

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

First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001.

Tel no. (0712) 2530166, 2556916, Fax no. (0712) 2550675 E-mail- apccfnodal@mahaforest.gov.in

No. Desk-17/FCA-S1/PID-42723/Pune/1288
Nagpur - 440 001, Date :- 25/07/2023

To,
Principal Secretary (Forests),
Revenue & Forest Department,
Mantralaya Mumbai -32

Sub:- Diversion of 0.121 ha Reserved Forest in favour of M/s Dosti Agro Tourism Centre, Pune for laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for Dosti Agro Tourism Centre in Village- Karanjale, Taluka- Junnar, District- Pune in the State of Maharashtra- regarding.

Ref:- 1) MoEF & CC, Government of India, Regional Office, Nagpur vide letter No. F.No.FC-I/
MH-301/2022-NGP/11561, dated. 15/05/2023
2) Chief Conservator of Forests (T), Pune letter No.Desk-4/4(2)/Land/FCA-305/2022-23/A574
dt.14/7/2023

Sir,

Ministry of Environment, Forests and Climate Change, Government of India, Regional Office, Nagpur vide letter under reference No. 1 has been raised 3 queries in the subject matter. Accordingly, the Chief Conservator of Forests (T), Pune vide letter under reference No. 2 has submitted the compliance report to this office. The same may be submitted as under:-

S.No.	Query	Compliance
i	In compliance to <u>point no.iii</u> of query raised by this office, State Government was requested to submit list of unique flora and fauna found in the surrounding area along with conservation measures, if any. Accordingly, list of unique flora and fauna found in the surrounding has been submitted and found that Scheudle I Species like - Sambar, leopard, Indian Cobra, Indian porcupine, Russell's viper are present in the area. However, conservation measures have not been submitted. The State Government shall obtain comments from PCCF (Wildlife), Maharashtra on the importance of area from wildlife point of view and conservation measures and submit to this office.	Note on importance of area from wildlife points of view and conservation measures attached herewith.
ii	In compliance to <u>point no.iv</u> of query raised by this office, it is stated that signed copy of specific recommendation of PCCF (HoFF) is enclosed along with the reply. Examination of the same revealed that said enclosure is not attached along with the reply. Signed copy of the same shall be submitted.	Signed copy of specific recommendation of PCCF (HoFF) is enclosed herewith.

iii	In compliance to <u>point no.v</u> of query raised by this office, detail report on violation of FCA, 1980 including name of forest officials responsible for violation and action taken thereof has not been submitted. Detailed report including name of forest officials responsible for violation and action taken against them needs to be submitted.	DCF Junnar in his letter dtd 4/7/2023 mentioned as below- in this case a POR was booked against the concerned project authorities as soon as the forest encroachment took place. Accordingly, penal action was taken against the project agency and project agency deposited penal amount to forest department. Also the work done in the forest land was removed. Therefore, no question arised of taking action against any officer/employee. This is the request and opinion of this office and this request may be considered.
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In view of the above, it is requested the State Government to inform accordingly to Government of India for approval under section-2 (ii) of the Forest (Conservation) Act-1980, at the earliest.

Encl : As above

Yours sincerely,



(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

Copy to the Chief Conservator of Forests (Territorial), Pune for information.

Copy to the Deputy Conservator of Forests, Junnar for information.

Copy to Shri.Sanjay Awati, Dosti Agro Tourism Centre in Village- Karanjale, Taluka- Junnar, District- Pune 412 409.



महाराष्ट्र शासन
वन विभाग

मुख्य वनसंरक्षक, (प्रादेशिक) पुणे यांचे कार्यालय,
वनभवन, भांबुर्डा वनविहार, गोखलेनगर-411016

दुरध्वनी क्रमांक - 020-25664182/83

ई-मेल- ccftpune@gmail.com/ccftpune@mahaforest.gov.in

जा-कक्ष.क्र.4/4((2/जमिन/FCA-305/A574/2023-24, पुणे- 411 016, दिनांक - 14/07/2023.

