



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

F.No.M.P./Satna /Limestone-78 Mine Code: - 38MPR35140 Scheme No.-11, Kamla Nehru Nagar
2624 Jabalpur , Dated: 31/10/2022

To,

Shri Neeraj Kumar Verma (Nominated Owner),
M/s K.J.S.Cement Ltd.
Village Amilia, Post Office Maihar,
District Satna Madhya Pradesh 485771
Email kjscement@gmail.com

Sub. : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to
Bhatia Limestone Mine over an area of **7.859 hect.** in **Satna district** of M.P.

Sir,

The following provisions of the Mineral Conservation and Development Rules 2017 were found violated in your above mine during the inspection on 2/10/2022 by the undersigned, accompanied by Shri K.P.Nigam, Agent (Mines), Shri Atindra Bhattacharyya, Mining Engineer and Shri N P Shukla, Geologist .

नियम	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule 11(1)	<p>No holder of a mining lease shall commence or carry out mining operations 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 Government pursuant to the proviso to clause (b) of sub-section (2) of section 5 or approved by the competent authority of the Atomic Minerals Directorate for Exploration and Research, in respect of minerals specified in Part B of the First Schedule to the Act where the grade of such atomic minerals is equal to or above the threshold value limits declared under Schedule-A of the Atomic Minerals Concession Rules, 2016. Read with MCR (Amendment),2021 notified in Gazette of India vide dated 02/11/2021</p> <p>The Review of Mining Plan of above mentioned mine was approved vide letter No.-MP/Satna/Limestone/ RMP-53/2019-20 dated 31/07/2020 incorporating proposal of working from 2020-21 to 2024-25. During the inspection it was found that following activities have been carried out with violating the approved proposals :-</p> <ol style="list-style-type: none">Exploration was not done as per the proposals given in the approved Review of Mining Plan. . Six no. of boreholes, 30 m deep each were proposed against year 2020-21. Notice of sinking boreholes was also given vide letter No. KJS/IBM/2020-21 dated 20/03/2021 but reportedly could not be completed. As on date such boreholes are remains to be carried out . This amounts to the violation of the rule.In the year 2021-22 it was proposed to produced 25260 metric tonnes of limestone, with removal of 12988cum soil and 2526cum overburden(Intercalated waste/ shale. However in the year 2021-22 only 24677.704 metric tonnes of limestone has been produced with removal of 6062cum overburden including soil.. Thus, there are deviation of 61% in overburden removal.Although production against 2021-22 are so moto achieved but lateral movement of the pit have neither reached upto the proposed site towards North & North East (BP No. 21 & 22) as well as towards South (B.P.No, 15 to B.P.No. 18).
26(2)	<p>The holder of mining lease shall submit to the competent authority a yearly report as per the format specified by the Indian Bureau of Mines, before 1st day of July every year setting forth the extent of protective and rehabilitative works carried out as envisaged in the approved mine closure plan, and if there is any deviation, reasons thereof:</p> <p>The yearly report has not been submitted for the year 2021-22.</p>
27(2)	<p>Where financial assurance is required to be furnished by the holder of the mining lease under sub-rule (1) read with MCDR (Amendment) ,2021 notified in gazette of India vide dated 03/11/2021, such amount of financial assurance shall be submitted to the authorised officer, as the case may be, in the form of a bank guarantee in the format specified by the Indian Bureau of Mines:</p> <p>Provided that where financial assurance has already been furnished before the commencement of these rules, an amount equal to the difference between the financial assurance due as on the date of notification of these rules and the financial assurance already furnished, shall be furnished to the authorised officer.</p> <p>The Financial Assurance furnished by you @ Rs. 3 lakhs per hect of the mining lease area put to use for mining and allied activities i.e. BG for Rs. 21,00,000/- (Rs Twenty One Lakhs only) is valid up to 31/03/2025. As per amendment in MCDR,2017 notified on 03/11/2021, financial assurance is enhanced from existing rate of Rs. 3 lakh per hect to Rs. 5 lakhs per hect. of the mining lease area put to use for mining and allied activities. Thus, additional financial assurance of Rs. 13,59,800/- (Thirteen Lakhs Fifty-Nine Thousand and Eight Hundred only) in the form of Bank Guarantee with a validity upto 31/09/2025(at least extra six months claim period), supposed to be submitted on or before 01/02/2022, which has not been submitted so far.</p>
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>

order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;
take action to initiate prosecution under these rules;
recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;

On examination of Annual Return for the year 2021-22 it is observed that data of annual return are incomplete & having following deficiencies:-

1. Part III, item No 2-Royalty and Rents

- i. As per return 24677.704 tonne limestone is dispatched during the year for which indicated paid royalty is Rs. 5333306/- @ of Rs 102.65 per tonne. Thus, royalty is paid for the dispatched limestone is not acceptable, needs clarification.
- ii. Payment against royalty and dead rent have been shown on the return. Royalty and Dead Rent, both cannot be charged at a time. So, information furnished in this regard needs correction

2. Part - III Consumption of Materials

In the table details of quantity of different materials such as diesel, lubricant oil, grease, explosives, tyres, drill rods & kits and Other spares & stores consumed with their cost for the achieving of production are indicated (Rs. 176.34 per tonne). Whereas in calculation of cost of production such cost are indicated as Nil, appears incorrect, need be reviewed and accordingly get corrected.

6. Part VII Cost of Production

Indicated direct cost Rs. 66/- appears incorrect as material cost, maintenance cost and professional cost etc. have not been taken into account in calculation of direct cost.

2. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of Mineral Conservations and Development Rules, 2017.
3. The mining operations can be suspended under the rule 11(2) of MCDR-2017, if compliance of rule 11(1) of MCDR-2017 are not found satisfactory. In case Non-compliance of Rule 45(7) of MCDR-2017, Necessary action shall be initiated as deemed fit.
4. 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.

भबदीय,
31/10/2022
(रघुबीर शरण गर्ग)
सहायक खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि प्रेषित :

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 please.
02. The District Collector, Satna (M.P.) for information.

31/10/2022
सहायक खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि प्रेषित मूल पर नहीं:

- 01 खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।
- 02 DDG, Mining & Mineral Statistics Division, Indian Bureau of Mines, Nagpur for referback of Annual Return for the year 2021-22 for rectification of deficiencies as pointed out above under rule 45(7).

31/10/2022
सहायक खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रसिप्त
31-10-22

of