

भारत सरकार / Government of India,
संघ प्रदेश दा.न.ह. एवं द.दी. प्रशासन / UT Administration of D.N.H. and D.D.,
कार्यपालक अभियंता का कार्यालय / Office of the Executive Engineer,
लोक निर्माण विभाग / Public Works Department,
मल्टी-ऑफिस कॉम्प्लेक्स, मोटी दमण / Multi-Office Complex, Moti Daman.
दमण - ३९६२२० / Daman - 396 220.

No.EE/PWD/WD-I/DMN/TB/2024-25/1555

Date : 21/02/2025.

To,
The Chief Conservator of Forest and Nodal Officer (FCA),
U.T. Administration of DNH and DD,
Forest Conservation,
Vidyut Bhavan, Kachigam,
Nani Daman - 396 210

Sub:- Diversion of 0.97 Ha. Forest land for Sea front Road Development at Jampore in the Union Territory of Daman.

Ref:- GoI, MoEF's letter no. File No.6-DNB050/2017-BHO/1047, dated 22/01/2018.

Sir,

With reference to the necessary Stage I clearance/ In-Principle approval from the Regional Office of MoEF&CC, Bhopal vide letter GoI, MoEF's letter no. File No.6-DNB050/2017-BHO/1047, dated 22/01/2018 for diversion of 0.97 Ha. of Reserved Forest land for our project "Sea front Road Development at Jampore in the Union Territory of Daman".

We submit here under the compliance report against In-Principle approval for diversion of 0.97 Ha. of Reserved Forest land at Village Jampore, Moti Daman.

Sr. No.	Condition	Compliance
1	The legal status of the forest land shall remain unchanged.	This condition is noted and agreed.
2	Forest land will be handed over to the User Agency only after the User Agency has got possession of non-forest land, if any, required for the project.	Complied. Non-forest land/ Alternate Land is already handed over to forest Department, Daman.
3. a)	Compensatory Afforestation shall be taken up by the Forest Department over 1.00 ha non forest land, Survey No. 71, Village-Moti Daman, Machiwad, Daman at the cost of the User Agency. Compensatory afforestation will be of a mix of local indigenous species and monoculture of species will be avoided. The CA will be maintained for 10 years.	Agreed. The cost of CA of Rs.40,02,393/- & NPV Rs.9,10,830/-, Total Rs. 49,13,223/- has already paid by the user agency through the NEFT / RTGS CHALLAN for CAMPA Funds, Corporation Bank, Delhi. (details enclosed herewith from page 08 to 14).
3. b)	The cost of Compensatory Afforestation and its maintenance for 10 years shall be deposited in advance at prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation, erection of boundary pillars etc. on the CA land shall be deposited in advance with the Forest Department by the User Agency. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.	Complied. The cost of CA of Rs.40,02,393/- & NPV Rs.9,10,830/-, Total Rs.49,13,223/- has already paid by the user agency through the NEFT / RTGS CHALLAN for CAMPA Funds, Corporation Bank, Delhi. (details enclosed herewith from page 08 to 14). Survey, demarcation and erection of permanent pillars on the CA land were already done as directed by the Forest, Department, Daman.

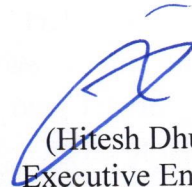
3. c)	Land identified for CA shall be clearly depicted on a Survey of India Toposheet of 1:50,000. The bearing of each corner point and distances between two successive points will be recorded along with the GPS readings of Geo coordinates (Latitudes & Longitudes).	Complied. The required Map of Survey of India Toposheet and the GPS readings of Geo coordinates (Latitudes & Longitudes) for CA is enclosed herewith from page 15 to 16 .
3. d)	Survey of India Toposheet map, Geo-referenced map and KML file of CA land shall be uploaded on e.portal and submitted to this office before issuance of working permission, as in case of linear project.	Complied. Uploaded on e.portal and above maps is also submitted to the DCF, Daman vide E-mail dated 12/06/2017. (details enclosed herewith from page 17 to 19).
4. a)	Net Present Value (NPV) : a) The State Government shall charge the "Net Present Value" (NPV) for the 0.97 ha of forest land to be diverted under the proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008 and 09/05/2008 in IA No. 566 in WP (Civil) no.202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-I/1998-FC(Pt. II) dated 18/09/2003 as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05.02.2009 in this regards.	Complied. Net Present Value (NPV) was transferred to the DAMAN AND DIA CAMPA. The cost of CA of Rs.40,02,393/- & NPV Rs.9,10,830/-, Total Rs.49,13,223/- has already paid by the user agency (details enclosed herewith from page 08 to 14).
4. b)	Additional amount of the NPV of the diverted forest land if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on the receipt of the report from the expert Committee, shall be charged by the State Government from the user agency, which shall furnish an undertaking to this effect.	This condition is noted and agreed.
5	All the funds received from the User Agency under the project shall be transferred / deposited in CAMPA fund only through e.portal (http://forestclearance.nic.in).	This condition is noted and agreed.
6	The user agency shall submit the FRA certificate in prescribed format before issuance of working permission, as in case of linear project.	Copy of the FRA certificate is enclosed here at page 20 .
7	The user agency shall obtain CRZ clearance, if required before issuance of working permission, as in case of linear project.	Complied. CRZ clearance of the Project is obtained may please see at Agenda Item No.3 of page No.2 & 3, from the Coastal Zone Management Authority, Daman & Diu vide minutes of meeting No.PCC/ DDCZMA/Meetings/2019-20 dated 07/10/2019 (copy of minutes of the meeting is enclosed from page 21 to 30).
8	Felling of trees: Project shall restrict the felling of trees upto 457 numbers in the diverted forest land and the trees shall be felled by the State Forest Department with strict supervision.	This condition is noted and agreed.
9	No additional or new path shall be constructed inside the forest area for transportation of construction materials for execution of the project work.	This condition is noted and agreed.

10	No labour camp shall be established on the forest land.	The user agency agrees that the no labour camp will be established on the forest land.
11	Proposed labour camps outside the forest area are to be dismantled and removed. The labourers shall be sent back immediately after the completion of the work.	This condition is noted and agreed.
12	The User Agency shall provide alternate fuel to the labourers working at the site to avoid damage / felling of trees.	The user agency agrees to provide fuels preferably alternate fuels to the labourers and the staff working at the site to avoid any damage and pressure on the nearby forest areas.
13	The User Agency shall ensure that because of this project, no damage is caused to the Wildlife.	This condition is noted and agreed.
14	Relevant directions contained in various notifications issued by the Central Government under the provisions of the Environment (Protection) Act, 1986 and Environment (Protection) Rules, 1986 made there under and as amended from time to time regarding use of fly ash shall be fully complied with.	This condition is noted and agreed.
15	Muck disposal, if required, shall be taken up as per the scheme approved by the Forest Department.	This condition is noted and agreed.
16	Soil conservation measures, if required, shall be taken up by the User Agency for which fund should be provided as per the current rate of works.	This condition is noted and agreed.
17	The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concreting pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar.	This condition is noted and agreed.
18	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The user agency agrees that the layout plan of the proposal will not be changed without the prior approval of Central Government.
19	Road side plantation & plantation on the central verge shall be raised by the User Agency as per the standard norms.	This condition is noted and agreed.
20	All statutory provisions under various Acts, rules there under and guidelines applicable to this project shall be strictly adhered to.	This condition is noted and agreed.
21	The forest land shall not be used for any purpose other than that specified in the project proposal.	The user agency agrees that the forest land will not be used for any purpose other than that specified in the proposal.
22	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government.	This condition is noted and agreed.
23	Speed governing sinages shall be erected along the road at regular intervals.	This condition is noted and agreed.
24	The user agency shall construct, if required, under &/or over passes for movement of wild animals	If required, user agency is agreed to provide the same.

	etc. in consultation with the State Forest Department.	
25	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of User Agency or the project life whichever is less.	This condition is noted and agreed.
26	The User Agency shall submit compliance report as on 1 st January of every year to Nodal Officer of the State.	The user agency agrees to submit compliance reports as on 1 st January of every year to the Nodal Officer of the State.
27	The State Government shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31 st July of every year.	Yes. The State Forest Department shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31 st July of every year.
28	Statutory provisions under various Acts, rules made there under and guidelines applicable to this project shall be strictly adhered to.	This condition is noted and agreed.
29	Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation and development of forests & wildlife.	This condition is noted and agreed.
30	The compliance report shall be uploaded on e.portal (http://forestsclearance.nic.in).	The user agency agrees to upload the compliance report.

