

Proceedings of the 177th meeting of State Environment Impact Assessment Authority held on 08.03.2021 at 11:00 AM at Conference Hall No. 1 (Room No. 311), Directorate of Environment & Climate Change, 2nd Floor, MGSIPA Complex, Sector-26, Chandigarh.

The meeting was attended by the following:

- 1) Sh. Hardeep Singh Gujral,
Chairman, SEIAA
- 2) Sh. Charandeep Singh, PCS
Member Secretary, SEIAA
- 3) Dr. Adarsh Pal Vig, Member SEIAA
Professor & Director (HRDC-UGC),
Department of Botanical & Environmental Sciences,
Nanak Dev University, Amritsar
- 4) Er. Parveen Saluja
Environmental Engineer

Item No. 177.01: Confirmation of the proceedings of 176th meeting of State Environment Impact Assessment Authority (SEIAA) held on 19.02.2021.

SEIAA was apprised that the proceedings of 176th meeting of State Environment Impact Assessment Authority (SEIAA) held on 19.02.2021 were circulated through e-mail on 26.02.2021. No observation has been received from any member regarding the proceedings. As such, SEIAA confirmed the proceedings as circulated.

Item No. 177.02: Action taken on the proceedings of 176th meeting of State Environment Impact Assessment Authority (SEIAA) held on 19.02.2021.

SEIAA was apprised that action taken on the proceedings of 176th meeting of State Environment Impact Assessment Authority (SEIAA) held on 19.02.2021 is being taken and will be placed in its next meeting. SEIAA noted the same and directed that the requisite Action Taken Report (ATR) be placed in the next meeting of SEIAA.

Further, SEIAA decided that advisory notices should be issued to all the Project Proponents who had not complied with the conditions stipulated in the grant of their respective EC's including:

- A) uploading the status of compliance of the stipulated environment clearance conditions, including results of monitored data on their website and update the same on half yearly basis.
- B) Submission of six-monthly reports on the status of the compliance of the stipulated environmental conditions on the PARIVESH web portal.

The Advisory Notice should clearly state that the compliances must be ensured by 15-4-2021 and that continued non-compliance of the conditions imposed while issuing the EC could result in suspension of the same without further notice.

Item No. 177.03: Status of on-going Court Cases.

SEIAA was apprised regarding the latest status of Court cases relating to the different Hon'ble Courts are as under:

Sr. No.	Name of the case/Industry	Year of filing the case	U/s/Act and Brief of Violation	Remarks (Interim orders of last hearing of court)	Present Status and next date of hearing
1	CWP no. 21351 of 2016 filed by M/s Janta Land Promoters Ltd. v/s Union of India & others	2016 SSTE, PPCB, SEAC & SEIAA have been impleaded as Respondent no. 2, 3, 4 & 5.	The project proponent has contended that Janta Land Promoter Ltd. has taken the Environmental Clearance for whole area which included their project site also. As such, the individual project does not require Environmental clearance.	Status report in the matter has already been filed by Reeta Kohli in the Hon'ble High court.	The case was listed on 17.02.2021 which is adjourned to 24.05.2021
2	CWP no.21940 of 2018 titled as Sukhdev Singh & Others v/s State of Punjab & others	2018 SEIAA have been impleaded as Respondent no. 4	The petitioner has prayed about shifting of Solid Waste facility from the present venue i.e. Bhagtanwala to some other alternative site.	The reply has been filed on behalf of respondent no 4 i.e. SEIAA in the Hon'ble Court on 24.01.2020.	The case is listed on 23.04.2021
3	CWP no.6777 of 2019 titled as Piyar Kaur & Another v/s Union of India &	2019 SEIAA has been impleaded	The petitioner has prayed that he has been falsely implicated in	Earlier, the case was listed on 16.11.2019 and Sh. Sahil	The case is listed on 23.04.2021

	others filed through Advocate Satinder Kaur in Hon'ble Punjab & Haryana High Court, Punjab	as Respondent 09.	the illegal mining case. PPCB vide letter no. 19258 dated 28/06/2019 informed that Sh. Sahil Sharma, Advocate has been appointed to appear before the Hon'ble Court on behalf of SEIAA	Sharma, Advocate appearing on behalf of SEIAA (Respondent No. 9) submitted in the court that he does not want to file any reply as no prayer has been made against the SEIAA Lastly, Listed on 16.03.2020	
4	Review Petition in CWP 27115 of 2019 CM 1234 of 2020 RA-CW- 31 of 2020 M/s Surya Land Promoters Pvt. Ltd. Vs Union of India & Ors.	2020	Review petition filed against the order of High court dated 25.09.2019	A review petition was filed by the SEIAA on 17.01.2020. Earlier, the case was listed on 24.03.2020	The Case Is Listed On 20.04.2021 MoEF&CC, RO Chandigarh Was Requested Vide Letter No. 3259 Dated 05.11.2020 To send a copy of the reply file in the Hon'ble High Court. However, no reply has been received from the RO, MoEF&CC, Chandigarh.
5	CWP No 1483 of 2020 Jalandhar Human Welfare Society Vs State of Punjab	2020	Requested to cancel the Environmental Clearance. SEIAA is one of	Reply was filed on 12.03.2020 on behalf of SEIAA. The case was	The case was listed on 15.02.2021 and adjourned to 20.5.2021

			the respondent i.e. Respondent no 6	listed on 01.04.2020	
6.	CWP 20853 of 2019 Premdeep Singh Shergil Vs State of Punjab & Others	2020	Copy of petition received SEIAA is one of the respondents i.e. Respondent no 5	Mail received on 31.01.2020 Reply has been approved by SEIAA in its 162nd meeting held on 19.03.2020. However, the same has yet to be signed by MS(SEIAA)	The case was listed on 18.12.2020 and adjourned to 23.03.2021. Reply has been filed in the month of August 2020
7	CWP 10239 of 2020 titled Rahul Pathania Vs UOI & others	2020	The petitioner has laid challenge to the e-auction notice dated 30.05.2019 and prayer has been made for quashing environment clearance granted by SEIAA in its 155th Meeting SEIAA is one of the respondent i.e. Respondent no 4	Mail received on 01.08.2020 Reply has been approved by SEIAA in its 169th meeting held on 17.08.2020.	The case was listed on 12.01.2021 and adjourned to 07.04.2021. Reply was approved by SEIAA in its 169 th meeting held on 28.08.2020. and the same has been filed in the Hon'ble High Court in the month of September.
8	CWP 10339 of 2020 titled Rakesh Kumar Chowdhary Vs State of Punjab & Others	2020	SEIAA is one of the respondent i.e. Respondent no 6 The case is primarily related to the mining department. Sh. Suveer Sheokand has been engaged	Hon'ble High Court vide order dated 28.08.2020 Ordered that on deposit of process fee, let notices be issued for service of	Lastly, the case was listed on 25.02.2021 and adjourned to 12.05.2021. The reply in the matter will be filed in the

			in the case vide letter no. 400 dated 20.10.2020. In the matter, date will be taken if needed	respondent no.6 for 24.11.2020.	Hon'ble High Court before next date of hearing.
9	CWP 11749 of 2020- Friends and Co. Vs. State of Punjab and others.	2020	SEIAA is not a respondent in the matter. However, matter relates to the grant of EC	An email dated 17.08.2020 was received from the AD(DECC)	The case was listed on 25.02.2021 and adjourned to 12.03.2021 . No order has been passed w.r.t SEIAA.
10	CWP 18583 pf 2020- Mahadev Enclave Pvt. Ltd. Vs State of Punjab & Others	2020	SEIAA is respondent no. 09	Copy of the petition received on 18.11.2020 The case was listed on 23.11.20 and court was apprised that the Committee has ceased to exist on 07.11.2020	Case was listed on 18.02.2021 and adjourned to 18.03.2021 . Reply to be filed in the Court has been prepared and will be filed shortly well before the next date of hearing.
11	CWP 19435 of 2020-Gurjit Singh S/o Jit Singh Vs. UOI & Ors.	2020	SEIAA is respondent no. 03. Copy of the Petition is yet to be received.	An email received on 04.11.2020 through Additional Director, DECC.	The case was listed on 15.01.2021 . The next date is not available. Notice of Motion is yet to be received.

Before Hon'ble NGT

Sr. No.	Name of the case/Industry	Year of filing the case	U/s/Act and Brief of Violation	Remarks (Interim orders of last hearing of court)	Present Status and next date of hearing
1	OA No. 980/2019	2019	NGT constituted a	Lastly listed	Case was

	tilted as Harminder Singh & others. v/s Union of India & others		team in the matter	on 06.12.2019. The report was filed on 05.12.2019 through email Detailed order passed on 03.03.2020	listed on 24.02.2021 and adjourned to 20.05.2021 Hon'ble NGT has constituted a new Committee headed by Justice Jasbir Singh (Retd.), It was informed that site will be visited on 15.03.2021
2	OA No 125/2020 titled Kulwant Singh & Ors Vs UOI & Ors.	2020	The matter relates to the Talwandi Sabo Power Ltd. (TSPL), Mansa to pay environmental compensation for damage to the environment and the agricultural fields on account of unscientific management of the fly ash	Hon'ble NGT, vide order dated 15.07.2020 constituted a joint Committee comprising CPCB, State PCB, SEIAA, Punjab and District Magistrate, Mansa.	The case was listed on 03.03.2021 and adjourned to 07.04.2021 Dr. Sunil Mittal, then Member SEIAA informed that report in the matter has been filed. PPCB vide email dated 05.03.2021 requested to provide the report.

After detailed deliberations, SEIAA decided as under: -

- (i) Reminder be issued to the Regional office of MoEF&CC Chandigarh in the Review Petition RA-CW- 31 of 2020 in CWP 27115 of 2019 titled M/s Surya Land Promoters Pvt. Ltd. Vs Union of India & Ors.

- (ii) Final replies (after getting it signed from the Member Secretary, SEIAA) be filed in the Hon'ble High Court in the matter of CWP No 10339 of 2020 tilted Rakesh Kumar Chowdhary Vs State of Punjab & Others and CWP No 18583 of 2020- Mahadev Enclave Pvt. Ltd. Vs State of Punjab & Others.
- (iii) After getting report from the PPCB in the matter of OA No 125/2020 titled Kulwant Singh & Ors. Vs UOI & Ors., same be placed in the next meeting of SEIAA to be held on 22.03.2021.
- (iv) Standing counsels may be reminded a day in advance to appear in their respective cases as per the listed dates before the respective Courts.
- (v) Updated status of court cases pending before various Hon'ble Courts be placed in next meeting of SEIAA.

Item No.177.04: Status of pending cases as on 05.03.2021.

The SEIAA was apprised regarding the status report of the online cases (EC / TOR / Amendment in Environmental Clearance/Extn. in the Validity) as well as offline cases pending as on 05.03.2021 as under: -

Status as on 05.03.2021

A) Ist Level - Scrutiny

Sr. No.	Type of Cases	Total No. of Cases	Pending with	
			SEIAA	SEAC
1	EC cases	07	07	0
2	Extension in the validity of EC	02	02	0
3	Modification/Corrigendum in the EC	06	06	0
5	TOR cases	04	04	0
	Total	19	19	0

B) 2nd Level - after acceptance

Sr. No.	Type of Cases	Total No. of Cases	Pending with	
			SEIAA	SEAC
1	EC cases	24	19	05
2	Transfer of EC cases	07	0	07
3	TOR cases	03	1	02
4	Violation cases	08	08	0
	Total	42	27	14

C) Already considered in the previous meeting of SEIAA/SEAC

Sr. No.	Type of Cases	Total No. of pending Cases	Decided by	
			SEIAA	SEAC

1	EC cases	24	08 cases decided on 19.02.2021	05 cases appraised on 01.03.2021
2	Transfer of EC cases	07	0	07 cases appraised on 01.03.2021
3	TOR cases	03	0	01 case appraised on 01.03.2021
4	Violation cases	08	01 case decided on 19.02.2021	0
	Total	42	09	13

SEIAA noted the aforesaid pendency and decided as under:

- (i) 2 cases of Environmental Clearance (Falcon View, Premdeep Shergill) be kept at pending stage being sub-judicious in nature and regularly followed up till their disposal.
- (ii) SEAC be asked to place the pending Case (Mona Green) in its next meeting scheduled on 15.03.2021.
- (iii) Follow-up be made with the PPCB in 6 violation cases (3 case of Bajwa Developers, Orchard county, Omega city & Mona Green -II) for getting the status reports of the prosecution.
- (iv) In remaining 11 cases, decisions have been recorded in the respective items placed at 177.06 to 176.10 in the instant proceedings i.e. 177th meeting held on 08.03.2021.

Item No 177.05: Application for issuance of TOR for obtaining Environmental Clearance under EIA notification dated 14.09.2006 for the establishment of Mega Residential Project "The Palm" located at Villages Mullanpur Garibdas, Dhanauran & Mastgarh, New Chandigarh, Mohali, S.A.S Nagar, Punjab by M/s Manohar Infrastructure & Constructions Pvt. Ltd. (Proposal No. SIA/PB/NCP/34917 /2019).

SEIAA observed that: -

1.0 Background

The project proponent has applied for issuance of TORs for obtaining Environmental Clearance under EIA notification dated 14.09.2006 for establishment of Mega Residential Project "The Palm" located at Villages Mullanpur, Garibdas, Dhanauran & Mastgarh, New Chandigarh, Mohali, S.A.S Nagar, Punjab.

Environmental Engineer, PPCB, Nodal Office, Mohali was requested vide email dated 14.10.2019 and again on 16.02.2020 to send the construction status of the project site. However, the report is yet awaited. SEAC was apprised that the Environmental Engineer, PPCB, Nodal Office, Mohali vide letter no. 1235 dated 19.02.2020 has sent the latest status report and the contents of the letter are reproduced as under:

"In reference to your e-mail under reference, it is intimated that the site of the subject cited project was visited by AEE of this office on 12.02.2020 and Mr. Pawan Sharma, Architect of the project site was contacted, and it was observed as under:

1. That the project is adjoining to the already existing project Curo North Square, Village Mullanpur, Garibdass by M/s Curo India Pvt., Limited at the front side of the project.
2. The project proponent had earlier obtained NOC for the project vide no. CTE/Exp/SAS/2018/7069127 dated 23.05.2018 valid upto 31.03.2020 for an area of 192.459 acres (net planned area 118.04 acre) having 862 residential plots, 11 public building, EWS flats in an area of 6.84 acre and commercial area of 2.04 acre with the conditions that: -
 - (a) *The promoter shall ensure the compliance of provisions (including providing of 15 meter green belt towards air pollution industries) contained in notification no. 3/6/07-STE(4)2274 dated 25.07.2008 notified by the Government regarding siting policy/guidelines for the establishment of residential colonies, commercial establishments like shopping malls, multiplexes in the State of Punjab, before starting any development/construction activities at the site.*
 - (b) *The promoter shall immediately stop construction activities in the township and restart only after obtaining environmental clearance under the provision of the EIA Notification dated 14.09.2006.*
 - (c) *The promoter shall submit the approved layout plan for the total area before starting any construction/development activities in the additional area of 74.4 acres.*
3. About 50 plots owned by individuals are either under construction or have been constructed. Further, 34 plots having G+2 configuration are being constructed by the promoter company. However, all this construction has taken place in the land for which the earlier layout plan was approved. In the land added by the promoter company, no construction activity has been started and only the boundary wall has been constructed in few plots.

