

NAVI MUMBAI AIRPORT INFLUENCE NOTIFIED AREA (NAINA)

Certificate No. : CIDCO/NAINA/Panvel/Kevale/BP-00414/ACC/2022/0241

Dated : 13 Sep 2022

To,

SAMARTH JIGAR MEHTA

MAHARASHTRA NAVI MUMBAI NERUL A - 1401, BALAJI TOWERS, SECTOR 22, NERUL,
NAVI MUMBAI
400706

Sub: Amended Development Permission for proposed Residential building on land bearing Survey No. 75/1/A at Village-Kevale, Tahsil - Panvel City/ District - Raigad.

File No. : BP-414/Amm1/Amm1

- Ref:**
1. Your application for Amended Commencement Certificate received to this office dated 06.10.2021.
 2. CC Granted vide letter No. CIDCO/NAINA/Panvel/Kewale/BP-414/CC/2019/SAP-537/650 dated. 31.05.2019.
 3. ACC granted vide letter no. CIDCO/NAINA/Panvel/Kewale/BP-00414/ACC/2021/0083 Dated 19.04.2021.
 4. Site visit dated 10.06.2022.
 5. Supplementary Title certificate & Search Report dated 18.02.2022.
 6. Latest 7/12 extract dated 06.05.2022.
 7. Signing authority resolution dated 23.11.2018.
 8. Measurement map issued by Dy. SLR vide no 487/06.09.2019.
 9. Access NOC issued by Executive Engineer (work), Raigad Z.P. Alibagh dated 10.10.2018.
 10. Letter of Add. Executive Engineer, MSED Co. Ltd (I) SUB Dn. Vide no. Addl. EE/PNL-I,/Tech/No. 3370, dated 01.12.2018.
 11. Letter of Senior Geologist, GSDA Raigad Alibag No. SG/GSDA/Rai/Tech/LGW/566/2018, dated 24.08.2018.
 12. NOC issued for Height Clearance of building from AAI, vide no. /NAVI/WEST/B/112721/637792

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Dated 11.01.2022.

13. Revised Column position drawings certified by appointed structural engineer Mr. B.S. Sukhtankar dated 25.04.2022.

14. Revised Earthquake dated 08.05.2022 and Structural stability certificate certified by appointed structural engineer Mr. B.S. Sukhtankar dated 18.12.2021.

15. Notarized Undertaking regarding dispute due to third party interest dated. 10.02.2021

16. Self-certification by appointed architect for no tree cutting dated 10.02.2021.

17. Revised Gross area statement certified by Appointed architect dated 11.05.2022

18. Final submitted drawings

19. P Line drawings

20. Scrutiny report generated through online NIAMS system

21. Draft charges to be levied

Sir/ Madam

With reference to your application No.BP-414/Amm1/Amm1, dated 06 Jul 2022 for grant of Amended Commencement Certificate under Section 44 of the Maharashtra Regional and Town Planning Act, 1966 (Mah. XXXVII of 1966), to carry out development work / Building on Survey No.75/1/A at Village-Kevale, Tahsil - Panvel City/ District - Raigad, the Amended Commencement Certificate, vide letter No. CIDCO/NAINA/Panvel/Kevale/BP-00414/ACC/2022/0241 dated 13 Sep 2022, as required under section 45 of the Maharashtra Regional and Town Planning Act, 1966 is enclosed herewith.

Yours faithfully,

Certificate No. : CIDCO/NAINA/Panvel/Kevale/BP-00414/ACC/2022/0241**Dated :** 13 Sep 2022**AMENDED COMMENCEMENT CERTIFICATE**

The Amended Commencement Certificate / Building Permit is hereby granted under Sec. 45 of Maharashtra Regional and Town Planning Act, 1966 (Mah. XXXVII of 1966), as under:

- (A) Location** Survey Number :75/1/A at Village :Kevale, Tahsil :Panvel,
District :Raigad
- (B) Land use (predominant):** Urban villages
N4 (Urban Villages)
- (C) Proposed Use :** Residential

(D) Total Net Built-up Area	17494.78 sq.m
a) Sale Component	0
b) EWS Component	0
C) Commercial / Convenient Shops	0

(E) Details of the Buildings are as follows:

Total No. of buildings : 3

No. of units proposed	187
a) Residential – Sale Component	0
Residential – EWS Component	0
b) Commercial	0

Note : This Commencement Certificate issued in the name of 'Samarth Jigar Mehta' is to be read as issued to 'M/s Ashiana Lifestyle through partner Mr. Samarth Jigar Mehta'. Total net built up area is 17494.72sq.m. The sale component area is 14576.96 sq. m. and EWS component area is 2917.76 sq. m. Total tenements proposed are 477 nos. (sale 416 nos. and EWS 61 nos.).

