

Minutes of the 71st Meeting of SEIAA dated 09-11-2011

The 71st meeting of the State Level Environment Impact Assessment Authority was convened on 09.11.2011 at 10.30 A.M at the Authority's office in M. P. Pollution Control Board Building, Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Amar Singh, Chairman, SEIAA. The following members attended the meeting:-

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|---|--------------------|------------------|
| 1 | Shri M. Hashim | Member |
| 2 | Shri Manohar Dubey | Member Secretary |

1. **Case No 124/2008**, Shri Pradeep Jain C/o Jain Medical store, Main market Tendukheda, Narsinghpur M.P. Dolomite & Limestone mine 7.626 ha. Village-Kanheri, Teh-Tendukheda, Distt-Narsinghpur M.P.

The case was discussed in 68th SEIAA meeting dtd. 30.09.11 it has been recorded that " The Authority scrutinized letter of the DFO. forest division, Narsinghpur provided to PP (vide their letter no. Draftman/6894 dtd. 07.08.2010). As per this the proposed site is located at a distance of 40 km from Noradehi Sanctuary. The summary of the EIA and ToR were also examined and found satisfactory. However, it was found that SEAC did not consider the ownership records. Hence the Authority decided that PP should be asked to submit the latest copy of the Khasra Nubmers of the leased area within one month."

The Authority scrutinized documents submitted by PP vide their letter no. nil dtd. 18.10.2011 and found satisfactory.

The Authority accepted recommendation of SEAC and decided to accord Prior EC to the proposed project with special conditions that the Proponent has to ensure development of garland drain to be constructed around waste dump as mentioned in the opinion of public hearing ~~panel~~ ^{panel}.

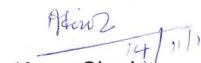
2. **Case No 506/2010**, M/s Deepmala Infrastructure Ltd, CBD Project Site, Opp.Tinshed South T T Nagar, Bhopal-M.P., Development of central Business district in South T T Nagar, Bhopal, Residential building shopping mall, office complex and hotel , total area 60234 sq.mt. built-up area 141449.05 sq.mt.

The case was discussed in 52nd SEIAA meeting dtd. 08.03.11 it has been recorded that "The Authority observed that the SEAC has not examined lease agreement between M/s Deepmala Infrastructure Ltd, and the State Govt. and same has not been submitted by the Proponent. Hence, it was decided by the Authority to write to Project proponent to submit certified/notarized copy of lease agreement between the Project Proponent and GoMP by 30 th April, 2011 for the consideration by SEIAA"

The Authority scrutinized documents related to tripartite agreement signed amongst Government of Madhya Pradesh and Madhya Pradesh Housing Board and M/S Deepmala Infrastructure Pvt. Ltd. (Developer) for development of Central Business District south T. T. Nagar submitted by


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the Proponent earlier and also the lease deed document submitted by the Proponent on dtd. 23.09.2011 and found satisfactory.

However, it was revealed that the information provided by the Proponent relating to water requirement is 760 Cum/day. Against this, the proponent has submitted NOC for ground water withdrawal from CGWA for 228 Cum/day. Rest of the water requirement will be met from Municipal Corporation, Bhopal (BMC). The PP has submitted letter from Municipal Corporation, Bhopal (vide no. 476/N.Ya (Drav) N Ni. Bhopal dtd. 07.02.07). The Authority observed that commitment for clear cut water supply has not been mentioned in the BMC letter. Similarly the PP has also not submitted building permission. Hence the Authority decided to write a letter to PP to submit following documents by 15.12.2011 :-

- i. Clear cut commitment for Narmada water supply from Municipal Corporation, Bhopal.
- ii. Building permission.

3. **Case No 511/2010**, Trimula Industries Ltd, H- No. 45, Ward no-5 Main road, Singrauli 38.5 M.M. captive power plant (AFBC- 1 x 20 MW & WHRB- 1x18.5 M and expansion (under construction- 1x350 TPD Trimula Industries Ltd at village Godwali & Bastali Biran, The- Devassar & Chitrang, Distt- Singrauli-M.P.

The case was also discussed in 55th SEIAA meeting dtd. 28.03.11 it has been recorded that "Collector, Singrauli (vide letter no. 1316/Land-Aquestion/C/11 dtd. 25.08.11) has mentioned that the distance of the proposed site is 15 km from Singrauli Nagar Nigam area only. However, there is no mention of the distance from other clusters as per office memorandum dtd. 15.03.2010 of MoEF, Gol. "

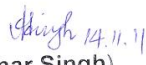
Subsequently the case was again discussed in 67th SEIAA meeting dtd. 29.09.11 it has been recorded that "A DO letter should again be sent to Collector, Singrauli for providing of the distance of the projects from various clusters as per office memorandum by 15.03.2010."

As per above decision DO letter to Collector, Singrauli was not sent as the information from the office of the Collector, Singrauli was received in SEIAA office on 04.10.2011 (vide their letter no. 1431/Bhu-Arjan/2011 dtd. 28.09.2011). The Authority scrutinized the document and found that the distance of the proposed unit from the various clusters is as follows :-

- | | |
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| i. Singrauli Municipal Corporation area | = 15 km |
| ii. Malhori | = 11 km |
| iii. Vindhychal Nagar | = 19 km |
| iv. Jyaant | = 16 km |


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- v. Naghanin = 13 km
- vi. Duduchuha = 20 km
- vii. Dhingurda = 19 km

Thus all the clusters are more than 10 km away from the project site. Accordingly the case is within the jurisdiction of SEIAA, M. P.

The Authority accepted recommendation of SEAC and decided to accord Prior EC to Captive Power Plant consisting of 20 MW Coal Char.

