

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 /LST- 30 /Goa

To,

Shri S.S.Sarwad,

C/o M/s Shrinivas Minerals,

Bagalkot Road, At &PO-Lokapur,

Karnataka-State- 587 112

Sub:-Violation of provisions of Mineral Conservation & Development Rules, 1988 in respect of Varchagal Limestone & Dolomite Mine (ML.No.2308), Area-4.83Ha. situated in Varchagal village, Tq-Mudhol, 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 18/7/2013 (FN) by the undersigned.

13(1)	<p><b><i>The mining operations are not carried out as per approved scheme of mining to the extent indicated below.</i></b></p> <p>(a) Exploration-It was proposed to drill 02 No. of DTH bore holes up to 20m depth in the second year of plan period as earmarked in plate No4&amp;6 but it has not been done &amp; intimated to this office till date.</p> <p>(b) It was observed during inspection that mining operations done within 7.5m of statutory barrier near nallah side (NE) and NW side of mining lease &amp; backfilled.</p> <p>(c) It was observed during inspection that ROM material is using at his own stone powder industries near mine area but registration in form-M is not done other than mining business activity with IBM till date.</p>
42(1)(c)(ii)	<p>A whole time or a part time mining engineer / Geologist have not been employed for the purpose of carrying out mining operations in accordance with these rules.</p>
45(5)(b)	<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:- <i>An annual return for the year 2011-12 &amp; 2012-13 which shall be submitted before the 1<sup>st</sup> July of the preceding financial year in the prescribed form-H-8 but it has not been submitted to the Regional Controller of Mines, Indian Bureau of Mines Goa office till date.</i></p>

Contd.-2

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”.

**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)(b) of MCDR,88 then under rule 45(7) (1) MCDR,88 the following action may be initiated:

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.

The Sr. Geologist, DMG, MML complex, Navnager, Bagalkot, Karnataka-587101

(G.Ram)  
Assistant Controller of Mines

पहले 3 प्रतियाँ 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