

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From: **Sri R.M.Dobriyal, IFS,**
Prl. Chief Conservator of
Forests
(Head of Forest Force)(FAC)
Aranya Bhavan, Saifabad,
Telangana, Hyderabad.

To
The Spl. Chief Secretary to Government,
Telangana
Forests Department
4th floor, Aranya Bhavan,
Saifabad, Hyderabad

Ref.No. PCCF-FC4/FC27/4/2022-FCA Section
(5344/2021/FCA-4)

Dated:
06/06/2022.

Madam,

Sub:TSFD -F(C) Act, 1980-Regularization of 8.02 Ha of forest area in Saidulnama RF of Suryapet Division for establishing part of the railway siding and associated activities and other permanent structures in Suryapet District in favour of M/s Deccan Cements Limited (DCL), Hyderabad - Stage-I approval accorded - **Condition wise Compliance Report Submitted - Forwarded - Reg.**

- Ref:**
1. CCF, Khammam, Rc.No.190/2021/M11, Dt.16.04.2021.
 2. State Govt.Lr.No.1632/For.I(1)/2020, Dt.22.04.2021
 3. Gol, MoEF& CC, IRO, Hyderabad F.No.4-TSC182/2021-HYD/192, Dt. 14.05.2021.(Stage-I approval)
 4. Gol, MoEF& CC, IRO, Hyderabad F.No.4-TSC182/2021-HYD/193 Dt. 14.05.2021.(Addendum).
 5. PCCF(HoFF) Rc.No.5344/2021/FCA-4, Dt. 17.05.2021.
 6. Gol, MoEF& CC, IRO, Hyderabad F.No.4-TSC182/2021-HYD/196, Dt. 4.06.2021. (Abeyance orders).
 7. PCCF(HoFF) Rc.No.5344/2021/FCA-4, Dt. 21.06.2021.
 8. Gol, MoEF& CC, IRO, Hyderabad F.No.4-TSC182/2021-HYD/116 Dt. 30.07.2021 (Revised Stage-I approval)
 9. PCCF(HoFF) Rc.No.5344/2021/FCA-4, Dt. 07.08.2021.
 - 10.DFO, Suryapet Rc.No.846/2021/S5, Dt.04.01.2022.
 - 11.U.O.Note No.5344/2021/FCA-4(i), Dt.18.01.2022 to CWLW.
 - 12.CWLC U.O Note No.1765/2002/WL-1, Dt 09.02.2022
 - 13.PCCF(HoFF) Rc.No.5344/2021/FCA-4, Dt. 18.02.2022.
 - 14.DFO, Nagarkurnool Rc.No.139/NGKL/s4/2021, Dt.20.04.2022.
 - 15.CCF, Khammam (FAC), Rc.No.190/2021/M11, Dt.26.05.2022

Kind attention is invited to the references cited.

It is submitted that the Chief Conservator of Forests, Khammam vide reference 15th, have furnished the condition-wise compliance report received from DFO, Suryapet for according necessary approval U/s 2 of Forest (Conservation) Act, 1980 for "Regularization of 8.02 ha of forest area in Saidulnama RF of Suryapet Division for

establishing part of the railway siding and associated activities and other permanent structures in Suryapet District in favour of M/s Deccan Cements Limited (DCL), Hyderabad" along with the information received from the District Forest Officer, Nagarkurnool on Non-forest CA land vide ref 14th cited. A copy of reference 14th and 15th cited together with its enclosures is enclosed herewith.

The Condition-wise Compliance report with corrections and remarks are furnished are as follows:

C.No.	Conditions stipulated by GOI	Status of Compliance of Conditions
(i)	Legal Status of diverted forest land shall remain unchanged	Agreed and the M/s Deccan Cements Limited (DCL), Hyderabad (User Agency) has submitted an undertaking to this effect and enclosed.
(ii)	Compensatory Afforestation shall be taken up by the State Forest Department over 8.839 Ha of non forest area identified in Sy.no.195, 209,199 & 210/1/2 of Charakonda Village (i.e., 8.02 Ha for raising of plantation and fencing SMC etc. for entire area i.e., 8.839 Ha) at the User Agency.	<p>Complied.</p> <p>It is submitted that as there was some issue in transfer and mutation of non-forest CA lands, the User Agency has transferred and mutated adjacent non-forest CA lands in favor of the forest department bearing numbers 195/7, 209, 211/1/2, 211/2/2, 211/3/2, 211/a/2, 211/4/2, 211/6/2 and 211/7/2 of Charakonda (V) to an extent of 8.98 ha as against 8.839 ha stipulated. Same may be agreed to.</p> <p>The User agency has deposited an amount of Rs.1,84,46,223/- towards raising of Compensatory Afforestation (CA) with 10 years of maintenance which is part of total amount deposited for an amount of Rs.5,75,89,921/- vide UTR No.SBINR52021081337330862 dated 13.08.2021 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.1557059138554094.</p> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>
(iii)	The User Agency shall transfer and mutate entire non forest lands identified for Compensatory Afforestation in favour of Forest Department and	It is submitted that as there was some issue in transfer and mutation of non-forest CA lands, the User Agency has transferred and mutated adjacent non-forest CA lands in favor of the forest department bearing

