

Ministry of Civil Aviation
Rajiv Gandhi Bhawan, New Delhi-110003

Minutes of the Meeting of the Appellate Committee for height clearance held on
21st January, 2015

Reference Ministry of Civil Aviation letter No. AV.20036/66/2000-AAI dated 15-10-2012 read with letters dated 31-12-2012 and dated 04-01-2013, the Appellate Committee constituted to consider appeal/grievance made by different applicants with regard to the height allocated to them by AAI for their construction vis-à-vis the height sought by them, held its meeting under the Chairmanship of Joint Secretary, Ministry of Civil Aviation (MOCA) on 21st January, 2015.

The following Committee members were present:-

- | | | | |
|----|---------------------|---|-------------------|
| 1. | Sh. V. Somasundaram | - | Member (ANS), AAI |
| 2. | Sh. J.S. Rawat | - | Jt. DGCA |
| 2. | Sh. K. Gohain | - | Technical Expert |

The following decisions were taken for the appeal cases that were brought up in this Committee Meeting:

1. M/s Consultants Combine, E.W.S Tenants Association, Mumbai.

Case No.: MUM/12/NOCAS/027
CHQ File No.: AAI/20012/60/2013-ARI(NOC)
NOCAS ID: SNCR/WEST/B/110811/011
Site Address: CTS No 194A/9/11(Pt.)Plot-B of Village Ghatkopar(East),
Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3774 m from Rwy 27 of Santacruz Airport.

The applicant had initially requested a height of 128.99 m AMSL vide letter dated 29.06.2012 against which they were granted a height of 56.28 m AMSL vide letter dated 25.10.2012. The applicant in its letter dated 21.03.2013 has reiterated for a height of 128.99 m AMSL and thereafter requested for a reduced height of 77.29 m AMSL in Appellate Committee Meeting dated 07.03.2014 with request for an Aeronautical Study stating that it is a MHADA redevelopment project.

The case was listed in the Appellate Committee meeting held on 30.01.2014 wherein the applicant was absent and it was decided that applicant may be given a new date on receipt of request from them for appearing in the meeting.



The case was then heard in the Appellate Committee Meeting held on 7th March, 2014 wherein it was decided that the applicant to furnish letter from MCGM supporting their project including justification for the height for each of the two buildings.

The applicant submitted MCGM letter dated 13.10.2014(in original).

This Committee heard the applicant and it was clarified that the higher height of 77.29 m AMSL is for sale building. The Committee also examined the letter of MCGM dt 13.10.2014 which was found to have no clarity and without categorical request w.r.t the height sought by the applicant.

Committees' Decision:

The applicant to provide letter in original from the MCGM categorically indicating height recommended by them.

2. M/s Zee Infra Projects Pvt. Ltd., Mumbai.

Case No.: MUM/13/NOCAS/83
CHQ File No.: AAI/20012/142/2013-ARI(NOC)
NOCAS ID: JUHU/WEST/B/112513/18552
Site Address: FP No. 13 of TPS –I of Vile Parle (East), Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 739 m from basic strip of Rwy 27 of Juhu Airport.

The applicant had initially requested a height of 49.21 m AMSL vide letter dated 17.08.2012 against which they were granted a height of 32.22 m AMSL vide letter dated 01.08.2013. The applicant in its letter dated 24.11.2013 has reiterated for a height of 49.21 m AMSL requesting for an Aeronautical Study to consume full FSI.

The applicant has submitted MCGM letter dated 18.02.2014(in original)

The case was initially listed in the Appellate Committee meeting held on 16.04.2014 wherein applicant was absent and it was decided applicant may be a given an opportunity after 3 months on receiving fresh request for appearing in the meeting.

Now the applicant vide letter dated 25.09.2014 requested that their case may only be reviewed by AAI and not by Appellate Committee and they will not claim the money back.

The Committee took note of the applicant's request in their letter of 25.09.2014.

Committees' Decision:

The case to be withdrawn from the Appellate Committee meeting and reviewed by AAI and authorize the permissible height after the review.

3. M/s Sagar Priya Housing and Industrial Enterprises, Hyderabad.

Case No.: HY/227/2012
CHQ File No.: AAI/20012/64/2013-ARI(NOC)
NOCAS ID: HYDE/SOUTH/B/102612/009
Site Address: Municipal House No. 8-2-120/103/1, 8-2-120/103/2, 8-2-120/103/3, 8-2-120/103/4, covered out of plot 5 & 6 in town survey No. 6& 7, Road No.2(Old No.3), Banjara Hills, Shaikpet Village, Hyderabad.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3747 m from basic strip of Rwy 09 of Hyderabad Airport.

The applicant had initially requested a height of 631 m AMSL vide letter dated 26.10.2012 against which the height was rejected vide letter dated 26.11.2012. The applicant in its letter dated 22.01.2013 has reiterated for a height of 631 m AMSL requesting higher height quoting that in same locality there are other buildings which get height clearance from AAI.

The case was initially heard in the Appellate Committee meeting held on 30.01.2014 wherein it was decided applicant may be informed to submit a formal request for Aeronautical Study supported by letter from the local authorities recommending their case for the height sought.

Applicant vide letter dated 16.10.2014 requested Aeronautical Study for the entire extent of land mentioned in the survey numbers.

The applicant has submitted Greater Hyderabad Municipal Corporation letter dated 23.09.2014(in original).

The case was listed in this meeting but the applicant was absent.

Committees' Decision:

The case to be taken up after three months only after the applicant makes a request for appearing in the Appellate Committee.

4. Shri R. Suresh Kumar, C/o M/s Prestige Estates Projects Ltd., Hyderabad.

Case No.: HY/44/2013
CHQ File No.: AAI/20012/79/2013-ARI(NOC)
NOCAS ID: HYDE/SOUTH/B/022013/004
Site Address: Survey No.14(Part), Kondapur Village, Serilingampally Mandal, Ranga Reddy District, A.P

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 8778.72 m from basic strip of Rwy 09 of Hyderabad Airport.

The applicant had initially requested a height of 713.15m AMSL vide letter dated 20.02.2013 against they were granted a height of 649m AMSL vide letter dated 05.04.2013. The applicant in its letter dated 26.06.2013 has requested for a reduced height of 681.37 m AMSL and further reduced height requirement to 676 m AMSL vide letter dated 04.02.2014 requesting Aeronautical Study to make his project viable.

The case was initially heard in the Appellate Committee meeting held on 30.01.2014 wherein it was decided that on receipt of formal applicant for revised new height of 675m AMSL from the applicant, the case will be examined from PAN OPS criteria to determine the maximum permissible height.

After reexamination from PANS-OPS criteria, the height of top elevation comes out to be 649m AMSL.

The case was subsequently heard in Appellate Committee meeting held on 7th March, 2014 wherein the Committee decided that applicant's request for the revised height of 675 m AMSL is not permissible.

Accordingly, the case was disposed of and the same was communicated to the applicant vide letter dated 01.04.2014.

