


ATI 63(II)

MOFPII A/2015/00101 2015

APPLICATION UNDER RIGHT TO INFORMATION ACT 2005 (See Rule 3)	
<b>Shri S K Singh</b> <b>Under Secretary &amp; CPIO</b> <b>Ministry of Food Processing Industries</b> <b>Panchsheel Bhawan</b> <b>August Kranti Bhawan</b> <b>New Delhi - 110049</b>	
Application No. KS/RTI/DEL/001/2015	
(1) Full name of the applicant:	DR. KIRIT SOMAIYA, MP
(2) Address:	203 South Avenue, New Delhi - 110001 ✓
(3) Particulars of information required:	
(i) Subject matter of information.*:	Amethi Food Park
(ii) The period to which the information relates	2012 to 2015
(iii) Description of the information required:	
<p>We would request you to provide following information –</p> <ul style="list-style-type: none"> <li>i) The details of <u>Amethi Food park</u>, the place where this food park seems to be allotted initially and when;</li> <li>ii) How, why in non-transparent manner it is transferred to another company <u>Shaktiman</u> (Birla Group) and shifted to Amethi;</li> <li>iii) The conditions on which Shaktiman got Amethi Food Park;</li> <li>iv) The details of accomplishment by Shaktiman on those conditions;</li> <li>v) Please give details/views on the following points/conditions;               <ul style="list-style-type: none"> <li>a) The land allotted to them for some other purpose;</li> <li>b) The land use should be changed to Food Park;</li> <li>c) The gas for power plant shall be made available by GoI subsidized rate;</li> <li>d) The so called captive power plants shall be allotted to use for the Group's other adjacent plants also;</li> <li>e) The Ministry of Petroleum &amp; NG subsequently refused to supply gas to Shaktiman.</li> </ul> </li> <li>vi) Is it not true that Shaktiman drew cold feet as the main purpose to get gas at subsidized rate was not fulfilled, so they withdrew from the project;</li> <li>vii) Is it true since Shaktiman did not find interest and was not serious, in 2014 the Ministry issued final notice and initiated process to cancel the permission;</li> <li>viii) Please give all above details;</li> <li>ix) Please provide copies of all file notings, conditions of Shaktiman and decision of various meetings, action taken regarding Amethi Food Park dealings since its inception and cancellation.</li> </ul>	
(iv) Whether information is required by post or in person:	Request to send reply by e-mail (e-mail id: <a href="mailto:ksofficedelhi@gmail.com">ksofficedelhi@gmail.com</a> , <a href="mailto:kiritsomaiva@gmail.com">kiritsomaiva@gmail.com</a> , <a href="mailto:ksofficemail@gmail.com">ksofficemail@gmail.com</a> ) and also by post and in person
Place: New Delhi	
Date: 23.07.2015	Signature of Applicant <b>DR. KIRIT SOMAIYA</b>

प्राप्ति का दिनांक 29/7/15  
56331/12/1

To, sb. SKS, US4CPIO for  
file in the matter of  
and reply on email id  
2015

63 (II)  
2015

F.No.07-MFPI/08(RTI)-Mega FP  
भारत सरकार/Government of India  
खाद्य प्रसंस्करण उद्योग मंत्रालय  
Ministry of Food Processing Industries  
पंचशील भवन, अगस्त क्रांति मार्ग  
Panchsheel Bhawan, August Kranti Marg  
नई दिल्ली/New Delhi-110049

दिनांक: 25.08.2015

To

Dr. Kirit Somaiya  
Member of Parliament, Lok Sabha  
203 South Avenue, New Delhi - 110001  
Email: [ksofficedelhi@gmail.com](mailto:ksofficedelhi@gmail.com), [kiritsomaiya@gmail.com](mailto:kiritsomaiya@gmail.com),  
[ksofficemail@gmail.com](mailto:ksofficemail@gmail.com)

**Sub: Information required by Dr. Kirit Somaiya, Member of Parliament, under RTI Act-2005-reg.**

Please refer to your RTI Application having registration no. MOFPI/R/2015/00101 dated 23.07.2015 (received from RTI cell of this Ministry vide reference no. 1-1/RTI-2015-63(II) dated 04.08.2015) seeking information under RTI Act, 2005. The point-wise information is furnished as under:-

**Information regarding Point No. i:** Ministry of Food Processing Industries had invited Expression of Interest (EoI) in 2010 for establishment of Mega Food Parks in Uttar Pradesh. The last date for submission of EoI was 31.08.2010. In response to the EoI, the Ministry had received proposals from the following 4 applicants:

1. M/s Aditya Birla Nuvo Ltd., Worli Mumbai, Maharashtra.
2. M/s PT. Bhudev Upadhyay Smriti Pariskarin & Krishi Shiksha Samiti, Jhansi, Uttar Pradesh.
3. M/s Shalimar Roller Flour Mill, Siddiamber Bazar, Hyderabad, Andhra Pradesh.
4. M/s Alar Vintage Infrastructures, Paliament Street, New Delhi.