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	<p>shall be declared as Reserve Forest under section 4 or Protected Forest under Section 29 of Indian Forest Act, 1927 or under the relevant sections (s) of the State Forest Act before Stage II approval and send a copy of the original Notification to this office along with the compliance report for this office and record;</p>	<p>numbers 195/7, 209, 211/1/2, 211/2/2, 211/3/2, 211/a/2, 211/4/2 and 211/6/2 of Charakonda (V) to an extent of 8.98 ha as against 8.839 ha stipulated. Same may be agreed to.</p> <p>The non-forest CA land has been transferred and mutated by the MRO, Charakonda in favour of Forest Department to an extent of 8.98 ha in Charakonda (V) & (M) in Nagarkurnool District. The non-forest CA lands have been handed over to the forest department by the user agency.</p> <p>Proposals for Notification of CA lands is under progress and details will be submitted once notified.</p>
(iv)	<p>The approved CA land and CA scheme shall not be changed without prior approval of Central Government.</p>	<p>It is submitted that as there was some issue in transfer and mutation of non-forest CA lands, the User Agency has transferred and mutated adjacent non-forest CA lands in favor of the forest department bearing numbers 195/7, 209, 211/1/2, 211/2/2, 211/3/2, 211/a/2, 211/4/2 and 211/6/2 of Charakonda (V) to an extent of 8.98 ha as against 8.839 ha stipulated. Same may be agreed to.</p> <p>After approval of above changes, approved CA land and CA schemes will not be changed. The User Agency has submitted an undertaking to this effect.</p>
(v)	<p>The State Government shall charge the Net Present Value (NPV) for the 8.02 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, 01/08/2002, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No.566 of WP © 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 503/2007-FC dated 05.02.2009 in this</p>	<p>Complied.</p> <p>The User agency has deposited an amount of Rs.50,50,520/- towards Net Present Value (NPV) which is part of total amount deposited for an amount of Rs.5,75,89,921/- vide UTR No.SBINR52021081337330862 dated 13.08.2021 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.1557059138554094.</p> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>

	regard.	
(vi)	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 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	Agreed and the User Agency has submitted an under taking to this effect.
(vii)	Penalty of 2 times the NPV as per provisions made in the comprehensive guidelines handbook under section 1.21 (iii) (a) for the entire area under violation of FCA, 1980	<p>Complied.</p> <p>The User agency has deposited an amount of Rs.2,20,90,288/- towards Penal Net Present Value (Penal NPV) which is part of total amount deposited for an amount of Rs.5,75,89,921/- vide UTR No.SBINR52021081337330862 dated 13.08.2021 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.1557059138554094.</p> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>
(viii)	The violation committed by the User Agency /Forest Department officials shall be dealt as per the provisions made in state Forest Act or F C Act and its rules and guidelines made there under.	Agreed and the User Agency has submitted an under taking to this effect.
(ix)	Penal Compensatory Afforestation (PCA) over 17 ha of degraded forest area Compt.No.9, Ramavaram RF, Pengadapa beat, Musalivarre (W) Ramavaram Range, shall be carried out with financial outlay of Rs. 120.3289 lakhs as per proposed PCA Scheme.	<p>Complied.</p> <p>The User agency has deposited an amount of Rs.1,20,32,890/- towards Penal Compensatory Afforestation (Penal CA) which is part of total amount deposited for an amount of Rs.5,75,89,921/- vide UTR No.SBINR52021081337330862 dated 13.08.2021 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.1557059138554094.</p>