Applicant vide letter dated 22.09.2014 requested to reconsider their case for building height of 85 m AGL stating that OCA limit at Hyderabad was fixed 40 years ago.

The Committee took note of the earlier decision of the Committee on 07-03-2014 and no action is recommended in view of the decision already communicated to the applicant.

Committees' Decision:
The appeal is rejected.

5. M/s Lalani Builders & Developers, Mumbai.

Case No.: MUM/07/214
CHQ File No.: AAI/20012/1066/2007-ARI(NOC)
NOCAS ID: JUHU/WEST/B/072712/012
Site Address: CTS No. 1599, 1600 Village Vile Parle (West), At Milan Subway, Santacruz (West), Mumbai.

As per NOCAS, the proposed site lies in **Approach Transition Surface** and is at a distance of 507 m from basic strip of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 32.55 m AMSL vide letter dated 24.05.2007 against which they were granted a height of 18.49 m AMSL vide letter dated 28.03.2008. The applicant in its letter dated 17.02.2011 has requested for increased height of 38.35 m AMSL, 27 m AMSL for Section-I and 30 m AMSL for Section-II vide letter dated 27.05.2013, 30m AMSL for Section-I and 33m AMSL for Section-II vide letter dated 30.06.2014.

The applicant vide their earlier letter dated 17.02.2011 made a request for a height of 38.35 m AMSL stating that they have paid heavy compensation to 35 tenants of the plot, which was fully encroached and want to build a hotel on the plot to promote tourism and bring additional revenues to the Govt. The case was earlier submitted to GRC by NOC Cell with the recommendation that the case may be disposed of by offering lower restricted height of 14.65 m AMSL.

The applicants were called for a hearing in the GRC meeting and they have stated that their site is not in approach surface.

After constitution of the Appellate Committee, the case was heard in Appellate Committee meeting held on 9th January ,2013 and it was decided that the case needs to be verified from NOCAS calculation and Zoning Map details after the site is physically verified jointly by AAI and MIAL in association with representative of the applicant.

A Joint Survey report by AAI and MIAL dated 12.03.2013 was received. As per the coordinates submitted by the applicant and the joint survey report, new NOCAS ID generated as JUHU/WEST/B/032213/004 and as per NOCAS the restricted top elevation 16.91 m AMSL is admissible for the site, and applicant was informed accordingly. Further, 30 cm increment is possible due change in Rwy 09 end elevation. As a result, top elevation 17.21 m AMSL is permissible.

The case was discussed in the subsequent Appellate Committee meeting held on 23rd/25th July, 2013 and the Committee decided to call the applicant for presenting their case with detailed justification for the height of 38.35 m AMSL as sought in their letter of 17.02.2011.

The applicant was asked to present their case in Appellate Committee meeting dated 24.08.13 but the applicant was absent. The case was listed again in meeting of 16.4.2014 but the applicant remained absent and the Committee decided that the applicant may be called in the next meeting to present his case.

The applicant informed that their site can get the benefit of transitional surface if the examination of building coordinates is carried out instead of plot as the building is further away inside the plot.



The case was subsequently heard in Appellate Committee meeting held on 12th May 2014 wherein it was decided that the applicant to provide duly certified coordinates of the building for re-examination.

This Committee was informed that as per the coordinates provided by the applicant, the two NOCAS IDs has been created as JUHU/WEST/B/102214/68583 for section -I and JUHU/WEST/B/102214/68584 for section -II and the permissible heights are as follows:-

	Due AGA Criteria	Due CNS Criteria
Section -I	20.65m AMSL	59.497 m AMSL
Section -II	23.22m AMSL	59.448m AMSL

This Committee taking note of the examination results of AAI as per the coordinates provided by the applicant, directs that the case may be also examined from PANOPS criteria.

Committee's Decision:

AAI to review the height also permissible from PANOPS criteria and then authorise the admissible height.

6. M/s Shristi Infrastructure Development Corp. Ltd., Kolkata.

Case No.: ER-241/10
CHQ File No.: AAI/20012/21/2011-ARI(NOC)
NOCAS ID: KOLK/EAST/B/111912/017
Site Address: Mouza-Jatragachi, AA-II/CBD/2, AA-II, New Town, Kolkata, Under Action Area-II

As per NOCAS, the proposed site lies in **Outer Conical Surface** and is at a distance of 6307 m from Kolkata Airport runway.

The applicant had initially requested a height of 144.53 m AMSL vide letter dated 13.02.2006 against which they were granted a NOC for the height of 144.53 m AMSL vide letter dated 26.07.2006 with a three year validity. The applicant asked for revalidation of NOC on 27. 08.2010 after expiry of the NOC. As per the rules, the provision of revalidation of NOC was applicable in those cases only which were received for revalidation within their validity period. Accordingly, the NOC office Kolkata re-examined the case as per S.O.84E and issued NOC for the permissible height of 88.64 M AMSL. This change in height was due to the revised norms of SO84E which was notified in Jan. 2010.

The applicant approached the GRC in April 2012 and subsequently Appellate Committee for redressal and in its letter dated 16.12.2013 has requested for a height of 144.53 m AMSL for Tower-1 and 133.321 m AMSL for Tower-2 vide letter dated 16.12.2013. The applicant has further requested for an increased height of 140.25 m AMSL for Tower-2 vide letter dated 27.10.2014.

The applicant was advised to submit few documents by AAI on 09.04.2012 to examine the site w.r.t. to the CNS criteria. Documents received on 17.12.2013 from applicant were reexamined & it was observed that individually both the objects are small object but collectively become large object & should not be considered for higher height than permissible from ASR.

The case was subsequently heard in Appellate Committee meeting held on 7th March, 2014 wherein it was decided that re-examination of the case due CNS criteria for Tower-2 for the requested height of 133.321 m AMSL, taking into consideration the new radar at Kolkata Airport, be carried out by AAI, Corporate Headquarters and issue permission for the admissible height from new radar for Tower-2 and 144.53 m AMSL for Tower -1.

After reexamination from CNS criteria, authorization was issued vide letter dated 13.06.2014 for the permissible height of

Tower-1: 144.53m AMSL and

Tower-2: 90.30m AMSL from existing radar and 105.48m AMSL after proposed ASR is commissioned.

The applicant has been sending frequent requests vide letters dated 27.10.2014, 06.10.2014, 14.08.2014 & 09.07.2014 for renewal of NOC issued earlier.

This Committee heard the applicant wherein it was revealed that the applicant had constructed the tower-2 beyond the permissible height of 105.48 m AMSL after the expiry of their NOC. The applicant contended in the meeting that they had been granted lower height when they applied later for validation of their NOC.

Committees' Decision:

AAI to examine the role of the local office/Airport Operator in monitoring such violation by applicant where construction activity continues even after the expiry of NOC and fix the responsibility.



