



Building Permission Cell, Greater Mumbai / MHADA

(A designated Planning Authority for MHADA layouts constituted as per government regulation

No. TPB4315/167/CR-51/2015/UD-11 dt.23 May, 2018)

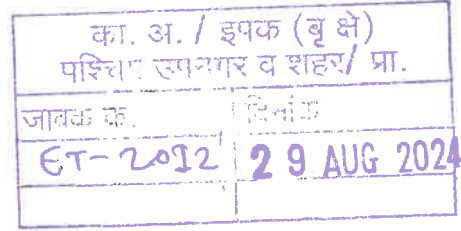
"INTIMATION OF APPROVAL (IOA)"

No. MH/EE/(B.P)/GM/MHADA-104/1608 /2024

Date: **22 AUG 2024**

ITC Cell, E-2714800
M. M. & A. D. Author
Inward No.: 3019
Date: 29.08.2024

To,
SHREE MAHAVIR PROPERTIES
CA to Owner of Delite Den CHSL,
Podium wing Aditya A wing,
Gulmohor Cross Road No. 7,
Samarth Ramdas Road,
JVPD, Vile Parle (West), Mumbai -400049-



Sub: Proposed redevelopment of existing building known as DELITE DEN CHSL on plot no. 3 sub plot no. 9, bearing CTS No. 196A, Village Juhu, at JVPD MHADA Layout, Vile Parle (West) Mumbai. 400049.

Name of the Society: Delite Den Co-operative Housing Society.

Name of the owner : SHREE MAHAVIR PROPERTIES CA to Owner of Delite Den CHSL,

Architect/ L.S. : Shri. Jitendra G. Dewoolkar of M/s Ellora Project Consultant Pvt. Ltd.

Layout Name : JVPD layout.

Reference : L.S. application for IOA dt. 08.04.2024,

Dear Applicant,

With reference to your Notice u/s 44(1) ii of MRTP Act 1966 submitted with letter on 18.10.2023 with plan, Sections Specifications and Description and further particulars and details of your building Proposed redevelopment of existing building known as DELITE DEN CHSL on plot no. 3 sub plot no. 9, bearing CTS No. 196A, Village Juhu, at JVPD MHADA Layout, Vile Parle (West) Mumbai, furnished to me under Architect letter, dated 08.04.2021. I have to inform you that I may approve the building work proposed to be erected or executed, and I therefore hereby formally intimate to you under section 45(1)(ii) of MRTP Act 1966 as amended upto date, my approval by reasons thereof subject to fulfillment of conditions mentioned as under:

A. CONDITIONS TO BE COMPLIED WITH BEFORE STARTING THE WORK / BEFORE PLINTH C.C. :-

1. That the commencement certificate under section 44/69 (1) (a) of the M.R.T.P. Act shall be obtained before starting the proposed work.
2. That the following consultant shall be appointed for the work and their appointment and acceptance letter along with their licensed copy, identification and pan card shall be submitted before C.C. a. Structural Engineer, b. Site Supervisor, c. Licensed Plumber (SWD, Water, SP), d. Public Health consultant (RWH/PCO/SWM), e. Horticulturist.
3. That this IOA shall not be used as an instrument for vacating the existing occupants without following due process of law.
4. That the Notice in the form of Appendix 13 of DCPR-2034 (Work Start Notice) shall be submitted
5. That the requisitions of Reg. 49 and 50 of DCPR 2034 shall be complied with and records of quality of work, verification report, etc, shall be maintained on site till completion of the entire work.
6. That the Board shall be displayed showing details of proposed work, Name of owner, developer, architect, RCC consultant etc.
7. That the Janata Insurance Policy shall be submitted.
8. That the development charges as per MRTP Act 1966 (Amendment from time to time) shall be paid before C.C.
9. The work of demolition of existing structure shall be carried out under strict supervision of Architect and RCC consultant.
10. That the permission from collector (MSD) for excavation for foundation shall be obtained.
11. That the NOC from Tree Authority shall be submitted. That in case of no cutting of trees, Self-certification by Consultant shall be submitted.
12. Existing structure proposed to be demolished shall be demolished.
13. That the self-declaration in respect of installing composting pit/ composite machine/ biometanise system, for processing wet waste generated at project site shall be submitted by developer/builder/owner as per circular No. CHE/0024/GEN dated 02/04/2016.
14. That the adequate safeguards should be employed for preventing dispersal of (dust) particles/particles through the Air (or even otherwise) & adequate record shall be maintained & uploaded for every single trip for disposal of C&D waste, at the time of loading the C&D waste in vehicle, after loading the C&D waste in the vehicle during the hauling.
15. The construction debris generated from this particular site, shall be transported & deposited in specific site.
16. That the SWM NOC shall be submitted before start of demolition of existing building.