Considering above facts, it is requested to do the needful for obtaining of Stage II /Final clearance from MOEF & CC at the earliest please.

Yours faithfully,



(Hitesh Dhuka)
Executive Engineer,
PWD, WD-I, Daman.
Email :eepwd-dmn-dd@nic.in

Encl:- As above.

Copy to:

- 1) The Director (ROHQ), Ministry of Environment, Forest and Climate Change, AGNI, C-Wing, Indra Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi -110003, for kind information please.
- 2) The Conservator of Forest, DNH & DD for kind information please.
- 3) The Deputy Conservator of Forest, regional Office Western Region, Kendriya Parayavaran Bhavan, Link Road No.3, Ravishankar Nagar, Bhopal -462016, Email:rowz.bpl-mef@nic.in
- 4) The Deputy Conservator of Forest, Daman & Diu for information please.
- 5) Assistant Engineer, SD-II (R), PWD, Moti Daman for necessary action please.



सत्यमेव जयते

भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FOREST AND
CLIMATE CHANGE

क्षेत्रीय कार्यालय, पश्चिम क्षेत्र
Regional Office, Western Region,
"केन्द्रीय पर्यावरण भवन"
लिंक रोड नं-3, Link Road No. 3
E-5, रविशंकर नगर/Ravi Shankar Nagar,
भोपाल (म.प्र.)/Bhopal-462016 (M.P.)
टेलीफैक्स / Telefax-2426615, 2465496, 2463102
अणुडाक / E-mail: rowz.bpl-mef@nic.in

File No. 6-DNB050/2017-BHO/1047

----- Date 22/01/2018

To,

The Secretary (Forests)
Department of Environment, Forest and Wildlife
Secretariat, Silvassa
Dadra and Nagar Haveli (UT).

Sub.: Diversion of 0.97 Ha. of Reserved Forest Land for sea front road development at Jampore Beach in the Union Territory of Daman.

Sir,

I am directed to refer to Chief Conservator of Forests/ Nodal Officer (FCA-1980) No. DCF/FCA/DMN/01/2016-17/20 dated 17.11.2017 on the above mentioned subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980.

After due consideration of the above proposal of the State Government, the undersigned, on behalf of the Central Government, is hereby directed to convey **in-principle** approval for diversion of 0.97 Ha. of Reserved Forest Land for sea front road development at Jampore Beach subject to the following conditions:-

1. Legal status of the forest land shall remain unchanged.
2. Forest land shall be handed over to the User Agency only after the User Agency has got possession of non-forest land, if any, required for the project.
3. Compensatory Afforestation : -
 - a) Compensatory Afforestation shall be taken up by the Forest Department over **1.00 ha non forest land**, Survey No. 71, Village-Moti Daman, Machiwad, Daman at the cost of the User Agency. Compensatory afforestation will be of a mix of local indigenous species and monoculture of species will be avoided. The CA will be maintained for 10 years.
 - b) The cost of Compensatory Afforestation and its maintenance for 10 years shall be deposited in advance at prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation, erection of boundary pillars etc. on the CA land shall be deposited in advance with the Forest Department by the User Agency. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.
 - c) Land identified for CA shall be clearly depicted on a Survey of India Toposheet of 1:50,000. The bearing of each corner point and distances between two successive points will be recorded alongwith the GPS readings of Geo coordinates (Latitudes & Longitudes).
 - d) Survey of India Toposheet map, Geo-referenced map and KML file of CA land shall be uploaded on e.portal and submitted to this office before issuance of working permission, as in case of linear project.

0.97ha
Jampore Beach

17/1/18

4. **Net Present Value (NPV) :**
- a) The State Government shall charge the "Net Present Value" (NPV) for the **0.97 ha** of forest land to be diverted under the proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008 and 09/05/2008 in IA No. 566 in WP (Civil) no. 202/1995 and as per the guidelines issued by the Ministry vide letters No. 5-1/1998-FC(Pt. II) dated 18/09/2003 as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05.02.2009 in this regards.
 - b) Additional amount of the NPV of diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency, which shall furnish an undertaking to this effect.
5. All the funds received from the User Agency under the project shall be transferred / deposited in CAMPA fund only through e.protal (<http://forestsclearance.nic.in>).
 6. **The user agency shall submit the FRA certificate in prescribed format before issuance of working permission, as in case of linear project.**
 7. The user agency shall obtain CRZ clearance, if required before issuance of working permission, as in case of linear project.
 8. Felling of trees: Project shall restrict the felling of trees upto 457 numbers in the diverted forest land and the trees shall be felled by the State Forest Department with strict supervision.
 9. No additional or new path shall be constructed inside the forest area for transportation of construction materials for execution of the project work.
 10. No labour camps shall be established on forest land.
 11. Proposed labour camps outside the forest area are to be dismantled and removed. The labourers shall be sent back immediately after the completion of the work.
 12. The User Agency shall provide alternate fuel to the labourers working at the site to avoid damage / felling of trees.
 13. The User Agency shall ensure that because of this project, no damage is caused to the Wildlife.
 14. Relevant directions contained in various notifications issued by the Central Government under the provisions of the Environment (Protection) Act, 1986 and Environment (Protection) Rules, 1986 made there under and as amended from time to time regarding use of fly ash shall be fully complied with.
 15. Muck disposal, if required, shall be taken up as per the scheme approved by the Forest Department.
 16. Soil conservation measures, if required, shall be taken up by the User Agency for which fund should be provided as per the current rate of works.
 17. The boundary of the diverted forest land shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar.
 18. The layout plan of the proposal shall not be changed without prior approval of the Central Government.


0.97 ha

Jampson Beach

17/11/18

19. Road side plantation & plantation on the central verge shall be raised by the User Agency as per the standard norms.
20. All statutory provisions under various Acts, rules there under and guidelines applicable to this project shall be strictly adhered to.
21. The forest land shall not be used for any purpose other than that specified in the project proposal.
22. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Central Government.
23. Speed governing sinages shall be erected along the road at regular intervals.
24. The user agency shall construct, if required, under &/or over passes for movement of wild animals etc. in consultation with the State Forest Department.
25. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of User Agency or the project life whichever is less.
26. The User Agency shall submit compliance report as on 1st January of every year to the Nodal Officer of the State.
27. The State Government shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31st July of every year.
28. Statutory provisions under various Acts, rules made there under and guidelines applicable to this project shall be strictly adhered to.
29. Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation and development of forests & wildlife.
30. The compliance report shall be uploaded on e.portal (<http://forestsclearance.nic.in>).

The compliance report on condition Nos. 3, 4, 5, 6 and 30 shall be sent to this office. Transfer of Forest land to User Agency shall not be affected by the State Government till the formal approval for diversion of forest land is issued by the this office.



(B. Abhay Bhaskar)
Dy. Conservator of Forests

Copy to:-

1. The Director (ROHQ), Ministry of Environment, Forest and Climate Change, AGNI, C-Wing, Indira Paryavaran Bhawan, Jor Bagh Road, Aliganj, New Delhi-110003.
2. The Chief Conservator of Forests and Nodal Officer (FCA), Department of Environment, Forest and Wildlife, Secretariat, Silvassa, Dadra and Nagar Haveli (UT).
3. The Dy. Conservator of Forests, Forest Division Daman & Diu, Daman 396220.
4. The Executive Engineer, Public Works Department, WD I, Fort Area, Daman.
5. Order file.



(B. Abhay Bhaskar)
Dy. Conservator of Forests

0.97ha

Jampore Beach

pg. 7

GOVERNMENT OF INDIA
ADMINISTRATION OF U.T OF DAMAN AND DIU
OFFICE OF THE ASSISTANT ENGINEER



ADMINISTRATION OF DAMAN AND DIU

Office of the Chief Conservator of Forest

Secretariat, Moti Daman



F.T.S. No. 67/DCF/2018

F. No. DCF/DMN/FCA/641/2017-18/394

Dated: 19 February, 2018

To,

The Executive Engineer,
Public Works Department,
WD- I,
Fort Area, Moti Daman.

