

## मुरादाबाद विशेष आर्थिक क्षेत्र

(18/10/2021 को आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त)

श्री अ० बिपिन मैन्न, क्षेत्रीय विकास आयुक्त, नॉएडा विशेष आर्थिक क्षेत्र की अध्यक्षता में दिनांक 18/10/2021 को सुबह 11:00 बजे वीडियो कॉन्फ्रेंसिंग द्वारा आयोजित मुरादाबाद विशेष आर्थिक क्षेत्र की अनुमोदन समिति की बैठक का कार्यवृत्त

The following members of the Approval Committee participated in the meeting through Video Conferencing :-

1. Shri Arun Singh Chaudhary, Ad. Commissioner (Income Tax), Moradabad Division.
2. Shri Kiran Mohan Mohadikar, Dy. Development Commissioner, NSEZ, Noida (Nominee of Deptt. Of Commerce in terms of letter dated 23/09/2008).
3. Shri Shobhit Sinha, Dy. Commissioner, CGST Moradabad.
4. Shri Anuj Kumar, Dy. Commissioner, O/o Jt. Commissioner Industries, Moradabad.
5. Shri Rakesh Kumar Singh, FTDO, DGFT, New Delhi.
6. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA, Moradabad SEZ.

Besides, during the meeting (i) Shri Amit Kumar Gupta, Specified Officer, NSEZ & Moradabad SEZ and (ii) Dr. Ved Prakash Sharma, Asstt. Development Commissioner, Moradabad SEZ also participated in the meeting through Video Conferencing to assist the Approval Committee. It was informed that the Quorum is complete and the meeting can be convened.

At the outset, the chairman welcomed the participants. After brief introduction, each items included in the agenda were taken up for deliberation one by one. After detailed deliberations among the members of the Approval Committee as well as interaction with the applicants/ representatives of the units, the following decisions were taken:-

<b>1</b>	<b>Ratification of Minutes of last meeting of the Approval Committee held on 09/09/2021</b>  As no reference in respect of the decisions of the Approval Committee held on 09/09/2021 was received from any of the members of the Approval Committee or Trade, Minutes of the meeting held on 09/09/2021 were unanimously ratified.
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**2 Setting up a new unit in Moradabad SEZ**

**2.1 M/s Indian Overseas Export :-**

- i. It was informed to the Approval Committee that the applicant has proposed to set up a new unit in Moradabad SEZ namely M/s Indian Overseas Export for manufacturing & export of handicrafts items made of Aluminium, Copper, Brass, Tin, Iron, Steel, Glass, Stone, Home Décor & Home Furnishing, Wooden & MDF Board Artwares with projected exports of Rs. 1435.00 Lakhs and the NFE of Rs. 1261.74 Lakhs over a period of five years.
- ii. Approval Committee enquired about the offer of allotment of space by the developer i.e. UPSIDA. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed that the unit has been allotted Plot No. M-71, Pocket-‘B’ by UPSIDA on 10.05.2021 having total area of 1800 sq. mtr.
- iii. Ms. Shaista Tasleem, Proprietor appeared before the Approval committee to explain the project. She informed that she is already in handicrafts export business in DTA through M/s Indian Overseas Exports for last 03 years and she has submitted balance sheets of her DTA firm. Also she will get help from her brother and father who are in Handicrafts business since 1983 and are having 02 DTA units namely M/s Ahmad Brass Corporation and M/s Progetto Inc. as well as 01 SEZ unit namely M/s Ahmad Brass Inc. which recently commenced production. She further informed that the proposed SEZ unit has an estimated project cost of Rs. 159.60 Lakhs which would be financed through her own funds as well as financial support from her father i.e. Shri Tasleem Ahmad. She also informed that the initial direct employment will be 28 persons. On being asked Ms. Shaista informed that she will initially export to USA market for approximately 02 Crores in first year. At initial stage she will export metal, glass and other mixed material products to her existing buyers from SEZ premises and will diversify the product range in future as per demand. Ms. Shaista further informed that she plans to procure approximately 20% from her family-owned DTA firms and rest 80% from different DTA suppliers as per demand.
- iv. The Approval Committee, after due deliberations, approved the proposal of M/s Indian Overseas Export for setting up a new unit in Moradabad SEZ for Manufacturing & Export of Handicrafts items made Aluminium, Copper, Brass, Tin, Iron, Steel, Glass, Stone, Home Décor & Home Furnishing, Wooden & MDF Board Artwares as per ITC(HS) code mentioned below subject to the following conditions:
  - a. No restricted / prohibited items shall be allowed for import/ export without specific permissions from BoA or concerned authorities.

