

Sub.: Forest Land-Nagpur.

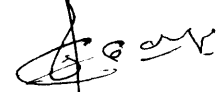
Diversion of 28.667 ha. of Forest Land for construction of
Brahmapuri-Armori section (km 7.300 to 48.400) of Nagpur-
Umred-Naghbir National Highway(NH-353 D).

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-2018/C.R.214/F-10
Dated: 18.07.2018



(C.D. Tarange)

Under Secretary to the
Government of Maharashtra

Under Secretary
Revenue and Forest Department
Maharashtra
Madan Mohan Malaviya
Bhamburda Road, Nagpur

Place: Nagpur

Date: 18.07.2018

Government of Maharashtra

No.FLD-2018/ C.R.214/ F-10
Revenue and Forest Department,
Hutatma Rajguru Chowk,
Madame Cama Road, Mantralaya,
Mumbai-400032
Date:- 18.07.2018

To,

The Additional Principal Chief Conservator of Forests (Central),
Government of India,
Ministry of Environment, Forests & Climate Change,
Regional Office, West Central Region,
Ground Floor, East Wing,
New Secretariat Building, Civil Lines,
Nagpur-440 001.

Sub:- Forest Land-Nagpur.

Diversion of 28.667 ha. of Forest Land for construction of
Brahmapuri-Armori section (km 7.300 to 48.400) of Nagpur-
Umred-Naghbir National Highway(NH-353 D).

Sir,

Additional Principal Chief Conservator of Forests and Nodal Officer has
submitted a proposal for diversion of 28.667 ha of Forest Land for construction of
Brahmapuri-Armori section (km 7.300 to km 48.400) of Nagpur-Umred-Naghbir
National Highway (NH-353 D).

2. The details of proposed forest land for diversion are as follows:

Sr. No.	Purpose	Village	Compt No.	Survey No.	Area (in ha.)	Legal Status
1	construction of Nagpur-Umred-Naghbir, Brahmapuri-Armori section of NH-353D	Bhivapur	43-PF & 404-RF	----	4.800	Reserved Forest
			----	147	0.012	Zudpi Jungle (FD)
			----	24	0.4095	Zudpi Jungle (RD)
			----	139	0.08	Protected Forest
			356-PF	17	1.3685	FDCM
				30	0.81	
2		Pachgaon	328-PF	446	0.81	Protected Forest
				447	0.621	

				459	0.588	
3		Champa	348-PF	168	0.5405	Protected Forest
				169	0.1058	
				167	0.7032	
				178	0.027	Zudpi Jungle (RD)
				70	0.207	
				166	0.078	
				160	0.0084	
				156	0.0325	
4		Uti		48	0.0805	
			49	0.115		
	----		119	0.042	Zudpi Jungle (FD)	
5	Ukarwahi	370-PF	64	1.188	Protected Forest	
			66	0.18		
			98	0.572		
			132/1	0.325		
			127	0.225		
			106	1.15		
		-----	92	0.0384	Zudpi Jungle (RD)	
6	Udasa	385-PF	38	2.6595	Protected Forest	
			44	3.1225		
		-----	36	0.0585	Zudpi Jungle (RD)	
		-----	45	0.2400		
		-----	47	0.042		
		-----	48	0.135		
7	Khapri (Raja)	----	76/1	1.6575	Zudpi Jungle notified under Section-4 of IFA, 1927	

			----	86	0.4872	Zudpi Jungle (FD)
			----	87	0.979	Zudpi Jungle (RD)
8		Davalimeth	----	1/1	1.5065	Zudpi Jungle notified under Section-4 of IFA, 1927
			----	18	1.625	Zudpi Jungle (FD)
9		Welsakhara	----	209	0.285	Zudpi Jungle (RD)
			----	212	0.06	
10		Gangapur	----	10	0.336	Zudpi Jungle (RD)
			----	11	0.18	
11		Umrer	----	517	0.056	Zudpi Jungle (RD)
			----	514	0.12	
Total Forest land (in ha.)					28.6670	

Abstract:

Sr. No	Purpose	Legal Status	Area (ha)
1	Construction of Nagpur-Umred-Naghbir, Brahmapuri-Armori section of NH-353D	Reserved Forest	4.8000
2		Protected Forest	12.8705
3		Zudpi Jungle notified under Section-4 of IFA, 1927	3.1640
4		Zudpi Jungle (FD)	2.1662
5		Zudpi Jungle (RD)	3.4878
6		FDCM	2.1785
Grand Total			28.6670

