



दुरध्वनी क्र. 022 25421373

25434349

इमेल - dcfthane@gmail.com

dycftahne@mahaforest.gov.in



सत्यमेव जयते

महाराष्ट्र शासन

वनविभाग

उप वनसंरक्षक ठाणे वनविभाग ठाणे यांचे कार्यालय

मॅरिथॉन सर्कल, लाल बहादूर शास्त्री मार्ग नौपाडा ठाणे - 400 602

जा.क्र.कक्ष -25/अ/मोजणी/एफसीए/ ३७१ /2022-23

दिनांक - ०१/06/2022

प्रति,

वनसंरक्षक व संचालक,
संजय गांधी राष्ट्रीय उद्यान,
बोरीवली

विषय - कोलशेत ते भाईदरपाडा दरम्यान सर्व्हिस रोडमध्ये येणारे 0.9984 हे. वनक्षेत्र मिळणेबाबतचा वन संवर्धन अधिनियम, 1980 चा प्रस्ताव.

ठाणे महानगरपालिका, ठाणे

- संदर्भ -**
1. पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय, नागपूर यांचेकडील पत्र पत्र क्र. FC-I/Mh-248/2021-NGP/9129 दि. 31/12/2021.
 2. मुख्य वनसंरक्षक (प्रा.), ठाणे यांचेकडील पत्र क्र. कक्ष-10/वसं/प्र.क्र.26/18-19/जा.468 दि. 13/01/2022.

वन (संवर्धन) अधिनियम, 1980 अंतर्गत कोलशेत ते भाईदरपाडा दरम्यान सर्व्हिस रोडमध्ये येणारे 0.9984 हे. वनक्षेत्र मिळणेबाबत संदर्भित पत्र क्र. 1 अन्वये केंद्र शासनाने उपस्थित केलेल्या त्रुटीमधील त्रुटी क्र. 5 नुसार ठाणे वनविभागातील 0.3969 हे. क्षेत्राचा वनभंगाबाबतचा अहवाल (Violation Report) प्रस्तावासोबत सादर केला नसल्याचे नमूद केले आहे.

त्या अनुषंगाने कळविण्यात येते की, सदर प्रस्तावांतर्गत ठाणे वनविभागातील 0.3969 हे. क्षेत्राचा वनभंगाबाबतचा अहवाल (Violation Report) प्रस्तावासोबत यापूर्वी सादर केला असून सुलभ संदर्भाकरीता वनभंगाबाबतचा अहवाल (Violation Report) ची छायांकित प्रत या सोबत जोडून सादर करण्यात येत आहे.

३१/०५/२०२२
(संतोष सस्ते)
उप वनसंरक्षक
ठाणे वनविभाग, ठाणे

प्रतिलिपी - मुख्य वनसंरक्षक (प्रा.), ठाणे यांना माहितीस्तव सविनय सादर.



Tel No. 022 25421373
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Email - dcfthane@gmail.com
dycfthane@mahaforest.gov.in



Government of Maharashtra
Forest Department

Deputy Conservator of Forests, Thane Office
Marethon Circle, Lal Bahadur Shastri marg, Naupada Thae - 400 602

Name of Project - Diversion of 0.9984 Ha. Reserved Forest And Private Forest Area For Service Road from Kolshet to Bhaindarpada in Thane Municipal Corporation – Maharashtra.

Calculation of Penalty Charges against violation done in Village Kavesar Private Forest S.No. 142 & 158 Tal & Dist. Thane.

Construction of Asphalt Road in the Village Kavesar Private Forest S.No. 142 & 158, Range Thane in Thane Forest Division in the year 2003.

Total area of violation

S.No.	Survey No	Area (Ha.)
1.	142	0.1139
2.	158	0.2820
Total		0.3959

Year	Area (Ha.)	Rate	Amount
2003	0.3959	20 % of 5 times NPV as proposal is public utility @ 730000 /-	289007 /-
2004-2021		12 % Simple intrest Rate on penalty amount * 17 year	589575 /-
Total			878582 /-

It is also certified that the amount of Rs. 878582 /- (Rupees Eight Lakh Seventy Eight Thousand Five Hundred and Eighty Two Only) is recommended for Penalty against violation done as per the guidelines under FCA, 1980 and MoEF & CC's letter No. F.No.11/42/2017/FCA Dated 29/07/2018.

(Saroj Gawas)

Deputy Conservator of Forests
Thane Forest Division Thane

Report regarding violation of forest (conservation) Act 1980 for the consideration of the committee constituted under the chairmanship of the Chief Secretary vide G.P. No. FLD.1089/475/part 2/F.10 Dated 2nd December 1991.

