



भारतसरकार/Government of India
 फलताविशेष आर्थिक क्षेत्र/FALTA SPECIAL ECONOMIC ZONE
 वाणिज्यविभाग/Department of Commerce
 वाणिज्यऔरउद्योगमंत्रालय/Ministry of Commerce & Industry
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F.No. 1(75)174th UAC/2024

Dated:- 29.02.2024

Subject: Minutes of the 174th Unit Approval Committee (UAC) meeting (2nd Meeting of the 2024 Series) held on 27.02.2024 at Manikanchan Special Economic Zone, Kolkata under the chairmanship of Zonal Development Commissioner.

Minutes of the 173rd UAC meeting was circulated to all the members of the Committee. As no comments were received, this Committee ratified the minutes.

Agenda No.174.2 (i) : Application of M/s. Weld Metal Corporation for setting up of a new Warehousing and Trading Unit in Falta SEZ, Falta.

No one represented the company before the Committee.

Committee observed that, the firm has given NIL projections i.r.o. exports and Net Foreign Exchange (NFE) earning, which is not in accordance to the SEZ Acts and Rules.

Committee therefore decided to defer the matter for want of clarification on the said observation.

Agenda No.174.2 (ii): Application of M/s.Bhanumati Creative for setting up of a new Food Agriculture and Forest Products manufacturing Unit at Falta SEZ, Falta, West Bengal.

Shri Tarak Nath Das physically represented the unit before the Committee.

Committee considered the matter under the light of Rule 18 of SEZ Rules, 2006.

Committee observed that the application is in order. Committee noted the projected Net Foreign Exchange Earnings for five years amounting to Rs 7067.00 lakhs, proposed investment in capital goods amounting to Rs 75.00 lakhs and proposed employment for 41 people. It is further noted that, a site inspection of the applicant's registered office/business premises has been carried out as a part of KYC measure, and the registered office address as mentioned in the application was found to be correct.

The Committee observed that the said items of export shall be subject to the export policy in force as provided in Schedule 2 to the Indian Trade Classification (Harmonized System) of Export & Import items and minimum value addition norms as per Foreign Trade Policy. The unit agreed to it.

Committee therefore approved request of the firm for setting up unit at Falta SEZ for manufacturing and export of the said items, subject to unit getting registered with Spices Board and fulfilling other statutory requirements under any other law.

Agenda No.174.2 (iii) :Cancellation of LOA No. FSEZ/LIC/B-21/2005/5691 dated 24.11.2005 of M/s. One Plus Fashion Pvt. Ltd., a Manufacturing unit of Falta SEZ.

No one represented the company before the Committee.

It is observed that, Letter of Approval of the unit expired on 31.10.2019. It is further observed that, a Show Cause Notice was issued to the unit on 01.01.2019 under Section 16 of the SEZ Act, 2005 for contraventions of SEZ Acts and Rules, but the unit neither replied to the Show Cause Notice nor requested for Personal Hearing. It was further informed to the Committee that, assets of the unit lying at Falta SEZ has been auctioned by bank to another firm under SARFAESI Act.

Committee therefore decided to cancel Letter of Approval of the unit under Section 16 of the SEZ Act, 2005. Committee refrained from imposing penalty on the unit, in view of unit's insolvent state.

Agenda No.174.2 (iv): Request of M/s. Tristar Global Traders Pvt. Ltd., a FTWZ Unit of Falta SEZ, holding LoA No. FEPZ/LIC/T-11/2019/50 dated 18.06.2020 for extension of validity of LoA beyond 17.06.2021.

Shri Vinod Garodia, Director virtually represented the unit before the Committee.

Since the Unit could not start production within the time limit and also did not apply for extension of validity of the LOA in time, the Committee decided to defer the matter for further examination under the light of Rule 19 of SEZ Act, 2005.

Agenda No.174.2 (v): Request of M/s. Krypton Industries Ltd., a Manufacturing Unit of Falta SEZ, holding LoA No.8/4/90-FEPZ dated 28.11.1990 for extension of validity of LoA beyond 30.04.2024.

Shri Jay Singh Bardia, Director physically represented the unit before the Committee.

Committee considered the matter under the light of Rule 19.6B of SEZ Rules, 2006.

