RAJASTHAN STATE INDUSTRIAL DEVELOPMENT AND INVESTMENT CORPORATION LIMITED

MINUTES OF : Infrastructure Development Committee
VENUE : Udyog Bhawan, Jaipur
DATE & TIME : 13th August 2012 at 11.00 A.M.

PRESENT :
Shri Sunil Arora Chairman
Shri Rajhans Upadhyay Commissioner Industries
Dr. Purushottam Agarwal Commissioner (Inv. & NRI)
Shri Yaduvendra Mathur CMD RFC
Shri Naresh Pal Gangwar Secretary Energy
Shri Rajendra Bhanawat Managing Director

Shri D.K. Sharma, Secretary was in attendance. Ms. Aparna Sahai, Financial Advisor, Shri Chetan Deora, Advisor (Infra), Shri M.L. Meena, Addl. Chief Engineer, Shri S.K. Sharma, Sr. RM (P&D) and Shri S.K. Gupta, Sr. RM (P&D) were also present.

Item 1: Confirmation of minutes of the last meeting of the Committee held on 13th June 2012.

Minutes of the last meeting held on 13th June 2012, were confirmed and signed by the Chairman.

Item 2: Action Taken Report on the decisions of the previous meeting of the Committee held on 13th June 2012.

The Committee noted the position. While discussing item No.9 relating to M/s. Gorana Udyog, Jodhpur; the Committee formed a Sub-group of Commissioner Industries, Commissioner (Inv. & NRI) and MD to review the case and give its recommendation in light of the recent representations of the applicant/entrepreneur.

Item 3: Recommendation of the Sub-Group constituted by the IDC regarding change of land use from IT Industry to Non-IT use such as Hotel, etc. at industrial area Kanth Kalwar, Jaipur.

The Committee discussed the agenda and approved the recommendations of the Sub-group dated 6th July 2012 recommending that Industrial Area Kanth Kalwar (Extn.) be reserved only for non-polluting use, i.e. IT, Institutional, Hotel, and no manufacturing activity shall be allowed in this area. It was also decided not to review the present ceiling of 15% of the total scheme area of the industrial area for supportive infrastructure facilities for all other industrial areas.
Item 4: **Recommendation of the Sub-Group constituted by the IDC regarding withdrawal of policy for the restoration of cancelled plot from the rules.**

The Committee discussed the agenda. The Committee observed that cancellation of plots by the unit heads should not be done in arbitrary manner without following uniform procedure/guidelines. It was further observed that the basic emphasis, while deciding cancellation of a plot, should be that the plot should come into production and not be kept for resale etc.

In this background, following decisions were taken:

a) A Sub-group of Commissioner Industries, Commissioner (Inv. & NRI), CMD RFC and MD was formed to frame broad guidelines/procedures/modalities to be followed by the unit head before proposing/issuing order for cancellation of plot.

b) The same Sub-group will also review, examine and give recommendation about the policy for restoration of cancelled plot and allowing instalment facility to pay the allotment price of land.

c) No cancellation of plot shall henceforth be done by the unit head. The unit head will send the case files to HO for seeking approval for cancellation of a plot giving full case history along with his recommendation. An in-house group of Financial Advisor, Advisor (Infra), Additional Chief Engineer and GM (BP) will review each case and give its recommendations to the MD for approval on the merit of case.

d) The aggrieved allottee shall have right to file a review application before MD within 30 days from the date of cancellation and may also file an appeal within 3 months from the date of cancellation before Chairman.

e) Accordingly, the relevant rules stand amended.

Item 5: **Recommendations of the Sub-Group constituted by the IDC regarding de-acquisition of acquired private land measuring 39.1225 hectares for Industrial Area Amberi (Udaipur).**

The consideration of agenda item was deferred.

Item 6: **Issues related to change of land use of allotted industrial plots for hostel at Electronics Complex, Indraprasth Industrial Area, Kota - Recommendation of sub-group.**

The Committee discussed the agenda and advised CMD RFC and MD RIICO to discuss the issue with Principal Secretary (UDH) and communicate to the Committee views of the UDH Department.

