



Government of India
Ministry of Commerce & Industry
Department of Commerce
Office of the Development Commissioner
Indore Special Economic Zone
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F. No. A-64/ISEZ/UAC-Crystal IT/2011-12/ 228

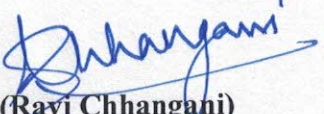
Dated: 02.06.2023

OFFICE MEMORANDUM

Sub: First Meeting (2023-24 series) of the Approval Committee for Crystal IT Park SEZ held on 31.05.2023 - Reg.

The undersigned is directed to forward the minutes of the First Meeting (2023-24 series) of the Approval Committee, Crystal IT Park SEZ held on 31.05.2023, duly authenticated, for your kind perusal and further action to implement the decisions of the Approval Committee.

Encl: As above


(Ravi Chhangani)

**Asstt. Development Commissioner
For Development Commissioner**

To:

1. The Managing Director, MPIDC Ltd., Cedmap Bhawan, 16-A, Jail Road, Arera Hills Bhopal (**Member representing Govt. of Madhya Pradesh**).
2. The Managing Director, Madhya Pradesh State Electronics Development Corporation Ltd., State IT Centre, 47-A, Arera Hills, Bhopal (**Member representing Govt. of Madhya Pradesh**).
3. The Commissioner, Customs, Office of the Commissioner of Customs, B-Zone, Business Space, 3rd Floor, 12/27 & 12/28 Village Pipliakumar, Nipania, Indore-452010 (M.P.) (**Member representing Deptt. of Revenue, Govt. of India**).
4. The Commissioner of Income Tax (CIT-I), Office of the Chief Commissioner of Income Tax, Aayakar Bhawan Annexe, Opp. White Church, Indore-1 (**Member representing Deptt. of Revenue, Govt. of India**).
5. The Jt. Director General of Foreign Trade, Nirman Sadan, Arera Hills, Hoshangabad Road, Bhopal (**Member**).
6. The Executive Director, MPIDC Regional Office, 1st Floor, Atulya IT Park, Near Crystal IT Park, Khandwa Road, Indore or his representative (**Special Invitee**).
7. The Dy. Secretary to the Govt. of India, Ministry of Commerce & Industry, Deptt. of Commerce, SEZ, Udyog Bhawan, New Delhi (**Member**).
8. The Dy. Secretary (IF-I), Ministry of Finance, Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi (**Member**).
9. The Specified Officer, Crystal IT Park SEZ (**Special Invitee**).

INDORE SPECIAL ECONOMIC ZONE

Minutes of the Approval Committee for Crystal IT Park SEZ

Meeting No. 01 (2023- 24 series) held on 31.05.2023.

The meeting of the Approval Committee constituted by the Govt. of India vide notification dated 26.07.2007 was held via video conference at 3:00 p.m. on 31.05.2023 in the Office of the Development Commissioner, Indore SEZ. Shri Suvidh Shah, Development Commissioner, Indore SEZ, chaired the meeting. Shri Akash Agarwal, Dy. Commissioner, Income Tax (representing the Commissioner, Income Tax, Indore), Shri Harkesh Meena, Asstt. Commissioner, Customs, Indore (representing the Commissioner, Customs, Indore), Shri G.K. Mishra, Dy. DGFT Indore (representing the Joint Director General of Foreign Trade, Bhopal) and Shri Dwarkesh Saraf, General Manager, MPSEDC Ltd., Indore (representing Managing Director, Madhya Pradesh State Electronics Development Corporation Ltd., Bhopal) participated through video conference. Shri Anil Arora, Chief General Manager, MPIDC Ltd., Regional Office, Indore (representing the Managing Director, MPIDC Ltd., Bhopal) participated through teleconference.

2. Shri Santosh Kumar, Specified Officer (Customs), Crystal IT Park SEZ assisted the Committee in its deliberations. Shri Ravi Chhangani, ADC (Projects) presented the proposal(s) before the Committee.

