

State Environment Impact Assessment Authority (SEIAA),
Haryana

Minutes of 163rd Meeting of State Environment Impact Assessment Authority (SEIAA), Haryana held on 02.08.2023, under the Chairmanship of Sh. Sameer Pal Srow, IAS (Retd.), Chairman, SEIAA, Haryana at Bay's No. 55-58, 1st Floor, Paryatan Bhawan, Sector-2, Panchkula, Haryana.

List of Participants

1. **Prof. R. Baskar,** **Expert Member, SEIAA**
FGGS School of Sciences.
IGNOU, Delhi

(Attended 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, Haryana (SEIAA), (hereinafter refer to as, “The Authority”), greeted the Members and requested the Member Secretary to give a brief background of the Proposals to be placed before the Authority as **“Agenda Items (Sr. No. 1 to 20)”** for discussions in the said meeting.

“Later, the Minutes of the 162nd Meeting of SEIAA held on 19.07.2023 were **“CONFIRMED”** as part of the proceedings of 163rd Meeting” being held on 02.08.2023.

Meeting : 163rd
Date : 02.08.2023

AGENDA ITEMS
(Sr. No. 1 to 20)

The Authority took up the following Proposals during 163rd Meeting for consideration and decisions thereof:

Item No. 163.01

Environment Clearance for Proposed Sand Mining project at Village Dostpur, Tehsil & District Palwal, Haryana (Mining lease area: 65.98 ha) by M/s Darsh Buildinfra Private Limited.

1.	Proposal	<u>Grant of Fresh Environment Clearance (EC)</u>
2.	Project Proponent	M/s Darsh Buildinfra Private Limited
3.	Location & Category of the Project	Village Dostpur, Tehsil & District Palwal, Haryana 1 (a)
4.	Project Cost	Rs. 3.87 Crores as per Form (I).
5.	Project Consultant	Eco Paryavaran Laboratories and Consultants Pvt. Ltd.
6.	NABET, ACCREDITATION	<u>NABET/EIA/2223/SA 183</u> Validity: 17/12/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIN/432052/2023 dated 20.06.2023** for Grant of **Environment Clearance**, within the scope and meaning of category 1(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 045227 dated 16.02.2023** (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 **272nd meetings of SEAC held on 14.07.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority **for Grant of Environment Clearance for ONE YEAR**, under EIA Notification dated 14.09.2006 issued by

the MOEF & CC, GOI for *Mining of Sand (Minor Mineral) from the Riverbed of Yamuna River in Dostpur Block with 29,16,000 MT/year production* as mentioned in LOI/ Mining Plan /EIA Report/ ToR/ DSR/ Replenishment Report for plan period **with maximum depth upto 3.0 meter** as mentioned in Replenishment Study Report approved by Director Mines & Geology, Haryana and for quantity of 29,16,000 TPA.

Findings and Decision of THE AUTHORITY (SEIAA):

The said Proposal was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After having gone through the details and relevant record placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), the Authority observed as under:

- 1. Whereas, the said Project is proposed to come up for Mining activities at Village Dostpur, Tehsil & District Palwal, Haryana (Mining lease area: 65.98 ha) by M/s Darsh Buildinfra Private Limited and “TEST REPORTS” at Page No. 185 & 186, pertains to Village Palsari, Bharampur, District Roop Nagar, Punjab and Village Hadiwal, District SBS Nagar, Punjab. This is baffling and bemusing as why the TEST REPORTS of some other States have been attached for seeking Environment Clearance in the said case.**
- 2. District Survey Report (DSR) submitted by the Project Proponent and the same scrutinized by the Appraisal Committee (SEAC) is not in accordance with the directions of MOEF & CC, GOI, issued vide OM dated 28.04.2023 and the judgement dated 10.11.2021 of Hon’ble Supreme Court of India passed in Civil Appeal No. 3661 of 2020.**
- 3. With regard to Green Belt Development Plan submitted by the Project Proponent and the same appraised by the SEAC is not convincing as number of plant recommended are nearly 3000 per Hectare (five year plan), which otherwise should be around 45000 trees . This needs to be re-examined and re-appraised in the good**

interest of environmental remedial measures and environmental protections activities.

In view of the above, the authority deemed it appropriate to **REFER BACK** this case to the Appraisal Committee (SEAC) to re-look into all observations listed above at **Sr. No. 1 to 3** and any other relevant issue pertaining to the project.

Accordingly, the case is Referred back to SEAC.



Meeting : 163rd
Date : 02.08.2023

Item No. 163.02

Extension of Validity of EC for Mining Project Shamtoo-1/PKL B-11 at Village Shamtoo & Rattewali, District Panchkula, Haryana by M/s Starex Minerals.

1.	Proposal	Extension of Validity of Environment Clearance (EC)
2.	Project Proponent	M/s Starex Minerals
3.	Location & Category of the Project	Shamtoo-1/PKL B-11 at Village Shamtoo & Rattewali, District Panchkula 1(a)
4.	Project Cost	Rs. 21 Crore
5.	Project Consultant	P and M Solutions
6.	NABET, ACCREDITATION	NABET/EIA/1922/IA0053 Validity: 01/09/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIN/301567/2023 dated 25.06.2023** for seeking **Extension of Validity of EC letter dated 16.08.2022** under Category 1(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 829785 dated 28.06.2023** (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 **272nd meetings of SEAC held on 14.07.2023** and **the Appraisal Committee (SEAC) made recommendations to the Authority for Grant of Extention of Environmental Clearance to the project upto validity of approved Mining Plan and upto depth of 1 mtr and for quantity of 4,00,000 TPA, as already approved in the EC issued for this Project dated 16.08.2022.**

Findings and Decision of THE AUTHORITY (SEIAA):

The said Proposal was taken up during 163rd Meeting of SEIAA held on 02.08.2023.

The Authority after having seen the relevant record placed on the file and considering the recommendation of the Appraisal Committee (SEAC), observed that report regarding Replenishment issued by the State Geologist, Mines & Geology Department, Haryana appears to be un-realistic and fragile on facts. This needs a careful appraisal and realistic recommendations; in future.

With regard to Grant of Extension of validity of period for the Mining Activities, requested by the Project Proponent and recommended by the Appraisal Committee is considered by the Authority subject to the followings as under:

Stipulation imposed in the Earlier Environment Clearance letter dated 16.08.2022	Unchanged
Depth of the Mining Material	1 meter (No Change)
Type of Material allowed to be mined at the Project Site	As per Environment Clearance letter dated 16.08.2022 (No change)
Production Capacity	4,00,000 TPA (No Change)
Validity	As per Mining Plan approved by Mines & Geology Department, Haryana

Therefore, the Authority **decided to accord approval to the proposal**, subject to the condition that Mining activities shall be carried out strictly in accordance with **Sand Mining Guidelines, 2020 issued by MOEF & CC, GOI**.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.03

Environment Clearance for Proposed Mine (ML Area: 79.32 ha) with Production Capacity Quartz: 0.14 MTPA, Feldspar: 0.52 MTPA, Barites: 0.001 MTPA, Quartzite & Stone (Road Metal & Masonry Stone): 8.42 MTPA & Soil: 1.0 MTPA; (Total Excavation: 10.081 MTPA) along with 4 Mobile Crushers with (4 x 300) TPH Capacity at Village: Musnota, Tehsil: Narnaul, District: Mahendragarh, Haryana by M/s Satish Kumar Garg.

1.	Proposal	<u>Grant of Fresh EC</u>
2.	Project Proponent	M/s Satish Kumar Garg
3.	Location & Category of the Project	Village Musnota, Tehsil: Narnaul, District: Mahendragarh, Haryana 1 (a)
4.	Project Cost	₹ 22 Crore
5.	Project Consultant	J. M. Environet Pvt. Ltd.
6.	NABET, ACCREDITATION	Certificate No.: NABET/EIA/2023/SA 0172 Validity: 07/08/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIN/429215/2023 on 11.05.2023** for grant of **Environment Clearance**, within the scope and meaning of category 1(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 208783 dated 23.05.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

Appraisal & Recommendations of SEAC:

Lastly, the case was taken up in 272nd meeting held on 14.07.2023. During the meeting, the PP submitted reply of the observations raised by SEIAA as under:

Point 1	That production capacity as submitted by the Project Proponent (10.081 MTPA) and recommended by the Appraisal Committee (9.081 MTPA in basic details at Sr. No. 14) reflects variations.
Reply	➤ Production capacity of 10.081 million TPA includes following:

S. No	Particular	Production (MTPA)
1.	Quartz	0.14 MTPA
2.	Feldspar	0.52 MTPA
3.	Barites	0.001 MTPA
4.	Quartzite & Stone (Road Metal & Masonry Stone)	8.42 MTPA
5.	Soil/OB	1.0 MTPA
Total Excavation		10.081 MTPA
<ul style="list-style-type: none"> ➤ While 9.081 MTPA is comprises of Quartz-0.14 MTPA, Feldspar-0.52 MTPA, Barites – 0.001 MTPA and Quartzite & Stone (Road Metal & Masonry Stone) – 8.42 MTPA. ➤ In this case, Mineral production is 9.081 MTPA and Soil/OB of 1.0 MTPA. Thus, total excavation is 10.081 MTPA ➤ Same figures have been shown in Mining Plan approved by Department of Mines and Geology, Haryana, Panchkula vide Memo no. DMG/HY/MP/Musnota/415-418, dated 02.02.2021. (Copy enclosed as <u>Annexure 1</u>) 		
Point 2:	Issue regarding 1.0 MTPA soil required clarification	
Reply:	<ul style="list-style-type: none"> ➤ Generally, MoEFCC grants Environment Clearance for total excavation which includes mineral, waste, soil etc. Our proposal is for 9.081 million TPA production capacity of Quartz, Feldspar, Barites and Quartzite & Stone (Road Metal & Masonry Stone) while 1.0 million TPA soil is additional quantity which will also be generated while doing production and it is part of total excavation. In this case, Mineral production is 9.081 MTPA and Soil/OB of 1.0 MTPA. Thus, total excavation is 10.081 MTPA ➤ Same figures have been shown in Mining Plan approved by Department of Mines and Geology, Haryana, Panchkula vide Memo no. DMG/HY/MP/Musnota/415-418, dated 02.02.2021. (Copy enclosed as <u>Annexure 1</u>) 	
Point 3:	Observations/directions made by Hon'ble Punjab and Haryana High Court in CWP No 4450 of 2019 titled as Satish Kumar Garg & Company Versus State of Haryana & Others vide order dated 08.04.2019.	
Reply	<p>Project Proponent(PP) M/s Satish Kumar Garg & Co had filed CWP No. 4450 of 2019 in Hon'ble Punjab and Haryana High Court praying for direction to the respondents including Mines and Geology Department, Haryana to allow them to commence mining operation on the basis of draft EIAR on the precedent of Goverdhan Mines & Minerals mining lessee of Dadam mines of district Bhiwani who were permitted by the Hon'ble Punjab and Haryana High Court vide its order dated 4.12.2018 passed in CWP No28378 of 2018 Goverdhan Mines & Minerals Vs UOI & Others (copy of the order dated 4.12.2018 is attached as <u>Annexure 2</u>) to commence mining operation on the basis of EC granted to the previous lessee M/s KJSL. Hon'ble Punjab and Haryana High Court while disposing of the CWP No 4450 of 2019 on 08.04.2019 passed following order:-</p> <p style="text-align: center;"><i>“Having regard to the limited prayer made, seeking direction to</i></p>	

the Ministry of Environment and Forest to consider the grant of environment clearance to the petitioner, we deem it appropriate to direct the Union of India-Ministry of Environment and Forest to decide the matter at hand, as expeditiously as possible preferably within a period of six weeks from the date of receipt of certified copy of the order.

Petition is disposed of.”

Thus, CWP No 4450 of 2019 stood disposed of on 8.04.2019. The order dated 08.04.2019 of the Hon'ble Punjab and Haryana High Court were rendered infructuous as MOEFCC did not comply with this order and granted EC to PP within the stipulated period. (a copy of the order dated 8.04.2019 is attached as **Annexure -3**).

