

Government of India  
**Falta Special Economic Zone**  
 Ministry of commerce & Industry  
 Department of Commerce  
 2nd MSO Building, 4th Floor, Nizam Palace  
 234/4, AJC Bose Road, Kolkata-700 020

Minutes of **132<sup>th</sup> meeting**(6<sup>th</sup> meeting of the 2021 Series) of the Unit Approval Committee Constituted in terms of Section 13 of Sub Section 1 of the Special Economic Zone Act, 2005 held on **31.08.2021** at **11.30 AM** in the chamber of Development Commissioner, Falta Special Economic Zone 4<sup>th</sup> floor, 2<sup>nd</sup> MSO Building, Nizam Palace, 234/4, AJC Bose Road, Kolkata-700 020 through Video Conferencing regarding Falta SEZ, Candor Kolkata and DLF IT/ITES SEZs. List of participants is enclosed at **Annexure-I**.

Dr. B.K. Panda, Chairman & CEO welcomed all the members present in the meeting and requested Shri M.K. Anjanaiah, Dy. DC, Falta SEZ to place the agenda before the Committee for discussion.

**Item wise decisions taken were as under:**

**Agenda Item No. A&B:** Ratification of the minutes of 131<sup>th</sup> UAC meeting held on 26.07.2021.

Minutes of the 131<sup>st</sup> UAC meeting was circulated to all the members of UAC. As no comments were received, the committee ratified the minutes and confirmed the same.

**Agenda Item No.1:** Proposal for name change of M/s. Dutch Tech Tools Pvt. Ltd. to M/s. NMC Tools Pvt. Ltd at Falta SEZ, West Bengal-regarding.

The request for proposal for name change of M/s. Dutch Tech Tools Pvt. Ltd. to M/s. NMC Tools Pvt. Ltd. at Falta SEZ, was discussed and examined in detail by the Committee. Mr. Manash Maity represented on behalf of the unit through Video Conferencing during the course of discussion in the UAC and requested their proposal for consideration. The concerned ADC confirmed that the unit has submitted the Certificate of Incorporation from Registrar of Companies.

After due deliberation, the Committee approved the name change of M/s. Dutch Tech Tools Pvt. Ltd to M/s. NMC Tools Pvt. Ltd. located at Falta SEZ (Instruction No.89 and 90 issued by DOC.) was agreed.

**Agenda Item No.2:** Ratification of Approval given for inclusion of items in the LOA to M/s. Sonodyne Technologies Pvt. Ltd.

The request for ratification of approval given for inclusion of items in the the existing LOA No. FSEZ/LIC/S-95/2006/7995 dated 24.03.2006 of M/s. Sonodyne Technologies Pvt. Ltd. was discussed and examined by the Committee. The committee wanted to discuss this matter, but no representative on behalf of the unit appeared before the committee through video conference.

After deliberation, the committee decided to defer the matter to the next Unit Approval Committee Meeting owing to want of product clarifications.

*M.K. Anjanaiah*  
06/09/21

**Agenda Item No.3: Renewal of LOA No. SEZ/LIC/T-9(Unitech)/2011593 dated 16.05.2011 of M/s. TCS Ltd., an unit in Candor Kolkata One Hi-Tech IT / ITES SEZ**

The requested for renewal of LOA No. SEZ/LIC/T-9(Unitech)/2011/593 dated 16.05.2011 in respect of M/s.TCS Ltd., a unit in Candor Kolkata One Hi-tech Structures Pvt.Ltd. was discussed and examined in detail by the Committee. Cdr. Borah represented on behalf of the unit through Video Conferencing during the course of discussion in the UAC and requested their proposal for consideration. The Committee noted that the unit has some pending realization of Rs.194.69 Crores upto 31.03.2021 and asked to explain for non-realization. The concerned unit assured the committee that the pending amount would be realized very soon i.e. by October to November 2021 positively.

After deliberation, the committee decided to renew the LOP No. SEZ/LIC/T-9(Unitech)/2011593 dated 16.05.2011 for the next five years w.e.f. 01.10.2021 to 30.09.2026 subject to compliance of SEZ Rules, 2006.

**Agenda Item No.4: Request of M/s. Goodworklabs Services Pvt. Ltd. for approval of 65 nos. of default authorized services.**

The Committee, after deliberations, approved the request of M/s. Goodworklabs Services Pvt. Ltd. for approval of default list of 65 services for their SEZ unit as per Instruction No. 94 dated 08.05.2019 issued by the Ministry of Commerce and Industry.

