



भारत सरकार
GOVERNMENT OF INDIA
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE
CHANGE

Regional Office (WCZ)
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F. No. FC-II/MH-42/2016-NGP /711

Dated: 28th July, 2016

To

✓ The Secretary,
Govt. of Maharashtra,
Revenue & Forest Department,
Mantralaya, Mumbai-400032

Sub: Diversion 15.84 ha of Zudupi Jungle land of 3 villages in Nagpur city Taluka, District Nagpur under category – II (encroachment prior to 12.12.1996 using simplified procedure) in consolidate form under Forest (Conservation) Act, 1980 – regarding.

Sir,

I am directed to refer to the State Government of Maharashtra's letter no. FLD-3416/CR-201/F-10 dated 23.06.2016 on the above subject seeking prior approval of the Central Government under the Forest (Conservation) Act, 1980 and to say that examination of the proposal in the Regional Office (WCZ) of the MoEF&CC revealed following:

- As per the simplified procedure, the proposal for fragmented Zudupi Jungle land are to be consolidated at Taluka level and concerned SDO is required to submit the proposal. In the instant case, the proposal has been submitted in respect of 3 villages only. The State Government needs to re-confirm that whether the proposal consolidates all the Zudupi lands in the taluka (Category-2).
- Further inspection report of the DCF dated 16.05.2016 mentions felling of 40 trees in the proposal, while as per the Category –II proposal pertaining to encroachment which had taken place prior to 1996 and now the State Government has submitted the proposal for its regularization under the Forest (Conservation) Act, 1980 which should not involve felling of trees. The rationale behind felling of trees may be submitted by the State Government.
- Differential GPS maps of the area proposed for diversion along with its kml/shape files, on appropriate scale, showing the area conspicuously and boundaries of adjoining land use has not been submitted by the State Government.
- Compliance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has not been submitted as per the Guidelines dated 5.07.2013. The Documentary proofs in support of settlement of rights viz. record of consultations, meetings of the Forest Right Committee(s), Gram Sabha(s), Sub-Divisional Level Committee(s) as per clause (a) of Form –I/II annexed to the Guidelines dated 5.07.2013 may also be submitted along with the compliance.
- Demarcation certificated in accordance with the provision of the the para B (vi) (b) of the Annexure-I has not been submitted along with the proposal.
- Part-II has not been filled properly by the Dy CF. Details pertaining to the Column No. 7 (vii), 7(x) and 11 has not been provided. Further certificates from the Dy CF in respect of 7 (x), (xii), 8 and 9 have not been submitted in the proposal.

In view of the above, I am directed to request the State Government to submit information/documents, as indicated above, to the Regional Office (WCZ) of the MoEF&CC for further necessary action in the matter.

Yours faithfully,


(Charan Jeet Singh)
Scientist 'C'

Copy to:

- The PCCF, Government of Maharashtra, Nagpur.
- The Addl. PCCF & Nodal Officer (FCA), Government of Maharashtra, Nagpur.
- User agency.
- Guard file

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(Charan Jeet Singh)
Scientist 'C'