



भारत सरकार
GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS
& CLIMATE CHANGE

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FC-I/MH-982018-NGP 3547.

Dated: 19th April, 2018

To

✓ The Principal Secretary (Forests),
Government of Maharashtra,
Mantralaya Mumbai.

Sub: Diversion of 0.4509 ha of forest land in favour of Shri. Bhaskar Namdeo Thakre & Others farmers for laying of underground Pipeline for Irrigation purpose at Survey, Gut No. 563 of village Deulgaon, Sakarsha, Tal Mehkar in Buldhana District in the State of Maharashtra.

Sir,

I am directed to refer to the State Government of Maharashtra's letter no. FLD-3018/CR/94/F-10 dated 5.04.2018 on the above subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980 and to say that the proposal has been examined in the Regional Office in light of the relevant provisions of the Forest (Conservation) Act, 1980 and Guidelines issued thereunder.

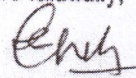
After careful examination of the proposal and on the basis of recommendation of the State Government, the Central Government hereby accords 'in-principle' under Section -2 of the Forest (Conservation) Act, 1980 for diversion of 0.4509 ha of forest land in favour of Shri. Bhaskar Namdeo Thakre & Others farmers for laying of underground Pipeline for Irrigation purpose at Survey, Gut No. 563 of village Deulgaon, Sakarsha, Tal Mehkar in Buldhana District in the State of Maharashtra subject to the fulfilment of the following conditions:

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. Compensatory afforestation, by undertaking afforestation of 100 seedlings over the degraded forest land, shall be raised and maintained by the State Forest Department at the cost of the User Agency;
- iii. The User Agency shall submit the Differential GPS maps, clearly depicting the geo-graphical coordinates, of the area proposed for diversion, as well as area to be identified for raising 100 seedlings along with soft copies of their KML/Shape files along with Stage-I compliance report;
- iv. The User Agency shall transfer the cost of raising and maintaining the plantation of 100 seedlings, at the current wage rate, to the State Forest Department. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years;
- v. The State Government shall charge the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 and the guidelines issued by this Ministry vide its letter No. 5-3/2007-FC dated 05.02.2009 in this regard;

- xxiii. The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project; and
- xxiv. The State Government, if so desire, may consider the proposal for grant of working permission in accordance with the provisions as contained in the MoEF&CC's Guidelines dated 28.08.2015. However, working permission to the project shall be considered by the State Government only after ensuring complete compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006.

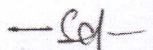
After receipt a report on compliance of conditions no. (iii), (iv), (v), (vii), and undertakings in respect of all other conditions duly countersigned by the competent authority in the State Government, from the State Government, formal approval will be considered in this regard under Section-2 of the Forest (Conservation) Act, 1980.

Yours faithfully,


(Charan Jeet Singh)
Scientist 'C'

Copy to:

1. The PCCF, Government of Maharashtra, Nagpur
2. The Nodal Officer FCA), O/o of the PCCF, Government of Maharashtra, Nagpur.
3. The Director (ROHQ), MoEF&CC, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj New Delhi.
4. User Agency.
5. Guard File.

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(Charan Jeet Singh)
Scientist 'C'