

The 345<sup>th</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 25.06.2016 at the Authority's Office in Environmental Planning and Co-Ordination Organization (EPCO), Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Waseem Akhtar, Chairman, SEIAA. The following members attended the meeting:-

- |    |                   |                  |
|----|-------------------|------------------|
| 1  | Shri H.S. Verma   | Member           |
| 2. | Shri Anupam Rajan | Member Secretary |

**A. Following other than mining cases received from SEAC were discussed :-**

S No	Case No.	Category	No. & date of latest SEAC
1.	704/2012	5 (f)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
2.	567/2010	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
3.	818/2012	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
4.	1805/2014	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
5.	2350/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
6.	2092/2014	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
7.	2458/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
8.	631/2011	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
9.	2642/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
10.	2806/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
11.	2886/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
12.	2686/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
13.	775/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
14.	229/2008	8 (b)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
15.	1684/2013	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
16.	1661/2013	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
17.	2335/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
18.	2336/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
19.	2337/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
20.	2338/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
21.	2339/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
22.	2340/2015	8 (a)	277 <sup>th</sup> SEAC meeting dtd. 31.05.2016
23.	5192/2016	8 (a)	278 <sup>th</sup> SEAC meeting dtd. 14.06.2016
24.	2687 /2015	8 (a)	278 <sup>th</sup> SEAC meeting dtd. 14.06.2016

- 1. Case No. 704/2012** Prior Environment Clearance for Proposed Drug Manufacturing Unit at Plot No.332 Sector-1, Industrial Area, Pithampur, Tehsil & District Dhar (M.P.), Plot area: 0.23 acres (926 sq.m) Production Capacity- 116 TPA includes (1) Memantine HCL- 5 TPA (2) Phthaloyl Amlodipine – 20 TPA (3) Voglibose – 1 TPA (4) Triprolidine Hydrochloride - 18 TPA (5) Glucoseamine HCL + Sulphate - 60 TPA (6) Glemipride-12 TPA by M/s Impress Chemicals Pvt.Ltd., through Dr. Mrs. Neeta Dang, Director, RH-24, Scheme No. 54, Vijay Nagar, Indore M.P.-452010 Env. Cons. -AnaconLab. Nagpur (M.S.)

After detailed discussion and perusal of the recommendations of 277<sup>th</sup> SEAC meeting dtd. 31.05.2016, It has come to the notice of SEIAA that some action has been initiated against the industry owner on account of illegal production of chemicals. A report from the RO, MPPCB, Pithampur should be called on the action initiated by them.

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



2. **Case No. 567/2010** Prior Environmental Clearance for the residential complex (Sanghvi-Residency) at village-Bicholi Mardana Teh & Distt-Indore (MP) by Shri Bhupesh Sanghvi, Director M/s Rajvi Hoarding Pvt. Ltd 15-16, Jawahar Marg, Indore-MP

The case was discussed in 277<sup>th</sup> SEAC meeting dtd. 31.05.16 & it was reported that:-

**"OBSERVATIONS**

- Total 05 blocks are proposed by PP, out of which 02 blocks are already constructed. The total built up area of constructed blocks is 18,744 sq.mt.
- Three blocks are yet to be constructed.
- Almost two third area is lying vacant in which remaining three blocks will be constructed.
- Two landscape gardens are provided by the PP in the front of the project near the constructed blocks, which are well maintained even in the peak summer period, i.e. during the visit. PP informed that they are using STP treated water for watering this area.
- There is also peripheral plantation in the presently constructed area. The full grown trees indicate that these were planted at the onset of project.
- In the rest of the area, no significant plantation is done so far. Committee suggested to the PP that they should complete peripheral plantation in the entire project in this monsoon season. PP has submitted a written commitment, on non judicial stamp paper, for completing peripheral plantation before start of II phase.
- For the residents residing in the presently constructed blocks provision for the stilt park has been made. The parking appeared well organized as during the visit no vehicle was spotted beyond parking area. However, PP has submitted parking plan for 508 cars including 478 covered parking for residents and 30 open parking for visitors.
- There are arrangements for the fire fighting in these blocks. However, as suggested by the SEAC team PP has submitted detailed plan of compartmentalization of UG water tank for domestic use and fire fighting.
- Two DG sets for two blocks are installed in the premises for electrical supply in common area, lift and STP.
- A modular type STP has been constructed in the eastern corner of the project. During inspection STP was found operational but STP area was smelling foul. Hence, committee is of the opinion that immediate minor upgradation including installations of suitable system for removal of foul smell, and filter press are warranted. Online chlorine dosing proposed by PP seems to be reasonable option.
- During inspection, PP informed that at present entire MSW is collected by the municipal corporation from their campus for disposal on payment basis and they have provided bins for MSW collection to each of the flats. Committee opines that dedicated area for 48 hour storage of MSW should be provided.

The case has already been recommended for the grant of "Environmental Clearance" by SEAC more than 5 years ago in its 76<sup>th</sup> meeting held on 07.01.2011. SEAC reiterated its earlier stand in 84<sup>th</sup> SEAC meeting held on 09.11.2011. However, it was under consideration in SEIAA basically for want of clarity on policy and not for substantial technical reason.

PP in their letter dated 06-07-2016 while submitting the additional information sought by the committee prayed following:

"Hon'ble SEAC, was kind enough to recommend our case for the grant of Environmental Clearance with certain conditions. We understand that our case has been cleared the technical scrutiny of Hon'ble expert committee for the environment clearance.

Further, having been come to know about the MoEF OM dated 12.12.2012 about the violation clause, no construction/development activities were taken upon the site, which can easily be verified from the time line imageries of Google Earth maps (enclosed). Hence, this case does not fall within the purview of MoEF OM dated 12.12.2012 and therefore does not qualify for credible action."

The study of the Google imagery submitted by PP indicates that PP claim seems to be correct.

(Anupam Rajan)  
Member Secretary

(H.S. Verma)  
Member

(Waseem Akhtar)  
Chairman



The above report of the sub-committee was placed before the committee wherein after deliberations committee decided that the report may be sent to SEIAA as the case has already been recommended for the grant of Environmental Clearance in its 76<sup>th</sup> meeting held on 07.01.2011."

From the above observation, it is clear that PP has constructed two Blocks having a built up area of 18744 sqmt. against the proposed built up area 30748.45 sqmt. of five blocks. It is to be established that the constructions of these blocks have followed after proper permission of the Nagar Nigam and consent of the MPPCB for areas less than 20,000 sqmt. File may be sent to SEAC for further appraisal of these requirements.

3. **Case No. 818/2012** Prior Environmental Clearance for Proposed Residential Project "Alpine Greenage" at Khasra No. 529 (Old No. 47/1/2/1), 530 (Old No. 47/1/1) Village Gehukheda, Tehsil Huzur, Distt. Bhopal (MP), Total Land Area 34,400.00 Sq.m. (3.44 ha), Total Built-up Area 27334.22 Sq.m. by M/s Himanshu Infrastructure Pvt. Ltd. through Mr. Mahesh Manwani, Director, A-2, II<sup>nd</sup> Floor, Above Metro Shoes, Ravishankar Market, Bhopal (MP)

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.15 & it was recorded that :-

- (1) The case was discussed in 268<sup>th</sup> SEIAA meeting dtd 05.12.2015 and it was reported that:-

"The case was discussed in 241<sup>st</sup> SEAC meeting dtd 06.11.2015 and it was reported that:-

"The report of committee (Annexure-1) was discussed in the meeting and after deliberations, committee decided that credible action may be initiated and recommendations made in 158th meeting of SEAC held on 28.11.2014 may be kept in abeyance."

