

**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, IFS,
Principal Chief Conservator of Forests
(Head of Forest Force),
Telangana, "Aranya Bhavan",
Saifabad, Hyderabad.

To
The Spl.Chief Secretary to the Government.
Forest Department,
Telangana, Hyderabad.

Rc.No.5047/2016/FCA-1, Dated. 22.11.2021

Madam,

Sub:- Forest (Conservation) Act, 1980 – Diversion of **1.177 ha** of forest land in Bellampally (1.060 ha) and Chennur (0.117 ha) Divisions for laying of Pipe Line and Construction of structures in Segment-22/7 (Vemanapally) for providing safe drinking water in Mancherial District under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal - **In-principle (Stage-I) approval accorded - Furnishing of Compliance Report for obtaining Stage-II approval** – Regarding.

- Ref:-**
1. Chief Engineer, TDWSP, RWS&S Department, Hyderabad
Lr.No. AE/DEE-I/TDWSP/Forest/Adilabad/Seg.22-7/2016
dt: 12.03.2016
 2. PCCF's Ref.No.5047/2016/FCA-1/TS dated 28.03.2016.
 3. CF, Adilabad Ref.No.1680/2016/-M6 dated 28.07.2016.
 4. PCCF's Ref.No.5047/2016/FCA-1 dated 11.11.2016.
 5. State Govt Lr.No.5045/For.I(1)/2016-1 dated 21.12.2016.
 6. GoI, MoEF&CC, Regional Office (South Eastern Zone), Chennai
F.No.4-TSB049/2017-CHN/1147 dated 24.07.2017.
 7. PCCF's Ref.No.5047/2016/FCA-1 dated 05.08.2017.
 8. DFO, Mancherial Rc.No.41/2017/D3 dated 14.09.2017.
 9. PCCF's Ref.No.5047/2016/FCA-1 dated 26.10.2017.
 10. FDO, Chennur Rc.No.2026/2016/F2 dated 05.02.2019
 11. PCCF's Ref.No.5047/2016/FCA-1 dated 23.03.2019
 12. GOI, MoEF & CC, Regional Office (SE Zone), Chennai F.No.4-TSB055/2017-CHN/1953, Dt.18.06.2020.
 13. PCCF's Rc.No.03/2015/FCA-1 (iii) dated 12.01.2021.
 14. CCF&FDPT, KTR, Nirmal Rc. No. 1704/2016/D2, dt. 01.06.2021.

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Kind attention is invited to the references cited.

It is submitted that the Government of India, vide reference 6th cited has accorded in-principle (Stage-I) approval for diversion of **1.177 ha** of forest land in Bellampally (1.060 ha) and Chennur (0.117 ha) Divisions for laying of Pipe Line and Construction of structures in Segment-22/7 (Vemanapally) for providing safe drinking water in Mancherial District under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal. The above orders have been communicated to all the concerned officers with instructions to submit condition-wise compliance report vide reference 7th cited.

Accordingly, the Chief Conservator of Forests & Field Director Project Tiger, Kawal Tiger Reserve Nirmal, had obtained compliance of conditions from the Forest Divisional Officers, Bellampally, Chennur and User Agency and submitted to this office vide reference 14th cited. A copy of reference 14th cited together with its enclosures **in triplicate** is enclosed herewith.

The condition-wise compliance report is reproduced with remarks as follows:

Sl.No.	Description of the Condition	Compliance
(i)	Legal status of the diverted forest land shall remain unchanged.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

(ii) The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.

