

**VIOLATION LETTER**  
**REGISTERED A/D**

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

**No. BIH/LOH/BX/233/RRO**

318/B, Road No.3  
Ashok Nagar, Ranchi – 834 002  
TEL:0651-2242903/2242889  
FAX: 0651-2242903  
Date: 02.01.2018

To,

Sri Durga Bhagat,  
C/o (late) Gandharva Oraon,  
Near Nadia Hindu High School,  
Court Road, P.O/Distt.- Lohardaga,  
PIN- 835302 (Jharkhand).

**Sub. : Violation of provisions of Mineral Conservation & Development Rules, 2017, in respect of Pakhar Bauxite Mine (50.854 hect) in Lohardaga district, Jharkhand State.**

Sir,

The following provisions of Mineral Conservation and Development Rules, 2017 were found violated in your above mine during inspection on 28.12.2017 by Sri N.K.Chaterji, Asstt. Mining Geologist, of Indian Bureau of Mines, Ranchi accompanied by S/Sri G.D.Tiwary, Representative of lessee and Raja Singh, Geologist.

Rule No.	Nature of violations observed in details.
<b>Rule- 26(2):</b>	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. In your case the same has not been submitted for the year 2016-17.
<b>Rule-31(4):</b>	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 the case of any other mine as mentioned in clause (b) of sub-rule (2) of rule 55. In your case it was observed that the same have not been maintained up to date within three months as required under the statute.
<b>Rule-33:</b>	The holder of a mining lease shall, on or before the 30 <sup>th</sup> 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 plan and sections maintained under rule 32 of MCDR, 2017. It was observed that no such plan and section as required under the Rule have been submitted to this office.
<b>Rule- 55(3):</b>	Every holder of a mining lease shall employ, in case of– (i) category 'A' mines, a whole-time mining engineer and a geologist; (ii) category 'B' mines, a part-time mining engineer and a part-time geologist. In your case it has been observed that no such whole time Mining Engineer has been appointed as required under the rule with intimation of the same under Rule-46(a) of MCDR, 2017 to the Indian Bureau of Mines, Ranchi.

**02.** In this connection it is brought to your notice that the above violations constitute 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.

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**03.** You are, therefore, 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,

Sd/-  
(Anupam Nandi)  
Regional Controller of Mines

**Copy forwarded for kind information to:**

**The Director of Mines**, Govt. of Jharkhand, Nepal House Area, Doranda, Ranchi – 834 002.

**(a)** For examination & extent of the pit / quarries and its development /proposals etc. there is requirement of the boundary pillars. But physical presence of all the boundary pillars of the lease boundary /area have not been seen at the time of inspection as per rule 12(1)(v) of Minerals (Other than Atomic and Hydrocarbons Energy Minerals) Concession Rule, 2016 also there was mismatch of boundary pillar nos. available on the ground and that shown on the plan.

**(b)** The lessee shall have to comply with the aforementioned Mineral Conservation and Development rule 2017 framed under Section 18 of the Mines and Minerals (Regulation & Development) Act, 1957 (amended upto 27<sup>th</sup> March 2015) as required under Rule 29(a) of Minerals (Other than Atomic and Hydrocarbons Energy Minerals) Concession Rule, 2016.

Sd/-  
(Anupam Nandi)  
Regional Controller Of Mines

**N.O.O.:**

Copy forwarded for kind information to:

**1. The Controller of Mines (CZ)**, Indian Bureau of Mines, Civil Lines, Nagpur- 440001.

Sd/-  
(Anupam Nandi)  
Regional Controller Of Mines