

**Sub.:- Forest Land- Nashik**

Diversion of 7.332 Ha. of forest land in favour of Executive Engineer, National Highway Division, Nashik for improvement and up gradation-2 lane with paved shoulder including strengthening of Nashik-Peth section KM 11/600 to KM 65/600 of National Highway-848 in Nashik district in the State of Maharashtra.

**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-1521/ CR-76/ F-10

Dated: 16/03/2021

*apt*  
16/03/2021  
(Arvind Apte)

**Chief Conservator of Forests (Mantralaya)**

**Arvind Apte**  
Chief Conservator of Forests (Mantralaya)  
Revenue and Forests Department  
Mantralaya, Mumbai - 400032

**Place : Mumbai**

**Date : 16/03/2021**

## Government of Maharashtra

**By Speed Post**

No.FLD-1521/ C.R.76/ F-10  
Revenue and Forest Department,  
Room No.456/461 Annex,  
Hutatma Rajguru Chowk,  
Madam Cama Marg,  
Mantralaya, Mumbai- 400 032.  
Date:- 16/03/2021

To,  
Regional Officer (Central),  
Government of India,  
Ministry of Environment, Forests & Climate Change,  
Integrated Regionl Office,  
Ground Floor, East Wing,  
New Secretariat Building, Civil Lines,  
Nagpur-440 001.

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Sir,

Executive Engineer, National Highway Division, Nashik has submitted a proposal for diversion of 7.332 Ha. of forest land for improvement and up gradation-2 lane with paved shoulder including strengthening of Nashik-Peth section KM 11/600 to KM 65/600 of National Highway-848 in Nashik district in the State of Maharashtra. Total non-forest land involved in the project is 18.3496 Ha. The details of forest land proposed for diversion are as follows:-

Sr.No.	Village Name	Taluka	District	Compt. No.	Survey No./ Gut No.	Area in Hectare	Legal Status
1.	Golashi	Dindori	Nashik	68	124/155	4.480	Protected Forest
2.	Savalghat	Peth	Nashik	117	29/22	0.650	Protected Forest
3.	Inambari	Peth	Nashik	-	62	0.040	Private Forest
4.	Borva	Peth	Nashik	-	121, 120, 122, 123, 131	0.915	Private Forest
5.	Kotambi	Peth	Nashik	115	156	0.260	Reserved Forest
6.	Kotambi	Peth	Nashik	-	159	0.110	Reserved Forest
7.	Kotambi	Peth	Nashik	-	169	0.440	Protected Forest
8.	Kumbhale	Peth	Nashik	-	66/221	0.377	Protected Forest
9.	Peth	Peth	Nashik	114	183/126	0.060	Protected Forest
<b>Total Forest Area in Hectare</b>						<b>7.332</b>	

**2. Deputy Conservator of Forests, West Nashik Division has certified that:-**

- No suitable alternate non forest land is available for the proposed project and demand for the forest land is the barest minimum.
- The proposed area belongs to Eco Value Class-I, Dense Forest having density 0.1.
- There are 137 trees of various species involved in the implementation of the project.

- iv. Forest area involved in project is not included in the area of any National Park, Wildlife Sanctuary and the Nature Reserve.
- v. The proposed project is more than 10 KM away from the boundary of Protected Area.
- vi. The proposed area is not included in the area of any Eco Sensitive Zone.
- vii. Proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
- viii. There is no violation of Forest (Conservation) Act, 1980.
- ix. The non-forest land 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 under interim judgment of the Hon'ble Supreme Court, dated 12/12/1996.
- x. Deputy Conservator of Forests, West Nashik Division has submitted the site inspection report.
- xi. Deputy Conservator of Forests, West Nashik Division has certified that 7.332 Ha. of non-forest land (Revenue Land) in survey no.70 at Village-Umbardahad, Taluka-Peth, Dist-Nashik has been selected for Compensatory Afforestation. The said land is suitable for afforestation and management purpose and also it is free from encroachment and encumbrances. CA Scheme for 10 years submitted.

**3. The User Agency has submitted the following undertakings:-**

- i. To defray the cost of Net Present Value of the forest land proposed for diversion.
  - ii. To defray the cost of Compensatory Afforestation as determined by the forest Department.
  - iii. The User Agency has submitted the FRA-2006 certificate, issued by Collector, Nashik, vide letter no.Jia/Karya/Vanka Kaksha/3-6-1/907, dated 14/04/2018.
  - iv. Copy of administrative/ technical approval accorded by GOI, MoRTH (Project Zone-6), New Delhi, letter no.NH-12014/1/2015-MAH (P-6), dated 21/10/2015.
4. The Deputy Conservator of Forests, West Nashik Division and Chief Conservator of Forests (T), Nashik have recommended the proposal.
5. 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.

6. 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 subject to 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,

  
(Arvind Apte)

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. 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. No violation of Forest (Conservation) Act, 1980
11. Certificate in Part-V

**Copy to:**

1. Secretary (Roads), Public Works Department, Mantralaya, Mumbai
2. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur
3. Additional Principal Chief Conservator of Forests (CAMPA), Maharashtra State, Nagpur
4. Chief Conservator of Forests (T), Nashik
5. Collector, Nashik
6. Deputy Conservator of Forests, West Nashik Division
7. Executive Engineer, National Highway Division, Nashik, 2<sup>nd</sup> Floor, Green Building, Untwadi Road, Nashik-422 002.
8. Select File F-10.