

11/4/2023



भारत सरकार  
वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग  
विकास आयुक्त का कार्यालय  
नौएडा विशेष आर्थिक क्षेत्र  
नौएडा दादरी रोड, फेज-II, नौएडा - 201305  
टेलीफोन: 0120-2567268/69/70 ईमेल: [dc@nsez.gov.in](mailto:dc@nsez.gov.in)  
वेबसाइट: [www.nsez.gov.in](http://www.nsez.gov.in)

दिनांक: ...../04/2023

सेवा में,

1. मुख्य कार्यपालक अधिकारी, न्यू ओखला औद्योगिक विकास प्राधिकरण, मुख्य प्रशासनिक भवन, सेक्टर - 6, नौएडा।
2. अतिरिक्त महानिदेशक विदेश व्यापार, वाणिज्य एवं उद्योग मंत्रालय, 'ए' विंग, इंद्रप्रस्थ भवन, आई पी एस्टेट, नई दिल्ली।
3. प्रधान आयकर आयुक्त, आयकर भवन, प्लाट सं.- ए-2डी, सेक्टर 24, नौएडा।
4. आयुक्त, सीमा शुल्क, नौएडा सीमा शुल्क आयुक्तालय, इनलैंड कंटेनर डिपो, तिलपता, दादरी, गौतम बुद्ध नगर, उत्तर प्रदेश - 201306.
5. निदेशक, वाणिज्य विभाग, वाणिज्य एवं उद्योग मंत्रालय, भारत सरकार, उद्योग भवन, नई दिल्ली -110001
6. उप सचिव (आई एफ-1), बैंकिंग प्रभाग, आर्थिक मामलों का विभाग, वित्त मंत्रालय, भारत सरकार, तृतीय तल, जीवन दीप बिल्डिंग संसद मार्ग, नई दिल्ली।
7. महाप्रबंधक, जिला उद्योग केंद्र, कलेक्ट्रेट के पास, सूरजपुर, ग्रेटर नौएडा।

**विषय: दिनांक 03/04/2023 को पूर्वाह्न 11:00 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त - एतद संबंधी।**

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और श्री ए. बिपिन मेनन, विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 03/04/2023 को पूर्वाह्न 11:00 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त अग्रेषित करने का निर्देश हुआ है।

संलग्नक: उपरोक्त

भवदीय,

(नितिन गुप्ता)

उप विकास आयुक्त

प्रतिलिपि:

1. विशेष कार्याधिकारी - विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र के सूचनार्थ।
2. वैयक्तिक सहायक - संयुक्त विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र के सूचनार्थ
3. विनिर्दिष्ट अधिकारी, नौएडा विशेष आर्थिक क्षेत्र - सूचनार्थ एवं आवश्यक कार्यवाही के लिए।
4. सचिव, नौएडा विशेष आर्थिक क्षेत्र प्राधिकरण - सूचनार्थ एवं आवश्यक कार्यवाही के लिए।
5. उप विकास आयुक्त (एडमिन) - सूचनार्थ एवं कार्यवृत्त के हिंदी अनुवाद के लिए।
6. कार्यपालक अभियंता, उत्तर प्रदेश पॉवर कारपोरेशन लिमिटेड, इ.यु.डी.डी.-II, सेक्टर - 18, नौएडा।
7. उप आयुक्त, व्यापार कर, खण्ड-14, सेक्टर -18, नौएडा।
8. क्षेत्रीय अधिकारी, उत्तर प्रदेश प्रदूषण नियंत्रण बोर्ड, इ-12/1, सेक्टर -1, नौएडा।

: सूचनार्थ

उप विकास आयुक्त

**नौएडा विशेष आर्थिक क्षेत्र**

(दिनांक 03/04/2023 को आयोजित अनुमोदन समिति की बैठक का कार्यवृत्त)

**Minutes of meeting of the Approval Committee of Noida SEZ held under the Chairmanship of Shri A. Bipin Menon, Development Commissioner (DC), Noida SEZ at 11:00 AM on 03/04/2023 through hybrid mode.**

A. The following members of the Approval Committee were present during the meeting:-

1. Shri Surender Malik, Jt. Development Commissioner, NSEZ (Nominee of Deptt. of Commerce in terms of letter dated 23/09/2008).
2. Shri Sunil Kumar, Superintendent, Customs, Noida Commissionerate.
3. Shri Sachin Jain, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
4. Smt. Garima Mishra, Assistant Manager, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
5. Shri Chaman Lal, Assistant DGFT, CLA, New Delhi.
6. Smt. Minakshi Narang, Manager, NOIDA Authority

B. S/Shri (i) Kiran Mohan Mohadikar, Dy. Development Commissioner, NSEZ, (ii) Amit Gupta, Specified Officer, NSEZ, (iii) Prakash Chand Upadhyay, Asstt. Development Commissioner, NSEZ, (iv) Javir Ali, Stenographer, Project Section, NSEZ, (v) Satya Vijay Verma, AEE, UPPCB, Noida and (vi) Rajeev Kumar, JE, UPPCL, Noida were also present to assist the Approval Committee. It was informed that the stipulated quorum was available and the meeting could proceed.

