

**SEEPZ SPECIAL ECONOMIC ZONE**  
**ANDHERI (EAST), MUMBAI.**

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**AGENDA FOR**

**MEETING OF THE APPROVAL COMMITTEE FOR  
SECTOR SPECIFIC SPECIAL ECONOMIC ZONE FOR  
IT/ITES AT PUNE OF M/S. MANJARI STUD FARM PVT.  
LTD.-SEZ.**

Via Video Conferencing

DATE : 27.06.2023

TIME : 03:30 P.M.

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**MEETING OF THE APPROVAL COMMITTEE FOR SECTOR  
SPECIFIC SPECIAL ECONOMIC ZONE FOR IT/ITES AT PUNE,  
UNDER THE CHAIRMANSHIP OF DEVELOPMENT  
COMMISSIONER, SEEPZ-SEZ ON 27.06.2023**

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<b>Agenda Item No.</b>	<b>Subject</b>
<b>Agenda Item No. 01 :-</b>	Confirmation of the Minutes of the meeting held on 30.05.2023
<b>Agenda Item No. 02 :-</b>	Monitoring of Performance for M/s. Honeywell Automation India Ltd.

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Minutes of the 92<sup>nd</sup> Meeting of the Approval Committee meeting held under the Chairmanship of Zonal Development Commissioner SEEPZ-SEZ, Mumbai for Sector Specific Special Economic Zone for IT/ITES of M/s. The Manjari Stud Farm-SEZ, Pune held on 30.05.2023 via video conferencing.

1	Name of the SEZ	<b>M/s. The Manjari Stud Farm Pvt. Ltd.-SEZ</b>
2	Sector	IT/ITES
3	Meeting No.	90 <sup>th</sup>
4	Date	<b>30.05.2023</b>

#### Members present

<b>Sr</b>	<b>Name and Designation (S/Shri.)</b>	<b>Department</b>
1	Smt. Mital Hiremath Joint Development Commissioner	Pune Cluster SEZ, Pune
2	Smt. Pradnya R. Gholap, DCIT (TDS) Pune	Nominee of Income Tax, Pune
3	Dr. Dileeraj Dabhole Dy. DGFT	Nominee of DGFT, Pune
4	Smt. Sunita Jagtap, Superintendent	Nominee of Customs, Pune

#### Special Invitee

<b>Sr</b>	<b>Name and Designation</b>	<b>Department</b>
1	Shri B. Ajay Kumar Specified Officer	M/s. The Manjari Stud Farm Pvt. Ltd.-SEZ

#### Agenda Item No. 01: Confirmation of the Minutes of the 91<sup>st</sup> Meeting held on 25.04.2023

After deliberation, the Committee confirmed the minutes of the 90<sup>th</sup> Approval Committee meeting held on 25.04.2023

#### Agenda Item No.02: Monitoring of Performance for M/s. Amdocs BPO Pvt Ltd.

After deliberation, the committee noted the performance of the Unit, in terms of Rule 54 of SEZ Rules, 2006. As detailed below:

- (i) The Unit has achieved export of Rs. 13957.53 lakhs against the projected export of Rs 14,104.95 Lakhs i.e. 98.95 % at end of FY 2021-22 on cumulative basis.
- (ii) The unit has achieved positive NFE of Rs. 12362.95 lakhs on cumulative basis i.e. 88.58% at the end of FY 2021-22.

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- (iii) The unit has achieved Employment of 201 employees (Men 129, Women 72)

Meeting ended with a vote of thanks to the Chair.

Signed by Shri. Shyam  
Jagannathan

(Shyam Jagannathan, IAS)  
Date: 01-06-2023 23:27:38  
Reason: Approved  
Chairman-cum-Development  
Commissioner  
Email- dcseepz-mah@nic.in

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GOVT. OF INDIA,  
OFFICE OF THE ZONAL DEVELOPMENT COMMISSIONER,  
SEEPZ – SEZ (PUNE CLUSTER)

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AGENDA NOTE FOR CONSIDERATION OF THE APPROVAL COMMITTEE

a) **Proposal:**

Monitoring of the performance of M/s. Honeywell Automation India Ltd. an IT/ITES unit located in The Manjri Stud Farm Pvt. Ltd-SEZ, Pune, for 1 year i.e., FY 2021-22 of 1<sup>st</sup> block period i.e. 2021-22 to 2025-26.

b) **Specific Issue on which decision of Approval Committee is required:**

Monitoring of the performance of the unit for 1 year i.e., FY 2021-22 of 1<sup>st</sup> block period i.e. 2021-22 to 2025-26, in terms of Rule 54 of SEZ Rules, 2006.

c) **Relevant provisions: -**

As per Rule 54 of SEZ Rules, 2006

***“Performance of the Unit shall be monitored by the Approval Committee as per the guidelines given in Annexure appended to these rules”.***

