

Agenda for 133rd meeting of Unit Approval Committee for Dahej SEZ to be held on Thursday, 25th September, 2025 at 12:30 PM through hybrid mode (Webex Video Conferencing & Physical at Dahej SEZ) under the Chairpersonship of Shri Anupam Kumar, ITS, Development Commissioner, Dahej SEZ.

Ratification of Minutes of 131st & 132nd UAC Meeting.

133.1 Fresh Cases for Dahej -SEZ: - NIL

133.2 Deferred cases for Dahej -SEZ: - NIL

133.3 Other cases for Dahej - SEZ: - Five

Sr. No.	Name of Applicant/Unit	Proposal/Request
1.	M/s Meghna Colour Chem Pvt Ltd., Dahej SEZ	Cancellation of LoA.
2.	M/s Agro Life Science Corporation, Dahej SEZ	Cancellation of LoA.
3.	M/s Fame Biofuels Pvt Ltd., Dahej SEZ	Cancellation of LoA.
4.	M/s Shiva Pharmachem Limited, Dahej SEZ	Request for transfer of assets of M/s Neesa Infrastructure Limited to M/s Shiva Pharmachem Limited.
5.	Dahej SEZ Units	Monitoring of SEZ Entities

Item No. 133.03.01

**M/s Meghna Colour Chem Pvt Ltd
Cancellation of LoA**

Letter of Approval No. Dahej-SEZ/II/001/2023-24 dated 21.09.2023 was issued to M/s Meghna Colour Chem Pvt Ltd. It was observed that Letter of Approval (LoA) issued to the firm had expired on 21.09.2024. DC office vide letter dated 29.05.2025 had requested the firm to submit the reasons for not applying for extension of LoA.

The firm vide email dated 25.06.2025 had requested this office for cancellation of LoA. The firm had stated that “Due to dynamic changes in the international market, we have been compelled to reassess our business strategy and decide not to proceed with the project. We would like to bring to your notice that we have not taken physical possession of the said plot and we haven’t executed agreement as well as acceptance letter. Due to uncertainty of global market in chemical sector, we are not in position to invest in SEZ. We request that you consider our application for cancellation of LoA and take necessary action”.

The case was placed before the 130th UAC Meeting held on 21.07.2025, wherein the committee had unanimously approved the proposal subject to submission of No Dues Certificate of the Specified Officer, Dahej SEZ (As per Rule 74 of SEZ Rules, 2006), Indemnity Bond from the unit stating that they will abide by the applicable provisions of the SEZ Act, 2005 and SEZ Rules, 2006.

DC office vide email dated 06.08.2025 had requested the firm to submit No Dues Certificate from the Specified Officer, Dahej SEZ, the Developer, Dahej SEZ Ltd and Indemnity bond.

The firm vide email dated 03.09.2025 has requested to issue the NDC and the contents of the email are placed below: -

This is a gentle reminder regarding our request for a No Dues Certificate for Plot No. Z/85/2/A2 previously read as Z/85/2/A and LOA DSL/ALT/PLT/MEGHNACOLLOUR/2023/1534/534. We are again requesting you to kindly release the NOC as we have not taken any physical possession of the land nor we have executed the with any agreement from DSL.

The firm is facing difficulty in getting NDC or NOC from the concerned authorities.

Hence, the case is again placed before the Approval Committee for consideration and suitable decision.

Item No. 133.03.02

M/s Agro Life Science Corporation.
Cancellation of LoA

Letter of Approval No. Dahej-SEZ/II/029/2021-22 dated 22.09.2021 was issued to M/s Agro Life Science Corporation. It was observed that Letter of Approval (LoA) issued to the firm had expired on 22.09.2022.

DC office vide letter dated 19.11.2024 had requested the firm to inform this office about the reasons for non-submission of application for extension of LoA. The firm was given an opportunity of personal hearing before the Development Commissioner, Dahej SEZ and requested to submit the reply within a period of 15 days on receipt of the letter, but till date this office has not received any communication from the firm.

The SO, Dahej SEZ vide their letter dated 21.03.2025 had submitted the verification report and informed that during the verification of the site, it was found that there was no any construction or any boundary or any security person available at the site and also attached the photographs.

The case was placed before the 128th UAC Meeting held on 24.03.2025. Reasonable opportunity of being heard was accorded before the 128th UAC held on 24.03.2025. After discussion, the Committee unanimously recommended the

Development Commissioner, Dahej SEZ to initiate process for action as specified in SEZ Rules, 2006/SEZ Act, 2005 and take decision as appropriate.

The case of the firm was once again placed before the 129th UAC Meeting held on 14.05.2025, wherein the UAC had desired that seven working day's time frame may be provided to the firm for seeking their reply regarding non-submission of application for extension of LoA and if the unit fails to submit their reply within the stipulated time, then appropriate action may be initiated against the firm.

