

Government of India
Ministry of Culture
National Monuments Authority
24, Tilak Marg, New Delhi

MINUTES OF THE 270th MEETING OF NMA

Venue – through Webex application

Time & Date – 26th June, 2020 at 11am

The meeting was attended by the following:

1. Shri Tarun Vijay, Chairman, NMA.
2. Prof. (Dr.) Ashvini Agarwal, Whole Time Member, NMA.
3. Prof. (Dr.) Ajay Khare, Whole Time Member, NMA.
4. Prof. Vinay Kumar, Part Time Member, NMA.

Agenda no. 01

The minutes of 269th meeting were confirmed. The decision taken on online case no.441 was reviewed and it was decided to recommend the total height of 14.99 mtrs (inclusive all) as the same height was applied for in Form -I by the applicant and recommended by CA, Delhi.

Agenda no. 02

Consideration of Online NOC applications

Case no. 442

(M/s Vedic Homes through its Partner Mr Vineet Mittal,
E-62, South Extension Part-I, New Delhi)

After perusal of the application, it was decided to recommend grant of NOC in this case for construction of Basement+Stilt+GF+3 floors with the total height of

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17.99 mtrs (including mumty, parapet, water storage tank, lift room etc) at E-62, South Extension Part-I, New Delhi-110049; with floor area of Stilt=GF=FF=SF=TF= 125.40 sqm and basement= 125.40 sqm with depth= 3.05mtrs. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Case no. 443

(Mr. Ranvir Singh, G-59, East of Kailash, New Delhi)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for construction of Basement+Stilt+GF+3 floors with the total height of 18 mtrs (including mumty, parapet, water storage tank, lift room etc) at Plot no. 59, Block- G, East of Kailash, New Delhi; with floor area of Stilt=GF=FF=SF=TF= 374.99 sqm and basement= 374.99 sqm with depth= 2.90mtrs. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Case no. 444

(M/s. Seema Builders Pvt Ltd Authorized Signatory Sh Ramesh Yadav Director, R/o-1/18B, Asaf Ali Road, New Delhi-110002)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for construction of Basement+Stilt+GF+3 floors with the total height of 18 mtrs (including mumty, parapet, water storage tank, lift room etc) at Plot no-1, kh. No-675/153, 676/153, 677/154 and 678/154 at Gurmandi, Rajpur Chawni, Delhi-110007; with floor area of Stilt=GF=FF=SF=TF= 87.32 sqm and basement= 87.32 sqm with depth= 3.65 mtrs. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Case no. 445

**(M/s. Seema Builders Pvt Ltd Authorized Signatory Sh Ramesh Yadav Director,
R/o-1/18B, Asaf Ali Road, New Delhi-110002)**

After perusal of the application, it was decided to **recommend** grant of NOC in this case for construction of Basement+Stilt+GF+3 floors with the total height of 18 mtrs (including mumty, parapet, water storage tank, lift room etc) at Plot no-2, kh. No-675/153, 676/153, 677/154 and 678/154 at Gurmandi, Rajpur Chawni, Delhi-110007; with floor area of Stilt=GF=FF=SF=TF= 87.33 sqm and basement= 87.33 sqm with depth= 3.65 mtrs. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Case no. 446

(Mr. Anil Gargi, Plot no. D-30, Nizamuddin East, New Delhi)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for addition/alteration of GF+3 floors with the total height of 18 mtrs (including mumty, parapet, water storage tank, lift room etc) at Plot no. D-30, Nizamuddin East, New Delhi; with proposed floor area of GF=FF= 12.70 sqm and SF=TF= 124.20 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Case no. 447

(Mr. Ved Prakash and Shri Ajay Kumar, B-105, East of Kailash, New Delhi)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for construction of Basement+Stilt+GF+3 floors with the total height of 18 mtrs (including mumty, parapet, water storage tank, lift room etc) at Plot no.- 105, Block-B, East of Kailash, New Delhi; with floor area of Stilt=GF=FF=SF=TF= 87.45 sqm and Basement =87.45 sqm with depth = 2.90 mtrs. The NOC is



recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Delhi. The applicant should follow the local bye-laws while constructing the building.

Agenda no. 3

(Registrar, King George Medical University, Shahmina Road Chawk, Lucknow, Uttar Pradesh)

Hon'ble High Court, Lucknow Bench in its order 2.1.2020 directed Department of Medical Education and Training to file an application before the Competent Authority, Lucknow which will be forwarded to NMA for consideration. It was further directed that "The Competent Authority shall consider the fact that if due to inadvertence, any construction was raised by the Project Implementation Agency and the owner in possession of the land in question had not moved such an application for prior approval/permission from the Competent Authority, the ultimate brunt of such an order for demolition of construction already raised in the regulated area, shall be borne by the public Exchequer. The Competent Authority, Lucknow forwarded the application on 18.03.2020.

The application was earlier considered in 218th meeting held on 5th and 6th March, 2019. It was decided to reject the application since the building was already constructed.

Authority noted that ASI, Lucknow circle issued an order dated 12.09.2019 to remove the unauthorized construction.

The Authority also noted that MoC disposed of an appeal made by the applicant vide order dated 30/08/2019 stating the statutory appeal is outside the jurisdiction of the Central Government and that no discretionary power is vested with CA, Lucknow, NMA or Central Government since violation has already taken place.

After reconsidering of the application vis-a-vis the order of Hon'ble High Court, Lucknow Bench dated 02.01.2020, it was concluded that NMA does not have any power under the AMASR Act to regularize unauthorized construction. Under



these circumstances the Authority reiterated its earlier decision taken in its 218th meeting to reject the application.

Agenda no. 4

Directives of Ministry of Housing & Urban affairs regarding the extension of validity and time limit of all approvals, NOCs and subsequent compliances given by State & Central Agencies for Real Estate Sectors.

The Advisory issued by MoHUA dated 13.05.2020 to extend the time limit for construction projects due to outbreak of Covid-19 was considered by the Authority.

While advisory has been accepted in principle, it has been decided to refer the matter to Ministry of Culture for obtaining legal advice on the issue of the amendment in Rule 17 of AMASRA(Framing of Heritage Bye-Laws and other functions of Competent Authority) Rule, 2011,if necessary.

Additional Agenda no. 01

(Executive Engineer, Lucknow Development Authority, Vipin Khand, Gomti Nagar, Lucknow, Uttar Pradesh)

After perusal of the application and revised building plan submitted by the applicant, it was decided to recommend grant of NOC in this case for Construction of Food Court = GF+1 floor, Museum = GF+2 floors at Neembu Park, Electric Sub Station, Hussainabad, Lucknow. The floor area details are as below:

Food Court	Museum
GF= 573.91 sq	GF= 2265.46 sqmt
FF= 425.58 sqmt	L-FF= 998.85 sqmt
NIL	U-FF= 1709.43 sqmt
Height=10.75mtrs(including parapet, mumty and water storage tank etc.)	Height = 14.30 mtrs (including parapet, mumty and water storage tank etc.)

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