As per the above recommendations, the case falls under the violation category and liable for credible action. Matter be referred to Principal Secretary, Urban Development & Environment, GoMP for initiating credible action against the PP."


- (2) **It is now decided that:-**

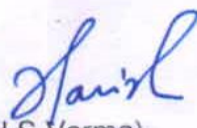
- (i). SEAC should be directed to make a site visit and submit detailed inspection report based on 15 points of OM dated 19.06.2013.
- (ii). MPPCB should be asked to submit if any credible action has been taken in this case.
- (iii). This case was kept in abeyance as per the NGT order dated 07.07.2015.


- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.

The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



minutes of the 274<sup>th</sup> meeting of SEIAA dated 23.12.2015

Considering the above OM, committee was of the opinion that:

1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.
2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.
3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.

The concerned files may be sent to SEIAA for further necessary action."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, GoI dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, GoI, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

4. **Case No. 1805/2014** Prior Environmental Clearance for "Sterling Globe Grand" at village Bawadiakala, Opp. Hanuman Nagar, Jatkheri Road, Near Hoshangabad Road, Tehsil Huzur, Distt. Bhopal, total plot area 12600 sqmt. and built up area 26886.34 sqmt. (2.688 ha) by M/s Sterling Globe Builders through partner Shri Sanjeev Sabherwal, Opp. Hanuman Nagar, Jatkheri Road, Near Hoshangabad Road, Tehsil Huzur, Distt. Bhopal (M.P.)

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

- (1) The case was discussed in 268<sup>th</sup> SEIAA meeting dtd 05.12.2015 and it was reported that:-

"The case was discussed in 241<sup>st</sup> SEAC meeting dtd 06.11.2015 and it was reported that:-

"The report of committee (Annexure-2) was discussed in the meeting and after deliberations, committee decided that credible action may be initiated and recommendations made in 158th meeting of SEAC held on 28.11.2014 may be kept in abeyance."

As per the above recommendations, the case falls under the violation category and liable for credible action. Matter be referred to Principal Secretary, Urban Development & Environment, GoMP for initiating credible action against the PP. "

- (2) **It is now decided that:-**

- (i). SEAC should be directed to make a site visit and submit detailed inspection report based on 15 points of OM dated 19.06.2013.
- (ii). MPPCB should be asked to submit if any credible action has been taken in this case.
- (iii). This case was kept in abeyance as per the NOT order dated 07.07.2015.

(Anupam Rajan)  
Member Secretary

(H.S. Verma)  
Member

(Waseem Akhtar)  
Chairman



- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.*

*The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.*

*Considering the above OM, committee was of the opinion that:*

- 1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.*
- 2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.*
- 3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.*

*The concerned files may be sent to SEIAA for further necessary action.*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

5. **Case no. 2350/2015**, Prior Environmental Clearance for proposed Group Housing Project "Urbane Park" at Khasra No, 98, 99, 100, 101, 495/98, 102/1, 107/4 village Bawadiakalan, Tehsil Huzur, Bhopal MP total project area 13587.30 sqmt., total built up area 18523.4 sqmt. (MPVPR) 21332.70 sqmt. including Non-FAR (MoEF) by M/s Paras Housing (India) Pvt. Ltd. through Shri Dinesh Moolchandani Director, 243-B, Zone-1, MP Nagar, Bhopal

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dtd 23.12.15 & it was recorded that :-

- (1) The case was discussed in 268<sup>th</sup> SEIAA meeting dtd 05.12.2015 and it was reported that:-



(Anupam Rajan)  
Member Secretary



(H.S. Verma)  
Member



(Waseem Akhtar)  
Chairman



The case was discussed in 241<sup>st</sup> SEAC meeting dtd 06.11.2015 and it was reported that :-

"It was found that presently, at the time of site visit, no construction was going on. Actually there is no scope of any further construction as the construction of the entire project has already been completed and few possessions have been given. According to PP almost 30% flats have already been occupied. The report of committee (Annexure-3) was discussed in the meeting and after deliberations; committee decided that the inspection report may be sent to SEIAA for necessary action."

Since credible action has already been initiated against the PP, Policy decision taken in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015 in view of the NGT principal Bench, Delhi recent order shall be invoked and the **case will be kept in abeyance** till such time the clear instructions are received from MoEF & CC, GoI for further proceedings in such cases."

(2) **It is now decided that SEAC should be directed to make a site visit and submit detailed inspection report based on 15 points of OM dated 19.06.2013.**

(2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.

The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.

Considering the above OM, committee was of the opinion that:

1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.
2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.
3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.

The concerned files may be sent to SEIAA for further necessary action."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, GoI dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from

(Anupam Rajan)  
Member Secretary

(H.S. Verma)  
Member

(Waseem Akhtar)  
Chairman



the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

6. **Case No. 2092/2014** Environment Clearance for proposed commercial project "Pacific Business Centre" at Khasra No. 378/1, Village-Bawadia Kalan, Tehsil-Huzur, District Bhopal (MP), total plot area 16390.35 sq.m, built-up area 52152.36 sq.m. by M/s SARC Infrastructure & Technology through Sanjeev Sabherwal Partner Near Bawarchi Restaurant, Hoshangabad Road, Bhopal (M.P)- 462026; Email – sarcinfra@yahoo.com , Ph. No. 0755-3245301/6623333, 9300893031; Envi. Consultant – In Situ Enviro Care, Bhopal.

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

- (1) The case was discussed in 219<sup>th</sup> SEIAA meeting dated 16.07.2015 and it is recorded that :-

*"In view of NGT order dtd 07.07.2015, as per the policy decision (Point no. A above) regarding violation cases needing credible action, the proceedings of the above project has been kept in abeyance. PP should be informed accordingly. "*

- (2) **It is now decided that:-**

- (i). The case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.

- (ii). **PP may be asked to submit the latest Khasra Panchsala of Khasra No. 378/1. The information should be submitted latest by 15.01.2016. "**

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.*

*The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.*

*Considering the above OM, committee was of the opinion that:*

1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.
2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.

3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.

*The concerned files may be sent to SEIAA for further necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

7. **Case No 2458/2015** Application for Prior EC for proposed Project " Silver Estate Vertica located at 60, 61, 62, 63, 64/1, 66 Village- Katara Tehsil Huzur District Bhopal M.P. Plot Area - 16,700 sq.m. and built-up area is 27,033.28 m2 by Mr. Neeraj Bhushan Macker 14 Registered Address 501, 5th Floor, Ashima Corporate Zone, Ashima Mall, Hoshangabad Road, Bhopal- 462026 E-mail [info@mackerrealventures.com](mailto:info@mackerrealventures.com) Telephone No. 405-3444, 6461989

- (1). The case was discussed in 280<sup>th</sup> SEIAA meeting dated 11.01.2016 and it was recorded that :-

- (1) *The case was discussed in 220<sup>th</sup> SEIAA meeting dated 22.07.2015 and it is recorded that :-*


- (1) *The case was discussed in 216<sup>th</sup> SEIAA meeting dtd 07.07.2015 and it is recorded that*

- (1) *The proposed project is building & construction Group housing residential project at Village- Katara Tehsil Huzur District Bhopal M.P. The project includes Residential Block (06); Convenient Shops; Club house & EWS.*