**List of specific handicraft items for manufacturing with their ITC(HS) codes**

ITC(HS) Codes	Description	Specific Name Of Products

1	74199930	Handicrafts of Brass Artware	Kitchenware, Tray, Fruit bowl, Face mask, Rabbit, Planter, Flower vase, Handcrafted brass table with glass top, Brass lamp, Candle stand.
2	76151030	Handicrafts of Aluminium Artware	Kitchenware, Tray, Fruit bowl, Face mask, Rabbit, Planter, Flower vase, Handcrafted Aluminium table with glass top, Brass lamp, Candle stand.
3	73239420	Handicrafts of Iron & Steel Artware	Kitchenwares, Tray, Fruit bowl, Face mask, Rabbit, Planter, Flower vase, Tool box, Beer tub, Egg stand, Iron Lamp, Iron furniture, Candle stand.
4	74199940	Handicrafts of Copper Artware	Cocktail shaker, Party tub, Jug, Glass, Cup, Plate, Spoon, Tray, Bowl, Tea pot.
5	70200090, 70200029	Handicrafts of Glass Artware	Table & kitchenware, Tray, Fruit bowl, Horse, Rabbit, Planter, Flower vase.
6	68159990	Handcrafted item of Stone	Kitchenwares, Table top, Base, Lamp, Stool, Beads, Sculptures.
7	44140000, 44209010, 44201000	Wooden artwares & MDF Board artwares	Photo frames, case boxes, tableware & kitchenware of wood, wood Lamp, Furniture
8	73239490	Tin Artwares	Planters
9	67029090, 74181024, 76151090, 94051010, 94051020, 94055010	Handcrafted Home Décor & Furnishing items	Garden Lights, Lanterns, Sculptures, Wall Lamp, Hanging Lamps, Floor lamps.

### 3 Review of deferred proposal for setting up of new unit in Moradabad SEZ

#### 3.1 M/s Roots Agro Inc. :-

i. It was informed to the Approval Committee that the applicants had proposed to set up a new unit in Moradabad SEZ namely M/s Roots Agro Inc. for manufacturing & export of Walnut Oil & Almond Oil with projected exports of Rs. 1727.76 Lakhs and the NFE of Rs. 502.23 Lakhs over a period of five years. The case was last placed in approval committee meeting held on 10.06.2021 wherein the committee deliberated the matter in details, unanimously decided to defer the case and directed that the case be placed again before Approval Committee only on receipt of full facts as observed under ::

a. Fund flow to be provided as per format and subsequently forwarded to Shri Jayant Mishra, Pr. Commissioner, Income Tax (member of Approval

Committee).

- b. Check if it is on DEL list of DGFT & adverse list of DRI.
- c. APEDA be approached for verifying the Walnut/ Almond Oil yield projections submitted by the unit.
- ii. Approval committee was informed that Fund flow as provided by the unit were forwarded to the Pr. Commissioner (Income Tax) vide email dated 05.07.2021 for seeking comments. Also the status of both SEZ units of Shri Sumit Garg namely M/s Goldmine Overseas and M/s Shree Bankey Bihari International was checked on DGFT and ICEGATE wherein it was found that the unit are not in DEL list of DGFT and they are also not in Black-list of Customs i.e. ICEGATE.
- iii. It was further informed to committee that this office vide letter dated 23.06.2021 & email dated 01.07.2021 requested the Director, APEDA for verifying the yield projections for Almond Oil and Walnut Oil submitted by the unit. The Asstt. General manager, APEDA vide letter dated 01.07.2021 informed '*We have examined the process flow which seems to be OK, however, APEDA cannot comment on production ratio from raw material to waste, by products and final products for export.*'
- iv. It was further informed that since no information about yield of Oils and by-products from Almond and Walnut was received from APEDA, it was suggested that effective way of getting the accurate oil yield in the Walnut and Almond imported by the unit is by drawing a sample from each consignment and getting it tested for oil and other contents by NABL certified Government approved laboratory like CRCL, New Delhi. Hence, it was proposed that Customs officials, Moradabad SEZ can draw samples from imported consignments and send them for testing at CRCL. In the meantime, the unit can start their authorised operation on the imported raw materials. Once the report from CRCL is received, the same may be used as a standard for verifying the Oil yield extracted by the unit from the said consignment and if there is a shortfall in the production w.r.t. the test report from CRCL, the unit will pay the proportionate duty immediately.
- v. Shri Ankush Kaushal & Shri Sumit Garg, partners appeared before the Approval committee to explain the project. Shri Sumit also informed that due to low demand in Handicrafts sector he was only able to export amounting to Rs. 1.10

