

Minutes of 31st meeting of Sub-Committee, Himachal Pradesh Ground Water Authority, to process the applications received for certificate of Registration of existing users of ground water under Section 8 of Himachal Pradesh Ground Water Act, 2005, held under the Chairmanship of Member Secretary, HPGWA-cum-Superintending Engineer, P&I-II on 26.07.2019.

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The meeting was convened under the Chairmanship of Er. Hemant Tanwar, Member Secretary HPGWA-cum-Superintending Engineer, P&I-II, I&PH Deptt. Jal Shakti Bhawan Shimla-5. The following members were present:-

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|---|---|--------|
| 1 | Sh. K. S. Mandhotra,
Sr. Hydrogeologist, G.W.O. I&PH Deptt., Una. | Member |
| 2 | Sh. Vipin Malik, Scientist 'B',
Representative of Regional Director CGWB, Dharmshala | Member |
| 3 | Sh. Dinesh Kumar,
Assistant Geologist,
Representative of State Geologist, Deptt. of Industries,
Shimla-2 (HP). | Member |
| 4 | Er. Er. H. R. Saini,
Executive Engineer, HPGWA,
P&I-II, Jal Bhawan, Kasumpti Shimla-9. | |

At the outset, Chairman welcomed the members of the committee. Thereafter, the agenda items were taken up for discussion as under:-

1. **M/S Eastman Auto & Power Ltd., Unit-II, (Borewell No-I), Village Bated, PO. Barotiwala, Tehsil Baddi, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O. I&PH Deptt. Una, **there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant.** The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, I&PH Division Nalagarh, Secretary Gram Panchayat Bated (Barotiwala), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- 1) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

2 M/S Kundlas Loh Udyog, Village Balyana-Buranwala, PO & Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant.** The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Balyana-Buranwala, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

3. **M/S Morepen Laboratories Ltd., Village Malkumajra, Tehsil Baddi, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant.** The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A **Public notice of the application prepared in this office on Form-5** has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Malkumajra, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

4. **M/S Himachal Fibres Ltd., Plot No. 43-44, Industrial Area Barotiwala, Tehsil Baddi, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant.** The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A **Public notice of the application prepared in this office on Form-5** has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Barotiwala, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency.

Or

- iv) Any other relevant document.

Therefore as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

5. M/S Him Teknoforge Ltd., VPO. Manpura, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Manpura, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during October, 2009. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

- Or**
- iii) Details of the payment made by the firm/applicant to the drilling agency.
- Or**
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

6. M/S Rine Engineering Pvt. Ltd., Plot No. 73 A-B-C, HPSIDC, Industrial Area Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O, I&PH Deptt., Una, **there is no Govt. tubewell exists within a distance of 300m from the existing bore well of the applicant.** The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A **Public notice of the application prepared in this office on Form-5** has already been sent to Executive Engineer IPH Division Nalagarh, Nagar Panchyat Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 1991. However the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
- Or**
- i) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
- Or**
- ii) Details of the payment made by the firm/applicant to the drilling agency.
- Or**
- iii) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

7 M/S Affy Pharenterals Village Gullarwala, Tehsil Nalagarh, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr

Hydrogeologist, G.W.O., I&PH Deptt., Una, there is one Govt. tubewell i.e. LWSS Bhatoli Kalan exists around 95m from tubewell in Question in the vicinity having location co-ordinate Latitude N 30° 57' 32.6" Longitude E 76° 48' 42.3". The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Gullarwala, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during March 2010. However, the HP Ground Water Act 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

8 M/S Affy Pharma Pvt. Ltd., Village Thana, Tehsil Nalagarh, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt. Una, there is one Govt. tubewell i.e. LWSS Aberni Goela Panner T/well No. 3 exists around 78m from the tubewell in Question in the vicinity having location N 30° 57' 39.6" Longitude E 76° 48' 07.5". The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Thana Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during March, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- v) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell

Or

- vi) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

Or

- vii) Details of the payment made by the firm/applicant to the drilling agency.

Or

- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

9 M/S Empire Home Appliances Pvt. (Borewell No-I), Village Makhnumajra, PO. Bhud, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no departmental tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, one tubewell site recommended vide this office letter No. 2532-34 dated 06.01.2017 to EE, Nalagarh exists around 155m from the tubewell in question. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Makhnumajra (Bhud), Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency.

Or

- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

10. M/S Avans Healthways, Village Thana, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O, I&PH Deptt. Una, there is two Govt. tubewell are installed in the vicinity 1st is LIS Kolimajra having location co-ordinate Latitude N 30° 57' 40.30" Longitude E 76° 47' 41.50" LWSS Bhatoli Kalan having location co-ordinate Latitude N 30° 57' 37.48" Longitude E 76° 47' 54.13" and one private borewell drilled in the area of M/S Aipla India Pvt. Ltd., Plot No. 100 EPIP Phase-II Thana Tehsil Baddi, Distt. Solan having location co-ordinate Latitude N 30° 57' 45.03" Longitude E 76° 47' 48.44" which has already applied for registration of borewell and hydrogeological details are i.e. depth 240, dia of tubewell-7, nature of casing pipe MS details of pumping machinery and – 7.5 HP submersible pump, year of construction December-2006 and all exists around 171m, 181m & 163m respectively from the existing borewell of the applicant. It is also pertinent here to mention that the firm has applied on Form 1A, but the tubewell has been drilled by the firm prior to permission of the Authority during November, 2018.

Now an undertaking/affidavit has been received from M/S Avans Healthways VPO Thana Baddi, Distt. Solan, the contents of which are as under:-

1. "That I am the owner of /an employee of /on behalf of the factory premises/land/plot of Khasra No. 1783, 1781/2, 1782
2. That in the above said premises/building/plot/land/there is no supply of water by the municipality/Govt. Agency/in the area.
3. That I /we have sunk as bore well during November 2008 about 88mtrs. B.g : having for abstraction of ground water of the order of 200000 liters/ day of drinking/domestic/irrigation use only.
4. The maximum diameter shall be restricted to 8" and the capacity of the pump shall not be exceed 7.5 HP.
5. That i/we future undertakes that in the event of any instruction direction from State ground Water Authority. Or any other authorized officers of Govt. i/we shall discontinue the usage of the said dug well/borewell/tubewell if so required.
6. That i/ew further undertake that i/we shall be held liable for any such civil/criminal action that may be initiated against me/us for violation of any the terms and condition of this undertaking".

The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat

Thana (Baddi), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during November, 2018. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

11 M/S Logos Pharma, Village Maissa Tibba, PO. Manjholi, Tehsil Nalagarh, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, one No. private borewell exist in the vicinity i.e. borewell of M/S Nagbro Health Pvt. Ltd., Maissa Tibba PO. Manjholi Tehsil Nalagarh Distt. Solan (HP) having location co-ordinate Latitude N 31° 01' 03.2" Longitude E 76° 38' 58.11" which is also applied for registration of borewell exists around 173m from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Maissa Tibba PO. Manjholi, Tehsil Nalagarh, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during August, 2009. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-

cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

12 M/S Godrej Consumer Product Ltd., (Bore well No. 1), Plot No. 06 Apparel Park cum Industrial area Baddi, Tehsil Baddi Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant & two Nos. private borewells are installed in the vicinity 1st is same company borewell No. II having location co-ordinate Latitude N 30° 56' 32.55" Longitude E 76° 49' 31.1" which has already applied for registration of the borewell. 2nd is M/S D.P. Chocolates, Unit-II, apparel Park cum Industrial area Katha, VPO Bhatoli Kalan Tehsil Baddi Distt. Solan (HP) for industrial purpose which is already registered with GWA vide permit No. HPGWA-Nu/299 dated 18.07.2014 having location co-ordinate Latitude N 30° 56' 34.3" Longitude E 76° 49' 36.1" both exist around 90m & 145m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bhatoli Kalan, Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before

20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

13. M/S Godrej Consumer Product Ltd., (Bore well No. 1), EPIP Phase-II Plot No. 58-88 Thana Baddi, Tehsil Baddi, Distt. Solan(HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is no Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant & one private borewell is installed in the vicinity of same company having location co-ordinate Latitude N 30° 57' 49.2" Longitude E 76° 47' 52.9"** which has already applied for registration of the borewell, exist around 50m from the existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division, Nalagarh Secretary, Gram Panchyat Thana (Baddi), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during August, 2003. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&H-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or

- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

14. M/S Godrej Consumer Product Ltd., (Bore well No. 2), Plot No. 06 Apparel Park cum Industrial area Baddi, Tehsil Baddi Distt. Solan(HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt Una there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant & two Nos. private borewells are installed in the vicinity, 1st is same company borewell No. II having location co-ordinate Latitude N 30° 56' 36.2" Longitude E 76° 49' 31.1" which has already applied for registration of the borewell. 2nd is M/S D. P. Chocolates, Unit - II, applied Park cum Industrial area Katha, VPO Bhatoli Kalan Tehsil Baddi, Distt. Solan (HP) for industrial purpose which is already registered with GWA vide Permit No.HPGWA-NU/299 dated 18.07.2014 having location co-ordinate Latitude N 30° 56' 34.3" Longitude E 76° 49' 36.1" both exist around 90m & 97m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha Tehsil Baddi Distt Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

15. **Sh. Sarwan Singh Rana, S/O Sh. Ram Rakha (M/S Sun Rise Public School) VPO Baruna, Tehsil Nalagarh Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt. Una, there is **exact distance from already existing ground water abstraction structure (Govt.as well as private) along with location co-ordinates and hydrogeological information i.e. dia, depth, discharge, drawl down and month & year of construction of the tubewell.** The report should also comment upon their interference with each other's-one Govt. tubewell Baruna in the vicinity. Having location co-ordinates Latitude 31° 09' 21.07" Longitude E 76° 38' 32.97"exists around 104 m from the existing borewell site of the applicant. The applicant has drilled the borewell during January-2017 as per affidavit attached i.e after the notification of the HPGWA-2011. The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Baruna, Tehsil Nalagarh, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during January, 2017 without prior permission of HPGWA and as per the decision of the committee the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

16. **M/S Knox Life Sciences, Vill. Gullarwala Baddi, Tehsil Baddi, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **one Govt. tubewell of LWSS Gullarwala** is installed in the vicinity having location co-ordinate Latitude N 30° 57' 21.7" Longitude E 76° 48' 40.1"exists around 65m from the existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Gullarwala Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of

the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new paper (one Hindi & one English). However, no objection has been received

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April 2007. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

17 M/S Ayurvet Limited (Borewell No.1), Vill.Katha, P.O Baddi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300m from the existing borewell site of the applicant.** However three nos. private borewells are installed in the vicinity 1st is same company having location co-ordinate Latitude N 30° 56' 36.1" Longitude E 76° 48' 57.9" which has already applied for registration of borewell, 2nd is M/S Jupiter Solar Power Lt. Vill. Katha, Tehsil Baddi, Distt Solan (HP) having location co-ordinate Latitude N 30° 56' 33.8" Longitude E 76° 48' 58.6" which has also applied for registration of Borewell and 3rd is M/S Jupiter International Ltd, Vill. Katha, Tehsil Baddi, Distt Solan (HP) having location co-ordinate Latitude N 30° 56' 32.6" Longitude E 76° 48' 58.9" which has already applied for registration of Borewell, all exists around 63m, 135m & 174m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for

publication in two daily new papers (one Hindi & one English). However, no objection has been received

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during January, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

18 M/S Ayurvet Limited (Borewell No.II), Vill.Katha, P.O Baddi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no Govt. tubewell exists within a distance of 300 m from the existing borewell site of the applicant. However three Nos. private borewells are installed in the vicinity 1st is same company having location co-ordinate Latitude N 30° 56' 38.0" Longitude E 76° 48' 57.1" which has already applied for registration of borewell, 2nd is M/S Jupiter Solar Power Lt. Vill. Katha, Tehsil Baddi, Distt Solan (HP) having location co-ordinate Latitude N 30° 56' 33.8" Longitude E 76° 48' 58.6" which has also applied for registration of Borewell and 3rd is M/S Jupiter International Ltd, Vill. Katha, Tehsil Baddi, Distt Solan (HP) having location co-ordinate Latitude N 30° 56' 32.6" Longitude E 76° 48' 58.9" which has already applied for registration of Borewell, all exists around 63m, 72m & 110m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer IPH Division Nalagarh, Secretary Gram Panchyat Katha, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during January, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

19 M/S Alpine Public School, Chowkiwala, Tehsil Nalagarh, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is exact distance from already existing ground water abstraction structure (Govt. as well as private) along with location co-ordinates and hydrogeological information i.e. dia, depth, discharge, drawl down and month & year of construction of the tubewell. The report should also comment upon their interference with each other's No Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.**

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Chowkiwala, Tehsil Nalagarh, Distt Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during July, 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

20. **M/S PVJ Power Solutions Sh. Vijay Kumar Joshi, S/O Late Sh. Om Parkash Joshi, Vill. Nasrali, P.O Dabohta, Tehsil Nalagarh, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is exact distance from already existing ground water abstraction structure (Govt. as well as private) along with location co-ordinates and hydrogeological information i.e. dia, depth, discharge, drawl down and month & year of construction of the tubewell. The report should also comment upon their interference with each other's No Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. The applicant has drilled the borewell during September-2012 as per affidavit attached i.e after the notification of the HPGWA-2011. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.**

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Nasrali (Dabohta), Tehsil Nalagarh, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee has principally approved the case after deciding for compounding of the offence under section 22 of the Act, 2005 and accepting by way of compensation a sum amounting to Rs. 10000/- only (Ten Thousand only) Hence, the concerned Executive Engineer is directed to intimate the decision of committee to the applicant and initiate action immediately against the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

21. **M/S Alpha India Pvt. Ltd., Plot No. 100 EPIP Phase-II Thana Baddi, Tehsil Baddi, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose** As per the report of Sr

Hydrogeologist, G.W.O., I&PH Deptt., Una, there is Govt. tubewell Koli Majra having location co-ordinates N 30° 57' 39.79 Longitude E 76° 47' 41.68" and Govt. tubewell LSWW Bhatoli Kalan having location co-ordinates N 30° 57' 37.48 Longitude E 76° 47' 54.13" exist around 266m and 268m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, I&PH Division Nalagarh Secretary Gram Panchyat Thana Baddi, Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08 2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08 2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