Point 4: **Current status and standing of the CWP No 4450 of 2019 titled as Satish Kumar Garg & Company Versus State of Haryana & Others in the light of proceedings before the Hon'ble Supreme Court of India (SLP Diary No 14442 of 2021) for condonations of delay in filing.**

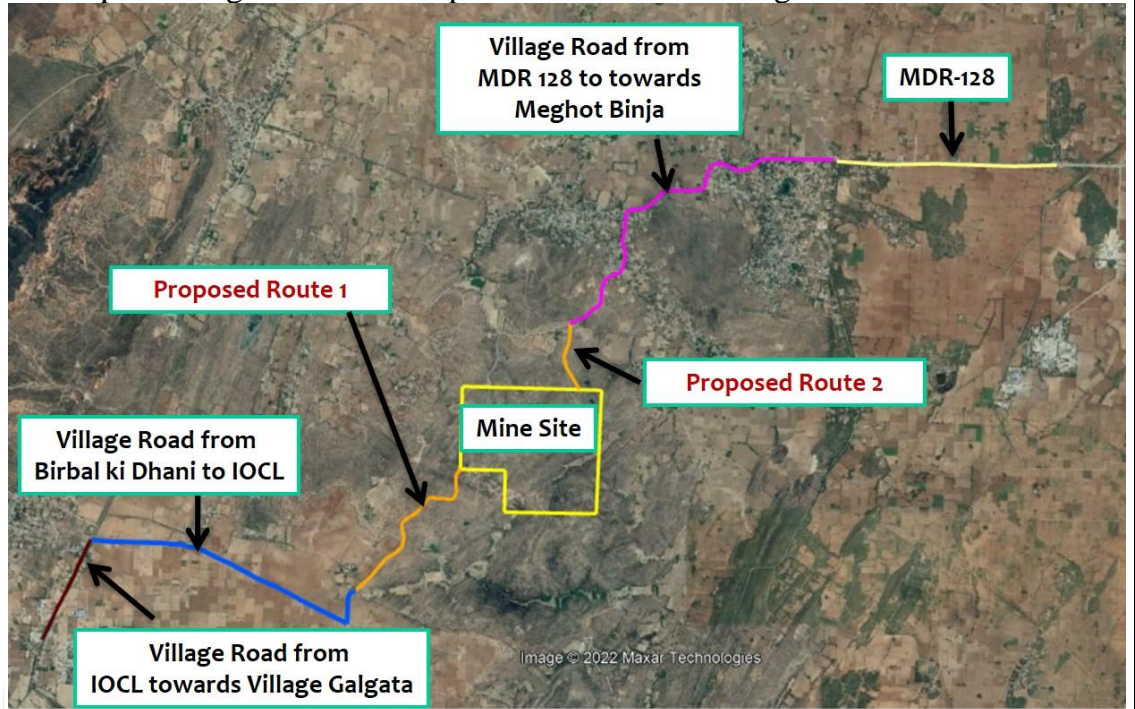
Reply In view of the position explained in preceding para **there is no current status and standing of CWP No 4450 of 2019 as it stood disposed of on 8.04.2019.** This writ petition had no relevancy with the SLP Diary No14442 of 2021 which has been filed challenging the order of Hon'ble Punjab and Haryana High Court passed in CWP No.2682 of 2018 M/s Satish Kumar Garg & Co Vs State of Haryana dated 26.04.2018 directing the Forest Department Haryana to give NOC to the PP as prayed for in the writ petition. Hon'ble High Court while allowing the writ petition on 26.04.2018 set aside the refusal of Forest Department to grant NOC vide its letter dated 28.10.2016. In compliance with this order dated 28.04.2018 of the Hon'ble High Court the DFO Mahendergarh issued a fresh NOC on 28.10.2018 reviving the earlier NOC dated 16.09.2002. **No appeal was filed either by the Forest or by Mines Department in Hon'ble Supreme Court of India challenging the order dated 28.04.2018 of Hon'ble High Court. Thus, judgment of Hon'ble High Court dated 28.04.2018 attained the finality and is binding on both Forest or Mines Department, Haryana** four SLPs were filed in Supreme Court of India including that of Bheem Singh challenging the High Court order dated 28.04.2018. The Supreme Court issued notices to the respondents on the application for condonation of delay and limitation. There is a delay of 700 days in filing of SLPs. **No interim order has been passed by the Hon'ble Court** It is doubtful whether these will be entertained or not on the ground of excessive delay. The cases are not being listed for hearing as petitioners till date have not filed affidavits for service of dasti notices to the respondents, delaying the matter deliberately as EAC was withholding grant of EC to the PP on this account. The Hon'ble Supreme Court vide order dated 30.11.2022 gave last opportunity to the petitioners to file affidavits for service of dasti notices to the respondents. A copy of the order of Supreme Court of India dated 30.11.2022 is attached as **Annexure 4**. It is doubtful whether these SLPs will be entertained or not on the ground of excessive delay. In these circumstance with holding grant of EC on

	<p>this ground is not legally valid EC can be granted subject to the outcome of these cases</p> <p>PP hereby undertakes by the way of Affidavit that Instant matter of Special Leave Petitions SLP(C) diary no.23870 of 2021 titled Bheem Singh & Anr Vs M/s Satish Kumar Garg & Company &Ors., filed against the Project Proponent before the Hon'ble Supreme Court of India is pending before the Hon'ble Supreme Court and they will abide by the outcome of supreme court judgement and shall work in due course of Law. Affidavit in this regard is enclosed as <u>Annexure 5</u></p>
Point 5:	Clear cut commentary & recommendation on the issue of validity of the Environment Clearance in the light of MoEF&CC, GOI Notification dated 12.04.2022
Reply	<p>As per Para IV of MoEFCC Notification dated 12.04.2022, it is mentioned w.r.t validity of Environment Clearance that <u>“The prior Environment Clearance granted for mining projects shall be valid for the project life as laid down in the Mining Plan approved and renewed by Competent Authority from time to time, subject to a maximum of thirty years, whichever is earlier”</u>. In view of MoEFCC Notification dated 12.04.2022, we request to grant Environment Clearance to the project for a validity period of 30 years. Copy of MoEFCC Notification dated 12.04.2022 is enclosed as <u>Annexure 6</u></p>
Point 6:	Appraisal Committee (SEAC) needs to look into the distance of proposed Mining Site from the Closest inhabitation and clear-cut view on the same, whether this could not be a source of inconvenience and threat to Environment around.
Reply	<p>Nearest Village is Sadha ki Dhani ~300 m in NE direction from the mine site. No inconvenience is caused as transportation route does not pass through the said village. However, following mitigation measures will be taken to reduce the impact on habitation:</p> <ul style="list-style-type: none"> ➤ No mining will be done within 300 m from any structure ➤ Air quality modelling has been carried out & incremental value for PM10 is 4.42 µg/m³, PM2.5 is 1.788 µg/m³ SO2 is 2.020 µg/m³ and for NO2 is 2.35 µg/m³ due to mining operations within the mine and in nearby habitation the value of PM10 will be 0.20 µg/m³ which will be reduced by taking proper protection measures. ➤ Mining will be carried out as per the provisions outlined in mining plan approved by Dept of Mines & Geology, Haryana as well as according to the guidelines of Director General Mines Safety (DGMS) ➤ Controlled blasting shall be done by latest blasting technique using shock tube detonator ➤ Permanent water sprinkling arrangements (15 HP) for main haulage road will be done ➤ One water tanker (12 KL) for water sprinkling in other roads and mining areas will be deployed ➤ Regular haul road maintenance will be done by deployment of motor grader (195 HP) & soil compactor (112 HP).

	<ul style="list-style-type: none"> ➤ Bag filter installation at Crusher Hopper will be done ➤ Water Sprinkler system at crusher hopper and transfer point will be provided ➤ No overloading of material will be done during transportation. ➤ Maintenance of vehicles will be carried out regularly for minimization of generation of gaseous pollutants. ➤ Plantation will be done on worked out benches of an area of 23.36 ha with total 58400 saplings from 6th to 20th year ➤ Green belt shall be around 7.5 m periphery covering an area of 2.81 ha (No. of saplings: 7025) ➤ No alteration in ecology of neighbourhood/Aravali ecology due to mining ➤ Greenbelt and plantation will be done over an area of 26.18 ha with Neem, Amaltas, Mango, Sita Ashoka, Arjun, Imli, Jamun, Shisham, Papdi, Bad, Goolar etc. Replacement of dead trees will be done every year. Copy of Affidavit in this regard is enclosed as <u>Annexure 5</u> ➤ 4 Ambient Air Quality Monitoring Stations will be established at Mine Site and nearby villages: Musnota, Nangal Daru, Gangytana, Panchnota ➤ Fugitive dust emission monitoring (5 locations * monthly) will be done
Point 7:	Clear Cut demarcation of route and passage to be used for transportation of Mining material/activities
Reply	<ul style="list-style-type: none"> ➤ Initially, application for diversion of forest land of 0.9350ha for construction of kutchcha path was submitted on 26.11.2021. ➤ Later on, EAC noted that road width of 4.5m is grossly inadequate and PP should make it to minimum 9m wherever applicable in all four evacuation routes. ➤ Hence, as per suggestion of Hon'ble EAC, Updated Application has been submitted to Forest Department for diversion of forest land of 2.4326 ha instead of 0.9350 ha vide proposal no FP/HR/Approach/151191/2022 dated 16.04.2022 under Section 2 of the Forest Conservation Act, 1980 for use of forest land for non-forest purposes. Copy of application is enclosed as <u>Annexure 7</u> ➤ The selected path is the most suitable location for transportation. Also, as per revenue record legal status of this land is GairMumkinPahad and ownership of Village Panchayat. Letter from DCF stating that no forest land involved in the lease arear is enclosed as <u>Annexure 8</u> ➤ This path will be connected through Khasra No 459, 465, 466, 504, 514, 578, 650, 651, 652, 672 and 689 of Village Musnota. ➤ Out of these, cemented road has been constructed by the Village Panchayat in Khasra No 459, 465, 466 and 504, Whereas, Katcha road is available in Khasra No 514, 578, 650, 651, 652, 653 and 659. This katcha road will be further strengthen by PP ➤ Land for compensatory afforestation has also been selected and communication has been made with DCF for finalization of land. Copy of same is enclosed as <u>Annexure 9</u> ➤ PP will assure that transportation through the route will be done after obtaining forest clearance. ➤ PP hereby undertakes that during implementation of project, if any kind of

damage to the Wildlife and its habitat is reported then PP shall be liable for necessary action taken as per Wildlife (Protection) Act, 1972.

- Affidavit in this regard is enclosed as **Annexure 5**
- Map showing route for transportation of material is given below:



Committee discussed the above reply at length and asked PP to clarify some more points to which PP submitted following reply:

Point 1	On first page of Mining plan, Targeted production capacity is mentioned as 90,00,000 MT/Year (Quartz=99,000 MT, Feldspar=500000, Baites=1000 MT and Quartzite & Stone (Road Metal & Masonry Stone)=84,00,000 MT) while proposal submitted is for 9.081 MTPA. Clarification in this regard need to be submitted																		
Reply	<ul style="list-style-type: none"> ➤ On first page of Mining plan, Targeted production capacity is mentioned as 90,00,000 MT/Year (Quartz = 99,000 MT, Feldspar = 500000, Baites = 1000 MT and Quartzite & Stone (Road Metal & Masonry Stone) = 84,00,000 MT) which is average production capacity. ➤ While we have taken the maximum production capacity 9.081 Million TPA. Breakup is given below: <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>S. No</th> <th>Particular</th> <th>Production (MTPA)</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Quartz</td> <td>0.14 MTPA</td> </tr> <tr> <td>2.</td> <td>Feldspar</td> <td>0.52 MTPA</td> </tr> <tr> <td>3.</td> <td>Barites</td> <td>0.001 MTPA</td> </tr> <tr> <td>4.</td> <td>Quartzite & Stone (Road Metal & Masonry Stone)</td> <td>8.42 MTPA</td> </tr> <tr> <td colspan="2">Total Excavation</td> <td>9.081 MTPA</td> </tr> </tbody> </table> <ul style="list-style-type: none"> ➤ Same figures have been shown in Mining Plan (Page no 24) approved by Department of Mines and Geology, Haryana, Panchkula vide Memo no. DMG/HY/MP/Musnota/415-418, dated 02.02.2021. (Copy enclosed as <u>Annexure 1</u>) 	S. No	Particular	Production (MTPA)	1.	Quartz	0.14 MTPA	2.	Feldspar	0.52 MTPA	3.	Barites	0.001 MTPA	4.	Quartzite & Stone (Road Metal & Masonry Stone)	8.42 MTPA	Total Excavation		9.081 MTPA
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Total Excavation		9.081 MTPA																	

Point 2		Clarification regarding Forest land and Aravali plantation not involved in mining lease area	
Reply	Detailed chronology which shows that mining lease is not a part of Forest land and Aravali plantation is given below:		
S. No.	Status/Detail	Letter No & Date	
1	The original mining lease was executed in favor of Sh. Satish Kumar Garg & Company over an area of 79.32 ha for a period of 20 years	29.04.2002 (Annexure 2)	
2	NOC was granted by Dy. Conservator of Forest Mahendragarh clarifying that the <u>land of Khasra No 599, 600, 601, 626, 627, 628, 648, 649 in Village Musnota is not a forest land.</u>	16.09.2002 (Annexure 3)	
3	DFO Mahendragarh issued a letter wherein it was stated that land on which mine lease was located in <u>Khasra No 599, 600, 601, 626, 627, 628, 648, 649</u> was covered under Aravali Plantation.	28.10.2016 (Annexure 4)	
4	The Lessee & Company challenged this order/letter of DFO, Mahendragarh in Hon'ble Punjab and Haryana High Court. <u>The High Court Judgment permitted mining on the lease area of 79.32 ha in favor of PP</u>	Civil Writ Petition (CWP) no. 2682 of 2018, dated 26.04.2018 (Annexure 5)	
5	<u>Forest Dept issued a letter in compliance of the High Court order dated 26.04.2018</u> the DFO Mahendragarh clarified that previous letter dated 28.10.2016 from DFO Mahendragarh (wherein mentioned that lease is located on Aravalli plantation) <u>stands rescinded.</u>	21.06.2018 (Annexure 6)	
4	In Hon'ble Punjab and Haryana High Court in the matter of Satish Kumar Garg vs State of Haryana has directed MoEF&CC to consider the grant of EC to the petitioner and decide the matter at hand, as expeditiously as possible preferably within a period of six weeks from the date of receipt of certified copy of the order.	Civil Writ Petition (CWP) no. 4450 of 2019, Dated 08.04.2019 (Annexure 7)	
5	The special leave petition filed against order dated 26.04.2018 and same has been dismissed as withdrawn from Supreme Court of India.	IA No. 56967/2020, Dated 02.11.2020 (Annexure 8)	
6	Certificate received from the Director General, Mines and Geology, Haryana vide their Memo No Glg/HY/E-2625/7045. ➤ As per certificate Para No 4 of this Letter states that - " <u>As regard other part that the Project areas likely to come under the "Aravali Range", (attracting court restrictions for mining operations), it is informed that area in question is Gairmumkinpahar falling in district Mahendragarh. In this regard, you are aware that the Notification dated 07.05.1992 of the MoEFCC, GOI in general is referred as Aravalli Notification and the area of GairMumkinpahar falling within the district Gurugram and Nuh (Which were part of erstwhile district Gurugram) are covered under notification dated 07.05.1992 but</u>	20.12.2021 (Annexure 9)	

