

भारत सरकार/ Government of India
खान मंत्रालय / Ministry of Mines
भारतीय खान ब्यूरो / Indian Bureau of Mines
क्षेत्रीय खान नियंत्रक का कार्यालय / Office of the Regional Controller of Mines



रजिस्टर्ड ए0डी0/ कारण बताओ नोटिस

Jabalpur, dated: 11/11/2020

23

File No.: MP/Katni/Limestone-543222-3225

सेवा मे,

Shri Shailendra Nagrath
S/o, Late Shri R.P. Nagrath
Civil Line, Po & District-Katni
M.P.-483501

विषय - म0प्र0 राज्य के Katni जिले मे स्थित आपकी Kachhgawan Limestone Mine, (क्षेत्रफल.3.456हे0) में खनिज संरक्षण एव विकास नियमावली, 2017 के नियमों का उल्लंघन। (Mine Code-38MPR18124)

महोदय,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during the inspection by Shri Sanjay M. Girhe, Regional Mining Geologist on 12.03.2020 in presence of Shri. Jawaharlal Saraf, Mines Manager, Shri Gyandat Dixit, Power of Attorney holder, Shri Amit Tiwari, Liasoning officer as under:-

पाए गए उल्लंघन की विस्तृत प्रकृति

नियम स.	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule11(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 Modified Mining Plan of above mentioned mine was approved vide this office letter No-MP/Katni/Limestone/MOD-28/2015-16 dated 23/03/2016 incorporating the proposals of working from 2015-16 to 2019-20. During the inspection it was found that following provisions of rule have been violated</p> <p>i) During inspection, it was also observed that the 7.5m statutory barrier zone area in southern side of the lease area in between the mining lease boundary pillars BP/9 to BP-7 has been worked out for ROM/mine waste stacking which attract the violation of said rule.</p> <p>i) As per the para 2(A)(iii) of chapter-2 of modified mining plan, the height of individual working bench was proposed to be maintained at 6mts but, during inspection height of benches towards northern side of the lease found at a range of 10-12 (approx) which is in deviation against the given approved proposals.</p>
Rule 26(2)	<p>The holder of mining lease shall submit a yearly report as per the format specified before 1st July of every year setting forth the extent of protective and rehabilitative work carried out as envisaged in the approved mine closure plan, and if there is any deviation, reason thereof</p> <p>But, in your case the aforesaid Report in prescribe Form for the year 2018-19 is not submitted to the Regional Controller of Mine, Jabalpur till the date of inspection.</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 of any other mine</p> <p>As this is "A" category mine and required plans & sections are need to be updated on quarterly basis as required under this rule but the same were are not updated in stipulated time and not maintained at mines site office.</p>
Rule 45(5)(b)	<p>The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller of Mine or any other authorized officer of the Indian Bureau of Mines in the following manner-</p> <p>A Monthly Return which shall be submitted before tenth day of every month in respect of preceding month in electronic form, along with signed print copy of the same if it is digitally signed, in the respective Form</p> <p>But, it is observed that, you have not submitted online monthly returns for the month of January-2020 & February-2020 till the date of inspection to this Regional office. It is also directed to submit aforesaid returns in online system immediately through www. ibm . gov . in / index. Php /auth/login.</p>

2. In response to violation letter dated 27/05/2020, your reply dated 13/06/2020 received on 18/06/2020. The reply has been duly considered and the reply of violations of rules 26(2), 31(1) & 45(5)(b) have been found satisfactory. But, the compliance of rule 11(1) is not found satisfactory. Therefore, violation of Rule 11(1) of MCDR-17 still exists in above mention mine.
3. The mining operations may be suspended under the rule 11(2) of MCDR-2017, if compliance of the pending rule 11(1) of MCDR-2017 is not found satisfactory.
4. You are, therefore, directed to show cause within a period of 30 (thirty) days from the date of issue of this letter, as to why you should not be prosecuted for the above offence.
5. 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.
6. Please note that no further notice will be given to you in this regard.

भवदीय,

olc

(संदीप सिंह) 27/11/2020
उप खान नियंत्रक
भारतीय खान ब्यूरो

NOO:

प्रतिलिपि प्रेषित : :

01. The Director of Geology & Mining, absent Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal (M.P.) for information and further necessary action.
02. The District Collector, KATNI (M.P.) for information.

olc

(संदीप सिंह) 27/11/2020
उप खान नियंत्रक
भारतीय खान ब्यूरो

प्रतिलिपि प्रेषित :

खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।

olc

(संदीप सिंह) 27/11/2020
उप खान नियंत्रक
भारतीय खान ब्यूरो