As per the boundary limits site shown by the representative of the promoter company during the visit, there is no MAH industry within a radius of 250 m from the boundary of the proposed site of the project. There is no rice sheller/ saila plan/stone crushing/ screening cum washing unit/ hot mix plant within a radius of 100m from the boundary of the project. There is a brick kiln namely M/s Dilbagh Singh brick kiln, village Mullanpur, the boundary of which is located at a distance of about 60m from the boundary of the residential project, as such, the promoter company is required to provide 15m green belt of the broadleaf trees towards the said brick kiln, to comply with the stipulations of the order dated 25.07.2008 as amended on 30.10.2009. Further, the Board while sending comments to the Department of Housing and Urban Development vide letter no. 1409 dated 10.03.2016, had also imposed a condition that the promoter company shall develop 15 m green belt of broadleaf trees towards the brick kiln namely M/s Dilbagh Singh brick kiln, village Mullanpur, to attenuate the air pollution being generated from this brick kiln.

This is for information and further necessary action please."

1.1 Deliberation during 187th meeting held on 26.02.2020

The case was considered by SEAC in its 187th meeting held on 26.02.2020. The meeting was attended by the following on behalf of the project proponent:

- i) Sh.Surinder Talwar, Manager, on behalf of the promoter company.
- ii) Ms. Priyanka Madan, M/s Eco Laboratories and Consultants Pvt. Ltd.

SEAC was apprised that as per the visit report sent by EE, Mohali, no construction has been started by the project proponent for the proposal for which expansion has been sought. Thereafter, SEAC allowed the Project proponent to present the salient features of the project and the Environmental Consultant of the same presented as under:

S.No.	Item	Details
1.	Online Proposal No.	SIA/PB/NCP/34917/2019
2.	Name and Location of the project	Mega Residential Project "The Palm" Villages Mullanpur, Garibdas, Dhanauran & Mastgarh, New Chandigarh, Mohali, S.A.S Nagar, Punjab developed by M/s Manohar Infrastructure & Constructions Pvt. Ltd.
3.	Latitude & Longitude	Corners coordinates A: 30.464307 N & 76.435618 E B: 30.470816 N & 76.435250 E C: 30.474981 N & 76.447546 E D: 30.475319 N & 76.445784 E E: 30.470424 N & 76.452656 E
4.	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	S.No. 8(b); 'Township and Area Development'
5.	Whether the project is in critical polluted area or not.	No
6.	Does the project involve the diversion of forest land?	No. Project does not involve any diversion of forest land.
7.	Does the project covered under PLPA, 1900, if No but located near to the PLPA area then the project proponent is required to submit NOC from the concerned DFO to the effect that project area does not fall under the provision of PLPA Act, 1900.	The project is not covered under PLPA 1900. However, NOC has also been obtained from DFO, S.A.S Nagar for the complete project.
8.	If the project falls within 10 km of eco-sensitive area/ National park/Wildlife Sanctuary. If yes,	Sukhna Wildlife Sanctuary and City Bird Sanctuary are located at a distance of 5.6 km and 6.8 km respectively from the project location and

	a. Name of eco-sensitive area/ National park/Wildlife Sanctuary and distance from the project site. b. Status of clearance from the National Board for Wildlife (NBWL).	application has been submitted for NBWL clearance.																																																	
9.	Classification / Land use pattern as per Master Plan	Residential zone as per the Master plan of Mullanpur. CLU was obtained for 131.55 acres of land and later on, additional CLU of 60.909 acres has been obtained																																																	
10.	Cost of the project	Rs. 914.20 Crores																																																	
11.	Total Plot Area, Built-up Area, and Green area	The details of the project are as under: <table border="1"> <thead> <tr> <th>Sr. No.</th> <th>Description</th> <th>Area</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Plot area (Total scheme area)</td> <td>6,11,439.536 m² (or 151.09 acres)</td> </tr> <tr> <td>2.</td> <td>Built-up area</td> <td>8,53,320.49 m²</td> </tr> <tr> <td>3.</td> <td>Green area</td> <td>34,034.0625 m²</td> </tr> </tbody> </table>	Sr. No.	Description	Area	1.	Plot area (Total scheme area)	6,11,439.536 m ² (or 151.09 acres)	2.	Built-up area	8,53,320.49 m ²	3.	Green area	34,034.0625 m ²																																					
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12.	EC fee details	Rs 213330/- Vide R. No 4365 dated 03.10.2019 submitted through DD No 040438 dated 07.09.2019																																																	
13.	Population (when fully operational)	Estimated population:21,200 Persons.																																																	
14.	Water Requirements&source in Construction Phase	20KLD of water will be required during the construction phase which will be met by Private water tankers.																																																	
15.	Breakup of Water Requirements &source in Operation Phase (Summer, Rainy, Winter):	<table border="1"> <thead> <tr> <th rowspan="2">S. No</th> <th rowspan="2">Season</th> <th colspan="2">Freshwater</th> <th colspan="3">Reuse water</th> <th rowspan="2">Total (KLD)</th> </tr> <tr> <th>Domestic (KLD)</th> <th>Others (KLD)</th> <th>Flushing (KLD)</th> <th>Green area (KLD)</th> <th>HVAC (KLD)</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Summer</td> <td>1,847</td> <td>-</td> <td>924</td> <td>187</td> <td>-</td> <td>2,958</td> </tr> <tr> <td>2.</td> <td>Winter</td> <td>1,847</td> <td>-</td> <td>924</td> <td>61</td> <td>-</td> <td>2,832</td> </tr> <tr> <td>3.</td> <td>Rainy</td> <td>1,847</td> <td>-</td> <td>924</td> <td>17</td> <td>-</td> <td>2,788</td> </tr> </tbody> </table> <table border="1"> <thead> <tr> <th>S.No.</th> <th>Description</th> <th>Source of water</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Domestic</td> <td>Groundwater</td> </tr> <tr> <td>2.</td> <td>Flushing purposes</td> <td>Treated wastewater</td> </tr> <tr> <td>3.</td> <td>Green area</td> <td>Treated wastewater</td> </tr> </tbody> </table>	S. No	Season	Freshwater		Reuse water			Total (KLD)	Domestic (KLD)	Others (KLD)	Flushing (KLD)	Green area (KLD)	HVAC (KLD)	1.	Summer	1,847	-	924	187	-	2,958	2.	Winter	1,847	-	924	61	-	2,832	3.	Rainy	1,847	-	924	17	-	2,788	S.No.	Description	Source of water	1.	Domestic	Groundwater	2.	Flushing purposes	Treated wastewater	3.	Green area	Treated wastewater
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16.	Treatment & Disposal arrangements of wastewater in Construction Phase	Mobile STP of capacity of 10 KLD Treated water from mobile STP will be 8 KLD out																																																	

		of which 3 KLD will be used for dust suppression and 5 KLD will be used for the green area of 506 sqm																
17.	Disposal Arrangement of Wastewater in Operation Phase	<p>Total wastewater generation will be 2,598 KLD which will be treated in proposed STP of 3 MLD based on MBBR technology to be installed within project premises. The details of the breakup of the utilization of wastewater is as under: -</p> <table border="1"> <thead> <tr> <th>Season</th> <th>Flushing (KLD)</th> <th>Green area (KLD)</th> <th>MC Sewer (KLD)</th> </tr> </thead> <tbody> <tr> <td>Summer</td> <td>924</td> <td>187</td> <td>1,243</td> </tr> <tr> <td>Winter</td> <td>924</td> <td>61</td> <td>1,369</td> </tr> <tr> <td>Monsoon</td> <td>924</td> <td>17</td> <td>1,137</td> </tr> </tbody> </table>	Season	Flushing (KLD)	Green area (KLD)	MC Sewer (KLD)	Summer	924	187	1,243	Winter	924	61	1,369	Monsoon	924	17	1,137
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18.	Rainwater recharging detail	16,467 m ³ /hr of rainwater will be collected in 132 no. of recharging pits with 172 overall bores which will be provided.																
19.	Solid waste generation and its disposal	<p>a) 8,279 kg/day b) Solid waste will be duly segregated (at source by providing bins) into recyclable, Bio-degradable Components and non-bio-degradable. c) 3,725 kg/day of Bio-degradable will be processed by 4 Mechanical composters of size 1000 kg each. d) 4,387 kg/day recyclable waste will be sold to authorized recyclers. e) Inert waste will be dumped to a designated dumping site</p>																
20.	Hazardous Waste & E- Waste	<p>Used oil from DG sets will be sold to registered recyclers.</p> <p>E-waste will be disposed of as per the E-waste(Management) Amendment Rules2018.</p>																
21.	Energy Requirements & Saving	<p>a)11,888 KW from PSPCL. b)2 x 62.5 KVA capacity each (silent DG sets) <u>Energy-saving measures:</u> a) LEDs will be used in place of CFL b) Solar lights will be used for lighting the streets</p>																
21.	CER activities along with budgetary break-up and responsibility to implement																	
<p>Mr. Tarinder Singh will be responsible for the implementation of the CSR activities. The estimated cost of the project is Rs. 914.20 Crores; out of which; Rs. 514.29 Crores have been incurred till 31.03.2019. Thus, Rs. 2 Crores (@ 0.50% of remaining cost i.e. Rs. 399.91) is required for C.E.R activities as per Office Memorandum vide F. No. 22-65/ 2017-IA.III dated 01.05.2018. However, Rs. 1 Crore has been spent on CSR. The following activities have been proposed to be covered</p>																		

under CER				
S.No.	CER Activities	Fund allocated (Lakhs)	Time schedule	
			Start	Completed
1.	Maintenance of School Building, Construction of Toilets, and Installation of RO system at Govt. Senior Secondary School, Mullanpur Garibdass.	85	After Grant of EC	7 Years
2.	Adoption of pond in Village Mastgarh	30	After Grant of EC	7 Years
3.	Installation of solar lights in Villages of Mastgarh and Mullanpur Garibdass	15	After Grant of EC	7 Years
4.	Health Facilities like provision of ambulance, wheelchairs and health check up camps in nearby villages	50	After Grant of EC	7 Years
5.	Promoting tree plantation & maintenance in nearby surrounding areas	20	After Grant of EC	7 Years
	Total	200		

SEAC raised following queries to the project proponent and the project proponent replied as under:

Sr. No.	Observations	Reply submitted by the project proponent
1.	What is the present construction status?	Construction work on about 50 plots is undergoing. The said plots are part of the project for which previous Environmental Clearance was obtained.
2.	Whether any proposal has been made regarding the Environmental Management Plan?	The same will be submitted at the time of application for obtaining Environmental Clearance.

SEAC took a copy of the presentation given by the project proponent and his environmental consultant on record.

3.0 Recommendations of SEAC

After detailed deliberations, SEAC decided to recommend SEIAA as under:

- 1) To issue Terms of References (ToRs) for obtaining Environmental Clearance under EIA notification dated 14.09.2006 for the establishment of Mega Residential Project "The Palm" located at Villages Mullanpur Garibdas, Dhanauran & Mastgarh, New Chandigarh, Mohali, S.A.S Nagar, Punjab as per the Annexure-II of the proceedings of SEAC and additional TORs as under:-

- 28) Submit the layout plan of the project after making the provision of 15m green belt of the broadleaf trees towards the brick kiln (M/s Dilbagh Brick kiln), in compliance with Govt. Notification dated 25.07.2008 as amended on 30.10.2009.
- 2) Northern Regional Office, MoEF Chandigarh be requested to send compliance report of the conditions of Environmental Clearance granted to the project proponent earlier in compliance to the OM dated 07.09.2017

4.0 Deliberations during 163rd meeting of SEIAA held on 29.05.2020

The meeting was attended by the following through online video conference:

- i) Sh. S.K Talwar, Manager of the promotor company.
- ii) Dr. Sandeep Garg, EIA Coordinator, M/s ECO Laboratories & Consultants Pvt. Ltd.

SEIAA perused the report sent by Environmental Engineer vide letter no. 1235 dated 19.02.2020 and observed that as per the said report 50 plots owned by individuals were either under construction or had been constructed. Also, 34 plots having G+2 configuration were being constructed by the promoter company. As per the report, all this construction had taken place in the land for which the earlier layout plan was approved. In the land added by the promoter company, no construction activity was started and only the boundary wall was constructed in a few plots.

SEIAA observed that project was never accorded Environmental Clearance in the past and the construction had already been carried out at various location within the existing project site and MoEF&CC, New Delhi vide letter dated 25.03.2019 had clarified that as on date, projects with a land area less than 50 ha but built-up area more than 20,000 sqm may be appraised as per the provisions of schedule 8(a) of the EIA notification,2006 as amended from time to time. As such, why the project is not to be considered a violation case.