22. M/S Timex Group India Ltd. (Borewell No.1) Plot No. 10, Industrial area Katha Kalan, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell site of the applicant. However three Nos. private borewells are installed in the vicinity 1st is same company borewell No-1 having location co-ordinate Latitude N 30° 56' 29.2" Longitude E 76° 49' 41.9" which has already applied for registration of borewell, 2nd is M/S DP Cocoa Plot No 15 Apparel Park cum Industrial area katha Bhatolikalan, Tehsil Baddi, Distt. Solan (HP) having location co-ordinate Latitude N 30° 56' 35.06" Longitude E 76° 49' 43.04" which

has also applied for registration of Borewell and 3rd is M/S DP Chocolates, Unit II, Apparel Park cum Industrial area Katha VPO Bhatolikalan, Tehsil Baddi, for industrial purpose which is already granted GWA Permit No. HPGWA-NU/229 dated 18-07-2014 having location co-ordinate Latitude N 30° 56' 34.3" Longitude E 76° 49' 36.1" all exists around 50m, 220m & 270m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha Kalan Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during January, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

23. M/S Timex Group India Ltd. (Borewell No.2) Plot No. 10, Industrial area Katha Kalan, tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell site of the applicant. However four Nos. private borewells are installed in the vicinity 1st is same company borewell No-1 having location co-ordinate Latitude N 30° 56' 28.0" Longitude E 76° 49' 43.1" which has already applied for registration of borewell, 2nd is M/S DP Cocoa Plot No 15 Apparel Park cum Industrial area Katha Bhatolikalan, Tehsil Baddi, Distt. Solan (HP) having location co-ordinate Latitude N 30° 56' 35.06" Longitude E 76° 49' 43.04" which

has also applied for registration of Borewell and 3rd is M/S DP Chocolates, Unit II, Apparel Park cum Industrial area Katha VPO Bhatolikalan Tehsil Baddi, for industrial purpose which is already granted GWA Permit No. HPGWA-NU/229 dated 18-07-2014 having location co-ordinate Latitude N 30° 56' 34.3" Longitude E 76° 49' 36.1" and 4th is M/S Godrej Consumer Products Ltd. (Borewell No- 2) Plot No.06 Apparel Park Cum Industrial area Baddi Tehsil Baddi having location co-ordinate Latitude N 30° 56' 33.55" Longitude E 76° 49' 32.53" which has already Applied for registration of Borewell, all exists around 50m, 185m, 220m & 280m respectively from the Existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchayat Katha Kalan, Tehsil Baddi, Distt Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during January, 2007. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

24 M/S Drish Shoes Ltd., VPO Rajpura Bharatgarh road, Tehsil Nalagarh, Distt Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300m from the existing borewell location of the applicant. However, there is as private tubewell of M/S ELOFIC Industry having registration No. HPGWA-EU/228 dated 18-08-2014 exists around 200m from the tubewell in question. In addition to this, the applicant has drilled the bore during Jan-2015 without prior permission of

the Authority. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Rajpura (Bharatgarh road), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during January 2015 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

25 M/S Himalayan Gold Beverages Pvt. Ltd., Vill. Kirpalpur, Tehsil Nalagarh Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell location of the applicant. However, a borewell of Sh. Suresh Kumar Thakur has been send to your office vide this office letter No.IPH/GWO/GWA-2018:4515 dated 08-03-2018 exists around 195m from The existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Kirpalpur, Tehsil Nalagarh, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

26. M/S Elin Appliances Pvt. Ltd, Vill. Belikhol, P.O Manpura, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O, I&PH Deptt., Una, there is **No. departmental tubewell exists within a distance of 300 m from the existing borewell location of the applicant. However, 2 No. sites i.e Thaliwala & Saner investigated for one construction of LIS tubewell by the STA and report stand submitted to Executive Engineer IPH Division Nalagarh Exists within 200m from existing tubewell of applicant.** The tube well falls in the Nalagarh Valley and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A **Public notice of the application prepared in this office on Form-5** already been sent to Executive Engineer, IPH Division, Nalagarh Secretary, Gram Panchyat Belikhol, PO. Manpura, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 2011. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08 2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency

Or

- i) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

27 M/S D. P. Cocoa Products LLP., Plot No. 15 Apparel Park cum Industrial area katha Bhatoli, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G W O, I&PH Deptt., Una, there is exact distance from already existing ground water abstraction structure (Govt. as well as private) along with location co-ordinates and hydrogeological information i.e. dia, depth, discharge, drawl down and month & year of construction of the tubewell. The report should also comment upon their interference with each other's No Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant & one private borewell M/S D.P Chocolates, Unit-II, Apparel Park cum Industrial Area Katha, VPO Bhatoli Kalan, Tehsil Baddi, Distt Solan (HP) for industrial purpose which is already registered with GWA vide permit No. HPGWA-NU/229 dated 18-07-2014 having location co-ordinate Latitude N 30° 56' 34.3" Longitude E 76° 49' 36.1" exists around 185m from the existing tubewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha Bhatoli, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during January, 2005. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
 Or
 ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
 Or
 iii) Details of the payment made by the firm/applicant to the drilling agency
 Or
 iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

28 M/S Wipro Enterprises Pvt. Ltd. Unit-I, Plot No. 77 EPIP Phase-Jharmajri Baddi, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt. Una, there is a Govt. tubewell WSS Kunjal exists around 295m from the existing borewell of the applicant and four borewells of colgate having permit No. EU/257, EU/259, EU/260 exists around 200m and borewell having permit No. EU/258 exists around 240m also two borewells of Alembic Pharma having permit No. EU/322 and EU/323 exists around 200m from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Jharmajri Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 2006 However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

29 MS Samson Laboratories Pvt. Ltd. Vill. Sansiwala, P.O Barotiwala, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose** As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **One Govt. Tubewell LWSS Barotiwala** having location co-ordinates **Latitude N 30° 54' 14.4" longitude E 76° 50' 26.5"** exists around 298 m from the existing borewell of the applicant. Also a permit No. EU/318 issued to M/S Jai Jawala Steel Private Ltd. for borewell having location co-ordinate **Latitude N 30° 54' 03.5" Longitude E 76° 50' 23.8"** exists around 155m and borewell of **Hemma Herbs** having location co-ordinate **Latitude N 30° 54' 01.1" Longitude E 76° 50' 11.3"** exists around 223m from existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Sansiwala (Barotiwala), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

30. M/S Grindwell Norton Ltd, (Borewell No-1) Haripur road, Vill. Bated Barotiwala, Tehsil Baddi, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose** As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell** exists within a

distance of 300 m from the existing borewell location of the applicant. However, one private borewell is installed of the same company having location co-ordinate Latitude N 30° 54' 55.3" Longitude E 76° 51' 04.5" which has already applied for registration of the Borewell exists around 175m from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bated (Barotiwala), Tehsil Baddi, Distt Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during February, 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w e f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

31 M/S Ajanta Packaging Vill. Kunjahal, P.O Baddi, Tehsil Nalagarh, Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell location of the applicant. However, two private borewells are installed in the vicinity, 1st is M/S G.M.S Organics Baddi having location co-ordinate Latitude N 30° 55' 24.04" Longitude E 76° 50' 46.16" which has already applied for registration of the Borewell. 2nd is M/S Aqua Vitoe Laboratories Baddi, Distt. Solan, H.P. having location co-ordinate Latitude N 30° 55' 27.00" Longitude E 76° 50' 43.53" which has also applied for registration of borewell both exists around 54m & 123m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground

water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Kunjahal, Tehsil Baddi, Distt Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during February, 2005. However, the HP Ground Water Act 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

32 M/S Ultimate Flexipack Ltd. Plot No.26, HPSIDC, Industrial area Baddi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell** exists within a distance of 300 m from the existing borewell location of the applicant. However, two private borewells of M/S USV Ltd. registered under permit No.EU 60 and EU61 dated 07-05-2011 Exists around 90m and 180m respectively from the existing borewell of the Applicant. Also a borewell of M/S Unit Sprit has been discussed in 28th meeting appearing at serial No. 3 exists around 82m and two borewells of M/S Fresenius Kabi Oncology Ltd. discussed in 28th meeting appearing in at serial No. 4& 5 and again discussed in 29th meeting appearing at serial No. 25 & 26 and the case has been referred to main committee exists around 180m from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Nagar Panchyat Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una the borewell/tubewell has been drilled during July, 1996 However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

33. M/S Quality Industries (Unit-II) Plot No. 54-55 HPSIDC, Industrial Area Baddi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, one No. private user having registration No. HPGWA-EU/60 dated 07.05.2011 and one No. private borewell is installed in the vicinity of M/S Rine Engineering Pvt. Ltd., Plot NO. 73A-B-C, HPSIDC, Industrial Area Baddi, Tehsil Baddi, Distt. Solan (HP) having location co-ordinate Latitude N 30° 56' 01.1" Longitude E 76° 48' 51.0"** also applied for registration of borewell exists around 115m & 211m respectively from the existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Nagar Panchyat Baddi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2011. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

34. M/S VVF (India) Ltd., (Borewell No-I) VPO. Bhatoli Kalan, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. departmental tubewell exists within a distance of 300m from the existing site of the applicant. However, four private borewell are installed in the vicinity i.e. 1st borewell is of same company having location co-ordinate Latitude N 30° 57' 04.4" Longitude E 76° 50' 19.2" has already applied for registration of borewell, 2nd borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 08.50" Longitude E 76° 50' 12.74" which is already registered with ground water authority vide registration No. HPGWA-EU/178 dated 07.01.2013, 3rd borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 08.50" Longitude E 76° 50' 15.15" which is already registered with ground water authority vide registration No. HPGWA-EU/179 dated 07.01.2013 and 4th borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 05.43" Longitude E 76° 50' 15.17" which is already registered with ground water authority vide registration No. HPGWA-NU/822 dated 25.09.2018 and all borewell exists around 99m, 211m, 190m & 98m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bhatoli Kalan, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the

local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during November, 2007. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document

Therefore as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

35. M/S VVF (India) Ltd., (Borewell No-2) VPO. Bhatoli Kalan, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no departmental tubewell exists within a distance of 300m from the existing site of the applicant. However, four private borewell are installed in the vicinity i.e. 1st borewell is of same company having location co-ordinate Latitude N 30° 57' 02.4" Longitude E 76° 50' 16.3" has already applied for registration of borewell, 2nd borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 08.50" Longitude E 76° 50' 12.74" which is already registered with ground water authority vide registration No. HPGWA-EU/178 dated 07.01.2013, 3rd borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 08.50" Longitude E 76° 50' 15.15" which is already registered with ground water authority vide registration No.HPGWA-EU/179 dated 07.01.2013 and 4th borewell is of M/S Johnson & Johnson Pvt. Ltd., Bhatoli Kalan Baddi having location co-ordinate Latitude N 30° 57' 05.43" Longitude E 76° 50' 15.17" which is already registered with ground water authority vied registration No. HPGWA-NU/822 dated 25.09.2018 and all borewell exists around 99m, 214m, 168m & 112m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bhatoh Kalan, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during November, 2007. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

36 M/S Livguard Batteries Pvt. Village Manakpura Manpura, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no departmental tubewell exists within a distance of 300m from the existing site of the applicant. However, two private tubewells are installed in the vicinity i.e. 1st borewell is of same company having location co-ordinate Latitude N 30° 59' 30.3" Longitude E 76° 45' 50.08" which already granted permit by the Authority vide Permit No. HPGWA-NU/266 dated 24.09.2015 & 2nd borewell is of M/S Him Teckno Baddi having location co-ordinate Latitude N 30° 59' 30.3" Longitude E 76° 45' 50.5" already applied for registration of borewell and his case has been forwarded to your office vide this office letter No. 3159 dated 22.05.2019 and 3rd borewell is of M/S Dabur India Ltd., Village Manakpur, PO. Lodhimajra, Tehsil Nalagarh Distt. Solan (HP) having location co-ordinate Latitude N 30° 59' 22.4" Longitude E 76° 45' 0.5" already discussed in 24th meeting serial No. 79 for registration and exists around 240m, 228m & 230 respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Manakpur-Manpura, Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during January, 2019 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011

37. M/S Aishwarya Lifesciences, Plot No. 11, Industrial Area, Village Lodhimajra, PO. Manpura, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O I&PH Deptt. Una, there is **One Departmental Tubewell LWSS Dumanwala** is installed in the vicinity having location co-ordinate Latitude N 30° 59' 29.1" Longitude E 76° 46' 27.08" However, two private borewell are installed in the vicinity of same company i.e. 1st borewell having location co-ordinate Latitude N 30° 59' 34.2" Longitude E 76° 46' 27.7" is already registered with GWA Shimla vide registration No.HPGWA-EU/141 dated 16.03.2012 and 2nd borewell having location co-ordinate Latitude N 30° 59' 35.9" Longitude E 76° 46' 27.6" is already registered with GWA Shimal vide registration No. HPGWA-EU/154 dated 29.05.2012 and exist around 186m, 127m respectively from the existing borewell of the applicant. Drilled without permission to the Authority. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Lodhimajra PO Manpura, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during November, 2018 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

38. M/S Vave Inida Energy Soution Pvt. Ltd., Khasra No. 1 to-7 Lehi Mauja-Lehi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist. G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant**. However, a borewell site of ground water user **Sh. Ram Singh** having permit No. HPGWA-NU/367 dated 20.11.2015 exists around 90m from the tubewell in question. It is further added that the applicant has drilled the tubewell without permission of the HPGWA during July-2018. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarhs Secretary Gram Panchyat Lehi Mauja-Lehi, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007 the sub-committee rejected the case. As the tube well has already been drilled during July, 2018 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011