Item 7: **Study relating to process of allotment followed by other SIDCs.**

The Committee formed a Sub-group of Commissioner Industries, Secretary Energy and MD RIICO to study the procedure followed by other SIDCs and give its recommendation.
Item 8: **Matter relating to allotment of undeveloped land measuring 32.33 hectare at upcoming industrial area Srinagar, Distt. Ajmer – Recommendations of in-house group.**

The Committee discussed the agenda and approved the recommendations of the In-house Committee recommending that industrial area Srinagar be taken up for development by the Corporation and plots be allotted after developing the area. This area should be kept reserved only for mineral grinding units because no water is available in this area.

Item 9: **Revision in rate of service charges with effect from 1.4.2012.**

The Committee discussed the agenda and accorded:

i) ex-post-facto approval for revision in rate of service charges @ 1% of the prevailing allotment rate of the area on 1\textsuperscript{st} April subject to maximum of Rs.5/- psqm. and a minimum of Rs.1000/- for industrial plot.

ii) approval to charge minimum service charges in respect to commercial and residential plots, as per the existing RIICO Disposal of Land Rules.

Item 10: **Amendments in delegation of powers relating to civil works and matters connecting thereto.**

The Committee discussed the agenda and accorded ex-post-facto approval for amendments in delegation of powers to the officers of the Corporation relating to civil works and matters connecting thereto, as per Annexure-B to the agenda note.

Item 11: (i)**Issuance of Additional Administrative Sanction for development of Chambal Industrial Area, Kota. (ii)**Ex-post-facto approval for Additional Administrative Sanction issued. (iii)**Revision in Delegation of powers of the Managing Director.**

The Committee discussed the agenda and accorded approval:

i) for additional administrative sanction for development works at Chambal Industrial Area, Kota at an estimated cost of Rs.295.89 lacs, as per the cost sheet at Annexure ‘A’ to the agenda note.

ii) ex-post-facto approval for the sanction for additional A.S. already issued in cases of industrial areas at Jhotwara, Bijaynagar, Growth Centre Jhalawar, Kaladera and Bagru (old), with the approval of the Managing Director.

iii) to delegate powers to Managing Director to issue additional administrative sanction upto Rs.5.00 crore for carrying out new/additional development works, in an existing industrial area, which was not part of the original scheme.
Item 12: **Ex-Post-Facto approval for allotment of land to Rajasthan State Beverage Corporation Ltd. (RSBCL) in Agro Food Park, MIA, Alwar for setting up Warehousing and Wholesale Selling Depot, at the reserve rate fixed for auction of the plot.**

The Committee discussed the agenda and accorded ex-post-facto approval for allotment of plot No.F-48 measuring 3930 sqm. at Agro Food Park, MIA, Alwar to Rajasthan State Beverage Corporation Ltd. (RSBCL), for setting up warehousing and wholesale selling depot, at the reserve rate of Rs.1760/- per sqm. as against the prevailing rate of allotment of Rs.1200/- per sqm. for this industrial area by dispensing with the requirement of allotment through auction in saturated industrial areas.

Item 13: **Ex-Post-facto approval of the Assurance Letter given to Continental Engines Ltd., Bhiwadi for allotment of 25 acres land in Bhiwadi region.**

The Committee discussed the agenda and accorded ex-post-facto approval of the Assurance Letter given to Continental Engines Ltd., Bhiwadi for allotment of 25 acres land in Bhiwadi Region, vide letter dated 25.5.2012. The Committee also noted the fact about the request of the cited company for allocating additional 15 acre land and allocating 10 acre land to Santushti Homes Pvt. Ltd., a Bakshi Group company, at I/A Khushkhera (Extn.).

Item 14: **Ex-post-facto approval for allotment of land measuring 15960 sqm. to Badve Engineering Ltd. at industrial area Tapukara on preferential basis at prevailing rate of allotment of the industrial area.**

The Committee discussed the agenda and accorded ex-post-facto approval for allotment of plot No.SPL-6 measuring 15960 sqm. (approx.) at industrial area Tapukara at the prevailing rate of allotment of the industrial area i.e. Rs.3600/- per sqm. without large size plot rebate, on preferential basis dispensing with the provisions of Rule 3(W) and relaxing the general provision of allotment of plot through auction in saturated industrial area.

The Committee also approved rejection of the pending application of Rdevis Engineers Pvt. Ltd. for allotment of the same plot as no vacant plot of the requisite size is available in this area.

