Indira ParyavaranBhawan,
Aliganj, Jor Bag Road,
New Delhi - 110003.
Dated: 27th October, 2015

To

The Principal Secretary (Forests),
Government of Jharkhand,
Ranchi.

Sub: Transfer of Stage-I approval dated 20.09.2010 in respect of diversion of 150.49 ha of forest land for coal mining in Badam Coal Block in Hazaribagh District in the State of Jharkhand from the original user agencies i.e. M/s Tenughat Emta Coal Mines Limited in whose favour forest land was diverted to new user agency i.e. M/s Bihar State Power Generation Company Limited in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal– regarding.

Sir,

I am directed to refer to the Ministry of Coal's letter no. 13016/38/2015-CA-III dated 18.09.2015 on the above subject requesting this Ministry's to transfer its approval granted under the Forest (Conservation) Act, 1980 for diversion of forest land for coal mining at Badam Coal Block in Hazaribagh District in the State of Jharkhand from the original user agencies i.e. M/s Tenughat Emta Coal Mines Limited in whose favour forest land was diverted to new user agency i.e. M/s Bihar State Power Generation Company Limited in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal, in accordance with para 2.8 of the Guidelines issued under the Forest (Conservation) Act, 1980 read with the Guidelines dated 3.05.2010, 3.05.2013 and latest Guidelines dated 31.03.2015.

In this connection, I am directed to say that after careful examination of the proposal for transfer of forest clearance and on the basis of recommendations of the Ministry of Coal, the Central Government hereby conveys its approval for transfer of Stage-I approval granted by the Ministry under the Forest (Conservation) Act, 1980 vide its letters of even number dated 20.09.2010, in respect of diversion of 150.49 ha of forest land for coal mining in Badam Coal Block in Hazaribagh District in the State of Jharkhand from the original user agencies i.e. M/s Tenughat Emta Coal Mines Limited in whose favour forest land was diverted to new user agency i.e. M/s Bihar State Power Generation Company Limited in whose favour the coal block was auctioned/re-allotted by the Ministry of Coal, subject to the conditions as given below:

(i) Lease transfer charges @ 10% of the NPV or Rs. 1,00,000/- (1 Lakh) whichever is less will be realized from the new user agency and will be deposited in the account of Ad-hoc CAMPA before execution of lease in favour of the new user agency.

(ii) Reimbursement of amount paid by the original user agency shall be dealt with in the manner, as provided in the Coal Mines (Special Provisions) Second Ordinance, 2014 and Rules framed thereunder.

(iii) The new user agency shall pay the NPV as per the approval granted under FC Act if not paid earlier. The new user agency shall also furnish an undertaking to pay the additional NPV, if so determined by the Hon'ble Supreme Court of India.

(iv) The new user agency shall abide by all the conditions on which the forest land was leased to the original user agency.

(v) The new user agency shall abide by any other condition that may be stipulated by the Central Government/Regional Offices/State Government in future in the interest of conservation, protection and development of forests & wildlife.

Yours faithfully,

(Rajagopal Prashant)
Assistant Inspector General of Forests (FC)

Copy to:
1. Secretary, Ministry of Coal, Shastri Bhawan, New Delhi.
2. Principal Chief Conservation of Forests, Government of Jharkhand, Ranchi.
3. Addl. PCCF (Central), Regional Office (Eastern Zone), Ranchi.
4. Nodal Officer, O/o the PCCF, Government of Government of Jharkhand, Ranchi.
5. User Agencies;
   a) M/s Tenughat Emta Coal Mines Limited
   b) M/s Bihar State Power Generation Company Limited
6. Forest Conservation Monitoring Cell, FC Division, MoEF&CC, New Delhi
7. Guard File.

(Rajagopal Prashant)
Assistant Inspector General of Forests (FC)