	<p><u>the area of District Mahendergarh are not covered under said notification. Hence the area granted on lease in your favor is not covered by Aravalli Notification i.e. Notification dated 07.05.1992 of the MoEFCC, GOI."</u></p> <p>➤ Para 5 of this Letter states that "<u>As regard the area attracting court restrictions for mining operations, you are aware that the Hon'ble Supreme Court vide orders dated 18.03.2004 passed in M.C. Mehta case - WP (C) 1785 OF 1985) directed that no mining operation shall be undertaken in the areas where plantation was undertaken with the help of foreign funds by the State Forest Department under Aravalli Project.</u> the matter relating to areas covered under Aravalli Project Plantation is dealt by the Forest Department..... However, The perusal of explanation given in the ToR itself makes clear that the Forest Department on 21.06.2018 withdrew/rescinded its earlier letter dated 28.10.2016. <u>As per same read with NOC dated 16.09.2002 of the Forest Department, the area in question being not forest area or covered under Aravalli project plantation, so it is clear that the area does not fall under Court restrictions. Accordingly, you may take further necessary action to get the required approvals including Environment Clearance of the MoEFCC, GOI."</u></p>	<p><i>Supreme court order enclosed as Annexure 10)</i></p>
7	Principal Chief Conservator of Forests; Haryana letter no NT/7103 dated 31.03.2022 stating that Kharsa no. 599, 600, 601, 626, 627, 628, 648 & 649 does not fall under the Aravalli Plantation	31.03.2022 <u>Annexure 11</u>
8	Letter has been received from Joint Director, Director General Env & CC Dept vide Memo No DE&CC/2022/838 dated 07.04.2022 stating that Aravali Notification dated 07.05.1992 is applicable only in Gurugram and Alwar District of Haryana and Rajasthan	07.04.2022 <u>Annexure 12</u>
9.	Map extracted from State Forest department website during year 2000 to 2021 showing no forest land involvement in ML Area	<u>Annexure 13</u>
10.	Map extracted from NRSC showing no forest land in ML Area	<u>Annexure 14</u>
11.	Jamabandi showing mining lease is GairMumkinPahad	<u>Annexure 15</u>
Point 3	Affidavit as discussed during meeting	
Reply	Copy of affidavit as discussed during meeting is enclosed as <u>Annexure 16</u>	
Point 4	Court order showing mining has already been carried out since year	
Reply	Court order mentioning that mining is already being done on contract basis during year 1977 to 2007. Page no 4 and 5 of court order can be referred and same is enclosed as <u>Annexure 5</u>	
Point 5	Report of visit done by State Forest Department, Tehsildar and Mining Officer along with attendance for demarcation of lease area directed by DFO	
Reply	Initially DFO directed to Mining Officer on 10.07.2018 for demarcation of lease area after site verification and mining officer wrote to Tehsildar on 16.07.2018 for	

	demarcation and visit of lease area was done by Official of State Forest & Mining Department in presence of Sarpanch and Other Local villagers along with revenue department on 28.07.2018. Copy of Correspondence along with attendance sheet and Visit report and current status report duly authenticated by Deputy Commissioner is enclosed as <u>Annexure 17</u>
Point 6	Clear cut commentary & recommendation on the issue of validity of the Environment Clearance in the light of MoEF&CC, GOI Notification dated 12.04.2022
Reply	As per Para IV of MoEFCC Notification dated 12.04.2022, it is mentioned w.r.t validity of Environment Clearance that “ <u>The prior Environment Clearance granted for mining projects shall be valid for the project life as laid down in the Mining Plan approved and renewed by competent Authority from time to time, subject to a maximum of thirty years, whichever is earlier</u> ”. Therefore, validity of Environment Clearance should be 30 years as per MoEFCC Notification dated 12.04.2022. Copy of MoEFCC Notification dated 12.04.2022 is enclosed as <u>Annexure 18</u>

A detailed discussion was held on the above mentioned reply submitted by PP to the observation raised in its 159th meeting by SEIAA as well as observations raised by SEAC in this meeting. In this case, proper public hearing was conducted and points/public demands raised during the public hearing thoroughly discussed and also were incorporated in the report submitted by Deputy Commissioner. It is also pertinent to mention here that as per record, all the parameters were taken up in the various meetings conducted before MoEF&CC, GoI. Further, in its 269th meeting, SEAC has already recommended to increase the amount/budget provided in EMP. It has already been discussed that the PP shall obtain permission from Forest Department regarding the transportation rasta going through Aravali area. An affidavit has already been taken in record, in this regard.

Dr. Rajesh, Mining Officer a representative from the office of Director General, Mines and Geology, Haryana was also present during the meeting and submitted that he has personally visited the site and confirmed that the project site is a barren government land having no important trees/plants grown there.

The committee considered the reply submitted by PP and after detailed deliberation Committee was of the unanimous view that this case be **again recommended to SEIAA for grant of Environment Clearance as conveyed vide 269th Meeting of SEAC.**

Findings and Decision of THE AUTHORITY (SEIAA):

The aforesaid Proposal was again taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

MOEF & CC, GOI vide F. No. IA-J-11015/14/2021-IA-II(M) dated 01.06.2023 transferred the instant Proposal alongwith record file (photocopies) to State Environment Impact Assessment Authority, Haryana for further necessary action.

In the background of this case, it is relevant to place on the record that the Divisional Bench of Hon'ble Punjab & Haryana High Court was pleased to make certain directions to MOEF & CC, GOI in the case of **M/s Satish Kumar Garg & Company Versus State of Haryana and Others (CWP No. 4450 of 2019)** vide order dated 08.04.2019, relevant part of the same is reproduced as under:

XXXXXXXXXXXXXXXXXXXXX.....

Having regard to the limited prayer made, seeking direction to the Ministry of Environment and Forest to consider the grant of environment clearance to the petitioner, we deem it appropriate to direct the Union of India-Ministry of Environment and Forest to decide the matter at hand, as expeditiously as possible preferably within a period of six weeks from the date of receipt of certified copy of the order”

.....XXXXXXXXXXXXXXXXXXXXX

The Authority after having gone through the record pertaining to the case and further perusing the recommendation of Appraisal Committee from **Noting Page Number 28 to 34** alongwith the observations dated 28.07.2023 made by one of the Member of the Expert Appraisal Committee Sh. Rajibir Singh Bondwal, IFS (Retd.) and comments on the same by the Member Secretary and Chairman of the State Expert Appraisal Committee (SEAC), **agreed that no mining activities can be allowed to be undertaken, if statutory requirements or required criteria is not upto the observance of the relevant provisions of Act & Rules, as may be applicable.**

But, at the same time, such criteria and yard stick can't be applied in varied manner and fashion, when it comes to the similar and almost the same location. The Yard stick has to be

uniformed and consistent, without compromising any aspect of the ecology and surroundings, which stands as threat and dent to the Environment.

While examining the record, the Authority observed that Mining Activity sites have been functional within the vicinity of 1.25 Km to 4.5 km radius from the proposed Project Site. Details of the same are depicted below in tabulated form:

Sr. No.	Name of area/villages of leases within 10 km radius	Direction	Approx Distance (in km)
1.	Musnota	North-West	1.25
2.	Pachnota	North-West	3
3.	Bhakhrija	North-East	4
4.	Bedhanti/Dostpur	South-East	6
5.	Dokhera	South-East	4
6.	Golwa (02 lease)	South-East	1.75-2
7.	Bayal (02 lease)	South-West	2.50 - 4.50

In the light of details above and emerging matrix of the facts, indicates that mining activities have already been going on in the close proximity of the proposed project site.

Therefore, keeping in view the recommendations dated 20.07.2023 & subsequent comments dated 28.07.2023 of the Appraisal Committee (SEAC) and directions dated 08.04.2019, made by the Hon'ble Punjab and Haryana High Court in the case of **M/s Satish Kumar Garg & Company Versus State of Haryana and Others (CWP No. 4450 of 2019)**, the Authority is inclined to consider the proposal positively i.e. **agreed to GRANT ENVIRONMENT CLEARANCE for the Project, subject to the following conditions:**

1. That the Project Proponent shall carry out Mining Activities within the mining leased area as per the **APPROVED MINING PLAN** issued by Mines & Geology Department, Haryana.
2. That the Project Proponent shall not carry out Mining Activities within the Green Area.
3. That Project Proponent shall ensure that no loss or damage is caused to the local area ecological set up, in any manner.
4. That Project Proponent shall strictly adhere to provisions of Approved Mining Plan, relevant provisions of Forest Act, and other relevant, Acts / Rules (as may be applicable).

5. That validity of the project shall be AT PAR with the Approved leased period within the scope & meaning of Approved Mining Plan.
6. That Environment Clearance granted to the said project is subject to the final, outcome of pending Court Cases, if any.

Accordingly, the case is disposed of.



Meeting : 163rd
Date : 02.08.2023

Item No. 163.04

Environment Clearance Under Violation Category for Proposed Industrial Estate project in Sector-37 at Karnal, Haryana by M/s HSIIDC Karnal.

1.	Proposal	<u>Fresh Environment Clearance (Under Violation)</u>
2.	Project Proponent	M/s HSIIDC Karnal.
3.	Location & Category of the Project	<u>Sector-37 at Karnal, Haryana</u> 8(b)
4.	Project Cost	₹ 364.97 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05/04/2026.

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIS/78835/2022 on 25.06.2022** for **Grant of Environment Clearance** under **violation category** within the scope and meaning of **Category 8(b)** of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 701138 dated 09.11.2021** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

Appraisal & Recommendations of SEAC:

Lastly, the case was taken up in 272nd meeting held on 14.07.2023. The PP and consultant appeared before the committed and presented their case. They were informed about a fresh compliant received in this case through email on dated 11.07.2023. The copy of the same was already circulated to PP/consultant on dated 12.07.2023. PP submitted the reply of the complaint in tabular form as follows:

S. No	Complaint	Reply
1.	The project has been sited on fertile	The land of Sector-37 Karnal has been

	agricultural land being the old Yamuna flood plain. This incorrect siting facilitated after the land acquisition notification dated 27/4/2006 by a master plan notification dated 12/8/2008. This master plan notification being arbitrary, unscientific, not subjected to the rigour of an EIA process and not holding any environment clearance or validity.	acquired as per Development plan wherein it has been marked as Industrial Sector. Master plan was made by different department and we do not have to say anything in that process.
2.	The project proponent was granted a ToR on 19/6/2008 by MoEF & CC for an industrial area of size 350 Hectares. This lapsed in 2012. Pursuant to its lapse the Office of the Development Commissioner MSME, GoI, Nirman Bhawan, New Delhi 1100108 on 1/11/2012 approved the setting up of a common facility centre for plastic print and packaging cluster in Karnal. HSIIDC in its allotment letter dated 15/10/2012 clearly states that plot 1,2 and part of 3 are being allotted for a common facility/ RD centre for print and packaging units. Three hundred units of offset printing, packaging units and screen printing are envisaged in the industrial cluster.	HSIIDC has already applied under violation category due to the reason that HSIIDC had allotted one industrial plot bearing number 1, 2, 3 in sector 37, Karnal where shortly after allotment construction and operations commenced. The industry namely M/s Karnal Print & Pack Cluster Pvt. Ltd. is presently doing the paper cutting for packaging purposes. This industry has recently obtained Consent to Establish (CTE) on dated 06.06.2023 from the Regional Officer, HSPC Karnal. For the work of printing for two years wherein they shall use food grade water based ink and shall install ETP along with boiler, the copy of CTE is enclosed for ready reference.
3.	When applying for a fresh ToR in 2019 the above facts were not mentioned by the project proponent i.e. industries envisaged.	This proposal is de-listed in 137 th Meeting of SEIAA Haryana held on dated: 25.03.2022 .
4.	When applying for a fresh ToR as a violating unit and obtaining the ToR 26/5/2022 the above facts were not mentioned by the project proponent i.e. industries envisaged.	We have applied under violation category. All the facts were reported in the EIA report.
5.	In the 245 th meeting of SEAC held on 25/07/2022 and 26/07/2022 the project proponent was requested to give details of proposed industries. To the best of my knowledge this has not been done till now.	We have already submitted the details of industries which will be proposed in the site project. There will be pharmaceutical, Agriculture, Printing & Packaging, Automobiles and some other industries in the project.
6.	The reason for raising the above is to highlight that on incorrect submission of project details i. e. proposed composition of industries incorrect ToRs have been issued. The resultant EIA/EMP submitted have	We have submitted the correct details and calculated the water consumption, quantum of sewage discharge as per norms.

	defective figures on water consumption, quantum of sewage discharge, quantum of plastic discharge, quantum of chemical discharge from dyes and chemicals and quantum of waste discharge. An EC based on an incorrect EIA/EMP which is apparent would be a failure of the EIA/EMP process.	
7.	The NGT southern zone has recently decided Thomas Lawrence V/s SEIAA. NGT Delhi has decided Kanhaiya Lal Gadri V/s MoEF 29/7/2022 and Tushar Kanti Dubey V/s UoI on 25/5/2022 all of which highlight that a defective ToR and consequently defective EIA/EMP are violated of the principle of precautionary care and sustainable development.	We have obtained Terms of Reference under violation category (ToR) from SEIAA Haryana through memo no. SEIAA (140)/HR/2022/950 Dated 16.05.2022.
8.	HSI IDC without registering with HRERA or holding EC has already conducted auctions of the acquired land. This besides the damage caused by unit 1, 2, 3 functioning since 2012 without consent to establish/operate.	The acknowledgment of order dated: 07.04.2022 is not traceable in H.O. as well as in Field office. However, this office has initiated for registration in HRERA and the same shall be obtained accordingly.

