

Minutes of Meeting regarding Water allotment to Industries related issues under the Chairmanship of Development Commissioner, Govt. of Jharkhand held on 29.01.2018 at 10.30 A.M.

Attendance:

1. **Shri Amit Khare**  
Development Commissioner, Govt. of Jharkhand.
2. **Shri Sunil Kumar Barnwal**  
Secretary, Deptt. of Industries, Mines & Geology.  
Govt. of Jharkhand
3. **Shri K. K. Soan,**  
Secretary, Deptt. of Water Resources.  
Govt. of Jharkhand
4. **Shri K. Ravi Kumar**  
Director Industries, Govt. of Jharkhand.

Development Commissioner welcomed the participant.

Director, Industries brought before the committee all the issues related to drawal and/or non withdrawal of water by the industrial units and payments of water bills raised by the department. Based on that following issues are discussed in the meeting:

- i. Water has been allocated in terms of the request by the organisation and subsequent agreement was also executed, however no water was ever withdrawn and/or consumed by the organisation due to non establishment of the unit. Organisations which have not drawn water as per water drawal schedule indicated in the agreement, there is a penalty provision in the agreement and accordingly bill has been raised by WRD, GoJ. The organisations have requested for waiver of the penalty.
- ii. Some of the Company has requested for re-scheduling of the water withdrawal schedule including reduction in quantum of water. Present agreement proposed by the WRD does not have any provision for rescheduling and/or surrender of the water allotted. Moreover, there is no provision for termination of the agreement.
- iii. Some of the Company had requested for surrender of the water allocation before the WRD.
- iv. Some of the units are also in receipt of bills despite of their request for termination of the agreement and/or surrender of the allocated water.

The list of companies which requested surrender/termination of water agreement/allotment, waiver of water tariff and rephrasing of water allotment agreement and list of companies which have been given in principal water allotment however not signed the agreement are given in the **Annexure-I**.

At various forum and through various representations these companies gave representations for the above. The major reasons for considerations are as follows:-

- i) Department of Water Resources has allocated water to the unit for their respective plant and/or industrial unit from different river basins and also entered into an agreement. However due to non availability of various statutory clearances and/or non security of Raw Material which includes Supply of Iron Ore & Manganese Ore, Cancellation of Coal Block etc. some of the units and/or plants could not be established for reasons not attributable to the organisations and thereby no withdrawal and/or consumption of water was ever initiated by the respective units. Despite of no consumption and/or withdrawal by the units/organisations they are in receipt of bills for payment of penalty from the Water Resources Department.
- ii) Some of the Industries has requested for rescheduling of the water withdrawals schedule and/or reduction in the quantum of the water requirement since their unit capacity has been reduced and/or modified.
- iii) Due to these agreement water resources are blocked with various companies but they could not use it also. This became a major hindrance for department of water resources for allocation of water to new industrial projects. Non allocation of water for new projects becomes hindrance for generation of revenue and employment. The water allotted are to be relieved from these unfulfilled/disputed agreements and allotted to the new applicants. Thus decision needs to be taken on these pending applications.

After discussion on the above mentioned issues and reasons, following decisions are taken:

- i. Industrial unit which are willing to surrender the water allotment may surrender the water allotment to the Department of Water Resources. Department of Water Resources shall accept the surrender, in spite of pending payment of dues so that water may be allocated to those industrial units which are actually in need.
- ii. Dues as on date of first application for surrender of water allotment shall be paid by the concerned unit else legal action will be initiated for recovery of the dues.
- iii. Notice may be issued to the applicant units which are willing to surrender allotment. They may be asked to surrender water allotment by **31.03.2018**
- iv. For those industrial units which are willing to reduce quantity of water allocated, water allotment to such units may be reduced and the dues on date of first application to reduce quantity of water allocation shall be paid by the concerned unit else legal action will be initiated for recovery of the dues.
- v. The request for rescheduling /rephasing of water allocation shall be accepted provided such request is made well before the date of first drawl as indicated in the agreement and if the request for rescheduling /rephasing is made after the due date of first drawl,



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- the request will be accepted provided the penalty as per the condition of the agreement is paid by the concerned unit.
- vi. For those industrial units which have been allotted water but agreement not executed with the Department of Water Resources, may be cancelled with a notice of 60 days period. In the future, if any company has been allotted water but agreement has not been executed within 60 days, water allocation will be cancelled and the unit will not be entitled to get water allocation for further period of 3 years.
  - vii. Department of Water Resources may bring a proposal for Cabinet to make appropriate amendment in the water allotment agreement in view of the above.

Meeting was concluded with vote of thanks.

Sd/-

**Development Commissioner  
Govt. of Jharkhand**

**Department of Industries  
Govt. of Jharkhand**

Memo Number - 485 / Ranchi, dated 26/02/2018  
05/ U NI (MOU) / Water Supply - 11 / 2016

**Copy to :**

Development Commissioner, Govt. of Jharkhand / Secretary, Dept. of Industries,  
Mines & Geology. Govt. of Jharkhand / Secretary, Dept. of Water Resources.  
Govt. of Jharkhand, for kind information & necessary action

un 26/2/18  
**Director Industries  
Govt. of Jharkhand**