17. That the construction site & landfill site shall be inspected by the Licensed Architect/ Licensed Engineer, the compliance report thereof shall be uploaded, any breach in respect of the same will entail the cancellation of the building permission or the IOA & the work will be liable to be stopped immediately.
18. That the construction is being permitted with a condition that the debris shall be deposited on pre-identified site with due consent / NOC of the land Owner.
19. That the probable quantity of C&D Waste should be indicated in advance prior to commencement of work. That C&D Waste of large scale above 20 MT shall be disposed off as per Waste management plan approved online & as per Construction and Demolition Waste Management Rules 2016. In case the quantity is within 20 MT for small generators, the C&D Waste shall be disposed off in accordance with the 'debris on call system', details thereof shall be submitted to that effect.
20. That in the event the consent given by the disposal site owner/authority is revoked for any reasons, and/ or in the event the time limit during which disposal site was available gets expired, the relevant construction activity shall be stopped & show cause notice shall be given & till such time Waste Management Plan/ Debris Management plan is amended to provide the new site for dumping of C&D Waste and got approved online, construction work shall be recommenced.
21. That any officer of MHADA/ Monitoring Committee shall be entitled to inspect the record of grant of IOA, visit & inspect landfill sites, as well as, MHADA Officers/ Monitoring Committee shall be entitled to bring to the notice of MHADA any breach in the IOA conditions. The order passed by MHADA on the reported breaches shall be final & binding.
22. That the specific NOC as per Hon'ble Supreme Court of India(SLP Civil no.D-23708/2017) order in dumping ground case dated 15.03.2018 shall be submitted from concerned department/SWM department along with guarantee.
23. That the Comprehensive RUT and Indemnity bond as per EODB shall be submitted.
24. That the bore well shall be constructed in consultation with H.E.
25. That the Remarks, design, planning etc. from the respective consultant shall be submitted for following: a. Internal SWD, b. Rain water harvesting, c. Internal drainage works, d. Structural design & plan showing the structural details including provision of seismic/wind load & calculations for the prop. Building and any other consultants if any required.
26. That the provision of Rain water harvesting as per design prepared by approved consultant in the field shall be submitted before C.C. & completion to the same shall submitted before O.C.C.

27. That the precautionary measures to avoid dust nuisance such as erection of G.I. Sheet screens at plot boundaries up to reasonable height shall be provided before demolition of existing structures at site.
28. That the no dues pending certificate from AE (WW) (K/West) and extra water and sewerage charges shall be paid.
29. That the NOC from A.A & C (K/West) and HE NOC shall be submitted.
30. That the PCO charges shall be paid to insecticide Officer before requesting for CC for providing treatment at construction site to prevent epidemics like Dengue, Malaria etc. and provision shall be made as and when required by Insecticide officer for inspection of water tanks by providing safe and stable ladder etc. and requirements as communicated by the Insecticide Officer shall be complied with.
31. That the safety precaution as per Reg. 12(5) shall be taken till the completion of the work.
32. That the Indemnity Bond for compliance of I.O.A. conditions shall be submitted.
33. That the compound wall constructed on all sides of the plot.
34. That the NOC from power Supply Company shall be submitted.
35. That the RUT to incorporate clause that the prospective purchaser/occupant will be made aware regarding inadequate width of bath & not to complain in future shall be submitted.
36. That the RUT from developer regarding fitness center, society office will be handed over to the society shall be submitted.
37. The RUT and Indemnity bond as per Payment Installment Facility Circular u.no. CHE/DP/14770/Gen dts. 17.09.2019 shall be submitted
38. That the payments shall be made on time schedule as per Installment schedule approved & Post Date Cheques shall be deposited.
39. That the Naval / COD NOC shall be submitted if applicable.
40. That the MOEF NOC shall be submitted. If construction area of subjected building is more than 20000 m².
41. That the road status / RL shall be submitted.
42. That the work shall be carried out between 6.00 a.m. to 10.00 p.m. as per circular u/no. CHE/DP/7749/GEN dt.07.06.2016.
43. That the Compound wall is to be constructed on all sides of the plot clear of the road widening line with foundation below level of bottom of road side drain without obstructing the flow of rain water from the adjoining holding to prove possession of your holding before starting the work as per D.C. Reg. no. 37(24)(1).

44. That the specification for layout / DP Road/ or access roads/ development of setback land shall be obtained from EE Road Construction (WS) K/WEST before starting the construction work and the access and setback land will be developed accordingly including providing street lights and SWD the completion certificate shall be obtained from EE(____)/EE(SWD) of WSZ-____/EE(T&C) before submitting O.C.C.
45. That the structural design including provision of seismic /wind load and or calculations and for the proposed work and for existing building showing adequacy thereof to take up additional load shall be submitted before C.C.
46. That the regular / sanctioned / proposed lines and reservation shall be got demarcated at site through A.E.(Survey)/ EE(T&C) /E.E.D.P/DILR before applying for C.C.
47. That the Registered Undertaking and additional copy of plan shall be submitted for agreeing to hand over the setback land free of compensation and that the setback handing over certificate will be obtained from Ward Officer that the ownership of the setback land will be transferred in the name of M.C.G.M before C.C.
48. That the Indemnity Bond indemnifying the MHADA for damages risks accidents etc. and to the occupiers and an undertaking regarding no nuisance shall be submitted before C.C. / starting the work.
49. That all the conditions stipulated in MHADA NOC letter bearing no.CO/MB/REE/NOC/F-1538/1546/2024dtd.05.07.2024 and MHADA offer letter bearing no. CO/MB/REE/NOC/F-1538/453/2024 Dt. 23.02.2024.shall be complied with.
50. That the condition stipulated in the layout approval letter shall be complied with.
51. That the conditions specified and stipulated in the lease agreement shall be adhered to and complied with.
52. That the regd. u/t. from the developer to the effect that meter cabin, stilt Portion, society office, servants toilets, part/ pocket terrace shall not be misused in future shall be submitted before requesting for C.C.
53. That the CTS plan and P.R. Card area written in words through SLR shall be submitted before C.C.
54. That the building will be designed complying requirements of all the relevant I.S. Code including I.S. Code 1893 for earthquake design, the certificate to that effect shall be submitted from structural Engineer.
55. That the NOC from Tree authority shall be submitted and requirements therein shall be complied with before requesting for C.C.
56. CRZ / MCZA NOC shall be submitted if applicable.

57. Approval for relocation of RG / OS shall be submitted & conditions mentioned therein shall be complied.
58. That the NOC from LMA/Defense Authority shall be submitted , if applicable.

B. BEFORE FURTHER C.C.:-

1. That the plinth/stilt height completion certificate from Architect/ Str. Engineer/ Site Supervisor shall be submitted & Plinth shall be got checked by this office staff.
2. All the requisite payments as intimated by various departments of MCGM/ MHADA shall be paid.
3. That the upto date paid receipts of AA & C "K/West " ward shall be submitted.
4. That the extra water & Sewerage charges shall be paid to the MCGM & receipt shall be submitted.
5. That the All Material testing report shall be submitted.
6. That the monthly progress report of the work will be submitted by the Architect.
7. That the NOC for Civil Aviation shall be submitted.
8. That the SWM NOC, BG & Valid Janata Insurance policy shall be submitted.
9. That the amended Remarks of concerned authorities/ empanelled consultants for the approved plan, if differing from the plans submitted for remarks, shall be submitted for: a) S.W.D. b) Parking c) Sewerage d) Water Works e) Fire Fighting Provisions f) Tree authority g) Hydraulic Engineer h) PCO i) NOC from Electric Supply Company J) A.A. & C (K/WEST).
10. That the M&E consultants remarks for ventilation to AVS & toilet shall be submitted.
11. That the report from structural engineer regarding feasibility of proposed podium at 1.5 mt. away from the compound wall shall be submitted if applicable.
12. That the CC for 10% of the BUA for which installment is granted shall be restricted till the payments of all installments are paid.
13. That the HRC approval shall be submitted. If construction area of subjected building is more than 120 m. height.
14. That the safety measures shall be taken on site as per relevant provision of I.S code& safety regulation.
15. That the architect, structural consultant shall verify the scheme in progress as per substructure, superstructure & OHT.
16. That the FCC will be issued for additional BUA of 134.16 sq.mt. in excess of existing BUA admeasuring 513.36 sq.mt. as per condition no. 45 in MHADA NOC u/no. CO/MB/REE/NOC/F-1538/1546/2024 dated 05.07.2024.

