

## Minutes of the 287<sup>th</sup> Meeting of SEIAA dated 02.02.2016

The 287<sup>th</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 02.02.2016 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. Due to pre-occupation, Shri Ajatshatru Shrivastava, Member Secretary could not attend the meeting. The following member attended the meeting:-

1 Shri H.S. Verma Member

### A. Policy Decision :-

B. Following cases of other than mining received from SEAC have been considered :-

S No	Case No.	Category	No. & date of latest SEAC/ SEIAA meeting
1	682/2012	8 (a)	260 <sup>th</sup> SEAC meeting dated 07.01.2016
2	490/2009	1 (d)	263 <sup>th</sup> SEAC meeting dated 11.01.2016
3	820/2012	8 (a)	263 <sup>th</sup> SEAC meeting dated 11.01.2016
4	2889/2015	7 (h)	264 <sup>th</sup> SEAC meeting dated 12.01.2016

C. Following mining cases received from SEAC have been considered:-

S No	Case No.	Category	No. & date of latest SEAC
1.	4179/2015	1(a)B2	257 <sup>th</sup> SEAC meeting dtd. 04.01.2016
2.	4178/2015	1(a)B2	257 <sup>th</sup> SEAC meeting dtd. 04.01.2016
3.	4470/2015	1(a)B2	258 <sup>th</sup> SEAC meeting dtd. 05.01.2016
4.	3108/2015	1(a)B2	276 <sup>th</sup> SEIAA meeting dtd. 28.12.2015
5.	3237/2015	1(a)B2	276 <sup>th</sup> SEIAA meeting dtd. 28.12.2015
6.	3042/2012	1(a)B2	276 <sup>th</sup> SEIAA meeting dtd. 28.12.2015
7.	3047/2015	1(a)B2	276 <sup>th</sup> SEIAA meeting dtd. 28.12.2015

### D. Corrigendum:


1.	1704/2013	8(a)
2.	1833/2014	3(b)


### A. Policy Decision

(1) Case No. 2312/2014 - Prior Environment Clearance for approval of proposed Farshi Patthar Quarry in an area of 1.963 ha. at Village-Ata Karnelgarh, Tehsil-Malthon, District-Sagar (MP) by Shri Surendra Singh Tomar S/o Shri Roop Singh Tomar, Village-Ata Karnelgarh, Tehsil-Malthon, District-Sagar (MP)-470441

Hon'ble NGT, Central Zone in Appeal No. 43/2015 (Surendra Singh Tomar V/s Chairman MP SEIAA & Others) by Order No.7 dtd. 19.01.2016 have remanded the case to SEIAA with the direction that a fresh decision be taken in accordance with the data material received by way of inspection report with all relevant considerations.

This case was originally rejected by SEIAA in its 212nd meeting dtd. 24.06.2015 as under :-

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman

After detailed discussions and perusal of the query response of 197<sup>th</sup> SEIAA meeting dated 07.05.2015 and recommendations of 178<sup>th</sup> SEAC meeting dtd. 24.03.2015, Mining Officer, Sagar has submitted the query response in respect of human habitation, national highway and educational institute SEIAA is not satisfied with the query response and felt that mining activity in close proximity of national highway, human habitation, educational institute and forest boundary shall adversely impact the environment. The case is hereby rejected. PP & all concerned should be informed accordingly.

As per the directives of the Hon'ble NGT, the case file alongwith the inspection report to SEAC-2 (M) with the instructions to re-appraise the case on the basis of the inspection report and other relevant considerations.

- (2) Case no. 875/2012 Prior Environmental Clearance for Stone & Murum Quarry in an area of 2.00 ha. for production capacity of Stone 5,453 cum/year & Murum 10,000 cum/year at Khasra no. 182/1 at Village – Phopnar Khurd, Tehsil – Burhanpur, District - Burhanpur (M.P) Shri Chandra Prakash S/o Shri Sankar Lal Mantri R/o Rahul Taxtile 130, Niyamat Pura, District - Burhanpur (M.P).