The above four proposals were appraised through a three tier scrutiny by Program Management Agency (PMA), Technical Committee (TC) and Inter-Ministerial Approval Committee (IMAC). Out of the four proposals, proposal of the applicant M/s Aditya Birla Nuvo Ltd. was accorded "in-principle" approval on 24.09.2010 for setting up a Mega Food Park project at Jagdishpur, District Sultanpur in Uttar Pradesh (U.P.) as mentioned in the application.

**Information regarding Point No. ii:** The Mega Food Park allotted to M/s Aditya Birla Nuvo Ltd. was not transferred to another company. Subsequent to In-principle approval for setting up Mega Food Park at Jagdishpur, District Sultanpur in U.P., M/s Aditya Birla Nuvo Ltd. incorporated and registered SPV in the name of M/s Shaktiman Mega Food Park Ltd. to meet the conditions of final approval as per the guidelines of Mega Food Park Scheme. Further, though, at the time of EoI, the location of the Park was Jagdishpur which was then situated in Sultanpur District of Uttar Pradesh. Subsequently, Government of U.P. notified Amethi as a new District on 1<sup>st</sup> July 2010 merging three

Tehsils of erstwhile Sultanpur District i.e. Amethi, Gauriganj and Musafirkhana and two Tehsils of erstwhile Raibareilly District i.e. Salon and Tiloj and location of Park became part of Amethi District.

**Information regarding Point No. iii:** In-principle approval for setting up Mega Food Park at Jagdishpur (in erstwhile District Sultanpur and now District Amethi) was accorded to M/s Aditya Birla Nuvo Ltd. on 24.09.2010 subject to adherence of all permission laid down in the scheme guidelines and also fulfillment of the following terms and conditions:-

1. Submission of Detailed Project Report (DPR), which should consist of technical, commercial, financial and management aspects of the project and should meet the provisions laid down in the operational guidelines of the above mentioned Mega Food Parks Scheme.
2. Registration of Special Purpose Vehicle (SPV) under Companies Act, 1956 and the lead promoter would keep its equity share in SPV at a maximum of 74%. Apart from 6 percent allotted to proposed 3 members, balance 20 percent equity will be offered to others including farmers' body, entrepreneurs setting up of food processing units in the park etc. Clear details thereof should be included in DPR.
3. Execution of Share Subscription Agreement (SSA) between members of the SPV.
4. Possession of requisite land and its conversion for industrial use.
5. Plan to fund the project, other than the grant portion along with the bank's "in-principle" approval for the Loan proposed.
6. Details of common facilities and common technical infrastructure along the value chain (CCs, PPCs, CPC) with the estimated investment in them.
7. Details of availability of raw materials in the cluster adequate to support optional operation of the proposed Food Park.
8. Details of business units proposed to come up in Core Processing Centre (CPC) and tie-ups with them in this regard.
9. Details of backward linkages with farmers' groups and forward linkages with retailers/exporters etc.

A copy of the In-principle approval letter dated 24.09.2010 issued for setting up Mega Food Park at Jagdishpur is also enclosed for ready reference.

**Information regarding Point No. iv:** M/s Shaktiman Mega Food Park Ltd, The SPV, could not meet the condition of possession of at least 50 acres of contiguous land for the project in its name along with permission for industrial usage and permission for lease/ sublease to the food processing units to be set up in the Park despite several extensions granted by the Ministry to the SPV and hence, the In-principle approval granted to the project on 24.09.2010 was cancelled by the Ministry.

**Information regarding Point No. v to viii:**

The SPV was granted several extensions to complete the formalities necessary for Final approval. However, since the SPV could not complete the formality of acquiring of the requisite land in its name, it was issued a show cause notice by the Ministry on 8.10.2012 asking it to explain as to why In-Principle approval accorded to the project would not be revoked for failing to meet the prescribed pre-conditions for Final Approval as per the scheme guidelines. In response to show cause notice, the promoter company informed that apart from the land issue which need to be resolved, they have also applied to the Ministry of Petroleum and Natural Gas (MoP&NG) for allotment of gas at an administered price for setting up a captive power plant in the Mega Food Park which is necessary to supply uninterrupted power and which is a pre-requisite for the success of the Mega Food Park.