Committee observed the following:

- i. Unit has been monitored up to 4th year of the current block (i.e. up to FY 2022-23) and the unit achieved cumulative positive Net Foreign Exchange earnings.
- ii. There is mismatch in outstanding lease rental dues i.r.o. the unit. As per the agenda information the outstanding amount is Rs 90 lakhs, whereas unit stated

before Committee that as per their records outstanding amount is around Rs 34 lakhs.

The Committee directed the unit to clear at least the undisputed outstanding rental dues in consultation with FSEZA by March, 2024. The agenda may be deferred till then.

Agenda No.174.2 (vi) :Request of M/s. Jiwanram Sheoduttrai Industries Ltd., a Manufacturing Unit of Falta SEZ, holding LoANo.FSEZ/LIC/J-23/2012/2610 dated 11.10.2012 for renewal of validity of LoA beyond 18.07.2023.

Shri Alok Prakash physically represented the unit before the Committee.

Committee considered the matter under the light of Rule 19.6B of SEZ Rules, 2006.

Committee observed the following:

- i. Unit achieved cumulative positive Net Foreign Exchange earnings in the last 5 years block ending in FY 2022-23, but the unit has NIL exports for the period FY 2018-19 to 2020-21.
- ii. The unit has outstanding lease rental dues amounting Rs 1,48,54,073.00. FSEZ Authority informed that the said rent outstanding is for the period FY 2018-19 to 2023-24.

Unit submitted that, due to fire incident in their unit they remained non operational during the period FY 2018-19 to 2020-21, and thus finding it difficult to clear the outstanding dues. FSEZ Authority admitted happening of the said fire incident. Unit therefore requested for some relaxations i.r.o. payment of the outstanding dues. It was also mentioned by the Unit that given the lease of life, production may be started within 3 months.

Committee considered submission of the unit, and decided to renew their Letter of Approval for a period of 03 (three) years w.e.f. 19.07.2023, subject to the condition that unit gives Legal Undertaking to clear the outstanding dues in a time bound manner.

Agenda No.174.3 (i) :Request from M/s. Cognizant Technology Solutions India Pvt. Ltd. for merger of its two LOAs No.SEZ/LIC/C-12(Unitech)/2012/2094 dated 03/09/2012 and No.FSEZ/LIC/C-13/2017/5593 Dated 14/03/2017 situated at Candor Kolkata One Hi-Tech Structures Ltd. IT/ITES SEZ.

Shri Parthasarathy K virtually represented the unit before the Committee.

Committee approved the merger of unit's two Letter of Approvals, as requested by the unit, in terms of fourth proviso of Rule 19(2) of SEZ Rules, 2006 and Department of Commerce instruction no. 109 dated 18.10.2021.

Agenda No.174.3 (ii) : Intimation by M/s.ConcentrixDaksh Services Pvt. Ltd., an IT/ITES SEZ Unit at Candor Kolkata One Hi-Tech Structures Ltd. IT/ITES SEZ, having LOA No

SEZ/IT/ITES/ER/U-16/2010/447 Dated 19/05/2010 about the updated List of Directors of the company.

Shri Haseeb Alam and Shri Bikram Mohapatra physically represented the unit before the Committee.

Committee noted the intimation regarding updated list of Directors of the unit as per Department of Commerce instruction no. 109 dated 18.10.2021.

Agenda No.174.3 (iii) :Request for extension of validity by M/s. Seamless Pvt. Ltd. having LoA No. SEZ/LIC/S-2/2018/3672 dated 05/12/2018 for a further period of 05(Five) years w.e.f. 15/04/2024.

The authorized representative represented the unit before the Committee.

Committee considered the matter under the light of Rule 19.6B of SEZ Rules, 2006.

Committee observed that, the unit has been monitored up to 4th year of the current block i.e. up to FY 2021-22 only, however, it has achieved cumulative positive Net Foreign Exchange earning.

The Committee therefore decided to first monitor the APR of 5th year of the block i.e. FY 2022-23 in the next meeting of UAC. This was accordingly deferred.

Agenda No.174.4 (i) :Request of M/s. BT e-ServIndia Private Limited, an IT/ITES SEZ unit at DLF Ltd. IT/ITES SEZ, for renewal of LOA No. SEZ /LIC/A-1/2013/243 dated 18.10.2013 for a period of 05(five) years beyond 06.04.2024.

The authorized representative physically/virtually represented the unit before the Committee.

The Committee considered the matter under the light of Rule 19.6B of SEZ Rules, 2006.

