

**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
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No. Desk-17/Nodal/Nagpur/ID-12531/1310 /2022-23
Nagpur – 440 001 Date - 24/08/2022

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 19.532 ha Zudpi Jungle and Reserved Forest Land in favour of National Highway Authority of India, PIU – yavatmal for Rehabilitation and Upgradation of existing two lane to four lane configuration of Butibori to Wardha Section of NH-361 in Wardha and Nagpur District in the state of Maharashtra-regarding

Ref – 1) Regional Office, Ministry of Environment, Forest and Climate Change, Nagpur, letter no. FC-II/MH-73/2017-NGP/2847, dt. 6/11/2017
2) The Chief Conservator of Forest (T) Nagpur letter No. Desk-10/Land/ C.R.804/1252/2021-22, dt. 16/2/2022 & letter No. 774, dt. 17/8/2022,

Sir,

The Govt. of India vide letter under reference 1 has accorded In-Principal Approval for diversion of 19.532 ha Zudpi Jungle and Reserved Forest Land on the subject mentioned above with condition to submit compliance of 1 to 36 conditions. Accordingly the User Agency has submitted their compliance to Dy. Conservator of Forest (T) Nagpur. 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.6/11/2017	Compliance
i	Legal status of the diverted forest land shall remain unchanged;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - I.
ii	Compensatory afforestation over the degraded forest land, twice in extent to the forest land being diverted, shall be raised and maintained by the State Forest Department at the cost of the User Agency;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, C.A. land proposed at Koutha Village Survey No. 322 area 40 ha. is unsuitable for Compensatory afforestation, hence new area of 40 ha. of forest land of Range Wardha & Karanja in Wardha Division has identified for CA. Compensatory Afforestation Suitability Certificate, KML files with CD, Village Map, 7/12, CA

		Schemes are enclosed as annexure-I. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - II.																
iii	The User Agency shall transfer the cost of raising and maintaining the compensatory afforestation, at the current wage rate, to the State Forest Department. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has deposited an amount of Rs. 1,98,60,920/- toward the cost of compensatory afforestation in Ad-hoc CAMPA. The copy of the proforma is enclosed herewith. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - III.																
iv	The State Government shall charge the Net Present Value (NVP) of the forest being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme court of India dated 28.03.2008, 24.04.2008 and 09.05.2008, in Writ Petition (Civil) No. 202/1995 and the guidelines issued by the Ministry vide letters No. 5-3/2007-FC dated 05.02.2009 in this regard;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has deposited an amount of Rs. 1,45,61,826/- toward the cost of Net Present Value in Ad-hoc CAMPA. The copy of the proforma is enclosed herewith. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - IV.																
v	At the time of payment of the Net Present Value (NPV) at the then prevailing rate, the User Agency shall furnish an undertaking to pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - V.																
vi	All the funds received from the user agency under the project except the funds realized for regeneration/demarcation of safety zone, shall be transferred to Ad-hoc CAMPA through e-challan in the Savings Bank Account pertaining to the State concerned;	<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. 1,98,90,920/-</td> <td rowspan="6">Syndicate Bank Amaravati UTR No. P171206536 18775 dt. 6/12/2017</td> </tr> <tr> <td>Net Present Value (NPV)</td> <td>Rs. 1,45,61,826/-</td> </tr> <tr> <td>Barbed wire fencing for CA land</td> <td>Rs. 42,80,000/-</td> </tr> <tr> <td>Create & maintain alternate nabitat/home for avifauna</td> <td>Rs. 10,12,500/-</td> </tr> <tr> <td>Erection of pillars for divered forest land</td> <td>Rs. 4,08,000/-</td> </tr> <tr> <td>Total</td> <td>Rs. 4,01,23,246/-</td> </tr> </tbody> </table> <p>As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - VI & proforma is enclosed herewith.</p>	Item	Amount (In Rs.)	DD/RTGS/	Cost of Compensatory Afforestation	Rs. 1,98,90,920/-	Syndicate Bank Amaravati UTR No. P171206536 18775 dt. 6/12/2017	Net Present Value (NPV)	Rs. 1,45,61,826/-	Barbed wire fencing for CA land	Rs. 42,80,000/-	Create & maintain alternate nabitat/home for avifauna	Rs. 10,12,500/-	Erection of pillars for divered forest land	Rs. 4,08,000/-	Total	Rs. 4,01,23,246/-
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vii	The User Agency shall obtain the Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if required;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - VII.
viii	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;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, As per demand note amount the User Agency has been deposited in CAMPA account. The copy of the proforma is enclosed herewith. The User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - VIII.
ix	The user agency shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - IX.
x	Wherever possible and technically feasible, the User Agency shall undertake afforestation measures along the roads within the area diverted under this approval, in consultation with the State Forest Department at the project cost.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - X.
xi	The reclamation of quarry should be done under the supervision of the State Forest Department. The quarry shall be reclaimed and afforested completely before the project is closed.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - XI.
xii	Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - XII.
xiii	The User Agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - XIII.
xiv	The User Agency, if required, shall undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department. A Plan on the same shall be submitted along with the compliance report of the Stage-I	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking - XIV.