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F) This Amended Commencement Certificate is to be read along with the accompanying drawings bearing CIDCO/NAINA/Panvel/Kevale/BP-00414/ACC/2022/0241, dated 13 Sep 2022.

G) This Amended Commencement certificate shall remain valid for a period of one year for the particular building under reference from the date of its issue. Thereafter, building wise revalidation shall be done in accordance with provision under Section - 48 of MR&TP Act- 1966 and as per relevant regulations of the Development Control Regulations in force.

GENERAL CONDITIONS :

1. This Amended Commencement Certificate is liable to be revoked by the Corporation if:

- a) The development work in respect of which permission is granted under this certificate is not carried out or the use thereof is not in accordance with the sanctioned plans.
- b) Any of the conditions subject to which the same is granted or any of the restrictions imposed by the Corporation is contravened.
- c) The Managing Director, CIDCO, is satisfied that the Amended Commencement Certificate is obtained /produced by the applicant by fraudulent means or by misrepresentation of facts, and the applicant and every person deriving title through or under him, in such event shall be deemed to have carried out the development work in contravention of Section 43 or 45 of the Maharashtra Regional and Town Planning (MR&TP) Act, 1966.

2. The applicant shall :-

- a) Inform to the Corporation immediately after starting the development work in the land under reference.
- b) Give written notice to the Corporation on completion up to the plinth level & obtain plinth completion certificate for each building separately, before the commencement of the further work.
- c) Give written notice to the Corporation regarding completion of the work.
- d) Obtain the occupancy certificate from the Corporation.
- e) Permit authorized officers of the Corporation to enter the building or premises for the purpose of inspection.

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f) Pay to the Corporation the development charges as per provisions stipulated in the Maharashtra Regional & Town Planning Act 1966, amended from time to time, and other costs, as may be determined by the Corporation for provision and/or upgradation of infrastructure.

g) Always exhibit a certified copy of the approved plan on site.

h) As per Govt. of Maharashtra memorandum vide No. TBP/4393/1504/C4-287/94,UD-11/RDP, Dated 19th July, 1994 for all buildings following additional conditions shall apply

i. As soon as the development permission for new construction or re-development is obtained by the Owners/Developer, he shall install a 'Display Board' at a conspicuous place on site indicating following details;-

a) Name and address of the owner/developer, Architect and Contractor.

b) Survey Number/City survey Number, Ward number, village and Tahsil name of the Land under reference along with description of its boundaries.

c) Order Number and date of grant of development permission or re-development permission issued by the Corporation.

d) FSI permitted.

e) Number of Residential flats/Commercial Units with their areas.

f) Address where copies of detailed approved plans shall be available for inspection.

ii. A notice in the form of an advertisement, giving all the details mentioned in (i) above, shall be published in two widely circulated newspapers one of which should be in regional language.

3. The amount of 120095/-in (rupees), deposited via NAINA/6639/2022 Dated : 08/09/2022 with the Authority as security deposit shall be forfeited either in whole or in part at the absolute discretion of the Corporation for breach of any of the conditions stipulated in the Commencement Certificate. Such forfeiture shall be without prejudice to any other remedy or right of the Corporation.

4. The responsibility of authenticity of the documents vests with the applicant and his appointed licensed Architect/Engineer.

5. This permission does not entitle the applicant to develop the land which does not vest with him.

6. The conditions of Amended Commencement certificate shall be binding not only on the applicant but also on his successors, and every person deriving title through or under them.

