

Ref. No. : MCHI/SEC/11-12/232

## NOTICE

### **11<sup>th</sup> Managing Committee Meeting on Tuesday 10<sup>th</sup> April, 2012**

**Dear Members,**

The 11<sup>th</sup> Managing Committee Meeting of the term 2011 – 12 will be held on **Tuesday, 10<sup>th</sup> April, 2012 at 6:00 p.m.** at **MCHI Conference Room, Mumbai**, to transact the following business.

<b>SR. No.</b>	<b>AGENDA</b>	<b>Attachments</b>	<b>Time</b>
1.	Refreshments and Networking.	--	6:00 pm to 6:15 pm
2.	To read and confirm the Minutes of the meeting held on March 13, 2012.....	Annexure – I, pg no <u>2</u> to <u>5</u>	6:15 pm to 6:17 pm
3.	To grant leave of absence to members.	--	6:17 pm to 6:20 pm
4.	Update on Legal Matters for discussion.....	Annexure – II pg no <u>6</u>	6:20 pm to 6:30 pm
5.	Any other matter with permission of Chair.	--	6:30 pm to 6:40 pm
6.	Discussions on Strategic Planning meeting.....	Annexure – III, pg no <u>7</u> to <u>11</u>	6:40 pm to 8:00 pm

All Members of the Managing Committee are requested to kindly make it convenient to be on time and be present for the meeting.

Attendance is mandatory for all Meetings.

For **Maharashtra Chamber of Housing Industry,**

Sd/-  
**Boman Irani**  
Hon. Secretary

#### **Please Note:**

- Refreshments will be only served between 6:00 pm to 6:15 pm in order to conduct meetings without interruptions.
- No snacks / beverages will be served during the course of the meeting.
- Your co-operation will be highly appreciated.
- Next Managing Committee Meeting will be on Tuesday, 8<sup>th</sup> May, 2012.

