

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

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**Indira Paryavaran Bhawan,**  
Jor Bag Road, Aliganj,  
New Delhi - 110003

**Dated: 19th June, 2023**

To,  
**The Principal Secretary (Forests),**  
Government of Maharashtra,  
Mumbai.

**Subject: Diversion of 63.091 ha forest land at Kagal, TalukaKagal, District Kolhapur under Forest (Conservation) Act, 1980 for rehabilitation of Village Nivale in Chandoli Wildlife Sanctuary, Maharashtra State (Online No. FP/MH/REHAB/121398/2021) - regarding.**

Madam/Sir,

I am directed to refer to the Government of Maharashtra letter no. FLD-2322/C.R.73/F-10 dated 23.05.2023 on the above cited subject. In this regard following shortcomings have been observed in the information submitted by the State Govt.:-

- i. It has been observed that a forest patch near Kagal town is also sought for diversion as per the DGPS map. However, the KML file of the same has not been submitted/ uploaded. This needs clarification..
- ii. An approach road connecting the existing mine can be seen through the satellite imagery as per new KML file of proposed diversion uploaded online. This needs clarification.
- iii. The shape & extent of the proposed area KML file is not matching with the shape & extent of the proposed diversion as reflected in the DGPS map & SoI map. Therefore, the correct DGPS map & SoI map in accordance with KML file of proposed diversion shall be submitted/ uploaded.
- iv. The KML file of 159.30 ha of forest village 'Nivale' which is proposed to be relocated has not been found uploaded on PARIVESH portal. The same shall be submitted/ uploaded.
- v. The DCF, Kolhapur in its Site Inspection Report has mentioned that the proposed forest area is CA land and the said area was transferred to Forest Department under Patgaon Irrigation project for Compensatory Afforestation. Also the State Government vide their letter dated 06.12.2022 has submitted that at village Galgale in Kagal, 64.50 ha. land was given to forest department as

alternate land for Patgaon irrigation project and same land was planted during year 2003-2004 and expenditure made was Rs. 8,06,057/-. Therefore, the User Agency has to provide the cost of plantation to be carried out on double the degraded forest land along with fresh CA Scheme.

- vi. The State Government has submitted the project resettlement plan of Village Nivale. However, in online part-I it has been reported that a total of 73 no. of families are to be displaced from the area proposed for diversion i.e. Kagal Forest area. Therefore, the State Govt. needs to provide the clarification in view that as in online part-I it has been reported that a total of 73 no. of families are to be displaced from the area proposed for diversion along with detailed R&R Plan.
- vii. Further, since it is being reported that a total of 73 no. of families are to be displaced from the area proposed for diversion which was notified as forest and part of CA compliance of Patgaon Irrigation project. The State Government may clarify whether the settlements of these families in this forest land is post notification of said land as forest and why this shall not be treated as violation of FC Act, 1980 & violation of conditions for CA stipulated while granting approval for the irrigation project. Further, the State Govt. may provide the details of action taken for violation if any, in this regard.
- viii. The State Government shall submit the reason/justification for increasing the land under agriculture for the 73 PAP's.

Accordingly, it is requested to furnish the above mentioned information to this Ministry for further consideration of the proposal.

Signed by

Yours sincerely,

Dheeraj Mittal

Date: 20-06-2023 09:42:48 (Dr. Dheeraj Mittal)

**Assistant Inspector General of Forests**

**Copy to:**

1. The PCCF (HoFF), Department of Forest, Government of Maharashtra, Nagpur;
2. The Regional Officer, Integrated Regional Office, MoEF&CC, Nagpur;
3. The Nodal Officer (FCA), Department of Forest, Government of Maharashtra, Nagpur;
4. User Agency;
5. Monitoring Cell, FC Division, MoEF & CC, New Delhi for uploading on PARIVESH portal.