

Government of Maharashtra

By Speed Post

No.FLD-3620/C.R.40/F-10

Revenue and Forest Department,
Mantralaya, Mumbai- 400 032.

Dated:- 02.02.2024

To,

The Secretary,
Ministry of Environment, Forests & Climate Change,
Government of India,
Indira Paryavaran Bhavan,
New Delhi.

Subject:- Forest Land – Chandrapur

Diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act-1980 for Bhatadi Expansion Mine Project (FP/MH/MIN/17443/2016).

Ref:- 1) Govt. of Maharashtra even number letter dtd. 21.06.2023

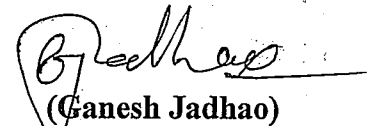
2) MoEF&CC, GoI, Nagpur Letter F.No. FC-I / MH-341/ 2022-NGP / 12710, Dt.04.01.2024.

3) APCCF and Nodal Officer, Nagpur, letter No. Desk-17 / Nodal / Chandrapur / ID-12763(33) /3000 / 2023-24, Dt. 24.01.2024.

The Government of Maharashtra vide aforementioned letter in reference had submitted proposal for diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act-1980 for Bhatadi Expansion Mine Project to, Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.

2. Subsequently, Regional Office, MoEF&CC, Government of India, Nagpur has informed that the proposal as per the provision of **sub rule (2) (ii) of Rule 10 of the Van (Sanrakshan Evam Samvardhan) Rules, 2023**, the competent authority to deal such cases is the MoEF&CC, New Delhi, vide letter under reference No.2.

3. Government of India is hereby requested to grant approval to this proposal under Section-2 (ii) of the Forest (Conservation) Act, 1980.


(Ganesh Jadhao)

Under Secretary to the
Government of Maharashtra

Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Encl : As above

Copy:-

1. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur

E-mail
02.2.24

2. Deputy Director General of Forests (Central), Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Wildlife) & CWLW, Nagpur
4. Principal Chief Conservator of Forests & C.E.O, Maha-CAMPA, Nagpur
5. Additional Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
6. Chief Conservator of Forests, Chandrapur
7. Divisional Forest Officer, Chandrapur.
8. Office of the Area General Manager, Chandrapur Area WCL, Chandrapur Area, Chandrapur.
9. Select File (F-10)



**Office of the Principal Chief Conservator of Forests (Head of Forests Force),
Maharashtra State**

Additional Principal Chief Conservator of Forests & Nodal Officer,
1st Floor, B Wing
Van Bhavan, Ramgiri Road, Civil Lines, Nagpur- 440 001
Tel.No.: 0712- 2556916 , E-mail: apccfnodal@mahaforest.gov.in

Speed-post/E-mail

No.Desk-17/Nodal/Chandrapur/ID- 12763(33)/3000/2023-24
Nagpur - 440 001,

Date: 24/01/2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Mantralaya, Mumbai-32

Sub:- Diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project-FP/MH/MIN/17443/2016 regarding.

Ref:- 1) This office letter No.Desk-17/Nodal/Chandrapur/ID- 12763(33)/1378/18-19, dt. 18/11/2019.
2) Government of Maharashtra Letter No.FLD-3620/C.R.40/F-10, dt. 21/06/2023.
3) Government of India, Ministry of Environment Forest & Climate Change, Integrated Regional Office, Nagpur letter dated 04/01/2024 of F.No.FC I/MH-341/2022-NGP /12710.

Please refer above references. This office vide letter under reference No.1 has submitted proposal for diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project in the State of Maharashtra. Accordingly, the Government of Maharashtra vide Letter under reference No.2 has submitted proposal to Government of India, Regional Office, Nagpur.

2.00 Subsequently, the Government of India, Regional Office, Nagpur. Vide letter under reference No.3 has informed that the proposal as per the provision of **sub rule (2) (ii) of Rule 10 of the Van (Sanrakshan Evam Samvardhan) Rules 2023**, the competent authority to deal such cases is the MoEF&CC, New Delhi. The copy of the same is enclosed here with for needful action.

3.00 It is requested that to forward the proposal to MoEF&CC, New Delhi for approval under Forest (Conservation), Act, 1980.