In reply, the project proponent submitted as under: -

- i) Initially, CLU was obtained vide memo no 1151 CTP (Pb) SP-432 (M) dated 25.03.2015 for an area of 112.04 acres and vide Memo No. 1142 CTP (PB) SP-432(M) dated 25.03.2015 for an area of 19.51 acres i.e total area 131.55 acres of land; out of which, the net planned area was 118.04 acres (or 47.77 Ha), which was less than 50 Ha for which EC is not applicable. Subsequently, Consent to Establish was obtained from PPCB for net planned area of 118.04 acres comprising of 11 nos. of Public Buildings, Plots @ 862 nos., Commercial area 2.04 acres and EWS 6.84 acres vide application No. 2971554 dated 30.11.2015. CTE extension was granted for the project vide Certificate no. CTE/Ext/SAS/2017/5075196 valid till 29.11.2017
- ii) Later, CLU was obtained vide Memo No. 1027 CTP(PB) SP-432(M) dated 15.03.2017 for additional 60.909 acres of land. Also, CTE for expansion was obtained for a total area of 192.459 acres for development work including construction of 34 Residential plots having a built-up area of 17,301.84 sqm vide Certificate No. CTE/Exp/SAS/2018/7069127 dated 23.05.2018 valid up to 31.03.2020 and further extended up to 30.6.2020.
- iii) He submitted a letter no 2515 dated 03.06.2016 issued by SEIAA and informed that SEIAA had already accepted their request regarding the withdrawal of Environmental Clearance application for the Area Development Project "The Palms" (Proposal No. SIA/PB/NCP/3715/2015) subject to the special condition that the project shall apply afresh for obtaining environmental clearance under EIA Notification 14.09.2006 If, the

plot area is though less than 50 hectares but the total built-up area of individual houses/projects combined together based on permissible ground coverage and FAR exceeds the threshold limit of 1.5 lacs sqm on the project site. A copy of the said letter submitted by the project proponent was taken on record.

- iv) Now, the overall project has a net planned area of 139.20 acres (or 56.33 Ha) which is more than 50 ha, thus, the project falls under Schedule 8(b) Category 'B1' and requires EIA study as per EIA Notification, 2006 and its amendments

SEIAA was not satisfied with the reply of the project proponent. NOC granted by the PPCB is subject to the condition that the promoter shall immediately stop construction activities in the township and restart only after obtaining environmental clearance under the provision of the EIA Notification dated 14.09.2006.

SEIAA observed that the issue of the violation of the existing project is required to be properly examined by the SEAC in light of the report sent by the PPCB, latest clarification given by the MoEF&CC on 25.03.2019 and reply submitted by the Project proponent.

After deliberations, SEIAA decided to remand the case to SEAC for examining in light of the aforesaid observation.

5.0 Deliberations during 190th meeting of SEAC held on 27.06.2020

The case was considered by SEAC in its 190th meeting held on 27.06.2020 through video conference and was attended by the following:

1. Sh. S.K Talwar, Manager of the promoter company.
2. Sh. Sandeep Garg, EIA Co-ordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.

SEAC was apprised that earlier the project proponent had applied for obtaining environmental clearance for its project vide proposal no. SIA/PB/NCP/3715/2015. However, at that time the project proponent requested the SEIAA for withdrawal of the said application.

The contention of the project proponent at the time of withdrawal of the older application was that the total plot area of the project was less than 50 hectares and built-up area less than 150000 sqm. Therefore, the project does not fall in the category of 8(b) i.e. Township & Area Development Project and thus, the project did not require Environmental Clearance.

SEIAA in its 107th meeting held on 27.05.2016 observed that earlier SEIAA and SEAC in its 10th combined meeting had decided that all such projects whose plot area may be less than 50 hectares but the total built-up area of individual houses/projects though less than 20,000 sqm for a single project but the total built-up area based on permissible ground coverage and FAR exceeds the threshold limit of 1,50,000 sqm on the area development project site, then the said area development project is also covered under provisions of EIA Notification, 2006.

In light of the said fact, after deliberations, SEIAA decided to allow the project proponent to withdraw his application for obtaining environmental clearance under EIA notification, 2006 for area development project namely "The Palms" in the revenue estate of Village MullanpurGaribdas, Dhanauran&Mastgarh, Distt. SAS Nagar subject to a special condition that the project proponent shall apply afresh for obtaining environmental clearance under EIA notification, 2006 if, the plot area is though less than 50 hectares but the total built-up area of individual houses/projects combined together based on permissible ground coverage and FAR exceeds the threshold limit of 1,50,000 sqm on the project site.

Accordingly, the said application submitted by the project proponent was treated as withdrawn vide letter no. 2515 dated 03.06.2016.

SEAC was apprised that a clarification was received from the MoEF&CC vide letter no.22-8/2019-IA-III dated 25.03.2019, wherein it was clarified that as on date, projects with a land area less than 50 ha but built-up area more than 20,000 sqm may be appraised as per the provisions of schedule 8(a) of the EIA notification,2006 as amended from time to time.

SEAC was further apprised that the Environmental Engineer, Punjab Pollution Control Board, Regional Office, Mohali vide letter no. 1235 dated 19.02.2020 had submitted the latest construction status of the project as under:

1. PPCB had granted NOC to the project proponent vide letter no. CTE/Exp/SAS/2018/7069127 dated 23.05.2018 valid up to 31.03.2020 for an area of 192.459 acres (net planned area 118.04 acre) having 862 residential plots, 11 public building, EWS flats in an area of 6.84 acre and commercial area of 2.04 acre subject to one of the conditions that the promoter shall immediately stop construction activities in the township and restart only after obtaining environmental clearance under the provision of the EIA Notification dated 14.09.2006.
2. About 50 plots owned by individuals were either under construction or had been constructed. Further, 34 plots having G+2 configurations were being constructed by the promoter company. However, all of this construction had taken place in the land for which the earlier layout plan was approved. In the land added by the promoter company, no construction activity had been started and only the boundary wall had been constructed in few plots.

SEAC observed the following observations: -

- i) As per MoEF Clarification dated 25.03.2019, projects with land area less than 50 ha but the built-up area and more than 20,000 sqm may be appraised as per the provisions of schedule 8(a) of the EIA notification,2006 as amended from time to time.
- ii) The promoter company was granted NOC by the PPCB subject to the condition that he will stop the construction and restart only after obtaining environmental clearance under the provision of the EIA Notification dated 14.09.2006.
- iii) As per NOC granted by the Board, the promoter company was required to obtain Environmental Clearance for the project. Further, it was also clear that the project proponent was carrying out construction activities at the time of the grant of NOC by the PPCB.
- iv) The project proponent had carried out a significant amount of construction at the site without obtaining prior Environmental Clearance.

In view of the above facts, SEAC observed that the case falls in the category of a violation case. However, before arriving at the conclusion, SEAC felt that the project proponent be asked to submit the following information within 15 days: -

- i) Details of the application submitted for obtaining the Environmental Clearance having proposal no. SIA/PB/NCP/3715/2015 mentioning total land area & built-up area of all the proposed units considering the FAR allowed to the project.

- ii) Details of the application submitted for the Environmental Clearance having proposal no. SIA/PB/NCP/34917/2019 mentioning the total land area & built-up area of all the proposed units considering the FAR allowed to the project.
- iii) Submit the comparison between the aforesaid projects.
- iv) Explain why the project proponent had not applied for obtaining Environmental Clearance after withdrawal of proposal no. SIA/PB/NCP/3715/2015.
- v) Clarify that how the existing project as well as proposed expansion project is not in violation of the EIA Notification 14.09.2006 considering the FAR allowed to the project, in view of the clarification received from MoEF vide their letter dated 25.03.2019 stating that projects with a land area less than 50 ha but built-up area more than 20,000 sqm may be appraised as per the provisions of schedule 8(a) of the EIA notification, 2006 as amended from time to time.

6.0 Recommendation of SEAC

After detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit the reply to the aforesaid observations.

Accordingly, the decision of SEAC was conveyed to the project proponent through online ADS (additional detail sought) facility available on the web portal. The project proponent submitted the reply to the ADS and the same was annexed as Annexure-A of the agenda.

7.0 Deliberations during 192nd meeting of SEAC held on 01.09.2020

The case was considered by SEAC in its 192nd meeting held on 01.09.2020. The meeting was attended by the following on behalf of the project proponent:

- i) Sh. Manoj Kumar, Authorized Signatory, through Video Conference.
- ii) Dr. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd., Mohali, Environmental Consultant of the Project Proponent.

SEAC went through the reply of the project proponent submitted to the observations raised earlier by it. SEAC observed as under:-

- i) The project proponent has not submitted the built-up area of the project for the earlier applied EC which was allowed to be withdrawn by SEIAA on 03.06.2016.
- ii) The project proponent submitted that the Environmental Clearance was not required as the net planned area was less than 50 ha. However, the project proponent did not submit the revised application for the Environmental Clearance on the basis of total built-up area, if, the built-up area of the individual houses/ projects combined together based on permissible ground coverage and FAR exceeds the threshold limit of 1,50,000 sqm, as per the special condition of the withdrawal letter issued by SEIAA on 03.06.2016.
- iii) Also, from the clarification of MoEF&CC dated 25.03.2019, the projects with land area less than 50 ha but the built-up area more than 20,000 sqm may be appraised as per the provisions of schedule 8(a) of the EIA notification, 2006 as amended from the time to time.

SEAC felt that at this stage, it was important to first ascertain as to whether the project proponent was in violation of the EIA Notification 14.09.2006 at the time of grant of NOC from PPCB after

considering the MoEF Clarification dated 25.03.2019, which requires detailed examination regarding FAR based calculation to be considered or not in the 8(b) projects as a policy matter.

After detailed deliberations, SEAC decided to defer the case as it requires in-depth study and be placed in the next meeting of SEAC.

8.0 Deliberations during 193rd meeting of SEAC held on 26.02.2020

The case was considered by SEAC in its 193rd meeting held on 26.02.2020. The meeting was attended by the following on behalf of the project proponent:

- i) Sh.Surinder Talwar, Manager, on behalf of the promoter company.
- ii) Sh. Sandeep Garg, EIA Coördiantor from M/s Eco Laboratories and Consultants Pvt. Ltd.

Environmental consultant of the promoter company submitted a representation to the Secretary, SEAC vide letter dated 25.09.2020. SEAC examine the said representation and place it on the record. The matter was deliberated in length and SEAC observed as under:

- i) The SEIAA in the 107th meeting held on 27.05.2016 allowed the withdrawal of the old proposal of the project proponent with a condition that "the project shall apply afresh for obtaining environmental clearance under EIA Notification 14.09.2006 If, the plot area is though less than 50 hectares but the total built-up area of individual houses/projects combined together based on permissible ground coverage and FAR exceeds the threshold limit of 1.5 lacs sqm on the project site."

The said conditions was imposed as per the decision of 10th combined meeting of SEIAA and SEAC held on 13.05.2016

The decision of SEIAA was conveyed vide letter No. 2515 dated 03.06.2016 to the project proponent. However, the project proponent did not submit the application of environmental clearance.

- ii) SEIAA vide letter no. SEIAA/2019/248 dated 15.02.2017 sought clarification from the Northern Regional Office of MoEF&CC Chandigarh regarding Item 8 projects (Building or Construction projects or Area Development Projects and Townships) under Environment Impact Assessment Notification, 2006- to which Regional Office forward a copy of the letter no. 22-8/2019-IA-III dated 25.03.2019 of the Ministry to SEIAA, Punjab, wherein MoEF&CC, New Delhi has clarified that as on date, projects with land area less than 50 ha but built-up area more than 20,000 sqm may be appraised as per the provisions of schedule 8 (a) of the EIA notification, 2006 as amended from time to time.
- iii) While granting NOC by the PPCB to the project proponent vide letter no. CTE/Exp/SAS/2018/7069127 dated 23.05.2018 for an area of 192.459 acres (net planned area 118.04 acre) having 862 residential plots, 11 public building, EWS flats in an area of 6.84 acre and commercial area of 2.04 acre, PPCB had imposed condition that the promoter shall immediately stop construction activities in the township and restart only after obtaining environmental clearance under the provision of the EIA Notification dated 14.09.2006.
- iv) The project proponent submitted application for obtaining Environmental Clearance on 17.04.2019 for revised proposal (SIA/PB/NCP/34917/2019).

- v) Environmental Engineer, Punjab Pollution Control Board, Regional Office, Mohali vide letter no. 1235 dated 19.02.2020 has reported the latest construction status of the project as under:-

"About 50 plots owned by individuals were either under construction or had been constructed. Further, 34 plots having G+2 configurations were being constructed by the promoter company. However, all of this construction had taken place in the land for which the earlier layout plan was approved. In the land added by the promoter company, no construction activity had been started and only the boundary wall had been constructed in few plots".

- vi) The SEAC in its 190th meeting held on 27.06.2020 asked the project proponent to submit the built-up area of all the proposed units considering the FAR allowed to the project of its old proposal (SIA/PB/NCP/3715/2015). However, intentionally the project proponent has not submitted the same.

9.0 Recommendation

In view of the above observations and after due deliberations, the SEAC is of the opinion that the project proponent was in violation of EC Guidelines at the time of withdrawal of its application and further during the grant of NOC by the PPCB on 23.05.2018, as the built-up area of earlier proposal, on the basis of FAR proposed for the new proposal, works out to be more than 1,50,000 sqm. As such, further action may be taken by SEIAA in this case accordingly.

10.0 Deliberations during the 172nd meeting of SEIAA held on 12.10.2020.

The case was placed before SEIAA in its 172nd meeting held on 12.10.2020 and the same was attended by the following through video conference: -

- (i) Sh. Taraninder Singh, Managing Director of the promoter company.
(ii) Dr. Sandeep Garg and Ms. Simran Kaur, M/s Eco Laboratory, Mohali, Environmental Consultant of the promoter company.

SEIAA perused the recommendations of the SEAC and observed that the Project Proponent already violated the EIA notification, 2006. Therefore, the provisions of MOEF Notification dated 14.03.2017, Notification dated 08.03.2018 and OM dated 09.09.2019 are attracted in this case.

During the meeting, the project proponent & Environmental Consultant of the promoter company contended that the case is not a violation case as the condition imposed by then SEIAA at the time of withdrawal of EC application for the old proposal, does not align with EIA Notification, 14.09.2006. SEIAA was not satisfied with the statement.

After detailed deliberations, SEIAA decided to give a final opportunity to show cause in writing, within 15 days from the issuance of the show cause notice as to why the application for TOR submitted by the project proponent be not rejected and/or action be not initiated for violations of provisions of EIA Notification dated 14.09.2006, failing which further necessary action will be taken as per Law without giving any further opportunity.

In compliance with the above decision, show-cause notice was issued vide letter no. 3257 dated 05.11.2020 to the promoter company.

Now, the promoter company has submitted the reply vide letter dated 05.11.2020 (received through email 19.11.2020) wherein it was submitted that they had already submitted a detailed representation on the matter which needs to be reviewed by the authority. They understand that presently the SEIAA, Punjab is dissolved thus they will wait till its reconstitution and request for reconsideration of the earlier submitted representation. A copy of the reply is annexed as Annexure-8 of the Agenda.

