

**State Environment Impact Assessment Authority (SEIAA),**  
**Haryana**

**Minutes of 158<sup>th</sup> Meeting of State Environment Impact Assessment Authority (SEIAA), Haryana, held on 02.06.2023 & 03.06.2023, under the Chairmanship of Sh. Sameer Pal Srow, IAS (Retd.), Chairman, SEIAA, Haryana at Bay's No. 55-58, 1<sup>st</sup> Floor, Paryatan Bhawan, Sector-2, Panchkula, Haryana.**

---

**List of Participants**

1. **Prof. R. Baskar,** **Expert Member, SEIAA**  
FGGS School of Sciences.  
IGNOU, Delhi  
  
(Attended the 158<sup>th</sup> Meeting through “VC”)
  
2. **Shri Pardeep Kumar, IAS** **Member Secretary, SEIAA**  
Director, Environment & Climate Change  
Department, Haryana

At the outset, the Chairman, State Environment Impact Assessment Authority (SEIAA), (hereinafter refer to as, The Authority), welcomed the Members and requested the Member Secretary to give a brief background of the Items, listed in the Agenda Note of 158<sup>th</sup> meeting, being held today i.e. on 02.06.2023 & later on 03.06.2023.

**“Minutes of the 157<sup>th</sup> Meeting of SEIAA held on 10.05.2023 & 11.05.2023 are “CONFIRMED” as part of the proceedings of 158<sup>th</sup> Meeting”.**

Agenda Items as listed in 158<sup>th</sup> Meeting of SEIAA were discussed and the following decisions were taken:

**Item No. 158.01: Environment Clearance for Common Bio-Medical Treatment Facility (CBWTF) at Village Shahpur, District Jind, Haryana by M/s Divya Waste Management Company.**

1.	Proposal	Grant of New EC
2.	Project Proponent	M/s Divya Waste Management Company.
3.	Category of the Project	7(da)
4.	Project Cost	<b>₹ 1.10 Crore</b> , as per Form (I & IA).
5.	Project Consultant	M/s Ind Tech House Consult
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0174 <b>Valid upto : 02-08-2023</b> )

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/413174/2023 dated 04.01.2023** for Grant of Environmental Clearance (EC) under Category 7(da) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 50,000/- vide DD No. 111876 dated 20.04.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 259<sup>th</sup> meetings of SEAC held on 19.01.2023 and the Appraisal Committee (SEAC), recommended the Project to SEIAA for Grant of Environment Clearance.*

**Findings and Decision of THE AUTHORITY (SEIAA):**

Earlier, the case was considered during 153<sup>rd</sup> meeting of SEIAA held on 15.02.2023; wherein, it was decided that Member Secretary, SEIAA shall request the Member Secretary, Haryana State Pollution Control Board (HSPCB) to constitute a Sub-committee having a representative from HSPCB, Head quarter and the Concerned Regional Officer, HSPCB of the area to carry out the Site Inspection and submit a detailed report.

Now, the Report from the Haryana State Pollution Control Board has been received & presented before the Authority. As per the report,

*“That the above said unit was earlier operating its CBWTF at village Kandela, Jind which has been permanently closed and has vacated the site by dismantled its building, plant and Machinery. The unit has submitted application to SEIAA for Environment Clearance for shifting of their CBWTF Plant to its new site at Village Shahpur, Jind. The above said unit have constructed boundary wall for demarcation at its new site at Village Shahpur, Jind and no other activity was noticed at its new site”.*

The instant case was taken up during 158<sup>th</sup> Meeting of SEIAA, Haryana held on 02.06.2023, upon perusal of documents, discussions alongwith recommendations made by the Appraisal Committee (SEAC), the Authority observed as under:

1. **That Project Proponent, who was one of the Appellant before the Hon’ble NGT in Appeal No. 63 of 2012, (in the case of Haat Supreme Wastech Pvt. Ltd. & Ors Versus State of Haryana & Others), got directions vide Order dated 28.11.2013 in the said case as under:**

XXXXXXXXXX.....

35. *For the reasons afore-stated, we sustain the objection taken by the respondents concerned and hold that the bio-medical waste treatment plants are required to obtain environmental clearance in terms of Entry 7(d) of the Notification of 2006, Having recorded the above finding, while keeping these petitions pending, we direct all the appellants and the respondents (project proponents) to obtain environment clearance in terms of site location, potential environmental impacts and proposed environmental safeguards from MoEF in accordance with law. If such applications are filed before MoEF, the same shall be dealt with and disposed of expeditiously.*

..... XXXXXXXXXXXX.

2. Subsequently, MOEF & CC, GOI, vide Notification No. 1142 (E) dated 17<sup>th</sup> April, 2015, necessitated the requirement of obtaining Environment Clearance for the activities categorized under Category 7(da), for Bio-Medical Waste Treatment Facilities.

Whereas, the Project Proponent was required to obtain Environment Clearance for the Project under category 7(da) within the meaning & scope of EIA Notification dated 14.09.2006.

Whereas, upon perusal of documents and hearing the pleadings of the Project Proponents, the Authority arrived at a conclusion that inordinate delay has occurred in

compliance of the orders of Hon'ble NGT dated 28.11.2013 and subsequent compliance of Notification dated 17.04.2015.

Whereas, the Project Proponent has later applied for Grant of Environment Clearance for the said project after a long gap, which otherwise amounts to non-compliance of the required provisions of EIA Notification dated 14.09.2006.

The Authority after due deliberations, decided to consider the proposal & recommendations of the Appraisal Committee (SEAC) i.e. **to Grant of Environment Clearance for the said Project.** This is despite the fact that Project Proponent has failed to explain the inordinate delays to comply with the orders dated 28.11.2013, of the Hon'ble NGT (**in Appeal No. 63 of 2012**) and later Notification dated 17.04.2015, to which he although opted to follow, later, by filing an Application for seeking Environment Clearance.

After having considered all relevant aspects in the said case, the **Authority deemed it appropriate to "GRANT ENVIRONMENT CLEARANCE" for the Project.** However, the act of non-compliance & delay in responding to the relevant provisions, cannot be compromised and put under the carpet, therefore, **the Authority also decided to impose a Penalty of Rs. 5,00,000/- under EIA Notification dated 14.09.2006 / within the scope & meaning of Section 5 of the Environment (Protection) Act, 1986.**

**The Authority further directs the Project Proponent to deposit the said Penalty within 30 days, in accordance with the directions issued by MOEF & CC, GOI vide Office Memorandum No. F.No. IA3-22/30/2022-IA.III(182415) dated 28.07.2022.**

**Failing which, proceedings under Section 5 of the Environment (Protection) Act 1986, may be initiated for withdrawal of Environment Clearance, so Granted for the Project.**

**Accordingly, the case is disposed of.**

**Item No. 158.02: Environment Clearance for Modernization of existing Common Bio-Medical Waste Treatment Facility (CBWTF) located at Khasra No. 43/114-15/1672 Village & Post Hetampura, District Bhiwani, Haryana by M/s Maruti Bio Medical Waste Plant.**

1.	Proposal	Grant of New EC
2.	Project Proponent	<b><u>M/s Maruti Bio Medical Waste Plant.</u></b>
3.	Category of the Project	7(da)
4.	Project Cost	<b><u>₹ 43.24 Lakh,</u></b> in the Form (I & IA).
5.	Project Consultant	M/s Gaurang Environmental Solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	((No. NABET/EIA/2023/RA 0192 (Rev.02) <b>Valid upto : 07-12-2023)</b> )

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/412187/2022 dated 27.12.2022** for Grant of Environmental Clearance (EC) under Category 7(da) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 50,000/- vide DD No.185258 dated 28.10.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 259<sup>th</sup> meetings of SEAC held on 19.01.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

Earlier, the case was considered during **153<sup>rd</sup> meeting of SEIAA held on 15.02.2023**; wherein, it was decided that Member Secretary, SEIAA shall request the Member Secretary, Haryana State Pollution Control Board (HSPCB) to constitute a Sub-committee having a representative from HSPCB, Head quarter and the Concerned Regional Officer, HSPCB to carry out the Site Inspection and submit a detailed report.

**Vide** letter dated 30.05.2023, Haryana State Pollution Control Board has intimated that :

*“Unit has applied for Grant of Environment Clearance (EC) for carrying out modernization in the existing Common Bio-Medical Waste Treatment Facility (CBWTF) at Khasra No. 43/114-15/1672 Village & Post Hetampura, District Bhiwani, Haryana”.*

The instant case was taken up during 158<sup>th</sup> Meeting of SEIAA, Haryana held on 02.06.2023, upon perusal of documents, discussions alongwith recommendations made by the Appraisal Committee (SEAC), the Authority observed as under:

**1. That Project Proponent, who was one of the Appellant before the Hon’ble NGT in Appeal No. 63 of 2012, (in the case of Haat Supreme Wastech Pvt. Ltd. & Ors Versus State of Haryana & Others), got directions vide Order dated 28.11.2013 in the said case as under:**

XXXXXXXXXX.....

**35. *For the reasons afore-stated, we sustain the objection taken by the respondents concerned and hold that the bio-medical waste treatment plants are required to obtain environmental clearance in terms of Entry 7(d) of the Notification of 2006, Having recorded the above finding, while keeping these petitions pending, we direct all the appellants and the respondents (project proponents) to obtain environment clearance in terms of site location, potential environmental impacts and proposed environmental safeguards from MoEF in accordance with law. If such applications are filed before MoEF, the same shall be dealt with and disposed of expeditiously.***

..... XXXXXXXXXXXX.

**2. Subsequently, MOEF & CC, GOI, vide Notification No. 1142 (E) dated 17<sup>th</sup> April, 2015, necessitated the requirement of obtaining Environment Clearance for the activities categorized under Category 7(da), for Bio-Medical Waste Treatment Facilities.**

Whereas, the Project Proponent was required to obtain Environment Clearance for the Project under category 7(da) within the meaning & scope of EIA Notification dated 14.09.2006.

Whereas, upon perusal of documents and hearing the pleadings of the Project Proponents, the Authority arrived at a conclusion that inordinate delay has occurred in compliance of the orders of Hon’ble NGT dated 28.11.2013 and subsequent compliance of Notification dated 17.04.2015.

Whereas, the Project Proponent has later applied for Grant of Environment Clearance for the said project after a long gap, which otherwise amounts to non-compliance of the required provisions of EIA Notification dated 14.09.2006.



The Authority after due deliberations, decided to consider the proposal & recommendations of the Appraisal Committee (SEAC) i.e. **to Grant of Environment Clearance for the said Project.** This is despite the fact that Project Proponent has failed to explain the inordinate delays to comply with the orders dated 28.11.2013, of the Hon'ble NGT (in **Appeal No. 63 of 2012**) and later Notification dated 17.04.2015, to which he although opted to follow, later, by filing an Application for seeking Environment Clearance.