- The proposal has been initiated by Project Director, NHAI, PIU, Nagpur for Construction of Nagpur-Umred-Naghbir, Brahmapuri-Armori section of NH-353D in the State of Maharashtra to two/four lane with paved shoulder (package-IA Start km 7.300 to End Km 48.400) under Forest (Conservation) Act, 1980. This project road predominantly has a carriageway width ranging

from intermediate to two lane configurations with earthen shoulder 0.5 to 1.5 m on both sides except at a few locations. Paved shoulders are observed at cope up with the increasing traffic. Being a national highway, the project road requires minimum up gradation to two lane with paved shoulder configuration. Entire length of the stretch passes through plain terrain, this section has gentle horizontal geometry mostly straight. Vertical geometry needs substantial improvement to meet HFL criteria as per IRC SP 73 2015. Inadequate carriageway width and lack of adequate safety appurtenances including including highway lighting at build up areas are major causes for accident along the stretch. The junctions present at the built-up areas are lacking channelization, signs, place identification boards, marking and maintenance. The pedestrian crossing facilities such as zebra crossings and signs are nowhere observed.

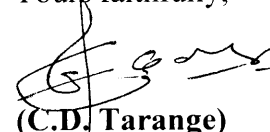
The total length of the project stretch is 41.100 km of which 13.595 km is passing through forest area. The proposed widening requires diversion of 28.667 ha. of forest land in Pachgaon, Khapri, Vihir-Gaon, Dawlimet, Champa, Uti, Bhiwapur, Ukadwahi, Welsakhara, Udasa, Gangapur & Umred Tahil Nagpur, Kuhi & Umred District Nagpur. The Project is administratively approved by Government of India, Ministry of Road Transport and Highways Notification published in the Gazette of India vide No.RW/NH-6/12037/91/2015-MAH (P-6.),dt.29/04/2016. The project is demarcated on Survey of India Top sheet No. 55P/5 and the village wise forest area lies within Latitude and Longitude is 20°56'45.04" and 79°14'41.51" to 20°56'43.3" and 79°14'40.6".

4. The Deputy Conservator of Forests, Nagpur Forest Division, Nagpur has certified that no alternate alignment is possible and the forest land required is the lowest minimum.
5. Project involves felling of 1508 trees.
6. The Deputy Conservator of Forests, Nagpur has certified that the proposed project is beyond the boundary of Eco Sensitive Zone of Umred-Karhandla Wildlife Sanctuary.
7. The Deputy Conservator of Forests, Nagpur has certified that the proposed area does not form part of any existing National Park, Wildlife Sanctuary, and Nature Reserve etc.
8. The Deputy Conservator of Forests, Nagpur has certified that proposed project is not likely to affect monumental site of cultural, historical, religious, archeological or recreational importance.
9. The Deputy Conservator of Forest, Nagpur has given suitability certificate for 58.014 ha in compartment No.403-RF village North Umred, Umred/Nagpur taluka & District for rehabilitation and upgradation of NH-353D Nagpur Umred Section Km. 7.300 to 48.00 (Package-IA) and found

it to be suitable for afforestation and management and, it is free from encroachment and any encumbrances.

10. The Deputy Conservator of Forests, Nagpur has certified that 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.
11. The Deputy Conservator of Forests, Nagpur has certified that there is no violation of Forest (Conservation) Act 1980.
12. The User Agency has given an undertaking to defray the cost of Net Present Value.
13. The User Agency has agreed to defray the cost of compensatory afforestation over 58.014 ha. of degraded Forest Land.
14. The User Agency has submitted the certificates of Collector, Nagpur under Schedule Tribes and Other Traditional Forest Dweller's (Recognition of Forest Rights) Act 2006 issued vide letter No.Rev/B-1-a/C.R.20/W.S.1077/2018, dt.12/07/2018 in prescribed format Form- I as per Government of India guidelines dated 5/7/2013 with all annexures as required.
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,



(C.D. Tarange)
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. Certificate regarding minimum demand for forest land for the project
3. Area Statement.
4. Index map of suitable scale.
5. Brief note of the project from the Project Authority
6. Map of ~~forest~~^{degraded} forest land for Compensatory Afforestation
7. Site Inspection Report.
8. Certificate that there is no violation of Forest (Conservation) Act, 1980.
9. Certificate in Part-V

Copy to:

1. 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/I/I.D-850/17-18, dated 13.07.2018.
3. Additional Principal Chief Conservator of Forests (CAMPA), M. S., Nagpur.
4. Chief Conservator of Forests (T), Nagpur.
5. Collector, Nagpur.
6. Project Director, NHAI, PIU, Nagpur.
7. Select File F-10.