The PP also submitted **reply to the observations raised by SEIAA 159th** meeting as following:

S. No.	Observations	Reply against observation
1.	The Authority after having gone through the details & record placed on the file along-with perusing the recommendations of the Appraisal Committee (SEAC), observed that more clarity is required regarding the actual status & quantum of violations at the project site with current status, to enable the authority to understand the factual position.	<p>We are hereby submitting an affidavit cum undertaking regarding actual status of the project. (Copy attached as Annexure-I). The contents of an affidavit submitted are as below:</p> <p><i>“That there is no water supply or sewage supply or any other development activity at the site apart from one unit constructed at Plot no. 1, 2 & Part of 3”.</i></p> <p>We would like to inform you that a sub-committee was constituted by SEIAA, Haryana in 123rd SEIAA meeting dated: 13.03.2020 and Sub-Committee visited the site on 06.06.2020 and submitted their report on 16.06.2020, the brief report of Sub-Committee is re-produced as under-</p> <p><i>"Violation in items of established industry was found at Industrial Plot</i></p>

		<p><i>no.1, 2 & Part of 3 at HSIIDC Industrial Estate, Sector-37, No any violation was found at the HSIIDC, Sector-37, Karnal" From the report of Sub-committee, it is evident that no other violation was found at the HSIIDC."</i></p> <p>Latest Geo-tag photographs of project site are attached as <i>Annexure-2</i></p>
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The PP presented the case before the committee. The committee after discussion directed the PP for submitting some key information in affidavit form about the project and PP has submitted the affidavit regarding:

1. That the total acquired land area of project is 207.07 acres out of which, only 4,050 sqm. of Plot area is constructed and operating at Plot no. 1, 2 & Part of 3 which having total built-up area of 3,097.968 sqm. comprising of Basement Floor is 479.852 sqm., Ground Floor is 2,433.70 sqm, First Floor is 169.275 sqm. and Second Floor is 15.141 sqm. in Name of M/s Karnal Print & Pack Cluster Pvt. Ltd.
2. That latest Geo-tag site photographs of project site are attached as ***Annexure-A***
3. That in compliance of complaint received from Mr. Vikram Singh in SEAC/SEIAA Haryana through Email/PUC dated 11.07.2023, the reply has been given to Member Secretary SEAC on dated 13.07.2023 vide letter no.HSIIDC:Engg:K:2-23:1351. Copy of same is ***Annexure-B***.
4. That the complainant Mr. Vikram Singh is habitual of making complaint against this project as and when the meeting of SEAC/SEIAA is held.

It is, further, discussed that in 269th meeting of SEAC, the Committee had recommended that Rs.10 lakhs earlier deposited with CM Relief Fund may be deducted from total environment compensation cost. However, after detailed discussion, the committee reviewed it and decided that this amount of Rs.10 lakh should not be deleted from the overall damage assessment already recommended vide 269th MoM of SEAC held on 12.06.2023 as those Rs.10 lac were deposited under CM Relief Fund.

After due deliberation, on actual status and quantum of violations at the project site with current status, the committee considered the reply submitted by PP and decided that the case be **again recommended to SEIAA for granting environment clearance to the project as conveyed vide 269th MoM of SEAC.**

Findings and Decision of THE AUTHORITY (SEIAA):

The aforesaid Proposal was again taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

Upon perusal of record and details pertaining to the case alongwith recommendations made by the Appraisal Committee (SEAC), the Authority observed as under:

1. Terms of Reference (TOR) in the said case was granted in the year 2008 for the development of Industrial Infrastructure in Sector-37, Karnal, Haryana, for which EIA / EMP Report was submitted in the Year 2015 and same was not considered being time barred, validity case.
2. The Project Proponent again applied for Grant of Environment Clearance for the same project in the year 2019. Thereafter, a sub-committee was constituted by the Authority and later called for the status report of the project site. The Committee vide letter dated 16.06.2020, submitted their report, the relevant part/ conclusion of the same is reproduced as under:

XXXXXXXXXXXXXXXXXXXX.....

Summary

Violation in terms of established industry was found at Industrial Plot No. 1,2 & part of 3 at HSIIDC Industrial Estate Sector-37, Karnal. Print and packaging unit in the name of Karnal Print and Pack Cluster Private Ltd, was found in operation since 2016 at clubbed industrial Plot No. 1, 2 & part of 3 of Sector-37, HSIIDC, Karnal. This unit is being operated under joint leadership of Govt. of India and Govt. of Haryana. The covered are of the clubbed plots (unit) is 3097.968 Square metres on plot area of 4050 square metre. The covered area under basement floor, ground floor, first floor and second floor is 479.852, 2433.70, 169.275 and 15.141 square metres, respectively. The unit is operating with 35 numbers of staff. So, clear cut violation in terms of established industry was found at Plot No. 1,2, and 3 (part) HSIIDC, Sector-37, Karnal. No any other violation was found at HSIIDC, Sector-37, Karnal.

.....XXXXXXXXXXXXXXXXXXXX

The Authority after due deliberation, arrived at a conclusion that **ECONOMIC DEVELOPMENT, PROTECTION & CONSERVATION OF ENVIRONMENT** has to **“CO-EXIST”** (side by side), without any unreasonable leverage and compromise.

Whereas, upon perusal of the details/ record relating to the project, it is understood that an area of more than 207 acre was to be developed as a Economic Growth Industrial Centre by the HSIIDC to promote MSME / SSME in Sector-37, Karnal by **Haryana State Industrial Infrastructure Development Corporation Ltd (HSIIDC)** in the year 2008.

Whereas, more than 15 years have already elapsed and the issue of **Grant of Environment Clearance**, in the instant case could not be resolved, due to one or the other complications, handicaps, thus proceedings, remained inconclusive, till date. The Authority is appalled and disappointed to observe that such proposals should have been resolved, **“well in time”**. Rather should not have been allowed to linger with uncertainty and indeterminate state. This probably could have denied many new / budding promising entrepreneurs an opportunity to write their destiny and fate. Since enough water has already flown, it is the time to take a conclusive call for decision in this case, without any further delay.

It is more than clear that HSIIDC is a State body, which has been mandated to create and develop infrastructure for the Industrial and Economic Growth Activities for the people. The Authority has a firm believe that loss & damage to the Environment should not be pardoned and compromised. But, the accountability for the same has to be well reasoned & convincing, based on the ground reality & coupled with circumstances.

Upon perusal of record and replies furnished by the Project Proponent & report of the Sub-committee, the Authority observed as under:

1. *That out of total land of 207.07 acres, approximately 4000 Sqmtrs Plot Area having Plot No. 1, 2 & 3 (part) have been allotted to a non-polluting MSME Industry in the Year 2012.*
2. *That, the said Project falls under Category 7(c) of the EIA Notification dated 14.09.2006 being Industrial Estate Project. Since, the size of the project is less than 500 hectares, but more than 50 Hectare, therefore, the Project Proponent opted to apply under Violation for Grant of Environment Clearance (EC) within the scope & meaning of the EIA Notification dated 14.09.2006 under Category 8(b) for the Area Development.*

3. *That since, allotment of Plot No. 1, 2 & 3(part) measuring approximately 4050 Sqmtrs (Plot Area) with built up area 3097.96 Sqmtr, before obtaining the Environment Clearance is certainly, an act, which amounts to a violation.*
4. *Accordingly, Project Proponent approaches the Authority for Grant of EC under Violation Category. In all practicality, beside violation, no major damage / loss to the Environment has been caused on the ground (Recent Photographs confirms the same). The entire patch of land of 207.07 acre, stands un-occupied, open to sky without any activity. Thus, in real terms no loss to the Environment beyond the activities being held at Plot No. 1, 2 & 3 (part) can be counted as the packaging industry has no major discharge and scope to generate pollution load.*

In the light of above, the Authority deemed it appropriate to partly agree with the recommendation of the Expert Committee to consider the Environment Compensation Cost to the tune of Rs. 13.82 Lakh for the functioning & conducting activities at the project site.

Further, the Authority decided to impose a Penalty of Rs. 50.00 Lakh for the violations as discussed above.

Accordingly, the Authority decided to GRANT ENVIRONMENT CLEARANCE TO THE PROJECT with the direction to deposit Penalty & Environmental Compensation Cost in accordance with the direction dated 28.07.2022 issued by the MOEF & CC, GOI, in this regard.

The Case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.05

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	Grant of Fresh EC
2.	Project Proponent	<u>M/s Orchid Infrastructure Developers Pvt. Ltd</u>
3.	Location & Category of the Project	Sector-51, Near Samaspur Village Gurugram, Haryana 8(a)
4.	Project Cost	₹ 271.68 Crore as per Form (I).
5.	Project Consultant	<u>M/s Perfect Enviro solutions Pvt. Ltd.</u>
6.	NABET, ACCREDITATION	NABET/EIA/2225/RA 0284 Validity: 26/11/2025

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/421717/2023 dated 16.03.2023** for grant of **Environment Clearance**, within the scope and meaning of category 8(a) 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 **267th & 272nd meetings of SEAC held on 16.05.2023 & 14.07.2023** and the Appraisal Committee (SEAC) made recommendations to the **Authority for Grant of Environment Clearance.**

The case was taken up during **159th Meeting of SEIAA held on 15.06.2023**. The Authority having perused the details placed on the record alongwith considering the recommendations made by the Appraisal Committee (SEAC) and further holding discussions, made the observations as under:

1. Status of the license to develop the said project requires clarification from the competent authority.
2. Project Proponent has mention to achieve Zero Liquid Discharge. PP needs to elaborate on this claim.
3. Project Proponent needs to produce a copy of the proposal submitted to DTCP for Occupation Certificate, has Project Proponent made & completed the construction for which OC has been applied and sought from DTCP?
4. Structure stability certificate is not from a reputed & authorized agency.
5. Khasra Details as mentioned in the Aravali NOC & license from DTCP appears to be mismatching.
6. For High Tension Line, proposal for passage is required.

In view of the above, the Authority **decided to Refer Back the case to the Appraisal Committee** to re-look and examine the observations at Sr. No. 1 to 6, accordingly.

Accordingly, the case was referred back to SEAC.

Thereafter, the case was taken up during 272nd meeting of SEAC held on 14.07.2023. The PP alongwith the consultant appeared before the committee and presented their case. The PP submitted the reply to the observations raised by SEIAA during 159th Meeting. The committee after detailed discussion on the reply, asked PP to submit more elaborated/explained reply of the observations raised by SEIAA to which PP submitted its reply vide letter dated 14.07.2023 and again recommended to SEIAA for grant of Environment Clearance alongwith the stipulated conditions as conveyed vide 267th MoM of SEAC.

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendations of the Appraisal Committee (SEAC) were taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After having gone through the details and relevant record placed on the file alongwith considering the recommendations of the Appraisal Committee (SEAC); the Authority decided to direct the Project Proponent and Project Consultant to appear before the Authority (through video Conference) alongwith relevant record to justify their claims.

Accordingly, the case is **deferred till next meeting.**

Meeting : 163rd
Date : 02.08.2023

Item No. 163.06

Environmental Clearance for Expansion of Residential Plotted Colony at Village Kabri, Faridpur, Ratipur and Mehmampur, Sector 36-39, Panipat, Haryana by M/s TDI Infratech Limited.

1.	Proposal	Grant of Expansion in EC
2.	Project Proponent	M/s TDI Infratech Limited
3.	Location & Category of the Project	Village Kabri, Faridpur, Ratipur and Mehmampur, Sector 36-39, Panipat, Haryana 8(b)
4.	Project Cost	₹ 152.00 Crore
5.	Project Consultant	M/s Perfect Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	NABET/EIA/2225/RA 0284 Validity: 26/11/2025

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. online Proposal No. SIA/HR/MIS/80813/2021 dated 16.07.2021** for Grant of **Environment Clearance**, within the scope and meaning of category 8(b) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 980763 dated 27.05.2022** (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 **246th and 256th meetings of SEAC held on 22.08.2022 and 01.12.2022**, respectively and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance for Expansion by incorporating & considering the proposed changes in the Existing Environment Clearance dated 07.01.2008 for the Project.**

The matter was taken up during **159th Meeting of SEIAA held on 15.06.2023**. After having gone through the details placed on file alongwith considering the recommendations of the Appraisal committee and perusal of Site Inspection Report of the Sub-committee, besides hearing

the submissions made by the Project Consultant on 15.06.2023, the Authority made the following observations:

1. Proposal pertains to Expansion.
2. Out of the Total Plot Area 16,10,646.30 Sqmtrs (original) of the Project, now there is decrease of Area by 4,29,949.91 Sqmtr, whereas Built up area increasing to 266844.210 Sqmtrs, needs clarification.
3. The Project Proponent has applied for additional License from the Directorate of Town and Country Planning, Haryana vide License No. 121 of 2012 dated 13.12.2012 for an area of 27.918 acres and vide No. 05 of 2017 dated 07.02.2017 for an area of 42.415 acres which are stated to be pending with the concerned department. Therefore, without valid license and approved plans for the project, Proposal stands incomplete, at this stage.
4. 759 KLD of excess treated water is to be released into external sewer. Carrying capacity of sewer?
5. Haryana State Pollution Control Board has filed prosecution against the Project before the Environment Court (Proceedings pending) for violations & irregularities.
6. Clarity with regard to Occupation Certificate is required to be made by the Project Proponent before the Appraisal Committee.

In view of the above, the Authority after due deliberations, decided to **Refer Back the case to the Appraisal Committee (SEAC)** with the directions to re-look/examine all the observations listed above at **Sr. No. 1 to 6**, besides any other issue, related to Environment, which comes to the notice of the Appraisal Committee. Accordingly, the case is referred back to SEAC.

