

Minutes of the 49th meeting of the Committee Constituted for Deciding the Consent under Orange Category, held on 11.04.2008 in the Conference Room of Chairman, DPCC.

The following persons attended the meeting:

1. Sh. J. K Dadoo, Chairman DPCC
2. Sh. K. Mahesh, Member Secretary, DPCC
3. Sh. S.K.Gupta, Head Chemical Engineering Deptt., IIT Delhi
4. Sh. B. Kumar, SEE, DPCC
5. Sh. M. Dwarakanath, SSO, Deptt of Env., GNCTD
6. EEs CMC – I & III.
7. EE and AEEs of PGRC
8. AEEs and JEE of CMC – I, II & III.

Following decisions were taken in the said meeting:-

Agenda Item No.1- Personal hearings and discussion of Structural Fabricators, Metro Bhawan of DMRC, Commercial Complex at Welcome Metro station by M/s Parsvanath Developers

M/s Structural Fabricators:- The unit had started construction in January, 2005 and applied for ‘Consent to Establish’ on 18/07/07. The unit had also applied for ‘Environmental Clearance’ from MOE&F. The total proposed built-up area of the commercial complex-cum-mall is 80,000 m² approx. The total cost of the project listed in the records is Rs. 40 crores. “Environmental Clearance’ has still not been accorded by MOE&F to the project proponent. MOE&F vide letter dated 23/01/08 has directed Secretary, Department of Environment, GNCTD to initiate necessary action under EPA, 1986 for violation of the Act.

The personal hearing was attended by the Project Proponent through its Director, Sh. Pankaj Nakra. The Committee deliberated on the facts above and presented Sh. Nakra with three options, as in other such cases. The project proponent opted for the option of paying penalty and gave a written undertaking that he is willing to abide by this option. The Project Proponent also informed that till now his total investment in the construction is Rs. 5 crores and he has already paid Rs. 18,5000 to M.C.D. towards re-validation of the map of the project. On the basis of these facts, he pleaded for a lesser penalty.

The Committee decided that as in the case of other malls where penalty was calculated on pro-rata basis, based on the percentage of construction carried out, project proponent be asked to deposit a cash

penalty of Rs. 5 lakhs. Bank guarantee be waived, in case the project proponent files proof of paying penalty to M.C.D. before 23/04/08.

If he does so, then 'Consent to Establish' may be granted with a copy to Additional Secretary, MOE&F.

M/s Metro Bhawan of DMRC:- The total proposed built-up area of the complex is approx. 26,000 m². The total cost of the project is Rs. 90 crores. The unit had started construction before obtaining 'Environmental Clearance' from MOE&F. MOE&F vide letter dated 19/03/08 has directed Secretary, Department of Environment, GNCTD to initiate necessary action under EPA, 1986 for violation of the Act. Environmental Clearance has been granted by MOE&F on 01/04/08 (copy provided by DMRC). The unit has applied for 'Consent to Establish' only on 01/04/08.

The personal hearing was attended by the Project Proponent through its Dy. Chief Engineer, Sh. C. P. Singh. The project proponent pleaded that he may be exempted from penalty as it is a public body and serving the interests of the population. He also stated that the unit falls in category where it is not required to seek 'Environmental Clearance' from MOE&F.

The Committee deliberated on the facts above and was of the opinion that since the project proponent is serving the interest of population and is a public body largely funded by Delhi Government, 1% of the total cost of the project may be charged as bank guarantee only and the entire cash penalty may be waived, in difference to the directions of MOEF to take action against the unit. However, if the unit is able to produce the documents, which exempt the project proponent from the laws of the land before 30/04/08, then the Committee will take a view in its CMC meeting on 30th April, 2008.

M/s Commercial Complex at Welcome Metro station by M/s Parsvanath Developers:- The unit project cost is Rupees Eighty Crores and the unit claims to have completed 40 % of the project. Environmental Clearance was applied on 26.12.2008 & the same was issued on 27.03.2008 and Consent to Establish was applied on 09.04.2007. The MOEF vide its letter dated 27.03.2008 has asked to take action against the unit under EPA for violation

of EIA Act. MOEF has stated that the unit has defied its instruction to stop the construction work without getting Environmental Clearance.

In the circumstance, DPCC has no option but to either proceed against the unit to impose the same condition of penalty as done in similar cases. On pro-rata basis it works to Rs. 15 lakh by way of cash penalty and Rs. 15 lakh of Bank Guarantee. The unit seeks time for 10 days to respond through its superior authorities. Case may be taken up in CMC on 23.04.2008 for necessary orders. If the unit files the penalty as stated above before the MS before that day, Consent to Establish may be issued with copy to Addl. Secretary, MOEF.

Agenda Item No.2- Quick review of ATR of Shopping Mall cases

Due to paucity of time only 27 cases of CMC-II were discussed the decisions taken thereof are tabulated and annexed as Annexure – 1.

Agenda Item No.3- Quick review of ATR of Construction projects.

Agenda Item No. 4- Special reference cases

Agenda Item No.5- PGRC Cases

Decisions taken with respect to this agenda are tabulated and annexed as Annexure – 2.

Agenda Item No.6- Renewal cases of Okhla Indl. Area

Agenda Item No 7: - Agenda of 59th Meeting of Expert Appraisal Committee (EAC), Ministry of Environment & Forest, Govt. of India.

