



कार्यालय:- वन प्रमंडल पदाधिकारी, चतरा दक्षिणी वन प्रमंडल।

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सेवा में,

पत्रांक

दिनांक

वन संरक्षक,
प्रादेशिक अंचल, चतरा।

विषय:-

मेसर्स सी0सी0एल0 द्वारा मगध ओ0सी0पी0 फेज-2 हेतु 192.36 हे0 (वन भूमि- 57.29 हे0 एवं जंगल झाड़ी भूमि- 135.07 हे0) वन भूमि अपयोजन प्रस्ताव पर भारत सरकार द्वारा की गई पृच्छा का संशोधित बिन्दुवार अनुपालन प्रतिवेदन भेजने के संबंध में।

प्रसंग:-

1. भारत सरकार, पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय, न्यू दिल्ली का पत्र संख्या- 8-27/2022-FC दिनांक 07.12.2022
2. प्रधान मुख्य वन संरक्षक -सह- कार्यकारी निदेशक, बंजर भूमि विकास बोर्ड, झारखण्ड, राँची का पत्रांक 848 दिनांक 17.08.2023

महाशय,

उपर्युक्त विषयक प्रसंगिक पत्र के सन्दर्भ में सूचित करना है कि भारत सरकार, पर्यावरण वन एवं जलवायु परिवर्तन मंत्रालय, न्यू दिल्ली द्वारा विषयगत परियोजना हेतु समर्पित प्रस्ताव पर की गई चौदह बिन्दुओं पर पृच्छा के आलोक में प्रयोक्ता अभिकरण ने अपने पत्रांक PO(M)/E&F/ Compliance/2023-24/1586 दिनांक 09.09.2023 द्वारा संशोधित बिन्दुवार अनुपालन प्रतिवेदन समर्पित किया गया है। समर्पित संशोधित बिन्दुवार अनुपालन प्रतिवेदन पर कंडिकावार अधोहस्ताक्षरी का मंतव्य सहित अनुपालन की स्थिति निम्नवत है-

Con. No.	Query	DFO Comment
1	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.	The user agency has submitted KML file in this regard attached. Annexure-II
2	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.	The user agency has stated that In order to achieve operational efficacy, the forest land 13.04 Ha out of 96.72 Ha has been transferred to Sanghamitra OCP. In this regard a certificate of GM MS Area is attached as Annexure III
3	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.	The details of land use plan has been submitted by the User Agency is in conformity with the approved mine plan.

4	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.	The user agency has Submitted that, the details of notified forest and revenue forest in Latehar district is not explicitly clear due to the publication of revisional survey of land records in the year 2005. The difference in land records in Cadastral survey and revisional survey led to discrepancy in preparation of land schedule of Latehar part. The matter was taking ample time to get resolved and Magadh, being a mega mine of Central coalfields Limited, after internal discussion and consultation with State Forest officials it was decided to submit application of Chatra part separately. As such, to expedite the clearance and avoid delay due to difference in land records of CS and RS khatiyani in Latehar District, a separate application for Chatra district (Magadh East OCP- 192.36 Ha Forest Land) was submitted vide FP/JH/MIN/87235/2020 dated 19.03.2021. KML of approved mine plan (1593.75 Ha) is enclosed by the User Agency as Annexure-IV
5	The KML file indicating various components as per proposed land use in the instant proposal shall also be submitted.	KML file indicating various components as per proposed land use in the instant proposal is enclosed by the User Agency as Annexure-IV
6	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.	The User Agency has submitted Compliance in respect of earlier forest clearance of 96.72 Ha details attached as Annexure-V .
7	The undertaking to bear the cost of implementation of wildlife management plan has not been submitted by the User agency which shall be provided.	The User Agency has submitted undertaking to bear the cost of implementation of wildlife management plan as Annexure-VI .
8	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.	Total broken area of GM JJ is (Devalgada 0.44 Ha, Saradhu 8.33 Ha, and Masilong 26.02 Ha) total 34.79 Ha. The forest area utilized for non-forest use is GM JJ land and attracts provision of the FC Act, for use of non-forestry purposes accordingly Penal NPV & CA may be levied from user agency.
9	A report on action, as taken by the State Forest Department against the violation of Forest (Conservation) Act, 1980 shall be submitted.	The land which has been broken by the User Agency is GMJJ Land, which comes under administrative control of District authority of Jharkhand Government. D.C, Chatra has been informed regarding violation made by user agency vide letter no. 2234 dated 11.09.2023 (Photocopy Attach)
10	Detailed report including nature of violation, chronology, total area under the violation of the FCA, 1980 along with Shape/KML file shall be submitted.	Patch wise KML area of broken land has been submitted by user agency with time period of violation. Total broken area of GM JJ is (8.33 Ha in Saradhu, 26.02 Ha in Masilong and 0.44 Ha in Devalgada) total 34.79 Ha Nature of violation & Chronology is furnished below and is attached as Annexure IA .

11	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.	The User Agency has submitted WLMP for Chatra District (96.72 Ha & 192.36 Ha) as Annexure V The Same has been forwarded to PCCF by RCCF Hazaribagh on 18.07.2023 vide letter No 1766 The User Agency has also submitted undertaking to bear the cost of implementation of wildlife management plan as Annexure-VI & VII .
12	The State Govt. shall clarify whether the Green Zone now proposed in the proposal is different from the Safety Zone or otherwise.	The green belt zone proposed in the instant proposal is different from the safety Zone and includes the area left out after subtracting Safety zone, OB Dump, Quarry area, Conveyor and roads from project boundary of 495.92 Ha, which comes out to 110.92 Ha. Annexure- VIII
13	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.	The WLMP of Chatra South Division (96.72 & 192.36) has been submitted by the User Agency and which is under Presently the revised plan is in the final stage of approval. Annexure- V, VI & VII.
14	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.	User Agency has submitted that Settlements within the proposed area are old, which has mostly been settled to the tenants by the state Govt. Sample Settlement copy of tenant enclosed as Annexure-IC . The settlement present shall be rehabilitated as per R&R policy of Coal India Limited

अतः प्रयोक्ता अभिकरण द्वारा समर्पित संशोधित अनुपालन प्रतिवेदन पर अधोहस्ताक्षरी द्वारा दी गई मंतव्य सहित आठ प्रतियाँ इस पत्र के साथ संलग्न कर भेजते हुए अनुरोध है कि अपने स्तर से अग्रेतर कार्रवाई करने की कृपा की जाय।

अनु०-यथोक्त।

आपका विश्वासी,

ह०/-

वन प्रमण्डल पदाधिकारी,
चतरा दक्षिणी वन प्रमण्डल।

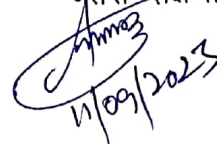
ज्ञापांक-2226

दिनांक-11.09.2023

प्रतिलिपि- परियोजना पदाधिकारी, मगध खुली खदान परियोजना, कुण्डी, टण्डवा, चतरा को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।



वन प्रमण्डल पदाधिकारी,
चतरा दक्षिणी वन प्रमण्डल।


11/09/2023