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**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From:

Sri R.M.Dobriyal, I.F.S.,
Prl. Chief Conservator of Forests
(Head of Forest Force)(FAC)
Aranya Bhavan, Saifabad,
Telangana, Hyderabad.

To

The Spl. Chief Secretary to Government,
Forests Department
Telangana State, Hyderabad

Ref.No.6727/2018/FCA-4 Dated: 17.03.2022.

Madam,

Sub: TSFD -F(C) Act, 1980-Diversion of **25.8435 Ha** of Forest land for Construction of railway line from Manuguru Railway station to Bhadradi Thermal Power Station (4x 270 MW), Manuguru, Bhadradi Kothagudem District in favour of TSGENCO - Stage-I approval accorded-**Interim Condition wise Compliance Report Submitted - Forwarded**-Reg.

Ref:

1. GoI, MoEF & CC, RO (SEZ), Chennai F.No. 4-TSC164/2019-CHN/182 Dt. 04.02.2020.
2. PCCF Rc.no. 6727/2018/FCA-3/PS Dt. 19.02.2020.
3. Chief Engineer, Civil/Thermal, TSGENCO, Hyderabad Lr.No. CE/C/Thermal/SE/C/TCD-II/F. Diversion of FL/D.No.164/21, Dt. 19.01.2021.
4. Chief Engineer, Civil/Thermal, TSGENCO, Hyderabad Lr.No. CE/C/Thermal/SE/C/TCD-II/F.FL/D.No.170/21, Dt. 28.01.2021.
5. FDO, Manuguru Rc.No.436/2018/M4 Dt. 27.02.2021 addressed to the DFO, Bhadradi Kothagudem with a copy marked to this office.
6. DFO, Bhadradi Kothagudem Rc.No118/2018/D1 Dt.01.03.2021 addressed to the CF, Kothagudem with a copy marked to this office.
7. PCCF Rc.no.6727/2018/FCA-3/PS Dt.08.03.2021.
8. CF, Kothagudem Rc.No.236/2018/M3 dt:04.03.2022.

Kind attention is invited to the references cited.

It is submitted that the Conservator of Forests, Kothagudem vide reference 8th, have furnished the condition-wise compliance report received from DFO, Bhadradi Kothagudem in (4) sets, for according necessary approval U/s 2 of Forest (Conservation) Act, 1980 for Re-Diversion of **25.8435 Ha** of Forest land for Construction of railway line from Manuguru Railway station to Bhadradi Thermal Power Station (4x 270 MW), Manuguru, Bhadradi Kothagudem District in favour of TSGENCO. A copy of reference 8th cited together with its enclosures is enclosed herewith.

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

C. No	Description of Condition	Compliance
1	Legal status of the forest land shall remain unchanged.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
2	The boundary of the diverted forest land shall be suitably demarcated on the ground at the project cost, as per the directions of the concerned Divisional Forest officer of Forest Divisional Officer, Manuguru.	As per the Demand Notice issued by the FDO, Manuguru, the User Agency has deposited funds towards construction of boundary pillars for an amount of Rs.9,94,000/- deposited which is part of total amount deposited of Rs. 29,49,167/- through cheque no.660354 dated 08.05.2020 into the PD account of FDO, Manuguru.

3	<p>The Compensatory Afforestation shall be taken up by the forest department in Non-forest land identified over an extent of 18.7191 Ha in Sy.No.28 of Ulavachelaka village, Allapalli Mandal of kinnerasani Division and 6.4311 ha & 1.5256 Ha in sy.No. 1&2 of Sambayagudem village of Manuguru Mandal of Manuguru Division and degraded forest area identified over an extent of 6 Ha in comp No. 208 of 4 Nellipaka BRF of Eravendi beat and section of Ashwapuram Range and 18.6235 Ha in compNo.55 of Markoda RF of Kichenapally (S) Beat and markode section of WLM Regella Range, at the cost of the user agency. As far as possible a mixture of local, indigenous species shall be planted and monoculture of any species may be avoided.</p>	<p>Complied.</p> <p>The User agency has deposited an amount of Rs.3,08,26,949/- towards Compensatory Afforestation (CA) which is part of total amount deposited for an amount of Rs. 4,70,04,980/- vide UTR No.SBINR52020051200057409 dated 12.05.2020 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.155705934880584.</p> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>
4	<p>The entire Non – forest land identified for raising compensatory Afforestation i.e 18.7191 ha in Sy.no. 28 of Ulavachelaka village, Allapalli Mandal of kinnerasani Divison and 6.4311 ha & 1.5256 ha in Sy.no 1&2 of Sambayagudem village of Manuguru Mandal of manugure Divison shall be transferred and Mutated in Favour of the state forest department and notified as RF/PF prior to stage- II approval. A copy of the original notification declaring the Non- forest land under section 4 or section 29 of the Indian orest act 1927, or under the relevant section of the state forest act, shall be submitted by the state Government prior to stage – II approval.</p>	<p>The Non – forest land identified for raising compensatory Afforestation has been mutated vide Rc.No.B/494/2020 dated 08.07.2020 by MRO, Manuguru and Rc.No.B/191/2019 dated 14.05.2020 by MRO, Allapalli. (Mutation copies enclosed)</p> <p>The Notification proposals are under progress and will be submitted as soon as the State government issues the necessary orders.</p>
5	<p>The State Government shall charge the Net Present Value (NPV) for the 25.8435 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>	<p>Complied.</p> <p>The User agency has deposited an amount of Rs.1,61,78,031/- towards Net Present Value (NPV) which is part of total amount deposited for an amount of Rs. 4,70,04,980/- vide UTR No.SBINR52020051200057409 dated 12.05.2020 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.155705934880584.</p> <p>The status of payment has been reflected in the ministry's portal, copy of which is enclosed.</p>
6	<p>Additional amount of Net present value (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 report from the Expert Committee, shall be charged by the State Government from the User agency. The</p>	<p>Agreed and the User Agency has submitted an undertaking to this effect and enclosed.</p>