The Ministry of Petroleum and Natural Gas vide their letter dated 18.12.2012 communicated that considering the actual shortage of domestic gas in the country and lowest priority accorded to captive power plant for allocation of any domestic gas, it would not be possible to allocate domestic gas for the Mega Food Park at Jagdishpur, Uttar Pradesh. However, supply of imported LNG through GAIL for meeting the requirement of captive power plant could be feasible. This was communicated by the Ministry of Food Processing Industries to the promoter company on 02.01.2013(Copy enclosed). However, the promoter company vide their letter dated 16.01.2013 (copy enclosed) informed the Ministry that using imported LNG for captive power generation would be totally uneconomical and make the project financially unviable. The promoter company also conveyed that they cannot go ahead without domestic natural gas being allotted to them at the administered price for captive power plant.

During the review meeting held on 09.06.2014 the representative of the promoter company informed that without supply of the gas to the project at administered price, the promoter company would not consider the project to be viable and expressed the inability of the promoter company to pursue the project.

The SPV, vide their letter 26.06.2014 (copy enclosed), sought further extension of time upto September 2014 for completing the necessary formalities for Final approval while informing that it is yet to acquire the required land as changes in UPSIDC guidelines for subleasing was still under consideration, evaluate the viability and economics of alternative power generation arrangement and revise the DPR. The SPV requested for further extension of time till 30th September, 2014.

The matter of inordinate delay in meeting the necessary pre-conditions for Final Approval by the SPV was considered by the Inter Ministerial Approval Committee (IMAC) chaired by Secretary, Food Processing Industries on 30.06.2014. In view of inordinate delay by the SPV in meeting these pre-conditions for final approval, the in-principle approval accorded to the project by the Ministry was cancelled by the Inter-Ministerial Approval Committee (IMAC) in the meeting held on 30.06.2014 (Copy of the minutes of the IMAC meeting enclosed).

**Information regarding Point No. ix:** The information sought by the applicant is bulky and it is felt that providing/ supplying the requisite information/ documents would disproportionately divert the resources of the public authority. Hence, the applicant may visit the office of the undersigned and inspect the relevent records personally at a mutually convenient date and time.

2. If you are not satisfied with the above reply, you can prefer first appeal to the following Appellate Authority.

**Appellate Authority:**

Shri Niraj Kumar Gayagi,  
Director  
Ministry of Food Processing Industries,  
Panchsheel Bhawan, August Kranti Marg,  
New Delhi-110049

Yours faithfully,

संजय कुमार सिंह  
(संजय कुमार सिंह)

अवर सचिव, भारत सरकार

दूरभाषन:-26406531

ईमेल:sk.singh@nic.in

Copy to: Dr. Pitamber Singh, Marketing Officer, MoFPI


No.01-MFPI/08-Mega FP (Vol II)  
Government of India  
Ministry of Food Processing Industries  
Panchsheel Bhawan, August Kranti Marg  
New Delhi – 110049

Dated: 24.09.2010

**Subject: - In-Principle Approval for Establishment of Mega Food Park in Uttar Pradesh.**

**Reference: Expression of Interest document submitted for establishing Mega Food Park in Uttar Pradesh in response to the MFPI' advertisement.**

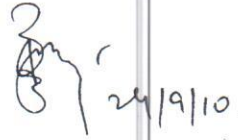
With reference to the above, the undersigned is directed to convey the "In-Principle" Approval of the Competent Authority to M/s Aditya Birla Nuvo Ltd for establishment of Mega Food Park at Jagdishpur District Sultanpur in Uttar Pradesh under the Mega food Park Scheme of the Ministry of Food Processing Industries, Government of India, subject to adherence of all provisions laid down in the Scheme guidelines and also subject to fulfillment of the following terms and conditions.

1. Submission of Detailed Project report, which should consist of technical, commercial, financial and management aspects of the project and should meet the provisions laid down in the operational guidelines of the above mentioned Mega Food Parks Scheme.
  2. Registration of the Special Purpose Vehicle (SPV) under Companies Act, 1956 and the lead promoter would keep its equity share in SPV at a maximum of 74%. Apart from 6 percent allotted to proposed 3 members, balance 20 percent equity will be offered to others including farmers' body, entrepreneurs setting up of food processing units in the park etc. Clear details thereof should be included in DPR.
  3. Execution of Share Subscription Agreement between members of the SPV
  4. Possession of requisite land and its conversion for industrial use.
  5. Plan to fund the project, other than the grant portion along with the bank's "in-principle" approval for the Loan proposed.
  6. Details of common facilities and common technical infrastructure along the value chain (CCs, PPCs, CPC) with the estimated investment in them.
  7. Details of availability of raw materials in the cluster adequate to support optional operation of the proposed food Park.
  8. Details of business units proposed to come up in the Core Processing Centre (CPC) and any tie-ups with them in this regard.
-  24/9/10. Details of backward linkages with farmers' groups and forward linkages with retailers/exporters etc.

