

Government of Maharashtra

No.FLD-2123/C.R.234/F-10
Revenue and Forest Department,
Mantralaya, Mumbai - 400 032.
Dated:- 11.12.2023

To,
Deputy Director General of Forests (Central),
Regional Office, MoEF&CC,
Government of India,
Civil Lines, Nagpur.

Subject: Forest Land

Diversion of 0.2664 ha. Forest land for Cosntruction of Railings and New Black Stone Staircase on footpath from Zhari parshwanath Digambar Jain Mandir to up to Wildlife Passage on side railing and Footpath repair in Yashwantrao Chavan Wildlife Sanctuary in the State of Maharashtra. (FP/MH/ROAD/153530/2022).

The Additional Principal Chief Conservator of Forests, Maharashtra State, Nagpur has submitted proposal for diversion of 0.2664 ha. Forest land for Cosntruction of Railings and New Black Stone Staircase on footpath from Zhari parshwanath Digambar Jain Mandir to up to Wildlife Passage on side railing and Footpath repair in Yashwantrao Chavan Wildlife Sanctuary in the State of Maharashtra.

The details of forest land proposed for diversion are as under:-

Purpose wise breakup of Wildlife Sanctuary of the required land								
Sr. No .	Name of Works Purpose	Name of Village	Comp. No.	Survey No.	Length X Width (in mtr.)	Area (in Sq. Mtr.)	Area (in Ha.)	Legal Status
A)	Repair work of before 1980 Existing							Reserved Forest
1	Pathway	Kundal	1	119	82.00 X 3.00	246.00	0.0246	
2	Steps	Kundal	1	119	144.00 X 1.50	216.00	0.0216	
B)	Maintenance of Temple							
1	Zari Parshwanath	Kundal	1	119	20.00 X 3.00	60.00	0.006	
2	Shelter		1	119	6.00 X 5.00	30.00	0.003	
3	Shridhar Kevali		1	119	11.00 X 17.00	187.00	0.0187	
4	Giri Parshwanat	Kumbh	3	127	14.00 x 16.00	224.00	0.0224	

		-argaon						
C)	New Construction of railings and New Black stone staircase on footpath from Zhari Parshwanath Digambar Jain Mandir to Hill top Edge to Giri Prashwanath Digambar Mandir Village Kundal and Kumbhargaoon	Kundal	1	119	1122.00 x 1.50	1683.00	0.1683	Reserved Forest
		Kumbh -argaon	3	127	12.00 x 1.50	18.00	0.0018	
Grand Total						2664	0.2664	

2. The proposal has been initiated by Shri Prabhatchandra Jain, National President, Bharat- varshiya Digambar Jain Tirthkshetra Committee, Mumbai for Construction of Railings and New Black Stone Staircase on footpath from Zhari Parshwanath Digambar Jain Mandir to up to Wildlife Passage on side railing and Footpath repair in the Yashwantrao Chavan Sagreshwar wildlife Sanctuary.

Proposal for diversion of Forest land for repair of existing Pathway 0.0246 ha. Existing steps in this area 0.0216 ha. and maintenance of Existing 3 Temples, one Shelter Area 0.501 ha. Total proposed work on existing pathway area 0.0963 ha. and new Construction of railings and new Black stone staircase on footpath from Zhari Parshwanath Digambar Jain Mandir to up to Wildlife Passage one side railings and Footpath repair. In the Wildlife passage only footpath work end of Wildlife passage to Hill top edge both side railings and Black stone staircase on footpath. Hill top Edge to Via-Shridhar Kevali paduka Jain Mandir up to Village Kundal boundary footpath repair with black stone staircase work in Village Kundal F.G.No-119 required arca-0.2422 ha. Tal. Palus and Village kundal boundary to Giri Parshwanth Digambar Jain Mandir footpath repair work and maintenance of one temple in Vilage-Kumbhargaoon F.G.No-127 required area 0.0242 ha. Tal Kadegaon Dist. Sangali. Total required forest area 0.2664 ha.

3. Divisional Forest Officer (Wildlife) Kolhapur has certified that:-

- 3.1) No alternate alignment is possible and the forest land required is minimum.
- 3.2) There is no violation of FCA, 1980.
- 3.3) Compensatory Afforestation is proposed over 1.00 ha. degraded forest land at Village-Kumbhargaoon, F.G.N 142, Compt. No. 3, Tal-Kadegaon, Dist-Sangali

and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.

- 3.4) Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 3.5) The proposed project is included in Yashwantrao Chavan Sagreshwar Wild Life Sanctuary.
- 3.6) No trees cutting and felling involved in the project.
- 3.7) The proposed project area belongs to Eco Value Class -III having Density below 0.4, Open Forest.
- 3.8) Proposed project site is within Yashwantrao Chavan Sagreshwar Wild Life Sanctuary.
- 3.9) The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of 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 dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

4. The User Agency has submitted undertakings:-

- 4.1 to defray the cost of Net Present Value.
 - 4.2 to defray the cost of Compensatory Afforestation.
 - 4.3 to submit compliance under FRA-2006.
5. Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, has recommended the proposal subject to the conditions, given in his recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His recommendations are enclosed in the proposal.
 6. 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.
 7. In the circumstances explained in aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted under Section-2 (ii) of the Forest (Conservation) Act, 1980, subject to conditions proposed by

the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur and Addl. PCCF & Nodal Officer, Nagpur as well as following additional conditions:-

- i) User agency shall obtain Wildlife Clearance, prior to the commencement of work.
- ii) User Agency must contribute 2% of the project cost to develop and protect wildlife habitats in the sanctuary.

The matter may kindly be placed before the Government of India for approval under Section-2 (ii) of the Forest (Conservation) Act, 1980.



(Ganesh Jadhao)
Under Secretary to the
Government of Maharashtra

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Area Statement
3. Commitment from the Applicant for defraying the cost of Net Present Value & Compensatory Afforestation.
4. Brief note of the project
5. Site Inspection Report.
6. Certificate in Part V.

Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, New Delhi
2. Principal Chief Conservator of Forests (HoFF), M.S., Nagpur
3. Principal Chief Conservator of Forests (Wildlife), M.S., Nagpur
4. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur
5. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/FCA-S1/PID-153530/Kolhapur/926, Dt. 23.06.2023.
6. Additional Principal Chief Conservator of Forest Wildlife Western Region Mumbai.
7. Divisional Forest Officer (Wildlife), Kolhapur
8. Shri. Prabhatchandra Jain, National President, Bharavarshiya Digambar Jain Tirthkshetra Committee, Mumbai.
9. Select File (F-10)

Sub:- Forest Land

Diversion of 0.2664 ha. Forest land for Cosntruction of Railings and New Black Stone Staircase on footpath from Zhari parshwanath Digambar Jain Mandir to up to Wildlife Passage on side railing and Footpath repair in Yashwantrao Chavan Wildlife Sanctuary in the State of Maharashtra. (FP/MH/ROAD/153530/2022).

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-2123/CR-234/F-10
Dated:-11/12/2023



(Ganesh Jadhao)
Under Secretary to the
Government of Maharashtra
Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Place: Mumbai

Date:- 11/12/2023