



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

वेबसाइट: www.nsez.gov.in

दिनांक:/06/2023

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।

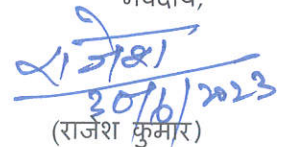
विषय: दिनांक 19/06/2023 को पूर्वाह्न 11:00 बजे आयोजित नौएडा विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त - एतद संबंधी।

महोदय,

मुझे उपरोक्त विषय का सन्दर्भ लेने और श्री ए. बिपिन मेनन, विकास आयुक्त, नौएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 19/06/2023 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,

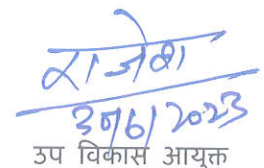

30/6/2023
(राजेश कुमार)

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


30/6/2023
उप विकास आयुक्त

नौएडा विशेष आर्थिक क्षेत्र

(दिनांक 19/06/2023 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 19/06/2023 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 Deepan, Asstt. Commissioner, Customs, Noida Commissionerate.
3. Smt. Garima Mishra, Asstt. Manager, DIC, Noida (Rep. of Principal Secretary, Industry, Govt. of UP.).
4. Shri Chaman Lal, Asstt. DGFT, O/o Addl. DGFT, CLA, New Delhi.
5. Shri Naresh Yadav, Income Tax Officer, Income Tax Deptt., Noida.
6. Smt. Minakshi Narang, Manager, New Okhla Industrial Development Authority, Noida.

B. Besides, S/Shri (i) Kiran Mohan Mohadikar, Deputy Development Commissioner, NSEZ, (ii) Amit Gupta, Specified Officer, NSEZ, (iii) Prakash Chand Upadhyay, Assistant Development Commissioner, NSEZ, (iv) Satya Vijay Verma, AEE, UPPCB, Noida and (v) Rajeev Kumar, JE, UPPCL, Noida were also present to assist the Approval Committee. It was informed that the stipulated quorum for holding the meeting 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 06/06/2023.

There were neither any references nor objections against the decisions of the Approval Committee held on 06/06/2023. Hence, the Minutes of the meeting held on 06/06/2023 were unanimously ratified by the Approval Committee.

(2) AC Impex – Renewal of LOA.

2.1 Shri Amit Garg, proprietor, appeared before the Approval Committee and explained the proposal. He informed that currently he has orders for plain gold jewellery and requested to renew their LOA.

2.2 The Approval Committee discussed the agenda in detail and after due deliberations, decided to renew the validity of LOA of unit for a period upto 31/12/2023 for "Manufacturing of Plain Gold Jewellery (71131911)(Capacity: 1810

Kgs/annum)" and directed the unit to commence its export activities within this validity.

(3) Sunglass Palace Pvt. Ltd. – Monitoring of performance in view of decision of Approval Committee held on 03.01.2023.

3.1 No one from the unit appeared before the Approval Committee for meeting. The Approval Committee observed that unit has not complied with its decision taken in the meeting held on 03/01/2023 till date.

3.2 The Approval Committee took a serious view on it and deferred the proposal with a direction to the unit to submit a (i) Business Plan for working, export orders, export destinations and (ii) Revised & Correct 8 digit HS Code of the items allowed under the LOA. It was also decided that in case the unit did not provide the documents and comply with the decision, suitable action would be taken by the office.

(4) Dolphin Apparels – Inclusion of additional authorized operations in LOA.

4.1 Smt. Deepti Verma, Manager & authorized representative of the unit appeared before the Approval Committee and explained the proposal. Smt. Verma stated that they will export the Leather Skins of Bovine Animal like Buffalo etc.

4.2 The Approval Committee discussed the agenda in detail and after due deliberations, approved the proposal of M/s. Dolphin Apparels for inclusion of "Trading of Finished Bovine (Buffalo only) Leather Skins (41071900)" subject to the following conditions:

(i) The Unit will maintain separate area earmarked for manufacturing and trading activities and maintain separate records/accounts of NFE for manufacturing and trading activities.

(ii) NFE would be provided and maintained separately for manufacturing activity and trading activity .

(iii) The Unit shall comply with the definition of services as given in Section 2(z) of SEZ Act, 2005 and all the payments against trading activities shall be received in foreign exchange.

(iv) For any product which is 'Restricted' for exports under the FTP, the unit shall obtain an 'Export License' from the office of DGFT for that specific product before exporting.

(5) Karori Jewellers Pvt. Ltd. – Setting up a new unit in NSEZ.

6.1 Shri Parshant Shokeen, Director appeared before the Approval Committee and explained the proposal.

6.2 The Approval Committee raised concerns over the incorrect ITC HS codes and value addition being below prescribed norms which was rectified by simply reducing the cost of inputs. It was further noted that M/s Shokeen Jewellers Pvt Ltd was loss making over the period of last 3 years and the Income Tax returns of both promoters Namely Mr. Prashant Shokeen and Mr. Nishant Shokeen were

bare minimum and appeared to be filed to complete a formality. The infusion of capital of 1,00,62,119/- by sale of old gold jewellery was also not satisfactorily explained.

6.3 The promoters of Karori Jewellers Pvt. Ltd. were also Directors in another entity namely "Shokeen Jewellers Pvt. Ltd." which had earlier applied for setting up a unit in Jaipur SEZ in 2017 and it was observed that the said company had taken huge unsecured loans/ advances from Shri Ajit Singh. The same Sh. Ajit Singh has been involved in various cases in Noida SEZ M/s Ajit Exports, M/s Vee Ess Jewellers PVT LTD, M/s V. V. Impex etc.

