

Government of Maharashtra

No.FLD-1923/CR-252/F-10

Revenue and Forest Department.

Mantralaya. Mumbai - 400 032.

Dated:-25.08.2023

To,

Deputy Director General of Forests (Central),
Regional Office, MoEF&CC,
Government of India. Civil Lines, Nagpur.

Subject: Forest Land- Ahmednagar.

Diversion of 3.27 ha. forest land under section – 2 of the Forest (conservation), 1980 for construction of Upper Pravara Right Bank Canal Nilwande Dam Project in Taluka-Rahuri, Dist. Ahmednagar, in the State of Maharashtra.
(FP/MH/Canal/150569/2021)

The Additional Principal Chief Conservator of Forests, Maharashtra State, Nagpur has submitted proposal for diversion of 3.27 ha. forest land under section – 2 of the Forest (conservation), 1980 for construction of Upper Pravara Right Bank Canal Nilwande Dam Project in Taluka-Rahuri, Dist. Ahmednagar, in the State of Maharashtra.

The details of forest land proposed for diversion are as under:-

Sr. No.	Name of Component	Name of Village	Survey No.	Length	Width	Area (in ha)	Legal Status
1	Diversion of 3.27 ha. forest land for construction of Uppar Pravara Right Bank Canal Nilwande Dam Project	Tambhere, Tal. Rahuri, Dist. Ahmednagar	345	405	40	1.62	Reserved Forest
			344/3	550	30	1.65	
Total Forest land (in ha.)						3.27	

2. The proposal has been initiated by the Executive Engineer, Upper Pravara Dam Division. sangamner for diversion of 3.27 ha. Reserve Forest land under section-2 of the Forest (Conservator) Act, for Construction of Upper Pravara Right Bank Canal Nilwande in Taluka Rahuri, District Ahmednagar in the State of Maharashtra. The Government of India has accorded final vide its letter no &18797 FC Dated 23/01/2002 for diversion of 383.46 ha Forest Upper Pravara Dam design. Sangamner for Upper Pravara (Nilwande-2) Project Tal Akole Dist. Ahmednagar. After approval so said proposal work of Nilwande dam has been

completed. current stage work of main canal is in progress. The night bank canal is of total 97 Km length which passing through 69 villages and will rest in total irrigation of 20395 ha. for this canal total 53.30 forest and already been diverted by Central Government. The left bank canal is of total 85 Km length which is passing through 113 villages and will result in total irrigation of 43865 ha. for this canal total 82.31 ha. already been diverted by Central Government for the proposal of total 383.46 ha. in which land required for right bank canal at in village Tambhere Tal. Rahuri Ahmednagar gut no. 344/3 area 1.65 ha. is not included considering this land is portion of Government non irrigated land and land acquisition of same land portion is done by collector at that time. But while scrutiny of documents from Forest Department it is observed that this portion of land is Reserved Forest Area. Considering above facts, these land acquisition proposal of required for right bank canal 3.27 ha. is prepared as per section -2 of Forest (Conservation) Act, 1980. No other alternative non forest land is available for this alignment due to field conditions. After execution of this portion of main canal total 1261.74 ha. from village Tambhere and 8089 ha. from Rahuri Taluka will come under irrigation and ultimately helps to achieve planned irrigation potential.

3. The Deputy Conservator of Forests, Ahmednagar has certified that:-

- 3.1 No alternate ligament is possible and the forest land required is minimum.
- 3.2 There is no violation of FCA, 1980.
- 3.3 Compensatory Afforestation is proposed over 3.27 ha. non-forest land in Survey/Gut No.108, at Village-Warvandi, Talaka Rahuri District Ahmednagar and it is contiguous, suitable for afforestation and management purpose, it is also free from encroachment and encumbrances.
- 3.4 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.
- 3.5 Proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
- 3.6 The proposed project is not included in any National Park or Wild Life Sanctuary or Nature reserve.
- 3.7 There are 109 trees cutting and felling involved in the project. Girth wise details is as under

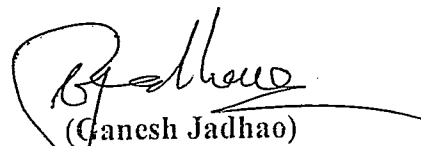
0-30	31-60	61-90	91-120	121-150	151-180	180 Above	Total
4	74	24	7	6	0	0	109

- 3.8 The proposed project area belongs to Eco-value class-III having density below 0.01. (Open Forests)
- 3.9 Proposed project is beyond 10 Kms from the boundary of the Protected Area (Sanctuary and National Park)

4. **The User Agency has submitted undertakings:-**

- 4.1 to defray the cost of compensatory afforestation.
- 4.2 to defray the cost of Net Present Value of the forest land proposed for diversion.
- 4.3 to submit compliance under FRA-2006.

5. 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.
6. 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 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 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

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Area Statement
3. Commitment from the Applicant for defraying the cost of Net Present Value & Compensatory Afforestation.
4. Brief note of the project
5. Site Inspection Report.
6. Certificate in Part V.

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

Copy:

1. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur.
2. Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State Nagpur with reference to his letter No.Desk-17/FCA-S1/PID-150569/Nashik/846, Dt.20.06.2023.
3. Chief Conservator of Forests (T), Nashik.
4. Deputy Conservator of Forests, Ahmednagar.
5. Executive Engineer, Uppar Pravara Dam Division, sangamner
6. Select File (F-10).

Subject:- Forest Land- Ahmednagar.

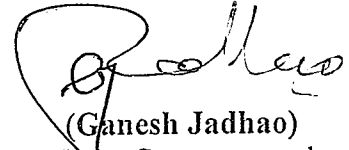
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PART - V

(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. No.FLD-1923/CR-252/F-10
Dated: 25.08.2023



(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: 25.08.2023