Further, Project Proponent has submitted online request for withdrawal of his application on 11.02.2021. He attached request letter dated 06.02.2021 (Annexure-9 of the Agenda) wherein informed that application for TOR for the project namely "The Palm" was submitted to SEIAA, Punjab vide Proposal No SIA/PB/NCP/34917/2019. But SEIAA/SEAC Punjab got dissolved on 07.11.2020. Thus, as per EIA Notification 14.09.2006, in the absence of duly constituted SEIAA/SEAC, Category-B projects shall be considered at the Central Level. Accordingly, application for TOR was submitted to MoEF&CC and case has been considered by EAC(Infra-2).

Thus, it was requested to kindly allow the withdrawal of their application submitted vide Proposal No. SIA/PB/NCP/34917/2019

11.0 Deliberations during the 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021. SEIAA was apprised that project proponent has submitted application bearing proposal No. IA/PB/MIS/192864/2020 to the Ministry for obtaining Environmental Clearance to the project. The Project was considered by EAC (Infra-2) in the meeting held on 27th - 28th January, 2021 wherein project was recommended for grant of Environment Clearance. As such, Project proponent has submitted the request for withdrawal of application bearing proposal no. SIA/PB/NCP/34917/2019.

SEIAA decided to defer the case as same is required to be deliberated in detail. The case shall be placed in the next meeting of SEIAA. Project Proponent may also be asked to attend the meeting along with up to date approvals of EC and TOR's approved by the MOEF&CC.

In compliance with the aforesaid decision, Project Proponent was requested vide letter No. 3601 dated 02.03.2021 to attend the next meeting of SEIAA scheduled on 08.03.2021 at 11:00 AM Conference Hall No. 1 (Room No. 311), DECC, 2nd Floor, Sector-26, Chandigarh along with the up to date approvals of EC and TOR's approved by the MOEF&CC. Environmental Consultant of the Project proponent was also informed through whatsapp message dated 05.03.2021 to attend the said meeting.

12.0 Deliberation during 177th meeting of SEIAA held on 08.03.2021.

The case was considered by SEIAA in its 177th meeting held on 08.03.2021, which was attended by Sh Surinder Talwar, Manager of the promoter company. On being asked by SEIAA to provide copies of EC/TOR granted to the project by MoEF&CC, he informed that all relevant documents were with the Project consultant namely M/s Eco laboratories who were unable to attend the present meeting due to an ongoing audit. He requested that the case may be deferred to the next meeting of SEIAA.

SEIAA was also apprised that an email had been received from M/s Eco Laboratories on 06.05.2021, wherein it was informed that audit was being carried out by QCI-NABET from 08th to 11th March 2021. Sh Talwar also informed that TOR letter had already been issued to the project by the MOEF&CC and thereafter, their case for grant of EC is also under process in the

MoEF&CC. As such, SEIAA is requested to kindly allow the withdrawal of their earlier application for grant of TOR.

After detailed deliberations, SEIAA decided to accept the request of the project proponent for deferment of the case till the next meeting of SEIAA scheduled on 22.03.2021. The Project Proponent was also asked to attend the meeting on 22.03.2021 along with copies of their OR / EC applications submitted to MOEF&CC and copies of TOR's / EC as approved by the MOEF&CC.

Item No. 177.06: Application for issuance of TORs for obtaining environmental clearance under EIA notification dated 14.09.2006 for the development of commercial project namely "Judicial Court Complex and District Administrative Complex", District Tarn Taran, Punjab by Executive Engineer, Construction Division no. 1, PWD (B& R), Court Road, Amritsar. (New Proposal No. SIA/PB/NCP/ 25479/2018)

The facts of the case are as under:-

The Executive Engineer, Construction Division no. 1, PWD (B & R), has applied for obtaining environmental clearance under EIA notification dated 14.09.2006 for the development of project namely "Judicial Court Complex and District Administrative Complex, Punjab. The project is covered under category 8 (a) of the Schedule appended to the said notification.

1.0 Background

The case is a violation case. Some of the important deliberations of the case while dealing the case is as under

1.1 Deliberations during 113th meeting of SEIAA held on 10.08.2016

The case was considered by the SEIAA in its 113th meeting held on 10.08.2016, wherein SEIAA observed that Punjab Pollution Control Board has already filed a complaint u/s 15, 17 of the Environmental Protection Act, 1986 before the Hon'ble Chief Judicial Magistrate, Tarn Taran due to the violation of the provisions of EIA Notification dated 14.09.2006. Therefore, there is no need to file fresh complaint under same section before the competent court of the Law for violating the provision of the EIA Notification dated 14.09.2006.

1.2 Deliberations during 185th meeting of SEAC held on 29.11.2019

The case was considered in 185th meeting of SEAC held on 29.11.2019 wherein after detailed deliberations, SEAC decided to recommend to SEIAA as under:

- 1) Punjab Pollution Control Board may be requested to send the latest status report of the credible action taken against the project proponents.
- 2) To issue the following additional specific TOR in line with the notification dated 14.03.2017 as amended on 08.03.2018:

Additional specific TOR: -

The project proponent shall make an assessment of ecological damage done and economic benefit derived due to violation and prepare remediation plan and natural & community resource augmentation plan and it shall be prepared as an independent chapter in the environment impact assessment report by the accredited consultants. The collection and analysis of data for

assessment of ecological damage, preparation of remediation plan and natural and community resource augmentation plan shall be done by an environmental laboratory duly notified under Environment (Protection) Act, 1986, or a environmental laboratory accredited by National Accreditation Board for Testing and Calibration Laboratories, or a laboratory of a Council of Scientific and Industrial Research institution working in the field of environment.

1.3 Deliberations during 158th meeting of SEIAA held on 23.12.2019

The case was considered by the SEIAA in its 158th meeting held on 23.12.2019, wherein after detailed deliberations, SEIAA decided to defer the case and ask the Punjab Pollution Control Board to send the latest status report of the credible action taken against the project proponents so as further action in the matter can be taken.

Accordingly, Punjab Pollution Control Board has been requested vide letter no 1454-55 dated 03.02.2020 to send the latest status report of the credible action taken against the project proponents so as to further action in the matter can be taken.

1.4 Deliberations during 162nd meeting of SEIAA held on 19.03.2020

The case was considered by the SEIAA in its 162nd meeting held on 19.03.2020 and it was apprised that the Regional office, PPCB, Amritsar vide letter no 1555 dated 14.02.2020 intimated that application filed against the Judicial Court Complex and District Administrative Complex, Tarn Taran has been withdrawn by the PPCB. It was noted that Er. Rajesh Kumar, complainant stated in the court on 22.11.2017 that he does not wish to continue the present complaint, in view of the direction of the Complainant Board. After considering his statement, Hon'ble Court dismissed the complaint as withdrawn under section 257 Criminal Procedure Code. The accused and their bail bonds were discharged.

After detailed deliberations, SEIAA decided that Member Secretary, PPCB be asked under what circumstances complaint u/s 15,17 of the Environment (Protection) Act,1986 filed by PPCB in the court of CJM, Tarn Taran against the responsible persons of Judicial Court Complex & District Administrative Complex, Tarn Taran was withdrawn; in spite of the fact that environmental clearance has not been granted to the project.

Further, in compliance to the decision taken in the item No 165.04 of the 165th meeting held on 19.06.2020, a reminder was sent to the Member Secretary vide letter no. 1868 dated 29.07.2020 for sending the report in the matter.

Another reminder was also sent to the Chairman, PPCB vide letter no 2094 dated 08.09.2020, and email dated 10.09.2020 for sending the report in the matter.

Er. Shiv Kumar, concerned Environmental Engineer was contacted telephonically on 06.09.2020 and 10.09.2020 and requested to send the report in the matter and he informed that report is being sent shortly. The matter is being followed up on a daily basis.

1.5 Deliberations during 170th meeting of SEIAA held on 16.09.2020

The matter was considered by SEIAA in its 170th meeting held on 16.09.2020 and it was apprised that Environmental Engineer, Zonal Office, PPCB, Amritsar vide email dated 15.09.2020 informed that reply in the matter is under preparation and same shall be submitted soon.

SEIAA observed as under:

- i) Executive Engineer, Construction Division no. 1, PWD (B & R), had applied for obtaining environmental clearance under EIA notification dated 14.09.2006 for the development of project namely "Judicial Court Complex and District Administrative Complex, Punjab.
- ii) Case stands recommend by SEAC as under:
 - a) Punjab Pollution Control Board may be requested to send the latest status report of the credible action taken against the project proponents.
 - b) To issue the following additional specific TOR in line with the notification dated 14.03.2017 as amended on 08.03.2018:

Additional specific TOR: -

The project proponent shall make an assessment of ecological damage done and economic benefit derived due to violation and prepare remediation plan and natural & community resource augmentation plan and it shall be prepared as an independent chapter in the environment impact assessment report by the accredited consultants. The collection and analysis of data for assessment of ecological damage, preparation of remediation plan and natural and community resource augmentation plan shall be done by an environmental laboratory duly notified under Environment (Protection) Act, 1986, or a environmental laboratory accredited by National Accreditation Board for Testing and Calibration Laboratories, or a laboratory of a Council of Scientific and Industrial Research institution working in the field of environment.

After detailed deliberations, SEIAA decided as under :

- i) Additional specific TOR be issued to the project as proposed by SEAC as the case is being unnecessarily delayed due to the non-reply/action by PPCB
- ii) A fresh reminder be issued to the Chairman, PPCB for getting the report expedited in the matter as sought vide SEIAA letter no 2094 dated 08.09.2020.
- iii) Old application having Proposal No SIA/PB/NC/52903/2016 be delisted as the fresh proposal No SIA /PB/NCP/25479/2018 has been submitted by the applicant.

In compliance to the aforesaid decisions, the following actions have been taken:

- i) Additional specific TOR was issued to the project proponent vide letter no. 3189-91 dated 21.10.2020.
- ii) A fresh reminder was issued to the Chairman, PPCB vide letter no 3192 dated 21.10.2020.
- iii) Old application having Proposal No SIA/PB/NC/52903/2016 was delisted vide letter no. 3188 dated 21.10.2020.

Accordingly, PPCB vide letter no. 75 dated 06.01.2021 replied that Ms. Rita Kohli, Sr, Advocate was engaged by the Board to defend the case of Judicial Court Complex, Tarn Taran in the Hon'ble Punjab & Haryana High Court. Ms. Rita Kohli, Sr. Advocate opined that Hon'ble Punjab & Haryana High court is not pleaded with the initiation of proceedings against the officials which is not even instituted against the responsible persons in accordance with the provisions of the statute. The Board being an autonomous body and independent regulatory authority has the right and authority to initiate the proceedings only in terms of the statute. If the proceedings are not initiated against the person so stated in the statute, the Board may withdraw the proceedings with permission of the Court.

In accordance to the Head Office letter no. 43224 dated 13.11.2017 wherein it was described as under:

"In view of the legal opinion it has been decided that the Board shall withdraw the present prosecution case pending against the Judicial/Administrative complex in the court of CJM, Tarn Taran citing technical reason thereof with the liberty to file fresh case against the head of the department and other responsible persons as provided in the statute."

Further, it is submitted that after obtaining terms of reference, project proponent has not submitted the application of Environmental Clearance along with the compliance of the Additional TOR till date.

2.0 Deliberations during 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021. SEIAA was apprised that the Project proponent has not applied for the Environment Clearance along with the compliance of Additional TOR.

SEIAA observed that during 113th meeting of SEIAA held on 10.08.2016, it was deliberated that Punjab Pollution Control Board has already filed a complaint u/s 15, 17 of the Environmental Protection Act, 1986 before the Hon'ble Chief Judicial Magistrate, Tarn Taran due to the violation of the provisions of EIA Notification dated 14.09.2006. Therefore, there is no need to file fresh complaint under same section before the competent court of Law for violating the provision of the EIA Notification dated 14.09.2006.

However, PPCB has now informed that the prosecution case pending against the Judicial/Administrative complex in the court of CJM, Tarn Taran, has been withdrawn by them due to technical and legal reasons. It was therefore decided that the matter needed to be deliberated at length in the next meeting of SEIAA which should also be attended by the Project Proponent along with their Application for EC as per revised TOR's.

In compliance with the aforesaid decision, Project Proponent (Executive Engineer, Construction Division 1, PWD) was requested vide letter No. 3602 dated 02.03.2021 to attend the next meeting of SEIAA scheduled on 08.03.2021 at 11:00 AM Conference Hall No. 1 (Room No. 311), DECC, 2nd Floor, Sector-26, Chandigarh along with their Application for EC as per revised TOR's. Environmental Consultant of the Project proponent was also informed through whatsapp message dated 05.03.2021 to attend the said meeting.

3.0 Deliberations during 177th meeting of SEIAA held on 08.03.2021.

The case was considered by SEIAA in its 177th meeting held on 08.03.2021, which was attended by Sh. Inderjeet Singh, Executive Engineer, PWD and Sh. Vishal Duggal, Environmental Consultant from M/s CPTL, Mohali.

To a query of SEIAA, Project Proponent informed that application for obtaining Environmental Clearance bearing proposal no IA/PB/MIS/202330/2021 has been submitted on 08.03.2021, which is under examination of SEIAA. SEIAA verified the fact on Parivesh Portal and observed that the application for obtaining EC has been received online.

After detailed deliberations, SEIAA directed that the scrutiny of the application may be completed expeditiously and the complete case be placed before SEAC for appraisal and sending recommendation to SEIAA.

Item No. 177.07: Requests from the various project proponents for withdrawal of their applications filed under EIA notification, 14.09.2006 for obtaining issuance of Terms of References (TORs) or Environmental Clearance.

SEIAA observed that

Number of requests from the various project proponents for withdrawal of their applications filed under EIA notification, 14.09.2006 for obtaining issuance of Terms of References (1 Nos application of TORs), Environmental Clearance (4 Nos of application of EC) and modification of Environmental Clearances (3 Nos of cases) and the details of the same was annexed as **Annexure -3** of the agenda.

1.0 Deliberations during 177th meeting of SEIAA held on 08.03.2021.

SEIAA perused the various case mentioned in the Annexure-3 of agenda and observed as under:-

1) Proposal submitted for withdrawal of TOR Applications

- i) Proposal No. SIA/PB/NCP/34917/2019 of M/s Manohar Infrastructure & Constructions Pvt. Ltd. The case was considered at item no 177.05 of instant proceeding i.e 177th meeting of SEIAA, wherein it was decided that case be placed in the next meeting of SEIAA scheduled on 22.03.2021. The Project Proponent may also be asked to attend the meeting along with up-to-date approvals of EC and TOR's issued by the MoEF&CC.

