

Minutes of the 266th Meeting of the State Expert Appraisal Committee (SEAC), Haryana held on 28.04.2023 under the Chairmanship of Sh. V. K. Gupta, Chairman, SEAC, in Conference Hall (SEIAA), Bays No.55-58, First Floor, Paryatan Bhawan, Sector-2, Panchkula for considering Environmental Clearance of Projects (B Category) under Government of India Notification dated 14.09.2006

At the outset the Chairman, SEAC welcomed the Members of the SEAC and advised the Member Secretary to give brief background of this meeting.

The Minutes of 265th meeting were discussed and approved. In this meeting 18nos. of agenda project received from SEIAA, were taken up for scoping, appraisal and grading as per agenda circulated.

The following members joined the meeting:

Sr. No.	Name	Designation
1.	Sh.Prabhaker Verma (Attended through VC)	Member
2.	Shri Vivek Saxena, IFS	Member
3.	Shri Rajbir Bondwal, IFS (Rtd). (Attended through VC)	Member
4.	Dr.Sandeep Gupta (Attended through VC)	Member
5.	Sh.Bhupender Singh Rinwa, Joint Director, Environment & Climate Change Department, Haryana	Member Secretary
6.	Sh. Deepak Hooda, Representative from Directorate of Mines and Geology Department, Haryana	State Geologist

266.01 EC (Under Violation) for Expansion of Commercial Project "AIPL Joy Street" at Sector 66, Gurugram, Haryana by M/s Landmark Apartments Pvt. Ltd.

Project Proponent : Sh.Satyendra Pal
Consultant : Vardan EnviroNet

The Project Proponent submitted the case to SEIAA vide online Proposal SIA/HR/INFRA2/422450/2023 dated 17.03.2023 for obtaining Expansion of Environmental Clearance (**under violation**) under Category 8(a) of EIA Notification dated 14.09.2006. The PP submitted the scrutiny fee vide DD No.844061 dated 02.06.2022 of Rs.2,00,000/-. The ToR (under violation category) was granted to the project on 06.12.2022

The case was taken up in 264th meeting held on 28.03.2023. The committee raised some observations to which PP replied in the form of an affidavit dated 28.03.2023 stating therein as under:

- That earlier we have been granted EC vide EC letter no. SEIAA/HR/2012/96 on 11.07.2012 for 51,844.45 m² built up area at 16,010.05 m² plot area.
- That we have obtained Occupation certificate for built up area of 54,551.768 sqmtr. after paying requisite fees of compounding to DTCP.
- That we have constructed 2,707.318 m² extra built-up area distributed in 3 extra floors. (wherein approx. 720 sq.mtr is part of FAR and balance area is part of non-FAR).
- These upper three extra floors are part of approved building plan by Town and Country Planning, Haryana and also part of approved Fire Scheme and Fire NOC
- That our project is certified as Green Building and we are following all the environment protection measures.

- For additional area of 2707,318 sq.mtr, which is approved as per provision of Haryana Town and Country Planning, we are applying for Fresh EC for the project under violation category for the total 54,551.768 m² of built – up area.
- A complaint has been filed under Section 15 read with Section 16 of The Environment (Protection) Act by the Haryana State Pollution Control Board through case no. 68/2021 and except that there is no litigation pending against our project site.
- That the TOR letter was issued by SEIAA, Haryana on 06.12.2022. in the TOR letter issued by SEIAA, Haryana and under Standard TOR point number 13 of TOR letter it is mentioned that “Remediation plan and Community and Natural resource augmentation plan to be prepared as independent chapter in the EIA report.
- That the TOR letter was issued by SEIAA, Haryana on 06.12.2022. in the TOR letter issued by SEIAA, Haryana under additional TOR points it is mentioned that” The PP shall submit assessment of ecological damage, remediation plan and natural and community resource augmentation plan since its construction being a violation case”.
- That we have carried out the damage assessment and penalty calculation as per draft guidelines issued by MOEF&CC through their OM dated 05.03.2020 and OM of MOEF&CC dt 07.07.2021 the SOP was issued for Identification and handling of violation cases under EIA notification 2006 in compliance to order of Hon’ble National Green Tribunal in O.A. No. 34/2020 WZ
- That we are considering the project cost certified by CA and the same details were mentioned in balance sheet which was filed for the year 2019-20.
- That the recent order of Hon’ble NGT court dated 22.02.2023, in the matter of VSR Infratech Vs State of Haryana is not applicable to us as the orders were passed on this project only and not in general and further our case for violation was applied before the release of the said order.

A detailed discussion was held on the information provided by PP during the presentation of the case. However, after detailed deliberation, it was observed that some more points are to be cleared. Therefore, the committee decided to convey followings observations to the PP:

1. The PP shall submit revised tangible, scientific and realistic damage assessment methodology regarding land, air, noise, water, soil, ecology, and solid waste management detail in documentary form as per SoP dated 07.07.2021.
2. The PP shall submit revised green plan, time schedule of remaining plantation, and available tree detail as per MoEF&CC guidelines with list of native species to be planted.
3. The PP shall give reason/clarification as to why green area is being reduced at project site.
4. The PP shall submit CA certificate of total cost including land cost of the project.
5. The PP shall submit overhead images of green developed at the project site.
6. The PP shall submit the affidavit regarding the ATR of non-complied points in CCR.
7. The PP shall submit affidavit regarding regular submission of six monthly compliance.
8. The PP shall submit the detail/status of EMP achieved as per previous EC.
9. The PP shall submit power and water assurances from the competent authority.
10. The PP shall submit the comparative chart (in tabular form) of kila numbers and khasranos in the license, Aravali NoC and Forest NoC.

The case was taken up in 266th meeting held on 28.04.2023. PP submitted the reply of above mentioned observations vide letter dated 21.04.2023 as under:

S. No.	Observation Raised	Reply
1.	The PP shall submit revised tangible, scientific and realistic damage assessment methodology regarding land, air, noise, water, soil, ecology, and solid waste management detail in documentary form as per SoP dated 07.07.2021.	Revised tangible, scientific and realistic damage assessment methodology regarding land, air, noise, water, soil, ecology, and solid waste management detail in documentary form as per SoP dated 07.07.2021 is

		enclosed as Annexure I.
2.	The PP shall submit revised green plan, time schedule of remaining plantation, and available tree detail as per MoEF& CC guidelines with list of native species to be planted.	Revised green plan and List of Species planted is enclosed as Annexure II.
3.	The PP shall give reason/clarification as to why green area is being reduced at project site.	We have achieved 27.42 % of green area i.e. 4002.513 m ² on our site of the net plot area. This being a commercial complex with ground coverage of 40.99 % and after giving mandatory setback area on road we are left with this much green area on our site.
4.	The PP shall submit CA certificate of total cost including land cost of the project.	CA certificate of total cost including land cost of the project is attached as Annexure III.
5.	The PP shall submit overhead images of green developed at the project site.	Overhead image of green developed at the project site is enclosed as Annexure IV.
6.	The PP shall submit the affidavit regarding the ATR of non-complied points in CCR.	Affidavit regarding the ATR of non-complied points in CCR is enclosed as Annexure V.
7.	The PP shall submit affidavit regarding regular submission of six monthly compliance.	Affidavit regarding regular submission of six monthly compliance is enclosed as Annexure V.
8.	The PP shall submit the detail/status of EMP achieved as per previous EC.	Status of EMP achieved as per previous EC is enclosed as Annexure VI.
9.	The PP shall submit power and water assurances from the competent authority.	The construction of the project has been completed and water supply connection and electricity supply connection have also been taken from the concerned department Hence we have enclosed Electricity bills and water bills as Annexure VII.
10.	The PP shall submit the comparative chart (in tabular form) of kila numbers and khasranos in the license, AravaliNoC and Forest NoC.	Comparative chart (in tabular form) of kila numbers and khasranos in the license, AravaliNoC and Forest NoC is enclosed as Annexure VIII.

The Committee held a detailed discussion on the reply submitted by the PP but found it as incomplete. After considering the reply of PP, committee further raised following observations:

1. The PP shall revise and review the damage assessment keeping in view the latest Order of NGT dated 22.02.2023, passed in Appeal No.02/2023 (I.A. Nos.61/2023 & 62/2023 titled as VSR Infratech Pvt. Ltd. Vs. State of Haryana.
2. The PP shall submit justification in detail to the effect that in earlier EC the green area was recommended to be 30% but as to why green area reduced from 27% to 30% in this proposal.
3. The PP shall also submit mosaic plan of green area.
4. The PP shall submit CA certificate of the cost of the area under violation, total cost of the project and cost of certificate should be as per the balance sheet of the company.

The PP was asked to submit reply of above mentioned observations within 15 days and the case shall be taken up after receipt of reply from PP.

266.02 EC for Expansion of Common Effluent Treatment Plant from 16 MLD to 26 MLD based on SBR Technology by Haryana State Industrial and Infrastructure Development Corporation (HSIIDC) Ltd.

Project Proponent : Not Present
Consultant : Not Present

The Project was submitted to the SEIAA vide online Proposal No. SIA/HR/INFRA2/414529/2023 on dated 17.01.2023 for obtaining Environmental Clearance under Category 7(h) of EIA Notification 14.09.2006. The PP submitted requisite scrutiny fee vide DD No.197212 Dated 30.01.2023 of Rs.1,50,000/-.

The case was taken up in 261st meeting held on 27.02.2023. However, PP requested vide letter dated 21.02.2023 to defer the case as they were unable to attend the meeting due to unavoidable circumstances. The committee acceded with the request of PP and deferred the case.

The case was taken up in 266th meeting held on 28.04.2023. A letter dated 26.04.2023 is received from PP wherein it is mentioned as under:

- Environmental Clearance for Development of Industrial Estate and CETP issued from SEIAA, Haryana vide letter no SEIAA/HR/2018/98 Dated 13.02.2018 (**Annexure-1**).
- An amendment in EIA Notification was issued by MoEF&CC, New Delhi regarding applicability of EIA Notification, 2006 for CETP projects (**Annx 2**). As per the Notification "Environmental clearance for CETPs setup for or within projects or activities which do not require environmental clearance are exempted, and if any of the existing or proposed member units of the said CETP produces or proposes to produce any product requiring environmental clearance, then the CETP shall need environmental clearance".

It is further submitted by PP that keeping in view the above quoted notification, there may not be the need of prior environmental clearance for the said expansion project and PP would like to affirm the same by studying in details of the said matter. Therefore, PP requested that their case may kindly be kept in abeyance till their further request.

A detailed discussion was held on the request made by the PP vide letter dated 26.04.2023. After due deliberation, the committee acceded with the request of PP and decided that the case be held in abeyance and shall be taken up as and when PP makes a written request to take up their case.