**Annexure – I: (Point No. 2 as per Agenda)**

**MINUTES**

Name of the Meeting	Meeting of Managing Committee 2011 – 12						
Meeting Chaired by	Shri. Paras Gundecha, President, MCHI						
Meeting Conducted by	Shri. Boman Irani, Hon. Secretary, MCHI						
Date of the Meeting	Tuesday, 13 <sup>th</sup> March, 2012			Time of the Meeting		6:30 pm	
Venue of the Meeting	MCHI – Conference Room						
No. of Member Present	21	No. of Members Absent	9	Leave Granted to	13	Total	2
Member Present	<div>1. Shri. Paras Gundecha, President</div> <div>2. Shri. Dharmesh Jain, Vice Presidents</div> <div>3. Shri. Mayur Shah, Vice Presidents</div> <div>4. Shri. Deepak Goradia, Vice Presidents</div> <div>5. Shri. Boman Irani, Hon. Secretary, MCHI &amp; President, MCHI Mira Virar City Unit</div> <div>6. Shri. Ashok Mohanani, Treasurer</div> <div>7. Shri. L. P. Bhagtani, Jt. Treasurer</div> <div>8. Shri. Pujit Aggarwal, Coordinator</div> <div>9. Shri. Sandeep Runwal, Coordinator</div> <div>10. Shri. Bandish Ajmera, Committee Member &amp; President, MCHI Kalyan-Dombivli Unit</div> <div>11. Shri. Sujal Shroff, Committee Member</div> <div>12. Shri. Parag Munot, Committee Member</div> <div>13. Shri. Rajan Bandelkar, Committee Member</div> <div>14. Shri. Nayan Bheda, Committee Member</div> <div>15. Shri. Rakesh Sanghvi, Invitee Members</div> <div>16. Shri. Ajay Ashar, Invitee Members &amp; Secretary, Thane Unit</div> <div>17. Shri. Shailesh Sanghvi, Invitee Members &amp; Secretary, Mira Virar City Unit</div> <div>18. Shri. Rajesh Prajapati, Invitee Members &amp; President, Raigad Unit</div> <div>19. Shri. Rajni S. Ajmera, Past Presidents</div> <div>20. Shri. Vikas Bhamre, Invitee Member</div> <div>21. Shri. Jayesh Gandhi, Invitee Member</div>						
Leave of Absence Granted to	<div>1. Shri. Sunil Mantri, Immediate Past President</div> <div>2. Shri. Nayan Shah, Vice Presidents</div> <div>3. Shri. Rasesh Kanakia, Hon. Joint Secretaries</div> <div>4. Shri. Harish Patel, Hon. Joint Secretaries</div> <div>5. Shri. Nainesh Shah, Hon. Joint Secretaries &amp; President, MCHI Thane Unit</div> <div>6. Shri. Mukesh Patel, Jt. Treasurer</div> <div>7. Shri. Sandeep Raheja, Committee Member</div> <div>8. Shri. Jayesh Shah, Committee Member</div> <div>9. Shri. Sanjay Chhabria, Committee Member</div> <div>10. Shri. Rajendra Chaturvedi, Committee Member</div> <div>11. Shri. Jagdish Ahuja, Invitee Members</div> <div>12. Shri. Mohan Deshmukh, Past Presidents</div> <div>13. Shri. Mofatraj Munot, Past Presidents</div>						
Name of Members Absent	<div>1. Shri. Vimal Shah, President - Elect</div> <div>2. Shri. Sukhraj Nahar, Coordinator</div> <div>3. Shri. Vikas Walawalkar, Committee Member</div> <div>4. Shri. Mukesh Mehta, Invitee Members</div> <div>5. Shri. Pravin Doshi, Past Presidents</div> <div>6. Shri. Niranjana Hiranandani, Past Presidents</div> <div>7. Shri. G. L. Raheja, Past Presidents</div> <div>8. Shri. Shrikant Shitole, Invitee Members &amp;Secretary, Kalyan-Dombivli Unit</div> <div>9. Shri. Suresh Haware, Invitee Members &amp; President, Navi Mumbai Unit</div>						
Date & Venue of the Next Meeting	April 10, 2012						

Sr. No. Agenda	DISCUSSION & DECISION
1.	Meeting with Shri Sushil Solanki, Service Tax Commissioner, Mumbai – I and Shri Wilson Hangshing, Service Tax Commissioner, Mumbai – II.
	<p>1. Shri Sushil Solanki in its meeting at MCHI informed members that MCHI members who have collected Service Tax but not deposited to the department should deposit the amount immediately otherwise a severe action from service tax department will be taken against them.</p> <p>2. He also advised some of the members who have not taken the Service Tax No. so far and not submitted the half yearly return; they are requested to do the same immediately.</p> <p>3. A questioner of 3 pages was given to MCHI by Commissioner requesting to circulate to all MCHI members and same to be replied to Service Tax Department with necessary information within 10 days.</p>
2.	To read and confirm the Minutes of the 9 <sup>th</sup> Managing Committee Meeting held on February 15, 2012
	<b>Minutes of the 9<sup>th</sup> Managing Committee Meeting held on February 15, 2012, were read and confirmed.</b>
3.	Review Meetings held with
	Shri Prithviraj Chavan, Hon'ble Chief Minister of Maharashtra
	<p><b>Shri Mayur Shah updated members that the housing issues are not getting solutions. In the meeting the delegation highlighted DCR &amp; MCGM issues, ULC, Office Memorandum on Highrise by MoEF, HoA, NA, MMRDA Rental Housing and MHADA. CM said MoEF Office Memorandum will not be implements, UD Dept. is not supporting closing down of ULC dept. NA is almost done, MMRDA meeting which was suppose to be held got cancelled at last movement. In reference to MCGM issues Shri Mayur Shah said we need to wait for new MCGM Commissioner, and follow with him for our issues. Shri Mayur Shah was requested to prepare the minutes of the CM's meeting that held at VARSHA and then those to be submitted to Chief Minister.</b></p>
	Shri Jerry Rao
	<p><b>Shri Jerry Rao was of the view that Affordable Housing is not possible in India due to MoEF policies. Shri Deepak Goradia, Vice President was requested to prepare a note on the same. It was also decided along with Shri Jerry Rao, MCHI to prepare a PowerPoint Presentation which will be then presented to Smt. Jayanti Natrajan, Hon'ble Minister for Environment and Forest. It was decided to collect necessary data from all the state of India for preparing PPT, If required we should also influence NGOs 'Janak Graha'. If required MCHI should talk to Shri Milind Deora, Member of Parliament and also with NASSCOM Head in concern to MoEF issues. Shri Deepak Goradia was requested to take this issue forward.</b></p>
4.	Update on Legal Matters for discussion
	<b>Service Tax: SLP has been filed at Supreme Court with the case no. 9313 of 2012 and it is likely to appear on board at Supreme Court on 30<sup>th</sup> March, 2012</b>
	<b>VAT Matter: The transfer petition has been lodged in Supreme Court by Shri Parimal Shroff and the matter at High Court had adjourned from 19<sup>th</sup> March to 2<sup>nd</sup> April, 2012.</b>