6.4 The Approval Committee further directed to send a reminder for confirmation to the proposed buyers including the credibility. The UAC empowered the Office of Development Commissioner to examine all these documents and provide their comments. It will be placed on the agenda only if the complete details are available.

(6) Royal Exports - Renewal of LOA and Matter related to procurement made from M/s. Global Diamonds Pvt. Ltd..

6.1 Shri Manoj Soni, partner appeared before the Approval Committee and explained the proposal. The Approval Committee observed that there is an outstanding forex for realization worth Rs. 153.36 Lakhs and due to the same, NFE earnings become negative for the previous block. The Approval Committee further observed that unit has neither submitted realization certificate nor has submitted copy of RBI's/AD bank permission for extension of time to realize the export proceeds. Further, unit also needs to submit correct ITC (HS) code of authorized operations in line with current HS nomenclature w.e.f. 01.05.2023.

6.2 It was also informed that a legal opinion was sought from the nominated legal firm in the matter of procurement made by Royal Exports from M/s. Global Diamonds Pvt. Ltd. However, the same is still awaited. A serious view was taken that the legal firm had not provided its opinion in time.

6.3 The Approval Committee discussed the agenda in detail and after due deliberations, decided to extend the validity of LOA for one month and deferred the proposal with a direction to the unit to realize the outstanding forex or submit RBI's/AD bank permission for extension of time for realization of export proceeds. The Approval Committee further directed to send a reminder to the nominated legal firm for providing legal opinion at the earliest. The matter may be placed in the UAC only after the legal opinion is obtained and examined on file.

(7) Blazekraft India LLP – Inclusion of additional authorized operations in LOA.

7.1 Shri Rohit Puri and Shri Anuj Agrawal, Partners in the firm appeared before the Approval Committee and explained the proposal. The Approval Committee observed that the unit had not submitted APRs for the period 2020-21 & 2021-22. Further, HS Code for LED Bulbs has not been given correctly. Besides, ITC(HS) Codes of some of the existing items do not exist in the current HS nomenclature.

7.2 The Approval Committee discussed the matter in detail and after due deliberations, approved the proposal of unit for inclusion of additional authorized operations viz. "Trading of: (i) LED Bulb; (ii) Electronic Components for Lighting



and parts thereof including LED Module and Fixture/ String Light (94054900); (iii) Adaptor with USB Connector (85366910); (iv) Solar panel with LED Bulb/ String (85414900); (v) Wi-Fi Charger (85044030, 85044090); (vi) Connectors (85369090); (vii) Wire Rolls (85441920); (viii) Power Cords (85444220); (ix) Others (85441990); (x) Lamp Holders (85366190); (xi) Heat Shrinkable Components (85469010)" subject to the following conditions:

- (i) The DTA Sale of trading goods outside Rule 53A shall not be allowed.
- (ii) The Unit will maintain separate area earmarked for manufacturing and trading activities and maintain separate records/accounts of NFE for manufacturing and trading activities.
- (iii) The NFE status for manufacturing activity and trading activity will be seen separately.
- (iv) The Unit shall comply with the definition of services as given in Section 2(z) of SEZ Act, 2005 and all the payments against trading activities shall be received in foreign exchange.
- (vi) Any product which is 'Restricted' for exports under the FTP, the unit shall obtain an 'Export License' from the office of DGFT for that specific product before exporting.

7.3 The approval is however subject to submission of the following:

- (i) The APRs for the period 2020-21 & 2021-22 duly certified by Chartered Accountant and signed by authorized signatory of the firm.
- (ii) Submission of the correct ITC(HS) Code of LED Bulb
- (iii) Revised & correct 8 digit ITC(HS) Codes of existing approved authorized operations in line with current HS nomenclature w.e.f. 01.05.2023.

(8) Sahdev International – Renewal of LOA and revision in authorized operations.

8.1 Shri Shashi Sahdev, Proprietor of the firm appeared before the Approval Committee and explained the proposal. Shri Sahdev stated that they are ready to shift their business in SDF and apply for SDF space as the bank has problem with the Plot No. 161, NSEZ.

8.2 The Approval Committee observed that the legal firm has provided its opinion as under:

"Authority may allow the Unit to operate only from the SDF, subject to the following conditions:

- (a) Since the Unit has been declared NPA by the Bank, all the hypothecated goods (if any) kept at the SDF will have to be handed over to the Bank.
- (b) Since the Unit has been declared NPA by the Bank and in light of the ongoing litigation between the Bank and Unit, it strongly advised to intimate the Bank and get an NOC from the Bank."



8.3 The Approval Committee discussed the agenda in detail and after due deliberations, deferred the proposal with a direction to send a letter to the bank for their NOC and also forward a copy of the said letter to unit.

9. MEC Global – Renewal of LOA and Monitoring of performance.

9.1 Shri Dhanpat Oswal and Shri K. Pandey, authorized representatives of the unit appeared before the Approval Committee and explained the proposal. Shri Oswal informed that they have submitted revised APRs along with details of realization/outstanding export proceeds as directed by the Approval Committee in its meeting held on 03/04/2023.

9.2 The Approval Committee observed that the submitted information has not been given clearly and no data for the written off amount has been given.

9.3 The Approval Committee, discussed the agenda in detail and after due deliberations, deferred the matter with the directions to unit to submit the revised & clear yearwise details of exports, realized amount, current outstanding amount and written-off forex for the respective year, duly certified by CA. The matter may be placed in the UAC only after all this data is available and examined on file.

Meeting ended with a vote of thanks to the Chair.



(Surender Malik)

Jt. Development Commissioner



(A. Bipin Menon)

Development Commissioner