Item 15: **Review of the decision taken by the IDC regarding reservation of industrial land in favour of the applicants before opening of the industrial area for allotment.**

The Committee discussed the agenda. After detailed discussions, the Committee partially reviewed its earlier decisions regarding reservation of industrial land and took following decisions:

a) The Reservation Letter may be issued for projects envisaging minimum fixed capital investment of Rs.50.00 crores irrespective of type of industry. Therefore, the reference to the IT industry having minimum fixed capital
investment of Rs.5.00 crore with a minimum employment generation of 1000 persons be deleted from the decision of item 27 of IDC meeting dated 13.6.2012.

b) The advertisement is to be issued in one National Daily and one State Daily newspaper about areas for which applications for reservation would be received.

c) It may be clarified in the Reservation Letter that final rate of allotment of land shall be decided at the time of allotment and the 10% keenness money deposited by them is provisional and shall be adjusted against the final cost of land.

d) Validation of the presumptions of the application about the land requirement, likely investment in the proposed project, suitability of the proposed project in the area concerned etc. be done in-house and the cases be placed before the IDC for approving issuance of Letter of Reservation.

e) Allotment of land be made to Nagad Narayan Agro Foods Pvt. Ltd. at industrial area Karni (Extn.), Bikaner, at the prevailing rate of allotment with all eligible rebate, even before opening of the industrial area, by reviewing its earlier decision taken in its meeting held on 13.6.2012 vide item 27.

f) Preferential allotment of land may also be made to Sethia Foods Pvt. Ltd. and J.K. Ceramics Pvt. Ltd., at industrial area Karni (Extn.), Bikaner, by the Managing Director, at the prevailing rate of allotment with all eligible rebate, if their cases are otherwise considered eligible for preferential allotment under rule 3(W). This has been done by reviewing its earlier decision taken in its meeting held on 13.6.2012 vide item 27.

Item 16: Case of M/s. Karam Bhoomi Estates, Jaipur for execution of Lease Deed of allotted land measuring 13 acres at Industrial Area, Akera Doongar, Jaipur.

The Committee discussed the agenda and formed a Sub-group of Commissioner Industries, CMD RFC and MD RIICO to examine the issue in light of opinion of Advocate General Rajasthan and give its recommendations.

Item 17: Permitting modern warehousing set ups in an industrial plot – besides the conventional warehousing.

The Committee discussed the agenda. As the issue needs closure examination, the Committee formed a Sub-group of Commissioner Industries, CMD RFC and MD RIICO to examine the issue and give its recommendations. Till the issue is decided, the notices issued by the Corporation to whom permission has been given by the Corporation for using/allowing their premises for the commercial warehousing, be immediately stayed.
Item 18: Clarification regarding permitting a ‘Hotel’ on allotted industrial/institutional plot with respect to ceiling of 15% non-industrial use in an industrial area.

The Committee discussed the agenda and observed that hotel has now been classified as industry by the Corporation, therefore, hotels may not be considered to be a supportive services as defined in Rajasthan Industrial Area Allotment Rules, 1959. In view of above, the Committee recommended to refer the matter to the State Government, in Revenue Department, to consider excluding hotel from the definition of supportive services.


The Committee discussed the agenda and accorded approval for allotment of 500 sqm. land @ Rs.1/- per sqm. to Brij Audhoyogik Sangh at Brij Industrial Area, Bharatpur for construction of Association Building, in view of the fact that the Association is located at Divisional Headquarter. The Committee however did not amend the existing rule.

Item 20: Issuance of Additional Administrative Sanction for development of Matsya Industrial Area, Alwar.

The Committee discussed the agenda and accorded approval for issuance of additional administrative sanction for development of Matsya Industrial Area, Alwar, at an estimated cost of Rs.1343.00 lacs, as per the cost sheet at Annexure ‘A’ to the agenda notes.

Item 21: Revision in Administrative Sanction for development of Growth Centre, Hamirgarh (Bhilwara).

The Committee discussed the agenda and accorded approval to:

i) revised administrative sanction for development of Growth Centre, Hamirgarh at an estimated cost of Rs.7399.89 lacs, as per Annexure ‘A’ to the agenda note.
ii) fix additional rate of allotment @ Rs.110/- psqm. towards enhanced compensation amount and to recover it from all the existing allottees, as per clause 2(aa) of the lease agreement.
iii) revise the rate of allotment of available stock of land @ Rs.510/- psqm.

