576/- with UTR No. IDIBH18137425193 dt. 17.05.2018) into the account of District Forest Officer, Sangareddy for the Demarcation of the area by concrete pillars.</p> <p>Copies of the payments are enclosed.</p>
(iii)	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.447 ha out of the 145.18 ha of non-forest land identified in Sy. No. 100 of Nagilla Village at Madgul Mandal in Amangal Division the cost of user agency.	<p><u>Banswada Division:</u></p> <p>The User Agency has deposited an amount of Rs.28,88,000/- (part of Rs. 48,94,000/-) towards CA Scheme, into the account of TELANGANA STATE CAMPA account with UTR No. IDIBH18127405517 dated 07.05.2018, against the project FP/TG/WATER/18275/2016.</p> <p><u>Sangareddy Division:</u></p> <p>The User Agency has deposited an amount of Rs.11,18,998/- (part of Rs.21,16,324/-) towards CA Scheme into the account of TELANGANA STATE CAMPA account with UTR No. IDIBH18127405538, Dt. 07.05.2018 against the project FP/TG/WATER/18275/2016.</p> <p>A copy of the payment is enclosed.</p>
(iv)	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	The User Agency has reported that, the condition will be complied with. An undertaking is submitted by the UA.
(v)	The CA area identified at Amangal Division which is apportioned project wise shall be treated as per the CA scheme approved.	The User Agency has reported that, the condition will be complied with. An undertaking is submitted by the UA.
(vi)	Non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;	The User Agency has reported that, Non – Forest land is transferred and mutated in favor of the state forest Department. An undertaking is submitted by the UA.

(vii)	Non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send 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 local Forest Act as the case may be, to this office for information and record;	The instructions will be complied.
(viii)	The State Government shall charge the Net Present Value of the diverted forest land measuring 4.447 ha from 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.	<p><u>Banswada Division:</u></p> <p>The User Agency has deposited an amount of Rs.20,06,000/- (part of Rs. 48,94,000/-) towards NPV into the account of TELANGNA STATE CAMPA, with UTR No. IDIBH18127405517, Dt.07.05.2018 against the project FP/TG/WATER/ 18275/2016.</p> <p><u>Sangareddy Division:</u></p> <p>The User Agency has deposited an amount of Rs.9,97,326/-(part of Rs.21,16,324/) towards NPV into the account of TELANGNA STATE CAMPA, with UTR No. IDIBH18127405538, Dt.07.05.2018 against the project FP/TG/WATER/ 18275/2016.</p>
(ix)	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 User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(x)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this Project including levies towards mitigation measures for wildlife conservation etc shall be deposited in the respective bank account of the Telangana State CAMPA. <u>The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.</u>	<p><u>Banswada Division</u></p> <p>The User Agency has generated a challan through the Ministry's website for an amount of Rs. 28,88,000/- (part of Rs. 48,94,000/-) towards CA Scheme, into the account of TELANGANA STATE CAMPA, account, with UTR No. IDIBH18127405517 Dt: 07-05-2018, against the project FP/TG/WATER/ 18275/2016.</p> <p><u>Sangareddy Division:</u></p> <p>The User Agency has deposited an amount of Rs.11,18,998/- (part of Rs.21,16,324/-) towards CA Scheme into the account of TELANGANA STATE CAMPA account with UTR No. IDIBH18127405538, Dt. 07.05.2018 against the project FP/TG/WATER/18275/2016.</p>

(xi)	The muck generated in the earth cutting if any, shall be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xii)	Tree felling in the proposed forest area shall be carried out wherever necessary, with the prior permission of the Divisional Forest Officer concerned.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xiii)	State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xiv)	Wherever necessary, user agency shall provide free supply of water for forest nurseries and field staff quarters and range offices, besides providing outlets with small troughs during summer for wild animals in forest areas.	<p><u>Banswada Division:</u></p> <p>Not Complied. The User Agency was requested to provide the supply of water for forest nurseries and wild animals. But the user agency not supplied the water to the forest nurseries and wild animals. <u>However, the User Agency has furnished an undertaking to the condition, which is enclosed herewith.</u></p> <p><u>Sangareddy Division:</u></p> <p>The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.</p>
(xv)	The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xvi)	As recommended by the DFOs concerned, the user agency shall erect two permanent boards at the entrance and exit points of the forest area proposed for diversion about status of the land.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xvii)	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xviii)	The user agency shall use existing paths and roads for laying of pipeline and no new paths/roads are to be formed.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xix)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the UA to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xx)	The total forest area utilized for the project shall not exceed 4.447 ha and	The User Agency has agreed to comply

	the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.	with the condition and submitted an undertaking, which is enclosed herewith.
(xxi).	The user agency should make provisions for supply of water to wildlife at designated places / along the route passing through forest areas, in consultation with Telangana Forest Department. Such provision should be made at intervals 2km each. The Chief Wildlife Warden is advised to develop a master plan to use the proposed pipelines for supply of water to the wildlife. Precautions have to be taken to avoid concentration of livestock at the water point.	<u>Banswada Division:</u> Not complied. The User Agency is not providing the supply of water to wild life at designated places / along the route passing through forest area. <u>However, the User Agency has furnished an undertaking to the condition, which is enclosed herewith.</u> <u>Sangareddy Division:</u> The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxii)	The Progress of the Compensatory Afforestation as mentioned by the DFO, Nizamabad Division in SI. No 12 (v) (a) & (b) of part II i.e. 26.825 ha of forest land and 41.15 ha of non-forest land and DFO, Sangareddy in SI.No.12 (v) (a) & (b) of part II i.e., 1.40 ha. of forest land and 17.66 ha. of non forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	The instructions will be complied.
(xxiii)	The User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxiv)	Any other conditions that the Central Government or AddI. PCCF (Central) of Region Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxv)	In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

Further, it is submitted that the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers on **19.09.2018 (Copies enclosed)**.

