

Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan
 Aliganj, Jor Bagh Road
 New Delhi-110 003
 Dated: 28 April, 2023

To,

The Principal Secretary (Forests),
 Government of Jharkhand,
 Ranchi.

Subject: Proposal for the non-forest use of 192.36 ha (Forest land – 57.29 ha and Jungle Jhari 135.07 ha) of forest land for Magadh East Opencast mining project in favour of M/s CCL, Chatra South, Jharkhand –reg.

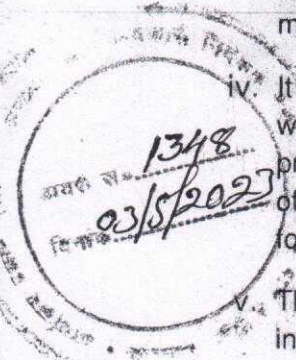
Madam/Sir,

I am directed to refer to the State Government of Jharkhand's letter No. Van Bhumi-26/2022-862 V.P. dated 06.03.2023 on the above subject submitting information as sought vide Ministry's letter dated 07.12.2022 and to say that examination of said proposal in the Ministry revealed the following shortcomings:

- i. The KML file of 96.72 ha forest land which has been diverted earlier along with Mine lease boundary of Sanghamitra OCP and 13.04 ha approved forest land of Magadh OCP which is overlapping/included in the Sanghamitra OCP is required for detailed analysis of the proposal.
- ii. The justification for transferring the forest area from Magadh OCP to Sanghamitra OCP along with the details of approval obtained for the same shall be submitted.
- iii. The details of land-use as per approved mining plans of respective mining leases involved in the proposal shall be submitted. The State Govt shall ensure that the landuse proposed now is in conformity to the proposed landuse in the approved mining plans. A comparative analysis in this regard shall be submitted.
- iv. It has been observed that the user agency is applying for diversion of forest land within 1593.73 ha mining lease area in piecemeal. The complete KML file of the project area i.e. 1593.73 ha along with the status of approval and present landuse of forest land in the Sanghamitra OCP shall therefore be submitted. A justification for submitting part proposals shall also be provided.
- v. The KML file indicating various components as per proposed land use in the instant proposal shall also be submitted.
- vi. The State Govt has intimated that the compliance of the stipulated conditions by the User agency in case of earlier approvals is not up to the mark. In this regard, the details of the action taken by the State Govt for ensuring the compliance of the conditions shall be submitted.

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- vii. The undertaking to bear the cost of implementation of wildlife management plan has not been submitted by the User agency which shall be provided..
- viii. The State has now reported the violation of FCA,1980. In this regard the detail of the forest area utilized for Non-forestry purpose without prior approval of the central govt. along with the time period of violation shall be submitted.
- ix. A report on action as taken by the State Forest Department against against the violation of Forest (Conservation) Act, 1980 shall be submitted.
- x. Detailed report including nature of violation, chronology, total area under the violation of the FCA,1980 along with Shape/KML file shall be submitted.
- xi. As per the information received, the condition no. 18 of the Stage-II approval dated 18.10.2010 for diversion of 96.72 ha forest land has not been complied, which needs justification Moreover, a copy of Wild life Management Plan approved by the CWLW shall be submitted.
- xii. The State Govt. shall clarify whether the Green Zone now proposed in the proposal is different from the Safety Zone or otherwise.
- xiii. The State Government shall furnish details of steps taken by the State Forest Department to rectify the lapses happened in the past regarding the implementation of WLMP of 96.72 ha proposal in the past.
- xiv. As reported by the State Govt. the settlements within the proposed area are old. In this regard the state shall intimate whether the settlements are encroachment or otherwise. The future plan to evict or rehabilitate as the case may be shall also be submitted.

In view of the above, the State Government is requested to submit the information/documents, as indicated above, for further necessary action in the matter.

Yours faithfully


Sd/-
(Suneet Bhardwaj) 28/04/23

Assistant Inspector General of Forests

Copy to:

1. The PCCF & HoFF, Government of Jharkhand, Ranchi;
2. The Regional Officer, Integrated Regional Office, Ranchi;
3. The Nodal Officer (FCA), Government of Jharkhand, Ranchi;
4. User Agency;
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi.