- (2) *As per the T & CP Bhopal (vide let no.3091 dtd.29.10.11). The total land area is 1.67 ha (16,700 Sq.m.) The total built up area proposed by PP is 27,033.28 sq.m. The project comes under 8 (a) category (B) of schedule of EIA Notification, 2006 because total construction is between 20,000 sq mt. & 1, 50,000 sq mt. and plot area is less than 50 ha.*

- (3) *It is a case of violation of EIA Notification 2006 as PP has started the construction work before obtaining prior Environmental Clearance. As per SEAC 182<sup>nd</sup> meeting dtd. 28.03.15 "...It was reported by the PP that this is a case of violation where credible action has been initiated. It was submitted that approx.50% construction is complete prior to submission of application for grant of EC. The construction has been ceased presently. The application and the evidence pertaining to legal action against the PP have been forwarded by the SEIAA for appraisal of the case on merits of the project...."*

- (4) *Member Secretary, SEAC vide letter no. 771/PS-MS/MPPCB/SEAC dtd 06.11.2013 informed that credible action has been initiated under section 15 of EPA, 1986 against the M/s Macker Real Ventures for the violation committed by them in the Court of CJM, Bhopal on 01.11.2013.*

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



- (5) The case was discussed in SEAC meetings 182<sup>nd</sup> dtd. 28.03.15 & 198<sup>th</sup> dtd. 04.06.15 and is recommended for grant of post – facto EC subject to 03 special conditions.
- (6) The case was discussed in depth and it is decided that :-
  - (i). PP should be called for presentation.
  - (ii). MS, MPPCB should be asked to submit copy of site visit report conducted at the time of initiating the credible action against PP for the said project.
  - (iii). It is noted that Hon'ble National Green Tribunal, Central Zone, Bhopal Bench in original application no. 153/2014 (CZ) has passed order dtd 13.08.2014 as under :-

"We make it clear by this order that we do not wish to interfere or make any observation with regard to any action which the SEIAA may have initiated prior to filling of this application on the basis of letter dtd 08.10.13 (Annexure – A5). It is also necessary to mention that in accordance with the conditions imposed by Director of Town & Country Planning ( T & CP), no occupation of the building shall be allowed without inspection by the T & CP and without obtaining completion certificate."

- (2) In view of NGT order dtd 07.07.2015, as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has been kept in abeyance. PP should be informed accordingly."

It is now decided that the case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, GoI OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, GoI has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning."

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.

The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.

Considering the above OM, committee was of the opinion that:

1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.
2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



- assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.
3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.

*The concerned files may be sent to SEIAA for further necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

8. **Case No. 631/2011**, Prior Environmental Clearance for Group Housing Project "Chinar Dream CT" land area 95456.68 sqmt. (T & CP approval) 11.362 ha (.ppt & 81<sup>st</sup> SEAC meeting dtd 12.10.11) at Village Ratanpur Sadak & Narela Hanumant, Tehsil Huzur, Distt Bhopal, MP by M/S Chinar Reality Pvt. Ltd. through Director Shri Sunil Moolchandani, Chinar House, 231, Zone-II, MP Nagar, Bhopal

- (1). The case was discussed in 280<sup>th</sup> SEIAA meeting dated 11.01.2016 and it was recorded that :-

- (1) *The case was discussed in 220<sup>th</sup> SEIAA meeting dated 22.07.2015 and it is recorded that :-*

- (1) *The case was discussed in 216<sup>th</sup> SEIAA meeting dtd 07.07.2015 and it is recorded that "(1)..... (2). In response to the above the case was discussed in 198<sup>th</sup> SEAC meeting dtd 04.06.2015 and it is recorded that "*

- It is a violation case as a part of the project is completed & handed over. The project proponent has provide all necessary requirements for Environment Conservation like STP, Plantation, Open Spaces, Infrastructure for reuse of treated water for flushing & horticulture. However, PP may be asked to provide more area for plantation with no. of plants & species marked on site plan, to improve STP operating efficiency one grit chamber of appropriate size, Solar heaters & street lights and effective rain water harvesting within project area.*
- The area is not yet notified under the BMC limit hence no permission for water supply has been issued by BMC. Presently using ground-water from the 5 tube-wells for which no permission has been issued by the concerned authority. No MSW storage has been provided.*
- Construction of phase II & III may not be started until EC is granted*
- Adequate land may be left for plantation & the tree may be planted this rainy season.*
- STP project may be improved to deliver treated water of targeted standards. No treated or untreated sewage may be discharged into the drain & land available adjacent to its boundary or railway line side. All outlets on their side towards railway track may be closed permanently no MSW may be disposed/thrown on open land towards railway track.*
- They be considered for recommending the grant of EC after the written commitment given by PP and all necessary document as stated above are submitted & found acceptable by SEAC.*

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



In response to the above inspection report, the PP has submitted reply with an affidavit on dated 03/06/2015 with commitment to provide more area for plantation, to improve STP operating efficiency & an undertaking that construction of phase II & III shall not be taken up until EC is granted....."

(2) **The case was discussed in depth and it is decided that :-**

- (i). MS, MPPCB vide letter no. 2856 dtd 29.04.15 has informed that credible action has been initiated in the CJM, Court, Bhopal on 20.03.15. He should be asked to submit a copy of site visit report, photographs and relevant documents, conducted at the time of initiating the credible action against PP for the said project.
- (ii). Since it is a case of violation of EIA Notification 2006, as per Gol, MoEF & CC office memorandum No. J-110131/41/2006-IA-II dtd 12.12.12 and 27.06.13 PP should submit the details of date of starting the construction work, breakup of the total built up area that has been constructed, number of units sold, the present status of the construction activity, whether it is still going on or stopped and why the construction activities have been undertaken without taking prior Environmental Clearance under EIA Notification, 2006? **PP should stop the construction activities with immediate effect and should not undertake any further construction/ development activity until Environmental Clearance is granted under EIA Notification 2006 otherwise strict action will be taken and another case of credible action shall be initiated.**
- (iii). PP should submit the Resolution (as per MoEF & CC, Gol dtd 12.12.12 & 27.06.13) duly passed in the meeting of its Board of Directors regarding violation of EIA Notification 2006.
- (iv). Once the Resolution is submitted by the PP, details of project proponent, a copy of commitment and Resolution passed in the meeting of the Board of Directors of M/S Chinara Reality Pvt. Ltd., Bhopal should be put on the website of MPSEIAA for information of all stake holders.
- (v). **PP should be called for presentation in the third week of July 2015."**

(3) **In view of NGT order dtd 07.07.2015, as per the policy decision in the 219th SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has been kept in abeyance. PP should be informed accordingly."**

- (2) It is now decided that the case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.

(2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"All the above cases were placed before the committee. During discussion it was observed by the committee that in all the above cases, SEAC's sub-committee (as instructed by SEIAA/SEAC) has already carried out inspection as per given TOR and submitted the report which was discussed in the subsequent SEAC meetings and report along with the minutes were forwarded to SEIAA. However, as per the latest communication SEIAA, now, desires that inspections of above projects should be done again and inspection report be submitted based on 15 parameters indicated in MoEF OM dt. 19/06/2013. It should also cover the area constructed and whether construction has been carried out according to the building permission.

