

पंजीकृत पावती डाक द्वारा
उल्लंघन पत्र

भारत सरकार
खान मंत्रालय
भारतीय खान ब्यूरो
क्षेत्रीय खान नियंत्रक का कार्यालय
कर्मयोगी भवन, सैक्टर-10 ए, चतुर्थ तल, ब्लॉक-2,
गांधीनगर, गुजरात-382 010



Government of India
Ministry of Mines
Indian Bureau of Mines
Office of the Regional Controller of Mines
Karmyogi Bhawan, 4th Floor, Block-2, Sector 10-A,
Gandhinagar (Gujarat)-382010

ईमेल:gandhinagar.ibm@gmail.com

Mine Code-38GUJ08347

Date-19/6/2018

मिसिल संख्या : GUJ/JUNA/LST-299

प्रेषित : श्री अशोक भाई विनोद भाई जिमूलिया,
प्रोपराइटर, मेसर्स सोमनाथ मिनेरल्स, मुख्य बाज़ार,
प्रभाप पाटन, तालुका वेरावल,
जूनागढ़, गुजरात-362268

विषय:- गुजरात राज्य के घिर-सोमनाथ जिले, सूत्रपाड़ा तालुका, धामलेज गाँव में स्थित आपकी चूना पत्थर खदान, सर्वे नंबर
689/A P, क्षेत्रफल 4.0 Ha हेक्टर में खनिज संरक्षण एवं विकास नियमावली, 2017 के नियमों का उल्लंघन होने बाबत ।

महोदय,

उपरोक्त खदान का निरीक्षण अधोहस्ताक्षर द्वारा दिनांक 21/5/2018 AN को तकनीकी व्यक्ति एवं खान मालिक/
प्रोपराइटर श्री अशोक भाई की उपस्थिति में किया गया था तथा खनिज संरक्षण एवं विकास नियमावली 2017 के निम्नलिखित
उपबन्धों का उल्लंघन हुआ है ।

नियम	उल्लंघन के प्रकार का विस्तृत ब्यूरो
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: - In your case, It was observed during inspection that Mining Operations were carried out within .5m of statutory barrier or appears to be outside lease area. Further lease boundary pillars were not available & erected as per statutes. Further you have been achieved the ROM production of 101304T against targeted 90220T which is about 12.28% more for the year 2015-16.
Rule 45(5)(1)	The holder of a mining lease or any person or company engaged in trading or storage or end users or export of minerals mined in the country, shall cause himself to be registered with Indian Bureau of Mines in form K online in IBM Website. In your case, you have not registered with IBM as per provision of rules till date.
Rule 45(5)(b) & 45(5)(c)	The holder of a mining lease shall submit <u>online returns</u> in respect of each mine to the Regional Controller or any other authorised official of the Indian Bureau of Mines in the following manner. (b) a monthly return which shall be submitted before the 10th day of every month in respect of the preceding month in electronic form along with a signed print copy of the same if it is not digitally signed, in the prescribed form. © an annual return which shall be submitted before the 1st day of July each year for the preceding financial year in electronic form along with a signed print copy of the same if it is not digitally signed, in the prescribed form. In your case, you have not submitted the online returns from 2011-12 onwards to till date to this office.
27(1)	A Financial assurance shall be furnished by the holder of the mining lease, for due and proper implementation of the mine closure plan contained in the mining plan or the final closure plan, as the case may be, which shall be on amount of three lakh rupees for A-category mines & two lakh rupees for B-category mines per hectare of the mining lease put to use for mining & allied activities, Provided that the minimum amount of financial assurance to under sub rule (1), shall be ten lakh rupees for A-category minis & five lakh rupees for B-category mines as the case may be.
35(2)	Every holder of a mining leas shall monitor his mining & allied activities as per the notified template of star rating in the format prescribed in this behalf by Indian Bureau of Mines from time to time, and shall submit online its self-assessment report before the first day of July every year for the previous financial year, along with the soft copy of high resolution satellite images from CARTOSAT-2 satellite

	<i>LISS-IV sensor on the scale of cadastral map under provision of rule. In your case, you have not submitted the templates for 2015-16 & 2016-17 in online system.</i>
Rule 26(2)	<i>A yearly report before 1st July of every year setting forth the extent of protective and rehabilitation work carried out as envisaged in the approved progressive mine closure plan has not been submitted to this office.</i>
Rule 55(1) (3)	<i>A full time Mining Engineer and Geologist have not been employed for the purpose of carrying out mining operations in accordance with these rules.</i>

02. इस संदर्भ में आपका ध्यान आकर्षित किया जाता है कि उपरोक्त नियमों का उल्लंघन खनिज संरक्षण एवं विकास नियमावली, 2017 के नियम 62 के अंतर्गत दंडनीय अपराध है तथा इन नियमों के उल्लंघन की अनुपालना नहीं होने पर खनिज संरक्षण एवं विकास नियमावली 2017के नियम 11 (2) / 35(4) के अंतर्गत खदान की सारी संक्रियाएं बंद की जा सकती है, और / या आपके विरुद्ध अभियोग दायर किया जा सकता है। और / या नियम 45(7)(1) के अंतर्गत राज्य सरकार से खदान की सारी संक्रियाएं बंद करने और / या आपके विरुद्ध अभियोग दायर करने की सिफारिश की जा सकती है।
03. अतः आपको यह निर्देशित किया जाता है कि आप इस पत्र के जारी होने की तिथि से **45 दिन** के भीतर उपरोक्त नियमों के उल्लंघन की अनुपालना इस कार्यालय में दर्ज करावें।

भवदीय

(जी. राम)

वरिष्ठ सहायक खान नियंत्रक,
भारतीय खान ब्यूरो, गांधीनगर