

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

## **Haryana**

**Minutes of 165<sup>th</sup> Meeting of State Environment Impact Assessment Authority (SEIAA), Haryana held on 05.09.2023, under the Chairmanship of Sh. Sameer Pal Srow, IAS (Retd.), Chairman, SEIAA, Haryana at Bay's No. 55-58, 1<sup>st</sup> Floor, Paryatan Bhawan, Sector-2, Panchkula, Haryana.**

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### **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 16)”** for discussions in the said meeting.

“Later, the Minutes of the 164<sup>th</sup> Meeting of SEIAA held on 22.08.2023 were **“CONFIRMED”** as part of the proceedings of 165<sup>th</sup> Meeting” being held on 05.09.2023.

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**AGENDA ITEMS**  
**(Sr. No. 1 to 16)**

**The Authority took up the following Proposals during 165<sup>th</sup> Meeting for consideration and decisions thereof:**

**Item No. 165.01**

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

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 case was taken up during 272<sup>nd</sup> 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 in its 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 as under:

S. No.	Observations	Reply of observations
1.	The PP shall submit details of licenses taken by them mentioning the name of licensee	<p>M/s Orchid Infrastructure Developers Pvt. Ltd. has aggregated 91 plots in a duly licensed plotted colony. M/s Orchid Infrastructure Developers Pvt. Ltd. will construct these plots in one lot wherein built up area shall be more than 20000 sqm &amp; in a duly licensed and approved colony, relicense for just 91 plots is not required and applicable.</p> <p>However, the license was granted to M/s Sheetal International Pvt. Ltd. &amp; its associates by DTCP, Haryana vide license No. 53-60 of 1994 dated 31.12.1994, License No. 9-24 of 1995 dated 20.11.1995, License No. 98 of 2008 dated 12.05.2008 and License No. 8 of 2009 dated 17.5.2009.</p> <p>The plots purchased by M/s Orchid Infrastructure Developers Pvt. Ltd. falls in the license No. 98 of 2008 measuring area of 7.026 acres out of a licensed colony of 327.77 acres and M/s Orchid Infrastructure Developers Pvt. Ltd. is the absolute owner of these 91 plots by virtue of Court Decree (Civil Suit no. 1176/2022) dated 12.04.2022 i.e Suit for Declaration with consequential relief of Permanent Injunction.</p>
2.	The PP shall submit the details and numbers of plots they are going to develop	M/s Orchid Infrastructure Developers Pvt. Ltd as Private entity has purchased 91 No. plots from the licensed colony and they will develop the same with a built-up area of 89,328.76 sqm altogether.
3.	The PP shall submit as to why they have to submit this proposal	M/s Orchid Infrastructure Developers Pvt. Ltd has submitted the proposal for the development of 91 plots which will have altogether a built-up area of 89,328.76 sqm which is more than 20,000 sqm. Hence as per EIA Notification 2006 and its subsequent amendments prior Environmental Clearance is applicable.
4.	The PP shall submit copy of License in the name of other party	The License was granted by the Government of Haryana in the name of Sheetal International Pvt. Ltd. and its Associates vide License No. 53-60 of 1994 dated 31.12.1994, License No. 9-24 of 1995 dated 20.11.1995, License No. 98 of 2008 dated 12.05.2008 and License No. 8 of 2009 dated 17.05.2009 & the same is attached as <b>Annexure I</b> .

5.	The PP shall submit an affidavit that they have not started any development.	M/s Orchid infrastructure has done HARERA Registration for 37 number of plots, but construction was started on only 4 plots based upon initial planning to construct a lesser area. The area involved in 4 plots being very small way beyond the preview of environmental clearance. Affidavit stating the same is attached as <b>Annexure II</b> . The same affidavit was submitted in the 267th SEAC meeting reply. Copy of the HARERA Registration is enclosed as <b>Annexure-III</b> .
6.	The PP shall submit the permission of Sewer	Excess treated water of 46 KLD during summer season, 56 KLD during winter season & 62 KLD during winter season will be discharged to sewer line after meeting the discharge standard of sewer. Permission to discharge excess treated water to sewer lines has been obtained from GMDA GMDA/SCW/2023/381 dated 01.05.2023. The Sewer discharge permission is attached as <b>Annexure IV</b> .
7.	The PP shall submit as to why they have not proposed for ZLD.	The proposed project is a plotted colony, the STP treated water can be reused for flushing and gardening purposes only. Hence there will be a balance of excess treated water & zero liquid discharge is not possible. Hence permission to discharge excess treated water to sewer lines has been obtained from GMDA.
8.	The PP shall submit the status of the OC taken from M/s Sheetal International Pvt. Ltd.	M/s Orchid Infrastructure Developers Pvt. Ltd purchased 91 plots as a private body within the licensed colony developed by M/s Sheetal International Pvt. Ltd. and application for part completion has been submitted to Town and Country Planning, Haryana by M/s Sheetal International Pvt. Ltd. on 27.08.2010 & the same is attached as <b>Annexure V</b> . The process to obtain OC is under process & the same will be submitted when obtained from DTCP. However after completion of construction, M/s Orchid Infrastructure Developers Pvt. Ltd. shall obtain the Occupation Certificate & Completion certificate as per applicable norms specified by DTCP Haryana as required by the competent Authority.

9.	The PP shall submit an affidavit to the effect that they do not require a structure stability certificate and shall submit OM in this regard.	Affidavit stating that no structural stability certificate is required for plotted colony as per NBC 2016 Norms is attached as <b>Annexure VI</b> .
10.	The PP shall submit the details of Khasra in additional land of 7 acres.	The details of Khasra details mentioned in the Aravali NOC vide Sr. No.12 dated 16.02.2023 and License No. 98 of 2008 is attached as <b>Annexure VII</b> .

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

The said Proposal was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

During the course of proceedings, Project Proponent alongwith Project Consultant, remained present, wherein oral submissions were heard at length and after the examination of relevant record placed on the file & due deliberations; the Authority **decided to refer back the proposal to the Expert Committee (SEAC) with the following observations:**

1. Plea taken by the Project Proponent that in the instant case, **“No, License from Directorate, Town & Country Planning (DTCP), Haryana and other statutory compliances like (Aravalli Notification, Forest NOC etc) are required by the Project Proponent.**

**This plea needs to be EXAMINED AND APPRAISED by the Expert Committee (SEAC)** within the scope & meaning of EIA Notification dated 14.09.2006 and OM dated 29.03.2022, issued by MOEF & CC, GOI.

2. Having gone through the relevant record placed on the file, the Authority further observed that M/s Sheetal International Pvt. Ltd. (from whom the Project Proponent i.e. M/s Orchid Infrastructure Developers Pvt. Ltd. stated to have earned the **ownership rights for 291 Plots, through Court of Decree dated 12.04.2022**), also **never obtained Environment Clearance for the development of Project over an area measuring 327.773 Acre land.** (Inspite of having obtained two licenses, i.e. **License No. 98 dated 12.05.2008 & License No. 8 dated 17.05.2009** from Town & Country Planning Department, Haryana), despite being in the category of **more than**

**50 hectare of land parcel as covered within the scope & meaning of EIA Notification dated 14.09.2006.**

3. The Authority further observed that Project Proponent i.e. M/s Orchid Infrastructure Developers Pvt. Ltd. has initiated construction activities at site, without obtaining Environment Clearance, (this is an admitted plea of the Project Proponent). Further, the Authority also observed that details of registration made with HRERA and Environment Clearance applied before the authority is not matching (HRERA registration is for 37 Plots and application for EC made for 91 Plots).
4. In addition to the above, the Authority observed that condition no. (F) (v) of the **HRERA registration No. 72 of 2022, Granted in favour of M/s Orchid Infrastructure Pvt. Ltd.,** (Relevant part of the same is reproduced as under):

*(v) The registration shall be valid for a period as mentioned above under the head “validity of registration” subject to validity of licenses granted by DTCP and promoters shall be bound to obtain prior renewals thereof.*

Whereas, the plea taken by the Project Proponent i.e. **No, License from Directorate, Town & Country Planning (DTCP), Haryana and other statutory compliances like (Aravalli Notification, Forest NOC etc)** are contradictory and not in harmony.