प्रति,

अप्रर प्रधान मुख्य वनसंरक्षक व
केंद्रस्थ अधिकारी, म. रा. नागपूर.

विषय— Diversion of 0.121 ha. Reserved Forest land in favour of M/s Dosti Agro Tourism Centre, Pune for laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for Dosti Agro Tourism Centre in Village- Karanja, Tal.- Junnar, Dist.- Pune in the State of Maharashtra-reg.

- संदर्भ- 1. केंद्र शासन यांचेकडील पत्र क्र.F.No.FC-I/MH-301/2022-NGP/11561, दि.15.05.2023.
2. आपलेकडील पत्र क्र.कक्ष-17/नोडल/पुणे/आयडी-12951(22)/476/2023-24, दि.16.05.2023.
3. उपवनसंरक्षक, जुन्नर यांचेकडील पत्र क्र.अ/कक्ष-4.2/जमीन/एफसीए-18/455/2023-24, दिनांक 04.07.2023.

विषयांकित प्रस्तावामध्ये संदर्भ क्र.1 अन्वये 1 ते 3 मुद्दे उपस्थित केले होते. सदर प्रकरणी उपस्थित केलेल्या 1 ते 3 मुद्द्यांची माहिती सादर करणेबाबत संदर्भ क्र. 2 अन्वये कळविण्यात आले आहे.

प्रकरणी संदर्भ क्र.1 मध्ये नमूद 1 ते 3 मुद्द्यांची पूर्तता करुन उपवनसंरक्षक, जुन्नर यांनी संदर्भ क्र.3 अन्वये पूर्तता अहवाल या कार्यालयास सादर केला आहे.

उपवनसंरक्षक, जुन्नर यांनी या कार्यालयास सादर केलेल्या पूर्तता अहवालाची प्रत यासोबत जोडून सादर करण्यात येत आहे. तरी विषयांकित प्रस्ताव यशोचित मार्गाने शासनास सादर होणेस विनंती.

सोबत — वरीलप्रमाणे(2 प्रतीत)

(एन.आर.प्रवीण)
मुख्य वनसंरक्षक (प्रा.), पुणे.

प्रत- उपवनसंरक्षक, जुन्नर वनविभाग, जुन्नर यांना माहिती व आवश्यक कार्यवाहीसाठी.

प्रत- श्री. एस.एस.औटी, दोस्ती अँग्रो टुरिझम सेंटर, रा. करंजाळे, ता. जुन्नर, जि. पुणे यांना माहितीसाठी.



महाराष्ट्र वन विभाग
"वृक्षवल्ली आम्हा सोयरे वनचरे"



Govt. of Maharashtra
Forest Department

Deputy Conservator of Forests,
Dadoji Kondadev Wada
A/P Tahasil-Junnar,
Dist.-Pune Pin-410502.

Phone No: 02132 222063

Email ID: junnarforestdn@gmail.com / dycfjunnar@mahaforest.gov.in

No.-A/Desk-4.2/Land/ F.C.A.- 18 /455/2023-24,

Date - 4 / 07 /2023.

Letter

To,

Chief Conservator of Forests
(Territorial),
Pune.-16.

Subject: Diversion of 0.121 ha. Reserved Forest in favour of M/S Dosti Agro Tourism Centre, Pune for laying water pipeline erection of electric pole to supply electricity, aerial iron cable for Cable car and regularize existing approach stairs pathway facilities for Dosti Agro Tourism Centre, Vill.- Karanjale, Tal. Junnar, Dist - Pune in the State of Maharashtra - regarding.

