

No. SROT/Growth Centre/2401/BP/Gharivali Sagaon/1139/2023 Date: **17 AUG 2023**

COMMENCEMENT CERTIFICATE

To,

M/s. Out-N-Out InfoTech (India) LLP,

Shri. Manish Madhu Bathija

1701, Satra Plaza, Plot No. 19 & 20,

Sector-19D, Vashi, Navi Mumbai

Permission is hereby granted, under Section 45 of the Maharashtra Regional & Town Planning Act, 1966 (Maharashtra Act No. XXXVII of 1966) for development of Residential & Commercial Buildings of the proposed layout on land bearing S. Nos. 20/1, 20/2, 21/1, 21/2, 21/3, 21/4, 42/2, 44/1 (pt), 44/2, 44/3, 44/20, 51/1, 51/2, 56/1, 56/2 of Village Gharivali and S.No 67/1 of Village Sagaon, Taluka-Kalyan, Dist- Thane. The details of the same are as mentioned below:

Details of the proposed Buildings:

Building Details	No. of Floors	Height of Building (In m)	Proposed BUA (In sq.m)
Tower No 1	Basement + Stilt + 1 st to 5 th parking floor + 6 th to 35 th floor	113.15	24,963.95
Tower No 2	Basement + Stilt + 1 st to 5 th parking floor + 6 th to 35 th floor	113.15	25,520.72
Tower No 3	Basement + Stilt + 1 st to 5 th parking floor + 6 th to 35 th floor	113.15	33,736.20
Tower No 8	Basement + Stilt + 1 st to 5 th parking floor + 6 th to 35 th floor	113.15	19055.93
Commercial Building No 1 (Public Office)	Ground + 1 st to 8 th floor	38.90	7,220.76
Commercial Building No 2 (Shops)	Basement + Ground + 1 st to 4 th floor	21.60	20,467.81
Total			1,30,965.37

The Commencement Certificate is granted subject to following conditions:

Viz:-

1. This Commencement Certificate shall not entitle the applicant to build on land which is not in his ownership in any way;

Mumbai Metropolitan Region Development Authority

Sub Regional Office : Multipurpose Hall, 2nd Floor, Near Oswal Park, Pokhran Road No. 2, Majiwada, Thane (W) - 400 601.
Tel.: (022) 21712195 / 21712197 Fax : (022) 21712197 E-mail : sro.thane@malmmrda.maharashtra.gov.in



2. This Certificate is liable to be revoked by the Metropolitan Commissioner, MMRDA if –
 - a. The development works in respect of which permission is granted under this certificate is not carried out or the user 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 Metropolitan Commissioner, MMRDA is contravened or is not complied with;
 - c. The Metropolitan Commissioner, MMRDA is satisfied that the same is obtained through fraud or misrepresentation and in such an event the applicant and every person deriving title through or under him shall be deemed to have carried out the development work in contravention of Section 43 or 45 of the Maharashtra Regional & Town Planning Act, 1966;
3. This commencement certificate shall remain valid for four years in the aggregate but shall have to be renewed every year from the date of its issuance. The application for renewal of Commencement Certificate shall be made before expiry of one year if the work is not already commenced. Provided that, no such renewal shall be necessary if the work is commenced within the period of valid permission and such permission shall remain valid if the work is completed. Such renewal can be done for three consecutive terms of one year after which proposals shall have to be submitted to obtain fresh development permission under section 44 of the said Act. Such proposals shall be scrutinized as per rules and regulations and proposed DP applicable at that time and shall be binding on the applicant;
4. The conditions of this certificate shall be binding not only on the applicant but also his/ her heirs, successors, executors, administrators and assignees and every person deriving title through or under him;
5. The provisions in the proposal which are not conforming to applicable Development Control Regulation and other acts are deemed to be not approved;
6. The proposal shall get certified to be earthquake resistant from the licensed structural engineer and certificate shall be submitted to MMRDA before Occupancy Certificate;
7. Any development carried out in contravention of or in advance of the Commencement Certificate is liable to be treated as unauthorized and may be proceeded against under sections 53 or, as the case may be, section 54 of the M.R.&T.P. Act, 1966. The applicant and/or his agents in such cases may be

proceeded against under section 52 of the said Act. To carry out an unauthorized development is treated as a cognizable offence and is punishable with imprisonment apart from fine;