39. M/S Jupiter Internationa? Ltd., Village Katha, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist. G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant**. However, three Nos. private borewells are installed in the vicinity, 1st is **M/S Jupiter Solar Power Ltd., Village Katha Tehsil Baddi, Distt. Solan** having location co-ordinate Latitude N 30° 56' 33.8" Longitude E 76° 48' 58.6" which has already applied for registration of borewell and 2nd is **M/S Ayurvet Ltd., (Borewell No. II), Village Katha PO. & Tehsil Baddi** having location co-ordinate Latitude N 30° 56' 36.1" Longitude E 76° 48' 57.9" which has also applied for registration of borewell and 3rd is **M/S Ayurvet Ltd., (Borewell No-1) village Katha PO. & Tehsil Baddi** having location co-ordinate Latitude N 30° 56' 38.0" Longitude E 76° 48' 57.1" which has also applied for registration of borewell and all exists around 39m, 112m & 175m respectively from the existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local

authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

40. M/S Jupiter Solar Power Ltd., Village Katha, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, three Nos. private borewells are installed in the vicinity, 1st is M/S Jupiter International Ltd., Village Katha Tehsil Baddi, Distt. Solan having location co-ordinate Latitude N 30° 56' 32.6" Longitude E 76° 48' 58.9" which has already applied for registration of borewell and 2nd is M/S Ayurvet Ltd., (Borewell No. II), Village Katha PO. & Tehsil Baddi having location co-ordinate Latitude N 30° 56' 36.1" Longitude E 76° 48' 57.9" which has also applied for registration of borewell and 3rd is M/S Ayurvet Ltd., (Borewell No-1) Village Katha PO. & Tehsil Baddi having location co-ordinate Latitude N 30° 56' 38.0" Longitude E 76° 48' 57.1" which has also applied for registration of borewell and all exists around 39m, 74m & 136m respectively from the existing borewell of the applicant. The tube well falls in the **Nalagarh Valley** and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.**

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Katha, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for

publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

41. M/S Acme Generics Ltd., Borewell No-I Plot No. 115 HPSIDC Industrial Area, Davni, PO. Gurumajra Tehsil Nalagarh, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, two borewells of same ground water user are existed in the vicinity i.e. 1st borewell is already applied for grant of permit and discussed in the 21st meeting of the sub-committee at Sr. No. 41 wherein applicant had applied on Form-1A but bore had already drilled during 2010 as per STA report, accordingly committee decided that applicant should clarify his stand and also apply on afresh application on the prescribed form, 2nd borewell already applied for registration and his application after verification of facts at site is recommended to HPGWA Shimla vide this office letter No. 3007 dated 01.05.2019 exists around 20m and 29 respectively from tubewell in question. However, as per EE letter referred above one ground water users M/S Pratyosh Industries Village Davni Tehsil Baddi having location co-ordinate Latitude N 30° 58' 57.2" Longitude E 76° 47' 06.0" applied for permit and hydrogeological details of the borewell i.e. depth-500', Dia of tubewell-6", water requirement - 50000 LPD exists around 273m from the existed borewell of the applicant. Drilled without permission of the Authority. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Davni (Gurumajra), Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during October/2014 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December 2011

42. **M/S Acme Generics Ltd., Borewell No-II Plot No. 115 HPSIDC Industrial Area, Davni, PO. Gurumajra Tehsil Nalagarh, Distt. Solan (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant. However, two borewells of same ground water user are existed in the vicinity i.e. 1st borewell is already applied for grant of permit and discussed in the 21st meeting of the sub-committee at Sr. No. 41 wherein applicant had applied on Form-1A but bore had already drilled during 2010 as per STA report, accordingly committee decided that applicant should clarify his stand and also apply on afresh application on the prescribed form, 2nd borewell already applied for registration and his application after verification of facts at site is recommended to HPGWA Shimla vide this office letter No. 3007 dated 01.05.2019 exists around 20m and 29 respectively from tubewell in question. However, as per EE letter referred above one ground water users M/S Pratyosh Industries Village Davni Tehsil Baddi having location co-ordinate Latitude N 30° 58' 57.2" Longitude E 76° 47' 06.0" applied for permit and hydrogeological details of the borewell i.e. depth-500", Dia of tubewell-6", water requirement - 50000 LPD exists around 290m from the existed borewell of the applicant. Drilled without permission of the Authority. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bated, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during November, 2014 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005

for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt under Section 13 of the Act, 2005 vide Notification No IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

43. M/S Secure Meters Ltd., Borewell-1, Village Bated, PO. Haripur Road Barotiwala, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300 m from the existing borewell. However, a Govt. tubewell Baluana exists around 225m, one private borewell of M/S Grindwell Norton Ltd., exists around 125m and same company borewell No. III already applied for registration exists around 206m from the tubewell in question.** The tube well falls in the Nalagarh Valley and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bated, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 1996. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w e f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

44. M/S Secure Meters Ltd., Borewell-2, Village Bated, PO. Haripur Road Barotiwala, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell. However, a Govt. tubewell Baluana exists around 240m, one private borewell of M/S Grindwell Norton Ltd., already applied for registration exists around 55m from the tubewell in question.** The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bated, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 2002. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&H-I to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

45. M/S Secure Meters Ltd., Borewell-3, Village Bated, PO. Haripur Road Barotiwala, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell. However, a Govt. tubewell site Surajpur recommended vide this office letter No. 2716-18 dated 04.02.2017 exists around 65m from the tubewell in question.** The tube well falls in the **Nalagarh Valley** and based on **latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on**

March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Bated, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during November, 2007. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011 Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

46 M/S Yodeva Plastic Pvt. Ltd., Plot No. 81 EPIP Phase-II Village Thana, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell. As per available record of this office Govt. tubewell Sheran Thana and three tubewells of Pvt. users viz M/S Godrej Borewell No. 1, M/S Godrej Borewell No. II and M/S Alpha India already applied for registration and their cases have been forwarded to your office vide this office letter no. 1938 dated 16.03.2019, 1937 dated 16.03.2019 and 530 dated 28.07.2018 exists around 157m, 167m, 204m & 285m respectively from tubewell in question. It is further added that the applicant has drilled the tubewell without permission of the of the HPGWA during April 2012. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat

Thana (Baddi), Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during April 2012 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

47. M/S D. J. Surfactants, Plot No. 15-B, HPISDC Industrial Area SFS Baddi, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300 m from the existing borewell**. However, one private user having registration No.HPGWA-EU/60 dated 07.05.2011 and one No. private borewell is installed in the vicinity of M/S Ultimate Flexpack Ltd., Plot No. 26 HPSIDC Industrial Area Baddi Distt. Solan (HP) having location co-ordinate Latitude N 30' 55' 53.9 & E 76' 48'33.2" which also applied for registration of bore well exists around 70m & 17m from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest **Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013)** the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Nagar Panchyat Baddi Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during November, 2013 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011

48 M/S Cadila Healthcare Ltd., Village Swaraj Majra, PO. Juddi Kalan, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300 m from the existing borewell of the applicant as reported by Junior Engineer concerned**. However, two No. borewells i.e. Borewell No. 1 & 2 of same firm ha already been registered with Gournd Water authority Shimla vide registration No.

HPGWA-EU/174 & HPGWA-EU/175 dated 27.09.2012 exist around 77m and 71m respectively from the tubewell in question. It is further added that the applicant/firm has drilled the tubewell/borewell without permission of the HP GWA during June/2016. Now, our one borewell having regn. No. HPGWA-EU/174 is got defunct and not in use. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Swaraj Majra PO. Juddi Kalan, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However no objection has been received

The sub-committee has principally approved the case after deciding for compounding of the offence under section 22 of the Act, 2005 and accepting by way of compensation a sum amounting to Rs. 10000/- only (Ten Thousand only) The firm/applicant has also to submit an undertaking that the borewell already registered with this Authority vide No.HPGWA-EU/174 has dried up and has been sealed. Hence, the concerned Executive Engineer is directed to verify the facts at site and intimate the decision of committee to the applicant as well as initiate action immediately against the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

49. Sh. Dhani Ram, S/O Sh. Mansha Ram, Village Banbirpur, PO. Lodhimajra, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Irrigation purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there are three private borewells in the vicinity, two borewell of Sh. Laxman Dass, S/O sh. Mansha Ram, Vill. Banbirpur, PO. Lodhimajra, Tehsil Baddi Distt. Solan having location co-ordinate Latitude N 30° 59' 46.94 & E 76° 46'49.08" (not registered/applied with GWA Shimla) and Second borewell of Sh. Laxman Dass having location co-ordinate Latitude N 30° 59' 58.28 & E 76° 46'45.61" (already applied for permit sinking of borewell) and third borewell of Sh. Bagga Ram S/O Sh. Mansha Ram Baddi having location co-ordinate Latitude N 30° 59' 48.08 & E 76° 46'44.13" (already applied for grant of permit for sinking and report sent to the Senior Hydrogeologist GWO Una vide this office letter No.IPHD-NLG-CB-WA-Industry-2016- 8161-65 dated 22.09.2016) which exist around 43m, 142m & 175m respectively from the existing borewell of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Banbirpur, PO. Lodhimajra, Tehsil Baddi, Distt. Solan (HP.) to get it displayed on the notice board of the local authority.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May 2010. However the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-

cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

50 M/S Him Land Housing Pvt. Ltd, Vill. Divya Officers Colony Near Rajgarh road Solan, Tehsil & Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial/Commercial purpose**. As per the report of Sr. Hydrogeologist, G.W.O. I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell**. The site under investigation falls in the **Hilly area** southern parts of the Lesser Himalaya as per Ground Water Resource Estimation Committee (G.E.C.-1997). the hilly area (slope greater than 20%) are to be excluded because these are not likely to contribute to ground water recharge. Therefore, in view of this, no ground water resource estimation and utilization study has been carried out hitherto in the area. It is further added that the water availability in such areas is controlled by the local geology, hydrogeology and geomorphology of the area and does not have regional impact on the aquifer system existing in the area.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Solan, Secretary Gram Panchyat Rajgarh, Tehsil & Distt Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during September, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final

51. Sh. Baldev Singh, S/O Sh. Durga Singh, (M/S Saket Guest House) Vill. Rehoun, P.O Bohli, Tehsil & Distt Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial/Commercial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell.** The applicant has drilled the borewell during March, 2015 as per bill. Attached i.e. after the notification of the HPGWA-2011. In addition to this, the tube well falls in the **Hilly Terrain** and based on latest DGWRE study (**As on March 2013**), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A **Public notice of the application prepared in this office on Form-5** has already been sent to Executive Engineer, IPH Division Solan. Secretary Gram Panchyat Rehoun, Tehsil & Distt Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee has principally approved the case after deciding for compounding of the offence under section 22 of the Act, 2005 and accepting by way of compensation a sum amounting to Rs. 10000/- only (Ten Thousand only) Hence, the concerned Executive Engineer is directed to intimate the decision of committee to the applicant and initiate action immediately against the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011

52. M/S Jai Lal S/O Sh. Durga Singh, Village Shamlech, PO. Bohli, Tehsil & Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Commercial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant.** The applicant has drilled the borewell during June, 2017 without permission to the Authority. The site under investigation falls in the **Hilly area** southern parts of the Lesser Himalaya as per

Ground Water Resource Estimation Committee (G.E.C.-1997), the hilly area (slope greater than 20%) are to be excluded because these are not likely to contribute to ground water recharge. Therefore, in view of this, no ground water resource estimation and utilization study has been carried out hitherto in the area. It is further added that the water availability in such areas is controlled by the local geology, hydrogeology and geomorphology of the area and does not have regional impact on the aquifer system existing in the area.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Solan, Secretary Gram Panchayat Shamlech PO. Bohli, Tehsil & Distt. Solan (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee has principally approved the case after deciding for compounding of the offence under section 22 of the Act, 2005 and accepting by way of compensation a sum amounting to Rs. 10000/- only (Ten Thousand only). Hence, the concerned Executive Engineer is directed to intimate the decision of committee to the applicant and initiate action immediately against the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(15-8/2008 dated Shimla-2 the 13th December, 2011.

53 Sh. Kedar Nath, S/O Sh. Jaswant Singh, VPO Kaloh, Tehsil Ghanari, Distt. Una (HP).

The applicant has applied on form - 4 for certificate of registration of borewell/tubewell and use of ground water for **Irrigation purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell.** In addition to this, the tube well falls in the **Hilly Terrain** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchayat Kaloh, Tehsil Ghanari, Distt. Una (HP.) to get it displayed on the notice board of the local authority.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell.
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or

- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

54. Smt. Raj Kumari, W/o Sh. Surjeet Singh, VPO Andora Lower, Tehsil Amb, Distt. Una (HP).

The applicant has applied on form - 4 for certificate of registration of borewell/tubewell and use of ground water for Irrigation purpose. As per the report of Sr Hydrogeologist, G.W.O. I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell site of the applicant. However, one No. percolation well for LIS Lower Indora having location co-ordinate Latitude N 31° 39' 55.2" Longitude E 76° 05' 52.5" exists around 204m from the exists tubewell of the applicant. In addition to this the tube well falls in the Una Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under Safe Category as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchyat Andora Lower, Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority.