The case was taken up during **272nd meeting of SEAC held on 14.07.2023**. The PP alongwith the Consultant appeared before the Appraisal Committee and presented their case. The committee after discussions raised some observations to which PP has replied and again recommended to SEIAA for **Grant of Environment Clearance alongwith the stipulated conditions as conveyed vide 246th and 256th MoM of SEAC.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendations of the Appraisal Committee (SEAC) were taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having seen the details and relevant record placed on the file besides considering the recommendations of the Appraisal Committee (SEAC); deemed it

appropriate that further examination is required, in regard to submissions made by the Project proponent.

Accordingly, the case is **deferred till next meeting.**



Meeting : 163rd
Date : 02.08.2023

Item No. 163.07

Environmental Clearance (under violation) for Project Commercial Colony” at Village Fazilpur Jharsa, Sector 48, Gurgaon, Haryana by M/s Victory Infraedg Private Limited.

1.	Proposal	Grant of Fresh EC
2.	Project Proponent	M/s Victory Infraedg Private Limited
3.	Location	Village Fazilpur Jharsa, Sector 48, Gurgaon, Haryana
	&	
	Category of the Project	8(a)
4.	Project Cost	₹ 271.68 Crore
5.	Project Consultant	M/s Perfect Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	NABET/EIA/2225/RA 0284 Validity: 26/11/2025

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/430529/2023 on dated 24.05.2023** for Grant of **Environment Clearance (under Violation Category)**, within the scope and meaning of category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/-vide DD No. 504182 dated 01.09.2022** (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 **269th and 272nd meetings of SEAC held on 12.06.2023 and 14.07.2023**, respectively and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance under Violation Category**.

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendations of the Appraisal Committee (SEAC) were taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after perusal of relevant record and details placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), decided to consider the recommendation of the Appraisal Committee (SEAC) to GRANT ENVIRONMENT CLEARANCE to the Project, subject to the condition that outstanding amount due on account of Penalty & Environmental Compensation Cost of Rs. 7,31,25000, imposed vide Order dated 18.04.2023, (out of which Rs. 3.00 Crore stands deposited) balance i.e. Rs. 4,31,25,000 shall be deposited by the Project Proponent as per the Approved Payment plans, so submitted by the Project Proponent.

Failure, to comply with the directions shall constrain the Authority to withdraw the Environment Clearance, so GRANTED, for the Project, under Section 5 of Environment (Protection) Act, 1986, without any further notice.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.08

Environmental Clearance for Commercial Complex “JMD The Regent” at Village Nangli Umarpur, Sector-62, Gurugram, Haryana by M/s JMD Limited.

1.	Proposal	<u>Grant of Fresh EC</u>
2.	Project Proponent	M/s JMD Limited.
3.	Location	Village Nangli Umarpur, Sector-62, Gurugram, Haryana
	&	
	Category of the Project	8(a)
4.	Project Cost	<u>₹ 200.00 Crore</u>
5.	Project Consultant	<u>Gaurang Environmental Solutions Pvt. Ltd</u>
6.	NABET, ACCREDITATION	No.: NABET/EIA/2023/RA 0192 (Rev.02) Valid upto: 07/12/2023)

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/NCP/28642/2018** for Grant of **Environment Clearance**, within the scope and meaning of category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 147056 dated 01.12.2022** (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 261st meeting held on 28.02.2023. The sub-committee submitted the site inspection report during the meeting. The report was circulated to all members present in the meeting.

In its site visit report, the sub-committee concluded that the sub-committee has the view that the construction at project site begun without obtaining EC for a building plan approved initially on 30th Mach, 2010 for a total built up area of 22894.619 m² which include G+6 floor construction approval for both Block A and Block B. The PP continued the construction of both Block A and Block B.

The sub-committee further observed that from the satellite images as viewed on Google Earth (Annexure-III) that the PP raised the building structure of Block A up to G+7 floors upto 2014-15

which is against the approved building plan of 2010 where construction of G+6 floor for Block A was approved. In this regard, the PP need to provide a clarification also on the construction area details of the basement of Block A done till 2014-15 which was altered in the later building plans. It has also been observed by the sub-committee that at present there is no STP installed. The status of STP installation need to be submitted by the PP as Block B is operational. The current status of tree plantation, schedule of further tree plantation as per the plan of the project needs to be submitted by the PP.

After detailed discussion, the committee decided to send the case to SEIAA with the recommendation that the request of project proponent for withdrawal of ToR under violation category be rejected as the project is under violation category of environment clearance.

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendations of SEAC were taken up during **154th Meeting of SEIAA held on 21.03.2023; wherein, the Authority decided to constitute a Sub-committee comprising of Member Secretary, SEIAA, Member Secretary, HSPCB through his representative and Concerned Regional Officer, HSPCB (to assist the Sub-committee) to carry out site inspection and submit a detailed report before the Authority.**

The Sub-committee visited the project site and submitted its report.

The aforesaid Proposal was again taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having seen the details / record placed on the file alongwith perusing the recommendations of the Appraisal Committee (SEAC) and report of the Sub-committee, constituted in this case, decided to defer this case for further examination & verification.

Accordingly, the case is deferred.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.09

Transfer of Environment Clearance in name of M/s Elan Limited for construction of Commercial Colony Project at Village Naurangpur, Sector-80, District-Gurgaon, Haryana by M/s Elan Limited.

1.	Proposal	Transfer of Environment Clearance (EC)
2.	Project Proponent	M/s Elan Limited.
3.	Location & Category of the Project	Village Naurangpur, Sector-80, District-Gurgaon, Haryana 8(a)
4.	Project Consultant	M/s Vardan Environet
5.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05/04/2026.

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIS/301553/2023 dated 27.06.2023** for Transfer of **Environmental Clearance letter dated 29.09.2016** under Category 8(a) of EIA Notification 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 038738 dated 14.07.2023** (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 aforesaid Proposal was taken up during **163rd Meeting of SEIAA held on 02.08.2023 and** observed that earlier Environment Clearance was granted by SEIAA, Haryana vide letter No. SEIAA/HR/2016/863 dated 29.09.2016 **in favour of M/s R.P.Estate Pvt. Ltd. for total Plot Area of 12089.964 Sqmtr (2.9875 Acre) and Built up Area of 35983.116 Sqmtr**

Further, the application for Transfer of EC 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 R.P.Estate Pvt. Ltd** by SEIAA, Haryana vide letter No. SEIAA/HR/2016/863 dated 29.09.2016 **is valid upto 28.09.2026 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 R.P.Estate Pvt. Ltd** has submitted an undertaking that **M/s Elan Limited** will comply with all the terms and conditions of Environment Clearance (EC) vide letter No. SEIAA/HR/2016/863 dated 29.09.2016, which was granted to **M/s R.P.Estate Pvt. Ltd** for the Commercial Colony Project at Village Naurangpur, Sector-80, District-Gurgaon, Haryana.
3. License No. 82 of 2009 dated 08.12.2009 was granted by DTCP, Haryana in favour of **M/s R.P.Estate Pvt. Ltd.** for development of above mentioned Commercial Colony Project. **Further, the said License as well as Change of Developer had been transferred in the name of M/s Elan Limited** by DTCP, Haryana vide its Order No. LC-2148/JE(DS)/2023/9472 dated 03.04.2023.

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 29.09.2016 from M/s R.P.Estate Pvt. Ltd. to M/s Elan Limited; subject to strict compliance of the stipulated conditions, as imposed vide Environment Clearance dated 29.09.2016 for all intent & purposes.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.10

Environment Clearance for Integrated Multilevel Parking -Cum- Commercial Infrastructure at Multilevel Parking site “C” area of 2.89 Acres near Finance District/commercial towers/Public and Semi-Public Office/IFFCO Metro station in Sector-29 Gurugram, Haryana by M/s Inspire Parking Nest Private Limited.

1.	Proposal	<u>Grant of Fresh EC</u>
2.	Project Proponent	M/s Inspire Parking Nest Private Limited
3.	Location & Category of the Project	Sector -29 Gurugram, Haryana 8(a)
4.	Project Cost	Rs. 231.86 Crores as per Form (I).
5.	Project Consultant	Ind Tech House Consult
6.	NABET, ACCREDITATION	<ul style="list-style-type: none">• NABET/EIA/2023/SA 0174• Validity: 31/10/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/428971/2023 dated 12.05.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 008449 dated 13.03.2023** (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 **268th & 273rd meetings of SEAC held on 31.05.2023 & 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the **Authority for Grant of Environment Clearance under EIA Notification dated 14.09.2006.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After perusal of relevant record and details placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), **the Authority decided to agree with the recommendations of the Appraisal Committee to GRANT ENVIRONMENT CLEARANCE under Category 8 (a) within the scope & meaning of EIA Notification dated 14.09.2006, to the Project with the following conditions:**

1. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
2. That the Project Proponent shall maintain Green Area **1769 SQMT (15.04%)** of the total plot area, which shall not be altered, modified or put to any other use than Green activities meant to conserve, preserve and develop the Environment.
3. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the sake of Environment.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to make efforts for the installation of electrical charging points at the Project site.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.11

Environment Clearance for Integrated Multilevel Parking- cum- Commercial Infrastructure at Multilevel Parking Site “B” area of 2.20 acres near World Trade Centre and Auditorium -cum- Commercial complex (KOD) in Sector-29, Gurugram, Haryana by M/s Inspire Accurate Parking Private Limited.

1.	Proposal	<u>Grant of Fresh EC</u>
2.	Project Proponent	<u>M/s Inspire Accurate Parking Private Limited.</u>
3.	Location & Category of the Project	Sector -29 Gurugram, Haryana 8(a)
4.	Project Cost	Rs. 178.88 Crores as per Form (I).
5.	Project Consultant	Ind Tech House Consult
6.	NABET, ACCREDITATION	<ul style="list-style-type: none">• NABET/EIA/2023/SA 0174• Validity: 31/10/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/428931/2023 dated 12.05.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 008450 dated 13.03.2023** (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 **268th & 273rd meetings of SEAC held on 31.05.2023 & 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the **Authority for Grant of Environment Clearance under EIA Notification dated 14.09.2006.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having seen the relevant record and details placed on file, besides considering the recommendations of the Appraisal Committee (SEAC), **the Authority decided to agree with the recommendations of the Appraisal Committee to GRANT ENVIRONMENT CLEARANCE under Category 8 (a) within the scope & meaning of EIA Notification dated 14.09.2006, to the Project with the following conditions:**

1. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
2. That the Project Proponent shall maintain Green Area **1342 SQMT (15.04%)** of the total plot area, which shall not be altered, modified or put to any other use than Green activities meant to conserve, preserve and develop the Environment.
3. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the sake of Environment.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to make efforts for the installation of electrical charging points at the Project site.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.12

Environment Clearance for Proposed Project of “River Bed mining at Kunda Kalan Block of at Village Kunda Kalan, Tehsil & District- Karnal, Haryana Area 42.70 Ha. by M/s R. M. Industries.

1.	Proposal	Grant of Fresh EC
2.	Project Proponent	M/s R.M.Industries.
3.	Location & Category of the Project	Village Kunda Kalan, Tehsil & District- Karnal, Haryana 1(a)
4.	Project Cost	Rs. 23.925 Crore
5.	Project Consultant	P and M Solutions
6.	NABET, ACCREDITATION	Certificate No. NABET/EIA/1922/IA0053 Validity: 01.09.2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIN/435530/2023 dated 04.07.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 1(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 1,50,000/- vide DD No. 991944 dated 27.09.2022** (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 **273rd meetings of SEAC held on 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority **for Grant of Environment Clearance under EIA Notification dated 14.09.2006.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After having gone through the relevant record and details placed on file, alongwith perusing the recommendations made by the Appraisal Committee (SEAC), **the Authority decided to consider the recommendation of the Appraisal Committee with the modification that Environment Clearance to the Project is GRANTED, initially for “1 METER DEPTH for 1 YEAR” with the conditions that the PP shall strictly adhere to the Sand Mining Guidelines, 2020 issued by MOEF & CC, GOI.**

The PP shall submit the scientific grid based/ drone based replenishment study for the project site in the river bed within 1 year, (but after rainy season) after the start of the mining at the project site, for further extension of time period and depth upto 3 meters as per approved mining plan/ Replenishment Study Report of the project.

Further, the Authority deemed it appropriate to make it amply clear that all Mining Activities at site shall be carried out strictly in accordance with Terms & Conditions as per the DSR, Approved Mining Plan (Mining material as have been permitted by the Mining Department, Haryana), besides any other condition as may be applicable in terms of maintenance of ground water level and distance parameters. No Mining Activities shall be covered by this Environment Clearance, which falls in the restricted areas and controlled areas.

Further, this Environment Clearance is GRANTED by the Authority subject to the condition that no case / litigation is pending before any Court in regard to the LOCATION & OPERATION of the site(s) in question.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.13

Environment Clearance for Proposed Group Housing Colony at Sector-15-II, Gurugram, Haryana by M/s Summit Terracraft Private Limited.

1.	Proposal	Grant of Fresh EC
2.	Project Proponent	M/s Summit Terracraft Private Limited
3.	Location & Category of the Project	Sector-15-II, Gurugram, Haryana 8(a)
4.	Project Cost	₹ 113.11 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05/04/2026.

The said Proposal was submitted to the Authority, (SEIAA) as **online Proposal vide No. SIA/HR/INFRA2/431646/2023 dated 02.06.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 075869 dated 23.05.2023** (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 **271st & 273rd meetings of SEAC held on 29.06.2023 & 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the **Authority for Grant of Environment Clearance under EIA Notification dated 14.09.2006.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having seen the relevant record and details placed on file, besides considering the recommendations of the Appraisal Committee (SEAC), **decided to agree with the recommendations of the Appraisal Committee to GRANT ENVIRONMENT CLEARANCE under Category 8 (a) within the scope & meaning of EIA Notification dated 14.09.2006, to the Project with the following conditions:**

1. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
2. That the Project Proponent shall maintain Green Area **1418.117 sqm @ 14.33%** of the total plot area, which shall not be altered, modified or put to any other use than Green activities meant to conserve, preserve and develop the Environment.
3. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the sake of Environment.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to make efforts for the installation of electrical charging points at the Project site.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.14

Environment Clearance for Expansion of Affordable Group Housing Colony Project at Village Babupur, Sector-106, Gurugram, Haryana by M/s MRG Castle Reality LLP.