Sr. No. Agenda	DISCUSSION & DECISION
	<p><b>RESOLUTION: Shri Chandra Prakash Goyal, Chief Manager (Finance) of MCHI-CREDAI, to sign and declare the Petition, affirm Affidavits, Reply etc. and to do all acts and deeds that are required in connection of Transfer Petition/SLP regarding VAT matter at Supreme Court.”</b></p> <p><b>Proposed by Shri. Ashok Mohanani, Seconded by Shri. Mayur Shah.</b></p> <p><b>“RESOLVED THAT Shri Chandra Prakash Goyal, Chief Manager (Finance) of MCHI-CREDAI, be and is hereby authorized to sign and declare the Petition, affirm Affidavits, Reply etc. and to do all acts and deeds that are required in connection of Transfer Petition/SLP regarding VAT matter at Supreme Court.”</b></p>
5.	To Discuss on Dy. Director Town Planning Hearing on Suggestions / Objections Submitted on 20% Reservation on EWS / LIG.
	<p><b>Shri Boman Irani read out to the members the Suggestions / Objections Submitted on 20% Reservation on EWS / LIG. In the meeting it was decided that such suggestion / objection should also be sent to UD Dept., apart from Dy. Director Town Planning.</b></p>
6.	New Membership approved on February 21, 2012
	<p><b>The Managing Committee accepted new members to MCHI-CREDAI and pass the following resolution</b></p> <p><b>“Resolved that Mega Realtors Pvt. Ltd. (Rep: Mr. Bhupendra Amrutlal Mehta/ Mr. Vishal Bhupendra Mehta), Arihant Construction Company (Rep: Mr. Mahendra D. Satra), K. K. Krishnan Construction Co. Pvt. Ltd. (Rep. Mr. Suresh Krishnan) be and are hereby admitted as Patron members (Corporate) of MCHI-CREDAI.”</b></p> <p><b>“Further Resolved that Forefront Property Developers Pvt. Ltd. (Rep: Mr. Digant Parekh), Sugree Developers (Rep. Mr. Nishant Subhash Deshmukh) be and are hereby admitted as Life members (Corporate) of MCHI-CREDAI.”</b></p> <p><b>“Further resolved that Shri Dharmesh Chheda be and hereby admitted as Patron Member (Corporate) of MCHI-CREDAI”</b></p>
7.	Any other matter with permission of Chair.
	<p><b>RESOLUTION: Managing Committee Members should attend the complete meeting and not to leave in between before the meeting gets over.</b></p> <p><b>Proposed by Shri Boman Irani and Seconded by Shri Parag Munot.</b></p> <p><b>RESOLVED THAT to circulate the attendance registered just 5 minutes before the meeting gets over for signature of the Members who attended the meeting. This decision was taken as some members leave the meeting in between before it gets over.</b></p>