266.03 Expansion cum modification of Residential Plotted Colony "Emerald Hills" at Village-Badshahpur, Maidawas, NangliUmarpur, Sector-62 & 65, Gurugram, Haryana by M/s Emaar India Limited

Project Proponent : Sh.Shishir Lal
Consultant : Vardan EnviroNet

The Project was submitted to the SEIAA, Haryana vide online Proposal No. SIA/HR/INFRA2/415562/2023 dated 16.02.2023 for grant of Environmental Clearance under Category 8(b) of EIA Notification 14.09.2006. The Project Proponent has deposited Scrutiny fee of ₹ 2,00,000/- vide DD No. 297294 dated 14.10.2022 (in compliance of Haryana Government, Environment & Climate Change, Department Notification No. DE&CCH/3060 dated 14.10.2021).

The said case was taken up during 262nd meeting of SEAC held on 14.03.2023 and SEAC recommended the Project to SEIAA for grant of Environment Clearance for Expansion.

The recommendations of SEAC were taken up during 155th meeting of SEIAA held on 29.03.2023 Authority observed the followings:

1. Total Land Parcel for the Project	:	<u>213.43 Acres</u>
i. <u>License No. 10 of 2009</u>	:	102.7412 Acres
ii. <u>License No.113 of 2011</u>	:	95.29505 Acres
		<u>(De-licensed 2.79505 Acres)</u>
iii. <u>License No. 117 of 2022</u>	:	15.39375 Acres
2. Land available after de-licensing	:	<u>(210.63495 Acres)</u>
i. Land Migrated under NILP	:	31.9875 Acres
ii. Land claimed to be de-licensed	:	0.78675 Acres
Net Plot Area of the Project	:	177.8606 Acres.

Upon perusal of the claim made by the Project Proponent with regard to the size of the Project/Land, no details have been placed on the record. Project size continues to indicate/reflect the size at 210.63495 Acres. This fact needs to be clarified.

3. Claim regarding Zero Liquid Discharged (ZLD) at the Project site, during the summer season, needs to be clarified.
4. Green Area PROPOSED TO BE reduced from 278901.05 Sqmtr (as per the earlier EC dated 05.01.2015) to 252240.56 Sqmtr. This is not a Environment friendly proposal and needs clarification & justification.
5. PP has not responded clearly to Para No. 4 of the observations raised in the Certified Compliance Report dated 20.12.2022 of RO, MOEF & CC, GOI, Chandigarh. Rather PP has placed an illegible / unsigned document, indicating nothing about the compliance as ATR.
6. Response to observations raised in the RO, MOEF & CC, GOI, Chandigarh report dated 20.12.2022 is incomplete and inadequate, therefore, RO, HSPCB to visit the site and report regarding the status of compliances as indicated in the Action Taken Report.
7. Reduction of Built-up area in the Expansion cum Modification, needs justification.
8. Further, the Authority gathered that more than 33 Court Cases are pending before the Hon'ble Courts. Therefore, it is more than necessary to understand, whether is there any direction / order / observation regarding, development activities to be carried out relating to the said Project.
9. Permission regarding Building height, i.e. 100 meter, requires to be obtained from the Competent Authority.
10. Revised proposed Layout plan requires authentication, signature, stamping of the Competent Authority i.e. DTCP, Haryana.
11. Revenue Rasta is passing through the Project Site, for which Permission of Right of Way (RoW) is required to be obtained from the Competent Authority.

After due deliberations, the Authority decided to refer back this case to SEAC with the directions to re-look into the observations listed above at Sr. No. 1 to 11 alongwith any other relevant aspects to be appraised & commented upon.

The case was taken up in 266th meeting held on 28.04.2023. PP submitted the reply vide letter dated 24.04.2023 of observations raised in 155th meeting of SEIAA as under:

S. No.	Observations	Reply of Observations
1.	<p>Total land parcel for the project : 213.43 acres</p> <ol style="list-style-type: none"> 1. License no. 10 of 2009:102.7412 acres 2. License no.113 of 2011:95.29505 acres (de-licensed 2.79505 acres) 3. License no. 117 of 2022: 15.39375 acres 	<p>Total land parcel details is as follows:</p> <ol style="list-style-type: none"> 1. License no. 10 of 2009 for 102.7412 acres. <i>Copy of same is attached as Annexure-1.</i> 2. License no.113 of 2011 for 95.29505 acres. <i>Copy of same is attached as Annexure-2.</i> 3. License no.113 of 2011 is reduced to 92.50 acres after delicense of 2.9505 acres as per DTCP memo no. LC-2170-Vol-III-JE(VA)-2020/17840 dated; 09.10.2020. <i>Copy of same is attached as Annexure-3.</i> 4. License no. 117 of 2022 for 15.39375 acres. <i>Copy of same is attached as Annexure-4.</i> <p>From the above land parcel of 210.634 acres following land has been reduced:</p> <ol style="list-style-type: none"> 1. 31.9875 acres of areaof land is migrated under NILP policywhich is mentioned in LOI issued by DTCP though memo no.LC-4688 Vol-II-JE(VA)-2022/14400 dated:25.05.2022<i>Copy of LOI is attached as Annexure-5.</i> 2. 0.78675 acres is de-licensed which is mentioned in Letter of Intent (LOI) issued by DTCP, Haryana.<i>Copy of LOI is attached as Annexure-5.</i> <p>The net land area after migration and de-license is 177.86 acres.<i>Copy of Letter of Intent (LOI) issued by DTCP Haryana for 177.86 acres is attached as Annexure-5</i> and we have applied for Environment clearance for land area of 177.86 acres.</p> <p>We got approved site layout plan for 177.86 acres from DTCP though drawing no.DTCP-8528 dated;12.08.2022</p> <p><i>The copy of approved site layout plan is attached asAnnexure-6.</i></p>
2.	<p>Land available after de-licensing:(210.63495 acres)</p> <ol style="list-style-type: none"> 1. Land migrated under NILP: 31.9875 acres 2. Land claimed to be de-licensed: 0.78675 acres <p>Net plot area of theproject: 177.8606 acres.</p> <p>Upon perusal of the claim made by the project proponent with regard tothe size of the project / land, no details have been placed on the record. Project sizecontinues to indicate / reflect the size at</p>	<p>We got approved site layout plan for 177.86 acres from DTCP though drawing no.DTCP-8528 dated;12.08.2022</p> <p><i>The copy of approved site layout plan is attached asAnnexure-6.</i></p>

	210.63495 acres. This facts needs to be clarified.	
3.	Claim regarding zero liquid discharged (ZLD) at the project site, during the summer season, needs to be clarified.	We have achieved zero liquid discharged during summer season from our project site. Water calculation and Water balance diagram for same is attached as Annexure-7 .
4.	Green area proposed to be reduced from 2,78,901.05m ² (asper the earlier EC dated 05.01.2015) to 2,52,240.56 m ² . This is not an environment friendly proposal and needs clarification & justification.	As per EC green area to be proposed is 34.8% of 198.0361 Acres of land i.e. 2, 78,901sqmtr. Now the land has been reduced to 177.86 acres and we have kept same percentage i.e. 34.8% as mentioned in EC letter now also. So, we are not reducing the green area of the project in percentage wise. There is reduction in sqmtr of green area because land area is also reduced.
5.	PP has not responded clearly to Para no. 4 of the observations raised in the certified compliance report dated 20.12.2022 of RO, MoEF&CC, GOI, Chandigarh. Rather PP has placed an illegible/unsigned document, indicating nothing about the compliance as ATR.	All the observation raised in the certified compliance report dated 20.12.2022 of RO, MoEF&CC, GOI, Chandigarh has been replied via email dated: 16.12.2022 to RO, MoEF& CC office. Copy of email along with reply of ATR is attached as Annexure-8 .
6.	Response to observations raised in the RO, MoEF& CC, GOI, Chandigarh report dated 20.12.2022 is incomplete and inadequate, therefore, RO, HSPCB to visit the site and report regarding the status of compliances as indicated in the action taken report.	Report regarding the status of compliances as indicated in the action taken report from RO, HSPCB office will be submitted by their office directly to SEIAA/SEAC Haryana.
7.	Reduction of built up area in the expansion cum modification, needs justification.	Since the total plot area has been reduced by 20.1705 Acres Therefore, Built-up area is also reduced from 9, 00,487sqm. to 8,54,639 sqm.
8.	Further, the authority gathered that more than 33 court cases are pending before the hon'ble courts. Therefore, it is more than necessary to understand, whether is there any direction/order/observation regarding, development activities to be carried out relating to the said project.	Details of court cases are attached as Annexure-9 .
9.	Permission regarding building height, i.e. 100 meter, requires to be obtained from the competent authority.	This is a residential plotted colony project. So, Permission regarding building height is not applicable construction of plots. For construction of Group Housing colony will be done in later stage and accordingly we have already applied for AAI permission.

		<i>Acknowledgement slip for same is attached as Annexure-10</i>
10.	Revised proposed layout plan requires authentication, signature, stamping of the competent authority i.e. DTCP, Haryana.	<i>The copy of approved site layout plan is attached as Annexure-6.</i>
11.	Revenue Rasta is passing through the project site, for which permission of right of way (row) is required to be obtained from the competent authority.	We have applied for permission for crossing services through revenue rasta. <i>Acknowledgement slip for same is attached as Annexure-11.</i>

However, the committee found the reply as incomplete. The committee asked the PP to submit the reply of following observations:

1. The PP shall submit report of Regional Officer, HSPCB regarding the status of compliances as indicated in the action taken report with regard to observations raised in the RO, MoEF& CC, GOI, Chandigarh report dated 20.12.2022 as observation raised by SEIAA Haryana while sending the case back to SEAC.
2. The PP shall submit copy of permission regarding building height issued by the Competent Authority as observation raised by SEIAA Haryana while sending the case back to SEAC.
3. The PP shall submit permission of Right of Way (RoW) duly issued by the Competent Authority as observation raised by SEIAA Haryana while sending the case back to SEAC.

The PP has been asked to submit reply of above mentioned observations within 15 days and the case shall be taken up after receipt of reply from PP.

266.04 EC for Expansion cum Revision of Proposed Affordable Residential Plotted Colony under DDJAY Policy on Land Measuring 57.4 acres (2,32,289.559 sqm) in the revenue estate of Village Hayatpur, Sector 89, Gurgaon, Haryana by M/s Adhikaansh Realtors Private Limited

Project Proponent : Sh.Satya Pal Singh
Consultant : Ind Tech House Consult

The Project was submitted to the SEIAA vide online Proposal No. SIA/HR/INFRA2/420507/2023 on dated 02.03.2023 for obtaining Environmental Clearance for Expansion cum Revision under Category 8(a) of EIA Notification 14.09.2006. The PP submitted requisite scrutiny fee vide DD No. 514146 Dated 15.12.2022 of Rs.2,00,000/-.

The case was taken up in 262nd meeting held on 14.03.2023 and SEAC recommended the Project to SEIAA for grant of Environment Clearance Expansion-cum-Revision

The recommendations of SEAC were taken up during 155th meeting of SEIAA held on 29.03.2023.