Reference: 1. Government of India, Ministry of Environment Forests & Climate Change Letter No. FC-I/MH-301/2022/NGP/11561, Dt. 15/05/2023
2. Addl.Principal Chief Conservator of Forests & Nodal Officer, M.S. Nagpur Letter No. Desk- 17/Nodal/Pune/ID-12951 (22)/476/2022-23 दि. 16/05/2023
3. Range Forest Officer Otur Letter No./Land/717/2023-24 dt.22/06/2023

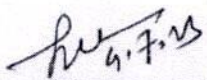
The subject cited in above reference includes the detail information regarding the proposal for diversion of 0.121 ha. Reserved forest land for water pipeline, erection of electric pole to supply electricity, Aerial iron cable for cable car and regularize existing approach stairs pathway at-village-Karanjale Tal-Junnar, Dist-Pune. The proposed water pipeline, erection of electric pole to supply electricity, Aerial iron cable for cable car and regularize existing approach stairs pathway is passing through forest Comptt.No.64 Gat No.120 of village-Karanjale Tal-Junnar, Dist-Pune. As per the above reference No.1 & 2 the raised queries has been complied as below table.;

Sr.N o	Condition	Compliance
i	In compliance to <u>point no. iii</u> of query raised by this office, State Government was requested to submit list of unique flora and fauna found in the surrounding area along with conservation measures, if any. Accordingly, list of unique flora and fauna found in the surrounding has been submitted and found that Schedule I Species like - Sambar, leopard, Indian cobra, Indian porcupine, Russell's viper are present in the area. However, conservation measures have not been submitted. The State Government shall obtain comments from PCCF (Wildlife), Maharashtra on the importance of area from wildlife point of view and conservation measures and submit to this office.	Note on Importance of area from wildlife points of view and conservation measures attached herewith.

ii	In compliance to <u>point no. iv</u> of query raised by this office, it is stated that Signed copy of Specific recommendation of PCCF (HoFF) is enclosed along with the reply. Examination of the same revealed that said enclosure is not attached along with the reply. Signed copy of the same shall be submitted.	This compliance pertains to office of the PCCF (HoFF) Nagpur
iii	In compliance to <u>point no. v</u> of query raised by this office, detail report on violation of FCA, 1980 including name of forest officials responsible for violation and action taken thereof has not been submitted. Detailed report including name of forest officials responsible for violation and action taken against them needs to be submitted.	In this case, a POR was booked against the concerned project authorities as soon as the forest encroachment took place. Accordingly, penal action was taken against the project agency and project agency deposited penal amount to forest department. Also the work done in the forest land was removed. Therefore, no question arised of taking action against any officer/employee. This is the request and opinion of this office and this request may be considered.

As per above table the raised queries of project agency level and this office level have been fulfilled. Hence the proposal for diversion of forest land of Village-Karanjale, Tal-Junnar, Dist- Pune under Section 2 of the Forest (Conservation) Act, 1980 is recommended for further approval.

Encl:-as above


 (Amol Satpute I.F.S.)
 Deputy Conservator of Forests,
 Junnar Forest Division, Junnar

Copy to, Addl.Principal Chief Conservator of Forests and Nodal Officer M.S. Nagpur
for perusal

Copy to, Shri S.S.Auti, At-Post-Karanjale Tal-Junnar Dist- Pune for information.

Note on Importance of area from wildlife points of view and conservation measures.

The Dosti Agro Tourism Center at village Karanjale, Tal-Junnar, Dist- Pune is in Malaki farm Land Gat No. 142, area 1.92 ha. The surrounded area of this agro Tourism Center is Forest compartment No. 64, S. No./G. No. 120. The said area is high precipice peak as well as having steep slope about 15 to 20 degree which falls under protection area (Type A) as per the working plan. So also the said area is under the catchment area of Pimpalgaon-Joga Dam.

The Wildlife Conservation Plan for the said area from the point of view of conservation of scheduled — I species is as follows :-

A) Soil conservation works like continuous contour bunds (CCB) check dams, gabian bunds which prevents soil erosion due to heavy rainfall. CCB will also to prevent fire hazards and to keep the soil layer intact which subsequently is useful giving suitable habitat for wildlife

B) Planting of soil retaining trees eg- Sisal, Sabar, and grasses Grass planting like Dongri Marvel, Pawanya, Sheda which will in turn help to prevent soil erosion & excess water runoff

C) Planting of Hirda, Ain, Behda, Jambhul, Mango, Karvand etc. wherever soil layer is sufficient. These fruits are beneficial for wildlife conservation.

