

A Committee was constituted by the Government of Maharashtra vide G.O. No. FLD 2319/316/F-10, Mantralaya, Mumbai dated 06/10/2022 as per the order of the Hon. National Green Tribunal dated 05/09/2022. The Committee was constituted with five Members as mentioned below.

1. Shri Naresh Zurmure, Add. Principal Chief Conservator of Forests Cum Nodal Officer. Maharashtra State Nagpur ----- Chairman
2. Shri Nitin Gudge, Chief Conservator of Forests Nashik----- Member
3. Shri. C. B. Tashildar, IFS, AIGF (Central) -----Member
4. Smt. Maya Patole, Add Collector Malegaon -----Member
5. Shri. J. N. Yedlawar, Sub Divisional Forest Officer Malegaon -----

Member Secretary

Committee visited the site on 19.10.2022 and Again visited site on dated 24.11.2022 as per the instructions of Hon. National Green Tribunal. After the site visit Committee met at Taharabad and discussed the issue with complainants namely

1. Shri. Shama Namu Mali
2. Mrs. Kirti Surajmal Jain
3. Mrs. Santra Kiran Jain
4. Shri Mahavir Babulal Pande

After hearing their grievances, the Committee further discussed the issue and following observations were recorded.

1. There is environmental destruction caused due to dumping of debris of the rocks cut for establishment of statue. The extent of the area affected as per affidavit submitted by District Level Committee is 7.310 ha.
2. There is an encroachment of
 - (a) 1.022 ha. & 3.43 ha. done by Chandrashekhar Kasliwal. This offence case is pending with Judicial Magistrate Satana District Nashik vide case no 290/2016. The next date is 26.12.2022
 - (b) 0.29 ha. was encroached by local villagers, This encroachment is already evicted
 - (c) 0.0134 ha. done by Shri Siddhaskeshttra Mangi Tungi Digamber Jain Devsthan (old trust) as per the Preliminary Offence Report no. 6/2020 dated

14.09.2020. This case is pending with Sessions Court at Malegaon District Nashik.

3. As per field level officers the density of adjoining area where debris has been dumped is less than 0.4.

4. It is very difficult to remove debris dumped on forest area.

Recommendations:-



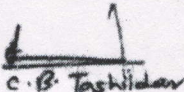
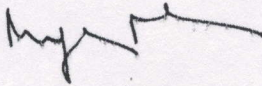
1) For an area of 7.310 ha. used for non forestry purpose by User Agency, It is very difficult to remove debris as it is dumped on slope. If that debris is to be removed from that area, it will adversely affect the adjoining forest area, hence there is possibility of further destruction. Similarly the quantum of debris is very huge and therefore, Committee opined that it is impossible to remove the debris without affecting adjoining forest area. An area of 7.310 ha. is used by User Agency for dumping the debris; therefore the NPV of that much area should be recovered from the User Agency and for such violation there is provision of penal NPV. As per the guidelines of Government of India dated 6th Jan 2022. The NPV for area having density less than 0.4 is 957780 per hector so total value of NPV is Rs 70,01,372/- and Penal NPV as per government of India norms is five times the Actual NPV that is Rs. 3,50,06,860/-

2) Loose debris is lying on the forest floor on the slopes. During the rainy season loose boulders tend to roll downhill and adjoining forest area is likely to be affected. Therefore Committee opined to arrest the rolling of boulders by constructing gabian structures on lowerside of debris area. The details of gabian structures required are as follows.

Sr No.	Length	Quantity	Amount
1	85 mt.	110.50 cmt	198662/-

3) Due to the boulders lying on the forest area there is destruction of existing flora of that area. Therefore the Committee recommends that Forest Department should take plantation on equivalent area that is 7.310 ha. and the

cost of plantation should be recovered from user agency as per the existing norms of Forest Department. The amount required from pre planting year to 5th year is 3,92,520/- per hecter. Therefore the amount for 7.310 ha. will be 28,69,321/-

Name	Signature
1. Shri Naresh Zurmure, Add. Principal Chief Conservator of Forests Cum Nodal Officer. Maharashtsra State Nagpur ---- Chairman	
2. Shri Nitin Gudge, Chief Conservator of Forests Nashik---- Member	
3. Shri. C. B. Tashildar, IFS, AIGF (Central) -----Member	 c. B. Tashildar
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