

GOVERNMENT OF TELANGANA
ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

Letter No.2004/For.I(1)/2017

Dated:04.04.2020

From
The Principal Secretary to Government(FAC)
EFS&T Department,
Telangana State Secretariat,
Hyderabad.

To
The Deputy Conservator of Forests (C),
Government of India,
Ministry of Environment, Forests & Climate Change,
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai - 600 034 (w.e.)

Sir,

Sub:- Forest (Conservation) Act - Diversion of forest land to an extent of **4.687 Ha** [Yellandu forest division (**3.951 ha**) + and Khammam forest division (**0.736 ha**)] under Bhadadri-Kothagudem and Khammam Districts, for laying of Pipeline & Construction of structures in Segment **25/10 (Yellandu, Korragutta)**, for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Khammam - Furnishing of Compliance report - Regarding.

Ref:-1)From the PCCF (HoFF), T.S., Hyd. Ref.No.7344/2016/FCA-1
Dated: 01.05.2017
2) State Govt. Lr.No.2004/For.I (1)/2017-1, Dt:29.05.2017
3) From GoI, MoEF & CC, Chennai, F.No.4-TSB080/2017-
CHN/1132, dt.21.07.2017
4) Govt. Memo No.2004/For.I(1)/2017, Dated:03.08.2017.
5) From the PCCF (HoFF), T.S. Hyd. Rc.No.7344/2016/FCA-1,
Dt:07.01.2020.

I, am directed to invite your attention to the reference 3rd cited, in which the Government of India, Ministry of Environment and Forestry, have accorded approval in-principle (Stage-I) U/s 2 of Forest (C) Act, 1980, for diversion of forest land to an extent of **4.687 Ha** [Yellandu forest division (**3.951 ha**) + and Khammam forest division (**0.736 ha**)] under Bhadadri-Kothagudem and Khammam Districts, for laying of Pipeline & Construction of structures in Segment **25/10 (Yellandu, Korragutta)**, for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Khammam, subject to fulfillment of certain conditions as stipulated therein.

2. The Principal Chief Conservator of Forests (HoFF), Telangana State, in his letter 5th cited, has submitted condition wise compliance report on the conditions stipulated in in-principle (Stage-I) approval. The details of which are as follows:-

Sl. No.	Description of the Condition	Compliance
1	2	3
1.	The Legal status of the diverted forest land shall remain unchanged.	The User Agency has agreed to comply with the condition and submitted an undertaking.
2.	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	The User Agency has deposited an amount of Rs.12,89,880/- into PD account of FDO, Yellandu vide UTR No.IDIB19291300581

	20 meters at the cost of User Agency.	dt.18.10.2019, which includes Rs.11,52,600/- towards cost of construction of boundary pillars. Like-wise, the UA has also deposited an amount of Rs.9,91,100/- into PD account of FDO, Khammam vide UTR No.IDIBH19291300641 dt.18.10.2019, towards cost of construction of boundary pillars.
3.	The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 4.687 Ha out of the 145.18 Ha of non-forest land identified in Sy.No.100 of Nagilla Village at Madgui Mandal in Amangal Range of Amangal Division at the cost of user agency.	The User agency has deposited an amount of Rs.71,56,856/- which includes an amount of Rs.42,22,820/- towards CA scheme , into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, with UTR No's.IDIBH18193353300 dated 12.07.2018 against the project proposal No.FP/TG/WATER/19107/2016 and same is reflected online in the Ministry's portal.
4.	Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking.
5.	The CA area identified at Amangal Division which is apportioned project wise shall be treated as per the CA scheme approved.	The User Agency has agreed to comply with the condition and submitted an undertaking.
6.	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.	The non-forest land identified by the User Agency for raising CA has been transferred and mutated to an extent of Ac.176-00 gts equivalent to 71.082 Ha in favour of the State Forest Dept. Out of 71.082 ha, the non-forest land to an extent of 4.687 ha will be apportioned for this segment, as per the approved CA scheme.
7.	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 with in 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.	The non-forest CA land transferred & mutated in favour of State Forest Department will be declared as PF/ RF under Telangana Forest Act, 1967 within a period of six months upon receipt of Stage-II approval.
8.	The User Agency shall pay the Net Present Value of the diverted forest	The User agency has deposited an amount of Rs.71,56,856/-

