

Sub:- Forest Land-Kolhapur

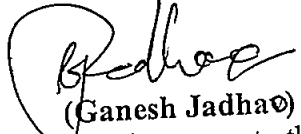
Diversion of 63.091 ha. Forest land at Kagal Tal. Kagal, Dist. Kolhapur under Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary.

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-2322/C.R.73/F-10
Dated: 08.08.2022



(Ganesh Jadha)
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: 08.08.2022

Government of Maharashtra

By Speed Post

No.FLD-2322/CR-73/F-10
Revenue and Forest Department,
Mantralaya, Mumbai - 400 032.
Dated: 08.08.2022

To,
The Secretary,
Ministry of Environment, Forests & Climate Change,
Government of India,
New Delhi.

Subject: Forest Land-Kolhapur

Diversion of 63.091 ha. Forest land at Kagal Tal. Kagal, Dist. Kolhapur under Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary.

Madam,

The Additional Principal Chief Conservator of Forests, Maharashtra State, Nagpur has submitted Proposal for diversion of 63.091 ha. Forest land at Kagal Tal. Kagal, Dist. Kolhapur under Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary. The details of forest land proposed for diversion are as under:-

Purpose	Village, Taluka	District	Gut No.	Area (in ha.)	Legal Status
Rehabilitation	Kagal	Kolhapur	200, 201, 202, 203, 204, 205	62.83	Unclassed Forest
Approach road	Kagal	Kolhapur	181	0.261	Protected Forest
Total Forest Area (ha.)				63.091	

2. Government of Maharashtra for the reasons of ecological, faunal and floral significance has notified an area of 308.97 sq.km. as Chandoli wildlife sanctuary vide notification No. WLP-1085/CR. 588/(II)/F-5, dated 16/09/1985, under the provisions of Wildlife Protection Act 1972, for the purpose of protecting, propagating and developing the wildlife therein and its environment. Thereafter Government of Maharashtra vide notification No. WLP, 1999/C.R.-117/F-1, dt. 14/05/2004 declared Chandoli Sanctuary as Chandoli National Park by adding Amboli village's geographical area of the National Park.

3. The inquiry under section 19 to 25 of Wildlife (Protection) Act, 1972 for Chandoli Wildlife Sanctuary was conducted by SDO Walwa for Shirala Tehsil, SDO Karveer for Shahuwadi Tehsil, SDO Karad for Phaltan Tehsil and SDO Chiplun for Sangmeshwar Tehsil. All these inquiry officers have completed inquiry in respect of Rights and privileges of the people and they have submitted their inquiry report to district collector.

4. Govt. of Maharashtra for the reasons of ecological, faunal and floral significance has notified 32 villages of area of 308.97 sq.km., as chandoli wildlife sanctuary vide notification No.WLP-1085/C.R.-588/(II)/F-5 dated 16-09-1985. The inquiry of the area has been completed by S.D.O. Walwa (for 19 villages), S.D.O. Karveer (for 9 villages), S.D.O. Karad (for 3 villages) and by S.D.O. Chiplun (for 1 villages) in Sangali, Kolhapur , Satara and Ratnagiri District.Out of the 32 villages in the notified area of P.A the breakup is in tabular form as under:-

Sr. No.	District	Name of SDO	Taluka	Total Number of villages	Villages submerged (already shifted)	Villages Relocated for Sanctuary	To be relocated for sanctuary villages	Villages rights continued by SDO
1	Sangali	Walwa	Shirala	19	5	12	0	2
2	Kolhapur	Karveer	Shahuwadi	9	3	6	0	0
3	Satara	Karad	Patan	3	0	0	3	0
4	Ratnagiri	Chiplun	Sangmeshwar	1	0	0	1	0
			Total	32	8	18	4	2

(In above tabular form 5 villages of Sangali District and 3 villages of Kolhapur District already shifted out side P.A. due to Warana Project only some land in above 8 villages will be acquired.)

5. Nivale, Tanali, Chandel, Tambave paiki Kulyachiwadi, Dhakale, and Sonarli Paiki Dhanagarwada villages in Shahuwadi Tahasil of Kolhapur District and some families/Khatedar of Gothane village in Sangmeshwar tahasil of Ratnagiri District are relocated in the villages of Shirol, Hatkangale and Panhala tahasil of Kolhapur District. the breakup of Area and Khatedar as villages wise is mentioned in tabular form is as under:-

Name of the Village	No. of affected persons			Land to be allotted as per Mah. Project Act 1986	Name of resettlement village at which resettlement is proposed										No of PAPS land to be allotted	Land to be allotted in ha.
	Total	Khatedar	Land less		No of PAP						Availabel forest land (ha.)					
					Name of ressettlement	Total	Khatedar	Landless	Name of village	Total forest land area (ha.)	Land for agriculture (ha.)	Land for internal approach road for agriculture purpose(ha.)	Approach road(ha.)			
Nivale, Tal- Shahuwade, Dist. Kolhapur	73	70	3	52.25 ha.	1.20 ha.	Kagal F G No 200,201,202,203,204,205	73	70	3	Kagal	62.83	53.45	9.38	0	73	63.83
						Kagal F G No 181				Kagal	0	0	0	0.261		0.261
											62.83	53.45	9.38	0.261	73	63.091
Total																
Land to be allotted in 757.77 ha. area needed for																

In above tabular form the total land to be allotted in 757.77 ha. area needed for rehabilitation for person of Chandoli Wildlife Sanctuary.

