

STATE LEVEL EXPERT APPRAISAL COMMITTEE (SEAC)-DELHI

OFFICE OF DELHI POLLUTION CONTROL COMMITTEE
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-110006

F.No. DPCC/MS/SEAC-IV/03/99/2021-22/ 3358 - 3364

Dated: 28/02/2022

MINUTES OF MEETING

Please find enclosed herewith the Minutes of Meeting of 99th Meeting of the State Level Expert Appraisal Committee (SEAC) held on 22.02.2022 through video conferencing.



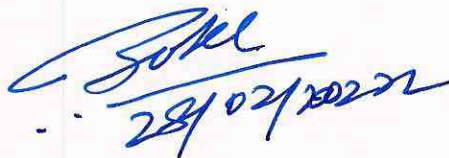
(Pankaj Kapil)
Member Secretary
SEAC, Delhi

To,

1. Mr. Sarvagya Kumar Srivastava (Chairman, SEIAA), 370, Asiad village complex, Siri Fort, New Delhi 110049
2. Special Secretary (Environment), Member Secretary, SEIAA, Department of Environment, GNCTD, Level-6, C-wing, Delhi Secretariat, I P Estate, New Delhi-110002
3. Sh. Vijay Garg, Chairman (SEAC), Plot No. 21, D-Block, Pankha Road, Institutional Area, Janakpuri, Delhi-110058

Copy to:

1. PS to Secretary (Environment) cum Chairman, DPCC- for kind information.
2. PA to Member Secretary, DPCC- for kind information.
3. EIA Cell, DPCC
4. IT Cell, DPCC for placing the minutes on website



28/02/2022



(Pankaj Kapil)
Member Secretary
SEAC, Delhi

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OFFICE OF DELHI POLLUTION CONTROL COMMITTEE
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-110006

Minutes of the 99th Meeting of State Level Expert Appraisal Committee (SEAC) held on 22.02.2022 through video conferencing.

The 99th Meeting of State Level Expert Appraisal Committee (SEAC) was held on 22.02.2022 through video conferencing under the Chairmanship of Sh. Vijay Garg. The following members of SEAC were present in the meeting:

- | | |
|------------------------------|--------------------|
| 1. Sh. Vijay Garg | - In Chair |
| 2. Ms. Paromita Roy | - Member |
| 3. Dr. Sumit Kumar Gautam | - Member |
| 4. Sh. Surinder Kumar Juneja | - Member |
| 5. Sh. Chetan Agarwal | - Member |
| 6. Sh. Ashish Gupta | - Member |
| 7. Ms. Jyoti Mendiretta | - Member |
| 8. Sh. Gopal Mohan | - Member |
| 9. Sh. Ankit Srivastava | - Member |
| 10. Dr. Sirajuddin Ahmed | - Member |
| 11. Sh. Pankaj Kapil | - Member Secretary |

Following SEAC Members could not attend the Meeting:

- | | |
|-----------------------------|---------|
| 1. Dr. Kailash Chand Tiwari | -Member |
| 2. Sh. Pranay Lal | -Member |

Following DPCC Officials assisted the Committee:

1. Sh. Amit Chaudhary (EE), DPCC
2. Sh. S.K. Goyal (EE), DPCC
3. Sh. Rohit Meena (JEE), DPCC.

The Minutes of 98th SEAC held on 31.02.2022 (1st sitting), 02.02.2022 (2nd sitting), and 07.02.2022 (3rd sitting) were confirmed by the Members.

The Chairman requested the sub-committee constituted for site inspection wrt to Expansion of Multistoried Parking cum Commercial Complex at Nehru Place by M/s Nehru Place Hotels And Real Estates Pvt. Ltd. to expedite the necessary action.

Agenda 1

Case No C-379

Name of the Project	EC for Expansion of INT Hospital Sector-10, Dwarka, New Delhi
Project Proponent	Dheeraj Kumar, M/s Muthoot Hospitals Private Limited, R-649, New Rajendra Nagar, New Delhi- 110060
Consultant	M/s Perfect Enviro Solutions Pvt. Ltd
EIA Coordinator present during Meeting	-
Representative of PP present during Meeting	-
Proposal No.	SIA/DL/MIS/248258/2021
File No.	DPCC/SEIAA-IV/C-379/DL/2022

Details of the Proposed Project are as under:

1. The Proposal is for grant of EC for Expansion of INT Hospital at Sector-10, Dwarka, New Delhi by M/s Muthoot Hospitals Private Limited
2. The Project is located at **Latitude:**28°34'55.57"N; **Longitude:**77° 3'6.54"E

The PP vide email dated 19.02.2022 requested to defer the case, as there are some changes in the planning.