7. M/s Lodha Crown Buildmart Pvt. Ltd. Mumbai Metropolitan Region Development Authority (MMRDA),

Case No.: MUM/10/761
CHQ File No.: AAI/20012/188/2014-ARI(NOC) (Old No.:AAI/20012/149/2012-ARI(NOC)
NOCAS ID: SNCR/WEST/B/111814/74372 (Old ID: SNCR/WEST/B/021513/020
Site Address: Block-C, Plot No.A, Wadala Truck Terminal(WTT), CS No.8, Mumbai.

As per NOCAS, the proposed site lies in **Conical Surface** and is at a distance of 4744.91 m from Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 225 m AMSL against which they were granted a height of 139.90 m AMSL after Aeronautical Study vide letter dated 30.10.2013. The applicant in its letter dated 06.05.2014 has reduced height requirement to 187.95 m AMSL. The applicant thereafter requested for a height of 187.954 online dated 18.11.2014 for Plot-A. The applicant claims that the width of their plot is approximately 500m and they may be given height tower-wise.

The case was listed in the Appellate Committee Meeting dated 12th May, 2014 wherein the applicant was absent. It was decided that the applicant may be given opportunity to present his case in subsequent meeting only after fresh request is received from him.

The applicant, therefore, submitted its request vide letter dated 11.06.2014.

The case was again heard in the in the Appellate Committee Meeting dated 11th July, 2014 wherein it was decided that the applicant submit fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Subsequently, the applicant has divided the plot in 4 sub plot namely A,B,C & D vide letter dated 31.07.14 and requested for reassessment of height granted in respect of each 4 sub divided plots on Block C at WTT to consume full FSI.

This Committee heard the applicant and its presentation. It also took note that the earlier heights granted was after an Aeronautical Study. The Committee also noted the decision of the earlier Committee meeting of 11.07.2014 and was informed that the applicant has submitted fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

9. M/s Lodha Crown Buildmart Pvt. Ltd. Mumbai Metropolitan Region Development Authority (MMRDA),

Case No.: MUM/10/761
CHQ File No.: AAI/20012/190/2014-ARI(NOC) (Old No.:AAI/20012/149/2012-ARI(NOC)
NOCAS ID: SNCR/WEST/B/111814/74452 (Old ID: SNCR/WEST/B/021513/020
Site Address: Block-C, Plot No.C, Wadala Truck Terminal(WTT), CS No.8, Mumbai.

As per NOCAS, the proposed site lies in **Conical Surface** and is at a distance of 4563 m from Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 225 m AMSL against which they were granted a height of 139.90 m AMSL after Aeronautical Study vide letter dated 30.10.2013. The applicant in its letter dated 06.05.2014 has reduced height requirement to 187.95 m AMSL. The applicant thereafter requested for a height of 187.954 online dated 18.11.2014 for Plot-C. The applicant claims that the width of their plot is approximately 500m and they may be given height tower-wise.

The case was listed in the Appellate Committee Meeting dated 12th May, 2014 wherein the applicant was absent. It was decided that the applicant may be given opportunity to present his case in subsequent meeting only after fresh request is received from him.

The applicant, therefore, submitted its request vide letter dated 11.06.2014.

The case was again heard in the in the Appellate Committee Meeting dated 11th July, 2014 wherein it was decided that the applicant submit fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Subsequently, the applicant has divided the plot in 4 sub plot namely A,B,C & D vide letter dated 31.07.14 and requested for reassessment of height granted in respect of each 4 sub divided plots on Block C at WTT to consume full FSI.

This Committee heard the applicant and its presentation. It also took note that the earlier heights granted was after an Aeronautical Study. The Committee also noted the decision of the earlier Committee meeting of 11.07.2014 and was informed that the applicant has submitted fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Committees' Decision:

AAI to conduct Aeronautical Study to find-out the permissible height.

Committees' Decision:

AAI to conduct Aeronautical Study to find-out the permissible height.

8. M/s Lodha Crown Buildmart Pvt. Ltd. Mumbai Metropolitan Region Development Authority (MMRDA),

Case No.: MUM/10/761
CHQ File No.: AAI/20012/189/2014-ARI(NOC) (Old No.:AAI/20012/149/2012-ARI(NOC))
NOCAS ID: SNCR/WEST/B/111814/74403 (Old ID: SNCR/WEST/B/021513/020)
Site Address: Block-C, Plot No.B, Wadala Truck Terminal(WTT), CS No.8, Mumbai.

As per NOCAS, the proposed site lies in **Conical Surface** and is at a distance of 4668 m from Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 225 m AMSL against which they were granted a height of 139.90 m AMSL after Aeronautical Study vide letter dated 30.10.2013. The applicant in its letter dated 06.05.2014 has reduced height requirement to 187.95 m AMSL. The applicant thereafter requested for a height of 187.954 online dated 18.11.2014 for Plot-B. The applicant claims that the width of their plot is approximately 500m and they may be given height tower-wise.

The case was listed in the Appellate Committee Meeting dated 12th May, 2014 wherein the applicant was absent. It was decided that the applicant may be given opportunity to present his case in subsequent meeting only after fresh request is received from him.

The applicant, therefore, submitted its request vide letter dated 11.06.2014.

The case was again heard in the in the Appellate Committee Meeting dated 11th July, 2014 wherein it was decided that the applicant submit fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Subsequently, the applicant has divided the plot in 4 sub plot namely A,B,C & D vide letter dated 31.07.14 and requested for reassessment of height granted in respect of each 4 sub divided plots on Block C at WTT to consume full FSI.

This Committee heard the applicant and its presentation. It also took note that the earlier heights granted was after an Aeronautical Study. The Committee also noted the decision of the earlier Committee meeting of 11.07.2014 and was informed that the applicant has submitted fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Committees' Decision:

AAI to conduct Aeronautical Study to find-out the permissible height.

**10.M/s Lodha Crown Buildmart Pvt. Ltd. Mumbai Metropolitan Region
Development Authority (MMRDA),**

Case No.: MUM/10/761
CHQ File No.: AAI/20012/191/2014-ARI(NOC) (Old No.:AAI/20012/149/2012-ARI(NOC))
NOCAS ID: SNCR/WEST/B/111814/74483 (Old ID: SNCR/WEST/B/021513/020)
Site Address: Block-C, Plot No.D, Wadala Truck Terminal(WTT), CS No.8, Mumbai.

As per NOCAS, the proposed site lies in **Conical Surface** and is at a distance of 4476 m from Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 225 m AMSL against which they were granted a height of 139.90 m AMSL after Aeronautical Study vide letter dated 30.10.2013. The applicant in its letter dated 06.05.2014 has reduced height requirement to 187.95 m AMSL. The applicant thereafter requested for a height of 187.954 online dated 18.11.2014 for Plot-D. The applicant claims that the width of their plot is approximately 500m and they may be given height tower-wise.

The case was listed in the Appellate Committee Meeting dated 12th May, 2014 wherein the applicant was absent. It was decided that the applicant may be given opportunity to present his case in subsequent meeting only after fresh request is received from him.