5. Directorate of Town & Country Planning, Haryana, issued a **Notice dated 07.02.2023 to M/s Sheetal International Pvt. Ltd.,** for the **cancellation of license(s) No. 53 to 60 of 1994, 9 to 24 of 1995, 98 of 2008 & 08 of 2009** Granted for development of Residential Plotted Colony namely Mayfield Garden over an area of **327.73 Acres in Sector 45, 50, 52 & 57 of Gurugram,** the Authority needs to know the status & outcome of the said Notice.

The Authority after having gone through the recommendations of the Expert Committee, perusal of relevant record & detailed discussion, **decided to call for a fresh examination & appraisal on all the relevant issues, pertaining to the proposal.**

**Accordingly, the case is referred back to the Expert Committee (SEAC).**

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.02**

**EC for Expansion of “Commercial-cum-Office Complex” at Sector 42, Golf Course Road, Gurugram, Haryana by M/s Munjal Hospitality Private Limited.**

1.	Proposal	For Expansion of “Commercial-cum-Office Complex
2.	Project Proponent	M/s Munjal Hospitality Private Limited
3.	Category of the Project	8(a)
4.	Total Cost of the Project	₹ 1141 Crore
5.	Project Consultant	M/s Perfact Enviro solutions Pvt. Ltd.
6.	NABET, ACCREDITATION	(No. NABET/EIA/1922/SA 0143 Valid upto : 01-06-2023)

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

**Recommendations of SEAC:**

The case was taken up 274<sup>th</sup> meeting of SEAC held on 09.08.2023. The PP along with consultant appeared before the committee and presented their case. The report of above mentioned committee constituted by SEIAA vide order dated 12.06.2023 has been received. The report was circulated among the Members of the SEAC as well as to PP and Consultant vide email dated 28.07.2023.

The report was thoroughly discussed during the meeting and it is observed that the sub-committee visited the site on 23.06.2023. After detailed discussion it was observed that the report of the sub-committee is as follows:

**Observation 1:** Mismatching of details in Khasra No. Mentioned in License issued by DTCP, Haryana & Aravalli NOC by the Deputy Commissioner. This Needs Clarity.

**Reply:**

- The land has been allotted by Town & Country Planning, Haryana with License No-25-26 of 1999 dated 21.04.1999 for Commercial colony over an area measuring 3.9437 acres for Khasra No. 542, 544 Min & 545 granted to Sh. Mamam Singh S/o Sh. Ram Nath & others & transferred to Krishna Buildwell & Developers Pvt. Both the licenses are granted on the name of M/s Krishna Buildwell Pvt. Ltd. Same is attached as Annexure II.
- As per order Endst no. DS-R-LC-303/2013/34669 dated 25/03/2013 the terms and conditions stipulated in the license will remain the same and will be complied with by Ms Munjal Hospitality pvt. Ltd. The project was auctioned and sold to M/s Munjal Hospitality Pvt. Ltd on the revised Schedule Khasra No. 543/1, 542, 545, 544/2. The Approval of the plans accord in favour of original license shall now be deemed approved in favour of Munjal Hospitality Pvt. Ltd. Land Papers is attached as Annexure III.
- Thereafter, Aravali NOC was issued by Deputy Commissioner, Gurgaon vide S.No. 1416 dated 12.06.2014 to M/s Munjal Hospitality Pvt. Ltd for the Revised Khasra No. 543/1, 542, 545, 544/2. Same is attached as Annexure V.
- A Renewed license for the Khasra No. 543/1, 542, 545, 544/2 has been obtained vide Memo no.- LC303/JE(SJ)-2021/8268 dated 26.03.2021, which is valid up to 20.04.2026. Same is attached as Annexure IV.

Hence, the Khasra no. mentioned in the License No-25-26 of 1999 dated 21.04.1999 with revised land schedule vide order Endst No. DS-R-LC-303/2013/34669 dated 25/03/2013 & Aravali NOC & Forest NOC is given

Comparative of Khasra No.			
Khasra No.	Order Endst no. DS-R-LC-303/2013/34669 dated 25/03/2013 with Revised Land Schedule	Aravali NOC S.No. 1416 dated 12.06.2014	
	543/1, 542, 545, 544/2	543/1, 542, 545, 544/2	

**Observation 2:** That the height of the building as per approval granted by Airport Authority of India (NOC) at 105 meters and whereas, PP has proposed and claimed the height of 07 meters of the project. The mismatching needs clarification.

**Reply:** The height of the building as per previous Environmental clearance dated 28.08.2020 is 105 meters & for the proposed expansion the height of the building is 107 meters which is inline with the height mentioned in the AAI approval received i.e. 108.5



meters vide letter no. AAI/RHQ/NR/ATM/NOC/2021/72/304-307 dated 01.02.2021. Same is attached as Annexure VI.

**Observation 3:** Total Plot Area is decreasing & Built Up area is increasing along with increase in no. of floors, plea & proposal are not at Harmony. This needs justification.

**Reply:** The plot area as per Environmental Clearance dated 28.08.2020 is 15959.56 m<sup>2</sup> and G+17 Floors have been constructed and slab of 18th floor has been laid. For the proposed expansion the total plot area of the project will remain the same i.e 15959.56 m<sup>2</sup> and after deduction of 1289 m<sup>2</sup> area for road widening, net plot area will be 14670.56 m<sup>2</sup>. Environmental Clearance is attached as Annexure I.

Built-up area is increasing due to the additional FAR of TDR that M/s Munjal Hospitality Pvt. Ltd. is obtaining from the Town and Country Planning Department. Hence one additional floor is proposed in the planning, this may lead to increase in Built up area of the proposed project. The request letter for TDR is attached as Annexure VII.

Built up area after proposed expansion will be increased from 98935.114 to 105174.590 m<sup>2</sup>. Detailed area break up table is given below:

Area Details			
Description	Unit	Details as per Earlier EC-20.08.2020	After Expansion
Plot area	m <sup>2</sup>	15959.56	15,959.56
Deduction	m <sup>2</sup>		1289.0
Net plot area	m <sup>2</sup>		14670.56
G.C (Per)	m <sup>2</sup>	9576.70	9575.74
G.C (Ach)	m <sup>2</sup>	6580.13	6805.60
FAR permissible (under TOD policy)	m <sup>2</sup>	55858.468	55858.47 (3.5)
FAR green building (15% for 5 star GRIHA rating)	m <sup>2</sup>	2393.93	2393.93
TDR FAR (proposed)	m <sup>2</sup>		8929.72 (15% of plot Area)
Total Permissible	m <sup>2</sup>		67182.12

FAR			
FAR Proposed/Achieved (A)	m <sup>2</sup>	58252.394	67182.12
Area proposed in energy center and guard room(B)	m <sup>2</sup>		2005.39
First Basement area	m <sup>2</sup>	40682.72	7293.20
Second Basement area	m <sup>2</sup>	-	7474.1
Third Basement area	m <sup>2</sup>	-	7474.04
Fourth Basement Area	m <sup>2</sup>	-	7474.04
Total Basement Area	m <sup>2</sup>		29715.41
Non FAR Area	m <sup>2</sup>		6271.669
Total Non FAR Area (Basement area+other Non FAR) (C)	m <sup>2</sup>		35987.109
Built Up Area (A+B+C)	m <sup>2</sup>	98935.114	105174.594

Keeping in view the report of sub-committee, the recommendations already made by SEAC vide its 267<sup>th</sup> MoM dated 16.05.2023 are reiterated to grant EC to the project.

