



भारत सरकार  
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
MINISTRY OF ENVIRONMENT, FORESTS &  
CLIMATE CHANGE

Regional Office, Ground Floor, East Wing,  
New Secretariat Building Civil Lines,  
Nagpur - 440001,  
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F.No. FC-I/MH-362/2023-NGP/13001

Date: 18.03.2024

To,

The Principal Secretary (Forests),  
Revenue and Forest Department,  
Hutatma Rajguru Chowk  
Madame Cama Marg, Mantralaya, Mumbai- 400032.

**Sub: Diversion of 0.32 ha of forest land in favour of Shri. Madhukar Shewala Rathod and 9 other farmers for laying of underground private pipeline and electric line for agricultural water supply purposes for forest land Gut No. 23,24,25 Compt.No. 397 and G29B in Akola District in the State of Maharashtra- regarding.**

Sir,

The undersigned is directed to refer to State Government of Maharashtra letter no. FLD-3023/C.R.-34/F-10 dated 03.10.2023 and APCCF & Nodal Officer (FCA), Maharashtra Letter No. Desk-17/Nodal/Amravati/ID-13189/2658/2022-23 dated 11.01.2023 and Proposqal No FP/MH/Others/25551/2017 on the above subject seeking prior approval of the Central Government under Section-2 of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

After careful examination of the proposal i am directed to convey here with the Central Government 'in-principle' approval under Section- 2 of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for diversion of **0.32 ha** of forest land in favour of Shri. Madhukar Shewala Rathod and 9 other farmers for laying of underground private pipeline and electric line for agricultural water supply purposes for forest land Gut No. 23,24,25 Compt.No. 397 and G29B in Akola District in the State of Maharashtra subject to the fulfilment of the following conditions:

- i. Legal status of the forest land shall remain unchanged;
- ii. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;



- iii. The State Government shall realize cost towards raising and maintaining of 100 numbers of trees from the User Agency
- iv. The State Government shall charge the Net Present Value (NPV) for the 0.32 ha forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No. 202/1995 and as per the guidelines issued by the Ministry;
- v. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
- vi. No tree felling shall be carried out in the forest area;
- vii. All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through **e-portal** (<https://parivesh.nic.in/>);
- viii. The State Government, Maharashtra/ Nodal Officer (FCA), Maharashtra shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (No. 2 of 2007) before issuing an order for handing over of forest land to the User Agency as per the provision of **Van (Sanrakshan Evam Samvardhan) Rules 2023**;
- ix. The muck generated under the project shall be disposed at appropriate places and in any case, muck shall not be dumped in the forest area;
- x. The pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be levelled;
- xi. The layout plan of the proposal shall not be changed without prior approval of Central Government;
- xii. No labour camp shall be established on the forest land;
- xiii. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
- xiv. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work;
- xv. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less;
- xvi. The total forest area utilized for the project shall not exceed **0.32 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. **The User**





**Agency shall furnish an undertaking to this effect;**

- xvii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India;
- xviii. Violation of any of these conditions will amount to violation of **Van (Sanrakshan Evam Samvardhan) Adhiniyam 1980** and action would be taken as per the provision of **Adhiniyam** and rules/guidelines issued there under;
- xix. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife;
- xx. The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>);

The in-principle approval shall be valid for a period of **2 years** from the date of issue of the same. After receipt of the complete compliance report, proposal will be considered for final approval. In the event of non-compliance of the above conditions within the stipulated period, this in-principle approval **shall be deemed to be null and void**;

This issues with the approval of DDGF (Central), Regional Office, MoEF&CC, Nagpur.

Yours faithfully,

  
**(C.B. Tashildar)**  
AIGF (Central)

**Copy to:**

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003.
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. User Agency.
- iv. Guard file.

  
**(C.B. Tashildar)**  
AIGF (Central)