The issue was discussed in depth in the meeting and it was observed that as per the MoEF OM No. 21-270/2008-IA.III dt. 19/06/2013, the appraisal of the project is to be carried out on

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



Minutes of the 345<sup>th</sup> Meeting of SEIAA dated: 20.06.2016  
the basis of 15 parameters to meet the stipulated time line, to avoid duplication of work and to speed up the process of scrutiny.

Considering the above OM, committee was of the opinion that:

1. As the site inspection has already been carried out by the members of SEAC and report submitted, inspecting them again will be a duplication of work unless some specific information is required by SEIAA. The 15 parameters mentioned in the OM had already been considered by the committee at the time of presentation and during site inspection by the sub-committee of SEAC.
2. As regard area constructed and whether construction has been carried out as per the building permission, the committee was of the view that for exact and authentic assessment of the area constructed and whether construction has been carried out as per the building permission, it would be more appropriate to request the concern agencies of the State Govt.
3. Committee also observed that in case no. 818/12, 1805/14, 2350/15 there is no clarity about the initiation of credible action.

The concerned files may be sent to SEIAA for further necessary action.

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

9. **Case No 2642 /2015** Prior Environmental Clearance for proposed Residential Group Housing Project "Signature 360" at Khasra No. 367, 368, 369, 375, 376, 377, 378, 379, 380, at Village-Barrai, Tehsil-Huzur, District- Bhopal, M. P. Total Project area - 75,700 m<sup>2</sup> (7.57 Hect.) sq. m. Built up Area - 52,229 sq. m. by M/s Signature Builders and Colonizers Bhopal through Mr. Rajesh Parchani CEO A-101, Orchard Point, Palace Orchard Kolar Road, Bhopal- 462016 E-mail: signature360.bhopal@gmail.com. Mob : 9826722608

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

(1) The case was discussed in 227<sup>th</sup> SEIAA meeting dated 14.08.2015 and it is recorded that :-

(1) ".....In response to above query reply along with copy of resolution regarding violation submitted by PP (vide letter dtd 29.07.15 received in SEIAA on 30.07.15) was examined and it is noted that:-

(i). In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has **been kept in abeyance. PP should be informed accordingly.**"

(2) **It is now decided that:-**

(i). The case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.

- (ii). Information to be obtained from MPPCB regarding status of credible action taken.

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"The above report of the sub-committee was placed before the committee wherein committee observed that as per the OM No. J-11013/41/2006-IA.II (I) dated 12/12/2012 it is clearly stated that:

"The matter relating to the violation will needs to be put-up by the PP to the Board of Directors of its company or to the Managing Committee/CEO of the society, Trust, partnership/ individually owned concern for consideration of its environmental related policy/plan of action as also a written commitment in the form of a formal resolution to be submitted to the MoEF to ensure that the violations will not be repeated".

On perusal of the site inspection report, the committee observed that in this case the PP has not stopped the construction activities and thus it's a case of continual violation. Committee also observed that with the available documents there is no clarity about the initiation of credible action against the violation in this case. In case, the credible action has been initiated, the Hon'ble Court may be appraised about the continual violation. Committee further suggested that the extent of violation (construction taken place after the date of filing the affidavit) carried out by PP may be verified through the concerned Govt. authority as mentioned in MoEF OM No. J-11013/41/2006-IA. II (I) dt. 12/12/2012. File may be sent to SEIAA for necessary action."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 10. Case No 2806 /2015** Application for Prior EC for proposed Construction of Group Housing Project "Signature Residency" at Khasra No. 299/1/1, 298/1/1, 298/2/1, 299/2, 300/2/3(300/2/3/1(ka)), 300/2/3/2(ga)), 300/2/2/ka/1, 300/2/2/ga/1, 300/2/ka/2, 300/2/ga/2 at Vilage- Banjari, Tehsil-Huzur, Kolar toad District- Bhopal, Madhya Pradesh, India. Total Project area - 24,600 sq.m (2.46 ha.) Built up Area – 32.594 sq. m. by M/s Signature Builders through Mr. Rajesh Parchani 18, 19 Kolar Castle, Choona Bhatti Square, Opp. Kali Mata Mandir , Kolar road, Bhopal- 462016 E-mail [rajeshparchani@gmail.com](mailto:rajeshparchani@gmail.com) Mob No. 9826722608

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

- (1) The case was discussed in 222<sup>nd</sup> SEIAA meeting dated 27.07.2015 and it is recorded that :-

"In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has been kept in abeyance. PP should be informed accordingly."

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



- (2) The case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, GoI OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, GoI has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.
- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"The above report of the sub-committee was placed before the committee wherein committee observed that as per the OM No. J-11013/41/2006-IA.II (I) dated 12/12/2012 it is clearly stated that:

"The matter relating to the violation will needs to be put-up by the PP to the Board of Directors of its company or to the Managing Committee/CEO of the society, Trust, partnership/ individually owned concern for consideration of its environmental related policy/plan of action as also a written commitment in the form of a formal resolution to be submitted to the MoEF to ensure that the violations will not be repeated".

On perusal of the site inspection report, the committee observed that in this case the PP has not stopped the construction activities and thus it's a case of continual violation. Committee also observed that with the available documents there is no clarity about the initiation of credible action the violation in this case. In case, the credible action has been initiated, the Hon'ble Court may be appraised about the continual violation. Committee further suggested that the extent of violation (construction taken place after the date of filling the affidavit) carried out by PP may be verified through the concerned Govt. authority as mentioned in MoEF OM No. J-11013/41/2006-IA. II (I) dt. 12/12/2012. File may be sent to SEIAA for necessary action."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, GoI dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, GoI, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 11. Case No 2886 /2015** Application for Prior Environmental clearance for proposed Residential Development project on Part of Khasra No. 69 situated at Danish Hills View Colony Village Damkheda Kolar Road Tehsil Huzur, District Bhopal M.P. Total Land area - 1, 53,100 sq.m. Proposed Scheme Area - 15,380 sq. m. Total Built up Area- 24,755.26 sq.m by M/s Danish Housing Co-op Society Pvt Ltd through Shri Dilawar Khan Manager 91, Rashidia School, Barkhedi, Bhopal- 462008 E-mail : [go2danish@gmail.com](mailto:go2danish@gmail.com) Telephone No. 0755-4020400

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

- (1) The case was discussed in 222<sup>nd</sup> SEIAA meeting dated 27.07.2015 and it is recorded that :-

"In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible

(Anupam Rajan)  
Member Secretary

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman



Minutes of the 345<sup>th</sup> Meeting of SEIAA dated 25.06.2016  
action, the proceedings of the above project has been kept in abeyance. PP should be informed accordingly.."

