

**Sub.:- Forest Land- Pune**

Proposal for diversion of 0.012 Ha. Reserved Forest land for construction of approach road for Darsh Hi-tech industries and others at Village-Kharabwadi (Chakan), Tehsil-Khed, District-Pune.

**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-1919/ CR-55/ F-10  
Dated: 14/03/2019

*Virendra Tiwari*

(Virendra Tiwari)  
Additional Principal Chief Conservator of Forest  
(Mantralaya)

Place : Mumbai

Date : 14/03/2019

**VIRENDRA TIWARI**  
Additional Principal  
Chief Conservator of Forests (Mantralaya)  
Revenue and Forest Department  
Mantralaya, Mumbai 400 032

## Government of Maharashtra

By Speed Post

No.FLD-1919/ C.R.-55/ F-10  
Revenue and Forest Department,  
Room No.456/461 Annex,  
Hutatma Rajguru Chowk,  
Madam Cama Marg,  
Mantralaya, Mumbai- 400 032.  
Date: -14/03/2019

To,

The Additional Principal Chief Conservator of Forests (Central),  
Government of India,  
Ministry of Environment, Forests & Climate Change,  
Regional Office, West Central Region,  
Ground Floor, East Wing,  
New Secretariat Building, Civil Lines,  
Nagpur- 440 001.

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Proposal for diversion of 0.012 Ha. Reserved Forest land for construction of approach road for Darsh Hi-tech industries and others at Village-Kharabwadi (Chakan), Tehsil-Khed, District-Pune.

Sir,

The project has been initiated by Shri P.J.Shah, Darsh High Tech. Industries & 4 others, 1) Lilabai Baburao Raundal & Vijay Baburao Raundal Enterprise, 2) Suniti Enterprise, 3) Patil Enterprise, 4) Chakan casting (Gautam Shah, Prasanna Shah). At Gut No.253 1/B, Kharabwadi (Chakan) Talegaon-Chakan Road, Tehsil- Khed, District-Pune.

The proposal is for diversion of 0.012 ha. Reserved forest land for construction of approach road in Gut No. 252 (Compt No 645) at Village Kharabwadi (Chakan), Tehsil-Khed, District- Pune for construction of approach road in Gut No. 252 (Compt. No. 645) at Village Kharabwadi (Chakan), Tehsil- Khed , District- Pune. No non-forest land is involved in the project. The details of Forest land proposed for diversion is as under:-

Name of Component	Name of Village, Tehsil & District	Forest Land Required					Legal Status
		F.S./ Gut No.	Compt. No.	Length x Width (m)	Area		
(sq.m.)	(Ha.)						
Construction of approach road	Village-Kharab wadi, Tehsil- Khed District- Pune	252	645	16X7.5	120	0.012 0	Reserved Forest
<b>Total area to be require for the Project</b>					<b>120</b>	<b>0.012</b>	

2. The area of Gut No 253/1B, 254, 255 and others were declared as industrial Zone by Town Planning Department. Therefore so many small scale industries/ factories are located here before approximate 25 years ago. At that time there was open area for transportation from other factories premises. Now due to this factories constructions and wall compounds it

is not possible for transportation through this factory premises hence need of approach road is required for this units.

So according to the need and demand project authority has constructed approach road between the factory premises in Gut No. 253/1-B and existing Talegaon-Chakan road in Forest Gut No.252 of Village Kharabwadi Tehsil-Khed, District-Pune. As the forest area Gut No.252 lies exactly in between the industrial zone and existing Chakan-Talegaon road. Project authority was using the road for their entry & exit purpose from their factory to Chakan-Talegaon road.

Now the forest department constructed fencing to the Gut No. 252, so now we lost road facilities of transportation. Now there is no any option to entry or exit from our factory except to use the forest land. Presently user agency is using the open forest area of Gut No 252 for transportation purpose.

As the forest area lies exact in between the industrial Zone area & existing Talegaon Chalan road and there is no alternative non-forest land available for this proposed approach road. North side of parallel boundary of Forest Gut No. 252 is totally built-up & covered by various factories. There is no scope to remove the permanent structure because the factories are manufacturing different types of products. Therefore the user agency has submitted the proposal for regularization of violation under section 2 (ii) of the Forest (Conservation) Act, 1980.