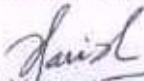
Hon'ble NGT, Central Zone in Appeal No. 50/2015 (Manoj Patil V/s Collector Burhanpur & 11 Others) by Order No. 5 dtd. 25.01.2016 have issued following directives: -


*"In this case as well as in many other cases, issues with regard to grant or refusal of EC by SEIAA in respect of establishment of stone crusher and carrying out mining have come before the Tribunal. We find that the MPSEIAA so far, as far as this State is concerned, has not framed any siting guidelines so as to have a uniform application in respect of the relevant criteria such as human settlement, water bodies i.e. lakes, river, well, vulnerable areas such as schools and educational institutions, health institutions, religious places, forests, etc. In view of the absence of guidelines there is, many a time, allegation of subjectivity and violation of Article 14 of the Constitution of India. In order that there is an objective consideration in the matter of appraisal as well grant / refusal of EC there is a need for having a uniform standard siting criteria to be determined so that they can be applied uniformly and are known to all, be it the project proponent or affected persons. However, despite concerns having been raised in this behalf, such guidelines have so far not been brought to our notice.*

*In this view of the matter, we are constrained to observe that on or before 24.02.2016 such guidelines, if not framed, be framed and placed before the Tribunal failing which the Tribunal will take suo motu action in this behalf of staying all further proceedings of appraisal and grant / refusal of ECs / consent to operate and establish. Learned Counsel for SEIAA is directed to apprise our above order to the concerned authorities*

*and ensure that the guidelines are placed before the Tribunal on the next date of hearing.*

After detailed discussion, SEIAA has decided to constitute a committee of Experts to frame siting guidelines as directed by the Hon'ble NGT in their above order. The committee should also study any such siting guidelines being framed in the other States and followed by their respective SEIAA in according the environmental clearances. The committee should also study the Madhya Pradesh Minor Mineral Rules 1996 and subsequently amended in 2013 and the siting guidelines provided in these rules. They should also consider the Notifications, OMs and Circulars issued by MoEF & CC from time to time in these matters. Hon'ble NGT has listed this matter on 02 March 2016 and therefore it is expected from the Committee to submit their report latest by 26.02.2016. The following experts shall be part of the committee :-

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman

1.	Shri K.P. Nyati	Member SEAC	Chairman
2.	Shri Anil Sharma	Member SEAC -2	Member
3.	Shri Mohd. Kasam Khan	Member SEAC -2	Member
4.	Shri Anoop Mishra	Dy. Director, Directorate (Geology & Mining)	Member
5.	Shri H.S. Malviya	Superintending Engineer, MPPCB	Member & Coordinator

- (3) Case No. 1976/2014, Prior Environmental Clearance for Basalt Sotne Quarry in an area of 1.750 ha for Production Capacity of 8,820 cum/ year (as per approved mining plan) at Khasra no. 39 at Village Kungawan, Tehsil Patan, District Jabalpur, M. P. by Shri Brij Mohan Singh Thakur, Gram Singori, Post & Tehsil Patan, District Jabalpur (M.P).**

Hon'ble NGT, Central Zone in Appeal No. 45/2015 (Brij Mohan Singh V/s MP SEIAA) by Order No. 8 dtd. 27.01.2016 have issued following directives: -

*"We are, therefore, while disposing of this Appeal and finding no merit in the same take a strict view of the matter and henceforth direct that all particulars that may be there with regard to any inhabitation or other relevant criteria need to be completely by all the Appellants. Failure to give such information would amount to suppression of material fact which would result in the dismissal/rejection of their application. A verification clause with a declaration along with the application submitted needs to be added by way of an affidavit by each Applicant who has applied online while submitting the hard copies that he has furnished all information truly and correctly without concealing any fact.*

*With the aforesaid directions this Appeal No. 45/2015 stands disposed of."*

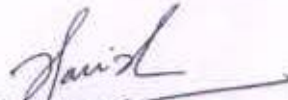
As per the above directives of Hon'ble NGT, SEIAA has decided that while registering the online application for environmental clearance and at the time of submission of hard copy, PP should submit an affidavit (to be executed on appropriate non-judicial stamp paper of minimum value and attested by public notary) alongwith a declaration read as under :-


*I hereby give an undertaking that the data and information given in the application and enclosures for environmental clearance are true to the best of my knowledge and belief without concealing any fact and I am aware that if any part of data and information submitted is found to be false or misleading at any stage the project will be rejected and clearance given, if any to the project will be revoked at our risk and cost.*

- 1. Case no. 682/2012** Prior Environmental Clearance for Vishnu Heights at Part of Khasra no. 24/1/3,14/3 & 14/5/1, Village Bawdia kalan, Tehsil Huzur, Distt. Bhopal (MP) Total Land Area – 2.634 ha, Total Built Up Area – 79595.35 sq mt. for Residential Building, Club House and School by Ku. Bharti Parwani, Vishnu Heights of M/s Jitesh Estate Pvt.Ltd., 141, Mezzanine Floor, City Trade Centre, Malviya Nagar, Bhopal (MP) – 462003.

