



भारत सरकार/Government of India
पर्यावरण वन और जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
उप कार्यालय (क्षेत्रीय कार्यालय, चेन्नई)/Sub Office (Regional Office, Chennai)
Aranya Bhavan, 6th floor, Saifabad, Hyderabad-500004, Telangana
E-mail: iro.hyderabad-mefcc@gov.in
Tel: 040- 29390053

Dated: January 2024

F.No. 4-TSB188/2021-HYD/

To,

The Special Chief Secretary to the Government,
Environment, Forests, Science & Technology Department,
Telangana State Secretariat, Hyderabad.

Subject: Diversion of 2.337 Ha (revised form 4.1139 Ha) of forest land for improvement of the existing road from “ Bejjur to Somini including construction of two bridges in Gudem RF of Bejjur Range of Kagajnagar Division, Komarambhem Asifabad District under PMGSY Works in favour of District Panchayathi Raj Engineer, Asifabad District - Reg.

Madam,

Please refer to the State Government's Letter No. 2059/For.I(1)/2021 dated 22.06.2021 and online proposal No. FP/TG/ROAD/44233/2020 seeking prior approval of the Central Government for the diversion of forest land in accordance with Section '2' of the Forest (Conservation) Act, 1980 for the above-mentioned project.

After careful consideration of the proposal submitted by the State Government, I am to convey the Central Government's **In-principle Approval (Stage-1)** under Section '2' of Forest (Conservation) Act, 1980 for the diversion of 2.337 Ha of forest land for improvement of the existing road from “ Bejjur to Somini including construction of two bridges in Gudem RF of Bejjur Range of Kagajnagar Division, Komarambhem Asifabad District under PMGSY Works in favour of District Panchayati Raj Engineer, Asifabad District subject to the following conditions:-

1. The legal status of the forest land shall remain unchanged.
2. The DFO/FDO concerned shall ensure that no violation of the F(C) Act, 1980 takes place in the proposed forest area.
3. The Demarcation of the proposed forest area shall be carried out by erecting 4-foot-high cement concrete pillars duly numbered at an interval of 20 meters by the User Agency in consultation with the DFO concerned and report compliance. **Working permission, if considered, shall not be given till the forest land proposed for diversion is demarcated with RCC pillars.**
4. The forest land shall not be handed over to the user agency till the final approval/ working Permission is accorded for diversion by the competent authority.
5. **Compensatory afforestation**
 - a. Compensatory afforestation shall be taken up by the Forest Department over the equivalent non-forest land (2.337 Ha.) in Sy. No: 86 of Girgaon Village, Tamsi Mandal of Adilabad Division having a total area of 59.468 ha and **identified** degraded forest land in **Compartment No:243 of Mavala Beat and Compartment No: 248 of Adilabad beat** of Adilabad Range, Adilabad division at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.

- b. The non-forest land transferred and mutated in favour of the State Forest Department or the revenue forest land, as the case may be, shall be notified by the State Government as Protected Forests under section 29 or reserved Forest under Section 20 of the Indian Forest Act, 1927 or under the relevant section(s) of the local Forest Act, before the issue of the 'Final' approval under the Adhinyam. The Nodal Officer shall report compliance in this regard along with a copy of the original notification declaring the non-forest land as PF, along with compliance of 'in-principle' approval;
6. The cost of compensatory afforestation at the prevailing wage rates as per the compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in the designated CAMPA account. The CA will be maintained for 10 years. The scheme may include appropriate provisions for anticipated cost increases for works scheduled for subsequent years.
7. **Net Present Value:**
 - a. The State Government shall realize the Net Present Value (NPV) of the forest land being diverted under this proposal from the User Agency as per the guidelines given in Chapter – 3 of the Consolidated Guidelines and Clarification issued by the Ministry in accordance with the Hon'ble Supreme Court of India's order dated 28.03.2008, 24.04.2008 and 09.05.2008 in Writ Petition (Civil) No. 202/1995 in the matter of T. N. Godavarman Thirumalpad vs. Union of India.
 - b. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
8. User Agency shall restrict the felling of trees to a minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
9. All the funds received from the user agency under the project shall be transferred/ deposited to the CAMPA fund only through **e-portal** (<https://parivesh.nic.in/>).
10. The complete compliance of the FRA, 2006 shall be ensured by way of a prescribed certificate from the concerned District Collector.
11. The user agency shall arrange to raise strip plantation on either side of the road and central verge at project cost, as per IRC specification, with maintenance of 7-10 years, wherever feasible.
12. The User agency will undertake comprehensive soil conservation measures at the project cost in consultation with the State Forest Department. A scheme of the same shall be submitted to the Regional Office along with the Stage-I compliance report.
13. Overburden shall not be dumped outside the width of the road. The muck generated in the earth cuttings will be disposed of at the designated dumping sites and in no case the muck/debris will be allowed to roll down the hill slopes.
14. The designing of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper the movement of wild animals.
15. The user agency will provide retaining walls, breast walls and drainage as per requirement to make the slope stable.
16. Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/ Forest Areas.
17. **The state government and the user agency shall comply with all the prescribed conditions in NBWL approval.**
18. **The user agency shall provide suitable under/overpass in the Protected Area / Forest Area as per recommendations of CWLW / NBWL.**

19. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
20. The layout plan of the proposal shall not be changed without prior approval of the Central Government.
21. No labour camp shall be established on the forest land.
22. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
23. No additional or new path will be constructed inside the forest area for the transportation of construction materials for the execution of the project work.
24. The forest land shall not be used for any purpose other than that specified in the project proposal.
25. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
26. Violation of any of these conditions will amount to a violation of Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 and action would be taken as prescribed in para 1.16 of Chapter 1 of the Handbook of Comprehensive Guidelines of Van (Sanrakshan Evam Samvardhan) Adhinyam, 1980 as issued by this Ministry's letter dated 29.12.2023.
27. Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
28. The compliance report shall be uploaded on *e-portal* (<https://parivesh.nic.in/>).

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be **valid for a period of 2 years** from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 2 years. The user agency shall not execute the work in forest land proposed to be diverted till the final approval is accorded to the proposal by the Central Government.

Yours faithfully

Shri. Kailash Bhimrao Bhawar, IFS
Assistant Inspector General of Forests (C)

Copy to: -

1. The IGF (ROHQ), MoEF&CC, Gol, New Delhi.
2. The Principal Chief Conservator of Forests (HoFF), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
3. The Principal Chief Conservator of Forests (CEO, CAMPA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
4. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Forest Department, Govt. of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN- 500 004.
5. The DPE, O/o District Panchayat Raj Engineer PIU, Sandeep nagar, Vattivagu Road, Komarambheem Asifabad Dist - 504293. Email: eeprasifabad@gmail.com
6. Guard file