

**Office of the Principal Chief Conservator of Forests (Head of Forests Force),
Maharashtra State, Nagpur**

Additional Principal Chief Conservator of Forests & Nodal Officer, M.S.Nagpur
1st Floor, B Wing, VanBhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001
Tel.No.: 0712- 2556916 , E-mail: apccfnodal@mahaforest.gov.in

No. Desk-17/Nodal/Nagpur/ID-13064 /1229 /2022-23
Nagpur – 440 001 Date - 18/08/2022

To,
✓ The Deputy Director General (Central)
Ministry of Environment Forests and Climate Change,
Regional Office, Ground Floor, East Wing,
New Secretariat Building,
Civil lines, Nagpur-440 001

Sub – Diversion of 1.94 ha of forest land in favour of Central Railways, Wardha for construction of Wardha-Nanded New Broad Gauge Railway Line Phase-III passing through Babulgaon, in Wardha District in the State of Maharashtra – regarding.

- Ref – 1) Regional Office, Ministry of Environment, Forest and Climate Change, Nagpur letter no. FC-IMH-251/2021-NGP/9665, dt. 02/05/2022
2) The Chief Conservator of Forest (T) Nagpur letter No. Desk-10/Land/ C.R.985/2022-23/744, dt. 8/8/2022

Sir,

The Govt. of India vide letter under reference 1 has accorded In-Principal Approval for diversion of 1.94 ha of Forest land on the subject mentioned above with condition to submit compliance of 1 to 22 conditions. Accordingly the User Agency has submitted their compliance to Dy. Conservator of Forest (T) Wardha. The same is submitted by Chief Conservator of Forest (T) Nagpur to this office vide letter under reference 2. The details of conditions and remarks of the User Agency are as follows :-

Sr.No.	Conditions laid down by Central Government letter dt.02/05/2022	Compliance
i	Legal status of the forest land shall remain unchanged;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – i .
ii	Compensatory afforestation	
a.	Compensatory afforestation shall be taken up by the Forest Department over 4.00 ha degraded Forest Land in Survey No. 264 of Village-Sakhara, Taluka-Samudrapur, District-Wardha at the cost of the User Agency. As far as possible, a mixture of local indigenous species along with 10% RET species of Wardha District shall be planted and monoculture of any species may be avoided. Atleast one water body shall be constructed in the form of tank/stop dams etc if the same are not available in the area or	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the user agency has been deposited the cost of Water Body Rs. 2,00,000/- through e-porter with the Forest Department by the project authority. Undertaking is enclosed herewith as Annexure –ii(a) .

	in nearby vicinity.													
iii	The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;	<p>The details of amount deposited as under –</p> <table border="1"> <thead> <tr> <th>Item</th> <th>Amount (In Rs.)</th> <th>DD/RTGS/</th> </tr> </thead> <tbody> <tr> <td>Cost of Compensatory Afforestation</td> <td>Rs. 30,66,224/-</td> <td rowspan="4">RTGS in ad-hoc CAMPA through UTR No. SBIN 522201553554 dated 20/7/2022</td> </tr> <tr> <td>Survey</td> <td>Rs. 12,000/-</td> </tr> <tr> <td>Erection of permanent pillars</td> <td>Rs. 3,24,000/-</td> </tr> <tr> <td>Total Amount</td> <td>Rs. 34,02,224/-</td> </tr> </tbody> </table> <p>As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure-ii & iii.</p>	Item	Amount (In Rs.)	DD/RTGS/	Cost of Compensatory Afforestation	Rs. 30,66,224/-	RTGS in ad-hoc CAMPA through UTR No. SBIN 522201553554 dated 20/7/2022	Survey	Rs. 12,000/-	Erection of permanent pillars	Rs. 3,24,000/-	Total Amount	Rs. 34,02,224/-
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Total Amount	Rs. 34,02,224/-													
iv	NPV :													
a	The state Government shall charge the Net Present Value (NVP) for the 1.94 ha forest area to be diverted under this 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, 24/04/2008 and 09/05/2008, in IA No. 566 in WP (C) 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 regard;	<p>As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the user agency has deposited Amount of Rs. 18,58,093/- at the Net Present Value (NVP) in ad-hoc Campa Account. Copy of the UTR No. SBIN 522201553554 dated 20/7/2022. (Annexure-ii) Undertaking is enclosed herewith as Annexure –iv (a).</p>												
b	Additional amount of the NVP of the 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. The User Agency shall furnish an undertaking to this effect;	<p>As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – iv (b).</p>												
v	User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.	<p>As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has deposited Amount of Rs. 9563/- cost of feeling trees through the Demand Draft in Forest Division Wardha. Undertaking is enclosed herewith as Annexure – v.</p>												