Bellampally Division:

The User Agency has deposited an amount of Rs. **10,13,054/-** into Forest Divisional Officer, Bellampally in PD A/c No. 37110004892, IFSC Code SBIN0020120, Telangana Gramina Bank, Bellampally through (UTR No.IDIBH19189451966 DT. 08.07.2019, towards construction of boundary pillars, extraction of tree growth etc. and the details are as follows:

Sl. No.	Particulars	Amount (in Rs)
1.	Felling & Transportation of tree growth	10172
2.	Cost of Boundary pillalrs big size 27 Nos @ 8000/-	216000
3.	Cost of Boundary pillalrs small size 666 Nos @ 1177/-	783882
4.	User Charges	3000
Total:		10,13,054

Chennur Division:

The User Agency has deposited an amount of Rs. **1,82,145/-** into Forest Divisional Officer, Chennur in PD A/c No. 62490360405, IFSC Code SBIN0020128, State Bank of India, Chennur Branch through UTR No.IDIBH19189451957 DT. 08.07.2019, towards construction of boundary pillars, extraction of tree growth etc. and the details are as follows:

Sl. No.	Particulars	Amount (in Rs)
1.	Felling & Transportation of tree growth	47100
2.	Cost of Boundary pillalrs big size 27 Nos @ 8000/-	32000
3.	Cost of Boundary pillalrs small size 666 Nos @ 1177/-	100045
4.	User Charges	3000
Total:		182145

Copies of the payments above are enclosed.

(iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 1.177 ha out of the 187.677 Ha of non-forest land identified in Sy. No. 169 of Peddamaunagala and in Sy No.139 & 147 of Thimmapuram Chandampet Mandal of Nalgonda District at the cost of user agency.

The User Agency has deposited an amount of Rs. **1717478/- part of Rs. 2959293/-** towards Compensatory Afforestation (CA) into Telangana State CAMPA, A/c No. 155705318548490 Corporation Bank, New Delhi, Lodhi Complex, through (UTR No. IDIBH18271168977, dt. 28.09.2018) and the details are as follows (amount in Rs):

Compone nt	Bellampall y Division	Chennur Division	Total
CA	1546752	170726	1717478
NPV	663560	469755	1133315
Creation of fire lines		108500	108500
Total	2210312	748981	2959293

A Copy of the payment, reflected as paid at Ministry’s portal, is enclosed.

(v)	<p>The State Government has proposed 1.177 ha of non-forest land for compensatory afforestation under the subject as part of 187.677 ha of non-forest land identified for entire TDWSP projects (Mission Bhageeratha Project). The CA land identified to the extent of 187.677 Ha for the Mission Bhageeratha Project under the working control of WLM division, Nagarjunasagar shall be apportioned project wise including the CA area identified for the present proposal and all the relevant details like DGPS coordinates, map, CA scheme, soil suitability certificate etc shall be uploaded in the Ministry's online portal against the subject proposal.</p>	<p>The Non-Forest Land identified for Compensatory Afforestation (CA) to an extent of 187.677 ha in WLM Division Nagarjuna sagar has been apportioned for TDWSP project (Mission Bhageeratha Project) and accordingly the cost of CA is apportioned.</p> <p>The User Agency has transferred and mutated the non-forest CA land in favor of the forest department and copy is enclosed herewith.</p>
(v)	<p>Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.</p>	<p>Complied with.</p> <p>The identified Non-forest land identified for Compensatory Afforestation in WLM Division Nagarjunasagar, will not be changed without prior approval from the Central Government.</p>
(vi)	<p>Non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;</p>	<p>The User Agency has transferred and mutated the non-forest CA land identified in Sy. No. 169 of Peddamunagala and in Sy No.139 & 147 of Thimmapuram in Chandampet Mandal of Nalgonda District in favor of the forest department and copy is enclosed herewith.</p>
(vii)	<p>Non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act as the case may be, to this office for information and record;</p>	<p>The notification proposals under Telangana Forest Act, 1967 for the Non-Forest Land identified for Compensatory Afforestation in WLM Division Nagarjunasagar is under progress and same will be submitted after notification.</p>
(viii)	<p>The State Government shall charge the Net Present Value of the diverted forest land measuring 1.117 ha from User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995.</p>	<p>The User Agency has deposited an amount of Rs. 11,33,315/- part of Rs. 2959293/-, into the account of Telangana State CAMPA account No. 155705318548490, Corporation Bank, Lodhi Complex Branch, New Delhi with UTR No. IDIBH18271168977, dt.28.09.2018, towards NPV Charges and the details are follows (amount in Rs.):</p>