Agenda Item No 7 was taken up. Out of the 9 cases listed before MOEF in 05 cases i.e (i) Construction of Zonal Development Plan of Narela Sector-A-1 to A-4 sub-cit Narela, New Delhi by M/s Executive Engineer DDA, Narela, New Delhi (ii) Construction of commercial complex project at plot no 29 and 31, CBD Shahdara Commercial Complex, Shahdara, Delhi by M/s Aggarwal Plaza (P) Ltd. (iii) Construction of Hotel “Leela Place Hotel” at Chanakyapuri, New Delhi by M/s Hotel Leela Venture Ltd. (iv) Construction of “JMJ Hotel” at Wazirpur District Centre, Delhi by M/s Asrani Inns and Resorts Pvt. Ltd., (v) Construction of 5 start hotel at CBD, Shahdara, Delhi by M/s Aman Hospitality Pvt. Ltd., New Delhi were not in the list of construction cases and these must be included in the list from today.

Due to want of time, Agenda Item No 3,4 & 6 could not be taken up. Agenda Item No 04 & 06 will be taken up on 17.04.2008 & Agenda Item No 03 on 23.04.2008.

There are nearly 50 cases of the Malls which could not be taken up today for want of time. These 50 cases will be taken up on 17.04.2008 along with the personal hearing cases. The agenda listed for 17.04.2008 for Wazirpur Industrial Area will be shifted to 23.04.2008.

Table Agenda: (1) Complaint filed by Bansal Jewellers, Plot No 7, Vikas Plaza, Behind Market, Road No 44, Pritampura, Delhi : This case has been handled badly by the concerned AEE who has been reprimanded for the same. Let the Special Inspection Team do an inspection and submit a report by 30.04.2008. This case may be listed with the rest of mall cases with effect from this meeting itself and be called on 30.04.2008.

(2) Sh. R.K. Sharma, JEE has informed about 06 malls i.e. (i) DLF Ltd. Proposed multilevel parking cum commercial complex, Sarojni Nagar, Delhi (ii) DLF Ltd. proposed multilevel parking cum commercial complex, Baba Khark Singh Marg, Delhi (iii) Vardhman Plaza, Plot No 3, Motia Khan, Paharganj, Delhi (iv) R.G. Complex, Plot No 2, Motia Khan, Paharganj, Delhi (v) R.G. City Centre (vi) CTC Mall, 3, Najafgarh Road, New Delhi were not in the list of 74 being considered by DPCC. These may be added in the concerned CMC list and will be taken up on 17.04.2008. Meanwhile the basic data of date of construction, Environmental Clearance, adverse order of MOEF, built up area, application for Consent to Establish etc. may be prepared for quick decision making. If these 06 units have not applied for Consent to Establish, issue notice to them to apply for the same immediately and if the declared built up area is more than 20000 sqm., ask them to file Environmental Clearance.

(3) The file of M/s Hotel Queen Road Pvt. Ltd., 19, Ashoka Road, Connaught Place, New Delhi-01 was put up in the meeting. The unit has Consent to Establish, but has not filed the Environmental Clearance. Ask the unit to file Environmental Clearance along with affidavit indicating date of start of construction, date of completion, built up area, approved architectural drawing completion certificate. This case will be taken up on 30th April, 2008 & must be listed in the Construction Projects list.

Meeting ended with thanks to the Chair.

S. No.	Name	Activity	Facts of the case	Earlier Decision of CMC	Action Taken	Review on 11.4.2008
1	Rajender Kumar & sons,17, SSI, Indl. Area	Re-rolling, annealing & pickling of SS Sheets.	A public complaint by was received from CM office, the unit was inspected by DPCC officials on 5.1.06, As approved notice u/s 5 issued on 2.2.06. The unit submitted its reply on 15.6.06. As approved reinspection of the unit was carried out by DPCC officials on 26.5.06. Another complaint received on 27.6.06 , the unit was again inspected by DPCC official on 24.7.06 and by official of department of environment on 30.8.06. as approved notice u/s 33(A) of the water Act was issued on 20.9.06. Unit has submitted its reply on 9.1`0.06 regarding rectification of deficiencies The case was put up before CMC on 7.6.07. Accordingly refusal of consent to operate, refusal of authorizatio n and closure direction u/s 33(A), u/s 5 were issued on 18.7.07. The unit filed a writ petition before Honble High Court.The unit was inspected on 14.08.07 & case was put up in CMC on 21.8.07, accordingly a letter was issued on 24.8.07 for removal of def iciencies. As per decision taken in CMC on 07.12.2007, a letter was issued on 04.02.2008 for submission of affidavit and bank guarantee of Rupees One Lakh each under water, Air, HWM Rules. As per directions in the representation of the unit, letter issued on 27.02.2008 granting time up to 05.03.2008 for submission of BGs. Case was put up in CMC on 29.02.2008 and it was decided to put up in CMC on 28.03.2008 which had been postponed for 03.04.2008. Reply along with BGs of Rs one lakh each in Air Act, Water Act and HWM Rules were received.	Decision on 03.04.2008 -Ask for adequacy report within 15 days. Call on 30.04.2008	Letter issued for submission of adequacy report on 09.04.2008. Further nos. of complaints are being received against the unit from the landlord including one through PM Office.As per the directions of the Chairman, the case is being put up in CMC.	The case was taken up today on account of the complaint of PM's Office. Adequacy Report has been called for and the case is to come up on 30.04.2008. If the unit does not correct all its deficiencies by 30.04.2008, the concerned Bank Guarantee will be forfeited. Bring up the case on 30.04.2008.