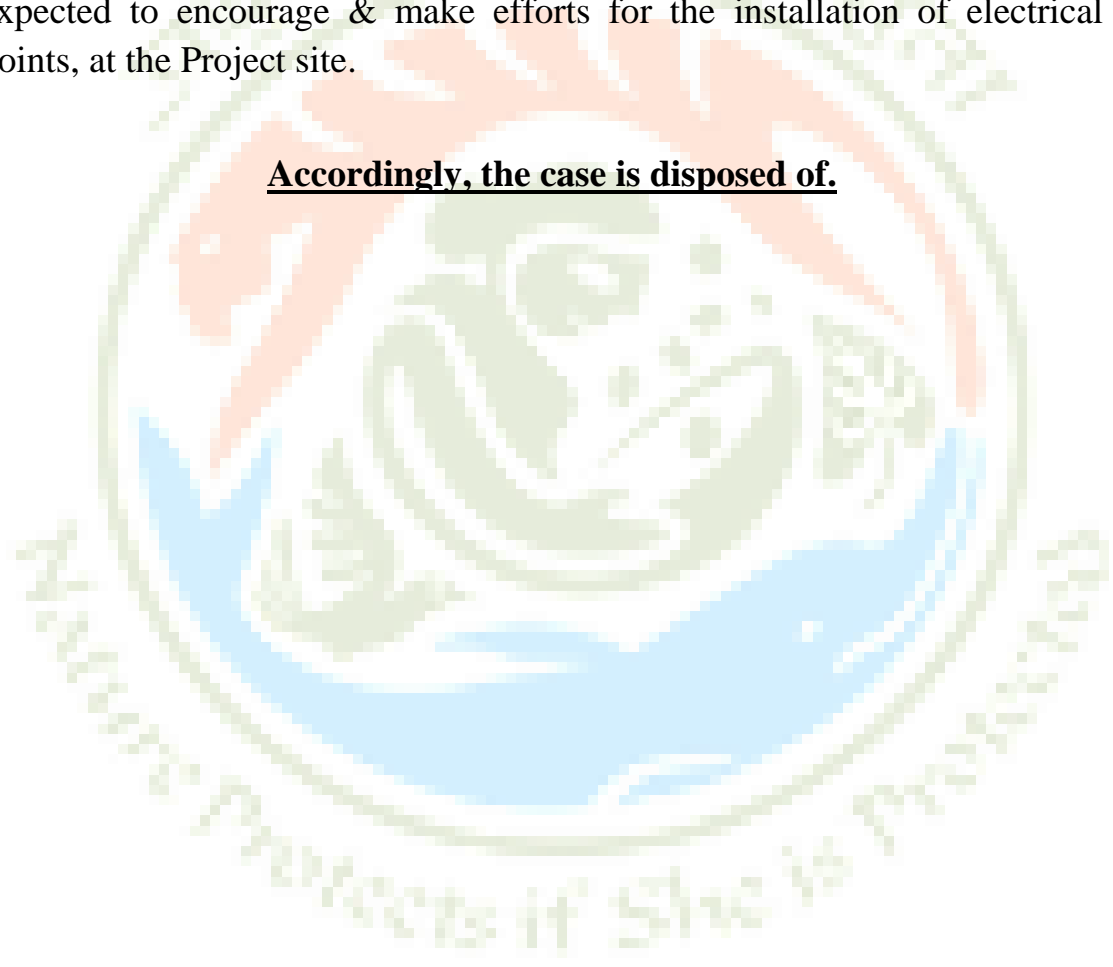
**Findings and Decision of THE AUTHORITY (SEIAA):**

The said Proposal was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

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

1. PP shall maintain **27.25% of net plot area as Green Area i.e. 3997.94 Sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 3997.94 Sqm (27.25%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
2. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the concern & good cause of Environment.
3. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.

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



**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.03**

**EC for Hospital Project namely “Veda Hospital” at Site-2 sector 16-17, Hisar, Haryana by M/s Lalit Mohan Bansal.**

1.	Proposal	<u>Grant of Fresh Environment Clearance (EC)</u>
2.	Project Proponent	Lalit Mohan Bansal
3.	Location & Category of the Project	Sector 16-17, Hisar, Haryana <b>8 (a)</b>
4.	Project Cost	₹ 134.28 crore Crore as per Form (I).
5.	Project Consultant	<b>Eco Paryavaran Laboratories &amp; Consultants Pvt. Ltd</b>
6.	NABET, ACCREDITATION	<b><u>NABET/EIA/2223/SA 183</u></b> <b><u>Validity: 17/12/2023</u></b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/INFRA2/438492/2023 dated 01.08.2023** 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. 021771 dated 31.07.2023** (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 **275<sup>th</sup>** meetings of SEAC held on **22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance**.

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

The said Proposal was taken up during **165<sup>th</sup>** Meeting of SEIAA held on **05.09.2023**.

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

1. That PP shall maintain **25.30% of net plot area as Green Area i.e. 2,222.225 sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 2222.225 Sqm (25.30%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
2. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the concern & good cause of Environment.
3. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.
5. That PP shall make efforts to develop **“Miyawaki Forest”**, in all corners of the Project Land/ Area.
6. That PP shall make arrangements for the **“Quick and Safe disposal of Anti-biotic Waste” by following the relevant guidelines.**
7. That PP shall plan to provide adequate space in the periphery area / outer corridor for the smooth & hassle free movements for FIRE TENDERS & AMBULANCES.

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

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.04**

**EC for Group Housing Project located at GH-07, Sector- 30A, Phase- 01, Industrial Model Townships, District Rohtak, Haryana by M/s Arsons Realtors LLP Project.**

1.	Proposal	<u>Grant of Fresh Environment Clearance (EC)</u>
2.	Project Proponent	<b>M/s Arsons Realtors LLP Project</b>
3.	Location & Category of the Project	Sector- 30A, Phase- 01, Industrial Model Townships, District Rohtak, Haryana <b>8 (a)</b>
4.	Project Cost	₹ 70.50 Crore as per Form (I).
5.	Project Consultant	<b>Grass Roots Research &amp; Creation India (P) Ltd</b>
6.	NABET, ACCREDITATION	<u>NABET/EIA/2124/RA 0213</u> <b>Validity: 15/02/2024</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/438546/2023 dated 31.07.2023** 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 **₹ 1,50,000/- vide DD No. 041984 dated 24.07.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance**.

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

The aforesaid Proposal was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023**.

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

1. That PP shall maintain **44.83% of net plot area as Green Area i.e. 3819 Sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 3819 Sqm (44.83%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
2. That Project Proponent shall make efforts for the installation of **Solar Power infrastructure** for the concern & good cause of Environment.
3. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
4. That in view of the increasing Number of **electrical vehicles**, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.

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

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.05**

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

1.	Proposal	<b>EC for Revision &amp; Expansion</b>
2.	Project Proponent	<b>M/s Omaxe World Street Private Limited</b>
3.	Location & Category of the Project	<b>Village-Bhatola, Faridabad</b> <b>8 (a)</b>
4.	Project Cost	₹ 407.99 Crore as per Form (I).
5.	Project Consultant	<b>Grass Roots Research &amp; Creation India (P) Ltd</b>
6.	NABET, ACCREDITATION	<b><u>NABET/EIA/2124/RA 0213</u></b> <b>Validity: 15/02/2024</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/MIS/72460/2022 on dated 21.02.2022** 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. 011343 dated 02.04.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The said case was taken up during **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance**.

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

The aforesaid Proposal was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023**.



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

1. That PP shall maintain **20.20% of net plot area as Green Area i.e. 15562.465 Sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 15562.465 Sqm (20.20%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
2. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the concern & good cause of Environment.
3. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.