- 1 Name of the Agency : Thane Municipal Corporation THANE
- 2 Name of the Project : Diversion of 0.9984 Ha. Reserved Forest and Private Forest area for Service Road from Kolshet to Bhaindarpada in Thana Municipal Corporation - Maharashtra.
- 2) A) whether the project is under EGS or : NA.
Plan

- 3 Location :

S. No	Gut No	Village	Taluka	District
142	---	Kavesar	Thane	Thane
158	---	Kavesar	Thane	Thane

- 4 No. and Date of Technical sanction : Not Applicable

- 5 No. and Date of Administrative approval : Not Applicable

- 6 Period of work on forest land :
a) Date of starting the work : Year 1995-2003
b) Date of stopping the work

- 7 Period of work on non forest land :
a) Date of starting the work : Not Applicable (Linear Project)
b) Date of stopping the work

8) Details of work done on forest area (Pending under enquiry of MPFA 1975)

Sr. No.	Item	Forest land involved in the item	Extent of violation on forest land	Amount sanctioned on the item stated	Amount spent on violation on item No.2	Remarks
01	Construction of Asphalt Road	0.1139 Ha.	Survey No.142	Not Applicable	Approx 25,00,000/-	Constructed by concern Developer prior to 2000
02	Construction of Asphalt Road	0.2820 Ha.	Survey No.158			Constructed by concern Developer prior to 2003 and portion belongs to Dalal Engineering was paved existence of Company
Total		0.3959 Ha.				

9) Detail of work

A) for forest land

Item of work	Quantity	Expenditure	Period of work done
Construction of Asphalt Road	395.90 Cum	Approx 25,00,000/-	Prior to 2003

B) for Non forest land

Item of work	Quantity	Expenditure	Period of work done
Not Applicable	Not Applicable	Not Applicable	Not Applicable

10) Name of officers responsible for violation :

Sr. No.	Name & Designation	Period of violation
1.	Mr. Ajit Karnik, Executive Engineer	Prior to 2003
2.	Mr. Ramkrushna Kolhe, Deputy Engineer	Prior to 2003
3.	Mr. Ramnath Walunj, Building Inspector	Prior to 2003
4.	Mr. Sharad Pardeshi, Surveyor	Prior to 2003
5.	Mr. Dattaram Chauvan, Surveyor	Prior to 2003

11)	Whether the violation case fits in the cirterias Specified in the C.R.T. 7& F.D. No. 1089/G.R. 475/Part-2/F-10 dated 21/09/1991	NA
	a) If yes in which para	NA
	b) If not why	-----
12	Action proposed by the Agency against Officers responsible for violation	The violation was unknowingly done, the project authority is ready to compensate in terms of Penal Compensatory Afforestation, Penal Net Present Value as directed by Government of India.

Sr. No.	Name & Designation	Action proposed
1.	Mr. Ajit Karnik, Executive Engineer	Warning issued to the concerned officers.
2.	Mr. Ramkrushna Kolhe, Deputy Engineer	
3.	Mr. Ramnath Walunj, Building Inspector	
4.	Mr. Sharad Pardeshi, Surveyor	
5.	Mr. Dattaram Chauvan, Surveyor	

Enclosed herewith the following documents:

1. Certificate
2. A note regarding circumstances under which the work was undertaken in violation of the Forest (Conservation) Act, 1980.

It is certified that the information in forgoing paras is certified by me and found correct.

Place : Thane

Date : 06.09.2021

(Shailendra Bendale)
Town Development & Planning Officer
Thane Municipal Corporation THANE

13. Deputy Conservator of forests remarks as to whether he agrees with the above details:-

After verification of the documents submitted by the user agency for the proposed project, it has been noticed

That the violation is done in the year 2003 by the agency appointed for the work of service road Conditions by Municipal Commissioner TMC. The violation was done, the project authority is ready to compensate in terms of Penal Compensatory Afforestation, Penal Net Present Value as directed by Government of India. Also. It is requested to the project proponent to bear necessary amount for the construction of Service Road passing through the forest land.

Place : Thane

Date : 25.11.2021

(Saroj Gawas)
Deputy Conservator of Forest
Thane, Division Thane

14. Remarks of Chief Conservator of Forests :-

The violation happened on private forest land prior to 2003 unknowingly and action is taken against the officers responsible for the violation. Hence the proposal is recommended for sanction.

(S V Ramarao)
Chief Conservator of Forests,
Thane

15. Remarks of Principal Chief Conservator of Forests:-

Principal Chief Conservator of Forests
Maharashtra State Nagpur