

Sub.:- Forest Land- Dhule

Diversion of 7.65 ha Reserved forest land under section-2 of the Forest (Conservation) Act, 1980 for development & operation of four/ six laning of Bodhare (KM 390.000) to Dhule (KM 452.800) section of NH-211 (New NH No.52) at village-Borvihar & Narvhal in Dhule district 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-1618/CR-318/F-10

Dated: 18/12/2018


(Virendra Tiwari) 18/12/2018
Additional Principal Chief Conservator of Forests
(Mantralaya)

Place : Mumbai

Date : 18/12/2018

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-1618/ C.R.318/ F-10
Revenue and Forest Department,
Room No.456/461 Annex,
Hutatma Rajguru Chowk,
Madam Cama Marg,
Mantralaya, Mumbai- 400 032.
Date:- 18/12/2018

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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Sir,

The proposal has been initiated by Project Director, National Highway Authority of India, S No 10/2, Plot No 11 Mansaram Nagar, Near Circuit House, Dhule for development and operation of four/six laning of Bodhare (Km. 390.000) to Dhule (Km. 452.800) of NH 211 (New Nh No 52). at Village-Borvihar & Narvhal in Dhule District of Maharashtra State. Total non-forest area involved in the project is 203.748 Ha. The details of forest land proposed for diversion is as under:-

Item of Work	Village Name Tehsil & District	Survey No./ Gut No.	Length × Width (in Meter)	Area (in Sq.mtr.)	Area (in Ha.)	Total Area (in Ha.)	Legal Status
Four/ Six laning of Bodhare (KM 390.000) to Dhule (KM 452.800) section of NH-211 (New NH No.52)	Village- Borvihar, Tehsil & District-Dhule	196	685 × 8.03	5500	0.55	2.06	Reserved Forest
		196	680 × 22.21	15100	1.51		
	Village- Narvhal Tehsil & District-Dhule	172	1740 × 18.988	33040	3.304	5.59	Reserved Forest
		172	3370 × 6.783	22860	2.286		
Total Area (in Hectare)						7.65	Reserved Forest

2. The National Highway Authority of India (NHAI) has been entrusted for development, maintenance and management of the highways by the Govt of India under NHDP Phase-III programme. The Government of India has decided to convert some existing two lane highways into four lane highways. These projects are to be executed on DBFOT pattern. The proposed work is up-gradation of existing 2 lane highways to 4 lane highway of Bodhre to Dhule (Km-390.000 to 452.800) section of NH 211. The project road section comprises 7.5 mtr wide carriageways and shoulder width varies from 1.0 m to 2.0 m on either side. Mostly the project road has a two lane carriageway apart from some urban/semi urban stretches where the carriageway has been widened to four lane (divided and undivided). The right of way (RoW) of the project road is 60 M all along the project road. There will be 4 major bridges, 31 minor bridges, 3 vehicular underpasses and 3 pedestrian underpasses will be provided in up-gradation of existing two lane highways to four lane highways from Bodhare (Km. 390.000) to Dhule (Km 452.800) section of NH-211. There will be 2 ROB's on the proposed up-gradation of the project road. Because of the project, over all road safety situation will be improved and there will be decrease in road traffic accidents immediately after implementation of the project. Summarily, up gradation of the project road will have following benefits:-

- a) To accelerate regional economic development in terms of industry, tourism and agriculture.
- b) To reduce vehicle operating and maintenance costs by improving road conditions.
- c) To reduce travel time by minimizing congestion in urban stretches and providing a four lane facility over there.
- d) To minimize road accidents by increasing road widths, improving intersections and road geometry.
- e) The project may also generate local employment opportunities through the construction activities and local business.
- f) Abatement of ambient air and noise pollution in comparison to a do nothing situation.

3. The District Collector, Dhule has certified that the no alternate suitable non forest land is available for project.

4. The District Collector, Dhule has certified that all other alternatives for the purpose have been explored and the demand for the required forest land is the barest minimum demand.

5. Deputy Conservator of Forests, Dhule has certified that all other alternatives for the purpose have been explored and demand for the 7.65 ha forest land is the barest minimum demand.

6. Deputy Conservator of Forests, Dhule has certified that there is no violation of the Forest Conservation Act, 1980 & its guidelines.

7. Deputy Conservator of Forests, Dhule proposed 15.30 ha degraded forest land at Compartment No 327 at Village Bendrepada, Tal. & Dist. Dhule for compensatory

afforestation and certified that the land is suitable for afforestation and management purpose and is free from all sorts of encumbrances and encroachments.

8. Deputy Conservator of Forests, Dhule has certified that the proposed project is not included in the area of any National Park/Wildlife Sanctuary or nature reserve.

9. The Deputy Conservator of Forest, Dhule has certified that the proposed project is beyond 10 km of the boundaries of the protected area (National Park, Wildlife Sanctuary).

10. Deputy Conservator of Forests, Dhule certified that the proposed project is not likely to affect any monument site of cultural, historical, religions, archeological or recreational importance.

11. Deputy Conservator of Forests, Dhule has certified that the proposed project area belongs to Eco value class-III and open forest.

12. Deputy Conservator of Forests, Dhule has submitted Site Inspection Report.

13. Deputy Conservator of Forests, Dhule certified that there are 1518 trees are involved in implementation of the project.

14. The Deputy Conservator of Forest, Dhule has certified that the three alternative have been examined and proposed route bears the minimum forest area.

15. The Deputy Conservator of Forests, Dhule certified that the non-forest land involved in the project does not fall under provision of section 35 of Indian Forest Act 1927 by virtue to application of provision under Private Forest (Acquisition) Act 1975 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 Forests as intimated to the expert Committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.

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 project authority has fulfilled the compliance of FRA-2006, vide District Collector, Dhule certificate dated 27/07/2018.

18. The user agency has submitted the undertaking to defray the cost of compensatory afforestation as determined by the Forest Department.

19. The user agency has submitted an undertaking to bear the cost of trees felling from the proposed forest land.

20. Deputy Conservator of Forests, Dhule has recommended the proposal for sanction.

21. Chief Conservator of Forests, Dhule has recommended the proposal for sanction.

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) 18/12/2018
Additional Principal 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. Certificate that there is no violation of Forest (Conservation) Act, 1980
11. Certificate in Part-V

Copy to:

1. Principal Secretary, Public Works Department, Mantralaya, Mumbai.
2. 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 (CAMPA), Maharashtra State, Nagpur.
5. Chief Conservator of Forests (T), Dhule.
6. Collector, Dhule.
7. Deputy Conservator of Forests, Dhule.
8. Project Director, National Highway Authority of India, PIU, Dhule, S. No. 10/2, Plot No. 11, Mansaram Nagar, Near Circuit House, Sakri Road, Dhule-424 002.
9. Select File F-10.