2) Proposal submitted for withdrawal of EC Applications

- i) Proposal no SIA/PB/MIS/98612/2019, SIA/PB/MIS/99503/2019 and SIA/PB /NCP/ 91661/2019 of M/s Chandigarh Builders & Promoters**

The meeting was attended by Sh. Sital Singh and Sh. Deepak Gupta of M/s CPTL, Environmental Consultant of the promoter company. He informed that applications bearing Proposal no's SIA/PB/MIS/98612/2019, SIA/PB/MIS/99503/2019 and SIA/PB/NCP/91661/2019 were, in fact, the same applications as the one against which Environmental Clearance has been granted to the project in the name of "GUILDFORD SQUARE by the SEIAA vide letter no. 1130 -39 dated 09.12.2019.

To a query of SEIAA regarding reason for multiple submissions of the same application, Project Consultants replied that this was on account of procedural issues like attachments not getting uploaded or amendments being needed in some information in the application form.

SEIAA was satisfied with the reply of the Environmental Consultant and allowed the withdrawal of EC application bearing Proposal no SIA/PB/MIS/98612/2019, SIA/PB/MIS/ 99503/2019 and SIA/PB/NCP/91661/2019 of M/s Chandigarh Builders & Promoters since EC for this Project has already been issued vide aforesaid SEIAA letter dated 09.12.2019 .

- ii) Proposal No. SIA/PB/MIS/171001/2020 of M/s. Abohar Developers LLP.**

SEIAA observed that application for EC bearing Proposal No. SIA/PB/MIS/171001/2020 of M/s. Abohar Developers LLP for an Area development project "Abohar Greens" Located at Hindumal Kot Road, Tehsil Abohar, Dist Fazilka, Punjab, could not be processed by it since the term of the previous SEIAA expired on 07.11.2020. The project proponent had re-submitted his application bearing proposal no IA/PB/MIS/188393/2020 on 06/01/2021 to MoEF&CC, which was accepted and pending for recommendation with EAC. As such, the Project proponent has requested to allow the withdrawal of his earlier EC application.

SEIAA decided to accept the request of project proponent and allowed the withdrawal of EC application bearing Proposal No. SIA/PB/MIS/171001/2020 since this case stood resubmitted to the MOEF&CC due to expiry of the tenure of the previous SEIAA.

iii) Proposal No. SIA/PB/NCP/35151/2013 of M/s Sukham Infrastructures Pvt Ltd

The meeting was attended by Sh. Sital Singh of M/s CPTL, Environmental Consultant of the Promoter Company wherein he informed that Environmental Clearance was granted to the Project namely "Yellowstone Landmark Info city" located in Sector 66 B, Mohali by SEIAA vide letter no. vide no. 1227 dated 05.03.2013, which was valid up to 04.03.2020. He further informed that as per his knowledge, the Promoter Company was no longer interested in pursuing the Project on account of internal company structuring issues.

SEIAA observed that application for extension in the validity submitted by M/s /s Sukham Infrastructure Pvt. Ltd, had become infructuous as the validity of the EC had expired. The project proponent is now required to submit a fresh application for obtaining Environmental Clearance under the provision of EIA Notification 14.09.2006 if interested in pursuing the Project.

After detailed deliberation, SEIAA decided to allow the withdrawal of the application bearing proposal no. SIA/PB/NCP/35151/2013 submitted by M/s Sukham Infrastructure Pvt. Ltd seeking extension in validity of the EC.

iv) Proposal No. SIA/PB/MIS/179180/2020 of M/s ACME BUILDERS PVT LTD.

SEIAA was appraised that the project proponent has submitted another application bearing proposal no. SIA/PB/MIS/198258/2021 in place of the present proposal which has already been considered by SEAC at item No. 196.08 of 196th meeting of SEAC held on 01.03.2021.

In view of above, SEIAA decided to allow the withdrawal of the application bearing proposal no. SIA/PB/MIS/179180/2020 of M/s ACME BUILDERS PVT LTD.

v) Proposal No SIA/PB/NCP/28897/2011 of M/s Francolin Infrastructure Pvt. Ltd.

SEIAA was apprised that in response to the letter no. SEIAA/MS/3607 dated 02.03.2021, Col. Kuldeep Singh Sandhu, VSM (Retired), M/s Francolin Infrastructure Pvt. Ltd. vide letter no 0062 dated 04.03.2021 informed that due to financial crisis as well as corona pandemic, they are not in a position to modify the planning of the project. Also, site is lying vacant as no construction activity has been started in it. As such, it is requested to kindly allow the withdrawal of the application.

SEIAA observed that the project has already been granted the Environmental Clearance vide letter no 38796 dated 29.09.2011, which was valid up to 28.08.2018, whereas application for modification in the Environmental Clearance has been withdrawn due to reason of financial crisis.

After detailed deliberation, SEIAA decided to allow the withdrawal of the application bearing proposal no. SIA/PB/NCP/28897/2011 of M/s Francolin Infrastructure Pvt. Ltd.

Item No. 177.08: Certified Compliance Report of Environmental Clearance granted for establishment of resident project namely Green Lotus Utsav at Village Chhat (H.B. No. 286), Zirakpur, SAS Nagar, Punjab by

Northern Regional Office of MoEF&CC, Chandigarh vide letter No. 16-81/2020-IRO CHD/11 dated 04.01.2021 has sent the compliance report of the Environmental Clearance granted for establishment of resident project namely Green Lotus Utsav at Village Chhat (H.B. No. 286), Zirakpur, SAS Nagar, Punjab developed by M/s Maya Estate. The project was visited on 24.12.2020 and observed that no work was executed at site except construction of few shops for marketing purposed. Thus, a comprehensive report is not being prepared. However, the main observations are submitted below for further consideration of EAC to accord Environmental Clearance for the proposed expansion, as deemed fit.

1. Structural safety approval issued by the Competent Authority, as stipulated in EC has not yet submitted.
2. Project proponent has not submitted the advertisement published regarding the grant of EC in two newspapers.

1.0 Deliberations during 177th meeting of SEIAA held on 08.03.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021 and observed that Regional Office of MoEF&CC, Chandigarh during visit on 24.12.2020 made certain observations on the compliance of the conditions of Environmental Clearance granted to the project.

After deliberations, SEIAA decided to ask the project proponent to submit their detailed reply to all the observations made by the Regional Office of MoEF&CC, Chandigarh, within 30 days failing which suitable action including show cause notice for revocation of Environmental Clearance may be issued.

Item No.177.09: Application for obtaining TOR under EIA notification dated 14.09.2006 for mining of minor minerals of ADB Rail Part– II on river bed of river Sutlej in the Village Arzi Derya Bramd Rail, District-S.B.S Nagar, Punjab submitted by M/s Mahadev Enclave Private Limited. (Proposal No. SIA/PB/MIN/56768/2020).

M/s Mahadev Enclave Private Limited has applied for obtaining TOR under EIA notification dated 14.09.2006 for mining of minor minerals (Sand) of ADB Rail Part – II from river bed in the revenue estate of **Arzi Derya Bramd Rail, District-S.B.S Nagar, Punjab** on 14.10.2020. The project is covered under S.No. 1(a) of the Schedule appended to the said notification.

The project proponent submitted all the requisite documents as per the check list of mining case along with Form-02. The project proponent submitted a hard copy of the same, which was taken on record.

(A) General

i)	Name of Applicant & Correspondence address:	M/s MAHADEV ENCLAVE PRIVATE LIMITED
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	Mobile No: Email ID:	B-37 Ayodhya Marg, Hanuman Nagar, Jaipur, Rajasthan +91 9780625432 avnit.kaushal@gmail.com
ii)	Name of Environmental Consultant Mobile No. Email ID	Eco Laboratories & Consultants Pvt. Ltd. 9814003103, 0172461622 consulteco@yahoo.com

1.0 Deliberations during the 195th meeting of SEAC held on 24.10.2020.

The project proponent submitted all the requisite documents as per the checklist of the mining case along with Form-02. The hard copy submitted by the project proponent was taken on record.

The case was considered by SEAC in its 195th meeting held on 24.10.2020. The meeting was attended by the following through Video Conference on behalf of the project proponent:

- (i) Sh. Deepak Kumar, Authorised signatory, on behalf of the project proponent.
- (ii) Sh. Arun Kumar Yadav, M/s Overseas Min Tech Consultants, Environmental consultant of the Project Proponent.

SEAC allowed the project proponent to present the salient features of the project and the Environment consultant of the promoter company presented the same as under:

S.No.	Item	Details
1.	Online Proposal No.	SIA/PB/MIN/56768/2020
2.	Project Name & Location	ADB Rail Part – II Sand Mining Project Village: ADB Rail District: SBS Nagar, Punjab by M/s Mahadev Enclave Private Limited
3.	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	1(a) Mining of Minor Minerals
4.	Details of Mining Lease	
i)	Mineral (s) to be mined	Sand
ii)	Capacity of Mine	12,04,980 TPA
iii)	Mining Lease Area	30.02 Ha
iv)	Details Letter of Intent (LOI)/E-Auction issued by the State Govt.	Reference No: Memo No. 780/MG/ Date of Issue: 07.09.2019 Validity of LOI: 3 years
5.	Hadbast No.	420
6.	Land Khasra No. & their consent details	
	Sr No	Type
	1	Govt. Land
	2	Private Land
		Khasra No. 37//21, 22, 23/1, 23/2, 24, 25, 38//20, 21/1, 21/ 2, 22, 23, 24, 25, 39//11, 12/1, 12/2, 13, 14/1, 14/2, 16, 17, 18, 19/1, 19/2, 20, 21, 22/1, 22/2, 23, 24/1, 24/2, 25, 40//11, 12, 13/1, 13/2, 13/3, 15/2, 16/2 18/1, 18/2, 19, 20, 21, 22, 23, 24/1, 25/2, 41//1, 9/1, 9/2, 9/3, 10/1, 10/2, 11, 12/1, 12/2, 13/1, 13/2,

	14/1, 14/2, 15/1, 15/2, 16/1, 16/2, 17/1, 17/2, 18/1, 18/2, 19/1, 19/2, 20, 21, 22/1, 22/2, 23/1, 23/2, 24/2, 25/1, 25/2, 42//2,3, 4, 5, 6, 7, 8/1, 8/2, 9, 10, 11, 12, 13, 14, 15/1, 16, 17, 18/1, 18/2,43//1, 2, 3, 4, 5, 6, 7, 8/1, 8/2, 9, 10, 11, 12, 13, 14/1, 14/2, 15, 44//6, 15, 58//1, 2/1, 2/2, 3, 4, 5		
7.	Latitude & Longitude		
	Corner	Latitude	Longitude
	PIT-I		
	Corner 1	30°58'54.91"N	76°27'22.92"E
	Corner 2	30°58'54.80"N	76°27'25.49"E
	Corner 3	30°58'52.90"N	76°27'25.43"E
	Corner 4	30°58'52.52"N	76°27'40.55"E
	Corner 5	30°58'48.64"N	76°27'40.56"E
	Corner 6	30°58'48.59"N	76°27'41.72"E
	Corner 7	30°58'46.74"N	76°27'41.76"E
	Corner 8	30°58'46.73"N	76°27'43.61"E
	Corner 9	30°58'52.44"N	76°27'43.71"E
	Corner 10	30°58'52.20"N	76°27'55.73"E
	Corner 11	30°58'50.23"N	76°27'55.70"E
	Corner 12	30°58'50.12"N	76°28'0.74"E
	Corner 13	30°58'48.19"N	76°28'0.67"E
	Corner 14	30°58'47.72"N	76°28'23.43"E
	Corner 15	30°58'45.77"N	76°28'23.35"E
	Corner 16	30°58'46.27"N	76°27'58.10"E
	Corner 17	30°58'44.47"N	76°27'58.15"E
	Corner 18	30°58'44.61"N	76°27'48.08"E
	Corner 19	30°58'46.47"N	76°27'47.93"E
	Corner 20	30°58'47.12"N	76°27'25.32"E
	Corner 21	30°58'48.92"N	76°27'25.30"E
	Corner 22	30°58'49.27"N	76°27'15.14"E
	Corner 23	30°58'51.10"N	76°27'15.20"E
	Corner 24	30°58'51.53"N	76°26'52.51"E
	Corner 25	30°58'55.42"N	76°26'52.64"E
	Corner 26	30°58'55.42"N	76°26'55.13"E
	Corner 27	30°58'57.31"N	76°26'55.15"E
	Corner 28	30°58'57.14"N	76°27'7.86"E
	Corner 29	30°58'55.14"N	76°27'7.81"E
	Corner 30	30°58'55.15"N	76°27'10.30"E
	Corner 31	30°58'57.13"N	76°27'10.23"E
	Corner 32	30°58'56.75"N	76°27'23.03"E
8.	Whether the project attracts the General Condition.	No	