- (2) It is now decided that the case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"The above report of the sub-committee was placed before the committee wherein after deliberations committee decided that from the above inspection report it's clear that there was no construction work on site during site visit. As informed by representative of PP about 10% of the construction work is completed and no construction work was carried out since the PP applied for Environment Clearance. Committee also observed that with the available documents there is no clarity about the initiation of credible action in this case. The file may be sent to SEIAA for necessary action."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 12. Case No 2686 /2015** Application for Prior EC for proposed Construction of Residential Project "Signature City" at Khasra No. 163/1, 163/2, 163/3, 164/4, 165, 166, 167, 168, 169/1, 169/2, 172/2 at Bagli, and Khasra No. 326 Barraai, District-Bhopal, M.P. Total Project area – 80970 sq.m. Built up Area – 81238.36 sq. m. by M/s Signature infrastructure through Mr. Rajesh Parchani (Authorized Signatory) 15-16, Comfort Enclave, E-8, Extension Babadiyakalan, Bhopal-462042(M.P.) E-mail [rajeshparchani@gmail.com](mailto:rajeshparchani@gmail.com) Mob No. 9826722608

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-


- (1) The case was discussed in 227<sup>th</sup> SEIAA meeting dated 14.08.2015 and it is recorded that :-

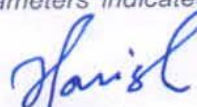
- (1) ".....In response to above query reply along with copy of resolution regarding violation submitted by PP (vide letter dtd 29.07.15 received in SEIAA on 30.07.15) was examined and it is noted that:-

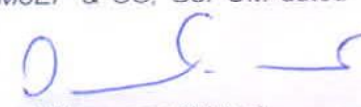
- (i). In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has **been kept in abeyance. PP should be informed accordingly.**

- (2) **It is now decided that:-**

- (i). The case file should be returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the construction has been carried out according to the building permission of local body and planning permission of Town & Country Planning.

(ii). Information to be obtained from MPPCB regarding status of credible action taken.

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above report of the sub-committee was placed before the committee wherein after deliberations committee decided that from the above inspection report it's clear that there was no construction work on site during site visit. As per the information provided by PP during site visit, construction was stopped before applying for environment clearance. Committee also observed that with the available documents, there is no clarity about the initiation of credible action in this case. File may be sent to SEIAA for necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 13. Case No. 775/2012** Prior Environmental Clearance for Proposed Residential Complex (Group Housing) " Royal Amar Greens" at Khasra No. 37/1/2, 38/1, 38/2, 39/1/1, 39/1/2, 39/1/3, 39/2 village - Niranjanpur, Indore (M.P.), total land area is 20,350 sq.m.(2.035 ha) and total built up area 45,159.98 sq m by M/s Man Developments through Director Shri Umesh Lilani G-9, Man Heritage, 6/2 South, Tukoganj, Indore, Distt. – Indore (M.P.)

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-


(1) The case was discussed in 227<sup>th</sup> SEIAA meeting dated 14.08.2015 and it is recorded that :-


(1) ".....In response to above query reply along with copy of resolution regarding violation submitted by PP (vide letter dtd 23.07.15 received in SEIAA on 29.07.15) was examined and it is noted that:-


(i). In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has **been kept in abeyance. PP should be informed accordingly.**"

- (2) **It is now decided that:-**

(i). The case file was returned to SEAC with directions to make a site visit and inspect on the basis of 15 parameters indicated in MoEF & CC, Gol OM dated 19.06.2013. This case was kept in abeyance in view of the NGT order dated 07.07.2015 and till date MoEF & CC, Gol has not issued any directions in this regard. Therefore, SEAC should submit the inspection report along with the area constructed and whether the

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



(ii). Information to be obtained from MPPCB regarding status of credible action taken.

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above report of the sub-committee was placed before the committee wherein committee observed that the application for the grant of environmental clearance for the project was submitted at MPSEIAA on 12/07/2012. The case was discussed in SEAC meetings 104<sup>th</sup> dtd 30.09.12, 106<sup>th</sup> dtd 10.10.12, 109<sup>th</sup> dtd 06.11.12, and 119<sup>th</sup> dtd 02.02.13 and in 119<sup>th</sup> SEAC meeting case was recommended for the grant of EC subject to conditions. Case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.15 where it was decided to return the case back to the SEAC with the directions to make a site visit. Thus after deliberations committee decided that since "No on-going construction activities were observed during site visit and also no residual evidence of continual construction could be seen on the site", the above inspection report along with the case file may be sent to SEIAA for necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 14. Case No. 229/2008** Prior Environmental Clearance for proposed Residential Township Project at Village Bijalpur, Tehsil & District Indore (MP) Total Land Area 360120 sqm (349516 sqm-effective plot area) Total Built up Area 305920.76 Sqmt. by M/s Twenty First Century Developers Pvt. Ltd. through Owner Shri Sanjay Vyas, 6<sup>th</sup> Floor Treasure Island, 11 South Tukoganj, M.G. road, Indore (MP) 452012

- (1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

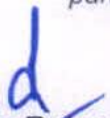
(1) The case was discussed in 211<sup>th</sup> SEIAA meeting dated 23.06.2015 and it is recorded that :-

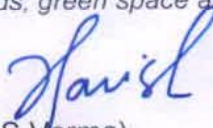
(1) In response to above query, reply submitted by PP (vide letter dtd 26.05.15 received in SEIAA office on 26.05.15) was examined in depth and it is noted that :-


(i). PP has submitted MPPCB letter dtd. 31.03.15 in which it is mentioned that credible action has been initiated against PP vide case no. 7265/15 dtd. 26.03.15 in CJM Court Indore. In the site visit report of MPPCB dtd 17.03.15 enclosed with the PP letter it is recorded that the construction work is still going on.

(ii). **The Authority decided that a letter should be sent to SEAC along with case file. The SEAC should visit the site and submit the report by 30.07.15** in view of present status of the case with reference to following points:-

- Proposed Constructed area, construction already done, deviation in the layout and building permission as per T& CP and Nagar Nigam, Indore.
- Whether the construction has been stopped or still continuing.
- Breakup of the total area giving details of built up area, service area, parking, open space, roads, green space and playground.

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



- d. Proposed population and present status of people residing if any.
- e. Source and quantity of water supply.
- f. Details of STP, mode of disposal of treated waste water, MSW, BMW and other waste.
- g. Details of parking (residential/ commercial) proposed and road widths.
- h. Rain water harvesting.
- i. Green belt, soft landscapes, avenue plantation with number of trees planted and specie.
- j. Fire fighting arrangements.
- k. Energy conservation.
- l. Any other relevant points as per the MoEF & CC, Gol Office Memorandum dtd 19.06.2013.

**A copy of the above letter should be endorsed to PP."**

(2) **It is now decided that a reminder should be sent to SEAC to furnish site inspection report at an earliest. "**

(2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above report of the sub-committee was placed before the committee wherein committee observed that case was recommended for grant of prior EC in the 137<sup>th</sup> SEAC meeting dated 27/07/2013. SEIAA vide letter no. 10089 dated 31/12/2015 has requested to carryout site visit and submit the report of the above project. Thus after deliberations committee decided that the above inspection report along with the case files may be sent to SEIAA for necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

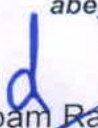
**15. Case No. 1684/2013** Prior Environmental Clearance for proposed Building Construction Project "Maple Woods" at Khasra No.41/1,41/2,43,56,57,58,59,60, 61/2 & 92, Village Pipliyakumar, Tehsil & Distt. Indore (MP), Plot Area 63410 sq.m., Built up Area 147128.75 Sqmt. by Chugh Reality Pvt.Ltd., Chugh Infrastructure Pvt. Ltd. & Developers Siddhi Vinayak Developers through Proprietor Mr. Kailash Raghuwanshi, FF-29,30, Shekhar Villa, 06, Scheme No. 54, Vijay Nagar, Indore (MP)452010; Env. Consultant: Kadam Environmental Consultants.

