Minutes of the 343rd Meeting of SEIAA dated. 22.06.2016

The 343rd meeting of the State Level Environment Impact Assessment Authority was convened on 22.06.2016 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

Shri Ajatshatru Shrivastava

Member Secretary

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

S No	Case No.	Category	No. & date of latest SEAC
1.	4931/2016	8 (a)	277th SEAC meeting dtd. 31.05.2016
2.	4284/2015	8 (a)	277 th SEAC meeting dtd. 31.05.2016
3.	4151/2015	8 (a)	277 th SEAC meeting dtd. 31.05.2016
4.	2341/2014	2 (b)	277th SEAC meeting dtd. 31.05.2016

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

S.No.	Case No.	Category	No. & date of latest SEAC
5.	1427/2013	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
6.	2601/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
7.	3029/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
8.	3025/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
9.	4188/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
10.	950/2012	1 (a) B2	268 th SEAC meeting dtd. 16.01.2016
11.	2645/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
12.	4201/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
13.	4869/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
14.	4881/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016
15.	3876/2015	1 (a) B2	30 th SEAC-II meeting dtd. 04.06.2016

1. Case No 4931/2016 Prior Environmental Clearance for Affordable Housing Project Atal Aashsraya Yojna at survey no. 322, 323, 324, 325, 326 at village Jaderua Kalan, Tehsil & District Gawalior, MP; builtup 37124 sqmt.; land area 24750 sqmt. (2.47 ha), by Gwalior Development Authority CEO, Shri Suresh Kumar, 1, Ravi Nagar, Gwalior, MP 474002, E-mail ceo@gdagawalior.com, Mob. No. 0751-2445536, Environment Conusltant Das India, Lucknow, UP.

After detailed discussion and perusal of the recommendations of 277th SEAC meeting dtd. 31.05.2016, PP should be invited for a detailed presentation.

2. Case No 4284 /2015: Prior Environmental Clearance EC for proposed Residential project Dynamic Green Delight at Khasra No. 406/KA, 406/GA, 406/KH, 406/GHA, Village – Barkheda Pathani, Tehsil Huzur, District – Bhopal (M.P.); Total Land Area – 18480.0 sq.m, Total Built up Area - 39742.72 sq.m. by Shri Anil Pali, Director Saraswati Infrabuild PVt. Ltd. shop no. 21, Ravi Shankar Shukla Market, Bus Stop no.5, Shivaji Nagar, Bhopal - 462016, P. No. 9827055266, Email – anilpali11@gmail.com

After detailed discussion and perusal of the recommendations of 277th SEAC meeting dtd. 31.05.2016, PP should be invited for a detailed presentation.

(Ajatshafru Shrivastava) Member Secretary

(H.S.Verma) Member

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3. Case No 4151/2015 Prior Environmental Clearance for approval of proposed Housing Project "SEAC CITY NORTH" at Village-Kargawa, Tehsil-Gwalior, District-Gwalior (MP) [2695] by Shri N.P. Mishra, CEO, M/s Sonia Engineering & Construction (SEAC) Ltd., C-32, Govindpuri Chauraha, Opp. V.C. Bungalow, J. University Road, City Centre, Gwalior (MP)-474010

After detailed discussion and perusal of the recommendations of 277th SEAC meeting dtd. 31.05.2016, PP should be invited for a detailed presentation.

4. Case No 2341/2014 Prior Environmental Clearance for proposed Iron Ore Beneficiation Plant at Industrial Area, Village-Hargarh, Tehsil-Sihora, District-Jabalpur (MP) [2686]by Shri Satyabrata Satpathy, Director, M/s H.P. Ore Processors Pvt. Ltd., Missal Layout, Nagbhoomi Society, Indora, Nagpur-440014

After detailed discussion and perusal of the recommendations of 277th SEAC meeting dtd. 31.05.2016, PP should be invited for a detailed presentation.

 Case No. 1427/2013 Prior Environmental Clearance for Stone Quarry, Lease area 1.89 ha. capacity 70,000 cum/year at Khasra No.1048/1, 1048/3 at Village Bichpura, Tehsil Barahi, Dist. Katni (M.P.) by M/s Shri Ram Traders, Prop. Shri Leelaram Gupta, Doli Road, Barhi Distt. Katni (M.P.)

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"Committee decided that since the area of this mine is < 5.00 ha and as per MO certificate the cluster area is of 15.53 ha including this mine with no individual mining lease area is >5.00 ha, this case may be transferred to DEIAA"

As per the above observation, the case is hereby transferred to DEIAA, Katni for appraisal. Copy to PP.