As per the report of Sr Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 1998. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E P&HI to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

55. **Sh. Sanjeev Kumar, S/O Sh. Girdhari Lal, VPO Kaloh, Tehsil Ghanari, Distt Una (HP).**

The applicant has applied on form - 4 for certificate of registration of borewell/tubewell and use of ground water for Irrigation purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is No. Govt. tubewell exists within a distance of 200m from the existing borewell site of the applicant. In addition to this, the tube well falls in the Una Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under Safe Category as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchyat Kaloh Tehsil Ghanari, Distt Una (HP.) to get it displayed on the notice board of the local authority.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell.
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

56. **Sh. Ashwani Kumar S/O Sh. Brahma Nand Ward No.7, VPO. Snatoshgarh, Tehsil & Distt. Una (HP).**

The applicant has applied on form - 4 for certificate of registration of borewell/tubewell and use of ground water for Irrigation purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no. Govt. tubewell exists within a distance of 200 m from the existing borewell site of the applicant. However, ground wate used Sh. Rishi Gautam granted permit for sinking of borewell vide permit No. HPGWA-NU/232 dated 29.06.2013 exist around 160m from tubewell in question. In addition to this, the tube well falls in the Una Valley and based on latest DGWRE study (As

on March 2013). the stage of ground water development*of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchyat Santoshgarh Tehsil & Distt. Solan (HP) to get it displayed on the notice board of the local authority.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2000-01. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

57 **Sh. Sunil Kumar Joshi, S/O Sh. Gurdass Ram, VPO Katohar Khurd, Tehsil Amb, Distt Una (HP).**

The applicant has applied on form - 4 for certificate of registration of energized handpump and use of ground water for **Domestic purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is no Govt. tubewell Katohar Khurd (42 No) having location co-ordinate Latitude N 31° 39' 50.7" Longitude E 76° 07' 05.9" existing around 205m from the from the existing borewell in question.** In addition to this, the tube well falls in the **Una Valley** and based on latest DGWRE study (**As on March 2013**), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchyat Katohar Khura, Tehsil Amb, Distt. Una (HP.) to get it displayed on the notice board of the local authority

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-

cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell.
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

58. Sh. Gurdial Singh, S/O Sh. Rutia Ram, R/O Ward No.4, Nagar Panchayat Gagret, Tehsil Ghanari, Distt Una (HP).

The applicant has applied on form - 4 for certificate of registration of borewell/tubewell and use of ground water for **Irrigation purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 200m from the existing borewell site of the applicant.** In addition to this, the tube well falls in the **Una Valley** and based on latest DGWRE study (**As on March 2013**), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Nagar Panchayat Gagret Tehsil Ghanari, Distt. Una (HP) to get it displayed on the notice board of the local authority

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell.
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

- Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
- Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

59. M/S Luminous Power Technologies Pvt. Ltd., Village Dev Nagar, PO. & Tehsil Gagret, Distt. Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing borewell site of the applicant.** In addition to this, the tube well falls in the **Una Valley** and based on latest DGWRE study (**As on March 2013**), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-II Una, Secretary Gram Panchyat Dev Nagar, PO. & Tehsil Gagret, Distt. Una (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during February, 2011. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w e f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

60. M/S Organic Valley VPO Badhera, Tehsil Haroli, Distt Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the proposed borewell of the applicant. However, tubewell site Badhera-II for WSS recommended vide this office letter No. 1079-81 dated 12-09-2018 exists around 290m from the tubewell in question.** The site under investigation falls in the **Hilly area** southern parts of the Lesser Himalaya as per Ground Water Resource Estimation Committee (G.E.C-1997), the hilly area (slope greater than 20%) are to be excluded because these are not likely to contribute to ground water recharge. Therefore in view of this, no ground water resource estimation and utilization study has been carried out hitherto in the area. It is further added that the water availability in such areas is controlled by the local geology, hydrogeology and geomorphology of the area and does not have regional impact on the aquifer system existing in the area.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-I Una, Secretary Gram Panchyat Badhera, Tehsil Haroli, Distt Una (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However no objection has been received

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

61. M/S TEE PEE Beverages Vill. Abada Barana, Tehsil & Distt Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una **there is no. Govt. tubewell exists within a**

distance of 200 m from the existing borewell of the applicant. However, one No. private borewell M/S VEE ESS Beverages Pvt. Ltd. Vill. Abada Barana, Tehsil & Distt Una (HP) vide Registration No.HPGWA-EU-346 dated 19-06-2017 having location co-ordinate Latitude N 31° 25' 58.1" Longitude 76° 16' 46. 4" exists around 15m from the existing tubewell of the applicant. The site under investigation falls in the Hilly area southern parts of the Lesser Himalaya as per Ground Water Resource Estimation Committee (G.E.C.-1997), the hilly area (slope greater than 20%) are to be excluded because these are not likely to contribute to ground water recharge. Therefore, in view of this, no ground water resource estimation and utilization study has been carried out hitherto in the area. It is further added that the water availability in such areas is controlled by the local geology, hydrogeology and geomorphology of the area and does not have regional impact on the aquifer system existing in the area.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-I Una, Secretary Gram Panchyat Abada Barana, Tehsil & Distt. Una (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2009-10. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

62. M/S Datta Frankincense India Pvt. Ltd, Plot No.4, Industrial Area Basal, Tehsil & Distt Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is a Govt. tubewell No.29 LIS Upper Basal having location co-ordinate Latitude N 31° 31' 46.2" Longitude E 76° 13' 48.3" and one No. private tubewell of M/S Ambica Enterprises VPO Basal Tehsil & Distt Una (HP) having location co-ordinate Latitude N 31° 31' 46.6" Longitude E 76° 13' 43.7"

which is also applied for registration of borewell exists around 80m and 50 m from the existing tubewell of the applicant. In addition to this, the tube well falls in the Una Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under Safe Category as per the report of above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-I Una, Secretary Gram Panchyat Basal, Tehsil & Distt. Una (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2008-09. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011 Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

63. M/S A&M Food Product Company VPO, Bela Bathri, Tehsil Haroli & Distt. Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no Govt. tubewell exists within a distance of 200m from the existing tubewell site of the applicant. However, a private ground water user M/S Divyam already applied for registration of tubewell and his case has been discussed in 25th meeting sub-committee at Sr. No. 83 exists around 180m from the applicant. It is futher added that the GPS location of tubewell in question as intimated vide EE letter referred above shows error, therefore, correct GPS locations as mentioned above intimated by Junior Engineer of this organization is considered. In addition to this, the tube well falls in the Una Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under Safe Category as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-I Una, Secretary Gram Panchyat Bela Bathri, Tehsil Haroli, Distt. Una (HP.) to get it displayed on the notice board of the local authority The public notice has also been sent to Public Relation Officer Shimla-2 for

publication in two daily new papers (one Hindi & one English):- However no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una the borewell/tubewell has been drilled during 2009. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011 Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell.
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

64 M/S Maya Aromatics VPO Bela Bathri Tehsil Haroli, Distt Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell** exists within a distance of 200m. However, one private borewell of M/S HIM Bio Agro, VPO Bela Bathri, Tehsil Haroli, Distt Una (HP) having location co-ordinate Latitude N 31° 19'07.2" Longitude E 76° 18' 03.5" who had applied for registration to HPGWA Shimla and the case was discussed in 17th meeting appearing at serial No. 46 where in it was decided to seek detailed report from concerned Executive Engineer who has not exercised his powers and duties as the Borewell of HIM Bio Agro was drilled after the notification of ground water Act August-2011 i.e. in March 2013 and exists around 70m from the borewell of the applicant drilled without permission of the Authority. In addition to this, the tube well falls in the **Una Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-I Una, Secretary Gram Panchyat Bela Bathri, Tehsil Haroli, Distt. Una (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during April, 2015 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

65 M/S The Sukhjit Agro Industries, VPO. Gurplan (Bathu), Tehsil Haroli, Distt. Una (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is Govt. tubewell No. 16 LIS Uper Beet Area project having location co-ordinate Latitude N 31° 19' 39.3" Longitude E 76° 17' 59.9" and a ground water user Sh. Krishan Chand whose case for permit 175m and 120m respectively from the tubewell in question. In addition to this two No. tubewells of the same firm have been already registered with HPGWA having registration No. HPGWA-EU/85 and No.HPGWA-EU/86 and one private ground water user M/S D.J. Biotech Ltd. Having registration No.EU/147 exists around 245m, 275m and 267m respectively from the tubewell in question. The applicant has reported that tubewell registration vide No. HPGWA-EU/85 is got defunct and not in operation for last 8 months. It is further added that the applicant has drilled the tubewell without permission of the HPGWA during November – 2018.

Now an undertaking/affidavit has been received from M/S The Sukhjit Agro Industries, the contents of which are as under:-

"We have purchased land in the year 2006 and commenced the commercial production on dated 24th July 2007. The land was purchased with one pre-existed borewell. There after we have dug two borewells in the year 2007. We are already having permission for 2 nos of borewell in our factory premises for the extraction of ground wate and the same are registered with HP State Ground Water Authority Shimla (Regn No HPGWA-EU/85 dated 28.07.2011 & HPGWA-EU/86 dated 28.07.2011). We have not applied for the one no of pre-exist borewell, which was not in operation at that point of time. Now, our one borewell having regn No HPGWA-EU/85 is got defunct and not in use. Therefore in 2018 we have re-developed the pre-exist borewell, to meet our water requirement and for the smooth running of production process"

In addition to this, the tube well falls in the Una Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under Safe Category as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division No-1 Una, Secretary Gram Panchyat Gurplan (Bathu), Tehsil Haroli, Distt. Una (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during November, 2018. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-

cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency.

Or

- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

66. M/S Smile Ro Ice Factory, VPO Raja Ka Talab, Road near Radha Swami Satsang Beas, Tehsil Nurpur, Distt Kangra (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there exists Baroh-I Govt. tubewell having location co-ordinate Latitude N 32° 12' 38.9" Longitude E 75° 55' 09.8" discharge 17.00 lps and seems to be beyond 100m from proposed site. In addition to this, the tube well falls in the Nurpur Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nurpur, Secretary Gram Panchyat Raja Ka Talab, Tehsil Nurpur, Distt. Kangra (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during December, 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

67 **Sh. Vasu Soni (Managing Director) M/S Comet Menda Public School, Vill. Dehri, Tehsil Fatehpur, Distt. Kangra (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is one Govt. tubewell Kuthana-I having location co-ordinate Latitude N 32° 10' 53.7" Longitude E 75° 55' 14.2" exists around 330m from the proposed site of the applicant. However, two ground water user viz. Sh. Joginder Singh and Sh. Jai Karan both have already applied for permit and their application has been forwarded to HPGWA Shimla vide this office letter No. 1236 dated 13.07.2017 and 1708 dated 25.08.2017 exist within 300m of radius of the borewell in question. Out of this two cases, the applicant of Sh. Joginder Singh has been discussed in 27th meeting Sub-Committee at Serial No. 80 and approved for permit. However, the application of Sh. Jai Karan has also been discussed in 28th meeting in the Sub-Committee at Sr. No. 36 and recommended for change of site due to less spacing i.e. 225m from existed private energized handpump near Comet Sr. Sec. School which is not registered with authority but applied for registration as intimated by the STA having location co-ordinate Latitude N 32° 10' 51.5" Longitude E 75° 55' 02.0". It is further added that by analyzing GPS Location of existed private energized handpump & proposed site of applicant the distance between them is worked out to be 31m. The applicant has applied on Form- 1A but during verification of site, it is observed that the tubewell has already been existed. In addition to this, the tube well falls in the Nurpur Valley and based on latest DGWRE study (As on March 2013) the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Fatehpur, Secretary Gram Panchyat Dehri, Tehsil Fatehpur, Distt. Kangra (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during June, 2005. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&H-I to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

68. M/S Pontika Aerotech Ltd. (Borewell No.1) Nahan Road, Tehsil Paonta Sahib, Distt. Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300 m from the existing borewell.** In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchayat Johron, Tehsil Paonta Sahib, Distt. Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

69. **M/S Pontika Aerotech Ltd. (Borewell No.II) Nahan Road, Tehsil Paonta Sahib, Distt. Sirmour (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300 m from the existing borewell**. In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Johron, Tehsil Paonta Sahib, Distt Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

70. **M/S Bahri Agro, Vill. Rampur Ghat, Tehsil Paonta Sahib, Distt. Sirmour (HP).**

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing borewell**. The applicant has drilled the borewell during August, 2015 as per bill Attached i.e after the notification of the HPGWA -2011.

In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Rampur Ghat, Tehsil Paonta Sahib, Distt. Sirmour (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However no objection has been received

The sub-committee has principally approved the case after deciding for compounding of the offence under section 22 of the Act, 2005 and accepting by way of compensation a sum amounting to Rs. 10000/- only (Ten Thousand only) as the tube well has already been drilled during Aug. 2015 without prior permission of HPGWA. Hence, the concerned Executive Engineer is directed to intimate the decision of committee to the applicant and initiate action immediately against the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No. IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011

71. M/S Zeon Lifesciences Ltd, Vill. Kunj, Rampur Road, Tehsil Paonta Sahib, Distt. Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is no Govt. tubewell of IPH Deptt. within a radius of 300m from the location co-ordinates Latitude N 30° 26' 44.2" Longitude E 77° 38' 50.8" registered under HPGWA Shimla exists around 210m from the existing borewell of the applicant. In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Kunj, Tehsil Paonta Sahib, Distt. Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2010. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

72. M/S B. R. Food & Health (borewell No.1) Nawada, Rampur Road, Tehsil Paonta Sahib, Distt Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing borewell site of the applicant. However, tubewell No.II of the same company exists around 22m of the tubewell in question. This tubewell be used as stand by tubewell.** In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Nawada Rampur Road, Tehsil Paonta Sahib, Distt Sirmour (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

73. M/S B.R Food & Health (borewell No.II) Nawada, Rampur Road, Tehsil Paonta Sahib, Distt Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing borewell site of the applicant. However, tubewell No.1 of the same company exists around 22m distance from the borewell in question.** In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Nawada Rampur Road, Tehsil Paonta Sahib, Distt. Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English) However no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2007. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011 Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S E P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

74. M/S KAG Industries, VPO Moginand, Nahan road, Kala-Amb, Tehsil Nahan, Distt Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is exact distance from already existing ground water abstraction structure (Govt. as well as private) along with location co-**

ordinates and hydrogeological information:- There is no Govt. water supply scheme and energized tubewell within 300m. In addition to this, the tube well falls in the Paonta Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nahan, Secretary Gram Panchyat Moginand, Tehsil Nahan, Distt. Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2008. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

75 M/S Horizon Bioceticals Pvt. Ltd., VPO. Moginand, Nahan Road, Kala Amb, Tehsil Nahan, Distt. Sirmour (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for **Industrial purpose**. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is **No. Govt. tubewell exists within a distance of 300m from the existing tubewell site of the applicant**. However, one private tubewell of M/S Kag Industries forwarded to HPGW Authority for certificate of registration vide this office letter No. 1785 dated 25.02.2019 exists around 170m from the tubewell in question. In addition to this, the tube well falls in the Paonta Valley and based on latest DGWRE study (As on March 2013), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nahan, Secretary Gram Panchyat Moginand, Tehsil Nahan, Distt. Sirmour (HP.) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for

publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08 2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency

Or

- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

76. Sh. Varun Jain S/O Late Sh. Vinod Jain, Vill. Mando Matkanda Dharampur, Tehsil Kasauli, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W O., I&PH Deptt. Una, there is no departmental energized bore well within a distance of 300m from the existing bore well site of applicant. However, one private bore well of Sh. D. C. Sharma S/O Late Sh. Jagga Nath Sharma VPO, Dharampur Distt. Solan having location Co-ordinates N 30° 53' 55.3" E 77° 0' 26.2" & issued permit vide permit No.HPGWA-NU/413 dated 27.10.2016 exists around 150m from the existing bore well of the applicant.

Now an undertaking/affidavit has been received from Sh. Varun Jain S/O Late Sh. Vinod Jain, Vill. Mando Matkanda Dharampur, Tehsil Kasauli, Distt. Solan (HP), the contents of which are as under:-

1. That I have applied for the registration of borewell which was constructed in the year, 2010.
- 2 That at the time of registration application my one of the staff has wrongly mentioned construction year of the borewell as 2014 despite of 2010".