D) Planting bamboo on both sides of streams and drains and where the soil depth is medium to deep. Planting bamboo will support the development of ground cover and terrestrial vegetation and wildlife habitat which is a very

important hiding place for the safety of scheduled I species like Sambar, Leopard, Indian cobra, Indian porcupine, Russels Viper.

E) Creation of two saucer shaped water holes for providing water to wildlife during summer season.

Kakade

(V.M. Kakade)

Range Forest Officer,
Otur.

Bhise

(A. I. Bhise)

Assistant Conservator of Forest
(Wildlife & Encroachment Removal)
Ghod Project Division Junnar

Satpute

(Amol Satpute I.F.S.)

Deputy Conservator of Forests
Ghod Project Division junnar

32

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

ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, MAHARASHTRA STATE, NAGPUR,
First Floor, 'B' Wing, Van Bhavan, Civil Lines, Nagpur-440001.

Tel no. (0712) 2530166, 2556916, Fax no. (0712) 2550675 E-mail- apccfnodal@mahaforest.gov.in

Sub:- Proposal for for diversion of 0.121 ha. Reserved Forest land for Construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra (FP/MH/Others/42723/2019).

No. : Desk-17/Nodal/Pune /I.D- 12951 (22)/881 /2022-23
Nagpur – 440 001, Dated 12/07/2022

To,
The Principal Secretary (Forests),
Revenue & Forest Department,
Mantralya, Mumbai – 400032

Shri. Sanjay Shridhar Awati, Project Authority & land holder, Dosti Agro Tourism Centre, at Village Karanjale, Tal. Junnar, Dist. Pune has submitted Proposal for for diversion of 0.121 ha. Reserved Forest land for Construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra. The details of forest land proposed for diversion is as given below: -

Sr. No	Item work purpose	Village Name	Taluka	District	Gut No.	Length & Width (in mtr)	Area (in ha)	Legal Status
1	Water Pipeline & Insulated Electric line Pole	Karanjale	Junnar	Pune	120	200 x 2	0.04	Reserved Forest
2	Areal iron cable car.					100 x 4	0.04	
3	Existing steps for regularized					274 x 1.5	0.041	
Total Forest Land (in ha.)							0.121	

2) The Dosti Agro Tourism Centre is at the top of Mountain in Gat No.142. There is no permanent water source available for drinking water as well as for Agro Tourism purpose, no facility of electricity and proper route for throughfare available here. In thi regard the User Agency has submitted proposal Forest (Conservation) Act, 1980 for Water, Eletricity, approach road etc.,

3.0 Following documents as prescribed in Government Circular, Revenue and Forest Department No.FLD-1081/2041/(A)/F-3, dated 20/03/1982 and according to Government of India's instructions issued from time to time are enclosed in two copy.

3.1 Prescribed form dated 10/01/2003.

3.2 Certificate regarding minimum demand of forest land for the project,

3.3 Area Statement,

3.4 Index map in suitable scale

4) The total non forest involved in project is .099 ha.

5) Cross section map enclosed on page No119 to 121.