<b>Sr. No. Agenda</b>	<b>DISCUSSION &amp; DECISION</b>
<b>8.</b>	To Review and discuss the issues taken up in the special Managing Committee meeting held on March 6, 2012
	<b>On request of Shri Ajay Ashar it was decided to call a Special Managing Committee meeting on Tuesday, 20<sup>th</sup> March, 2012 at 4:00 pm, inviting only Managing Committee Members of all the MCHI units, to strategies and resolve the housing issues in MMR. The venue of the meeting will be Bandra.</b>

The meeting ended with thanks to the chair.

**Sd/-**

**Boman Irani**

Hon. Secretary

**Annexure – II: (Point No. 4 as per Agenda)**

Update on Legal Matters for discussion :

**Service Tax :**

The Division bench of Hon'ble Bombay High Court has dismissed the Writ Petition filed by MCHI relating to Service Tax on 19/20th January 2012 aggrieved by the decision, MCHI has filed SLP in Supreme Court. The SLP came for admission before Justice D. K. Jain and Justice Anil R. Dave on 30th March 2012. Mr. Gopal Subramanian, Sr. Adv. appeared on our behalf. Upon hearing the counsels the Hon'ble Court admitted SLP and ordered to tag with Civil Appeal No. 8390 of 2011.

**VAT:**

MCHI has filed transfer Petition before the Hon'ble Supreme Court and likely to come to admission on 9th April.

On 2nd April, the Writ Petition came for final hearing. Shri Ganoo representing M/s. Mahimtura & Co. informed the Hon'ble court that they want to withdraw their appearance. Mrs. Chheda appeared on behalf of MCHI and requested the Hon'ble Court to grant adjournment on the ground that the Transfer Petition is filed by the Petitioners which is listed on 9th April for admission and to engage another advocate. The Hon'ble court asked whether the stay is obtained or not? As the stay was not received, the Hon'ble Court stated that they will proceed with the matter immediately and adjournment was refused. Many Writ Petitions are tagged with our Petition and the Hon'ble Court has proceeded with next Petition. Shri Shridharan appeared for the Petitioners and started the matter. In the evening instructions were received that Shri Milind Sathe has agreed to take this matter and accordingly Shri Sathe appeared in the matter on our behalf. In the early morning and in the evening the conferences were held with Shri Parimal Shroff attended the same.

Shri Milind Sathe concluded the submission on Wednesday, 4th April. Shri Sathe has argued the matter extremely well.

Shri Dariaus Khambatta started submission on behalf of the Government. The Writ Petitions are kept for hearing on Monday, 9th April. Shri Parimal Shroff was not inclined to file vakalatnama on behalf of MCHI. Therefore, Mrs. Chheda volunteered to file Vakalatnama.

**Annexure – III: (Point No. 6 as per Agenda)**

Ref. No.: MCHI/SEC/11-12/230

April 6, 2012

**Dear Friends,**

**Reg.: Strategic Planning Meetings.**

Please note that our next meeting on the above, is scheduled on **Tuesday – April 10, 2012 at MCHI-CREDAI's Babubhai Majethia Conference Hall, Maker Bhavan II, New Marine Lines, Mumbai from 6:00 pm onwards.**

Based our last meeting held at Rang Sharda Auditorium on April 3, 2012, given below is the revised road map as discussed.

**The Plan:**

1. Memorandum to the CM will be signed by all Managing Committee Members and will be delivered to the CM on April 7, 2012.
2. A meeting with all members (to inform them of our Plans and the road ahead) will be held on April 18, 2012 at 6:00 pm (tentative venue is booked at Rang Sharda Hotel, 1<sup>st</sup> Floor, "The Only Place", Banquet Hall. Here an announcement of further action & all members' long term action plans will be announced.)
3. A press conference to disclose the CM Memorandum and inform them about our agitation will be held on April 24, 2012 (tentative venue booked Y. B. Chavan, Centre, 4<sup>th</sup> Floor, Sachivalaya).
4. Token agitation will be held on April 27, 2012 from 3:00 pm at Azad Maidan Opposite MCGM Office.