The site under investigation falls in the Hilly area southern parts of the Lesser Himalaya as per Ground Water Resource Estimation Committee (G.E.C.-1997). the hilly area (slope greater than 20%) are to be excluded because these are not likely to contribute to ground water recharge. Therefore in view of this, no ground water resource estimation and utilization study has been carried out hitherto in the area. It is further added that the

water availability in such areas is controlled by the local geology, hydrogeology and geomorphology of the area and does not have regional impact on the aquifer system existing in the area.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Solan, Secretary Gram Panchyat Mando Matkanda Tehsil Kasauli, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during March, 2014. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.

Or

- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.

Or

- iii) Details of the payment made by the firm/applicant to the drilling agency.

Or

- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

77. M/S Micro Seamlas, Village Tipra, PO. Barotiwala, Tehsil Baddi, Distt. Solan (HP).

The applicant has applied on form - 4A for certificate of registration of borewell/tubewell and use of ground water for Industrial purpose. As per the report of Sr. Hydrogeologist, G.W.O., I&PH Deptt., Una, there is one No. departmental tubewell Kulahariwala exists at a distance of 280m from the existing bore well of the applicant. The tube well falls in the Nalagarh Valley and based on latest Dynamic Ground Water Resource Estimation of Himachal Pradesh (As on March 2013) the stage of ground water development of the valley falls under Safe Category as per the report of the above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Nalagarh, Secretary Gram Panchyat Tipra, PO. Barotiwala Tehsil Baddi, Distt. Solan (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimla-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during December, 2016 without prior permission of HPGWA and as per the decision of the committee, the concerned

Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimta-2 the 13th December, 2011.

78. **Sh. Ved Parkash, S/O Sh. Kishori Lal, Vill. Behral, Tehsil Paonta Sahib, Distt. Sirmour (HP)**

The applicant has applied on form - 4 for certificate of registration of energized handpump and use of ground water for **Domestic purpose**. As per the report of Sr Hydrogeologist, G.W.O., I&PH Deptt., Una, **there is No. Govt. tubewell exists within a distance of 300m from the existing borewell site of the applicant**. In addition to this, the tube well falls in the **Paonta Valley** and based on latest DGWRE study (As on **March 2013**), the stage of ground water development of the valley falls under **Safe Category** as per the report of above study.

A Public notice of the application prepared in this office on Form-5 has already been sent to Executive Engineer, IPH Division Paonta Sahib, Secretary Gram Panchyat Behral Tehsil Paonta Sahib, Distt. Sirmour (HP) to get it displayed on the notice board of the local authority. The public notice has also been sent to Public Relation Officer Shimta-2 for publication in two daily new papers (one Hindi & one English). However, no objection has been received.

As per the report of Sr. Hydrogeologist GWO Una, the energized handpump has been drilled during 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be issued by the Member Secy. (HPGWA)-cum-S.E.P&I-II to the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08 2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Power/Energy bill indicating the date/year of construction of the borewell
Or
- ii) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- iii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iv) Details of the payment made by the firm/applicant to the drilling agency.
Or
- v) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

Online application

- 1 **M/S SSF Plastics India Private Limited Unit 2, Khasra No. 1300, Village Mandhala, Tehsil Baddi, District Solan, Himachal Pradesh -174103.**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

2. **M/S SSF Plastics India Pvt. Ltd Khasra No. 681-681 Katha Baddi Distt. Solan (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or

before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

3 M/S SSF Plastic Convertors, Village Katha, Pargana Dharampur, Baddi, Tehsil Baddi, District Solan (HP).

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

4. Sh. Narayan Singh, S/O Sh. Raphael Singh, Vill. Sarnooch, PO Sukhar, Tehsil Nurpur Distt Kangra (HP).

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during May, 2004. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
- Or
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- iv) Any other relevant document.

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before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision

5. **M/S SSP Components Manufacturing Co. Plot No-15, Apparel Park cum Ind Area Katha, Baddi Distt. Solan (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
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Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

6. **Sh. Gurnam Singh Saini S/O Sh Roop Ram Saini M/S MILANO BATHROOM FITTINGS PVT LTD, 30 Himuda Ind, Area Phase-IV Bhatoli Kalan Baddi, Distt. Solan (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2008. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
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Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or

before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

7. **Sh. ANIL GUPTA, S/O Sh. IC GUPTA M/S JSTI TRANSFORMERS PRIVATE LIMITED, H.B. NO. 214, BHATAULIKALAN, HILL TOP INDUSTRIAL AREA-1, JHARMAJRI TEHSIL BADDI, DISTT SOLAN (HP)-174103.**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 2009. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
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8. **Smt. Deepika Vashisht, W/O Sh. Sachin Bassiup VPO, Up Mahal galua , Tehsil & Distt. Una (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during April, 1999. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
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- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
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Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the

firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

9. **Smt. Deepika Vashisht, W/O Sh. Sachin Bassiup Village, Tabba, Tehsil & Distt. Una (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2007. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant.
Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
Or
- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

- 10 **Smt. Deepika Vashisht, W/O Sh. Sachin Bassiup Village Tabba, Tehsil & Distt. Una (HP).**

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 2006. However, the HP Ground Water Act, 2005 & Rules, 2007 came into force w.e.f 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents

- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
Or
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Or
- iii) Details of the payment made by the firm/applicant to the drilling agency.
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- iv) Any other relevant document

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the

firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

11 Sh. Sachin Bassi, S/O Sh. M K Bassi, Bag Mata Ward No. 9 rotary Street Tehsil & Distt. Una (HP).

As per the online report of Sr. Hydrogeologist GWO Una, the borewell/tubewell has been drilled during Jun, 1997. However, the HP Ground Water Act, 2005 & Rules 2007 came into force w.e.f. 09.08.2011. Hence, the sub-committee approved the case subject to the condition that the certificate of registration will be generated/issued online in favour of the firm/applicant only after any one of the following documents is submitted by the firm/applicant to the HP Ground Water Authority Shimla on or before 20.08.2019 for ascertaining the authenticity of the year of construction of the borewell/tubewell.

Detail of documents


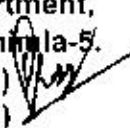
- i) Award letter issued by the firm/applicant to the drilling agency for sinking of the borewell/tubewell.
- Or
- ii) Handing over reports of complete borewell/tubewell submitted by the drilling agency to the firm/applicant
- Or
- iii) Details of the payment made by the firm/applicant to the drilling agency
- Or
- iv) Any other relevant document.

Therefore, as per the unanimous decision taken by the Sub-Committee, the concerned Executive Engineer is directed to convey the decision of Sub-Committee to the firm/applicant and ensure the submission of the required documents to this office on or before the date mentioned above failing which the case will be referred to the Main Committee (HPGWA) for taking the final decision.

12. M/S VADSP PHARMACEUTICALS, PLOT NO.- 124, EPIP PHASE-1, JHARMAJRI, P.O.- BAROTIWALA, TEHSIL- BADDI, DISTT.- SOLAN (HP).

The sub-committee considered the case but due to non fulfilment of minimum distance criteria as per Ground Water Act, 2005 and Rules, 2007, the sub-committee rejected the case. As the tube well has already been drilled during June, 2015 without prior permission of HPGWA and as per the decision of the committee, the concerned Executive Engineer is directed to initiate action immediately against the existing ground water user i.e firm/applicant as well as the drilling agency under Section 13 of the Act, 2005 for violation of HP Ground Water Act. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011.

The sub-committee has also taken a serious view for illegal boring of tubewells/energized handpumps being done without prior permission of HP Ground Water Authority in the notified areas. Hence, as per the decision of the sub-committee, the Executive Engineers of the notified areas are directed to take action under Section 13 of the Act, 2005 against the Drilling Agencies doing boring work without having any valid permit with the firm/applicant issued by the HP Ground Water Authority. It is also informed to all the Executive Engineers of the notified areas that they have to take action as directed in the minutes of the meeting held on 26.07.2019 and no separate letters will be issued to them for taking action in each case pertaining to their jurisdiction. The powers stands already delegated to the Executive Engineers by the Govt. under Section 13 of the Act, 2005 vide Notification No.IPH-(B)(f)5-8/2008 dated Shimla-2 the 13th December, 2011. The Executive Engineers of the concerned jurisdiction will be fully responsible for any consequences if arised due to illegal extraction of ground water, disobedience of the orders of Hon'ble High Court of HP in CWP No.1809/2018 as well as negligence to follow the guidelines of Hon'ble National Green Tribunal (NGT).


Member-Secretary, HPGWA-cum-
Superintending Engineer,
P&I-II Unit, I&PH Department,
Jal Shakti, Bhawan, Shimla-5.
(Tel. No. 0177-2830478) 
(Fax No. 0177-2633153)

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 1809 of 2018
Decided on 22.10.2018

Sh. Chetan Kumar and others

....Petitioner.

Versus

The Chief Secretary to the Government of Himachal Pradesh and
others.

... Respondents.

Coram

The Hon'ble Mr. Justice Surya Kant, Chief Justice.

The Hon'ble Mr. Justice Ajay Mohan Goel, Judge.

Whether approved for reporting?¹

For petitioners : Mr. Aditya Thakur, Advocate.

**For respondents : Mr. Ashok Sharma, Advocate General
with M/s. J.K. Verma, Ranjan Sharma,
Adarsh K. Sharma, Nand Lal Thakur and
Ashwani Sharma Additional Advocate
Generals for respondent-State.**

**M/s. Jasbir Singh Mohri and Rajiv
Sharma, Advocates for respondent No.4.**

**M/s Bhavnik Mehta and Devender
Thakur, Advocates for respondents No.5
and 6.**

Surya Kant, Chief Justice (Oral).

The petitioners are the residents of village and post office
Sanawarh, Gram Panchayat Kasauli-Garkhal, Tehsil Kasauli, District
Solon. They seek, *inter alia*, a direction to M/s Shubham Propmart (P)

¹ *Whether reporters of the local papers may be allowed to see the judgment?*

Ltd.-respondent No.5 and its Director (respondent No.6) to supply water to the petitioners forthwith from the bore well as also to other permanent residents of their village as per the terms and conditions prescribed in the permit dated 26th February, 2014, as extended from time to time. They also seek a direction to the Member Secretary H.P. Ground Water Authority and Superintending Engineer (Irrigation and Public Health) Department to cancel/withdraw the permission granted to 5th respondent for installation of bore-well as these respondents are allegedly violating the terms and conditions of the permit. A restraint order to seal the bore well and stop its operation has also been sought, besides seeking imposition of penalty on private respondent under Sections 21 and 23 of the Himachal Pradesh Ground Water (Regulation and Control of Development and Management) Act, 2005 (in short "2005 Act"). The petitioners have further sought a consequential direction not to permit respondent No.5 to proceed with the construction of setting up a hotel and tourist resort.

2. The root cause of controversy in the instant case lies in order dated 26th February, 2014, issued by Himachal Pradesh Ground Water Authority, Shimla, whereby, in purported exercise of powers vested under Section 7 (3) of 2005 Act, permission was granted to respondent No.5 to drill one tube-well in the area of Khata Khatauni No. 48/69, Khasra No. 494/492/5 and 555/113/2 of village Sanawarh,

Tehsil Kasauli, District Solan "for the use of ground water for commercial purposes subject to terms and conditions given hereunder". Clause (f) of the terms and conditions stipulates that "the applicant shall provide one water connection to the residents of village Sanawar for drinking purpose."

3. The above stated permission was further renewed in favour of respondent No.5.

4. As noticed at the outset, the petitioners are also residents of village Sanawar and since the 5th respondent did not grant them any water connection as per clause (f) of the permission letter dated 26th February, 2014, as well as allegedly to other residents of the village also, the petitioners have initiated the instant proceedings.

5. The 2005 Act has been enacted with the object to regulate and control the development and management of ground water and matters connected therewith. Section 3 thereof enables the State Government to constitute the Himachal Pradesh Ground Water Authority to perform the duties as enumerated under Section 5 and other provisions of the Act. The Authority has got a mandate under Section 6 of the Act to maintain and update the database on ground water resources of the State. Section 7 of the Act provides that any user of ground water desiring to sink a well within the notified area shall have to apply alongwith prescribed fee to the Authority for grant

of a permit and such applicant shall not proceed with any other activity connected with sinking unless a permit has been granted. Sub Section 3 mandates that the Authority shall satisfy itself before granting the permission and such permission may be granted "subject to such conditions and restrictions, as may be specified." The Authority while granting or refusing permission shall have regard to the objects mentioned in sub section (5) of Section 7 of the Act.

6. As has been noticed earlier, order dated 26th February, 2014 was passed granting permission to respondent No.5 to drill one tube well in purported exercise of powers under Section 7(3) of the Act and while doing so, the Authority imposed the conditions "a to f" mentioned in the said order. The alleged deviation or non compliance of condition (f) has prompted the petitioners to approach this Court.

7. It is not necessary to refer to the reply(s)/written statement(s) filed on behalf of the respondents and suffice it would be to notice that in deference to the order dated 13th August 2018 passed by this Court, Chief Secretary, Government of Himachal Pradesh has filed an affidavit dated 7.9.2018, relevant part whereof reads as follows:-

"In this respect, it is submitted that the permission to sink a bore well was given to the private respondent No. 5 & 6 with the condition, amongst others, that they shall provide one water connection to the residents of village Satwara in

drinking purpose, which has been done only for limited persons with whom they have entered into an agreement. Besides, they have also not fulfilled the other conditions stipulated in the permit dated 26-02-2014 and thus violated the condition of the said permit. It is pertinent to submit here that in compliance to the orders passed by the Hon'ble Court 07-08-2018 the bore well has been sealed and the permission granted vide permit dated 26-02-2014 has also been withdrawn vide Member Secretary, HP GWA-cum Superintending Engineer, P&H, IPH Department, Jal Bhawani, Kasumpti, Shimla-9 vide his office order No. 1592-99, dated 14-08-2018, copy of which is appended as Annexure R-1 for kind perusal of this Hon'ble Court.

3. That the State Water Policy-2013 emphasises the need for scientific management, conservation and regulatory mechanism with regard to the development and exploitation of resource in the State vis-a-vis its periodical re-assessment for regulation so as not to exceed recharging possibilities and also to ensure social equity taking into consideration the quality of available ground water, recharge and economic viability of its extraction.

8. It may thus be seen that the official respondents after noticing the violation of terms and conditions of the permission, have vide office order dated 14.08.2018 withdrawn the permission granted to respondent No. 5. The aforesaid action has been taken in deference to the powers vested under Section 11 of the 2005 Act.

