

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

Vineet Khand-1, Gomti Nagar, Lucknow - 226 010

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Minutes of the 393rd Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 18/08/2020

The meeting of 393rd State Level Environment Impact Assessment Authority, UP (SEIAA) was held on 18/08/2020 at the Directorate of Environment. The following were present in the meeting:-

1. Prof. Rana Pratap Singh

Chairman, SEIAA, U.P

2. Dr. (Smt.) Madhu Bhardwaj

Member, SEIAA, U.P

3. Sri Ashish Tiwari

Member Secretary, SEIAA, U.P

Agenda-A: -Complaints/letters –

1. **Proposed River Bed Sand Mining Project from Betwa River for M/s H.S.M. Holding located at Khand No.- 22/10, Village- Rirua Basaria, Tehsil-Sarila, District- Hamirpur, U.P., Sanctioned Lease Area: 24.291 ha, File No. 4133/Proposal No. (SIA/UP/ MIN /73538/2018**

SEIAA gone through the letter of Shri Kailash Singh Yadav, Lucknow dated 01.07.2020 regarding transfer of Environmental Clearance to the above project issued vide letter no. 76/Parya/SEAC/4133/2018 dated 14.05.2018. SEIAA gone through the file and documents and found that the above Environmental Clearance was issued to Shri Ajit Singh Malhotra, S/o Shri Jai Singh Malhotra, Nehru Ward, Pipariya, Hoshangabad , M.P. SEIAA noted that the previous lease issued to Shri Ajit Singh Malhotra,, was cancelled vide DM, Hamirpur order no. 909/Khanij-MMC-30 dated 27.07.2019 and another LOI was issued to Shri Shri Kailash Singh Yadav (Pahalwan Traders) , S/o Shri Ram Vriksh Singh Yadav R/o 1095, Uphar Sector-3 Eldeco Udyan-2, Raibareilly road Lucknow vide letter no. 289/Khanij MMC-30 Vividh/2020-21 dated 27/06/2020 for 6 months and production capacity of 194304 m³. Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 91/Parya/SEAC/3886/2017 dated 12.01.2018 from Shri Ajit Singh Malhotra, S/o Shri Jai Singh Malhotra, Nehru Ward, Pipariya, Hoshangabad , M.P. to Shri Shri Kailash Singh Yadav (Pahalwan Traders) , S/o Shri Ram Vriksh Singh Yadav R/o 1095, Uphar Sector-3 Eldeco Udyan-2, Raibareilly road Lucknow with the condition that the EC will not be transferred further and after 6 months the EC will be null and void. Rest all the content of Environmental Clearance letter shall remain the same.

2. Proposed Riverbed Sand/Morrum Mining Project from Ken River of M/s Awasthi Traders at Khand No. - 29/1, Village - BakchhaKhadar, Tehsil- Maudaha, Distt- Hamirpur, Lease Area - 12.145 Ha, effective working Area 8.415 Ha. File No. 4337/Proposal No. SIA/UP/MIN/27752/2018

SEIAA gone through the letter of Shri Raghvendra Singh, Rajasthan, dated 20.07.2020 regarding transfer of Environmental Clearance to the above project issued vide letter no. 490/Parya/SEAC/4337/2018 dated 24.11.2018. SEIAA gone through the file and documents and found that the above Environmental Clearance was issued to Shri Sushil Chandra, S/o Shri Jogeshwar Awasthi, Vill- Girwan, Tehsil- Naraini, Banda. SEIAA noted that the previous lease issued to Shri Sushil Chandra, was cancelled vide DM, Hamirpur order no. 240/Khanij MMC-30 Vividh(2020-21) dated 30.05.2020 and another LOI was issued to Shri Raghvendra Singh, C-Urmila Marg Hanuman Nagar, Jaipur, Rajasthan vide letter no. 432/Khanij MMC-30 Vividh(2020-21) dated 19/06/2020 for 6 months and production capacity of 97152 m³. Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 490/Parya/SEAC/4337/2018 dated 24.11.2018 from Shri Sushil Chandra, S/o Shri Jogeshwar Awasthi, Vill- Girwan, Tehsil- Naraini, Banda to Shri Raghvendra Singh, C-Urmila Marg Hanuman Nagar, Jaipur, Rajasthan with the condition that the EC will not be transferred further and after 6 months the EC will be null and void. Rest all the content of Environmental Clearance letter shall remain the same.

