



भारत सरकार  
GOVERNMENT OF INDIA  
खान मंत्रालय  
MINISTRY OF MINES  
भारतीय खान ब्यूरो  
INDIAN BUREAU OF MINES  
नागपुर क्षेत्रीय कार्यालय  
NAGPUR REGIONAL OFFICE

**Registered Post**  
**Violation Letter**

छटवीं मंजील, बी एवं सी ब्लॉक,  
इंदिरा भवन, सिविल लाइन्स  
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Indira Bhavan, Civil Lines  
Nagpur- 440102  
दुरभाषा.Telephone:2562794,  
2565089 (Tel/fax)

No. MAH/BHD/KYA-10/NGP

**Mine code 33MSH05020**

Dated: 24/04/2019

To,

✓ Shri S. Ramamoorthy, I. A. S.,  
M/s MSMC Ltd.,  
Khanikarm Bhawan,  
Plot No. 7, Ajni Square,  
Wardha Road,  
Nagpur-440015  
Maharashtra

Sub: Violation of provisions of Mineral Conservation and Development Rules, 2017 in respect of your **Nawargaon Chowa Kyanite Mine** over an area of 40.61 ha situated in Distt. - Bhandara of Maharashtra state.

Sir,

As per the inspection of mines carried out by the undersigned on 18/03/2019 and upon examination of this office records, the following provisions of Mineral Conservation and Development Rules, 2017 are found violated in respect of your above referred mine: -

Rule	Nature of violations observed
26(2)	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 1 <sup>st</sup> 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.  <i>However, no such report has been submitted by you in this office as per the Rule for the year 2017-18.</i>
33	The holder of a mining lease shall, on or before the 30th day of June every year submit to the authorised officer, as the case may be, and the State Government, a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32.

	<i>However, Plans and sections as required to be submitted under the rule have not been submitted by you in this office for the year 2017-18.</i>
37(2)	<p>The dumps shall be properly secured to prevent escape of material therefrom in harmful quantities which may cause degradation of environment and to prevent causation of floods.</p> <p><i>However, during field inspection, no retaining wall along the toe of the dumps was observed which is required to check and arrest any wash-off from the dumps.</i></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>(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, –</p> <p>(i) order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance</p> <p>(ii) take action to initiate prosecution under these rules;</p> <p>(iii) recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining</p> <p><i>However, while examining the data furnished in the Annual Return filed for 2017-18, the following discrepancies were observed: -</i></p> <p>(i) <i>Under Part-I, no Mining Engineer and Geologist is mentioned as appointed for the mine in 2017-18.</i></p> <p>(ii) <i>As per the Approved mining plan document as mentioned above, mineral rejects are 20% of the ROM and proposed to be stacked separately, but the same is not reflected in the Part V of the annual returns for Kyanite. As per the details furnished under Part-VI for Kyanite, ROM production is 2437.352 T and grade-wise production (40% Al<sub>2</sub>O<sub>3</sub> and above) is 2318.112 T. The difference in both the quantities in the tune of 119.24 T has not been accounted in the returns.</i></p> <p><i>These violations may lead to suspension of all mining operations in the mine as well as termination of mining lease and prosecution of the owner, agent and manager.</i></p>
55	<p>(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules,–</p> <p>(c) every holder of a mining lease shall employ, in case of–</p> <p>(ii) category 'B' mines, a part-time mining engineer and a part-time geologist</p> <p><i>However, no such appointment has been made for a part-time Mining Engineer by the leaseholder.</i></p>

02. 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.

03. The mining operations can be suspended by the competent authority and suitable actions can be initiated under Rule 45(7)(a), if compliance is not found satisfactory.

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.

Yours faithfully,

*Ashish*  
24/04/19

(Ashish Mishra)

Sr. Assistant Controller of Mines

Copy to:

1. The Controller of Mines (CZ), Indian Bureau of Mines, Nagpur
2. The Director, Directorate of Geology and Mining, Government of Maharashtra, Khanij Bhavan, 27, Shivaji Nagar, Cement Road, Nagpur-440010 (Maharashtra)

|  
(Ashish Mishra)

Sr. Assistant Controller of Mines