

GOVERNMENT OF KARNATAKA

ಪ್ರಧಾನ ಮುಖ್ಯ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ

(ಅರಣ್ಯ ಪಡೆ ಮುಖ್ಯಸ್ಥರು) ರವರ ಕಛೇರಿ

Office of  
Principal Chief Conservator of Forests  
(Head of Forest Force)



ಅರಣ್ಯ ಭವನ, 18ನೇ ಅಡ್ಡರಸ್ತೆ,

ಮಲ್ಲೇಶ್ವರಂ, ಬೆಂಗಳೂರು-560003

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Old File No:A5(1).MNG.CR-15/2015-16

E-office File No. KFD/HOFF/A5-1(MNG)/31/2019-FC

E-79014

Date 30-09-2022

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**EDS QUERY**  
**URGENT**

To,

✓ The Additional Chief Secretary to Government  
Department of Forest, Ecology and Environment  
M. S. Building, Bengaluru

Sir,

**Sub:** Proposal for diversion of 75.92 ha of forest land (near M.L. No.2396 of NMDC) in Donimalai (DM) forest Block, Sandur, Taluk, Ballari District for construction of new Screening Plant-II, Two Tailing dams (I & II) and laying of Water pipe line in favour of NMDC limited. Donimalai Township, Sandur, Taluk, Ballari District

**[Online Proposal No.FP/KA/Others/14576/2015][FORM-A]**

- Ref:**
1. This office letter of even number letter dated 10-02-2022 to CCF, Ballari Circle, Ballari [seeking reply to GOI EDS Query] and 29-08-2022 to CCF, Ballari Circle, Ballari [seeking reply to GOI EDS Query]
  2. Government of Karnataka letter No. FEE 16 FLL 2021(e) dated 25-07-2022 [communication of reply to GOI] and 23-08-2022 [communication of the GOI, EDS query]
  3. Government of India, Ministry of Environment, Forest & Climate Change, Integrated Regional Office letter No. 8-17/2021-FC dated 01-02-2022 [EDS Query-1] and 22-08-2022 [EDS Query - 2]
  4. Deputy Conservator of Forests, Ballari Division letter No. MNG/NMDC/ML No. 1111/2018-19 dated 14-09-2022 [EDS reply]
  5. Chief Conservator of Forests, Ballari Circle letter No. M1/MNG/RENEW/CR-11/1990-91(NMDC) dated 21-09-

2022 [EDS reply]

With regard to the above proposal, this office vide letter dated 01-07-2022 addressed to the Government of Karnataka had submitted the reply to the EDS query raised by the Government of India, Ministry of Environment, Forest & Climate Change, Integrated Regional Office vide Ref (1) letter dated 01-02-2022. Further, the Government of Karnataka forwarded the same to the Government of India, Ministry of Environment, Forest & Climate Change, Integrated Regional Office vide letter dated 25-07-2022.

In response to above reply, the Government of India, Ministry of Environment, Forest & Climate Change, Integrated Regional vide letter dated 22-08-2022 states that '*it is observed that the State Government has not submitted the action taken report w.r.t the violations of FCA 1980 as reported. Further, the information on action taken specifically w.r.t. the encroachment area reported i.e. 1.83 Ha for agricultural purpose is required*'. Further, this office vide Ref (1) letter dated 29-08-2022 directed the concerned field officers to submit the information / documents as indicated above at earliest to this office.

Accordingly, the Deputy Conservator of forests, Ballari vide Ref (5) has submitted the following through the Chief Conservator of Forests, Ballari Circle vide Ref (6) to this office stating that the forest offence case was registered against Sri. Pujari Ganesh vide FOC No. 12/2020-21 dated 14-07-2020 who have encroached over an extent of 1.63 Acres (0.659 Ha) and investigation is under progress. The remaining area of 1.171 ha is encroached by the farmers, Sri. Pujar Dodda Tayappa and Sri. Pujar Sanna Tayappam since last 30-40 years. They have applied under Forest Rights Act, 2006 and these FRA applications are pending for verification.

