

1/2020/2022

Violation letter/ By-Email

Government of India
Ministry of Mines
Indian Bureau of Mines
Office of the Regional Controller of Mines, Jabalpur

File no. – MCDR-MiFLOLST/26/2022-JBP IBM_RO_JBP

Jabalpur, Dated: 21.12.2022

To,

Shri Anil Nagrath (Owner),
 Civil Lines, Katni,
 Post – Katni, District- Katni - 483501
 Email – anilnagrath2009@gmail.com

Subject: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your **Kachhgawan Limestone Mine (1.821 Hect.)**, mine Code - **38MPR18123** in **Katni** district of **M.P. State**.

Sir,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during the inspection by Shri Abhishek Ranjan Gautam, Assistant Mining Engineer on 16.11.2022 in presence of Shri Anil Nagrath, Mine Owner & Shri Gyandatt Dixit, Lessee representative detailed as below:-

नियम स.	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule 11 (1)	<p>According to this rule-No holder of a mining lease shall commence or carry out mining operation in any area except in accordance with the mining plan approved, modified or reviewed by the Indian Bureau of Mines or prepared and certified in accordance with the system established by the State Govt. pursuant to the provisions to clause (b) of Sub Section (2) of Section 5 or approved by the competent authority of the Atomic Minerals Directorate for exploration and Researching respect of minerals specified in Part B of the First Schedule of the Act where the grade of such atomic minerals is equal to or above the threshold value limit declared under schedule-A of the Atomic Mineral Concession Rules 2016.</p> <p>The modification of approved Mining Plan of above mentioned mine was approved vide this office letter No-MP/Katni/Limestone/RMP-64/2021-22 dated 28.01.2022 incorporating the proposals of working from 2021-22 to 2023-24. During the inspection it was found that following provisions of rule have been violated.</p> <p>1. During the year 2012-22, backfilling was not done within 7.5m barrier zone between intermediate Pillars no 03/01 to pillar no. 04 of the lease areas proposed in approved document.</p>
Rule 31(4)	<p>The plans and sections required under these rules shall be maintained up to date within three months in case of category 'A' mines as referred to in clause (a) of sub-rule (2) of rule 55, and within twelve months in case category 'B' mine</p> <p>The plans & sections were not found updated and maintained at mines site office.</p>

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Rule 34A(2)	<p>34A. Digital aerial images of mining lease area.— (1) Every lessee having— (a) an annual excavation plan of one million tonne or more in a particular year; or (b) leased area of fifty hectare or more, shall carry out a drone survey of the leased area and upto hundred metres outside the lease boundary in the month of April or May every year and submit the processed output [digital elevation model (DEM) and Orthomosaic] images obtained from such survey or any other format as may be specified by the Indian Bureau of Mines in this regard to the Controller General on or before 1st day of July every year.</p> <p>(2) Every lessee, other than those covered under sub-rule (1), shall submit soft copy of high resolution Georeferenced Ortho-rectified Multispectral satellite images of the leased area and upto hundred metres outside the lease boundary taken in the month of April to June of every year, to the Controller General on or before 1st day of July of the that year in the standards formats such as GeoTIFF along with metadata or any other format as may be specified by the Indian Bureau of Mines in this regard: You have not submitted satellite image as specified above under rule 34A (2) of MCDR 2017.</p>
Rule 45(7)	<p>If it is found that the holder of a mining lease or the person or company engaged in trading or storage or end-use or export of minerals, as the case may be, has submitted incomplete or wrong or false information in daily or monthly or annual returns or fails to submit a return within the date specified; then,—</p> <p>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,—</p> <p>order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;</p> <p>take action to initiate prosecution under these rules;</p> <p>recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;</p> <p>On examination of Annual Return for the year 2021-22 it is observed that data of annual return are incomplete & having following deficiencies:-</p> <p>Part –VI: As per the approved mining plan there is no proposal for dump working, but during the scrutiny of annual returns for the year 2021-22, it was found that the production of 1500 tones of limestone has been achieved from dump working, which is not correct.</p>

02. In this connection it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR-2017.
03. Non-compliance of the rule 11(1) of MCDR-2017 may lead to suspension of Mining operations under the provisions of rule 11(2) of MCDR-2017.
04. You are advised to rectify the above violations immediately and intimate the position to this office within 45 (Forty-Five) days from the date of issue of this letter.

भवदीय,

(संजय एम गिरहे)
क्षेत्रीय खनन भूविज्ञानी
भारतीय खान ब्यूरो

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प्रतिलिपि प्रेषित (ईमेल):

01. The Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal (M.P.) for information and further necessary action.
02. The Controller of Mines (CZ), Indian Bureau of Mines, Nagpur
03. The District Collector, Katni (M.P.) for information.

(संजय एम गिरहे)
क्षेत्रीय खनन भूविज्ञानी
भारतीय खान ब्यूरो