The Authority after having gone through the details emanating from the records placed on the file upon considering the recommendations of SEAC, decided to refer back this case to SEAC with

the directions to look into the following observations raised along with the other relevant aspects to be appraised and taken into consideration.

1. That Revised Layout Plans have not been signed/stamped by the Competent Authority.
2. That Right of Way (ROW) permission for revenue rasta is required from the Competent Authority
3. That whether, Certified Compliance report of RO, MOEF & CC, Chandigarh dated 16.01.2023 in regard to the conditions stipulated in the EC dated 02.11.2021 have been fully complied by the PP ?

The case was taken up in 266th meeting held on 28.04.2023. The PP submitted the reply to the above observations raised by SEIAA in the form of affidavit dated 27.04.2023 as under:

- That, Layout Planduly signed/stamped by Architect, and PP is hereby attached as **Annexure 1**.
- That, there is no online procedure for obtaining/applying permission for Right of Way (RoW) permission for the use Revenue Rasta passing through the project. We have applied the application offline for the permission for Right of Way (RoW) permission for the use Revenue Rasta passing through the project. Without obtaining permission, we will not use revenue rasta for crossing of services. Copy of receipt is attached as **Annexure 2** and receipt No. 1912 is written on attached receipt.
- That, we had submitted the ATR and the same is being produced below:

S. No.	Query	Reply	Remark
1	PP has not submitted the copy of structure stability certificate and records of the quarterly awareness programs organized for the stake holders of the project. (Sp. Condi. - 14 & 20 and St. Condi. 2)	Structure stability certificate is attached as Annexure-3 . Detail of quarterly awareness program is attached as Annexure 5 .	Complied
2	PP has reported the concentration of PM10 and PM2.5 beyond the permissible limit. (AQM Condi.-iii)	It is submitted that concentration of ambient air quality levels PM10 and PM2.5 of entire Gurugram is more than permissible limits due to so many reasons. However, concentration of PM10 and PM2.5 is slightly higher at our project site.	However we have taken additional measures to mitigate the dust during construction phase: 1. 4 No. of Anti smog gun 2. Increase the frequency of water sprinkling 3. Installation of PM 10 and PM2.5 Sensor for continuous monitoring and Display board. 4. Speeding-up the green belt development. 5. We will strictly follow the environment management plan which was submitted in EIA report.
3	PP has not submitted the records of use of low sulphur diesel to run the DG sets	We are not using DG sets at project site. However, we have temporary electricity connection for construction purpose. Copy of latest electricity bill is attached as	Complied

	at project site. (AQM Condi.-x)	Annexure-4.	
4	PP has not submitted details of Occupational health surveillance programmes organized for the workers working at construction site. (HH Condi.-v)	Latest details of Occupational health surveillance programmes organized for the workers working at construction site is attached as Annexure-5.	Complied
5	PP has not submitted details of environment management cell set up under the control of senior Executive. (CER Condi.-iii)	Details of Environment Management cell is attached as Annexure-6.	Complied
6	PP has not submitted the copy of environment statement of form –V. (Mis Condi. -v)	Project is in construction phase and not operational yet. We will submit environment statement of form- V in State Pollution Control Board during operational phase.	Complied

After a detailed discussion on the reply submitted by the PP, the Committee unanimously decided to send the case to SEIAA and further reiterated the recommendations conveyed vide 262nd MoM.

266.05 Extension of Validity EC for Boulder, Gravel and Sand Minor Mineral Project located at Jairampur Block YNR/B-6 (ML Area-33.85 ha) Village JaipurampurJagiri, Tehsil Jagadhari, District Yamuna Nagar, Haryana by M/s Balaji Infra

Project Proponent : Sh.VeerBhan
Consultant : Vardan Environet

The Project was submitted to the SEIAA vide online Proposal No. SIA/HR/RIV/296731/2023 on dated 17.01.2023 for obtaining Extension of validity of Environmental Clearance under Category 1(a) of EIA Notification 14.09.2006. The PP submitted requisite scrutiny fee vide DD No.000607 Dated 10.01.2023 of Rs.1,50,000/-.

The said case was taken up during 262nd meeting of SEAC held on 14.03.2023. The PP alongwith consultant has appeared before the committee to present their case. Sh. B. D. Yadav, Representative of Mines and Geology Department, Haryana also attended the meeting. During presentation, the PP submitted affidavit-cum-undertaking stating therein as under:

1. The letter of intent (LoI) has been issued by the Director of Mines & Geology department, Haryana vide Memo no. DMG/HY/Cont/JairampurJagir Block/YNR B 6/2015/10074 dated 30.11.2015 in favor of M/s Balaji Infra for mining of Boulder, Gravel and Sand and is valid till 29.11.2025.
2. Mining Plan and Progressive Mine Closure Plan of proposed mining lease areas has been approved by State Mining Engineer, Director General of Mines and Geology

Department, Haryana vide memo no. DMG/HY/MP/JairampurJagir Block/ YNR B-6/2015/3102 dated 10.06.2016 and is valid till 09.06.2021

3. Mining Plan Validity Extension was granted by Director General of Mines and Geology Department, Haryana vide Memo no. DMG/HY/M.Plan/JairampurJagir/YNR B-6/7183 dated 24.12.2021 and is valid till 30.11.2026.
4. Environmental Clearance from the Member Secretary, SEIAA, Haryana vide their letter no SEIAA/HR/MIN/19/09 dated 29.01.2022 valid till 28.01.2023.
5. Replenishment study report has been submitted to DMG Haryana on dated 13.01.2023 and approved by State Geologist, DMG Haryana, vide Memo No. DMG/HY/RS/JairampurJagir/YNR-B-6/2023/1066 dated 28.02.2023.
6. Status of Certified Compliance report has been issued by Regional Officer, Yamuna Nagar Region, Haryana State Pollution Control Board File No. HSPCB-180001/188/2022-Region Yamuna Nagar-HSPCB on dated 21.02.2023. Copy of the same has been forwarded to SEIAA Haryana on dated 21.02.23.
7. DSR has been issued from Mining Officer, Mining & Geology Department, Yamuna Nagar, Haryana Memo. No. Mining/Ynr/2709 dated 11.08.2017.
8. Project proponent has been submitted EC validity Extension Application within the EC validity period on dated 17.01.2023.
9. NGT has issued order dated 24.05.2022 for stay of mining operation thereafter Supreme Court has issued further order dated 22.8.2022.
10. We will be followed all the direction, rules, regulation and order passed by court for our project site.

The committee discussed on the documents submitted by PP and consultant. The DSR addressed to Director, Mines & Geology Department, Haryana vide letter dated 11.08.2017 by Mining Officer, Yamuna Nagar and Replenishment Study Report dated 28.02.2023 addressed to SEIAA were also discussed (Copy of both the documents attached in reply Affidavit of PP). Shri B. D. Yadav, Senior Geologist who was present in the meeting stated that since EC has already been granted in this case on 29.01.2022 and now the case is only for extension of validity of EC, hence, there is no need of fresh DSR.

After detailed discussion, the Committee decided to send the case to SEIAA for extension of Validity of EC of validity of Environment Clearance to the project upto validity of approved Mining Plan subject to the decision in court cases mentioned at Sr. No. 9 of affidavit submitted by PP.

The recommendations of SEAC were taken up during 155th meeting of SEIAA held on 29.03.2023. The Authority deemed it appropriate to call for a report before considering the case for Grant of Extension on the following parameters:

1. Whether Mining has been carried out at the designated location (Longitude & Latitude /size in Hectares)
2. Status of compliance of the Conditions as stipulated in the District Mining Plan
 - (i) Depth of the Mining site
 - (ii) Status of Ground Water level
 - (iii) Comments on the Replenishment Study / Report
 - (iv) Compliance of **Sand Mining Guidelines-2020**

MS, SEIAA to request Member Secretary, HSPCB to call for a report from the project site within 10 days by deputing an Officer along with RO of the concerned District. RO, HSPCB will submit report directly to the Appraisal Committee (SEAC) under intimation to the Authority.

Further, the Director Mines & Geology Department through its representatives (Special invitees in SEAC Meetings) may be asked to clarify that whether, the Replenishment Study forwarded by

the Mines & Geology Department on the basis of details given by the Project Proponent is feasible to consider this case for Grant of Extension.

It is also relevant to mention that no clear cut recommendations has been made by the Appraisal Committee with regard to the depth of the Mining as earlier Environment Clearance was granted for 1 meter.

After due deliberations, the Authority decided to refer back this case to SEAC with the directions to look into the observations raised above along with the other relevant aspects to be appraised and taken into consideration.

The case was taken up in 266th meeting held on 28.04.2023. The PP submitted reply of observations raised by SEIAA in 155th meeting in the form of an affidavit dated 28.04.2023 as under:

1. That LOI was issued vide memo no.: DMG/HRY/COnt/Jairampur Jagir Block/YNR B-6/2015/10074 dated 30.11.2015 by DMG Haryana for a lease period of 10 years for depth of mining upto 3 mtrs mentioned on Page No 6, Point No. XXIV, Sub Point (c).
2. That Mining plan was approved for 15,20,000 MT with a mining working depth of 3 meter by DMG and it is valid till 30.11.2026.
3. That DSR of the area JairamJagir (YNR B-6)is approved by mining department vide memo no. mining/YNR/2709 dated 11.08.2017 for the production of 15.20 lac MT
4. That the Terms of Reference was granted to our project by SEIAA,Haryana for a total capacity of 15,20,000 TPA vide letter F. NO. HR/SEAC/278/1264 dated 18.07.2016. Accordingly the Public Hearing was conducted by us 03.04.2018 for the capacity of 15,20,00 TPA only.
5. Further, during the grant of Environment Clearance the SEAC observed that since the replenishment report for the project was not available thus decided to limit the production level to the depth of 1 m only and granted environment Clearance for 1 year and directed us to conduct the replenishment report in the interim 1 year and submit the report for further validity and Depth.
6. After the grant of EC on 28.01.2022 we have carried out mining activity only for few days i.e. from 01.05.2022 to 31.05.2022 and only 1,22,171 MT of mineral was extracted.
7. Now, the replenishment study has been conducted by us and same has been approved by The Director Mines & Geology, Haryana vide Memo no DMG/HY/RS/Jai Rampur Jagur/YNR B-6/2023/1066 Dated 28.02.2023 which certifies that the total mineral replenished is 15,43,195 TPA and average depth of replenishment is 2.56 m (range of depth varies from 1.9 mtrs to 2.9 mtrs).
8. Thus we request you to kindly increase the Depth of mining to 3.0 meters from 1 meters for a 15,20,000 TPA which is less than the Total Replenished Quantity as certified by the Geology & Mining Department,Haryana.

Shri Deepak Hooda, State Geologist, a representative from Directorate, Mines & Geology, Haryana was also present in the meeting as special invitee and confirmed the fact that as per the replenishment study report the average depth is 2.56 m (range of depth varies from 1.9 mtrs to 2.9 mtrs) and further, the report was approved by the Director Mines & Geology, Haryana vide Memo no. DMG/HY/RS/Jai Rampur Jagur/YNR B-6/2023/1066 dated 28.02.2023.Thus, it is feasible to consider this case for grant of extension.

