



Violation cum Show cause letter
By Speed Post/ E-mail

भारत सरकार / GOVERNMENT OF INDIA
खान मंत्रालय / MINISTRY OF MINES
भारतीय खान ब्यूरो / INDIAN BUREAU OF MINES
गुवाहाटी क्षेत्रीय कार्यालय / GUWAHATI REGIONAL OFFICE
OFFICE OF THE REGIONAL CONTROLLER OF MINES

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No:- IBM/GHY/ASM/NCH/LST-2

Dated- 10.4.2020

To,
Shri. Navneet Agarwal
M/s NECEM Cements Ltd., Housing Colony Road, Rukmaninagar
Dispur, Guwahati – 781006, Assam e-mail: navneet31@gmail.com

Subject: Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect of your Umrangshu limestone mine over an extent of 35 Ha. in Dima Hasao district of Assam.

Sir,

On the basis of scrutiny of this office records vis a vis the statements made in the final submission of review of mining plan for the period 2020-25, contravention of the below mentioned rules of Mineral Conservation & Development Rules, 2017 has been observed at your New Umrangshu limestone mine.

Rule Number	Nature of violations observed
45(5) The holder of a mining lease shall submit online returns in respect each mine to the Regional Controller or any other authorised official of the IBM &	NECEM Cements Ltd. registered with IBM under rule 45(1) of MCDR 2017 bearing registration No. (IBM/6738/2011) is being reported to have only two business activities. The 1st being mining at its New Umrangshu limestone mine (Mine code-38ASM08003) while the 2nd being its mineral consumption at its end use cement plant i.e. Necem Cements Ltd. at 19km stone, Umrangshu, Dima Hasao, Assam.
45(6) Any person engaged in trading or storage or end use or export of minerals shall submit online to the IBM and concerned State Govt. , where the said company is sourcing the minerals the returns in electronic form alongwith a print copy of the same, if it is not digitally signed.	The monthly returns furnished by the mine under rule 45(5) of MCDR 2017 till the last submitted return (Jan.20) reports dispatch of the limestone produced from its New Umrangshu limestone mine (Mine code-38ASM08003) as captive consumption at its cement plant (i.e. Necem Cements Ltd. , 19km stone, Umrangsho, Dima Hasao, Assam bearing IBM registration No. IBM/6738/2011). The end use return of the cement plant submitted under rule 45(6) of MCDR 2017 (i.e. Necem Cements Ltd. , 19km stone, Umrangsho, Dima Hasao, Assam) bearing IBM registration No. (IBM/6738/2011) reports the ore procured from the supplier i.e. IBM/6738/2011 itself under its end use mineral based activity. The total dispatch reported from New Umrangshu limestone mine (Mine code 38ASM08003) completely matches with the total ore procured at Necem Cements Ltd., 19km stone, Umrangsho, Dima Hasao, Assam during the year 2017-18 & 2018-19.

Rule Number	Nature of violations observed
	<p>However, in complete abeyance to all the above, the submitted final document of the review of mining plan of the above mine (Mine code-38ASM08003) reports that the cement plant i.e. Necem Cements Ltd. is closed w.e.f Nov. 2014 and limestone is being transported outside Dima Hasao Dist.</p> <p>The IBM registration No. of the end use plant outside Dima Hasao Dist. has never been reported till the last submitted monthly return (Jan.20) under rule 45(5) of MCDR 2017 of the mine concerned (Mine code-38ASM08003).</p> <p>Neither any end use return of the plant reported to be outside Dima Hasao under rule 45(6) of MCDR 2017 has ever been submitted to this office till date.</p>

02. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of Mineral Conservation and Development Rules, 2017.

03. If the above rules are not complied, the Regional Controller of Mines, may advise to State Govt. to take following action under rule 45(7)(a) of MCDR 2017

- a) Order suspension of all mining operations in the mine and to revoke the order of suspension after ensuring proper compliance;
- b) Take action to initiate prosecution under the rules
- c) Recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining.

04. You are, therefore, directed to show cause within a period of 30 days from the date of issue of this letter, as to why you should not be prosecuted for the above offences.

05. Please note that no further notice will be given to you in this regard

Yours faithfully,



(SK Mohapatra)
Senior Mining Geologist

Copy forwarded for kind information to:

- (i) **The Controller of Mines (EZ), IBM Kolkata**
- (ii) **The Director, Directorate of Geology & Mining, Govt. of Assam, Kahilipara, Guwahati - 19, Assam**



(SK Mohapatra)
Senior Mining Geologist