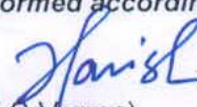
(1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

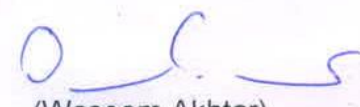
(1) *The case was discussed in 227<sup>th</sup> SEIAA meeting dated 14.08.2015 and it is recorded that :-*

(1) *".....In response to above query reply submitted by PP (vide letter dtd 30.07.15 received in SEIAA on 06.08.15) was examined and it is noted that:-*

(i). *In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has **been kept in abeyance. PP should be informed accordingly.**"*

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



(2) *It is now decided that in the 211<sup>th</sup> SEIAA meeting dated 23.06.2015, it was decided to return the case file to SEAC for a site inspection. **Reminder should be sent to MS, SEAC for conducting the site inspection and submit the report to SEIAA.***

(2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*The above report of the sub-committee was placed before the committee wherein committee observed that case was recommended for EC in the 148<sup>th</sup> SEAC meeting dated 25/08/2014. SEIAA send the case back to SEAC for site inspection thus after deliberations committee decided that the above inspection report along with the case files may be sent to SEIAA for necessary action.*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

**16. Case No. 1661/2013** Prior Environmental Clearance for proposed Building Construction Project "The Empress", Khasra No. 58/2 and 58/3/2, Opp Ashirwad Villa, Village Nipania, Tehsil & Distt. Indore (MP) Plot Area 9470 M<sup>2</sup>, Built up Area 21177.76 M<sup>2</sup> by M/s Arms Real Estate Developers Pvt. Ltd., Raj Bisen, Director Arms Manor, 9 FF, Scheme No.- 54, Vijay Nagar, Indore (MP) 452010

(1). The case was discussed in 274<sup>th</sup> SEIAA meeting dated 23.12.2015 and it was recorded that :-

(1) *The case was discussed in 227<sup>th</sup> SEIAA meeting dated 14.08.2015 and it is recorded that :-*

(1) *".....In response to above query reply submitted by PP (vide letter dtd 06.08.2015 received in SEIAA on 06.08.2015) was examined and it is noted that:-*


(i). *In view of Hon'ble NGT order dated 07.07.2015 and as per the policy decision in the 219<sup>th</sup> SEIAA meeting dtd. 16.07.2015, regarding violation cases needing credible action, the proceedings of the above project has **been kept in abeyance. PP should be informed accordingly.***

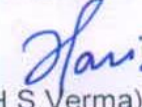
(2) *It is now decided that in the 211<sup>th</sup> SEIAA meeting dated 23.06.2015, it was decided to return the case file to SEAC for a site inspection. **Reminder should be sent to MS, SEAC for conducting the site inspection and submit the report to SEIAA.***

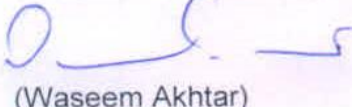
(2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above report of the sub-committee was placed before the committee wherein committee observed that the case was recommended for EC in the 158<sup>th</sup> SEAC meeting dated 28/11/2014. SEIAA send the case back to SEAC for site inspection thus after deliberations committee decided that the above inspection report along with the case files may be sent to SEIAA for necessary action."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



Minutes of the 345<sup>th</sup> Meeting of SEIAA dated: 25.06.2016

the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 17. Case No 2335/2015** Prior Environmental Clearance for proposed project Group Housing Project Fortune Divine City at Khasra No. 260/1/1/1, 257/3, village Misrod, P.H. No. 42, Tehsil Huzur, District Bhopal, Madhya Pradesh, Total Land area- 23633.66 sq.m. Total Built up Area 29542.07 sq.m. by M/s Fortune Builders through Mr. Anil Khanna General Manager, E-7/841, Arera Colony, Bhopal M.P.- 462016 E-mail [fortunebuilders@yahoo.co.in](mailto:fortunebuilders@yahoo.co.in) Telephone No. 0755-4203239, 3256627

- (1). The case was discussed in 255<sup>th</sup> SEIAA meeting dtd. 02.11.2015 and it was recorded that :-

*The six cases was discussed in 229<sup>th</sup> SEAC meeting dated 01.10.2015 and it was observed that :-*

*"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest.*

*The site inspection report of the sub-committee, response from the PP to the quarries and subsequent comments and recommendations made by the subcommittee were placed before the committee. After discussions & deliberations committee, while agreeing with the recommendations of the sub-committee, decided that in the view of the recommendations made by the sub-committee these above six cases (2335/15, 2336/15, 2337/15, 2338/15, 2339/15 & 2340/15) cannot be recommended for grant of Environmental clearance at this stage."*


*The above observation of SEAC recommendations were discussed. Since the violation cases, in view of the NGT order quashing the MoEF & CC, Gol Office Memorandum dated 12.12.2012 & 27.06.2013 and its subsequent stay by the Hon'ble Supreme Court, MoEF & CC, Gol has to issue fresh guidelines in further scrutinizing the cases which were stalled in SEIAA. Meanwhile in the above cases, the policy directions as per 204<sup>th</sup> SEIAA meeting dtd 30.05.2015 in this regard are as follows :-*

*"It is decided that the SEAC / SEIAA should follow the above procedure strictly and in such cases SEAC should visit the site to assess the construction/ development activities already done at site, whether the construction is continued or stopped. SEAC should also ascertain whether the construction activity have been under taken as per the conditions of Town & Country Planning layout and building permission or not and If there is any deviation. Thereafter the case should be appraised and clear recommendation be given accordingly."*

*Each case needs to be appraised separately and succinctly as per the provisions enumerated as per the Office Memorandum dated 19.06.2013 which is self explanatory and also guides the environmental aspects to be covered in each and every case. The recommendation of the SEAC falls short of these guidelines. Therefore, it has been decided to return the case and direct SEAC to appraise each case individually and give its recommendations separately for each case.*

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above inspection report of sub-committee was placed before the committee wherein it was observed that PP has shown positive intent for compliance of environmental norms by providing adequate plantation, STP and has developed other desired facilities. The committee found the compliances made by the PP satisfactory and acceptable and hence the case is recommended for grant of EC subject to the following special conditions. As the credible action has already been initiated, this will be further subject to the directions of the Hon'ble Court in the instant case."*

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

18. **Case No 2336/2015** Prior Environmental Clearance for proposed project Fortune Soumya Atlantis at Khasra No.160/2,161,162,163/2,163/3,163/4,164/1,164/2,171/1, 171/2,326 at Bagli, Barrai, Distt. Bhopal, MP, total land area-75743.94 sq.m., total built up area 35015.95 sq.m. by M/s Fortune Soumya Housing through Mr. Anil Khanna, GM, S-3/4, City Centre, 1-Press Complex, Zone-1, MP Nagar, Bhopal (MP) 462001 E-mail [fortunebuildersbpl@yahoo.co.in](mailto:fortunebuildersbpl@yahoo.co.in) Telephone No. 0755-4203239, 3256627


- (1). The case was discussed in 255<sup>th</sup> SEIAA meeting dtd. 02.11.2015 and it was recorded that :-


*The six cases was discussed in 229<sup>th</sup> SEAC meeting dated 01.10.2015 and it was observed that :-*


*"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest.*

*The site inspection report of the sub-committee, response from the PP to the quarries and subsequent comments and recommendations made by the subcommittee were placed before the committee. After discussions & deliberations committee, while agreeing with the recommendations of the sub-committee, decided that in the view of the recommendations made by the sub-committee these above six cases (2335/15, 2336/15, 2337/15, 2338/15, 2339/15 & 2340/15) cannot be recommended for grant of Environmental clearance at this stage."*

*The above observation of SEAC recommendations were discussed. Since the violation cases, in view of the NGT order quashing the MoEF & CC, Gol Office Memorandum dated 12.12.2012 & 27.06.2013 and its subsequent stay by the Hon'ble Supreme Court, MoEF & CC, Gol has to issue fresh guidelines in further scrutinizing the cases which were stalled in SEIAA. Meanwhile in the above cases, the policy directions as per 204<sup>th</sup> SEIAA meeting dtd 30.05.2015 in this regard are as follows :-*

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



"It is decided that the SEAC / SEIAA should follow the above procedure strictly and in such cases SEAC should visit the site to assess the construction/ development activities already done at site, whether the construction is continued or stopped. SEAC should also ascertain whether the construction activity have been under taken as per the conditions of Town & Country Planning layout and building permission or not and If there is any deviation. Thereafter the case should be appraised and clear recommendation be given accordingly."

