

**MINUTES OF THE MEETING OF THE APPROVAL COMMITTEE HELD UNDER
THE CHAIRMANSHIP OF DEVELOPMENT COMMISSIONER FOR SEEPZ-SEZ
ON 26TH APRIL, 2018.**

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1. Name of the SEZ : SEEPZ-SEZ
 2. Meeting No. : 123rd
 3. Date : 26th April, 2018

Members Present:-

1. Shri. Ashish Mishra : Member
Joint Development Commissioner
2. Shri. Akhileendra Yadav : Nominee of Income Tax, Mumbai
Joint Commissioner
3. Smt. S.R. Motwani : Nominee of the Zonal DGFT,
Dy. DGFT, Mumbai
4. Shri. M.H. Hingorani : Nominee of Air Cargo Complex
Asstt. Commissioner of Customs
Mumbai
5. Shri. Sanjay Korabu : Nominee Directorate of Industries
Industries Inspector
6. Shri. Pravin Chandra, Joint Development Commissioner.

Special Invitee:-

Agenda Item No. 01:-

Confirmation of the Minutes of the 122nd Meeting held on 22.03.2018.

The Minutes of the meeting held on 22.03.2018 were confirmed.

Agenda Item No. 02:-

**Application received for Monitoring of Performance- M/s. Classic Diamond
Ltd. GJ-12**

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2011-12 to 2015-16, that the unit has failed to achieve positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. Issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of the APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b. The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit and obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets to be shifted to the godown.

Agenda Item No. 03:-**Application received for Monitoring of Performance - M/s. Classic Diamond Ltd. G-138-139**

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2010-11 to 2014-15, that the unit has failed to achieve positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a) issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-performance of the APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b) The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit and obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c) Plants & machinery and moveable assets to be shifted to the godown.

Agenda Item No. 04 :-**Application received for Monitoring of Performance- M/s. Classic Diamond Ltd. G-28**

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2009-10 to 2013-14, that the unit has achieved Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b. The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit and obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets to be shifted to the godown.

Agenda Item No. 05 :-**Application received for Monitoring of Performance- M/s. Shrenuj & Company Ltd., Unit I**

Decision :- After deliberation, the Committee has noted the performance of unit for the period 2013-14 to 2017-18, that the unit has achieved Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b. The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit also obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets of the Unit to be shifted to the godown and levy rent for the same.

- d. Legal opinion as to whether eviction proceedings can be initiated if Bankers have sealed the Unit as the case before DRT.
- e. Unit representative to furnish the updated status of the papers filed in NCRT, and other banks. Financial implications in each Unit and authority letter to be furnished to represent the case.

Agenda Item No. 06:-

Application received for Monitoring of Performance- M/s. Shrenuj & Company Ltd., Unit II

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2014-15 to 2016-17, that the unit has failed to achieve Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions SEZ Act and Rules.
- b. The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit also obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets of the Unit to be shifted to the godown and levy rent for the same.
- d. Legal opinion as to whether eviction proceedings can be initiated if Bankers have sealed the Unit and case before DRT.
- e. Unit representative to furnish the updated status of the papers filed in NCRT, and other banks. Financial implications in each Unit and authority letter to be furnished to represent the case.

Agenda Item No. 07 :-

Application received for Monitoring of Performance- M/s. Shrenuj & Company Ltd., Unit III

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2012-13 to 2016-17, that the unit has failed to achieve Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b. The Estate Manager, will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit also obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets of the Unit to be shifted to the godown and levy rent for the same.
- d. Legal opinion as to whether eviction proceedings can be initiated if Bankers have sealed the Unit and case before DRT.
- e. Unit representative to furnish the updated status of the papers filed in NCRT, and other banks. Financial implications in each Unit and authority letter to be furnished to represent the case.

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Agenda Item No. 08 :-

Application received for Monitoring of Performance- M/s. Shrenuj & Company Ltd., Trading Division

Decision :- After deliberation, the Committee has noted the performance of the unit for the block period 2013-14 & 2014-15, that the unit has failed to achieve Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to:

- a. issue Consolidated SCN for Customs and Estate dues, non-performance, failure to achieve the projected exports/NFE, non-submission of APRs, Pending Foreign Exchange Realisation and violations of the BLUT conditions and SEZ Act and Rules.
- b. The Estate Manager will initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971 to be initiated against the Unit also obtain legal opinion as to whether the same can be initiated as the case is pending in the DRT.
- c. Plants & machinery and moveable assets of the Unit to be shifted to the godown and levy rent for the same.
- d. Legal opinion as to whether eviction proceedings can be initiated if Bankers have sealed the Unit and case before DRT.
- e. Unit representative to furnish the updated status of the papers filed in NCRT, and other banks. Financial implications in each Unit and authority letter to be furnished to represent the case.

Agenda Item No. 09 :-

Application received for Monitoring of Performance- M/s. Golden Line Studios Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved Positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- a. Issue Consolidated SCN for Customs, Estate, Labour Dues.
- b. Eviction Proceedings, non-execution of agreement to be initiated under Public Premises Act, action under FTDR Act 1992.
- c. Unit representative have been asked to submit action plan for payment of dues, and surrender the gala back to SEEPZ Authority failing which, SEEPZ Authority will initiate action of taking back the premises as per the SEZ Rules.

Agenda Item No. 10 :-

Application received for Monitoring of Performance- M/s. Geodesic Ltd.,

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2011-12 and 2012-13, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- a. Issue Consolidated SCN for Customs, Estate, Labour dues
- b. Legal cell to file an Intervene application for Customs
- c. Eviction proceedings under FTDR Act.
- d. The constituted cell to initiate action for filing of intervening application before the Official Liquidator, Eviction proceedings under Public Premises Act, 1971.
- e. Plants & machinery and moveable assets to be shifted to the godown.