The Committee observed that, the unit has been monitored up to 4th year of the current block i.e. up to FY 2022-23 and achieved cumulative positive Net Foreign Exchange earning.

The Committee, therefore, decided to renew Letter of Approval of the unit for a further period of 05 (five) years w.e.f. 07.04.2024.

Agenda No.174.5 (i) :Adjudication of Show Cause Notice (SCN) No. MKSEZ/LIC/S-7/2005/1036 dated 01/12/2023 issued against M/s. Senco Gold Ltd., a Gem and Jewellery Manufacturing unit of Manikanchan SEZ, having original Letter of Approval (LOA) No. MSEZ/LIC/S-7/2005/33 dated 28/04/2005.

Shri Koushik Ghosh, Manager authorized representative physically represented the unit before the Committee.

The Show Cause Notice was issued to the unit on 01.12.2023 under Section 16 of the SEZ Act, 2005 for being inoperative since FY 2018-19. Unit in their reply dated 11.01.2024 submitted that, they had issue with the developer M/s West Bengal Industrial Development Corporation regarding their name change and for that they remained non-functional for one and half year, and thereafter, Covid 19 pandemic happened, and this back-to-back impacts forced them to deploy their all staffs and equipments to a separate location and as a result their SEZ unit remained inoperative for about 4 years. Now, they have again established their entire set up in MKSEZ and are ready for resuming operations. Unit in their reply has stated that, they are the biggest jewelry chain in Eastern India with annual turnover of over Rs 5000 crores and their exports form around 5%-7% of their total revenue.

The Committee considered the reply and viewed that causes, as stated by the unit for being inoperative, are genuine and valid. The Committee also observed that the Unit had cumulative positive Net Foreign Exchange earnings in the last 5 years block ended in FY 2021-22. The Committee therefore viewed that no contravention of the Terms & Conditions of the LOA has been made by the unit.

Committee, therefore, decided to rescind the Show Cause Notice with an advice to the unit to resume operations by March 2024.

Supplementary Agenda no. 1 : Request for expansion of space by M/s ConcentrixDaksh Services Pvt Ltd, a unit located at M/s Candor Kolkata One Hi-Tech structures Pvt Ltd IT/ITES SEZ.

Shri Haseeb Alam and Bikram Mohapatra physically represented the unit before the Committee.

Committee considered the matter under the light of first proviso of Rule 19(2) of SEZ Rules, 2006.

Committee observed that, developer has consented for the said space expansion.

Unit stated that they have almost exhausted their existing capacity (floor space), and with such expansion of space (capacity) their exports will increase. Unit has submitted their revised FOREX projections for the block.

Committee approved the request of the unit for expansion of space.

174.6 MONITORING OF ANNUAL PERFORMANCE OF SEZ UNITS

Sl. No.	Name of the Unit	Name of the Zone	Period of Monitoring	Observations
174.6 (i)	M/s Zenith International	MKSEZ	2022-23 (2 nd year of 4 th block)	Shri Subodh Singh, Manager physically represented the unit before the Committee. 1. Positive Net Foreign Exchange, for the year and cumulatively.

				<p>2. Achievement of minimum value addition as per Foreign Trade Policy.</p> <p>3. No FOREX realization pending.</p> <p>4. There is delay of 16 days in submitting the APR. Committee condoned the delay.</p>
174.6 (ii)	M/s Shrey Creations	MKSEZ	2021-22, 2022-23 (2 nd & 3 rd years of 2 nd block)	<p>Shri Joydeb Das physically represented the unit before the Committee.</p> <p>1. Positive Net Foreign Exchange, for the years and cumulatively.</p> <p>2. Achievement of minimum value addition as per Foreign Trade Policy.</p> <p>3. No FOREX realization pending.</p> <p>4. There are delays in submitting the APRs. Committee condoned the delays.</p>
174.6 (iii)	M/s KishanLal Jewels Pvt Ltd	MKSEZ	2019-20 to 2022-23 (1 st to 4 th year of 1 st block)	<p>Shri Amir physically represented the unit before the Committee.</p> <p>1. Positive Net Foreign Exchange, for the years and cumulatively.</p> <p>2. Achievement of minimum value addition as per Foreign Trade Policy.</p> <p>3. No FOREX realization pending.</p> <p>4. There is delay of 86</p>

