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

ADDITIONAL PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND NODAL OFFICER, M.S., NAGPUR,

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12992
No. Desk-17/Nodal/Pune/ID12883(15)/16/21-22
Nagpur - 440 001, Date :- 21/12/2021

To,
The Deputy Director General (Central)
Ministry of Environment, Forests, and Climate Change,
Regional Office, Ground Floor, East Wing,
New Secretariat Building,
Civil Lines, Nagpur-440001

Subject:- Diversion of 0.1920 ha. Reserved Forest Land in favour of Maharashtra Jeevan Pradhikaran, Division-I, Pune for laying of underground drinking water pipeline under Regional Rural, Water Supply scheme for Gar, Sonawadi & Nanveej villages of Daund Tehsil, Dist.Pune in the State of Maharashtra - regarding.

- Ref:- 1) Government of India, MoEF & CC, Regional Office, Nagpur's vide letter No. F.No. FC-I/MH-242/2021-NGP/8717, dated 30/09/2021. P/41
2) The Chief Conservator of Forests (T), Pune letter No.Desk-4/4(2)/Land/FCA-325/21-22/133 dt.29/11/2021 P/58

Sir,

Government of India, MoEF & CC, Regional Office, Nagpur vide letter under reference No.1 has sought compliance on 8 points. Accordingly, the Chief Conservator of Forests (T), Pune vide letter under reference No. 2 has submitted the compliance of shortcomings to this office. The compliance report as desired by Regional Office, Government of India vide letter dt.30/09/2021 is submitted as under:-

Sr. No.	Points	Compliance								
i	In area calculation statement submitted by the User Agency, width of 0.6 mtrs has been proposed. Whereas, in area calculation statement mentioned in the covering letter of Nodal Officer, width varying from 0.6 to 10.00 mtrs has been proposed. Exact width required for the proposed line shall be mentioned.	The User Agency has submitted area statement in proposal showing length x width, area and legal status of land. In this regard the details of area statement is as under:- P/97 CP								
		Sr. No.	Village	Taluka	District	Survey/ Gut No.	Length x Width	Area (in sq.m)	Forest Area (ha.)	Legal Status of Land
		1	Warvan	Daund	Pune	1922	760.00 x 0.6 plus 20.00 x 10.00	456.00 200	0.0456 0.0200	Reserved Forest
		2	Patas			413	274.5	164.7	0.01647	

					917	566.2 x 0.6	339.72	0.033972	Gairan	
		3	Virobaw adi		1198	401.9 x 0.6	241.14	0.024114	Reserved Forest	
					1203	271.8 x 0.6	163.08	0.016308		
					1202	338.1 x 0.6	202.86	0.020286		
					1206	255.7 x 0.6	153.42	0.015342		
					Total Forest Area (in ha.)				0.1920	
The copy of the area statement is enclosed herewith as (Annexure No.I)										
ii	Further, in area calculation statement mentioned in the covering letter of Nodal Officer Sur/Gut No's 1202 is not mentioned. Whereas in area calculation statement submitted by User Agency. Sur/Gut No 1202 (0.20286 ha.) is proposed for diversion. Correct details along with Sur/Gut No's shall be submitted.				The Correct details showing area statement is enclosed herewith as (Annexure No.II) <i>proposal p/rt</i>					
iii	Only two alternative alignments has been examined by User Agency/DCF, Pune. Minimum three alternative should have been explored and among them most suitable alignment should have been				The pipeline is be laid along the existing roads. The topography of the land has important role to play in deciding the alignment. There are only two possible alignments, which can be worked out for laying pipeline. Third alignment is absent.					

	selected. Therefore, details of three alternative alignments explored. Justification for selecting the proposed alternative and reasons for discarding other alternatives shall be submitted along with KML file and map in suitable scale duly signed by concerned DCF.	
iv	Cross sectional map of the proposed line is not submitted along with the proposal. The same shall be submitted.	Cross sectional map of the proposed line is enclosed herewith as (Annexure No.III) P/53704
v	Nodal Officer has mentioned in his covering letter that proposed area is 9.3 km. from boundary of Mayureshwar Supe Wildlife Sanctuary. Certificate for the same is not submitted by DCF concerned along with the proposal. The same needs to be submitted.	The Eco Sensitive Zone of the Mayureshwar Wildlife Sanctuary is up to 100 m from the boundary of the Wildlife Sanctuary. The Mayureshwar Wildlife Sanctuary final ESZ notification is declared dated 28/08/2020. The proposed project does not fall in the ESZ of Mayureshwar Supe Wildlife Sanctuary. The copy of the same is enclosed herewith as (Annexure No. IV) P/55 certificate
vi	DCF, Pune has mentioned in his Part-II that there is no violations of the FC Act 1980. Certificate for the same is not submitted by DCF concerned along with the proposal. The same	Revised Part-II duly signed by the Deputy Conservator of Forests, Pune Forest Division Pune is enclosed herewith as (Annexure No. V) P/54

	needs to be submitted.	
vii	Certificate ensuring importance of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is not submitted along with the proposal. Original FRA-2006 certificate along with documentary evidences in the form of copies of the resolutions of the concerned Forest Rights Committee(s), Gram Sabha(s), Sub Division Level Committee(s) recording their consent for the proposal and bearing signature of the participants shall be submitted. In addition to this, English translated copies of record of proceedings of the Forest Rights Committee, Sub Division Level Committee(s) may also be submitted.	Government of India vide letter No.11-43/2013-FC, dt.3/12/2018 has issued guidelines regarding compliance of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Right) Act, 2006. As per these guidelines:- <i>Accordingly, it is clarified that within the time period stipulated for compliance of Stage I condition, Deputy Commissioner shall complete the process of compliance of FRA (including forwarding its findings to be concerned CF), hence for the purpose of the MoEF & CC, as per the provisions under the Forest (Conservation) amendment rules, 2016 the compliance under FRA is not required for consideration of in-principle approval. This has to be furnished by the State Government for consideration of the proposal by the Ministry for final approval'.</i> Hence, the user agency has given 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. Copy of the same is enclosed herewith as (Annexure No.VI) <i>proposal p/25</i>
viii	Details of employment potential in terms of man days of skilled, semiskilled and unskilled persons on permanent (direct and indirect) and temporary (direct and indirect) basis have not been	Details of employment potential in terms of man days of skilled, semiskilled and unskilled persons on permanent (direct and indirect) and temporary (direct and indirect) basis is enclosed herewith as (Annexure No.VII) <i>proposal p/47</i>

provided. The same needs to be provided by the State Government.	
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In view of the above facts, it is requested that the Government of India may kindly be moved to issue approval under section 2(ii) of the Forest (Conservation) Act 1980.

Encl-As above

Yours sincerely,

[Signature] 21/2/21

(Naresh Zurmure)

Addl. Principal Chief Conservator of Forests
& Nodal Officer

[Signature] 21/2/21

[Signature] 21/2/21
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Copy submitted to the Principal Secretary (Forests), Revenue and Forest Department, Mantralaya, Mumbai -32 for information.

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

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

Copy to the Ex. Engineer, Maharashtra Jeevan Pradhikaran, Division No.-1, Pune for information.