	<p>Crores from his SEZ unit namely M/s Goldmine Overseas and that is why he has come up with another venture with Shri Ankush to diversify his folio. Both the partners informed the committee that they will import Almond and Walnut from USA and will use automatic cold press machines for oil extraction. They will majorly export to UK and Hong Kong and small quantities to Cambodia. The final product will be 100% edible oil. They further informed that their whole production process will produce 03 ingredients namely Outer shell (waste), Cake/Pulp (by-product) and Oil (final product for export). Out of these 03 ingredients, Oil (final product) will be exported after packing, shell (waste) will be discarded/disposed off as per SEZ rules and Cake/Pulp (by-product) can be sold to buyers in DTA after paying the admissible duty on the same since the same cannot be exported to overseas. The food industry including food chains, restaurants and hotels have a demand of Almond/ Walnut pulp since the same is used in production of food items. Haldirams is also a prospective buyer for cake/ pulp.</p> <p>vi. The Approval Committee, after due deliberations, approved the proposal of M/s Roots Agro Inc. for setting up a new unit in Moradabad SEZ for manufacturing &amp; export of Walnut Oil under ITC(HS) code 15159099 and Almond Oil under ITC(HS) code 33012990, subject to the following conditions :</p> <ol style="list-style-type: none"> <li>1. Imported samples of almonds and walnuts to be sent to CRCL, New Delhi on a regular basis from each imported consignment for testing purpose of oil content.</li> <li>2. Finished products for export i.e. Almond oil and Walnut oil to be tested by CRCL, New Delhi for quality and contents.</li> <li>3. No DTA sale of raw material or finished goods to be allowed for the unit unless pre-approved by UAC. Also, 100% examination of waste/by-products to be cleared in DTA.</li> <li>4. Stock verification to be conducted on a quarterly basis for unit.</li> <li>5. Performance/ NFE monitoring to be done on a yearly basis.</li> </ol>
<p><b>4</b> <b>4.1</b></p>	<p><b>Monitoring of performance w.r.t renewal of LOA of unit in terms of Rule 19(6) of SEZ Rules, 2006</b></p> <p><b>M/s Pooja Overseas :-</b></p> <ol style="list-style-type: none"> <li>i. It was informed to the Approval Committee that M/s Pooja Overseas was granted approval by UAC in its meeting held on 14.08.2015 and the LOA was issued to the unit on 27.08.2015 for Manufacturing &amp; Export of Handicrafts Items. The</li> </ol>

	<p>unit commenced commercial production w.e.f. 22.08.2016 and the unit completed their 1<sup>st</sup> block of five years term on 21.08.2021. The unit has made exports to the tune of Rs. 2318.12 Lakhs (01.04.2016 to 31.03.2021) and total Foreign Exchange Outgo is NIL. The net Foreign Exchange Earnings by the unit stands at Rs. 2318.12 Lakhs and Foreign Exchange pending for realization beyond stipulated period of nine months is NIL as on 01.10.2021.</p> <p>ii. Committee was informed that the LOA of the unit initially expired on 21.08.2021 for 1<sup>st</sup> block which was extended for 02 months by the competent authority up to 21.10.2021 on request of the unit since they were not able to apply for renewal of LOA in time due to unavoidable circumstances. Thereafter, the unit submitted the requisite documents for renewal of LOA for their 2nd block of operations from 22.08.2021 up to 21.08.2026 including Form F1, list of ITC(HS) codes, manufacturing flow charts etc. It was further informed that some ITC(HS) codes from their previous items were withdrawn by the unit vide letter dated 22.09.2021 since they were either restricted/ prohibited or not available in the latest Export Policy. Hence, the competent authority, NSEZ, Noida approved the renewal of LOA dated 27.08.2015 of M/s Pooja Overseas for 2<sup>nd</sup> Block of 5 years from 22.08.2021 to 21.08.2026 in terms of Rule 19(6) of SEZ Rules, 2006 and LOA renewal letter No. NSEZ/4-375/2003-MBD/15089 dated 07.10.2021 was issued to the unit.</p> <p>iii. Shri Sanjeev Kumar Bedi informed the committee that developer does not have any reservations in the matter.</p> <p>iv. The Approval Committee noted that the unit has achieved positive NFE. The Committee, after due deliberations, satisfactorily monitored the performance of the unit.</p>
<p><b>5</b></p> <p><b>5.1</b></p>	<p><b>Monitoring of performance w.r.t exit from SEZ scheme in terms of Rule 74 of SEZ Rules, 2006</b></p> <p><b>M/s Seema International :-</b></p> <p>i. It was informed to the Approval Committee that M/s Seema International was granted LOA No. NSEZ/4-389/2003-MBD/9667 dated 16.06.2016 for setting up a unit in Moradabad SEZ to carry out authorized operations i.e. Manufacturing &amp; Export of Handicrafts made of Brass, EPNS Wares &amp; Stainless Steel Wares. Unit commenced its production on 20.03.2017 and their LOA is valid up to 19.03.2022. However, the unit vide email dated 25.05.2021 requested that they may be allowed for Exit from Moradabad SEZ under Rule 74 of SEZ Rules,</p>