After having considered all relevant aspects in the said case, the **Authority deemed it appropriate to "GRANT ENVIRONMENT CLEARANCE" for the Project.** However, the act of non-compliance & delay in responding to the relevant provisions, cannot be compromised and put under the carpet, therefore, **the Authority also decided to impose a Penalty of Rs. 5,00,000/- under EIA Notification dated 14.09.2006 / within the scope & meaning of Section 5 of the Environment (Protection) Act, 1986.**

**The Authority further directs the Project Proponent to deposit the said Penalty within 30 days, in accordance with the directions issued by MOEF & CC, GOI vide Office Memorandum No. F.No. IA3-22/30/2022-IA.III(182415) dated 28.07.2022.**

**Failing which, proceedings under Section 5 of the Environment (Protection) Act 1986, may be initiated for withdrawal of Environment Clearance, so Granted for the Project.**

**Accordingly, the case is disposed of.**

**Item No. 158.03: Environment Clearance for Development of Resort at Village Abheypur Sohna, Gurgaon, Haryana by M/s Prominent Propbuild LLP.**

1.	Proposal	<u>Grant of New EC</u>
2.	Project Proponent	<u>M/s Prominent Propbuild LLP</u>
3.	Category of the Project	8(a)
4.	Project Cost	<u>₹ 156 Crore.</u> as per Form (I & IA).
5.	Project Consultant	M/s Perfect Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/1922/SA 0143 Valid upto : 28-08-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/410414/2022 dated 14.12.2022** for Grant of Environmental Clearance (EC) under Category 8 (a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 023382 dated 28.11.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 258<sup>th</sup> meetings of SEAC held on 03.01.2023 and SEAC recommended the Project to SEIAA for Grant of Environment Clearance.*

**Findings and Decision of THE AUTHORITY (SEIAA):**

Earlier, the case was considered during 152<sup>nd</sup> meeting of SEIAA held on 25.01.2023; wherein, a sub-committee was constituted to verify the actual status on Ground level (activity, utilization of Water, Availability of the same, besides verification of the site plans.

**The sub-committee visited the project site and submitted its report stating that there is no construction activity at the project site. HSVP has assured for supply of Water as demanded by the Project Proponent.**

Now, the matter was again taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**



After perusing the details placed on file alongwith considering the recommendations of the Appraisal committee as well as Site Inspection Report of the Subcommittee, **the Authority decided to “GRANT ENVIRONMENT CLEARANCE” to the Project Under category 8 (a) within the scope and Meaning of EIA Notification dated 14.09.2006 with the following conditions:**

1. PP shall develop & maintain **25% of the Plot area as Green Area i.e. 11605 Sqms** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.
4. PP shall ensure adequate space and slots all around the complex, for the smooth & free movements of fire tenders / ambulances etc in case of emergent situations.

**Accordingly, the case is disposed of.**

**Item No. 158.04: ToR (under violation category) for Expansion of Five Star Project at Village Ghamroj, Sohna Road, Tehsil Sohna, District Gurgaon, Haryana M/s Creative Buildwell Private Limited.**

1.	Proposal	<u>Grant of Expansion in EC</u>
2.	Project Proponent	<u>M/s Creative Buildwell Private Limited</u>
3.	Category of the Project	8(a)
4.	Project Consultant	Eco Paryavaran Laboratories and Consultants Pvt. Ltd.
5.	NABET, ACCREDITATION	(No. NABET/EIA/2223/SA 183 Valid upto : 17-12-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIS/81570/2022 dated 02.08.2022** for **Approval of ToR (under violation)** within the scope & meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,00,000/- vide DD No. 501304 dated 10.08.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The case was taken up during 248<sup>th</sup> meeting of SEAC held on 06.09.2022. The PP along with consultant appeared before the committee and presented the case and submitted following information: The Committee discussed the case under violation category and after detailed deliberations on the information presented by the project proponent, unanimously decided to **recommend the case to SEIAA for Grant of Terms of Reference (under violation) for undertaking EIA and preparation of Environment Management Plan (EMP).***

**Findings and Decision of THE AUTHORITY (SEIAA):**

Earlier, the matter was again taken up during **152<sup>nd</sup> meeting of SEIAA held on 24.01.2023.**

The Authority after having gone through the relevant records, perusal of Site Inspection Reports dated 05.07.2014 and 10.01.2023 of the Sub-Committees along-with communication dated 28.06.2022/29.06.2022 on behalf of Project Proponent and further, upon considering the recommendations of the Appraisal Committee, observed as under:

1. That Project Proponent initially applied for grant of EC vide application dated **25.11.2010 and 20.11.2012. During 104<sup>th</sup> Meeting of SEAC held on 13.05.2014**, certain observations were communicated to PP as part of the proceedings. PP failed to respond and comply with the observations. Thereafter, SEAC decided to constitute a Sub-committee to inspect the project site to verify the status of Construction. Accordingly, the Sub-committee visited the **project site on 05.07.2014** and submitted its Report.
2. **That, the Site Inspection Report of the Sub-committee was considered during 112<sup>th</sup> meeting of SEAC held on 19.09.2014; wherein it was revealed that this is a case of Proven Violation; hence, the case was recommended to SEIAA to initiate Prosecution on account of violations.**
3. That, the recommendation of SEAC was considered during 76<sup>th</sup> meeting of SEIAA held on 14.10.2014 and the case was recommended to Principal Secretary, Environment Department, Haryana to issue directions under section 5 of EP Act, 1986 against the Project Proponent in respect of violations.
4. That, thereafter, the case remained pending for long period of time with the Appraisal Committee as the Project Proponent had failed to comply/respond to the observations raised by SEAC. Thereafter, a Sub-committee was constituted comprising of Sh. S. N. Mishra and Shri Hitender Singh, Member SEAC; but Sub-committee could not visited the project site due to expiry of the Terms of the Authority. Case was again taken up during 139<sup>th</sup> meeting of SEIAA held on 18.04.2022; wherein it was decided to de-list the proposal in view of OM dated 18.11.2020 being an old and dormant case, as no response/replies were coming forward from the Project Proponent.
5. That Project Proponent all of a sudden on 02.08.2022, came out of hibernation (almost after 12 years) and again applied for TOR under Violation Category for the said project for Built up area of 38,218.65 Sqmtrs (Page No. 9 and 10). The case was considered during 248<sup>th</sup> meeting of SEAC held on 06.09.2022 and recommended to SEIAA for Approval of **Terms of Reference (ToR) under Violation Category.**
6. That the recommendations of SEAC were considered in 145<sup>th</sup> meeting of SEIAA held on 09.09.2022; wherein a Sub-committee was constituted to verify the actual

status/position of Construction at the project site. The sub-committee visited the project site and submitted its report with the following remarks:

“No construction activity is going at the project site at present. It seems that work in abandoned since long. Now, PP applied under violation category as till date EC has not been obtained, although, part construction has been done at site out of total approved built up area of 38218.65 Sqmts”.

7. That the Authority observed that obdurate/unyielding attempt have been made by the PP to mislead the Authority by concealing the factual status of the Project. Whereas, upon perusal of details/record placed on the file clearly indicates that PP has voluntarily admitted the scope of violations and made to represent the case on the basis of incorrect details. The Authority, further, observed that the application dated 02.08.2022 and the Reports of the Two Sub-committees along-with communication of PP with DTCP vide letter dated 10.01.2014 clearly establishes that Project has been started without obtaining EC and completed 11 floors and basements. This amounts to clear violation under the scope and meaning of EIA Notification dated 14.09.2006 and calls for action under the scope and meaning of SoPs dated 07.07.2021 (to workout penalty and Environmental Compensation).

**In view of the discussions made above, the Authority decided to proceed to take further necessary action regarding Penalty and Environmental Compensation within the scope & meaning of EIA Notification dated 14.09.2006 & SOPs dated 07.07.2021 (by exercising powers under the scope and meaning of Section 5 of Environment (Protection), Act 1986 i.e. to make, directions) along with the observations made by the Hon'ble Courts in the below mentioned Cases:**

1. Hon'ble Supreme Court of India in Civil Appeal No. 2435 of 2019 titled as Keystone Realtors Pvt. Ltd Versus Shri Anil V Tharthare & Ors.
2. Hon'ble NGT in Appeal No. 122/2018 titled as Anil Tharthare Versus The Secretary, Env't. Dept. Govt. of Maharashtra & Ors.
3. Original Application No. 1017/2018 titled as Shashikat Vithal Kamble Versus Union of India & Ors.

**Penalty & Environmental Compensation Cost for the violations is hereby calculated as under:**

Sr. No.	Particular	Cost in Rs. In (lacs)	% age
1	Project Construction Cost of the area involved under violation i.e. <b>38218.65 Sqmtrs</b> (411382 Sqfts x ₹ 4950 i.e. average construction cost per Sqft)	₹ 204 Crore approx. & same is <b>revised to ₹ 221.07 Crore</b> (in view of the cost of land & other activities like license fees /EDC / IDC etc. forming the cost of the Project).	
		<b>Thus, Total Cost of the Project is assessed at ₹ 221.07 Crore (Approx).</b>	
2	1% Penalty as per SOP 7 <sup>th</sup> July 2021, Clause No 12.a (ii) on Rs 221.07 Crore	₹ 221.07	1 %
3	0.25% Penalty as per SOP 7 <sup>th</sup> July 2021, Clause No 12.a (ii) on Rs 221.07 Crore	<u>Not applicable, since project is not completed and no, OC has been obtained</u>	<u>Not applicable, since project is not completed and no, OC has been obtained</u>
4	Environmental Compensation Cost	₹ 442.14	2 %
	<b>Total Amount</b>	<b>₹ 663.21</b>	

**The Project Proponent to pay :**

(a) Penalty	:	₹ 221.07 Lakh
(b) Environmental Compensation Cost	:	₹ 442.14 Lakh
<b>Total</b>	<b>:</b>	<b>₹ 663.21 Lakh</b>

It is relevant to mention that Hon'ble NGT vide Order dated 21.10.2022 in OA No. 976/2019 & M.A. No. 74/2022 (Gurinder Singh & Ors Versus Union of India & Ors.) and Order dated 11.11.2022 in O.A. No. 10 of 2021 & I.A. No. 282 of 2022 (Sanjay Kumar Versus Union of India & Ors.), made directions that PENALTY & ENVIRONMENTAL COMPENSATION COST recovered from Project Proponent on account of Violations / Non- compliances "is to be utilized for RESTORATION, PROTECTION & CONSERVATION of Environment through State/ District Environment Plans".

In view of the above, the Authority may direct the Project Proponent to deposit the PENALTY & ENVIRONMENTAL COMPENSATION COST, so assessed in the said case i.e. **₹ 663.21 Lakh** within **30 days** from the date of Order in accordance with the directions issued by MOEF & CC, GOI vide Office Memorandum No. F.No. IA3-22/30/2022-IA.III(182415) dated 28.07.2022.

On receipt of PENALTY & ENVIRONMENTAL COMPENSATION COST, so assessed in the said case i.e. **₹ 663.21 Lakh**, the Proposal for Approval of Terms of Reference (ToR) shall be taken up for further consideration by the Authority.

In case of failure to comply with the above, action under Section 5 of the Environment (Protection) Act, 1986 will be initiated, (including demolition of the structure as may be required at the risk and cost of the Project Proponent) without any further notice along with considering to de-list the Project.

Thereafter, the Project Proponent made a re-presentation before the Authority and submitted that the Actual Construction at the Project site is less than the requisite permission i.e. 20,000 Sqm.

Accordingly, a Sub-committee was constituted to verify the actual status of construction at the project site. The submitted committee visited the project site and submitted its report to the Authority.