Each case needs to be appraised separately and succinctly as per the provisions enumerated as per the Office Memorandum dated 19.06.2013 which is self explanatory and also guides the environmental aspects to be covered in each and every case. The recommendation of the SEAC falls short of these guidelines. Therefore, it has been decided to return the case and direct SEAC to appraise each case individually and give its recommendations separately for each case.

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

*"The above inspection report of sub-committee was placed before the committee wherein it was observed that PP has shown positive intent for compliance of environmental norms by providing adequate plantation, STP and has developed other desired facilities. The committee found the compliances made by the PP satisfactory and acceptable and hence the case is recommended for grant of EC subject to the following special conditions. As the credible action has already been initiated, this will be further subject to the directions of the Hon'ble Court in the instant case."*


SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.


- 19. Case No 2337/2015** Prior Environmental Clearance for proposed Group Housing Project Fortune Signature at Khasra No.147/7/1/KA,147/7/1/KHA,147/5/3,95/1/KH2, 147/7/3,147/7/4,147/7/5,147/9/KH,147/9/KHA,147/9/JHA,147/9/1/1/1,147/9/1/1/2,147/9/1/1/8, 147/7/2. Village Badwai Tehsil Huzur Distt. Bhopal M. P. Total Land area- 36070 sq.m. Total Built up Area 45583.75 sq.m. by M/s Fortune Builders through Mr. Anil Khanna General Manager, Fortune House 157, zone-1, MP Nagar, Bhopal 462016 E-mail [fortunebuildersbpl@yahoo.co.in](mailto:fortunebuildersbpl@yahoo.co.in) P. No. 0755-4203239, 3256627

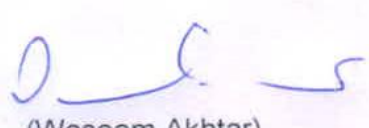
- (1). The case was discussed in 255<sup>th</sup> SEIAA meeting dtd. 02.11.2015 and it was recorded that :-

*"The six cases was discussed in 229<sup>th</sup> SEAC meeting dated 01.10.2015 and it was observed that :-*

*"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest."*

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



The site inspection report of the sub-committee, response from the PP to the quarries and subsequent comments and recommendations made by the subcommittee were placed before the committee. After discussions & deliberations committee, while agreeing with the recommendations of the sub-committee, decided that in the view of the recommendations made by the sub-committee these above six cases (2335/15, 2336/15, 2337/15, 2338/15, 2339/15 & 2340/15) cannot be recommended for grant of Environmental clearance at this stage."

The above observation of SEAC recommendations were discussed. Since the violation cases, in view of the NGT order quashing the MoEF & CC, Gol Office Memorandum dated 12.12.2012 & 27.06.2013 and its subsequent stay by the Hon'ble Supreme Court, MoEF & CC, Gol has to issue fresh guidelines in further scrutinizing the cases which were stalled in SEIAA. Meanwhile in the above cases, the policy directions as per 204<sup>th</sup> SEIAA meeting dtd 30.05.2015 in this regard are as follows :-

"It is decided that the SEAC / SEIAA should follow the above procedure strictly and in such cases SEAC should visit the site to assess the construction/ development activities already done at site, whether the construction is continued or stopped. SEAC should also ascertain whether the construction activity have been under taken as per the conditions of Town & Country Planning layout and building permission or not and If there is any deviation. Thereafter the case should be appraised and clear recommendation be given accordingly."

Each case needs to be appraised separately and succinctly as per the provisions enumerated as per the Office Memorandum dated 19.06.2013 which is self explanatory and also guides the environmental aspects to be covered in each and every case. The recommendation of the SEAC falls short of these guidelines. Therefore, it has been decided to return the case and direct SEAC to appraise each case individually and give its recommendations separately for each case. "

- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-


"The above inspection report of sub-committee was placed before the committee wherein it was observed that PP has shown positive intent for compliance of environmental norms by providing adequate plantation, STP and has developed other desired facilities. The committee found the compliances made by the PP satisfactory and acceptable and hence the case is recommended for grant of EC subject to the following special conditions. As the credible action has already been initiated, this will be further subject to the directions of the Hon'ble Court in the instant case."


SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.


20. **Case No 2338/2015** Prior Environmental Clearance for proposed project Group Housing Project Tulip Green at Khasra No. 235,236, 237, 239, 241,240/2, 240/1/1 at Village Mahabadia, Kolar road, District Bhopal, Madhya Pradesh. Total Land area- 87100 sq.m. Total Built up Area 51142.15 sq.m. by M/s Fortune Soumya Housing through Mr. Anil Khanna General Manager, S-3/4, City Centre, 1- press complex, Zone-1, M.P. Nagar, Bhopal (MP) 462001 E-mail [fortunebuildersbpl@yahoo.co.in](mailto:fortunebuildersbpl@yahoo.co.in) Telephone No. 0755-4203239, 3256627

- (1). The case was discussed in 255<sup>th</sup> SEIAA meeting dtd. 02.11.2015 and it was recorded that :-

"The six cases was discussed in 229<sup>th</sup> SEAC meeting dated 01.10.2015 and it was observed that :-

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



Minutes of the 345<sup>th</sup> Meeting of SEIAA dated: 25.06.2016

"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest.

The site inspection report of the sub-committee, response from the PP to the quarries and subsequent comments and recommendations made by the subcommittee were placed before the committee. After discussions & deliberations committee, while agreeing with the recommendations of the sub-committee, decided that in the view of the recommendations made by the sub-committee these above six cases (2335/15, 2336/15, 2337/15, 2338/15, 2339/15 & 2340/15) cannot be recommended for grant of Environmental clearance at this stage."

**The above observation of SEAC recommendations were discussed. Since the violation cases, in view of the NGT order quashing the MoEF & CC, Gol Office Memorandum dated 12.12.2012 & 27.06.2013 and its subsequent stay by the Hon'ble Supreme Court, MoEF & CC, Gol has to issue fresh guidelines in further scrutinizing the cases which were stalled in SEIAA. Meanwhile in the above cases, the policy directions as per 204<sup>th</sup> SEIAA meeting dtd 30.05.2015 in this regard are as follows :-**


"It is decided that the SEAC / SEIAA should follow the above procedure strictly and in such cases SEAC should visit the site to assess the construction/ development activities already done at site, whether the construction is continued or stopped. SEAC should also ascertain whether the construction activity have been under taken as per the conditions of Town & Country Planning layout and building permission or not and If there is any deviation. Thereafter the case should be appraised and clear recommendation be given accordingly."