After due deliberations, the SEAC in its 99th Meeting held on 22.02.2022 recommended as follows:

The case deferred at the request of PP with the instructions that PP is required to resubmit its proposal with revised Form 1 & 1A incorporating certified compliance report from Regional office of MoEF&CC, GoI in respect of conditions of previous Environmental Clearance, proper justification for decrease in population in view of expansion proposed, logic of showing drastic reduction in influx of persons in OPD in spite of expansion, clarification for 3000 number of beds shown for OPD, no excavation work reported, copy of all statutory approval obtained for proposed expansion including all clearances of DDA, fire department with all drawings.

The Committee recorded warning to the consultant M/s Perfect Enviro Solutions Pvt Ltd. for filling up the factually incorrect and contradictory information in Form 1 & 1A as discussed during the meeting.

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Agenda 2

Case No C-380

Name of the Project	EC for Expansion of Hospital Complex at Saket, Delhi
Project Proponent	Rohit Pandit, M/s Devki Devi Foundation, 2 Press Enclave Road, Saket, New Delhi-110017, South, Delhi-110048
Consultant	M/s Perfect Enviro Solutions Pvt. Ltd
EIA Coordinator present during Meeting	-
Representative of PP present during Meeting	-
Proposal No.	SIA/DL/MIS/251014/2022
File No.	DPCC/SEIAA-IV/C-380/DL/2022

Details of the Proposed Project are as under:

1. The Proposal is for grant of EC for Expansion of Hospital Complex at Saket, Delhi by M/s Devki Devi Foundation
2. The Project is located at **Latitude:**28°31'41.40"N; **Longitude:** 77°12'48.18"E

The PP vide email dated 18.02.2022 requested to defer the case as they are not prepared for the appraisal for the time being.

After due deliberations, the SEAC in its 99th Meeting held on 22.02.2022 recommended as follows:

The case deferred at the request of PP with the instructions that PP is required to resubmit its proposal with revised Form 1 & 1A filled up with factual information without any contradiction incorporating certified compliance report from Regional Office of MoEF&CC in respect of conditions of previous Environmental Clearance, justification for additional area proposed supported by approved architecture drawings.

The Committee recorded warning to the consultant M/s Perfect Enviro Solutions Pvt Ltd. for filling up the factually incorrect and contradictory information in Form 1 & 1A as discussed during the meeting.

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Agenda 3

Case No C-377

Name of the Project	EC for Construction of Additional Court At New Plot At Karkardooma In Front of Existing Karkardooma Court Complex FC-17, Delhi
Project Proponent	Sh. Sukhdeep Singh Bhatia, M/s Public Works Department (PWD), Office of Executive Engineer, New Delhi, Connaught Place, New Delhi, Delhi-110093
Consultant	M/s Oceao-Enviro Management Solutions (India) Pvt. Ltd
EIA Coordinator present during Meeting	Sh. Krishan Chand Panda (EIA Coordinator) Sh. Goonmeet Chauhan (Architect)
Representative of PP present during Meeting	Sh. Habib Khan (AE, PWD)
Proposal No.	SIA/DL/MIS/67418/2021
File No.	DPCC/SEIAA-IV/C-377/DL/2022

Details of the Proposed Project are as under:

1. The Proposal is for grant of EC for Construction of Additional Court At New Plot At Karkardooma In Front of Existing Karkardooma Court Complex FC-17, Delhi by M/s Public Works Department (PWD), New Delhi
2. The Project is located at **Latitude:**28°39'15.46"N; **Longitude:** 28°39'15.46"N

After due deliberations, the SEAC in its 99th Meeting held on 22.02.2022 recommended as follows:

Based on the information furnished, documents shown & submitted, presentation made by the project proponent, SEAC deferred the case for resubmission of Form 1&1A for want of information required for Designed parameters /STP details/ Rainwater Harvesting/ Green area/ Traffic management plan as discussed during meeting.