Now, the matter was again taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023. After due deliberations, the Authority decided to defer the case due to the followings:**

1. Why did Project Proponent applied under Violation Category, when there was no violation / non-compliance ?
2. Reports of all the Sub-committee's right from the beginning i.e. from 2014 to 2023 are not at harmony and unanimous.
3. The latest report of the Sub-committee emphasized/ suggested that the actual dimensions & size of the structure may be got measured from the Expert Agency / Department i.e. Town & Country Planning Department, Haryana as the Sub-committee holds no expertise in this regard.



4. M.A. (Miscellaneous Application) No. 28 of 2023 in OA No. 215 of 2022 is pending before the Hon'ble NGT and likely to be listed on 01.08.2023. Therefore, the Authority deemed it appropriate to wait for the outcome of the proceedings underway / subjudice in this case.

**In view of the above, the proceedings in this case are deferred, accordingly.**



**Item No. 158.05: Notice in Original Application No. 68/2022 titled as Raman Sharma Applicant versus State of Haryana & Ors in the matter of M/s Malibu Town.**

The Present Application has been filed before the Hon'ble National Green Tribunal with Grievances in the application are regarding running of 10 DG sets in the green belt of Integrated Residential Colony Gurugram, Haryana, dumping of construction waste in violation of environmental norms and raising of constructions by M/S Malibu Estate Pvt. Ltd. in Malibu Town, Sohna Road, Gurgaon (North), Haryana despite refusal of consent to operate by the Haryana state Pollution Control Board (HSPCB).

So far as the questions of raising unauthorized construction by the Project Proponent is concerned, it is evident from the replies and documents produced in the case that the Project Proponent did not obtain Environment Clearance (EC) and CTE/CTO as required under the EIA Notification 2006 and the provisions of the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981.

The Hon'ble NGT vide Order dated 28.03.2023, pleased to pass the following directions:

xxxxxx .....

4. *That project proponent had obtained revised layout plan of 204.796 acres on 31.01.2008 from DTCP, Haryana and part completion certificate as mentioned above in table was obtained on 27.09.2016 in reference to license No. 15 of 2008 for area 24.681 acres from DTCP, Haryana and Occupation Certificate was issued by DTCP, Haryana for 31061.622 Sqm. (Built-up area) on 10.03.2017 in respect of other licenses mentioned therein in addition to occupation certificate obtained for community buildings as described above from 2009 to 2019. The revised layout plan for an area of 204.796 acres comprised of licenses in respect of Residential Plotted Colony including group housing component being developed by Malibu Estate Pvt. Ltd., in Sector-47 & 50, Gurugram was approved by Town & Country Planning vide drawing No.DTCP-5626 dated 28.09.2016.*
5. *That project proponent have not obtained Environmental Clearance for expansion carried out by way of constructing said building & other construction and revised plans, zonings / expansion after cut of dated EIA notification 07.07.2004/14.09.2006 or modernization of Malibu Town (204.796 Acres) under the provision of EIA notification 07.07.2004/14.09.2006 till date as construction was carried out after EIA Notification 07.07.2004/14.09.2006 which is evident from building plans,*

*revised building plans, layout plans, revised layout plans and occupation/completion certificates obtained time to time after 14.09.2006.*

6. *That project proponent was also required to obtain Environmental Clearance under the provisions of EIA Notification dated 07.07.2004/14.09.2006, even last License No. 15 of 2008 dated 01.02.2008 for 24.681 acres was granted after 14.09.2006, cut off date of requiring EC & carried out construction /development activity without obtaining prior Environmental Clearance & Consent to Establish (CTE). Thus, violated the provisions of EIA Notification, Water (Prevention & Control of Pollution) Act, 1974 & Air (Prevention & Control of Pollution) Act, 1981.*

*In view of the facts and circumstances of the case, we consider the presence of SEIAA, Haryana to be essential for just and proper adjudication of the questions involved in the case. Accordingly SEIAA, Haryana is impleaded as respondent no. 9.*

xxxxxx .....

The matter was taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

The Authority after having gone through the Order dated 28.03.2023, passed by Hon'ble NGT in OA No. 68 of 2022 titled as Raman Sharma Versus State of Haryana; **decided to issue Notice to the M/s Malibu Estate Pvt. Ltd for carrying out unauthorized construction i.e. without obtaining valid Environment Clearance for the Project, within the scope & meaning of EIA Notification dated 14.09.2006.**

**Further proceedings will be taken up accordingly.**

**Item No. 158.06: Transfer of Environment Clearance (EC) granted by SEIAA, Haryana for Affordable Group Housing Project at Village Babupur, Sector-106, District Gurugram, Haryana by M/s K. N. Infracon Pvt. Ltd to M/s MRG Castle Reality LLP.**

1.	Proposal	<b><u>For Transfer of Environment Clearance</u></b>
2.	Project Proponent	<b>M/s MRG Castle Reality LLP.</b>
3.	Category of the Project	8(a)
4.	Project Cost	<b><u>₹ 150 Crore,</u></b> as per Form (I & IA).
5.	Project Consultant	M/s Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/2124/RA 0213 Valid upto : 15-02-2024)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIS/299680/2023 dated 27.04.2023** for transfer of Environment Clearance in accordance with the Para (11) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 447089 dated 23.03.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Findings and Decision of THE AUTHORITY (SEIAA):**

The PP has intimated that the License No. 43 of 2020 dated 28.12.2020 was granted by DTCP, Haryana in favour of **M/s K. N. Infracon Pvt. Ltd** for development of above mentioned Affordable Group Housing Colony. Further, the said License as well as Change of Developer had been transferred in the name of M/s MFG Castle Reality LLP by DTCP, Haryana vide its Order No. LC-4306/Asstt. (MS)/2021/16744 dated 14.07.2021.

The matter for Transfer of EC was taken up during **158<sup>th</sup> meeting of SEIAA held on 02.06.2023** and the application submitted by PP has been examined in the light of **Para (11) of EIA Notification dated 14.09.2006** and observed that:

1. The validity of Environment Clearance (EC) granted **in favour of Transferor i.e. M/s K.N. Infracon Pvt. Ltd** by SEIAA, Haryana vide letter No. SEIAA(128)/HR/2021/668 dated 13.07.2021 **is valid upto 12.07.2031 in**

**accordance with the MoEF & CC, GoI Notification No. S.O.1807 (E), dated the 12th April, 2022.**

2. The **Transferee i.e. M/s K. N. Infracon Pvt. Ltd** has submitted an undertaking that **M/s MFG Castle Reality LLP** will comply with all the terms and conditions of Environment Clearance (EC) vide letter No. SEIAA(128)/HR/2021/668 dated 13.07.2021 which was granted to K. N. Infracon Pvt. Ltd for the said Affordable Group Housing Project at Village Babupur, Sector-106, District Gurugram, Haryana.
3. License No. 43 of 2020 dated 28.12.2020 granted in favour of **M/s K. N. Infracon Pvt. Ltd** as well as Change of Developer **had been transferred in the name of M/s MFG Castle Reality LLP** by DTCP, Haryana vide its Order No. LC-4306/Asstt. (MS)/2021/16744 dated 14.07.2021.

**Keeping in view of above, the Authority decided to agree with the proposal and considered the same within the scope & meaning of Para (11) of the EIA Notification dated 14.09.2006 i.e. To Allow, Transfer of Environment Clearance dated 14.07.2017 from M/s K. N. Infracon Pvt. Ltd to M/s MFG Castle Reality LLP; subject to strict compliance of the stipulated conditions, as imposed vide Environment Clearance dated 13.07.2021 for all intent & purposes.**

**Accordingly, the case is disposed of.**

**Item No. 158.07: Environment Clearance for Expansion of “Commercial-cum-Office Complex” at Sector 42, Golf Course Road, Gurugram, Haryana by M/s Munjal Hospitality Private Limited.**

1.	Proposal	<b><u>Grant of Expansion in EC</u></b>
2.	Project Proponent	<b><u>M/s Munjal Hospitality Private Limited</u></b>
3.	Category of the Project	8(a)
4.	Project Cost	<b><u>₹ 1141 Crore,</u></b> as per Form (I & IA).
5.	Project Consultant	M/s Perfact Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/1922/SA 0143 Valid upto : 28-08-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/425129/2023 dated 11.04.2023** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 019393 dated 28.03.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

Upon perusal of records & examination of documents, the Authority observed the following:



1. That there is mismatching of details in Khasra Nos. as mentioned in the License issued by DTCP, Haryana and Aravali NOC by the Deputy Commissioner. This needs clarity.
2. That the Height of the Building as per the approval granted by the Airport Authority of India, (NOC) is at 105 meters and whereas, PP has proposed & claimed the Height of 07 meters for the Project. This mismatching needs clarification.
3. That whereas, total Plot Area is decreasing and Built up Area is increasing alongwith increase in the Number of Floors, plea & proposal are not at harmony. This needs justification.

**After detailed deliberations, the Authority decided to constitute a Sub-Committee comprising of Member Secretary, SEIAA, Prof. R.Baskar, Member SEIAA and Member Secretary, HSPCB alongwith Supporting Staff including concerned Regional Officer to capture the factual position of the Project on ground.**

**The Sub-committee will share the report with the Appraisal Committee (SEAC).**

**Accordingly, the case is Referred Back to the Appraisal Committee (SEAC) with the directions to look into the above observations alongwith any other relevant measures requires to be taken up within the scope & meaning of Environmental Laws.**

**Item No. 158.08: Environment Clearance for Project “Expansion of Group Housing Colony” at Village Neemka, Sector-77, Faridabad, Haryana by M/s KLJ Developers Pvt. Ltd.**

1.	Proposal	<b><u>Grant of Expansion in EC</u></b>
2.	Project Proponent	<b><u>M/s KLJ Developers Pvt. Ltd.</u></b>
3.	Category of the Project	8(b)
4.	Project Cost	<b><u>₹ 1144.75 Crore,</u></b> as per Form (I & IA).
5.	Project Consultant	M/s Perfect Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/1922/SA 0143 Valid upto : 28-08-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/427252/2023 dated 26.04.2023** for Grant of Environmental Clearance (EC) under Category 8 (b) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 005770 dated 21.11.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

Upon perusal of records & examination of documents, the Authority observed the following:

1. That despite decrease in the plot area, Built Up Area is almost growing by 100%. This needs clarification.

2. Height parameters of the Project are not correctly indicated and appraised.

**In order to understand the correct status of the Project, the Authority decided to constitute a Sub-Committee comprising of Member Secretary, SEIAA, Prof. R. Baskar, Member SEIAA and Member Secretary, HSPCB alongwith Supporting Staff including concerned Regional Officer to capture the ground position of the Project site.**

**Further, the Authority deemed it appropriate that Member Secretary, SEIAA shall issue a communication to Town & Country Planning Department, Haryana to nominate their representative to accompany with the above constituted Sub-committee.**

**The Sub-committee will share the report with the Appraisal Committee (SEAC).**

**Accordingly, the case is Referred Back to the Appraisal Committee (SEAC) with the directions to look into the above observations alongwith any other relevant measures requires to be taken up within the scope & meaning of Environmental Laws.**

**Item No. 158.09: Environment Clearance for Revision of Plotted Development Project (97.9812 acre) at Sector 70 & 70A, Village Palra, Gurugram, Haryana by M/s Countrywide Promoters Pvt. Ltd.**

1.	Proposal	<u>Grant of Revision in EC</u>
2.	Project Proponent	<u>M/s Countrywide Promoters Pvt Ltd</u>
3.	Category of the Project	8(b)
4.	Project Cost	<u>₹ 309.92 Crore</u> , as per Form (I & IA).
5.	Project Consultant	M/s Ocea Enviro Management Solutions India Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/2124/RA 0217 Valid upto : 04.08.2024)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/426382/2023 dated 20.04.2023** for Grant of Environmental Clearance (EC) under Category 8 (b) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 027237 dated 28.02.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023**. Upon perusal of relevant record & discussions alongwith considering the recommendation of Appraisal Committee (SEAC), the Authority decided to “GRANT ENVIRONMENT CLEARANCE” to the Project within the scope & meaning of EIA Notification dated 14.09.2006 subject to following conditions:

1. PP shall develop & maintain **32.46% of the Plot area as Green Area i.e. 128689.83 Sqm** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.
4. PP shall ensure adequate space and slots all around the complex, for the smooth & free movements of fire tenders / ambulances etc in case of emergent situations.