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7. The provisions in the proposal which are not in conformity with the applicable Development Control Regulations and other Acts are deemed to be not approved.
8. The grant of this permission is subject to the provisions of any other law for the time being in force and that may be applicable to the case and getting clearances from the Authorities concerned.
9. The applicant shall not take up any development activity on the aforesaid property till the court matter pending if any, in any court of law, relating to this property is well settled.
10. Notwithstanding anything contained in the Amended Commencement Certificate conditions, it shall be lawful for the Corporation to direct the removal or alternation of any structures erected or the use contrary to the provisions of this approval. Corporation may cause the same to be carried out and recover the cost of carrying out the same from the applicant / owner and every person deriving title through or under them.
11. The land vacated in consequence of the enforcement of the set-back rule, as may be prescribed by the Authorities, shall form part of the public street.
12. The applicant shall provide the right of way to the existing road passing through the survey numbers. Also he shall keep the land free from encumbrances, which will be required for proposed road, railway, and any other infrastructure facilities, as may be required for DP reservations and to accommodate the reservations of the authorities such as MMRDA, NHAI, PWD, DFCC etc.
13. No new building or part thereof shall be occupied or allowed to be occupied or used or permitted to be used by any person until Occupancy Certificate is granted by the Corporation. If the occupancy is reported before grant of Occupancy Certificate, the security deposit of the said building shall be forfeited, and the Corporation may impose/levy penalty, as may be determined, to regulate such occupancies.
14. It may please be noted that the applicant has to make provisions for infrastructure at his own cost till CIDCO executes and provides the same.
15. The applicant shall ensure potable water to the consumer / occupier of tenements/units for perpetuity. The occupancy certificate will be granted only after verifying the provision of potable water to the occupier.
16. The permanent water connection shall be given only after getting the necessary occupancy certificate from the Corporation.
17. The applicant is required to provide a solid waste disposal unit for non-bio degradable & bio-degradable waste separately, of sufficient capacity, at a location accessible to the Municipal sweepers, to store/dump solid waste.

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18. The applicant shall ensure that the building materials will not be stacked on the road during the construction period.
19. The applicant shall provide for all necessary facilities for the physically challenged as required / applicable.
20. The applicant shall strictly follow the Prevailing Rules / Orders / Notification issued by the Labor Department, GoM from time to time, for labors working on site.
21. As per the notification dtd. 14th September 1999 and amendment on 27th August 2003, issued by Ministry of Environment & Forest (MOEF), Govt. of India and as per Circular issued by Urban Development Dept., Govt. of Maharashtra, vide No. FAR/102004/160/P.No. 27/UD-20, dtd. 27/02/2004, for all Buildings following additional condition shall apply.
The Owners/Developer shall use Fly Ash bricks or blocks or tiles or clay fly ash bricks or cement fly ash bricks or blocks or similar products or a combination of aggregate of them to the extent of 100 % (by volume) of the total bricks, blocks & tiles as the case may be in their construction activity.
22. You shall make arrangement and provision for Rain Water Harvesting in accordance with the regulation number 40.2.1 of the DCPR of Sanctioned Interim Development Plan of NAINA.
23. Neither the granting of this permission nor the approval of the drawings and specifications, nor the inspection made by the officials during the development shall in any way relieve Owner/Applicant/Architect/Structural Engineer/Developer of such development from responsibility for carrying out the work in accordance with the requirement of all applicable Acts/Rules/Regulations.
24. No development shall be carried out in CRZ area without prior clearance / approval from the Competent Authority
25. The applicant shall co-operate with the officials/representatives of the Corporation at all times of site visit and comply with the given instructions.

SPECIFIC CONDITIONS :

26. The applicant shall submit the Non-Agricultural Measurement Plan and Non-Agricultural 7/12 extract showing NA status of Survey Number :75/1/A at Village :Kevale, Tahsil :Panvel, District :Raigad while applying for Plinth Completion Certificate