**Agenda Item No.5: Request for extension of validity period of LOA No. DLFSEZ/LIC/TM-1/2010/3458 dated 02.11.2010 by M/s. Tech Mahindra Ltd., an unit in DLF IT/ ITES SEZ.**

The request for extension of validity period of LOA No. DLF SEZ/LIC/TM-1/2010/3458 dated 02.11.2010 by M/s. Tech Mahindra Ltd. was discussed and noted by the committee. Mr. Prosenjit Das represented on the behalf of the company through VC and explained their proposal for consideration.

After due deliberation, the committee decided to approve for extension of validity period of LOA No. DLF SEZ/LIC/TM-1/2010/3458 dated 02.11.2010 by M/s. Tech Mahindra Ltd. for 5 (five) years w.e.f. 01.09.2021 to 31.08.2026.

**Agenda Item No.6: Proposal for merger and name change of M/s. Ericsson India Global Services Pvt Ltd., DLF IT/ITES SEZ.**

The request for merger and name change from M/s. Ericsson India Global Services Pvt. Ltd., a unit in DLF IT/ITES SEZ to M/s. Ericsson India Pvt. Ltd. was discussed and examined in detail by the Committee. Mr. Ashish Naskar represented on behalf of the unit through Video Conferencing during the course of discussion in the UAC and requested their proposal for consideration.

After due deliberation, the committee decided to grant an in-principal consent for merger and name change of M/s. Ericsson India Global Services Pvt. Ltd. to M/s. Ericsson India Pvt.

*M/s. Anjali*  
06/09/21

Ltd, subject to approval of Hon'ble NCLT/ ROC and compliance of Instructions No.89 & 90 issued by DOC.

**Agenda Item No.7: Pending realization of FY 2019-20 of M/s. Ericsson India Global Services Pvt. Ltd., DLF IT/ITES**

The pending realization of Rs.2,30,54,435.71 for the FY 2019-20 in respect of M/s. Ericsson India Global Services Pvt. Ltd., an unit in DLF IT/ITES SEZ was noted by the committee. Mr. Ashish Naskar represented on behalf of the unit through Video Conferencing during the course of discussion in the UAC. The Committee intimated the unit that any pending realization of the unit, if not realized within permissible time limits of RBI, will be informed to ED/ CIEB. The concerned unit assured the Committee that the pending amount would be realized very soon and within the permissible time limits of RBI.

**Agenda Item No.8: Request for enhancement of production capacity of M/s. Kishanlal Jewels, an unit in Manikanchan SEZ from 500 kgs to 1000 kgs. in their existing LOA No. MKSEZ/LIC/K-1/2019/126 dated 19.08.2019.**

The request for enhancement of production capacity of M/s. Kishanlal Jewels from 500 kgs to 1000 kgs in their existing LOA was discussed and thoroughly examined by the committee. Mr. Sanjay Gupta represented on behalf of the company through VC and explained their request for consideration. Mr. Gupta also intimated the committee about their requirement of additional space because of their increase of their production and they will be acquiring additional space of around 5000 Sq.ft. with the concurrence of WBIDC. Enhancement of capacity approvals accorded, subjected to acquirement of space within a month.

After due deliberation, the committee approved the enhancement of production capacity from 500kgs.to 1000 kgs.of M/s. Kishanlal Jewels in their existing LOA No. MKSEZ/LIC/K-1/2019/126 dated 19.08.2019 as requested by unit subject to compliance SEZ Rules 2006. The Unit may also be requested to submit an additional B-LUT, in case the existing B-LUT does not suffice.

**Agenda Item No.9: Application of M/s. Rebon Fashion Pvt. Ltd for setting up of a SEZ unit at Falta Special Economic Zone for Manufacturing & Trading.**

The request for application of M/s. Rebon Fashion Private Limited for setting up of a SEZ unit at Falta Special Economic Zone for manufacturing & Trading was discussed and examined by the Committee. Mr. Rajiv Dasgupta represented on behalf of the unit through Video Conferencing during the course of discussion in the UAC and requested their proposal for consideration. During the course of discussion the committee noted the following:

- i. IT Return for the all Directors of the Company for last 3 (three) FYs have not been submitted, unit should submit all Directors PAN and DIN numbers.
- ii. The company has not mentioned the ITC (HS) Codes of the items to be exported and imported.
- iii. The Investment details submitted by the Unit are found to be not matching.

M.K. Anand  
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As per IT Return of the 1 (one) Director of the company, the annual income is Rs.5.8 Lakhs. Thus, the Committee sought clarification what will be the source of funds for the company. It is submitted by Shri Dasgupta that 25% of the funds will be taken from their other company business tie-up and other 75% from Bank funds.

The Committee advised the Company to re-submit the data without these deficiencies as discussed in the meeting.