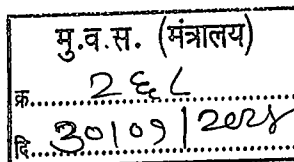
Encl:- As above

(Signature) 24/1/24

(Naresh Zurmure)

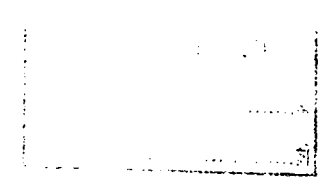
**Additional Principal Chief Conservator of Forests
& Nodal Officer**

1. Copy to the Chief Conservator of Forest, Chandrapur Circle, Chandrapur for information.
2. Copy to the Divisional Forest Officer, Chadrapur Forest Division, Chadrapur for information.
3. Copy to the Office of the Area General Manager, Chadrapur Area WCL, Chadrapur Area, Chadrapur, 442304 for information.



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FC-I/MH-341/2023-NGP

61741/2024

भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS &
CLIMATE CHANGERegional Office, Ground Floor, East Wing,
New Secretariat Building Civil Lines, Nagpur -
440001,

apccfcetral-ngp-mef@gov.in



F.No. FC-I/MH-341/2023-NGP/ 12710

Date: 04.01.2024

To,

The Principal Secretary (Forests),
Revenue and Forest Department,
Hutatma Rajguru Chowk
Madam Cama Marg
Mantralaya, Mumbai - 400032.

Sub: Diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project-FP/MH/MIN/17443/2016-regarding.

Reference: MoEF&CC, Guideline No.FC-11/118/2021-FC dated 27.12.2023 (Copy enclosed)

Sir,

Please refer to the Government of Maharashtra letter no. FLD-3620/CR-40/F-10 dated 21.06.2023 which was received in this office on 03.07.2023 and online application No **FP FP/MH/MIN/17443/2016** seeking **approval** of the Central Government under Section-2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

2 In view of the above, it is to inform that the Van (Sanrakshan Evam Samvardhan) Rules 2023 has been adopted w.e.f. 01.12.2023 and as per the **sub rule (8) (ii) of Rule (16)**, the instant proposal needs to be processed as per the provision of Van (Sanrakshan Evam Samvardhan) Rules 2023,

3 Further, as per the provision of **sub rule(2) (ii) of Rule 10 of the Van (Sanrakshan Evam Samvardhan) Rules 2023**, the competent authority to deal such cases is the MoEF&CC, New Delhi.

4 In view of the above and as directed, instant proposal is herewith returned to the State Government with a request to submit the proposal directly to the MoEF&CC, New Delhi for further consideration under Section-2(1) of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

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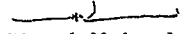
This issues with the approval of DDGF (Central), Regional Office, MoEF & CC, Nagpur.

Yours faithfully,


(C.B. Tashildar)
AIGF (Central)

Copy to:

- i. The IGF (RoHQ), Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi- 110003 **for information please**
- ii. The PCCF (HoFF), Government of Maharashtra, Nagpur.
- iii. User agency.
- iv. Guard file.


(C.B. Tashildar)
AIGF (Central)

Government of Maharashtra

By Speed Post

No.FLD-3620/CR-40/F-10
Revenue and Forest Department,
Mantralaya, Mumbai - 400 032.
Dated: 21.06.2023

To,
Regional Officer (Central),
Integrated Regional Office,
Ministry of Environment, Forests & Climate Change,
Government of India, Nagpur-440 001.

Subject: Forest Land-Chandrapur

Diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project.

The Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur has submitted the proposal for diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project.

2. The details of forest land proposed for diversion are as under: -

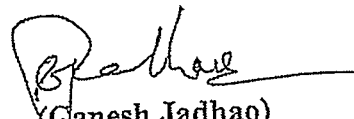
| Sr. No. | Village | Survey No. | Area (in ha) | Legal Status |
|---------|---------|------------|--------------|--------------|
| 1. | Bhatadi | 251 | 0.20 | Zudpi Jungle |
| Total | | | 0.20 | |