**The facts are submitted with the request to move to the Government of India for seeking Stage-I approval under the Forest (Conservation) Act, 1980.**

  
(Vijay Sharma, IFS)

Principal Chief Conservator of Forests  
(Forest Conservation) & Nodal Officer (FCA)

Copy to the:

1. Chief Conservator of Forests, Ballari Circle, Ballari for information.
2. Deputy Conservator of Forests, Ballari Division, Ballari for information and for further necessary action.
3. M/s NMDC, Donimai, Sandur, Ballari District for information.



OFFICE OF THE DEPUTY CONSERVATOR OF FOREST  
BALLARI DIVISION, BALLARI

Dated: 14.09.2022

No.M1/MNG/NMDC/M.L.No.1111/2018-19

To,  
Chief Conservator of Forests,  
Ballari Circle, Ballari

Sir,  
Sub: Diversion of 75.92 ha forest land for Construction of Screening Plant, Tailing Dam, Slurry pipeline Corridor & Water Pipeline Corridor at Donimalai of M/s, National Minerals Development Corporation Limited, Donimalai, Sandur, (FC Online Application No. FP/KA/OTHERS/14576/2015) – Reg.

- Ref:1) Letter No. 8-17/2021-FC Dt. 22.08.2022 of the Government of India  
2) Letter No.A5(1)/MNG/CR-15/2015-16 Dt.23/29.08.2022 of the Principal Chief Conservator of Forests (Forest Conservation), Bangalore.  
3) This office even number letter Dt.06.06.2022  
4) Letter No.RFO/SSR/M/s. NMDC/ML No.1111/2022-23 Dt.13.09.2022 of Range Forest officer, Sandur South Range, Sandur  
5) Letter No. ACF/TA M/s. NMDC/ML No.1111/2022-23 Dt.13.09.2022 of Assistant Conservator of Forests, Ballari Sub-Division, Ballari

\* \* \* \* \*

With reference to the above subject, the Government of India has sought Action taken Report w.r.t. violations of FCA 1980 as reported and action taken specifically w.r.t. the encroachment area reported i.e. 1.83 ha for agricultural purpose vide letter under Ref(1). Further, the Principal Chief Conservator of Forests (Forest Conservation), Bangalore has directed to submit the information / documents as indicated above at earliest vide letter under Ref(2).

In this regard, office of the undersigned has directed the field officers to submit above details vide letter under Ref(3). The same has been received vide letters under Ref(4) & (5).

Therefore, I am herewith submitting the following information regarding action taken w.r.t. the encroachment area reported i.e. 1.83 ha for agricultural purpose;

The Forest offence cases was booked against Sri. Pujari Ganesh vide FOC No. 12/2020-21 dt.14.07.2020 who have encroached over an extent of 1.63 Acres (0.659 ha). The FOC case is under investigation(FIR copy enclosed). Remaining area of 1.171 ha was encroached by Sri. Pujar dodda Tayappa & Sri. Pujar Sannda Tayappa, formers since 30-40 years and they have applied under Forest Rights Act, 2006. These FRA applications are pending for verification.

This is submitted for your kind information.