**Accordingly, the case is disposed of.**

**Item No. 158.10: Environment Clearance for Implementation of Remediation and Reclamation of Existing Dumpsite and construction, operation and maintenance of Sanitary Landfill at Bighar Road ,Village – Matana, Fatehabad, Haryana “Sanitary Landfill Site” by M/s PATHEYA.**

1.	Proposal	<b><u>Grant of New EC</u></b>
2.	Project Proponent	<b><u>M/s PATHEYA</u></b>
3.	Applied Category of the Project	7(i) Common Municipal Solid Waste Management Facility (CMSWMF)
4.	Project Cost	3.24 Crore
5.	Project Consultant	Amaltas Enviro Industrial Consultants Ltd
6.	NABET, ACCREDITATION	No. NABET/EIA/1821/RA 0141 (Rev.01) Valid upto: 18/07/2023

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/427661/2023 dated 01.05.2023** for Grant of Environmental Clearance (EC) under Category 7 (i) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 50,000/- vide DD No. 255144 dated 03.05.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

**After detailed deliberations, the Authority decided to Grant Environment Clearance (EC) to the project under Category 7(i) within the scope & meaning of EIA Notification dated 14.09.2006 with the following additional stipulations:-**



1. In order to maintain Air Quality; PP shall develop green wall / plantation all along the Boundary of the project site.
2. PP shall make efforts to neutralize the sting / bad odour by carrying regular spray and other corrective measures.
3. PP shall ensure that no damage occurs to the Ground Water. i.e. will attend & manage the issue of leachate properly.
4. PP shall ensure that no burning of garbage and waste material is allowed at the site.

**Accordingly, the case is disposed of.**



**Item No. 158.11: Environmental Clearance for Residential Plotted Colony located at Sector-51, Near Samaspur Village Gurugram, Haryana by M/s Orchid Infrastructure Developers Pvt. Ltd.**

1.	Proposal	<b>Grant of New EC</b>
2.	Project Proponent	M/s Orchid Infrastructure Developers Pvt. Ltd.
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 271.68 Crore
5.	Project Consultant	M/s Perfact Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/1922/SA 0143 Valid upto : 28-08-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/421717/2023 dated 16.03.2023** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 515510 dated 27.02.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

**After detailed deliberations, the Authority decided to defer the case for verification of facts relating to the case.**

**Item No. 158.12: Environmental Clearance for Proposed Construction of Rural Electrification Corporation Township at Sector-S7, Golf Course Extension Rd, Gurugram, Haryana by M/s REC Limited (formerly Rural Electrification Corporation Limited).**

1.	Proposal	<b>Grant of New EC</b>
2.	Project Proponent	<b><u>M/s REC Limited (formerly Rural Electrification Corporation Limited).</u></b>
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 113.172 Crore
5.	Project Consultant	<b>M/s Atmos Sustainable Solutions Ovt. Ltd.</b>
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/IA 0063 Valid upto : 08-09-2023)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIS/240380/2021 dated 25.11.2021** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 539306 dated 10.11.2021** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The said case was taken up during 267<sup>th</sup> meeting held on 16.05.2023. However, neither PP nor consultant appeared in the meeting. It was observed by the committee that ADS was generated through PARIVESH portal in this case as per the MoM of 245<sup>th</sup> SEAC held on 26.07.2022. But PP did not close the ADS on portal in a timely manner, as a result of which the status of proposal of this case is showing delisted on PARIVESH portal. The committee also noticed that PP did not approach SEAC regarding their case during past one year. In this regard, the instructions issued by MoEF&CC vide OM dated 18.11.2020 was 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.

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 02.06.2023.**

After having gone through the details & record placed on the file along with considering the recommendations of SEAC, the Authority **decided to call for a report from Haryana State Pollution Control Board, Panchkula through the concerned Regional Officer to verify the actual status of construction at the project site, before proceeding to conclude the proceedings as per OM dated 18.11.2020 issued by MOEF & CC, GOI.**

**Accordingly, case is deferred.**

**Item No. 158.13: Environmental Clearance for Proposed Project of Kharkhari Sohan Stone Mining at Village Kharkhari Sohan, Tehsil Tosham, District Bhiwani, Haryana (Total area is 5.32 Ha. and Mineable area is 4.62 Ha) by Sh. Kartik Rathi.**

1.	Proposal	<b>Grant of New EC</b>
2.	Project Proponent	Sh. Kartik Rathi.
3.	Applied Category of the Project	1 (a)
4.	Project Cost	₹ <u>32.205 Crore</u>
5.	Project Consultant	P and M Solutions
6.	NABET, ACCREDITATION	Certificate No. NABET/EIA/1922/IA0053 Validity: 01.09.2023

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIN/422237/2023 dated 17.03.2023** for Grant of Environmental Clearance (EC) under Category 1 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 500701 dated 11.10.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 264<sup>th</sup> & 267<sup>th</sup> meetings of SEAC held on 28.03.2023 & 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance till the validity of Mining Plan i. e. for two years from the date of approval of Mining Plan as approved vide letter dated 18.10.2022 by Director General, Mines & Geology Department, Haryana under EIA Notification dated 14.9.2006***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

Upon perusal of record, reports & discussions, the Authority decided to agree with the proposal of the Appraisal Committee (SEAC), accordingly,

**ENVIRONMENT CLEARANCE to the Project is Granted subject to the following conditions:**

1. That PP shall strictly adhere to conditions and norms as framed within the scope & meaning of EIA Notification dated 14.09.2006 & further guidelines issued from time to time by MOEF & CC, GOI.
2. That Project Proponent shall carry out Mining activities at the locations as approved & specified in the approved Mining Plan.
3. That Project Proponent shall create a buffer zone of 7.5 meter alongwith the Mining Lease area.
4. That Project Proponent shall abide by the terms & conditions of Mining Plan, LOI & District Survey Report without any deviation.
5. That this Environment Clearance to the Project is considered & Granted subject to the condition that, NO litigation / Case relating to the project site / Mining Activities / Land area is pending in any of the Hon'ble Court.
6. The Authority, upon reporting of violations or any act, beyond the prescribed norms shall call for action under Section 5 of the Environment (Protection) Act, 1986 i.e. withdrawal of EC alongwith imposition of Environmental Compensation Cost / Penalty as deemed appropriate by the Authority in this regard.

**Accordingly, the case is disposed of.**



**Item No. 158.14: Environment Clearance for Revision in Commercial Colony Project at Village Gurugram, Sector 104, Gurugram, Haryana by M/s Value Buildcon Pvt Ltd.**

1.	Proposal	<b><u>Grant of Revision in EC</u></b>
2.	Project Proponent	<b><u>M/s Value Buildcon Pvt. Ltd.</u></b>
3.	Category of the Project	8(a)
4.	Project Cost	₹ 120 Crore, as per Form (I & IA).
5.	Project Consultant	M/s Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/2124/RA 0213 Valid upto : 15-02-2024)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIN/233526/2021 dated 31.03.2022** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 006050 dated 12.11.2021** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 237<sup>th</sup> meetings of SEAC held on 12.04.2022 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

The recommendation of SEAC was taken up 141<sup>st</sup> 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.

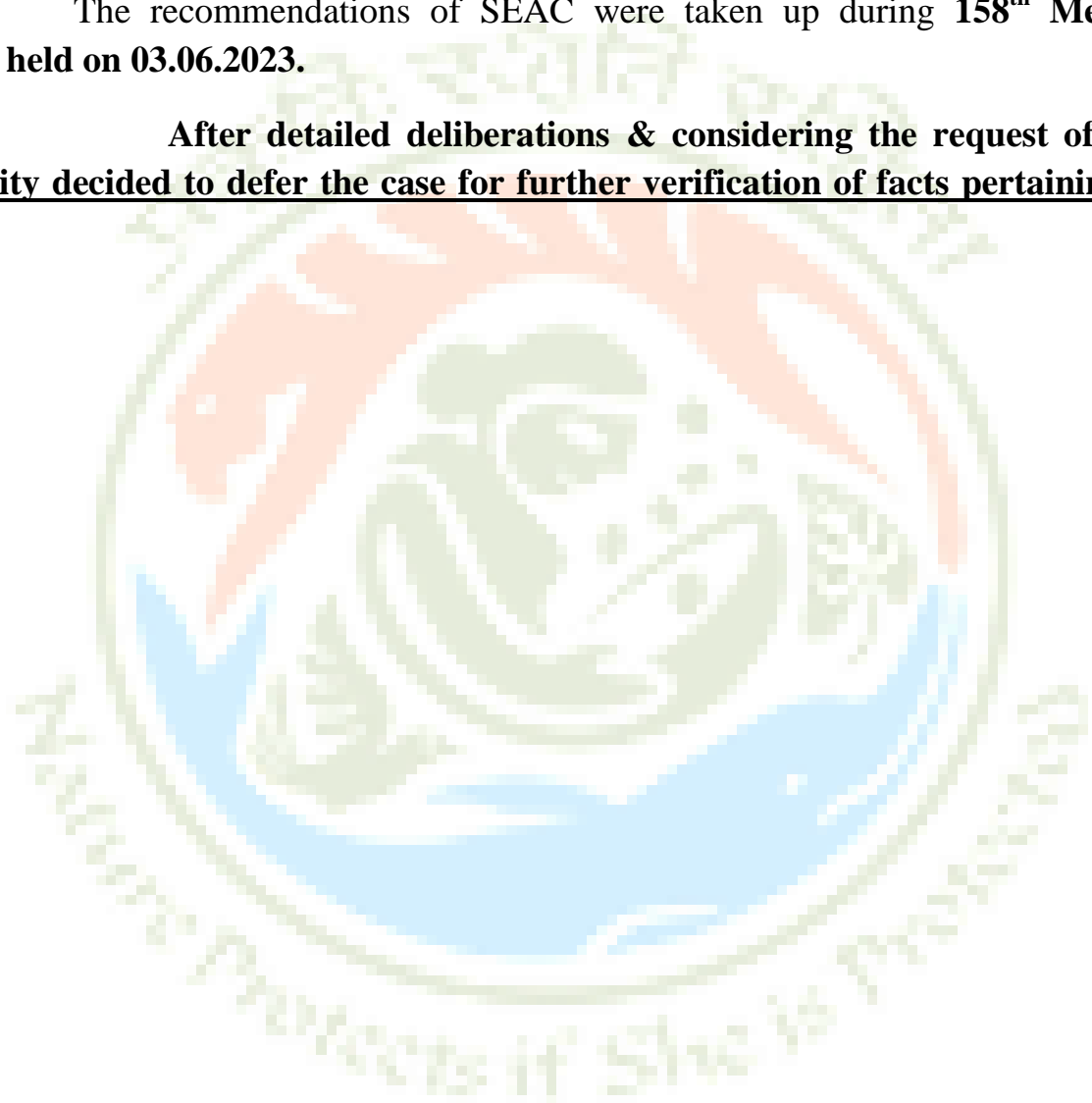
Case taken up during 243<sup>rd</sup>, 245<sup>th</sup>, 251<sup>st</sup> and 260<sup>th</sup> Meeting of SEAC but was deferred on request of PP as Certified Compliance Report was not submitted in this case. The case was again taken up during 266<sup>th</sup> meeting held on 28.04.2023. PP submitted the reply vide email dated 25.04.2023 of observations raised by SEIAA in its 141<sup>st</sup> meeting.

