

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

**Maharashtra State, Nagpur**

**Additional Principal Chief Conservator of Forests & Nodal Officer, M.S.Nagpur**

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No. Desk-17/FCA-S1/PID-145510/Yavatmal/494  
Nagpur – 440 001, Dated - 29/05/2024

To,  
The Assistant Inspector General of Forests,  
Ministry of Environment, Forest and Climate Change,  
(Forest Conservation Division)  
Indira Paryavaran Bhawan, Jor Bagh Road,  
New Delhi-110003.

Sub :- Diversion of 146.996 ha. forest land under section 2(1)(ii) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for Integrated Coal Mining including post mine reclamation in Marki-Mangli II coal block in Yavatmal District of Maharashtra State in favour of M/s Yazdani International Private Limited (Online No. FP/MH/MIN/145510/2021) – regarding.

Ref :- 1. The Govt. of India, Ministry of Environment Forests & Climate Change, New Delhi letter no.8-22/2023-FC, dtd. 17/05/2024  
2. The user agency letter dated 24/5/2024

Sir,

The Govt. of India, Ministry of Environment Forests & Climate Change, New Delhi vide letter under reference No. 1 has sought compliance on 6 points. Accordingly, the user agency vide letter under reference No. 2 has submitted the compliance report to this office. The same may be submitted as under-

Sr. No.	Point	Compliance
i	Variation has been observed in the proposed land use given in the approved Mining plan and the land use Map as submitted & uploaded by the user agency in Part-I of application form. Therefore, the State Govt. needs to revisit and submit a land use map, KML file in accordance with the approved mining plan.	The User Agency has submitted compliance report which as shown as under – Furnished below following in CD attached. <ul style="list-style-type: none"><li>• KML file of proposed mining land use plan as per approved mining plan (339.467 ha) is given in the CD.</li><li>• KML file of proposed post mining land use plan as per approved mining plan (339.467 ha) is given in CD.</li><li>• KML file of proposed land use plan in the forest area (146.996) as per approved mining plan is given in CD.</li><li>• KML file of proposed post mining land use plan in the forest area (146.996) as per approved mining plan is given in CD.</li><li>• KML file of proposed land use plan in non forest area ( 192.471 ha ) as per approved mining plan is given in CD.</li><li>• KML file of proposed post mining land use plan in non forest area ( 192.471 ha ) as per</li></ul>

approved mining plan is given in CD. Attached are the Maps of post mining land use plan of forest and non forest is enclosed as appendix I Excel sheet depicting the land use plan as per KML above is furnished below

**LAND USE PLAN IN MARKING MANGLI AS PER APPROVED MINING PLAN**

SR. NO	LAND USE	FOREST LAND (HA)		NON FOREST LAND (HA)		TOTAL LAND (HA)	
		PROPOSED FOR MINING	POST MINING	PROPOSED FOR MINING	POST MINING	DURING MINING	POST MINING
1	Land under Excavation	144.542	0.000	70.668	0.000	215.210	0.000
2	Backfilled and Reclaimed land	0.000	60.560	0.000	102.860	0.000	163.430
3	Excavated void	0.000	48.080	0.000	3.710	0.000	51.780
4	External OB Dumps	0.000	23.160	28.840	28.840	52.000	52.000
5	Safety zone/Green belt	2.454	2.454	3.606	3.606	6.060	6.060
6	Nalha	0.000	0.000	0.669	0.669	0.669	0.669
7	Settling pond	0.000	1.700	0.000	0.300	2.000	2.000
8	Road & Infrastructure	0.000	0.000	12.200	12.200	12.200	12.200
9	Rationalisation of area	0.000	11.042	67.957	31.755	42.797	42.797
10	Garland drains	0.000	0.000	3.011	3.011	3.011	3.011
11	Embankments	0.000	0.000	5.520	5.520	5.520	5.520
	<b>Total</b>	<b>146.996</b>	<b>146.996</b>	<b>192.471</b>	<b>192.471</b>	<b>339.467</b>	<b>339.467</b>

ii The post closure land use in the mining plan mentions that an area of 52 ha will be used for external dump and 12.20 ha will be used for roads and infrastructure. Both these activities are non-site specific in nature. Moreover, there seems to be no justification for using 52 ha forest land as external dump and 12.20 ha for road and infrastructure, post mine closure. Moreover, in the component wise breakup given in the proposal, 144.52 ha area has been proposed for excavation and 2.454 ha has been proposed to be used for safety zone. A justification in this regard shall be submitted.