The applicant, therefore, submitted its request vide letter dated 11.06.2014.

The case was again heard in the in the Appellate Committee Meeting dated 11th July, 2014 wherein it was decided that the applicant submit fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Subsequently, the applicant has divided the plot in 4 sub plot namely A,B,C & D vide letter dated 31.07.14 and requested for reassessment of height granted in respect of each 4 sub divided plots on Block C at WTT to consume full FSI.

This Committee heard the applicant and its presentation. It also took note that the earlier heights granted was after an Aeronautical Study. The Committee also noted the decision of the earlier Committee meeting of 11.07.2014 and was informed that the applicant has submitted fresh separate proposal for each of the parts of the plot and of the individual towers giving specific coordinates of the tower and parts of the plot.

Committees' Decision:

AAI to conduct Aeronautical Study to find-out the permissible height.

11. M/s Sunshine Builders & Developers, Mumbai.

Case No.: MUM/10/702
CHQ File No.: AAI/20012/113/2011-ARI(NOC)
NOCAS ID: JUHU/WEST/B/110513/17769
Site Address: CTS No.78 & 79 of Village Gundavali, off Western Express Highway, Andheri(East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 2347 m from Rwy 14 of Santacruz Airport.

The applicant had initially requested a height of 75.75 m AMSL vide letter dated 10.11.2010 against which they were granted a height of 56.27 m AMSL vide letter dated 30.05.2011. The applicant in its letter dated 16.09.2013 has appealed to Appellate Committee for an increased height of 80 m AMSL which was revised to 110m AMSL vide letter dated 06.08.2014. The applicant requested Aeronautical Study to consume full FSI and to make project viable.

The case was earlier heard in the Appellate Committee held on 27.12.2013 wherein the applicant to submit the documents/information sought by AAI vide letter dated 20.09.2013 and the case to be placed before Appellate Committee for consideration.

The applicant subsequently submitted the documents including Slum Rehabilitation Authority (SRA) letter dated 01.03.2014(in original). Applicant stated that his project is a rehabilitation project involving 1776 tenements. A revised SRA letter dated 05.08.2014(in original) was also submitted.

During examination of the documents by AAI, it was revealed that while NOC dated 30.05.2011 was issued based on BMC site elevation certificate of 5.750M dated 15.09.2010, another BMC site elevation certificate for the same site of 18.55M to 27.265M dated 06.09.2010 was also submitted by the applicant. To resolve the doubt, a physical verification of the site was conducted by MIAL.

According to the MIAL report, the measured site elevation is 20.46m AMSL, confirming that the NOC was issued based on the wrong data filed by the applicant. MIAL also reported that at the site six buildings are under construction, of them three buildings have been constructed up to 63.32 m AMSL, violating the permitted top elevation of 56.27 M and three buildings have been constructed up to 43.35m AMSL.

In view of the above, the NOC issued by AAI vide letter dated 30.05.2011 was cancelled vide letter dated 20.10.2014. The matter was also referred to Municipal Commissioner, MCGM, Mumbai vide AAI letter dated 13.10.2014 to investigate the circumstances of issuance of two site elevation certificates with varying heights and take suitable corrective action.

MCGM vide letter dated 31.10.2014 has informed that the matter pertains to the SRA and therefore they have forwarded the case to the Dy. Chief Engineer, SRA for initiating further necessary action.

On the request of the applicant vide letter 19.12.2014 requesting Aeronautical Study, this Committee heard the applicant who informed that the present developer Omkar (present in the meeting) had bought the project from its earlier developer Sunshine builders who had created confusion by giving two different sets of certificates from BMC giving different site elevations. The Committee took note of this along with the fact that the NOC had been cancelled on 20th October 2014. The committee also noted that MCGM instead of investigating the issuance of two different site elevation certificates with varying heights, simply forwarded the case to SRA. Therefore, the appeal cannot be accepted.

Committees' Decision: The appeal is rejected. RED, WR, AAI to coordinate with MIAL (Airport Operator) to take up the matter with the State authorities for registering an FIR on the involved parties for producing certificates, issued by BMC, having different & wrong site elevation values.

12. Shri Nishit Kantilal Savla, C/o M/s Integrated Spaces Ltd., Mumbai.

Case No.: MUM/13/NOCAS/411
CHQ File No.: AAI/20012/76/2014-ARI(NOC)
NOCAS ID: SNCR/WEST/B/070113/14843
Site Address: CTS No. 183 C/1, Ghatkopar-Kirol, Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 1597 m from basic strip of Rwy 27 of Santacruz Airport.

The applicant had initially requested a height of 47.68 m AMSL vide letter dated 06.07.2013 against which they were granted a height of 39.17 m AMSL vide letter dated 19.12.2013. The applicant in its letter dated 24.03.2014 has requested for a reduced higher height of 44.49 m AMSL requesting higher height to provide tenements for Economically Weaker Section(EWS) .

The applicant has submitted MCGM letter dated 08.05.2014(in original).

This Committee heard the applicant and also examined the letter of MCGM. The Committee also took note that the site lies in the Approach Surface of Rwy 27 where the permissible height is governed solely from AGA criteria.

Committees' Decision:

The appeal is rejected in view of the fact that the site is in the Approach Surface of Rwy 27.

13. M/s Empress & Adhishakti JV, Mumbai.

Case No.: MUM/13/NOCAS/515
CHQ File No.: AAI/20012/81/2014-ARI(NOC)
NOCAS ID: SNCR/WEST/B/080513/15664
Site Address: CTS No. 1720, Village Chembur of Gaondevi Compound, R.C marg, Chembur in M/W Ward, Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3744 m from of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 80.07m AMSL vide letter dated 20.08.2013 against which they were granted a height of 56.90 m AMSL vide letter dated 12.03.2014. The applicant in its letter dated Nil received on 22.04.2014 has requested for a reduced height of 77.50 m AMSL. The applicant has thereafter requested a height of 80.07m AMSL vide letter dated 25.06.2014 requesting Aeronautical Study to rehabilitate 212 tenements under Slum Development Project.

The applicant has submitted SRA letter dated 05.09.2014(in original) which had supported the project recommending Aeronautical Study.

This Committee heard the applicant who clarified that the rehab building will be G+16 and that the sale building will be G+22 and that they are prepared to accept the height as permitted from Aeronautical Study.

Committee's Decision :

Aeronautical Study to be conducted for sale building to determine whether the height sought by the applicant i.e. 80.07 m AMSL is permissible or not.

14. M/s Square Housing Development Corporation, Shri Rizwan G. Patka, Mumbai.

Case No.: MUM/13/NOCAS/214
CHQ File No.: AAI/20012/29/2014-ARI(NOC)
NOCAS ID: SNCR/WEST/B/020414/21271
Site Address: CTS No. 394/B of Village Kurla, Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 375 m from of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 30.50m AMSL vide letter dated 01.05.2013 against which they were granted a height of 14.29 m AMSL vide letter dated 26.11.2013. The applicant in its letter dated 05.02.2014 has reiterated for a height of 30.50 m AMSL. The applicant has thereafter requested a reduced height of 18.41m

AMSL vide letter dated nil received on 13.06.2014 requesting Aeronautical Study to consume full FSI.