3. The proposal for opencast mining for Bhatadi expansion project has been initiated by Asstt. Manager (Community Development) Chandrapur Area, WCL for approval under the Forest (Conservation) Act, 1980. The Divisional Forest Officer, Chandrapur Forest Division, Chandrapur in his compliance report has certified that the proposed zudpi jungle is in possession of Revenue Department and therefore the said land has not been notified u/s of IFA. 1927. The project is approved vide Government of India, Ministry of Coal, New Delhi Notification No. S.O. 2525 published in the Gazette of India on 13/09/2011 under the Coal Bearing Areas (Acquisition and Development) Act, 1957. The project can be demarcated on Toposheet No.55P/8 & 56M/5 having Latitude of 20°02'25.63" to 20°04'17.78" and Longitude of 79°15'58.20" to 79°17'12.26". The project is having capacity of production 0.975 Million Tonnes (MT) of per annum and supply coal to the MAHAGENCO Chandrapur Power Station of MSEB.

4. The Deputy Conservator of Forests, Chandrapur has certified that:-

- 4.1 the area belongs to Eco-value class-III having density of forests 0.1
4.2 the forest land required is the barest minimum
4.3 no tree felling involved in implementation of the Project.

- 4.4 the area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 4.5 proposed project is not likely to affect any monumental site of cultural, historical, religious, archaeological or recreational importance.
- 4.6 there is no violation of Forest (Conservation) Act 1980.
- 4.7 the proposed area for the project is beyond 10 km from the boundary of the Protected Areas.
- 4.8 no Compensatory Afforestation is required as there is no felling of trees involved and the proposed forest area is below 1.00 ha.
5. The User Agency has submitted an undertaking that:-
- 5.1 agrees to defray the cost of compensatory afforestation.
- 5.2 agrees to defray the cost of Net Present Value of the forest land proposed under diversion.
- 5.3 the compliance under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 has been applied and is under process and shall be submitted before approval.
6. The Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur has recommended the proposal subject to the conditions, given in his specific recommendations, under Section-2 (ii) of the Forest (Conservation) Act, 1980. His specific recommendations are enclosed in the proposal.
7. In the circumstances explained in the aforesaid paragraphs and enclosures, the said forest land may be allowed to be diverted subject to the conditions proposed by the Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur. The matter may kindly be placed before the Government of India for its approval under the Forest (Conservation) Act, 1980.


(Ganesh Jadhao)

Under Secretary to
the Government of Maharashtra
Under Secretary

Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Encl: A) Set of case papers

B) The following documents are enclosed:-

1. Prescribed form as per Rules.
2. Certificate regarding minimum demand for forest land for the project
3. Commitment from the Applicant for defraying the cost of Net Present Value.
4. Brief note of the project from the project authority
5. Site Inspection Report.
6. Certificate in Part V.

Copy to:

1. Additional Principal Chief Conservator of Forests and Nodal Officer, Nagpur with reference to his letter No.Desk-17/NC/II/ID-12763/1378/18-19, Dt.28.11.2019.
2. Additional Principal Chief Conservator of Forests & C.E.O.,Maha-CAMPA, Nagpur.
3. Chief Conservator of Forests (T), Chandrapur.
4. Deputy Conservator of Forests, Chandrapur.
5. Assistant Manager (Community Development), Chandrapur Area, WCL Chandrapur.
6. Select File F-10.

Subject : Forest Land-Chandrapur

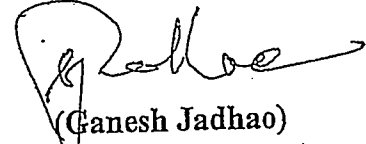
Diversion of 0.20 ha. Zudpi Jungle land for opencast mining under section (ii) of the Forest (Conservation) Act, 1980 for Bhatadi Expansion Mine Project.

PART - V

(To be filled up by the Secretary in charge of Forest Department or by any other authorized officer of the State Government not below the rank of an Under Secretary)

**1. Recommendation of the
State Government**

The proposal is recommended
vide Government letter
No.FLD-3620/CR-40/F-10
Dated: 21.06.2023



(Ganesh Jadhao)

Under Secretary to
the Government of Maharashtra
Under Secretary
Revenue and Forests Department
Hutatma Rajguru Chowk
Madam Cama Road, Mantralaya
Mumbai 400 032

Place: Mumbai

Date: 21.06.2023