				days in submitting the APR for year 2022-23. Committee condoned the delay.
174.6 (iv)	M/s S B Creations	MKSEZ	2019-20 to 2022-23 (1 st to 4 th year of 1 st block)	<p>Shri GautamSingha Roy physically represented the unit before the Committee.</p> <p>1. There is NIL export in the year 2022-23.</p> <p>2. Positive Net Foreign Exchange, for the years and cumulatively.</p> <p>3. Achievement of minimum value addition as per Foreign Trade Policy.</p> <p>4. There is pending FOREX realization amounting Rs 556.60 lakhs. Unit vide letter dated 08.12.2023 informed that, Hon'ble High Court of Calcutta has directed the bank to set off the outstanding export receivables against outstanding import payables to overseas buyers and suppliers. Copy of the order dated 16.11.2023 placed before the Committee. Committee directed unit to pursue the matter with bank for early settlement.</p> <p>5. There is delay of 68 days in submitting the APR for year 2022-23. Committee condoned the delay.</p>
174.6 (v)	M/s Taiba International	MKSEZ	2022-23 (1 st year of 1 st block)	Shri Rupa Jha physically represented the unit before the Committee.

				<p>1. Positive Net Foreign Exchange for the year.</p> <p>2. Value addition not mentioned. However the unit stated before Committee that they have achieved the minimum value addition, and also indicated the same in their APR.</p> <p>3. No FOREX realization pending.</p> <p>4. There is delay of 81 days in submitting the APR. Committee condoned the delay.</p>
174.6 (vi)	M/s Mizan& Co.	MKSEZ	2015-16 to 2022-23 (2 nd to 5 th year of 2 nd block, and 1 st to 4 th year of 3 rd block)	<p>Shri Madan Mondal physically represented the unit before the Committee.</p> <p>1. There are NIL exports during the years 2020-21 and 2021-22.</p> <p>2. Positive Net Foreign Exchange, for the years and cumulatively.</p> <p>3. Pending FOREX realization for year 2019-20, amounting Rs 324.94 lakhs observed. Unit has been directed to explain cause for the same.</p> <p>4. There are delays in submitting the APR. Committee condoned the delays.</p>
174.6(vii)	M/s United Cycle Company	FSEZ	2022-23 (4 th year of 1 st block)	<p>Shri Subir Ghosh physically represented the unit before the Committee.</p> <p>1. There is negative Net Foreign Exchange for the year 2022-23. However,</p>

				<p>cumulatively there is positive Net Foreign Exchange for the block.</p> <p>2. There is outstanding rental dues amounting Rs.34,21,828.00. Unit has been directed to immediately clear the outstanding dues.</p> <p>4. No FOREX realization pending.</p> <p>5. There is delay of 121 days in submitting the APR. Committee condoned the delay.</p>
174.6 (viii)	M/s United Sales Agency	FSEZ	2022-23 (2 nd year of 4 th block)	<p>Shri Subir Ghosh physically represented the unit before the Committee.</p> <p>1. Positive Net Foreign Exchange, for the year and cumulatively.</p> <p>2. There is outstanding rental dues amounting Rs.7,66,198.00. Unit has been directed to immediately clear the outstanding dues.</p> <p>3. No FOREX realization pending.</p> <p>4. There is delay of 121 days in submitting the APR. Committee condoned the delay.</p>
174.6 (ix)	M/s Pacific Jute Ltd	FSEZ	2022-23 (3 rd year of 4 th block)	<p>Shri Aditya Sharma physically represented the unit before the Committee.</p> <p>1. Positive Net Foreign Exchange, for the year and cumulatively.</p> <p>2. No FOREX realization pending.</p>

				3. There are delays in submitting the APR. Committee condoned the delays.
174.6 (x)	M/s BT e-Serv India Private Limited	DLF SEZ	2019-20 to 2022-23 (1 st to 4 th year of 2 nd block)	<p>Authorized representative physically represented the unit before the Committee.</p> <p>1. Positive Net Foreign Exchange, for the years and cumulatively.</p>
174.6 (xi)	M/s Jiwanram Sheoduttrai Industries Ltd	FSEZ	2018-19 to 2022-23 (entire 2 nd block)	<p>Shri Alok Prakash physically represented the unit before the Committee.</p> <p>1. There are NIL exports during the period 2018-19 to 2020-21. Unit stated that, due to fire incident in their premises there was no production in the period.</p> <p>2. Positive Net Foreign Exchange, for the years 2021-22 and 2022-23 and cumulatively.</p> <p>3. There is outstanding rental dues amounting Rs.1,48,54,073.00. Unit stated that, due to the said fire incident they are facing difficulty in clearing the outstanding dues.</p> <p>Unit has been directed to give a legal undertaking for clearing the outstanding dues in time bound manner.</p> <p>4. No FOREX realization pending.</p>

