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**F.No.8-31/99-FC**  
**Government of India**  
**Ministry of Environment & Forests**  
**(FC Division)**

Paryavaran Bhawan  
CGO Complex, Lodhi Road  
**New Delhi-110 003**

Dated: 11<sup>th</sup> August 2004

To

**The Secretary (Forests)**  
Government of Chhattisgarh  
Raipur.

**Sub: Diversion of 192.250 ha of forest land for Iron-Ore mining in favour of M/s Jayaswals Neco Limited (earlier known as M/s Nagpur Alloy Castings Limited) in District Jagdalpur, Chhattisgarh.**

Sir,

I am directed to refer to your letter No. F-5/69/98/10/3 dated 07.12.1998 and subsequent letter of even No. dated 19.05.2004 on the above-mentioned subject seeking prior approval of the Central Government in accordance with Section-2 of the Forest (Conservation) Act, 1980.

2. After careful consideration of the proposal of the State Government, the Central Government hereby agrees **in-principle** for diversion of 91.00 ha of forest land, as first phase, for Iron-Ore mining in favour of M/s Jayaswals Neco Limited in District Jagdalpur, Chhattisgarh, as per the land use given below,

Phase	Mining	Ore Staking	Waste Dump	Safety Zone	Essential Services	Approach Road	Total (ha)
1 <sup>st</sup>	7.65	2.0	8.0	8.0	2.0	8.09	35.74
2 <sup>nd</sup>	10.04	-	-	-	-	-	10.04
3 <sup>rd</sup>	15.75	-	-	-	-	-	15.75
4 <sup>th</sup>	15.75	-	-	-	-	-	15.75
5 <sup>th</sup>	6.86	-	-	-	-	-	6.86
6 <sup>th</sup>	6.86	-	-	-	-	-	6.86
<b>Total</b>	<b>62.91</b>	<b>2.0</b>	<b>8.0</b>	<b>8.0</b>	<b>2.0</b>	<b>8.09</b>	<b>91.00</b>

subject to fulfilment of following conditions. Diversion of remaining area will be considered later on.

- i. The Compensatory Afforestation shall be raised and maintained over equivalent non-forest land or orange area at the cost of User Agency. A detailed scheme of Compensatory Afforestation over such land shall be submitted to the Central Government. The User Agency shall deposit the funds for Compensatory Afforestation with the State Forest Department.
- ii. The non-forest land/orange areas where Compensatory Afforestation is to be taken up, shall be transferred and mutated in favour of Forest Department and

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shall be notified by the State Government as Reserve Forest under Section-4 of Indian Forest Act, 1927 within a period of six months and Nodal Officer (Forest Conservation) shall report the compliance, and a copy of the notification declaring the above area as reserve forest may be sent to this Ministry.

- iii. The User Agency shall create, fence and maintain a Safety Zone around the mining area. The User Agency will deposit fund with the Forest Department for creation, protection and regeneration of Safety Zone area and also will have to bear the cost of afforestation over one and a half time of the Safety Zone area in degraded forest elsewhere.
- iv. A detailed reclamation plan showing year-wise physical and financial targets may be submitted to this Ministry. The topsoil should be preserved and should be used for reclamation.
- v. The State Government should charge Net Present Value from the User Agency as directed by Hon'ble Supreme Court and as per the guidelines issued vide Ministry of Environment & Forests' s letters no. 5-1/98-FC (Pt II) dated 18<sup>th</sup> September and 22<sup>nd</sup> September 2003.
- vi. The State Government shall deposit all the above-mentioned funds with Compensatory Afforestation Fund Management and Planning Authority (CAMPA), which has already been constituted and notified by the Central Government on 23.04.2004. Till such time, the CAMPA intimates the Head of Account for deposition of funds, the funds will be maintained in the form of fixed deposits in the name of Nodal Officer or concerned Divisional Forest Officer of the State Government. The funds realised towards the NPV shall not be utilised by the State Government.

3. After receipt of the compliance report on the fulfilment of the above-mentioned conditions of the para-2 above from the State Government, formal approval will be issued in this regard under Section-2 of the Forest (Conservation) Act, 1980. Transfer of forest land to the user agency should not be effected by the State Government till final orders approving diversion of forest land are issued by the Central Government.

Yours faithfully,

  
(Pankaj Asthana)

Assistant Inspector General of Forests

Copy to:

1. The Principal Chief Conservator of Forests, Government of Chhattisgarh, Raipur.
2. The Nodal Officer, Forest Department, Government of Chhattisgarh, Raipur.
3. The Chief Conservator of Forest, Regional Office, Bhopal.
4. The Regional Office (Hq.), New Delhi.
5. User Agency.
6. Guard File.
7. Monitoring Cell.

  
(Pankaj Asthana)

Assistant Inspector General of Forests

13/08/04.

Received as above  
for Jayasankar Meo Ltd  
SANJEEV MUNJAL