

Government of India
Ministry of Environment, Forests and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
 Jor Bag Road, Aliganj, ,
 New Delhi - 110003

Dated: 9th October, 2023

To,

The Principal Secretary (Forests),
 Department of Environment & Forests,
 Government of Rajasthan,
 Jaipur

Subject: Diversion of 74.2490 ha. forest land in favour of RDSA Mining LLP for opencast Marble Mining in Revenue Village - Danta, Tehsil- Pipalkhunth, District – Pratapgarh, Rajasthan (Online proposal No. FP/RJ/MIN/142599/2021).

Madam/Sir,

I am directed to refer to the State Government's letter No. P.1 (155) VAN/2022 dated 11.01.2023 on above mentioned subject seeking prior approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980 and to say that the above subject proposal has been examined by the Advisory Committee constituted by the Central Government under Section-3 of the aforesaid Act. After careful consideration of the proposal by the Advisory Committee (AC) and after its recommendation, and approval of competent authority in the Ministry, In-principle/Stage-I approval was accorded vide this Ministry's letter of even number dated 07.06.2023 subject to fulfilment of certain conditions. The State Government has furnished compliance report in respect of the conditions stipulated in the approval and requested the Central Government to grant final approval.

2. In this connection, I am directed to say that on the basis of the compliance report furnished by the Government of Rajasthan vide their Letter No. P.1 (155) VAN/ 2022 dated 18.09.2023 , the prior approval of the Central Government is hereby accorded for diversion of 74.2490 ha. of forest land under Section-2 of the Forest (Conservation) Act, 1980 in favour of RDSA Mining LLP for opencast Marble Mining in Revenue Village - Danta, Tehsil- Pipalkhunth, District – Pratapgarh, Rajasthan, subject to following conditions:

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. The State Government shall ensure that Compensatory Afforestation over the identified 75 ha non-forest land.[Amlikhora (16 ha), Miyala (13.50 ha) and Pahada (45.50 ha)] in Pratapgarh District, Rajasthan which has been notified as Protected Forest (PF) vide Notification No.P.2(24)/van/2023 dated 29.08.2023 and 85 ha. degraded forest land in Sukad (R.F.), Dhawada Village, Chotisadri Tehsil, Pratapgarh District, Rajasthan shall be raised within a period of three years with effect from the date of issue of Stage-II clearance and maintained for ten years thereafter in accordance with the approved plan by the State Forest Department from the funds provided by the user agency;
- iii. The State Government shall ensure that the embankment of sufficient height shall be constructed along the bank of the River Mahi and a green belt of a width of 50 mtrs along the embankment shall also be raised and maintained thereafter at the project cost under the supervision of State Forest Department for which user agency has given an undertaking on non-judicial stamp paper;
- iv. The State Government shall ensure that muck will not be disposed on forest/charagah


land outside the proposed diversion area and the user agency will carry out muck disposal at pre-designated sites in such a manner so as to avoid its rolling down and the dumping area for muck disposal shall be stabilized and reclaimed by planting suitable species at the project cost

- v. The State Government shall ensure that six feet boundary wall shall be constructed by the State Forest Department along the boundary of the 75 ha. of Non Forest Land (NFL) for CA towards the habitation and agriculture fields to prevent encroachment from the funds deposited by the User Agency in CAMPA account ;
- vi. State Govt. and the user agency shall ensure that the fencing, protection and regeneration of the safety zone area of 7.5 meter strip all along the inner boundary of the mining lease shall be done at the project cost. Besides this, the afforestation on 4.885 ha./ say 5.00 ha. identified degraded forest land, which is equivalent to 1.5 times of the area under safety zone, in village Dhawda, Forest Block Sukad under Pratapgarh District shall be carried out by the State Forest Department from the funds deposited by the user agency in the CAMPA account;
- vii. The State Government shall ensure that the compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been completed in accordance with the relevant Rules and Guidelines issued by this Ministry in this regard, before handing over of forest land to the user agency;
- viii. The State Govt. shall ensure that the User Agency will obtain necessary clearances including Environmental Clearance, if required;
- ix. The State Govt. and the user agency shall ensure that no residential or labour colony or commercial complexes shall be constructed over forest land;
- x. The User Agency shall pay the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India;
- xi. The State Govt. ensure that the user agency will explore the possibility of translocation of maximum number of trees identified to be felled and any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department, and the User Agency will obtain permission for felling of trees as per applicable court orders/Forest Act/Rules/Guidelines;
- xii. The State Govt. shall ensure that the user agency will carry out mining in a phased manner after taking due care for reclamation of the mined over area. The concurrent reclamation plan as per the approved mining plan shall be executed by the User Agency from the very first year, and an annual report on implementation thereof shall be submitted to the Nodal Officer, Forest (Conservation) Act, 1980 of the concerned State and the concerned Regional Office of the Ministry. If it is found from the annual report that the activities indicated in the concurrent reclamation plan are not being executed by the User Agency, the Nodal Officer or the concern Dy. Director General of Forest (Central) may direct that the mining activities shall remain suspended till such time, such reclamation activities area satisfactorily executed;
- xiii. The State Govt. shall ensure that no labour camp shall be established on the forest land and the User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas;
- xiv. The State Govt. shall ensure that the forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government and the layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- xv. The State Govt. ensure that the boundary of the forest land being diverted will be demarcated on ground at the project cost, using six feet high RCC pillars, each pillar inscribed with the serial number, DGPS coordinates, forward and backward bearings and distance from adjoining pillars etc;
- xvi. Period of diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) Act, 1957, as amended in 2015 and the Rules

framed there-under.

- xvii. The User Agency shall submit the Annual Compliance Report in respect of the above stated conditions to the concerned Integrated Regional Office and to this Ministry every year regularly;
- xviii. The violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC dated 28.03.2019;and
- xix. The State Govt. shall ensure that the user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

Yours faithfully,



09/10/2023

(Suneet Bhardwaj)

Asstt. Inspector General of Forests (FC)

Copy to:

1. The PCCF (HoFF), Government of Rajasthan, Jaipur;
2. The Regional Officer, Integrated Regional Office of MoEF&CC, Jaipur, Rajasthan;
3. The Nodal Officer(FCA), O/o the PCCF, Government of Rajasthan, Jaipur;
4. User Agency;and
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi Delhi for uploading on PARIVESH portal.