Item 22: Allowing building height upto 15 mts. in plots being used/proposed for mix use (automobile repairs and service centre).

The Committee discussed the agenda and accorded approval for providing building height upto 15 mtr. in the portion being used for commercial purpose for the activities related to automobile repairs and service centre. Other
activities, sub-leasing/rental and residential use of the commercial portion shall not be permitted. However, in such plots for mix use provision of parking @ 1 ECS/per 50 sq. mts. + 25% extra parking for visitors (equivalent to commercial use building) shall have to be provided in the plot with respect to total built up area (on all floors).

**Item 23:** De-acquisition of 25.09 Bigha Private Khatedari land of Village Salawas, Tehsil – Luni, District Jodhpur.

The Committee discussed the agenda and accorded approval for requesting the State Government for de-acquisition of 25.09 bigha private khatedari land of village Salawas, Tehsil – Luni, District Jodhpur.

**Item 24:** De-acquisition of 341.11 Bigha Private Khatedari land at Village Ramsara, District – Churu.

The Committee discussed the agenda. Since, the matter is sub-judice, the Committee decided to await the decision of the court in pending court cases.

**Item 25:** Matter relating to regularization of unauthorized construction in plot setbacks at industrial area Punayata, Distt. Pali.

The Committee deferred the consideration of the agenda note as the matter requires detailed examination in view of environmental issues.

**Item 26:** Case of Nihon Parkerizing India Pvt. Ltd., NIC(M), Neemrana (Japanese Zone) – regarding treating the industrial unit in production with 4.26% covered area and to allow to meet the minimum 20% built up area requirement by March 2016.

The Committee discussed the agenda and accorded approval to consider the captioned allottee/industrial unit in production and to allow them time upto March 2016 to meet the minimum 20% built up area requirement.

**Item 27:** Relaxation of set back of industrial plot allotted to Kamal Autotech Pvt. Ltd. at Industrial Area Ramchandrapura, Jaipur.

The Committee discussed the agenda and observed that irregular shaped plot has been allotted to the applicant and with the prescribed setbacks the utility area comes to 37.93% only. As the project requires atleast 2500 sqm. covered area, the Committee considered relaxation in the existing setbacks and allowed setbacks of 14 mtrs. in front, in place of 20 mtr., and 4.50 mtrs. (each), in place of 5.0 mtr., on sides and rear setbacks.

**Item 28:** Relaxation of setback of the reconstituted industrial plot allotted to KEI Industries Limited at Industrial Area, Chopanki.

The Committee discussed the agenda. It was observed that 5 industrial plots were clubbed to form a plot of 40,000 sqm. and allotted to the captioned
company in 2005 and setbacks were prescribed accordingly. Later on, on the request of the company, the plot was sub-divided into 5 parts and separate site plans were issued prescribing setbacks for each plot. The allottee has constructed a running shed on 4 plots by leaving setback of 15 mtrs. in the front by treating these plots as single plot. The allottee has again got reconstituted all the plots into a single plot of 41356 sqm. for which setbacks of 30(F), 30(F), 20(S) and 20(R) mtrs. have been prescribed. With these setbacks the allottee gets utility area of 40.39% and also has un-authorized construction in setbacks.

As the cited plots have been clubbed, sub-divided and again re-constituted, the Committee approved revised setbacks of 15 mtr.(Front on east), 30 mtr.(Front on north), 15 mtr.(Side on south) and 15 mtr.(Rear on west) with utility area of 60.64%. The Committee also accorded approval for regularization of un-authorized construction in the setback areas so worked out as per the then policy of the Corporation notified vide office order dated 22.11.2005.

**Item 29:** Reservation of land measuring 37.5 hectare to Authorize Motor Vehicle Dealers Association, Rajasthan (AMVDA) at upcoming industrial area Prahaladpura, Jaipur.

The Committee discussed the agenda and accorded approval for reserving 37.5 hectare land for AMVDA at upcoming industrial area Prahaladpura, Jaipur.

**Item 30:** Case of Airen Metals Pvt. Ltd., industrial area SKS, Reengus (Extn.) regarding rebate in rate of allotment for large size plot.