		<table><tr><th>Component</th><th>Bellampally Division</th><th>Chennur Division</th><th>Total</th></tr><tr><td>CA</td><td>1546752</td><td>170726</td><td>1717478</td></tr><tr><td>NPV</td><td>663560</td><td>469755</td><td>1133315</td></tr><tr><td>Creation of fire lines</td><td></td><td>108500</td><td>108500</td></tr><tr><td>Total</td><td>2210312</td><td>748981</td><td>2959293</td></tr></table> <p>Bellampally Division: NPV charges @ Rs.626000 per ha * 1.060 ha = Rs.663560/-</p> <p>Chennur Division: NPV charges @ Rs.803000 per ha * 0.117 ha x 5 times (WLS) Rs.469755/-</p> <p>A Copy of the payment, reflected as paid at Ministry's portal, is enclosed.</p>	Component	Bellampally Division	Chennur Division	Total	CA	1546752	170726	1717478	NPV	663560	469755	1133315	Creation of fire lines		108500	108500	Total	2210312	748981	2959293
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(ix)	Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.																				
(x)	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project including levies towards mitigation measures for wildlife conservation etc shall be deposited in the respective bank account of the Telangana State CAMPA. <u>The User Agency shall compulsorily deposit the CA and other levies only by generating challan through the Ministry's website.</u>	<p>The User Agency has deposited an amount of Rs. 29,59,293/- towards NPV & CA, creation of firelines charges into Telangana State CAMPA account No. 155705318548490,, Corporation Bank, Lodhi Complex Branch, New Delhi with UTR No. IDIBH18271168977, dt.28.09.2018, the details of which are as follows (amount in Rs.):</p> <table><tr><th>Component</th><th>Bellampally Division</th><th>Chennur Division</th><th>Total</th></tr><tr><td>CA</td><td>1546752</td><td>170726</td><td>1717478</td></tr><tr><td>NPV</td><td>663560</td><td>469755</td><td>1133315</td></tr><tr><td>Creation of fire lines</td><td></td><td>108500</td><td>108500</td></tr><tr><td>Total</td><td>2210312</td><td>748981</td><td>2959293</td></tr></table> <p>A Copy of the payment, reflected as paid at Ministry's portal, is enclosed.</p>	Component	Bellampally Division	Chennur Division	Total	CA	1546752	170726	1717478	NPV	663560	469755	1133315	Creation of fire lines		108500	108500	Total	2210312	748981	2959293
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(xi)	The muck generated in the earth cutting if any, shall be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.																				
(xii)	Trees felling in the proposed forest area shall be carried out whenever necessary with the prior permission of the Divisional Forest Officer concerned.	<p>The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.</p> <p><u>Bellampally Division:</u></p> <p>The User Agency has deposited an amount of Rs. 10,13,054/- in to account of Forest Divisional Officer, Bellampally in PD A/c No. 37110004892, IFSC</p>																				

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(xiii)	State Forest Department shall carry out translocation of the trees, wherever feasible at the cost of user agency.	No trees are proposed for translocation for this project.																																				
(xiv)	Wherever necessary, user agency shall provide free supply of water for forest, nurseries and field staff quarters and range offices, besides providing outlet with small troughs during summer for wild animals in forest areas.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.																																				
(xv)	The forest land proposed for diversion shall under no circumstance be transferred or sublet to any other agency, department or person without prior approval of the Central Government	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.																																				
(xvi)	The layout plan of the proposal shall not be changed without prior approval of the Central Government.	The User Agency has submitted an undertaking. However, the user agency has changed the alignment of pipeline and executed the work in the right side as against proposed alignment in left side in Chennur division.																																				
(xvii)	State Government and the user agency shall implement mitigation measures and other conditions as recommended by the Standing Committee of NBWL vide Ministry's letter No.	The User Agency has deposited an amount of Rs. 3,151,937/- in the Account of BIOSOT, into A/c No.110310100030284, IFSC code ANDB0001103, Andhra Bank Secretariat Branch, Hyderabad through UTR No.IDIBH19189451973, dt. 08.07.2019, the details of which are as follows:																																				

