



VIOLATION LETTER
Registered Post with A/D

**GOVERNMENT OF INDIA
MINISTRY OF MINES
INDIAN BUREAU OF MINES
OFFICE OF THE REGIONAL CONTROLLER OF MINES**

**318B, Road No.3
At & P.O. Ashok Nagar, Pin 834002
Dist. Ranchi, Jharkhand
Telephone: (0651) 2242903/2242889
Fax : (0651)2242903
Email: ro.ranchi@ibm.gov.in**

NO. BIH/GLA/BX/238/RRO/Vol-III

Dated – 02/07/2019

To,

Shri Gyanchand Prasad Agarwal
Lessee,
East Gola Road, Upper Bazar,
P.O. & Dist. – Lohardaga
Pin - 835302
Jharkhand

Sub: Violation of provisions of MCDR, 2017 in respect of your “Kujam” Bauxite Mine over an area of 76.40 Ha. in Lohardaga district, Jharkhand state.

Sir,

On scrutiny of the office records, the following provision of Mineral Conservation and Development Rule, 2017(MCDR, 2017) is found violated in respect of the above mine.

Rule	Violation
45(1):- The holder of a mining lease, or any person or company engaged in trading or storage or end-use or export of minerals mined in the country, shall cause himself to be registered online with the Indian Bureau of Mines as per application specified in Form K of the Schedule and the registration number so allotted by the Indian Bureau of Mines shall be used for all purposes of online reporting and correspondence connected herewith.	The Form-K has not been updated in Mining Tenement System (MTS) portal developed by Indian Bureau of Mines till date.

02. In this connection, it is brought to your notice that the above violation constitutes an offence punishable under Rule 62 of MCDR, 2017. The relevant extract of the Rule 62 is given below:-

“62 Penalty:- Whoever contravenes any of the provisions of these rules shall be punishable with imprisonment for a term which may extend to **two years** or with fine which may extend to **five lakh** rupees, or with both, and in the case of a continuing contravention, with additional fine which may extend to **fifty thousand** rupees for every day during which such contravention continues after conviction for the first such contravention”.

Besides, inability to comply with the provisions of Rule 45(1) is liable for recommendation to State Govt. for necessary action as per statute under Rule 45(7)(a) which are as follows:-

(a) in the case of mining of minerals by the holder of a mining lease, the Regional Controller of Mines may advise the State Government to,-

(i) order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;

(ii) take action to initiate prosecution under these rules;

(iii) recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;

03. You are advised to rectify the above violation immediately and intimate the position to this office within 45 (forty five) days from issue of this letter

Yours faithfully

(Anupam Nandi)
Regional Controller of Mines

Copy forwarded for kind information to:

1. **The Director (Mines)**, Govt. of Jharkhand, 3rd Floor, Yojna Bhawan, Jharkhand Mantralaya, Nepal House Area, Doranda, Ranchi – 834002.
2. **The Controller of Mines (EZ)**, Indian Bureau of Mines, Block-CP, Plot no.-13, Salt Lake, Sector-V, Kolkata- 700091.

(Anupam Nandi)
Regional Controller of Mines