DC office vide letter dated 30.06.2025 had again requested the firm to inform this office about the reasons for non-submission of application for extension of LoA within 07 working days of receipt of this communication. If no response is received within the stipulated time, then this office may consider to take a suitable course of action.

The firm vide letter dated 02.07.2025 had requested for renewal of LoA, but the firm has not submitted the justification for non-submission of extension of LoA request within the stipulated time, their future business plan, approvals taken from various authorities, timeline for commencement of operations, activities undertaken during the period and detailed proposal for project completion to the DC office.

The SO, Dahej SEZ vide letter dated 11.07.2025 had stated that there are no confirmed/unconfirmed demands or duty liability pending against the unit.

Hence, the case is again placed before the Approval Committee for consideration and suitable decision.

Item No. 133.03.03

M/s Fame Biofuels Pvt Ltd
Cancellation of LoA

Letter of Approval No. Dahej-SEZ/II/002/2022-23 dated 22.06.2022 was issued to M/s Fame Bio Fuels Private Limited. It was observed that Letter of Approval (LoA) issued to the firm had expired on 22.06.2023.

The case was placed before the 128th UAC Meeting held on 24.03.2025 wherein the committee had unanimously recommended the Development Commissioner, Dahej SEZ to initiate process for action as specified in SEZ Rules, 2006/SEZ Act, 2005 and take decision as appropriate. Reasonable opportunity of being heard was accorded by the 128th UAC held on 24.03.2025.

The firm vide email dated 06.05.2025 had requested DC office for cancellation of LoA. The firm had stated that "they have one unit at Jodhpur, Rajasthan. They had opted permission from Dahej SEZ and DC to export only. During past 2 years, due to effort and the policy by Union Govt. of India, the entire biodiesel industry is developing very rapidly. They informed that they are seeing a change in the scenario as these OMC's tenders are coming regularly since past 2 years for the procurement

of biodiesel and looking at the current scenario, they requested to withdraw/cancel their LoA”.

The case of the firm was once again placed before the 129th UAC Meeting held on 14.05.2025 wherein the UAC unanimously recommended the Development Commissioner, Dahej SEZ to initiate action for cancellation of LoA as per the request of the firm.

DC office vide email dated 22.07.2025 had requested the firm to submit No Dues Certificate of the Specified Officer, Dahej SEZ and the Developer, Dahej SEZ Ltd, indemnity bond and online application for cancellation of LoA.

The SO, Dahej SEZ vide letter dated 11.07.2025 had stated that there are no confirmed/unconfirmed demands or duty liability pending against the unit.

Hence, the case is again placed before the Approval Committee for consideration and suitable decision.

Item No. 133.03.04

M/s Shiva Pharmachem Limited

Request for transfer of assets of M/s Neesa Infrastructure Limited to M/s Shiva Pharmachem Limited

M/s Shiva Pharmachem Limited was issued Letter of Approval No. Dahej-SEZ/II/4/Shivapharmachem/2010-11 dated 04.10.2010 to manufacture and export items under various HS Codes falling under chapter 28 & 29. The unit had commenced commercial production w.e.f. 16.12.2014.

M/s Shiva Pharmachem Limited vide email dated 01.09.2025 has requested DC office and the CEO, DSL to transfer the lease hold of Plot No. Z-88/2 and Z-88/3, Dahej SEZ I, in favour of them and the corresponding execution of necessary changes in the lease deed.

The firm had stated that M/s Neesa Infrastructure Limited has been acquired by them as a going concern under the liquidation process conducted by the Liquidator, Mr. Jigar Bhatt, in terms of the Insolvency and Bankruptcy Code, 2016. The acquisition has been duly recorded in the Certificate of Sale dated 15.04.2025, and all claims of creditors stand satisfied through distribution of liquidation proceeds in accordance with Section 53 of the IBC.

The firm vide email dated 01.09.2025 had informed the communications previously made by the Liquidator to DC office vide email dated 01st August 2025, wherein it was already intimated that:

“The leasehold rights of the above-mentioned plots form part of the going concern assets acquired by Shiva Pharmachem Limited. All historical liabilities, charges, and dues of M/s Neesa Infrastructure Limited stand extinguished under

Section 32A of the IBC, as upheld by the Hon'ble Supreme Court; and necessary updates in records are to be affected to reflect M/s Shiva Pharmachem Limited as the lawful lessee".

The firm vide email dated 01.09.2025 had requested to initiate and complete the process of recording the transfer of leasehold rights in their favour and to execute the revised lease deed. They also confirm their willingness to pay the applicable transfer fees to DSL in this regard, subject to its formal crystallization. Considering business requirements and the significant value of committed investment, the firm had requested to early action and cooperation in this matter.