The following proposals were placed before the Approval Committee:

Main Agenda:

- A. Ratification of the minutes of the Fifth Meeting of 2022-23 series.**
- B. Proposal received from new units:-**
 1. M/s Worldpay India Pvt. Ltd., 8th and 9th Floor, STP-1 Building, Crystal IT Park SEZ, Khandwa Road, Indore – 452 001.
 2. M/s Linkites Infotech Pvt. Ltd., 6th Floor, Right hand side, STP-1 Building, Crystal IT Park SEZ, Khandwa Road, Indore – 452 001.
- C. Any other proposal, if received.**

Proposal wise decisions taken are as under: -

- A. Ratification of the minutes of the Fifth Meeting –** It was informed that no reference suggesting amendment in the decisions of the Approval Committee Meeting held on 15.02.2023 was received and hence, the Minutes of the Fifth Meeting (2022-23 series) were ratified.



B. Proposal received from existing units:-

- 1. M/s Worldpay India Pvt. Ltd. – Request for partial deletion of area admeasuring 8457 sq. ft. at 8th floor, STP-1 Building, Crystal IT Park SEZ and transfer of immovable assets, furnitures & fixtures to M/s Linkites Infotech Pvt. Ltd., Crystal IT Park SEZ in accordance to the provisions of Rule 38 of SEZ Rules, 2006 - Approved.** The Committee deliberated in detail on the contents of the Agenda. The unit was represented by Sh. Sanjay Patil, Senior Director, Sh. Shammi Sablok, Associate Director and Sh. Sumit Goel, Director who informed the Committee that post Covid 19 pandemic their global business strategy has been revised and for administrative and cost consideration, their management has decided to reduce the office area, and accordingly have proposed to surrender an area admeasuring 785.76 sq. mtrs. (8457 sq. ft.) at 8th floor, STP-1 Building in Crystal IT Park SEZ. The representatives stated that the projections have accordingly been revised and in the balance three years of the present LoA validity i.e. up to 21.02.2026, the unit has projected FoB value of exports to the tune of Rs. 335.30 crores with NFE earning of Rs. 323.63 crores. The representatives added that with decrease in the proposed area, the unit shall be de-tagging its employees from the SEZ unit and shall transfer them to their DTA units located at various places in India as required under the provisions of Rule 43(A)(10) of SEZ (Fifth amendment) Rules, 2022 and accordingly confirmed that in no manner they shall be claiming any undue benefits of income tax or other benefits and that the de-tagged employees will be working on projects of DTA units only. The representatives further informed that they have already paid the balance rent up to 31.05.2023 of the 8th floor being proposed for partial deletion to the Developer, MPIDC Ltd., RO, Indore and have obtained the No Dues certificate. Accordingly, post deletion of the area the proposed unit address would be 9th floor, STP-1 Building, Crystal IT Park SEZ having an area admeasuring 2374.60 sq. mtrs (25557 sq. ft.).

The representatives submitted that in line with the unit's proposal for partial deletion of the area at 8th floor, the SEZ unit has entered into an agreement with M/s Linkites Infotech Pvt. Ltd., a unit in Crystal IT Park SEZ under which they would be transferring immovable assets, furnitures & fixtures to them in accordance to the provisions of Rule 38 of SEZ Rules, 2006, and that they do not have any objection towards M/s Linkites Infotech Pvt. Ltd. occupying the premises at 8th floor, STP-1 Building. The representatives therefore requested for approval of transfer of assets to complete the customs formalities.

The representative of the Income Tax department enquired regarding the status of payment of advance tax for the current quarter of FY 2022-23 and certain pending demands of the department to which the representatives assured that they shall be depositing the advance tax well within the stipulated time-period and would also internally look into the issue of pending demands and settle the same.

The Committee noted that the Developer has already given a No Objection letter for vacating the 8th floor and pursuant to payment of lease rent up to 31.05.2023, a No dues certificate has also been issued by the Developer. The Specified Officer informed that Rule 38 of SEZ Rules, 2006 allows for transfer of ownership and removal of goods to

units located in the SEZ and both the units would be required to maintain proper accounts of the goods transferred. The representatives assured that they shall abide by the conditions stipulated in the subject Rule 38.