Subject:- Diversion of 0.97 Ha of Reserved Forest land for Sea front road development at Jampore Beach in the UT of Daman- reg.,

Ref:- GoI, MoEF's letter No. 6-DNB 050/2017-BHO/914 dated 22/01/2018.

Sir,

Please find enclosed herewith a letter No.6-DNB 050/2017-BHO/1047 dated 22/01/2018, received from the Dy. Conservator of Forests(C), MoEF&CC, Regional office, Bhopal (copy enclosed).

In this regard, you are requested to submit the points wise compliances as stated in the letter to this office at the earliest.

Further, you are requested to pay 9,10,830/- (Rupees nine lakhs, ten thousand, eight hundred and thirty only) towards Net Present Value of land and 40,02,393/- (Rupees Forty lakhs, two thousand, three hundred and ninety three only) towards Compensatory Afforestation including maintenance for 10 years **through challan** generated through **online mode** in favour of Compensatory Afforestation Fund (CAF) Daman and Diu and copy of the proof/ evidence may be submitted to this office.'

The formal order for diversion of forest land will be issued after the above conditions are complied. In no case the work will be started without a formal order from the Regional office, MoEF&CC, Bhopal.

Encl: As above.

Yours faithfully,

**Chief Conservator of Forests/
Nodal Officer,
Daman & Diu and
Dadra & Nagar Haveli,
Moti Daman.**

Handwritten notes:
20/1/2018/ AE-II
for u-c
19/2/18
M. put up
on file
for 'x'

भारत सरकार,
संघ प्रदेश दमण एवं दीव प्रशासन,
कार्यपालक अभियंता का कार्यालय,
लोक निर्माण विभाग, प्रभाग सं. - १
मोटी दमण.

सं. लोकनिवि/कार्य.अभि./2019-2020/ 2681

दिनांक :- 06/06/2019.

To,
The Chief Conservator of Forsts / Nodal Office,
Daman & Diu,
Dadra & Nagar Haveli,
Secretariat,
Moti Daman.- 396 220.

Sub:- Transfer of Fund for Diversion of 0.97 Ha of reserved forest land for Sea front road development at Jampore Beach in the UT of Daman – reg.,

Ref:- Your letter No. F. No. DCF/DMN/FCA/641/2017-18/394, dated:-19/02/2018.

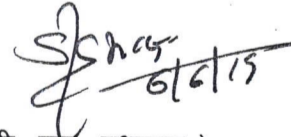
Sir,

The Administrator, U.T. of Daman & Diu has accorded sanction vide Order No.PWD/DMN/E- /AA & ES 2018-19/670, dated:- 13/11/2018, for Rs. 9,10,830/- (Rupees Nine Lakhs Ten Thousand Eight Hundred Thirty Only), towards Net Present Value towards of land and Rs.40,02,393/- (Rupees Forty Lakhs Two Thousand Three Hundred Ninety Three Only) towards compensatory Afforestation (CAF) for the work of **“Development of Sea Front from Jampore Beach to Light House at Moti Daman.,”** (Copy of the order is enclosed)

In this regard, it is to inform that this office has already made payment of Rs.49,13,223/- (Rupees Forty Nine Lakhs Thirteen Thousand Two Hundred Twenty Three Only) vide this office RTGS letter No.EE/PWD/DMN/AB/2018-19/D-546, dated:-06/06/2019, on account of payment towards **“Diversion of 0.97 Ha of reserved forest land for Sea front road development at Jampore Beach in the UT of Daman – reg.,”**

Kindly acknowledge receipt of the said payment RTGIS payment letter and Order No. EE/PWD/DMN/AB/2018-19/D-546, dated:-06/06/2019, are enclosed herewith. Also Hand receipt in this contact is enclosed for receipt of the above payment which may kindly be signed duly stamped, pre-receipted and returned to this office for records.

भवदीय,



(डी. एस. प्रभाकर)

कार्यपालक अभियंता,

लो. नि. वि., प्रभाग सं- १, मोटी दमण.

Email:-eepwd-dmn-dd@nic.in

Phone No.:-0260 2230926.

Copy To:-

- (1) The Superintending Engineer / Chief Engineer, PWD, Daman.
- (2) The Dy. Secretary (PWD), Daman.
- (3) The Assistant Engineer SD- II, Nani Daman.

१७-९

संघ प्रदेश दमण एवं दीव प्रशासन / U.T. Administration of Daman & Diu
कार्यपालक अभियंता कार्यालय/ O/o Executive Engineer, PWD, WD-I
मोटी दमण /Moti Daman.

सं.लो.नि.वि./दमण/लेखावि./लो.नि.वि./2018-19/ ①-546

दिनांक 06/06/2019

सेवा में,
शाखा प्रबन्धक,
भारतीय स्टेट बैंक,
मोटी दमण.

विषय : भुगतान के बारेमें।

महोदय,

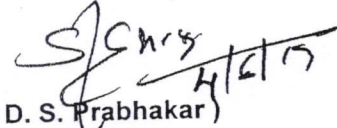
कृपया भुगतान हेतु निम्नानुसार चैक प्राप्त करें।

क्र.सं.	चैक सं.	दिनांक	राशि
1	600648	04.06.2019	49,13,223/-

संविदाकार का नाम, खातासंख्या एवं उनके खाते में जमा की जानेवाली राशि का विवरण निम्नानुसार है:-

क्र.सं.	संविदाकार फार्मकानाम एवं पता	राशि	बैंक का नाम एवं शाखा का पता	बचतचालू/खातासंख्या	आई.सी. ए.जी.टी.आर.ए.एस./ याकोडसंख.स
1	DAMAN AND DIA CAMPA	49,13,223/-	Corporation Bank, Delhi	150666126759558	CORP0000371

भवदीय


(D. S. Prabhakar)

कार्यपालक अभियंता, /Executive Engineer,

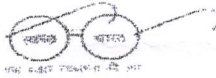
लो.नि.वि., नि.प्र.सं- .I / P.W.D-I

मोटी दमण/ Moti Daman.

Email: eepwd-dmn-dd@nic.in

Official Tele Phone No.: 0260-2230926/ 2230422

संलग्नक - उपयुक्त।



Copy to: Mr. Asstt. P.W.D. WD-I, Moti Daman.

HAND RECEIPT

CERTIFICATE

Certified that a note of ~~refund~~ of S.D. has been taken against the original entry in cash book item No..... for the month of as well as in the register of P.W.D., Deposit item No..... in the month of

(Central P.W.D. Code, Paragraphs 212, 218 and 234)

(To be used as Simple forms vouchers for all miscellaneous payment and advances for which none of the special forms 24, 25, 26, and 27 are Suitable).

Division - I

Sub Division - II

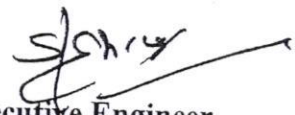
Cash Book Voucher No.

Dated :

Release of FDR-

Pay be Cheque Rs. **49,13,223/-**

(2) Paid by me


Executive Engineer
PWD, WD-I, Daman

Received from the Sub Divisional Officer - in charge of Sub Division the sum of Rs. **49,13,223/-** (Rupees Forty nine lakhs thirteen thousand two hundred twenty three only). Name of work of Purpose for which payment is made towards the work of **Development of Sea Front from Jampore Beach to Light House at Moti Daman. AA&ES No.PWD/DMN/E- /AA & ES/2018-19/6700 dated 13/11/2018, Rs.9,10,830/- present value of land and Rs. 40,02,393/- towards compensatory Afforestation (CAF) "**.

Dated :-**31/05/2019.**

(Amount in

Vernacular)

Witness

SIGNATURE OF PAYEE

STAMP

The Officer authorizing payment should initial date pay order after according work cheque or cash as the cash may be.

The person actually making the payment should initial and date payment Certificates (2) In case of works the accounts of which are kept by sub heads the amount chargeable to each sub head should be specified by the Disbursing Officer.

Payment should be attested by same known person when the payee's acknowledgement is given by mark, seal or thump impression.

HAND RECEIPT

Name of Work :- 'Development of Sea Front from Jampore Beach to Light House at Moti Daman. AA&ES No.PWD/DMN/E- /AA & ES/2018-19/6700 dated 13/11/2018, Rs.9,10,830/- present value of land and Rs. 40,02,393/- towards compensatory Afforestation (CAF) '.