2	M/s Golden Iron & Steel Works,7/19, Kirti Nagar, Indl. Area, New Delhi-15	Steel Forging	A no.of public complaints are received including RTI application from the complainant.Accordingly,an inspection was carried out on 31.01.07 and some discrepancies w.r.t. installation of E.S.P. WITH COAL FIRED BOILER,stack with furnace,fugitive emissions,acoustic enclosure with D.G.set were observed. As approved notice u/s 31 (A) was issued on 19.03.2007. The unit submitted its reply on 09.04.2007 and 20.05.2007 enclosing review report of the technical team of CPCB dated 12.02.1996, noise monitoring report of DG Set, copy of receipt dated 09.04.2007 for submission of consent application & stack monitoring report of coal fired boiler and oil fired furnace . As decided in CMC on 7.6.07, closure directions u/s 31(A), refusal of consent and authorization were issued on 8.6.07. As decided in CMC on 4.7.07, temporary revocation of direction u/s 31 (A) of the Air Act was issued on 10.7.2007 granting two mont hs time. As decided in CMC on 11.9.07, letter was issued on 01.10.2007 granting total four months time for conversion of coal fired boiler into oil fired. As decided in CMC on 7.12.07, time allowed till about the year end.	Decision on 03.04.2008- Call on 10.04.2008.	No reply has been received from the unit so for.	Letter may be written by MS to Labour Commissioner to instruct Chief Inspector of Boilers to complete his duty failing which DPCC is not able to initiate any action under Pollution Control Laws.
			As per decision taken in CMC on 25.01.2008, a letter was issued to the unit on 29.01.2008 to submit the compliance report. The unit has submitted reply alongwith photograph that the oil fired boiler has already been received at site and is a t advance stage of installation which shall be completed shortly. Further, two more complants have been received against the unit from CPCB & PM Office. As per decision taken in CMC on 29.02.2008, the unit was inspected by DPCC officials on 20/03/2008. It was observed that unit has installed oil fired boiler however it is yet to be commissioned as inspection of chief inspector of boiler is pending.A letter was received from the unit that they hope that the oil fired boiler will be in operation and commissioned by 10.04.2008.			

3	Complaint against fires in VSNL jungle adjoining Masjid Moth,DDA flats phase 1 ,ND-48	An inspection was carried out by a team of DPCC, MCD& PWD officials on 1/4/2008.It was observed that there are widespread signs due to burning of hundreds of trees/plants in an area of about 15 acres in a land of Videsh Sanchar enclave.The total area of this land is around 60 acres.The complainant,president of RWA of DDA flats at Masjid Moth was also contacted. She informed that burning of plants /trees is a routine affair and such incidents has occurred three times during last two months and she has made complaints to the police of these incidents.	Decision on 03.04.2008- I take a very strong view of burning of trees, plants in 15 acre of land. Strictest possible action must be immediately under all the environmental laws and report submitted to me in writing in CMC on 10.04.2008. Whatever assistance required from Forest Department must be taken. If any officers is found derelict in his duty he will be placed under suspension.	Notice u/s 31(A) issued to Videsh Sanchar on 08.04.2008 with copies to Dy. Director(Horticulture), MCD, Sanitary Suppdt., MCD, Concerned SDM, SHO (Malviya Nagar), DCF (South) for immediate necessary action to stop the burning incidents at aforesaid site. Further, letters were also written to Dy. Director (Horticulture), MCD, Sanitary Suppdt., MCD, Concerned SDM, SHO (Malviya Nagar), DCF (South) on 08.04.2008 to take every possible action for stoppage of burning of trees/ plants and keep a watch over such incident at the site and remain in contact with the complainant. Action taken report was also send to the complainant on 08.04.2008 mentioning contact number of DPCC & MCD officials for informing any such incident in future. Further, the site will be monitored every week by PGRC officials.	Burning Leave Teams will monitor it every month for next three months, and submit monthly reports. MS to ensure this case & visit the area also soon and confirm on file.
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S.No.	Name & Address	Facts of the case	Decision on 11.4.2008
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1	Inspections of DG Sets operating in Sainik farm.	A Letter was received from CE,BSES regarding operation of 65 DG Sets at 19 locations in Sainik Form Area. As directed the inspections of 20 locations were carried out by a team consisting of EE,DPCC & Scientist ,Env. Deptt. On 21.01.08, 22.01.08 & 29.01.08. As approved by CS/CM Show Cause Notices U/S 31(A) of the Air Act and u/s 5 of EP Act were issued on 28.3.08 to 20 numbers of associations, giving 15 days time from the date of service of the notice to submit their reply(if, any) failing which directions shall be confirmed as proposed.Notices issued to M/s President , Neb Sar ai Ext, RWA,255B, Neb Sarai(near K-Block), Sainik Farm has returned back undelivered.	Time allowed for 45 more days for compliance.
2	Complaint against polluting unit functioning at 1102/72, Deva Ram Park, TriNagar, Delhi 35	A public complaint has been received from Prem Pal Singh,against the polluting unit. Inspection was done on 7.04.08 and two units were found in operation as per the detail given as under : - 1. M/s Rajesh Aggarwal, 1102/72(GF), Deva Ram Park, Tri Nagar: The unit is engaged in Mfg. of making of german silver, copper utensils used for worship purposes with the help of sheet rolling machine(1 No.), lathe machines(3 Nos.), Grinding Machine(1 No.), Coal fired Bhatti(1 No.), Acid wash Tank of capacity 10 litre(1 no), washing tank of 5 litre capacity & LPG cylinder & Burner(nozzle) (1set) . The activity of the unit is categorised under F -27/33 category of polluting industries and is liable for effective closure by concern D.C.. 2. M/s Ganesh Dadwal, 1102/72(GF), Deva Ram Park, Tri Nagar : The unit is engaged in rolling of silver sheet/ingots with the help of rolling machine & manual cutter.This unit is just adjacent to the complainant resident. The activity of the unit is categorised under non F -27/33 category and is liable for n/a by industry deptt. Both the units are having a common power connection of 28 KW.	1st case to be forwarded to Dy. Commissioner for effective closure & 2nd case forwarded to Commissioner of Industries for necessary action immediately and confirm on file.
3	Complaint against Kabari Wala's located Near Kabristan Masjid, Basti Takia khan, Meer dard Road, New Delhi	With regard to public complaint received from Sh. Ajay Kumar & others, the site was inspected by EE(PGRC) & AEE (PGRC) on 04.04.2008. The site is located near Kabristan Masjid, Basti Takia khan, Meer dard Road, New Delhi which belong to Waqf Board as reported by the local residents. During the inspection it was observed that around 15 Kabari Wala's workers engaged in the segregation of mixed waste containing primarily plastic, rubber, glass, metal, paper etc. In some places some Bio -Medical Waste (BMW) such as gloves, ample, sample tubes, used BMW bags were observed. It was reported that all these waste are brought by rag-pickers & sorted out at the site .	The Kabariwala dealing with Bio Medical Waste may be called in the office of Member Secretary. After getting the required information, notice may be issued to nursing home / hospital for violating the BMW Act. The case may be sent by Member Secretary to Commissioner, MCD for necessary action and copy may also be sent to the Waqf Board and concerned Dy. Commissioner. Confirm on file.