Subsequently the applicant vide letter dated 29.09.14 had requested that the case may be reviewed by AAI and that they will not claim back the money submitted for appeal.

The Committee took note of the above request of the applicant who was present in this meeting and have agreed to his request.

Committees' Decision:

The case to be examined by AAI and authorize height as admissible.

15. M/s Kumar Mordani, C/o M/s Mordani Realty, Mumbai.

Case No.: MUM/14/NOCAS/33
CHQ File No.: AAI/20012/108/2014-ARI(NOC)
NOCAS ID: JUHU/WEST/B/010614/19829
Site Address: FP No. 438 of TPS No.III of Bandra (West) at 14th Road, Khar (West), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 2900 m from of Rwy.09 of Santacruz Airport.

The applicant had initially requested a height of 94.75m AMSL vide letter dated 16.01.2014 against which they were granted a height of 56.90 m AMSL vide letter dated 21.05.2014. The applicant in its letter dated 20.05.2014 has reiterated for a height of 94.75 m AMSL requesting Aeronautical Study to consume full FSI stating that their project is under SRA.

This Committee heard the applicant and also examined the SRA letter dated 15th Jan., 2015 which gives support and justification for a building height of 74.78 m AGL. Committee also took note that elevation of the site is 9.75 m AMSL.

Committees' Decision:

Aeronautical Study to be conducted to determine whether the height 84.53 m AMSL is admissible or not.

16. M/s Uma Enterprises Pvt. Ltd. & Gauri Shanker & Others, Jaipur.

Case No.: NR/2014/131
CHQ File No.: AAI/20012/29/2014-ARI(NOC)
NOCAS ID: JAIP/NORTH/B/022814/22245
Site Address: Khasra No. 76 to 83, 83/509, 88, 89, 90, 81/532, 88/1, 89/2, 79/530, 80/531, 83/529, 84, 85/1, 89/1, 90/1 Village Durgapur, Tehsil Sanganer, Jaipur.



As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3992 m from of Rwy 27 of Jaipur Airport.

The applicant had initially requested a height of 511.25m AMSL vide letter dated 07.04.2014 against which they were granted a height of 429.96 m AMSL vide letter dated 21.04.2014. The applicant in its letter dated 29.04.2014 has reiterated for a height of 511.25 m AMSL requesting Aeronautical Study to approve higher height quoting that plot adjacent to their site has been given height of 97.5m.

The applicant submitted Jaipur Development Authority letter dated 10.06.2014 (in original).

This Committee heard the applicant and examined the letter submitted in original from the Jaipur Development Authority.

Committees' Decision:

Aeronautical Study to be conducted whether the height requested 511.25 m AMSL is admissible or not.

17. M/s Aqua Space Developers Private Ltd., Hyderabad.

Case No.: HY/126/2014
CHQ File No.: AAI/20012/115/2014-ARI(NOC)
NOCAS ID: HYDE/SOUTH/B/041914/34366
Site Address: Commercial Block-2 on Plot No. 22, 23, 24, 31, 32 & 33 in Survey No. 83/1 in Hyderabad Knowledge City, Raidurg Panmaktha Village, Serilingampally Mandal & Municipality, Ranga Reddy Dist.,A.P

As per NOCAS, the proposed site lies in **Outer Conical Surface** and is at a distance of 8521 m from Rwy 09 of Hyderabad Airport.

The applicant had initially requested a height of 693 AMSL online dated 19.04.2014 against they were granted a height of 649m AMSL vide letter dated 03.06.2014. The applicant in its letter dated 16.06.2014 has requested for an increased height of 703 m AMSL requesting higher height quoting nearby high rise buildings.

The applicant has submitted Greater Hyderabad Municipal Corporation letter (in original) dated 30.06.2014.

This Committee head the applicant as well as examined the Greater Hyderabad Municipal Corporation letter dated 30.06.2014.

Committees' Decision:

Aeronautical Study to be conducted to determine whether the height requested i.e, 703 m AMSL is admissible or not.

18.M/s Kamlashmi Builders, Shri Jitendra R. Jain, Mumbai.

Case No.: MUM/11/93
CHQ File No.: AAI/20012/64/2014-ARI(NOC)
NOCAS ID: JUHU/WEST/B/012914/20998
Site Address: CTS No. G/39 of Village Bandra (West), FP No. 5-F of TPS No.-II of Santa Cruz , Santa Cruz (W), Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 1123 m from of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 57.75m AMSL vide letter dated 16.03.2011 against which they were granted a height of 25.88 m AMSL vide letter dated 18.05.2012. The applicant in its letter dated 04.03.2014 has requested for a reduced height of 28.89 m AMSL requesting higher height stating that the project scheme is under the redevelopment project.

The applicant has submitted MCGM letter dated 31.05.2014(in original).

This Committee heard the applicant and examined the MCGM letter. The Committee observed that the site lies in Approach Surface of Rwy 98 and is restricted due AGA and also noted that the revised height requested, i.e., 28.89 m AMSL by the applicant does not penetrate the AGA surface.

Committees' Decision:

The case to be reviewed by AAI and the permissible height authorized.

19.M/s S.B. Developers, Mumbai.

Case No.: MUM/14/NOCAS/02
CHQ File No.: AAI/20012/112/2014-ARI(NOC)
NOCAS ID: SNCR/WEST/B/122413/19388
Site Address: CTS No. 475(Pt), Plot No.-B of Village Kurla, Kurla, Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 2982 m from of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 104.55m AMSL vide letter dated 02.01.2014 against which they were granted a height of 56.90 m AMSL vide letter dated 15.04.2014. The applicant in its letter dated 07.06.2014 has requested for a reduced higher height of 81 m AMSL requesting Aeronautical Study to consume full FSI. The applicant had also submitted a letter from MHADA dated 1.8.2014.

The applicant was absent.

Committees' Decision:

The case to be taken up after three months only after the applicant makes a request for appearing in the Appellate Committee.

20. Shri Umang H. Gandhi, C/o Shri Hemant K. Shah, Mumbai.

Case No.: MUM/12/152
CHQ File No.: AAI/20012/58/2013-ARI(NOC)
NOCAS ID: JUHU/WEST/B/080812/022
Site Address: FP No. 241 of TPS-V of Vile Parle at Vile Parle (East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 685m from of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 54.65m AMSL vide letter dated 21.08.2012 against which they were granted a height of 41.90 m AMSL vide letter dated 30.01.2013 and a height of 37.89m AMSL vide letter dated 21.05.2013(after review at AAI, CHQ). The applicant in its letter dated 25.06.2014 has requested for a reduced height of 52.9 m AMSL requesting higher height stating that the project is a redevelopment project for rehabilitation of the existing occupant under development control regulation and to consume full FSI.