After detailed deliberations, the Committee decided to recommend the case for grant of Extension of Environmental Clearance validity for an average depth upto 2.56 m as approved in the replenishment study report by Director Mines & Geology, Haryana and for quantity of 15,20,000 TPA as mentioned in LOI/Mining Plan/EIA Report/ToR/DSR/Replenishment Report.

266.06 EC Under Violation Category for Proposed Industrial Estate project in Sector-37 at Karnal, Haryanaby M/s HSIIDC Karnal

Project Proponent : Ms.Kavita Saini
Consultant : Vardan EnviroNet

The PP submitted the final EIA/EMP report of the project vide online Proposal No.SIA/HR/MIS/78835/2022 on dated 25.06.2022 for obtaining Environmental Clearance under Violation Category 8(b) of EIA Notification 14.09.2006. ToR was granted to the project on 16.05.2022.

The case was considered in 245th meeting of SEAC held on 25.07.2022. After discussion, the committee raised some observations.

Then the case was taken up in 257th meeting of SEAC, Haryana held on 21.12.2022. However, deferred on request of PP.

Thereafter, the case was taken up in 259th meeting held on 19.01.2023. The PP submitted reply of the observations raised in 245th meeting of SEAC. The Committee had a discussion on the reply submitted by PP and observed that the PP has to clarify some more points and raised some more observations and directed to PP to submit a revised reply. The PP submitted revised reply to the observations alongwith an affidavit vide letter dated 19.01.2023.

Further, the PP also submitted the information about the project in the form of an Affidavit.

The committee had a discussion on the revised reply submitted by PP and further observed that some more information to be clarified by the PP and asked PP to submit documents:

The case was taken up in 260th meeting held on 08.02.2023. The PP submitted the reply of observations raised in 259th meeting. It was brought to the notice of Committee that a Complaint dated 03.02.2023 from Sh.Vikram Singh, son of Late Brig. Verinder Singh from New Delhi, was received. The committee after detailed discussion, decided that the complaint be shared among the committee members, PP and consultant. It was also decided that PP will submit the reply of the complaint. The committee decided to take up the case as and when the reply of the complaint will be received from the PP.

The case was taken up in 261st meeting held on 28.02.2023. The PP submitted the reply of complaint which is as under:

S. No.	Complaint no.	Reply against complaint
1.	An industrial area was created by HSIIDC in sector 3,3A and sector 3 extension in the year 2005. These industrial areas were created without the projects undergoing the procedure of EIA as mandated by notification so 1533 of the MOEF.	The S.O.1533 dated: 14.09.2006 was notified in the year 2006 and is effective for landsacquired after issuance of above said notification. The land under sector-3 &3A were acquired before the year 2006 i.e. in 1986 & 2005 respectively. The land of sector-3 Ext. was notified u/s-4 of Land Acquisition Act 1894 on 11.07.2006 and the area of this land was less than 50 Hectare. Hence, the Environment Clearance was not required. Further, these industrial areas are not linked with the

		industrial area at Sector 37.
2.	That the sector 37 proposed industrial area is in reality an extension of the existing industrial area in sector 3, 3A and sector 3 extension. The new industrial area proposed to be set up across the GT road on the land in the erstwhile Yamuna flood plain. A fact confirmed by all old gazettes of the District.	Sector-37, Karnal is situated on other side of Sector-3, 3A & 3 Extn. across the G.T. Road and it is not the extension of Sector-3, 3A & 3 Extn. Sector 37 industrial area is an independent industrial area with independent site plan. Copy of approved site layout plan is attached. (Annexure-1)
3.	The siting of the proposed industrial area in sector 37 proposed on prime fertile agricultural land in violation of all logical principles of land use planning, management and sustainable development	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached. (Annexure-2)
4.	Karnal has historically been home to a host of institutions revolving around agriculture and related activities i.e. Soil Salinity Research Institute, National Dairy Research Institute, Sugarcane Research Institute, the National Bureau of Animal Genetic Resources, and the Indian Institute of Wheat and Barley Research.	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached. (Annexure-2)
5.	The Central Soil Salinity Research Institute has in its research highlighted that Karnal is one of the 33 most affected districts affected by soil salinity in the Indo Gangetic plain. They have prepared a computerized data base on all salt affected soils in the district of Karnal/ country which is studiously ignored by the office of the District Town planner in formulation of Master Plans. This resulting in sub optimal land utilization	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached. (Annexure-2)
6.	In Karnal master plans dated 5/8/2002, 12/8/2008.2/9/2013 and amendment 13/8/2018 have been created without the Constitution of a District Level Committee as required by Article 243 ZD(1) of the Constitution and the 74th constitutional amendment. The master plans are defective and have not been subjected to the rigour of the EIA process	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. Master plan was made by different department and we do not have to say anything in that process. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached. (Annexure-2)
7.	The Master plans have arbitrarily converted fertile agricultural land to industrial, residential and institutional use without the rigour of EIA as mandated by SO 1533 of 2006 of the Environment protection Act 1986	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. Master plan was made by different department and we do not have to say anything in that process. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached. (Annexure-2)
8.	In a recent judgment the Hon'ble Supreme Court of India in Residents Welfare Association versus The Union Territory of India has stated," We therefore appeal to	The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. The final master

	<p>the legislature, the executive and the policy makers at the centre as well as at state levels to make necessary provisions for carrying out ; environmental impact assessment studies before permitting urban development.“ SEIM/SEAC is respectfully requested in the interest of sustainable development to examine the request for EC for the proposed industrial area in sector 37 Karnal against the above submitted facts. The proposed industrial area is proposed to be established on the old floodplain of the Yamuna on prime agricultural land when in the district abundant low quality saline soil exists which is low on fertility and amenable to industrialization</p>	<p>plan 2025 approved by DTCP and signed from the HSIIDC is attached.(Annexure-2)</p>
9.	<p>The precedent established by the Hon'ble Supreme Court in Residents Welfare association vs. The Union Territory is binding on all courts in the country and will form the basis of any challenge petition</p>	<p>The land of Sector-37 Karnal has been acquired as per Development plan wherein it has been marked as Industrial Sector. The final master plan 2025 approved by DTCP and signed from the HSIIDC is attached.(Annexure-2)</p>
10.	<p>That HSIIDC despite being a violating unit since 2012 has once again in its application for environment clearance failed to divulge violations of law committed. This comes on the heels of the previous application where environment clearance was sought by concealing the fact of the existing operating unit on plot 1, 2 and 3 being a print and packaging unit. Without the possession of an environment clearance, without registration of the project with HRERA, HSIIDC has conducted an e-auction on 25.10.2021 for residential plots and a hospital site at sector 37 Karnal. The above has been complained off to HRERA who in the enclosed order dated 07.04.2022 have directed suomoto action against HSIIDC. The above violation and its deliberate concealment are adequate to delist the project being a repeat concealment by the same project proponent</p>	<p>Presently, the application for the environment clearance under Violation category has been filed as per the MOEF &C.C. O.M. dated: 07.07.2021, which is at advance stage of approval and no facts have been concealed in the application of EC. The acknowledgment of order dated: 07.04.2022 is not traceable in H.O. as well as in Field office. However, this office has initiated for registration in HRERA and the same shall be obtained accordingly.</p>
11.	<p>HSIIDC has submitted a damage assessment report and a remediation plan. These documents do not reveal that the industrial activity proposed in the industrial area in sector 37 is the creation of a print and packaging cluster. Print and packaging involving offset, screen printing in addition to packaging using cardboard, plastics, PPE coated fabrics, poly coated paper, HDPE laminated fabric, polyester foil laminates, waterproof papers, PE coated papers, blister paper etc. These activities involve printing inks, dyes and plastics all toxic materials harmful to the environment and capable of significantly altering the soil and water of the area if handled inappropriately without care.</p>	<p>The damage assessment report and remediation plan has been submitted by considering the project implemented on the plots 1, 2 & part of 3 and damage is calculated as per SOP issued by MOEF&CC dated 07.07.2021.</p> <p>We have submitted an affidavit that we will not allow any category A and B type of industry in the said industrial area in sector 37.</p>

	<p>HSPCB has placed dyes and dye intermediates in the red category and digital/gravure printing in the orange category of industries.</p> <p>At present since 2012 the unit operating out of plot 1,2,3 being a print and packaging unit has been operating without consent to establish or operate. The HSPCB has printed an elaborate manual titled Methodology for assessment of environmental compensation for violating cases which may kindly be referred to arrive at the extent of damage caused by the unit on account of its operations since 2012.</p> <p>The project proponent must be made to adhere of the requirement of establishing only units that have minimal environmental impact and are in the green or white category if at all.</p>	
12.	<p>The respected SEIAA/SEAC is also informed that the office memorandum dated 07.07.2021 has not been issued as per the procedure of delegated legislation of the provisions of the Environment Protection Act 1986 Section 3(2),5 and 6. Section 6 which governs the rules to regulate environmental pollution requires the process of issuance of a notification in the official gazette. This procedure being further amplified by section 21 and 23 of the General clauses Act 1897. This requiring the authority to publish a draft of the proposed rules receiving feedback by a certain date from the general public, incorporation of suggestions and thereafter a final publication of the notification. The notification dated 07.07.2021 lacking in all these and liable to be set aside. The Hon'ble Madurai Bench of the Madras High in Fatima versus The Union of India having stayed the notification.</p> <p>The Delhi High court also hearing a public interest litigation against the notification</p>	<p>Relates to SEIAA/ SEAC. The Hon'ble Supreme court has lifted the stay put by The Hon'ble Madurai Bench of the Madras High Court on the SOP dated 07.07.2021 and accordingly afterwards MOEF&CC and other states have decided the violation cases on the basis of SOP dated 07.07.2021.</p>
13.	<p>That for the above reasons the respected SEAC is requested to delist the project for creation of an industrial area in sector 37, Karnal. The concealment a second time around of violations (an e-auction conducted) being grave and significant warranting delisting. In addition the preservation of sustainable development warrants delisting of the project.</p>	<p>Relates to SEIAA/SEAC. At the time of application submitted for obtaining EC under violation category we have clearly mentioned that construction has been carried on plot no. 1 , 2 and 3 and print and packaging unit is running its operation</p>

The PP also made submissions regarding observations raised in 259th meeting. The committee held a detailed discussion on the reply submitted by PP. After due deliberation, the committee advised PP as follows:

1. The PP shall submit an affidavit that they shall abide with the order of any future court order regarding this project or there is no litigation pending in any court against the project.

2. The PP shall prepare and submit the Damage Assessment Plan in view of the various orders passed by Hon'ble NGT as discussed during the meeting.
3. The PP shall submit revised EMP details which should be realistic/scientific/tangible and also advised to adopt a pond for its rejuvenation/beautification/maintenance and shall add expenses to be incurred in this regard, in EMP budget.
4. The PP shall submit reply of observations in tabular form.