Name of Agency : -DAMAN AND DIA CAMPA,

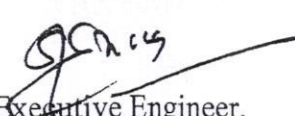
Budget Head : 5054 – C. O. on Roads & Bridges
04 - District & Other Roads
337 - Road Works.
01 - Construction of Roads & Bridges
01.00.53- Major Works.

1. Payment towards Net Present Value of land Rs. 9,10,830/-
2. Payment towards Compensatory Afforestation Rs. 40,02,393/-

Now to be paid Total Rs. 49,13,223/-

Passed and pay for Rs. 49,13,223/- (Rupees Forty nine lakhs thirteen thousand two hundred twenty three only).


Divisional Accountant,
PWD, WD-I, Daman.


I/c. Executive Engineer,
PWD, WD-I, Daman

J/3/2018

NEFT RTGS CHALLAN

207
C/13

AGENCY COPY	
NEFT / RTGS CHALLAN for Ad-HOC CAMPA	
Date : 03-10-2018	
Agency Name.	EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT WD I D
Application No.	6126759558
MoEF/SG File No.	6-DNB050/2017-BHO
Location.	DAMAN AND DIA
Address.	Office of the Executive Engineer, PWD WD - I, For Damam
Amount(in Rs)	4913223/-
Amount in Words :Forty-Nine Lakh Thirteen Thousand Two Hundred and Twenty-Three Rupees Only	
NEFT/RTGS to be made as per following details;	
Beneficiary Name:	DAMAN AND DIA CAMPA
IFSC Code:	CORP0000371
Pay to Account No.	150666126759558 Valid only for this challan amount.
Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11, CGO Complex, Phase I, Lodhi Road, New Delhi -110003
<ul style="list-style-type: none"> This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only This challan is valid only for seven days. 	

BANK COPY	
NEFT / RTGS CHALLAN for Ad-HOC CAMPA	
Date : 03-10-2018	
Agency Name.	EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT WD I D
Application No.	6126759558
MoEF/SG File No.	6-DNB050/2017-BHO
Location.	DAMAN AND DIA
Address:	Office of the Executive Engineer, PWD WD - I, For Damam
Amount(in Rs)	4913223/-
Amount in Words :Forty-Nine Lakh Thirteen Thousand Two Hundred and Twenty-Three Rupees Only	
NEFT/RTGS to be made as per following details;	
Beneficiary Name:	DAMAN AND DIA CAMPA
IFSC Code:	CORP0000371
Pay to Account No.	150666126759558 Valid only for this challan amount.
Bank Name & Address:	Corporation Bank Lodhi Complex Branch, Block 11, CGO Complex, Phase I, Lodhi Road, New Delhi -110003
<ul style="list-style-type: none"> This Challan is strictly to be used for making payment to CAMPA by NEFT/RTGS only This challan is valid only for seven days. 	

After making successful payment, User Agencies may send a line of confirmation through
Email: helpdeskampa@corpbank.co.in

Pg-13

Online payment history made by User Agency under CAMPA

▼ Help



Sno.	Proposal Detail	Application_No	Application No (New)	Date of IN-PRINCIPLE	Amount to be Paid/Amount Paid (in Rs.)	Payment Status	Payment Detail	Demand Letter
1	FP/DD/ROAD/26759/2017 (../viewreport.aspx?pid=FP/DD/ROAD/26759/2017) Seafront Road Development at Jampore Beach at Moti Daman	ROAD267592017558	6126759558	22 Jan 2018	CA: 4002393/-Addl CA 0/- PCA: 0/-, CAT: 0/- Safety Addl PA 0/- Zone: 0/-, Other Charges 0/- NPV: 910830/- Other Charges10/- Other Charges20/- Other Charges30/- Total : 4913223/-	✓ Paid	Fund Demand Verified by : 03 Oct 2018 Nodal Officer On Bank Name : Corporation Bank Mode of Payment : NEFT/RTGS (Challan) Challan Generated On : 28 Sep 2019 Transaction Date : 01 Oct 2019	Demand Letter (../writereaddata/Fundpdf/1011312281215KSW1QPWDDamanDemandNote.pdf) Generated Challan (../UserAccount/Neft_ChallanCorp.aspx?pid=ROAD267592017558)



SWACHH BHARAT

(HTTPS://SWACHHBHARAT.MYGOV.IN/)



Power To Empower

(WWW.DIGITALINDIA.GOV.IN)

(HTTPS://DATA.GOV.IN/)



(HTTPS://INDIA.GOV.IN/)



(HTTPS://WWW.MYGOV.IN/)

Open Government Data (OGD) Platform India



MeitY

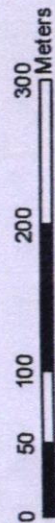
PROPOSED ALTERNATE LAND FOR DIVERSION OF FOREST FOR JAMPORE SEA FRONT DEVELOPMENT

Pg. 12
Pg. 15



Legend

- Proposed Diversion Land
- Road



Assistant Engineer
PWD, Sub-Division No. II,

PROPOSED ALTERNATE LAND FOR
DIVERSION OF FOREST FOR
JAMPORE SEA FRONT DEVELOPMENT

20°24'20.96"N
72°49'41.35"E

20°24'20.75"N
72°49'42.26"E

20°24'09.52"N
72°49'40.46"E

20°24'09.49"N
72°49'41.48"E

Legend

Proposed Diversion Land



Asst. Engineer

PWD, Sub Division No. II,



Subject: **Submission of Toposheet and geo reference drawing/layout for alternate forest land for Jampore Beach front development**

To: ccf-dnh@nic.in

Cc: eepwd-dmn-dd <eepwd-dmn-dd@nic.in>

Date: 12/06/17 10:42 AM

From: Assistant Engineer <ae2pwddmn@gmail.com>

img152.jpg (1.3MB)

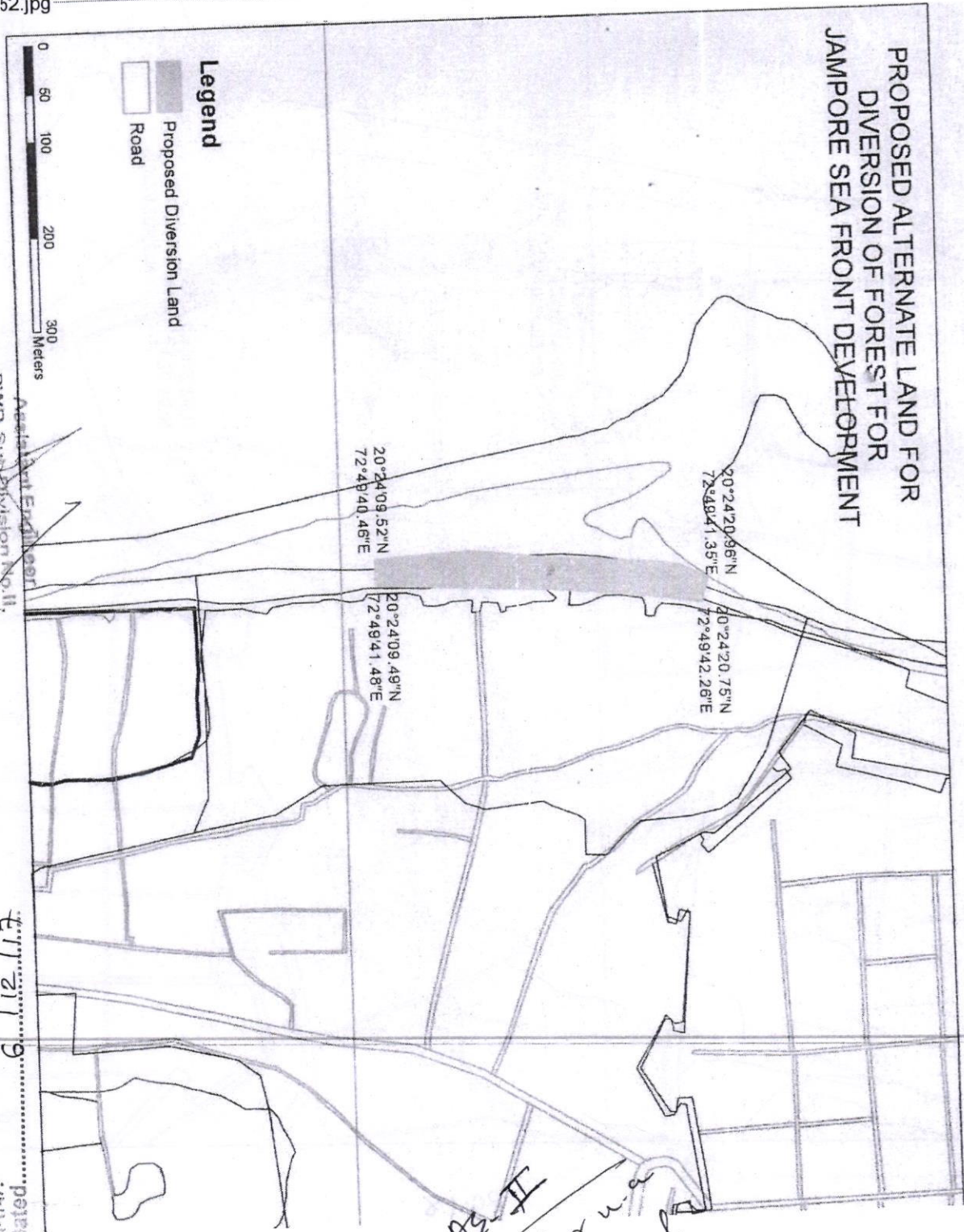
img153.jpg (1.6MB)