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27. As per section 42 B sub section (2) of MLR Code, applicant shall inform in writing to the village officer and the Tahasildar within 30 days from the date on which change of use of land commenced and submit copy of the same to this office.
28. The compound wall shall be erected on site to ensure that marginal distance can be measured as per drawing before applying for the Plinth Completion certificate.
29. The openings provided shall not vest any easement right on the part of the other user. The Corporation or the concerned public body as the case may be, has freedom to carry out the activities as if no openings exist on the end walls. The applicant shall keep the openings solely at his own risk.
30. The applicant shall permit the use of the internal access roads to provide access to an adjoining land.
31. The applicant shall obtain NOC for advance connections for utilities and services in the lay-out from the Competent Authority wherever necessary.
32. The applicant may approach the Authority Concerned for the temporary power requirement, location of the transformer etc. The permanent power connection shall be obtained only after getting the necessary Occupancy Certificate from the Corporation.
33. The applicant shall provide over-head water tank on the building as per the design standards and to the satisfaction of the Corporation.
34. In case of existing drinking water wells, the same shall be well built and protected.
35. While extracting water from underground, the applicant will strictly follow the instructions given by Sr. Geologist of the Groundwater Surveys Development Agency (G.S.D.A.) to ensure that proper quality and quantity of water is available to the applicant and no contamination of the water source and its surroundings takes place.
36. The applicant shall provide at his own cost, the infrastructural facilities (such as Internal Access, channelization of water, arrangements of drinking water, arrangements for commutation, disposal of sullage and sewage, arrangement of collection of solid waste etc) within the plot, of such standards (i.e. standards relating to design, material or specifications) as stipulated by the Corporation, before applying for Occupancy Certificate. Occupancy Certificate will be granted only after all these arrangements are made to satisfaction of the Corporation.
37. The applicant shall not dispose off any plot, unless the infrastructural facilities mentioned in this certificate are actually provided.

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38. In case of unavoidable circumstances, if the plot is intended to be sold or otherwise disposed off by the applicant, it shall be done by the applicant, subject to the conditions mentioned in this order. He shall invariably make specific mention about these conditions in the deed to be executed by him.
39. If the applicant does not make adequate arrangements for disposal of sullage and sewage before sale of the plots, he shall, through appropriate agreements, ensure that this obligation is cast upon the buyers of the plot or tenements.
40. NOC for clearing the septic tank is required to be obtained from the Corporation from time to time.
41. The applicant shall observe all the rules in force regarding overhead / underground electric lines / transmission lines / utilities passing through the layout while designing the individual buildings and the same shall be specified at the time of submission for the approval of the Corporation.
42. No construction on sub-divided plots will be allowed unless internal road and gutters are constructed to the satisfaction of the Corporation.
43. The applicant while undertaking the development on land shall preserve, as far as practicable existing trees. Where trees are required to be felled, 5 trees shall be planted for every tree to be felled. Cutting/ felling of trees shall be carried with prior approval of the Tree Authority concerned.
44. Every plot of land shall have at least 1 tree for every 100 Sq.mt. or part thereof, of the plot area. Where the number of existing trees in the plot is less than the above prescribed standard, additional number of new trees shall be planted.
45. Planted tree shall be indigenous, healthy, well grown and of minimum 1.50 m. high from ground level maintaining a distance 3.0 m. from center to center between two trees and 0.45 m. from the compound wall / plot edge.
46. Where the tree authority having jurisdiction in the area under development has prescribed standards or regulations in respect of preservation of trees under Maharashtra (Urban Area) Preservation of Trees Act, 1975, the same shall prevail.
47. The applicant shall get the approved layout demarcated on the site by the licensed Surveyors. The measurement plan shall be certified by the Dy. S L R, concerned. The demarcation of approved layout on the site shall be carried out without altering the dimensions and area of the roads, recreational open space or other reservations. The demarcated layout measurement plan certified by Dy. S L R shall be submitted before applying for first plinth completion certificate.
48. In case of any discrepancies observed in the approved plans vis-a-vis the consolidated map issued by Dy. S L R, which will affect the layout, buildings etc. with respect to the requirement of DCRs or any conditions in the NOC's that

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are not submitted prior to this approval, but are required to be or will be submitted subsequently (such as Railways, Highways, CRZ, Electric Authorities for HT lines etc), the applicant shall have to accordingly amend the lay-out, locations of buildings etc and obtain fresh Amended Commencement Certificate for the same from the Corporation and then only proceed with the construction activity.

