



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, ओल्ड नेहरू कालोनी, देहरादून (उत्तराखण्ड) 248001 / 100 Old Nehru Colony, Dehradun (U.K.) 248001
TEL- 0135-2676350 / 2671896, E-mail - ro.dehradun@ibm.gov.in



फाईलसं. File No: J&K/PUL/LST-5 Mine Code - 38J&K14005

दिनांक: 30.01.2020

e-mail - mail@tcimax.in

सेवा में To : Mr. Umar Shafi Trambo
C/o 63-C, Rajbagh Extension
Srinagar
Union Territory-J&K, 190008

विषय Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Bajnar Bathyan Khrew Limestone Mine over an area of 48 ha located near Village- Bajnar Bathyan Khrew, Tehsil- Pampore, District -Pulwama of U.T-J&K.

महोदय Sir,


On examination of the office records, following provisions of the Mineral Conservation and Development Rules, 2017 were found violated at your above said mine & Violation letter of even number dated 04.12.2019 was issued for below mentioned violated rules;

RULE NO.	NATURE OF VIOLATION OBSERVED						
11(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. On perusal of office records, it was observed that Review & Updation of Mining Plan of this mine was approved by this office vide letter No- 614(2)/MP-B-2/08-DDN dated 22.11.2018. As per approved Review & Updation of Mining Plan the proposed production and actual production achieved is as follow: <table border="1"><thead><tr><th>Year</th><th>Proposed production in approved Review & Updation of Mining Plan (in tonnes)</th><th>Actual production during the year (in tonnes)</th></tr></thead><tbody><tr><td>2018-19</td><td>150000</td><td>210936.42</td></tr></tbody></table> <p>Thus excess production achieved in violation of approved production</p>	Year	Proposed production in approved Review & Updation of Mining Plan (in tonnes)	Actual production during the year (in tonnes)	2018-19	150000	210936.42
Year	Proposed production in approved Review & Updation of Mining Plan (in tonnes)	Actual production during the year (in tonnes)					
2018-19	150000	210936.42					
45(5)(b)	Monthly returns have not been submitted by the lessee to the Regional Controller/authorized officer of Indian Bureau of Mines for months from June 2019 onwards.						
45(5)(c)	Annual returns for the year ending 31 st March 2019 has not been submitted by the lessee to the Regional Controller/authorized officer of Indian Bureau of Mines.						

2. However in reference to the aforesaid Violation letter a reply has been received vide letter no TiPL/MAX/BAJ/LST-05/2020 dated 03-1-2020, on examining of office record as aforesaid letter in reply, compliance of Rule 45(5)(b) and 45(5)(c) has been observed, whereas reply to violation of Rule 11(1) has not found satisfaction thus compliance of Rule 11(1) has not been concluded thus the violation of Rule 11(1) of MCDR, 2017 still persists.

3. In this connection, it is brought to your kind notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
4. Mining operations can be suspended under rule 11(2) of MCDR, 2017 in case of non-compliance of above Violated rules of MCDR, 2017, as it constitutes non-compliance of Rule 11(1) of MCDR 2017.
5. 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 for the above offences
6. Please note that no further notice will be given to you in this regard.

भवदीय Yours faithfully,



30.01.2020

(डी०पी० शर्मा D.P.Sharma)

सहायक खान नियंत्रक Assistant Controller of Mines
कृते क्षेत्रीय खान नियंत्रक for RCOM

प्रतिलिपि सूचनार्थ :-

1. खान नियंत्रक (उत्तर), भारतीय खान ब्यूरो, उदयपुर. (zo.udaipur@ibm.gov.in)
2. The Director, Directorate of Geology & Mining, Govt. of Union Territory - J&K, Srinagar, Union Territory-J&K. (dgmjak@gmail.com)
3. गार्ड फाइल


सहायक खान नियंत्रक Assistant Controller of Mines
कृते क्षेत्रीय खान नियंत्रक for RCOM