4	Complaint against pollution & creation of nuisance at the Garden of Five Senses, Village Saidulajaib, N Delhi-30	With regard to public complaint received through CM office, inspection was carried out on 4.4.08 by EE(PGRC) & AEE (PGRC). This is a picnic spot with two restaurants, The details of each are as under: 1. M/s The Garden of Five Senses:- This is a project of Delhi Tourism. There are three locations i.e. formal garden, food court area (western) & food court area (eastern) where parties are held. Most of these parties are using mobile DG Sets which are rarely acoustic. Only space for these parties are booked by DTTDC with the condition that music /DJ is permitted till 10 PM and parties will be over by 11 PM (copy of performance obtained). It was reported that food and eatables are catered by two restaurants existing in the garden or semi prepared food is brought from outside by the party caterers. 2. M/s Bauji Ka Dhaba : The restaurant is having about 45 to 50 seats & 70 seats outside for the party purpose. The unit has not installed ETP/Oil & Grease Trap for waste water treatment. Adequate stack has not been provided with four numbers of ducting with kitchen. Adequate stack height with DG Set of 30 KVA has not been provided. The unit is operating without consent to establish/operate. There is a food court sitting (western) area in front of this restaurant used for small parties and the area is managed by DTTDC. These parties run upto 11 PM using mobile DG Sets which are generally without acoustic canopy. No party was scheduled on the day of inspection. It was informed that the unit has obtained MCD & Police licences, however copy of the same not provided. 3. M/s Magic Restaurant (a unit of Magic Foods):- The restaurant is having 48 seats & 40 seats outside for the party purpose. The unit has not installed ETP, However two tanks of 7 feet and 18 feet depth followed by a septic tank has been provided for trapping oil & grease. In first tank (7 feet depth) oil & grease was observed. Adequate stack height (duct) above roof has not been provided with the channelization system with kitchen. Adequate stack height with DG Set of 40 KVA has not been provided. The unit is operating without consent to establish/operate. Area in front of this restaurant used for small parties and the area is managed by DTTDC. These parties run upto 11 PM. No party was scheduled on the day of inspection. on the day of inspection. It was obtained MCD & Police licences, valid upto 31.3.08. It was reported that they are in the process for renewal of the same.	Letter may be sent to Chairman, Delhi Tourism by MS indicating the deficiencies and requesting to correct the deficiencies within one month. Case may be taken up on 14th May, 2008.
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5	Cottex Dyeing, D-98, Okhala Indl. Area, Phase-I	Monitoring Committee Constituted by Honble High Court of Delhi has referred this case on 31/3/2008 and marked for an inspection by PGRC. During the discussions with CMC officials, it was informed that inspection has already been conducted by SIT on 07.04.2008. As per the record the unit has applied for renewal of consent to operate on 02.12.2005 for Washing & Dyeing of Garments (earlier consent was valid upto 21.09.2003) and renewal of authorization under HWM Rules on 05.10.2006 (earlier authorization was issued in July 2004 for 2 years). The unit has submitted stack monitoring report of oil fired boiler, effluent analysis report & an affidavit vide its letter submitted on 06.09.2007. The unit was inspected by SIT on 07.04.2008 and found engaged in Washing of Readymade Garments. Observation of the team are as under: -1. ETP found installed & effluent was being transferred into ETP during inspection. 2. ETP being treated partially as no sludge treatment equipment as such available at site. pH of treated water is 7 to 8. 3. No fresh sludge available. 4. No chemical observed in the dosing tank. 5. Filter press was found in dismantled condition. 6. Proper stack along with pollution control device connected with boilers (coal fired). 7. Display board kept inside. 8. No date is indicated on each container. 9. No record of HW found maintained/ updated in Form-3. Further, the Hon'ble High Court on 08.04.2008 adjourned the case for 06.05.2008.	The unit has not applied for Consent to Establish and inspection team found the following deficiencies:- (i) The unit is using coal fired boiler, however, stack monitoring report submitted for oil fired boiler with the application of renewal of consent. Earlier, consent was also issued for oil fired boiler. (ii) ETP being operated partially as no sludge treatment equipment as such available at site. (ii) No fresh sludge was available during inspection. (iii) No chemical observed in the chemical dosing tanks. (iv) Filter press found in dismantled condition. (v) Proper stack height with D.G. Set of 125 KVA needs to be installed. (vi) No date was found indicated on the container of the hazardous waste. (vii) Display board w.r.t. hazardous waste was not installed at the factory gate. (viii) No record of hazardous waste found maintained / updated in Form-3. Issue notice accordingly for compliance by 14.05.2008 and put up in CMC on 14.05.2008.
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S.No	District	I.D.No	Date of Receipt	Name of Agency /Promoter with Location	Office Address	Status of Application for CTE	Earlier Decision, if any	ATR FOR CMC MEETING DT 10.4.2008	Decision on 11.4.2008
1	E	20623	2/8/2007	Paliwal Developers Ltd (DLF), Galleria shopping Mall Plot no 1 B Mayur Vihar	DLF Centre, 9th Floor, Sansad Marg, New Delhi-01	Applied For Consent to Establish	10.03.2008 The website of MOE&F indicates environmental clearance cleared on 06.06.2007 whereas the affidavit says area less than 20,000 sq.mts and no environmental clearance required. If the environmental clearance has been given, let the unit file a copy of the environmental clearance and also the approved architectural plan and the completion certificate since the construction has been reportedly completed.	Letter issued on 14.03.2008. Reply received on 01.04.2008 stated that they have applied for EC under notification dated 07.07.2004 and not covered under notification dated 14.09.2006 as the built up area is less than 20,000 sqm. Name of unit appears in the website of MOEF. No formal order issued by MOEF.	Unit claims that it is not covered by the EIA notification of September, 2006 and has been cleared by the MEOF through the website entry copy of which has been filed. Website entries are not admissible evidence of Environmental Clearance and the unit may be asked to file the formal Environmental Clearance. Separately, MOEF may also be asked to clarify and send us the formal clearance. Since Prof. Gutpa had inspected the nearby mall and seen this from outside with the observation that it appears to be covered by the EIA notification, the unit may also be asked to comply with our earlier directions of filing the clear copy of building plans and completion certificate which will clearly establish the built up area and the applicability of EIA notification of September, 2006. Take up on 30.04.2008.

