



भारतसरकार/Government of India  
फलताविशेष आर्थिक क्षेत्र/FALTA SPECIAL ECONOMIC ZONE  
वाणिज्यविभाग/Department of Commerce

वाणिज्यऔरउद्योगमंत्रालय/Ministry of Commerce & Industry  
निज़ामपैलेस, दूसराएमएसओभवन, चौथीमंजिल/Nizam Palace, 2nd MSO Building, 4th  
Floor

234/4 एजेसीबोसरोड, कोलकाता-700 020/ 234/4 AJC Bose Road, Kolkata-700 020;  
टेलीफोन /Phone:2287-2263,2287-7923,2281-3117; फैक्स /Fax : (033)2287-3362;  
ईमेल /Email: fsez@nic.in; वेबसाइट /Website: <http://fsez.gov.in>



Falta SEZ



No. FSEZ/LIC/B-29/2021/ 587, 588, 589, 590

Date : 14/08/2023

**SHOW CAUSE NOTICE**

**WHEREAS**, M/s. Blue Brilliance Exim Pvt.Ltd having their registered office at Shop No .G-76, Building Express Zone Mall Road Opp.Adani Electricity,W.E. Highway,Malad East Mumbai-400097 had been permitted vide Letter of Approval No. FSEZ/LIC/B-29/2021/2700 dated 31/12/2021 for establishment of an Unit for trading of “(i) Random Access Memory(RAM) (ii) chargers, (iii) power supply,(iv) mobile phone screens,(v) Speakers,(vi) Headphones,(vii) Mobile Ear pods,(viii) solid state devices(SSD),(ix)Smart Cards,(x)Memory Cards,(xi) Semi Conductors,(xii)Intel Processors, (xiii) Processors and (xiv) USB cables” at Falta Special Economic Zone;

**WHEREAS**, the unit executed Bond-cum- Legal Undertaking with this office as per Sl.no. (i) of the LOA and the same was accepted by this office.

**WHEREAS**, Rule 19(4) of Special Economic Zone (SEZ) Rules, 2006 says, “the Letter of Approval shall be valid for one year within which period the Unit shall commence production or service or trading or Free Trade and Warehousing activity and the Unit shall intimate date of commencement of production or activity to the Development Commissioner”.

**WHEREAS**, the unit did not intimate the date of commencement of production to the Development Commissioner, Falta Special Economic Zone, which tantamount to violation of Rule 19(4) of the SEZ Rules 2006.

**WHEREAS**, Rule 27(10) of SEZ Rules, 2006 says, “ the assessment of imports and domestic procurement by a Developer or a Unit, shall be on the basis of self-declaration and shall not be subjected to routine examination except in case of procurement from the Domestic Tariff Area under the claim of export entitlements





*PROVIDED that where based on a prior intelligence the examination becomes necessary the same shall be carried out by the Authorised Officer (s) after obtaining written permission from the Development Commissioner or the Specified Officer”.*

**WHEREAS**, as per **SHOW CAUSE NOTICE (SCN)** No. S33-13/2022Adjn (A&A) dated 06.04.2023 issued to unit by O/o the Principal Commissioner of Customs (Airport & A.C.C.), Kolkata, the unit had given gross mis-declaration in respect of their imports, which tantamount to taking wrongful benefits in terms of First Proviso of Rule 27(10) of SEZ Rules, 2006 and gross violation of Foreign Trade (Development and Regulation) Act, 1992 .

**WHEREAS**, Rule 71 of SEZ Rules, 2006 says, “Export value of goods, software and services may be realized and repatriated as per instructions of the Reserve bank of India issued from time to time “.

**WHEREAS**, as per the aforesaid Custom SCN, the unit has pending Foreign Exchange realization against the Shipping Bills through which the unit exported the electronic items, which tantamount to gross violation of Rule 71 of SEZ Rules, 2006 and Foreign Trade (Development and Regulation) Act, 1992.

**WHEREAS**, as per Section 21(1) of SEZ Act 2005 read with Central Government Gazette Notification No. 66, Sl. No. 76(E) dated 13/01/2010, all the Acts or omissions punishable under the Foreign Trade (Development and Regulation) Act, 1992 are notified offences for the purposes of the Special Economic Zone Act, 2005.

**THEREFORE**, the Unit is hereby asked to **Show Cause** as to why the Letter of Approval should not be cancelled and action should not be taken against them, without prejudice to any other action under other Acts and Rules, for gross misuse and violation of SEZ Act & Rules read with Foreign Trade (Development & Regulations) Act 1992.

**WHEREAS**, the Unit may file their written reply within **30 days** from the date of issue of this notice and if they wish to be heard in person, they may say so within this period after prior appointment with the undersigned, failing which action as deemed fit may be taken ex-parte on the basis of records available before this office.

**WHEREAS**, it may please be noted that these are quasi-judicial proceedings and therefore, personal hearing will be allowed only to the Directors, if they are not in a position to appear for sufficient and valid reasons, they may depute an employee of the firm or any other functionary directly connected with their concern, who has intimate knowledge and full facts of the case. They may, if they so desire, also be represented by



a practicing advocate. Such employee/functionary/practicing advocate should submit their forwarding letter and special power of attorney on stamp paper duly executed in his favour authorizing him to appear in these particular proceedings and statement/submissions/depositions made will be legally binding upon the firm/concern.

This issues without prejudice to any other actions that may be taken against the said firm under any other Rules/Law in force.

  
(Satish Kumar)

Zonal Development Commissioner  
Falta Special Economic Zone

To

1. **M/s. Blue Brilliance Exim Pvt.Ltd**  
Shop No .G-76, Building Express Zone  
Mall Road Opp.Adani Electricity,  
W.E. Highway, Malad East Mumbai-400097  
Email: Bluebrilliance2021@gmail.com

2. **Shri Narayan Sharma, S/o Chhitar Mal, Director**

Kalo Ka Mohalla , Hamara, Ajmer,  
Kishangarh, Rajasthan-305812  
Email: narayanlals138@gmail.com

3. **Shri Rajesh Saloki, Director.**

masjid k pass, mukeri mohalla,  
Jhalrapatan, Jhalawar Rajasthan-326023  
Email: solokirajesh846@gmail.com



सतीश कुमार / SATISH KUMAR  
विकास आयुक्त / DEVELOPMENT COMMISSIONER  
भारत सरकार / GOVT. OF INDIA  
वाणिज्य एवं उद्योग मंत्रालय / Ministry of Commerce & Industry  
फलता विशेष आर्थिक क्षेत्र / FALTA SPECIAL ECONOMIC ZONE  
निजाम पैलेस, कोलकाता- 700 020 / NIZAM PALACE, KOLKATA-700 020

Copy to:

1. O/o The Principal Commissioner of Customs (Airport & A.C.C.) in r/o SCN No S33-13/2022 Adjn (A&A) dated 06/04/2023

  
(Satish Kumar)

Zonal Development  
Commissioner Falta Special Economic Zone

जारी किया / ISSUED  
हस्ताक्षर / SIGNATURE  
दिनांक / DATE 14/08/23



सतीश कुमार / SATISH KUMAR  
विकास आयुक्त / DEVELOPMENT COMMISSIONER  
भारत सरकार / GOVT. OF INDIA  
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