The Committee discussed the agenda and accorded approval for allowing 25% rebate in the rate of allotment to the captioned allottee, as a special case, considering the fact that the plot is having heavy depressions, undulation etc. and also that the decision for the change in saturation level from 90% to 80% of the saleable area was made effective from 29.9.2011, whereas in the instant case the Constituted Committee under Rule 3(W) had decided for allotment on 2.8.2011.

**Item 31:** Case of Triveni Powerloom Cooperative Society Ltd., Plot No. C-13, Industrial Area Bassi (Extn.), regarding regularization of sub-division and transfer of vacant plot.

The Committee discussed the agenda and noted that the transferees of the sub-divided plots have already completed construction and commenced the production activity on the plots. In view of above, the Committee accorded approval for regularization of sub division/transfer of vacant plot by charging transfer premium @ 18.75% of the prevailing industrial rate of allotment for both the sub-divided plots considering transfer of vacant plot by a defaulter allottee. Both the parties will be liable to pay other charges, as may be applicable.
**Item 32:** Permitting exchange of allotted residential plots with vacant available plots in favour of the existing 13 plot allottees at residential colony, industrial area Partapur, Distt. Banswara.

The Committee discussed the agenda and accorded approval for:

i) All the cited 13 allottees may be allotted alternative plot in lieu of the allotted plot(s) of the equivalent land area out of the 18 vacant plots within 30 days of the decision by the IDC.

ii) The unit office will also hand over physical possession of the alternative plots to each allottee within 60 days of allotment of the alternative plots.

iii) Unit office will finalize the plot numbering of vacant plots to be exchanged through draw of lot.

iv) The allottee who do not opt for allotment of alternative plot, out of the available vacant plots, their deposited money may be refunded with interest as per provision of the relevant rules.

v) The allotted corner plot may be exchanged with the available corner plot, if available.

**Item 33:** Allotment of land to the Institute of Cost Accountants of India (ICAI) – Jaipur Chapter for establishment of Centre for Excellence.

The Committee discussed the agenda and accorded approval for allotment of 3000 sqm. land at the prevailing rate of allotment, i.e. Rs.4500/- per sqm., to the Institute of Cost Accountants of India, at industrial area Sitapura, Phase-III, Jaipur.

**Item 34:** Case of Ganga Udyog, Plot No. F-57, Industrial Area Bijaynagar, Distt. Ajmer regarding regularization of excess land.

The Committee discussed the agenda and accorded approval for regularization of excess land measuring 1328 sqm., in favour of the captioned allottee by relaxing the rider of 10% of the original allotted area, at two times of the prevailing rate of allotment or the highest rate received in the last auction for similar use, whichever is higher.

*With the permission of Chair, following agenda items were taken up for consideration:*

**Item 35:** Determination of cash compensation of land under acquisition which is converted from agriculture to residential, commercial & other uses.

The Committee discussed the agenda and accorded approval that award for converted agriculture land be declared on DLC rates applicable for that particular use such as DLC rates applicable for residential/commercial/institutional, as the case may be.
Item 36: **Review of earlier decision regarding definition of NRI/PIO and for taking a view on the appeals filed against the decision taken by the Committee constituted under Rule 3(W).**

The Committee discussed the agenda and accorded approval for:

a) Endorsement to the definition of NRI/PIO as adopted by the Committee in its meeting held on 26.4.2012.

b) Inserting a new category of ‘Overseas Corporate Body’ (OCB) in the eligible categories of allottees under clause (ii) of Rule 3(W), along with NRI/PIO.

c) Defining the term ‘Overseas Corporate Body’ (OCB) as under:
   ‘Overseas Corporate Body’ (OCB) means a company, partnership firm, society and other corporate body owned directly or indirectly to the extent of at least sixty percent by non-resident Indian and includes overseas trust in which not less than sixty percent beneficial interest is held by non-resident Indian directly or indirectly but irrevocably and which was in existence on the date of commencement of the Foreign Exchange Management (Withdrawal of General Permission to Overseas Corporate Bodies (OCBs) Regulations, 2003 (the Regulations) and immediately prior to such commencement was eligible to undertake transactions pursuant to the general permission granted under the Regulations.’

d) Minimum fixed capital investment limit in case of preferential allotment of land under Rule 3(W) to the projects being set-up by NRI/PIO/OCB/ FDI and IT industry shall be Rs.10.00 crores. However, for evaluation purposes, the land and building cost should not exceed 20% of the total cost of project. This provision shall be effective from the date of this meeting.

e) The Committee endorsed the decision taken by the Constituted Committee under Rule 3(W) in respect to the cases of NRI/PIO rejected on the ground that the investment proposed by the applicants were of small size whereas the concerned areas are saturated and actual market rate is very high in such areas.