3. Proposal of "Soil/Clay Excavation " at Gata No.-241/1, 214/2, 214/3, 215, 216, 218, at Village-Golapanday Urf Saindlipur, Tehsil- Kanth, District- Moradabad, U.P., Leased Area -1.663 ha File No. 5128/Proposal No. SIA/UP/MIN/44793/2019

SEIAA gone through the application of Shri Pradeep Chaudhari regarding typographical error in SEAC minutes where instead of ordinary soil excavation, soil for brick kiln has been typed and issuance of EC. SEIAA noted that the project proponent has not clarified for which purpose the soil is being excavated and hence SEIAA opined that the project proponent should clearly mention for which purpose the excavated soil will be used.

4. Proposed "Soil/ Clay Excavation for Brick Kiln Site" at Gata No.-486, at Village-Azmatpur, Tehsil- Bilai, District- Moradabad, U.P., Leased Area -0.628 ha File No. 5129/Proposal No. SIA/UP/MIN/44766/2019

SEIAA gone through the application of Shri Pradeep Chaudhari regarding typographical error in SEAC minutes where instead of ordinary soil excavation, soil for brick kiln has been typed and issuance of EC. SEIAA noted that the project proponent has not clarified for which purpose the soil is being excavated and hence SEIAA opined that the project proponent should clearly mention for which purpose the excavated soil will be used.

Agenda-B:-Replies-

1. M/s Shri Goverdhan Baba EntUdyog, Mine at Khasra No.- 70, 75, 105, 106, 107 & 227, Village-Hamirpur, Tehsil- Atrauli, Aligarh, U.P., (Leased Area - 2.525 ha.) File No. 4741/Proposal No. SIA/UP/MIN/33829/2019

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the

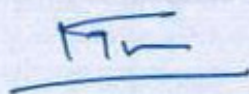


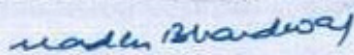


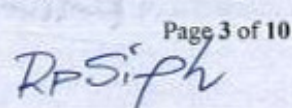
above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 22.10.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
 2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
 3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
 4. If the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
 5. All the additional conditions for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Govt. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
2. Brick Earth Mining at Gata No.- 1029a, 1029b, 173, 103, 1035mi, 112, 45/1, 124, 139, 164 & 117, Village - Nah & Vajidpur, Tehsil-Atrauli, District-Aligarh, U. P., (Leased Area: 2.741 Ha), M/s R.S. Brick Dwitiya. File No. 4903/Proposal No. SIA/UP/MIN/33562/2019

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in



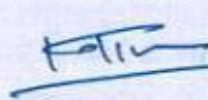
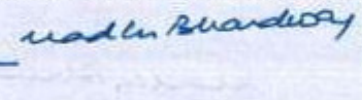
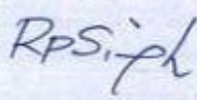


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which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 22.10.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
 2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
 3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
 4. If the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
 5. All the additional conditions for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Gol. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
3. Brick Earth Mine at Khasra No./Gata No.-173/1,173/2,471/1mi,471/2mi,471/3 mi,572 mi, 580mi, 581mi,588mi, 512mi, 513mi, 967, 979, 981, 1162, & 80 in Village- Alahdadpur, Datawali & Paraura, Tehsil- Atrauli, Aligarh,,(Area: 4.769 Ha) File No. 5059/Proposal No. SIA/UP/MIN/ 42972/2019

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO.. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 12.12.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified

by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
 2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
 3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
 4. If the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
 5. All the additional conditions for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Govt. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
4. Proposed "Ent Mining Project" Arae-2.731 Ha at gata no- 937, Village- Khediya, Sujatpur & Rainpur, District-Aligarh, U.P., M/s Pyavali Ent Udyog File No. 4890/Proposal No. SIA/UP/MIN/33908/2019

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 12.12.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint

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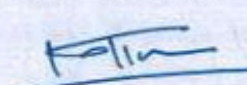
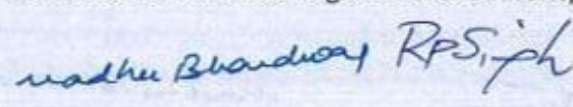
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EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.

2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
 3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
 4. If the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.
 5. All the additional conditions for grant of Consent to Establish (CTE)/Consent to Operate (CTO) related to Pollution mitigation measures as prescribed in the office memorandum of MoEF&CC, Govt. dated 31.10.2019 and as deemed fit by UP Pollution Control Board in the consent orders shall be followed by Project Proponent.
 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
5. **Proposed Brick Earth Mining Project at Khasra No.-426, Village-Bhadroi, Tehsil- Koil, District- Aligarh, U.P., M/s Shanti Ent Udyog,(Leased Area: 3.686 Ha) File No. 4888/Proposal No. SIA/UP/MIN/33924/2019**

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 06.01.2020 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

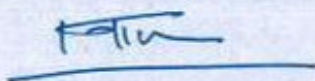
1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.