Sir,

Please find enclose herewith the Toposheet and geo reference drawing/layout for alternate forest land for Jampore Beach front development as per the discussion of forest department.

Thanking You sir

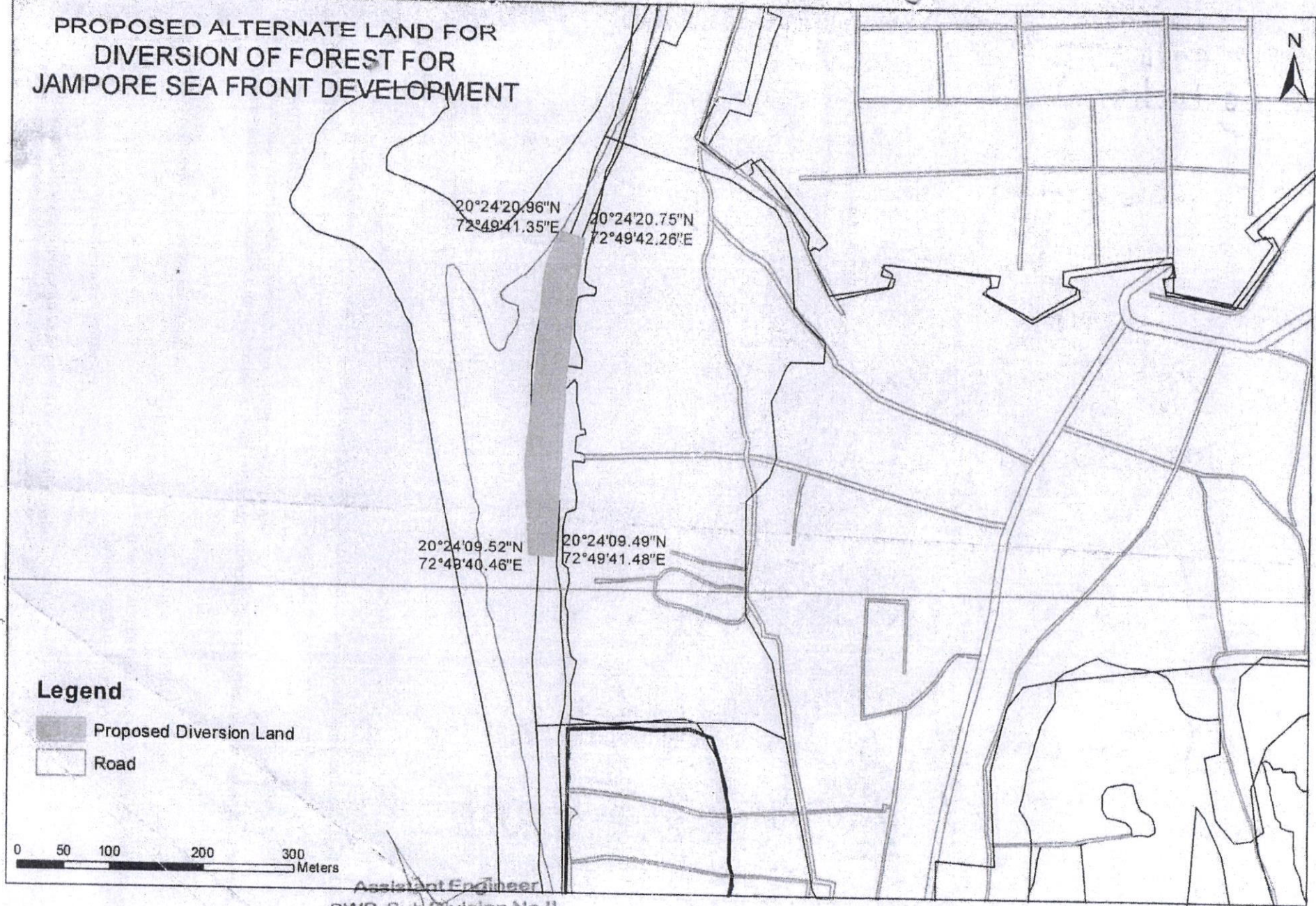
img152.jpg



P.W.D.-S.D.-II, Daman.
Inward No. 4828
Dated 11/12/17

आस्थापक अभियंता का कार्यालय
Office of the Executive Engineer
लोक निर्माण विभाग, जाम्पोर-9, दमण.
P.W.D., W.D.-I, Daman.
आस्थापक अभियंता का कार्यालय
Office of the Executive Engineer
लोक निर्माण विभाग, जाम्पोर-9, दमण.
P.W.D., W.D.-I, Daman.
Inward No. 6414
Dated 06/12/17

PROPOSED ALTERNATE LAND FOR DIVERSION OF FOREST FOR JAMPORE SEA FRONT DEVELOPMENT



PROPOSED ALTERNATE LAND FOR DIVERSION OF FOREST FOR JAMPORE SEA FRONT DEVELOPMENT



Monument
Courts
Hospital

20°24'20.96"N 20°24'20.75"N
72°49'41.35"E 72°49'42.26"E

ATO
Monument

20°24'09.52"N 20°24'09.49"N
72°49'40.46"E 72°49'41.48"E

Legend

Proposed Diversion Land

0 85 170 340 510 Meters

Assistant Engineer
PWD, Sub Division No. II,
ANI DAMAN.

18.19

U.T. ADMINISTRATION OF DADRA & NAGAR HAVELI AND DAMAN & DIU
OFFICE OF THE COLLECTOR AND DISTRICT MAGISTRATE,
COLLECTORATE, DHOLAR, DAMAN - 396 220.

No. 2/2/AE/PWD/SD-II/DMN/2024-25 Forest Dwelling ST/135 Date: - 20/02/2025

FORM - I
(For linear project)

TO WHOMSOEVER IT MAY CONCERN

In compliance of the Ministry of Environment and Forest (MoEF), Government of India's letter No. 11-9/98-FC(pt) Dated 3rd August 2009 wherein the MoEF issued guidelines on submission of evidences for having initiated and completed the process of settlement of rights under the scheduled Tribes and other Traditional Forest Dwellers (Recognition of Forest Right) Act, 2006 (FRA) on the forest land proposed to be delivered for non-forest purposes read with MoEF's letter dated 5th February 2013 wherein MoEF issued certain relaxation in respect of liner projects. It is certified that 0.97 hectare of forest land proposed to be diverted in favour of Executive Engineer, PWD, Daman for Sea front road development at Jampore Beach in the UT of Daman.

It is further Certified that:

- (a) The complete process for identification and settlement of rights under the FRA has been carried out for the entire 0.97 Hectare of forest area proposed for diversion. A copy of records of all consultations and meetings of the Forest Rights Committee(s), Gram Sabha(s), Sub-Division Level Committee(s) and the District Level Committee; **NOT APPLICABLE (As per MoEF letter dated 5th February 2013).**
- (b) The diversion of forest land for facilities managed by the Government as required under section 3 (2) of the FRA have been completed and the Gram Sabhas have given their consent to it; **NOT APPLICABLE (As per MoEF letter dated 5th February 2013).**
- (c) The proposal does not involve recognized right of primitive Tribal Groups and pre-agriculture communities.