2	E	21763	6/11/2007	Y.M.C Buildmore pvt ltd construction of Commercial Complex at plot no 12 Laxmi nagar Distt Centre (V3S Mall)	701, Mercantile House 15 K.G Marg, New Delhi - 110001.	Applied For Consent to Establish	10.03.2008 Since an attested copy has been received from the MOEF saying action may be taken, this is a development over and above the Committee meeting decision on 05.02.2008. Like other cases an opportunity of being heard may be given to the unit on 25.03.2008 at 5.00 P.M. 28.03.2008 Letter be issued seeking penalty and BG as was done in the first case i.e. M/s Splendor Forum.	Directions issued on 04.04.2008 as unit has not submitted penalty and BG.	15 days elapsing on 19.04.2008. Take up on 23.04.2008.
3	E	24680	7/1/2008	Cross River Mall, 9B & 9 C, Central Business Shahdara, New Delhi-95	STC Developers P Ltd, N-49, IST Floor, Connaught Place, New Delhi	Applied For Consent to Establish	10.03.2008 The unit claims it is not covered by the 2004 notification, but have not adduced any proof of such exemption. The unit may therefore be asked to file an affidavit adducing proof of his assertion. The unit started construction in 2004 and did not bother to apply for CTE till 07.01.2008. In the same affidavit unit may be asked to explain how and why he has failed to file the CTE application. Let the unit be given an opportunity of being heard on 25.03.2008 at 6.00 PM and the unit may be directed to file the above affidavit before that day. 03.04.2008 The unit may be asked to file an affidavit with concrete proof that it had come upto the plinth level on 07.07.2004 and therefore was not hit by the notification of MOEF dated 07.07.2004 regarding EIA. MS may separately check with DDA the basis of the compounding fee to ascertain the extent of construction which corresponds to the compounding fee of Rs. 1.17 Lakh. Based on these documents and findings, a decision will be taken about this case in the CMC on 23.04.2008.	Letter issued on 08.04.2008.	Call on 23.04.2008 with response of our notice.

4	E	25010	25-02-08	Parsvnath Developers Ltd in collaboration with M/s OCL Ltd Construction of Integrated Station Building and Commercial development at games Village, Near Akshardham Temple, Delhi	6th Floor, Arunachal Building 19 Barakhamba Road	Applied For Consent to Establish	10.03.2008 Ask him to file environmental clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion and approved architectural drawing.	Letter issued on 14.03.2008. No reply received.	Issue reminder without waiting for minutes. Call on 30.04.2008.
5	E	—	—	Star City Mayur Vihar, Ph-I, Delhi Noida Road, Delhi	Mahatta Tower Pvt Ltd Regd Office -5A-B BLK Community Centre Janak Puri, New Delhi	Not Applied For Consent to Establish	10.03.2008 Ask him to file Consent to Establish & environmental clearance. Case to be put up on 25.03.2008. Issue fresh letter.	Letter issued on 13.03.2008. Unit submitted its reply dated 24.03.2008 stating that the project is exempted from EC as a area is less than 20,000 sqm. Also stated that the provisions of Air & Water Acts are not applicable to their project. Chairman has instructed an inspection by Prof. Gupta on file by 30.04.2008 & to put up in CMC on 30.04.2008.	Call on 30.04.2008.