The applicant has submitted MCGM letter dated 05.03.2014(In Original)

The Committee was informed that the case was earlier reviewed at CHQ through NOCAS and it was observed that the height was restricted to 37.89m AMSL as the site falls in UHF link corridor of ARSR-ATS UHF link of Mumbai. Now the UHF link between ARSR and Control tower new location has been incorporated in NOCAS. The site is cleared from UHF link. It was further noted that now the maximum permissible height is 49.61m AMSL due ASR (existing) as per CNS criteria.

This Committee heard the applicant with its presentation and also took note of the shift of UHF link between ARSR and Control Tower. The Committee also noted that the height requested is below AGA Surfaces.

Committees' Decision:

AAI to re-examine the case in view of shift of UHF link and authorize the permissible height.

21.M/s Divine Light Cooperative Housing Society Ltd. Shri Joseph Nathan, Mumbai.

Case No.: MUM/13/NOCAS/262
CHQ File No.: AAI/20012/123/2014-ARI(NOC)
Site Address: CTS No. 107 & 107/1 to 107/8 of Village Chakala at Andheri (East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 1652m from of Rwy 14 of Santacruz Airport.

The applicant had initially requested a height of 77.60m AMSL vide letter dated 30.04.2014 against which they were granted a height of 54.525 m AMSL vide letter dated 12.05.2014 The applicant in its letter dated 25.06.2014 has reiterated for a height of 77.60m AMSL requesting higher height stating that the project scheme comes under the society redevelopment under Maharashtra State Development DCR 32 and to consume full FSI.

This Committee heard the applicant and also examined the MCGM letter of 5.8.2014. The letter from MCGM does not contain any specific recommendation for the height.

Committees' Decision:

The applicant to submit letter from the MCGM giving specific height recommendation and support for the project.

22.M/s Starwing Developers, Mumbai.

Case No.: MUM/13/NOCAS/321
CHQ File No.: AAI/20012/124/2014-ARI(NOC)
NOCAS ID.: JUHU/WEST/B/030213/001
Site Address: CTS No. 172 & 173 of Village Gundavali at Andheri(East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 2407m from of Rwy 14 of Santacruz Airport.

The applicant had initially requested a height of 69.21m AMSL vide letter dated 12.06.2013 against which they were granted a height of 56.90 m AMSL vide letter dated 14.11.2013. The applicant in its letter dated 25.06.2014 has requested a reduced height of 68.35m AMSL requesting Aeronautical Study stating that the project is a redevelopment project for rehabilitation of the existing occupant under development control regulation and to consume full FSI.

This Committee heard the applicant with their presentation. The applicant could not produce any support letter from the State local authorities supporting their project with specific height recommendations.

Committees' Decision:
The appeal is rejected.

23. M/s Nrianjan Hiranandani, M/s Classique Associates Mumbai.

Case No.: MUM/12/NOCAS/164
CHQ File No.: AAI/20012/116/2013-ARI(NOC)
NOCAS ID.: SNCR/WEST/B/082012/005
Site Address: CTS No. 25 A/2(Pt.) of Village Powai, Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3735m from of Rwy 27 of Santacruz Airport.

The applicant had initially requested a height of 138.55m AMSL vide letter dated 24.08.2012 against which they were granted a height of 56.28 m AMSL vide letter dated 20.12.2012. The applicant in its letter dated 12.08.2013 has reiterated a height of 138.55m AMSL. The applicant has further reduced height to 109.60m AMSL vide letter dated 04.08.2014 requesting shielding benefit stating that there are buildings within the vicinity of their plot which have been granted more height by granting shielding benefit and also their plot falls in the shadow of Lal Batti hill which is about 209m AMSL.

The applicant has submitted Brihanmumbai Mahanagarpalika letter dated 01.08.2014 which is not in original.

This Committee heard the applicant and its presentation. As regards the applicant's request for granting shielding benefit, the Committee noted that the height requested does not get shielding benefit from the contour of the Lal Bathi Hill. The applicant then made the request in the meeting for considering their case for Aeronautical Study which has been turned down in the absence of submission of approved building plan.

Committees' Decision:
Appeal is rejected.

24. M/s Sumer Buildcorp Pvt. Ltd. Mumbai.

Case No.: MUM/14/NOCAS/356
CHQ File No.: AAI/20012/161/2014-ARI(NOC)
NOCAS ID.: JUHU/WEST/B/051914/38951
Site Address: CTS No. 401, 402 & 415 to 438 Wilingdon Colony, Village Bandra, S.V Road, Santa Cruz (West), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 1440m from of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 80.80m AMSL vide letter dated 07.07.2014 against which they were granted a height of 56.62 m AMSL vide letter dated 26.08.2014. The applicant in its letter dated 12.09.2014 has reiterated a height of 80.80m AMSL. Applicant requested Aeronautical Study stating that their project is under SRA and they have to build rehab buildings for slum dwellers on the limited plot area.

This Committee heard the applicant and examined the SRA letter 15th January, 2015, submitted by the applicant and observed that the letter recommends a higher height of 90 m Above Average Ground level, which is neither specific nor in sync with the request of the applicant of 80.80 m AMSL.

Committees' Decision:

The appeal is rejected.

25. M/s Genesis Resorts Pvt. Ltd., Shri Anwar G. Lalani, Mumbai.

Case No.: MUM/14/NOCAS/356 09/614
CHQ File No.: AAI/20012/161/2014-ARI(NOC) 133/2013 - AR 1 (NOC)
NOCAS ID.: JUHU/WEST/B/051914/38951 081313/15814
Site Address: CTS No. 1238,1240,1240/1 to 3, FP No. 320, TPS-II, Vile Parle (East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 698m from of Rwy 14 of Santacruz Airport.

The applicant had initially requested a height of 54.55m AMSL vide letter dated 01.12.2009 against which they were granted a height of 48.08 m AMSL vide letter dated 11.03.2010. The applicant in its letter dated 04.10.2013 has reduce the height requirement to 52m AMSL. The applicant requested additional height of 3.92 for water tank and lift machine room. Applicant also requested Aeronautical Study vide letter dated 17.04.2014.

The Committee is informed that as per the physical verification report which was carried out by MIAL, the site elevation was measured to be **8.67m** and the building is already constructed to a height of **50.15m AMSL** which is **2.07m more than the granted NOC height**.

This Committee heard the applicant with regard to the violation of the NOC height granted to them for which there was no justification provided by the applicant.

Committees' Decision:

Appeal is rejected in view of the violation of the NOC height condition. AAI to take up the matter with their Mumbai office and MIAL to initiate necessary action as per rules and responsibility be fixed for not monitoring such unauthorized constructions.

