

Violation cum show-cause Notice



**GOVERNMENT OF INDIA  
MINISTRY OF MINES  
INDIAN BUREAU OF MINES  
OFFICE OF REGIONAL CONTROLLER OF MINES**



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**29, Industrial Suburb, II Stage,  
Tumkur Road, Gorguntapalya,  
Yeshwantpur,  
Bangalore- 560 022.**

No: KRL/ALP/SS/72/BNG

Dated: 14.03.2014

Thomas Francis,  
Kariyil House,  
Thoiruvalloor post,  
Cherthala, Alppuzha,  
Kerala.

Sub: Violation of provisions of Mineral Conservation & Development Rules, 1988 in respect of your Silica Sand Mine of Kariyil Minerals in Pallipuram village, Cherthala, Alppuzha District of Kerala State.

Sir,

The following provisions of Mineral Conservation & Development Rules, 1988 were found violated during inspection of your above mine on **14.03.2014** by **special Task Force – III(Phase-III)Year-2013-14** consisting of S/Shri V. Jaya Krishna Babu, RCOM & Team Leader, VD Jalnapurkar, SMG & member along with Shri Raman Namboothiri, Geologist, State DMG, in your presence.

<b>Rule No.</b>	<b>Nature of violation observed</b>
13 (1)	During inspection, it was observed that the production raised during the years 2012-13 & 2013-14 were 515 T & 1077 T lower side as against proposed productions 2913T & 2913 T respectively.
42 (1)(b) (ii)	As per the rule, every holder of a Mining Lease is required to employ a full time or part time Mining Engineer but no such Mining Engineer has been appointed so far.

02. In this connection, it is brought to your notice that the above violations constitute 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.”.

**03. You are therefore, directed to show cause within a period of thirty (30) days from the date of issue of this notice, as to why you should not be prosecuted for the above said offence and / or why the mining operation in the mine should not be suspended under rule 13(2) of MCDR 1988.**

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

Yours faithfully,

(VD Jalnapurkar)  
**Senior Mining Geologist**

Copy forwarded for kind information:--

- 1) The Chief Controller of Mines, Indian Bureau of Mines, Nagpur
- 2) The Director, Dept. of Mines & Geology, Pattam Palace, Thiruvananthapuram 695004, Kerala
- 3) The COM (SZ), IBM, Bangalore.

(VD Jalnapurkar)  
**Senior Mining Geologist**