1.	Proposal	<u>Grant of Expansion in EC</u>
2.	Project Proponent	M/s MRG Castle Reality LLP
3.	Location & Category of the Project	Village Babupur, Sector-106, Gurugram, Haryana 8(a)
4.	Project Cost	₹ 210 Crore
5.	Project Consultant	Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	NABET/EIA/2124/RA 0213 Validity: 15/02/2024

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/434074/2023 dated 20.06.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 168846 dated 17.06.2023** (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 **271st & 273rd meetings of SEAC held on 29.06.2023 & 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the **Authority for Grant of Environment Clearance under EIA Notification dated 14.09.2006.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After having gone through the relevant details and record placed on the concerned file as well as considering the recommendations of the Appraisal Committee (SEAC), **decided to agree with the recommendations of the Appraisal Committee to GRANT ENVIRONMENT CLEARANCE within the scope & meaning of EIA Notification dated 14.09.2006 under Category 8(a) to the Project with the following conditions:**

1. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
2. That the Project Proponent shall maintain Green Area **20% of the net plot area (i.e. 9194.038 sqm)**, which shall not be altered, modified or put to any other use than Green activities meant to conserve, preserve and develop the Environment.
3. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the sake of Environment.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to make efforts for the installation of electrical charging points at the Project site.

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.15

Corrigendum in EC for shopping/ commercial Building on 32.36 acres (DLF Downtown formally known as Mall of India) at Sector 25A, Gurugram Haryana by M/s DLF Limited & Others.

1.	Proposal	Corrigendum in EC
2.	Project Proponent	M/s DLF Limited & Others
3.	Location & Category of the Project	<u>Sector 25A, Gurugram Haryana</u> 8(b)
4.	Project Cost	₹ 3498 Crore
5.	Project Consultant	Ind Tech House Consult
6.	NABET, ACCREDITATION	<ul style="list-style-type: none">• NABET/EIA/2023/SA 0174• Validity: 31/10/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIS/301504/2023 dated 23.06.2023** for grant of Corrigendum in EC, within the scope and meaning of Category 8(b) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 522130 dated 11.07.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

Appraisal & Recommendations of SEAC:

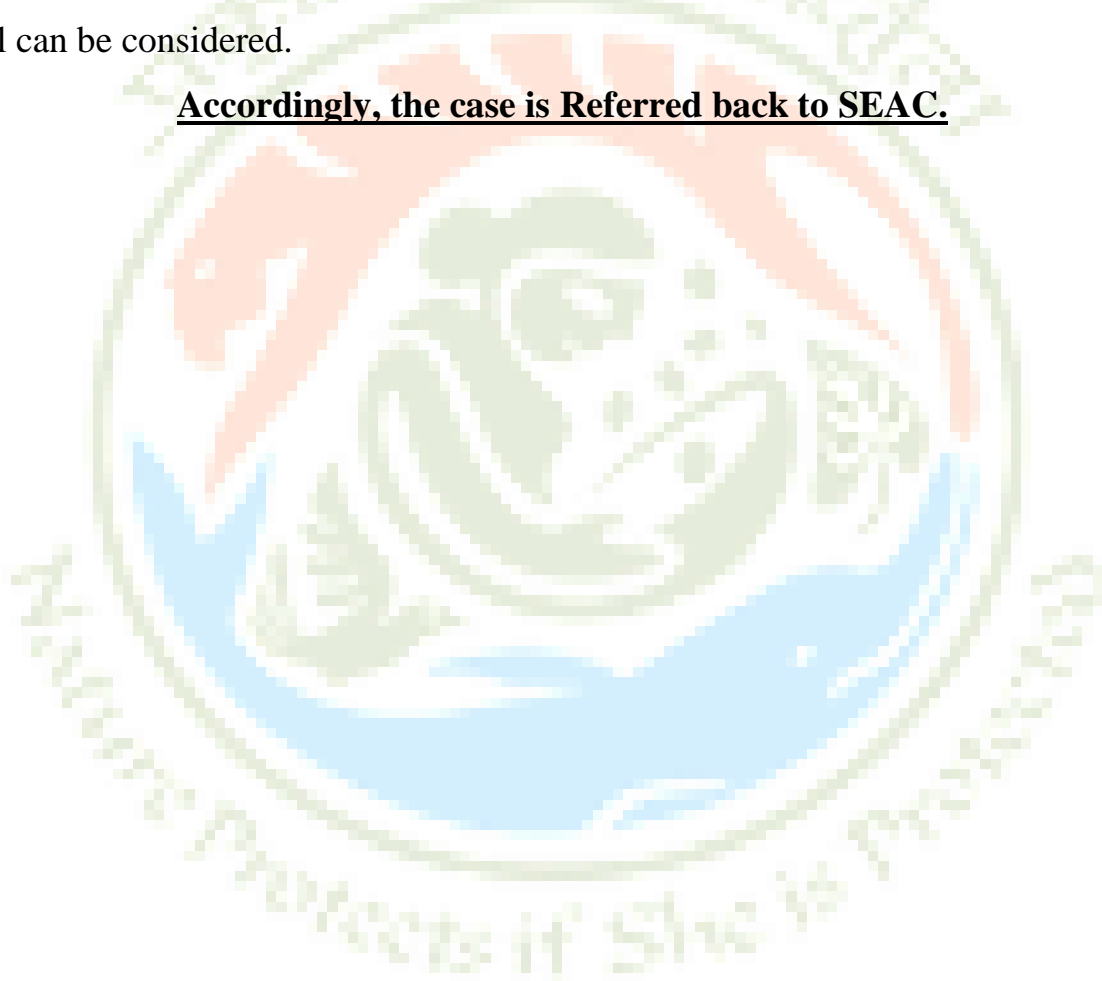
The said case was taken up during **273rd meetings of SEAC held on 28.07.2023** and the Appraisal Committee (SEAC) has observed that the project has already been recommended for EC with green/landscape area 20.06% at ground and 5% as a vertical green vide Minutes of 261st Meeting of SEAC dated 28.02.2023 and the same is reiterated.

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

Upon perusal of record and details placed on the file, the Authority deemed it appropriate to call for the authenticity, propriety and legality of the Proposal within the scope & meaning of EIA Notification dated 14.09.2006. The Authority further, like to understand from the Appraisal Committee regarding the precedent and provision where the proposal can be considered.

Accordingly, the case is Referred back to SEAC.



Meeting : 163rd
Date : 02.08.2023

Item No. 163.16

Corrigendum in EC w.r.t Commercial Plotted Colony over an area of 11.24375 acres at Village- Bhatola, Sector-79, Faridabad, Haryana by M/s Omaxe World Street Private Limited.

1.	Proposal	Corrigendum in EC
2.	Project Proponent	M/s Omaxe World Street Private Limited
3.	Location & Category of the Project	Village- Bhatola, Sector-79, Faridabad, Haryana 8(a)
4.	Project Cost	₹ 133.68 Crore
5.	Project Consultant	Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	NABET/EIA/2124/RA 0213 Validity: 15/02/2024

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIS/301925/2023 dated 05.07.2023** for obtaining Corrigendum in EC, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 964439 dated 01.07.2023** (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 **273rd meetings of SEAC held on 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for issuing corrigendum for change of name in EC w.r.t Commercial plotted colony over an area of 11.24375 acres at Village Bhatola, Sector-79, Faridabad, Haryana by replacing **M/s Robust Buildwell Pvt. Ltd. with M/s Omaxe World Street Private Limited.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having gone through the details & record placed on the file along with considering the recommendations of SEAC; **decided to agree with the recommendations of SEAC and allowed the Change of Name of the Project from earlier name**

i.e. from **M/s Robust Buildwell Pvt. Ltd** to **M/s Omaxe World Street Private Limited in the Environment Clearance by the Authority, issued vide letter dated 09.04.2023.**

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.17

Corrigendum in EC w.r.t Commercial cum Residential Colony (Mix Land Use) at Sector-79, Faridabad, Omaxe City Centre Haryana by M/s Omaxe World Street Private Limited.

1.	Proposal	Corrigendum in EC
2.	Project Proponent	M/s Omaxe World Street Private Limited.
3.	Location & Category of the Project	Sector-79, Faridabad, Omaxe City Centre Haryana 8(a)
4.	Project Cost	₹ 167.31 Crore
5.	Project Consultant	Grass Roots Research & Creation India (P) Ltd.
6.	NABET, ACCREDITATION	NABET/EIA/2124/RA 0213 Validity: 15/02/2024

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/MIS/302338/2023 dated 18.07.2023** for obtaining Corrigendum in EC, within the scope and meaning of Category 8(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 012783 dated 12.07.2023** (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 **273rd meetings of SEAC held on 28.07.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for issuing **Corrigendum for change of name in EC w.r.t Commercial cum Residential Colony (Mix Land Use) at Sector-79, Faridabad, Omaxe City Centre Haryana for area 22.3 acres as per EC granted by SEIAA under violation category by replacing M/s Robust Buildwell Pvt. Ltd. with M/s Omaxe World Street Private Limited.**

Findings and Decision of THE AUTHORITY (SEIAA):

The recommendation of SEAC was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After having seen the details & record placed on the file besides considering the recommendations of the Appraisal Committee (SEAC); **decided to agree with the recommendations of SEAC and allowed the Change of Name of the Project from earlier name**

i.e. from **M/s Robust Buildwell Pvt. Ltd** to **M/s Omaxe World Street Private Limited in the Environment Clearance by the Authority, issued vide letter dated 09.04.2023.**

Accordingly, the case is disposed of.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.18

Environment Clearance for Proposed Residential Colony under NILP on land measuring 53.3833 Acres in the revenue estate of Village Naurangpur, Sector-79 & 79B, Gurugram, Haryana by M/s Loon Land Development Limited.

1.	Proposal	Grant of Fresh EC
2.	Project Proponent	M/s Loon Land Development Limited.
3.	Location & Category of the Project	Revenue Estate of Village Naurangpur, Sector-79 & 79 B, Gurugram, Haryana 8(b)
4.	Project Cost	₹ 2733 Crore
5.	Project Consultant	Ind Tech House Consult
6.	NABET, ACCREDITATION	NABET/EIA/2023/SA 0174 Validity: 31/10/2023

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/422756/2023 dated 21.03.2023** for grant of **Environment Clearance**, within the scope and meaning of Category 8(b) of EIA Notification dated 14.09.2006. The Project Proponent has deposited Scrutiny fee of **₹ 2,00,000/- vide DD No. 500919 dated 23.01.2023** (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 **265th meetings of SEAC held on 12.04.2023** and SEAC recommended the Project to SEIAA for Grant of Environment Clearance.

The matter was again taken up during **159th Meeting of SEIAA held on 15.06.2023**. The Authority after having gone through the details placed on the file alongwith perusal of recommendations made by the Appraisal Committee (SEAC) observed that the Project Proponent made his representation before the Appraisal Committee and submitted revised comparative statement to develop 36.642 acres **without revising his original proposal through**

PARIVESH Web Portal. Which is not good enough to handle and appraise such sensitive issues, where area has been frozen being **Natural Conservation Zone (NCZ)**. The Authority deemed it appropriate to further direct the Appraisal Committee to capture relevant information with precedents, if any from the concerned Authorities and then make merit based recommendations, stating clearly whether the development & construction activities within & adjoining to the Natural Conservation Zone (NCZ) could be a viable and appropriate move in the larger interest of Environment Protection/Conservation.

Accordingly, the case was Referred Back to SEAC.

Thereafter, the case was taken up during 271st meeting held on 30.06.2023. The PP and consultant appeared before the committee and presented their case. During the presentation and discussion, the PP submitted a letter dated 20.06.2023 that there is no area freeze under **Natural Conservation Zone (NCZ)** in our entire project on 53.3833 Acres. However, in zoning plan, 16.7413 Acres land frozen till the said land is either purchased by Loon Land Development Ltd. or execution of registered collaboration agreement with land owners/land owning companies. A copy of zoning plan is submitted by PP in this regard.

PP has further requested to generate Additional Details Sought (ADS) so that they can upload the revise proposal on the PARIVESH Web Portal.

After detailed discussion, the committee acceded with the request of PP and decided that ADS be generated through PARIVESH portal, in this case so that the PP may make required changes.

ADS was generated through PARIVESH portal which was closed by PP.

The case was again taken up during **273rd meeting held on 28.07.2023**. The PP alongwith consultant appeared before the committee and presented their case. The PP submitted reply of observations of SEIAA raised in its 159th meeting vide letter dated 11.07.2023 alongwith affidavit dated 28.07.2023.

The PP has submitted that as per observation of SEIAA, they have uploaded the revised document on PARIVESH portal. With regard to NCZ, the PP have already submitted an affidavit as stated above stating therein that no land of project site is involved/part of NCZ.