- 6) The site inspection report of the Deputy Conservator of Forests, Junnar Forest Division, Junnar is enclosed on page no.48 to 50.
- 7) No alternate alignment is possible and the forest land required is minimum.
- 8) The area belongs to Eco-value class-III having density is below 0.4 to 0.7 (Dense Forest).
- 9) There are no tree felling involved in this project.
- 10) The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.
- 11) Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 12) There is violation of Forest (Conservation) Act 1980. The detail violation report is enclosed on page No.
- 13) Proposed project is 5.5 kms from the boundary of the Protected Area i.e. Kalasubai Wildlife Sanctuary. The notification of Kalasubai Wildlife Sanctuary is enclosed on page No. 64 A to 64 H.
- 14) The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 15) Proposed Compensatory Afforestation over 1.00 ha. degraded forest land in Compt No.1(A), Gut No.45 of Village Khireswar, Taluka Junnar, Dist. Pune and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.
- 16) Three alternatives have been examined in detail and no any other alternative available to the proposed work.
- 17) The User Agency has submitted an undertaking to defray the cost of Net Present Value
- 18) The User Agency has submitted an undertaking to defray the cost of Compensatory Afforestation.
- 19) The User Agency has submitted an undertaking regarding 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 formal approval as per Government of India vide letter No.11-43/2013-FC, dt.3/12/2018.
- 20) The Deputy Conservator of Forests, Junnar Forest Division, Junnar and Chief Conservator of Forest (T), Pune have recommended the proposal for diversion of 0.121 ha. of Reserved forest land.

2.0 In view of this, the proposal is recommended for approval under the section -2 (ii) of the Forest (Conservation) Act, 1980 subject to the following conditions: –

- 2.1 The legal status of the forest land required will remain unchanged.
- 2.2 Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.

2.3 Compensatory Afforestation :-

- a) Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha. degraded forest land in Compt. No.1(A), Gut No.45 of Village Khireswar, Taluka Junnar, Dist. Pune at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- 2.4 The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars

if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

2.5 NPV:-

- a) The State Government shall charge the Net Present Value (NPV) for the 0.121 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No.566 in WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt.II), dated 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5-3/2007-FC, dated 05/02/2009 & File No.5-3/2011-FC(Vol-I), Dated 06/01/2022 in this regard.
 - b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
- 2.6 User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
 - 2.7 All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (<http://parivesh.nic.in/>)
 - 2.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
 - 2.9 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
 - 2.10 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
 - 2.11 It Shall mandatory to provide underpass for safe crossing of wild animals
 - (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
 - (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
 - (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
 - (d) Interval between such underpasses shall not be more than 2.00 km
 - 2.12 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
 - 2.13 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act,1986, if applicable.
 - 2.14 The layout plan of the proposal shall not be changed without prior approval of Central Government.
 - 2.15 No labour camp shall be established on the forest land.

- 2.16 Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- 2.17 The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
- 2.18 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 2.19 The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- 2.20 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 2.21 The pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- 2.22 The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
- 2.23 Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guidelines F.No.11-42/2017-FC, dated 29/01/2018.
- 2.24 Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- 2.25 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)

8.00 It is therefore, requested that Government of Maharashtra may kindly be moved for approving the proposal for diversion of 0.121 ha. Reserved Forest land for Construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra under section 2 (ii) of the Forest (Conservation) Act, 1980.

Encl. :- Proposal 2 copies


(Naresh Zurmure)
Addl. Principal Chief Conservator of Forests
& Nodal Officer

@Naresh
12/01/2022
OA

Copy to the Chief Conservator of Forests (Territorial) Pune for information.
Copy to the Deputy Conservator of Forests, Junnar Forest Division, Junnar for information.
Copy to the Shri. Sanjay Shridhar Awati, Project Authority & land holder, Dosti Agro Tourism Centre, at Village Karanjale, Tal. Junnar, Dist. Pune for information

PART -IV

**(To be filled by Nodal Officer or Principal Chief Conservator of Forests
(Head of Forest Force))**

(Detailed opinion and specific recommendation of the State Forest Department for acceptance or otherwise of the proposal with remarks)

Sub:- Proposal for for diversion of 0.121 ha. Reserved Forest land for Construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra (FP/MH/Others/42723/2019). The details of land proposed for diversion is as under-

Sr. No	Item work purpose	Village Name	Taluka	District	Gut No.	Length & Width (in mtr)	Area (in ha)	Legal Status
1	Water Pipeline & Insulated Electric line Pole	Karanjale	Junnar	Pune	120	200 x 2	0.04	Reserved Forest
2	Areal iron cable car.					100 x 4	0.04	
3	Existing steps for regularized					274 x 1.5	0.041	
Total Forest Land (in ha.)							0.121	

Specific recommendation of Principal Chief Conservator of Forests (HoFF) Maharashtra State, Nagpur is attached on page no.