The User Agency has submitted compliance report which as shown as under –

Component wise land use plan as furnished above indicates that forest land is proposed only for **mining and safety zone**.

Out of 146.996 ha forest land 144.542 ha. is required for excavation and 2.454 ha is proposed for safety zone of 7.5 meter. No forest land is proposed to be used for external OB dump

The break up of 52 ha land shown as external OB dump in post mining is as under -

- 1) 23.16 ha is proposed over excavated area (re-handled/ backfilled) in forest land.
- 2) 28.840 ha on excavated land in non forest area.

Both the external dumps are proposed to be reclaimed with plantation program.

12.20 ha shown as road and infrastructure is in non forest area which will be finally reclaimed as plantation area in post mining land use.

iii As per DSS analysis, the area proposed for CA is adjacent to the buffer zone of Sahyadri Tiger Reserve and located at a distance of 2.81 Km from the Koyna- Chandoli Tiger corridor. The State shall therefore submit along with the documentary

The User Agency has submitted compliance report which as shown as under –

**Criteria**

As per Rule 13 Sr. No. 7 of Scheduled -II under Van (Sanrakshan Evam Samvardhan) Rules, 2023 it has been categorically mentioned that Land qualifying for Compensatory Afforestation under

<p>evidence whether the area proposed for Compensatory Afforestation is a part of any National Park, Wildlife Sanctuary, a notified tiger or wildlife corridor or otherwise along with the justification for the quantum of rebate applicable.</p>	<p>Serial No. (1) or (2) and is located in continuity of a notified boundary of a National Park or a Wildlife Sanctuary <u>or area linking one protected area or tiger reserve with another protected area and designated or identified tiger or wildlife corridors</u> in such cases Size of Compensatory Afforestation land as compared to forest land to be diverted for non forest purpose should be 15% less.</p> <p><b>Present CA land:</b> As certified by DFO, Chiplun (Ratnagiri), the non-forest area of 148.123 Ha. from G. Nos. 5,6,9,10,12 &amp; 20 Village Ratambi Tal. Sangameshwar Dist. Ratnagiri, is proposed for Compensatory Afforestation in proposed eco-sensitive zone of Sahyandri Tiger Reserve.</p> <p>Village Ratambi is situated in the core part of the Western Ghat and forms part of the proposed Eco Sensitive Area (ESA) of the Western Ghats as per suitability certificate of DFO Chiplun. As per DSS analysis of MoEF proposed CA land is adjacent to buffer zone of STR.</p> <p>Village Ratambi shares its border with the Chandoli National Park, which is part of the Sahyadri Tiger Reserve (STR). The villages adjoining to Ratambi in the STR Patharpunj, Male and Kolane, in Satara District, are in the core zone of the STR and are included in the 'Critical Tiger Habitat' of STR, as per the Maharashtra Government Notification dt. 21<sup>st</sup> August 2012.</p> <p>The land proposed for CA is adjacent to the critical tiger habitat of STR and the Crestline of the Western Ghats. In its letter number 1-2/2020-NTCA dated February 07,2023 (copy enclosed as appendix 2) to PCCF (WL). NTCA made available GIS data on all tiger corridor including corridor of TCP of TR under their DSS on the web site of NTCA. Corridor delineated in TCP passes through proposed location in village Ratambi on Crestline of the Western Ghat outside STR connecting it to the Protected Areas of Goa &amp; Karnataka. (CD containing KML and PDF (appendix 3) attached)</p> <p>Part of G. No. 20, of village Ratambi, is proposed for CA and a part of G.No. 20 is a Reserved Forest and included in the buffer zone of the Sahyadri Tiger Reserve vide Maharashtra Government Notification dt. 21<sup>st</sup> August 2012 (Copy enclosed as appendix 4)</p> <p>It is also imperative to note that proposed area once notified as RF, can be included in the buffer zone of STR.</p> <p>Keeping in view the criteria for rebate as mentioned</p>
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		<p>above , proposed location fits into criteria of <u>area linking one protected area or tiger reserve with another protected area and designated or identified tiger or wildlife corridors</u> and qualify for the rebate of 15% . which amounts to 22.045 ha out of proposed diversion of 146.996 ha.</p>
iv	<p>The State shall submit a detailed report along with chronology of the prior mining lease in the given area and the mining activities carried out by the prior allotted on NFL. Further, it has been mentioned that a part of the NFL has been acquired by the prior allottee. The state shall therefore examine whether the NOC from the prior allottee is required in the instant case or not.</p>	<p>The User Agency has submitted compliance report which as shown as under –</p> <p><b>Chronology:</b>  Marki Mangli II Coal Block was earlier allotted by Ministry of Coal, Govt. of India on 7th February 2006 to M/s Shree Veerangana Steels Private Limited to meet the coal requirement from their existing and proposed sponge iron and power plants.</p> <p>Mining Plan of earlier allotted was approved by Ministry of Coal vide their letter dated 5/2/2008.</p> <p>Administrative approval of Mining Lease by Government of India under section 5(1) or section 6(1) of MMDR Act 1957 received to earlier allotted on 16/12/2009</p> <p>Environment Clearance was granted to earlier allotted on 27/01/2011.</p> <p>Permission of DGMS for opening of mines obtained by earlier allotted on 24/5/2013.</p> <p>Ministry of Coal has cancelled all allocated coal blocks in the year 2014 following the Hon'ble Supreme Court of India order vide judgment dated 25th August, 2014 read with its order dated 24th September, 2014 and the Central Government in pursuance of the said directions has taken immediate action to implement the said order.</p> <p>Government of India launched the auction process of Commercial Coal Mining (38 Mines) through the Coal Mines (Special Provisions) Act, 2015 and MMDR Act, 1957 in June'2020. Total 19 commercial coal Mines were successfully auctioned between 2nd to 9th November 2020 including Marki Mangli II Coal Mine. M/s Yazdani International Private Limited (YIPL) had participated in the auction of the Mine and emerged as a "Preferred Bidder" on 06th November 2020.</p> <p>Nominated Authority vide its letter dated 28th December 2020 had declared YIPL as successful bidder for Marki Mangli II Coal Mine. YIPL has signed Coal Mine Development &amp; Production Agreement (CMDPA) for Marki Mangli II Coal Mine on 11th January 2021.</p> <p>YIPL proposes to win 0.30 MTPA of coal from the Marki Mangli II Coal Mine through open cast coal</p>