	6-69/2017/WL, dated. 02.06.2017 at the project cost	<table> <tr> <th rowspan="2">Particulars</th><th colspan="2">Amount in Rs.</th></tr> <tr> <th>Bellampally Division</th><th>Chennur Division</th></tr> <tr> <td>Planting Low height evergreen shrubs with shallows roots on the both sites of the pipeline</td><td>2051603</td><td>257334</td></tr> <tr> <td>Mitigative Measures</td><td>759200</td><td>83800</td></tr> <tr> <td>Total:</td><td>2810803</td><td>341134</td></tr> </table>	Particulars	Amount in Rs.		Bellampally Division	Chennur Division	Planting Low height evergreen shrubs with shallows roots on the both sites of the pipeline	2051603	257334	Mitigative Measures	759200	83800	Total:	2810803	341134
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(xviii)	The user agency shall use existing paths and roads for laying of pipeline and no new paths/roads are to be formed.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.														
(xix)	Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the UA to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.														
(xx)	The total forest area utilized for the project shall not exceed 1.177 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.	<p>The User Agency has submitted an undertaking. However, the user agency has carried out the work in an area of 1.178 ha without working permission/ Stage-II approval and also changed the alignment of pipeline and executed the work in the right side as against proposed alignment in left side in Chennur division.</p> <p>Further, an area of 0.118 ha has been utilized in Chennur division as against 0.117 ha. In Bellampally, work has been carried out in an area of 1.060 ha.</p> <p>Detailed report as called for by the Ministry is enclosed herewith.</p>														
(xxi)	The user agency should make provisions for supply of water to wildlife at designated places/along with route passing through forest areas, in consultation with Telangana Forest Department, Such provision should be made at intervals of 2 km each. The Chief Wildlife Warden is advised to develop a master plan to use the proposed pipelines for supply of water to the wildlife. Precautions have to be taken to avoid concentration of livestock at the water point.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.														
(xxii)	The Progress of the Compensatory Afforestation as mentioned by the DFO, Bellampally Division in Sl.No. 12 (v) (a) & (b) of part II i.e., 94.510 ha of forest land and 196.210 ha of non forest land and DFO, Mancherla Division in Sl.No.12 (v) (a) & (b) of part - II i.e., 87.772 ha of	The Progress of the Compensatory Afforestation under the jurisdiction of FDOs Bellampally and Chennur Divisions will be monitored by the Circle Head and a copy of such monitoring report will be submitted to the Regional Officer for further course of action.														

	forest land and 229.830 ha of non forest land shall be monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.	
(xxiii)	User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulation and Guidelines, for the time being in force, as applicable to the project.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(xxiv)	Any other conditions that the Central Government or Addl. PCCF (Central) of 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.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.
(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 Additional PCCF (Central), Regional Office, Chennai.	The User Agency has agreed to comply with the condition and submitted an undertaking, which is enclosed herewith.

Further, it is submitted that the Stage-I clearance has been published by the User Agency in Indian Express daily news paper of English on 03.04.2019 and Andhra Jyothi Telangana daily news paper of Telugu on 22.12.2018 (**Copies enclosed**).

Further, the GOI vide reference 12th cited have requested to furnish the additional information on all segments of Telangana Drinking Water Supply Projects in a prescribed proforma, for which Stage - I approval has been accorded by the Regional Office. Accordingly, this office vide reference 13th cited has called for the above information on all segments. Now, the CCF / CF, FDPT, Kawal Tiger Reserve, Nirmal vide reference 14th cited has furnished the required additional information and the same is submitted herewith in Annexure-I and II. As per the report, user agency has completed the work before issue of Stage-II approval and without obtaining working permission after Stage-I approval, during the year 2017-18. The calculation sheets of the Bellampally and Chennur divisions for the violations done are also enclosed herewith.