C. At the outset, the Chairman welcomed the participants. After a brief introduction, the agenda was taken up sequentially. After detailed deliberations amongst the members of the Approval Committee as well as interaction with the applicants / representatives of the units, the following decisions were unanimously taken:-

**D. Item wise decisions on proposals included in agenda:**

**(1) Ratification of Minutes of last meeting of the Approval Committee held on 03/03/2023.**

There were neither any references nor objections against the decisions of the Approval Committee held on 03/03/2023. Hence, the Approval Committee took note of the same and accordingly, the Minutes of the



meeting held on 03/03/2023 were unanimously ratified by the Approval Committee.

**(2) Gold Craft International - Renewal of LOA and Monitoring of performance.**

2.1 Shri S.K. Mittal, Proprietor of the unit appeared before the Approval Committee and explained the proposal. The Approval Committee observed that as per APRs submitted by the unit, its NFE Earnings for last three years i.e. 2019-20, 2020-21 & 2021-22 were negative to the tune of Rs. 106.56 Lakhs, Rs. 16.25 Lakhs & Rs. 68.12 Lakhs respectively. Moreover, as on 31.03.2022 the unit had Negative NFE to the tune of Rs.-67.24 lakhs. Besides, it has also been observed that unit has not submitted complete reply to this office letter dated 16/12/2022 including on the status of realization of pending forex.

2.2 Shri Mittal informed that they have submitted revised calculations of NFE Earnings and their NFE Earning had never been negative during previous block. The unit was unable to provide clarifications on the discrepancy in the data in the previous and current APR submissions.

2.3 The Approval Committee, discussed the agenda in detail and after due deliberations, directed the unit to submit following:

- (i) Revised & correct APRs for previous block of five years duly mentioning reasons for incorrect data in their earlier APR submissions.
- (ii) Correction of Form-F1 which provides incorrect & incomplete 8 digit ITC(HS) Codes of Plain Silver Jewellery and Platinum Jewellery. Correction in production capacity of many items has been mentioned as 0.00 .
- (iii) Correction in Form F1 explaining reasons for discrepancy in the export and NFE calculation data submitted
- (iv) Correction in the Values of proposed capital goods/ raw material.
- (v) Correct break-up of total foreign exchange outgo .
- (vi) Reasons for non-submission of LOA renewal request two months prior to expiry of LOA in terms of Rule 19(6A) of SEZ Rules, 2006.
- (vii) Correct the separate projections of export, forex outgo, NFE

Earning for next five years in respect of Plain and Studded Gold/ Silver/ Platinum Jewellery and Plain casted items as the given data do not match with the projections mentioned in Form-F1.

(viii) Year wise details of value addition achievement for previous block of five years giving therein values of export and inputs used separately in respect of Plain & Studded Gold/ Silver/ Platinum Jewellery and repair/ remaking.

(ix) Year wise details of pending forex against export in case export proceeds for earlier years i.e. prior to 2021-22 are also pending.

(x) Realization certificate duly authenticated by Banker of the unit for realization of all the export proceeds made during 2017-18 to 2021-22 duly mentioning date of realization. If the said export proceeds are still unrealized, then, permission from RBI for extension of time to realize the said forex needs to be given.

(xi) Power of Attorney/ Authorization letter in favour of Mr. Manoj to sign & submit documents on behalf of the unit.

(xii) Undertaking related to the criteria specified in Rule 19(6B) of SEZ (2nd Amendment) Rules, 2019 dated 07/03/2019 to the effect that (i) Unit has not violated any applicable statutes related to the functioning of the Unit; (ii) Unit has not defaulted in any statutory payments and (iii) Unit has not undertaken any activity not sanctioned or approved by the Development Commissioner. Details of violations/default, if any, need to be given.

(xiii) Reasons regarding mismatch of export data mentioned in APR vis-à-vis NSDL Data.

(xiv) List of proposed indigenous services amounting to Rs. 1120 Lakhs as per S.No. & description of default list of services.