**The Team Formation:**

It was also decided in the meeting that various Teams which are formed will secure guidelines and achieve certain data collection analysis, planning media for changing the public prospective and channelize all members and prepare a strong foothold / base for our agitation to be held on April 27, 2012.

**The Seven Strategic Teams have been formed are as under:**

**1. Data Collection:**

**The strategy to be followed:**

Any paper prepared would have to have a comprehensive collection of data through RTI, directly with the agencies under the banner of MCHI. Please note that RTI applications have been prepared under the banner of MCHI. Copy of which has been handed out to each and every one of you and each Unit will have to follow it up in its own area with its own authorities.

<b>Captain:</b>	Mayur Shah
<b>Vice Captain:</b>	Nayan Shah & Deepak Goradia
<b>Members from:</b>	
<b>Thane</b>	Jitu Mehta
<b>Kalyan Dombivli</b>	Shrikant Shitole & Vikas Jain
<b>Mira Virar City</b>	Chandresh Mehta & Tejas Vyas
<b>Raigad</b>	Dinesh Joshi
<b>Navi Mumbai</b>	Hitesh Thakker
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	Manav Kharat

**2. Alignment /Mobilisation of all Members in entire MMR.**

**The strategy to be followed:**

Garner support of opinion makers and other major developers (not actively involved in MCHI). For any action to succeed we need a larger base and more and more supporters who would have a buy-in and see strong reason to participate in the movement. Also other very strong developers do not participate in most of the day to day work in MCHI and as such we need to have their buy-in towards this movement, and collectively mobilize a crowd of atleast 35000 to 40000 people for the agitation to be held on April 27, 2012.

<b>Captain:</b>	Deepak Goradia
<b>Vice Captain:</b>	L. P. Bhagtani
<b>Members from:</b>	
<b>Thane</b>	Mukesh Savla
<b>Kalyan Dombivli</b>	Bandish Ajmera
<b>Mira Virar City</b>	Dilip Porwal
<b>Raigad</b>	Vikas Bhambre
<b>Navi Mumbai</b>	Atul Agarwal
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	Sudhir Sailwal



### 3. Media & PR:

#### **The strategy to be followed:**

Create a common message for the agitation, and to organize public connectivity through marketing / hoardings and alignment with Press. The press is a very important contingent to spread the message that developers are victims and would actually like to have better development in the MMR region however and constrained only because they are at the mercy of various approval authorities and in spite of back breaking schedules are not able to live up to the timelines.

<b>Captain:</b>	Dharmesh Jain
<b>Vice Captains:</b>	Pujit Aggarwal, Pratik Patel & Manju Yagnik
<b>Members from:</b>	
<b>Thane</b>	Sandip Karnawat
<b>Kalyan Dombivli</b>	Johar Jozwala
<b>Mira Virar City</b>	Shailesh Sanghvi
<b>Raigad</b>	Rajesh Prajapati
<b>Navi Mumbai</b>	Arvind Goel
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	Shehnaaz Khambatta

### 4. Legal & Presentation:

#### **The strategy to be followed:**

Data assimilation and Presentation of our needs have been stressed time and again to the authorities however no action has really come about and we have been asking for things in piece meal and more often than not only react to things that are happening. It is time to create a single proper presentation to the authorities which can then be used in various other forums to achieve our objectives also if we have to challenge / fight certain issues in the court of law, we should go ahead and appoint legal opinion makers and go ahead with our decision. Also appoint creditable agencies like KPMG, CRISIL to create a proper white paper and presentation at the earliest.

<b>Captain:</b>	Nayan Shah
<b>Vice Captains:</b>	Ashok Mohanani, Mukesh Patel
<b>Members from:</b>	
<b>Thane</b>	Suraj Parmar
<b>Kalyan Dombivli</b>	Shrikant Shitole
<b>Mira Virar City</b>	Yogesh Bosmia & Suresh Kabra
<b>Raigad</b>	Jayesh Gandhi
<b>Navi Mumbai</b>	Hitesh Thakkar
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	C. P. Goyal

## 5. Negotiation team ( Synchronisation of all Political Leaders)

### **The strategy to be followed:**

Align MP's / MLA's / NGO's / Bureaucrats, we need the voice of our leaders to be able to align ourselves and thereby need atleast 15 MP's and as many MLA's to align with this movement to be able to provide approvals in time thereby making it Affordable Homes / Homes for all a reality. NGO's that have been raising this issue time and again should also be roped in and we need to have their buy-in towards our larger goal. It would be very beneficial to have the Bureaucrats (past and present) give their point of views and find ways of simplification of this process.

To negotiate with the Government and press for a fixed time approval process and simplification of the same. In other words create long term policies for Real Estate Development, have finality of all approvals, no retrospective action to be taken on newer rules coming into play etc.

<b>Captain</b>	Vimal Shah
<b>Vice Captains</b>	S B Nahar, Sandeep Runwal & Rajan Bandelkar
<b>Members from:</b>	
<b>Thane</b>	Ajay Ashar
<b>Kalyan Dombivli</b>	
<b>Mira Virar City</b>	Yogesh Bosmia, Ashit Shah & Suresh Kabra
<b>Raigad</b>	Rajesh Prajapati & Arvind Savlekar
<b>Navi Mumbai</b>	Arvind Goel
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	Avadhoot Rane

## 6. Morcha Committee:

### **The strategy to be followed:**

To successfully organize the rally of April 27, 2012 at Azad Maidan between 3:00 to 6:00 pm and look into all onsite arrangements such as permissions, licences, police support, crowd seating arrangements, media room, live coverage, stage / pandal arrangements, putting up banners and hoardings, sound, power, sanitation, parking, fire brigade, ambulances, medical facilities, transportation arrangements, refreshments and drinking water facilities etc. etc. This team also needs to charter out the minute to minute programme on that day and synchronize as to who will address what issues to the gathering.

<b>Captain</b>	Pravin Doshi
<b>Vice Captains</b>	Harish Patel
<b>Members from:</b>	
<b>Thane</b>	Chaitanya Parekh & Jitu Mehta
<b>Kalyan Dombivli</b>	
<b>Mira Virar City</b>	Diipesh Bhagtani
<b>Raigad</b>	Arvind Savlekar
<b>Navi Mumbai</b>	Prakash Baviskar
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	A. K. Nair (Kutty)

7. **Strategy Team:**

**The strategy to be followed:**

Need to garner support from all Associations like BAI, SRA, PRA etc. also a letters to be sent to all Consumers, HFI's, Stake Holders and Material Suppliers on how this agitation will affect them and justify the pain suffered by our industry.

<b>This team will be headed by :</b>	President & All Past Presidents of MCHI-CREDAI
<b>Assisted By:</b>	Nayan Bheda, Ajay Ashar, Shailesh Sanghvi & Rajesh Prajapati
<b>Coordinator from MCHI-CREDAI Secretariat:</b>	Ashok Lulla

I earnestly request all team captains to suggest a plan of action with timelines & organise their meetings with individual team members and prepare the goals, action plan and strategy for their team and present in the next meeting to be held on 10<sup>th</sup> April, 2012. Any changes in the team or additional team members required can be informed.

I have also given each team one Executive from MCHI-CREDAI Secretariat to manage and coordinate with each team Captain, to assist/help him for all his coordination.

Thanking you,

Best Regards,  
For **MCHI-CREDAI**

**Sd/-**  
**Boman Irani**  
Hon. Secretary