4. **Case No. 573/2010**, M/s Jain Mines & Minerals India Pvt. Ltd 127/1, Sangam Colony Baldeobagh, Jabalpur-M.P. Iron ore Beneficiation Plant of capacity 90,000 TPA at Hargarh Industrial area, Teh-Sihora Distt-Jabalpur.

The case was discussed in 61st SEIAA meeting dtd. 06.07.11 and it has been recorded that " a letter should be sent to Principal Secretary, Commerce and Industry, to provide the notification of the establishment of Hargarh Industrial Area, Sehora."

The Authority scrutinized the following documents :-

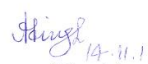
- i. Commerce, Industries & Employment Deptt. Govt. of M.P. letter no. 2096/ 3093 / 2011/B-11 Bhopal dtd. 18.10.2011 enclosing photocopy of the letter issued by Commerce, Industries & Employment Deptt. Govt. of M. P. dtd. 18.03.2007 and photocopy of the order issued by Housing and Environment Deptt., Govt. of MP dtd. 06.05.08
- ii. The above mentioned information submitted by the Proponent vide their letter no. nil dtd. 25.10.11
- iii. Letter from M. P. Trade and Investment Facilitation Corporation Ltd. vide no. MOU/ TRIFAC / 2011/3937 dtd. 30.09.11 again mentioning Prior EC issued by Gol vide their letter 26.03.2010 and for iron ore beneficiation and pelletisation Plant (1 MTPA) at Hargarh Industrial area Sehora, Jabalpur ; iron ore beneficiation and pelletisation Plant (1 x 1000 TPD, 30000 TPA) at Hargarh Industrial area Sehora, Dist. Jabalpur issued by Gol vide their letter no. 09.09.2011.

The Authority examined the above mentioned documents and Prior EC letters issued by Gol in similar cases. Based on these documents the Authority accepted recommendations of SEAC and decided to accord Prior EC to the proposed case.

5. **Case No 580/2010**, Employees state Insurance Corporation, Regional office Nanda Nagar, Indore-M.P. Proposed ESIC Hospital and college building at Nanda Nagar, Indore.


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The case was discussed in 65th SEIAA meeting dtd. 26.08.11 it has been recorded that " The Authority observed that the project site is within Indore Municipal Corporation limit, which is critically polluted area. As per condition no. (vii) of the office memorandum issued by MoEF GoI vide no.J-11013/5/ 2010-IA II (1) dtd. 31.03.11, "the EACs/SEACs will take extra precaution during appraisal of projects to be located in these areas and prescribe the requisite stringent safeguard measures, so that the environmental quality is not deteriorated further in these area."

In view of the above mentioned conditions, the Authority decided to send the case back to SEAC for reappraisal for imposing specific stringent conditions for the proposed project."

The Authority studied the recommendation submitted by SEAC vide their letter no. 269 dtd. 13.10.11 and found that no further stringent condition has been recommended. The Authority accepted recommendations of SEAC and decided to accord prior EC to the proposed project. However, the Authority decided that the proponent should ensure the follow up of action plan as developed for Indore by MPPCB and approved by CPCB as indicated in point no. 3 of Office memorandum dtd. 31.03.11 issued by MoEF, GoI

6. **Case No 603/2010**, SVS Buildcon Pvt Ltd, 56-58, Community centre, East of Kailash, New Delhi Commercial project at Bairagarh Chichli, Kolar Road, Bhopal.

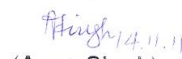
The case was discussed in 53rd SEIAA meeting dtd. 16.03.11 it has been recorded that " SEIAA while deliberating on this case noticed an anomaly about the name of project proponent. This is a proposed commercial project located at Bairagarh Chhichli, Kolar Road, Bhopal, which was submitted for prior EC by M/S SVS Buildcon Pvt.Ltd, New Delhi, received on 29.11.10 and sent to SEAC for its expert opinion. Then on 13.12.10 M/S Khanuja Properties Pvt. Ltd, submitted a revised Form I, Form I (A) and conceptual plan for the same land substituting the name of the initial project proponent by its name which was considered by SEAC and recommended for prior EC. SEIAA examined this case in detail and it found that when M/S SVS Buildcon Pvt.Ltd. submitted the project for prior EC, the necessary documents were in the name of M/S Khanuja Properties Pvt.Ltd, for example,

- i. Rin Pustika showing the ownership of the land
- ii. Permission from the office of Joint Director, T&CP, Distt. Bhopal/Sehore.
- iii. Building Permission from Nagar Palika Council, Kolar, Distt. Bhopal.
- iv. Permission for water connection from Nagar Palika Council, Kolar, Distt. Bhopal.

SEIAA observed that the procedure followed by the project proponent was irregular as the case started in the name of M/S SVS Buildcon Pvt.Ltd. which is a corporate entity under the Companies Act, and a different corporate entity M/S Khanuja Properties Pvt. substituted its name in place of the first corporate entity. The correct legal procedure should have been to withdraw the case by the first project proponent, i.e, M/s SVS Buildcon Pvt. Ltd and a new case submitted by the second legal entity i.e. M/s Khanuja


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Properties Pvt. Ltd. Hence, SEIAA decided to close the case of M/S SVS Buildcon Pvt.Ltd. The proponent is free to apply a fresh in the prescribed format."

The Authority observed that SEAC has considered the case in its 77th meeting dtd. 25.08.11. However, the present case has already been closed as per 53rd SEIAA meeting decision. The SEAC has no jurisdiction to consider the case again. The proponent is free to apply afresh.



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