	<p>2006. The file is under consideration with the DC, NSEZ for exit and performance of unit during their operations in SEZ is placed before Approval Committee for monitoring.</p> <p>ii. Approval Committee was informed that the unit has made exports to the tune of Rs. 4.98 Lakhs (2016-17 up to 2020-21) and total Foreign Exchange Outgo is NIL. The net Foreign Exchange Earnings by the unit stand at Rs. 4.98 Lakhs and the Foreign Exchange pending for realization beyond stipulated period of nine months is NIL as on 01.10.2021. It was further informed that the unit has submitted all the requisite documents along with 'NOC' from various departments including Customs, UPSIDA, electricity departments etc. and Legal undertaking in Form-L.</p> <p>iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the developer has no reservations in the matter.</p> <p>iv. The Approval Committee noted that the unit has achieved positive NFE. The committee, after due deliberations, also noted the performance of the unit during their operation in SEZ Moradabad.</p>
<p><b>6</b></p> <p><b>6.1</b></p>	<p><b>Inclusion of additional manufacturing activities in LOA</b></p> <p><b>M/s Connect India Inc. :-</b></p> <p>i. It was informed to the Approval Committee that M/s Connect India Inc. was granted LOA No. NSEZ/4-308-309/2003-MBD/4620 dated 10.05.2011 for setting up a unit in Moradabad SEZ to carry out authorized operations i.e. Manufacturing &amp; Export of all Indian Handicrafts including wide range of Electrical Lamps, Table Lamps, Wall Lamps, Chandeliers, Pendants, Garden Light, Power Cord, Cord Sets/wire fitting with inline switch, Lamp Holders, Connectors and cutting of wire &amp; fixing of ferrules. Unit commenced its production on 29.07.2011 and their LOA is valid up to 28.07.2026.</p> <p>ii. It was informed that the unit vide its letter dated 30.09.2021 received in this office on 01.10.2021 informed that their LOA was recently renewed for the unit on 28.09.2021 wherein they have inadvertently missed out one product i.e. Plug/ adapter under ITC(HS) code 85366910 from including in their list of ITC(HS) codes which is one of their main product. The unit had also informed that they had received orders of approximately 30000 pieces of said product which needed to be supplied on urgent basis. In view of urgency shown by the unit, with approval of competent authority, NSEZ, Noida, this office vide letter dated 05.10.2021 granted permission to the unit for export of Plugs/ Adapter under ITC(HS) code 85366910 for a quantity not exceeding 30000 pieces.</p> <p>iii. It was further informed that the case is placed before approval committee for (i) ratification of decision of the DC, NSEZ granting one-time permission to unit for</p>

	<p>export of 30000 pieces of Plugs/ Adapter under ITC(HS) code 85366910 and (ii) inclusion of Plugs/ Adapter under ITC(HS) code 85366910 as authorized operations in LOA dated 10.05.2011 of unit.</p> <p>iv. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the developer has no reservations in the matter.</p> <p>v. The Approval Committee, after due deliberations, decided as under:</p> <ol style="list-style-type: none"> <li>1. Ratified the decision of the DC, NSEZ for granting one-time permission to the unit for export of 30000 pieces of Plugs/ Adapter under ITC(HS) code 85366910.</li> <li>2. Approved the inclusion of Plugs/ Adapter under ITC(HS) code 85366910 as authorized operations in LOA dated 10.05.2011 of M/s Connect India Inc.</li> </ol>
<p><b>7</b></p> <p><b>7.1</b></p>	<p><b>Monitoring of non-realization of Foreign Exchange beyond stipulated time period and action under FTDR Act, 1992</b></p> <p><b>M/s Akai Exports International :-</b></p> <ol style="list-style-type: none"> <li>i. Approval Committee was informed that M/s Akai Exports International having LOA No. NSEZ/4-356/2003-MBD/8101 dated 31.01.2014 for manufacturing and export of Handicrafts made of Iron, Aluminum, Brass, Copper, Zinc, Wood, Leather, Glass, Textile, Home Furnishing, Tin, Stone and Stainless Steel. The LOA of the unit expired on 28.03.2020.</li> <li>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 12.42 pending dues of the developer which they must clear immediately. No-one from the Committee appeared before the Approval committee in its meeting held on 27.05.2021.</li> <li>iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, took a serious view of absence of promoter of unit from personal hearings convened by the DC, NSEZ &amp; Approval Committee meeting and non-realization of large Forex amount pending beyond stipulated time period. Approval Committee further decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit under FTDR Act, 1992. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of Forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if Forex realizations are pending.</li> </ol>