Collector,
Daman.

MINUTES OF THE MEETING OF DAMAN & DIU COASTAL ZONE MANAGEMENT AUTHORITY HELD ON 17.9.2019 AT 03.30 PM AT CONFERENCE HALL, SECRETARIAT, MOTI DAMAN.

Following members/representatives/ invitees of Daman & Diu Coastal Zone Management Authority (DDCZMA) attended the meeting;

1. Dr. K. Ravichandran, CCF/Secretary (Environment & Forests), DD & DNH/ Chairman, DDCZMA, Daman.
2. Shri Rakesh Minhas, Collector, Daman/Member Secretary, Pollution Control Committee/DDCZMA, D&D, Daman
3. Smt. Saloni Rai, Collector, Diu/Member, DDCZMA (through Video Conferencing)
4. Dr. Badarees KO, Scientist, Representative of Director, National Centre for Sustainable Coastal Management (NCSCM), Anna University Campus, Chennai -600025 /Member, DDCZMA.
5. Shri Ratheesh Ramakrishnan, Sci./Engineer, from the Director, Space Application Centre, Jodhpur Tekra, Ambawadi/Vistar, Ahmedabad, Gujarat.
6. Ms. Charmie Parekh. Dy. Collector, Daman/Chief Town and Country Planner, Daman- Member, DDCZMA.

Following members of DDCZMA did not attend the meeting;

1. Shri. Vaibhav Vikhari, Deputy Secretary, Fisheries, Daman- For Director, Fisheries, DD/Member DDCZMA.
2. Representative of Mangrove Society of India, 48, Nirmiti, Sagar Society, Dona Paula, Goa-403004

Leave of absence was granted to above members.

2. At the outset, the Chairman welcomed all present and commenced the meeting.

APPROVAL OF THE MINUTES OF THE DAMAN & DIU COASTAL ZONE MANAGEMENT AUTHORITY MEETING HELD ON 02/04/2019.

The Minutes of the meeting of Daman & Diu Coastal Zone Management Authority (DDCZMA) held on dated 02/04/2019 were discussed and approved.

AGENDA ITEM NO. 1: COASTAL ZONE MANAGEMENT PLAN OF THE UT OF DAMAN & DIU TO BE PREPARED AS PER CRZ NOTIFICATION NO. GSR-37(E) DATED 18/01/2019

The Member Secretary, DDCZMA briefed that in its meeting held on 02/03/2019, it was decided that the Coastal Zone Management Plan based on CRZ Notification 2019 will be prepared by NCSCM, Chennai.

In this regard a request letter was sent to Sustainable Coastal Management (NCSCM), Chennai for the preparation of CZMPs of Daman & Diu in accordance with the CRZ Notification - 2019. The NCSCM, Chennai sent a Draft Contract Agreement

containing the final proposal for preparation of Coastal Zone Management Plans (CZMPs)- 2019 of Daman & Diu, in accordance with the CRZ Notification -2019 along with details of cost and other terms and condition.

The Daman & Diu Coastal Zone Management Authority has sent acceptance of the terms and conditions of draft contract agreement containing the final proposal for preparation of Coastal Zone Management Plans (CZMPs) – 2019 of Daman & Diu, in accordance with the CRZ Notification, 2019 submitted by NCSCM vide letter dated 24/07/2019 and requested NCSCM to submit the Proforma invoice for the 1st instalment for advance payment along with the contract agreement. The final agreement is pending for signing.

The status was placed before the DDCZMA and it was decided to request NCSCM to prepare and submit the draft CZMP for Daman and Diu at the earliest.

AGENDA ITEM NO. 2. DECISION ON NGT ORDER DATED 21/08/2019 IN THE MATTER OF APPEAL NO. 10/2019- NARESH RANCHHOD TANDEL & ANRS APPELLANT V/S DAMAN & DIU COASTAL ZONE MANAGEMENT AUTHORITY & ANRS.

The Member Secretary, DDCZMA informed the members that Hon'ble National Green Tribunal Principal Bench, New Delhi vide Order dated 21/08/2019 in the matter of Appeal No. 10/2019- Naresh Ranchhod Tandel & Anrs (Appellant) V/S Daman & Diu Coastal Zone Management Authority & Anrs(Respondent) dismissed the appeal.

As per para 4 of NGT order dated 21/08/2019 which said "we do not find any ground to interfere with the impugned order. Learned Counsel for the appellant submits that there are certain statutory amendments conferring rights on appellant even if the impugned order is upheld. We do not express any opinion in this regard as the issue has not been raised in the appeal nor raised before the original authorities. The appeal is dismissed"

The matter was placed before the DDCZMA for perusal and discussion and it was informed that the appellant has moved to Hon'ble Supreme Court to challenge the above order and wherein Hon'ble Supreme Court ordered to maintain status quo. The issue was discussed by DDCZMA members and the Member Secretary is asked to take action to file a petition to vacate the status quo and reply affidavit in the court.

AGENDA ITEM NO. 3.: PROPOSAL FOR CRZ CLEARANCE FOR SEA FRONT DEVELOPMENT FROM JAMPORE BEACH TO LIGHT HOUSE (FTS: 46087)(FILE NO. 2/2/PWD/SD-III/ 2017-18).

The Member Secretary, DDCZMA briefed that the Executive Engineer PWD, WD-I submitted a proposal for CRZ clearance for seafront development from Jampore

beach to light house in Moti Daman area was discussed and in principle approval was given to said project. The development of sea front road development from Jampore beach to light house will improve the connectivity of the villages viz. Jampore, Dholar, Damanwada, Junprim and Moti Daman and ease out the traffic flow, thereby benefits the local residents, commuters and the tourists. The project will also improve the tourists/visitors flow. Since it is a permissible activity, the Daman & Diu Coastal Zone Management Authority in principle approved the construction of Sea Front Road development from Jampore beach to light house subject to submission CRZ map in 1:4000 and superimposing the layout of the project in the map and the categories of CRZ areas in the vicinity.

Now the Executive Engineer submitted the said details of the proposal vide Letter No. EE/PWD/WD-I/DMN/2019-2020/3896 Dated 12/08/2019. The map in 1:4000 scale prepared by Institute of Remote Sensing, Anna University, Chennai superimposing the proposed development of sea front road from Jampore Beach to Light House of Length 3330.02 m, Moti Daman, U. T. of Daman on approved CZMP as per the CRZ Notification- 2011. The Authority, after detailed discussion and deliberations, concluded that the construction of said road in the proposed alignment will not disturb the mangroves and other ecologically sensitive areas. The road will provide much needed connectivity for the villages and alleviate the problem of traffic congestion in Moti Daman city.

The Daman & Diu Coastal Zone Management Authority approved the proposed project subject to the terms and conditions of local Town & Country Planning Department and CRZ Notification and fulfilling the following conditions.

- a. The proposed activity should be undertaken as per the provisions of CRZ notifications and guidelines/clarifications given by MoEF&CC from time to time.
- b. The construction debris are not dumped in beach and CRZ areas
- c. There shall not be any arrest or prevent the flow of natural drains/nallans and should ensure proper flow as per tidal fluctuations
- d. No beach sand should be used for the development
- e. Mangroves, if any should not be destroyed or cut
- f. All other required permission must be obtained including clearance under Forest Conservation Act, 1980 and other statutory authorities.

AGENDA ITEM NO. 4: CRZ CLEARANCE FOR NEW CIRCUIT HOUSE BUILDING ON SEA FACE ROAD, NANI DAMAN AREA : PTS NO. 45/58, NANI DAMAN SIZE OF PROJECT: 3945.15 SQ. MTS. (GF+6 STOREY) (FIS : 75948) (FILE NO. 2/2/ AE/PWD/SD-II/2018-19/)

The Member Secretary, DDCZMA briefed that the Executive Engineer, PWD I submitted a proposal for clearance for New Circuit House at Nani Daman near sea face

road. The construction of the project has already been completed and is on the landward side of the existing road and other structures, and the activity is permissible and falls in CRZ II as per CRZ notification, 2011.