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

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.06**

**EC for the Proposed Residential Accommodation Type- II & Type – III Quarters for Income Tax Department coming up at sector-28, Faridabad, Haryana by M/s Central Public Work Department Central Revenue Building**

1.	Proposal	<b>Fresh Environment Clearance (EC)</b>
2.	Project Proponent	M/s Central Public Work Department Central Revenue Building
3.	Location & Category of the Project	Sector-28, Faridabad, Haryana <b>8 (a)</b>
4.	Project Cost	₹ 88.16 Crore as per Form (I).
5.	Project Consultant	<b>Gaurang Environmental Solutions Pvt. Ltd</b>
6.	NABET, ACCREDITATION	<b><u>NABET/EIA/2023/RA 0192 (Rev.02)</u></b> <b><u>Validity: 07/12/2023</u></b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide No. SIA/HR/INFRA2/424113/2023 dated 24.04.2023** 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 **₹ 1,50,000/- vide DD No.007279 dated 03.04.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The said case was taken up during **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance**.

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

The aforesaid Proposal was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023**.

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

1. That PP shall maintain **29.76% of net plot area as Green Area i.e. 3350 Sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 3350 Sqm (29.76%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
2. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the concern & good cause of Environment.
3. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
4. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.

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

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.07**

**EC for the Proposed Project of Boulder, Gravel and Sand Mining at Toka Hamidpur block Comprising of 8 Villages namely Toka, Chechi Majra, Sangrani, Rao Majra, Shahpur, Dera, Hamidpur and Dehar (Toka Hamidpur Block District Ambala, State Haryana Area 247.00 Acres by M/s R. M. Mines and Infra Private Limited**

1.	Proposal	<b>Fresh Environment Clearance (EC)</b>
2.	Project Proponent	M/s R. M. Mines and Infra Private Limited
3.	Location &  Category of the Project	Toka Hamidpur block Comprising of 8 Villages namely Toka, Chechi Majra, Sangrani, Rao Majra, Shahpur, Dera, Hamidpur and Dehar (Toka Hamidpur Block District Ambala, State Haryana  <b>1 (a)</b>
4.	Project Cost	₹ 50.945 Crores as per Form (I).
5.	Project Consultant	<b>M/s P and M Solution</b>
6.	NABET, ACCREDITATION	<b>NABET/EIA/2326/RA 0298</b> <b>Validity: 07/05/2026</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/MIN/435587/2023 dated 06.07.2023** 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. 001179 dated 06.03.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for **Grant of Environment Clearance.**



Environment Clearance for the Sand Mining Projects (River Bed & Outside the River Bed).

In view of the above, the Authority, deemed it appropriate to convey to the Expert Committee (SEAC) that adequate attention should be paid to **Para No. 4, Para No. 5 & Para No. 6 of the said guidelines, while making appraisal/ assessment & recommendations to the Authority in the Sand Mining Cases.**

Due diligence & utmost attention is expected to be exercised, while looking into the following details:

1. District Survey Report (DSR) (Validity, Size, Location & Relevance to the Proposal) **Para No. 4.1** of the Sand Mining Guidelines, 2020.
2. Approved Mining Plan (Specifically quantum, lease period, validity & citing parameters) **Para No. 4.3** of the Sand Mining Guidelines, 2020.
3. **Replenishment Study Report (Methodology & Mechanism adopted) Para No. 5.0** of the Sand Mining Guidelines, 2020.

**In view of the emerging circumstances and directions made by Hon'ble National Green Tribunal (NGT) in OA No. 532 of 2023 alongwith the observations made above, the Expert Committee (SEAC) to re-look into all relevant aspects of the proposal and thereafter make appropriate recommendations within the scope & meaning of EIA Notification dated 14.09.2006 and "ENFORCEMENT & MONITORING OF SAND MINING GUIDELINES, 2020.**

**Accordingly, the case is refer back to SEAC.**

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.08**

**Extension of Validity EC for Sand (Minor Mineral) Mining Project from River Yamuna in “South Block/YNR B17” (21,88,008 MTPA), Area 49.67 Ha, Gumthala Village, Jagadri Tehsil of Yamuna Nagar District, Haryana by M/s Elite Mining Corporation.**

1.	Proposal	Extension of Validity EC
2.	Project Proponent	M/s Elite Mining Corporation
3.	Location & Category of the Project	Gumthala Village, Jagadri Tehsil of Yamuna Nagar District, Haryana <b>1 (a)</b>
4.	Project Cost	₹ 61666458/- as per Form (I).
5.	Project Consultant	<b>Parivesh Environmental Engineering Services</b>
6.	NABET, ACCREDITATION	<b>NABET/EIA/2124/IA 0092 (Rev.02)</b> <b>Validity: 11/11/2024</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/MIN/302544/2023 dated 26.07.2023** for Grant of Extension of Validity of the **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. 500548 dated 20.07.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and The Committee thoroughly discussed the details, contents of affidavit and documents submitted by the PP at length as well as the information provided by the PP. The PP submitted that earlier EC was granted to the project on 09.03.2017 valid up to 08.03.2022, however, vide OM dated 18.01.2021 issued by MoEF&CC that:

*“the period from the 1st April, 2020 to the 31st March, 2021 shall not be considered for the purpose of calculation of the period of validity of Prior*

*Environmental Clearances granted under the provisions of this notification in view of outbreak of Corona Virus (COVID-19) and subsequent lockdowns (total or partial) declared for its control, however, all activities undertaken during this period in respect of the Environmental Clearance granted shall be treated as valid”*

Further, vide MoEF&CC OM dated 13.12.2022 it was further clarified that

**“the validity of the Environmental Clearances, which had not expired as on the date of publication of Notification i.e., 12.04.2022, shall stand *automatically extended* to respective increased validity as mentioned at para no. 1 column (C) above”**

*Provided that the period of validity of Environmental Clearance with respect to the type of Projects and Activities listed in Para 1 above may be extended in respect of valid Environmental Clearance, by the regulatory authority concerned, by a maximum period of years as indicated at Para No. q Column (D) above, if an application is made in the laid down proforma to the regulatory authority by the applicant as per the provisions of EIA Notification 2006:*

*Provided further that the regulatory authority may also consult the concerned Expert Appraisal Committee before grant of such extension.*

Thereafter, the Appraisal Committee (SEAC) made recommendations to the Authority for granting of **Extension of validity of EC** to the project under Category B1, 1(a) under EIA Notification dated 14.09.2006 issued by the Ministry of Environment and Forest, Government of India for Mining of Sand (Minor Mineral) from the Riverbed of Yamuna River in South Block/YNR B17 with 21,88,008 MT/year production as per LOI/Mining Plan/Previous EC/DSR/Replenishment Report/EIA Report **for lease period i.e., till March 2026**, for quantity of **21,88,008 TPA** with depth of 3.0 m as per Mining Plan and Replenishment Study Report approved by Director Mines & Geology, Haryana with the conditions laid down in EC letter dated 09.03.2017 issued by SEIAA.

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

The recommendations of SEAC were taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**



After having gone through the details & record placed on the file along with considering the recommendations of SEAC, the Authority **decided to REFER BACK the said case to Appraisal Committee (SEAC) to re-look into, whether the recommendations made herein are strictly in accordance with EIA Notification dated 14.09.2006 & Enforcement & Monitoring of Sand Mining Guidelines, 2020.**

**Accordingly, the case is Refer Back to SEAC.**



**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.09**

**Corrigendum in EC for Mining of Stone at Manakwas, Plot No. 2, Near Village Mankawas, Tehsil- Charkhi Dadri, Bhiwani, Haryana by M/s United Mining Corporation.**

1.	Proposal	Corrigendum in EC
2.	Project Proponent	M/s United Mining Corporation
3.	Location & Category of the Project	Manakwas, Plot No. 2, Near Village Mankawas, Tehsil- Charkhi Dadri, Bhiwani, Haryana <b>1 (a)</b>
4.	Project Cost	₹ 1.5 Crores as per Form (I).
5.	Project Consultant	<b>Ind Tech House Consult</b>
6.	NABET, ACCREDITATION	<b>NABET/EIA/2023/SA 0174</b> <b>Validity: 31/10/2023</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/MIN/302860/ 2023 dated 03.08.2023** for Corrigendum in **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. 011490 dated 03.08.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority **to issue corrigendum with regard to EC letter dated 28.03.2017 be issued mentioning that PP shall not carry any mining activity in the forest area measuring 2.73 hectare.**

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

The recommendations of SEAC were taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

The Authority after having gone through the details & record placed on the file alongwith considering the recommendations of the Appraisal Committee (SEAC), decided to **DEFER this case** for further verification of the facts.