9.	Does the project involve diversion of forest land? If yes, a. Extent of the forest land. b. Status of the forest clearance. If No, submit documentary proof	No																																							
10.	Does the project fall within 10 km of eco-sensitive area/ National park/Wild Life Sanctuary? If yes, Status of NOC. If No, If No, submit documentary proof	Ropar Wetland- 5.2 km towards NE																																							
11.	Land requirement for the project	<p>Prior to the project proposal</p> <table border="1"> <thead> <tr> <th>Sr No.</th> <th>Ownership pattern</th> <th>Area in Ha.</th> </tr> </thead> <tbody> <tr> <td>i)</td> <td>Forest Land</td> <td>-</td> </tr> <tr> <td>ii)</td> <td>Private land</td> <td>30.02</td> </tr> <tr> <td>iii)</td> <td>Government land</td> <td>-</td> </tr> <tr> <td>iv)</td> <td>Revenue land</td> <td>-</td> </tr> <tr> <td>v)</td> <td>Other land</td> <td>-</td> </tr> <tr> <td>vi)</td> <td>Total land</td> <td>30.02</td> </tr> </tbody> </table> <p>Present Land use Break Up</p> <table border="1"> <thead> <tr> <th>Sr No.</th> <th>Land use</th> <th>Area in Ha.</th> </tr> </thead> <tbody> <tr> <td>i)</td> <td>Agriculture Area</td> <td>-</td> </tr> <tr> <td>ii)</td> <td>Waste/Barren Area</td> <td>-</td> </tr> <tr> <td>iii)</td> <td>Grazing/community Area</td> <td>-</td> </tr> <tr> <td>iv)</td> <td>Surface water Bodies</td> <td>-</td> </tr> <tr> <td>v)</td> <td>Other(Specify)</td> <td>30.02</td> </tr> </tbody> </table>	Sr No.	Ownership pattern	Area in Ha.	i)	Forest Land	-	ii)	Private land	30.02	iii)	Government land	-	iv)	Revenue land	-	v)	Other land	-	vi)	Total land	30.02	Sr No.	Land use	Area in Ha.	i)	Agriculture Area	-	ii)	Waste/Barren Area	-	iii)	Grazing/community Area	-	iv)	Surface water Bodies	-	v)	Other(Specify)	30.02
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iii)	Grazing/community Area	-																																							
iv)	Surface water Bodies	-																																							
v)	Other(Specify)	30.02																																							
12.	Cost of the project	Rs. 10.36 Crores																																							
13.	ToR Fee details	Rs. 15,010/- Vide NEFT, UTR No. AXSK202620016475 dated 18.09.2020																																							
14.	Details of Final District Survey Report	Approved by: - Deputy Commissioner, SBS Nagar Reference No.: -2296/ S.K. Date of Issue: - 09.10.2020																																							
15.	Details of visit report of Sub Divisional Level Committee as per SSMG 2016	Date of visit: - 22.10.2019 Recommendation: Mining can be conducted upto depth of 3 m.																																							
16.	Details of Mining Plan	Approved by: - State Geologist (Department of Mines and Geology, Punjab) Approval Letter No.: - Glg/Pb/M.P./2020/Arzi Derya Bramd Rail Pat-II/635 Date of Approval: - 24.09.2020 Approved Mining Lease Area: 30.02 Ha. Approved Mining Quantity: 12,04,980 TPA																																							

		Depth of Mining (m): 3.0 m
17.	Demarcation report of mining site	Date of demarcation: 19.12.2019 Signed by: 1. Mr. Jaswinder Singh (S.D.O- Mining) 2. Mr. Ravinder (J.E.- Mining) 3. Mr. Raman Kumar (Patwari) 4. Mr. Pankaj Kumar (In-charge Mahadev Enclave Private Limited) 5. Gurminder Singh (Operator) 6. Daulat Ram (Sarpanch, Gram Panchayat Majra) 7. Mr. Amandeep Singh R/o Village- Lakhnaur, Mohali 8. Mr. Varinder Kaushal R/o Village- Khizrabad, Mohali 9. Mr. Jagjit Singh R/o Village Paraul, Mohali
18.	Workers(when fully operational)	82 Persons
19.	Water Requirements & source	Domestic: 3.7 KLD Dust Suppression: 2.60 KLD Total: 6.30 KLD Ground water/Others: A water storage tank of capacity 5 KLD shall be provided.
20.	Waste water generation, Treatment & its Disposal	i) Quantity of Waste water: 2.9 KLD ii) (80% of water requirement) iii) Treatment Method: Septic Tank iv) Mode of Disposal: a) Plantation purpose.: 2.9 KLD b) Any other purpose: Nil
21.	Solid waste generation and its disposal	Solid waste @ 16.4 Kg/day will be generated which will be disposed to the dump site of the nearest village
22.	Green Belt Development Plan including no. of trees to be planted & its species.	Tree cutting (if any): Nil No. of plant to be planted: 360 No's Funds Allocated: Rs. 1,50,000/-
23.	Environment Management Plan along with Budgetary breakup and responsibility to implement	ToR case
24.	CER activities along with budgetary break up and responsibility to implement	ToR case

SEAC asked the project proponent and his Environmental Consultant to clarify the following observations to which he replied as under: -

Sr. No.	Observations	Reply submitted by the project proponent and his Environmental Consultant
1.	Whether Final District Survey Report (DSR) has been approved?	Approved by: - Deputy Commissioner, SBS Nagar

		Reference No.: -2296/ S.K. Date of Issue: - 09.10.2020
2.	Whether permission from DFO has been obtained?	Obtained vide letter no. 2714 dated 16.09.2020 issued by DFO, Nawanshaher.
3.	Whether the report from Sub Divisional Committee has been obtained regarding suitability of the site for mining?	The project proponent Submitted a copy of Joint Inspection Report as per the provisions of SSMMG 2016.
4.	The project proponent is required to get the hydrogeological survey of the existing water level done and also required to submit the impact on the water level regime due to the project. This report is required to be submitted at the time of submission of the EIA report.	The project proponent agreed to the same.
5.	The project proponent is required to submit a report regarding the preservation of topsoil excavated during the mining process at the time of submission of the EIA report.	The project proponent agreed to the same.

SEAC was satisfied with the presentation and reply given to the observation. SEAC took a copy of the presentation along with a reply on record.

2.0 Recommendation of SEAC

After deliberations, SEAC decided to forward the application of the project proponent to SEIAA with the recommendations to issue Terms of Reference for mining of minor minerals (Sand) on river bed located in the revenue estate of village Arzi Derya Bramd Rail, Tehsil Balachour, District SBS Nagar, Punjab submitted by M/s Mahadev Enclave Pvt. Ltd., as per Annexure-III of the proceedings and the following additional ToRs:

1. The project proponent is required to get the hydrogeological survey of the existing water level done and to submit the impact on the water level regime due to the project. This report is required to be submitted at the time of submission of the EIA report.
2. The project proponent is required to submit a report regarding the preservation of topsoil excavated during the mining process at the time of submission of the EIA report.

3.0 Deliberations during the 174th meeting of SEIAA held on 31.10.2020

The case was considered by SEIAA in its 174th meeting held on 31.10.2020 and was attended by the following on behalf of the project proponent:

- i) Sh. Manoj Kumar authorized signatory of the promoter company.
- ii) Dr. Sandeep Garg, EIA Coordinator & Smt. Simranjit Kaur of M/s Eco Lab, Mohali, Environmental Consultant of the project proponent.

Before allowing the presentation, SEIAA queried to the Environmental Consultant regarding the distance of the mining site from the protected area notified under the Wildlife (Protection) Act, 1972 for determination of the applicability of General conditions in this case, to which they could

not give the satisfactory reply. They requested to give some time for arrangements of the requisite document/map from the Forest Department for submitting the proper reply.

SEIAA accepted the request of the Environmental Consultant and decided to defer the case, and to ask the project proponent to submit the reply to the observation. The case will be placed as and when the project proponent submits reply to the observation.

In compliance with the aforesaid decision, Observations of SEIAA have been conveyed to the project proponent vide letter No. 3454 dated 05.11.2020. However, no reply has been received from the Project Proponent so far.

4.0 Deliberations during 177th meeting of SEIAA held on 08.03.2021

The case was considered by SEIAA in its 177th meeting held on 8.03.2021, which was attended by Sh. Mohit Swami on behalf of promoter company who requested more time to submit the reply to the earlier observations raised by SEIAA. Sh Swami also submitted a written request to defer the case which was taken on record by SEIAA.

After deliberations, SEIAA decided to accept the request of the project proponent and deferred the case which would now be placed in the next meeting of SEIAA to be held on 22.03.2021. The project proponent was asked to submit the reply to the earlier observations within 07 days and to also attend the next meeting of the SEIAA scheduled on 22.03.2021.

Item No:177.10: Application for obtaining environmental clearance under EIA notification dated 14.09.2006 for mining of minor minerals on Agricultural Land in the village Sanana, Tehsil and District Rupnagar, Punjab submitted by Sh. Balwant Singh. (Proposal No. SIA/PB/MIN/136681/ 2020)

Sh, Balwant Singh has applied for obtaining environmental clearance under EIA notification dated 14.09.2006 for mining of minor minerals (**Ordinary Earth**) from Agricultural land in the revenue estate of **village Sanana, Tehsil and District Rupnagar** on 13.01.2020. The project is covered under category 1 (a) of the Schedule appended to the said notification.

Further, on the basis of scrutiny of application, EDS were raised on 25.03.2020, 16.06.2020 by SEIAA to which project proponent replied on 13.06.2020 & 16.07.2020 respectively. The project proponent submitted all the requisite documents as per the check list of mining case along with application form. The project proponent submitted a hard copy of the same, which was taken on record.

(A) General

i)	Name of Applicant & Correspondence address: Mobile No: Email ID:	Sh. Balwant Singh Village Majri Jattan, Tehsil & District Rupnagar, Punjab 9814124328
ii)	Name of Environmental Consultant Mobile No. Email ID	P and M solution 9910037943 Manasvyas23@gmail.com

1.0 Deliberations during the 195th meeting of SEAC held on 24.10.2020.

The project proponent submitted all the requisite documents as per the check list of mining case along with Form-02.

The case was considered by SEAC in its 195th meeting held on 24.10.2020. The meeting was attended by the following through Video Conference on behalf of the project proponent:

- (i) Sh. Balwant Singh, the project proponent.
- (ii) Sh. Subhash Kumar, EIA Coordinator and Sh. Manas Vyas, FAE, M/s P & M Solutions, Noida, Environment Consultant of the promoter company.

SEAC allowed the project proponent to present the salient features of the project and the Environment consultant of the promoter company presented the same as under:

Sr. No.	Item	Details		
1.	Online Proposal No.	SIA/PB/MIN/136681/2020		
2.	Project Name & Location	Ordinary Earth Mining Project at Hadbast No-348, Village-Sanana, Tehsil and District–Rupnagar, Punjab		
3	Project/activity covered under item of scheduled to the EIA Notification,14.09.2006	1(a) mining of mineral		
4	Details of Mining Lease			
	i) Mineral (s) to be mined	Ordinary Earth		
	ii) Capacity of Mine	31451.90 TPA		
	iii) Mining Lease Area	Total area is 1.606 Ha		
	iv) Details Letter of Intent (LOI)/E-Auction issued by the State Govt.	Private Land (Agreement) Mining Lease Area: 1.606 Ha Mining Quantity: 31451.90 TPA		
5	HadBast No.	348		
6	Land Khasra No. & their consent details			
	Sr No	Type	Khasra No	Consent details
	1	Private Land	24//8/1(3-19), 24//8/2(3-16), 24//9(8-0), 24//12(8-0), 24//13/1(4-0), 24//13/2(4-0),	Yes
7.	Latitude & Longitude			
	Sr.No.	Corner	Latitude	Longitude
	1	A.	30°58'04.3"N	76°34'22.1"E
	2	B.	30°58'03.6"N	76°34'27.2"E
	3	C.	30°57'59.8"N	76°34'27.2"E
	4	D.	30°58'00.2"N	76°34'22.5"E
8	Whether the project attracts the General Condition.	No		
9.	Does the project involves diversion of forest land.If yes, a. Extent of the forest land. b. Status of the forest clearance. If No, submit documentary proof	No,		

10	Does the project fall within 10 km of eco-sensitive area/ National park/Wild Life Sanctuary? If yes, Status of NOC. If No, If No, submit documentary proof	No,																																							
11.	Land requirement for the project	<p>Prior to the project proposal</p> <table border="1"> <thead> <tr> <th>Sr No.</th> <th>Ownership pattern</th> <th>Area in Ha</th> </tr> </thead> <tbody> <tr> <td>i)</td> <td>Forest Land</td> <td>Nil</td> </tr> <tr> <td>ii)</td> <td>Private land</td> <td>1.606</td> </tr> <tr> <td>iii)</td> <td>Government land</td> <td>Nil</td> </tr> <tr> <td>iv)</td> <td>Revenue land</td> <td>Nil</td> </tr> <tr> <td>v)</td> <td>Other land</td> <td>Nil</td> </tr> <tr> <td>vi)</td> <td>Total land</td> <td>1.606</td> </tr> </tbody> </table> <p>Present Land use Break Up</p> <table border="1"> <thead> <tr> <th>Sr No.</th> <th>Land use</th> <th>Area in Ha</th> </tr> </thead> <tbody> <tr> <td>i)</td> <td>Agriculture Area</td> <td>1.606</td> </tr> <tr> <td>ii)</td> <td>Waste/Barren Area</td> <td>0</td> </tr> <tr> <td>iii)</td> <td>Settlement</td> <td>0</td> </tr> <tr> <td>iv)</td> <td>Surface water Bodies</td> <td>0</td> </tr> <tr> <td>v)</td> <td>Other(Specify)</td> <td>0</td> </tr> </tbody> </table>	Sr No.	Ownership pattern	Area in Ha	i)	Forest Land	Nil	ii)	Private land	1.606	iii)	Government land	Nil	iv)	Revenue land	Nil	v)	Other land	Nil	vi)	Total land	1.606	Sr No.	Land use	Area in Ha	i)	Agriculture Area	1.606	ii)	Waste/Barren Area	0	iii)	Settlement	0	iv)	Surface water Bodies	0	v)	Other(Specify)	0
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v)	Other(Specify)	0																																							
12.	Cost of the project	Rs. 2000000/-.																																							
13.	Environmental Clearance. Fee details	Rs Fees Rs 3,212/- Submitted via Demand Draft No. 245209 date 12.05.2020																																							
14.	Details of Final District Survey Report	Ordinary Earth Case																																							
15	Details of visit report of Sub Divisional Level Committee	Not Applicable (Ordinary Earth Project)																																							
16	Details of Mining Plan	Approved by :-State Geologist Approval Letter No:Glg/Pb/M.P./Sanana/1047 Date of Approval: 23/10/2019 Approved Mining Lease Area: 1.606 Ha Approved Mining Quantity: 31451.90 TPA Depth of Mining (m):1.52m																																							
17	Demarcation report of mining site	Date of demarcation: 19.04.2018																																							
18.	Workers (when fully operational)	22 Persons.																																							
19.	Water Requirements & source	Domestic: 0.20 KLD Dust Suppression:3.6 KLD Plantation:0.8 KLD Total:4.0 KLD Ground water/Others: Not Required																																							

20.	Waste water generation, Treatment & its Disposal	<ul style="list-style-type: none"> i) Quantity of Waste water :- 80% of water requirement ii) Treatment Method: Septic Tank iii) Mode of Disposal: on to land for plantation. 	
21	Solid waste generation and its disposal	Solid waste will be disposed as per Solid Waste Management Rules, 2016.	
22.	Green Belt Development Plan including no. of trees to be planted & its species.	<p>Tree cutting (if any) : Nil</p> <p>No of plant to be planted: 16/Yr</p> <p>Funds Allocated: : Rs 1,00,000</p>	
23.	Environment Management Plan along with Budgetary breakup and responsibility to implement	Sh. Balwant Singh will be responsible for the implementation of EMP till the mining activities closed as per the mining plan.	
	Sr. No.	Particulars	Capital Cost (In Rs.)
	1.	Dust Suppression through water sprinkling	3,00,000
	2	Environmental Monitoring i) Ambient Monitoring ii) Water quality iii) Noise Level	30,000
	3	Plantation and salary for one gardener (part time basis)	2,00,000
		Total	2,60,000
24	CER activities along with budgetary break up and responsibility to implement Sh. Balwant Singh will be responsible for implementation of Corporate Environmental Responsibility (CER). As the project cost is Rs 20,00,000/- and Rs 40,000/- have been reserved for CER activities as per Office Memorandum of CER dated 01.05.2018 and will be spent on the followings: -		
	Sr. No.	Particulars	Amount (in Rs)
	1	PP will install 1 Kwh Solar Power Plant either at Gram Panchayat office or at any location as may be suggested by the villagers.	Rs 40,000/-
		Total	Rs 40,000/-

SEAC asked the project proponent and his Environmental Consultant to clarify the following observations to which he replied as under: -

Sr. No.	Observations	Reply submitted by the project proponent and his Environmental Consultant
1.	Whether Final District Survey Report (DSR) has been approved?	The Project proponent submitted that the Ordinary Earth is not a part of sand mining and thus DSR is not required for these projects. The same was endorsed by the officials of mining department.