6	E	25284	24-03-08	Gahoi Build Well Ltd Proposed Commercial Complex name East Centre Mall at Plot no 10 Laxmi Nagar District Centre	Gahoi Build Well Ltd., 701, Mercantile House, 15, KG Marg, New Delhi - 1	Not Applied For Consent to Establish	10.03.2008 Ask him to file Consent to Establish & environmental clearance. Case to be put up on 25.03.2008. Issue fresh letter. Affidavit for date of construction and completion, architectural drawing & completion certificate if received may be filed. 03.4.2008 Unit be inspected by CMC and put up on 10.4.2008.	Letter issued on 13.03.2008. Unit submitted application for CTE on 24.03.2008. Built up area is 5189.19 sqm. Proposed date of commissioning : 2008. Unit has submitted a copy of occupancy certificate dated 29.06.2006 and a copy of completion plan from DDA. Inspection yet to be done	SIT will inspect and report by 30.04.2008.
7	E	25322	27-03-08	Rishab Ipex Mall, I.P Extension, Near Max Balaji Hospital Delhi	Rishab Com Pvt Ltd Plot no 16, Community Centre, Karkardooma Delhi	Not Applied For Consent to Establish	11.03.2008 Ask him to apply for Consent to Establish. MS to inspect. Case to come up on 25.03.2008. 17.03.2008 Ask both the projects to apply for CTE. Inform about the deficiencies found during the inspection for correction.	Letter issued on 01.04.2008. Applied for CTE on 27.03.2008 vide I.D. No. 25322 for the project at Patparganj.	The unit was inspected by MS. In view of violation of stack height provisions, the unit may be asked to correct the deficiencies and file a Bank Guarantee of Rupees One Lakh under Air Act by 30.04.2008.

8	E	—	—	P.S.K. Distrcit Centre, Laxmi Nagar, Vikas Marg, Delhi, DSIDC Govt of NCT of Delhi	Delhi State Industrial and Infrastructure Development Corporation Ltd, N Block, Bombay Life Building, Connaught Circus, New Delhi - 1	Not Applied For Consent to Establish	11.03.2008 The unit appears to be a club with dining facilities. The unit may be asked to clarify whether they have installed ETP / STP. The unit may also be asked to clarify whether they have adequate stack height and acoustic enclosures with two D.G. Sets.	Letter issued on 07.04.2008. Reply yet submitted on 08.4.2008.	Time allowed till end May, 2008 to install ETP.
9	E	—	—	Pyramid Mall, CBD Ground, Near Karkardooma Court, Delhi-92	Office Address Not Provided Found closed and sold to India Bulls	Not Applied For Consent to Establish	11.03.2008 Ask him to file Consent to Establish & Environmental Clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Approved architectural drawing may also be filed by 25.3.2008. Case to be put up on 25.03.2008. 03.04.2008 The unit appears to be cleverly avoiding the arms of environmental laws. Direct him to appear before the committee on 17.04.2008 at 5.30 PM.	Letter for hearing issued.	Take up on 17.04.2008.

10	E	—	—	Aditya Mall, CBD Ground, Near Karkardooma Court, Delhi-92	M/s Aggarwal Associates, 10, Rajdhani Enclave, Delhi - 92	Not Applied For Consent to Establish	11.03.2008 Last and final reminder asking them to file Consent to Establish & Environmental Clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Approved architectural drawing may also be filed by 25.3.2008. Case to be put up on 25.03.2008. 03.04.2008 The unit appears to be cleverly avoiding the arms of environmental laws. Direct him to appear before the committee on 17.04.2008 at 6.00 PM.	Unit submitted its reply on 04.04.2008 in response to our letter dated 13.03.2008. Letter for hearing issued.	Take up on 17.04.2008.
11	N	16794	21-10-05	MGF Developers Ltd Proposed Commercial Mall Namely MGF City Mall at Khyberpass, New Delhi	MGF Developers Limited ,17-B, MGF House Asaf Ali Road, New Delhi-02	Not Applied For Consent to Establish, However had applied for NOC w.r.t EC on 21-10-05 the same has forwarded to MOEF.	11.03.2008 Unit has filed both Environmental Clearance and application for Consent to Establish. The unit may be asked to file item-wise compliance of all the conditions of Environmental Clearance in the construction phase and the operation phase in the form of an affidavit. Affidavit for date of construction and completion, architectural drawing may also be filed by 31.3.08. Take up in April CMC.	Letter issued on 14.03.2008. Unit submitted its reply on 31.03.2008 along with the affidavit and enclosure giving pointwise compliance. Architectural drawing are in the process of approval.	Reminder may be issued to the unit to file a clear affidavit of date of start of construction and compliance of the construction phase conditions so far. Call on 30.04.2008.



12	N	19116	24-08-06	Today Homes and InfrastructureLtd , Proposed Commercial Complex (North Gate obit plaza) at Gujaarawala Town area of Model Town-II, New Delhi	Today Homes and InfrastructureLtd, Satesman House, 8 th floor, Barakhamba Road, New Delhi	Not Applied For Consent to Establish, However had applied for NOC W.R.T EC on 24-08-06. The same has been forwrded to MOEF	11.03.2008 Ask the unit to file Environmental Clearance expeditiously. Affidavit for date of construction and completion, architectural drawing may be filed by April CMC.	Letter issued on 14.03.2008. Unit submitted its reply on 23.03.2008 stating that they have applied to MOEF for EC on 30.10.2006. Copy of approved building plan submitted. Unit is stating that the built up area is less than 20000 sqm. Unit is applying to MOEF seeking exemption from EC.	Reminder may be issue to the unit to file a clear affidavit indicating date of construction and the total built up area as the building plan filed has some overwriting. Call on 30.04.2008.
13	N	—	—	Parsvnath Developers Ltd in construction with M/s OCL Ltd Construction of Integrated Station Building and commercial development at Inderlok Metro	6th floor, Arunachal Building Barakhamba Road, New Delhi	Not applied for consent to Establish	11.03.2008 Last and final reminder asking them to file Consent to Establish & Environmental Clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Unit will also file approved architectural drawing. Take up on 25.3.2008. 03.04.2008 The unit appears to be cleverly avoiding the arms of environmental laws. Direct him to appear before the committee on 17.04.2008 at 6.30 PM	Letter for hearing issued.	Take up on 17.04.2008.