**Accordingly, the case is deferred.**



**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.10**

**EC for Proposed Expansion of Residential Plotted Colony at Sector 84 & 85, Gurugram, Haryana by M/s SS Group Pvt. Ltd.**

1.	Proposal	EC for Expansion
2.	Project Proponent	M/s SS Group Pvt. Ltd
3.	Location & Category of the Project	Sector 84 & 85, Gurugram, Haryana <b>8 (a)</b>
4.	Project Cost	₹ 498.9Cr.as per Form (I).
5.	Project Consultant	Vardan EnviroNet
6.	NABET, ACCREDITATION	<b>NABET/EIA/2326/RA 0284</b> <b>Validity: 05/04/2026</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/INFRA2/436059/2023 dated 08.07.2023** for **Environment Clearance for Expansion of Residential Plotted Colony**, 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.327267 dated 27.06.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for Granting Environment Clearance.

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

The recommendation of SEAC was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

After having seen the relevant record placed on the file and considering the recommendation & corrigendum of the Appraisal Committee (SEAC) in the present proposal; the Authority after due deliberations; **decided to GRANT ENVIRONMENT CLEARANCE (EC) under Category 8 (a) to the Project; within the scope & meaning of EIA Notification dated 14.09.2006, with the following conditions:**

1. That Project Proponent shall abide by the policy and decision of the Government in regard to construction of floors.

In the present proposal for Expansion, Project Proponent shall construct **Stilt +3 Floors as recommended by the Expert Appraisal Committee (SEAC).**

2. That the PP shall maintain **15.50% of net plot area as Green Area i.e. 21,100.99 Sqm** (as offered in the proposal & committed the same at the time of presentation before the Appraisal Committee without any deviation). The Green Area i.e. 21,100.99 Sqm (15.50%) Acres shall not be reduced/ modified or put to use for any other use / purpose.
3. That Project Proponent shall make efforts for the installation of Solar Power infrastructure for the concern & good cause of Environment.
4. That the Project shall not carry out any activities in the controlled area, Natural Conservation Zone, Eco-Sensitive Zone, Wildlife Sanctuary, if any.
5. That in view of the increasing Number of electrical vehicles, Project Proponent is expected to encourage & make efforts for the installation of electrical charging points, at the Project site.

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

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.11**

**EC for Affordable Residential Plotted Colony” (Under DDJAY-2016) over an area measuring 10.420139 acres in the revenue estate of Village-Khaika, Sector-4, Sohna, Distt. Gurugram by M/s GLS Infratech Pvt. Ltd.**

1.	Proposal	Fresh Environment Clearance (EC)
2.	Project Proponent	M/s GLS Infratech Pvt. Ltd
3.	Location & Category of the Project	Village-Khaika, Sector-4, Sohna, Distt. Gurugram <b>8 (a)</b>
4.	Project Cost	₹ 76.86 Crore as per Form (I).
5.	Project Consultant	Vardan EnviroNet
6.	NABET, ACCREDITATION	<b>NABET/EIA/2326/RA 0284</b> <b>Validity: 05/04/2026</b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/INFRA2/436981/2023 dated 25.07.2023** for **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.536533 dated 20.07.2023** (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 **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for Granting Environment Clearance.

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

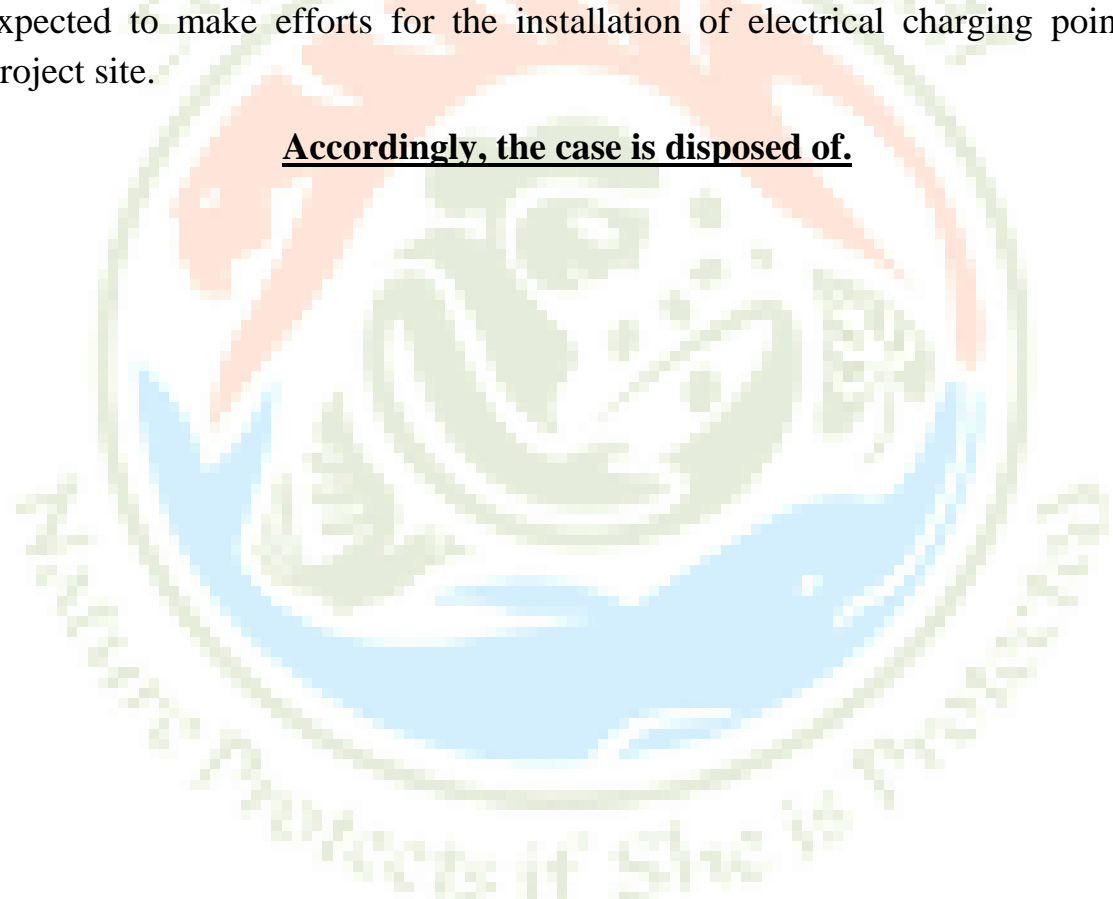
The recommendation of SEAC was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

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

decided to **GRANT ENVIRONMENT CLEARANCE (EC) 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 **7,699.348 Sqm (20%)** 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 concern & good cause 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 : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.12**

**Expansion cum Modification of IT Park/ Cyber Park named as “AIPL AUTOGRAPH” at Sector-66, Village- Maidawas, Gurugram by M/s Advance India Projects Limited.**

1.	Proposal	Expansion cum Modification
2.	Project Proponent	M/s Advance India Projects Limited
3.	Location & Category of the Project	<b><u>Sector-66, Village- Maidawas, Gurugram</u></b> <b><u>8 (a)</u></b>
4.	Project Cost	₹ 462.51 Crore as per Form (I).
5.	Project Consultant	Vardan EnviroNet
6.	NABET, ACCREDITATION	<b><u>NABET/EIA/2326/RA 0284</u></b> <b><u>Validity: 05/04/2026</u></b>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/INFRA2/427293/2023 dated 28.04.2023** for **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. 500389 dated 15.11.2022** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The said case was taken up during **275<sup>th</sup> meetings of SEAC held on 22.08.2023** and the Appraisal Committee (SEAC) made recommendations to the Authority for Grating Environment Clearance as conveyed vide 267<sup>th</sup> Minutes of Meeting of SEAC, Haryana.