C. GENERAL CONDITIONS BEFORE O.C.:

1. That the final NOC from MHADA shall be submitted and requirements there in shall be complied with before submission of B.C.C if applicable.
2. That the low lying plot will be filled upto a reduced level of at least 31.98MT town Hall Datum or 0.15m above adjoining road level whichever is higher with murum, earth, boulders etc. and will be levelled, rolled, consolidated and sloped towards road side.
3. That min 3.00mt.wide paved pathway upto staircase will be provided.
4. That the open spaces as per approval, parking spaces and terrace will be kept open.
5. That the name plate/board showing Plot No., Name of the Bldg, etc. will be displayed at a prominent place.
6. That carriage entrance shall be provided as per design of registered structural engineer and carriage entrance fee shall be paid.
7. That terraces, sanitary, blocks, nahanis in kitchen will be made Water proof and same will be provided by method of ponding and all sanitary connections will be leak proof and smoke test will be done in presence of licensed plumber.
8. That final N.O.C. from concerned authorities/empanelled consultants for a) S.W.D. b) Fire Fighting Provisions (CFO NOC) c) Tree authority d) A.A. & C (K/WEST) (e) Rain water harvesting f) Lift completion certificate from lift inspector g) drainage completion shall be submitted before occupation.
9. That the separate vertical drain pipe, with a separate gully trap, water main, O.H. tank etc. for nursing home user shall be provided & that the drainage system or the residential part of the building will be affected if applicable.
10. That Structural Engineer's final Structural Stability Certificate along with upto date License copy and R.C.C. design plan shall be submitted.
11. That Site Supervisor certificate for quality of work along with upto date License copy and completion of the work shall be submitted in prescribed format.
12. That the dry and wet garbage shall be separated and the wet garbage generated in the same building shall be treated separately on the same plot by residents/occupants of the building in jurisdiction of MCGM the necessary condition is sale agreement to that effect shall be incorporated by developer/owner.
13. That canvas mounted plans shall be submitted along with Notice of Completion of work u/sec.353A of MMC-Act 1888 for work completed on site.

14. That the vermiculture bins for disposal of Wet Waste as per the design and specifications of organizations/ individuals specialized in this field, as per the list furnished by Solid Waste Management Department of MCGM shall be provided to the satisfaction of Municipal Commissioner.
15. That some of the drains shall be laid internally with C.I. Pipes.
16. That every part of the building constructed and more particularly O.H. Tank will be provided with proper access for staff of P.C.O. office with a provision of safe and stable ladder.
17. That the dust bin shall be provided.
18. That the Sample agreement with prospective buyers/members shall be submitted with clauses stating: a) That the building under reference is deficient in open space and MHADA. will not be held liable for the same in future, b) That the buyer/member agree for no objection for the neighborhood development with deficient open space in future, c) That the buyer/members will not held MHADA liable for any failure of mechanical Parking system in future and proper precautions and safety measures shall be taken to avoid any mishap and the damages occurs due flooding in pit if any and maintenance of mechanized parking system shall be done regularly, d) That the buyer/member will not be held M.C.G.M. / MHADA liable for any mishap due to provision of additional height of stilt for provision of mechanized parking.
19. That all the payments shall be paid.
20. That completion certificate from the rainwater harvesting consultant for effective completion and functioning of RWH system shall be submitted and quantum of rain water harvested from the RWH completed scheme on site shall be submitted.
21. That the Drainage Completion Certificate shall be submitted.
22. That the Lift Inspector's completion certificate shall be submitted.
23. That the smoke test certificate shall be submitted.
24. That the water proofing certificate shall be submitted.
25. That the parking spaces shall be provided as per DPCR-2034 and parking completion certificate shall be submitted by consultant.