A detailed discussion was held on the submission as well as information/documents provided by the PP during the meeting and found them in order. After due deliberation, the committee decided that the project be recommended to SEIAA for grant of Environment

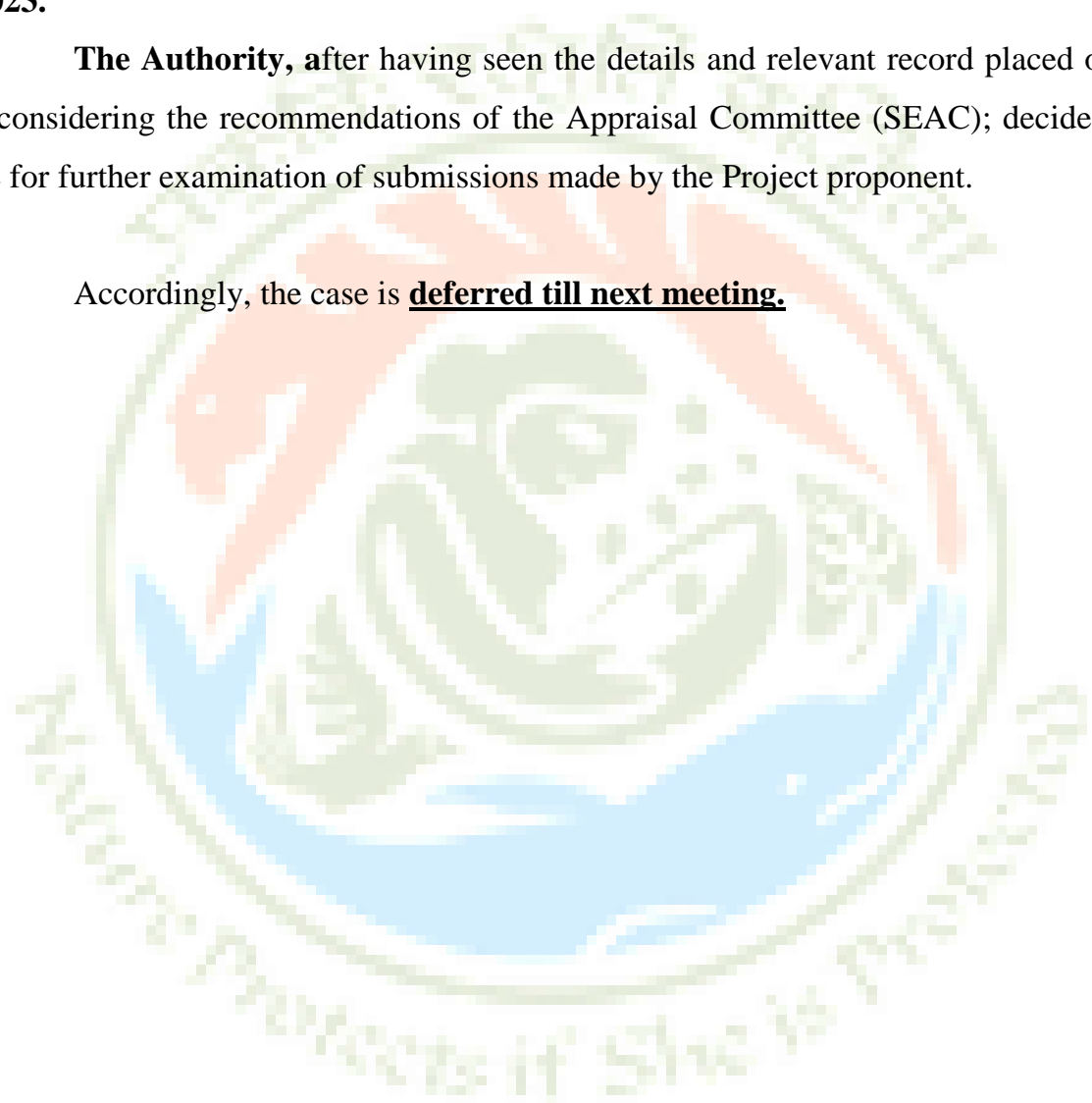
Clearance with conditions as conveyed vide 265th and 268th Minutes of Meeting of SEAC, Haryana.

Findings and Decision of THE AUTHORITY (SEIAA):

The aforesaid Proposal was again taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

The Authority, after having seen the details and relevant record placed on the file besides considering the recommendations of the Appraisal Committee (SEAC); decided to defer this case for further examination of submissions made by the Project proponent.

Accordingly, the case is **deferred till next meeting.**



Meeting : 163rd
Date : 02.08.2023

Item No. 163.19

Environment Clearance for Capacity Expansion of mining of Stone along with associated minor minerals from 60,00,000 TPA to 85,00,000 TPA over and area 54.00 ha at Village Atela Kalan, Tehsil and District Charkhi Dadri and State Haryana by M/s M S K (JV).

1.	Proposal	<u>Grant of Expansion in EC</u>
2.	Project Proponent	M/s M S K (JV).
3.	Location & Category of the Project	Village Atela Kalan, Tehsil and District Charkhi Dadri and State Haryana 1(a)
4.	Project Cost	₹ 40 Crore
5.	Project Consultant	M/s Vardan Environet
6.	NABET, ACCREDITATION	(No. NABET/EIA/2023/SA 0158 Valid upto : 05/04/2026.

The project was submitted to the SEIAA, Haryana vide **online proposal No. SIA/HR/MIN/431911/2023** for obtaining **Environmental Clearance for Capacity Expansion** under Category 1(a) of EIA Notification 14.09.2006. The Project Proponent has deposited due Scrutiny fee (as applicable) of ₹ 1,50,000/- vide DD No. 004710 dated 11.04.2022 (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 in 271st meeting held on 29.06.2023 and SEAC recommended the Project to SEIAA for grant of environment Clearance.

The said Proposal was taken up during **162nd Meeting of SEIAA held on 19.07.2023**. **The Authority**, after having gone through the details and relevant record placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), **observed that District Survey Report (DSR), pertains to some other District, instead of Charkhi Dadri, where Mining activities are to be carried out.**

Besides this the Authority also observed and examined the proposal pertaining to enhancement of Production Capacity from existing 60,00,000 TPA to 85,00,000 TPA. The Appraisal Committee has recommended the same but without any justification. Whereas, the Authority deemed it appropriate to understand, whether proposed enhancement of production capacity will cause any dent on the Environment and other parameters, upon considering the proposal.

This is due to a recent incident, occurred in District-Bhiwani (Mining Site - Dadam), where many lives were lost and thereafter, it was also found that indiscriminate mining has made serious dents on the Environment / local surroundings by disturbing the eco-system (fauna & flora) and adversely affecting the normal life of the people. Hon'ble NGT also made serious observation and constituted a team of Experts to study and understand the reasons, leading to such unfortunate incident.

Therefore, it is more than imperative and urgent to understand, before considering, such proposals, where production capacity of this magnitude i.e. 60,00,000 TPA to 85,00,000 TPA is proposed to be enhanced, without expressing justification and possible dent on the Environment. The Authority is of the view that Appraisal Committee, while considering such proposals should have sought reasonability and circumstances for considering the proposal of enhancement of this magnitude. Therefore, a response needs to be called from Mines & Geology Department, Haryana in this regard.

Further, the Authority decided to constitute a Sub-committee of the followings:

1. Member Secretary, SEIAA (Head of the Sub-committee);
2. Member Secretary, SEAC (Member);
3. Representative of Member Secretary of HSPCB (Member);
4. Mining Officer, Charkhi Dadri (Member);
5. Regional Officer of HSPCB of the relevant area (To assist the Sub-committee).

The Sub-committee shall visit the project site and submit a detailed report about the proposal.

In view of the above, the Authority decided to REFER BACK the case to Appraisal Committee (SEAC) to re-examine the issues of capacity enhancement. Further, the Appraisal Committee needs to look into the precedents, if any and the circumstances and justification for considering such proposals.

Thereafter, the case was taken up during 273rd meeting of SEAC held on 28.07.2023. The sub-committee constituted by SEIAA in its 162nd meeting, visited the site on 25.07.2023. The sub-committee has submitted its report and observed that the proposed enhancement of production capacity (from 60 MTPA to 85 MTPA) may be considered subject to certain conditions:

1. The project proponent will provide the provision of a dense multilayer green belt with 5 rows of avenue plantations all around the project's boundary using indigenous local species of plants to control air emissions, and noise pollution, and maintain ecosystem equilibrium.
2. The project proponent must implement sufficient dust suppression measure using water gun and sprinklers in critical with high PM¹⁰ and PM^{2.5} level to meet CPCB norms for ambient air quality.
3. Blasting operations should only be conducted during the daytime and must follow controlled practices to minimize ground vibrations and fly rocks. Drills should use dust extractors or water injection systems.
4. An Occupational Health Specialist should be appointed for regular medical examinations of workers engaged in the project. Workers with ailments like BP, diabetes, smoking habits, etc., should undergo health check-ups once every six months, and necessary preventive measures should be taken. National Institute recommendations for mine worker occupational environment should be implemented.
5. Mining operations should be limited to 2 meters above the groundwater table and should not intersect the groundwater table.
6. Pollution due to transportation should be effectively controlled, and mineral transportation should be carried out through covered trucks only. Vehicles should not be overloaded, and only those with a PUCC (Pollution Under Control Certificate) should be allowed to ply.
7. Rainwater harvesting measures should be planned, developed, and implemented in consultation with the Central Groundwater Board/Haryana Water Resource Authority to augment groundwater resources
8. Air pollution prevention and control measures should be implemented in surrounding villages i.e. Khanak, Baganwala and Tosham areas with heavily saturated Ambient Air Quality to bring down AAQ within prescribed standards. The project proponent will provide six Continuous Ambient Air Quality monitoring stations at different locations to cover Air quality profile of the lease mining area and surrounding.
9. Illumination and sound at the project during night time should not disturb nearby villages. Flood lights should be oriented away from villagers, and noise level should be kept within prescribed limits for day and night hours.
10. Vibration studies should be conducted before blasting to evaluate the impact on nearby habitats Alternative mineral extraction methods should be considered near sensitive areas vulnerable to blasting vibrations.
11. Main haulage roads should have permanent water sprinklers, and other roads should be regularly wetted with water tankers fitted with Sprinklers.
12. Mineral transportation through villages should not be allowed, and a bypass road should be constructed to mitigate sound, dust, and accident impacts. The project proponent should bear the cost of widening and strengthening existing public road networks if used for the project.
13. Regular monitoring of groundwater levels and quality should be conducted by establishing a network of wells and piezometers, and data should be sent to relevant authorities periodically.
14. Critical parameters like PM¹⁰, PMs, NO, and SO, will be monitored on a daily basis through CAAQMS (Continuous Ambient Air Quality Monitoring

Stations) and water quality should be monitored periodically, and data should be made public via the company's website and display boards at the project site.

15. Noise levels in the work environment should be controlled below 85 dBA, and workers should be provided with ear plugs/muffs.
16. Personnel in dusty areas should wear protective respiratory devices, and receive adequate training and information on safety and health aspects.
17. Prior permission from competent authorities is required for the drawl of surface water and groundwater.

Further, the PP has also submitted an affidavit clarifying the issue of capacity enhancement. The PP submitted as under:

1. Atela Kalan Mine is situated in district CharkhiDadri, Haryana as per approved District Survey Report. Khasra no. and area are mentioned in the approved DSR on page no. 09 which was submitted to SEAC on 30.06.2023.
2. The total Geological reserve is estimated as 74,338,540 Metric Tonne and extractable reserves at 90% recovery are 66,904,686 Tones as per approved Mining Plan. Total extract reserve up to May 2023 is 35,015,010.79 Metric Tonne. Thus, the proposed balance mineable reserve is 31,889,675.21 Metric Tonne.
3. Previous mining plan was approved for the production capacity of stone 60,00,000 TPA. Earlier the mine was in development stage and production was less with limited equipment. Now, the mine is fully developed and, number and capacity of the mining equipment have increased, enabling us to increase the production from 60,00,000 TPA to 85,00,000 TPA. Now, Mining plan is approved for the production of 85,00,000 TPA till the end of mine.
4. As no exploration was done in the area thus the status of the reserves remain the same as it was on 15.09.2014.
5. The Targeted Quantity of Masonary stone yearly to be produced in the next 4 years, till the end of mine.

Calendar program based on balance mineable Reserve

Year	ROM in (Million TPA)	Total Stone in MTPA @98%
2023-2024	8.50	8.33
2024-2025	8.50	8.33
2025-2026	8.50	8.33
2026-2027	6.39	6.26
Total	31.89	31.25

6. SEIAA, Haryana granted the Environmental Clearance to similar case for the Capacity Expansion Mining of Stone from 5.6 MTPA to 9 MTPA at Khasra No 216, over area of 29.50 ha Located at Kalyana 2 Village Kalyana, Tehsil & District Charkhi Dadri, Haryana proposed by M/s SBIPL Projects Limited. (Vide EC letter No. EC23B001HR137089 dated: 31.05.2023) (copy enclosed).

A detailed discussion was held on the report of sub-committee constituted by SEIAA as well as the reply submitted by the PP in support of their contention to increase the capacity of production. Report submitted by sub-committee is self-explanatory, however, it is recommended that the certain conditions raised by the sub-committee may be considered and added while granting of Environment Clearance to the project. The report of committee is also enclosed with the concerned file.

Further, PP also submitted that in past also the SEIAA has granted environment clearance to some other projects in nearby area while raising their capacity of production (EC letter enclosed) and further submitted that as per record DSR is of District Charkhi Dadri and not of some other district.

After detailed deliberations on the documents produced during the presentation, submissions made by the PP and keeping in view the report of sub-committee constituted by SEIAA, the committee has decided to recommend the case to SEIAA for granting Environment Clearance as per the conditions conveyed vide Minutes of 271st meeting of SEAC and certain conditions observed by the sub-committee may also be considered and added while granting EC to the project.

Findings and Decision of THE AUTHORITY (SEIAA):

The aforesaid Proposal was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

After perusal of record & due deliberations, the Authority decided to defer this case, till next meeting.

Accordingly, the case is deferred.

Meeting : 163rd
Date : 02.08.2023

Item No. 163.20

Environment Clearance for Proposed Expansion of Minor mineral of Stone along with Associated Minor minerals from 10 MTPA to 24 MTPA over an area of 258.30 ha located in village - Khanak , Tehsil- Tosham, District- Bhiwani, Haryana by M/s HSIIDC Ltd.