The PP submitted the reply of above points vide letter dated 20.04.2023 but the damage assessment plan has not been reviewed/revisited as per the latest Order of NGT dated 22.02.2023, passed in Appeal No.02/2023 (I.A. Nos.61/2023 & 62/2023 titled as VSR Infratech Pvt. Ltd. Vs. State of Haryana. Thus, the PP and consultant must review/revisit the damage assessment plan accordingly.

Thereafter, the case was taken up in 266th meeting held on 28.04.2023. It was brought to the notice of Committee that a Complaint through email dated 25.04.2023 from Sh.Vikram Singh R/o New Delhi, was received. The committee after detailed discussion, decided that the complaint be shared among the committee members, PP and consultant. It was also decided that PP will submit the reply of the complaint within 15 days alongwith reviewed/revisited damage assessment plan and also decided to take up the case as and when the reply of PP is received on the complaint.

266.07 EC for the project "Auria" Group Housing Colony measuring land area of 11.925 Acres at Sector 88, Faridabad, Haryana by M/s RPS Infrastructure Ltd

Project Proponent : Not Present
Consultant : Not Present

The case was previously taken up in the 137th meeting of SEIAA held on 26.03.2022 and the Authority decided to carry out the spot inspection to get the current status of project by constituting a team comprising of Dr. Rajbir Singh Bondwal, IFS (Retd.) Member SEAC, Prof R. Baskar, FGS (Ind), (IGNOU), Member, SEIAA & Sh. Vinay Gautam (JD Tech., SEIAA) and concerned RO, HSPCB (who will assist members of SEIAA/SEAC) to be nominated by Member Secretary, HSPCB and the team will submit report at the earliest. Accordingly, the case was deferred till the receipt of the report. The site inspection report of sub-committee has been received and as per the report construction of 6 towers, commercial market, swimming pool, boundary works, foundation works, excavation works, brickworks, etc., in 818 days does not seem to be feasible and from the field evidences it was apparent that the work had been continuing even till date.

Thereafter, the case was again taken up in the 143rd meeting of SEIAA held on 14.07.2022 and observed that the validity of EC granted vide letter dated 04.05.2009 to the Project Proponent expired on 04.05.2016. Later, project proponent applied for fresh EC on 16.08.2021 after a gap of 5 years of the expiry of validity of earlier EC for (Plot Area 48250.89 sqm) at the same site.

In view of above, the Authority decided to refer the case back to SEAC for clarifications/comments on the points listed below:

- 1- Whether any construction was carried out during 2016-2021 (No EC Period) after expiry of EC dated 04.05.2016-till 2021).
- 2- Water calculation needs clarifications i.e. 616 KLD Vs 427 KLD.
- 3- Being a Group Housing project, the sewer connection is necessary for such a huge quantum of effluent likely to be generated project does not provide any detail

regarding sewer connection and this aspect may be relooked by SEAC.

- 4- Expert committee may examine the report of Sub-Committee with special focus on the satellite images of the year 2016 and 2022 further examine the content of email received on 13.07.2022 at 11.34 pm.
- 5- SEAC needs to relook into the compliance of the conditions as stipulated in the earlier Environment Clearance granted on 04.05.2009.
- 6- Whether any Court proceedings relating to the Project are pending?

The case was taken up in 246th meeting of SEAC, Haryana held on 22.08.2022. The consultant appeared before the committee and submitted a letter dated 21.08.2022 vide which PP has requested to defer the case as the technical experts related to the project was not available on the date of meeting. The committee accepted the request of PP and meanwhile report of Sub Committee constituted by SEIAA be circulated to all Members and PP.

The case was taken up in 256th meeting held on 01.12.2022. The PP alongwith consultant appeared before the committee for presenting their case.

In this case, the sub-committee visited the site on dated 14.05.2022, the copy of the report was circulated to all members as well as to the PP/consultants for scrutiny and comments. Instead of that, the PP has made an application to Chairman, SEIAA. Copy of the same is circulated to all the members as well as consultant for scrutiny and comments. The PP has submitted that when EC was expired on 03.05.2016 and not extended, some construction was done during 2016-2019. The PP has worked out the quantum of work done/construction during non-compliance period of EC.

The consultant should also work out the quantum of work done/construction in noncompliance period of EC based on satellite imaginary and sub-committee already visited the site will also work out the quantum of work done/construction.

The case was deferred and decided to be taken up as and when comments of all the members as well as consultant are received.

Thereafter, the case was taken up in 259th meeting held on 19.01.2023. The PP alongwith consultant appeared before the committee to present their case. It has been pointed out by the sub-committee headed by Shri Rajbir Singh Bondwal, Member, SEAC that some more information from the side of PP is required to prepare the site visit report and the area as calculated by the consultant should also be cross-checked by the sub-committee.

After detailed discussion, the PP who was present in the meeting was directed to submit approved drawings of site plan, tower wise (including EWS tower) construction status and geo-tagged photographs of all the towers, school constructed at the site. The information/documents as pointed out by the Member in the meeting as discussed above shall be provided by the PP/Consultant to sub-committee headed by Shri Rajbir Singh Bondwal, Member, SEAC. The committee further decided to defer the case.

The case was taken up in 262nd meeting held on 14.03.2023. In this case, Sh.Rajbir Singh Bondwal, Member, SEAC was the Head of Sub-Committee constituted for site visit and he submitted his report dated 14.05.2022 which was thoroughly discussed by the committee in the earlier meeting. During 259th meeting PP was directed to submit approved drawings of site plan, tower wise (including EWS tower) construction status and geo-tagged photographs of all the towers, school constructed at

the site. However, Sh. Rajbir Singh Bondwal has informed the committee that the information/documents as pointed out by the Member in 259th meeting as discussed above has not been provided by the PP/Consultant.

After discussion, the committee decided that direction be issued to the PP/Consultant on their official email as well as speed post to provide the relevant documents as discussed above to Sh. Rajbir Singh Bondwal to prepare the report/give comments and deferred the case to be taken up on receipt of documents by Sh. Rajbir Singh Bondwal, Member, SEAC.

The committee further decided to communicate the decision of committee to PP on their official email as well as speed post and deferred the case for next meeting.

The case was taken up in 266th meeting held on 28.04.2023. PP and Consultant did not attend the meeting. However, PP forwarded a letter dated 27.03.2023 addressed to SEIAA mentioning therein that they want to withdraw their earlier application and they are applying for grant of ToR under violation category as per violation Notification dated 14.03.2017.

PP further requested to allow them to withdraw the above mentioned proposal so that they can submit their new proposal. The committee acceded with the request of PP and unanimously decided that this case be forwarded to SEIAA for further necessary action.

266.08 EC for Expansion in existing manufacturing of API bulk drug and intermediate at Plot No. 710/711, Modern Industrial Estate (MIE), Part-A, Bahadurgarh, Haryana by M/s Pharmachem

Project Proponent : Not Present
Consultant : Not Present

The Project was submitted to the SEIAA, Haryana vide online Proposal No. SIA/HR/IND3/243032/2021 dated 04.12.2021 for obtaining Environmental Clearance under Category 5(f) of EIA Notification 14.09.2006.

The case was taken up in 235th meeting held on 30.03.2022 but the PP requested vide letter dated 30.03.2022 for the deferment of the case which was considered and acceded by the SEAC.

The case was taken up in 242nd Meeting of SEAC held on 25.06.2022. After detailed deliberations, the Committee conveyed the PP and Consultant that at first, submit how it can be possible to add 16 nos. more API in existing unit of 2000 sqm having 33% green cover including plantation, establishing of CET/STP and MPE. The PP is also directed to submit Mosaic Plan and Layout Plan justifying that all units to be proposed for requirement of fresh EC. However, PP did not supply any reply to the observations raised by SEAC.

The case was taken up in 251st meeting of SEAC, Haryana held on 10.10.2022. The PP as well as consultant did not appear before the committee. However, it was also brought to the notice of Committee that consultant of this case has expired in a road accident. The committee decided to defer the case.

Thereafter, the case was taken up in 257th meeting of SEAC, Haryana held on 21.12.2022. However, neither the PP nor consultant appeared before the committee. The Committee took it seriously and decided to give another opportunity to PP to present the case and deferred the case.

Then the case was taken up in 259th meeting held on 19.01.2023 and 262nd meeting held on 14.03.2023. However, the PP requested vide mail dated 13.03.2023 to defer the case as their consultant Mr Mervyn of M/s Atmos has passed away unfortunately in a road accident and they are in search of a new consultant who can represent their case in the technical matters in their proposal.

The committee after due discussion decided that PP may be given one more opportunity to appear before the SEAC to represent their project either themselves or through their authorized representative though committee agreed to the request of deferment of case as PP submitted through email dated 13.03.2023.

The committee further decided to communicate the decision of committee to PP on their official email as well as speed post and deferred the case for next meeting.

The case was again taken up in 266th meeting held on 28.04.2023. However, PP forwarded a letter dated 24.04.2023 through email to keep their case in abeyance as their consultant had unfortunately passed away. PP further submitted that as soon as they hire a new consultant they will request the committee to take up their case. The committee acceded with the request of PP and deferred the case and shall be taken up as and when the PP makes a request, in this regard.

266.09 EC for proposed affordable residential plotted colony under DDJAY Scheme at Sector 106, Daultabad, Gurugram, Haryana by M/s Magic Eye Developers Private Limited

Project Proponent : Not Present
Consultant : Not Present

The Project Proponent submitted the case to the SEIAA vide online Proposal No. SIA/HR/MIS/261584/2022 dated 14.03.2022 as per check list approved by the SEIAA/SEAC for obtaining EC under category 8(a) of EIA Notification dated 14.09.2006.

The case was considered in 237th meeting of SEAC held on 12.04.2022 but the PP requested in writing vide letter dated 12.04.2022 for the deferment of the case which was considered and acceded by the SEAC.

The case was taken up in 242nd and 251st meeting of SEAC. Neither the PP nor consultant has appeared before the Committee. However, it was brought to the notice of Committee that the consultant of this case has expired in a road accident. The Committee decided to defer the case and shall be taken up as and when request is received from PP.

Then the case was taken up in 259th meeting held on 19.01.2023. Neither PP nor consultant appeared before the committee. It has been brought to the notice of the Committee that the consultant representing the case, has expired in a road side accident. The committee decided that direction be issued to PP to make alternative arrangements to pursue its case before the committee and shall appear before the committee in the next meeting relevant part of minutes shall also be conveyed to PP via speed post and email. The case was deferred for next meeting.

The case was taken up in 262nd meeting held on 14.03.2023. Neither PP nor any representative on his behalf has appeared before the committee to represent the case. The committee

has taken a serious view in this regard and decided that PP may be given one more opportunity to appear before the SEAC to represent their project either themselves or through their authorized representative and shall also submit the relevant documents in support of their case, otherwise, their case will be referred to SEIAA for further necessary action as per OM dated 18.11.2020.

