

State Environment Impact Assessment Authority, Bihar

2nd floor, Beltron Bhawan, Shastri Nagar, Patna - 800 023.

Ref. No. - 335

Patna, Date:- 22/11/19

Minutes of the meeting of SEIAA, Bihar, convened on 17th October, 2019

A meeting of SEIAA was convened today on 17-10-2019. Following members were present in the meeting:-

Present :-

- | | | |
|----------------------------------|---|-------------------|
| 1. Shri B.N. Jha, | - | Chairman |
| 2. Dr. Nityanand Singh Maurya | - | Member |
| 3. Shri Kamal Jeet Singh, I.F.S. | - | Member Secretary. |

Agenda Item No.-01

Deferred to next meeting.

Agenda Item No.-02

Construction of premises for Bihar Police outpost at GEDL site, Marhowra, District - Saran.

The SEIAA considered the intimation of P.P. regarding sanction of an outpost proposed to be constructed within premise of GEDL with 17 number of strength of police personnel for safety/security of unit from Naxals. SEIAA found that the letter of P.P. is simply an intimation of sanction order of Govt. of State, therefore SEIAA decided and advised the P.P. (Who was invited to put up his case) to express his intention on the issue and write clearly what they want from SEIAA with proper justification.

Agenda Item No.-03

Application for obtaining Terms of Reference (ToR) and Environmental Clearance, of EIA for Construction of 2x2 lane Bridge with footpath across river Ganga between Sultanganj (Bhagalpur District) and Aguwani Ghat (Khagaria District) including navigation span of cable stayed and approaches (connecting NH-31 and NH-80) in the State of Bihar on EPC mode under special works division Khagaria, by Bihar Rajaya Pull Nirman Nigam Ltd.

The SEIAA took note of the site inspection report of the "Env. Engineer"- SEIAA and also sought verbal information/clarification of the Managing Director, Bihar Rajya Pul Nirman, Nigam and his project manager (Senior Project Engineer, BRPNNL special works Division, Khagaria,). Important points/information/issue related with this case in brief are as follows:-

1. Administrative sanction for the project was issued on 14.11.2013, foundation laying was done by the Hon'ble CM. Bihar, on 23.02.2014, and actual construction of site was initiated on 15.12.2014 through contractor M/S S.P. Singla Construction Pvt. Ltd.

2. Length of Bridge is 3160 mt. and a built up area with 10,93,080 sqm; connecting NH. 31 (in Khagaria district) & NH. 80 (Bhagalpur district), having 45 pillar and all the pillars have already been constructed, spans between pillars have mostly been laid out with precasted structures.
3. The bridge crosses "Vikramshila Gangetic Dolphin Wild life Sanctuary" but has applied for the required clearance of Hon'ble S.C. court/SCNWLB)/MoEF&CC online on 12.10.2018 under WL (P) Act.
4. The project has used about 9 ha. of forest land (plantation area), without having any Forestry clearance under F.C. Act. 1980.

The officer of BRPNNL (PP) emphasized following points and sought to grant EC if required and not to treat the case under violation of E.P. Act:-


- (i) When construction work of Bridge was started at that time provision for obtaining EC for bridges were not in force, rather GoI, MoEF&CC has not included such provision in its any of the order/OM/Notification/Circulars etc. and the order of the Hon'ble NGT where seeking grant of EC has been made a necessity has come only on 12.02.2015, as per order in O.A. No-137 of 2014 in the matter of Vikrant kumar Tongad vs Delhi Tourism, and Transportation corporation and others.
- (ii) They have already applied for Forestry and wildlife clearances.


The P.P. Were asked:-


Not to go ahead with the construction and complicate matter as they do not have required clearances (FC-1980/wildlife/Env. Clearance) however they can apply for the grant of EC though the same could only be granted after obtaining both above clearances as provided in O.M. No-22-43/2018-IA-II, dated 08.08.2019 of MoEF&CC, GoI.

The direction of stop further construction has already been conveyed to them vide letter number:-120, dated:-17.05.2019, of this Authority addressed to The Managing Director, Bihar Rajya Pul Nirmaan Nigam Ltd. 7, Sardar Patel Marg, Patna-800015, BRPNNL.

Till that time is further action is put in abeyance.


(Kamal Jeet Singh), IFS
Member Secretary, SEIAA


(Nityanad Singh Maurya),
Member, SEIAA


(B. N. Jha)
Chairman, SEIAA

Copy to:-

- (i) GEDL site, Marhowra, District-Saran.
- (ii) The Managing Director, Bihar Rajya Pul Nirmaan Nigam Ltd. 7, Sardar Patel Marg, Patna-800015 (BRPNNL)