

VIOLATION LETTER cum SHOW CAUSE NOTICE
E-MAIL / REGD A.D.



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: J&K/PUL/LST-15 CV-WFH

Mine Code: 38J&K14009

दिनांक: 13 April, 2020

सेवा में To :

Mr.Haji Ghulam Hassan Mir
S/o Ali Mohammad Mir,
R/O National Highway, By-Pass Crossing
Athwajan, Srinagar (U.T of J&K)-191101

E-mail: hkicipvtltd@gmail.com

विषय Sub:

Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Qutargan Zantrang Limestone Mine over an area of 4.46 ha located near village Qutargan Zantrang, Tehsil - Pampore, District – Pulwama of J&K –U.T

महोदय Sir,

On examination of the office records following provisions of the Minerals Conservation and Development Rules, 2017 were found violated in your above mine:

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. Whereas on perusal of office records, it is found that the mining operations were carried out without approved mining plan, the details of mining is as follows: <table><thead><tr><th>Year</th><th>Proposed production (in tonnes)</th><th>Actual production (in tonnes)</th></tr></thead><tbody><tr><td>2016-17</td><td>No approved mining plan</td><td>400</td></tr></tbody></table> <p>Thus the mining operations were carried out in contraventions to the provision of rule as the mining operations carried out without any approved proposals/ without approved mining plan.</p>	Year	Proposed production (in tonnes)	Actual production (in tonnes)	2016-17	No approved mining plan	400
Year	Proposed production (in tonnes)	Actual production (in tonnes)					
2016-17	No approved mining plan	400					
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 November 2019 onwards.						

2. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
3. Mining operations can be suspended as per rule 11(2) in case of non compliance of rule 11(1).
4. May Advise the State Government to order suspension of all mining operation in the mine as per provision of Rule 45(7), in case incomplete or wrong or false information has been furnished in statutory returns or fails to submit statutory returns under rule 45.
5. May initiate appropriate action in accordance with any competent orders/directives etc.
6. 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 mining operation can be suspended under statutory provisions and/or why not any other action can be initiated in accordance with any competent orders/directives.
7. Please note that no further notice will be given to you in this regard.

भवदीय Yours faithfully,

13.04.2020

(दामोदर प्रसाद शर्मा / D P Sharma)

सहायक खान नियंत्रक / Assistant Controller of Mines

प्रतिलिपि सूचनार्थ :-

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

(दामोदर प्रसाद शर्मा / D P Sharma)

सहायक खान नियंत्रक / Assistant Controller of Mines

Qutargan Zantrang Limestone Mine, Mr.Haji Gulam Hassan Mir,