

Subject: Forest Land- Chadrapur

Diversion of 46.04 ha. of Forest land under Forest (Conservation) Act, 1980 for Penganga Open Cast Mining Project at village-Danoda and Borgaon, Tal-Korpana, Dist: Chandrapur.

PART - V

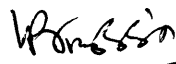
(To be filled up by the Secretary In charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

**1. Recommendation of the
State Government**

The Proposal is recommended
vide Government letter
No.FLD-3615/CR-295/F-10
Dated: 14.02.2018

Place: Mumbai

Date: 14.02.2018


(Virendra Tiwari) 14/02/2018
Chief Conservator of Forests (Mantralaya)
Chief Conservator of Forests (Mantralaya)
Revenue and Forest Department
Mantralaya, Mumbai 400 032

Government of Maharashtra

By Speed Post

No.FLD-3615/CR-295/F-10
Revenue and Forest Department,
Hutatma Rajguru Chowk,
Madam Cama Marg, Mantralaya,
Mumbai-400 032.
Dated:14.02.2018

To,
✓ Secretary,
Government of India,
Ministry of Environment, Forests & Climate Change,
Indira Paryavaran Bhawan, Jorbagh Road,
New Delhi - 110003.

Sub: Forest Land- Chadrapur

Diversion of 46.04 ha. of Forest land under Forest (Conservation) Act, 1980 for Penganga Open Cast Mining Project at village-Danoda and Borgaon, Tal-Korpana, Dist: Chandrapur.

Sir,

The Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State has submitted a proposal for diversion of 46.04 ha. Forest land for Penganga Open Cast Mining Project.

2. The Proposal for Penganga Opencast Mining Project has been initiated by Area General Manager, Western Coalfield Limited, Wani Area. The Government of India, Ministry of Coal, New Delhi has approved Penganga Open Cast Mine under coal bearing Areas (Acquisition and Development) Act, 1957 issued vide notification U/s 9(1) S.O. No. 2746, dated 29.10.2010 and published in Gazette of India, dt. 06.11.2010.

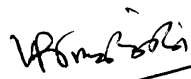
3. The Proposed project of Penganga Opencast mine will be supplying coal mainly to power plants of Maharashtra State, which caters the need of power supply in Vidarbha and other parts of Maharashtra State. Details of proposed forest land are as follows:-

Item of Work /Purpose	Village	Taluka	District	Survey No. / Gut No.	Area (ha.)	Legal Status
Penganga Open Cast Project	Borgaon	Korpana	Chandrapur	46	16.020	Deemed Reserve Forest
				60	0.246	
				46P	1.965	
				46/2	2.00	
				52	6.464	
				53	3.416	
				54	0.200	
	Total Area (A)				30.311	
	Danoda Rith	Korpana	Chandrapur	10	0.200	
				23	13.534	
	Total Area (B)				13.734	
	Total Area (A)+(B)				44.045	
Safety Zone	Borgaon	Korpana	Chandrapur	46	0.190	
				60	0.034	
				46P	0.035	
				46/2	0.436	
				53	0.434	
	Danoda	Korpana	Chandrapur	23	0.866	
	Total Area (C)				1.995	
Total Area (A)+(B)+(C)					46.040	

4. Deputy Conservator of Forests, Central Chanda Division, Chandrapur has certified that no alternative non forest land is possible and the forest land required is the barest minimum.
5. Area belongs to Eco-Value Class-III and category Open Forest of density below 0.4.
6. There are 516 trees of various species and girth in the area proposed for diversion.
7. The area involved does not form part of any existing National Park, Wildlife Sanctuary or Nature Reserve etc.
8. The project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
9. The project has been accorded environmental clearance with conditions stipulated by Government of India vide its letter No. J-11015/46/2009-IA,II(M), Dated 31.01.2013.
10. The user agency has submitted the mining plan.
11. The Deputy Conservator of Forests, Central Chanda Division, Chandrapur has certified that non forest areas covered under the project are not under the provision of Maharashtra Private forest (Acquisition) Act,1975 by virtue of application section 35 of Indian Forest Act,1927 and are not recognized as Deemed reserved forest as well as not included in the area identified as "Forest" as per the dictionary meaning of Forest as intimated by Expert committee appointed under interim judgment of Hon'ble Supreme Court, dated 12/12/1996.
12. There is no violation of Forest (Conservation) Act, 1980.
13. The proposed project is beyond 10 km. from the boundaries of Protected Areas.
14. The User Agency has given an undertaking to defray the cost of Net Present Value.
15. The User Agency has agreed to defray the cost of Compensatory Afforestation over double degraded forest land.
16. The User Agency has submitted certificate under Schedule Tribes and other traditional forest Dwellers (Recognition of forest rights) Act, 2006 issued by the District Collector, Chandrapur.
17. The Deputy Conservator of Forests, Central Chanda Division, Chandrapur has given suitability certificate for 92.500 ha. degraded forest land of Comp. No. 152 Rampur Area 25.00 ha, Compt. No. 166 Somthana Area 25.00 ha., Compt. No. 170 Area 25.00 ha and Tulana Compt. No. 163 Area Tulana 17.50 ha. village of Rajura Range, Central Chanda Division, District-Chandrapur which to be proposed for Compensatory Afforestation land in lieu of Forest land required for the aforesaid project and it is suitable for afforestation and free from Encroachment and encumbrances.
18. The Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur has recommended the proposal subject to the conditions, given in his specific recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His specific recommendations are enclosed in the proposal.
19. In the circumstances explained in the aforesaid paragraphs and enclosures, the Government recommends that the said forest land may be allowed to be diverted for the non-forestry use on the conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur. The matter may kindly be placed before the Government of India for its approval

under Section-2 (ii) of the Forest (Conservation) Act, 1980 and the same may please be obtained and communicated to this Government at earlier.

Yours faithfully


(Virendra Tiwari) 14/02/2018
Chief Conservator of Forests (Mantralaya)

Encl: A) set of case papers

b) **The following documents are enclosed:-**

1. Prescribed form as per Rules
2. Certificate regarding minimum demand for forest land for the project
3. Area Statement
4. Index map of suitable scale
5. Commitment from the Applicant for defraying the cost of exploitation as well as cost of compensatory plantation.
6. Project Authority has given an undertaking of Net Present Value.
7. Brief note of the project from the project authority
8. Map of non-forest land for compensatory afforestation
9. Site Inspection Report by Deputy Conservator of Forests, Central Chanda Division, Chandrapur
10. Certificate that there is no violation of Forest Conservation Act, 1980.
11. Certificate in Part V.

Copy to:

- 1) Principal Secretary (Tribal), Tribal Development Department, Mantralaya, Mumbai
- 2) Principal Secretary (Industries), IE&LD, Mantralaya, Mumbai
- 3) Principal Chief Conservator of Forests (WL), Maharashtra State, Nagpur
- 4) Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur
- 5) Additional Principal Chief Conservator of Forests (CAMPA), Maharashtra State, Nagpur
- 6) Chief Conservator of Forests (T), Chandrapur
- 7) Collector, Chandrapur
- 8) Deputy Conservator of Forests, Central Chanda Division, Chandrapur.
- 9) Area General Manager, Western Coal field Limited, Wani Area, Chandrapur
- 10) Select File F-10