9. True it is that with the withdrawal of permission earlier accorded to respondent No.5, the writ petition as such no longer survives. On merits, we cannot, however, be oblivious of the fact that

the order now passed by State Government under Section 11 of the Act is appealable under its Section 27 and respondent No.5 thus might assail the same before the Appellate or any other Forum. The State Government would thus again be in a fix as to how it should regulate the extraction of drinking water/ground water by private entities under the permits issued under Section 7 of the 2005 Act and how to ensure that the terms and conditions imposed while granting such permission are meticulously complied with.

10. This Court has no hesitation in observing that the condition (f) mentioned in the letter dated 26th February, 2014, is totally vague, evasive and is capable of misuse. It does not specify several factors like as to whether respondent No.5 will bear the expenses for providing water connectivity to the residents of village Sanawar and if so what will be the upper limit/rationing of the water to be supplied to them, hours of supply, the rotation in which the water will be released or how much water shall be consumed by the permit holder for his/its private use etc. and such other relevant considerations are conspicuously missing from this order.

11. Coupled with this is a list Annexure R6/7, which contains the details of permits issued by Himachal Pradesh Ground Water Authority under Section 7 of the Act and in Solan district alone the total permits issued are more than 125. Lakhs of litres of water has

been permitted to be extracted everyday through these permits. Water is an invaluable gift by nature to all beings including the mankind. Owing to its scarcity, it has to be saved for the posterity as well. Should, therefore, water be allowed to be used only by the permit holders or to the society at large through its equitable, proportionate and optimum distribution etc., are several burning issues which will have to be addressed by the State Authorities.

12. Ground water is a precious asset. It cannot be allowed to be misused or used with luxury. There is an onerous duty on Himachal Pradesh Ground Water Authority to ensure that every permission is conditional with an obligation like rain harvesting to ensure that the ground water level is not depleted. Extraction of water has to be permitted only when the Authorities through scientific process are satisfied about availability of water at the identified spots.

13. Still further, the distribution of the extracted water is a major administrative issue. It involves the rights of village community, gram panchayats, municipalities, private users and several other stakeholders. We are thus of the view that unless the Himachal Pradesh Ground Water Authority, in consultation with and approval of the State Government, formulates a comprehensive policy for the entire State to save, regulate, recycle and harvest the ground water

level, it should be reluctant and refrain itself from issuing permits merely for the reason that the Statute has conferred such power on it.

14. We lay emphasis on the fact that the Authority is creation of the 2005 Act and the legislative policy of the Statute very emphatically casts an obligation as to how to regulate and control the development and management of ground water. The time has come to take strict regulatory and reformatory measures to save the ground water even in such areas in the entire State, which are not declared as 'notified areas' within the meaning of Section 2(h) of the Act.

15. In light of the above discussion, the writ petition stands disposed of with a direction to the State Government and the Himachal Pradesh Ground Water Authority to examine each and every aspect illustrated above and re-visit the existing Rules and Regulations and take an appropriate policy decision, preferably within a period of eight weeks before granting further permits under the Act.

The petition stands disposed of in above terms, so also pending miscellaneous application(s), if any.

(Surya Kant)
Chief Justice

(Ajay Mohan Goel)
Judge

22nd October, 2018
(Guleri)



सत्यमेव जयते

केन्द्रीय भूमि जल बोर्ड
जल संसाधन, नदी विकास
और गंगा संरक्षण मंत्रालय
भारत सरकार
नई दिल्ली

Central Ground Water Board
Ministry of Water Resources,
River Development and Ganga Rejuvenation
Government of India
New Delhi

12-7-19
SSC(17M)

File no: - 22-206/CGWA/2019 - 666

Date -
08 JUL 2019

To

The Secretary, Irrigation & Public Health Department
Government of Himachal Pradesh,
Himachal Pradesh Secretariat,
Shimla- 171002

Sub: Order of the Hon'ble NGT dated 03.01.2019 in Original Application No. 176/ 2015 (M.A. No. 1332/2015) and other connected matters:

8-7-19
S (IPH)

Sir/Madam,

1-7-19
20-5
GJVV/Kumar
H.P.

You may already be aware of the order mentioned above which has already been posted on the web site of the tribunal (www.greentribunal.gov.in) Please find attached copy of the same for kind perusal and necessary action. Your kind attention is invited specifically to para No. 9 wherein the Hon'ble NGT has observed that "There is a dire need for strict regulatory regime in OCS areas and not to permit use of ground water except for drinking water purposes where supply of drinking water is not otherwise available"

In view of the fact that depleting ground water resources in various parts of the country is a matter of serious concern for groundwater conservation and augmentation be taken up on war-footing in all the over-exploited, critical and semi-critical areas in the States/UTs under your jurisdiction

Yours faithfully

Encl: As above

(K C Naik:
Chairman)

2



भारत सरकार
 केंद्रीय भूमि जल प्राधिकरण
 जल संसाधन, नदी विकास
 और गंगा संरक्षण मंत्रालय
 Government of India
 Central Ground Water Authority
 Ministry of Water Resources,
 River Development & Ganga Rejuvenation

File No. 25-23/CGWA/NOCAP/2018

NOTICE

Date: 01.03.2019

Sub: Grant of No Objection Certificate (NOC) for ground water withdrawal in Over-exploited, Critical and Semi-critical (OCS) Assessment Units

Pursuant to the Order of the Hon'ble National Green Tribunal (NGT) dated 03.01.2019 in O.A No. 176/2015 (Shailesh Singh Vs. Hotel Holiday Regency, Moradabad &Ors.) and other related matters, expressing concern over the unregulated withdrawal of ground water from Over-exploited, Critical and Semi-critical (OCS) Assessment Units in the country and emphasizing the need for strict regulatory regime by not permitting use of ground water except for drinking purposes where supply of drinking water is not otherwise available, **NOCs for fresh ground water withdrawal shall not be granted to industries, infrastructure units and mining projects located in such areas, except for drinking, domestic uses and for green belts till further orders.**

Digitally signed by
 NANDAKUMARAN P
 Date: 2019.03.01 11:15:36
 +05'30'

(Dr. P. Nandakumaran)

Member(CGWA)

3

Items Nos 1 to 11

Court No. 3

BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Original Application No. 176/2015
(M.A. No. 1332/2015)

&

Original Application No. 59/2012
(M.A. No. 34/2016 & M.A. No. 190/2016)

&

Original Application No. 108/2013
(M.A. No. 489/2015)

&

Original Application No. 179/2013
(M.A. No. 866/2014 & M.A. NO. 644/2015)

&

Appeal No. 67/2015
(M.A. No. 652/2015)

And

Original Application No. 484/2015
(M.A. No. 155/2017, M.A. No. 567/2017
& M.A. No. 927/2017)

And

Original Application No. 327/2018
(M. A. No. 1282/2018)

And

Original Application No. 115/2017
(M.A. No. 442/2017)

And

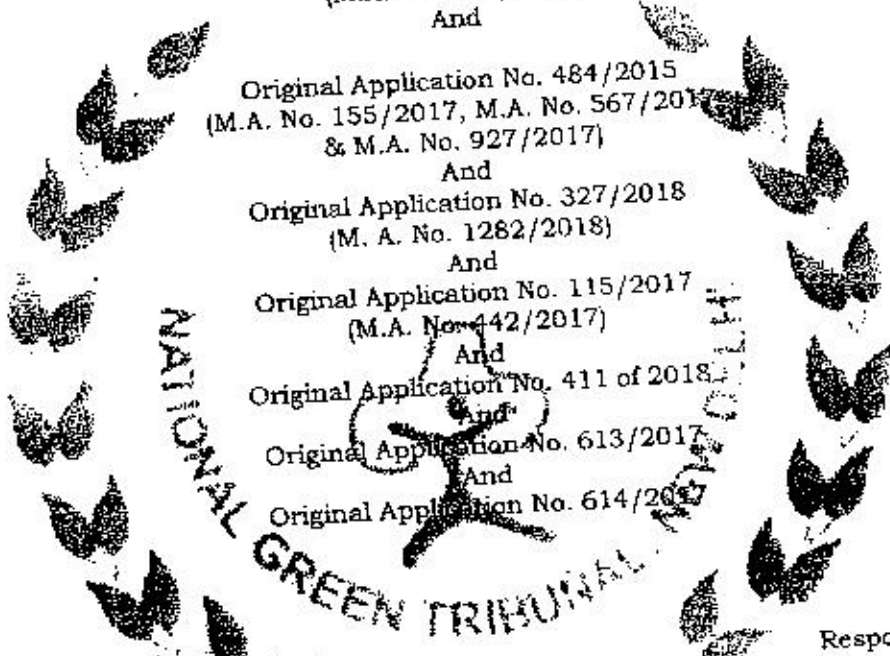
Original Application No. 411 of 2018

And

Original Application No. 613/2017

And

Original Application No. 614/2017



Shamsh Singh

Versus

Hotel Holiday Regency, Moradabad & Ors.
With

Respondent(s)

Applicant(s)

Legal Aid, National Green Tribunal Bar Association

Applicant(s)

Versus

NCT of Delhi & Ors.
With
Raj Hans Bansal

Respondent(s)

Applicant(s)

Versus

Ministry of Water Resources & Ors
With

Respondent(s)

Apex Chambers of Commerce and
Industries of N.C.T. of Delhi & Ors.

Applicant(s)

Versus

Govt. of NCT Delhi & Ors.
With
Vikrant Tonga

Respondent(s)

Applicant(s)

Versus

Union of India & Ors

Respondent(s)

With
Shailesh Singh

Applicant(s)

Hotel The Oberoi Amarvilas & Ors.

Respondent(s)

With
Shailesh Singh

Applicant(s)

Panchsheel Foodtech Pvt. Ltd. & Ors

Respondent(s)

With
Shailesh Singh

Applicant(s)

Central Ground Water Board & Ors.

Respondent(s)

With
M/s A-One Mineral Water Industry

Applicant(s)

Central Ground Water Authority & Ors.

Respondent(s)

With
Mohd. Javed Asghar

Applicant(s)

M/s Upper Ganges Sugar and Industries Ltd.
(Distillery Unit) & Ors.

Respondent(s)

With
Mohd. Javed Asghar

Applicant(s)

State of U.P. & Ors.

Versus

Respondent(s)

Hearing concluded on: 18.12.2018

Order uploaded on: 03.01.2019

CORAM:

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

For Applicant(s):

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Ms. Preeti Singh, Mr. S. Porwal, Mr. Shivam
Jaiswal, Advocates (In O.A. Nos. 176/2015,
484/2015, 327/2018 & 115/2017)
Mr. Amrendra Kumar Dubey, Advocate (O.A.
No. 411/2018)

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No. 179/2013)

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Ms. Ranjana Roy Gawai, Advocate for TPDDL

Ms. Deep Shikha Bharati, Advocate for State
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Mr. Anil Kaur, Ms. Kapil Kaur, Ms. Diksha,
Advocates for Raddisson Blue

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Mrs. Sharmila Upadhyay, Mr. Krishna,

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Ms. Shalini Sati Prasad, Advocate

Ms. Priyanka Swami, Ch. Nounihal Singh,
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Mr. Bipin Kumar, Advocate

Mr. Rachit Mittal, Ms. Tanvi Aggarwal,
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Mr. R. Chandrachud, Mr. Nitin Chukra,

Mr. Karan Sharma, Advocates for Noticee No.
1

Mr. Manish Sharma, Ms. Divyasa, Deepthi

Rajpal, Mr. Ninad Bagra, Advocates for
Noticee No. 2

Mr. Ranvir Singh, Advocate for Noticee No. 3

Mr. Alok Sangwan, Mr. Ram Bhardwaj, Mr.
Sunny Kadiyan, Advocates for Noticee No. 4

Mr. Pinaki Mishra, Senior Advocate with Mr.
Sanjeet, Mr. Utkarsh, Advocates for DLF

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Mr. Dabesh Panda, Mr. Anshuman Ray,
Advocates for Noticee No. 10

M. Salim, Advocate for Noticee No. 11

Mr. Ameya Vikram Mishra, Advocate for
Noticee No. 12

Mr. Raghev Pandey, Advocate for Noticee No.
21

Mr. Karan Chendhiok, Ms. Swati Sethi,
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UPSIDC



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ORDER

1. Ground water conservation which is the issue for consideration in this case, has attained significance on account of fast depletion of ground water in recent years. Fast depletion of ground water is acknowledged in studies. Ground water depletion is serious cause of concern for human well being.

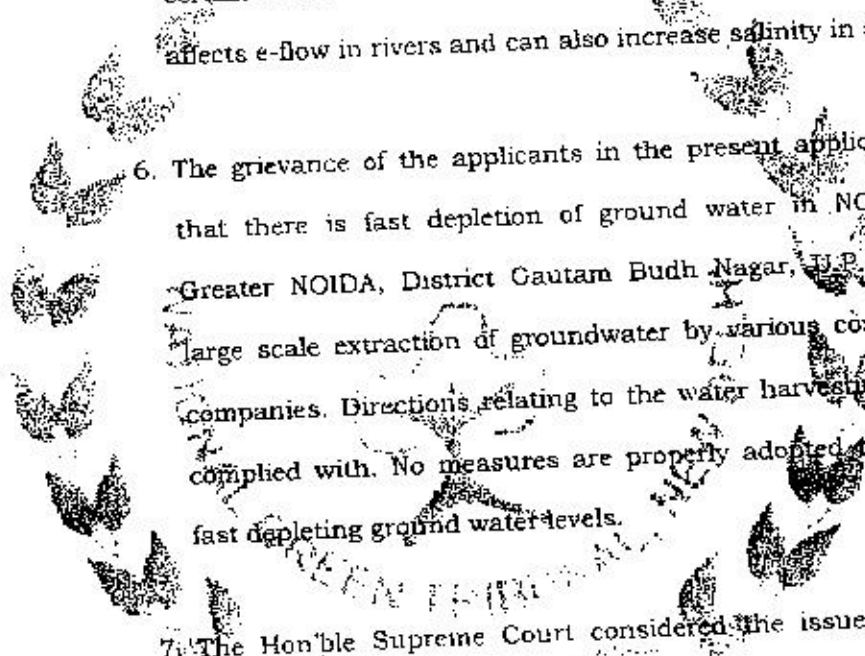
2. As per publication of NITI Ayog, India is placed at 120th amongst 122 countries in water quality index. Most states have achieved less than 50% of the total score in augmentation of groundwater resources, highlighting a growing national crisis. 54% of India's ground water wells are decreasing in levels and 21 major cities across the country are expected to run out of ground water by 2020. Almost none of the States have built the infrastructure required to recharge groundwater in over exploited and critical areas. Several States such as U.P., Bihar, Rajasthan etc. have not put in place any regulatory framework for managing the groundwater. These states produce 20-30% of India's agricultural output and groundwater accounts for 63% of all irrigation water. Therefore, unsustainable extraction in these states also poses a significant food security risk for the country.