After detailed discussion and perusal of the recommendations of 260<sup>th</sup> SEAC meeting dtd. 07.01.2016, PP should be invited for a detailed presentation as per MoEF, Gol Office Memorandum dtd 19.06.2013.

- 2. Case No. 490/2009:** Prior Environmental Clearance for proposed project 100 MW (2x50MW) Shahdol Coal Bed Methane (CBM)Gas Based Power Plant at Village- Hadaha near Shahdol Town adjacent NH-78

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman

Distt-Shahdol (M.P). M/S Reliance Industries Ltd. Block 6-D, 2<sup>nd</sup> floor, Reliance Park, Thane- Belapur Road, Gansoli Navi Mumbai (M.S)

The case was discussed in 263<sup>rd</sup> SEAC meeting dtd 11.01.2016 and it was reported that :-

*"The case was again scheduled for presentation today and again no one from the PP or their consultant came for the presentation. Thus committee decided that sufficient opportunities have been given to the PP for representing their case but it appears that they are not interested to take-up this project. The case may, therefore be recommended for delisting by SEIAA."*

As per the above recommendations, SEIAA has decided to **delist the case** and it shall be liable for relisting once the complete information is submitted by PP. **PP and all concerned be informed accordingly.**

3. **Case No. 820/2012** Prior Environmental Clearance for " Nariman Point" at Khasra No. 101/2/1/1, 104/1,104/2, 107/1, 107/2, 107/3, 107/4, 108/2, 119/2,117, 118/1, 118/2, 113, 114, 115, 121/1, 123/2/1,101/1, 115/1, 97, 98, 101/2/2, 106, 119/1, 108/1, 120; Village Pipliya, Tehsil & Distt. Indore (MP) total land area 18,890.00 sqm, total built-up area 25,132.62 sqm by M/s Naman Equipments & Construction (India) Pvt. Ltd., 115 Diamond Trade Centre, Diamond Colony, Indore (M.P.)

The case was discussed in 263<sup>rd</sup> SEAC meeting dtd 11.01.2016 and it was reported that :-

*" The case was again scheduled for presentation today and again no one from the PP or their consultant came for the presentation. Thus committee decided that sufficient opportunities have been given to the PP for representing their case but it appears that they are not interested to take-up this project. The case may, therefore be recommended for delisting by SEIAA."*

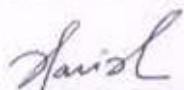
As per the above recommendations, SEIAA has decided to **delist the case** and it shall be liable for relisting once the complete information is submitted by PP. **PP and all concerned be informed accordingly.**

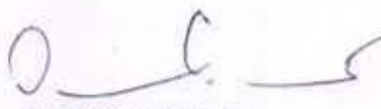
4. **Case No 2889/2015** Prior Environmental Clearance for Proposed Designing, Engineering, Procurement, Construction, Testing, Commissioning, Trial run along with Operation & Maintenance Proposed ETP Capacity-4 MLD at Sector F, Sanwer Road Industrial Area , Indore, M. P by Commissioner, Indore Municipal Corporation, Indore – 452009 E-mail sestpindore@gmail.com Telephone No. 0731-2431610

After detailed discussion and perusal of the recommendations of 264<sup>th</sup> SEAC meeting dtd. 12.01.2016, PP should be invited for a detailed presentation as per MoEF, Gol Office Memorandum dtd 19.06.2013."

5. **Case No.- 4179/15** Shri Tabib Farukhi S/o Shri Fajulrehman R/o Village- Mahoba Damron, Tehsil-Pichhor, District-Shivpuri (MP)-473670 Prior Environment Clearance for approval of Sand Quarry in an area of 12.650 ha. (81,000 cum/year) at Khasra No.-1488, Village-Mahoba Damron, Tehsil-Pichhor, District-Shivpuri (MP).