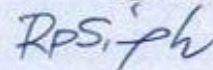
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 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. **Brick Earth Mining at Khasra No.-101/1, Village-Keelpur&Haziypur, Tehsil-Khair, Aligarh, U.P., (Leased Area: 4.186 Ha), M/s ChaudharyEntUdyog. File No. 4899/Proposal No. SIA/UP/MIN/33898/2019**

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 22.10.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

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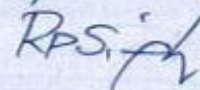
- mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
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7. **Brick Earth Mining at Gata No/Khand No. – 619, 705, 619, 1068, 498, 632K, 632KH Village-Harnaut Bhojpur, Atrauli, Aligarh., M/s Rajesh EntUdyog. Area- 3.414 Ha. File No. 4873/Proposal No. SIA/UP/MIN/33557/2019**

SEIAA noted that the above project was taken in its meeting dated 03.01.2020 in which SEIAA noted that SEAC has recommended to grant Environmental Clearance to the above project but there is difference in latitude and longitude in mining plan and that mentioned in the application and hence SEIAA opined that the project proponent should clarify the above along with the relevant documents. The project proponent has submitted his reply vide letter dated 01.07.2020 along with photocopy of Khasra Map in which geo coordinates are signed by DMO. After reviewing the reply SEIAA agreed with the recommendations of the SEAC dated 22.10.2019 to grant the prior Environmental Clearance to the proposed project on the geo-coordinates given in Khasra Map/ verified by DMO along with all the general and specific conditions as suggested by the SEAC adding three conditions:-

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4. If the proposed project falls in Critically Polluted Areas (CPAs), Severely Polluted Areas (SPAs) the provision of the mechanism framed regarding compliance of Hon'ble NGT







order in OA 1038/2018 dated 19-08-2019 by MoEF& CC, Govt. Of India vide letter dated 31-10-2019 shall be followed in letter and spirit.

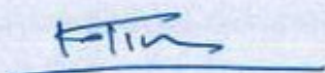
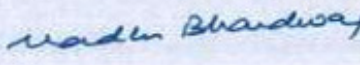
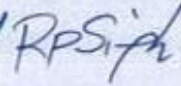
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 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. **Building Stone (Khand, Gitti, Boulder & Pattia) Mine at Gata No./Araji No.- 137, Village-Kanchanpur, Tehsil-Chunar, District-Mirzapur, U.P., (Area-1.13 ha) File No. 5487/Proposal No. SIA/UP/MIN/ 133750/2019**

SEIAA noted that the above project was taken in its meeting dated 04.06.2020 in which SEIAA noted that in the DSR available with Secretariat two lease areas have been mentioned with same gata no. Hence SEIAA opined that the project proponent shall submit the corrected document regarding the address of the lease area along with an affidavit regarding its distance from CEPI region. The project proponent has submitted his reply vide letter dated 22.06.2020 along with Google map but the correct address of the lease has not been submitted. Hence SEIAA opined that a letter shall be sent to DMO Mirzapur for necessary action.

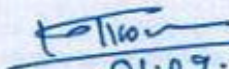
9. **Sand/Morrum Mining from Ghaghra RiverBed at Gata No.-220 Vill.- Raipur Khadar, Tehsil-Dadri, Gautam Buddha Nagar, U.P., M/s Balaji Enterprises, (Leased Area : 58.969 ha), File No. 4646/Proposal No. SIA/UP/MIN/ 30852/2019**

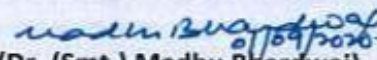
SEIAA noted that the above project was taken in its meeting dated 18.05.2020 in which SEIAA opined that the project proponent shall submit relevant documents regarding its distance from CEPI. The project proponent has submitted his reply vide letter dated 17.06.2020 after reviewing the reply SEIAA agreed with the recommendation of the SEAC dated 19.05.2020. SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC adding three specific condition as follows:-

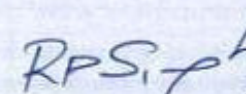
1. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
4. In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.

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5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.


01.09.2020
(Shri Ashish Tiwari, IFS)
Member-Secretary
SEIAA


01/09/2020
(Dr. (Smt.) Madhu Bhardwaj)
Member
SEIAA


01/09/2020
(Prof. Rana Pratap Singh)
Chairman
SEIAA