Yours Faithfully,  
Sd/-

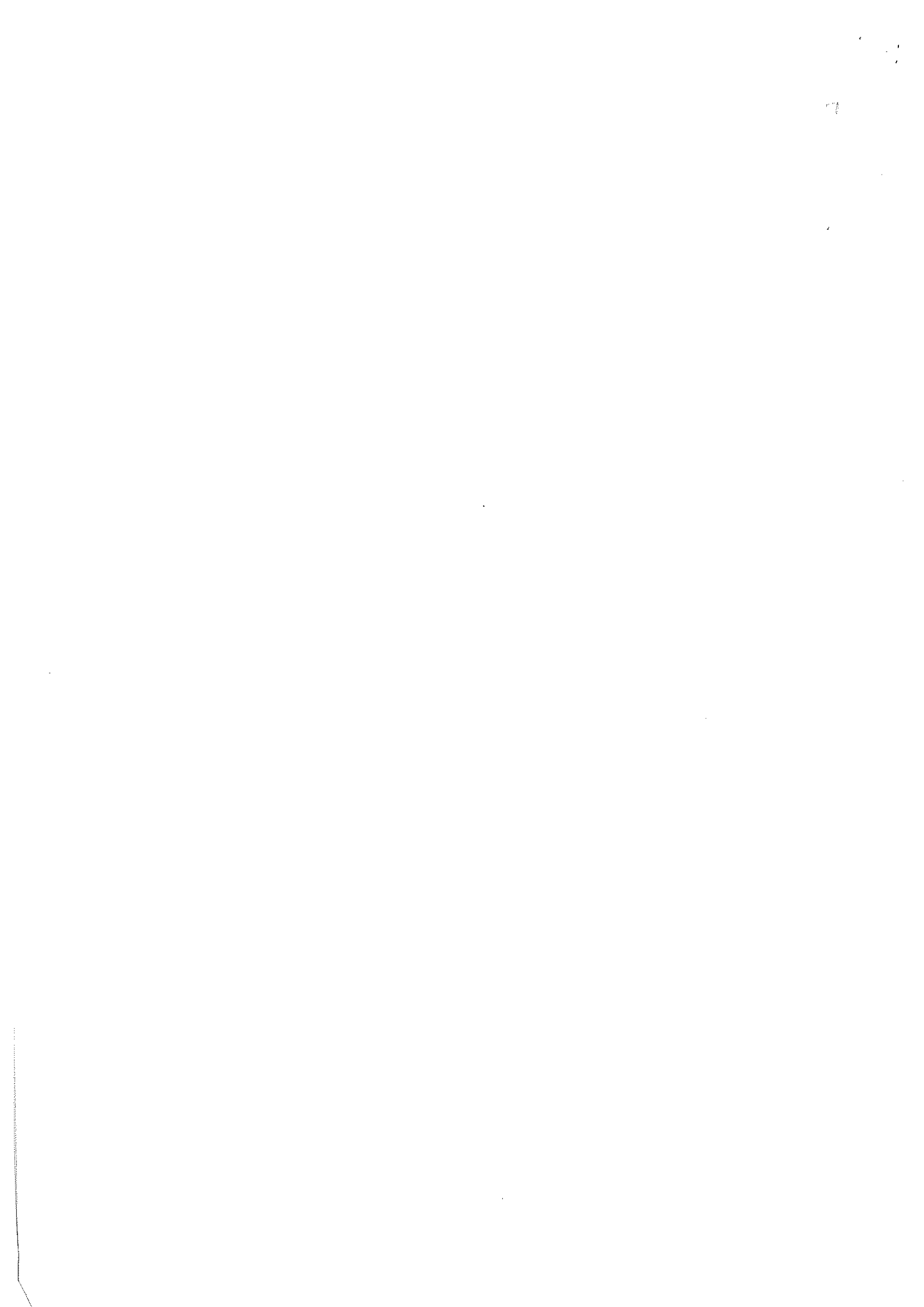
Deputy Conservator of Forests,  
Ballari Division, Ballari

Copy submitted to the Principal Chief Conservator of Forests (Forest Conservation), Bangalore for kind information

ರವಾನೂಬಲಾಗಿದೆ.  
15/09/2022

Deputy Conservator of Forests,  
Ballari Division, Ballari

dlc



No.MI/MNG/RENEW/CR-11/1990-91(NMDC)

Encls:

Office of the  
Chief Conservator of Forests,  
Ballari Circle, Ballari,  
Date:21-09-2022

To,

The Principal Chief Conservator of Forests  
(Forest Conservation) and Nodal Officer(FCA),  
Aranya Bhavan, Bengaluru.

Sir,

Sub:-Diversion of 75.92 ha of forest land for construction of screening plant, Tailing dam, Slurry pipeline corridor & water pipeline corridor at Donimalai in favour of M/s National Minerals Development Corporation Limited, Donimalai, Sandur reg.  
(FC online application No.FP/KA/OTHERS/14576/2015)

- Ref:-1)Letter No.F.No.8-17/2021-FC dated:22-8-2022 of the Government of India, Ministry of Environment, Forests & Climate Change, New Delhi. (Sought additional information)  
2)Your office letter No.KFD:HofF:A5-1(MNG)/31/2019-FC dated:23/29-8-2022 .  
3) This office letter even no. 07-9-2022.  
4) Letter No.MI/MNG/NMDC/ML No.1111/2018-19 dated: 6-9-2022 of Deputy Conservator of Forests, Ballari Division, Ballari.

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In light of the directions issued by your goodself in the letter (2) cited above and followed by the additional information as called for by the Government of India, MOEF & CC, New Delhi in its letter (1) cited above, the Deputy Conservator of Forests, Ballari Division, Ballari has been directed vide this office letter (3) cited above to submit the specific report as to what action has been taken on the encroachment area to the tune of 1.83 ha. for agriculture purpose.

