

OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS (HEAD OF FOREST FORCE), MAHARASHTRA STATE, NAGPUR

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No. Desk-17/ **FCA-S1/PJD-142819/Thane/1234**
Nagpur – 440 001, Date : **-21/07/2023**

To,

The Assistant Inspector General of Forests (FC),
Government of India,
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division),
Indira Paryavant Bhawan, New Delhi-110003.

Sub :-Diversion of 263.5406 ha. Forest land under Forest (Conservation) Act, 1980 for construction of Sambharkund Irrigation Project at Village Mahan, Taluka Alibag Dist. Raigad in the State of Maharashtra (Online No.FP/MH/IRRIG/142819/2021)-reg.

- Ref- 1) Government of India, MoEF&CC, New Delhi vide letter No. File No.8-34/2022-FC, dated 22/02/2023.
2) The Chief Conservator of Forests (T), Thane letter No. Desk-10/FCA/CR-27(20-21)/228, dted 18/07/2023

Sir,

The Government of India, Ministry of Environment, Forest and Climate Change, New Delhi vide letter under reference No.1 has sought compliance on 12 points. Accordingly, the Chief Conservator of Forests (T), Thane vide letter under reference No. 2 has submitted the compliance of shortcoming in this regard to this office. The compliance report as desired by Government of India vide letter dt.22/02/2023 is submitted as under:-

No.	Points	Compliance
i	The total area of KML file of forest land proposed for diversion is found to be 235.780 ha instead of 263.5406 ha as per proposal. Further the KML file of forest land under diversion is still not commensurate with the component wise breakup given in online Part-I. This needs clarification and submission of correct KML file including for Different components accordingly.	The Project authority have mentioned in its compliance report as, they have again conducted total station survey to assess the forest land in the project area and it has been concluded that the total area of KML file of forest land proposed for diversion submitted herewith is 262.999 ha instead of 263.5406 ha as per proposal. There is minor difference in the forest area KML file comprising 0.5416 ha due to variation in the land records and actual measurement done through GPS survey. Therefore, this minor difference in the KML file may be accepted please. Now, the Component wise correct KML file of 263.5406 Ha. Land under diversion is submitted herewith and the KML file of forest land under diversion is commensurate with the component wise breakup given in online Part-I".
ii	On examination of the KML file of the non-forest land involved in the proposal, it has been found that many features / components are found overlapping with each other. Also, the KML file has not been prepared and submitted as per component wise breakup	Yes, features like PDN (Pipe Distribution Network) are overlapping with the approach road but in actual the PDN will be underground feature and the approach Road will be over ground feature. Therefore, it appears from the KML file that many features /

	<p>mentioned in online Part-1. Further the total project area (including Forest & Non- Forest) calculated through KML file is found 441.2169 ha instead of 435.3583 ha as per online Part-1. This needs clarification and submission of correct KML file including for different components accordingly.</p>	<p>component are overlapping with each other but these will not overlap at the time of execution of the project.</p> <p>Now, the Component wise correct KML files for the Land under diversion are submitted herewith as per component wise breakup mentioned in online Part-1”.</p> <p>The total project area (including Forest & Non-forest) calculated through KML file is verified and it founds to be 435.929 ha instead of 435.3583 ha as per the area mentioned in online Part-1”. This minor variation in the KML file is due to variation in the land records and actual measurement done through GPS survey. Therefore, this minor difference in the KML file may be accepted please”.</p>
iii	<p>The State Govt. has reported that 268.70 ha area is suitable for CA. However, now the KML file is provided for an area of 309 ha. This needs clarification and State Government shall submit the correct KML file of CA land as per proposal.</p>	<p>The State Govt. had handed over 395 ha CA land from which the 268.70 ha land was found suitable for CA for the Sambarkund Project. KML file of 268.70 ha CA land is enclosed herewith.</p> <p>Out of this 268.70 ha CA land, the DCF, Nanded had recently carried out field survey and reported only 71.87 ha is presently suitable for plantation work.</p> <p>Therefore, 200 ha degraded forest land (DFL) have been proposed as an additional CA land with a view to raise plantation at the rate of 1000 plants per ha as per plantation norms. So that plants which cannot be planted over the 268.70 ha Non-forest land, the same can be planted in the Degraded forest land.</p> <p>Hence, total 271.87 ha CA land have been proposed in the project. It may be noted that the State Govt. had already allotted 395 ha Non-forest land to the Forest department for the Sambarkund Project.</p> <p>The corrected KML file of 71.87 ha NFL suitable for plantation out of 268.70 ha CA area on NFL and 200 ha DFL is provided by DCF, Nanded, the suitability certificate for 10 years and required map along with KML file is enclosed herewith per the proposal. Out of which 266.87 ha is suitable for plantation.</p>
iv	<p>Plantations activities are visible in some of the proposed CA sites under Villages namely BHANEGAON, KOHALI, MAHATALA, NIVGHA, SARSAM And SHIRUR. This needs clarification.</p>	<p>The proposed CA sites under Villages namely BHANEGAON, KOHALI, MAHATALA, NIVGHA, SARSAM and SHIRUR and others has been verified, accordingly the existing plantation area has been excluded from the proposed CA land.</p> <p>The State Govt. had handed over 395 ha CA land from which the 268.70 ha CA land is proposed for the Sambarkund Project. From this CA land on exclusion of the existing plantation area, the CA area suitable for plantation is 71.87 Ha and the KML files and</p>