6. Case No. – 2601/15 Prior Environmental Clearance for Laterite, Quartz & Clay Mine Lease Area - 8.04 ha., Capacity -15,028 MPTA, at Khasra No.-4, 94, 95 Vill.-Umaria, Teh.- Dheemarkheda, Distt.- Katni (M.P.) by Shri Umashankar Mishra, R/o Indira Nagar- Rewa (M.P.) - 486001

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"Neither the Project Proponent (PP) nor his representative was present to explain the query which might be raised or to make any commitment which may be desired by the committee during the deliberation. The case was earlier listed in the 196th SEAC meeting dated 02/06/2015, 233rd SEAC meeting dated 29/10/2015 and 244th SEAC meeting dated 08/12/2015 wherein PP remains absent. Committee decided that since sufficient opportunites have been given to the PP for appraisal and consideration of the project wherein PP remain absent, the case shall be returned to SEIAA for delisting assuming that PP is not interested to continue with the project"

As per the above observation, the case is hereby delisted and shall be liable for relisting. Copy to PP.

7. Case No. – 3029/15 Prior Environmental Clearance for Basalt Stone Quarry Lease Area - 3.740 Ha for expansion in production Capacity from 15,772 cum/year to 20,000 cum/year, at Khasra No.-37/1, Vill. -Dhamanda, Teh.-Dewas, District-Dewas (M.P.) by Shri Babulal Patwala S/o Shri Ambaram Patwala, 91, Sukhniwas, Teh. & District-Indore (M.P.) - 455001.

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"Committee decided that since the area of this mine is < 5.00 ha and as per MO certificate the cluster area is of 7.740 ha including this mine with no individual mining lease area is >5.00 ha, this case may be transferred to DEIAA."

(Ajatshatru Shrivastava) Member Secretary

(H.S.Verma Member

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As per the above observation, the case is hereby transferred to DEIAA, Dewas for appraisal. Copy to PP.

 Case No. – 3025/15 Prior Environmental Clearance for Basalt Stone Quarry Lease Area - 4.00 Ha., Capacity - 55,000 cum/year, at Khasra No.-37/1, Vill.-Dhamanda, Teh.-Dewas, District- Dewas (M.P.) by Smt. Asha Paatwala W/o Shri Sunil Paatwala, 91, Sukh Niwas, Indore (M.P.) - 455001

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"Committee decided that since the area of this mine is < 5.00 ha and as per MO certificate the cluster area is of 7.740 ha including this mine with no individual mining lease area is >5.00 ha, this case may be transferred to DEIAA"

As per the above observation, the case is hereby transferred to DEIAA, Dewas for appraisal. Copy to PP.

9. Case No. 4188/2015 Prior Environmental Clearance for Flag Stone, Murrum & Boulder Quarry (Opencast Semi-Mechanized Method) in an area of 2.00 ha. for expansion in production capacity from 450 to 12,000 cum/year (Flag Stone-4800 cum/year Murrum-3600 cum/year & Boulder Stone-3000 cum/year) at Khasra No.-858 at Village-Simra, Tehsil-Rithi, District-Katni (MP) by Shri Naresh Jayswani S/o Shri Ramgopal Jayswani R/o Bangla Line, Madhav Nagar, Distt-Katni (MP)-483501.

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"SEIAA vide letter no.10874/SEIAA/16 dated 01/02/2016 sent back the file to SEAC for re-appraisal as "in the body of the minutes this case has been described as flagstone, Murum and Bolder Stone. Case may be retured to SEAC for clarification anf also further appraisal as to how bolder stone and flag stone will be excavated from the mineas methodology of extraction is different for these two categories".

The case was presented by the PP and their consultant wherein PP informed regarding the methodology of excavation of these minerals and submitted necessary documents for consideration. After detailed deliberations and discussions, committee observed that as per the Form-1 and approved mine plan PP has applied for the Flagstone, Bolder and Murum. It was also observed from the "methodology and production bench height" submitted by PP in presentation that there is 20 mm ranging from 10mm to 30mm thicknes of chips and chachhri, again at the depth of approx. 3.5 meters, there is 1.00 meter thick chips & chachri dust which is marketable as building material in place of Murum. This will minimize the soild waste disposal at the lowest and also State Govt. will earn revenue agaist reuse of waste otherwise this will be stacked as waste material. These two layers will be minable manually with chisel and hammer. The remaining two layers of 3.0 meter and 1.5 meter of flag stone & bolder stone will be minable as per mine plan. PP has also informed during presentation that he has given marketable name as "Murum" to waste as "chips & chachri". Committee decided that the above clarification may be sent to SEIAA."