26. That the road setback should be handover to concerned authority if applicable & possession receipt shall be submitted.
27. That the final N.O.C. from A.A. & C. (K/West) shall be submitted
28. That the provision for electric charging point for electric vehicle shall be made as per circular no. FB/H/1035 dtd.18.10.2022.
29. That the owner/developer shall submit certificate u/sec.270/A of MMC Act before asking BCC/Occupation certificate for any part of the building.

Hon'ble VP & CEO / MHADA has appointed Shri. Rupesh M. Totewar/ Executive Engineer/ BP Cell/ A to exercise his powers and function of the Planning Authority under section 45 of the said Act.

--Sd--

(RupeshM. Totewar)
Executive Engineer/.B.P. Cell(W.S.)
Greater Mumbai/ MHADA

Copy submitted for information please:

- 1) Chief Officer (Mumbai Board)
- 2) Dy. Chief Engineer/B.P. Cell/GM/MHADA
- ✓ 3) Chief ICT Officer/A for info & upload on MHADA website

Copy with plan to: 4) Architect Layout Cell /MB

- 5) Asst. Commissioner 'K' Ward (MCGM)
- 6) A.A. & C. 'K/West' Ward (MCGM)
- 7) A.E.W.W. 'K/West' Ward (MCGM)
- 8) The Secretary, Delite Den Co-operative Housing Society.
- 9) L.S. Shri. Jitendra G. Dewoolkar of
M/s Ellora Project Consultant


(RupeshM. Totewar)
Executive Engineer/.B.P. Cell(W.S.)
Greater Mumbai/ MHADA

SPECIAL INSTRUCTIONS

1. THIS INTIMATION GIVES NO RIGHT TO BUILD UPON GROUND WHICH IS NOT YOUR PROPERTY.
2. "Every person who shall erect as new domestic building shall cause the same to be built so that every part of the plinth shall be
 - a. Not less than, 2 feet (60 cms.) above the center of the adjoining street at the nearest point at which the drain from such building can be connected with the sewer than existing or thereafter to be- laid in such street.
 - b. Not less than 2 feet (60 cms.) Above every portion of the ground within 5 feet (160 cms.)-of such building.
 - c. Not less than 92 ft.(Town Hall) above Town Hall Datum.
3. Your attention is invited to the provision of Section 152 of the Act where by the person liable to pay property taxes is required to give notice of erection of a new building or occupation of building which has been vacant, to the Commissioner, within fifteen days of the completion or of the occupation whichever first occurs. Thus compliance with this provision is punishable under Section 471 of the Act irrespective of the fact that the valuation of the premises will be liable to be revised under Section 167 of the Act, from the earliest possible date in the current year in which the completion on occupation is detected by the Assessor and Collector's Department.
4. Your attention is further drawn to the provision about the necessity of submitting occupation certificate with a view to enable the V.P.& C.E.O./ MHADA to inspect your premises and to grant a permission before occupation and to levy penalty for non-compliance if necessary.
5. Proposed date of commencement of work should be communicated.
6. One more copy of the block plan should be submitted for the Collector, Mumbai Suburbs District.
7. That the all-precautionary measures shall be taken to control Environmental pollution during the building construction activities as per Circular issued by MHADA under no. ET-321 dtd. 25.10.2023 and Government of Maharashtra directives issued under no. CAP-2023/CR-170/TC-2 dt. 27.10.2023. Necessary compliances shall be submitted before asking every approval and required by Planning Cell/GM/MHADA.

Attention is drawn to the notes accompanying this Intimation of Approval.