3. About 60% of the irrigation needs, 85% of rural drinking water needs and 50% of urban water needs are met through ground water. The CGWB has categorised the areas into the following on the basis of availability of ground water resources:

Safe	(\leq 90%, No decline in water levels)
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Critical	{>70% and ~100%, decline in water levels}
Semi-critical	{<100%, decline in water levels}
Over-exploited	{>100%, decline in water levels}

4. As per another survey, India extracts most ground water. Globally, 25% of total annual global annual water is extracted in India. The extraction level is going up continuously³.
5. Depletion of ground water not only creates crisis for drinking water in absence of inadequate surface water being available in certain areas where there may be drought conditions, but also affects e-flow in rivers and can also increase salinity in soil.
6. The grievance of the applicants in the present applications is that there is fast depletion of ground water in NOIDA and Greater NOIDA, District Gautam Budh Nagar, U.P. There is large scale extraction of groundwater by various construction companies. Directions relating to the water harvesting are not complied with. No measures are properly adopted to stop the fast depleting ground water levels.
7. The Hon'ble Supreme Court considered the issue of ground water conservation and regulation vide the judgement in *M.C Mehta v. Union of India and Ors (1997) 11 SCC 312*. Direction was issued for constitution of Central Ground Water Authority (CGWA) to regulate the subject of conservation of underground water. The said regulatory body was to exercise powers under Section 5 of the Environment (Protection) Act, 1986 to regulate, control and manage drawal of ground water in the country. The main object for the constitution of the Board as an authority was to regulate the indiscriminate boring and withdrawal of



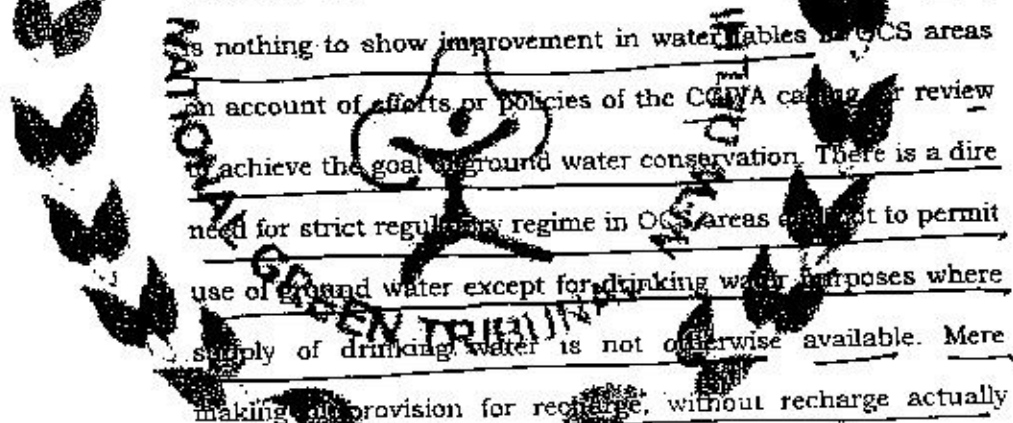
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underground water in the country which was needed urgently. The mandate of the authority was to issue necessary regulatory directions with a view to preserve and protect the underground water resources.

8. Based on survey by CGWA, certain areas have been declared as over exploited, critical and semi-critical areas (OCS). According to the applicants, the Central Ground Water Authority constituted in pursuance of the order of the Hon'ble Supreme Court failed to check the unregulated extraction of ground water for commercial purposes including packaging water, use of ground water by builders and hotels for swimming pool etc.

Overex
Critical
Subcritical

The fact that recharge is not taking place is acknowledged by categorization of OCS areas. In OCS areas, unregulated extraction of ground water further adds to the problem. There is nothing to show improvement in water tables in OCS areas on account of efforts or policies of the CGWA calling for review to achieve the goal of ground water conservation. There is a dire need for strict regulatory regime in OCS areas not to permit use of ground water except for drinking water purposes where supply of drinking water is not otherwise available. Mere making of provision for recharge, without recharge actually happening will not justify grant of any permission for extraction of ground water on such impractical conditions.



10. This Tribunal considered the matter in the last six years on various occasions. It was noted in the order dated 23.04.2015 that ground water level has gone down in NOIDA by 15 mtrs. between 2007-2014. On 26.07.2018, it was noted that even apart from NOIDA, Greater NOIDA, Delhi and NCR, the

situation in OCS region calls for stringent regulation for ground water extraction

11. Reference was made to order dated 28.08.2018 in O.A No. 176/2015. *Shailesh Singh v. Hotel Holiday, Regency Moradabad & Ors.*, directing the Ministry of Water Resource (MoWR), Government of India, in consultation with the Ministry of Environment, Forest and Climate Change (MoEF&CC) and Ministry of Agriculture (MoA), to review the existing mechanism for effective conservation of ground water resources in OCS. It was directed that the policy framework must include monitoring mechanism by way of provision for coercive measures, consistent with the mandate in the judgement of the Hon'ble Supreme Court of India in *M.C Mehta (supra)*.

12. In the said order the Tribunal noted that:

11. Availability of groundwater resources as on 31.03.2009 is on CGWA website. 802 over-exploited units, 159 critical units, 523 semi-critical units have been notified for regulation. Authorised officers have been notified. The guidelines provide that permission to extract groundwater is not given in such areas for any purpose other than the drinking water. The permission is given only if Water Supply Department is not able to supply such water. The NOC is granted subject to conditions laid down in the guidelines. In non-notified areas, NOC is granted for new industries or for expansion, subject to the conditions relating to recycle/re-use.

12. It is further pointed out that as per order of this Tribunal dated 15.04.2015 in the case of '*Krishan Kant Singh Vs. Union of India*', this Tribunal issued directions for fresh guidelines and draft of such guidelines is issued w.e.f. 16.11.2015. As per para 8 of the guidelines, all existing industries who have not obtained NOC would apply to CGWA. In the said guideline it is mentioned that 159 areas have been notified for regulation but more areas can be

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notified periodically. There are 1071 over-exploited units, 217 critical units and 697 semi-critical units. NOC is to be granted for drinking and domestic purposes only in the notified area. In non-notified areas, it is granted for industries, for infrastructure and mining."

13. It was noted that the Environment (Protection) Act, 1986 had an overriding effect as held in *M C Mehta (supra)* and no State Legislation could override the Environment (Protection) Act, 1986. Thus, the mandate of CGWA was to override any State regulatory framework. Doing so was the right of CGWA coupled with the duty for achieving the object of the Environment (Protection) Act, 1986.

14. On 12.11.2018, the matter was further considered. After making reference to the 2012 Guidelines issued by the CGWA and draft guidelines dated 16.11.2015, the Tribunal noted following points:

- i. CGWA was repeatedly disowning its responsibility on the plea that regulation of ground water was a State subject, contrary to the mandate in the judgement of the Hon'ble Supreme Court in *M.C Mehta (Supra)*.
- ii. CGWA was failing to regulate drawal of ground water in OCS on the ground that it had not issued a notification except for some areas, and without such notification, there was no need for regulating extraction of ground water even in OCS.
- iii. Extraction of ground water for commercial purposes was being allowed in OCS just by a mechanical condition that the ground water will be recharged, without ensuring compliance of such condition.
- iv. Underground water was being allowed to be extracted for illegal constructions, bottling plants, swimming pools etc. without any

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impact study on effective steps for rain water harvesting for recharge of the ground water.

v. CGWA was repeatedly taking the plea that charges were being collected for permitting drawal of underground water for commercial purposes in OCS against the Precautionary Principle, Sustainable Development as well as Inter-generational Equity Principles.

vi. Difficulties of agriculturists needed to be addressed in a phased manner by persuading the agriculturists to switch over to less water consuming crops and to consider use of treated sewage water instead of extraction of fresh underground water, wherever viable.

vii. Untreated effluents are not to be discharged into the water.

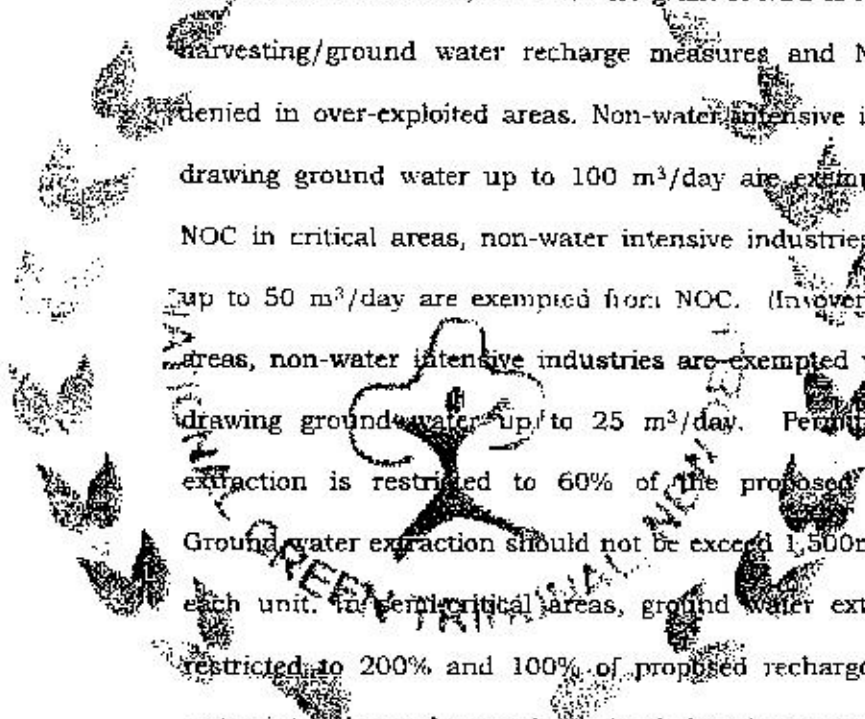
15. Affidavit of Member CGWA, Ministry of Water Resources, has been filed before this Tribunal on 14.12.2018 in compliance of the earlier orders. The affidavit refers to orders dated 22.10.2018, 29.08.2018, 12.11.2018 in O.A.No. 59/2012 in *Vikrant Kumar Tongad vs. Union of India & Ors.*, order dated 28.8.2018 and 26.08.2018 in O.A.No. 176/2015, *Shailesh Singh v. Hotel Holiday Regency Moradabad & Ors.* It further states that utilizable water in India is 1137 BCM which comprises of 690 BCM of surface water and 447 BCM of replenishable ground water resources. In the year 2009, about 2700 BCM of ground water was available in deeper aquifers, below the zone of water level fluctuations. Thus, ground water over exploitation is recommended to be restricted to sustainability of ground water by annual replenishment in order to facilitate long term sustainability of ground water. It is further stated that per year extraction is 253 BCM which is 25% of global ground water extraction. Out of total 6,584

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assessment units, 1,034 fall in over-exploited category (where extraction is more than 100% of recharge), 253 fall in critical category (where extraction is 90-100% of the recharge), 681 fall under semi-critical category (where extraction is 70-100% of the recharge) and 4,520 are under safe category (where extraction is 90% of the recharge). About 90% extraction is for agricultural purposes, 10% for drinking, domestic and industrial purposes. Industrial use is 5%. Model building bye-laws 2016 include the provision of rain water harvesting in all new buildings on plots of 100 sq. mtrs. and above. Entire storm water is to be captured for water harvesting through suitable structures in all public and open spaces of more than 500 sq. mtrs. Buildings having minimum discharge of 10,000 litres and above are required to have waste water recycling system for horticulture purposes. 'Mission Water Conservation' has been introduced by the Ministry of Agriculture, Government of India. Inter-Ministerial Committee has been constituted under the Chairmanship of the Secretary, Ministry of Water Resources, Government of India. The Ministry is also carrying out training programme and Information, Education & Communication (IEC) activities for awareness. The Department of Land Resources is implementing water-shed development projects. Certain States have taken initiatives including Punjab Preservation of Subsoil Water Act, 2009 which ban early sowing of paddy nursery and transplantation of saplings. Maharashtra Groundwater (Development and Management) Act, 2009 prohibits drilling of deep wells within for agriculture or industrial usage, pumping of ground water for deep well of depth of 60 mtrs. or more. The CGWA has issued advisories and it requires taking of NOC for ground water withdrawal but the agriculture section is not subjected to ground water regulation on account of socio-



economic implications. The steps taken by the CGWA include directions for rooftop rain water harvesting systems, ground water recharge measures along the National highways, State national highways, railway tracks, etc., artificial recharge in over-exploited areas, large and medium industries using ground water to take up the ground water conservation measures. CGWA imposes condition while granting NOC for withdrawal of ground water in States/UTs which do not have functional ground water authorities. NOCs are granted online in a user-friendly manner. Industries in safe category are exempted from NOC but in OCS areas, condition for grant of NOC is rain water harvesting/ground water recharge measures and NOCs are denied in over-exploited areas. Non-water intensive industries drawing ground water up to 100 m³/day are exempted from NOC in critical areas, non-water intensive industries drawing up to 50 m³/day are exempted from NOC. In over-exploited areas, non-water intensive industries are exempted which are drawing ground water up to 25 m³/day. Permitted water extraction is restricted to 60% of the proposed recharge. Ground water extraction should not be exceed 1,500m³/day for each unit. In semi-critical areas, ground water extraction is restricted to 200% and 100% of proposed recharge for non-water intensive and water intensive industries respectively. In critical areas, ground water extraction is permitted up to 100% and 50% of proposed recharge for non-water intensive and water intensive industries respectively. In over-exploited areas, ground water extraction is permitted up to 50% of the proposed recharge). Till 2015, existing industries were not required to seek any NOC. In compliance of order of the Tribunal dated 15.04.2015, existing industries were brought within the purview of NOC with effect from 16.11.2015



16. We may now refer to the Notification dated 12.12.2018, issued by the Ministry of Water Resources, River Development and Ganga Rejuvenation under Section 3(3) of the Environment (Protection) Act, 1986. Some of the striking salient features of the notification are as follows:

- i. Exemption of individual households to draw ground water from single dug well/bore well/tube well through delivery pipe of upto 1' diameter and certain other categories, even if there is an existing supply of drinking water.
- i. Beyond the said exemption, ground water withdrawal can be permitted on the basis of NOC where water supply is not adequate subject to certain conditions.
- ii. Infrastructural projects including water supply agencies can be allowed to get NOC and the said industries are in Annexure-VI

i.e.:

Indicative List of Infrastructure projects

Residential apartments
Residential township
Office building
School
College
University
Industrial Area (Drinking use)
SEZ (Drinking use)
Metro Station
Railway Station
Bus Depot
Airport
Seaport
Highway infrastructure
Fire station
Warehouse
Business Plaza
Malls & Multiplex
Hospitals
Nursing Homes
Water Park/ Theme Park/ Amusement Park
Resort
Hotel/ Restaurant/ Food Plaza
Holiday home/ Guest house
Banquet Hall/ Marriage Gardens
IT Complex
Logistics & Cargo
Tubs
Scale Centre

- iii. Other industries can be granted NOC through energized means including industrial mining/infrastructure projects, industries mining projects and infrastructure projects requiring dewatering or use of ground water for construction.