26. M/s Bhairav Erectors, Mumbai.

Case No.: MUM/14/NOCAS/11
CHQ File No.: AAI/20012/125/2014-ARI(NOC)
NOCAS ID.: SNCR/WEST/B/122813/19527
Site Address: CTS No. 7301/8, Village Kolekalyan, Kalina, H-East Ward, Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 826m from of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 51.70m AMSL vide letter dated 02.01.2014 against which they were granted a height of 33.56 m AMSL vide letter dated 07.05.2014. The applicant in its letter dated 25.06.2014 has reduce the height requirement to 41.4m AMSL. Applicant requested higher height to utilize full FSI.

This Committee heard the applicant who stressed higher height to consume full FSI granted to them. The Committee also noted that the higher height requested by the applicant which is 41.4 m AMSL is within the AGA surface.

Committees' Decision:

AAI to reexamine the case and issue authorization on the permissible height.

27. M/s Guru Prerna Corporation, M/s Space Moulders, Mumbai.

Case No.: MUM/14/NOCAS/286
CHQ File No.: AAI/20012/158/2014-ARI(NOC)
NOCAS ID.: SNCR/WEST/B/052914/39669
Site Address: CTS No. 115, 119A & 122A Village Marol at Marol Maroshi Road, Andheri (East), Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 3692m from of Rwy 27 of Santacruz Airport.

The applicant had initially requested a height of 135.66m AMSL vide letter dated 04.06.2014 against which they were granted a height of 56.90 m AMSL vide letter dated

07.08.2014. The applicant in its letter dated nil received on 27.08.2014 has reiterated the height of 135.66m AMSL. Applicant requested Aeronautical Study to utilize full FSI.

This Committee heard the applicant who during their presentation had revised their height requirement to a reduced height of 115.46 m AMSL (66.25 m AGL). The applicant had also submitted a support letter 17th Jan., 2015 from MCGM, which was examined by the Committee. Committee noted that there is no specific recommendations or justification given by MCGM. MCGM have simply reflected the submission of Developer in their letter.

Committees' Decision:

The appeal is rejected.

28.M/s Sanvo Resorts Pvt. Ltd., Mumbai.

Case No.: MUM/10/NM/1009
CHQ File No.: AAI/20012/25/2011-ARI(NOC)
NOCAS ID.: NAVI/WEST/B/062014/42624
SiteAddress: S.No.94/1D, 95/1, 95/2, 95/3A, 95/3B, 95/4, 96, 97/1, 97/2, 98/6A/1, 98/6A/2, 98/6B, 98/6C & 98/6D of Village Kolkhe, Tal – Panvel, Distt. Raigad.

As per NOCAS, the proposed site lies in **Conical Surface** and is at a distance of 4860m from of Rwy 26 of Navi Mumbai Airport.

The applicant had initially requested a height of 161.95m AMSL vide letter dated 08.07.2010 against which they were granted a height of 94.50 m AMSL vide letter dated 23.09.2010 and a height of 103m AMSL vide letter dated 21.09.2011(after review at AAI, CHQ). The applicant in its letter dated 23.07.2013 has reduced the height requirement to 152m AMSL. Applicant requested additional height stating that their project is rental housing project which is a slum prevention programme undertaken by MMRDA and also to utilize full FSI.

The applicant had also submitted MMRDA letter dated 10.06.2014(in original). Subsequently the applicant vide email dated 19.01.2015 requested postponement of their case.

Committees' Decision:

Request for postponement acceded and the applicant to be called for meeting only after receipt of formal request from them.

29. M/s Sai Leela Corporation, Shri Ramesh D. Haria, Mumbai.

Case No.: MUM/08/93
CHQ File No.: AAI/20012/1337/2008-ARI(NOC)
NOCAS ID.: JUHU/WEST/B/082313/15952
Site Address: CTS No. 162, FP No. 61, TPS I, PM Road, Santa Cruz (W),
Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 725 m from of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 32.05m AMSL vide letter dated 28.02.2008 against which they were granted a height of 32.05 m AMSL vide letter dated 21.11.2008.

MIAL vide letter dated 31.07.2012 had reported about the structure as an obstruction in approach surface of Rwy 09 of Santa Cruz Airport.

A Joint Physical Site Verification was carried out by AAI and MIAL officers in presence of property developer Shri Ramesh Haria and Shri Phapale, Sub-Engineer of Building Proposal Department (WS), Bandra, Mumbai.

As per the geo-coordinates provided by the physical verification report, NOCAS Id was created as JUHU/WEST/B/082313/15952 and the maximum permissible top elevation, as per NOCAS, works out to be 19.32m AMSL. Accordingly, authorization letter for the revised height of 19.32m AMSL was issued on 07.10.2013. As per the report, the building has been constructed and the top elevation of the building is 32.06m AMSL.

Subsequently, it was brought to the notice of CHQ by MIAL vide letter dated 17.10.2013 that since the applicant had obtained NOC from AAI in 2008 for a height which is more than the permissible height by misrepresenting the location of the site and the matter was intimated to Director of Air Safety, DGCA, Western Region and Deputy Chief Engineer, Building Proposal Department of BMC to take necessary action. MIAL further informed that in view of the fact that the structure was an obstruction, a decision was taken by Regional NOC Committee not to issue any NOC for the building until height of the above structure is reduced to permissible limits.

Taking into consideration the inputs received from MIAL, **the authorization letter issued by AAI vide letter dated 07.10.2013 was cancelled on 14.11.2013 by CHQ. The NOC issued by AAI vide letter dated 21.11.2008 was also cancelled through AAI letter dated 7th October 2013.**

MIAL vide letter dated 06.09.2014 has also informed that Executive Engineer (MCGM) of building proposal department of H-West ward have submitted detailed report to the Municipal Commissioner and further actions are awaited. As per MIAL e-mail dated

18.12.2014, a demolition order has been issued by the Municipal Commissioner and the builder has been directed to reduce the height of the building to 19.38m AMSL.

Now, the applicant has appealed to the Appellate Committee vide their letter dated 09.06.2014 for height of 24.05m AMSL.

The Committee was informed that the NOC for height clearance was issued for 32.05m AMSL dated 21.11.2008 on the basis of data furnished by the applicant which was later found to be incorrect. The applicant in its letter dated 09.06.2014 has requested a reduced height of 24.05m AMSL.

The Committee took note of the above developments wherein the height granted in Nov 2008 was cancelled and subsequently also the authorization dated Oct 2013 was also cancelled and that demolition order has been issued by the Municipal Commissioner. Therefore the present appeal of the applicant dated 09.06.2014 is not to be considered.

Committees' Decision: The appeal is rejected. RED, WR, AAI to coordinate with MIAL (Airport Operator) to take up the matter with the local bodies for registering an FIR against the developer for providing false information.

30. M/s Shishir Realty Pvt. Ltd., Mumbai.

Case No.: MUM/13/NOCAS/1196
CHQ File No.: AAI/20012/104/2014-ARI(NOC)
NOCAS ID: NAVI/WEST /B/103113/17711
Site Address: Plot No. 5A, Sector-46A, Nerul, Navi Mumbai

As per NOCAS, the proposed site lies in Inner Horizontal Surface and is at a distance of 945 m from basic strip of Rwy 26R of Navi Mumbai Airport.

