



Government of India

Ministry of Environment, Forest and Climate Change
(State Environment Impact Assessment Authority)
(SEIAA), RAJASTHAN



E-mail.: seiaams2021@gmail.com

No. F.8(5)/EIA/Env. /2006-VI.

Dated: 30 APR 2026

AMENDMENT IN MEETING MINUTES

The proposal pertaining to the grant of Terms of Reference (ToR) for a Commercial Project under the violation category with Net Plot Area of 5,460.51 Sq.m. and Total Gross Built-Up Area of 31,870.30 Sq.m., located at Khasra No. 225, Village Sushilpura, Ajmer Road, Tehsil Jaipur, District Jaipur-302006, Rajasthan (**Proposal No. 456757**), was considered in the table agenda of the meeting held on 30.04.2026 of the State Environment Impact Assessment Authority; after detailed deliberations, the Authority decided that the following amendment is hereby made in the minutes of the 5.189th (Part-1) Meeting of the Authority issued vide letter no. F.8(5)/EIA/Env./2006-VI dated 23.04.2026.

S.No.	As per Issued Minutes dated 23.04.2026	Amended Minutes
1.	Serial No. 1: 5.189 th (Part-1) Minutes of Meeting of SEIAA dated 17.04.2026.	Serial No. 1: 5.189 th (Part-1) Minutes of Meeting of SEIAA issued dated 23.04.2026.

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The committee noted that the instant case falls under violation category. The committee took note of OM dated 18.11.2025 of MoEF&CC which states that;

"In this regard, based on the above judgement dated 18/11/2025 and to ensure compliance of the last effective interim order dated 19/02/2025 passed by the Hon'ble Supreme Court in W.P. 1394/2023 titled Vanashakti vs. Union of India and connected matters, the Ministry hereby directs that,

a. All violation cases pending as per the provisions of the OM dated 07/07/2021 as on 02/01/2024 (i.e. till the stay was imposed by the Hon'ble Supreme Court in W.P. 1394/2023 titled Vanashakti vs. Union of India) may be processed. For the State of Tamil Nadu, only those projects which are pending as per the provisions of the OM dated 07/07/2021 as on 15/07/2021(i.e. till the stay was imposed by the Hon'ble Madras High Court in W.P. (MD) No. 11757 of 2021 titled Fatima vs. Union of India) shall be processed. However, in both the above mentioned scenarios, the final order granting approval shall not be issued till further orders of the Hon'ble Supreme Court.

The Authority noted that the instant proposal falls under the violation category and deliberated upon the provisions of the OM dated 20.01.2026 issued by the Ministry of Environment, Forest and Climate Change, in compliance with the interim orders of the Hon'ble Supreme Court in the matter of Vanashakti vs. Union of India & connected cases.

The Authority further noted that the proposal for grant of Terms of Reference (ToR) was filed on 27.12.2023, i.e., prior to 02.01.2024, The State Expert Appraisal Committee (SEAC-1) had recommended the grant of ToR under the violation category with applicable standard and additional conditions. However, the matter was discussed with officials of the IA Division, MoEF&CC, also it was observed that granting ToR at this stage may lead to initiation of the Environmental Clearance (EC) process and therefore, the EIA and EMP may be required to modified later point of time. MoEF&CC vide its O.M. dated 20.01.2026, stated that:

"In this regard, based on the above judgement dated 18/11/2025 and to ensure compliance of the last effective interim order dated 19/02/2025 passed by the Hon'ble Supreme Court in W.P.

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b. All violation cases pending under S.O.804 dated 14/03/2017 shall be processed but the final order granting approval shall not be issued till further orders of the Hon'ble Supreme Court."

The committee deliberated on all above points and recommended that the application for ToR by the PP was filed on 27.12.2023 i.e before 02.01.2024 and therefore, case may be processed but the final order granting approval shall not be issued till further orders of the Hon'ble Supreme Court." And, that if there will be further direction received regarding violation SOP, the PP shall submit the compliance in SEIAA.

The committee recommended to grant ToR to the Commercial Project **under "Violation Category"** with Net Plot Area of 5,460.51 Sq.m and total Gross Built Up Area (BUA) 31,870.30 Sq.m. subjected to the standard and additional conditions.

The Authority accepted the recommendations along with the additional conditions submitted by SEAC and decided to **grant ToR under violation** to this proposal. The ToR shall be subject to revision or modification in light of any subsequent orders, directions, or clarifications issued by

1394/2023 titled *Vanashakti vs. Union of India* and connected matters, the Ministry hereby directs that,

a. All violation cases pending as per the provisions of the OM dated 07/07/2021 as on 02/01/2024 (i.e. till the stay was imposed by the Hon'ble Supreme Court in W.P. 1394/2023 titled Vanashakti vs. Union of India) may be processed. For the State of Tamil Nadu, only those projects which are pending as per the provisions of the OM dated 07/07/2021 as on 15/07/2021 (i.e. till the stay was imposed by the Hon'ble Madras High Court in W.P. (MD) No. 11757 of 2021 titled Fatima vs. Union of India) shall be processed. However, in both the above mentioned scenarios, the final order granting approval shall not be issued till further orders of the Hon'ble Supreme Court.

b. All violation cases pending under S.O.804 dated 14/03/2017 shall be processed but the final order granting approval shall not be issued till further orders of the Hon'ble Supreme Court."

The committee deliberated on all above points and recommended that the application for ToR by the PP was filed on 27.12.2023 i.e before 02.01.2024 and therefore, case may be processed but the final order granting approval


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<p>the Hon'ble Supreme Court or the competent authority.</p>	<p>shall not be issued till further orders of the Hon'ble Supreme Court.”</p> <p>And, that if there will be further directions received regarding violation SOP, the PP shall submit the compliance to SEIAA, which could be based on the outcome of the forthcoming judgment of Hon'ble Apex Court.</p> <p>In view of the above, and to ensure alignment with the anticipated directions of the Hon'ble Supreme Court, the Authority in supersession of the earlier decision, decided to keep the issuance of Terms of Reference (ToR) to the <u>instant proposal on hold till further</u> judgement of Hon'ble court or further direction of MoEF&CC.</p> <p>The proposal shall be reconsidered upon issuance of the Hon'ble Supreme Court's order or any further orders/directions/clarifications issued by the MoEF&CC or other competent authority.</p>
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Meeting ended with vote of thanks to the Chair.


(Sh. Manphool Singh)
Member, SEIAA


(Vijai N.)
Member Secretary, SEIAA


(Sh. Munish Kumar Garg)
Chairman, SEIAA