M/s Shiva Pharmachem Limited informed that as far as the dues payable to DSL by M/s Neesa Infrastructure Limited are concerned, the provisions of the IBC, 2016 clearly stipulate that if a creditor does not submit a fresh claim in response to the public announcement issued under Regulation 12(2) of the IBBI (Liquidation Process) Regulations, 2016, the claims already admitted during the Corporate Insolvency Resolution Process (CIRP) shall be continued in the liquidation proceedings.

Relevant rule position applicable in the instant case is placed below: -

74A. Transfer of Assets by Special Economic Zone Units upon their exit. -

The Unit may opt out of Special Economic Zone by transferring its assets and liabilities to another person by way of transfer of ownership including sale of Special Economic Zone units subject to the following conditions: -

(i) the Unit has held a valid Letter of Approval as well as lease of land [or Standard Design Factory] for not less than a period of five years on the date of transfer;

(ii) the unit has been operational for a minimum period of two years after the commencement of production as on the date of transfer;

(iii) such sale or transfer transactions shall be subject to the approval of the Approval Committee;

(iv) the transferee fulfills all eligibility criteria applicable to a Unit; and

(v) the applicable duties and liabilities, if any, as calculated under rule 74, as well as export obligations of the transferor Unit, if any, shall stand transferred to the transferee Unit which shall be under obligation to discharge the same on the same terms and conditions as the transferor Unit.

Hence, the case is placed before the Approval Committee for consideration and suitable decision.

Item No. 133.03.05

Dahej SEZ Units

Monitoring of SEZ Entities by the UAC

It has come to the notice of DC office that some of the units are following a lackadaisical & casual approach while submitting the application for Renewal of LoA and APR to DC office. Further, it has also come to the notice of DC Office that

several units have not executed Registered Lease Deed with the Developer and some units have not submitted the copy of Registered Lease Deed to the DC office.

Sub-Section 14(1)(f) of the SEZ Act, 2005, inter alia, empowers the UAC to **monitor and supervise compliance of conditions subject to which the letter of approval or permission, if any, has been granted to the Developer or entrepreneur.**

Hence, the UAC may decide preventive measures required to be taken to ensure compliances from the units with respect to submission of Registered Lease Deed, APR and application for Renewal/Extension of LoA.

.....

Supplementary Agenda for 133rd meeting of Unit Approval Committee for Dahej SEZ to be held on Thursday, 25th September, 2025 at 12:30 PM through hybrid mode (Webex Video Conferencing & Physical at Dahej SEZ) under the Chairpersonship of Shri Anupam Kumar, ITS, Development Commissioner, Dahej SEZ.

Ratification of Minutes of 131st & 132nd UAC Meeting.

133.2 Deferred cases for Dahej -SEZ: - One

Sr. No.	Name of Applicant/Unit	Proposal/Request
1.	M/s Arham Biochem Private Limited, Dahej SEZ	Request for change of name/transfer of land in favor of M/s Kumar Organic Products Limited.

Item No. 133.02

Deferred cases for Dahej -SEZ: -One

Item No. 133.02.01

M/s Arham Biochem Private Limited

Request for change of name/transfer of land in favor of M/s Kumar Organic Products Limited

M/s Arham Biochem Private Limited (has a valid letter of approval i.e. up to 28.03.2026) vide letter dated 04.04.2025 had requested this office for change of name/transfer of land in favor of M/s Kumar Organic Products Limited. The firm had requested for exit of their unit (Plot No. Z/43 & Z/44) from Dahej SEZ by transferring of assets/ land under the relevant Rule of SEZ. The firm had submitted list of Directors of M/s Kumar Organic Products Limited, Details for amendment/transfer of LoA and Products List. The firm has stated that they will have projected investment of Rs. 3000 Lakhs, Nil import projection for capital goods, Rs. 217 Crore projection for import of raw materials etc., employment projection is 200 persons, FOB value for export is Rs. 775 Crore, Foreign Exchange outgo is Rs. 217 Crore and NFE is Rs. 558 Crores.

This office vide letter dated 19.11.2024 had requested the firm to submit the revised/amended Registered Lease Deed to this office. But till date, the firm had not submitted the same to this office.

M/s DSL vide letter dated 28.02.2025 had requested the firm to make payment of Rs. 96,61,829 as Transfer fee to DSL for change of name of the firm from M/s Bitumode International Private Limited to M/s Arham Biochem Private Limited. The firm has briefed the committee that they have paid the transfer fee to the Developer.

The Developers representative have informed the committee that the firm has to amend the Registered Lease Deed in the name of M/s Arham Biochem Private Limited, since the name of the firm has been changed.