3. The Deputy Conservator of Forests, Junnar has certified that no suitable alternate non-forest land is available for the proposal and demand of forest land is barest minimum.
4. Deputy Conservator of Forests, Junnar has certified that the work of construction of approach road in Reserved forest area 0.012 ha at village Kharabwadi (Chakan) Tal-Khed, Distt- Pune forest Gut No 252 (Compt No 645) has been completed without permission hence there is violation. Period of violation is 20/06/1998 to 30/06/1998 for construction of road. Violation report is enclosed with the proposal.
5. The Deputy Conservator of Forests, Junnar has certified that there is no cutting and felling of trees involved in the project.
6. The Deputy Conservator of Forests, Junnar has certified that the area involved in project does not include in the area of any National Park/Wildlife Sanctuary or Nature Reserve.
7. The Deputy Conservator of Forests, Junnar has certified that the proposed project is about 60 kms from National Park/Sanctuary.
8. The Deputy Conservator of Forests, Junnar has certified that the project area is beyond 10 Kms of the boundary of protected area. (Sanctuary and National Park).
9. The Deputy Conservator of Forests, Junnar has certified that proposed site is not likely to affect any monumental site of cultural, historical, religious archaeological or recreational importance.
10. The Deputy Conservator of Forests, Junnar has certified all other alternate for the project has been examined and come to conclusion that the proposed area for the project is barest minimum.
11. The Deputy Conservator of Forests, Junnar has certified that the project area belongs to Eco-Value class IV, Open Forest.
12. Deputy Conservator of Forests, Junnar has submitted the Site Inspection Report.

13. The Deputy Conservator of Forests, Junnar has proposed 1.00 ha degraded forest land at Compt. No. 265, Forest Gut No. 550 at vill-Chakan (Kadachiwadi) for Compensatory Afforestation and suitable for Afforestation and management purpose and it is free from encroachment .
14. The Deputy Conservator of Forests, Junnar has certified that certificate of Identified Forest and acquired forest certificate for non-forest area under the project is not applicable due to the proposed and required area is in the Reserve Forest.
15. The user agency has fulfilled the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Rights) Act 2006, vide District Collector, Pune certificate dated 22/03/2018 for 120 Sq Ft.
16. The user agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
17. The user agency has submitted the undertaking to defray the cost of compensatory afforestation and exploitation or as would be communicated by the State forest Department or GOI.
18. The user agency has submitted the undertaking to bear the cost of clearance/removal of vegetation growth from the forest land proposed for diversion.
19. The user agency has submitted that the project area is outside of the Scheduled Tribe area.
20. The user agency has submitted the undertaking that company agreed to defray the cost as determined by the forest Department on account of violation of the approach road.
21. The Deputy Conservator of Forests, Junnar and Chief Conservator of Forests (T), Pune have recommended the proposal.
22. 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.
23. In the circumstances explained in above paragraphs and enclosures, the State 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 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 earliest.

Yours faithfully,

*Virendra Tiwari*  
 (Virendra Tiwari) 14/03/2019  
 Additional Principal Chief Conservator of Forest  
 (Mantralaya)

**VIRENDRA TIWARI**  
 Additional Principal  
 Chief Conservator of Forests (Mantralaya)  
 Revenue and Forest Department  
 Mantralaya, Mumbai 400 032

Proposal received c PART-V

Name - *उत्तम विद्यार्थी*

Sign - *उत्तम विद्यार्थी*

Mob. No. -

9604608987

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. User Agency 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
10. Certificate that there is violation of Forest (Conservation) Act, 1980 and violation report is enclosed with the proposal.
11. Certificate in Part-V

**Copy to:**

1. Principal Secretary, Environmental Department, Mantralaya, Mumbai.
2. Principal Secretary (Tribal), Tribal Development Department, Mantralaya, Mumbai.
3. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur.
4. Additional Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Maharashtra State, Nagpur.
5. Chief Conservator of Forests (Territorial), Pune.
6. Collector, Pune.
7. Deputy Conservator of Forests, Junnar.
8. Shri P.J.Shah, Darsh High Tech Industries & Others, Village-Kharabwadi (Chakan) Talegaon-Chakan Road, Tehsil- Khed, District-Pune.
9. Select File F-10.

VIRENDRA TIWARI  
Additional Principal  
Chief Conservator of Forests (Territorial)  
Pune