17. Relevant provisions in the impugned notification are quoted for ready reference:-

2.1 Exemption

1. The following categories of users shall be exempted from obtaining NOC for ground water abstraction:
 - (i) All users drawing/proposing to draw ground water through non-energized means (bucket & rope, hand pump, mhoie etc.)
 - (ii) Individual households drawing/proposing to draw ground water from a single dug well/ bore well/ tube well through delivery pipe of upto 1" diameter.
- XX.....XX.....XX

2.2.1 Individual households:

Individual houses drawing/proposing to draw ground water through more than one functional bore well/ tube well / dug well or drawing ground water through delivery pipe of more than 1" diameter from a single ground water abstraction structure shall be required to seek NOC for ground water withdrawal under this category.

XX.....XX.....XX

2.2.2 Infrastructure projects /industries/ mining projects / public water supply agencies / others requiring water only for drinking & domestic use

An indicative list of infrastructure projects to be considered under this category is given in Annexure VI. NOC for ground water withdrawal for drinking and domestic purpose only for infrastructure projects/ industry/ mining projects/ water supply agencies / others.

XX.....XX.....XX

2.3 Industrial /Mining/ Infrastructure projects

All industries / mining / infrastructure projects, whether existing / new/ under expansion and drawing/ proposing to draw ground water through energized means shall need to obtain NOC for ground water withdrawal from Central Ground Water Authority.

XX.....XX.....XX

3.1 Industries

NOC to industries shall be granted only for such cases where government agencies are not able to supply the desired quantity of water
XX.....XX.....XX

2.3.2 Mining Projects

All existing as well as new mining projects need to obtain NOC for mine dewatering and / or ground water withdrawal through wells, if any, from Central Ground Water Authority.
XX.....XX.....XX

2.3.3 Infrastructure projects requiring dewatering or use of ground water for construction

New infrastructure projects/ residential buildings may require dewatering during construction activity and/or use ground water for construction. In both cases, applicants shall seek NOC from CGWA before commencement of work.
XX.....XX.....XX

2.4 Agricultural Sector

Agriculture sector is the backbone of the Indian economy. Since livelihood of farmers is dependent on agriculture, they shall be exempted from obtaining NOC for ground water withdrawal from the CGWA. Concerned State Departments (Agriculture / Irrigation / Water Resources) shall be required to undertake suitable demand and supply side measures to ensure sustainability of ground water sources.
XX.....XX.....XX

2.5 Abstraction of Saline/ contaminated ground water

Abstraction of saline/ contaminated ground water for use by industries dewatering by infrastructure / mining projects including those located in over-exploited areas would be encouraged.
XX.....XX.....XX

2.6 Water Conservation Fee (WCF)

.....all ground users would have to pay WCF based on quantum of ground water extraction as per details given below.
XX.....XX.....XX

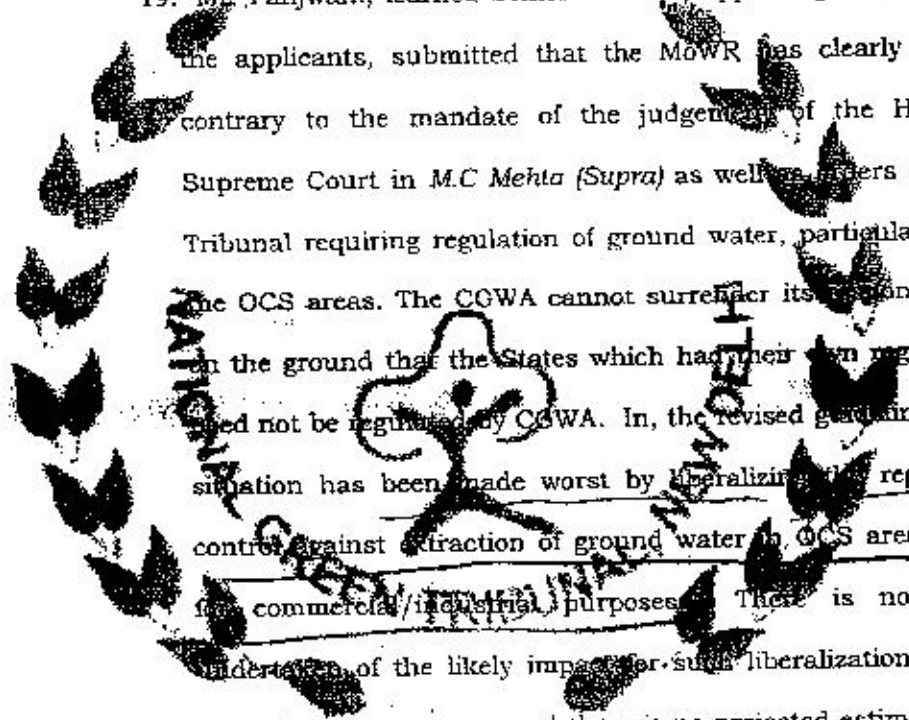
- I. Drinking & Domestic use
 - II. Packaged drinking water units drawing more than 50 m³ per day/ soft drinks/ breweries/ distilleries
 - III. Packaged Drinking Water units (drawing less than 50 m³ per day) and other industries
 - IV. Mining / infrastructure dewatering projects
- XX.....XX.....XX

5. Delegation of powers to monitor compliance of NOC conditions

Central Ground Water Authority has appointed the District Magistrate/ District Collector / Sub Divisional Magistrates of each Revenue District and Regional Directors of CGWA through Public Notice as Authorized officers, who have been delegated the power to monitor compliance, check violations and seal illegal wells, launch prosecution against offenders etc. including grievance redressal related to ground water. In cases of violation such as illegal ground water withdrawal, the District Magistrate/ District Collector/ Sub Divisional Magistrate, subject to his/her satisfaction, shall ensure discontinuation of the same by the seizure of drilling rig, sealing of tube well/ bore well if so constructed and also disconnection of electricity supply to the energised well."

18. We have heard the learned Counsel for the parties.

19. Mr. Panjwani, learned Senior Counsel, appearing for some of the applicants, submitted that the MoWR has clearly acted contrary to the mandate of the judgement of the Hon'ble Supreme Court in *M.C Mehta (Supra)* as well as orders of this Tribunal requiring regulation of ground water, particularly for the OCS areas. The CGWA cannot surrender its responsibility on the ground that the States which had their own regulation need not be regulated by CGWA. In the revised guidelines, the situation has been made worse by liberalizing the regime of control against extraction of ground water in OCS areas even for commercial/industrial purposes. There is no study undertaken of the likely impact of such liberalization on the ground water resources and there is no projected estimation as to how the revised policy will result in better conservation of ground water which is necessary for compliance of the Precautionary Principle, Sustainable Development Principle as well as Inter-generational Equity Principles. It seems that the revised policy is a sort of knee jerk reaction in response to observations of this Tribunal. It appears that MoWR has not undertaken any strength, weakness, opportunities and threats (SWOT) analysis to ascertain the weaknesses of old policy and



the threat scenarios it offers. It is silent on robust institutional mechanism on surveillance and monitoring, or its proper implementation. It rather abdicates its authority in form of delegation to field units without any checks and balances to regulate ground water extraction, on scientific lines and environmentally sustainable manner. Despite stating that the guidelines shall be applicable Pan-India, the notification does not cover the States of Kerala, Karnataka, Andhra Pradesh, Telangana, West Bengal, Arunachal Pradesh, Himachal Pradesh, Jammu & Kashmir and the UT of Delhi. The serious flaws pointed out are:

- i. Liberally permitting extraction of ground water and justifying the same on the plea that charges have been prescribed even in OCS areas for commercial/industrial purposes.
- ii. Liberally permitting extraction of ground water on the ground that condition was imposed for rain water harvesting without any data of effective compliance of such conditions or even possibility of this being done.
- iii. Having exempted categories in OCS areas for purposes other than drinking water, including swimming pools, commercial and industrial uses. Reference has been made to the statistics to show deteriorating status of conservation of water and crises of access to water being available to the common man, as well as its requirement for ensuring e-flow in the rivers.

20. It is clear from the above that, rather than laying down stricter norms for extraction of ground water for commercial purposes and putting in place a robust institutional mechanism for surveillance and monitoring, extraction of ground water has been liberalized adding to the crisis unmitigated of the ground situation and likely impact it will have on environment. No data

has been furnished to justify the policy reversal by way of uncontrolled liberalized drawal of groundwater in OCS areas-

21. The provisions of the impugned notification show that drawal of ground water has been, for all practical purposes, made unregulated in all areas, including the OCS areas.

22. The so called regulation is illusory. The so called conditions are incapable of meaningful monitoring, as shown by past experience also

23. The water conservation fee virtually gives licence to harness ground water to any extent even in OCS areas.

24. There is no insutitional mechanism to monitor removal and replenishment of ground water.

Delegation provision is virtual abdication of authority.

26. There is no check on injection of pollutants in the ground water in the impugned notification. There is no provision with regard to check on water quality and its remediation, if there is contamination.

27. We are satisfied that the Notification dated 12.12.2018 tested on the Precautionary Principle, Sustainable Development as well as Inter-generational Equity Principles is not sustainable in law and instead of conservation of ground water which is necessary for providing access to drinking water in OCS areas, as well also other needs of environment, including sustenance of rivers and other water bodies, it will result in fast depletion of ground water and damage to water bodies and will be destructive of the fundamental right to life under Article 21 of the Constitution of India.

28. Accordingly, the impugned Notification may not be given effect to in view of serious shortcomings as pointed above so that an

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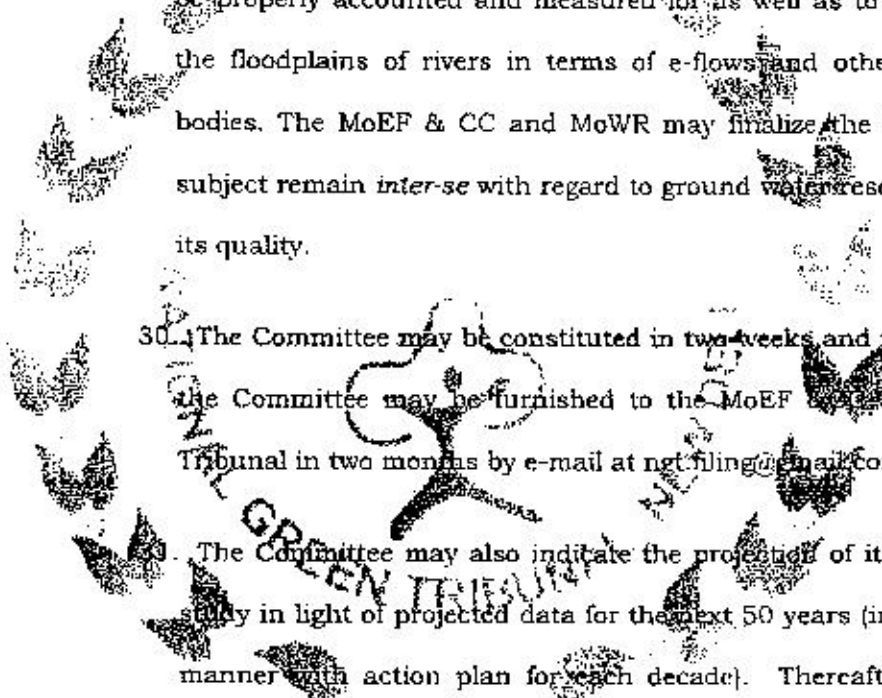
appropriate mechanism, can be introduced consistent with the needs of environment

29. The MoEF&CC is directed to constitute an Expert Committee by including representatives from IIT Delhi, IIT Roorkee, IIM Ahmedabad, CPCB, NITI Ayog and any other concerned agency or department to examine the issue of appropriate policy for conservation of ground water with a robust institutional mechanism for surveillance and monitoring with a view to enhance access to ground water for drinking purposes in OCS areas by way of appropriate replenishment practices which can be properly accounted and measured for as well as to sustain the floodplains of rivers in terms of e-flows and other water bodies. The MoEF & CC and MoWR may finalize the issue of subject remain *inter-se* with regard to ground water reserve and its quality.

30. The Committee may be constituted in two weeks and report of the Committee may be furnished to the MoEF and this Tribunal in two months by e-mail at nct.filing@gmail.com.

31. The Committee may also indicate the projection of its impact study in light of projected data for the next 50 years (in phased manner with action plan for each decade). Thereafter, fresh guidelines be issued by the concerned Ministry and the report furnished to the Tribunal on or before 30.04.2019.

32. The CPCB may constitute a mechanism to deal with individual cases of violations of norms, as existed prior to Notification of 12.12.2018, to determine the environment compensation to be recovered or other coercive measures to be taken, including prosecution, for past illegal extraction of ground water, as per



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law. All the matters relating to illegal extraction of ground water by individuals are disposed of with these directions.

33. The Expert Committee report, the new policy and challenge to orders of authorities, if any, will be considered on the next date.

for

The matter be put up for above consideration in the first week of May, 2019.

Adarsh Kumar Goel, CP

S.P. Wangdi, JM

K. Ramakrishnan, JM

Dr. Nagesh Nanda, EM

January 03, 2019
Original Application No. 176/2015
(M.A. No. 1332/2015) and other connected matters
AK

GREEN TRIBUNAL, NEW DELHI