(xv) Correct description of the product at S. No (vii) i.e. 71171920

2.4 The Approval Committee reconsidered the authorized operations which are as follows :

- i) Plain Gold Jewellery (71131910) (480 Kgs/annum)
- ii) Studded Gold Jewellery with Precious, Semi-Precious, Stones, Glass Beads (71131940) (30 Kgs./annum).
- iii) REPAIRED, REMADE, REMELTED GOLD PLAIN JEWELLERY OUT

OF OLD, BROKEN & USED GOLD PLAIN JEWELLERY – 71131910 (12 Kgs./ annum)

iv) Plain Silver Jewellery (71131130)

v) Studded Silver Jewellery with Precious, Semi-Precious Stones, Glass Beads (71131120) except Diamond.

vi) Platinum Jewellery

2.5 The Approval Committee further empowered Office of DC, NSEZ to examine reply of unit and take decision regarding renewal of LOA on file.

### **( 3 ) MEC Global - Renewal of LOA and Monitoring of performance.**

3.1 Shri Dhanpat Oswal and Shri K. Pandey, authorized representatives of the unit explained the proposal. The Approval Committee observed that unit has never informed about pending foreign exchange in APRs. Further, the pending forex worth Rs. 4306419/- being self-written-off is more than the permissible limit of 10% as per RBI Circular No.88 dt. 12.03.2013 with the need to surrender the proportionate exports incentives, if availed. The representatives could not explain the correct data of pending forex and its realization.

3.2 The Approval Committee, discussed the agenda in detail and after due deliberations, deferred the matter with the directions to unit to submit revised APRs with yearwise details of exports (as per Shipping bill/ BRC and pending for realisation), duly certified by CA. The Approval Committee further directed that unit shall provide the clarification on why they wrote-off more than the permissible limit of RBI Circular No.08 dt. Dec., 04, 2020.

### **(4) SPN Power Exim Pvt. Ltd. - Extension in the validity of LOA and Date of Commencement of Production.**

4.1 The Approval Committee observed that as per report of NSEZ Customs, the unit had made their first job-work of US\$ 1672.43 on 22/11/2021.

4.2 The Approval Committee discussed the agenda in detail and after due deliberations, decided to extend the validity of LOA of unit upto 22/11/2021 and also decided to take note of the date of commencement of production (DCP) as 22/11/2021 (date of first job-work invoice in foreign exchange).

**(5) Saanvre FTWZ Services - Request to permit Warehousing of all items under ITC(HS) Policy including Liquor.**

5.1 Shri Deepak Mittal, Proprietor appeared through video conferencing and explained the proposal. He informed that he is getting enquiries from many clients for warehousing. However, due to the limitation of goods in the LOA, it restricted their ability to get new clients.

5.2 The Approval Committee observed that there was no clarity on coverage like Sensitive Rubber Products while HS codes of Meat Products appear incorrect.. Shri Mittal informed that they are not doing warehousing of these products yet as neither they have orders. Moreover, the unit did not have any refrigeration/ storage facility for these products. Shri Mittal further informed that currently they have requirement of products under Chapter 22, 59, 83, 94, 70, 39 and 60.

5.3 The Approval Committee discussed the agenda in detail and after due deliberations, directed the unit to submit the complete 8-digit ITC(HS) Codes/ description of products under Chapter 39, 59, 60, 70, 83 and 94. Further, the unit would submit HS codes under HS chapter 40. It empowered the office of DC to examine these on file and approve the list. The Approval Committee also decided that authorized operations of unit shall be subject to condition that unit shall comply with respective domestic regulations as well as IPR norms in case of DTA Sale of warehousing products. The approval is further subject to the condition that products prohibited or restricted for imports and exports shall not be allowed.

**(6) Naimex - Inclusion of additional authorized operations in LOA.**

6.1 Shri Pranav Kapur, proprietor and Shri Sudip Chattopadhyay, authorized representative of the unit appeared before the Approval Committee and explained the proposal.

6.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of unit for inclusion of following services in LOA subject to submission of CPC Codes of these services:

“Pre and post sales services viz:

(i) Maintenance and repair Services of other machinery and equipment's (SAC Code: 998719)

(ii) Maintenance and repair services of other goods n.e.c. (SAC Code: 998729)

(iii) Installation services of other goods n.e.c. (SAC Code: 998739)

(iv) Engineer's visit charges (SAC Code: 998331)“

**(7) Aarshi Overseas Pvt. Ltd. - Inclusion of additional warehousing goods as authorized operations in LOA.**

7.1 Shri Raghav Jhunjunwala, director of the company appeared before the Approval Committee and explained the proposal. He informed that they have got business proposals for warehousing activity of goods under Chapter 85 and also for liquors/other goods under Chapter 22.

7.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of unit for inclusion of warehousing of additional goods under 8531, 8532, 8536, 8541, 8504, 8542, 8533, 8505, 8540, and 8546. The approval is subject to submission of complete list under chapter 8546. Moreover, no products prohibited or restricted for imports or exports shall be allowed.