As per the above clarification and the recommendations of 254th SEAC meeting dtd. 19.12.2015, it was decided to grant Prior Environmental Clearance subject to the following specific conditions in addition to the conditions imposed by SEAC

- PP shall not start mining activity before execution of lease agreement.
- (ii) The depth of the pit shall be as per the Approved Mining Plan.
- (iii) The entire area shall be fenced and three rows of plantation should be done towards the human habitation side.

Hence, Prior Environmental Clearance is granted for Flag Stone, Murrum & Boulder Quarry (Opencast Semi-Mechanized Method) in an area of 2.00 ha. for expansion in production capacity from 450 to 12,000 cum/year (Flag Stone-4800, cum/year Murrum-3600 cum/year & Boulder Stone-3000 cum/year) at Khasra No.- 858 at

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(H.S.)Verma Member

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Village-Simra, Tehsil-Rithi, District-Katni (MP) for the lease period to Shri Naresh Jayswani S/o Shri Ramgopal Jayswani R/o Bangla Line, Madhav Nagar, District-Katni (MP)-483501.

10. Case No. 950/2012 Prior Environmental Clearance for Metal Stone Quarry (Opencast Semi-Mechanized Method) in area 1.20 ha. for production capacity of 5,000 Cubic Meter/Year at Khasra No. – 362, 363 & 432 Part at Village – Dadar Sihudi, Tehsil – Dheemarkheda, Distt. – Katni (M.P.) by Shri Pramod Kumar Patel, C/o Smt. Tara Patel Village – Kewalari, Tehsil -Sehora Bada Tal Sehora Road, Jabalpur Distt. - Jabalpur (M.P.)-482001.

In this particular case, the EC has been issued for two years ending 14.02.2015 now PP has requested for extension of the EC upto the remaining lease period i.e. 14.10.2021 for the same production capacity of 5000 cum per year. This case was again discussed in the 268th SEAC meeting dtd. 16.01.16 and it was reported that:-

"The committee after discussion decided that if the mining lease area and production remains the same and if the lease has been renewed, the EC may be extended as per the provisions of EIA Notification subject to the following: Expansion or modernization in the project, entailing capacity addition with change in process and or technology and any change in product - mix in proposed mining unit shall require a fresh Environment Clearance."

As per the above observations, since the PP has submitted the application on 02.03.2015 i.e. after the expiry of the EC period and it took more than a year to process the case the extension of EC is granted upto the lease period i.e. 14.10.2021 effective from the date of issue of EC.

11. Case No. – 2645/2015 Prior Environmental Clearance for Basalt Stone Quarry Lease Area - 8.00 ha., Capacity - 62,400 cum/year, at Khasra no.-71/1, Vill.-Maholi, Teh.-Bairsiya, District-Bhopal (MP) by Shri Niresh Jain S/o Shri C.M. Jain, House No. E-3/217, Arera Colony, Bhopal (M.P.)-462016

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"Today, Neither the Project Proponent (PP) nor his representative was present to explain the query which might be raised or to make any commitment which may be desired by the committee during the deliberation. On perusal of the documents committee observed that the application submitted by the PP is incomplete for which SEIAA vides letter no. 3454/SEIAA/15 dated 30/03/15 has instructed to submit the desired documents but PP has not submitted the same. SEAC also vide letter no. 215 dated 18/05/2015 has instructed PP to submit the lacking details but PP except the mine plan has not submitted other necessary documents (such as DFO, Tehsildar & MO certificat) which are essential for the appraisal of the peoject. Committee decided that since sufficient apportunites have been given to the PP for appraisal and consideration of the project wherein PP remain absent and have also not submitted the essential documents, the case shall be returned to SEIAA for delisting assuming that PP is not interested to continue with the project as per MoEF&CC OM No. J-11013/5/2009-IA-II (Part) dated 30/10/2012"

As per the above observation, the case is hereby delisted and shall be liable for relisting. Copy to PP.

12. Case No. 4201/15 Prior Environmental Clearance for Stone Quarry in an area of 0.9854 ha. (20,000 cum/year) at Khasra No.-2475, 2446/2, 2477, 2480, 2482, 2481, 2483,2484/1, 2484/2, 2485,Village-Bilaua, Tehsil-Dabra, District-Gwalior (MP) by Smt. Vujay Sharma R/o Jiwaji Nagar Thatipur Murar, Distt- Gwalior- 474001.