I. **Approved export Projections for 1<sup>st</sup> Block Period: (Rs. in Lacs)**

	2021-22	2022-23	2023-24	2024-25	2025-26	Total
FOB Export	2691	9901	12743	14670	14996	55001
FE Outgo	2359	1651	2124	2446	2500	11080
NFE	332	8250	10619	1224	12496	43921

(A) **Performance as compared to projections: for 2021-22 (Rs. In Lacs)**

Year	Export		F.E. OUTGO				
	Projected	Actual	Raw Material (Goods/Services)		C.G. import		Other outflow
			Projected	Actual	Projected	Actual	Actual
2021-22	2691.00	1945.21	0.00	0.00	9170.00	875.31	1235.54
<b>Total</b>	<b>2691.00</b>	<b>1945.21</b>	<b>0.00</b>	<b>0.00</b>	<b>9170.00</b>	<b>875.31</b>	<b>1235.54</b>

(B) **Cumulative NFE Achieved (Rs. In Lakhs)**

Year	Cumulative NFE achieved	Cumulative NFE in %
2021-22	622.57	32.00%

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**(C) Other Information:**

LOA No. & Date	LOA No. SEEPZ-SEZMSF-SEZ/HAIL/2019-20 dated 28.08.2019
Location of Unit	1 <sup>st</sup> Floor, Building 5B, S. No.209, SP Infocity, Pune-Saswad Road, Phursungi, Pune-412308
Validity of LOA	30.11.2026
Item(s) of manufacture/ Services	IT/ITES
Date of commencement of production	01.12.2021
Execution of BLUT	
Outstanding Rent dues	NA
Labour Dues	NA
Validity of Lease Agreement	
Pending CRA Objection, if any	NA
Pending Show Cause Notice/ Eviction Order/Recovery Notice/ Recovery Order issued, if any	NA
a) No. of employees as on 31.03.2022	367 employees (Men-267, Women-100)
Area allotted (in sq.ft.)	50198.03 Sq.ft.
Area available for each employee per sq.ft. basis (area / no. of employees)	136 sq.ft.
Investment till date	Building NA
	Plant & Machinery NA
Quantity and value of goods exported under Rule 34 (unutilized goods)	NA
Value Addition during the monitoring period	NA
Whether all the APRs being considered now has been filed well within the time limit, or otherwise.  If no, details of the Year along with no of days delayed to be given.	Yes

The Specified Officer vide letter dated 01.05.2023 has reported as under:

**a. Export:****(Figures INR in Lakhs)**

Year	Figures as per APR	Figure as per Customs Records	Difference (if any)	Reason for Difference/Remark
2021-22	1945.21	1381.17	564.04	1. Onsite service Export-Rs561.47 2. Exports made under Rule 53(A) (a) to k- Rs.2.57

**b. Import:****(Figures INR in Lakhs)**

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Year	Figures as per APR	CIF Figures as per Customs Records	Difference (if any)	Reasons for Difference/Remark
2021-22	875.31	890.34	15.03	Erroneously considered value of 15.03 in Customs Records. It will be considered in next APR

## c. BLUT

(Rs. In Lakhs)

1	Value of BLUT Executed (Duty foregone) (Including for CG/Raw Material/ Services)  Value of Additional BLUT Executed TOTAL Duty value of BLUT Executed in Lakhs:	1. BLUT Amount: Rs.3093.82 lacs executed dated 07.01.2020 2. BLUT Amount: Rs. 96.03 lacs executed dated 17.02.2020 3. BLUT Amount: Rs.2146.28 lacs executed dated 10.03.2022  <b>Total BLUT Amount: Rs. 5336.14 Lacs</b>		
2	Total Duty foregone on goods & services procured category wise:  Year Wise	F.Y	Goods Imported & Indigenous	Services
		2021-22	Imported Goods- 230.20	Indigenous – 156.51s
			Indigenous Goods- 12.99	
		<b>Total</b>	243.19	156.21
3	Has the unit procured goods or services without having sufficient balance in their BLUT.  If yes Month & Year when the BLUT was exhausted Details of the Consignments and total value of Goods procured without having sufficient or nil balance in BLUT	No		

d.	Employment made as on date (as on end of block period/ year up to which monitoring is being done)	Men: 267 Women: 100
e.	Details of pending foreign remittance beyond permissible period, if any (as on .....)  To Cross Check the same and verify whether necessary permission from AD bank/ RBI has been obtained	6 invoices amounting to Rs.2.62 lakhs pending for remittance beyond permissible period.  The unit has not taken necessary permission from AD Bank/RBI