14	N	—	—	Parsvnath Developers Ltd in construction with M/s OCL Ltd Commercial Complex at Pratap Nagar Metro	6th floor, Arunachal Building Barakhamba Road, New Delhi	Not applied for consent to Establish	11.03.2008 Last and final reminder asking them to file Consent to Establish & environmental clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Unit will also file approved architectural drawing. Take up on 25.3.08. 03.04.2008 Concerned CMC to inspect and report factually on 10.04.2008.	Inspection yet to be done.	SIT will inspect and report by 30.04.2008.
15	N.W	18237 & 23705	18-05-06 & 28-09-07	Omaxe Construction Ltd. at Netaji Subhash Place, New Delhi	7,L.S.C Kalkaji New Delhi 110019	Applied For Consent to Establish	11.03.2008 Consent to Establish and Environmental Clearance filed. Date of completion mentioned in the Consent to Establish is 2007. Unit may be asked to file an affidavit indicating item-wise compliance of Environmental Clearance conditions in the construction phase and the operation phase. Take up in CMC in April, 2008. Affidavit for date of construction and completion, architectural drawing may be filed by April CMC	Letter issued on 14.03.2008. Unit has submitted affidavits along with approved architectural drawing on 31.03.2008. Start of construction : 01.09.2006 & date of completion on 30.05.2009.	The unit has not filed a clear affidavit indicating item-wise conditions of construction phase mentioned in the Environmental Clearance. Reminder may be issued to the unit to do so by 30.04.2008.
16	N.W	21748	11/6/2007	Upaj Buildcon Pvt Ltd Construction of Parking and Commercial Building at Sec-10 Rohini	1 B1 , Twin Distt Centre Sec-10, Rohini	Applied For Consent to Establish	11.03.2008 The unit applied for Consent to Establish and also filed Environmental Clearance. Further, MOEF has directed action against the unit for completing construction before Environmental Clearance was granted. An opportunity of being heard may be given to the unit on 25.03.2008 at 7.00 PM. Issue letter immediately without waiting for the minutes. 03.04.2008 Issue CTE if the unit submits a BG of Rs. Twenty Five Lakhs at the same time.	BG of Rs. 25 lakhs submitted.	Complied. Consent to Establish issued.



17	N.W	22283	10/7/2007	Parasvnath Developers Ltd Commercial Project Azad Pur	6th Floor, Arunachal Building 19 Barakhamba Road	Applied For Consent to Establish	11.03.2008 Consent to Establish application filed and Environmental Clearance not yet granted. MOEF has directed to take action against the unit for starting the construction work before issue of Environmental Clearance. An opportunity of being heard may be given to the unit on 25.03.2008 at 8.00 PM. Issue letter immediately without waiting for the minutes. 28.03.2008 Inspection to be done by MS, SEE & EE. Letter be issued seeking a copy of EC and copy of change of land use.	Inspection done by MS, SEE and EE	The inspection of MS clearly shows built up of the plot falling under EIA notification. Issue personal hearing notice on 30.04.2008 at 5.00 PM.
18	N.W	23628	25-09-07	Galleria Property Management Services Pvt. Ltd at DT City Center, Block A, Communtiy Center, Shalimar Bagh, Delhi	DLF Centre, 9th Floor, Sansad Marg, New Delhi-01	Applied for consent to Establish	11.03.2008 The unit has applied for Consent to Establish and has also filed Environmental Clearance dated 15.01.2007. However, the construction of the said mall must have started before Environmental Clearance was given. He may therefore be asked to file an affidavit indicating the date of start of construction of mall and copy of architectural drawing along with date of approval of architectural drawing and he will be given personal hearing in April, 2008 CMC to decide the case.	Letter issued on 14.03.2008. Unit submitted its reply along with a copy of letter of approval for building plan and approved layout drawing.	Call for personal hearing on 30.04.2008 at 5.30 PM.
19	N.W	—	—	Parsvnath Developers Ltd in construction with M/s OCL Ltd Construction of Integrated Station Building and commercial development at Netaji Subhash Place Metro	6th floor, Arunachal Building Barakhamba Road, New Delhi	Not applied for consent to Establish	11.03.2008 Ask him to file Consent to Establish & Environmental Clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Unit will also file approved architectural drawing by April CMC.	Letter issued on 14.03.2008. Reply received on 26.03.2008 stating that builing plan still not finalized. After getting the approval of building plan, application for CTE will be filed.	Call for personal hearing on 30.04.2008 at 6.00 PM.