In view of the above, the Government are requested to forward the condition-wise compliance report to the Government of India, Ministry of Environment, Forest and Climate Change, Integrated Regional Office, Hyderabad for according final (Stage-II) approval under Section 2 of Forest (Conservation) Act, 1980 with imposing Penalty for violation and communicate the orders in the matter, at an early date.

Encl: (As above)

Yours faithfully,
Sd/-R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)

//True Copy//

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25/11/2024


for Principal Chief Conservator of Forests

ANNEXURE - I

The Government of India, MoEF & CC, Regional Office (South Eastern Zone), Chennai in F.No.4-TSB005/2017-CHN/1953 dated 18.06.2020 have called for Additional information on all segments. Accordingly, the information in respect of Segment 22/7 received from the concerned Division / Circle is reproduced below for taking necessary action.

S. No	Name of the proposals and proposals Number	Extent of area diverted in Ha.	Date of Stage I approval	Copy of the Government order for the Project	Working permission order issued for the proposal, if so, details thereof;	Whether any non forestry work has been started in the diverted area without obtaining working permission / Stage II approval, if yes, details thereof;	Status of the submission of compliance report.
1	Diversion of 1.177 ha of forest land in Bellampally (1.060 ha) and Chennur (0.117 ha) Divisions - for laying of Pipe Line and Construction of structures in Segment-22/7 (Vemanapally) - for providing safe drinking water in Mancherla District under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal FP/TG/WATER/ 18548/2016	1.117 ha	24.07.2017	F.No.4-TSB049/2017-CHN/1147, dt: 24.07.2017	No	Yes. The work has been carried out without obtaining working permission/Stage-II approval. The work was carried out from 02/2018 in Bellampally division and from 01/2017 to 03/2018 in Chennur division.	Yes. PCCF's Rc.No.5047/2016/ FCA-1, Dt.22.11.2021

Sd/- R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)

//True Copy//


for Principal Chief Conservator of Forests

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25/11/2021

Annexure – II

The gist of the information on Segment 22/7 received from the CCF & FDPT Kawal Tiger Reserve, Nirmal, Rc.No.1704/2016/D1 dated 01-06-2021 is reproduced below

:

1,	Whether the user Agency started and / or completed the work before issue of Stage – II or without obtaining working permission after stage – I approval if yes, date of commencement and completion of work.	Yes, The User Agency carried out the work without obtaining working permission after Stage-I approval. Bellampally division : 02/2018 to 06/2018 Chennur Division : 01/2017 to 03/2018.
2.	Whether any show cause notice is issued to the user agency for taking up works before obtaining any working permission	Yes, <u>Bellampally division:</u> The Show-Cause Notice has been issued to the User Agency vide F.D.O. Bellampally Rc.no. 14/2020/S4A, dt. 16.06.2020 and 12.01.2021 <u>Chennur division:</u> The Show-Cause Notice has been issued to the User Agency vide F.D.O. Chennur Rc.no. 2026/2016/F2B, dt. 15.03.2021
3.	Whether there is any deviation noticed in the alignment and construction of pipelines and structures respectively as against the KML files submitted based on which stage I had been approved	Yes, in Chennur division. <u>Bellampally division:</u> No deviation. <u>Chennur division:</u> The User Agency has violated in compt.No.387 for length of 207 m in (3) points Nos. i.e, 154, 155 & 156, The deviation noticed that the work executed in the right side as against proposed alignment in left side as per the proposal and KML files submitted.

4.	Whether there is any extra area / length diverted than the area / length for which stage – I is issued.	<p><u>Bellampally division:</u></p> <p>No extra area diverted.</p> <p><u>Chennur division</u></p> <p>extra area (0.0008 Ha)/ length (12 m) diverted over and above the area 0.117 Ha/ length 195 m for which stage-I issued.</p>
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//True Copy//

Sd/-R.Sobha,
Principal Chief Conservator of Forests
(Head of Forest Force)


for Principal Chief Conservator of Forests

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25/11/2021