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		The status of payment has been reflected in the ministry's portal, copy of which is enclosed.
(x)	The User Agency shall get the wildlife mitigation plan prepared by any competent person/agency and the same should be approved by the Chief Wildlife Warden and implement at the cost of the User Agency.	<p>Complied.</p> <p>The WL mitigation Plan prepared by Acharya N.G.Ranga Agricultural University, Hyderabad has been approved by the CWLW.</p> <p>Accordingly, an amount of Rs.80,00,000/- has been deposited into the Biosot account, maintained at Union Bank of India bearing A/c.No. 110310100030284, IFSC Code: UBIN0811793 towards Wildlife Mitigative measures vide bank ref. no.ICIR22022031400006233, dt. 14.03.2022 (Copy enclosed).</p>
(xi)	The User Agency has to deposit funds for erection of the Boundary Pillars throughout the entire length of Saidulnama RF so as to ease the further discrepancies if any.	As per the demand raised by the District Forest Officer, Suryapet an amount of Rs.1,20,00,000/- towards construction of Boundary Pillars throughout the entire length of Saidulnama RF is paid through Demand Draft No.010932, dated 12.08.2021 into the PD account of DFO, Suryapet (Copy enclosed).
(xii)	User Agency has to erect a 4 ft height parapet wall towards the Forest Boundary all along the length of the proposed diversion.	Agreed and the User Agency has submitted an under taking to this effect.
(xiii)	Trees standing within 8.02 ha shall not be felled.	Agreed and the User Agency has submitted an under taking to this effect.
(xiv)	In consultation with the DFO, Concerned, User Agency shall carryout plantation of long living and environmental tree species like Peepal (Ficus religiosa) Banyan (Ficu sbenghalensis), Tamarind (Tamarindus indica), Neem (Azaridicata india), and Jumun (Syszygium cumini) etc in vacant area within the 8.02 ha.	Agreed and the User Agency has submitted an under taking to this effect.
(xv)	The User Agency shall take prior approval of GOI for any new non-forestry activity within 8.02 ha.	Agreed and the User Agency has submitted an under taking to this effect.
(xvi)	All the funds received from the User Agency under the project	Complied. Agreed and the User Agency has submitted an under taking to this effect.

	shall be transferred/deposited to designated CAMPA account only through the portal (https://parivesh.nic.in)	<p>The User Agency has deposited an amount of Rs.5,75,89,921/- vide UTR No.SBINR52021081337330862 dated 13.08.2021 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.1557059138554094.</p> <p>The details of the payment are as follows:</p> <table> <tr> <th>C.No.</th><th>Description of condition</th><th>Amount deposited in Rs.</th></tr> <tr> <td>v</td><td>Cost of NPV</td><td>5020520</td></tr> <tr> <td>vii</td><td>Cost of Penal NPV</td><td>22090288</td></tr> <tr> <td>ii, iii, iv</td><td>Cost of CA</td><td>18446223</td></tr> <tr> <td>ix</td><td>Cost of Penal CA</td><td>12032890</td></tr> <tr> <td></td><td>Total</td><td>57589921</td></tr> </table> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>	C.No.	Description of condition	Amount deposited in Rs.	v	Cost of NPV	5020520	vii	Cost of Penal NPV	22090288	ii, iii, iv	Cost of CA	18446223	ix	Cost of Penal CA	12032890		Total	57589921
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(xvii)	User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	Agreed and the User Agency has submitted an under taking to this effect.																		
(xviii)	The forest land proposed to be diverted shall under no circumstances to transferred or sublet to any other agencies, department or persons without prior approval of Government of India.	Agreed and the User Agency has submitted an under taking to this effect.																		
(xix)	The Compliance report shall be uploaded on e-portal (https://parivesh.nic.in)	Complied. Agreed and the User Agency has submitted an under taking to this effect.																		
(xx)	RoFR certificate (Form I) shall be obtained from the competent authority in the Ministry's prescribed format and the same shall be submitted to Integrated Regional Office, Hyderabad along with the compliance	ROFR Certificate (form-I) issued by the District Collector, Suryapet is enclosed.																		

	report.	
(xxi)	The user Agency shall submit yearly self-compliance report in conditions stipulated in the approval order to the IRO, Hyderabad and the state Government.	Agreed and the User Agency has submitted an under taking to this effect.
(xxiii)	The user Agency and the state Government shall ensure compliance to the all acts, rules, regulation and guidelines of the ministry, for the time being in force, as applicable to the railways line projects.	Agreed and the User Agency has submitted an under taking to this effect.
(xxiv)	Any other condition that the Regional officer (central), integrated Regional office, Hyderabad may impose from time to time in the interest of Afforestation, conservation and management of flora and fauna in the area shall be complied by the user Agency.	Agreed and the User Agency has submitted an under taking to this effect.
(xxv)	In the event of failure to comply with any of the above conditions the user Agency is liable for penal action as decided by the Regional officer (central), integrated Regional Regional officer, Hyderabad.	Agreed and the User Agency has submitted an under taking to this effect.

The UA has also published the Stage-I forest clearance granted in verbatim along with the conditions and safe-guards imposed by the Central government in two widely circulated daily newspapers one is vernacular language and the other in English. (Copies enclosed).

The Government is requested to forward the interim condition-wise compliance report to Government of India, Ministry of Environment & Forests and Climate Change, Integrated Regional Office, Hyderabad for according final approval.

Yours faithfully,

Encl: (As above)

Signed by Rakesh Mohan

Dobriyal

Date: 06-06-2022 12:50:28

Reason: Approved

Principal Chief Conservator of Forests
(Head of Forest Force)(FAC)

Copy to the Chief Conservator of Forests, Khammam, the District Forest Officer's, Suryapet and Nagarkurnool for information.

Copy to the M/s.Deccan Cements Limited, 6-3-666/B, Deccan Chambers, Somajiguda Hyderabad-500082 for information.

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2/6/2022

P. G. Srinivas
for Principal Chief Conservator of Forests