

Speed-post  
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: KNT/UDP/SS-11/BNG

Dated: 24/12/2013

Shri B. Naveen Mendon  
Near Jodupalli  
Bokkapatna  
Mangalore-575 003  
Karnataka

Sub : Violation of provision of Mineral Conservation & Development Rules, 1988 in respect of your Badayermal Silica sand mine (ML. No 2535) in Udupi Dist of Karnataka State.

Sir,

The following provision of Mineral Conservation & Development Rules, 1988 was found violated during inspection your above mine on **9/12/2013** by **special Task Force – III(Phase-II)Year-2013-14** consisting of S/Shri A.Nandi, DCOM & Team Leader, Prashant S. Hegde, SMG & member alongwith Shri Niranjana A.M., Sr. Geologist, State DMG, in your presence.

Rule No.	Nature of violation observed
45(7)(i)(a)	The mining operation was suspended vide this office letter No. 281/58/2011/BNG dated 13/12/2011 due to non-compliance of violation rule 45(5)(a). In the said letter, it was advised to apply for revocation after compliance of the violation. But it is noticed that so far you have not applied for revocation while complying the violation on 2/09/2013. Further, during year 2013-14 (upto Nov 2013) 1540 tonnes of silica sand were produced before the revocation of earlier suspension order.

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 your mining lease should not be recommended for termination under rule 45(7)(i)(c) of MCDR 1988

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

Yours faithfully,

*o/c*  
*Bhgele 24/12/13*  
(Prashant S. Hegde)  
Senior Mining Geologist

Copy forwarded for kind information :-

- 3889*  
*3890*  
*1787*  
*1781*
- 1) The Chief Controller of Mines, Indian Bureau of Mines, Nagpur
  - 2) The COM(SZ), IBM, Bangalore.
  - 3) The Director, Dept. of Mines & Geology, 49, Khanij Bhavan, Race Course Road, Bangalore-560 001.
  - 4) The Sr. Geologist, Department of Mines & Geology, Udupi, DC office, Udupi, Karnataka-

*o/c*  
*Bhgele 24/12/13*  
(Prashant S. Hegde)  
Senior Mining Geologist