In this regard, the Deputy Conservator of Forests, Ballari has submitted that the forest offence case was registered against Sri. Pujari Ganesh vide FOC No. 12/2020-21 dt. 14-7-2020 who have encroached over an extent of 1.63 Acres (0.659 Ha) and investigation under progress. The remaining area of 1.171 ha was encroached by Sri. Pujar Dodda Tayappa & Sri. Pujar Sanna Tayappa farmers since 30-40 years and they have already applied under Forest Rights Act, 2006. The FRA applications are reported to be pending for verification.

Therefore, I am submitting herewith the self contained report of the Deputy Conservators of Forests, Ballari and copy of the FIR is enclosed for ready reference and taking further needful action in the matter.

Yours faithfully,

Chief Conservator of Forests,  
Ballari Circle, Ballari.

- 1) Copy to the Deputy Conservator of Forests, Ballari Division, Ballari for information.  
2) Copy to M/s NMDC, Donimai, Sandur, Ballari District for information.

21/9/2022



KARNATAKA FOREST DEPARTMENT  
 (Karnataka Forest Manual)  
 Form No. 17 (Rule 65 (1))  
**FIRST INFORMATION REPORT**

No. 032199/2020-21 Date 14-04-2020

1 Name of Beat, Section, Range and Division, *Sandur Forest Range*  
 ಹಿರಿಮನೆಗರ ಗ್ರಾಮ, ಡಿ.ಎಂ.ಬಿ. ಶಾಖೆ ಸಂಪೂರ್ಣ ರಕ್ಷಣಾ ವಲಯ, ಬಳ್ಳಾರಿ ಪ್ರಾದೇಶಿಕ ವಿಭಾಗ

2 Place where the offence took place or discovered  
 ಹಿರಿಯ್ಯಾಳ ಅರಣ್ಯ ಪ್ರದೇಶ ಮಲ್ಲಾಳ ಅರಣ್ಯ ಪ್ರದೇಶದಲ್ಲಿ

3 Nature of the offence  
 ಅಕ್ರಮವಾಗಿ ಕಾಟುವ ಅರಣ್ಯ ಪ್ರದೇಶದಲ್ಲಿ 73 ಎಕರೆಗಳಷ್ಟು ಕಡಿದು ಸುಮಾರು 1.63 ಎಕರೆ ರಬ್ಬರವನ್ನು ಬಿಟ್ಟು ಬಿಟ್ಟು ಹೋದರು. ಕಾರಣಕ್ಕೆ ಅರಣ್ಯ ಕಾಯಿದೆ - 1963 ರ ಕೆಲವು ನಿಯಮಗಳನ್ನು ಉಲ್ಲಂಘಿಸಿದರು.

4 Description and quantity of the property seized, where, when and what arrangements made for its safe custody.  
 ಯಾವುದೇ ಸ್ವತ್ತನ್ನು ವಶಪಡಿಸಿಕೊಳ್ಳಲಾಗಲಿಲ್ಲ.

5 Name and address of the accused. If arrested, how he was disposed off?  
 ಬಳ್ಳಾರಿ ಗಣಿ ತಂಡದ ಅಧ್ಯಕ್ಷ ಪ್ರೊ. ಎಚ್. ಎಸ್. ಶಂಕರ ಪ್ರಸಾದ್ ಶಂಕರ (ಅ). ಬಳ್ಳಾರಿ (ಬಿ). ಅರಣ್ಯವಲಯ ನಾಗಪ್ಪನಗರದಲ್ಲಿ ಇದುವರೆಗೆ ಬಂಧಿಸಲಾಗಿದೆ.

6 Names of witnesses  
 ಸಂಪೂರ್ಣ  
 ಮಹೇಶ್ವರನವರವರು

Date 14/04/2020  
 Station  
 Signature and Designation of the Officer  
 Dy. Range Forest Officer  
 Sandur South Range

- 1 Original to be retained by the Officer reporting
- 2 Duplicate to be sent to the concerned Range
- 3 Triplicate to be sent to the Deputy Conservator of Forests.
- 4 Quadruplicate to be sent to the Magistrate having jurisdiction