All other norms of the building bye laws and town and country planning Rules have been followed. The Circuit House is essential to cater to the increasing inflow of officials visiting the UT of Daman & Diu and also, for other visitors. It has been agreed to forward the proposal to MoEF&CC for approval and the project proponent was asked to submit the maps in 1:4000 scale superimposing the proposed construction of New Circuit House building on Sea Face Road at Nani Daman, UT of Daman on approved CZMP as per CRZ Notification-2011. The Executive Engineer, PWD-I submitted the required details for the said proposal vide letter No. EE/PWD/WD-I/DMN/2019-2020/3896-A Dated 12/06/2019.

The Daman and Diu Coastal Management Authority deliberated the issue and decided to forward the proposal to MoEF&CC for *ex post facto* approval for construction of Govt. Circuit House as the activity is permissible activity and falls in the developed area of CRZ II and no other rules and guidelines have been violated.

The Daman and Diu Coastal Zone Management Authority has asked the Member Secretary, DDCZMA to forward the proposal along with all the necessary documents.

AGENDA ITEM NO.5:CRZ CLEARANCE FOR SEA FRONT ROAD, AND BEAUTIFICATION OF DEVKA BEACH AT NANI DAMAN KM 0/0 TO 6/380 (FILE NO. SE/PWD/DMN/F-4/2018-19 (FTS : 72968) RECEIVED FROM THE EXECUTIVE ENGINEER-WD-I, PWD, DAMAN REGARDING CRZ CLEARANCE

The Member Secretary, DDCZMA briefed that Executive Engineer, PWD-I, Daman submitted a proposal for clearance under CRZ for sea front road and beautification of Devka beach area at Nani Daman which includes construction of gabion structures to check the erosion on the seaward side, pedestrian path and road on the landward side with lighting and landscaping. The total project area is 15.47 Ha. The Project does not attract the provisions of EIA Notification No. S.O.1533(E) dated 14/09/2006. The proposed sea front road also passes through Forest areas in some stretches for which proposal for clearance under Forest Conservation Act, 1980 is also submitted to Regional Office, Bhopal. Since the entire alignment of the road passes through the land ward side and through ecologically sensitive areas like mangroves, etc and the forest areas is having casuarina plantation and construction of road connecting the settlements, villages is a permissible activity, the proposal was considered.

The development of sea front road and beautification of Devka beach will improve the connectivity of the villages viz. Devka, Marvad and Katharia and ease out

the traffic flow, as the existing road is having heavy traffic flow and frequent jams due to added flow of tourists. Thus, the proposed road will not only provide connectivity and approach from the seaside to the villages but also increase the tourists/visitors flow thereby benefits the local residents, commuters and the tourists. It was also informed that this road is necessary and will act as an alternate route in case of any emergencies including natural calamity.

The project proponent submitted all the documents required except the CRZ map in 1: 4000 scale superimposing the seafront road. The authority in its earlier meeting deliberated and accorded in principle approval and asked the project proponent to submit the pending details. The Executive Engineer, PWD -I, Daman submitted the CRZ map in 1:4000 scale superimposing the proposed Sea front road and beautification of Devka Beach of length Km 0/0 to 6/380 on approved CZMP as per CRZ Notification - 2011 vide letter No. EE/PWD/WD-I/AB/DMN/2019-2020/4266 Dated 03/09/2019. It is informed that Stage I clearance under Forest (Conservation) Act, 1980 for the said project has also been accorded by MoEF&CC.

It was also informed to the members of DDCZMA that a Public Interest Litigation (No. 21970/2019) is filed in the High Court of judicature at Bombay by Shri Jitendar P. Maru – Petitioner V/s Administrator of Daman & Diu & Ors – Respondents. DDCZMA is one of the Respondents and a reply based on the facts and records will be submitted.

The Authority, after detailed discussion and deliberations, concluded that the construction of said road is a permissible activity, the proposed alignment of the road is falling in the landward side and not disturbing the mangroves and other ecologically sensitive areas including the flow as per tidal fluctuations. The road will provide much needed connectivity for the villages and alleviate the problem of traffic congestion in Devka, Marwad and Nani Daman city areas.

The Daman & Diu Coastal Zone Management Authority approved the proposed project subject to the terms and conditions of local Town & Country Planning Department and CRZ Notification and fulfilling the following conditions.

- a. The proposed activity should be undertaken as per the provisions of CRZ notifications and guidelines/clarifications given by MoEF&CC from time to time.
- b. The construction debris are not dumped in beach and CRZ areas
- c. There shall not be any arrest or prevent the flow of natural drains/nallahs and should ensure proper flow as per tidal fluctuations
- d. No beach sand should be used for the development
- e. Mangroves, if any should not be destroyed or cut
- f. All other required permission must be obtained including clearance under Forest Conservation Act, 1980 and other statutory authorities.

AGENDA ITEM NO. 6: PROPOSAL FOR CRZ CLEARANCE FOR THE CONSTRUCTION OF GOVERNMENT ENGINEERING COLLEGE BUILDING AT VARKUND, NANI DAMAN (FTS; 88356) (FILE NO. PCC/DDCZMA/DAMAN-48/2018-19)

The Member Secretary, DDCZMA briefed that All the documents were submitted by the Project proponents except for (a) CRZ map in 1:4000 scale, drawn up by any of the agencies identified by the Ministry of Environment, Forest and Climate Change vide its Office Order number J-17011/8/92-IA III, dated the 14th March, 2014 using the demarcation of the HTL or LTL, as carried out by NCSCM, (b) Project layout superimposed on the CRZ map duly indicating the project boundaries and the CRZ category of the project location as per the approved Coastal Zone Management Plan under this notification

The project falls under CRZ-III (No Development Zone) and a very small portion of the proposed college building comes under intertidal zone of CRZ 1B. The small portion of the intertidal zone CRZ 1B i.e. the area between the HTL and LTL at the proposed site is not having any ecological sensitive area. As per clause 8 I(ii) (b) and 8(III)(A)(iii)(j) of CRZ Notification, 2011 Construction of Schools in CRZ 1B area and CRZ III No Development Zone, which are required for the local inhabitants may be permitted on a case to case basis by Coastal Zone Management Authority. The proposal is for construction of Government Engineering College, which is an educational facility, very much required for the local inhabitants and may come under the purview of schools. Accordingly, The DDCZMA has agreed to forward the proposal to NCZMA, MoEF&CC for approval and requested the Project proponent to submit the CRZ maps in 1: 4000 scale.

The Principal, Govt. Engineering College, Daman submitted the details vide letter No. 33.0-EST-GEC/CRZ/2019-20/212 Dated 13/09/2019, has submitted a report prepared by Institute of Remote Sensing, Anna University, Chennai – superimposing the details of the proposed Government Engineering College building at Varkund Village, Nani Daman UT of Daman on approved CZMP as per the CRZ Notification-2011

The Daman and Diu Coastal Management Authority deliberated the issue and decided to forward the proposal to NCZMA, MoEF&CC for approval of the proposal for construction of Govt. Engineering College, an educational institution for the benefit of local inhabitants since construction of school is a permissible activity and no other rules and guidelines have been violated.

The Daman and Diu Coastal Zone Management Authority has asked the Member Secretary, DDCZMA to forward the proposal along with all the necessary documents.

AGENDA ITEM NO. 7: PROPOSAL RECEIVED FROM M/S TERRACES RESORT, PLOT NO. 38, DEVKA, DEVKA, DAMAN FOR THE CLEARANCE.

The Member Secretary, DDCZMA briefed the details of the said proposal received vide application dated 02/04/2019 from M/s The Terraces Resort, Plot No. 38, Devka, Daman for CRZ permission.

The Member Secretary, DDCZMA informed that in the said plot No. 38, Devka village, construction of the commercial (hotel) property admeasuring a built up area of 11318.70 sq.m (approx.) with lower ground floor, upper ground floor, first floor, Mezzanine floor, second floor, third floor, fourth floor, fifth floor and sixth floor by Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel is already completed and the said property falls in the No Development Zone (NDZ) of CRZ III, is not a permissible activity and thus CRZ norms are violated.

Collector, Daman vide Order No. COL/DMN/DY. Coll/2015-14/(T)/2167 dated 28.07.2015 directed the Executive Engineer, Electricity Department to immediately disconnect the electric connection given on land bearing survey No. 38 at Village Devka, Nani Daman owned by Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel as the construction activities being carried out by them on the aforesaid land is illegal /unauthorized.

Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel moved the Hon'ble High Court of Judicature at Bombay and filed a Civil Writ Petition No. 8852 of 2015 challenging the order and notice passed on 28.07.2015 by the Collector, Daman.

The Hon'ble High Court of Judicature at Bombay vide its order dated 30.09.2015 directed the Administrator to decide the representation made by the petitioner dated 20.8.2015.

Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel requested the Hon'ble Administrator on 20.8.2015 for cancellation and withdrawal of order disconnecting electricity connection, notice dated 12.2.2015, notice dated 15.4.2015 and notice dated 28.7.2015 by Collector, Daman.

The Administrator, DD&DNH in compliance of the directions of the Hon'ble High Court Judicature at Bombay vide order dated 30.09.2015 in Civil Writ Petition No. 8852 of 2015, was of the opinion that the electricity of the said plot need not be restored as the premises are not functional and occupied. Issue pertaining to the CRZ violation was remanded back to the Collector, Daman and the Collector, Daman was directed to adjudicate the said issue on 15.10.2015 pending which the Appellants were directed to maintain status quo vide Administrator's court order dated 12.10.2015.

In response Collector, Daman submitted a report on 11.12.2015 and mentioned that it is a clear violation of all sanction letters, CRZ norms, height restrictions and thus has been willfully engaged in unauthorized construction. It is also mentioned that the

petitioners failed to apply/obtain approval of CRZ Committee, Daman before starting constructions. The letter construction permission issued by District Panchayat, Daman was beyond the norms i.e. permissible height and built up area as per notification dated 6.1.2011 and hence issued by a person not competent to issue the same. It is also mentioned that as per provisions of section 5 of Environment (Protection) Act, 1986 and notification No. 45/1/92-F&E/1330 dated 5.7.1993, collector Daman is competent to order the stoppage the supply of electricity for CRZ violations.

The Administrator vide order dated 22.12.2015 rejected the request of the petitioners for cancellation and withdrawal of order disconnecting their electricity connection, notice dated 12.02.2015, notice dated 15.4.2015 and notice dated 28.7.2015.

Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel approached the Hon'ble High Court of Judicature at Bombay and filed a Civil Writ Petition No. 552 of 2016 and Writ Petition No. 816 of 2016 against the notices and orders of the Respondent Authorities for CRZ violation.

The Hon'ble High Court of Bombay vide order dated 19.07.2016 disposed of the said Civil Writ Petition No. 552 of 2016 and No.816 of 2016, reserving the right of the petitioner, Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel to file an appeal under section 16 of the National Green Tribunal Act, 2010.

Accordingly, Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel filed an Appeal bearing No. 60 of 2016 before Hon'ble National Green Tribunal (NGT) on 10.08.2016 and have challenged the Order dated 22nd December 2015 issued by The Administrator, Union Territory of Daman & Diu and asked to quash the same broadly on two grounds: (i) that the Administrator erred in issuing directions/order on the representation of the Appellants thereby upholding actions of the Collector, Daman in the exercise of the powers which vested in Daman & Diu Coastal Zone Management Authority comprising of named authorities/officers/functionaries then, it being duty reconstituted as per clause (6) of CRZ Notification, 2011 (ii) secondly, the construction in question was beyond 200 mtrs of High Tide Line (HTL).

Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel filed an appeal (No. 60/2016) in Hon'ble National Green Tribunal (NGT).

The National Green Tribunal, Pune Bench vide order dated 11.05.2017 in Appeal No. 60/2016 (WZ), MA No. 97/2017 Naresh Tandel & Anrs Vs Administrator of UT of DD and anr mentioned that "in case the Central Government reconstitutes Coastal Zone Management Authority for Daman and Diu, the case shall be remanded to such authority and it shall pass appropriate orders in accordance with law"

The Court of Administrator of Daman and Diu vide order dated 23.01.2019 in the Appeal No. 30/2017 in the matter of Shri Naresh Ranchhod Tandel & Anrs Vs the Member Secretary, Planning and Development Authority, Daman remanded the case to Daman and Diu Coastal Management Authority (DDCZMA) to decide the appeal preferred by the appellants.

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The Daman and Diu Coastal Zone Management Authority (DDCZMA) vide judgement (record of proceedings) dated 2.4.2019 opined that the construction of the commercial (hotel) property admeasuring a built up area of 11318.70 sq.m (approx.) with lower ground floor, upper ground floor, first floor, Mezzanine floor, second floor, third floor, fourth floor, fifth floor and sixth floor by the appellants falls in the No Development Zone (NDZ) of CRZ III, is not a permissible activity and thus CRZ norms are violated. The appeal is dismissed and directed the appellants to remove the unauthorised structure i.e. the commercial hotel property admeasuring a built up areas of 11318.70 sq.m constructed on the land bearing plot No. 38, village Devka, Nani Daman within 30 days failing which the collector, Daman is directed to demolish it by following the due procedure of law and recover the expenses incurred towards demolition from the appellants.

Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel preferred an Appeal No. 10/2019 Naresh Ranchhod Tandel and Anr vs Daman and Diu Coastal Zone Management Authority & ors against the order for removal of unauthorised structure constructed by the appellant in No Development Zone with in 200m of the High Tide Line in CRZ III on plot No 38 in village Devka, Nani Daman.

Hon'ble NGT vide order dated 30.04.2019 in Appeal No.10/2019 in the matter of Naresh Ranchhod Tandel & anr versus Daman and Diu Coastal Zone Management Authority & ors sought a joint report in the matter on issues of location of the construction in question with reference to HTL from a joint committee of National Coastal Zone Management Authority, Delhi, National Remote Sensing Centre, Hyderabad, Daman and Diu Coastal Zone Management Authority and Institute of Sustainable Development, Chennai within two months.

The report of joint committee constituted comprising representatives of National Coastal Zone Management Authority, Delhi, National Remote Sensing Centre, Hyderabad, Daman & Diu Coastal Zone Management Authority and Institute of Sustainable Development, Chennai, constituted by the Hon'ble NGT, Principal bench, New Delhi to go into details of the issues involved in Appeal No. 10/2019 filed before the Hon'ble NGT, Principal bench, New Delhi was submitted to Hon'ble NGT on 30.6.2019.

Hon'ble NGT in Appeal No.10/2019 in the matter of Shri Naresh Ranchhod Tandel & anr versus Daman and Diu Coastal Zone Management Authority & ors, vide order dated 21.08.2019 mentioned that the committee concluded that the location of construction in question is within 200 m of the HTL and that the structure in question is in the No Development Zone (NDZ) of CRZ III. The committee found that the subject hotel site, hotel building, compound and the entire construction (except part of the SE corner of the Compound wall/structure) fall within No Development Zone (200m from HTL) of CRZ III. Hon'ble NGT remarked that we do not find any ground to interfere with the impugned order and dismissed the appeal. In the light of the above, the order dated 2.4.2019 passed by the Daman and Diu Coastal Zone Management Authority (DDCZMA) has to be executed/implemented.

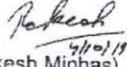
Before the District Administration could implement the said order, Shri Naresh Ranchhod Tandel and Shri Suresh Ranchhod Tandel filed a Civil Appeal (8644/2019) in Hon'ble Supreme Court in the matter of Shri Naresh Ranchhod Tandel & Anr Vs The Daman and Diu Coastal Zone Management Authority. Hon'ble Supreme Court vide its order dated 2.9.2019 directed to maintain status quo.

The Daman and Diu Coastal Management Zone Authority after deliberation decided not to process the proposal.

AGENDA ITEM NO.9: ANY OTHER ITEM WITH THE PERMISSION OF THE CHAIRMAN, DDCZMA

The meeting ended with vote of thanks to the Chair.

This is issued with the approval of the Chairman, Coastal Zone Management Authority, Daman & Diu, Daman vide diary No. 539490 Dated 4.10.2019


(Rakesh Minhas),
Member Secretary,
Coastal Zone Management Authority,
Daman & Diu,
Daman

No. PCC/DDCZMA/Meetings/2019-20/

Dated : 07/10/2019

To,
All Concerned.

Copy to the State Informatics Office, NIC, Daman with a request to upload the same on the Administration of Daman & Diu website on Coastal Zone Management Authority portal.