You are requested to Submit the DPR expeditiously. A copy of the indicative Table of Content for DPR is enclosed for ready reference.

The Ministry reserves the right to reject the DPR and/or seek modifications as it may deem fit, after due appraisal.

Encl: as above



(AwadheshKumar)

Director

Tele.26492113

Fax: 26492863

Emial: [awadhesh.kumar@nic.in](mailto:awadhesh.kumar@nic.in)

To:

M/s Aditya Biral Nuvo Ltd.  
Corporate Finance Division, Aditya Biral Centre A Wing,  
IV Floor, S.K. Ahire Marg, Worli Mumbai- 400 030.

F. No. 73- MFPI/10-Mega FP  
Government of India  
Ministry of Food Processing Industries  
Panchsheel Bhawan, August Kranti Marg,  
New Delhi- 110049

Date: 02-01-2013

To


Dr. Rajneesh Dubey,  
Secretary, Horticulture and Food Processing,  
Government of Uttar Pradesh, Babu Bhawan  
Secretariat, Lucknow, U. P. - 226001

**Subject: Request of M/s Shaktiman Mega Food Park Pvt. Ltd. for extension of time for submission of complete DPR along with requisite documents for consideration of "Final Approval".**

The undersigned is directed to refer to D.O. letter dated 20-11-2012 from Chief Secretary, Uttar Pradesh to Secretary (FPI) forwarding comments of the State Government on the above subject and to say that the matter was taken up with the Ministry of Petroleum & Natural Gas (MoP&NG) for supply of gas at a subsidized price for the proposed Captive Power Plant in the Mega Food Park project at Jagdishpur in Uttar Pradesh. Secretary, MoP&NG has intimated that in view of the acute shortage of the domestic gas in the country and the lowest priority accorded to Captive Power Plant for allocation of any domestic gas, it would not be possible to allocate domestic gas for the proposed Mega Food Park. However, supply of imported LNG through GAIL for meeting the requirement of Captive Power Plant could be feasible.

In the mean time, a letter dated 26.12.2012 has also been received from the SPV requesting extension of time till 31.03.2013 for fulfilling the pending compliances. A copy of the same is enclosed herewith for soliciting comments of the State Government thereon. A meeting of Inter Ministerial Approval Committee (IMAC) has been fixed on 24.01.2013 to take a view on the status of implementation. Therefore, it is requested that comments of the State Government on the request of the SPV in view of the response of the MoP&NG may be furnished by 21.01.2013 for consideration of IMAC.

Encl. as above.

  
(Rajbir Singh)  
Director

Telefax: 011-26491808  
Email: [rajbir.panwar@nic.in](mailto:rajbir.panwar@nic.in)

Copy to: Shri Manoj Singh, Managing Director, U.P. State Industrial Development Corporation Ltd., UPSIDC Complex, A-1/4, Lakahnpur, Post Box No.-1050, Kanpur-208024, Phone-0512-2582851, Fax-0512-2580797, Email: [feedback@upsidc.com](mailto:feedback@upsidc.com)

Fax: 0512-2581090 (M.D) 0512-2582428 (MD)

16<sup>th</sup> Jan 2013

To:  
The Director,  
Ministry of Food Processing Industries,  
Panchsheel Bhawan,  
August Kranti Marg,  
New Delhi 110 049

**Kind Attn: Mr Rajbir Singh**

**Subject:** Your letter ref. F. No. 73- MFPI/10-Mega FP of 2<sup>nd</sup> Jan 2013, titled - Request of M/s Shaktiman Mega Food Park Pvt. Ltd. for extension of time for submission of complete DPR along with requisite documents for consideration of "Final Approval".

Dear Sir,

This has reference to Your letter ref. F. No. 73- MFPI/10-Mega FP of 2<sup>nd</sup> Jan 2013, titled Request of M/s Shaktiman Mega Food Park Pvt. Ltd. for extension of time for submission of complete DPR along with requisite documents for consideration of "Final Approval"., wherein you have informed us that it has been intimated by MoP&NG that in view of the acute shortage of the domestic gas in the country and the lowest priority accorded to Captive Power Plant for allocation of any domestic gas, it would not be possible to allocate domestic gas for the proposed Mega Food Park. However, supply of imported LNG through GAIL for meeting the requirement of Captive Power Plant could be feasible.