Agenda 4

Case No C-378

Name of the Project	EC for Proposed Commercial Cum Multiplex at Plot No.34, Pocket/Block A-2, Paschim Vihar, Delhi by Panch Tatva Promoters Pvt. Ltd
Project Proponent	Sumit Kumar, M/s Panch Tatva Promoters Pvt. Ltd, Unit No.105, First Floor, Vardhmans Sidhant Shopping Plaza, LSC Savita Vihar, East Delhi-110092,East,Delhi-110092
Consultant	M/s Ambiental Global Pvt. Ltd
EIA Coordinator present during Meeting	Ms. Laxmi Singh (EIA Coordinator)
Representative of PP present during Meeting	Sh. Sumit Kumar Gola (PP/ Sp. Architect)
Proposal No.	SIA/DL/MIS/71213/2022
File No.	DPCC/SEIAA-IV/C-378/DL/2022

Details of the Proposed Project are as under:

1. The Proposal is for grant of EC for Proposed Commercial Cum Multiplex at Plot No.34, Pocket/Block A-2, Paschim Vihar, Delhi by M/s Panch Tatva Promoters Pvt. Ltd
2. The Project is located at **Latitude:**28°40'9.37"N; **Longitude:** 77° 5'53.47"E

After due deliberations, the SEAC in its 99th Meeting held on 22.02.2022 recommended as follows:

Based on the information furnished, documents shown & submitted, presentation made by the project proponent SEAC deferred the case for resubmission of Form 1&1A in view of contradictory basic information filled up as discussed during meeting. The PP wished to withdraw its proposal for resubmission during the meeting, the committee gave the liberty to PP for the same.

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Agenda 5

Case No C-381 (TOR)

Name of the Project	TOR for Group Housing at Plot 67, Kirti Nagar, West Delhi, Delhi
Project Proponent	DGM, M/s TARC Projects Limited, 67 Najafgarh Road, Kirti Nagar, New Delhi-110015
Consultant	M/s Perfact Enviro Solutions Pvt. Ltd
EIA Coordinator present during Meeting	Ms..Akta Chugh
Representative of PP present during Meeting	Sh. Ajay Pathania
Proposal No.	SIA/DL/MIS/71214/2022
File No.	DPCC/SEIAA-IV/C-381(TOR)/DL/2022

Details of the Proposed Project are as under:

1. The Proposal is for grant of TOR for Group Housing at Plot 67, Kirti Nagar, West Delhi, Delhi by M/s TARC Projects Limited.
2. The Project is located at **Latitude:**28°34'55.57"N; **Longitude:** 77° 3'6.54"E

After due deliberations, the SEAC in its 99th Meeting held on 22.02.2022 recommended as follows:

The consultant was allowed to explain the information filled up in Form1&1A and based on the information furnished, documents shown & submitted, presentation made the SEAC deferred the case for resubmission of Form1&1A with factually correct with clear and legible copies of statutory approvals.

The committee also warned the consultant M/s Perfact Enviro Solutions Pvt Ltd for filling up erroneous/misleading information not limited to status of proposed excavation.

Handwritten signatures and initials:
Carmy Vmgy, P, Ashish, Gmt, Jh, Cms, CT, pep, Jmcs

Agenda 6:

Welcome Hotel, Sec-10,Dwarka developed by M/s Triupati Buildings and Offices Pvt. Ltd.

A representation/ complaint dated 06.02.2022 received from Sh. Shobhit Chauhan against Welcome Hotel, Sec-10,Dwarka developed by M/s Triupati Buildings and Offices Pvt. Ltd. was discussed/ apprised to the Committee during the 98th(third sitting) meeting dated 07.02.2022. The Project was issued Environmental Clearance on 08.07.2008 by MoEF&CC, GoI and now the complaint is related to the alleged violations being done by the project and construction work has been carried out at site even as it applied for expansion of the project before EAC (Infra-2) of MoEF&CC, GoI. As per EAC recommendation, the matter has been recommended to Ministry for necessary action as the project appears to be a case of violation of previous EC.

The project proponent also applied for expansion of EC at SEIAA, Delhi vide Proposal No: SIA/DL/MIS/251716/2022 and the application has not been accepted in SEIAA in view of the matter considered in MoEF&CC, GoI.

The SEAC in its meeting held on 07.02.2022 recommended as follows:

1. The matter related to violation in respect of earlier EC issued is under consideration before MoEF&CC, GoI in respect of the proposal of expansion submitted by the project proponent. Reference may be sent to MoEF&CC, GoI for getting the status report in the matter under consideration.
2. The Committee recommended that a Sub-Committee consisting of Members of SEAC namely Sh. S.K. Juneja, Ms. Paromita Roy, Ms. Jyoti Mendiratta, Sh. Ashish Gupta as a convener of the committee assisted by the officials of EIA Cell, DPCC be constituted for conducting Inspection of the project to check the veracity of the complaint. For conducting the aforesaid inspection, a note may be forwarded to SEIAA for according approval of the inspection proposed without waiting for minutes.