8. The applicant shall obtain permissions under the provisions of other applicable statutes, wherever necessary, prior to Commencement of the construction;
9. The applicant shall submit intimation in the prescribed form in Appendix- F to the Authority after the completion of work up to plinth level in accordance to regulation 2.8.4 of sanctioned UDCPR;
10. Construction beyond plinth level should not be commenced without giving intimation for completion of work up to plinth level in prescribed format;
11. The applicant shall provide, at his own cost, the infrastructural facilities within the plot as stipulated by the Planning Authority (Internal access, arrangements of drinking water, arrangements for conveyance, disposal of sullage and sewage, arrangements of collection and disposal of solid waste, Rain Water Harvesting, reuse and recycling of waste water) before applying for Occupancy Certificate. Occupancy Certificate shall not be granted unless all these arrangements are found to MMRDA's satisfaction;
12. The structural design, building materials, installations, electrical installations, etc. shall be in accordance with the provision as prescribed in the National Building Code and as per sanctioned UDCPR;
13. The land vacated in consequence of the enforcement of the set-back rule shall form part of the public street in future;
14. The applicant shall permit the use of the internal access roads to provide access to an adjoining land;
15. This approval has been issued by considering the present available access to the plot as depicted on plans submitted to MMRDA by Applicant/Architect for approval. The responsibility of peaceful, uninterrupted, continuous access and any further dispute with regards to the access road to the plot under reference vests with the Applicant and his Licensed Architect;
16. The responsibility of authenticity of the documents vests with the applicant and his appointed licensed Architect/Engineer;
17. Prior permission is necessary for any deviation/ change in approved plan;
18. The owner and the architect are fully responsible for any ownership, boundary and area disputes. In case of any dispute, MMRDA will not be responsible;
19. If any discrepancy found in paid charges, the applicant shall be liable to pay the

same;

20. All safety measures and precautions shall be taken on site during construction with necessary signage/ display board on site;
21. The applicant shall be solely responsible for compliance of all the conditions mentioned in all the NOCs/ Clearances such as CFO etc. obtained/will be obtained/required to be obtained from the competent authorities for the proposed development on the land under reference;
22. The applicant shall ensure that the detection systems are strictly adhering to the IS codes as mentioned in Maharashtra Fire Service Offices circular No. MFS/10/2012/1099 dated 19/7/2012; and shall make it operational before applying for Occupancy Certificate;
23. The applicant shall deposit Labor Welfare Cess to 'Maharashtra Building and Other Labor Welfare Association, Mumbai' in account no. 3671178591, IFSC Code No.: CBIN0282611 of Central Bank of India, BKC Branch and submit a copy of receipt to this office before applying for Occupancy Certificate;
24. The applicant shall strictly follow the prevailing rules/ orders/ Notification issued by Labour Department, GoM from time to time, for labours working on site;
25. The applicant shall obtain all the necessary final NOCs/Completion Certificates/ clearances relating to water supply, sewerage, SWD, Tree, CFO etc. from competent authority and submit the same to MMRDA before applying for Occupancy Certificate for the buildings on the land under reference;
26. As soon as the development permission for the new construction is obtained, the owner/developer shall install 'Display Board' on a conspicuous place on site indicating following details:
 - a) Name and address of owner, developer, all concerned licensed persons.
 - b) Survey number / city survey number of land under reference.
 - c) Order number and date of grant of development / building permission / redevelopment permission issued by the Authority.
 - d) Built up area permitted.
 - e) RERA registration no.
27. The provisions in the proposals which are not conforming to applicable Development Control Regulations and other Acts are deemed to be not approved;
28. The applicant will 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 settled;