Thereafter, the case was taken up during 267<sup>th</sup> meeting held on 16.05.2023. PP submitted the reply of observations raised during 266<sup>th</sup> meeting. The committee considered the document and found it in order. After deliberation, the committee was of the unanimous view that this case be sent to SEIAA and further reiterated the recommendations conveyed vide 237<sup>th</sup> MoM.

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

**After detailed deliberations & considering the request of PP, the Authority decided to defer the case for further verification of facts pertaining to the case.**



**Item No. 158.15: Environment Clearance for 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.**

1.	Proposal	<b><u>Grant of Revision &amp; Expansion in EC</u></b>
2.	Project Proponent	<b><u>M/s Chintels India Ltd.</u></b>
3.	Category of the Project	8(a)
4.	Project Cost	₹ 201.01 Crore, as mentioned / disclosed in the Application Form (I & IA).
5.	Project Consultant	M/s Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/2124/RA 0213 Valid upto : 15-02-2024)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIS/246115/2021** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD. No. 508025 dated 14.12.2021 and ₹ 50,000/- vide DD. No. 508559 dated 15.12.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The case was taken up during 233<sup>rd</sup> meeting of SEAC, Haryana held on 18.01.2022 and case recommended to SEIAA for grant of EC.

The case was considered during 135<sup>th</sup> 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 150<sup>th</sup> 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 115<sup>th</sup> Meeting of SEIAA held on 25.07.2018, details reproduced below:-

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 during 257<sup>th</sup> meeting of SEAC, Haryana held on 21.12.2022. PP submitted the reply of the observations raised in 150<sup>th</sup> 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 during 262<sup>nd</sup> meeting held on 14.03.2023 but the case was deferred on request of PP.

The case was taken up during 266<sup>th</sup> meeting held on 28.04.2023 and the PP submitted the reply of observations raised during 257<sup>th</sup> meeting vide letter dated 25.04.2023. The case was again taken up during 267<sup>th</sup> meeting held on 17.05.2023 and after due deliberation, the committee decided to send the case to SEIAA for granting Environment Clearance as conveyed vide 233<sup>rd</sup> MoM of SEAC and thereafter.

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

**Upon perusal of relevant record & discussions alongwith considering the recommendation of Appraisal Committee (SEAC), the Authority decided to “GRANT ENVIRONMENT CLEARANCE” to the Project within the scope & meaning of EIA Notification dated 14.09.2006 subject to following conditions:**

1. PP shall develop & maintain **30% of the Plot area as Green Area i.e. 8254 Sqm** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.

**Accordingly, the case is disposed of.**

**Item No. 158.16: Environmental Clearance for Expansion-cum-Modification of Commercial Colony in the revenue estate of village Wazirabad, Sector-54, Gurugram, Haryana by M/s Finest Promoters Pvt. Ltd.**

1.	Proposal	<b><u>Grant of Expansion-cum-Modification in EC</u></b>
2.	Project Proponent	<b>M/s Finest Promoters Pvt. Ltd</b>
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 95 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : (05-04-2026)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/425999/2023 dated 17.04.2023** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 001515 dated 06.04.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

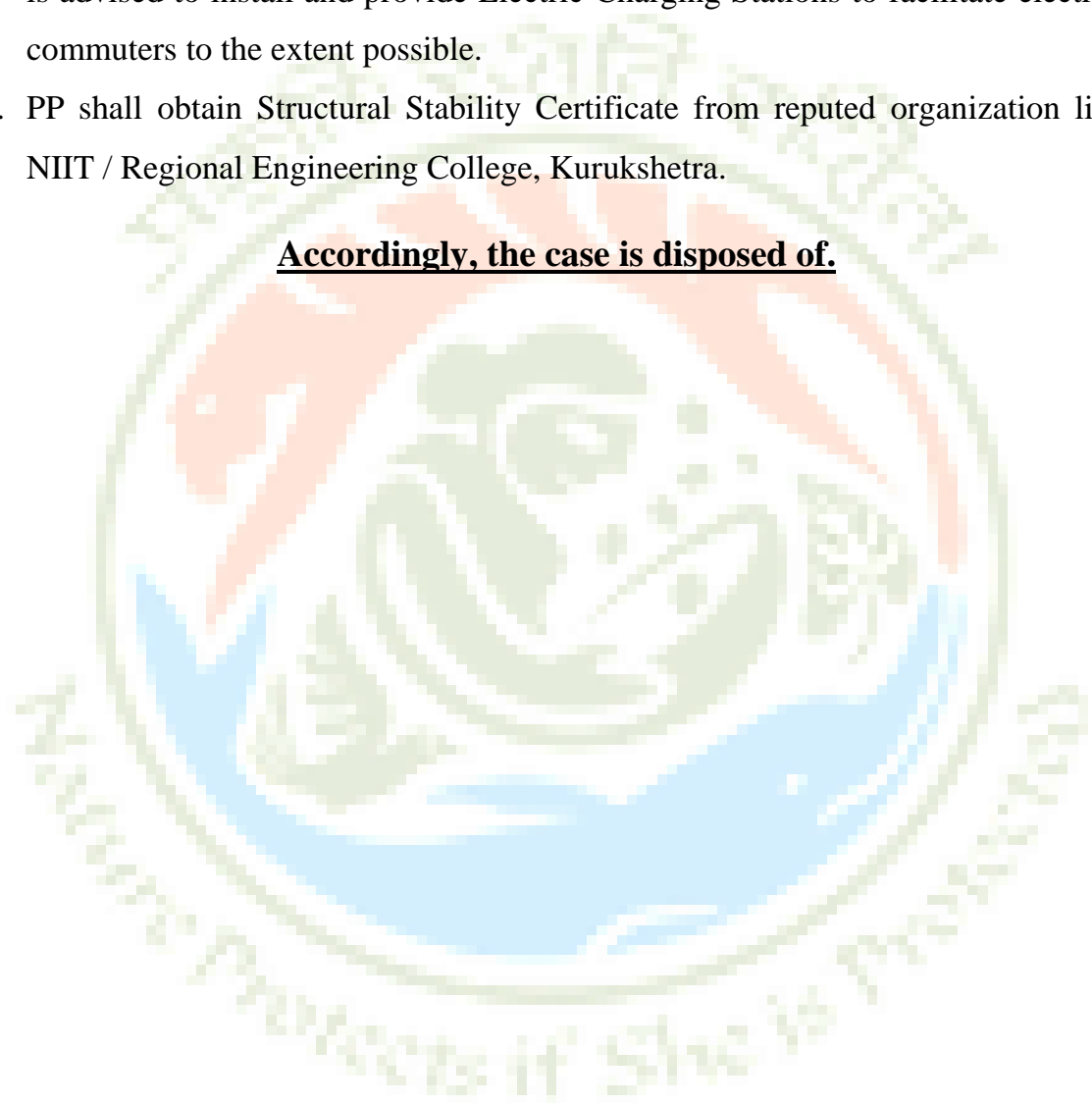
After perusing the details placed on file alongwith considering the recommendations of the Appraisal committee (SEAC); the Authority decided to **GRANT Environment Clearance to the Project Under category 8 (a) within the scope and Meaning of EIA Notification dated 14.09.2006 with the following stipulations:**

1. PP shall develop & maintain **20% of the Plot area as Green Area i.e. 963.66 Sqms** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.

**Accordingly, the case is disposed of.**





**Item No. 158.17: Environmental Clearance for Expansion cum Modification of IT Park/ Cyber Park named as “AIPL AUTOGRAPH” at Sector-66, Village-Maidawas, Gurugram by M/s Advance India Projects Limited.**

1.	Proposal	<b><u>Grant of Expansion-cum-Modification in EC</u></b>
2.	Project Proponent	<b>M/s Advance India Projects Limited</b>
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 462.51 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05-04-2026)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/427293/2023 dated 28.04.2023** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 500389 dated 15.11.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

Upon perusal of records & examination of documents, the Authority observed the following:

1. That despite decrease in the Built Up Area, increase in Height of the Building as well as Number of Floors, needs clear cut clarification.

In view of the above, **Case is Referred Back to SEAC for examination / verification with their comments on the observation above, alongwith any other relevant point pertaining to compliance of the Environmental Laws.**



**Item No. 158.18: Environmental Clearance for Expansion of Mining of Sand (Minor Mineral) from the Riverbed of Yamuna River in MT Karhera Block (YNR B-13) with 28,50,000 MT/ year production (Production increased from 21.0 Lacs to 28.5 Lacs TPA) over an area of 67.79 ha located at Village MT Karhera, Tehsil Radaur & District Yamuna Nagar and State Haryana by Sh. Kawaljeet Singh Batra.**

1.	Proposal	<b><u>Grant of Expansion in EC</u></b>
2.	Project Proponent	<b>Sh. Kawaljeet Singh Batra</b>
3.	Applied Category of the Project	1 (a)
4.	Project Cost	₹ 8.42 Crore
5.	Project Consultant	Parivesh Environmental Engineering Services
6.	NABET, ACCREDITATION	NABET/EIA/2124/IA 0092 (Rev.02) Validity: 11/11/2024

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/MIN/428153/2023 dated 05.05.2023** for Grant of Environmental Clearance (EC) under Category 1 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 000107 dated 20.02.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 16.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance for Expansion of Mining of Sand (Minor Mineral) from the Riverbed of Yamuna River in MT Karhera Block (YNR B-13) with 28,50,000 MT/year production (increased from 21.0 Lacs TPA) as mentioned in LOI/Mining Plan/EIA Report/ToR/DSR/Replenishment Report, for two (02) years (i. e. till validity of LoI) with maximum depth upto 3.0 m as per replenishment study report approved by Director Mines & Geology, Haryana***

## **Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

After having gone through the details & record placed on the file along with considering the recommendations of SEAC, the Authority **decided to agree with the recommendation of SEAC in regard to enhancement of capacity from 21.0 Lacs to 28.5 Lacs TPA with the followings stipulations:**

1. That Project Proponent shall adhere to all Rules & Regulations as conveyed by the Mines & Geology Department, Haryana that no activities which amounts to violation is undertaken thereto, beyond approved / revised Mining Plan/ Guidelines & conditions mentioned in the LOI alongwith the validity of the contract.
2. Project Proponent shall strictly follow the norms & provisions as required to be observed under category 1(a) of EIA Notification dated 14.09.2006.
3. The Validity of the **EC shall be at par with the period and validity as approved by the Director Mines & Geology Department, Haryana i.e. validity for two (02) years with maximum depth upto 3.0 meters. This shall be further strictly in accordance with Ground Water level Norms, as applicable & approved by Director Mines & Geology, Haryana.**
4. The Authority, upon reporting of violations or any act, beyond the prescribed norms shall call for action under Section 5 of the Environment (Protection) Act, 1986 i.e. withdrawal of EC alongwith imposition of Environmental Compensation Cost / Penalty as deemed appropriate by the Authority in this regard.
5. The Project Proponent shall strictly adhere to **Sand Mining Guidelines, 2020** framed & issued by MOEF & CC, GOI.