The committee further decided to communicate the decision of committee to PP on their official email as well as speed post and deferred the case for next meeting.

The case was taken up in 266th meeting held on 28.04.2023. However, still neither PP nor consultant appeared in the meeting. It is observed by the committee that the case has been fixed in several meetings of SEAC but neither PP nor Consultant appeared before the committee to represent their case. Moreover, it was informed to the Committee that the consultant engaged in this case has expired in a road side accident and the case is pending since long for procuring appearance of PP/consultant. In this regard, the instructions issued by MoEF&CC vide OM dated 18.11.2020 also brought to the notice of the Committee which reads as under:

-
- e) *“in case a Project Proponent or his consultant did not attend the meeting or does not reply to the queries raised for more than six month, the MS should write to the Regional Office of the Ministry to carry out a site inspection so as to check if construction/operation of the project has started.”*

The committee after having a detailed discussion on the circumstances of the case as well as keeping in view the above mentioned instructions issued by the MoEF&CC, unanimously decided to send the case to SEIAA for taking further necessary action.

266.10 EC for Expansion of Proposed Mixed land use colony under TOD policy on land measuring 15.03125 acres in sector -113, Gurgaon, Manesar Urban Complex Gurgaon, Haryana by M/s Union Buildmart Pvt. Ltd

Project Proponent : Not Present
Consultant : Ind Tech House Counsult

The project was submitted to the SEIAA, Haryana vide online proposal No. SIA/HR/MIS/75100/2018 dated 14.04.2022 as per check list approved by the SEIAA/SEAC for obtaining Environmental Clearance under Category 8(b) of EIA Notification 14.09.2006.

The case was again taken up in 244th meeting of SEAC held on 08.07.2022 and the Committee recommended the case to SEIAA for grant of EC.

The recommendations of SEAC were taken up in the 144th meeting of SEIAA held on 08.08.2022. After having gone through the records and recommendations of the SEAC, the Authority raised 03 observations and referred back the case to SEAC:

- (i) The status of Revenue Rasta is not clearly defined and discussed relating to the project in the recommendations of SEAC. Therefore, the Authority decided to refer the case back to SEAC, with the instructions to direct the PP to submit necessary permission for the Revenue Rasta from the competent authority.
- (ii) The authority further observed that the capacity of the STP proposed is inadequate

and deem it appropriate to enhance to 1,550 KLD. SEAC may examine/appraise and make recommendations, accordingly.

- (iii) Considering the fact that a huge quantity of effluent will be generated and the proposal for reusing the entire quantity of water in flushing, gardening and other internal purposes does not seem to be feasible proposition, therefore, it was decided that the PP shall also obtain necessary permission from the competent authority for sewer connections and the same shall be verified by SEAC before recommending the case.

The case was taken up during 247th meeting. The PP submitted the reply of observations raised by SEIAA.

The committee discussed the reply and after deliberation, decided to recommend the case to SEIAA for granting EC to the project after incorporating the reply of observations of SEIAA on the relevant conditions. The rest of the conditions shall remain same as conveyed earlier vide 244th meeting of SEAC, Haryana held on 09.07.2022.

The recommendations of SEAC were considered during 146th meeting held on 20.09.2022. After detailed discussions and examination of facts on record; it reveals that the excavation has been done on the REVENUE RASTA AND EXPANSION PART ALSO by the project proponent.

Therefore, Authority decided to constitute a sub-committee consisting of Sh. V. K. Gupta, Chairman, SEAC and Shri R. Baskar, Expert Member of SEIAA to visit the site and submit report in regard to actual status of the construction/project. Regional Officer, Gurugram (South) will assist the committee. The Sub-Committee submitted the report dated 07.02.2023 and sent to SEIAA after discussion by SEAC.

SEIAA taken up the case in 153rd meeting and referred back the case observing as under:

1. That SEAC to make comments on the status of Revenue Rasta with reference to observation made at Sr. No.7 of the Sub-committee's Report dated 07.02.2023.
2. That a clear cut point wise recommendation be made to the Authority on the "Site Inspection Report" dated 07.02.2023.
3. Riddle, regarding Two Environment Clearances issued to the Project Proponent also needs clarification.

It was further observed by SEIAA that clear cut status of Green Area to be developed by the Project Proponent in this Case, requires relevant elucidation.

The case was taken up in 263rd meeting of SEAC, Haryana held on 22.03.2023. However, the case was deferred on request of PP.

Thereafter, the case was taken up in 266th meeting held on 28.04.2023. However, PP vide letter dated 28.04.2023 submitted that they have submitted application for ROW permission to concerned authority and application is under process with Municipal Corporation, Gurugram. Further PP has requested to defer their case in this meeting.

The committee acceded with the request of PP and decided that the case be kept in abeyance. The case shall be taken up as and when the PP makes a request, in this regard.

266.11 EC for new Chemical Manufacturing Unit of Formaldehyde and Resin/Glue at Plot No.238, Phase-II, Sector-30A, Industrial Estate, Manakpur, Tehsil Bilaspur, District Yamuna Nagar, Haryana by M/s Mak Leon Organics Private Limited

Project Proponent : Not Present
Consultant : Not Present

The EIA/EMP report was submitted to the SEIAA, Haryana vide online proposal No. SIA/HR/IND3/76131/2021 dated 30.04.2022 for obtaining Environmental Clearance under Category 5(f) of EIA Notification 14.09.2006. ToR was granted to the project by SEIAA on 30.12.2021. The PP has submitted Scrutiny Fee amounting to Rs.50,000/- vide DD No.091378 dated 24.12.2021 in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021.

The case was taken up in 244th meeting of SEAC, Haryana held on 09.07.2022 and recommended case to SEIAA for grant of EC.

The recommendation of SEAC was considered in the 144th meeting of SEIAA held on 09.08.2022 and the authority referred back the case to SEAC after observed that:

“the unit has applied for fresh EC in the Industrial Area of Manakpur, Bilaspur, Yamuna Nagar. Considering the fact that the Industrial area itself has not obtained EC yet and has applied for EC under violation category, the public hearing for the proposed project cannot be exempted, it was opined.”

The case was taken up in 247th meeting but was deferred on request of PP. Thereafter, the case was taken up in 260th meeting held on 07.02.2023. The PP submitted a letter dated 07.02.2023.

It is submitted in writing by PP that neither HSIIDC Manakpur, Bilaspur, District Yamuna Nagar has obtained environment clearance nor, has conducted public hearing, therefore, their case be recommended to SEIAA for grant of EC with the condition to conduct public hearing. The PP has also produced some photographs of the site which show that a wall has been constructed at the site of project. To this effect, an office memorandum (OM) dated 29.03.2022 issued by the MoEF&CC. The relevant part of the same is re-produced as under:

“Over a period of time, various options other than conventional barbed wire and wall fencing, have come into existence, viz. Use of pre-fabricated structures, pre-cast compound wall etc. Further, in order to secure the land, the project proponent may need to have water and electricity connection. In view of the same, it has been decided by the Competent Authority in the Ministry to explicitly clarify the following activities can be undertaken by the project proponent for securing the land:

i. Fencing of the project site by boundary wall using civil construction, barbed wire or precast/prefabricated components.

ii.XXXX

iii.XXXX

Further, the PP has made a written request to defer their case. After due deliberation, the committee acceded with the request of PP and deferred the case.

The case was taken up in 266th meeting held on 28.04.2023. However, PP requested vide letter dated 25.04.2023 to defer their case. The committee acceded with the request of PP and deferred the case.

266.12 EC for Proposed Expansion of Affordable Group Housing Colony at Village Wazirpur, Sector 92, Gurugram, Haryana of land measuring 9.875 acres by M/s GLS Infra projects Pvt. Ltd.

Project Proponent : Not Present
Consultant : Vardan EnviroNet

The project was submitted to the SEIAA, Haryana vide online proposal No.SIA/HR/MIS/275301/2022 dated 28.05.2022 for obtaining Environmental Clearance under Category 8(a) of EIA Notification 14.09.2006.

The case was taken up in 244th, 246th, 249th and 259th meeting of SEAC, Haryana held on 09.07.2022, 23.08.2020, 22.09.2022 and 19.01.2023 respectively, but the case was deferred in all the meetings on request of PP on the one pretext or the other.

The case was taken up in 266th meeting held on 28.04.2023. However, vide letter dated 25.04.2023, the PP has submitted that their project is located at distance of 4.9 km from Sultanpur National Park and as per the MoEF&CC notification dated 27th January 2010, the area up to 5km from the boundary of the protected area of "Sultanpur National Park" declared as Eco Sensitive Zone from Ecological and Environmental point of view. As per SEIAA checklist updated on dated 21.03.2022 for environment clearance project proponent has to obtain NBWL permission if the project is falling within the notified distance of any notified wildlife sanctuary.

It is further submitted by PP that they have applied for wildlife NoC from NBWL through proposal no. FP/HR/Others/6349/2022 on dated 28.05.2022. Hence, PP has requested to hold their case till the grant of Wildlife NoC.

A detailed discussion was held on the request made by the PP vide letter dated 25.04.2023. After due deliberation, the committee acceded with the request of PP and decided that the case be held in abeyance and shall be taken up as and when PP makes a written request to take up their case.

266.13 EC for Expansion of Group Housing Colony at Sector 48, Gurugram, Haryana by M/s Sweta Estates Pvt Ltd

Project Proponent : Not Present
Consultant : Not Present

The EIA/EMP report was submitted to the SEIAA, Haryana vide online proposal No.SIA/HR/MIS/68360/2015 dated 03.06.2022 for obtaining Environmental Clearance under Category 8(b) of EIA Notification 14.09.2006. The PP has submitted scrutiny fee amounting to Rs.2,00,000/- vide DD No.507024 dated 26.11.2021 in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021.

The case was taken up in 244th meeting of SEAC, Haryana held on 09.07.2022 and recommended the case to SEIAA for grant of EC.

The recommendations of SEAC were taken up in the 144th meeting of SEIAA held on 09.08.2022. SEIAA observed that the project proponent has obtained Environmental Clearance of 562141.739 Sq. Meters and now has proposed addition of 8826.641 Sq. Meters in the existing EC

already granted by the Government of India. The total built-up area proposed after expansion will be 570968.38 Sq. Meters unit.

After going through the above facts and records, the Authority decided to refer the case back to SEAC to examine the case with respect to the status of construction of existing site with detailed report of FAR and Non FAR areas and status of construction of the proposed expansion and submit its recommendations for further consideration.

Further, it was decided to depute a sub-committee comprising of Dr. Rajbir Singh Bondwal, IFS (Retd.), Member SEAC and a representative of HSPCB to verify the status of existing construction and proposed construction on ground and to send a comprehensive report within 10 days.

Vide SEIAA order dated 20.10.2022, Dr.Sandeep Kumar Gupta, Member SEAC was nominated in place of Shri Rajbir Bondwal during his leave period to carry out the site visit.