[Handwritten signatures and initials at the bottom of the page]

In view of above MoEF&CC has been requested by SEAC vide letter dated 15.02.2022 that current status of the above said Environmental Clearance application filed by the project proponent and action decided by the MoEF&CC, GoI subsequent to the recommendation of EAC (Infra-2) may please be provided to SEAC, Delhi.

Site inspection by Sub-Committee of SEAC Members:

Approval for conducting the inspection was sought from SEIAA and the members of subcommittee were authorized for inspection vide SEIAA office Memorandum dated 11.02.2022.

The Sub-Committee conducted the inspection on 12.02.2022 and submitted its report to SEAC on 22.02.2022 with following observations:

1. The construction was being carried out on the front, left and right side of the existing Building.
2. The following additional deviations from the Completion Plan dated 11.06.2012 were observed –
 - a. Entry on the rear side of the Plot towards the pedestrian Walkway.
 - b. Commercial use in some part of the First Basement
3. The following deviations from the Environmental Clearance dated 8th July, 2008 were also observed –
 - a. The total Built up area (58877.09 sq.mt. as per the DDA completion plans dated 11.06.12) is exceeding by 3326.92 sq.mt over the areas contained in the above Environmental Clearance (55550.169 sq.mt.)
4. During the inspection Mr. Ayush Dabas (representative wrt PP) was asked to provide the sanction building plan for assessing the observed construction. PP (through its Architect-M/s Khurmi and Associates) informed that the said plans have been duly submitted for sanction with DDA. However, it was also informed that the Sanction was held by DDA pending Environmental clearance. Mr. Ayush Dabas (representative wrt PP) was requested to submit copies of the same.
5. Accordingly, PP submitted its representation in the hard copy on 17.02.2022 along with Completion Plans (23 drawings) Dated 18.11.2010 However, PP failed to submit the details regarding Sanction of the additional FAR under which additional construction was being carried out.

Concluding Observations of the committee are as follows:

1. The reply submitted by the project proponent did not cover Sanctioning details of the active construction being carried out on the front, left and right side of the existing Building which is evidently being carried out for expanding the built up area beyond the previous one for which completion was obtained.
2. Deviations were observed from the previous Completion Plan obtained from DDA dated 18.11.2010 in the total Built up area mentioned in the Environmental Clearance issued in 2008.
3. As far as the old construction in past is concerned, the matter maybe dealt as per item 4 of the Minutes of the 78th Meeting of EAC (Infra-2) dated 14th and 15th December, 2021 that takes note of the Project as a Case of Violation with recommendations for the Ministry to take necessary actions

In view above deliberation the committee deliberated the provisions of the MoEF&CC Office Memorandum dated 07.07.2021 outlining the SOP for dealing with the cases of violations of EIA Notification, 2006 and recommended as follows:

A. The DDA may be intimated for necessary action wrt the active construction being carried out on the front, left and right side of the existing Building which is evidently being carried out for expanding the built up area beyond the previous one for which completion was obtained without obtaining sanction from DDA and for necessary action in respect of additional deviations from the Completion Plan dated 11.06.2012 observed in respect of –

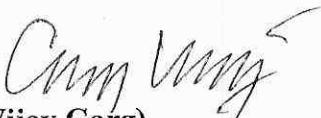
a. Entry on the rear side of the Plot towards the pedestrian Walkway.

b. Commercial use in some part of the First Basement.

B. The MoEF&CC, GoI be informed about the active construction being carried out on the front, left and right side of the existing Building which is evidently being carried out for expanding the built up area beyond the previous one for which completion was obtained and that deviations have been observed from the previous Completion Plan dated 18.11.2010 in the total Built up area mentioned in the Environmental Clearance issued in 2008.

- C. The SEIAA may take action u/s 5 of EPA 1986 for stoppage of construction activity for active construction being carried out on the front, left and right side of the existing Building which is evidently being carried out for expanding the built up area without obtaining Environment Clearance for the expansion beyond the previous environmental clearance dated 08.07.2008, with a copy to MoEF&CC, GoI, DDA and DPCC for necessary action.

Meeting ended with the vote of thanks to the Chair


(Vijay Garg)
Chairman

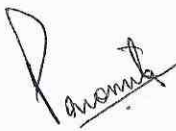

(Pankaj Kapil)
Member secretary


(Chetan Agarwal)
Member


(Ashish Gupta)
Member


(Jyoti Mendiretta)
Member


(Dr. Sirajuddin
Ahmed) Member


(Paromita Roy)
Member


(Dr. Sumit Kumar
Gautam) Member


(Surinder Kumar
Juneja) Member


(Gopal Mohan)
Member


(Ankit Srivastava)
Member