	User Agency shall furnish an undertaking to this effect.	
7	The use agency shall restrict the felling of trees to Minimum Number in 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 at the cost of felling of trees shall be deposited by the user agency with the state forest department.	As per the Demand Notice issued by the FDO, Manuguru, the User Agency has deposited funds towards Extraction of tree growth for an amount of Rs.15,41,604/- deposited which is part of total amount deposited of Rs. 29,49,167/- through cheque no.660354 dated 08.05.2020 into the PD account of FDO, Manuguru.
8	All the funds received from the User Agency Under the project shall be transferred/deposited in the respective bank account of the Telangana State CAMPA. The User Agency shall compulsorily deposit the CA and other Levies only by generating challan through the Ministry's website.	Complied. The User agency has deposited an amount of Rs.4,70,04,980/- towards Net Present Value (NPV), Compensatory Afforestation (CA) vide UTR No. SBINR52020051200057409 dated 12.05.2020 into the Adhoc CAMPA Account of Telangana by generating the challan in the ministry's portal bearing No.155705934880584. The status of payment has been reflected in the ministry's portal, copy of which is enclosed.
9	The User Agency shall submit the R&R plan approved and settled by the District Collector to the evictees.	The UA has informed that as per the R&R plan approved by the District Collector, Bhadradi Kothagudem District towards payment of land compensation and R&R settlement for 81 RoFR Patta Holders in an extent of Ac.5.522 Cents, 17 House site holders in an extent of Ac 2.297 cents, totaling to Ac 8.649 cents. The UA has deposited an amount of Rs.2,05,00,000/- in favour of District Collector, Bhadradi Kothagudem District vide letter no. G/3703/2020, Dt. 17.12.2020.
10	Speed regulating signage will be erected along the railway line at regular intervals in the forest areas.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
11	The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.	The User Agency has obtained Environment Clearance for establishing Bhadradi Thermal Power Station at Manuguru vide J-13012/02/2015-IA.I(T), MoEF & CC, GoI dated 15.03.2017.
12	Except the broad gauge railway line, no other structures shall be constructed. The layout plan of the proposal shall not be changed without prior approval of the Central Government.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
13	Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.

14	No additional or new path will be constructed inside the forest area for the transportation of construction materials for execution of the project work.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
15	The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of Govt. of India.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
16	The Compliance report shall be uploaded on e-portal (https://parivesh.nic.in).	Complied.
17	Pre-fabricated structures should be used to the maximum possible extent to reduce the extent of disturbance in the habitat.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
18	The debris/earth excavated during the track laying work should be disposed off or reused Suitably so that the natural drainage of the area is not blocked. Materials to be used for construction of new tracks should be brought from outside the forest area.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
19	Disturbance shall be kept Minimum by creating labour camps outside the forest area as far as possible.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
20	The RoFR certificate for the proposed degraded Forest Land (DFL) identified for CA shall also be submitted.	The Conservator of Forests, Kothagudem has informed that there are no RoFR claims in the degraded forest area identified for raising CA.
21	The State Forest Department shall translocate the trees, wherever feasible, instead of felling, at the cost of User Agency.	As per the Demand Notice issued by the FDO, Manuguru, the User Agency has deposited funds towards translocation of trees for an amount of Rs.4,07,500/- deposited which is part of total amount deposited of Rs. 29,49,167/- through cheque no.660354 dated 08.05.2020 into the PD account of FDO, Manuguru.
22	The Cost Benefit (C:B) ratio shall suitably be calculated and furnished to the Regional	The Cost Benefit Analysis as per the guidelines is enclosed.
23	In case of any Steep slope arising out along the alignment, the slope should be reduced to facilitate movement of wild animals, especially heavy bodied and slow moving animals.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
24	Appropriate soil conservation measures shall be taken to reduce the silt load in the run-off to avoid negative impact on the water bodies nearby if any.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
25	The total forest area utilized for the project shall not exceed 25.8435 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User agency shall furnish an undertaking to this effect.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.

26	The User Agency and the State Government shall ensure compliance to the all Acts, Rules, Regulation, Court Orders and Guidelines of the Ministry, for the time being in force, as applicable to the railway line Projects.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.
27	Any other condition that the DDGF (Central), Regional Office, Chennai 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 undertaking to this effect and enclosed.
28	In the event of failure to comply with any of the above conditions the user agency is liable for penal action as per the Rules and guidelines issued by MoEF&CC.	Agreed and the User Agency has submitted an undertaking to this effect and enclosed.

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).

On deposition of funds by the UA, vide ref 7th cited, the Working permission has been issued for tree cutting and commencement of works (copy 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.

Encl: (As above)

Yours faithfully,
R.M.Dobriyal
Principal Chief Conservator of Forests
(Head of Forest Force)(FAC)

//true copy//

P. Sreenivas
For Principal Chief Conservator of Forests

21/11/2022