6. In Nivale village, there are 162 eligible families who are to be rehabilitated. Out of this, 89 families are relocated and rehabilitated in Wathar tarf Wadgao, Taluka Hatkanangale and 73 families are relocated and rehabilitated in Galgale, Taluka Kagal in Kolhapur District. For 73 Khatedars of Village - Galgale, Taluka-Kagal, District Kolhapur, the revenue department had allotted an approximate area of 16 hectare for agriculture use. After land acquisition process was completed by Revenue Department on private land, the person whose land was acquired was aggrieved in matter and filed Writ Petition No.11259/2014 & 11616/2014 in Hon. High Court of Mumbai.

Nivale, Tal-Shahuwade, Dist. Kolhapur	73	70	3	52.25 ha.	1.20 ha.	Kagal F.G. No 200,201,202,203,204,205	73	70	3	Kagal	62.83	53.45	9.38	0	73	63.83
										Kagal F.G. No. 181	0	0	0	0.261		0.261
Total											62.83	53.45	9.38	0.261	73	63.091

10. Details of villages which were already relocated and the details of inviolate area vis-a-vis diverted area are as under:-

Chandoli National Park							
Details of area affected, area required for and made available for rehabilitation							
Sr. no	District	Village	No. of PAPs	Year of relocation	Area Affected (Area Vacated due to rehabilitation)(ha.)	Area required for rehabilitation	Area made available for rehabilitation
1	Sangli	Rundiv	27	1997	17.87	29.60	12.83
2		Javali	29	1997	28.24	34.80	15.81
3		Chandoli Kd.	37	1997	185.57	57.20	23.7
4		Gave	20	1997	29.14	27.20	10.99
5		Lotiv	60	1997	183.23	84.40	41.91
6		Nivale	33	1997	178.62	51.20	26.68
7		Aloli	4	1997	13.81	6.40	4.17
8		Vetti	56	1997	229.10	75.20	44.67
9		Petlond	83	1997	157.92	105.20	48.13
10		Takale	109	1997	208.62	134.00	124.91
11		Zolambi	122	1999	349.51	163.20	46.39
12		Nandoli	96	1997	117.99	92.00	41.23
13		Khundapurpart	31	1997	67.38	43.20	10.67
14		Chandoli Bk. Part	156	1995	197.83	170.00	101.74
15	Kolhapur	Chandel	123	1998	109.17	104.53	3.41
16		Dhakale	171	1998	234.31	163.02	31.86
17		Nivale	162	1999	159.38	130.67	22.92
18		Tanali	94	1998	125.6	94.13	18.92
19		Sonarli	81	1999	48.03	49.69	13.18
20		Tambave	60	1998	40.25	45.33	22.17
21	Ratnagiri	Gothane	174	2000/2012	873.85	170.40	22.00
Total			1728		3555.42	1831.37	688.29

11.0 Village Nivale Tal. Shahuwadi Dist. Kolhapur is rehabilitated in two different villages of Kolhapur district namely village Galgale Tal. Kagal Dist. Kolhapur and village Wathar Tal. Hatkanangale dist. Kolhapur. At village Galgale there was problem of original land holder and Govt. regarding land aquisition. So he filled Writ Petition in Hon. High Court Mumbai. Hon. High Court Mumbai given its decision against Govt. Order of aquisition process. So issue was become serious after longtime of rehabilitation process. So people who rehabilitated in village Galgale demanded land in same tahsil. So present proposal is submitted for clearance under Forest

(Conservation) Act, 1980. There is no alternative land available for distribution to project affected persons.

12. The Deputy Conservator of Forests, Kolhapur has certified that:-


- 12.1 No suitable alternate land is available and the forest land required is the lowest minimum.
- 12.2 The area belongs to Eco-value class-III having density is above 0.4.
- 12.3 The Project involves felling of total **34705** number of trees for implementation of the project.
- 12.4 The proposed area does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve.
- 12.5 The Proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
- 12.6 There is no violation of the Forest (Conservation) Act 1980.
- 12.7 The Proposed project is not within 10 kms from the Wildlife Sanctuary and National Park.

13. Remarks of Chief Wildlife Warden:-

‘As the land acquired from the project affected persons is more than the land required for their rehabilitation, there is no objection to accord approval to the proposal of disforestation of 63.091 ha. forest land for 73 project affected persons at village Kagal.’

14. The Chief Conservator of Forests, Kolhapur has conveyed that the proposed Forest land has been transferred to Forest Department under Patgaon Irrigation Project as a land for Compensatory Afforestation.
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.

In the circumstances explained in aforesaid paragraphs and enclosures, the State Government recommends that the said forest land may be allowed to be diverted subject to the conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur. The matter may kindly be placed before the Government of India under Section-2 of the Forest (Conservation) Act, 1980 and may be decided appropriately.


(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:-

1. Prescribed form as per Rules.
2. Area Statement
3. Brief note of the project
4. Site Inspection Report.
5. Certificate in Part V.

Copy:

1. Principal Chief Conservator of Forests (Wildlife), Nagpur
2. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur
3. Additional Principal Chief Conservator of Forests and Nodal Officer, Nagpur with reference to his letter No.Desk-17/Nodal/Kolhapur/ID-12880(28)/2596/2021-22, Dt.03.03.2022
4. Chief Conservator of Forests (T), Kolhapur
5. Deputy Conservator of Forests, Kolhapur
6. Select File (F-10)