



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  
TEL- 0135-2676350 / 2671896, E-mail – ro.dehradun@ibm.gov.in

E-MAIL / REGD A.D.  
Suspension Order



फाईलसंख्याFile No: HP/SRM/LST-01

Mine Code 38HPR10048

दिनांक, 9 March, 2020

सेवा में To : श्री करमबीर पाल सिंह  
Legal heir of M/s Agia Ram and Sons  
ग्राम – हीरपुर, तह. पाबंटा साहिब,  
जिला- सिरमौर (हि.प्र.)

E-mail: kuldeep1991@gmail.com

विषय Sub: Order of suspension of mining operations under rule 11(2) of Mineral Conservation & Development Rules, 2017 (MCDR 2017) in respect of your Bharli Lime Stone Mine over an area of 4.48 ha located near village Bharli, Tehsil Paonta Sahib in Sirmour District of Himachal Pradesh State.

महोदय/Sir,

Please refer to the inspection of your above mentioned mine carried out by Shri S.Saklani, Assistant Mining Geologist on 16.04.2019 and Shri D.P.Sharma, Assistant Controller of Mines on 23.12.2019. It was found during the inspections that the mining operations in the lease area were carried out in contravention to the proposals of approved mining plan alongwith PMCP and thereby, violating the provision of Rule 11(1) along with other provisions of the MCDR, 2017. Violations of rules were appropriately communicated to you and sufficient time was given to rectify the same but you failed to do so. You are already aware that the mining lease is expiring on 31 March 2020.

- The violations of rules 12(4A), 26(1), 26(2) and 45(5)(b) were communicated vide letter no. HP/SRM/LST-1 dated 07.06.2019. Subsequently, a show cause notice was issued to the mining lease holder for the violated rules on 4/9/2019. The holder of mining lease has responded to show cause notice which was examined and compliance of Rule 45(5)(b) was considered whereas the reply was not found satisfactory in respect to compliance of remaining rules i.e. rules 12(4A), 26(1) & 26(2). Thus the very purpose of scientific and systematic mining, conservation of mineral and protection of environment has been found defeated at the mine. Similarly Violations observed by Assistant Controller of Mines for rules 11(1), 12(4A), 26(1), 26(2), 33, 54 and 54(a) of MCDR 2017 were communicated to you vide violation cum show cause notice of even number dated 9/10.01.2020. In this connection your reply dated 22.01.2020 was examined and found that compliance of none of the violated rules has been made by you. That means you are not carrying out the mining operations and mine closure activities as per approved mining plans proposals as well as, as per the provisions of the MCDR 2017 in this connection. Thus violation still persists.
- In view of fact that mining lease is expiring on 31.03.2020 a joint inspection alongwith the official of State Government was carried out on 3 March 2020 to ascertain the compliance status of Approved Mining Plan (alongwith PMCP), Final Mine Closure Plan (FMCP) and provisions of MCDR 2017. During the inspection it was observed and found that the provisions of rules 11(1), 12(4A), 26(1), 26(2), 33, 54 and 54(a) are still not complied. More so, during the inspection it was observed that excavation/mining operations is being carried out also on the portion of land and with such mining parameters which has not been approved in mining plans leading to gross unsystematic and unsafe mining as the loose material/debris found rolled down to PWD road which is dangerous for public property and/or life, livestock, flora, fauna, environment etc.. Thus the very purpose of scientific and systematic mining, conservation of minerals and protection of environment, reclamation and rehabilitation found grossly violated.
- Thus, it has been found that you have not rectified the violations even after sufficient time was given to you for rectification of the violated rules,
- I am of the opinion that the non-compliance of aforesaid violated rules of MCDR, 2017 defeats the very purpose of systematic development of mines, conservation of minerals, protection of environment and

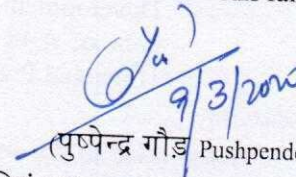
HP/SRM/LST-01 SO Bharli 2020



systematic closure as elaborated in approved mining plan. Therefore, by virtue of the powers conferred upon me under Rule 11(2) of MCDR, 2017, I hereby order suspension of all mining operations in your aforesaid mine of the mining lease holder with immediate effect.

6. No Mining operation shall be carried out till the compliance of aforesaid violated rules, except those which are essentially required for compliance the rules under violation pertaining to protective, reclamation and rehabilitation work with special reference to the mine closure activities and protection of public property and/or life, livestocks, flora, fauna etc. from unplanned and dangerous excavation/zones, voids etc. created by you. **During this period there will be no dispatch of any type of the mineral from the aforesaid mine/lease.**
02. This order shall remain in force until revoked in writing. After compliance of the provisions of aforesaid violated Rules of MCDR, 2017, you may apply to this office for revocation of this order within the validity period of the mining lease.
03. It is reiterated that the aforesaid mining lease is expiring on 31.03.2020, therefore you shall act promptly for compliance of provisions of MCDR 2017 and compliance of the proposals made in the MMP, PMCP and FMCP as well. An immediate acknowledgement of this order is requested.

भवदीय/Yours faithfully,

  
(पुष्पेन्द्र गौड़) Pushpender Gaur

क्षेत्रीयखान नियंत्रक Regional Controller of Mines

Copy forwarded for information and necessary action to:

- 1) Additional Secretary, Department of Industries, Government of Himachal Pradesh, UdyogBhawan, Bemloc, Shimla, HP (Email- [indusecy-hp@nic.in](mailto:indusecy-hp@nic.in)).
- 2) State Geologist, Department of Industries, UdyogBhawan, Shimla, H.P. **with a request NOT to issue Ravanna/Transit Pass/Royalty Pass till the order of suspension is revoked in writing by competent authority of our office.** (Email- [geologicalwing@gmail.com](mailto:geologicalwing@gmail.com)).
- 3) The Deputy Commissioner, Sirmour district, Himachal Pradesh.
- 4) The Director of Mines Safety (DGMS), Hapur Road, Ghaziabad, UP.

क्षेत्रीयखान नियंत्रक Regional Controller of Mines