The case was discussed in 30th SEAC-II meeting dtd. 04.06.16, it was reported that:-

"The case was again scheduled for presentation today but PP remains absent. However, during scrutiny of the file committee observed that SEIAA vides letter no. 1602/SEIAA/16 datyd 24/05/16 forwarded a letter from the

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PP requesting that their case may be transferred to DEIAA as their lease is <5.00 ha. Committee observed that the lease of this case is < 5.00 ha and concerned Mining Officer (vide letter no.QL-15/09, dated: -13/08/15) has reported that there is no more mine operating or proposed within 500 meters around the said mine, this case can be transferred to DEIAA through SEIAA."

The case may be returned to SEAC to enquire whether or not this is part of the Billaua cluster which is being processed at their level. Copy to PP.

13. Case No. 4869/15 Prior Environmental Clearance for Sand Quarry (Opencast Manual Method) in an area of 6.00 ha. for production capacity of 1800 cum/year at Khasra no.-18 at Village-Barapather, Tehsil-Mahidpur, District-Ujjain (MP) by Shri Kailash Goswami R/o Village-Bhimakheda, Tehsil-Mahidpur, District-Ujjain (MP)-456443.

The case was discussed in 30th SEAC-II meeting dtd. 04.06.2016 and after detailed discussions on the recommendations it was decided to grant Prior Environmental Clearance subject to the following specific conditions in addition to the conditions imposed by SEAC

- PP shall not start mining activity before execution of lease agreement.
- II. The production capacity shall be limited to the quantity as recommended by SEAC-II.
- III. The lease area should be properly demarcated in the presence of the Revenue & Mining Officials and proper boundary stones should be established.
- IV. No in-stream mining shall be allowed. The local authorities should ensure that the mining activity is confined only in the dry portion of the river where sand is exposed.
- V. The depth of the pit shall be as per Approved Mining Plan and not exceed 3m or normal water level prevalent in the lean season whichever is less.
- VI. The final decision of Hon'ble NGT (CZ) Bhopal and Hon'ble NGT Principal Bench, New Delhi in OA No. 49/2015 (Amarkant Mishra Vs State of MP & others), shall be obligatory on the part of PP.
- VII. PP should ensure that no access ramps are made for transportation of sand from the opposite bank of the river.
- VIII. Before commencing the mining activity, site demarcation should be done keeping a distance of 100 m from the road bridge as a "no mining zoneThe demarcation should be done by the Revenue Officials in the presence of and Mining Officer, Ujjain.
- No transportation shall be permitted within the village.
- Alternate transportation route should be decided in consultation with the local Gram Panchayat.
- XI. The entire lease area should be properly fenced and boundary stones marked at the site.

XII. PP will ensure three row plantation towards the village settlement side in the entire length of suitable species three year old to conserve and retain the banks.

(Ajatshatro Shrivastava) Member Secretary

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Hence, Prior Environmental Clearance is granted for Sand Quarry (Opencast Manual Method) in an area of 6.00 ha. for production capacity of 1800 cum/year at Khasra no.-18 at Village-Barapather, Tehsil-Mahidpur, District-Ujjain (MP) for the lease period to Shri Kailash Goswami R/o Village-Bhimakheda, Tehsil-Mahidpur, District-Ujjain (MP)-456443

14. Case No. 4881/15 Prior Environmental Clearance for Sand Quarry (Opencast Manual Method) in an area of 13.48 ha.for production capacity of 4,044 cum/year at Khasra No.-01 at Village-Aranyabena, Tehsil-Mahidpur, District-Ujjain (MP) by Shri Tikam Singh Panwar R/o Village-Kanthariya, Tehsil-Mahidpur, District-Ujjain (MP)-456443.

The case was discussed in 30th SEAC-II meeting dtd. 04.06.2016 and after detailed discussions on the recommendations it was decided to grant Prior Environmental Clearance subject to the following specific conditions in addition to the conditions imposed by SEAC

- PP shall not start mining activity before execution of lease agreement.
- II. The production capacity shall be limited to the quantity as recommended by SEAC-II.
- III. The lease area should be properly demarcated in the presence of the Revenue & Mining Officials and proper boundary stones should be established.
- IV. No in-stream mining shall be allowed. The local authorities should ensure that the mining activity is confined only in the dry portion of the river where sand is exposed.
- V. The depth of the pit shall be as per Approved Mining Plan and not exceed 3m or normal water level prevalent in the lean season whichever is less.
- VI. The final decision of Hon'ble NGT (CZ) Bhopal and Hon'ble NGT Principal Bench, New Delhi in OA No. 49/2015 (Amarkant Mishra Vs State of MP & others), shall be obligatory on the part of PP.
- VII. PP should ensure that no access ramps are made for transportation of sand from the opposite bank of the river.
- VIII. No transportation shall be permitted within the village.
 - IX. Alternate transportation route should be decided in consultation with the local Gram Panchayat.
 - X. The entire lease area should be properly fenced and boundary stones marked at the site.
- XI. PP will ensure three row plantation towards the village settlement side in the entire length of suitable species three year old to conserve and retain the banks.