29. 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 has been granted by MMRDA;
30. MMRDA shall not be responsible for any dispute regarding ownership of any land portion and it shall be sole responsibility of Applicant and his successors only. The applicant shall mean the Architect/land owner/POA holder etc. and their successors who have approached MMRDA for the approval. MMRDA shall stand indemnified from any disputes and notarized undertaking shall be submitted by applicant within a week from the date of this Commencement Certificate;
31. Neither the granting of this permission nor the approval of the drawings and specifications, not the inspection, made by the officials during the development shall in any way relieve Owner/Architect/Structural Engineer/Developer of such Development from full responsibility for carrying out the work in accordance with the requirements of all applicable Acts/Rules/Regulations. That the conditions laid in this Commencement Certificate shall be binding not only on the applicant but also his/her heirs, successors, executors, administrators and assignees and every person deriving through or under him;
32. The applicant shall get the entire land within the proposed project surveyed and get the internal roads and development plans roads, amenity areas, development plan reservations etc demarcated from the TILR and accordingly submit a consolidated TILR map and get the same verified with approved plans, from the Lands & Estate Cell of MMRDA, prior requesting for Occupation Certificate;
33. In case any discrepancies are observed in the approved plans vis-à-vis the consolidated map issued by TILR which will affect the layout, buildings etc w.r.t to the requirements of DCRs or any conditions in the NOC's that are not submitted prior to this approval but are required to be or will be submitted subsequently (such as Railway, Highway, Electric Authorities for HT lines etc), the applicant will have to accordingly amend the lay-out, locations of buildings etc and obtain fresh Commencement Certificate for the same from MMRDA and only then proceed with construction accordingly;
34. The permissible built-up area will be restricted any time in future on the basis of the minimum of land areas considering the minimum internal lines of boundaries of the layout, consolidated TILR maps by survey of external boundaries for the proposed project, actual area in possession as per survey by TILR and the land area as per ownership documents;



35. All the amenities, utilities, facilities and the road network within the layout shall be fully developed by the developer at his own cost; Occupancy Certificate will be granted only after satisfactory completion of all amenities and road network;
36. The applicant shall hand over land under DP Road, land under reservation of Play Ground (PG – 23) and constructed amenity for public office reservation affecting the plot to MMRDA and submit 7/12 extract/ PR Card in the name of MMRDA for the same which shall be free from all encumbrances before applying for OC;
37. Applicant shall obtain permissions under the provisions of other applicable statutes, wherever necessary, shall submit the same to MMRDA;
38. Regarding any disputes, MMRDA shall stand indemnified and MMRDA reserves the right to modify or withdraw this approval in larger public interest;
39. Applicant shall carry out the construction of all amenities parallel to construction of other buildings in the layout by obtaining CC from MMRDA;
40. Actual on site demarcation of the plot under reference is to be done through TILR by Owner prior commencement of the construction on site;
41. That adequate arrangement for drainage of the Storm Water shall be made and flow of natural water courses shall not be disturbed at any time;
42. The applicant shall provide for all the necessary facilities for the handicapped as required/ applicable for the buildings in the layout;
43. The applicant shall construct the Sewage Treatment Plant (STP) as depicted on draft drawings and shall be made operational before Occupation of the respective buildings;
44. All applicable conditions of the Revenue & Forest Department's Maharashtra Ordinance No. II of 2017 published in the Maharashtra State Gazette on 05/01/2017 shall be binding on the applicant;
45. The applicant shall make provisions for dedicated Solid waste management system to treat 100% wet waste being generated in the proposed buildings as per Regulation no. 13.5 of sanctioned UDCPR before Occupancy Certificate;
46. The applicant shall make provisions for Grey Water Treatment and Recycling Plant as per Regulation no. 13.4 of sanctioned UDCPR which shall be made operational on site and remarks regarding the completion and operation of Grey Water Treatment and Recycling Plant shall be obtained from consultant and submitted at the time of application for Occupancy Certificate;
47. The applicant shall install the SWH or RTPV system in all the buildings as per Regulation no. 13.2 of sanctioned UDCPR which shall be made operational on

site before application of Occupancy Certificate;

48. The applicant shall install the Rain Water Harvesting System as per Regulation no. 13.3 of sanctioned UDCPR which shall be made operational on site and remarks regarding the completion and operation of the Rain Water Harvesting System shall be obtained from consultant and submitted at the time of application for Occupancy Certificate;
49. The Electric Sub-Station shall be constructed for supply of Electricity to the proposed project as per regulation no. 3.6 of sanctioned UDCPR or as per requirement of Electric Supply Agency and it shall be made operational on site before application for Occupancy Certificate;
50. The applicant shall make provisions for dedicated Solid waste management system to treat 100% wet waste being generated in the proposed buildings as per Regulation no. 13.5 of sanctioned UDCPR before Occupancy Certificate;
51. Applicant shall abide and comply with all the conditions mention in metro NOC dt. 30/03/2022 from metro-PIU; and also if any proposed buildings/structures are affected due to metro then it shall be binding on the applicant to obtain revised approval of the same;
52. Applicant shall abide and comply with all the conditions mention in Highway NOC; and also if any proposed buildings/structures are affected due to metro then it shall be binding on the applicant to obtain revised approval of the same;
53. The applicant shall comply and abide to all the conditions mentioned in EC and upgrade the EC for the proposed development after receipt of CC/building plans to buildings of further phases and submit upgraded EC accordingly from time to time, as per GoMs circular of Environment Department dt. 30/01/2014 prior to requesting for Occupancy Certificate;
54. Applicant shall comply and abide with all the conditions mentioned in NOC for tree from competent authority and also applicant shall develop RG areas and shall plant the required number of trees in the RG area as per requirements/provisions and shall submit final NOC from the competent Authority before applying for Occupancy Certificate;
55. Applicant shall comply & abide with all the conditions mentioned in CFO NOC and shall submit final NOC from CFO prior to requesting for Occupancy Certificate for the any building/structure; and also if any changes in proposed buildings/structures are suggested by CFO then it shall be binding on the applicant to obtain revised approval of the same;

56. Applicant shall abide and comply with all the conditions mention in Highway NOC; and also if any proposed buildings/structures are affected due to highway NOC then it shall be binding on the applicant to obtain revised approval of the same;
57. Applicant shall submit NOC for electric supply prior to start of any construction work on site and thereafter applicant shall comply & abide with all the conditions mentioned in NOC and shall submit final NOC prior to requesting for Occupancy Certificate for the any building/structure;
58. Applicant shall submit NOC for water supply prior to start of any construction work on site and thereafter applicant shall comply & abide with all the conditions mentioned in NOC and shall submit final NOC prior to requesting for Occupancy Certificate for the any building/structure;
59. Applicant shall abide and comply with all the conditions mention in metro NOC; and also if any proposed buildings/structures are affected due to metro then it shall be binding on the applicant to obtain revised approval of the same;
60. MMRDA shall not be responsible for any dispute regarding ownership of any land portion and it shall be sole responsibility of Applicant and his successors only. The applicant shall mean the Architect/land owner/POA holder etc. and their successors who have approached MMRDA for the approval. MMRDA shall stand indemnified from any disputes and notarized undertaking shall be submitted by applicant within a week from the date of this Commencement Certificate; also applicant shall develop the proposed DP roads on priority basis and hand it over to MMRDA and make it available to general public prior to requesting of occupancy certificate of any building/structure;
61. Applicant shall develop the playground reservation (PG23) and hand it over to MMRDA and make it available to general public prior to requesting of occupancy certificate of any building/structure;
62. Applicant shall develop and the constructed public office reservation and hand it over to MMRDA prior to requesting of occupancy certificate of any building/structure;
63. If any discrepancy found regarding charges w.r.t development charges, VUTP charges, Premium FSI payment, Ancillary FSI payments, Scrutiny fees, etc or any other applicable charges then the applicant shall be liable to pay the same. The applicant shall submit an Undertaking regarding the same to MMRDA;
64. Applicant shall demolish existing structure's prior to start of any construction work on site;



65. Applicant shall pay applicable premium amount for ancillary FSI and premium FSI prior to requesting for occupancy certificate of any building / structure since applicant has availed installment facility as per UDCPR;

Registered undertaking cum Indemnity Bond shall be submitted for abiding CC conditions by applicant;

(Dipesh Kundhadia)
Planner, MMRDA

Enclosure: Drawings 1/1 to 26/26 (Total No. 26. drawings)
Copy to,

1. **Mrs. Devyani S. Khadilkar (Architect),**
M/s. Spaceage Consultant,
Shop no. 15, B-106, Natraj Building,
Shiv Shrishti Complex, M.G. Link Road,
Mulund- W, Mumbai-400080



2. **The Collector,**
Collector Office, Thane..... As required u/s 45 of MR & TP Act, 1966.

3. **The Municipal Commissioner,**
Kalyan-Dombivli Municipal Corporation, Shankarrao Chowk,
Kalyan (W) – 421301With reference to KDMC's letter
No. जा.क्र.कडॉमपा/इ'प्रक्षे/कर 92,
dt 26/08/2016.