

Subject: Forest Land- Nashik

Diversion of 3.48 ha. Forest land under Forest (Conservation) Act, 1980 for Gravity Scheme Nanashi Link Cut / Canal in in Village Nanashi, Tal. Dindori, Dist. Nashik (FP/MH/IRRIG/48480/2020).

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-2021/C.R.229/F-10
Dated: 22.08.2022



(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Under Secretary

Revenue and Forests Department

Hutatma Rajguru Chowk

Madam Cama Road, Mantralaya

Mumbai 400 032

Place: Mumbai.

Date: 22.08.2022

Government of Maharashtra

By Speed Post

No.FLD-2021/C.R.229/F-10
Revenue and Forest Department,
Madame Cama Road,
Hutatma Rajguru Chowk,
Mantralaya, Mumbai – 400 032.
Date: 22.08.2022

To,
Regional Officer (Central),
Integrated Regional Office,
Ministry of Environment, Forests & Climate Change,
Government of India, Civil Lines,
Nagpur-440 001.

Subject: Forest Land- Nashik

Diversion of 3.48 ha. Forest land under Forest (Conservation) Act, 1980 for Gravity Scheme Nanashi Link Cut / Canal in Village Nanashi, Tal. Dindori, Dist. Nashik (FP/MH/IRRIG/48480/2020).

The Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur has submitted proposal for diversion of 3.48 ha. Forest land under Forest (Conservation), 1980 for Gravity Scheme Nanashi Link Cut/ Canal in Village Nanashi, Tal. Dindori, Dist. Nashik in the State of Maharashtra. The details of forest land proposed for diversion is as given below: -

Sr No.	Item of work / purpose	Village,	Survey/ Gut No.	Area (in ha.)	Legal Status of Forest Land
1	Linkcut/Canal	Nanashi	141	1.25	Reserved Forest
			193	2.23	
Total Forest Land (in ha.)			3.48		

2. The proposal has been initiated by the Executive Engineer, Minor Irrigation Division, Nashik for approval under Forest (Conservation) Act, 1980. The Gravity Diversion Scheme Nanashi envisages construction of an earthen dam across local nalla and link cut/canal near Village Nanashi, Tehsil-Dindori, Dist. Nashik. The catchment area up to the dam site and collecting channel is 1.00 sq. Km. The gross yield of the project is 1.56 Mcum out of that 0.56 Mcum Stoarage will be used for Irrigation 57.00 ha. and drinking water to Nanashi and nearby villages in tribal area and remaining yield 1.00 Mcum will be diverted through like cut/canal in deficit Godawari Basin. The scheme involves construction of earthen dams, Collecting Channel and Link Cut/Canal for diverting water from west flowing basin to deficit East flowing Godawari Basin. The benefit of said proposal is as under:-

- (i) The length of link cut/Canal is minimum
- (ii) More catchment areas are available
- (iii) Comparatively less height of link cut/Canal

(iv) More command area is available

(v) Suitable site for good foundation in rock.

3. The scheme is situated in Tribal area of Dindori Tehsil and it is most essential for Irrigation to maintain an assured supply of water for increasing food production by way of double cropping and also drinking water supply in Nanashi and nearby villages. The total non-forest land involved in the project is 4.69 ha.

4.00 The Deputy Conservator of Forests, West Division, Nashik has certified that:-

- 4.1 No suitable alternate land is available and the forest land required is barest minimum
- 4.2 the area belongs to Eco-value class-I having density is 0.20 (Tropical Moist Deciduous Forests)
- 4.3 there are 21 trees required to be felled. The various species and trees is involved in implementation of the Project the Girth wise break up is as under:-

Tree Girth in Cm.										
0-30 cm	31-45 cm	46-60 cm	61-75 cm	75-90 cm	90-105 cm	105-120 cm	121-135 cm	136-150 cm	Above 150 cm	Total
0	1	4	4	2	1	3	0	3	3	21

- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance
- 4.6 there is no violation of Forest (Conservation) Act 1980
- 4.7 proposed project area for the project is not included within 10 km from the boundary of the National Park/Sanctuary. It is 67 Km from Nandur Madhmeshwar Bird Sanctuary.
- 4.8 the non-forest area 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 appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996
- 4.9 the proposed site is considered downstream of proposed site the link cut/canal not function. As the area required for the proposed site is barest minimum the proposed site for the Gravity Diversion Scheme Nanashi Link Cut/Canal, Tal. Dindori, Dist. Nashik is most suitable from Technical, Economical and forest open of view

5. The User Agency has submitted an undertaking that:-

- 5.1 to defray the cost of compensatory afforestation
- 5.2 to defray the cost of Net Present Value of the forest land proposed under diversion

6. The Collector, Nagpur has given certificate that all other alternative for the purpose have been explored and the demand for the forest land is barest minimum demand.
7. The Collector, Nashik has issued certificate under Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006.
8. The User Agency has certified that the aforesaid Environmental Clearance is not required as the command area 57.00 ha of the project is less than 2000 ha.

Details of Command area:-

a) Total Catchment area	:-	1.00 Sq.Km
b) Yield at Damsite	:-	1557.60 T.C.M (i.e. 55.00 Mcft)
c) Silt pocket	:-	8.73 T.C.M (i.e. 0.299 Mcft)
d) Proposed Utilization of Water	:-	1557.60 T.C.M (i.e. 55.00 Mcft)
e) Local Storage	:-	555.36 T.C.M (i.e. 19.61 Mcft)
f) Water available for diversion	:-	1002.24 T.C.M (i.e. 35.39 Mcft)
g) Water to be diverted to Godawari Basin	:-	1002.24 T.C.M (i.e. 35.39 Mcft)
h) Water Stored in Dam for local use	:-	555.36 T.C.M (i.e. 19.61 Mcft)

9. Compensatory Afforestation was proposed over 3.48 ha. non-forest land bearing Survey/ Gut No.13 of Village Holdarnagar, Tehsil, Tryamakeshwar, Dist. Nashik which has been already handed over to Forest Department, but this land found unsuitable for Compensatory Afforestation. Hence, Compensatory Afforestation is proposed over double degraded forest land in Survey / Gut No. 37, 38 at Village Mhasrul, Tal. & Dist. Nashik in addition to above non-forest land.
10. 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.
11. In the circumstances explained in the aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted subject to conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.

The matter may kindly be placed before the Government of India for its approval under Section-2 (ii) of the Forest (Conservation) Act, 1980, be obtained and communicated to this Government.


(Ganesh Jadhao)

Under Secretary to the
Government of Maharashtra

Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Encl: A) Set of case papers

B) The following documents are enclosed:-