Item 37: **Review of the policy for revision in the rate of allotment of the industrial areas.**

The consideration of the agenda item was deferred.

Item 38: **Recommendation of the Sub-Group constituted by the IDC regarding General Time extension of the defaulter allottees of SEZ, Boranada for starting production activity.**

The Committee perused the recommendations of the Sub-group dated 26th July 2012 and approved the same. As regards sale of un-allotted vacant plots, the Committee decided that such plots will be allotted by the Corporation by keeping the reserve price considering the last auction price received in the auction in this area/adjoining area.
Item 39: **Allotment of Shed No.F-45-46 at industrial area Parbatpura, Ajmer to National Seed Corporation Ltd.**

The Committee discussed the agenda and authorized the Managing Director to decide the cost and terms and conditions on which the sheds may be sold to National Seeds Corporation Ltd.

Item 40: **Payment of additional amount to the khatedars of village-Jonaycha Khurd, tehsil Behror (Alwar) for their acquired land for link road from NH 8 to Industrial Area Ghilot (Neemrana).**

The Committee discussed the agenda. The Committee was informed that in an identical nature of case relating to land acquisition for Link Road from Kasola Chowk to Khuskhera, the IDC had accorded approval for payment of additional amount @ Rs.2.00 lac per bigha to the khatedars, in light of legal opinion of the Advocate General, Rajasthan.

In view of above, and also looking to the fact that road construction work in the area falling in the territory of village - Jonaycha Khurd could not be commenced due to heavy resistance by aggrieved khatedars of acquired land of said village, the Committee considered the demand of kahtedars of village Jonaycha Khurd for payment of additional amount so as to compensate them at par with the compensation paid for the land situated away from road to the khatedars of village Gugalkota.

Item 41: **Case of M/s. Gorana Udyog, Jodhpur for allotment of industrial plot at Industrial Area Mandore (Jodhpur).**

The Committee discussed the agenda and formed a Sub-group of Commissioner Industries, Commissioner (Inv. & NRI) and MD to review the case and give its recommendation in light of the representation of the party.

Item 42: **Allotment of 20% residential and 5% commercial land in lieu of cash compensation for acquisition of land for Ajay Meru industrial area, Palra, Ajmer.**

The consideration of the agenda item was deferred.

Item 43: **De-acquisition of private khatedari land of 4 villages - Khijarpur, Bilahedi, Keharani and Mundana Mev, Tehsil-Tijara (Alwar) acquired for industrial area Keharani (Bhiwadi-Extension).**

The Committee discussed the agenda. The Committee was informed that pucca structures, mosque, residential houses, cattle house, shop, grave yard etc. have been built up on the land in question. In view of above, the Committee decided to recommend to the State Government for de-acquisition of land as mentioned below, subject to condition that khatedar/tenants not received compensation and RIICO did not take possession which is in
addition to earlier proposal for de-acquisition of 2.495 hectare private land approved by IDC in its meeting held on 18.2.11:

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**Item 44:** **Approval of the recommendations of the Committee formed in respect of market rate determination of private land under acquisition for industrial area Kunjubiharipura.**

The Committee discussed the agenda and accorded approval to the recommendations of the Constituted Committee with respect to market rate determination of private land under acquisition for development of industrial area Kunjubiharipura dated 5.6.2012 and making the same available to the Land Acquisition Officer for further necessary action.

**Item 45:** **Ex-post-facto approval for allotment of 613.40 sqm. land to Commissioner Industries, GoR, for setting up of Calibration Tower at Industrial Estate Hadoti, Kota.**

The Committee discussed the agenda and accorded ex-post-facto approval for allotment of 613.40 sqm. land free of cost to Commissioner Industries, GoR, for setting up of Calibration Tower at Industrial Estate Hadoti, Kota.

The meeting concluded with a vote of thanks to the Chair.
CHAIRMAN