The applicant had initially requested a height of 100.685m AMSL vide letter dated 11.11.2013 against which they were granted a height of 53m AMSL vide letter dated 17.12.2013. The applicant in its letter dated 30.05.2014 has reiterated for a height of 100.685m AMSL. The applicant requested Aeronautical Study to consume full FSI.

This Committee heard the applicant and in the presentation they produced a letter issued by Navi Mumbai Municipal Corporation supporting the height requested by the applicant. The Committee was also informed of the latest reference from CIDCO w.r.t maximum height permissible around the Navi Mumbai Airport.

Committees' Decision:

AAI to forward the letter submitted by applicant issued by Navi Mumbai Municipal Corporation to CIDCO for their comments.

31. M/s S.B. Developers, Mumbai.

Case No.: MUM/14/NOCAS/01
CHQ File No.: AAI/20012/113/2014-ARI(NOC)
NOCAS ID: SNCR/WEST/B/122413/19387
Site Address: CTS No. 475(Pt), Plot No.-A of Village Kurla, Kurla, Mumbai.

As per NOCAS, the proposed site lies in **Inner Horizontal Surface** and is at a distance of 2900 m from of Rwy 09 of Santacruz Airport.

The applicant had initially requested a height of 105m AMSL vide letter dated 01.01.2014 against which they were granted a height of 56.90 m AMSL vide letter dated 15.04.2014. The applicant in its letter dated 07.06.2014 has requested for a reduced higher height of 81 m AMSL requesting Aeronautical Study to consume full FSI.

The applicant had also forwarded a MHADA letter dated 1.8.2014 in original.

The applicant was absent.

Committees' Decision:

The case to be taken up after three months only after the applicant makes a request for appearing in the Appellate Committee.

32. M/s Om Sai Enterprise Builders & Developers, Shri Jayantibhai Parasia, Mumbai.

Case No.: MUM/13/NOCAS/161
CHQ File No.: AAI/20012/56/2014-ARI(NOC)
NOCAS ID: SNCR/WEST /B/022213/006
Site Address: CTS No. 20(Pt), Bldg No. 127 of Village Chembur, Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 2270 m from basic strip of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 56.47m AMSL vide letter dated 18.04.2013 against which they were granted a height of 52.21m AMSL vide letter dated 08.10.2013. The applicant in its letter dated nil has requested for an increased higher height of 72m AMSL. Applicant requested aeronautical study to consume full FSI.

The applicant was absent.

Committees' Decision:

The case to be taken up after three months only after the applicant makes a request for appearing in the Appellate Committee.

33. The Executive Engineer (MMRDA), Mumbai.

Case No.: MUM/14/NOCAS/30
CHQ File No.: AAI/20012/74/2014-ARI(NOC)
NOCAS ID: SNCR/WEST /B/011014/19957
Site Address: Plot-A, MIG Building, CTS No. 47(Pt.), New Tilak Nagar,
Chembur, Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 1995 m from basic strip of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 72.05m AMSL vide letter dated 15.01.2014 against which they were granted a height of 46.68m AMSL vide letter dated 25.02.2014. The applicant in its letter dated 11.03.2014 has reiterated for a height of 72.05m AMSL. Applicant requested higher height to consume full FSI of 5.88 of MIG category for tenement construction.

The applicant vide letter dated 25.07.2014 requested for an Aeronautical Study. The applicant has submitted MMRDA letter dated 12.09.2014(in original).

The Committee heard the applicant and was informed that the site lies inside the Approach Surface.

Committees' Decision:

Appeal is rejected.

34. The Executive Engineer (MMRDA), Mumbai.

Case No.: MUM/14/NOCAS/31
CHQ File No.: AAI/20012/77/2014-ARI(NOC)
NOCAS ID: SNCR/WEST /B/011014/19965
Site Address: Plot-B, LIG Building, CTS No. 47(Pt.), New Tilak Nagar,
Chembur, Mumbai.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 1994 m from basic strip of Rwy 32 of Santacruz Airport.

The applicant had initially requested a height of 83.90m AMSL vide letter dated 15.01.2014 against which they were granted a height of 46.68m AMSL vide letter dated 25.02.2014. The applicant in its letter dated 12.03.2014 has reiterated for a height of 83.90m AMSL. Applicant requested higher height to consume full FSI of 7.67 of LIG category for tenement construction.

The applicant vide letter dated 25.07.2014 requested for an Aeronautical Study. The applicant has submitted MMRDA letter dated 12.09.2014(in original).

This Committee heard the applicant and the applicant informed that no Aeronautical Study is permitted in the Approach Surface.

Committees' Decision:

Appeal is rejected.

35. M/s Delhi Development Authority, New Delhi.

Case No.: NR/2013/248 ^{12/2013}
CHQ File No.: AAI/20012/~~772014~~-ARI(NOC)
NOCAS ID: PALM/NORTH/B/051713/012
Site Address: Vasant Kunj on Mehrauli – Mahipalpur Road, New Delhi.

As per NOCAS, the proposed site lies in **Approach Surface** and is at a distance of 1646 m from basic strip of Rwy 29R of IGI Airport, New Delhi

The applicant had initially requested a height of 280.28m AMSL vide letter dated 13.06.2013 against which they were granted a height of 269.30m AMSL vide letter dated 18.07.2013. The applicant in its letter dated 02.09.2013 has reduced the height requirement to 278.34m AMSL.

The Committee was informed that the applicant submitted vide letter dated 26.04.2014 the geo-coordinates of six clusters/blocks of his project. Accordingly, NOCAS Ids are created for each clusters/blocks. Out of 6 cluster/blocks, the height clearances for 4 blocks have been issued.

Applicant has now requested higher height for remaining 2 blocks i.e cluster 2 and 3 to make project viable.

The Committee further noted that,

Cluster 2: PALM/NORTH/B/060914/40894

As per NOCAS, the proposed site lies in **approach surface** and is 1845m from basic strip of Rwy 29R of IGI Airport.

Requested height (Vide letter dated 26.04.14) :- 276.33m AMSL

Cluster 3: PALM/NORTH/B/060914/40902

As per NOCAS, the proposed site lies in **approach surface** and is 1919m from basic strip of Rwy 29R of IGI Airport.

Requested height (Vide letter dated 26.04.14) :- 277.63m AMSL

The Committee further noted that for both the clusters above lies inside the Approach Surfaces where the requested height for both the clusters respectively is not permissible.

Committees' Decision:

The case to be reviewed in AAI and height, as admissible for Cluster-2 & 3, be given.


(V.SOMASUNDARAM)
MEMBER (ANS), AAI


(J.S. RAWAT)
JT. DGCA


(K.GOHAIN)
TECHNICAL EXPERT


(ARUN KUMAR)
JT. SECY, MOCA
CHAIRMAN, APPELLATE COMMITTEE

Place: New Delhi

Date: 21st January, 2015