**Accordingly, the case is disposed of.**

**Item No. 158.19: Environmental Clearance for Affordable Group Housing Colony measuring the plot area 5.11875 acres (License No. 127 of 2022 dated 23.08.2022), at Sector 84, Faridabad, Haryana by M/s Amolik Park LLP.**

1.	Proposal	<b><u>Grant of New EC</u></b>
2.	Project Proponent	<b><u>M/s Amolik Park LLP.</u></b>
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 210 Crore
5.	Project Consultant	Paramarsh (Servicing Environment and Development)
6.	NABET, ACCREDITATION	NABET/EIA/2124/RA 0224 Validity: 01/05/2024

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/427885/2023 dated 04.05.2023** for Grant of Environmental Clearance (EC) under Category 8 (a) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 523433 dated 28.04.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 17.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

**After perusing the details placed on file alongwith considering the recommendations of the Appraisal committee (SEAC); the Authority decided to GRANT Environment Clearance to the Project Under category 8 (a) within the**

**scope and Meaning of EIA Notification dated 14.09.2006 with the following stipulations:**

1. PP shall develop & maintain **18.11% of the Plot area as Green Area i.e. 3751.6 Sqms** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.

**Accordingly, the case is disposed of.**

**Item No. 158.20: Environmental Clearance for Proposed Group Housing Colony at Village: Kherki Daula & Sihi, Sector-83, Gurugram, Haryana by M/s A and D Estates Private Limited.**

1.	Proposal	<b><u>Grant of New EC</u></b>
2.	Project Proponent	<b><u>M/s A and D Estates Private Limited.</u></b>
3.	Applied Category of the Project	8 (b)
4.	Project Cost	₹ 912.33 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05-04-2026)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/422384/2023 dated 18.03.2023** for Grant of Environmental Clearance (EC) under Category 8 (b) within the scope and meaning of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 214518 dated 30.01.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 267<sup>th</sup> meetings of SEAC held on 17.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Environment Clearance.***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

**After perusing the details placed on file alongwith considering the recommendations of the Appraisal committee (SEAC); the Authority decided to GRANT Environment Clearance to the Project Under category 8 (b) within the**



**scope and Meaning of EIA Notification dated 14.09.2006 with the following stipulations:**

1. PP shall develop & maintain **25.81% of the Plot area as Green Area i.e. 11,607.00 Sqms** as offered in the Proposal and the same shall not be reduced/ modified or put to any other use / purpose at any stage.

**Further, the Green Area should be provided on the Earth, not on the Tarrace or in Vertical format.**

2. To encourage & promote Environmental solutions for ambient clear air quality, the PP is advised to install and provide Electric Charging Stations to facilitate electric vehicle commuters to the extent possible.
3. PP shall obtain Structural Stability Certificate from reputed organization like IIT or NIIT / Regional Engineering College, Kurukshetra.

**Accordingly, the case is disposed of.**

**Item No. 158.21: Environmental Clearance for proposed Ware House Project at Village-Narhera, District – Gurgaon, Haryana by Sh. Jai Karan Sharma.**

1.	Proposal	<b><u>Grant of New EC</u></b>
2.	Project Proponent	<b><u>Sh. Jai Karan Sharma.</u></b>
3.	Applied Category of the Project	8 (a)
4.	Project Consultant	M/s Vardan Environet
5.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05-04-2026)

**Appraisal & Recommendations of SEAC:**

The project was submitted to the SEIAA, Haryana on 15.06.2018. The project proponent has submitted the Form-1, Form-1A and Conceptual Plan to the SEIAA with reference to the Notification No. S.O.804 (E) dated the 14<sup>th</sup> March, 2017 and subsequent Notification No. S.O.1030 (E) dated 08th March, 2018, issued by the Ministry of Environment, Forest and Climate Change. The MoEF& CC has prescribed the process for appraisal of projects for grant of Terms of Reference and Environmental Clearance, which have started the work on site, expanded the production beyond the limit of environmental clearance or changed the product mix without obtaining prior environmental clearance as mandated under the Environment Impact Assessment Notification, 2006 [S.O.1533 (E), dated the 14th September, 2006; The Ministry of Environment, Forest and Climate Change in the Notification dated 08.03.2018 inter alia, directed vide sub-paragraph (2) of paragraph 13, that in case the projects or activities requiring prior environmental clearance under Environment Impact Assessment Notification, 2006 from the concerned Regulatory Authority, are brought for environmental clearance after starting the construction work, or have undertaken expansion, modernization, and change in product-mix without prior environmental clearance, these projects shall be treated as cases of violations and in such cases, even Category B projects which are granted Environmental Clearance by the State Environment Impact Assessment Authority constituted under sub-section (3) section 3 of the Environment (Protection) Act, 1986 shall be appraised for grant of environmental clearance only by the State Expert Appraisal Committee and Environmental Clearance will be granted at the State level by State Environment Impact Assessment Authority constituted under sub-section (3) section 3 of the Environment (Protection) Act, 1986. Thereafter the proposal was considered by the State Expert Appraisal Committee, Haryana during 172<sup>nd</sup> meeting held on 03.07.2018 for approval of Terms of Reference under violation Notification dated 14.03.2017 and 08.03.2018 respectively.

The PP neither attended the meeting nor requested for adjournment. The Committee was of the view that 30 days notice be issued to the project proponent.

Thereafter, the case was taken up during 192<sup>nd</sup> meeting of SEAC held on 03.12.2019. The PP neither attended the meeting but submitted that the project area is less than 20,000 sqm and also submitted the Occupation Certificate that covered area of the project is 19995.522 sqm which is less than 20,000 sqm. However, the CLU was granted for 40364.51 sqm and the committee decided that the PP shall give evidence in support of his claim that the construction has not been carried out beyond the 20,000 sqm. The PP had not submitted the reply after lapse of six months, Thereafter; the case was taken up during 201<sup>th</sup> meeting of SEAC Haryana held on 11.08.2020. The PP neither submitted the reply nor attended the meeting. The committee deliberated on the issue of construction and decided to constitute a committee consisting of Dr. S. N. Mishra and Sh.Vivek Saxena both members SEAC to visit the project and submit a report on the status of construction to the committee for further decision/appraisal

The members inspected the site on 04.03.2021 and enquired about the project details.

Observations of committee as given below:

1. The PP was able to furnish only Occupation certificate issued by DTCP dated 14-7-2014. Mentioning covered area of 19,995.522 sq. mtr for warehouse building shed no. A, C and D. (Annexure A). The size of each shed was not provided by PP and also could not provide copy of the CLU as well. There was more than ten rooms constructed within the premises
2. The PP representative was not able to provide any of details of the project.
3. The PP did not provide the any approved construction plan copy/ map to the committee.
4. Rainwater harvesting (RWH) pits neither dug proper nor in desired number nor working.
5. Septic tank constructed to manage sewage generated due to workers/employees/ visitors staying in the premises.
6. Fresh water supply is being managed by bore well & any permission/ approval in this regards was not furnished.
7. Greenery/ Plants / tree/ shrubs or any kind of vegetation around premises which may help in abatement of air pollution was absolutely absent.

Thereafter, the case was taken up during 216<sup>th</sup> meeting of SEAC held on 29.06.2021. The PP presented the case before the committee. The discussion was held on Occupation certificate, Building plans, self contained note and report of sub-committee etc. and certain observations were raised.

Thereafter, the case was taken up during 222<sup>nd</sup> meeting of SEAC held on 11.10.2021. The PP attended the meeting and requested for the deferment of the case for the last time and committee after deliberation gave the last chance and defer the case and again conveyed that the next time decision will be taken according to MoEF&CC notification dated 18.11.2020.

Then, the case was again taken up during 231<sup>st</sup> meeting of SEAC held on 28.12.2021. The PP submitted undertaking vide letter dated 28.12.2021 that the project has temporary structure which will be removed. The committee deliberated that in order to ascertain the status of construction at the site a sub-committee consisting of following 2 members is constituted;

1. Sh. Hitender, Member SEAC
2. Sh. Vivek Saxena, Member SEAC

Thereafter, the case was taken up during 235<sup>th</sup> meeting of SEAC held on 25.03.2022. The committee deliberated in view of the request of PP and consultant that new committee may be constituted as the term of earlier nominated member i.e. Sh. Hitender, Ex-Member SEAC is expired on 29.01.2022. The Committee decided to constitute new sub-committee consisting of Dr Vivek Saxena, Member SEAC and Sh. Prabhakar Verma, Member SEAC for site visit.

The case was taken up during 242<sup>nd</sup> meeting of SEAC, Haryana held on 24.06.2022. The site visit report was to be submitted in this case, however, one of the committee member Sh. Prabhakar Verma, who was present in the meeting had stated that he is overburdened in various other official works and also been nominated as member in several other committees. Therefore, he has shown unavailability to visit the site for inspection. Hence, the name of Sh. Prabhakar Verma is replaced with Dr. Rajbir Singh Bondwal, IFS (Retd.), Member SEAC. The new committee will inspect the site and submit its report at the earliest.

The case was taken up during 254<sup>th</sup> meeting held on 31.10.2022. The site inspection report of the sub-committee was received and circulated among the members for comments. The case was deferred for the next meeting.

The case was taken up during 256<sup>th</sup> meeting held on 30.11.2022. Comments of PP were not received. Report be circulated again to PP for their comments with direction to submit comments within 15 days from the date of issue of minutes. **The PP shall submit scrutiny fee as**

**prescribed.** The case was deferred and shall be taken up as and when the comments of PP received.

The case was taken up during 259<sup>th</sup> meeting held on 19.01.2023. However, PP did not appear before the committee. The committee decided that a direction be issued to PP to appear before the committee in next meeting and 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 during 262<sup>nd</sup> meeting held on 14.03.2023. However, a letter dated 07.03.2023 received from PP stating that they have removed the temporary existing structure from the project site. The built-up area is less than 20,000 sq. mtr and the project is not covered under EIA Notification 14<sup>th</sup> September 2006. The PP further informed that they have already obtained OC vide Memo No. G-2593/SD(Bs)/2014/25778 Dated 07.11.2014. It is also stated by PP that as per OM of MOEF&CC dated 04.10.2022, warehouse having built-up area of 1,50,000 sq. mtr is exempted from obtaining EC. The PP has requested that their case may be closed as they have already obtained OC from DTCP.