Hence, Prior Environmental Clearance is granted for Sand Quarry (Opencast Manual Method) in an area of 13.48 ha. for production capacity of 4,044 cum/year at Khasra No.-01 at Village-Aranyabena, Tehsil-Mahidpur, District-Ujjain (MP) for the lease period to Shri Tikam Singh Panwar R/o Village-Kanthariya, Tehsil-Mahidpur, District-Ujjain (MP)-456443.

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- 15. Case No.-3876/15 Prior Environment Clearance for Stone Quarry in an area of 1.435 ha. (20,000 cum/year) at Khasra No.-3579/7, 3577, Vill.-Billaua, Tehsil-Dabra, District-Gwalior (MP) by Shri Sushil Kumar Jain S/o Shri B.K. Jain, M/s Stuti Stone Crushing Co. R/o J-82, Kalka Jee, Delhi-474001.
 - (1) The case was discussed in 279th SEIAA meeting dtd. 08.01.2016 and it was recorded that :-

"After detailed discussion and recommendations of 249th SEAC meeting dtd. 14.12.2015, this case pertains to Village Biloua and therefore should have been a part of Biloua Cluster for which Hon'ble NGT has also directed to form a committee for a site visit and thereafter its site report. SEIAA has decided to return the case to SEAC for appraisal as per the directives of Hon'ble NGT."

(2) In the 30th SEAC-II meeting dtd. 04.06.2016, it was reported that :-

Accordingly a two member's sub committee comprising of Shri. Prashant Shrivastava and Dr. Mohd. Akram Khan visited the site on 22.05.2016 wherein it is recorded that mine registered with case no. Case No.-3876/15 of Shri Sushil Kumar Jain S/o Shri B.K. Jain, M/s Stuti Stone Crushing Co. R/o J-82, Kalka Jee, Delhi-474001 Prior Environment Clearance for approval of Stone Quarry Lease Area - 1.435 ha., Capacity - 20,000 cum/year, at Khasra No.-3579/7, 3577, Vill.-Billaua, Tehsil-Dabra, District-Gwalior (MP) is located > 500 meters away from the above mines with can be verified from the letter issued by concerned mining Officer (letter no.-Q-L-50/2015, dated: 21/08/2015) wherein it has been reported that there are no more mines operating or proposed within 500 meters around the said mine. This site is a single lease of 1.435 ha with no other mine within 500 meters located in the northwestern side of the billaua cluster. Two crushers are located on the western side of this lease and both were non-operational at the time of inspection. The wind direction at the time of inspection was from North to Southeastern direction. No demarcation/mine boundary pillars were available on site to verify the exact distances of this lease from the other sensitive environmental factors and billaua cluster. The mining officer and PP present during inspection also could not establish the exact mine boundary of this lease and their respective distances from the billaua cluster and other sensitive environmental factors. Thus subcommittee asked the concerned mine owner and officers from mining department to prepare a surface map of all the lease with the help of Tehsildar/Patwari/Mining Officer mentioning their exact distances from billaua cluster, nearby industry, billaua village, Main road etc and this map should be duly verified by the Tehsildar/Patwari/Mining Officer for further considerations. The repor of the committee was placed in the 28th SEACII meeting dated 02/06/2016.

PP vide letter dated 25/05/2016 has submitted the desired information which was placed before the committee. Committee observed that PP has submitted surface map which is duly verified by the Tehsildar stating the distances of this lease which are as follows:

1. Distance from mine to the road

310 meter.

2. Distance from mine to the billaua village

1630 meter.

3. Distance from mine to Billaua cluster

789 meter.

4. Distance from mine to steal plant

830 meter.

5. Distance from mine to School

648 meter.

The committee after deliberations decided that since this mine is >700 meters away from the billaua cluster and it single mine, the committee stands by its earlier recommendations made in the 249th SEAC meeting dated 14/12/2015."

From the above observation and the issues raised in the 279th SEIAA meeting, it was pin pointed query to SEAC for giving explanation on the Hon'ble NGT, Bhopal directives issued from time to time. However, SEAC has not covered the directives of Hon'ble NGT, Bhopal in analyzing the given situation. The case is returned to SEAC for elaborating on the directives of Hon'ble NGT with reference to this particular case.

Meeting ended with a vote of thanks of the Chair.

(Ajatshatru Shrivastava) Member Secretary

(H.S.Verma Member