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

The recommendation of SEAC was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**



The Authority, after having seen the relevant record and details placed on file, besides considering the recommendations of the Appraisal Committee (SEAC), **the decided to GRANT ENVIRONMENT CLEARANCE (EC) 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 **6239.65 Sqm (25.12%)** 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 concern & good cause 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 : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.13**

**EC for Mining of Sand (Minor Mineral) from the Riverbed of Markanda River in Gadauli-Ambli Block (BGS) with 15,00,000 MT/ year production over an area of 39.636 ha located at Village Gadauli-Ambli, Tehsil Naraingarh, District Ambala & State Haryana by M/s SCP Commodities (Sh. Rajender Bansal And Sons HUF)**

1.	Proposal	Fresh Environment Clearance
2.	Project Proponent	<b><u>M/s SCP Commodities</u></b> Sh. Rajender Bansal and Sons HUF
3.	Location & Category of the Project	<b><u>Village Gadauli-Ambli, Tehsil Naraingarh, District Ambala</u></b> <b><u>1 (a)</u></b>
4.	Project Cost	₹ 10.18 Crores
5.	Project Consultant	Parivesh Environmental Engineering Services
6.	NABET, ACCREDITATION	NABET/EIA/2124/IA 0092 (Rev.02) Validity: 11/11/2024

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) vide **No. SIA/HR/MIN/429333/2023 dated 16.05.2023** for **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. 000466 dated: 07.02.2023** (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The case was taken up in 275<sup>th</sup> meeting held on 22.08.2023. The PP alongwith consultant appeared before the committee and presented their case. The PP submitted reply to the observation raised by SEIAA in its 159<sup>th</sup> meeting held on 15.06.2023 vide letter dated 22.08.2023 as under:

S. No.	Observation by SEIAA, Haryana	Observation Reply
1)	SEAC has recommended this project for Grant of Environment Clearance for <b><u>One-year up to the depth of 03 Meter;</u></b> for want of gird based/drone-based replenishment study, whereas, the replenishment Study Report has already been approved by the Mines & Geology Department.	The Replenishment Plan was approved from Mining Office, Mines & Geology Department, Ambala vide letter no. Memo No. Mining 1652 dated 30.05.2023 which is enclosed as Annex 1.
2)	PP has applied for approval of Wildlife conservations Plan to PCCF & CWLW, Panchkula vide letter dated 10.03.2023; the same has not been approved, yet.	The wildlife conservation plan has been approved vide reference no. 472 dated 16.06.2023 by Forest & Wildlife Department, Govt. of Haryana O/o PCCF & Chief Wildlife Warden, Haryana, Panchkula. The approval letter is attached as annex 2.
3)	Public Hearing was conducted by the HSPCB under the Chairmanship of Deputy Commissioner; wherein, 03 questions were not answered, whereas the Appraisal Committee obtained an affidavit from the Project Proponent.	The public hearing for the project was held successfully on 01.05.2023 under the chairmanship of ADM Ambala & Regional Officer, Haryana State Pollution Control Board. Context of the questions under s.no. 10 & 12 were already replied under s. no. 4. Same has been attached as Annexure 3. The signed minutes of public hearing, issued by HSPCB are enclosed as Annex 4.
4)	Plantation will be done within 05 Ha under social forestry; whereas, the PP has proposed that the Green Belt will be developed wherever possible.	Plantation in 5.0 ha of land is proposed at the end of mining life. Plantation shall be carried out in safety area/riverbanks (based on feasibility) and panchayat land as may provide by village panchayat. Plantation will be done within first 2 years and for the rest of mining plan period, maintenance of plantation will be ensured. Plantation detail is attached as Annex 5.
5)	The Appraisal Committee has not mentioned Green Area in the details;	Plantation will be done in consultation with the forest

	whereas a specific condition has been imposed that the PP shall create community Area in 03 ha in nearby village.	department under social forestry. Plantation shall be carried out in safety area/riverbanks (based on feasibility) and panchayat land as may provide by village panchayat. Plantation detail is attached as Annex 5.
6)	The Ministry of Environment Forest & Climate Change in compliance of NGT Order dated 07.12.2022 in OA No. 142 of 2022 titled as Jayant Kumar v/s MoEF&CC, issued Office Memorandum dated 28.04.2023; wherein, it is clearly mentioned that District Survey Report (DSR) Approved by SEIAA as per Ministry's Notification dated 25.07.2018 shall be considered.	Approved District Survey Report has been obtained vide Memo No. Mining/AMB/1466 dated 16.05.2023 for proposed Gadauli-Ambli unit. The village are Gadauli and Ambli are part of lease area which are also clarified in LOI, Replenishment plan and approved Mining plan. DSR approval letter is enclosed as Annex 6.

The reply submitted by the PP with regard to the observations raised by SEIAA in its 159<sup>th</sup> meeting as well as submission made by PP in support of their contention during the presentation was thoroughly discussed during the meeting in detail discussion. After due deliberation, the committee found the documents submitted by the PP in order and further decided that the case be recommended to SEIAA for granting of EC with conditions as conveyed vide 268<sup>th</sup> meeting of SEAC held on 31.05.2023.

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

The recommendations of the Appraisal Committee (SEAC) were taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

Upon perusal of relevant record and details placed on file, alongwith glancing through the recommendations of the Appraisal Committee (SEAC), the Authority **observed as under:**

- 1. That Hon'ble NGT vide Order dated 29.08.2023 in OA No. 532 of 2023 (IA No. 681 / 2023 in the case of Balbir Sandhu Versus Union of India & Ors.) made the following directions (where the Project Proponent is one of the Respondent No. 8).**

(Relevant part of the same is reproduced as under):



**In view of the emerging circumstances and directions made by Hon'ble National Green Tribunal (NGT) in OA No. 532 of 2023 alongwith the observations made above, the Expert Appraisal Committee (SEAC) to re-look into all relevant aspects of the proposal and thereafter make appropriate recommendations within the scope & meaning of EIA Notification dated 14.09.2006 and “ENFORCEMENT & MONITORING OF SAND MINING GUIDELINES, 2020.**

**Accordingly, the case is refer back to SEAC.**



**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.14**

**EC for Mining of Sand (Minor Mineral) from the Riverbed of Yamuna River (Sultanpur Unit) with 10,80,000 MT/ year production over an area of 33.42 Ha located at Village Sultanpur & Atwa, Tehsil & District Palwal and State Haryana by M/s M.M Traders.**

1.	Proposal	<b><u>Fresh Environment Clearance</u></b>
2.	Project Proponent	<b><u>M/s M.M Traders</u></b>
3.	Location & Category of the Project	<b><u>Village Sultanpur &amp; Atwa, Tehsil &amp; District Palwal</u></b> <b><u>1 (a)</u></b>
4.	Project Cost	₹ 13.66 Crores
5.	Project Consultant	Parivesh Environmental Engineering Services
6.	NABET, ACCREDITATION	NABET/EIA/2124/IA 0092 (Rev.02) Validity: 11/11/2024

The Project Proponent submitted the cases to SEIAA vide **online Proposal SIA/HR/MIN/428049/2023 dated 15.05.2023** for obtaining Environmental Clearance under category 1(a) of EIA Notification dated 14.09.2006. The Project Proponent has deposited due Scrutiny fee of **₹ 1,50,000/- vide DD No. 571049 Dated: 05.11.2022** (in compliance of Haryana Government, Environment & Climate Change, Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