**(8) Lakshman Overseas - Inclusion of additional ITC(HS) Codes in authorized operations.**

8.1 Shri Vipul Aggarwal, proprietor appeared before the Approval Committee and explained the proposal.

8.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of unit for inclusion of additional products i.e. Mother board (HS 84733020) and Rectifier: other (HS 85044090) for reconditioning, repair and re-engineering in the authorized operations in LOA. This is subject to the condition that no products prohibited or restricted for imports or exports shall be allowed.

**(9) Lister Moessner India Pvt. Ltd. (Unit-II) - Inclusion of additional authorized operations in LOA and ratification of one time permission dated 03/03/2023.**

9.1 Shri Jai Shankar Jha, Director and Shri Ranjan Kumar Singh, authorized representative of the unit appeared before the Approval Committee and explained the proposal. The Approval Committee

observed that performance of the unit was very dismal during 2021-22 & 2022-23. The representatives could not explain the reasons for the same.

9.2 The Approval Committee, discussed the agenda in detail and after due deliberations, directed the unit to submit a detailed note on the business model of the company and reasons for dismal export performance during 2021-22 & 2022-23. The Approval Committee empowered the office of DC, NSEZ to examine the reply of unit and take final decision on file.

**(10) Neokraft Global Pvt. Ltd. (Unit-I) - Permission to install Solar Power Plant of 400 KWp for captive use at Plot No. 137, NSEZ**

10.1 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of the unit for installation of Solar Power Plant of 400 KWp for captive use at Plot No. 137, NSEZ. This approval is in terms of proviso to Para (iii) of Power Guidelines dt. 16.02.2016 as appended vide letter dt. 07.06.2021 issued by Ministry of Commerce and Industry. It is further subject to the condition that no tax/duty benefits stipulated under Section 26 of SEZ Act, 2005 shall be available for setting up as well as operations and maintenance of such power plant.

**(11) Karori Jewellers Pvt. Ltd. - Setting up a new Unit in NSEZ.**

11.1 Shri Parshant Shokeen, Director and Shri Saurabh Gandhi, representative appeared before the Approval Committee and explained the proposal. Shri Shokeen informed that they have sold their old gold jewellery for funding of the project. Further, they have also passed a resolution to increase the share capital of the company by an additional Rs. 1,00,50,000/- through issuance of shares.

11.2 The Approval Committee observed that the projections of value addition for plain gold jewellery and studded gold jewellery are below the prescribed norms. Further, the cumulative value of export and inputs mentioned in the value addition chart given now do not match with the projections mentioned in Form-F. Besides, the revised Form-F is also awaited from the applicant.

11.3 The Approval Committee further observed that the applicant has



also submitted application for setting up a unit in Jaipur SEZ. The representatives of applicant company informed that they have bought a plot. The Approval Committee further observed that the registered office address of company as well as residential address of both directors are same as the head office address of M/s. Ajit Exports residential address of its partner Mr. Ajit Singh. Moreover, the name of the Directors father is also Mr Ajit Singh. It was also pertinent to note that there were instances of violation of SEZ regulations by the M/s Ajit Exports.

11.4 Based on the site verification report, the Approval Committee observed following:

(i) that a colour printed paper made name board of company name was seen on the wall duly pasted with transparent cello tape.

(ii) that on the registered office premises of the company, there was Jewellery/goods of some other company namely M/s. Bling Fashions Pvt. Ltd.

(iii) The rent agreement and electricity bill of the premise was not in the name of company.

11.5 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal with a direction to applicant to submit following:

(i) Revised Form-F giving therein correct projections of export, forex outgo, NFE Earnings, indigenous & imported inputs.

(ii) Correct projections of value addition separately in respect of Plain Gold Jewellery, Studded Gold Jewellery, Plain Silver Jewellery and Studded Silver Jewellery as per current value addition norms giving therein values of export, value of indigenous inputs, value of imported inputs etc.

(iii) List of proposed indigenous input services amounting to Rs. 370.59 Lakhs as per S.No. & description of default list of services.

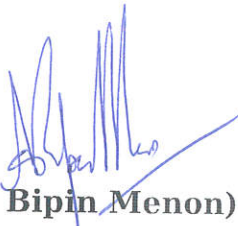
(iv) A detailed note on the business plan as to how they are going to set up units in NSEZ as well as Jaipur SEZ including complete financial details for both project.



- (v) Proof of current residential address of both the Directors.
- (vi) Copy of revised and approved Memorandum & Article of Association of the company after inclusion of 'manufacturing' in main objects.
- (vii) A detailed note on the relationship with M/s. Ajit Exports and its partner Mr. Ajit Singh.
- (viii) A clarification regarding the observations at para 11.4 above.

Meeting ended with a vote of thanks to the Chair.

  
**(Surender Malik)**  
**Jt. Development**  
**Commissioner**

  
**(A. Bipin Menon)**  
**Development Commissioner**