



Government of India  
Ministry of Mines  
Indian Bureau of Mines  
Office of the Regional Controller of Mines, Jabalpur

VIOLATION LETTER  
Email/Registered AD/Speed post

File No. MP/SATNA/OCH.-98/ 797-801

Date: 13/04/2020

To,

Shri Ramchandra Agrawal (Agent-Mines)  
M/s Kunjilal Ishwari Prasad Agrawal,  
Barui Bauxite Mine (8.094 Ha),  
Station Road, P.O.- Jaitwara,  
Distt:- Satna M.P., Pin -485221

M/s Kunjilal Ishwari Prasad Agrawal,  
Barui Bauxite Mine (8.094 Ha),  
Station Road, P.O.- Jaitwara,  
Distt:- Satna M.P., Pin -485221

**Subject:** Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to Barui Bauxite Mine (8.094 Ha), M/s Kunjilal Ishwari Prasad Agrawal, Mine code 32MPR35043 at Vill :- Barui, P.O.- Jaitwara, Distt:- Satna M.P., Pin -485221.

Sir,

Undersigned has inspected your mine in the presence of Mr. Ramchandra Agrawal (Agent Mines) on 19/02/2020. Following provisions of MCDR 2017 were found violated in your mines during inspection.

Rule No	Nature of violation observed in detail
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**Rule 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 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.  
The document of above mentioned mine was approved vide letter No.-MP/Satna/Bauxite/M Sch-21/15-16 dated 10.11.2015 incorporating proposal of working from 2015-16 to 2019-20.  
During inspection it has been observed that the following provisions of the rule have been violated:-

- It was proposed to remove 3613 m<sup>3</sup> quantity of OB for development of mine in the year 2018-19. But, it was observed during inspection that only 2000 m<sup>3</sup> OB was removed for development of mine at the proposed area in the year 2018-19.
- The benches were found unsystematically developed and not as per approved document.
- It was proposed to prepare and maintain garland drain and retaining wall around the lease boundary. But, during inspection it has been observed that garland drain and retaining wall were not maintained properly.

**Rule 26(1)** The holder of a mining lease shall have the responsibility to ensure that the protective measures including reclamation and rehabilitation works have been carried out in accordance with the approved mine closure plan or with such modifications as approved by the competent authority.

During inspection, it has been observed that the protective measures including reclamation and rehabilitation work have not been carried out fully or partly in accordance with approved PMCP.

**Rule 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<sup>st</sup> 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:  
During scrutiny of the office records, it has been observed that the yearly report in respect of rule 26(2) of MCDR 2017 has not been submitted for the year 2018-19.

**Rule 31 (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.  
During inspection it has been observed that the plans and sections have not been up to dated as per provisions of the rules.

**Rule 33** Copies of plans and sections to be submitted – The holder of mining lease shall on or before the 30<sup>th</sup> day of the June every year submit to the authorized officer, as the case may be, and the State Govt. a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32.  
During scrutiny of office records, it has been observed that the documents have not been submitted to this office as per rule.

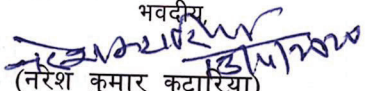
**Rule 55 (1)** For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules, –

- (a) every holder of reconnaissance permit shall employ a whole-time geologist;
- (b) every holder of prospecting licence or a prospecting license-cum-mining lease shall employ a whole-time geologist and a part-time mining engineer;
- (c) every holder of a mining lease shall employ, in case of–
  - (i) category 'A' mines, a whole-time mining engineer and a geologist;
  - (ii) category 'B' mines, a part-time mining engineer and a part-time geologist;

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.

It has been observed that whole time Mining Engineer and Geologist have not been appointed for this lease area as per provisions of rules.

1. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of Mineral Conservations and Development Rules, 2017.
2. The mining operations can be suspended under the rule 11(2) of MCDR-2017, if compliance of rule 11(1) of MCDR-2017 is not found satisfactory.
3. You are advised to rectify the violations of abovementioned rules immediately and intimate the position to this office within 45 (Forty Five) days from the date of issue of this letter.

भवदीय  
  
(नरेश कुमार कटारिया)  
उप खान नियंत्रक  
भारतीय खान ब्यूरो

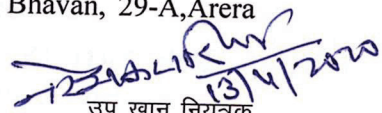
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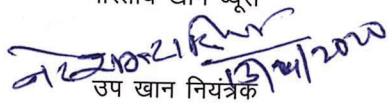
प्रतिलिपि प्रेषित :

01. The Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal(M.P.) for information and further necessary action.
02. The District Collector, Satna (M.P.) for information.

प्रतिलिपि प्रेषित :

खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।

  
उप खान नियंत्रक  
भारतीय खान ब्यूरो

  
उप खान नियंत्रक  
भारतीय खान ब्यूरो



