

Violation Letter

By 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

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No.KNT/BJP /DOL-13/Goa

To,

Shri Shivanand.S.Melligeri,

Melligeri Complex,

Distt-Bagalkot, Karnataka- 587 101

Opp. R.T.O.'s Office,

P.O. FATORDA - 403602,

Margao-GOA

Date- 29 /11/ 2013

Sub:-Violation of provisions of Mineral Conservation & Development Rules, 1988 in respect of your Shirur Dolomite Mine (ML.No.2606), Area-4.25Ha situated in shirur- village,Bagalkot Taluka, District Bagalkot of Karnataka State.

Dear Sir,

The following provision of Mineral Conservation & Development Rules, 1988 was found violated during the inspection of your above mine on 17/10/2013 (AN) by the undersigned alongwith Shri G.S.Kannan,JMG.

13(1)	<p><i>The mining operations are not carried out as per approved mining plan dated 05/1/2011 to the extent indicated below.</i></p> <p>(a) The location of intercalated waste/mineral rejects stacked in western side of ML area and near crusher side (outside ML) without having permission from state authority.</p> <p>(b)It was noticed that mining operation done with the help of JCB/excavator whereas mining plan was approved under category-B manual mining operations and reported in AR-2012-13 also..</p>
42(1)(c)(ii)	<p>The owner, agent, mining engineer or manager of every mine, shall submit to the Regional Controller of Mines in the Indian Bureau of Mines or any other authorized official of the Indian Bureau of Mines, returns in respect of each mine, in the following manner:-</p> <p><i>An annual for the year 11-12 which shall be submitted in the prescribed form-H-8 with in stipulated time but it has not been submitted to the Regional Controller of Mines in the Indian Bureau of Mines Goa office till date.</i></p>

02. In this connection, it is brought to your notice that the above violation constitutes an offence, punishable under Rule 58 of MCDR, 1988. The relevant extract of the rule 58 is given below:

“58 Penalty: - Whoever contravenes any of the provisions of these rule shall be punishable with imprisonment for a term which may extend up to **two years**, or with fine extending to **fifty thousand rupees** or with both, and in the case of continuing contravention with an additional fine which may extend up to **five thousand rupees** for every day during which such contravention continues, after conviction for the first such contravention. Provided that for repeated contravention the punishment should be in the form of imprisonment only”.

Contd.-2

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Further the violation of Rule 13(1) of MCDR may also attract provisions of Rule 13(2) of MCDR 1988 regarding suspension of mining operations.

In this connection it is once again brought to your notice that the non-compliance of rule 45(5)(a)&(b), the following action may be initiated under rule 45(7) (1) MCDR 1988 (Revised MCDR.2011):

1. All mining operation may be suspended.
 2. Take action to initiate prosecution under these rules.
 3. It may be recommended for termination of mining lease to the State Government.
03. You are advised to rectify the above violation immediately and intimate the position to this office within 45 (forty five) days from the date of issue of this letter.

Yours faithfully,

(G.Ram)
Assistant Controller of Mines

Copy forwarded for information to: -

The Director, Deptt. of Mines & Geology, Government of Karnataka, Khanij Bhavan, 49, Race Course Road, Bangalore.

(G.Ram)
Assistant Controller of Mines

पहले 3 प्रतियों पर नहीं है।

प्रतिलिपी खान नियंत्रक (द.आ.), भारतीय खान ब्यूरो, बैंगलोर को सुचनार्थ प्रेषित । यह पत्र क्षेत्रीय खान नियंत्रक, भारतीय खान ब्यूरो गोवा के अनुमोदन के बाद ही जारी किया जा रहा है।

(2)मुख्य खनिज अर्थशास्त्री, भारतीय खान ब्यूरो, नागपुर

(जी. राम)
सहायक खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक