

Government of India  
Ministry Of Commerce & Industry  
Office of the Development Commissioner  
Visakhapatnam Special Economic Zone  
Administrative Building, Duvvada  
Visakhapatnam – 530 046 A.P. (INDIA)  
Ph: 0891-2706143 Fax: 0891-2587352



No:9/SEZ/226/VSEZ/2012/

dated 28.08.2020

CANCELLATION OF LETTER OF APPROVAL

M/s. Ozone Warehousing Pvt.Ltd.,(earlier Ms.Ozone Warehousing Services Company) ( herein after referred to as Unit) , Plot No.D1, Phase 1, VSEZ, Duvvada, Visakhapatnam was issued LoA No.9/SEZ/226/VSEZ/2007/ dt.27.12.2007 for rendering Warehousing Services, as amended from time to time and the unit accepted the terms and conditions of LoA on 29.01.2008. The unit commenced operations w.e.f. 25.01.2010.

2. Whereas the unit executed LUT and was accepted by this office on 16.12.2008 and the fresh LUT on 25.01.2012 after change of constitution from Proprietorship to Pvt.Ltd., company.

3. Whereas the Unit's LoA was extended vide letter dt.25.11.2016 for a further period during the 2<sup>nd</sup> block period from 25.1.2015 to 24.1.2020 .

4. Whereas, it is found on record that there was no clarity in the APRs submitted by the unit. As per APRs and the details on record, the unit has received only a few thousand US dollars only till now. Some DTA sales were stated to have made during 2015-16 ( as per earlier APRs), but in the revised APRs the same is not found mentioned.

5. Whereas, the unit vide their letter dt.4.8.2018 has stated that their unit would be taken over by one M/s.Texas Oil & Gas Services Pv.Ltd., The UAC in the meeting held on 24.09.2018 deferred their proposal as Company ( M/s.Ozone Warehouse Pvt.Ltd., ) name was found struck off by the RoC .

6. Whereas, this offices vide letter dt.3.10.2018 sought details of the unit regarding restoration of the status of their unit with RoC, Mumbai and details of NCL petition filed with the RoC. However, no reply has been received so far.

7. Whereas, the LoA of the unit expired on 25.1.2020. The unit has been constantly under non-operation for quite a long time and found that no significant exports were made by the Unit and made no contribution towards economic growth as envisaged in the SEZ scheme.


8. Whereas, in view of the above and as part of reviewing the status of non-operational and non-performing units in VSEZ and also lease rental defaulting units, the Management/authorized person were called for a virtual meeting to discuss the status of the unit and the possibility

Contd.. p 2

of resuming operation . During the Video conference meeting held on 29.07.2020, one of the Directors, Shri Prakash Kumar Singhee assured that he would clear the lease rents to the tune of Rs.12,36, 378/- within a week's time. Office of DC, VSEZ vide letter dt.30.7.2020 issued final notice to the unit to clear the dues by 7.8.2020 and stating that failing which their LoA would be deemed to be treated as cancelled w.e.f.24.01.2020.

6. In view of the above, I, therefore, after careful consideration of the facts on record hereby confirm the cancellation of the Letter of Approval granted vide No. LoA No.9/SEZ/226/VSEZ/2007 dt.27.12.2007 w.e.f. 25.01.2020 i.e., the date of expiry of their LoA and declare that the unit made an exit from the SEZ scheme we.f. 25.01.2020. Further, the unit shall have to follow Section 16 of SEZ Act, 2005 consequent to the cancellation of the Letter of Approval and discharge the liability as per the said Section to enable them to absolve themselves of the legal obligation.

7. However, since the premises of the unit is continued to be in their possession, the unit is under legal obligation to pay the lease rentals till they vacate the premises and also to pay all outstanding statutory dues to this office and submit no dues certificate from APEPDCL and from Customs Wing, VSEZ to enable them to vacate from VSEZ premises.

  
( A.Rama Mohan Reddy) IFS  
Development Commissioner

To

M/s. Ozone Warehousing Pvt.Ltd , VSEZ, Duvvada, Visakhapatnam..

Copy to:

1. Specified Officer, VSEZ- with a direction that necessary steps may be taken to safe guard the revenue consequent to the Cancellation of the Letter of Approval by verifying the value of imports/procurements that were made duty-free and its proper utilization by the unit .
2. The Secretary, VSEZA, Administrative Building, Duvvada, VSEZ, Visakhapatnam-with a request to take steps for vacating the unit in co-ordination with Customs Wing, VSEZ