**(Naresh Zurmure)
Additional Principal Chief Conservator of Forests
& Nodal Officer**

Date: 2/07/2022

Place: Nagpur

Construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra (FP/MH/Others/42723/2019).

Specific Recommendation of Principal Chief Conservator of Forests, Maharashtra State (Head of Forest Force) Maharashtra State, Nagpur with regards to acceptance or otherwise of the proposal supported by reasons.

- 1) The proposal is for diversion of 0.121 ha. Reserved Forest land for construction of laying water pipeline, erection of electric pole to supply electricity, aerial iron cable for cable car and regularize existing approach stairs pathway for the Dosti Agro Tourism Centre at Village Karanjale Tal. Junnar, Dist. Pune in the State of Maharashtra (FP/MH/Others/42723/2019) has been initiated by the Shri. Sanjay Shridhar Awati, Project Authority & land holder, Dosti Agro Tourism Centre, at Village Karanjale, Tal. Junnar, Dist. Pune for seeking approval under Forest (Conservation) Act, 1980.
- 2) The Dosti Agro Tourism Centre is at the top of Mountain in Gat No.142. There is no permanent water source available for drinking water as well as for Agro Tourism purpose, no facility of electricity and proper route for throughfare available here. In this regard the User Agency has submitted proposal Forest (Conservation) Act, 1980 for Water, Electricity, approach road etc.,
- 3) The details of the forest land proposed for diversion are as under:-

Sr. No	Item work purpose	Village Name	Taluka	District	Gut No.	Length & Width (in mtr)	Area (in ha)	Legal Status
1	Water Pipeline & Insulated Electric line Pole	Karanjale	Junnar	Pune	120	200 x 2	0.04	Reserved Forest
2	Areal iron cable car.					100 x 4	0.04	
3	Existing steps for regularized					274 x 1.5	0.041	
Total Forest Land (in ha.)							0.121	

- 4) The total non forest involved in project is .099 ha.
- 5) Cross section map enclosed on page No119 to 121.
- 6) The site inspection report of the Deputy Conservator of Forests, Junnar Forest Division, Junnar is enclosed on page no.48 to 50.
- 7) No alternate alignment is possible and the forest land required is minimum.
- 8) The area belongs to Eco-value class-III having density is below 0.4 to 0.7 (Dense Forest).
- 9) There are no tree felling involved in this project.
- 10) The area involved in the project does not form part of any existing National Park, Wildlife Sanctuary, Nature Reserve etc.

- 11) Proposed project is not likely to affect any monumental site of cultural, historical, religious, archeological or recreational importance.
- 12) There is violation of Forest (Conservation) Act 1980. The detail violation report is enclosed on page No.
- 13) Proposed project is 5.5 kms from the boundary of the Protected Area i.e. Kalasubai Wildlife Sanctuary. The notification of Kalasubai Wildlife Sanctuary is enclosed on page No. 64 A to 64 H.
- 14) The non-forest area covered under the project is not under the provision of Maharashtra Private Forest (Acquisition) Act 1975 by virtue of application of Section 35 of Indian Forest Act 1927 and are not recognized as deemed reserved forest as well as not included in the area identified as "forest" as per dictionary meaning of forest as intimated to the expert committee appointed under interim judgment of the Hon'ble Supreme Court dated 12/12/1996.
- 15) Proposed Compensatory Afforestation over 1.00 ha. degraded forest land in Compt No.1(A), Gut No.45 of Village Khireswar, Taluka Junnar, Dist. Pune and it is contiguous, suitable for afforestation and management purpose and it is free from encroachment and an encumbrances.
- 16) Three alternatives have been examined in detail and no any other alternative available to the proposed work.
- 17) The User Agency has submitted an undertaking to defray the cost of Net Present Value
- 18) The User Agency has submitted an undertaking to defray the cost of Compensatory Afforestation.
- 19) The User Agency has submitted an undertaking regarding 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 formal approval as per Government of India vide letter No.11-43/2013-FC, dt.3/12/2018.
- 20) The Deputy Conservator of Forests, Junnar Forest Division, Junnar and Chief Conservator of Forest (T), Pune have recommended the proposal for diversion of 0.121 ha. of Reserved forest land.

