



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,
apccfcetral-ngp-mef@gov.in



F.No. FC-I/MH-389/2024-NGP/ 13289

Date: 21.06.2024

To,

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

Sub: Diversion of 3.3561 ha of Forest land in favour MAHATRANSCO Ltd. for construction and laying of 132 KV Dahanu Ambesari Transmission line, for establishment of propose NHRCL's 132 KV Ambesari Transmission line in Palghar district in the state of Maharashtra- regarding.

Sir,

Please refer to the Government of Maharashtra's letter no. FLD-12A23/C.R.-345/F-10 dated 15.05.2024 and APCCF & Nodal Officer (FCA), Maharashtra Letter No. Desk-17/FCA-S1/PID-143795/Thane/2023-24/2783 dated 27.12.2023 and online proposal No FP/MH/TRANS/143795/2021 submitted by the Government of Maharashtra seeking prior approval of the Central Government under Section-2 (1) of the **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**.

After careful consideration of the proposal submitted by the State Government, I am directed to convey the Central Government's **In-principle** approval under **Section-2 (1) of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980** for diversion of **3.3561 ha** of Forest land in favour MAHATRANSCO Ltd. for construction and laying of 132 KV Dahanu Ambesari Transmission line, for establishment of propose NHRCL's 132 KV Ambesari Transmission line in Palghar district in the state of Maharashtra, subject to the fulfilment of the following conditions:

- Legal status of the forest land shall remain unchanged;
- The demarcation of the proposed forest area shall be carried out at suitable places as per the direction of the DCF concerned at the cost of the User Agency;
- Compensatory afforestation shall be taken up by the Forest Department over **6.7122 ha.** degraded Forest Land of Reserved Forest in, Survey No. 260, Gut. No. 962, Compt. No. 91 of Village- Katphal , Taluka- Sangola, District- Solapur at the cost of the User Agency;
- Compensatory afforestation shall be carried out as per the provision of Van (Sanrakshan Evam Samvardhan) Rule, 2023 in time bound manner and proper fencing and watch and ward will be ensured;**
- The State Government shall charge the Net Present Value of the diverted forest land measuring **3.3561 ha.** from the User Agency as per the orders of

the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and Ministry's guideline;

- vi. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. **The User Agency shall furnish an undertaking to this effect;**
- vii. All the funds received from the User Agency under the project shall be transferred/ deposited (<https://parivesh.nic.in/>);
- viii. **Dwarf species (especially medicinal plants) below the transmission line shall be raised and maintained by the UA at the project cost;**
- ix. Bird diverters shall be installed at suitable interval throughout the entire transmission line in consultation with the State Government and also as per the directions of Hon'ble Supreme Court from time to time at the cost of User Agency;
- x. **The User Agency shall comply with the all guidelines issued by Ministry for laying transmission lines through forest areas and the Hon'ble Supreme Court of Indian from time to time;**
- xi. The State / UA shall ensure all other approvals / permission under relevant rules/ regulation, if any required prior to commencement of the project work.
- xii. **User Agency shall obtain prior approval / permission from the Hon'ble High Court for felling of mangrove trees and also strictly comply with mitigation measures, if any at the project cost;**
- xiii. Proper labour camps shall be constructed in the non-forest area and in any case, labour camp shall not be made within the RF area;
- xiv. Before issuing of working permission or diversion order as the case may be, the State Government shall ensure settlement of rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (2 of 2007) and ensure required certificate from the competent authority in the prescribed format;
- xv. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986. if applicable;
- xvi. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
- xvii. No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work;
- xviii. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies. department or person without prior approval of Govt. of India;
- xix. The total forest area utilized for the project shall not exceed **3.3561 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;**
- xx. The User Agency and the State Government shall ensure compliance to the all acts, rules, regulation and guidelines of the Ministry, for the time being in force, as applicable to the subject project;

- xxi. Any other condition that the Regional Office, Nagpur may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;
- xxii. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under **Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980**;
- xxiii. The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>).

After receipt of the Compliance report on the above conditions, the proposal will be considered to accord final approval. The in-principle approval shall be valid for a period of **2 years** from the date of issue of the same. 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 order issues with the approval of DDGF (C), Regional Office, MoEF & CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

- i. The IGF (RoHQ), MoEF&CC, Indira Paryavaran Bhawan, Jorbagh Road Aliganj, New Delhi- 110003 **for information please.**
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
- iv. User agency.
- v. Guard file.


(C.B. Tashildar)
AIGF (Central)