NOTES

1. The work should be started unless objections are complied with.
2. A certified set of latest approved plans shall be displayed on site at the time of commencement the work and during the progress of the construction work.
3. Temporary permission on payment of deposit should be obtained any shed to house and store for construction purpose, Residence of workmen shall be allowed on site. The temporary structures for storing constructional material shall be demolished before submission of building completion certificate and certificate signed by Architect submitted along with the building completion certificate.
4. Temporary sanitary accommodation on full flushing system with necessary drainage arrangement should be provided on site workers, before starting the work.
5. Water connection for constructional purpose from MHADA mains shall not be taken without approval from concerned Executive Engineer of Mumbai Board.
6. The owners shall intimate the Hydraulic Engineer or his representative in Wards at least 10 days prior to the date of which the proposed construction work is taken in hand that the water existing in the compound will be utilized for their construction works and they will not use any Municipal Water for construction purposes. Failing this, it will be presumed that Municipal tap water has been consumed on the construction works. and bills preferred against them accordingly.
7. The hoarding or screen wall for supporting the depots of building materials shall be constructed before starting any work even though no materials may be expected to be stabled in front of the property. The scaffoldings, bricks metal, sand preps debris, etc. should not be deposited over footpaths or Public Street by the owner/architect/their contractors, etc without obtaining prior permission from the Ward Officer of the area.
8. The work above plinth should not be started before the same is shown to this office Sectional Engineer/Assistant Engineer concerned and acknowledgement obtained from him regarding correctness of the open spaces & dimensions.
9. The application for sewer street connections, if necessary, should be made simultaneously with commencement of the work as the Municipal Corporation will require time to consider alternative site to avoid the excavation of the road an footpath.
10. All the terms and condition of the approved layout /sub-division should be adhered to and complied with.

11. The compound wall or fencing should be constructed clear of the road widening line with foundation below level of bottom of road side drain without obstructing flow of rain water from adjoining holding before starting the work to prove the owner's holding.
12. No work should be started unless the existing structures proposed to be demolished are demolished.
13. The Intimation of Approval is given exclusively for the purpose of enabling you to proceed further with the arrangements of obtaining No Objection Certificate from the Competent Authorities and in the event of your proceeding with the work either without an intimation about commencing the work or your starting the work without removing the structures proposed to be removed the act shall be taken as a severe breach of the conditions under which this Intimation of Approval is issued and the sanctioned will be revoked and the commencement certificate granted under Section 45 of the Maharashtra Regional and Town Planning Act 1966, (12 of the Town Planning Act), will be withdrawn.
14. The bottom of the over head storage work above the finished level of the terrace shall not be less than 1.20 Mt. and not more than 1.80 mt.
15. It is to be understood that the foundations must be excavated down to hard soil.
16. The positions of the nahanis and other appurtenances in the building should be so arranged as not to necessitate the laying of drains inside the building.
17. The water arrangement to be carried out in strict accordance with the Municipal requirements.
18. No new well, tank, pond, cistern or fountain shall be dug or constructed without the previous permission in writing of the VP/CEO /MHADA.
19. All gully traps and open channel drains shall be provided with right fitting mosquito proof made of wrought iron plates or hinges. The manholes of all cisterns shall be covered with a properly fitting mosquito proof hinged cast iron cap over in one piece, with locking arrangement provided with a bolt and huge screwed on highly serving the purpose of lock and the warning pipes of the rabbet pretested with screw or dome shape pieces (like a garden mari rose) with copper pipes with perfections each not exceeding 1.5 mm in diameter. The cistern shall be made easily, safely and permanently accessible by providing a firmly fixed iron ladder, the upper ends of the ladder should be earmarked and extended 40 cms above the top where they are to be fixed as its lower ends in cement concrete blocks.

20. No broken bottles should be fixed over boundary walls. This prohibition refers only to broken bottles to not to the use of plane glass for coping over compound wall.
21. Louvres should be provided as required by Bye law No. 5 (b)/b. Lintels or Arches should be provided over Door and Windows opening/ c. The drains should be laid as require under Section 234-1(a)/d. The inspection chamber should be plastered inside and outside.
22. All Precautionary safety measures shall be done on construction site while executing the work with prior consolation of appointed structural Engineer & Geo Technical Engineer. Special precaution shall be taken during Excavation & thereafter.
23. The work of proposed demolition & reconstruction of the new building will be under taken by the society entirely at the risk and cost of the society and MHADA/MHABD will not be held responsible for any kind of damages or losses.
24. That society will undertake & entrust responsibility of planning, designing approval from EE, BP cell, Greater Mumbai/MHADA & day to day supervision of proposed demolition & reconstruction/ development of the new building by the licensed Architect registered with the council of Architecture and Licensed Structural Engineer.



(Rupesh M. Totewar)
Executive Engineer/.B.P. Cell(W.S.)
Greater Mumbai/ MHADA