SEAC was satisfied with the presentation and reply given to the observation. SEAC took a copy of the presentation along with a reply on record.

2.0 Recommendation of SEAC

After deliberations, SEAC decided to award silver grading to the project and forward the application of the project proponent to SEIAA with the recommendations to grant Environmental Clearance for mining of Ordinary Earth by manual method of mining on Agricultural Land located in the revenue estate of village Sanana, Tehsil & District Rupnagar, Punjab submitted by Sh. Balwant Singh subject to strict compliance of terms and conditions as follows:

Specific conditions:

- i) The environmental clearance will be valid for a period for which agreement is valid or completion of excavation of brick earth upto 1.52 m depth, whichever is reached earlier, as per the provisions of the EIA Notification, 2006 as amended subsequently, for mining of minor minerals in the aforesaid location and khasra numbers.
- ii) The project proponent shall ensure that the mining shall be carried out as per the EMP prepared and as per the Mines & Mineral (Development & Regulation) Act, 1957 / other Acts/rules related with mining of minor minerals. It shall be ensured that no mining shall be carried out during the monsoon season.
- iii) Effective safeguard measures shall be taken by project proponent to ensure that the ambient air quality levels at various locations are within permissible limit as prescribed by MoEF/PPCB.
- iv) The project proponent shall ensure that wherever deployment of labour attracts the Mines Act, the provision thereof shall be strictly followed.
- v) The project proponent shall undertake plantation/afforestation work by planting the native species in the nearby area adjacent to mine lease.
- vi) The project proponent shall ensure that effective safeguard measures, such as regular water sprinkling shall be carried out in critical areas prone to air pollution and having high levels of particulate matter such as loading and unloading point and all transfer points. Extensive water sprinkling shall be carried out on the approach roads. It should be ensured that the Ambient Air Quality parameters conform to the norms prescribed by the Central Pollution Control Board/MoEF in this regard.
- vii) The project proponent shall obtain necessary prior permission of the competent authorities for withdrawal of requisite quantity of water (surface water and groundwater), if any, required for the project.
- viii) Vehicular emissions shall be kept under control and regularly monitored. The mineral transportation shall be carried out through covered trucks/trolleys only and the vehicles carrying the mineral shall not be overloaded.
- ix) No drilling and blasting operation shall be carried out.
- x) Periodical medical examination of the workers engaged in the project shall be carried out and records maintained. For the purpose, schedule of health examination of the workers should be drawn and followed accordingly.
- xi) Provision shall be made for the housing of construction labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, crèche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
- xii) The critical parameters such as RSPM (Particulate matter with size less than 10micron i.e., PM10) and NOX in the ambient air within the impact zone shall be monitored

periodically. Further, quality of discharged water shall also be monitored [(TDS, DO, PH, Faecal Coliform and Total Suspended Solids (TSS)]. The monitored data shall be uploaded on the website of the company as well as displayed on a display board at the project site at a suitable location near the main gate of the Company and website of mining department i.e. www.pbindustries.gov.in in public domain. The Circular No. J-20012/1/2006-IA.II(M) dated 27.05.2009 issued by Ministry of Environment and Forests, which is available on the website of the Ministry www.envfor.nic.in shall also be referred in this regard for its compliance.

- xiii) The project proponent shall submit within 3 months their policy towards Corporate Environment Responsibility which should inter-alia address (i) Standard operating process/ procedure to bring into focus any infringement/deviation/violation of environmental or forest norms/ conditions, (ii) Hierarchical system or Administrative order of the company to deal with environmental issues and ensuring compliance of EC conditions and (iii) System of reporting of non compliance/violation of environmental norms to the Board of Directors of the company and/or stakeholders or shareholders.
- xiv) Vehicles hired to be used for transportation of mined material should be in good condition and should conform to applicable air and noise emission standards.
- xv) Ambient noise levels should conform to prescribed standards both during day and night. Incremental pollution loads on the ambient air and noise quality should be closely monitored.
- xvi) The Risk assessment and disaster management plan should be prepared.
- xvii) The project proponent shall ensure that the compensation to the private land owner (s) for the mined area shall be made as per the prevalent policy of the State Govt.
- xviii) The project proponent shall obtain permission from the National Board of Wild Life, if required as per guidelines laid down in Office Memorandum No. 6-10/2011/WL dated 19.12.2012 of Govt. of India and in case the said memorandum is applicable in the case, the promoter company shall not carry out any mining activity at site till the said permission is obtained and the copy of the same be submitted to the SEIAA, Punjab. The grant of environmental clearance does not necessarily imply that wildlife clearance shall be granted to the project and the proposal for grant of wildlife clearance will be considered by the respective authorities on merits.
- xix) The project proponent will submit the Mining Plan of excavation of ordinary earth to the Department of Mining.
- xx) No mining operation shall be carried out at any point within 75 m of railway line, 60 m from national highway, 50 m from HT line/any public works/reservoirs, tanks/canal/public roads and buildings or inhabited or 10 m of outer edge of any village road. A safety barrier of 7.5m width shall be left intact around the mine lease boundary.

Validity

- i) This environmental clearance will be valid for a period of seven years from the date of its issue or till the completion of the project or upto which lease deed of the mining site made, whichever is earlier.

General conditions:

- i) No change in mining technology and scope of work should be made without prior approval of the Ministry of Environment & Forests, Ministry of Environment and Forests,

Chandigarh, the respective Zonal Office of Central Pollution Control Board and the State Pollution Control Board.

- ii) Fugitive dust emissions from all the sources should be controlled regularly. Water spraying arrangement on haul roads, loading and unloading and at transfer points should be provided and properly maintained.
- iii) Personnel working in dusty areas should wear protective respiratory devices and they should also be provided with adequate training and information on safety and health aspects. Occupational health surveillance program of the workers should be undertaken periodically to observe any contractions due to exposure to dust and take corrective measures, if needed.
- iv) The contractor shall be responsible for the implementation of the EMP. The funds earmarked for environmental protection measures should be kept in separate account and should not be diverted for other purpose. Year wise expenditure should be reported to the Ministry of Environment and Forests and its Regional Office located at Chandigarh and SEIAA, Punjab.
- v) The Mining Department/ the Regional Office of Ministry of Environment & Forests located at Chandigarh and Punjab Pollution Control Board shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office by furnishing the requisite data / information / monitoring reports.
- vi) A copy of the clearance letter shall be sent by the proponent to concerned Panchayat, Zila Parisad/ Municipal Corporation, Urban Local Body and the Local NGO, if any, from whom suggestions/ representations, if any, were received while processing the proposal. The clearance letter shall also be put on the website of the Company by the proponent.
- vii) The environmental statement for each financial year ending 31st March in Form-V as is mandated to be submitted by the project proponent to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently, shall also be put on the website of the company along with the status of compliance of environmental clearance conditions and shall also be sent to the Regional Office of the Ministry of Environment and Forests, Chandigarh by e-mail.
- viii) The project proponent shall adhere to the commitments made in the Environment Management Plan.
- ix) The project proponent should advertise at least in two local newspapers widely circulated, one of which shall be in the vernacular language of the locality concerned, within 7 days of the issue of the clearance letter informing that the project has been accorded environmental clearance and a copy of the clearance letter is available with the State Pollution Control Board and also at web site of the Ministry of Environment and Forests at <http://envfor.nic.in> and a copy of the same should be forwarded to the Regional Office of this Ministry located at Chandigarh.
- x) The MoEF/SEIAA or any other competent authority may alter/modify the above conditions or stipulate any further condition in the interest of environment protection.
- xi) The SEIAA may cancel the environmental clearance granted to this project under the provisions of EIA Notification, 2006, if, at any stage of the validity of this environmental clearance, it is found/ come to the knowledge of this Ministry that the project proponent has deliberately concealed and/or submitted false or misleading information or inadequate data for obtaining the environmental clearance.
- xii) The project proponent shall ensure that the contractor shall engage people of local area for mining purpose as far as possible, so as to have opportunities of employment for them.

- xiii) The depth of the mining shall not exceed 0.91 m below ground level and shall terminate at least 2 m above the ground water table at site, whichever situation is reached first.
- xiv) The project proponent shall ensure that the excavation of brick earth does not alter the natural drainage pattern of the area and a distance of atleast 100m shall be maintained from any nearest choe and a distance of atleast 30 m shall be maintained from any nearest water body.
- xv) The project proponent shall ensure that excavated pit is restored for useful purposes.
- xvi) The project proponent shall make appropriate fencing all around the excavated pit to prevent any mishap.
- xvii) The project proponent shall ensure that a berm is left from the boundary of adjoining field having a width atleast equal to the depth of the proposed excavation.
- xviii) The project proponent shall ensure that no civil structure is allowed to come up/exists within a distance of 15 m from the periphery of excavation area.
- xix) The project proponent shall properly demarcate the mining lease area.
- xx) The project proponent will ensure that mining activity will be started only after obtaining environmental clearance & meeting other statutory condition / requirement. In case, it comes into the notice of Ministry of Environment and Forests, / SEIAA that mining has been carried out prior to obtaining environmental clearance, environmental clearance granted to the project proponent is liable to be revoked and legal proceedings would be initiated against the project proponent under the provisions of Environment (Protection) Act, 1986.
- xxi) Any appeal against this environmental clearance shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.

3.0 Deliberations during the 174th meeting of SEIAA held on 31.10.2020

The case was considered by SEIAA in its 174th meeting held on 31.10.2020 and was attended by the following on behalf of the project proponent:

- i) Sh. Balwant Singh, project proponent.
- ii) Sh. Subhash Kumar, EIA Coordinator and Sh. Manas Vyas, FAE, M/s P & M Solutions, Noida, Environment Consultant of the promoter company.

Before allowing the presentation to a query of SEIAA regarding the NOC from the Forest Department, Environmental consultant a submitted a copy of letter Endst no. 11430 dated 08.02.2019 issued by the DFO, Roop Nagar addressed to the Forest Range Officer, Roop Nagar with copy to Sh. Parwinder Singh S/o Sh. Gurdev Singh, r/o Village Majari Jattan, Tehsil & District Roop Nagar. SEIAA observed that the letter in question is not NOC issued by the Forest Department to the project proponent.

To this, Environmental Consultant requested to give some time for submission of the proper NOC of Forest Department.

SEIAA accepted the request of the Environmental Consultant and decided to defer the case and asked the project proponent to submit the proper NOC from the Forest Department (PCCF) as the case pertains to the mining in the delisted area of the village notified under PLPA,1900 and the mining of earth seems to be for commercial purpose. The case will be placed as and when the project proponent submits NOC from the Forest Department (PCCF).

In compliance with the aforesaid decision, Observations of SEIAA have been conveyed to the project proponent vide letter No. 3509 dated 05.11.2020. However, no reply has been received from the Project Proponent so far.

4.0 Deliberations during the 177th meeting of SEIAA held on 08.03.2021.

The case was considered by SEIAA in its 177th meeting held on 08.03.2021 but no one attended on behalf of the Promoter company. SEIAA was apprised that Environmental consultant of the promoter company was earlier contacted telephonically and he informed that they do not want to pursue the case.

After detailed deliberations, SEIAA decided to issue Show Cause notice to the project proponent for submission of NOC from the Forest Department within 30 day failing which the case would be delisted.

Item No.177.11: Request for grant of Exemption for obtaining Environmental Clearance for Cold Store Project cum Industrial Warehouse Project at Village Tepla, NH-205A, Tehsil Rajpura, Distt. Patiala submitted by Sh. Hitesh Aggarwal S/o Kishan Lal.

1.0 Present Case

Sh. Hitesh Aggarwal S/o Kishan Lal has submitted request for grant of Exemption for obtaining Environmental Clearance for Cold Store Project cum Industrial Warehouse Project at Village Tepla, NH-205A, Tehsil Rajpura, Distt. Patiala along with documents such as, project report, MOA, CLU letter from Department of Town & Country Planning, Letter from Director of Factories regarding acceptance of proposed factory building plans, Temporary assess permission vide letter No. 5103 dated 28.11.2017 for Passage to proposed ware house building from PWD (B&R), approved Site plan for proposed warehouse building from Director of Factories, Punjab and Jamabandi 2016-17 etc.

As per the project report submitted by the Project Proponent, the main features of the project is as under:-

1. System: Refrigerators/Air Conditioners in Cold Store Project & Industrial Warehousing Facility for Repacking of Goods along with Air Conditioners for Re Packing of Perishable Goods under Freezing Temperature.
2. Product/Service: Cold Storage Facilities for potatoes, fruits, vegetables, Mineral Water Bottles, Packed Juices, Perishable Cosmetic Products, Dairy Products, Bakery Products, Poultry Products etc. Industrial Warehousing Sheds are mainly used for Re packing of Bulk Goods into Retail Packing & Perishable Goods Repacking under Freezing temperature.
3. Installed Capacity: 7000 MT Cold Storage Facility under Industrial Sheds
4. Power Requirement> 350 KW
5. Cost of the Project: Rs. 1945.15 Lacs

2.0 MoEF&CC clarification

MoEF&CC vide OM dated 05.03.2015 issued the clarification with respect to the "Industrial Shed", as under:

"The word '*Industrial Shed*' implies (Whether RCC or otherwise) which is being used for housing plant & machinery of industrial units include Godowns and buildings connected with production related and other associated activities of the unit in the same premises."