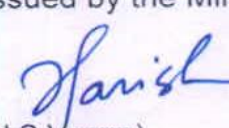
Each case needs to be appraised separately and succinctly as per the provisions enumerated as per the Office Memorandum dated 19.06.2013 which is self explanatory and also guides the environmental aspects to be covered in each and every case. The recommendation of the SEAC falls short of these guidelines. Therefore, it has been decided to return the case and direct SEAC to appraise each case individually and give its recommendations separately for each case."


- (2). In response to the above instructions, SEAC has deliberated in their 277<sup>th</sup> meeting dtd. 31.05.2016 and recorded as under :-

"The above inspection report of sub-committee was placed before the committee wherein it was observed that PP has shown positive intent for compliance of environmental norms by providing adequate plantation, STP and has developed other desired facilities. The committee found the compliances made by the PP satisfactory and acceptable and hence the case is recommended for grant of EC subject to the following special conditions. As the credible action has already been initiated, this will be further subject to the directions of the Hon'ble Court in the instant case."

SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

  
(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



Minutes of the 345<sup>th</sup> Meeting of SEIAA dated: 25.06.2016

21. **Case No 2339/2015** Prior Environmental Clearance for proposed Group Housing Project Fortune Soumya Heritage at Khasra No. 99/2, 122, 123, 132, 133, 134, 135/2, 136 to 162 Village Bhairpur, Tehsil Huzur, Distt Bhopal, MP, total Land area- 43,981.27 sq.m. Total Built up Area-33,654 sq.m. by M/s Fortune Soumya Housing through Mr. Anil Khanna General Manager, S-3/4, City Centre, 1- Press Complex, Zone -1, M.P. Nagar, Bhopal (MP) 462001 E-mail [fortunebuildersbpl@yahoo.co.in](mailto:fortunebuildersbpl@yahoo.co.in) Telephone No. 0755-4203239

- (1). The case was discussed in 255<sup>th</sup> SEIAA meeting dtd. 02.11.2015 and it was recorded that :-

*"The six cases were discussed in 229<sup>th</sup> SEAC meeting dated 01.10.2015 and it was observed that :-*

*"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest.*

*The site inspection report of the sub-committee, response from the PP to the quarries and subsequent comments and recommendations made by the subcommittee were placed before the committee. After discussions & deliberations committee, while agreeing with the recommendations of the sub-committee, decided that in the view of the recommendations made by the sub-committee these above six cases (2335/15, 2336/15, 2337/15, 2338/15, 2339/15 & 2340/15) cannot be recommended for grant of Environmental clearance at this stage."*


**The above observation of SEAC recommendations were discussed. Since the violation cases, in view of the NGT order quashing the MoEF & CC, GoI Office Memorandum dated 12.12.2012 & 27.06.2013 and its subsequent stay by the Hon'ble Supreme Court, MoEF & CC, GoI has to issue fresh guidelines in further scrutinizing the cases which were stalled in SEIAA. Meanwhile in the above cases, the policy directions as per 204<sup>th</sup> SEIAA meeting dtd 30.05.2015 in this regard are as follows :-**


*"It is decided that the SEAC / SEIAA should follow the above procedure strictly and in such cases SEAC should visit the site to assess the construction/ development activities already done at site, whether the construction is continued or stopped. SEAC should also ascertain whether the construction activity have been under taken as per the conditions of Town & Country Planning layout and building permission or not and If there is any deviation. Thereafter the case should be appraised and clear recommendation be given accordingly."*


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(Anupam Rajan)  
Member Secretary

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman



SEIAA has deliberated on the above observations and the latest Draft Notification issued by MOEF & CC, Gol dated 10.05.2016 in cases related to violation by the PP. They have proposed to form an expert group for each State (to be approved by the Ministry) which shall go into the details of violation and prepare a Environmental Supplemental Plan. This plan will include the remedial works to be carried out by the PP in gross violation of the environmental parameters and this plan will be included as specific conditions while granting the Environmental Clearance. Presently the Draft Notification is in the public domain for inviting comments and suggestions from the stakeholders. Till such time, the final Notification is issued by the MoEF & CC, Gol, all cases pertaining to violation shall be kept in abeyance. The process of EC will only follow after clear cut guidelines issued by the Ministry.

- 22. Case No 2340/2015** Prior Environmental Clearance for proposed FORTUNE KASTURI project at Khasra No. 8/1/13/K, 8/2/1/1, 11/1/2 Village - Jatkhedi Tehsil - Huzur Distt.- Bhopal M.P.Total Project area-18285.73 sq.m. Total Built up Area-33805.69 sq.m. by M/s Fortune Builders through Mr. Anil Khanna General Manager, Fortune House 157, Zone-1, M.P. Nagar, Bhopal- 462016 E-mail [fortunebuildersbpl@yahoo.co.in](mailto:fortunebuildersbpl@yahoo.co.in) Telephone No. 0755-4203239

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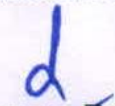
*"Being defaulter cases, it is clear that PP ignored the provisions of Environment Protection in these projects not only at planning stage but also at the construction stage. These six projects are not meeting most of the norms set for Environment Protection. Moreover, it is extremely difficult to implement environment Protection measures at this advance stage of completion of these projects. In view of the above, these six cases may not be recommended for grant of EC MPSEIAA may be recommended to issue directions to stop all construction & development activities with immediate effect. An advertisement stating the decision in these cases, may be given in local News Papers in the larger public interest.*

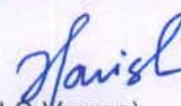
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(Anupam Rajan)  
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- 23. Case No. 5192/2016** Prior Environmental Clearance for Proposed Residential Project at Khasra No. 25/1, 27, 26, 28, 32/1/4, 32/1/5, 31/1, 32/1/1, 32/1/2, 32/1/3, 24, 25/2 at Village - Rapadiya, P.H. No. -25, Huzur, District - Bhopal, Madhya Pradesh, Total Land area – 1,00,016.1 sqmt. & Total Built up Area- 1,12,943.98 sqmt. by M/s MOD Real Infra through Shri Sanjay Kumar Jain CMD, R-59, Zone -II, M.P.Nagar, Bhopal-462011, P.No.0755- 4203118, E-mail modisajaybpl@yahoo.co.in.

After detailed discussion and perusal of the recommendations of 278<sup>th</sup> SEAC meeting dtd. 14.06.2016, PP should be invited for a detailed presentation.

- 24. Case No 2687 /2015** Prior Environmental Clearance for proposed Construction of Residential Project " Ultimate Sky Villas of M/S. Ultimate Construction" at Village- Bawadia Kalan, Tehsil-Huzur, Distt.- Bhopal (M.P.) Total Land Area: 26980.0 Sq.m (2.6980 ha) Built up Area – 49899.46 sq. m. by M/S. Ultimate Construction through Mr. Vipin Chouhan (Partner) E-2/21, Habibganj Railway Station, Area Colony, Bhopal-462016 E-mail info@ultimateconstructions.com Mob No. 9826722608.

After detailed discussion and perusal of the recommendations of 278<sup>th</sup> SEAC meeting dtd. 14.06.2016, PP should be invited for a detailed presentation.

*Meeting ended with a vote of thanks to the Chair.*

*d*

(Anupam Rajan)  
Member Secretary

*Harish*

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman