

SUNIL KUMAR BANSAL

98-B Sector 5 IMT Manesar Gurgaon # 9810269387

To

The Managing Director

HSIDC, Panchkula (Haryana)

Sub : To regularize the plot no. 98-B sector 5 IMT Manesar, Gurgaon (Haryana)

Respected Sir

This is with reference to your letter no. HSIDC/IMT/ESTATE/2012/1409 dated 04-07-12 which shows as under:-

Your request for grant of extension in period to regularize the delay in implementation of project on Plot No. 98-B, Sector-5, IMT Manesar, Gurgaon

Sir, this is absolutely wrong and, I have never requested or applied for the same.

My only request is to please regularize the plot for implementation of project on said plot as per your record and facts. But department has imposed the extension fee without any mean giving a big financial burden for me.

For your reference, I will like to submit as under :

1. My unit got permission for change of project from pharmaceuticals to garment industry on 08/08/07 vide letter no. HSIDC/IMT/ESTATE/2007/3411
 2. Valid time for start of construction was 16/01/08
 3. Date of request for occupation certificate and start of production was 10/01/08
- (The facts are on departmental record and I have fulfilled all terms and conditions. I have submitted all documents in favor of start of production and photographs which show building as complete and labor working on machines, purchase bill of machinery, spare parts, machine oil and thread etc.)
- Through letter no. ESTATE/2008-2003 dated 24/06/08 a show cause notice "failure to setup industrial unit" was issued. On 12/08/08 all the documents supporting the production and completion of building were submitted to the Manesar office which are on departmental record. The same receipt on 12/08/08 is again attached herewith.
- As per previous intimation department has claimed that official persons have visited the site on 10/03/08 and 08/08/09 which shows building complete but no production. This is totally irrelevant and false report. 08/08/09 was a Saturday and no official work is done on Saturday. This visit has no mean. On 24/06/08 another person might have visited the building but nobody has not entered the building as per the records. The building is huge building and the embroidery machines were lying in the building which cannot be visualized from outside the building.



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6. As seen on departmental record I found that on 15/01/08 Mr. Suresh Sharma had demanded for the site report and the same was produced on file on 10/03/08 by Mr. Ram Pal. It is clear that it was Saturday on that day and the report is produced after approximately 2 months. And Mr. Ram Pal had reported the measurement as under:

- a. Basement Floor ---- 55%
- b. Ground Floor ---- 55%
- c. First Floor ---- 55%
- d. Second Floor ---- 15%

As per departmental record Mr. Bhatti had visited our site on 08/08/09. He had reported building complete but no production and the measurements given by him are as under:

- a. Basement Floor ---- 60%
- b. Ground Floor ---- 60%
- c. First Floor ---- 60%
- d. Second Floor ---- 5%

Now as further reports Mr. Galleria had reported the measurement as under:

- a. Basement Floor ---- 580.80 mt. sq. app. = 57.362%
- b. Ground Floor ---- 587.58 mt. sq. app. = 58.032%
- c. First Floor ---- 566.26 mt. sq. app. = 55.926%
- d. Second Floor ---- 126.86 mt. sq. app. = 12.529%

(On 05/01/09 I submitted a request letter to the Manesar office to please issue me the completion certificate which should be effective from 10/01/08. After my request the visit was made on 08/10/09 in my presence by Mr. Galleria, this even was made after so many visits and requests.)

Respected Sir, my submission is that the report by Mr. Ram Pal and Mr. Bhatti are false. Both of them had not even entered the building and did not take any measurements..... if the unit was not under production, they must have produced the exact measurement of the building as all the three reports show discrepancies.

7. On 26/06/09 vide your letter no. ESTATE/2009/4284 a letter was received to produce relevant documents supporting proof of production, the same are on the official file. (After my regular visits and submission of documentary proof I didn't get any positive reply from the estate division)
8. On 15/09/11 I submitted a request through your diary no. 3707 to please issue me a letter for completion of my unit, on that I can get the completion certificate.

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9. Again a visit was made to my factory and after all formalities by STP I got the letter dated 31/10/11 vide letter no. HSIIDC/PO/UV/3852. And a amount of Rs. 138440/- was levied as composition fee out of which Rs. 60930/- are levied in account of occupying the premises before occupation certificate.
10. Sir, I have started the business under the name and style of Shivam Home Furnishings. On 12/08/08 I have submitted the detail list of documents along with form no. 16A and confirmation of account of party for the year 2007 and 2008 showing deduction of Rs.801/- and deposited in account of IT department.
11. The volume business was done for 3D Creation, 1152-A Palam Vihar, Gurgaon for the year 01/04/08 to 31/03/09. I have given the proof of tax deductions for the firms we did job work for. The TDS account number is RTKD04107F. The total bill was Rs. 400530/- . TDS was Rs. 8251/-. This can be verified from IT department.

The point to consider is why we are harassed this much to get a completion certificate and start of production certificate when all the proofs are given all times as required by you.

The point to consider is when a composition fee of Rs. 60930/- is levied for preproduction charges, why the subject is made so complicated unnecessarily and why we were not issued a challan copy from 08/10/09 to 10/01/12 ? (when the site visit was made on 08/10/09) .

The deduction of TDS and deposit to IT department for the year 2007-08 and 2008-09 itself is the biggest proof of unit under production.

Considering all these facts you are requested to regularize the unit as a normal case from 10/01/08, inspite of an extension case and wave of the extension fees imposed through your letter dated 04/07/12 via letter no. ESTATE/2012/1409.

Enclosed : All relevant documents.

Regards

SUNIL KUMAR BANSAL

98-B, Sector-5, IMT Manesar, Gurgaon

CC to : Estate division IMT Manesar

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