3.0 Similar Case considered by SEIAA in its 161st meeting held on 27.02.2020.

A similar matter was also received in the month of February, 2020 and the matter was placed in the 161st meeting held on 27.02.2020. SEIAA was apprised that the project proponent has a proposal to set up Cold Store Project cum Freight Complex project (having facility for storage of goods under industrial sheds). SEIAA observed that the activities to be carried out by the project proponent are industrial in character. Thus, the project as proposed by the project proponent falls in the definition of the "Industrial Shed" as per OM dated 05.03.2015 and thus, proposed project is exempted from obtaining Environmental Clearance under EIA Notification dated 14.09.2006 as per MoEF&CC Notification SO 3252 (E) dated 22.12.2014.

After detailed deliberations, SEIAA decided to inform the project proponent that proposed Cold Store Project cum Freight Complex project (having facility for storage of goods under industrial sheds) is exempted from obtaining Environmental Clearance under EIA Notification dated 14.09.2006 as per MoEF&CC Notification No. SO 3252 (E) dated 22.12.2014.

4.0 Deliberations during the 177th meeting of SEIAA held on 08.03.2021.

The case was considered by SEIAA in its 177th meeting held on 08.03.2021 which was attended by Sh. Pawan Goyal, Authorised Signatory and Sh. Prince Gupta, Environmental Consultant of the promoter company.

To a query by SEIAA regarding the various processes to be carried out in the Industrial Shed, he replied that 7000 MT Cold Storage Facility shall be created in Industrial Sheds primarily for cold storage of potatoes, fruits, vegetables, Mineral Water Bottles, Packed Juices, Perishable Cosmetic Products, Dairy Products, Bakery Products, Poultry Products etc. The Sheds will also be used for Re packing of Bulk Goods into Retail Packing and Perishable Goods under low temperatures.

After detailed deliberations, SEIAA decided that the project proponent may be informed that the proposed Industrial Sheds for Cold Store Project is exempted from obtaining Environmental Clearance vide MoEF&CC Notification 325(E) dated 22.12.2014 read with MoEF&CC OM dated 05.03.2015 subject to the following conditions:-

- i) The project Proponent shall strictly comply with the provisions of MoEF&CC notification No 3252(E) dated 22.12.2014 that "*such buildings will ensure sustainable environmental management, solid and liquid waste management, rain water harvesting and may use recycled material such as fly ash bricks.*"
- ii) The project proponent shall submit prior application for obtaining environmental clearance before carrying out any activity in the Industrial sheds which is listed in the Schedule appended to the EIA Notification, 14.09.2006.

Item No. 177.12: Regarding designating Appellate Authority, Public Information Officer and Assistant Public Information Officer for providing information under RTI, Act, 2005 in respect of SEIAA and SEAC.

SEIAA observed that:

The Govt. of India, Ministry of Law & Justice has enacted the Right to Information Act, 2005 on 21.06.2005. As per Section 5 (1) of the said Act, every public authority has to designate Public

Information Officer and Assistant Public Information Officer for providing information sought by the applicant(s), the relevant part of Section 5 is reproduced as under:

5 (1) Every public authority shall, within one hundred days of the enactment of this Act, designate as many officers as the Central Public Information Officers or State Public Information Officers, as the case may be, in all administrative units or offices under it as may be necessary to provide information to persons requesting for the information under this Act.

5 (2) Without prejudice to the provisions of sub-section (1), every public authority shall designate an officer, within one hundred days of the enactment of this Act, at each sub-divisional level or other sub-district level as a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be, to receive the applications for information or appeals under this Act for forwarding the same forthwith to the Central Public Information Officer or the State Public Information Officer or senior officer specified under sub-section (1) of section 19 or the Central Information Commission or the State Information Commission, as the case may be:

Provided that where an application for information or appeal is given to a Central Assistant Public Information Officer or a State Assistant Public Information Officer, as the case may be, a period of five days shall be added in computing the period for response specified under sub-section (1) of section 7.

Further, as per section 19 (1) of the said Act, if any person who does not receive the information/decision as sought by him within time specified in sub section (1) or clause (a) of sub section (3) of section 7 or is aggrieved by a decision of the Public Information Officer (PIO), as the case may be, may within 30 days from the expiry of such period or from the receipt of such a decision/information prefer an appeal to such officer who is senior in rank to PIO in each public authority.

In compliance to above, in previous tenure of SEIAA & SEAC, the following were designated as Appellate Authority, Public Information Officer and Assistant Public Information Officers:

In respect of SEIAA			
Sr No.	Name	Designation	Contact details
1.	Chairman (SEIAA)	Appellate Authority	kuldipsingh.1953@gmail.com 98148-21026
2.	Member Secretary (SEIAA)	Public Information Officer	tsdhaliwal59@gmail.com 98723-15100 The said officer has been retired in the month of October, 2019. Thereafter, Department of STE, GoI, vide order dated 31.10.2019 assigned the work of MS SEIAA to Sh. Charandeep Singh.
3.	Environmental Engineer, SEIAA	Assistant Public Information Officer	seiaapb2017@gmail.com 9878942024

In respect of SEAC			
Sr No.	Name	Designation	Contact details
1.	Chairman (SEAC)	Appellate Authority	yogeshgupta.pwd@gmail.com 9888907705
2.	Senior Environmental Engineer (HQ-II), Secretary (SEAC)	Public Information Officer	hq2see@yahoo.com 98789-50529 Department of STE vide order dated 16.09.2019 has assigned the work of Secretary SEAC to Sh. Pardeep Garg, Joint Director.
3.	Environmental Engineer, SEAC	Assistant Public Information Officer	seiaapb2017@gmail.com 9878942024

The tenure of previous SEIAA/SEAC expired on 07.11.2020.

Thereafter, the Ministry of Environment & Forests, New Delhi vide Notification No. S.O. 524 (E) dated 03.02.2021 has reconstituted the SEIAA/SEAC for the State of Punjab. Also, the Govt. of Punjab, Deptt. of Science, Technology & Environment has declared Directorate of Environment and Climate Change as Nodal Agency for providing secretariat services to the SEIAA/SEAC vide Notification dated 25.01.2019.

Keeping in view of the past practice, the following names & designations have been suggested for Appellate Authority, Public Information Officer and Assistant Public Information Officer for providing information under RTI, Act, 2005 by designation with respect to SEIAA and SEAC as under:

With respect to SEIAA			
Sr No.	Name	Designation	Contact details
1.	Chairman (SEIAA)	Appellate Authority	Sh. Hardeep Singh Gujral H. No. 56, Omaxe Township, New Chandigarh, Punjab-140901 98140-20341 harrygujral@gmail.com
2.	Member Secretary (SEIAA)	Public Information Officer	Sh. Charandeep Singh, Deputy Secretary, Science Technology Environment, Main Secretariat, Floor No. 6, Chandigarh. 98765-78690 charandeep.singh66@punjab.gov.in
3.	Environmental Engineer, SEIAA	Assistant Public Information Officer	Er. Parveen Saluja, Room no. 316, 2 nd Floor, MGSIPA, Sector-26, Chandigarh. 9878942024 seiaapb2017@gmail.com

With respect to SEAC			
Sr No.	Name	Designation	Contact details
1.	Chairman (SEAC)	Appellate Authority	Sh. Yogesh Gupta, H. No. 535-P, Mansa Devi Complex, Sector-6, Panchkula. Mobile No. 98889-07705 yogeshgupta.pwd@gmail.com
2.	Additional Director (DECC), Secretary (SEAC)	Public Information Officer	Er. Pardeep Garg, 2 nd Floor, MGSIPA, Sector-26, Chandigarh. 98551-66022 garg_pardeep@rediffmail.com
3.	Environmental Engineer, SEAC	Assistant Public Information Officer	Er. Parveen Saluja, Room no. 316, 2 nd Floor, MGSIPA, Sector-26, Chandigarh. 9878942024 seacpb2017@gmail.com

4.0 Deliberations during the 177th meeting of SEIAA held on 08.03.2021.

The matter was considered by SEIAA in its 177th meeting held on 8.03.2021 wherein, Member Secretary, SEIAA apprised the decision no CIC/YA/A/2014/000379/SB of Central Information Commission passed on 19.09.2016 as under:-

“The Commission, after hearing both the parties and perusing the records, observes that that appellant was informed that the information sought in point nos. 7 to 13 of the RTI application is available on the website of the Commission. The RTI Act mandates every public authority to provide as much information to the public including through internet so that the public have minimum resort to the use of the RTI Act to obtain information. Further, once information has been provided in public domain and on website then the information is no longer held by or under the control of any public authority and hence, is no longer accessible as ‘right to information’. Thus, the action of the CPIO is consonance with the RTI Act. The Commission further observes that under the RTI Act only information available on records has to be provided, which has already been furnished to the appellant by the respondent. Hence, no further action is required in the matter.”

Further, to a query of SEIAA, it was apprised that at present, all cases of EC/TORs are being granted online through Parivesh Portal and details of the same including the final certificate are available online.

SEIAA observed that the matter is required to be studied in further depth keeping in view the provisions of RTI Act, 2005. As such, the matter be placed in the next meeting of SEIAA for deliberations.

Item No 177.13: Review of SEIAA/SEAC by Joint Secretary, EFCC on implementation of PARIVESH and online processing of files

1.0 Deliberations during the meeting held on 03.03.2021 under chairmanship of Joint Secretary, Dr. SK Bajpayee) at 2:30 pm

Sh. Sharath Kumar Pallerla, Director, IA Division, MoEF&CC has sent format (Annexure-4 of agenda) for reporting the disposal and pendency of the proposals of Category B projects/ Activities received for ToR and EC, by the chairman SEIAA on monthly basis to Secretary, EF&CC. He requested to make any comments on the format by tomorrow (04.03.2021). Secretary, EF&CC will take a review in next two weeks and the report is required to be sent by 10th March,2021. Further, it is requested to send the comments/ issues / suggestions on the on-line processing of the files in PARIVESH at SEIAA level for addressing.

2.0 Deliberations during the 177th meeting of SEIAA held on 08.03.2021.

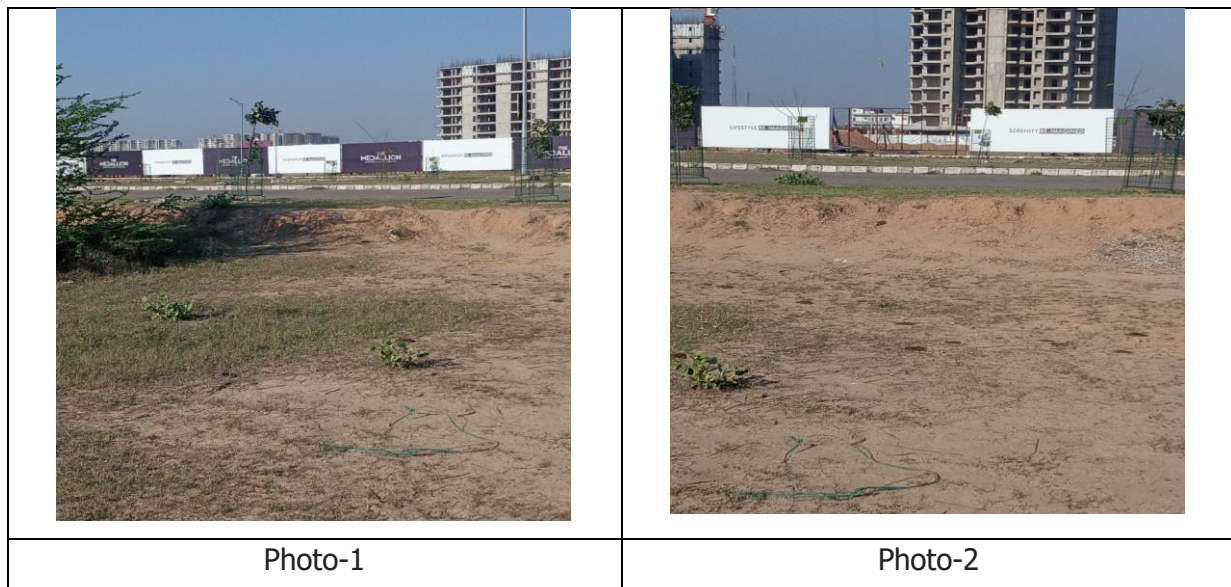
The case was considered by SEIAA in its 177th meeting held on 8.03.2021 wherein, SEIAA was apprised as above. After deliberations, SEIAA decided as under: -

- i) Status of disposal / pendency at SEAC/SEIAA level be submitted to the Secretary, EF&CC before 5th of every month as per the newly circulated Format.
- ii) Complaints regarding problems encountered in the working of PARIVESH as also for suggestions for improvement in PARIVESH may be submitted in the newly created complaint section of the PARIVESH portal.

Item No 177.14 : Complaint regarding violations of Environment by builder

SEIAA was apprised that an email was received from Sh. GB Singh (gbmohali549@gmail.com) on 05.03.2021 wherein he alleged violation of EC Notification by a Project captioned "The Medalion" at IT city, Sector 82, Mohali adjoining Manav Rachna International School.

The complainant alleged that the project had commenced excavation activities without environment and pollution clearances. This is a very serious issue as he has come to know through newspapers that a similar case has been registered on JLPL group and crores of Rupees of the buyers are in the air. Some photographs of the site were also sent by the complainant, which are provided below:-



2.0 Deliberations during the 177th meeting of SEIAA held on 08.03.2021.

The complaint was considered by SEIAA in its 177th meeting held on 8.03.2021, wherein SEIAA was apprised as above. To a query of SEIAA, it was informed that as per the record of this office,

“The Medalion” Project with location at Sector 82 Mohali has not applied for Environmental Clearance under the provision of EIA Notification,14.09.2006 from the SEIAA.

After detailed deliberations, SEIAA decided to forward the complaint to PPCB for field verification and sending the detailed report regarding the alleged violation of the EIA Notification,14.09.2006 so that further necessary action in the matter can be taken.

Meeting ended with a vote of thanks to the Chair.

Member Secretary