Accordingly, after deliberations, the Committee approved the request of the unit for partial deletion of area admeasuring 8457 sq. ft. at 8th floor, STP-1 Building, Crystal IT Park SEZ along with transfer of immovable assets, furnitures & fixtures to M/s Linkites Infotech Pvt. Ltd. in accordance to the provisions of Rule 38 of SEZ Rules, 2006 with the condition that both the units will abide by the conditions stipulated in the subject Rule 38.

2. **M/s Linkites Infotech Pvt. Ltd. - Request for allotment of additional office space at 8th floor, Building No. 1, LHS at Crystal IT Park SEZ, Indore for expansion of the existing unit and transfer of immovable assets, furnitures & fixtures from M/s Worldpay India Pvt. Ltd., Crystal IT Park SEZ in accordance to the provisions of Rule 38 of SEZ Rules, 2006 – Approved.** The Committee deliberated in detail on the contents of the Agenda. The unit was represented by Sh. Dharmanshu Sharma, Authorised representative who informed the Committee that presently they are operating from 6th floor, RHS, Building No. 1 in Crystal IT Park SEZ from 2015 onwards and are engaged in website and mobile application development. The representative informed that they had earlier submitted an application for expansion of their existing facility and requested for allotment of additional office space in STP 2, Small Building, 1st floor at Crystal IT Park SEZ, Indore and the same was approved by the Approval Committee in its meeting held on 19.07.2022. Post approval, MPIDC Ltd., RO, Indore, Developer of the SEZ issued a Letter of Intent (LoI) for allotment of the requested space admeasuring 2129 sq. mtrs. with the advise to deposit the requisite amount and execute License agreement. The representative stated that against the LoI dated 20.09.2022 for allotment of space at STP 2 small building, 1st floor, CITP SEZ, they made a security deposit of Rs. 68.10 lacs to the Developer, however, the requisite space allotment could not be done. It was submitted that as part of the expansion activities, the unit has planned to work on some new technologies such as Artificial intelligence solution, Web 3 solutions, Blockchain, Gaming solutions etc., and that it would take around 10 to 12 months to set up the infrastructure facilities. The representative further informed that as the 8th floor at STP-1 Building Left Hand Side is being vacated by M/s Worldpay India Pvt. Ltd., they have now requested to allot this office space to them for immediate start of their expansion activities. The representative submitted that the Developer, vide letter dated 09.05.2023 has already confirmed them to allot the said space at 8th floor, STP-1 Building having an area admeasuring 786 square metres.

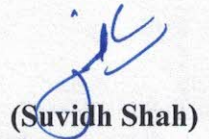
It was further submitted that for the expansion project the unit would be adding 100 more persons in the employment front and has proposed an export of Rs. 32.00 crores with projected NFE earnings of Rs. 23.00 crores. The estimated project cost would be around Rs. 3.00 crores. The representative added that they have also entered into an agreement with M/s Worldpay India Pvt. Ltd., under which M/s Worldpay would be transferring immovable assets, furnitures & fixtures to them in accordance to the

provisions of Rule 38 of SEZ Rules, 2006. The representatives therefore requested for approval of transfer of assets to complete the customs formalities.

The Specified Officer informed that Rule 38 of SEZ Rules, 2006 allows for transfer of ownership and removal of goods to units located in the SEZ and both the units would be required to maintain proper accounts of the goods transferred. The representative assured that they shall abide by the conditions stipulated in the subject Rule 38.

Accordingly, after deliberations, the Committee approved the request of the unit for allotment of additional office space admeasuring 786 sq. mtrs. at 8th floor, STP-1 Building, LHS, Crystal IT Park SEZ, Indore, as confirmed by the Developer, for expansion of the existing unit as per the provisions of Rule 18(2)(ii) of SEZ Rules, 2006 along with transfer of immovable assets, furnitures & fixtures from M/s Worldpay India Pvt. Ltd., vacating the aforementioned floor, in accordance to the provisions of Rule 38 of SEZ Rules, 2006 with the condition that both the units will abide by the conditions stipulated in the subject Rule 38.

C. Any other proposal, if received – Nil.



(Suvidh Shah)

Development Commissioner