

State Environment Impact Assessment Authority, M.P. (Government
of India, Ministry of Environment & Forests)

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Research and Development Wing
Madhya Pradesh Pollution Control Board
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No: 1915 / SEIAA/13
Date: 5-11-13

To,
Shri K.L. Sharma Proprietor
M/s K.L. Sharma
157, C Sector, Indrapuri,
Bhopal (M.P)

Sub:- Case No. 1685/2013 Prior Environmental Clearance for proposed Residential Township project "Regal Town" at Khasra No. – 306, 307/1/2, 311/1kh, 311/1kha, 312, 150/5/2k, 309/3/2kha, Village Khajurikalan, Tehsil – Huzur, District – Bhopa (M.P.), Plot Area – 27,860 Sq. m. , Built up Area – 49.678.50 Sq. m. by Proprietor K.L. Sharma, 157, C Sector, Indrapuri, Bhopal (M.P) regal.homes@gmail.com.

The case was discussed in 151st SEIAA meeting dated 22.10.13 and it was recorded that

- (i) Application for Prior Environmental Clearance was submitted by PP (vide letter dtd 23.05.13) received in SEIAA office 23.05.13
- (ii) The case was registered and forwarded to SEAC for appraisal on 12.06.2013.
- (iii) The proposed case of building & construction project in an area of 27860 sqm and total built-up area of 49678 sqm. The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sqm & 1, 50,000 sqm and plot area is less than 50 ha.
- (iv) The case was discussed in 137th SEAC meeting dtd 24.07.2013 and PP has admitted during presentation that substantial construction has been done and it is recorded in the minutes ".....It was informed by the project proponent that the construction activity has already been started without obtaining prior EC and has reached to substantial levels. Thus, this is a clear case of violation of EIA Notification....."
- (v) As per discussion in 137th SEAC meeting dtd. 24.07.13 vide letter dtd. 19.08.13 received in SEIAA office on 22.08.13 PP has submitted some facts regarding their projects. PP has also submitted notarized copy of resolution passed by Board of Directors (mtg. dtd. 05.08.13). However, as per the records it is noted that neither PP nor SEAC in its minutes of 137th meeting has mentioned that how much construction has been made and also whether the construction activity is still going on.
- (vi) It is decided that as per MoEF, GoI, OM No. J-110131/41/2006-IA-II (I) dtd 12.12.2012 and OM dtd 27.06.2013 PP should submit the details as to why the construction activities have been undertaken. How much construction has already been done? Whether the construction activities are still continuing? PP is directed to stop the construction activities with immediate effect and should not undertake any kind of construction until prior EC under EIA Notification 2006 is accorded.
- (vii) PP should submit the above information latest by 15.12.13. The case will be considered thereafter.
- (viii) The Authority is of the view that it is undisputed that violation of EIA Notification 2006 has taken place. It is decided that a letter should be sent to Principal Secretary, GoMP, Housing and Environment giving the details of violation to take action as per office memorandum of MoEF, GoI J-11013/41/2006 IA II (I) dt. 27.06.13 & 12.12.2012 (Para 2) "to initiate credible action on the violation by invoking powers under section 19 of the Environment (Protection) Act, 1986 for taking necessary legal action under section 15 of the Act for the period for which the violation has taken place and evidence provided to MoEF of the credible action taken." The details of legal action taken by the Principal Secretary H & EN GoMP taken should be made available to the Authority by 15.12.13.

In light of above, you are requested to submit information pertaining to point no. vi latest by 15.12.13.

o/c (Manohar Dubey)
Member Secretary

- **Correspondence Address:** Member Secretary, SEIAA, Environmental Planning and Coordination Organization (EPCO), Paryavaran Parisar, E-5, Arera Colony, Bhopal - 462016
- **Registration No.:** To be quoted in registered cases for correspondence