	land measuring 4.687 ha. as per the orders of the Hon'ble Supreme Court dated.28.3.2008 and 09.05.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995. (Cost indicated above).	which includes an amount of Rs.29,34,036/- towards payment of Net Present Value (NPV) for the forest area proposed for diversion, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, with UTR No's.IDIBH18193353300 dated 12.07.2018 against the project proposal No.FP/TG/WATER/19107/2016 and same is reflected online in the Ministry's portal.
9.	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 paid by the User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking.
10.	The funds received from the User Agency towards Compensatory Afforestation and Net Present Value under this project 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>	The User agency has generated a challan through the Ministry's website for an amount of Rs.71,56,856/- towards NPV and CA into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, into the account of Telangana State CAMPA, New Delhi, Lodhi Complex, with UTR No's.IDIBH18193353300 dated 12.07.2018 against the project proposal No.FP/TG/WATER/19107/2016 and same is reflected online in the Ministry's portal.
11.	The muck generated in the earth cutting if any, will 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.
12.	Tree felling in the proposed forest area shall be carried out wherever necessary with the prior permission of the District Forest Officer concerned.	The User Agency has deposited an amount of Rs.12,89,880/- into PD account of FDO, Yellandu vide UTR No.IDIB19291300581 dt.18.10.2019, which includes Rs.87,280/- towards tree Growth (timber) Extraction. There is no tree growth in the forest area to be diverted in Khammam forest division. Hence, cost towards extraction of tree growth does not arise. The User Agency has agreed to comply with the condition and submitted an undertaking.
13.	State Forest Department shall carry out translocation of the trees wherever feasible at the cost of User Agency.	The User Agency has agreed to comply with the condition and submitted an undertaking.
14.	Wherever necessary the User Agency shall provide free supply of water for forest nurseries and field staff quarters and range offices, besides	The User Agency has agreed to comply with the condition and submitted an undertaking.

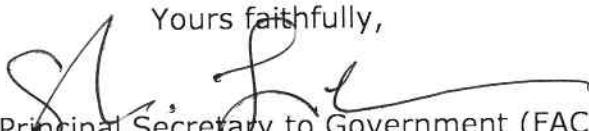
	providing outlets with small troughs during summer for wild animals in the forest areas.	
15.	The forest land proposed for diversion shall under no circumstances be transferred or subleased to any other agency, department or person without prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking.
16.	The layout plan for the proposal shall not be changed without the prior approval of the Central Government.	The User Agency has agreed to comply with the condition and submitted an undertaking.
17.	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.
18.	As recommended by the DFO, Khammam concerned, the User Agency shall erect two permanent boards at the entrance and exit points of the forest area proposed for diversion about status of the land.	The User Agency has deposited an amount of Rs.12,89,880/- into PD account of FDO, Yellandu vide UTR No.IDIB19291300581 dt.18.10.2019, which includes Rs.50,000/- towards erecting two permanent boards at the entrance and exit points of the forest area proposed for diversion.
19.	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.
20.	The total forest area utilized for the project shall not exceed 4.687 Ha and the forest area diverted shall not be used for any other purpose other than those shown in the diversion proposal.	The User Agency has agreed to comply with the condition and submitted an undertaking.
21.	The User Agency should make provisions for supply of water to wildlife at designated places / along the 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 concerned of livestock at the water point.	The User Agency has agreed to comply with the condition and submitted an undertaking.
22.	The Progress of the Compensatory afforestation as mentioned by the DFO, Armoor Division Sl.No.12(V)(a) (b) of part-II i.e., 8.54 ha of forest land and 432.21 ha of non-forest land and DFO, Kothagudem in Sl.N.12(v)(a) of Part-II i.e., 34.31 ha of forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the	The progress of the Compensatory Afforestation will be monitored by the concerned field officers and copy of the monitoring report will be forwarded to the Regional Office, MoEF & CC, Chennai through Nodal Officer for FCA, from time to time besides uploading of the same in web portal.

	same in the web portal.	
23.	User agency and the State Government shall ensure compliance to provision of the all Acts, Rules Regulations 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.
24.	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.
25.	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.

3. I am to inform that the stage-I clearance has been published by the User Agency in English and Telugu daily newspapers on 21.09.2018.

4. I am also to enclose a copy of the letter 5th cited along with its enclosures of the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad and to request you to obtain and communicate final (Stage.II) approval, at the earliest.

Yours faithfully,


for Principal Secretary to Government (FAC)

Copy to:

The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

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**GOVERNMENT OF TELANGANA
FOREST DEPARTMENT**

From
Smt. R.Sobha, I.F.S.,
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, "Aranya Bhavan",
Saifabad, Hyderabad.

Rc.No.7344/2016/FCA-1, Dated: 07.12.2021

Madam,

Sub:- F(C) Act, 1980 - Diversion of forest land to the extent of **4.687 Ha** erstwhile [Khammam (0.736 ha) & Kothagudem (3.951 ha)] **presently 3.302 ha in Yellandu forest division and 0.736 ha in Khammam forest division** for laying of Pipeline & Construction of structures in Segment **25/10 (Yellandu, Korragutta)** - for providing safe drinking water under Telangana Drinking Water Supply Project - in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Khammam - **In-principle (Stage-I) approval** - Accorded - **Additional information furnished** - Regarding.

