

Sub.:- Forest Land- Raigad

Diversion of 0.0185 ha of protected forest land for construction of approach road to private land in Raigad district.

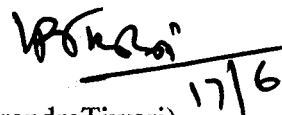
Shri. Mandar Gadkari on behalf of Shri. Ashwin Patel

PART - V

(To be filled up by the Secretary Incharge 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- 1316/CR-145/F-10
Dated: 17/06/2016



(Virendra Tiwari)
Chief Conservator of Forests (Mantralaya)

Chief Conservator of Forests (Mantralaya)
Revenue and Forest Department
Mantralaya, Mumbai 400 032

Place : Mumbai

Date : 17/06/2016

Government of Maharashtra

By Speed Post

No.FLD-1316/CR-145/F-10
Revenue and Forest Department,
Room No.456/461 Annex,
HutatmaRajguruChowk,
Madam CamaMarg,
Mantralaya, Mumbai-400 032
Dated: 17/06/2016

To,

The Additional Principal Chief Conservator of Forests (C),
Government of India,
Ministry of Environment, Forests & Climate Change,
Regional Office (WCZ),
Ground Floor, Eastern Wing,
New Secretariat Building, Opposite Old VCA Stadium,
Civil Lines, Nagpur-440001

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Shri. Mandar Gadkari on behalf of Shri. Ashwin Patel

Sir,

Shri. Mandar Gadkari on behalf of Shri. Ashwin Patel, 202, Chitra Tarangan Building, Opp. Bank of Maharashtra, Tal. Alibag, Dist Raigad has submitted a proposal for diversion of 0.0185 ha of protected forest land for construction of approach road to private land in Raigad district. The details of land proposed for diversion is as under:-

Village	Taluka	Dist.	Gut. No	Legal Status	Area in Ha.
Chambharli	Khalapur	Raigad	101 (Old Sur. No. 20)	Protected Forest	0.0185

2. The project has been initiated by Shri. Mandar Gadkari on behalf of Shri. Ashwin Patel, 202, Chitra Tarangan Building, Opp. Bank of Maharashtra, Tal Alibag, Dist Raigad for construction of approach road to private land at village Chambharli bearing survey no.16/0 with total area of 1.002 ha. There is no approach road to said private property which is adjoining to existing road passing through Protected Forest. Project site is situated at approx. 20 Km from the Panvel town. Proposed road is part of development plan in layout of Industrial Complex Rasayani approved by Bombay Metropolitan Regional Plan Board and sanctioned by the Government of Maharashtra. There is construction of building for residential purposes in the private area alongside the road in the approved development plan.

3. The Deputy Conservator of Forests, Alibag has stated that no alternate alignment is possible and the forest land required is the barest minimum.
4. No cutting and felling of trees is involved in implementation of the project.
5. There is no violation of Forest (Conservation) Act, 1980 as certified by the Deputy Conservator of Forests, Alibag.
6. The area involved does not form part of any existing National Park, Wildlife Sanctuary, and the Nature Reserve etc. as certified by the Deputy Conservator of Forests, Alibag.
7. The User Agency has submitted the compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Right) Act, 2006.
8. The proposed area belongs to Eco-value class-I and open forest.
9. The User Agency has submitted an undertaking to defray the cost of Net Present Value of the forest land proposed for diversion.
10. The Deputy Conservator of Forests, Alibag has certified that the proposed project is within 10 km of the boundaries of the Protected Area (Karnala Bird Sanctuary).
11. The Deputy Conservator of Forests, Alibag has certified that the proposed area is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
12. Deputy Conservator of Forests, Alibag has certified that the proposed area is unavoidable. There is no other alternate alignment possible as proposed road passing through forest which is very narrow patch and on both sides of their forest area & in private area, there are buildings which are already constructed.
13. The Deputy Conservator of Forests, Alibag has proposed degraded forest area 1.00 ha from protected forest Survey No. 732/A of village Chaul, Tal. Alibag, Dist. Raigad. The Deputy Conservator of Forests has certified that it is suitable for afforestation & management purpose and also free from encroachment and encumbrances.
14. List of birds & animals found in Alibag Division is enclosed in the proposal.
15. 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.

16. 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) 17/6/16
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 degraded forest land for compensatory afforestation
9. Site Inspection Report by Deputy Conservator of Forests, Alibag
10. Certificate that there is no violation of Forest (Conservation) Act, 1980
11. Certificate in Part V.

Chief Conservator of Forests (Mantralaya)
Revenue and Forest Department
Mantralaya, Mumbai 400 032

Copy to:

- 1) Principal Secretary (Tribal), Tribal Development Department, Mantralaya, Mumbai.
- 2) Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur, with reference to his letter No. : Desk-17/NC/II/ID 12436/2305/15-16, dt.11/03/2016
- 3) Additional Principal Chief Conservator of Forests (CAMPA), Maharashtra State, Nagpur
- 4) Chief Conservator of Forests (T), Thane
- 5) Collector, Raigad
- 6) Deputy Conservator of Forests, Alibag
- 7) Shri. Mandar Gadkari on behalf of Shri. Ashwin Patel, 202, Chitra Tarangan Building, Opp. Bank of Maharashtra, Tal Alibag, Dist Raigad
- 8) Select File F-10.

Received
S. N. Hongach
28888/4521
(S. N. Hongach)