The case was taken up in 255th meeting held on 14.11.2022. The site visit report in this case is still awaited. The PP appeared before the committee and has submitted that Dr.Sandeep Gupta, Member, SEAC has conducted site visit on 01.11.2022. However, Dr.Sandeep Gupta, Member, SEAC has sent an email dated 14.11.2022 that he is unable to attend the meeting due to sickness and could not prepare site inspection report. He has further stated that site inspection report will be submitted as early as possible. Accordingly, the committee decided to defer the case for next meeting and Sub-Committee, SEAC Member is requested to submit the site visit report, positively before the next meeting.

The case was taken up in 256th meeting held on 30.11.2022. The sub-committee submitted Site Inspection Report during the meeting. The committee decided to circulate the report among all the members and PP for comments. and deferred the case.

The Site Inspection Report was circulated among the members, consultant and PP as per minutes of 256th meeting.

The case was taken up in 258th meeting held on 03.01.2023. The PP was also asked to submit ATR as per the Site Inspection Report. The PP submitted the ATR dated 31.12.2022 along with an undertaking stating therein as under:

1. That we will not reduce green area of the project as mentioned in the previous EC letter.
2. That we will do further plantation in the project as per the list of species circulated by SEAC, Haryana.

The committee discussed the ATR submitted by the PP at length. After detailed deliberation, the committee decided to recommend the case to SEIAA for granting EC as conveyed earlier vide Minutes of 244th Meeting of SEAC alongwith the Site Inspection Report as well as ATR submitted by PP.

The recommendations of SEAC were taken up during 152nd Meeting of SEIAA held on 25.01.2023.

The Authority after having gone through the relevant record and details placed on the file, the Authority observed as under:

1. Total Plot Area in the EC letter dated August 2017 issued by the MoEF& CC, GoI and in the Fresh Proposal made for Expansion vide proposal dated 29.06.2022 before the Authority, reflects variations and mismatchings.
2. Built-up area i.e. dwelling units and height / number of Floors, are proposed to be increased, without making any change in the Net Plot Area, this needs clarity.
3. Further, the plans given in the presentations as well as submitted with the applications are not legible and clear (as what details have been mentioned therein).
4. Green Area is shown to be increasing, when the Net Area of the Plot remains, unchanged/ unaltered.
5. For the use of Revenue Rasta Passing through the Project Site; **Right of Way (RoW)** permission is required from the Competent Authority.

After detailed deliberations, the Authority decided to refer back this case to SEAC with the directions to re-look into the observations raised above as well as other relevant aspects.

The case was taken up in 261st meeting held on 28.02.2023. The PP requested vide email to defer the case due to non-submission of reply of queries raised by SEIAA, Haryana. The committee acceded with the request of PP and deferred the case.

The case was taken up in 266th meeting held on 28.04.2023. However, an email dated 26.04.2023 received from PP wherein it has been intimated that they have applied for RoW permissions but approvals, in this regard, is still pending and requested to defer their case. The committee acceded with the request of PP and deferred the case. The case shall be taken up as and when PP will make a request to take up their case.

266.14 EC for commercial Complex with licence 1002 of 2006 dated 16.06.2006 for 3.875 Acres & licence -999-1001 of 2006 dated 16.06.2006 for 4.431 acres 16.06.2006 at Sector 19, Village- Kamaspur, District Sonapat, Haryana by M/S TDI Infrastructure Limited

Project Proponent : Not Present
Consultant : Not Present

The project was submitted to the SEIAA, Haryana vide online proposal No.SIA/HR/MIS/217899/2021 dated 12.07.2022 as per check list approved by the SEIAA/SEAC for obtaining Environment Clearance under Category 8(a) of EIA Notification 14.09.2006.

The case was taken up in 246th, 251st and 259th meetings of SEAC, Haryana held on 22.08.2022 and 10.10.2022 respectively. However, in all the meetings, the case was deferred on request of PP.

Thereafter, the case was taken up in 266th meeting held on 28.04.2023. It was informed to the Committee that a letter dated 25.04.2023 has been submitted by PP to defer their case on the ground that necessary approvals from various quarters could not be obtained yet. The committee acceded with the request of PP and deferred the case and shall be taken as and when request for taking up the case is received from PP.

266.15 Addendum to Environment Impact Assessment Report for Modification and Expansion of Group Housing Project “Atharva at Sector 109, Village Pawala Khusrupur, Gurugram, Haryana by M/s Raheja Developers Limited

Project Proponent : Sh.Yagna Brahaman
Consultant : Not Present

The case was taken up for appraisal in the 170th meeting of the SEAC held on 07.06.2018 for approval of Terms of Reference under violation Notification dated 14.03.2017 and 08.03.2018 respectively.

The Term of References were approved by SEIAA in its 115th Meeting, conveyed vide letter dated 07.08.2018. The Project Proponent submitted the EIA Report on 04.04.2019 and the case was taken up in 180th meeting in SEAC and PP presented his project but unable to produce any evidence about the prosecution launched by any competent authority as recommended by the SEAC in its earlier 170th meeting.

Thereafter, the SEAC decided that the PP shall produce the evidence of prosecution launched by the competent authority before appraisal and file was sent back to SEIAA for taking the action as per the minutes of 170th meeting.

Thereafter, the case was taken up in 118th meeting of SEIAA, Haryana held on 12.06.2019 and Public consultation was exempted.

Thereafter, the case was taken up in 202nd meeting of the SEAC held on 30.08.2020 and recommended to SEIAA for grant of EC under Violation Category with an amount of Rs.26,70,400/- towards Remediation plan and Natural and Community Resource Augmentation plan to be spend within a span of three years.

The recommendation of SEAC was considered in 125th meeting of SEIAA held on 07.10.2020 and It was observed that the budgetary amount of Rs.26,70,400/- seems to be very less & certain activities mentioned under the Plan is on the periphery or inside the project which is not allowed as per guidelines. PP is under statutory obligation to provide the Budget of Augmentation and Remediation Plan outside area of Project to preserve Environment. The Budget for the Remediation Plan & Resource Augmentation Plan of the Project is to be as per the guidelines of “CPCB” given in this regard.

Further, the project proponent should submit a bank guarantee equivalent to the amount of remediation plan and Natural and Community Resource Augmentation Plan with the State Pollution Control Board and the quantification finalized by Regulatory Authority and the bank guarantee shall be deposited prior to the grant of environmental clearance and will be released after successful implementation of the remediation plan and Natural and Community Resource Augmentation Plan, and after the recommendation by regional office of the Ministry, State Expert Appraisal Committee and approval of the Authority.

After detailed discussions; the Authority decided to approve in principle on the submission of Re-calculated Budget for the “Remediation Plan, Natural & Community Resource Augmentation Plan.

The Case was again taken up in the 129th meeting of SEIAA held on 12.10.2021; the Authority decided to issue a Show-Cause Notice to the PP to submit bank guarantee within next 15 days failing which action under the various provisions of Environment (Protection) Act, 1986 would be taken.

The matter was again considered in the 135th meeting of SEIAA held on 25.01.2022 and the Authority observed that PP has not submitted the reply to “Show cause notice” nor submitted any bank-guarantee.

After detailed deliberations; the Authority decided to send the case to SEAC to recalculate the “Damage Assessment” & “Penalty” as per the provisions of SOP dated 07.07.2021 issued by MoEF& CC in regard to violation cases.

The case was taken up in 235th meeting, the PP requested vide letter dated 28.03.2022 for deferment which is considered and acceded by SEAC after discussion.

Now, the case was again taken up in 242nd Meeting of SEAC held on 24.06.2022. The reply of the Show Cause notice still not submitted by the PP nor submitted any Bank Guarantee. Further, neither PP nor consultant has appeared before the Committee and it has been decided that the case be deferred for submission of reply by PP and be taken up in next meeting.

The case taken up in 251st meeting of SEAC, Haryana held on 11.10.2022. During scrutiny of documents, it was observed that the prescribed scrutiny fee has not been deposited by the PP in this case. During the meeting, consultant appeared before the committee but PP has not attended. The committee after deliberation decided to send the case to SEIAA for directing project proponent to deposit prescribed scrutiny fees and reply of the Show Cause Notice issued by the SEIAA for submission of Bank Guarantee.

The recommendations of SEAC were taken up in the 149th meeting of SEIAA held on 08.11.2022.

The Authority after examination relevant record and due deliberations; observed that the **PP has not submitted required Scrutiny fee** in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021, besides this, PP has also not complied with the directions made in regard to submission of Bank Guarantee in the earlier sequence of proceedings in this case. The Authority unanimously feels that PP has not only shown scant concern, but utter defiance to the ongoing proceedings, despite adequate opportunity in this case. Therefore, the Authority decided to refer this case back to calculate the violations and damage caused to Environment by working out the remedial compensation and penalties within norms & scope of SoPs dated 07.07.2021 in the manner and methodology as employed in the case of M/s G.P. Realtors Pvt. Ltd in OA No. 976 of 2019, besides other relevant action as may be applicable and due in this case.

The case was taken up in 256th meeting held on 01.12.2022. PP has not appeared before the committee. The committee took it seriously and directed PP through their consultant to submit the reply of observations raised by SEIAA in 149th meeting. The PP shall also submit **scrutiny fee** as prescribed in Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021. The PP is directed to submit reply within 15 days, thereafter, the case shall be taken as and when reply of PP is received.

The case was taken up in 262nd meeting held on 14.03.2023. Neither PP nor any representative on his behalf has appeared before the committee to represent the case. The committee has taken a serious view in this regard and decided that PP may be given one more opportunity to appear before the SEAC to represent their project either themselves or through their authorized representative and shall also submit the relevant documents in support of their case.

The committee further decided to communicate the decision of committee to PP through their official email as well as speed post and deferred the case for next meeting.

The case was taken up in 266th meeting held on 28.04.2023. The PP appeared before the Committee and submitted a letter wherein it is stated that they were directed to deposit Bank Guarantee of Rs.39.00 Lacs to Haryana State Pollution Control Board but they are unable to deposit the same due to financial crunch and liquidity problems. It is further submitted in letter that they have been granted licences by Town & Country Planning Department during the Month of February, 2023 and their project is expected to launch by 31.07.2023 and requested to grant them permission to deposit Bank Guarantee by 31.08.2023.

The Committee held due deliberation on the request made by PP and decided that the case be sent to SEIAA for further necessary action. However, PP is also directed to submit **scrutiny fees** prescribed in Haryana Government, Environment & Climate Change Department Notification No.DE&CCH/3060 dated 14.10.2021.

266.16 EC of Revision & Expansion of Commercial Colony (6.79375 acres) in the revenue estate of Village Bajghera, Sector 114, Gurugram, Manesar, Haryana by M/s Chintels India Ltd

Project Proponent : Sh.Anil Sharma
Consultant : Grass Root Research Creation Pvt. Ltd.