		mining methodology within the leasehold area. The area allocated in respect of Marki Mangli II Coal Mine is 339.467 Hectares out of which Forest is 146.996 Ha, Private land is 185.04 Ha and Non-Forest Govt. land is 7.43 Ha. Copy of vesting order is enclosed as appendix 5.
v	The State shall examine whether a valid Letter of Intent (LoI) exists in favour of the present allottee or not. A report along with documentary evidence shall be submitted.	The User Agency has submitted compliance report which as shown as under – Since the mine has been allocated by GOI through Auction Process and all permissions and land procured have been and vested with Ms/ Yazdani International pvt ltd under Coal Mines (Special Provisions) Act, 2015 and MMDR Act, 1957 vide vesting order no. NA-104/3/2020-NA Dated 3/3/2021, hence there do not exist separate LOI. Lease allotted by GOI would be executed by Government of Maharashtra once the NOC of forest department is in place as communicated by GOM vide their letter dated 28/2/2023 (copy enclosed as appendix 6)
vi	The diversion of a nallah has been proposed within the mining lease. Therefore, the permission/NoC from the Water Resources Department, Government of Maharashtra shall be submitted.	The User Agency has submitted compliance report which as shown as under – Diversion of existing nalha which falls in non forest land is already proposed to be diverted in approved mining plan which will require to be diverted after 12 years. Actions for obtaining NOC taken by user agency is furnished once again appendix 7 . Studies in this reference by Water Resource Department, and Meeri of GOM has been completed and submitted to CDA, Nashik , Government of Maharashtra for obtaining the final design of Nalla. NOC will be submitted once the study is completed before Final approval of forest land under FC Act 1980.

In view of the above facts, the aforesaid compliance submitted for further necessary action.  
Encl. – As above

Yours Sincerely,

(Naresh Zurmure)

Additional Principal Chief Conservator of Forests  
& Nodal Officer, Nagpur

Copy submitted to the Principal Secretary (Forests), Revenue & Forest Department, Mantralaya  
Mumbai – 32 for information.

Copy to the Conservator of Forest (T) Yavatmal for information.

Copy to the Deputy Conservator of Forests (T) Pandharkawada for information.

Copy to the General Manager Marki-Mangali-II, Yazdani International (P) Limited, Wani for  
information.