		<p>Maps of 71.87 ha CA land is provided herewith.</p> <p>Also the Degraded forest land of 200 ha. from the Forest Division Nanded, Dist. Nanded has been proposed for the Compensatory Afforestation. Thus the total suitable area for CA Plantation is 271.87 ha. and the KML files and maps of this is attached alongewith the certificate from DCF Nanded.</p>
v	Part of proposed CA land namely villages HATOLA & PIMPRALA is falling within Water body. The same needs clarification.	The boundaries of proposed CA land of village Hatola & Pimprala has been verified and it is found that the Water body is outside the proposed CA land of village Hatola & Pimprala and accordingly revised corrected map along with KML file is attached herewith
vi	Encroachment / Agriculture land is visible in the proposed CA land under village TARODA. The same needs clarification.	The proposed CA land of the village Taroda has been verified and 4.00 ha area is under encroachment and the remaining 6.00 ha area is having natural vegetation.
vii	The translated copy of the collector, Nanded order No. CR/5643/8/1/97, dated 03/11/1997 submitted by the user agency is not certified by official translator with its seal and stamp.	The translated copy of the collector, Nanded order No. CR/5643/8/1/97, dated 03/11/1997 submitted has now certified by official translator with its seal and stamp is attached herewith.
viii	Upon examination of above-mentioned translated copy of the Collector, Nanded order No. CR/5643/8/1/97, dated 03/11/1997 submitted by the user agency, it has been revealed that total 906.31 ha land was handed over to the DCF, Nanded for CA. Therefore, the details of this 906.31 ha revenue land including the area already utilized against approved forest diversion proposals and the remaining area proposed to be utilized in future needs submission.	As per the Collector Nanded's orders total 906.31 ha non-forest land was proposed and handed over as CA land to the DCF, Nanded and the order includes the details of this non-forest land. Out of the handed over non forest land 395 ha only 268.70 ha is proposed for Sambarkund Medium Project. This CA land has not been already utilised against any approved forest diversion proposals. From the remaining area, 60 ha area is proposed for Chanera Project of Dist. Raigad and the 60 ha area is proposed for Makati Project of Dist. Raigad and the balance will be utilised in future for other projects in Konkan.
ix	The State Govt. shall ensure that no forest land is required / proposed to be utilized for rehabilitation of project affected families / Person in the extant proposal.	It has been ensured that no forest land is required / proposed to be utilized for rehabilitation of project affected families / Person in the extant proposal of 263.5406 ha for Sambarkund Medium Irrigation Project. The State Govt. has identified and provided 18.51 ha Non-forest land for rehabilitation purpose near the project site.
x	The detail of the alternatives examined in the form of Maps/KML files and breakup/schedule of land under different components has not been submitted.	The detail of the alternatives examined in the form of Maps/KML files and breakup/schedule of land under different components been submitted herewith.

xi	The copy of the CAT plan as submitted has not been approved as per provisions contained in the handbook of guidelines dated 28/03/2019.	Approved CAT plan as per provisions contained in the handbook of guidelines dated 28/03/2019 is attached herewith.
xii	The User Agency has submitted a single integrated Survey of India Topo-sheet map showing the DGPS co-ordinates of forest land under diversion and also showing the component wise utilization of forest land under diversion and also showing the component wise utilization of forest land due to which many components are not legible. Therefore, the State Govt. is requested to provide a separate copy of SoI Topo-sheet map and DGPS map showing the component wise utilization of forest land under diversion.	The Separate copy of Survey of India Topo-sheet map and DGPS map Showing the Component wise utilisation of forest land under diversion are attached herewith.

In view of the above, it is requested that the Government of India may kindly be process for approval under section-2 (ii) of the Forest (Conservation) Act-1980, at the earliest.

Encl-As above.

Yours sincerely,

Naresh Zurmure 21/7/23

(Naresh Zurmure)

**Addl. Principal Chief Conservator of Forests
& Nodal Officer**

Copy submitted to the Principal Secretary (Forests), R&FD, Mantralaya, Mumbai -32 for information.

Copy to the Chief Conservator of Forests (T), Thane for information.

Copy to the Deputy Conservator of Forests, Alibag Forest Division, Alibag for information.

Copy to the Executive Engineer, Hatawane Medium Project Division, Kamarli-Pen, Taluka Pen, Dist. Raigad for information.