Further, the GOI vide reference 11th cited have requested to furnish the additional information on all segments of Telangana Drinking Water Supply Projects in a prescribed proforma. Accordingly, the information along with certain other information has also been called for from the concerned. Now, the CCF / (FAC) CF, Nizamabad and CCF, Medak vide references 14th & 15th cited respectively, have submitted the additional information in the prescribed proforma (**copies enclosed**).

The additional information sought by the Regional Office, Chennai prepared as **Annexure - I** (copies enclosed) and the additional points as called for from the Circle Heads by this office is prepared as **Annexure - II (copies enclosed)**.

In view of the above, the Government are requested to take necessary action for according final (Stage-II) approval under Section 2 of Forest (Conservation) Act, 1980 and communicate the orders in the matter, at an early date.

Encl:(As above)

Yours faithfully,
Sd/- R.sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)

//True Copy//

8/29/10/21


29/10/21.
for Principal Chief Conservator of Forests

ANNEXURE - I

The Government of India, MoEF & CC, Regional Office (South Eastern Zone), Chennai in F.No.4-TSB005/2017-CHN/1953 dated 18.06.2020 have called for Additional information on all segments. Accordingly, the information in respect of Segment 12/4 received from the concerned Division / Circle is reproduced below for taking necessary action.

S. No.	Name of the proposals and proposals Number	Extent of area diverted in Ha.	Date of Stage I approval	Copy of the Government order for the Project	Working permission order issued for the proposal, if so, details thereof;	Whether any non forestry work has been started in the diverted are without obtaining working permission / Stage II approval, if yes, details thereof;	Status of the submission of compliance report.
1	Diversion of forest land to an extent of 4.447 ha (Sangareddy 1.242 ha + Banswada 3.205 ha) - for laying of Pipe Line in Segment-12/4 (Aredu) for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - In-principle (Stage.I) approval FP/TG/WATER/ 18275/2016	4.447	21.07.2017	F.No.4-TSB101/2017-CHN/1129, dt: 21.07.2017	No	Yes. Both CCF, Nizamabad and Medak have submitted that the User Agency has completed the work without obtaining working permission after Stage-I approval. The works were completed during the year 2017. The CCF, Nizamabad has submitted that a show cause notice was issued by the FDO, Banswada, vide Rc.No.1670/N10/2016 dated 16.02.2021 (Copy enclosed) and the User Agency (Superintending Engineer, MB Circle, Nizamabad has submitted his explanation vide Lr.No.T4/MB Circle Nizamabad/Forest/12-4 Aredu/2021, dated 01-03-2021. The CCF, Medak also has submitted that a show cause notice was issued by the DFO, Sangareddy vide Rc.No.1498/S6/2013 dated 23.01.2021 (Copy enclosed) and the User Agency (Superintending Engineer, MB Circle, Nizamabad has submitted his explanation vide Lr.No.T4/MB Circle Nizamabad/Forest/12-4 Aredu/2021, dated 05-03-2021.	Yes. PCCF's Rc.No.4034/2016/FCA-1, Dt. 26.10.2021

Sd/- R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)

//True Copy//


for Principal Chief Conservator of Forests


29/10/21

Annexure – II

The gist of the information on Segment 12/4 received from the Chief Conservator of Forests, Nizamabad Rc.No. 2497/2016/D1, dt. 15.04.2021 and Chief Conservator of Forests, Medak Rc.No.4297/2019/C3, dated 04-03-2021 is reproduced below :

:

		The CCF / CF, Nizamabad / FDO, Banswada Division	The CCF / CF, Medak / DFO, Sangareddy Division
1,	Whether the user Agency started and / or completed the work before issue of Stage – II or without obtaining working permission after stage – I approval if yes, date of commencement and completion of work.	<p>Yes,</p> <p>The User Agency has completed the work without obtaining working permission after stage-I approval. The works were completed during 2017 year.</p>	<p>Yes,</p> <p>The User Agency has completed the work without obtaining working permission after stage-I approval. The works were completed during 2017 year.</p>
2.	Whether any show cause notice is issued to the user agency for taking up works before obtaining any working permission	<p>Yes,</p> <p>A show cause notice was issued to the User Agency by the FDO, Banswada vide Rc.No.1670/N10/2016 dated 16.02.2021 (Copy enclosed) and the User Agency has submitted the reply vide Rc.No.T4/MB Circle/NZB/ Forests/12/4/Aredu/2021, dt. 01.03.2021 (copy enclosed) .</p>	<p>Yes,</p> <p>A show cause notice was issued to the User Agency by the DFO, Sangareddy vide Rc.No.1498/S6/2013 dated 23.01.2021 (Copy enclosed) and the User Agency has submitted the reply vide Lr.No.T4/MB Circle Nizamabad/Forest/12-4 Aredu/2021, dated 05-03-2021 (Copy enclosed).</p>

3.	Whether there is any deviation noticed in the alignment and construction of pipelines and structures respectively as against the KML files submitted based on which stage I had been approved	There is no deviation noticed in the alignment and construction of pipelines and structures respectively against the KML files.	There is no deviation noticed in the alignment and construction of pipelines and structures respectively against the KML files.
4.	Whether there is any extra area / length diverted than the area / length for which stage - I is issued.	No, extra area / length diverted than area / length for which Stage - I issued.	No, extra area / length diverted than area / length for which Stage - I issued.

//True Copy//

Sd/-R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)

Sobha
29/10/21

for Principal Chief Conservator of Forests

29/10/21