We would like to thank you for clarifying the position on the availability of natural gas and it's pricing for setting up the captive power project for this project.

In this context we would like to draw your attention to the following:

1. Uninterrupted power at a reasonable price is a prerequisite for the success of the Food Park.
2. In view of the close proximity of the GAIL natural gas terminal at Jagdishpur, we felt that the availability of natural gas at administrated prices for setting up a natural gas based captive power plant would offer a 'unique' advantage to our food park.

*J.R.S.P.*

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*Q. Singh  
18/1/13*

*US (RSP)*

*SLU  
21/1*

*SO (R)*

16<sup>th</sup> Jan 2013

To:  
The Director,  
Ministry of Food Processing Industries,  
Panchsheel Bhawan,  
August Kranti Marg,  
New Delhi 110 049

**Kind Attn: Mr Rajbir Singh**

**Subject:** Your letter ref. F. No. 73- MFPI/10-Mega FP of 2<sup>nd</sup> Jan 2013, titled - Request of M/s Shaktiman Mega Food Park Pvt. Ltd. for extension of time for submission of complete DPR along with requisite documents for consideration of "Final Approval".

Dear Sir,

This has reference to Your letter ref. F. No. 73- MFPI/10-Mega FP of 2<sup>nd</sup> Jan 2013, titled Request of M/s Shaktiman Mega Food Park Pvt. Ltd. for extension of time for submission of complete DPR along with requisite documents for consideration of "Final Approval", wherein you have informed us that it has been intimated by MoP&NG that in view of the acute shortage of the domestic gas in the country and the lowest priority accorded to Captive Power Plant for allocation of any domestic gas, it would not be possible to allocate domestic gas for the proposed Mega Food Park. However, supply of imported LNG through GAIL for meeting the requirement of Captive Power Plant could be feasible.

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In this context we would like to draw your attention to the following:

1. Uninterrupted power at a reasonable price is a prerequisite for the success of the Food Park.
2. In view of the close proximity of the GAIL natural gas terminal at Jagdishpur, we felt that the availability of natural gas at administrated prices for setting up a natural gas based captive power plant would offer a 'unique' advantage to our food park.

*Handwritten:* Jitendra (RSP)

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26<sup>th</sup> June 2014

To:  
 The Secretary,  
 Ministry of Food Processing Industries,  
 Panchsheel Bhawan,  
 August Kranti Marg,  
 New Delhi 110 049

**Sub: Extension of time for seeking final approval for the Shaktiman Mega Food Park Pvt. Ltd**

AS

Dear Sir,

29/6/14

This has reference to your letter File No: 66 – MFPI/10-Mega FP (Vol. 11) of 16<sup>th</sup> June 2014, enclosing the Minutes of the Review Meeting held on 9<sup>th</sup> June 2014, under the Chairmanship of Shri J P Meena, Additional Secretary, Ministry of Food Processing Industries.

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 Extension  
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 them pl.  
 examine &  
 place it  
 before  
 IMAC

We are disappointed to read that the Ministry has decided to place an agenda on the next IMAC meeting to cancel the in-principle approval granted to the SPV for setting up a Mega Food Park in Uttar Pradesh.

We would like to draw your kind attention to our letter of 9<sup>th</sup> June 2014, wherein we had reaffirmed our commitment to implementing the project, as soon as we were able to get a resolution on some of the pending regulatory issues. We had requested you to kindly grant us an extension of time till 30<sup>th</sup> September 2014, so that we could complete all the requirements for getting the final approval of the project. We would need this time to complete the following crucial steps:

- Land: UPSIDC approval for sub-leasing the land from Indo Gulf Fertilisers to the SPV and further the SPV sub-leasing the land to the units at the Park. This requires some changes in the UPSIDC guidelines and is now under active consideration of the UP Government.

30/6  
 Dis (MKG)  
 Secy (FPI)

27/6

Secretary  
 01/7/14  
 ADICAT (for return from leave)

एवप्रमाण/खा०प्र०उ०म०  
 दि० 27/6/14



- Captive power plant: We have been keen to build a gas based captive power plant for the Mega Food Park, so that we could leverage the gas from the Jagdishpur GAIL terminal. However, in view of the continuing uncertainty on the gas front, we will need to evaluate the viability and economics of alternate feed stock – rice husk, baggas or even solar power. Work on this evaluation is being initiated and we hope to have clarity in a few months.
- Final project report: The DPR was made over three year ago. We will need to revise the same to take into account the changed market scenario, inflation in costs, increase in land sub-lease charges and the alternate approaches to the captive power plant. We are initiating work on this and hope to have this ready by 30<sup>th</sup> September.

