



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

100, ओल्डनेहरू कालोनी, देहरादून (उत्तराखण्ड) 248001 / 100 Old Nehru Colony, Dehradun (U.K.) 248001

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फाईल संख्या File No: HP/SRM/LST-17

Mine Code: 38HPR10010

दिनांक, 20-03-2021

सेवा में To : कुंवर सिंगेन्द्रसिंह,
सिरमौर मार्ग 460, कौलागढ़ रोड,
राजेन्द्र नगर,
देहरादून 248001

E-mail: dksinha528@gmail.com

विषय Sub: Show Cause Notice in respect of violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Durga Limestone Mine, Mining Lease over an area of 4.444 ha located near Village: Borli Post-Sangrah Tehsil-Renukaji District-Sirmour, H.P. State.

महोदय Sir,


The following provisions of the Mineral Conservation & Development Rules, 2017 (MCDR, 2017) were found violated in your above mine during the MCDR inspection made by the undersigned on 29.12.2020 in the presence of Shri D.K. Sinha, Mine Manger which was communicated on 01-02-2021

RULE NO.	NATURE OF VIOLATION OBSERVED
11(1)	Mining operations were not carried out in accordance with the approved Modified mining plan with PMCP vide letter no 614(2)/76- DDN dated 02.07.2017 to the following extent: (i) As per proposal during the year 2019-20, it was proposed to carry out mining operations by making development of two benches from 1624 mRL to 1618 mRL of six meter height downwards towards south west part of the mining lease. However mining was observed being carried out which was not earmarked in the approved mining plan i.e. towards East side.
11(4)	The holder of a mining lease shall submit the mining plan to the competent authority for review at least one hundred and eighty days before the expiry of five years period for which it was approved on the last occasion, for mining operations for a period of five subsequent years. Modified Mining plan with PMCP was approved vide letter no. 614(2)/76-DDN dated 02-07-2017 but lessee has not submitted the Review & Updation of Mining Plan with PMCP till date.
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 st 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: On perusal of office records it is observed that yearly report for the year 2019-20 has not been submitted to the competent authority by the holder of the lease in the prescribed in this office till date.
33	The holder of a mining lease shall, on or before the 30 th day of June every year submit to the authorized officer a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32. However, the lessee has not submitted the copies of the plans and sections as per rule for the year 2019-20
35(2)	Every holder of a mining lease shall monitor his mining and allied activities as per the notified template of star rating in the format prescribed in this behalf by the Indian Bureau of Mines from time to time. and shall submit online its self assessment report before the 1st day of July every year for the financial year, 2019-20.
45(5)(c)	An annual return for the years ending 31st March of 2020 (2019-20) has not been submitted by the lessee to the Regional Controller/ Authorized Officer of Indian Bureau of Mines.
55	Every holder of mining lease shall employ a geologist in the mine. But geologist has not been appointed in the mine.

- On examination of office records, it is found that Star Rating template has been submitted through online under 35(2) of MCDR, 2017. On perusal of your reply of letter No. nil dated 15.03.2021 received by this office dated 18-03-2021, it is found that complainece has not been made for remaining violation of rules 11(1), 11(4), 26(2), 33, 45(5)(c) & 55. Thus violation of such Rules 11(1), 11(4), 26(2), 33, 45(5)(c) & 55 of MCDR, 2017 still persists.
- In this connection, it is brought to your kind notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
- Mining operations can be suspended as per rule 11(2) in case of non compliance of rule 11(1), 11(4) and any other relevant rules of MCDR 2017 as these rules ensures systematic scientific and responsible mining.

5. Advise the State Government to order suspension of all mining operations in the mines as per provision of Rule 45(7), in case if it is found that the holder of a mining lease, has submitted incomplete or wrong or false information in statutory returns or fails to submit such return within the date specified under Rule 45.
6. You are advised to rectify the above violations immediately and intimate the compliance position to this office within 30 days from date of issue of this letter.
7. You are therefore directed to show cause within a period of thirty (30) days from the date of issue of this letter, as to why you should not be prosecuted and / or why the mining operation should not be suspended under relevant statutory provisions and/or why not any other appropriate action can be initiated in accordance with rules and/or any competent orders/directives.
8. Please note that no further notice will be given to you in this regard.


भवदीय Ycurs faithfully,


20.03.2021

(दामोदर प्रसाद शर्मा /D P Sharma)
सहायक खान नियंत्रक /Assistant Controller of Mines
भारतीय खान ब्यूरो / Indian Bureau of Mines

तिलिपि सूचनार्थ प्रेषित :-

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- 3- गार्ड फाइल


सहायक खान नियंत्रक /Assistant Controller of Mines