	<p>iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit has increased and stands at Rs. 20,01,77,425.00 (i.e. Rs. 20.02 Crores) is still pending for realization as on 01.10.2021.</p> <p>v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 13.37 Lakhs pending dues of the developer which they must clear immediately.</p> <p>vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 04 PHs out of 05 PHs given to them since issuance of SCN in Nov. 2020.</p> <p>vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.</p>
7.2	<p><b>M/s Amrut Handicrafts :-</b></p> <p>i. Approval Committee was informed that M/s Amrut Handicrafts having LOA No. NSEZ/4-395/2003-MBD/9665 dated 16.06.2016 for manufacturing and export of Handicrafts made of Brass, Aluminium, Iron, Wood, Copper, Textiles, Home Décor &amp; Home furnishing, Steel, Leather, Fashion accessories, Handcrafted Rugs &amp; Druggets and Hand knotted carpets. The LOA of the unit was valid till 14.03.2022 which was suspended on direction of Approval Committee.</p> <p>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 8.12 pending dues of the developer which they must clear immediately. No-one from</p>

	<p>the Committee appeared before the Approval committee in its meeting held on 27.05.2021.</p> <p>iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, took a serious view of absence of promoter of unit from personal hearings convened by the DC, NSEZ &amp; Approval Committee meeting and non-realization of large Forex amount pending beyond stipulated time period. Approval Committee further decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit under FTDR Act, 1992. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of Forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if Forex realizations are pending.</p> <p>iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit still stands at Rs. 55,57,06,873.00 (i.e. Rs. 55.57 Crores) pending for realization as on 01.10.2021.</p> <p>v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 8.59 Lakhs pending dues of the developer which they must clear immediately.</p> <p>vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 06 PHs out of 07 PHs given to them since issuance of SCN in Nov. 2020.</p> <p>vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.</p>
7.3	<p><b>M/s Dollar Industries :-</b></p> <p>i. Approval Committee was informed that M/s Dollar Industries having LOA No. NSEZ/4-285/2003-MBD/3962 dated 19.01.2010 for manufacturing and export of</p>

	<p>Handicrafts made of Brass, Aluminium, Zinc, Copper, Iron and their Alloy products and all other Indian handicrafts. The LOA of the unit expired on 02.05.2021.</p> <p>ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to show any substantial process in realizing the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit has decreased by approx. 7% since issuance of SCN and now stands at Rs. 31,44,28,118.00 (i.e. Rs. 31.44 Crores) is still pending for realization as on 01.10.2021.</p> <p>iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 2.54 Lakhs pending dues of the developer which they must clear immediately.</p> <p>iv. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 04 PHs out of 08 PHs given to them since issuance of SCN in Nov. 2020.</p> <p>v. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is still pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that final opportunity may be given to unit to show their progress in realization of pending forex and the case to be placed before Approval Committee in its next meeting.</p>
<p><b>7.4</b></p>	<p><b>M/s Marina India :-</b></p> <p>i. Approval Committee was informed that M/s Marina India having LOA No. NSEZ/4-376/2003-MBD/9187 dated 23.10.2015 for manufacturing and export of Handicrafts made of Brass, Copper, Iron, Aluminium, Handmade items of garment, leather, textile, Home décor and home furnishing items. The LOA of the unit expired on 03.07.2021.</p> <p>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 82.00 Thousands pending dues of the developer which they must clear immediately. No-one from the Committee appeared before the Approval committee in its meeting held on 27.05.2021.</p> <p>iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, took a serious view of absence of promoter of unit from personal hearings convened by the DC, NSEZ &amp; Approval</p>

Committee meeting and non-realization of large Forex amount pending beyond stipulated time period. Approval Committee further decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit under FTDR Act, 1992 and recommended that since IEC & LOA of the unit are still valid, they must be suspended immediately. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if forex realizations are pending.

- iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit still stands at Rs. 290,11,88,080.00 (i.e. Rs. 290.12 Crores) pending for realization as on 01.10.2021.
- v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 82.00 Thousands pending dues of the developer which they must clear immediately.
- vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended any of the 07 PHs given to them since issuance of SCN in Nov. 2020.
- vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.

**7.5 M/s Meena Handicrafts :-**

- i. Approval Committee was informed that M/s Meena Handicrafts having LOA No. NSEZ/4-190/2003-MBD/558 dated 21.10.2005 for manufacturing and export of Handicrafts made of Metal Handicrafts, Imitation Jewellery, Handicrafts made of Textile, Iron, Bronze, Copper, wood, EPNS, White Metal, Glass and Other Handicrafts. The LOA of the unit expired on 30.09.2020.
- ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to show any substantial process in realizing the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit has increased by approx. 30% since issuance of SCN and now stands at Rs. 17,21,72,262.00 (i.e. Rs. 17.22 Crores) is still pending for realization as on 01.10.2021.
- iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 22.00 Thousands pending dues of the developer which they must clear immediately.
- iv. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 01 PHs out of 03 PHs given to them since issuance of SCN in Nov. 2020.
- v. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.