The case was taken up in 275<sup>th</sup> meeting of SEAC held on 22.08.2023. The PP as well as their consultant appeared before the committee and submitted reply dated 19.08.2023 to the observation raised by SEIAA as under:

<b>S. No.</b>	<b>Observation by SEIAA, Haryana</b>	<b>Observation Reply</b>
1)	SEAC has recommended this project for Grant of Environment Clearance for One-year up to the depth of 03 Meter; for want of gird based/ drone-based replenishment study; whereas, the replenishment Study Report has already been approved by the Mines & Geology Department.	The Replenishment Plan was approved from Mining Office, Mines & Geology Department, Ambala vide letter no. Memo No. Mining/FBD/ 721 dated 31.05.2023. The Replenishment study approval is enclosed as Annex 1.
2)	PP has applied for approval of Wildlife conservations Plan to PCCF & CWLW, Panchkula vide letter dated 10.01.2023; the same has not been approved, yet.	Conservation plan has been approved Forest & Wildlife Department, Govt. of Haryana O/o PCCF& Chief Wildlife Warden, Haryana, Panchkula vide reference no. 865 dated 14.08.2023. Approval letter is enclosed as Annex 2.
3)	Plantation will be done within 02 Ha under social forestry; whereas, the PP has proposed that the Green Belt will be developed wherever possible.	Plantation in 2.0 ha of land is proposed at the end of mining life. Plantation shall be carried out in safety area/ riverbanks (based on feasibility) and panchayat land as may provide by village panchayat. Plantation will be done within first 2 years and for the rest of mining plan period, maintenance of plantation will be ensured. Plantation detail is attached as Annex 3.
4)	The Appraisal Committee has not mentioned Green Area in the details; whereas a specific condition has been imposed that the PP shall create community Area in 03 ha in nearby village.	Plantation will be done in consultation with the forest department under social forestry. Plantation shall be carried out in safety area/ riverbanks (based on feasibility) and panchayat land as may provide by village panchayat. Plantation detail is attached as Annex 3.
5)	The Ministry of Environment Forest & Climate Change in compliance of NGT Order dated 07.12.2022 in OA No. 142 of 2022 titled as Jayant Kumar v/s MoEF & CC, issued Office Memorandum dated 28.04.2023; wherein, it is clearly mentioned that District Survey Report (DSR) Approved by SEIAA as per Ministry's Notification dated 25.07.2018 shall be considered.	Approved District Survey Repot has been obtained vide Memo MO/ FBD/ 28 dated 05.01.2022 for proposed Sultanpur & Atwa unit.DSR approval letter is enclosedas Annex 4.

The reply submitted by the PP with regard to the observations raised by SEIAA in its 159<sup>th</sup> meeting as well as submission made by PP in support of their contention during the



presentation was thoroughly discussed during the meeting in detail discussion. After due deliberation, the committee found the documents submitted by the PP in order and further decided that the case be recommended to SEIAA for granting of EC with conditions as conveyed vide 268<sup>th</sup> meeting of SEAC held on 31.05.2023.

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

The recommendation of SEAC was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

Upon perusal of relevant record and details placed on file, alongwith considering the recommendations of the Appraisal Committee (SEAC), the Authority **observed as under:**

- 1. That Replenishment Report required in the instant case is not furnished before the Authority, whereas “only” a reference of Replenishment Report / Study has been made, through a letter dated 31.05.2023, issued from Mining Officer, Palwal. This does not serve the purpose and intent of the methodology and requirement under the Sand Mining Guidelines, 2020.**
- 2. That Hon’ble National Green Tribunal (NGT) in OA No. 173 of 2018 in the case of Sudarshan Das Versus State of West Bengal & Ors. made certain directions to the Union Government, in pursuance to the same MOEF & CC, GOI framed “ENFORCEMENT & MONITORING OF SAND MINING GUIDELINES, 2020”.**

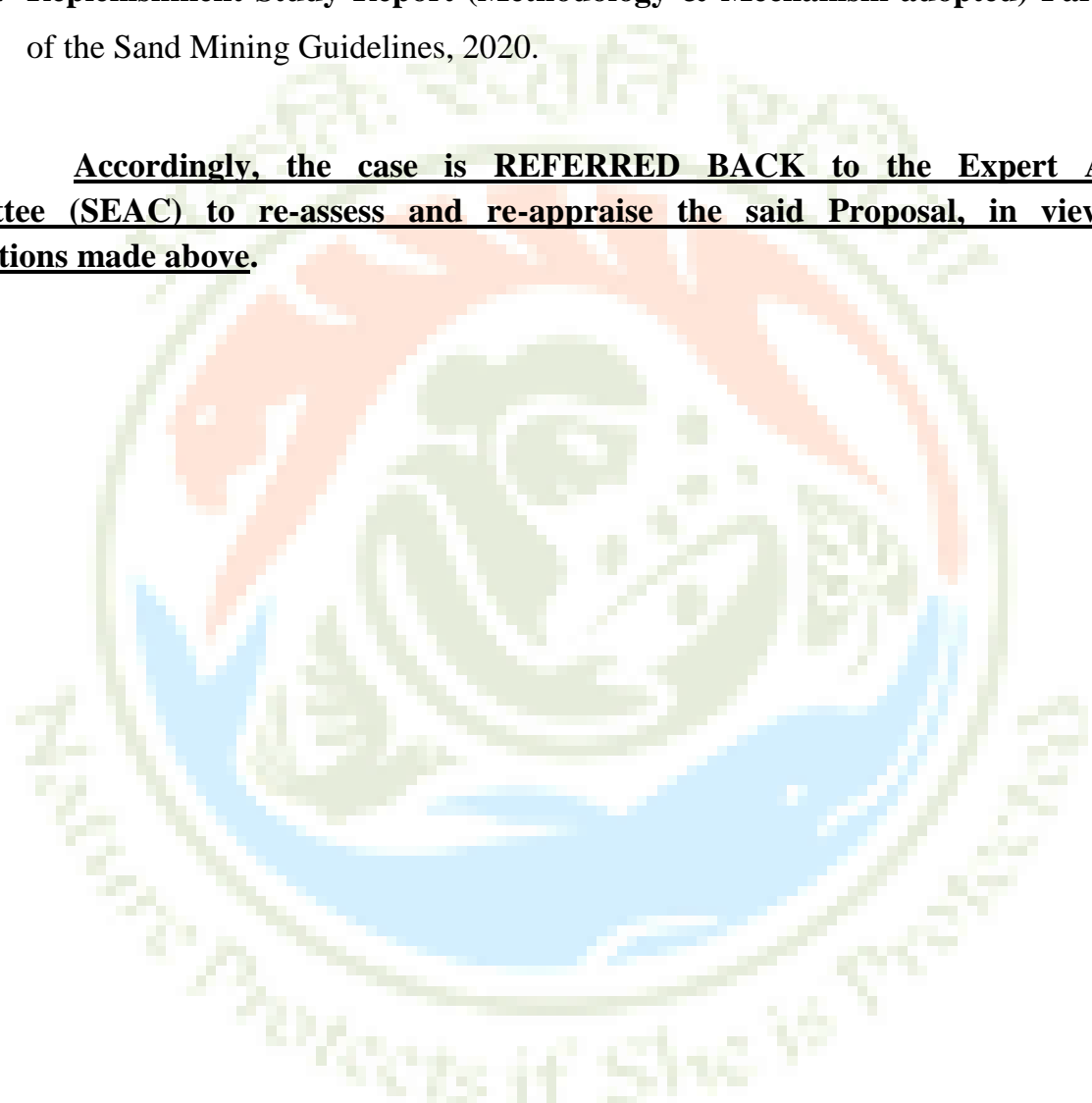
Enforcement & Monitoring of Sand Mining Guidelines, 2020, **Para No. 4, Para No. 5 & Para No. 6**, provides a detailed methodology & mechanism for the Grant of Environment Clearance for the Sand Mining Projects (River Bed & Outside the River Bed).