A detailed discussion was held on the submission made by the PP through Email dated 07.03.2023. The committee decided that the PP (either themselves or their authorized representative) as well as their consultant be directed to attend the forthcoming meeting of SEAC and to make their submission alongwith relevant documents regarding their project. The PP is further directed to submit information of the case having chronological history as site visit of the project has already been conducted by the sub-committee. **The PP shall also submit scrutiny fee as prescribed.**

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 during 267<sup>th</sup> meeting held on 17.05.2023. The consultant on behalf of PP has appeared before the committee. A letter written by PP has been submitted by consultant during the meeting. PP also attached an affidavit dated 16.05.2023 alongwith the letter stating therein as under:

1. That the sub-committee was constituted in 242<sup>nd</sup> SEAC Meeting held on dated 24.06.2022 to inspect of status of project. Accordingly report of sub-committee is submitted to SEAC.
2. That we have removed the temporary existing structures from our project site.
3. That our project built up area is less than 20,000 m<sup>2</sup> and it is not covered under EIA notification 14<sup>th</sup> September, 2006. We have

already obtained OC vide Memo No. G-2593/SD(BS)/2014/25778 dated 07.11.2014.

4. That further as per OM of MOEF&CC dated 04.10.2022 warehouse building up to the built up area of 1,50,000 sqm is exempted from obtaining EC.

Further, PP has requested that their case may be closed as they have already obtained OC from DTCP.

**The committee considered the submission from the PP and unanimously decided that this case be sent to SEIAA with the recommendation to delist the case keeping in view report of sub-committee and MoEF&CC notification dated 04.10.2022.**

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**

The Authority after due deliberations; decided to agree with the recommendations of SEAC **to de-list this proposal** with the directions to the Project Proponent for strict compliance of the guidelines issued by MoEF & CC, GoI vide OM dated 09.06.2015.

**Accordingly, case is disposed off.**



**Item No. 158.22: Terms of Reference (ToR) for Expansion of IT Park/ Unit (Under Violation) at Village Dundahera, Sector – 19, Gurugram, Haryana by M/s Pursarth Infrastructures Private Limited.**

1.	Proposal	Approval of Terms of Reference <b>(ToR)</b>
2.	Project Proponent	<b>M/s Pursarth Infrastructures Private Limited</b>
3.	Applied Category of the Project	8 (a)
4.	Project Cost	₹ 65.11 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05-04-2026)

Proposal for the said Project was submitted to the SEIAA vide online Proposal No. **SIA/HR/INFRA2/428798/2023 dated 11.05.2023** for approval of Terms of Reference (ToR) (under Violation) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 568809 dated 09.05.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

*The said case was taken up during 268<sup>th</sup> meetings of SEAC held on 31.05.2023 and **SEAC recommended the Project to SEIAA for Grant of Terms of Reference and additional Terms of Reference (under violation) for undertaking EIA and preparation of Environment Management Plan (EMP).***

**Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023.**



The Authority after having gone through the details & record placed on the file alongwith considering the recommendations of the Appraisal Committee (SEAC), decided to approve the **Terms of Reference (TOR)** in the instant case **under Violation Category**.

**Accordingly, TOR Granted & case is disposed of.**



**Item No. 158.23: Expansion of Amravati Enclave NH-22, Shopping Mall+1080 No. of Flats + Plots at Village Bhagwanpur, Islampur and Chandi Mandir, Ambala- Kalka National Highway near Panchkula. (Extension of Environment Clearance Granted by memo no. SEIAA/HR/2021/31 dated 05.01.2021) by M/s Amarnath Agarwal Investments (P) Limited.**

SEIAA during the MoM 157<sup>th</sup> dated 11.05.2023 has stated as follows:

“In compliance of the spirit of directions passed by Hon’ble NGT in Original Application No. 78/2021 and Execution Application No. 09/2021 titled as Ramesh Malik Versus Union of India & others as well as in view of the violations committed by the project proponent as observed in the preceding Paras’ and powers delegated specifically by MoEF& CC vide Notification No S.O. 637 (E) dated 28.02.2014 to the SEIAA for keeping environment Clearance in abeyance for violation of the EC conditions or withdrawing the respective EC, Authority hereby consider that the present case is fit to withdraw the Environmental Clearance issued vide letter dated 25.03.2010 and subsequent, Extension granted thereto vide letter dated 05.01.2021 issued to the M/s Amarnath Aggarwal Investment P Ltd for construction project namely Amravati Enclave-NH-22, shopping mall + 1080 flats + plots at Village Bhagwanpur, Islamnagar Chandimandir- Kalka National Highway near Panchkula.

Accordingly, the Authority vide order dated 01.04.2022, directed the Project Proponent that the EC dated 25.03.2010 granted and subsequent extension dated 05.01.2021 hereby stands withdrawn with immediate effect. Henceforth, PP shall not carry out any new activity/construction/expansion relating to the project.

Now, the Hon’ble Supreme Court of India vide order dated 26.04.2023, modified its directions contained in paragraph 56.5 of the order dated 03.06.2022. Accordingly, the project proponent is requested to reinstate their Extension of Environment Clearance letter

The matter was taken up during **157<sup>th</sup> Meeting of SEIAA held on 11.05.2023** and the Authority, after having seen the representation dated 02.05.2023 made by the PP and further holding discussion, **decided to refer the proposal to Appraisal Committee (SEAC)** to put up the case before the Authority, in view of the Judgement passed by the **HON’BLE SUPREME COURT OF INDIA;**

in

**I.A. NOS. 131377, 147102, 195467, 195468, 205092 OF 2022, I.A. NOS. 162283 AND 162284 OF 2022 IN I.A. D. NO. 125746 OF 2022 WITH I.A. NOS. 118604, 118606, 119400, 119401, 119404, 137132, 137138, 137140 AND 137143 OF 2022 I.A. NOS. 5764, 6804 AND 10911 OF 2023**

**IN THE MATTER OF:**

**WRIT PETITION (CIVIL) NO. 202 OF 1995**

**IN RE:**

**T.N. GODAVARMAN THIRUMULPAD ...PETITIONER(S)**

**VERSUS**

**UNION OF INDIA AND OTHERS ...RESPONDENT(S)**

Accordingly, the case was sent to SEAC and the case was taken up during 268<sup>th</sup> meeting of SEAC held on 31.05.2023. The PP alongwith consultant appeared before the committee. The reply dated 25.05.2023 submitted by the PP was deliberated and discussed thoroughly in the meeting. In its reply, the PP also requested to reinstate their extension of environmental clearance and the time lost in litigation be also granted to them. The PP further submitted chronology as well as key details of the project in the form of affidavit dated 31.05.2023 stating therein as under:

1. It is to submit that we were executing this project as per EC granted by SEIAA Haryana renewed for 3 years on 05.01.2021, when it was withdrawn by SEIAA vide its order dated 01.04.2022 (**Annexure-I**) due to a case filed in Hon'ble NGT appeal of M/s Ramesh Malik & Ors. application No. 78/2021.
2. It is to submit that construction over only 2.6 Acres of area is pending.
3. That we have therefore presented/appeared before NGT and the Hon'ble NGT in its judgment given on 19.05.2022 on original application no 78/2021 and execution application No. 09/2021 has disposed of the appeal of M/s Ramesh Malik & Ors. and accepted prayer of M/s Amarnath Aggarwal Investment Pvt. Ltd. (annexure-II) clarifying that no violation of wildlife clearance is done by the project proponent and held the EC issued by SEIAA as valid and stayed the SEIAA order dated 01.04.22 as well as clarified that '**GENERAL CONDITIONS**' are not applicable to **CONSTRUCTION / AREA** development projects.
4. That we have therefore requested SEIAA to revoke its decision and SEIAA has made a committee for the purpose which also visited our site and after the site visit of this committee we have submitted reply to all the queries of this Committee sent in form of tabular form and as well as given an undertaking that any pending works e.g construction of two pending rain water harvesting pits out of nine etc. shall be completed once the EC is reinstated as they are related to work to be done for the remaining project. This is also in line with directions by Hon'ble NGT "that as the project is incomplete pending works will be taken up"
5. That during this time after the formation of the committee by SEIAA Hon'ble SC has issued another order dated 03.06.2022 that no construction shall be undertaken within **1.0 KM** of any project from wild life sanctuaries to which we have duly provided all facts to the committee that the distance of 880m from one corner of land in which STP of the project is located granted permission vide license No.33/96 dated 15.3.1996 which was completed in 2001 (The completion letter from TCP was submitted with our reply) whereby Khol Hai Rattan sanctuary was notified on 10.12.2004 and 07.09.2007 well after the completion of said. Also we have prepared and submitted the conservation plan of schedule-I species to Chief Wildlife Warden, Panchkula vide letter no.- ANAI/22/469 dated 16.12.2022.
6. That meanwhile Hon'ble Supreme Court of India has modified its order dated 03 June 2022 regarding the limit of wildlife sanctuary in the judgement of 26 April 2023 and no such restriction is now imposed. However, **we further assure that in**

**this regard we will follow** the direction of Hon'ble Supreme Court of India in letter & spirit.

7. That we commit ourselves to comply with all the EC conditions including three specific conditions of the Hon'ble NGT in its order dated 19.05.2022 which are reproduced below:-

S. No.	Conditions	Compliance
1.	Ambient noise levels should conform to residential standards both during day and night. Incremental pollution load on the ambient air and noise quality should be closely monitored during construction phase. Adequate measures should be taken to reduce ambient air and noise levels during construction phase, so as to conform to the stipulated standards.	The various environment parameters are monitored every six months and test reports are being regularly submitted. Ambient noise levels during construction phase will be monitored and the monitoring reports their of will be submitted.
2.	The project proponent will construct rain water harvesting pits @ 1 pit per acre for recharging the ground water within the project premises.	7 no. of RWH pits have already been constructed & the remaining 2 no. will be constructed during the construction phase.
3.	Six monthly compliance reports should be submitted to the HSPCB and Regional Office, MOEF, GOI, Northern Region Chandigarh and a copy to the SEIAA, Haryana,	Six monthly compliance report is regular being sent to Regional Office, MOEF, GOI, Northern Region Chandigarh and a copy to the SEIAA, Haryana and same shall be followed in future.

8. That we have submitted all documents to SEAC for its 268<sup>th</sup> Meeting held on 31.05.23 vide our letter dated ANAI/23/45 dated 25.5.23 and also submit this affidavit **with a request to reinstate extension of environmental clearance granted on 5.1.2021 including extending our EC by the period for which it was revoked that is from 01.04.2022-30.5.23 (One year and 2 Months) further** so that we can complete our pending project as we have complied with various EC conditions laid down to the best of our knowledge.