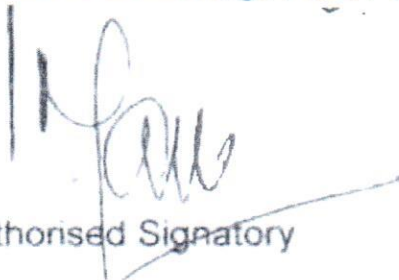
We would therefore request you to kindly grant us an extension of the time till 30<sup>th</sup> September 2014 for completing all the required formalities for getting the final approval.

We would like to assure you that we remain fully committed to implement this project, as soon as we are able to find a viable solution to the pending issues.

Thanking you for your kind understanding and support.

Yours faithfully,

For M/s Shaktiman Mega Food Park Pvt. Ltd.



Authorised Signatory

F.No.01-MFPI/13-Mega FP (Vol. II)  
 Government of India/भारत सरकार  
 Ministry of Food Processing Industries  
 खाद्य प्रसंस्करण उद्योग मंत्रालय  
 Panchsheel Bhawan, August Kranti Marg  
 पंचशील भवन, अगस्त क्रांति मार्ग  
 New Delhi – 110049/नई दिल्ली 110049

दिनांक: 09.07.2014

**OFFICE MEMORANDUM**

**Subject: Minutes of the Inter Ministerial Approval Committee Meeting held on 30.06.2014 at 10:30 AM under the Chairmanship of Secretary (FPI) in Room No: 120, Panchsheel Bhawan, August Kranti Marg, New Delhi.**

I am directed to forward herewith a copy of the minutes of above IMAC Meeting held on 30.06.2014 under the Chairmanship of Secretary FPI, for information.

Encl: As above.

*Niraj Kumar Gayagi*

(Niraj Kumar Gayagi)

Director

Tel: 26491808

E-mail: [gayagink@nic.in](mailto:gayagink@nic.in)

To,

1. Shri P. K. Pujari, AS & FA, Ministry of Food Processing Industries, Krishi Bhawan, Room No.114, New Delhi. Fax : 23389388, Tele: 23384360 Email: [pujaripk@ias.nic.in](mailto:pujaripk@ias.nic.in)
2. Dr. Renu S. Parmar, Sr. Advisor, Planning Commission. Yojana Bhavan, New Delhi. Fax No. 23096605 Email id:- [rsparmar@nic.in](mailto:rsparmar@nic.in)(9971623187), Mob.9968012595 (Sh. D. Baidya, Dy. Advisor)
3. Shri J. P. Meena, Additional Secretary, Ministry of Food Processing Industries, Panchsheel Bhawan, New Delhi. Email: [jsjpm-fpi@nic.in](mailto:jsjpm-fpi@nic.in)
4. Shri Narendra Bhooshan, Joint Secretary, Ministry of Agriculture, Krishi Bhawan, New Delhi. Tel No. 23381757, Fax: 23073977 Email id: [narendra.bhooshan@nic.in](mailto:narendra.bhooshan@nic.in), [dmigc@nic.in](mailto:dmigc@nic.in), [rgs-agri@nic.in](mailto:rgs-agri@nic.in)
5. Shri Asit Tripathy, Chairman, APEDA, 4th Floor, NCUI Building, August Kranti Marg, New Delhi. Tel:26513167, Fax: 26526187, Email: [chairman@apeda.gov.in](mailto:chairman@apeda.gov.in), [tarunbajaj@apeda.gov.in](mailto:tarunbajaj@apeda.gov.in)
6. Ms. Leena Nair, Chairman, MPEDA, MPEDA House, Panampilly Avenue, PB No. 4272, Cochin-682036, Kerala. Fax: 0484-2310828, 2313361, Email: [leenanair@mpeda.nic.in](mailto:leenanair@mpeda.nic.in)
7. Shri. Pravesh Sharma, Managing Director, SFAC, NCUI Auditorium Building, 5th Floor, 3, Siri Institutional Area, August Kranti Marg, Huaz Khas, New Delhi – 110016. Ph: 011- 26966017, 26966037, Fax: 011- 26862367, E-mail: [sfac@nic.in](mailto:sfac@nic.in)