Rule 74A of the SEZ rules, 2006 provides for manner of transfer of assets and liabilities upon exit from one unit to another and the rule position is reproduced below: -

Transfer of Assets by Special Economic Zone Units upon their exit. - The Unit

may opt out of Special Economic Zone by transferring its assets and liabilities to another person by way of transfer of ownership including sale of Special Economic Zone units subject to the following conditions: -

- (i) the Unit has held a valid Letter of Approval as well as lease of land for not less than a period of five years on the date of transfer;*
- (ii) the unit has been operational for a minimum period of two years after the commencement of production as on the date of transfer;*
- (iii) such sale or transfer transactions shall be subject to the approval of the Approval Committee;*
- (iv) the transferee fulfils all eligibility criteria applicable to a Unit; and*
- (v) the applicable duties and liabilities, if any, as calculated under rule 74, as well as export obligations of the transferor Unit, if any, shall stand transferred to the transferee Unit which shall be under obligation to discharge the same on the same terms and conditions as the transferor Unit.*

The 131st Approval Committee after detailed discussion unanimously decided to grant in principle approval for transfer of assets and exit to M/s Arham Biochem Private Limited as per Instruction No. 108. Accordingly, M/s Arham Biochem Private Limited has been directed to submit the following documents: -

1. Submit a copy of Registered Lease Deed to the DC Office within 20days (As per Rule 74-A of the SEZ Rules, 2006)
2. No Dues certificate from the DC office. In this regard, a Shipping Bill-wise statement of export from 2022-23 to 2024-25 duly certified by the Chartered Accountant to verify that they have maintained positive NFE, since the firm has opted for exit from the SEZ (As per Rule 74 of SEZ Rules, 2006).
3. No Dues certificate from the Specified Officer. (As per Rule 74-A of SEZ Rules, 2006). The exiting Unit can remove all existing material to DTA on payment of duties/taxes as assessed by the Specified Officer. The said goods can also be given to the incoming Unit as inter-unit transfer. The existing procedure for exit shall be followed.
4. NOC from the department concerned (in case of pending litigation / cases)
5. No Dues certificate from concerned authorities for water as well as charges payable for other utilities.
6. An affidavit signed by the proprietor/MD/partners/authorized personnel, as the case may be to the effect that labour dues in respect of existing employees have been cleared.
7. An affidavit signed by the proprietor/MD/partners/authorized personnel, as the case may be to the effect that incoming Unit shall be liable for payment of labour dues, if any, determined at a future date, by concerned authority or court.
8. A Legal Undertaking in Form L as stipulated in SEZ Rules, 2006.

All these documents will be scrutinized and if satisfied, an “Exit Order” will be issued by the DC office to M/s Arham Biochem Private Limited.

Subsequent to Exit of M/s Arham Biochem Private Limited, M/s Kumar Organic Products Limited shall submit a detailed proposal and justification for use of additional space to the DC Office. After due verification, the DC office will issue an approval letter for use of the additional space.

The firm vide letter dated 24.09.2025 has requested DC office to issue a Letter of Approval in favour of M/s Kumar Organic Products Limited and the contents of the letter are placed below: -

“With reference to the subject and matters cited above, we wish to submit the following for your kind consideration:

1. As per the directives and decision of the 131st UAC meeting, we are pursuing the execution of the sublease deed with the Developer.

- The NoC from SO will be submitted by today or latest by tomorrow, as confirmed by them.

- o The draft sub-lease deed was shared by DSL on 20.08.2025 with instructions to proceed, but subsequently revoked by them on 26.08.2025, citing the requirement of submitting a plant layout in our name.

2. We respectfully submit that there is no change in the original plant layout already approved by the Authority under GDCR rules, and therefore resubmission is not required. This has been verified after consultation with former SEZ managers, developer's team, and architects.

3. Despite having already paid the transfer fees on 25.03.2025, DSL has not provided clarity and is repeatedly delaying the process. This has caused undue hardship and unnecessary delay in completing the exit formalities.

4. Chronology of facts:

- o The original company name BIPL was changed to ABPL; accordingly, we were liable only for transfer fees, which have already been paid in March 2025.

- The buyer, Kumar Organic Products Ltd. (KOPL), is also willing to pay applicable transfer fees from April 2025 onwards and has already submitted an intimation letter. However, DSL has not responded to date.

O This delay is causing a loss of 3-6 months of project execution, which directly impacts investment, export activity, and revenue generation for SEZ as well as the Government of India.

5. From our side (ABPL), we confirm that all dues and duties related to raw materials, finished goods, and capital goods have been cleared.

In view of the above, we sincerely request your kind intervention and assistance in resolving this matter at the earliest and issuing the Letter of Approval (LoA) in favour of Kumar Organic Products Ltd. This will enable them to commence their project activities, bring in new investment, and generate export revenue for the SEZ and the nation.

Repeatedly delaying process on the name of procedure working in time of EASE OF DOING BUSINESS. We remain committed to extending full cooperation in the process again humbly requesting to do needful for same.

Hence, the case is again placed before the Approval Committee for consideration and suitable decision.

.....