After detailed discussion and perusal of the 257<sup>th</sup> SEAC meeting dtd. 04.01.2016, it was reported that :-

  
(H.S.Verma)  
Member

  
(Waseem Akhtar)  
Chairman

*The case was presented by the PP and their consultant and during presentation it was observed that Gram Sabha has not given NOC for this mining lease. Committee after deliberation decided that in view of objection raised by the Gram Sabha and considering the issues of environmental sensitivity, the case is not recommended for the grant of Environmental Clearance.*

It was observed by SEIAA that before taking a decision a letter should be sent to the Collector, Shivpuri for his comments on issue of objections raised by the Gram Sabha.

6. **Case No. 4178/15** Shri Netram Jatav S/o Shri Sauharu Jatav R/o Village-Chhitipur, Tehsil-Karera, District-Shivpuri (MP)-473670. Prior Environment Clearance for approval of Sand Quarry in an area of 5.10 ha. (98,000 cum/year) at Khasra No.-181, Village-Chhitipur, Tehsil-Karera, District-Shivpuri (MP).

After detailed discussion and perusal of the 257<sup>th</sup> SEAC meeting dtd. 04.01.2016, it was reported that :-

*The case was presented by the PP and their consultant and during presentation it was observed that Gram Sabha has not given NOC for this mining lease. Committee after deliberation decided that in view of objection raised by the Gram Sabha and considering the issues of environmental sensitivity, the case is not recommended for the grant of Environmental Clearance.*

It was observed by SEIAA that before taking a decision a letter should be sent to the Collector, Shivpuri for his comments on issue of objections raised by the Gram Sabha.

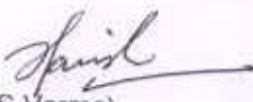
7. **Case No. 4470/15** Shri Kailash Chandra Gupta, M/s Esteem Infrabuild Pvt. Ltd., Sub Lessee, Madhya Pradesh State Mining Corporation Limited, R/o P-4, Lal Bahadur Nagar, Durgapura, Jaipur (Raj.) Prior Environment Clearance for approval of Sand Mine in an area of 9.00 ha. (1,35,000 cum/year) at Khasra no.-1, 360, Village-Ajeeta, Tehsil-Mehgaon, District-Bhind (MP)

After detailed discussion and perusal of the recommendation of 258<sup>th</sup> SEAC meeting dtd. 05.01.2016. As per the policy decision taken in 284<sup>th</sup> SEIAA meeting dtd. 23.01.2016, the mining plan needs revision as per the directives of the Hon'ble NGT in order dtd. 06.01.2016. PP and Director, Geology & Mining be informed accordingly.

8. **Case No. 3108/2015** Prior Environment Clearance for **Sand Quarry (Khodu Bharu)** in an area of 4.00 ha. for production capacity 29,700 cum/year at Village-Kirmohi, Tehsil-Anjad, District-Badwani (MP) by Shri Rajeev Saxena, OIC, Sub Off.-Dhamnood, M.P. State Mining Corporation Ltd., Tehsil-Dharampuri, Dhar (MP)-454552

After detailed discussion of 276<sup>th</sup> SEIAA meeting dtd. 28.12.2015, and the response of SEAC, PP may be invited for presentation.

9. **Case No. 3237/2015** Prior Environment Clearance for **Sand Quarry (Khodu Bharu)** in an area of 5.00 ha. for production capacity 35,640 cum/year at Village-Pandyaghat, Tehsil-Maheshwar, District-Khargone (MP) by Shri Rajeev Saxena, OIC, Sub Off.-Dhamnood, M.P. State Mining Corporation Ltd., Tehsil-Dharampuri, Dhar (MP)-454552

  
(H.S. Verma)  
Member

  
(Waseem Akhtar)  
Chairman

After detailed discussion of 276<sup>th</sup> SEIAA meeting dtd. 28.12.2015, and the response of SEAC, PP may be invited for presentation.

10. **Case No. 3042/2012** Prior Environment Clearance for **Sand Quarry (Khodu Bharu)** in an area of 4.00 ha. for production capacity 14,850 cum/year at Village-Pitamali, Tehsil-Maheshwar, District-Khargone (MP) by Shri Rajeev Saxena, OIC, Sub Off.-Dhamnod, M.P. State Mining Corporation Ltd., Tehsil-Dharampuri, Dhar (MP)-454552

After detailed discussion of 276<sup>th</sup> SEIAA meeting dtd. 28.12.2015, and the response of SEAC, PP may be invited for presentation.