49. The structural Design including the aspects pertaining to seismic activity, Building materials, Plumbing Services, Fire Protection, water supply, Electrical installation etc. shall be in accordance with the provisions prescribed in the National Building Code and/or Development Control Regulations, in force.

50. The formation level of the land shall be achieved as per the Engineering report, according to the specified R.L. Further, the required arrangements of storm water drain and septic tank /STP or any other arrangement as may be prescribed shall have to be provided as per the specifications.

51. The applicant shall submit to the Corporation the scheme of the development of the determined compulsory recreational space and develop it in accordance with the approved scheme

52. The applicant shall not change the use, alter / amend the building plans, sub-divide or amalgamate the plots etc. without obtaining prior approvals from the Corporation. Also no changes in the Recreational Ground (RG) and amenity space area and their locations will be permitted.

53. Open space shown in the layout shall be kept open permanently and shall be handed over to the Corporation.

54. The applicant shall construct the society office / room, if any as proposed and approved in the plan and it shall not be used for any other purpose. This society office / room shall be handed over to the Co-operative housing Society to be formed in due course.

55. The applicant shall construct the Common Facility Center (CFC) / amenity space, if any as proposed and approved in the plan and shall use it for the intended purpose only.

56. The applicant shall make suitable arrangements for temporary accommodation and permanent accommodation of the tenants, if any, in case of redevelopment schemes and will also submit a proposal to that effect. Plinth Completion Certificate shall be issued only after such a proposal is received.

57. For the portion of the compound wall rounded off at the corner at road junctions, M.S. grills over 0.75 m of brick work, up to the height of 1.5 m from the ground shall be provided.

58. The applicant shall provide the solar water heating systems in the buildings, as may be applicable.

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59. Notwithstanding anything contained in the Development Control Regulations, the Development Plan provisions or the approvals granted / being granted to The applicant; it shall be lawful on the part of the Corporation to impose new conditions for compliance as may be required and deemed fit to adhere to any general or specific orders or directives of any Court of Law, Central / State Government, Central / State PSU, Local Authority or any public Authority as may be issued by them from time to time.

ADDITIONAL CONDITIONS :

60. The provision of Environment notification dated 14th Sept, 2006 and its amendment are applicable for the proposal u/r. You shall obtain environment clearance to the project before Commencement of the work of proposed A, F and G building.

61. You will have to the spare necessary land required for erecting of necessary Infrastructures such as substation, distribution transformers, as per the provision of MSEDCL.

62. The applicant shall install solar water assisted heating system/ Roof top photovoltaic system and Solid waste management as per clause 40.1 & 40.4 respectively of proposed Draft modification of NAINA DCPRs before applying for Occupancy Certificate.

63. Planted trees shall be indigenous, healthy, well grown and of min 1.5 M high from ground level maintaining a distance 3.0 M from center to center between two trees and 0.45M from the compound wall/ plot edge.

64. All statutory conditions as per the relevant acts, including RERA, shall be adhered to you

65. You shall submit formation ground level in AMSL, certified by empaneled surveyor before applying for Plinth Completion Certificate (PCC) to this office.

66. This Commencement Certificate read with previous sanctioned Commencement Certificate no. CIDCO/NAINA/Panvel/Kewale/BP-00414/ACC/2021/0083 Dated 19.04.2021 except F building.

67. The temporary structure on site shall be removed before applying for PCC

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CC To,

ATUL MANUBHAI PATEL, RegistrationNo : CA/2003/32480

2. The District Collector, Raigad Alibag, Dist.-Raigad 402201.

Yours faithfully,

3. The MSED Co.Ltd. Executive Engineer, MSED Co. Ltd, Panvel
Urabn Dn.

4. Dy. Superintendent of Land Records , Panvel 410206.

5. The Tahsildar, Panvel 410206.

6. The Sarpanch ,Grampanchayat of kewale, Panvel, Raigad.

7. The CCUC(NAINA) CIDCO.

8. The Airport Authority of India, GM (ATM) WR, Head quarter,
Western Region, Porta Cabins New Airport Colony, opposite
hanuman road, Vileparle East Mumbai, 400099

9. CEO, NMIAL, 11th floor, V time square, plot no. 3, sector 15,
CBD Belapur, Navi Mumbai 400614