7.6	<p><b>M/s Modern Metals Overseas :-</b></p> <p>i. Approval Committee was informed that M/s Modern Metals Overseas having LOA No. NSEZ/4-323/2003-MBD/5203 dated 12.07.2012 for manufacturing and export of Handicrafts made of Brass, Aluminium, Copper, Zinc, Iron &amp; Alloy Products. The LOA of the unit expired on 30.09.2020.</p> <p>ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to show any substantial process in realizing the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit has decreased by approx. 15% since issuance of SCN and now stands at Rs. 106,67,86,955.00 (i.e. Rs. 106.68 Crores) is still pending for realization as on 01.10.2021. Also, the unit has not attended 1 PHs out of 05 PHs given to them since issuance of SCN in Nov. 2020</p> <p>iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 1.21 Lakhs pending dues of the developer which they must clear immediately.</p> <p>iv. Shri Imran Ahmad, Partner from the unit appeared before Approval Committee in its meeting held on 18.10.2021 and informed that he had realized approximately 15% forex since issuance of SCN even though the payments were coming slow but he has not able to realize anything in last few months. He has contacted his buyers who are based in Dubai but could not get a proper response. Also the flight are not operational so he could personally visit his buyers and ask them to pay the pending due, so he is waiting for the flights to open. He further informed that he has filed a case against his Dubai buyers in Moradabad court for making default in his payment which is to be listed on 28.10.2021. After the hearing he will also contact Indian Embassy in Dubai for seeking help in the matter.</p> <p>v. The Approval Committee, after due deliberations, took serious view of the fact that large Forex amount is still pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also directed Shri Imran to submit documents and updates related to the court case to ADC, Moradabad SEZ by 1<sup>st</sup> week of November 2021. The Committee also decided that final opportunity may be given to unit to show their progress in realization of pending forex and the case to be placed before Approval Committee in its next meeting.</p>
7.7	<p><b>M/s Omega Traexim Inc. :-</b></p> <p>i. Approval Committee was informed that M/s Omega Traexim Inc. having LOA No. NSEZ/4-355/2003-MBD/8105 dated 31.01.2014 for manufacturing and</p>

	<p>export of Handicrafts made of Copper Artwares, Brass Artwares, Aluminium Artwares, Iron, Glass, Textile and other handicrafts items &amp; required packaging material for own consumption. The LOA of the unit expired on 13.08.2020.</p> <p>ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to show any substantial process in realizing the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit stands at Rs. 194,61,78,666.00 (i.e. Rs. 194.62 Crores) is still pending for realization as on 01.10.2021. Also, the unit has not attended 4 PHs out of 06 PHs given to them since issuance of SCN in Nov. 2020</p> <p>iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has no pending dues of the developer.</p> <p>iv. Shri Mohd. Abbas, Authorised representative from the unit appeared before Approval Committee in its meeting held on 18.10.2021 and informed that they will soon start realizing the pending Forex. He further informed that they have got time-extension from one of their AD Bank i.e. Central Bank of India amounting to approx. Rs. 25.00 Crores. He also informed that they have applied for time extension from their other AD Banks for which they are yet to receive the approval.</p> <p>v. The Approval Committee, after due deliberations, took serious view of the fact that large Forex amount is still pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect. The Committee also directed ADC Moradabad SEZ to get verified the time-extension permissions given by Central bank of India as submitted by the unit. The Committee also decided that final opportunity may be given to unit to show their progress in realization of pending forex and the case to be placed before Approval Committee in its next meeting.</p>
7.8	<p><b>M/s Phoenix India Inc. :-</b></p> <p>i. Approval Committee was informed that M/s Phoenix India Inc. having LOA No. NSEZ/4-371/2003-MBD/9041 dated 02.07.2015 for manufacturing and export of Handicrafts made of Brass, Copper, Steel, Iron, Aluminium, Wood, Textile, Leather, Handcrafted imitation jewellery, Fashion accessories, Home furnishing, Home décor, Rugs &amp; Druggets and Glass. The LOA of the unit expired on 25.03.2021.</p> <p>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 4.33 pending dues of the developer which they must clear immediately. Shri Akshat Jain, Partner appeared before the Approval committee in its meeting held on 27.05.2021 but failed to give proof of any realization or any concrete plan for</p>

realizing of pending forex any time soon.

- iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, did not seem convinced with the claims made by the partner of unit and took serious view of non-realization of large Forex amount pending beyond stipulated time period. Approval Committee decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit under FTDR Act, 1992. Approval Committee further directed that Specified Officer, Moradabad SEZ shall submit a report regarding discrepancy in reconciliation of Export, Import, DTA procurement and DTA Sale data. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of Forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if Forex realizations are pending.
- iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit still stands at Rs. 63,42,66,278.00 (i.e. Rs. 63.43 Crores) pending for realization as on 01.10.2021.
- v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 4.33 Lakhs pending dues of the developer which they must clear immediately.
- vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 03 PHs out of 06 PHs given to them since issuance of SCN in Nov. 2020.
- vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the



	<p>imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.</p>
7.9	<p><b>M/s Ritu Overseas :-</b></p> <ol style="list-style-type: none"> <li>i. Approval Committee was informed that M/s Ritu Overseas having LOA No. NSEZ/4-335/2003-MBD/7067 dated 16.05.2013 for manufacturing and export of Handicrafts made of Stainless Steel, Brass, Aluminium, Copper, Glass, Leather, Textile, Wood, Scarves, Mufflers, Rugs, Dari, Hand Knotted Carpets and Ceramic Items. The LOA of the unit expired is valid up to 02.02.2025.</li> <li>ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to completely realize the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit has decreased by approx. 40% since issuance of SCN and now stands at Rs. 8,51,30,806.00 (i.e. Rs. 8.51 Crores) is still pending for realization as on 01.10.2021. Also, the unit has not attended 2 PHs out of 05 PHs given to them since issuance of SCN in Nov. 2020</li> <li>iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has no pending dues of the developer which they must clear immediately.</li> <li>iv. Shri Vinay Bhandula, authorised representative from the unit appeared before Approval Committee in its meeting held on 18.10.2021 and informed that he had realized approximately 7.32 Crores forex since issuance of SCN and BRC for the same are updated on DGFT website. He also informed that he has realized approx. Rs. 50.00 Lakhs more which is part payment from one of the pending 03 shipping bills and BRC will be updated as soon as the remaining amount of said Shipping bill is realized. He also informed that he has submitted the time extension from AD Bank up to 31.12.2021 for the remaining forex pending for realization and he will realize the remaining forex by mid-Dec. 2021 or within the extended time as permitted by his AD Bank. It was further informed that as on date the pending Forex on the unit stands at approx. Rs. 6.15 Crores. On being asked about the returned export consignment of the unit, Shri Vinay informed that in Dec. 2019 they made exports to a buyer in Singapore which returned to port Nhava Sheva in May 2020 due to lockdown and non-receipt of the same by the buyer. The exported consignment came bank to SEZ premises on 18.09.2020 and returned back to its original DTA supplier since the goods were damaged in transit and the supplier agreed to take back the goods in damaged condition. The exported goods were items made of glass and leather. Shri Bhandula further requested the DC, NSEZ for issuance of MEIS filed by the unit for 03 of the realized shipping Bills.</li> <li>v. The Approval Committee, after due deliberations, noted that even though the unit has shown progress but large Forex amount is still pending for realization which must be realized by the unit immediately. The committee further noted that the decision regarding MEIS claim filed by unit may be taken by the DC, NSEZ separately. The Committee also decided that in view of time extension</li> </ol>

	<p>given by the AD Bank, unit may be given time up to Dec 2021 to show their progress in realization of pending forex and the case to be placed before Approval Committee in its Dec 2021 meeting.</p>
7.10	<p><b>M/s SRG Impex :-</b></p> <p>i. Approval Committee was informed that M/s SRG Impex having LOA No. NSEZ/4-329/2003-MBD/5406 dated 29.11.2012 for manufacturing and export of Handicrafts made of Brass, Aluminium, Copper, Zinc, Iron, Wood, Glass and their Alloy products and Ferrous and non-ferrous handcrafted metal items. The LOA of the unit was valid till 20.11.2024 which was suspended on direction of Approval Committee.</p> <p>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 10.81 Lakhs pending dues of the developer which they must clear immediately. No one from the unit appeared before the Approval committee in its meeting held on 27.05.2021.</p> <p>iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, took a serious view of absence of promoter of unit from personal hearings convened by the DC, NSEZ &amp; Approval Committee meeting and non-realization of large Forex amount pending beyond stipulated time period. Approval Committee further decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit under FTDR Act, 1992 and recommended that since LOA of the unit is still valid, it must be suspended immediately. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of Forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if Forex realizations are pending.</p> <p>iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit still stands at Rs. 58,43,48,710.00</p>

	<p>(i.e. Rs. 58.43 Crores) pending for realization as on 01.10.2021.</p> <p>v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 11.17 Lakhs pending dues of the developer which they must clear immediately.</p> <p>vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 04 PHs out of 06 PHs given to them since issuance of SCN in Nov. 2020.</p> <p>vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.</p>
7.11	<p><b>M/s Trendz Inc. :-</b></p> <p>i. Approval Committee was informed that M/s Trendz Inc. having LOA No. NSEZ/4-392/2003-MBD/9659 dated 16.06.2016 for manufacturing and export of Handicrafts made of Brass, Aluminium, Wood, Iron, Copper, Textile, Home décor &amp; Home furnishing, Steel, Leather, Fashion accessories, Handcrafted Rugs and Druggets and hand-knotted carpets. The LOA of the unit was valid up to 19.10.2021 which was suspended on direction of Approval Committee.</p> <p>ii. It was also informed that the case of unit was last placed before Approval Committee in its meeting held on 27.05.2021 wherein Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that the unit has Rs. 20.81 Lakhs pending dues of the developer which they must clear immediately. No one from the unit appeared before the Approval committee in its meeting held on 27.05.2021.</p> <p>iii. It was further informed that the Approval Committee in its meeting held on 27.05.2021, after due deliberations, took a serious view of absence of promoter of unit from personal hearings convened by the DC, NSEZ &amp; Approval Committee meeting and non-realization of large Forex amount pending beyond stipulated time period. Approval Committee further decided to empower the Development Commissioner NSEZ Noida to take suitable action against the unit</p>

under FTDR Act, 1992 and recommended that since IEC & LOA of the unit are still valid, they must be suspended immediately. ADC & SO, Moradabad SEZ were also directed to submit their report regarding the functioning of unit. Approval Committee further directed ADC, Moradabad SEZ to send a letter to unit asking them to submit pending APRs and clearing pending dues of developer i.e. UPSIDA immediately. Approval Committee also directed Specified Officer (Customs), Moradabad SEZ to furnish a report on the drawback claims admitted by Customs, status of Forex realization against those claims and action taken by Customs, if any. A letter may also be sent to CBIC on the rules governing drawback, if Forex realizations are pending.

- iv. Thereafter as per direction of Approval Committee, the case was placed before the committee in its meeting held on 18.10.2021 wherein it was informed that the unit has not submitted pending APRs and proof of payment of dues of developer i.e. UPSIDA. Further, the report of Specified Officer with respect to drawback claims admitted by customs, status of Forex realization against those claims and action taken by Customs, if any, is yet to be received. It was further informed that Forex pending for realization on the unit still stands at Rs. 84,60,00,346.00 (i.e. Rs. 84.60 Crores) pending for realization as on 01.10.2021.
- v. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 21.54 Lakhs pending dues of the developer which they must clear immediately.
- vi. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 06 PHs out of 07 PHs given to them since issuance of SCN in Nov. 2020.
- vii. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.

**7.12 M/s Zam Zam Exim Pvt. Ltd. :-**

- i. Approval Committee was informed that M/s Zam Zam Exim Pvt. Ltd. having LOA No. NSEZ/4-374/2003-MBD/9040 dated 02.07.2015 for manufacturing

and export of Handicrafts made of Brass, Wood, Copper, Textile, Leather, Fashion accessories, Home furnishing & Home Décor and Glass. The LOA of the unit expired on 25.02.2021.

- ii. It was also informed that unit has been given sufficient time and opportunities of being heard and for realization of pending Forex but the unit has failed to show any substantial process in realizing the forex pending beyond stipulated time period. It was further informed that Forex pending for realization on the unit has increased by approx. 88% since issuance of SCN and now stands at Rs. 89,72,64,529.00 (i.e. Rs. 89.73 Crores) is still pending for realization as on 01.10.2021.
- iii. Shri Sanjeev Kumar Bedi, Area Manager, UPSIDA informed the committee that as on date the unit has Rs. 13.42 Lakhs pending dues of the developer which they must clear immediately.
- iv. No-one from the unit appeared before Approval Committee in its meeting held on 18.10.2021. Also, the unit has not attended 01 PHs out of 03 PHs given to them since issuance of SCN in Nov. 2020.
- v. The Approval Committee, after due deliberations, took serious view of the absence of promoters of unit from PHs and on the fact that large Forex amount is pending for realization for a very long time. Committee also noted that despite several personal hearings given over the last year, no ground level action seems to have been taken by the unit regarding realization of the export receivables which is now well beyond the stipulated time. The Approval Committee directed that stock taking exercise to be done for the unit by Customs. The Committee further directed that IEC of the unit be suspended with immediate effect and the unit may be asked to clear all the dues of developer i.e., UPSIDA at the earliest. The Committee also decided that an SCN be subsequently issued to the unit indicating the outstanding indirect tax dues including export promotion schemes like drawback/ MEIS availed seeking them to deposit the same based on the imports and exports actually realized as well as the NFE shortfall thereof and complete formalities for Exit from Moradabad SEZ. The Approval Committee directed that suitable action as deems fit may be initiated by the Development Commissioner, NSEZ against the unit under FTDR Act 1992.

Meeting ended with thanks to the Chair.

**(Kiran M. Mohadikar)**

**Dy. Development Commissioner**

**(A. Bipin Menon)**

**Zonal Development Commissioner**