11. **Case No. 3047/2015** Prior Environment Clearance for **Sand Quarry (Khodu Bharu)** in an area of 5.711 ha. for production capacity 14,850 cum/year at Village-Raver, Tehsil-Sanawad, District-Khargone (MP) by Shri Rajeev Saxena, OIC, Sub Off.-Dhamnod, M.P. State Mining Corporation Ltd., Tehsil-Dharampuri, Dhar (MP)-454552

After detailed discussion of 276<sup>th</sup> SEIAA meeting dtd. 28.12.2015, and the response of SEAC, PP may be invited for presentation.

12. **Case No.-1833/2014** Prior Environmental Clearance for M/s Birla Corporation Limited Unit- at Village Karadiya & Khedamdhav, Tehsil Barnagar, District Ujjain (M.P.) Total Project Area: 26.87 ha proposed Capacity 2 X 1.0 MTPA Cement Grinding Unit Phase – I -1.0 MTPA, Cement Grinding Unit Phase-II- 1.0 MTPA Cement Grinding by Shri V.K. Hamirwasia President, M/s Birla Corporation Limited Unit: Barnagar (M.P.). Sector- Madhav Nagar, Chanderia, Chittorgarh (Raj.), Env. Consultant – CES, Bhopal - regarding correction in the EC letter.

The Prior Environmental Clearance under EIA Notification, 2006 has been issued for the Cement Grinding Unit at Village Karadiya & Khedamdhav, Tehsil Barnagar, District Ujjain (M.P.) to Shri V.K. Hamirwasia (President), M/s Birla Corporation Limited Unit: Barnagar Sector- III Madhav Nagar, Chanderia, Chittorgarh (Rajasthan) (PP) vide letter no. 8476 dtd 30.11.15. The Proponent (vide letter dtd 28.12.15 received in SEIAA office on 05.01.2016) requested for following correction in the prior EC issued earlier.

Point no.	Particulars	Written in EC	Correct and to be replaced with
(i)	Production capacity	1.0x2million tones/anum	2x 1.0 million tones/annum
(iii)	Date of DFO letter	14.10.15	14.10.14
(iv)	Date of Public hearing	26.05.15	25.06.15
(vii)	Total water requirement for Phase-II	165 KLD	70 KLD(Total water requirement for both phases will be 165 KLD)
(ix)	Provision of closed silo system for storage of	Clinker, gypsum and fly ash	Clinker and fly ash will be store in closed silo and Gypsum will be stored in

(H.S.Verma)  
Member

(Waseem Akhtar)  
Chairman

			covered shed.
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The letter submitted by PP was examined and found that the above figure mentioned in the letter due to typographic error hence, it is decided to accept the request of PP and accordingly a corrigendum should be issued with substitution of above correction.


**Case No. 1704/2013:** Prior Environmental Clearance for proposed Residential & Commercial Development Project at Plot No. 27, Yashwant Niwas Road, Tehsil & District Indore MP. Total Plot area 12626 sq.mt., built up area 62,262.67 sqmt. by M/s Saicharan Properties Ltd., Mr. Sanjay Daga Authorized Signatory, 101, Kalpataru Synergy, Opp. Grand Hyatt, Santacruz, East Mumbai 400055

The Prior Environmental Clearance under EIA Notification, 2006 has been issued for the proposed Residential & Commercial Development Project at Plot No. 27, Yashwant Niwas Road, Tehsil & District Indore MP further amended EC issued vide letter no. 7770 dtd 18.11.15. The Proponent (vide letter dtd 10.01.16 received in SEIAA office on 20.01.2016) requested for following correction in in point no.6 of the amended EC issued earlier.

The letter submitted by PP was examined and found that the above figure mentioned in the letter due to typographic error hence, it is decided to accept the request of PP and accordingly the following correction are made in the above mentioned letter by issued corrigendum letter.

S. No	Project Details	As mentioned in EC dated 18.11.2015	Correction now being made
6	Building Configuration	Wing B: 2 basements + Ground (Club House) + Mezzanine (Club House, EWS & LIG) + Podium/ Stilt + 8 residential floors.	Wing B: 2 basements + Ground (Club House) + Mezzanine (Club House) + Podium/ Stilt + 12 residential floors.

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

  
(H.S.Verma)  
Member

  
(Waseem Akhtar)  
Chairman