The project was submitted to the SEIAA, Haryana vide online proposal SIA/HR/MIS/246115/2021 as per check list approved by the SEIAA/SEAC for obtaining Environmental Clearance under Category 8(a) of EIA Notification 14.09.2006. The PP submitted the scrutiny fee vide DD No. 508025, dated 14.12.2021 amount Rs.1,50,000/-in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021. Cost of the Project as mentioned in the APPLICATION FORM is at Rs. 201.01 Crore by the Project Proponent.

The case was taken up 233th meeting of SEAC, Haryana held on 18.01.2022 and case recommended to SEIAA for grant of EC.

The case was considered during 135th meeting of SEIAA held on 25.01.2022, the Authority observed some glaring mismatch of details with regard to the "Green Area" as mentioned in the EC letter & the office record, which created some doubts and foul play & mishandling of the record.

After detailed deliberations, Authority decided to constitute a Sub-committee headed by M.S SEIAA, Joint Director (Tech.), SEIAA and ADA to ascertain the factual position. The said Sub-committee submitted a detailed report on this issue on 22.11.2022.

The case was again taken up during **150th Meeting of SEIAA held on 25.11.2022** and the Authority after having gone through the details placed on the file, taking into the account the

recommendations of Appraisal Committee & further Report dated 22.11.2022 of the Sub-Committee, arrived at the following conclusions:

1. The Project Proponent has not deposited “**Scrutiny fee**” as per Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021). **PP has deposited Rs. 1,50,000/- instead of due & applicable Scrutiny Fee i.e. Rs. 2,00,000/- (less by Rs. 50,000/-)**
2. Upon perusal of relevant record pertaining to the Case, the Authority observed that as per the **Condition No. [g] of the Operational Phase** stipulated in the **original EC dated 20.02.2015**

“PP was required to maintain Green Area @30%of the Project Area”.

The Authority further observed that Green Area of 30% (as per the Original EC dated 20.02.2015) got reduced to 25% Green Area, when proposal for Expansion of the said project was appraised & finalized in the year 2018. This error might have struck, inadvertently or due to a typographical error, since, no reason have been recorded / placed on the file in regard to reduction of Green Area from the Original 30% Green Area to 25% Green Area.

As per the **Minutes of 115th Meeting of SEIAA held on 25.07.2018, details reproduced below :-**

Details	EC Granted/ Existing	Expansion	Proposed
Plot Area	25140.90 Sqmtr (6.21 Acres)	+2352.1 Sqmtr (0.58 Acres)	27493 Sqmtr (6.79 Acres)
Green Area	7542.27 Sqmtr (30%)	-669.02 Sqmtr	6873.25 Sqmtr (25%)

From the above, it is clear that upon Expansion, 2352.1 Sqmtr, was to be added to the pre-expansion plot area i.e. 25140.90 Sqmtr, so as to consider the **total plot area of the project at 27493 Sqmtr, (which was calculated correctly), but while calculating the green area the errors were made, as the green area was calculated on the pre-expanded area of the Project at 25140.90 Sqmtr and further, green area was reduced by 5% i.e. from 7542.27 Sqmtr (30%) to 6873.25 Sqmtr (25%).**

“Whereas the green area should have been calculated on 27493 Sqmtr (6.79 Acres) at 8247 Sqmtr. (30% Green Area) for the said Project”.

1. In view of the Govt. Notification No. 08/04/2021-ICI dated 01.06.2021 issued by Department of Urban Local Bodies, Haryana and subsequently Notification No. 391-ARIC-I-2021/6273 dated 25.11.2021 issued by Revenue & Disaster Management Department, Haryana; **Right of Way (RoW) for use of Revenue Rasta, is required to be obtained by the PP from the Competent Authority.**
2. Since, the present Proposal has been applied for **“Revision and Expansion”;** before proceeding further, Certified Compliance Report from the Regional Officer, Action Taken Report by the PP and the detailed commentary of the SEAC on both is required.
3. Clarification regarding Status of Sewerage Permission for the disposal of treated water is required.

After detailed discussions and deliberations, the Authority decided to refer back this case to SEAC with the directions to re-look into the above made observations, carefully alongwith any other deficiency / lapses come into their notice.

Thereafter, the case was taken up 257th meeting of SEAC, Haryana held on 21.12.2022. PP submitted the reply of the observations raised in 150th meeting of SEIAA. The reply filed by the PP

was discussed thoroughly by the committee and observed that the reply was incomplete. The PP was directed to submit the complete/revised reply as per the observations raised by SEIAA. The committee deferred the case and shall be taken up on receipt of complete reply.

The case was taken up in 262nd meeting held on 14.03.2023 but the case was deferred on request of PP.

The case was taken up in 266th meeting held on 28.04.2023. The PP submitted the reply of observations raised in 257th meeting vide letter dated 25.04.2023 as under:

S.No.	Queries	Reply
1.	The Project Proponent has not deposited " Scrutiny Fee " as per Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021). PP has deposited Rs.1,50,000/- instead of due & applicable Scrutiny Fee i.e. Rs. 2,00,000/-(less by Rs. 50,000/-).	We have deposited 2,00,000/- "Scrutiny fee" as per Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021). Demand draft of 1,50,000/- & 50,000/- is attached as Annexure I .
2.	Upon perusal of relevant record pertaining to the Case, the Authority observed that as per the Condition No. [g] of the Operational Phase stipulated in the original EC dated 20.02.2015. "PP was required to maintain Green Area @30% of the Project Area".	We have provided Green Area @30% of the Project Area. Landscape plan is attached as Annexure II .
3.	In view of the Govt. Notification No. 08/04/2021-ICI dated 01.06.2021 issued by Department of Urban Local Bodies, Haryana and subsequently Notification No. 391-ARIC-I-2021/6273 dated 25.11.2021 issued by Revenue & Disaster Management Department, Haryana; Right of Way (RoW) for use of Revenue Rasta, is required to be obtained by the PP from the Competent Authority.	We have applied for Right of Way (RoW) for the use of Revenue Rasta and it is under process. The document will be provided before the SEAC meeting.
4.	Since, the present Proposal has been applied for "Revision and Expansion"; before proceeding further, Certified Compliance Report from the Regional Officer, Action Taken Report by the PP and the detailed commentary of the SEAC on both is required.	Certified Compliance Report from the Regional Officer is attached as Annexure III .
5.	Clarification regarding Status of Sewerage Permission for the disposal of treated water is required.	Sewerage Permission for the disposal of treated water is attached as Annexure IV .

After due deliberation, the committee observed that reply submitted by PP as incomplete. Therefore, the PP was asked to submit the reply of following observations:

1. The PP shall prepare a chart giving time schedule, the longitude/latitude of green area with geo-tagging of green area.
2. The PP shall submit the list of species to be planted in green area.

3. The PP shall submit the latest status of permission regarding Revenue Rasta from Competent Authority as observation raised by SEIAA while sending back the case to SEAC.

The PP was asked to submit reply of above mentioned observations within 15 days and the case shall be taken up after receipt of reply from PP.

266.17 EC for Revision & Expansion of Commercial Plotted Colony at Village Bhatola, Faridabad, Haryana by M/s Omaxe World Street Private Limited

Project Proponent : Not Present
Consultant : Not Present

The Project Proponent submitted the case to the SEIAA vide online Proposal No.SIA/HR/MIS/72460/2022 dated 21.02.2022 as per check list approved by the SEIAA/SEAC for obtaining EC under category 8(a) of EIA Notification dated 14.09.2006.

The case was considered in 237th meeting of SEAC held on 13.04.2022 but the PP requested in writing vide letter dated 13.04.2022 for the deferment of the case and to consider the case in the next meeting which was considered and acceded by the SEAC. The committee conveyed that certified compliance report shall be submitted before the case is taken up in SEAC meeting.

The case taken up in 242nd Meeting of SEAC. PP still did not furnish Certified Compliance Report. A request has been made through Consultant to defer the case.

The Committee discussed the case at length and acceded with the request. The case is deferred and be taken up in next meeting.

Thereafter, the case was taken up in 245th meeting held on 26.07.2022. The consultant appeared before the committee and requested to defer the case as the CCR of the project could not be obtained till date. The committee acceded with the request of PP and deferred the case.

The case was taken up in 250th meeting of SEAC, Haryana but the case was deferred on request of PP.

Thereafter, the case was taken up in 260th meeting held on 08.02.2023. However, the case was deferred on the request of PP.

The case was taken up in 266th meeting held on 28.04.2023. However, PP requested vide letter dated 27.04.2023 in this case Certified Compliance Report has not been obtained so far and further requested to keep their case in abeyance. The committee acceded with the request of PP and decided to keep the case in abeyance and shall take up the case only after the receipt of request of PP, in this regard.

266.18 EC for Revision in Commercial Colony Project at Village Gurugram, Sector 104, Gurugram, Haryana by M/s Value Buildcon Pvt Ltd

Project Proponent : Sh.Vikas Kumar
Consultant : Grass Root Research Creation Pvt. Ltd.

The Project Proponent submitted the case to the SEIAA vide online Proposal No. SIA/HR/MIS/233526/2021 dated 31.03.2022 as per check list approved by the SEIAA/SEAC for obtaining EC under category 8(a) of EIA Notification dated 14.09.2006.

The case was considered in 237th meeting of SEAC held on 12.04.2022 recommended case to SEIAA for grant of EC. PP submitted the scrutiny fee amounting to Rs.2,00,000/- vide DD No. 006050 dated 12.11.2021.

The recommendation of SEAC was taken up 141st meeting of SEIAA held on 24.05.2022 and after due deliberations; Authority decided to refer back this case to SEAC with following observations;

1. Validity of licence.
2. Certified compliance report not submitted.

Case taken up in 243rd and 245th Meeting of SEAC. However, case was deferred as Certified Compliance Report was not submitted in this case.

The case taken up in 251st and 260th meeting of SEAC, Haryana held on 11.10.2022 and 08.02.2023 but deferred on request of the PP.

The case was taken up in 266th meeting held on 28.04.2023. PP submitted the reply vide email dated 25.04.2023 of observations raised by SEIAA in its 141st meeting as under:

S.No.	Queries	Reply
1.	The recommendation of SEAC was taken up 141 st meeting of SEIAA held on 24.05.2022 and after due deliberations; Authority decided to refer back this case to SEAC with following observations; a) Validity of license b) Certified compliance report not submitted	a) The copy of License and renewal of License is enclosed as Annexure-I . b) We applied for Certified Compliance report. It is expected to receive within 2-3 days. We will submit the same before the meeting. The request letters submitted to the concerned departments are enclosed for your reference as Annexure-II (a) & II (b)

However, committee found the reply was incomplete and further raised following observations:

1. PP shall submit as well as circulate Certified Compliance Report of previous EC alongwith its ATR to all the Members of SEAC.
2. PP shall submit proof of request/correspondence made with Integrated Regional Office, MoEF&CC or HSPCB for obtaining CCR.

The committee asked the PP to submit reply of observations within 15 days and deferred the case for the next meeting.