8. Shri Navin Verma, Principal Secretary, Department of Industries, Govt. of Bihar, Vikas Bhawan, Bailey Road, Civil Secretariat, Patna – 800 001, Bihar Tel: 0612-2215211, 2215720, Email: [idx\\_bihar@yahoo.co.in](mailto:idx_bihar@yahoo.co.in), [idx\\_bihar@yahoo.co.in](mailto:idx_bihar@yahoo.co.in)
9. The Secretary, Small Medium Industries & Development Commissioner (Industries), Directorate of Industries, Representative of Maharashtra Govt., New Administrative Building, Govt. of Maharashtra, Opp. Mantralaya, Mumbai-400032 Ph No. 022-22028616, 22023584 Email id: [didci@maharashtra.gov.in](mailto:didci@maharashtra.gov.in), [diadi@maharashtra.gov.in](mailto:diadi@maharashtra.gov.in)
10. The Principal Secretary, Dept. of Industries, Govt. of Himachal Pradesh, Secretariat, Shimla-171002, H.P Ph. No.0177-2621911, 2880733, Fax No. 0177-2621877 Mob No. 09418026646 Email id: [indussecy-hp@nic.in](mailto:indussecy-hp@nic.in)
11. The Secretary, Industries Department Govt. of Mizoram, Room No. 752, 2<sup>nd</sup> Floor, Annexe Civil Secretariat, Aizawl-796001, Mizoram. Ph: 0389-2322123, Fax: 0389-2335916, [lalrodingi@rediffmail.com](mailto:lalrodingi@rediffmail.com)
12. The Secretary, Industries & Commerce Department, Govt. of J&K, Civil Secretariat, Jammu / Kashmir Phone Nos. Jammu- 0191-2547883, 2544050 (Tel Fax) Srinagar- 0194-2485584, 2450163 (Tel Fax)
13. Shri Sabyaschi Ghosh, Secretary, Deptt. of Food Processing, Govt. of Andhra Pradesh, D- Block, Floor-2, Room No. 246, A.P. Secretariat, Hyderabad, Ph.- 040-23450335, Fax- 040-23220550, Mob No. 9849034299, Email:- [prlsecy\\_indus\\_fp@ap.gov.in](mailto:prlsecy_indus_fp@ap.gov.in)
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15. The Secretary (I/C), Food Processing Industries, Industries & Commerce Department, Govt. of Haryana, Chandigarh 0172-274009 (O) 0172-2749985 (R) Email:- [yudhvir.mailk@gmail.com](mailto:yudhvir.mailk@gmail.com)
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17. The Principal Secretary(Agriculture & Co-operation), Department of Agriculture, 5<sup>th</sup> Block, 1<sup>st</sup> Floor, Sachivalaya, Gandhinagar, Gujarat. Ph: 079-23250801 Email: [secagri@gujarat.gov.in](mailto:secagri@gujarat.gov.in)

**Copy to:**

1. Sr. PPS to Secretary, MFPI
2. Dir (NKG) – Member Secretary, IMAC.
3. M/s IL&FS CDI
4. M/s GT, India

**MINUTES OF THE MEETING OF INTER-MINISTERIAL APPROVAL COMMITTEE  
(IMAC) HELD ON 30.06.2014**

A meeting of the Inter-Ministerial Approval Committee (IMAC) was held under the chairmanship of Secretary, Ministry of Food Processing Industries on 30.06.2014 in committee room No. 120 at the Ministry of Food Processing Industries, New Delhi. Agenda was circulated on 20-06-2014. The list of participants is at **Annexure-I**.

The IMAC decided as under:-

**Agenda Item 8: To cancel the In-principle approval accorded to the M/s Shaktiman Mega Food Park Pvt. Ltd., (SPV) for setting up a Mega Food Park project in Uttar Pradesh.**

1. It was observed that In-principle approval was accorded to the SPV on 24.09.2010 for setting up a Mega Food Park project in Jagdishpur, Uttar Pradesh. While the SPV had met all other conditions prescribed for obtaining Final Approval, it could not meet the condition of 'Proof of possession of at least 50 acres of contiguous land for the project along with permission for industrial usage'.
2. The land in question belongs to M/s Indo Gulf Fertilizers (IGF), a wholly owned subsidiary of M/s Aditya Birla Nuvo Ltd., taken on long term lease from UPSIDC. It was noted that the transfer of land is required to be done from IGF to the SPV, for which requisite permissions had to be taken from UPSIDC.
3. Subsequently, UPSIDC approved the said transfer and informed the SPV about the same vide its letter dated 23.06.2012. However, the transfer permission was subject to acceptance of certain terms and conditions by the SPV and payment of lease rentals as per the revised rates (an increase of almost 50 percent in the lease rentals)
4. It was observed that SPV had subsequently submitted that it had not completed formalities for land transfer for two reasons - not getting approval for supply of gas for the captive power plant in the project at APM prices and revisiting project viability in the wake of revised increased lease rentals.
5. It was noted that after discussing the gas supply request of the SPV with the Ministry of Petroleum and Natural Gas, MoFPI clearly communicated to the SPV that it shall not be able to obtain gas supply for the said project at concessional rates.
6. SPV was not able to ensure the said land transfer within the extended timeframe of 31.03.2013 granted earlier by the Ministry and requested the Ministry for further extension till 30.09.2013 to meet the said condition. Extension was then granted by IMAC in its meeting held on 08.04.2013. The extended timeline also expired but SPV did not meet the condition of possession of land.
7. The SPV submitted that it was in the process of ensuring the land transfer. However, the existing UPSIDC Rules did not allow sub-leasing of the land. Without the sub-lease permission, SPV may not be able to lease out plots to prospective units. It further submitted that requisite modifications shall have to be made in UPSIDC's relevant by-laws to grant