- Ref:-**
1. Chief Engineer, TDWSP, RWS&S Department, Hyderabad Lr.No. AEE1/SEG-25-10/Khammam/FOREST/2016 dated 21.04.2016.
 2. PCCF's Ref.No.7344/2016/FCA-1 dated 02.05.2016.
 3. CF, Khammam Ref.No.1161/2016/M11 dt.20.12.2016.
 4. PCCF's Ref.No.7344/2016/FCA-1 dated 01.05.2017.
 5. Govt Lr.No.2004/For.I(1)/2017-1 dated 29.05.2017.
 6. From GoI, MoEF&CC, Regional Office (South Eastern Zone), Chennai F.No.4-TSB080/2017-CHN/1132 dated 21.07.2017.
 7. PCCF's Ref.No.7344/2016/FCA-1 dated 17.08.2017
 8. CF, Kothagudem Rc. NI. 257/2019/M3, dt.10.12.2019
 9. CF, Khammam Rc. No. 1161/2016/M11, dt. 19.12.2019
 10. PCCF's Ref.No.7344/2016/FCA-1 dt. 07.01.2020
 11. GOI, MoEF & CC, Regional Office (SEZ), Chennai F.No.4-TSB055/2017-CHN/1953 dated 18-06.2020.
 12. PCCF's Rc.No.03/2015/FCA-1 (common) dated 12-01-2021.
 13. CF, Kothgudem Rc.No. 257/2019/M3, dt. 16.09.2021
 14. (FAC) CF, Khammam, Rc.No1161/2016/M11, Dt.02-12-2021.

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It is to submit that vide reference 10th cited, the condition wise compliance report has been submitted to Government.

Further, it is submitted that in the reference 11th cited, the additional information was called for by this office. Accordingly, the Conservators of Forests, Kothagudem and Khammam vide references 13th and 14th cited respectively, have furnished the additional information for the **segment-25/10 (Yellandu, Korragutta)**, the same is reproduced in **Annexure-I** and the further information as requested by the PCCF (HoFF) as **Annexure-II** are enclosed.

Therefore, it is requested to kindly forward the same to the Government of India for according Stage-II approval for the above project as per the Forest (Conservation) Act, 1980, duly imposing penalty as per guidelines in vogue, as works were completed before obtaining final (Stage-II) clearance and without obtaining any working permission.

Encl: (As above).

Yours faithfully,
Sd/-R.Sobha

Principal Chief Conservator of Forests
(Head of Forest Force)

//True Copy//

[Signature]
for Principal Chief Conservator of Forests

[Handwritten signature]

Annexure - II

The gist of the information on Segment 25/10 received from the (FAC) Conservator of Forests, Khammam Rc.No.1161/2016/M11, Dated 02.12.2021 & Conservator of Forests, Kothagudem Rc.No.275/2019/M3, dt. 16.09.2021 are 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, <u>Khammam</u> The User Agency has started the work on 05-08-2016 and completed by 13.11.2018 without obtaining working permission / Stage-II approval. <u>Kothagudem</u> The User Agency has started the work on 05.08.2016 to completed by 13.11.2018 without obtaining working permission / Stage-II approval.
2.	Whether any show cause notice is issued to the user agency for taking up works before obtaining any working permission	Yes, <u>Khammam</u> Show cause notice was issued to the User Agency through Forest Divisional Officer, Khammam vide Ref.No. FCA(25/10)/2017/S3, Dt:10.10.2018 and 15.06.2019 (Copies enclosed) <u>Kothagudem</u> Show cause notice was issued to the User agency through Forest Divisional Officer, Yellandu vide Ref.No.612/2016/A5/Y3, Dt:19.11.2020, (copy enclosed) 20.01.2021 and 03.05.2021.
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	There is no deviation noticed in the alignment and construction of pipelines and structures respectively against the KML files.
4.	Whether there is any extra area / length diverted than the area / length for which stage - I is issued.	No extra area / length diverted than area / length for which Stage - I issued.

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

//True Copy/

for Principal Chief Conservator of Forests

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2/12/2021

ANNEXURE - I

The Government of India, MoEF & CC, Regional Office (South Eastern Zone), Chennai in F.No. 4-TSB055/ 2017-CHN/1953 dated 18-06.2020 have called for Additional information on all segments. Accordingly, the information in respect of Segment 25/10 (Yellandu , Korragutta) 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	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 are without obtaining working permission / Stage II approval, if yes, details thereof;	Status of the submission of compliance report.
1	Segment-25/10 (Yellandu Korragutta) FP/TG/WATER/ 19107/2016	Out of 4.687 ha (0.736 Ha Pertaining to Khammam division)	21.07. 2017	GoI, MoEF&CC, Chennai F.No.4- TSB080/ 2017- CHN/1132, dt: 21.07.2017	No	Yes. The User Agency has started the work on 05-08-2016 and completed by 13.11.2018 without obtaining working permission / Stage-II approval. Hence, show cause notice was issued to the User agency through Forest Divisional Officer, Khammam vide Ref.No. FCA(25/10)/2017/S3, Dt:10.10.2018 and 15.06.2019 (Copies enclosed) and Forest Divisional Officer, Yellandu Rc. No. 612/2016/A5,dt. 19.11.2020 (Copy enclosed) 21.11.2021 and 03.05.2021 The User Agency has not submitted explanation till today.	Yes, submitted by the PCCF, TS, Hyd, Rc.No.7344/2016/FCA-1 dt.07.01.2020.

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

//True Copy/


for Principal Chief Conservator of Forests

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09/12/2021