vi	All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through (https://parivesh.nic.in/);	<p>The details of amount deposited as under –</p> <table border="1" data-bbox="823 107 1401 432"> <thead> <tr> <th>Item</th> <th>Amount (In Rs.)</th> <th>DD/RTGS/</th> </tr> </thead> <tbody> <tr> <td>Cost of Compensatory Afforestation</td> <td>Rs. 30,66,224/-</td> <td rowspan="7">RTGS in Ad-hoc CAMPA through UTR No. SBIN 522201553554 dated 20/7/2022</td> </tr> <tr> <td>Survey</td> <td>Rs. 12,000/-</td> </tr> <tr> <td>Errection of permanent pillars</td> <td>Rs. 3,24,000/-</td> </tr> <tr> <td>Water Body</td> <td>Rs. 2,00,000/-</td> </tr> <tr> <td>Net Present Value</td> <td>Rs. 18,58,093/-</td> </tr> <tr> <td>Land Survey & demarcation</td> <td>Rs. 50,820/-</td> </tr> <tr> <td>Total Amount</td> <td>Rs. 55,11,137/-</td> </tr> </tbody> </table> <p>As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as (Annexure-ii & vi)</p>	Item	Amount (In Rs.)	DD/RTGS/	Cost of Compensatory Afforestation	Rs. 30,66,224/-	RTGS in Ad-hoc CAMPA through UTR No. SBIN 522201553554 dated 20/7/2022	Survey	Rs. 12,000/-	Errection of permanent pillars	Rs. 3,24,000/-	Water Body	Rs. 2,00,000/-	Net Present Value	Rs. 18,58,093/-	Land Survey & demarcation	Rs. 50,820/-	Total Amount	Rs. 55,11,137/-
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vii	The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – vii.																		
viii	To improve the Forest/Tree cover and to reduce pollution, in the state, as mandated in National Forest Policy, 1988 and Environmental (Protection) Act, 1986 respectively, the User Agency with involvement of Joint Forest Managaement Committees (JFMC's) and in consultation with local DCF shall raise at least 5,000 seedlings of forestry species along with bamboo, fruit bearing, medicinal, ornamental and indigenous/ local for 10 year. At least 50% of seedlings shall be planted in the vicinity of project area and remaining 50% of seedlings shall be distributed among villagers as per choice of villagers. The concerned JFMC's shall maintain record of plantation/seedling distriction to villagers;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – viii.																		
ix	Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/Forest Areas;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure –ix.																		
x	The User Agency shall provide suitable under/over pass for safe passage of wild animals at suitable places as per wildlife Institute of India's manual entitled "Eco-friendly Measures to Miligate Impacts of Linear Infrastructure on Wildlife" published in 2016. A copy shall be	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – x.																		

	submitted along with Stage-I compliance report.	
xi	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xi.
xii	The layout plan of the proposal shall not be changed without prior approval of Central Government.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xii.
xiii	No labour camp shall be established on the forest land.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xiii.
xiv	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xiv.
xv	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer;	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has deposited an amount of Cost of survey in diverted land Rs. 5,820/- & Cost of erection of permanent pillars of diverted land Rs. 45,000/- in Ad-hoc CAMPA Account. Undertaking is enclosed herewith as Annexure – xv.
xvi	No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xvi.
xvii	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xvii.
xviii	The forest land shall not be used for any purpose other than that specified in the project proposal.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xviii.
xix	The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Annexure – xix.
xx	Violation of any of these conditions will amount to violation of Forest	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T)

	(Conservation) Act, 1980 and action would be taken as per the MoEF & CC Guideline F.No. 11-42/2017-FC dt.29/1/2018	Nagpur, the User Agency has submitted an <i>undertaking</i> . The copy of the same is enclosed herewith as Annexure – xx .
xxi	Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an <i>undertaking</i> . The copy of the same is enclosed herewith as Annexure – xxi .
xxii	The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/);	As per the compliance report submitted by DCF (T) Wardha & forwarded by CCF (T) Nagpur, the User Agency has submitted an <i>undertaking</i> . The copy of the same is enclosed herewith as Annexure – xxii .

In view of the above, it is requested that Government of India may kindly approve under section 2 of Forest Conservation Act, 1980 at the earliest.

Encl.- As above

Yours Sincerely,

(Naresh Zurmure)

Additional Principal Chief Conservator of Forests
& Nodal Officer, Nagpur

Copy submitted to the Principal Secretary (Forests) Revenue & Forests Department, Mantralaya, Mumbai – 32 for information.

Copy to the Chief Conservator of Forests (T) Nagpur for information.

Copy to the Deputy Conservator of Forests (T) Wardha for information.

Copy to the Assistant Executive Engineer (C), Central Railway, Wardha for information.

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