such permissions to the SPV. Since sub-leasing of plots is an integral part of the Scheme, the SPV then requested for further extension till December 2013 so that it could ensure transfer of said land and get permission of sub-lease from UPSIDC.

8. On the basis of these submissions, the IMAC (in its meeting on 27.09.2013) decided to grant extension to the project till December 2013. However, it was advised that a meeting be convened with the SPV and UPSIDC officials to discuss the issue and obtain further clarity.
9. A meeting was held on 14.11.2013 to review the status of compliances against prescribed conditions of Final Approval. It was noted during the meeting that the SPV submitted a status report dated 13.11.2013 which mentioned the following-
  - ✓ Foundation Stone of the project has been laid on 07.10.2013.
  - ✓ Discussions with UPSIDC on making necessary changes in the by-laws to allow long term sub-lease of land by the SPV to the units (that shall be set up in the Park) are on and that UPSIDC has in-principle accepted the request and is actively considering making the requisite changes.
  - ✓ Application for allotment of natural gas to the project at administered prices for the captive power project has been made to the Ministry of Petroleum and Natural Gas. The matter is being actively pursued so that the Ministry may make the necessary changes in the government policies in this regard.
  - ✓ Final Project Report shall be submitted to MoFPI after obtainment of requisite permissions/approvals from UPSIDC and clarity on natural gas allocation from Ministry of Petroleum and Natural Gas.
10. UPSIDC representative present at the meeting stated the following –
  - ✓ Indo-Gulf Fertilizers had a payment pending of Rs. 14.00 crore to UPSIDC towards the entire land parcel (including the land designated for the Mega Food Park) as maintenance charges. UPSIDC has advised Indo-Gulf either to make the payment or submit an affidavit stating that it shall make the payment within a specific timeline, before UPSIDC allows it to transfer a part of the land to the SPV formed for the Mega Food Park project.
  - ✓ Lease rentals applicable to the SPV shall be the current rates (approx. Rs. 1550/sqft/annum) and not the earlier prevalent rates (of Rs. 880/sqft/annum). SPV shall have to pay 2 percent of the above mentioned currently applicable rates to UPSIDC.
  - ✓ UPSIDC was considering modifications in by-laws to allow sub-lease of land to prospective units.
  - ✓ The Ministry then advised UPSIDC to submit necessary documents (Board Minutes etc) in support of the above points.
11. The extension of time granted to the SPV expired on 31.12.2013. SPV requested for extension of time till 30th June 2014. It was then noted by IMAC (in Feb 2014 meeting) that getting gas supply at concessional rate from Ministry of P&NG is not the precondition for final approval. IMAC also noted that this was a 1<sup>st</sup> phase project and has not been to achieve eligibility for final approval even after 3 and half years. IMAC granted extension to the SPV till 31.03.2014 to meet all conditions of Final Approval and it was decided that the project will be cancelled without any further notice in case the SPV failed to meet the timeline.

12. SPV was unable to meet the said timeline. Its representatives submitted during the review on 09.06.2014 that without supply of gas to the project at APM/concessional rates by the Ministry of P&NG, SPV did not consider the project to be viable. It was again clarified during the review that Ministry of P&NG had already refused to supply gas at concessional rates. SPV expressed its inability to pursue the project.
13. It was observed that subsequent to the review meeting, SPV has requested the Ministry for further extension till 30th September, 2014 to meet pending compliances. Ministry has also received a letter dated 25.06.2014 from Special Secretary, Food Processing Dept, UP requesting the Ministry to consider giving the project extension till September 2014 to meet all conditions of Final Approval.

**Decision of the IMAC:**After deliberating upon the entire chronology of events, IMAC decided that in view of failure of the SPV in meeting the conditions of Final Approval in spite of repeated extensions, the In-principle approval accorded to the SPV may be cancelled.