After deliberations, the committee decided to approve the setting up of unit by M/s. Rebon Fashion Pvt. Ltd. only for manufacturing subject to submission of all documents, barring deficiencies.

**Agenda Item No.10: Action in pursuance of the Order dated 17.09.2019 passed by the Hon'ble High Court in the matter arising out of the Customs Departments' Appeal CUSTA 16 of 2019 & GA 827 of 2019 in the matter of the Commissioner of Customs (Airport & Admin) – Vs. – M/s. Transworld Business Corporation – reg.**

The issue was discussed by the Committee at length. During the meeting, it was pointed out that the entire issue had originated with the audit Deptt. pointing out vide their Para No.4 of IR No. RA/CRA/LAR/FSEZ/05-06 dated 07.04.06 that the unit had achieved **negative NFE**, if the figure of exporting dissimilar broad banding items were excluded from the calculation of NFE in view of DoC's clarification vide letter No. 13/1/2004-EOU dated 22.06.2004. However, DOC's letter speaks of broad-banding of 'plastic scrap units' while vide para 7 of the LOA dated 12.05.1999 of M/s Transworld Business Corp (Mfg.), import of plastic scrap has been disallowed and hence the said unit should not be covered by DoC's letter dated 22.06.04. The Committee also noted the fact that, the unit had achieved (+ve) NFE during the period in question as per the policy in vogue during that period and it is a fact that the same has already been conveyed to FSEZ/Customs Wing vide multiple communications, latest on 07.01.2020. Shri Naveen Rana, Dy. Comm. Customs (Air Cargo Complex) also accepted the fact that, the Customs department has already lost the case at three earlier stages of legal forum.

After due deliberation of the facts of the case, the committee unanimously consented to arrive at the following decisions:

- (i) The matter would not be further pursued by both Customs and SEZ departments at any legal forum since, there does not appear to be substantial merit in the case to do so.
- (ii) Necessary action would be taken by the Customs department to discuss with the concerned Audit team to settle/drop the Audit para at the earliest and all necessary assistance in this regard, would be provided by the O/o DC, FSEZ, as per available records, as and when necessary.

**Agenda Item No. 11. Request for surrender of 80,537 Sq.Ft. Space on Ground Floor and 1<sup>st</sup> floor in Tower G-1 by M/s. Accenture Solutions Pvt. Ltd., a unit located at Candor Kolkata One-Hi Tech Structures IT/ITES SEZ-reg.**

The request for surrender of 80,537 sq.ft. space on Ground Floor and 1<sup>st</sup> floor in Tower G-1 of M/s. Accenture Solutions Pvt. Ltd, a unit at Candor Kolkata One Hi-Tech Structures IT/ITES SEZ was examined and noted by the Committee. Mr. Shahid Pervez represented on

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behalf of the unit through Video Conferencing during the course of discussion in the UAC and requested their proposal for consideration. The Committee advised the unit to collect from the Developer a certificate regarding exact space available to the unit and vacant space after surrender before surrender of space. Thereupon advised respective ADC/DDC to visit premises and submit reports.

After due deliberation, the committee decided to approve for surrender of space admeasuring 80537 sq.ft.from total area of 3,33,648 sq.ft. in existing LOP No. SEZ/IT-ITES/ER/U-18/2018/492 dated 20.09.2010.

**Monitoring of Annual Performance of SEZ Units**

SL No.	Name of the Unit	Name of the Zone	Period of Monitoring	Remarks
01.	M/s. Ada Soft Ware	Candor Kolkata One Hi-tech Structures SEZ	FY-2018-19 to 2020-21	(+) NFE taken note of.
02.	M/s. Nipha Enterprise	Falta SEZ	2020-21	(+) NFE taken note of.
03	M/s.Hi-Tech Information &Marketing	Falta SEZ	2020-21 (2 <sup>nd</sup> Year operation in 5 <sup>th</sup> Block)	(+) NFE taken note off.
04	M/s. Acknit Industries	Falta SEZ.	2020-21	(+) NFE taken note off
05	M/s. Cognizant Technology Solutions India Ltd. (Unit-2)	Kolkata IT Park	2014-15 to 2018-19 (entire 1st Block) 2019-20 (1 <sup>st</sup> year of 2 <sup>nd</sup> Block)	(+) NFE taken note off
06.	M/s. Cognizant Technology Solutions India Ltd. (Unit-1)	Kolkata IT Park	2014-15 to 2018-19 (entire 2 <sup>nd</sup> Block) & 2019-20(1 <sup>st</sup> yr. of 3 <sup>rd</sup> Block)	(+) NFE taken note off
07.	M/s. Sonodyne Technologies Pvt. Ltd.	Falta EZ	2019-20(4 <sup>th</sup> year of 3 <sup>rd</sup> Block)	(+) NFE take note off

This issues with the approval of Development Commissioner.