In view of the above, the Authority, deemed it appropriate to convey to the Expert Committee (SEAC) that adequate attention should be paid to **Para No. 4, Para No. 5 & Para No. 6 of the said guidelines, while making appraisal/ assessment & recommendations to the Authority in the Sand Mining Cases.**

Due diligence & utmost attention is expected to be exercised, while looking into the following details:

1. District Survey Report (DSR) (Validity, Size, Location & Relevance to the Proposal) **Para No. 4.1** of the Sand Mining Guidelines, 2020.
2. Approved Mining Plan (Specifically quantum, lease period, validity & citing parameters) **Para No. 4.3** of the Sand Mining Guidelines, 2020.
3. **Replenishment Study Report (Methodology & Mechanism adopted) Para No. 5.0** of the Sand Mining Guidelines, 2020.

**Accordingly, the case is REFERRED BACK to the Expert Appraisal Committee (SEAC) to re-assess and re-appraise the said Proposal, in view of the observations made above.**



## Supplementary Items with the permission of the Chair.

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.15**

### Environment 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 & Category of the Project	Village Nangli Umarpur, Sector-62, Gurugram, Haryana 8 (a)
4.	Project Cost	₹ 200 Crore
5.	Project Consultant	<u>Gaurang Environmental Solutions Pvt. Ltd</u>
6.	NABET, ACCREDITATION	<u>No.: NABET/EIA/2023/RA 0192 (Rev.02)</u> <u>Valid upto: 07/12/2023)</u>

The said Proposal was submitted to the Authority, (SEIAA) (as **online Proposal**) **vide Proposal 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 261<sup>st</sup> 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 30<sup>th</sup> March, 2010 for a total built up area of 22894.619 m<sup>2</sup> 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 matter was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

**Upon perusing the** relevant record and details placed on file, besides considering the recommendations of the Expert Appraisal Committee (SEAC), Report of the Sub-committee dated 21.07.2023 **having observations of Senior Town Planner, office of the Town & Country Planning Department, Haryana; the Authority observed apparent & discernable contradictions, therefore, the Authority decided to refer back the case to the Expert Appraisal Committee (SEAC) for comments and views on the reports placed on the file.**

**Accordingly, the case is Referred Back to SEAC.**

**Meeting : 165<sup>th</sup>**  
**Date : 05.09.2023**

**Item No. 165.16**

**ToR (under violation category) for Expansion of Five Star Project at Village Ghamroj, Sohna Road, Tehsil Sohna, District Gurgaon, Haryana M/s Creative Buildwell Private Limited.**

1.	Proposal	<u>For Approval of Terms of Reference</u>
2.	Project Proponent	M/s Creative Buildwell Private Limited.
3.	Location &  Category of the Project	<b><u>Village Ghamroj, Sohna Road, Tehsil Sohna, District Gurgaon, Haryana</u></b>  8 (a)
4.	Project Cost	₹ 221 Crore
5.	Project Consultant	<b>Eco Paryavaran Laboratories &amp; Consultants Pvt. Ltd</b>
6.	NABET, ACCREDITATION	<b><u>NABET/EIA/2223/SA 183</u></b> <b><u>Validity: 17/12/2023</u></b>

The Project was submitted to the SEIAA, Haryana vide **online Proposal reference No. SIA/HR/MIS/81570/2022 dated 02.08.2022** for Approval/grant of **ToR (under violation category)** for Expansion under Category 8(a) of EIA Notification 14.09.2006. The Project Proponent has deposited Scrutiny fee of ₹ 1,00,000/- vide DD No. 501304 dated 10.08.2022 (in compliance of Haryana Government, Environment & Climate Change Department Notification No. DE&CCH/3060 dated 14.10.2021).

**Appraisal & Recommendations of SEAC:**

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

(under violation) for undertaking EIA and preparation of Environment Management Plan (EMP).

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

Thereafter, the recommendation of SEAC was considered during **145<sup>th</sup> meeting of SEIAA held on 09.09.2022.**

The Authority after due deliberations and perusal of record placed on file, decided to constitute a Sub-committee comprising of the following to verify status of the project and accordingly, the case was deferred:

1. **Sh. V.K. Gupta, Chairman, SEAC**
2. **Sh. Rajbir Singh Bondwal, IFS(Retd.), Member, SEAC.**
3. **Regional Officer, HSPCB Gurugram (South) will assist the Sub - committee.**

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

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

1. That Project Proponent initially applied for grant of EC vide application dated **25.11.2010 and 20.11.2012. During 104<sup>th</sup> Meeting of SEAC held on 13.05.2014,** certain observations were communicated to PP as part of the proceedings. PP failed to respond and comply with the observations. Thereafter, SEAC decided to constitute a Sub-committee to inspect the project site to verify the status of Construction. Accordingly, the Sub-committee visited the **project site on 05.07.2014** and submitted its Report.
2. **That, the Site Inspection Report of the Sub-committee was considered during 112<sup>th</sup> meeting of SEAC held on 19.09.2014; wherein it was revealed that this is a case of Proven Violation; hence, the case was recommended to SEIAA to initiate Prosecution on account of violations.**
3. That, the recommendation of SEAC was considered during 76<sup>th</sup> meeting of SEIAA held on 14.10.2014 and the case was recommended to Principal Secretary,

Environment Department, Haryana to issue directions under section 5 of EP Act, 1986 against the Project Proponent in respect of violations.

4. That, thereafter, the case remained pending for long period of time with the Appraisal Committee as the Project Proponent had failed to comply/respond to the observations raised by SEAC. Thereafter, a Sub-committee was constituted comprising of Sh. S. N. Mishra and Shri Hitender Singh, Member SEAC; but Sub-committee could not visited the project site due to expiry of the Terms of the Authority. Case was again taken up during 139<sup>th</sup> meeting of SEIAA held on 18.04.2022; wherein it was decided to de-list the proposal in view of OM dated 18.11.2020 being an old and dormant case, as no response/replies were coming forward from the Project Proponent.
5. That Project Proponent all of a sudden on 02.08.2022, came out of hibernation (almost after 12 years) and again applied for TOR under Violation Category for the said project for Built up area of 38,218.65 Sqmtrs (Page No. 9 and 10). The case was considered during 248<sup>th</sup> meeting of SEAC held on 06.09.2022 and recommended to SEIAA for Approval of **Terms of Reference (ToR) under Violation Category**.
6. That the recommendations of SEAC were considered in 145<sup>th</sup> meeting of SEIAA held on 09.09.2022; wherein a Sub-committee was constituted to verify the actual status/position of Construction at the project site. The sub-committee visited the project site and submitted its report with the following remarks:

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

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

**In view of the discussions made above, the Authority decided to proceed to take further necessary action regarding Penalty and Environmental Compensation within the scope & meaning of EIA Notification dated 14.09.2006 & SOPs dated 07.07.2021**

**(by exercising powers under the scope and meaning of Section 5 of Environment (Protection), Act 1986 i.e. to make, directions) along with the observations made by the Hon'ble Courts in the below mentioned Cases:**

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

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

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

**The Project Proponent to pay :**

- (a) Penalty : ₹ 221.07 Lakh  
 (b) Environmental Compensation Cost : ₹ 442.14 Lakh

**Total : ₹ 663.21 Lakh**



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

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

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

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

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

The aforesaid matter was taken up during **165<sup>th</sup> Meeting of SEIAA held on 05.09.2023.**

In view of the pending proceedings before the Hon'ble National Green Tribunal (NGT) in MA No. 28 of 2023 (in OA No. 215 of 2022) titled as Ashish Sardana Versus Vatika Ltd & Ors, case is **DEFERRED.**

The matter shall be taken up after the final outcome of the above mentioned pending proceedings before the Hon'ble National Green Tribunal (NGT).

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

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