कार्यालय : प्रधान मुख्य वन संरक्षक-सह-कार्यकारी निदेशक,
बंजर भूमि विकास बोर्ड, झारखंड, राँची।

ज्ञापांक 493

दिनांक 10/5/2023

प्रतिलिपि :- क्षेत्रीय मुख्य वन संरक्षक, हजारीबाग/वन संरक्षक, प्रादेशिक अंचल, चतरा/वन प्रमंडल पदाधिकारी, चतरा दक्षिणी वन प्रमंडल, चतरा/मुख्य महाप्रबंधक (पर्यावरण एवं वन), सी0सी0एल0 दरभंगा हाउस, राँची को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।

अनुरोध है कि विषयगत वनभूमि अपयोजन प्रस्ताव में भारत सरकार के उपरोक्त पत्र द्वारा 14 बिन्दुओं पर की गई पृच्छा का निराकरण प्रतिवेदन यथाशीघ्र इस कार्यालय को उपलब्ध कराने की कृपा की जाय।

प्रधान मुख्य वन संरक्षक-सह-कार्यकारी निदेशक
बंजर भूमि विकास बोर्ड, झारखण्ड, राँची।

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REMINDER

**Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)**

Indira Paryavaran Bhawan
Aliganj, Jor Bagh Road
New Delhi-110 003
Dated: 28th April, 2023

To,

The Regional Officer,
Integrated Regional Office,
Ranchi.

Subject: Proposal for the non-forest use of 192.36 ha (Forest land – 57.29 ha and Jungle Jhari 135.07 ha) of forest land for Magadh East Opencast mining project in favour of M/s CCL, Chatra South, Jharkhand –reg.

Sir,

Please refer to Ministry's letter of even number dated 07.12.2022 on above subject wherein Integrated Regional Office, Ranchi of this Ministry has been requested to carry out site inspection of area and same is awaited.

In this regard, Integrated Regional Office is again requested to inspect the area proposed for diversion, area identified for raising compensatory afforestation and submit a detailed report on the same to the Ministry.

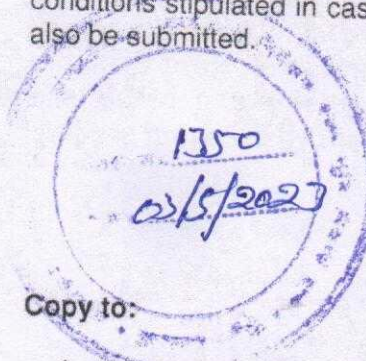
Further, the status report on the violation of FCA,1980 and the compliance of conditions stipulated in case of earlier approvals accorded within the mining lease shall also be submitted.

Yours faithfully

Sd/-
(Suneet Bhardwaj) 28/04/23
Assistant Inspector General of Forests

Copy to:

1. The Principal Secretary (Forests), Government of Jharkhand, Ranchi;
2. The PCCF & HoFF, Government of Jharkhand, Ranchi;
3. The Nodal Officer (FCA), Government of Jharkhand, Ranchi;
4. User Agency;
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi.



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Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan
Aliganj, Jor Bagh Road
New Delhi-110 003

Dated: 7th December, 2022

To
The Regional Officer
Integrated Regional Office
Ranchi.

Sub: Proposal for the non-forest use of 192.36 ha (Forest land – 57.29 ha and Jungle Jhari 135.07 ha) of forest land for Magadh East Opencast mining project in favour of M/s CCL, Chatra South, Jharkhand –reg.

Sir,

I am directed to refer to the State Government of Jharkhand's letter No. Van Bhumi-26/2022-3004 V.P. dated 10.10.2022 on the above subject seeking prior approval of the Central Government under the Forest (Conservation) Act, 1980 and to request the Integrated Regional Office, in accordance with the provisions of Forest (Conservation) Rules, 2003, to inspect the area proposed for forest land diversion, area identified for raising compensatory afforestation and furnish a report thereon to the Ministry.

The IRO is also requested to submit a report on monitoring of compliance of the conditions stipulated in the approvals granted in the past to the extant project and other projects located in the vicinity of the extant proposal along with nature and extent of violation, if any, committed by the erstwhile user agency and legitimacy of land use proposed by the user agency, specially for the OB dump.

Digitally Signed by Charan
Jeet Singh

Date: 08-12-2022 18:02:10
Reason: Approved

Yours faithfully,

Charan Jeet Singh
Scientist 'D'

Copy to:

1. The Principal Secretary (Forests), Government of Jharkhand, Ranchi.
2. The PCCF, Government of Jharkhand, Ranchi.
3. The Addl. PCCF–cum-Nodal Officer (FCA), Government of Jharkhand, Ranchi.
4. User Agency.
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi.
6. Guard File