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<b>f.</b>	Whether all softex has been filed for the said period, if no, details thereof  SO to also check whether unit has obtained SOFTEX condonation from DC office/ RBI and if approved, whether they have filed such pending softex	Yes. The unit have filed all the SOFTEX forms for the monitoring period.i.e., FY 2021-22
<b>g.</b>	Whether all SOFTEX has been certified, if so till which month has the same been certified. If Not, provide details of the SOFTEX and reasons for pendency	Yes. All the SOFTEX forms are certified for the monitoring period i.e. 2021-22
<b>h.</b>	Whether unit has filed any request for cancellation	NO
<b>i.</b>	Whether any services provided in DTA/SEZ/EOU/STPI etc. against the payment in INR in r/o IT/ITES unit during the period	Yes. The unit has provided services to EOU against the payment in INR during the monitoring period Services provided to M/s. UOP India Pvt ltd.(EOU) amounting to Rs. 2.57 lacs during FY2021-22
<b>j.</b>	SO to verify and certify whether the unit has updated the BLUT ledger Module in SEZ online	Kept in abeyance as per office order No.SEEPZ/JDC/PUNE/01/2022-23/215 dated 16.03.2023
<b>k.</b>	Has the unit cleared any capital goods procured duty free in DTA against payment of Duty of otherwise?  Full Details to be provided along with value of assets and duty discharged	NO
<b>l.</b>	Is the unit sharing any of their infrastructures with other units or are utilizing infrastructure of another unit in the same or other SEZ. If so, details thereof, including the details of the unit with whom the sharing is being made, and the payment terms  If approval for sharing of common infrastructure has been obtained from UAC / DC office, the date of UAC / Approval letter to be indicated	NO
<b>m.</b>	Whether all DSPF for services procured during the said monitoring period under consideration has been filed by the unit and whether the same has been processed for approval by the SO Office.	Yes. All DSPF for services procured during the said monitoring period for FY2021-22 has been filed and approved
<b>n.</b>	Whether unit has filed all DTA procurement w.r.t. the goods procured by them during the	Yes. All DTA procurement has been filed and approved for the monitoring period i.e. FY 2021-



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	monitoring period for the relevant period. If no, details thereof	22
o.	Details of the request IDs pending for OOC in respect of DTA procurement on the date of submission of monitoring report	No request ID is pending for OOC
p.	Has the unit set up any cafeteria / canteen / food court in unit premises. If yes, whether permission from UAC / DC office has been issued, or otherwise office has been issued, or otherwise  Whether unit has availed any duty paid goods / services for setting up such facility ?  If yes, whether unit has discharged such duty / tax benefit availed ? details to be given including amount of duty / tax recovered or yet to be recovered	No
q.	Whether any violation of any of the provisions of law has been noticed / observed by the Specified Officer during the period under monitoring	Yes. The unit has provided service to EOU against payment in INR of Rs. 2.57 Lacs during the monitoring period (2021-22)

**ADC's observations:**

- The Unit has achieved export of Rs. 1945.64 lakhs against the projected export of Rs.2691.00 i.e. 72.30% in FY 2021-22.
- The unit has achieved NFE of Rs.622.57 lakhs on cumulative basis i.e. 32.00%
- The unit has achieved employment of 367 employees (Men-267, Women-100)
- Further, it is observed that the unit has provided services in EOU against the payments received in INR as detailed below:

(Rs. In Lakhs)

FY	Sales Value
2021-22	2.57
<b>Total</b>	<b>2.57</b>

As per Section 2(z) of SEZ Act, 2005, the definition of Services is given as below :

***“Services means such tradable services which, -***

***(i) Are covered under the General Agreement on Trade in Services annexed as IB to the Agreement establishing the World Trade Organisation concluded at Martrakesh on the 15<sup>th</sup> day of April 1994 ;***

***(ii) May be prescribed by the Central Government for the purpose of this Act ; and***

***(iii) Earn foreign exchange ;***

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As the unit has been granted LOA for providing IT/ITES Services from their SEZ Unit, and since the services provided by them to EOU against INR does not classify as a 'Service' as per definition as given in Section 2(z) of SEZ Act, 2005, the unit has violated the provisions of the SEZ Acts / Rules.

As per Rule 54(2) of SEZ Rules, 2006

***“(2) In Case the Approval Committee comes to the conclusion that a Unit has not achieved positive Net Foreign Exchange Earning, or stipulated Value Addition as specified in rule 53 or failed to abide by any of the term and conditions of the Letter of Approval or Bond-cum-Legal Undertaking, without prejudice to the action that may be taken under any other law for the time being in force, the said Unit shall be liable for penal action under the provisions of the Foreign Trade Development and Regulation) Act, 1992.”***

- The unit has calculated wrong amortization value in the APR of 2021-22, Accordingly, the unit may be asked to revise their APR of 2021-22.
- Approval Committee may like to monitor the performance of the Unit for 1 year i.e., 2021-22 of 1<sup>st</sup> block period, in terms of Rule 54 of SEZ Rules, 2006.