(Abhishek Sanyal)
Deputy Development Commissioner

File No. 1(75)/174th UAC/2024**Dated 29/02/20243**

Copy forwarded to Committee members:-

1. The Principal Commissioner of Customs(Airport &Administration)
Air Cargo Complex,
NetajiSubhas Chandra Bose Airport
Kolkata-700 052.
2. Principal Chief Commissioner,
Central Goods and Service Tax, Kolkata Couth Commissionerate,
GST Bhawan, Rajdanga Main Road
180 Shantipally, R.B. Connector, Kolkata
3. Principal Chief Commissioner,
Central Goods and Service Tax, Kolkata North Commissionerate
GST Bhawan, Rajdanga Main Road
180 Shantipally, R.B. Connector, Kolkata-700 107
4. Additional Director General of Foreign Trade
Government of India, 4, Esplanade East
Kolkata-700069ShriSubrataGhosh,Chief Engineer
West Bengal Pollution Control Board, Govt. of West Bengal
Deptt. Of Environment, ParibeshBhawan
10A, Block-LA, Sector-III,
Bidhannagar, Kolkata-700 106.
5. Executive Director
West Bengal Industrial Development Corporation,
23, Camac Street,
5th Floor, Kolkata-700 017
6. West Bengal Pollution Control Board,
Alipore Regional Office,
12, Biplabi Kanai LalBhattacharjeeSarani,
Minority Bhavan
5th Floor, Alipore, Kolkata-27
7. West Bengal Pollution Control Board,
Salt Lake RO Office
Mani Square, Block No. 81T, Western, Western Side
8th floor, 164/1, Maniktala Main Road
Kolkata-700 107

List of participants for the 174th Unit Approval Committee meeting held on 27.02.2024 under the Chairmanship of Zonal Development Commissioner, Falta Special Economic Zone

1. ShriDeenBandhu Singh, Chairman and Zonal Development Commissioner, Falta SEZ
2. ShriAbhishekSanyal, Dy. Development Commissioner, Falta SEZ
3. ShriParthasarathiGhosh, Deputy Development Commissioner, Falta SEZ
4. ShriDebotoshChatterjee, Deputy Commissioner of Customs, Falta SEZ
5. Shri R.P.S Rajwar, Specified Officer, IT/ITES SEZ, Kolkata
6. ShriRanaDutta, Superintendent of Customs, Manikanchan SEZ
7. ShriPrasanta Kumar Panda, Assistant Development Commissioner, FSEZ
8. ShriSubhranil Bhattacharya, Assistant Development Commissioner, FSEZ
9. ShriPradeep Kumar Mohapatra, Assistant Development Commissioner, FSEZ
10. ShriRanjitBasak, Assistant Development Commissioner, FSEZ
11. ShriSashiRanjan Sharma, Assistant Development Commissioner, FSEZ
12. ShriPartha Kumar Mondal, Assistant Development Commissioner, FSEZ

FOLLOWING OFFICERS ATTENDED THE 174thUAC MEETING HELD ON 27.02.2024 AT 11.30 A.M.

Sl. No	Name of the Officer	Name of the Office/Department
1.	ShriDebotoshChatterjee	Dy. Commissioner of Customs, FSEZ
2.	ShriAbhishekSanyal	Dy. Development Commissioner, FSEZ
3.	ShriParthasarathiGhosh	Dy. Development Commissioner, FSEZ
4.	ShriSohamDutta,EA	WBIDC
5.	Shri. LakshmikantaHalder	Jt. DGFT, O/o Addl. DGFT, Kolkata
6.	ShriSandeepPodder, Supdt. of Customs	Air Cargo Complex, Customs
7.	ShriDebasishBiswas, Assistant Commissioner	GST South Commissionerate
8.	ShriDebasishMukhopadhyay, Assistant Commissioner	GST NorthCommissionerate
9.	Smt. SarmisthaKundu Environmental Engineer	WBPCB, Salt Lake R.O. Office
10.	Shi T.K. Biswas, Executive Engineer	WBPCB, Alipore Regional Office