2.0 In view of this, the proposal is recommended for approval under the section -2 (ii) of the Forest (Conservation) Act, 1980 subject to the following conditions: –

- 2.1 The legal status of the forest land required will remain unchanged.
- 2.2 Forest land will be handed over only after required non-forest land for the project is handed over to the user agency.
- 2.3 **Compensatory Afforestation :-**
 - a) Compensatory afforestation shall be taken up by the Forest Department over 1.00 ha. degraded forest land in Compt No.1(A), Gut No.45 of Village Khireswar, Taluka Junnar, Dist. Pune at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- 2.4 The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent

pillars if required on the CA land shall be deposited in advance with the Forest Department by the project authority. The CA will be maintained for 10 years. The scheme may include appropriate provision for anticipated cost increase for works scheduled for subsequent years.

2.5 NPV:-

- a) The State Government shall charge the Net Present Value (NPV) for the 0.121 ha. forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No.566 in WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt.II), dated 18/09/2003 as well as letter No.5-2/2006-FC, dated 03/10/2006 and 5-3/2007-FC, dated 05/02/2009 & File No.5-3/2011-FC(Vol-I), Dated 06/01/2022 in this regard.
 - b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect.
- 2.6 User Agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
- 2.7 All the funds received from the user agency under the project shall be transferred/deposited to CAMPA fund only through e-portal (<http://parivesh.nic.in/>)
- 2.8 The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- 2.9 User Agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms.
- 2.10 Speed regulating signage will be erected along the road at regular intervals in the Protected Areas/Forest Areas.
- 2.11 It Shall mandatory to provide underpass for safe crossing of wild animals
- (a) The underpass shall have a minimum size of width 4.00 mt and Height 3.00 mt.
 - (b) Wherever natural cross drainage works are in existence, then no need to construct new underpass subject to existing structure nearly complying above mentioned dimensions, as suggested in (a) above.
 - (c) Wherever natural cross drainage works are in existence but as per engineering requirement, it is required to reconstruct then that structure shall comply with the minimum dimensions as suggested in (a) above.
 - (d) Interval between such underpasses shall not be more than 2.00 km
- 2.12 The user agency shall provide suitable under/over pass in Protected Area/ Forest Area as per recommendation of CWLW/NBWL/FAC/REC.
- 2.13 User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act,1986, if applicable.

- 2.14 The layout plan of the proposal shall not be changed without prior approval of Central Government.
- 2.15 No labour camp shall be established on the forest land.
- 2.16 Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- 2.17 The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer.
- 2.18 No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- 2.19 The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- 2.20 The forest land shall not be used for any purpose other than that specified in the project proposal.
- 2.21 The pipeline shall be laid down 1.5 meter below the ground and after lying down of pipe line the ground will be leveled.
- 2.22 The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Government of India.
- 2.23 Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guidelines F.No.11-42/2017-FC, dated 29/01/2018.
- 2.24 Any other condition that the Ministry of Environment, Forests & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.
- 2.25 The compliance report shall be uploaded on e-portal (<https://parivesh.nic.in/>)


(Dr.Y.L.P Rao)
Principal Chief Conservator of Forests
(Head of Forest Force)
Maharashtra State, Nagpur