In this regard, PP submitted as follows:

“In compliance of Hon'ble NGT order dated 19.05.222 passed in E.A. No.09 of 2021 O.A. No.78 of 2021 with Appeal No.. 15/2022 (I.A. No. 84/2022 and I.A No. 85/2022), the State Environment Impact Assessment Authority, Haryana vide order dated 28.07.2022 to conduct the site inspection, constituted a joint committee of followings:

1. Shri Vijay Kumar Gupta, Chairman, SEAC
2. Shri Bhupender Singh Rinwa, Member Secretary, SEAC
3. Regional Officer concerned to be nominated by Member Secretary, HSPCB
4. Concerned Wildlife Warden of the area (to be nominated by Chief Wildlife Warden, (Haryana))

The sub-committee finally visited the site on 24.08.2022 as project proponent sought postponement on various days fixed for site visit and some observations were conveyed to the project proponent and consultant present during site visit. The PP submitted the report dated 04.10.2022 along with supporting documents Annexure-I to Annexure-Viii which are attached in original. In his report, project proponent gave the status to construction of all the conditions of Environment Clearance already accorded. However, the reply of three observations of NGT in his order dated 19.05.2022 are reproduced again below:

vii	Ambient noise levels should conform to residential standards both during day and night. Incremental pollution load on the ambient air and noise quality should be closely monitored during construction noise phase. Adequate measures should be taken to reduce ambient air and noise levels during construction phase, so to conform to the stipulated standards	The various environment parameters are monitored every six months and test reports are submitted. The reports are enclosed including for water, air and noise.
xviii	The project proponent will construct rainwater harvesting pits @1 pit per acre for recharging the ground water within the project premises	Rainwater harvesting pits as per drawings approved by HUDA are provided Pending pits in the area to be constructed shall be constructed in due course when construction is done. Nine Rain water harvesting wells are proposed in Group Housing area out of which 07 are already constructed and 02 will be constructed in pending 2.6 acre area.
vi	Ambient Noise level should be controlled to ensure that it does not exceed the prescribed standards both within and at the boundary of the proposed township	Yes, monitoring of noise levels every six months is done. Test reports are attached. The levels are within limits.

	project.	
ix	The project proponent shall setup rain water harvesting pits @ 1 pit/acre having 400 mm bore and 200 mm slotted pipe as proposed for roof, run-off and surface run-off as per plan submitted should be implemented. Before recharging the surface run-off, pre-treatment must be done to remove suspended matter, oil and grease. The borewell for rainwater recharging should be kept atleast 5 mts above the highest ground water table.	Rainwater harvesting pits are provided. Nine Rain water harvesting wells are proposed in Group Housing area out of which 7 are already constructed. Two pending are in the area where construction has to happen in 2.6 acres
ii	Six monthly compliance reports should be submitted to the HSPCB and Regional office, MOEF, GOI, Northern Region Chandigarh and a copy to the SEIAA, Haryana	Yes, six monthly compliance report is regularly submitted to Regional Office of MoEF&CC, Chandigarh and copies are attached.
iv	All other statutory clearances such as approvals for storage of diesel from Chief Aviation Department, Forest Conservation Act, 1927 etc. shall be obtained as applicable by project proponents from the respective authorities prior to construction of the project.	<ol style="list-style-type: none"> <li>1. Clearance from chief aviation is submitted at the time of grant of SIA itself.</li> <li>2. For forest and wildlife clearance Already submitted as applicable The Hon'ble NGT in original application no 78/2021 and execution application No. 09/2021 on judgement given on 19.05.2022 (annexure-1) has disposed of the appeal of M/s Ramesh Malika &amp; Anr and accepted prayer of M/s Amarnath Aggarwal Investment Pvt. Ltd. (Annexure-VI) clarifying that no violation of wildlife clearance is done and held the EC issued by SEIAA as valid and stay on order dated 01.04.22 issued by SEIAA, Haryana is granted as per prayer made. The wildlife clearance is not required for the project.</li> <li>3. Consents for HPCB are obtained and submitted.</li> </ol>



In addition PP submitted following:

1. Latest reports on Noise Monitoring in 2020, 2021 and 2022 (attached with reply Annexure I)
2. PP has planted more than 5000 trees in the enclave to provide a green area (Pictures of green area are attached at Annexure II)
3. A copy of all submission letters till 31.03.2022 (attached at Annexure III and IV)
4. Regarding construction in green area the PP has submitted that:  
"SEIAA Haryana has renewed the validity of EC for 3 years on 5.1.2021. At the time of applying renewal of validity of EIA, the SEIAA was duly provided with latest layout (Annexure VII) plan as due to change in demarcation done by Town and planning Department Haryana, the location of booths and EWS Flats was shifted. However, as there was no change in total project area, FAR, even the green area remains as per norms i. e. 15%, the same (Annexure VIII) was considered and validity was extended."
5. The PP has submitted that:  
"We have not done any construction further since 2021 as the matter was sub judice. Now in view of NGT orders decision to revoke the EC granted be kindly withdrawn and we be allowed to start the construction."
6. On dated 18.10.2022, PP has submitted application regarding NBWL as follows:  
"The distance of Khol hi-Rattan was 1.87 km as per report of 2.60 acre area under development. As per notification of 24.10.2016 our project site is outside the ESZ Area of Khol hi-Rattan and balance area where the construction is to be done is at a distance of 1.6 km from Khol hi-Rattan Wild life sanctuary. Also we have withdrawn our application with NBWL and written to the Chief Wildlife Warden, Panchkula, vide our letter no. ANAI-22/427 dated 18.10.2022 in this respect (Copy attached)."
7. The PP has submitted that:  
"At the time of extension of Environments Clearance, pending work is in 2.6 Acre area and within the area of 24378 sqmtr.
  1. The PP has submitted that:  
"Rain Water Harvesting Well will be completed within 1 Year when construction work starts."

PP was further asked to submit the details of the area which has been developed and possession/occupation has been allotted to the allottees alongwith copy of OC by Town & Control Planning Department and CTO by Haryana State Pollution Control Board. In compliance the Project Proponent submitted, Annexure-IX and Annexure-X wherein it has been shown that out of total area of 118.68 Acre only 2.6 acre area has been left which is under development for which OC/CTO is yet to be obtained. The location of the area yet to be developed is marked on the layout plan attached in red color.

On dated 31.10.2022, PP submitted the detail of distance of three wild life sanctuary from balance 2.6 acre area under development alongwith google image and stated that two pending RWH will be constructed within one year from start of construction in pending area alongwith any pending requirement in EC conditions



(Copy attached). The PP submitted that the distance of three wildlife sanctuaries for the area yet to be developed (2.6 acres) is as follows:

<b>Sr. No.</b>	<b>Name of Wildlife Sanctuary</b>	<b>Distance from the outer boundary</b>
1.	Sukhna Wildlife Sanctuary	1.5 km
2.	Bir Shikargarh Wildlife Sanctuary	4.11 km
3.	Khol Hi Rattan Wildlife Sanctuary	1.87 km

In addition PP submitted reply on dated 30.11.2022 to the clarification asked by the Deputy Chief Wildlife Warden, Panchkula which is as follows:

1. The matter regarding wildlife Clearance w.r.t Sukhna lake is already decided by the Hon'ble NGT in its order dated 19.5.22 as well it is clarified that 'General Conditions are not applicable to construction/area development projects.
2. With respect to judgement of Hon'ble SC dated 3.6.22 brought to our notice, regarding no construction activity to be done within 1 Km from boundary of wild life sanctuary, it is submitted that the expansion area of 16.15 acres (For which licence was given License No.186/2008 dated 29.10.2008 for which EC is granted vide letter dated 25.3.2010 and validity extended for 3 years vide letter dated 5.1.2021 in which construction over only 2.6 acres is left is outside 1 Km for which documents already submitted .
3. The distance of 880 m from one corner of land in which STP is located as pointed out is for the project granted permission vide license No.33/96 dated 15.3.1996 which was completed in 2001 as per TCP letter attached at (Annexure-1 Copy of license and TCP letter). It is also submitted that STP here was constructed at that time only and Consent to operate was obtained (Annexure-II- Copy of consent to operate from Haryana pollution Control Board dated 25.5.04 is attached) whereby Khol Hai Rattan sanctuary was notified on 10.12.2004 and 7.9.2007 well after the completion of said project.

The Committee is of the view that PP shall ensure compliance of judgment dated 03.06.2022 of Hon'ble Supreme Court in case IA No.1000 of 2003 in WP(C) No.202 of 1995 titled as TN Godavaram Vs. Union of India and Ors. because as per submission of PP the STP is within 1 km from the boundary of nearest Wildlife Sanctuary Khol Hai Raitan.

The Committee is also of the view that PP to prepare and submit the conservation plan of Schedule-1 species to Chief Wild Life Warden, Panchkula as there are number of Schedule-1 species in the surrounding area.

From the above, it is observed that PP has either complied the conditions of EC or given consent to complete balance requirements of EC within one year of the start of construction in balance under development 2.6 acre area as remaining area of (116.08 acre) is already

developed and for that OC/CTO has been obtained from competent authorities. During site visit, it was observed that no construction activities were going on at site, at present.”

Keeping in view the above facts and affidavit submitted by the PP as referred above, the committee is of the view that keeping in view the latest order passed by Hon'ble Supreme Court in I.A. Nos. 131377, 147102, 195467, 195468, 205092 of 2022, I.A. Nos. 162283 and 162284 of 2022 in I.A. D. NO. 125746 of 2022 WITH I.A. Nos. 118604, 118606, 119400, 119401, 119404, 137132, 137138, 137140 and 137143 of 2022 I.A. Nos. 5764, 6804 and 10911 of 2023 in the matter of Writ Petition (Civil) No. 202 of 1995 in RE: T. N. Godavarman Thirumul pad Petitioner(s) Versus Union of India and Others ...Respondent(s) dated 26.04.2023 vide which the Hon'ble Supreme Court has modified its order dated 03.06.2023 regarding Wildlife Sanctuary in the judgement of 26.04.2023 that there is no condition regarding restriction of construction activity within 1km of Wildlife Sanctuary.

The PP also submitted conservation plan of Schedule-I species to Chief Wildlife Warden, Haryana as per the submission made at Sr. No.05 of above referred affidavit dated 31.05.2023.

**Therefore, keeping in view the above discussion, the committee is of the view and recommend that Environment Clearance may be reinstated keeping in view Hon'ble NGT order dated 19.05.2022 and also keeping in view the latest Supreme Court order dated 26.04.2023.**

Regarding request of PP for extension in time limit for the period 01.04.2022 to till the Environment Clearance reinstated i.e. period of time lost in litigation, it is submitted that there is no instruction of MoEF&CC through which the request of extension of litigation period can be granted for extension of EC.

#### **Findings and Decision of THE AUTHORITY (SEIAA):**

The recommendations of SEAC were taken up during **158<sup>th</sup> Meeting of SEIAA held on 03.06.2023**.

**The Authority after having gone through the details placed on the file, perusal of recommendations made by Expert Committee (SEAC) and further the order dated 19.05.2022, passed by the Hon'ble National Green Tribunal & Order dated 26.04.2023 passed by Hon'ble Supreme Court of India; in Writ Petition (Civil)**

**No. 202 of 1995, decided to reinstate the Environment Clearance dated 25.03.2010 & subsequent Extension letter dated 05.01.2010, Granted for the Project in the name of M/s Amarnath Aggarwal Investments Pvt. Ltd. with the following Terms & Conditions:**

1. That Project Proponent shall strictly adhere to all provisions of EIA Notification dated 14.09.2006.
2. That Project Proponent shall maintain Green cover of the Project as per the original EC dated 25.03.2010. Green area shall not be modified, reduced or put to use for any other purpose at any stage.
3. That Project Proponent shall ensure strict compliance of the conditions as stipulated in the EC dated 25.03.2010 without any deviation / exception.
4. That Project Proponent shall furnish Six Monthly Compliance Report with all details and indicator as were to be complied in the observations conveyed to him earlier.
5. That Project Proponent shall encourage & develop infrastructure for installation of Solar Power at least 5% of the total consumption of power.
6. That Project Proponent shall encourage to install infrastructure for the charging of Electrical vehicles to the extent, possible.

---

**The meeting ended with a vote of thanks.**

\*\*\*\*\*