	approval;	
xv	The user agency shall not collect any toll from the vehicles carrying forest officers on duty, while passing in forest stretches;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XV.
xvi	The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XVI.
xvii	No labour camp shall be established on the forest land.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XVII.
xviii	The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XVIII.
xix	The forest land shall not be used for any purpose other than that specified in the proposal.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XIX.
xx	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XX.
xxi	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency,, department or person without prior approval of the Central Government	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXI .
xxii	No damage to the flora and fauna of the adjoining area shall be caused;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXII.
xxiii	Location of underpasses and other crossing points for the wildlife at Kelazar and Shavingi villages shall be fixed in consultation with the PCCF (Wildlife), Maharashtra and if required	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXIII .

	location of the same shall be shifted as per the suggestion of PCCF (Wildlife). Location detail along with their geographical coordinates shall be submitted to the Regional Office along with the compliance report;	
xxiv	As the proposed area in Wardha Division is at 150 Mtr distance from the boundary of the notified Bor Tiger Reserve, the User Agency shall meet the cost for implementation of Conservation Plan approved by the Principle Chief Conservator of Forests (Wildlife) & CWLW, if required in future. A copy of the same shall be submitted to the Regional Office along with the compliance report.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXIV.
xxv	The user agency shall assist the State Government in conservation and preservation of the flora and fauna of the area in accordance with a plan to be prepared in consultation with the PCCF (Wildlife) & Chief Wildlife Warden of the State;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXV.
xxvi	Space at the cost of Project Authority should be provided in form of Booths/kiosk/Hall at roads indicated by Forest Department products to facilitate setting up of Forest Check Nakas or Jan-Van-Dhan Stall/ information Centers by the Forest Department;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXVI.
xxvii	Vacant spaces in Toll Plaza premises to be suitable painted with wildlife and forestry theme at the cost of NHAI.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXVII .
xxviii	Signage at the cost of the User Agency should be displayed restricting the speed limit to 50 km/hour or as approved by the Chief Wildlife Warden While passing from the areas located in the proximity of the PAs.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXVIII.
xxix	Any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXIX .
xxx	The user agency in consultation with the State Government shall create and maintain alternate habitat/home for the	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an

	avifauna, whose nesting trees are to be cleared in this project. Bird's nests artificially made out of eco-friendly material shall be used in the area, including forest area and human settlements, adjoining the forest area being diverted for the project;	undertaking. The copy of the same is enclosed herewith as Undertaking – XXX .
xxxii	Complete compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 shall be submitted in accordance with the provisions of the MoEF & CC's Guidelines dated 5.07.2013 and documentary evidences in support of settlement of rights as stipulated in clause (a) of the Form-I annexed to the MoEF & CC's advisory dated 5.07.2013 viz. copies of records of meetings and consultations with the Forest Rights Committee (s) Gram Sabha (s) Sub-Divisional Level Committee shall be submitted before Stage-II approval. Same shall be ensure by the State Government before grant of working permission and complete compliance shall be submitted along with the compliance report of the Stage-I approval.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXI .
xxxiii	The User Agency shall submit six monthly self-compliance reports as on 1 st January and 1 st July of every year to this office as well as to the Nodal Officer of the State;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXII .
xxxiiii	The State Government shall monitor compliance of conditions of Forest Clearance and shall submit in this regard yearly report as on 31 st December of every year;	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXIII
xxxv	Any other condition that the concerned Regional Office of this Ministry 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) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXIV .
xxxvi	The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project; and	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXV .

xxxvi	Grant of working permission to the extant proposal may be considered by the State Government in accordance with the provisions as contained in the MoEF & CC's Guidelines dated 28.08.2015. Working permission, if considered by the State Government in accordance with the MoEF & CC's Guidelines dated 28.08.2015, should be accorded only after ensuring complete compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.	As per the compliance report submitted by DCF (T) Nagpur & forwarded by CCF (T) Nagpur, the User Agency has submitted an undertaking. The copy of the same is enclosed herewith as Undertaking – XXXVI.
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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) Nagpur / Wardha for information.

Copy to the Project Director, NHAI, PIU, Plot No. 13 Darvha Road, Yavatmal for information.