Agenda Item No. 11 :-

Application received for Monitoring of Performance- M/s. Jinai Jewels Pvt. Ltd.,

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2010-11 to 2014-15, that the unit has achieved negative NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- a. Issue Consolidated SCN for Customs, Estate, Labour dues,
- b. Eviction proceedings under FTDR Act.
- c. Cancel the LOA as no exports made by the unit since 2012-13.

Agenda Item No. 12 :-

Application received for Monitoring of Performance- M/s. Sonodyne International Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2017-18, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to grant renewal to the unit for further period of 5 years w.e.f. 01.04.2018.

Agenda Item No. 13:-

Application received for Monitoring of Performance- M/s. Sonodyne International Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2010-11 & 2011-12, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to initiate action on file for cancellation of LOA as the LOA has been lapsed.

Agenda Item No. 14 :-

Application received for Monitoring of Performance- M/s. Sandarba Scinfotech Pvt. Ltd.,

Decision :- After deliberation, the committee has noted the performance of the unit for the period 2013-13 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to process the de-bonding of unit, subject to all regulatory compliances and payment of outstanding dues, if any.

Agenda Item No. 15:-

Application received for Monitoring of Performance- M/s Renaissance Jewellery Ltd. UNIT - III.

Decision :- The Committee deferred the proposal of the unit and directed to take in the next UAC as the Unit had not complied with the discrepancies related to import/export data and amortization of Capital goods.

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Agenda Item No. 16 :-

Application received for Monitoring of Performance- M/s Renaissance Jewellery Ltd. UNIT - V & VI

Decision: - The Committee deferred the proposal of the unit and directed to take in the next UAC as the Unit had not complied with the discrepancies related to import/export data and amortization of Capital goods.

Agenda Item No. 17 :-

Application received for Monitoring of Performance- M/s. Interlink Services Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006 of LOA dt. 29.01.2008..

The Committee also directed the following :

- a. Unit has not commenced their operations bearing LOA no. SEEPZ-SEZ:IA-I:NUS:APL:TRD:02:2103-14:0223 dt. 24.09.2013 of their trading activity located in Unit no. 129C, SDF-V nor executed the Bond-cum Legal Undertaking, hence the said LOA dt. 24.09.2013, is lapsed and stands cancelled in terms of Rule 19 (5) of the SEZ Rules 2006.
- b. As the Unit has submitted the revised projections of the LOA dt. 29.01.2008 (Service Unit) now, their renewal may be granted for further period of 5 years w.e.f. 01.04.2018 subject to payment of outstanding govt. dues.
- c. Estate Section to initiate action for Clearance of dues amounting to Rs. 3,07,634/- immediately.

Agenda Item No. 18 :-

Application received for Monitoring of Performance- M/s. Dynamix Chains Manufacturing Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- a. Estate Section to initiate action for Clearance of dues amounting to Rs. 38,45,578.77/- immediately and renewal of the LOA to be considered only after the payment of the Outstanding Govt. Dues.
- b. Unit to file revised APR with corrected figures within 30 days.

Agenda Item No. 19 :-

Application received for Monitoring of Performance- M/s. K. P Sanghvi International Pvt. Ltd.,

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2012-13 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to Specified Officer to update the status of Foreign Exchange Realization pending against the unit.

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Agenda Item No. 20 :-

Application received for Monitoring of Performance- M/s. K. P Sanghvi International Pvt. Ltd., Trading Division.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed Specified Officer to update the status of Foreign Exchange Realization pending against the unit.

Agenda Item No. 21 :-

Application received for Monitoring of Performance- M/s. Datamatics Global Services Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2012-13 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- i. Specified Officer to seek updated status of condonation of delay of filing Softex from unit.
- ii. Unit to file revised APR with corrected figures within 30 days.

Agenda Item No. 22 :-

Application received for Monitoring of Performance- M/s. Cybercom Datamatics Information Solutions Ltd.,

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed the Unit to file revised APR with corrected figures within 30 days.

Agenda Item No. 23 :-

Application received for Monitoring of Performance:- M/s. Jewalex India Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed:

- a. Estate Section to initiate action for Clearance of dues i.e. Fine & Penalty amounting to Rs. 20,205/- immediately.

Agenda Item No. 24 :-

Application received for Monitoring of Performance- M/s. Infogain India Pvt. Ltd.,

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed the unit to file revised APR with corrected figures within 30 days.

Agenda Item No. 25 :-

Application received for Monitoring of Performance- M/s. Livingstone Jewellery Pvt. Ltd.

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed the unit to file revised APR with corrected figures within 30 days.

Agenda Item No. 26 :-

Application received for Monitoring of Performance:- M/s. Livingstone Jewellery Pvt. Ltd., Trading Division

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

Agenda Item No. 27 :-

Application received for Monitoring of Performance- M/s. Gold Star Jewellery Pvt. Ltd., Trading

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2013-14 to 2016-17, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

The Committee also directed to initiate action for compliance of debonding procedures.

Agenda Item No. 28 :-

Application received for Monitoring of Performance- M/s. Gold Star Centoquattro Jewellery Pvt. Ltd

Decision :- After deliberation, the Committee has noted the performance of the unit for the period 2017-18, that the unit has achieved positive NFE on cumulative basis in terms of Rule 54 of SEZ Rules, 2006.

Chairperson-cum-Development Commissioner