  
 (M.K. Anjanaiah)  
 Deputy Development Commissioner



File No. 1(48)/132<sup>nd</sup> UAC/2021 / 1246

Dated 03/09/2021

Copy forwarded to for information and necessary action to:-

1. The Joint Commissioner,  
Office of the Principal Chief Commissioner,  
Central Goods Service Tax and Central Excise, Kolkata Zone,  
Central CGST Bhavan (2<sup>nd</sup> Floor),  
180 Shantipally, R.B. Connector, Kolkata-700 107.
2. ShriUtpalAcharya,  
Jt. DGFT  
Office of the Additional Director General of Foreign Trade,  
Government of India, 4, Esplanade East  
Kolkata- 700069
3. Shri P. Kamalakanth, IFS  
Executive Director  
WBIDC, 23, Camac Street,  
5<sup>th</sup> Floor, Kolkata-700 017
4. Shri BhimTikader, AEE,  
Salt Lake Regional Office  
West Bengal Pollution Control Board, Govt. of West Bengal  
Mani Square, Block 8 – IT, 8<sup>th</sup> Floor, 164/1, Maniktala Main Road, Kolkata-54.
5. Shri T.K. Biswas, Executive Engineer  
West Bengal Pollution Control Board,  
Govt. of West Bengal, Alipore Regional Office,  
12 Biplabi Kanai LalBhattacharjeeSarani,  
Minority Bhavan,  
5<sup>th</sup> floor, Alipore, Kolkata-27
6. Shri Naveen Rana,  
Deputy Commissioner of Customs,  
Air Cargo Complex,  
NetajiSubhas Bose Airport, Kolkata-700 052
7. Shri Dipankar Sarkar, Superintendent of Customs,  
Air Cargo Complex,  
Netaji Subhas Bose Airport, Kolkata-700 052



8. Shri Sanjay Biswas,  
Assistant Commissioner, Kolkata South GST,  
Central Goods Service Tax and Central Excise, Kolkata Zone,  
Central CGST Bhavan (2<sup>nd</sup> Floor),  
180 Shantipally, R.B. Connector, Kolkata-700 107
9. Shri Yognik Baghel,  
Assistant Commissioner, Kolkata North GST,  
Central Goods Service Tax and Central Excise, Kolkata Zone,  
Central CGST Bhavan (2<sup>nd</sup> Floor),  
180 Shantipally, R.B. Connector, Kolkata-700 107
10. Shri M.K. Anjanaiah, Dy. Development Commissioner, FSEZ
11. Shri Lakshmi Kanta Halder, Dy. Development Commissioner, FSEZ
12. Shri M.R. Kumar, IRS, Deputy Commissioner of Customs & Specified Officer,  
Falta SEZ
13. Shri P.K. Agrawal, Superintendent of Customs, Falta SEZ
14. Shri Achintya Chakraborty, Assistant Commissioner of Customs & Specified  
Officer, IT & ITeS SEZ
15. Shri Prasanta Kumar Panda, Assistant Development Commissioner, FSEZ
16. Shri Subhranil Bhattacharya, Assistant Development Commissioner, FSEZ
17. Shri Devreen Bhakta, Assistant Development Commissioner, FSEZ
18. Smt. Debjani Ghosh, Assistant Development Commissioner, FSEZ
19. Shri Barial Murmu, Assistant Development Commissioner, FSEZ



**THE FOLLOWING OFFICERS ATTENDED IN THE 131<sup>st</sup> UAC MEETING HELD ON  
31<sup>st</sup> August, 2021 AT 11.30 A.M.**

Sl. No.	Name of the Officer	Name of the Office/Department
1.	ShriMadhuranjan Kumar	Dy. Commissioner of Customs, FSEZ
2.	Shri Naveen Rana	Dy. Commissioner of Customs, Air Cargo Complex, Customs
3.	Shri D. Sarkar	Air Cargo Complex, Customs
4.	ShriYognikBaghel	Assistant Commissioner, GST North
5.	Shri Sanjay Biswas	Assistant Commissioner, GST South
6.	Shri T.K. Biswas, Executive Engineer(EE)	WBPCB, Alipore RO
7.	ShriBhimTikader, AEE	WBPCB, Salt Lake RO
7.	Shri P. Kamalakanth, IFS, Executive Director	WBIDC
8.	ShriUtpalAcharya, Jt, DGFT	O/o Addl. DGFT
9.	ShriLakshmi KantaHalder	Dy. DC, FSEZ
10.	Shri M.K. Anjanaiah	Dy. DC, FSEZ