

F. No. 8-01/2017-FC
Government of India
Ministry of Environment, Forests and Climate Change
(FC Division)

Indira Paryavaran Bhawan,
Aliganj, Jor Bag Road,
New Delhi - 110003.
Dated: 7th August, 2017

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

Sub.: Proposal for prior approval under section 2 (iii) of forest (Conservation) Act, 1980 for 293.12 ha forest land for Limestone mining at village Shedwai, Tal. Jeevati, District Chandrapur, Maharashtra in favour of Abhijeet New India mining Corporation Pvt. Ltd.

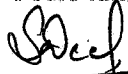
Sir,

I am directed to refer to the State Government's letter No. FLD-3616/CR-409/F-10 dated 03.01.2017 submitting the above subject proposal for seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980. The said proposal was placed before Forest Advisory Committee (FAC) in its meeting held on 25.04.2017 and 15.06.2017. The detailed minutes of the FAC meetings held on 25.04.2017 and 15.06.2017 are placed on the website of this Ministry: www.forestclearance.nic.in.

2. After going through the judgement in the matter in FAC meeting held on 15.06.2017, the FAC observed that the State Government had reported that the matter related to validity of letter of intent is sub-judice. The Forest (Conservation) Act guidelines 2.1 (vi) was perused. It clearly says that "*State Government are advised not to consider/process cases, which are pending in various courts or sub-judice to avoid all sort of administrative and legal complications*". In this backdrop FAC recommended not to grant permission to the state Government under section 2(iii) of FC Act till the final order of the Hon'ble High Court and clarification regarding the applicability of provisions of section 10-A (2) (c) of MMDR Act.

In view of above, I am directed to convey the approval of competent authority for not to grant prior approval over 293.12 ha forest land for Limestone mining at village Shedwai, Tal. Jeevati, District Chandrapur, Maharashtra in favour of Abhijeet New India mining Corporation Pvt. Ltd. under section 2(iii) of Forest (Conservation) Act, 1980, till the final order of the Hon'ble High Court.


Yours faithfully,


(Sandeep Sharma) 7/8

Assistant Inspector General of Forests (FC)

Copy to:

1. The Principal Chief Conservator of Forests, Government of Maharashtra, Mumbai.
2. The Nodal Officer, O/o the PCCF, Government of Maharashtra, Mumbai.
3. The Addl. PCCF (Central), Regional Office, Nagpur.
4. Monitoring Cell, FC Divisions, MoEF&CC.
5. Guard File.


(Sandeep Sharma) 7/8

Assistant Inspector General of Forests (FC)