20	N.W	—	—	Pragya Products Private Ltd, Construcion of Commercial Mall name Shop in Park at Plot no 2 Community Centre Blk B , Shalimar Bagh New Delhi , Pragya Products Private Ltd	Pragya Products Private Ltd, 63, Rama Marg, Najafgarh Road, New Delhi - 15. Shop in Park (Shopping Mall) Plot no 2 Community Centre Block B , Shalimar Bagh New Delhi - 88	Not applied for consent to Establish	11.03.2008 Ask him to file Consent to Establish & Environmental Clearance. Also ask the unit to file an affidavit indicating the date of construction & date of completion. Unit will also file approved architectural drawing. He must also file completion certificate from the concerned public authority by April CMC.	Letter issued on 14.03.2008. Reply received on 03.04.2008 stating that applied for CTE on 26.04.2006. Submitted application for EC on 16.07.2007. Date of start of construction : December, 2005 Date of completion of construction : July, 2007. Submitted a copy of approved architectural drawing and also stated that the project has been accorded occupancy certificate.	Issue a reminder to abide by the notice of 11.03.2008 fully, failing which the Committee will have to take further necessary action.
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21	N.W	24699	9/1/2008	Mamram Majesty Mall , Plot no 2, Guru Harkishan Marg Road no 43, Pitampura New Delhi-83	Mamram Majesty Mall, D-11, Udyog Nagar, Peera Garhi, New Delhi - 41.	Applied for consent to Establish	11.03.2008 Unit claims that it is not covered under EIA notification. Ask him to file an affidavit for date of start of construction and copy of the approved architectural drawing. Unit may also be asked to file compliance of four conditions laid down by DDA. He must also file completion certificate from the concerned public authority by April CMC.	Letter issued on 14.03.2008. Reply received on 24.03.2008 along with an affidavit stating Start of date of construction : 15.06.2005 Date of completion of construction : 05.06.2006. Architectural drawing submitted.	SIT to inspect. Case to be taken up on 14.05.2008.
22	N.W	24681	7/1/2008	North Square Mall , F-1,2,3 Netaji Subhash Place, Pitampura, Near T.V.Tower, New Delhi	M/s Suncity Developers, N-49, I Floor, Connaught Place, New Delhi - 01.	Applied for consent to Establish	11.03.2008 Unit claims that it is not covered under EIA notification. Ask him to file an affidavit for date of start of construction and copy of the approved architectural drawing. He must also file completion certificate from the concerned public authority by April CMC..	Letter issued on 14.03.2008. Reply submitted on 28.03.2008 stating that Date of start of construction : April, 2004. Date of completion of construction : 04.07.2005. Occupancy certificate issued by DDA on 30.03.2006 submitted. Unit stated that the project is exempted from the notification dated 07.07.2004. Built up area is 10721.27 sqm.	SIT to inspect. Case to be taken up on 14.05.2008.

23	N.W	24700	9/1/2008	Mamram Magic Mall , Plot no 4, CS/OCF Sec-24 Ph-III Rohini, New Delhi-85	Mamram Majesty Mall, D-11, Udyog Nagar, Peera Garhi, New Delhi - 41.	Applied for consent to Establish	11.03.2008 MS to inspect and report in April, 2008.	Inspection yet to be carried out.	Call for personal hearing on 14.05.2008 at 5.00 PM.
24	N.W	—	—	North Ex Mall , Sec-9, Near Kadambiri C.G.H.S Rohini New Delhi-85	PP Buildwell Pvt Ltd, Sec-9, Near Kadambiri C.G.H.S Rohini New Delhi-85	Not applied for consent to Establish	11.03.2008 Unit is not responded to three letters issued by DPCC. He is given last and final opportunity to appear before the Committee on 17.03.2008 at 6.00 PM, failing, which the case will be decided ex-parte. 25.3.2008 Prosecution be done by 28.3.2008	Prosecution proceedings launched as decided by CMC in its meeting held on 25.3.2008.	Inform MOEF about the summons issued by the Court.
25	NW	24007	23-10-07	Jaksons Buildwell Private Ltd, Construcion of Commercial Mall name V3S Ring Road Mall at Plot no 21 Manglam Place, Sec-03, Rohini, New Delhi	B-1, Udyog Nagar, Peere Ghari Chowk, Rohtak Road, New Delhi-41	Applied for consent to Establish	11.03.2008 Unit has filed Consent to Establish on 23.10.2007 & obtained EC on 29.02.2008. Website reveals that MOEF has directed the unit to stop construction. It is obvious that the unit has started construction much before Consent to Establish & EC. Unit may be asked to file an affidavit indicating start of construction, likely date of completion of construction and approved architectural drawing and item-wise compliance of conditions laid down in Environmental Clearance. Case to be taken up in April, 2008. 03.04.2008 Personal hearing accorded unit was asked to submit penalty & BG by 10.04.2008.	Penalty and BG submitted. CTE issued on 09.4.2008	No action.

26	NW	24006	23/10/07	Jackson Buildwell, V3S Ring Road Mall, at 1B-3, Sector - 10, Rohini.	B - 1, Udyog Nagar, Peera Garhi Chowk, Rohtak Road, New Delhi - 41.	Applied for consent to Establish	11.03.2008 Unit has filed Consent to Establish on 23.10.2007 & Environmental Clearance not yet filed. The unit is reportedly under construction without Environmental Clearance. Unit may be asked to file an affidavit indicating start of construction, likely date of completion of construction and approved architectural drawing. Case to be taken up in April, 2008.	Letter issued on 31.03.2008. Reply yet to be received.	Call for personal hearing on 30.04.2008 at 6.30 PM.
27	NW	25009	25-02-2008	Parsvnath Developers Ltd. Plot No 1B2, Twin District Centre, Sector-10, Rohini	6th Floor, Arunachal Building, 19, Barakhamba Road, New Delhi		NIL	Applied for CTE on 25.02.2008. Built up area : 35287.27 sqm. EC not submitted.	Call for personal hearing on 30.04.2008 at 7.00 PM.