



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 सहित
उल्लंघन पत्र



File No: MP/BGT/MN-46/NGP

Scheme No.-11, Kamla Nehru Nagar

Jabalpur, Dated: 09/04/2020

19/04/2021

To,
Mrs Namrata upadhaya,
W/O shri Dilip upadhaya
AT & Post: Tirodi
Distt: Balaghat MP

Subject: Violation of provisions of provisions of Mineral Conservation & Development Rules, 2017
in respect of your Jam manganese ore mine (area-8.097 Hect) in District of Balaghat of M.P. State

Dear Madam,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during MCDR inspection on 29/10/2020 by the undersigned in presence of Mr Rajesh Rawal, Owners Representative and Mines Manager, Shri Pathak.


Rule 26(2) MCDR 2017	(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 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: Statement/yearly report for progressive closure under this rule for yr 19-20 is not submitted.
Rule 11(1)	1. Mining operations under mining lease.-(1) 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. (2) If the mining operations are not carried out in accordance with the approved or certified mining plan or any information contained in the mining plan is found to be incorrect, misleading or non-compliant with applicable laws including these rules, the competent authority may by order, suspend all or any of the mining operations and permit continuance of only such operations as are required to restore the conditions in the mine as envisaged under the approved or certified mining plan or modified mining plan, for the purpose of restoration to the extent possible: 1-In your case mine working has not been done as per plan in year 19-20, working has been done in pit 1 instead of pit 2 as planned. 2. production for the year20-21 has already been exceeded in july: production as per approved plan is 4482 tons for whole year but you have produced 5800 T till july 2020 itself. Thus, there is violation of this rule.
Rule 31(4)	31. General requirements about plans and sections.-(1) Every plan or section prepared or submitted in accordance with the provisions of these rules shall- (a) show the name of the mine and of the holder of the mining lease and the purpose for which the plan or section is prepared; (b) show the true north or the magnetic meridian and the date of the letter; (c) show a scale of the plan at least twenty-five centimeters long and suitably sub-divided; (d) unless otherwise provided, be on a scale having a representative factor of - (i) 1:500 in case of mines having small-scale workings; (ii) 1:2000 in case of mines having large open cast working and also in case of surface plans of large leasehold areas; and (iii) 1:1000 in other cases: Provided that the competent authority may, by an order in writing and subject to such conditions as he may specify therein, permit or require the plans to be prepared on any other suitable scale; (e) be digitally prepared in the format as may be specified by the Indian Bureau of Mines. (2) The conventions provided under the Metalliferous Mines Regulations, 1961, shall be used in preparing all plans and sections required under these rules. (3) The plans and sections shall be accurate within such limits of error as the Controller General may specify by a general or special order.

	<p>(4) 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.</p> <p>Surface plan ,surface geological plan and sections maintained at mines(category A) were not kept upto date as required under sub rule(4) above.</p>
Rule 55	<p>55. Employment of geologists and mining engineers.-(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules,—</p> <ol style="list-style-type: none"> 1. every holder of reconnaissance permit shall employ a whole-time geologist; 2. every holder of prospecting licence or a prospecting license cum mining lease shall employ a whole-time geologist and a part-time mining engineer; 3. every holder of a mining lease shall employ, in case of— <ul style="list-style-type: none"> (iii) category 'A' mines, a whole-time mining engineer and a geologist; (iv) category 'B' mines, a part-time mining engineer and a part-time geologist; <p>Provided that in the case of fully mechanised category 'A' mines, the mining engineers and geologists shall have minimum five years of professional experience of working in a supervisory capacity in the field of mining:</p> <p>A full time geologist is not employed in the mine .your mine is a category A mine.</p>

02. In this connection it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR-2017.

03 .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.

भवदीय,


(संदीप सिंह)
उप खान नियंत्रक
भारतीय खान ब्यूरो