1.	Proposal	<u>Grant of EC for Capacity Expansion</u>
2.	Project Proponent	M/s HSIIDC Ltd
3.	Location & Category of the Project	village - Khanak , Tehsil- Tosham, District- Bhiwani, Haryana 1 (a)
4.	Project Cost	Rs. 175 Crores as per Form (I).
5.	Project Consultant	Mantec Consultants Pvt. Ltd.
6.	NABET, ACCREDITATION	Certificate No.: NABET/EIA/2023/RA 0205 Validity: 19/07/2023

The project was submitted to the SEIAA, Haryana vide **online proposal No. SIA/HR/MIN/421906/2023 on 20.03.2023** for obtaining **Environmental Clearance for Expansion in Production Capacity** under Category 1(a) of EIA Notification 14.09.2006. The Project Proponent has deposited due Scrutiny fee (as applicable) of ₹ 1,50,000/- vide DD No. 269785 dated 21.10.2022 (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 in 271st meeting held on 29.06.2023 and SEAC recommended the Project to SEIAA for **Grant of Environment Clearance**.

The said Proposal was taken up during **162nd Meeting of SEIAA held on 19.07.2023**. (Upon having seen the details pertaining to the said case, the Authority decided to record similar observations as made in the Item No. 6, above).

The Authority, after having gone through the details and relevant record placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), **observed and examined that the proposal pertaining to enhancement of Production Capacity from existing 10**

MTPA to 24 MTPA. The Appraisal Committee has recommended the same but without any justification. Whereas, the Authority deemed it appropriate to understand, whether proposed enhancement of production capacity will cause any dent on the Environment and other parameters, upon considering the proposal.

This is due to a recent incident, occurred in District-Bhiwani (Mining Site - Dadam), where many lives were lost and thereafter, it was also found that indiscriminate mining has made serious dents on the Environment / local surroundings by disturbing the eco-system (fauna & flora) and adversely affecting the normal life of the people. Hon'ble NGT also made serious observation and constituted a team of Experts to study and understand the reasons, leading to such unfortunate incident.

Therefore, it is more than imperative and urgent to understand, before considering, such proposals, where production capacity of this magnitude i.e. **10 MTPA to 24 MTPA** is proposed to be enhanced, without expressing justification and possible dent on the Environment. The Authority is of the view that Appraisal Committee, while considering such proposals should have sought reasonability and circumstances for considering the proposal of enhancement of this magnitude. Therefore, a response needs to be called from Mines & Geology Department, Haryana in this regard.

Representations dated 30.06.2023 & 13.07.2023, received from the Village Panchayat and other bodies, opposing the proposal, needs to be looked into in the fairness and propriety of the things pertaining to their interest, being the stack holders in the local area, so that propriety and genuinity of their plea can be understood. Therefore, the Authority decided to constitute a Sub-committee of the followings:

1. **Member Secretary, SEIAA (Head of the Sub-committee)**
2. **Member Secretary, SEAC (Member)**
3. **Representative of Member Secretary of HSPCB (Member)**
4. **Mining Officer, Bhiwani (Member)**
5. **Regional Officer of HSPCB of the relevant area (To assist the Sub-committee)**

The Sub-committee shall visit the project site and submit a detailed report about the proposal, alongwith hearing the representations received in this case.

In view of the above, the **Authority decided to REFER BACK the case to Appraisal Committee (SEAC)** to re-examine the issues of capacity enhancement. Further, the Appraisal Committee needs to look into the precedents, if any and the circumstances and justification for considering such proposals.

The case was taken up during **273rd meeting held on 28.07.2023**. The sub-committee constituted by SEIAA in its 162nd meeting, visited the site on 25.07.2023 and has submitted its report with recommendation that the proposed enhancement of production capacity (from 10 MTPA to 24 MTPA) may be considered subject to certain conditions:

1. The project proponent must implement sufficient dust suppression measures using water guns and sprinklers in critical areas with high PM, & PM levels to meet CPCB norms for ambient air quality.
2. Blasting operations should only be conducted during the daytime and must follow controlled practices to minimize ground vibrations and fly rocks. Drills should use dust extractors or water injection systems.

3. The project proponent will provide the provision of a dense multilayer green belt with 5 rows of avenue plantations all around the project's boundary using indigenous local species of plants to control air emissions, and noise pollution, and maintain ecosystem equilibrium.
4. Mining operations should be limited to 2 meters above the groundwater table and should not intersect the groundwater table.
5. Rainwater harvesting measures should be planned, developed, and implemented in consultation with the Central Groundwater Board/Haryana Water Resource Authority to augment groundwater resources.
6. An Occupational Health Specialist should be appointed for regular medical examinations of workers engaged in the project. Workers with ailments like BP, diabetes, smoking habits, etc., should undergo health check-ups once every six months, and necessary preventive measures should be taken. National Institute recommendations for mine worker occupational environment should be implemented.
7. Pollution due to transportation should be effectively controlled, and mineral transportation should be carried out through covered trucks only. Vehicles should not be overloaded, and only those with a PUC (Pollution Under Control Certificate) should be allowed to ply.
8. Air pollution prevention and control measures should be implemented in surrounding villages i.e. Khanak, Baganwala and Tosham areas with heavily saturated Ambient Air Quality to bring down AAQ within prescribed standards. The project proponent will provide six Continuous Ambient Air Quality monitoring stations at different locations to cover Air quality profile of the lease mining area and surrounding.
9. Vibration studies should be conducted before blasting to evaluate the impact on nearby habitats. Alternative mineral extraction methods should be considered near sensitive areas vulnerable to blasting vibrations.
10. Prior permission from competent authorities is required for the drawl of surface water and groundwater for the project.
11. Main haulage roads should have permanent water sprinklers, and other roads should be regularly wetted with water tankers fitted with Sprinklers.
12. Mineral transportation through villages should not be allowed, and a bypass road should be constructed to mitigate sound, dust, and accident impacts. The project proponent should bear the cost of widening and strengthening existing public road networks if used for the project.
13. Critical parameters like PM10, PMs, NO, and SO, will be monitored on a daily basis through CAAQMS (Continuous Ambient Air Quality Monitoring Stations) and water quality should be monitored periodically, and data should be made public via the company's website and display boards at the project site.
14. Personnel in dusty areas should wear protective respiratory devices, and receive adequate training and information on safety and health aspects.
15. Noise levels in the work environment should be controlled below 85 dBA, and workers should be provided with ear plugs/muffs.
16. Regular monitoring of groundwater levels and quality should be conducted by establishing a network of wells and piezometers, and data should be sent to relevant authorities periodically.
17. Illumination and sound at the project site during night time should not disturb nearby villages. Floodlights should be oriented away from villagers, and noise levels should be kept within prescribed limits for day and night hours.

The PP also submitted reply of the observations raised by SEIAA in its 162nd meeting which is re-produced as under:

- i.
- a) The Corporation was granted EC for 10 MTPA as per EC letter dated 06.05.2015. The said capacity was achieved on 03.12.2022 for the period from 03.01.2022 to 02.01.2023. Further, for the current period, the Corporation has already achieved capacity of approx. 7.5 lakh MT in a span of seven months and is projected to achieve the sanctioned capacity by the end of September 2023. Considering the production capacity achievement over the last two years, it can be inferred that there is sufficient demand for the product in the market and also the production capacity of the mine is increasing on yearly basis. It would also be worthwhile to mention that the Corporation had achieved production of approximately 13 Lakh MT on monthly basis during the first five months of the current production period and thus, upscaling the production to meet the proposed enhancement is achievable.
 - b) In the neighbouring mining zone viz. Charkhi Dadri, a mine which is spread over approx. 30 hectares is having production capacity of 9 MTPA. Considering the area of Khanak mines, which is spread over 258.30 hectares, the proposed production capacity of 24 MTPA is justifiable.
 - c) The Corporation has sufficient space in the mine to ensure that there is no hindrance in transporting the material and managing the increased capacity.
- ii. In the recent past:
- (a) M/s SBIPL Projects Ltd., Charkhi Dadri (Haryana) has been granted EC for enhanced capacity of 9 MTPA from the earlier sanctioned 5.6 MTPA.
 - (b) M/s Maa Santoshi Khanij Udyog, Distt. Rewari has been granted EC vide letter dated 20.10.2020 for enhanced capacity of 12.59 lakh TPA from 9000 TPA.
 - (c) The MoEF&CC vide letter dated 18.11.2022 has granted EC for enhanced capacity of 25 lakh TPA from 9 lakh TPA to M/s Star Cement Limited.
- iii. The Mines & Geology Department, Haryana has approved the Mining Plan of the Corporation for the enhanced capacity of 24 MTPA vide letter No. DMG/HY/MP/Khanak/2022/5989 dated 29.09.2022.

The detailed discussion was held on the report of sub-committee constituted by SEIAA as well as the reply submitted by the PP in support of their contention to increase the capacity of production. Report submitted by subcommittee is self-explanatory, however, it is recommended that the certain conditions raised by the sub-committee may be considered and added while granting of Environment Clearance to the project. The report of sub-committee is also enclosed with the concerned file.

The PP further submitted that, in past also the SEIAA has granted environment clearance to some other projects in nearby area while raising their capacity of production (**EC letters enclosed**).

The hearing was given to the complainant Sarpanch of village Khanak, Chairman, Zila Parishad, Bhiwani have joined through Video Conference by Members of sub-committee constituted by SEIAA. Complainant Sarpanch was asked to submit their point of view about the complaint, she briefed that due to mining in the area there is pollution, cracks in the houses etc. and Chairman Zila Parishad, Bhiwani explained that mining should be permitted as it is the life line of the approx 80 villages of the surrounding area and regular sprinkling of water will reduce the pollution. The copy of complaint dated

28.07.2023 received from Sarpanch Village Khanak and copy of letter dated 27.07.2023 of Chairman, Zila Parishad are also enclosed herewith.

The complaint of Sarpanch, Village Khanak received by way of email dated 28.07.2023 was further forwarded to PP for submitting reply/comments on the complaint. The reply of PP is as under:

1. The blasting activities at Khanak Stone Mine is being conducted during day time and under the supervision of Statutory Mining Personnel on daily basis and only after taking requisite permissions from the concerned department.
2. Further, blasting pattern and charging of holes is being done as advised in the report submitted by CIMFR, Dhanbad. Blasting vibrations and other parameters like PPV (Peak Particle Velocity) are being regularly monitored by Seismographic meter present at mine site and random reports for Khanak mining site are also attached herewith for your kind perusal which clearly shows that blasting vibrations were also in permissible limit on any particular day.
3. Further, regarding difficulties faced by resident of Khanak due to activities at Khanak Stone Mine. In this regard, the dumpers lifting stone from mine site have been provided with a bypass route within the mine site which enables them not to cross the village route with the loaded stone.
4. Also, we are working the mine site which is at least 500 meters from the village area and noise and pollution levels are within prescribed limits at all times during the day and night. In spite of having low AQI we have arranged the sprinkling of water to reduce the air pollution created during blasting in the mining. The sprinkling of water on haul roads is also being done regularly.
5. Furthermore, the photos and videos attached by the complainant of the drilling machines have allegedly been taken during trial run/repairing of the water pump of drill machine after breakdown status. Even in the photos and videos, it can be seen that the said machines are already fitted with wet drilling arrangements. Also, we will ensure that drilling operations at Khanak Mine Site will be done with wet drilling arrangements only. Some photos and videos are attached herewith for your kind consideration in this regard.
6. Moreover, it is intimated that a complaint of Gram Panchayat, Khanak was also received through State Expert Appraisal Committee (SEAC) on dt. 30-06-2023. The content of the complaint was almost same. The copy of reply is enclosed herewith.

The PP further requested that since there is no basis of the complaint as detailed above is baseless and may be considered to file the same.

After detailed deliberations on the documents produced during the presentation, submissions made by the PP and keeping in view the report of sub-committee constituted by SEIAA and hearing given to the complainant, the committee has **decided to recommend the case to SEIAA for granting Environment Clearance as per the conditions conveyed vide Minutes of 271st meeting of SEAC and certain conditions observed by the sub-committee may also be considered and added while granting EC to the project.**

Findings and Decision of THE AUTHORITY (SEIAA):

The aforesaid Proposal was taken up during **163rd Meeting of SEIAA held on 02.08.2023.**

Upon perusal of relevant record & details pertaining to the case, besides considering the recommendations of the Appraisal Committee & Sub-committee report dated 25.07.2023, the Authority deemed it appropriate to consider the proposal, **AFFIRMATIVELY**, within the scope & meaning of EIA Notification dated 14.09.2006 emanating from Environment (Protection) Act, 1986 subject to the conditions as under:

1. That proposal to the enhancement of the capacity from 10 MTPA to 24 MTPA over an area of 258.30 ha located in village - Khanak , Tehsil- Tosham, District- Bhiwani, Haryana by M/s HSIIDC Ltd shall be strictly in accordance with the approved Mining Plan.
2. That Project Proponent shall not violate any provision under the Forest Act / Rules & other relevant Acts & Rules, as may be applicable besides the terms & conditions of contract between the Mines & Geology Department, Haryana.
3. That upon considering the various representations of the Village bodies, the Authority is inclined to direct Project Proponent to take care of the **HEALTH INFRASTRUCTURE** (Health Care Centre) in the LOCAL AREA, besides taking steps to conserve & protect the Environment in and around the Mining site **by planting 5000 Trees in consultation with the local administration i.e. Deputy Commissioner, Bhiwani & Village body (Zila Parishad / Sarpanch).**
4. That Project Proponent shall ensure to adhere to the directions issued by MOEF & CC, GOI and HSPCB, from time to time for the conservation & protection of Environment.

Accordingly, the case is disposed of.

The meeting ended with a vote of thanks.
