



Government of India
Ministry of Mines
Indian Bureau of Mines
Office of the Regional Controller of Mines, Jabalpur

VIOLATION LETTER
Registered AD/Speed post

File No. MP/Rewa/Limestone-46 Vol. II/362 Mine Code: 38MPR33034

Date: 11/03/2022

To,
Shree Sunny Gaur, Nominated Owner & Director In charge,
M/s Jaiprakash Associates limited,
Sector-128, Noida Uttar Pradesh
Email - jrp.mines@jalindia.co.in

Subject : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to
Bankuiyan Limestone Mine over an area of **54.613 hect.** in **Rewa** District of M.P.

Sir,

The following provisions of the Mineral Conservation and Development Rules 2017 were found violated in your above mine during the inspection on 03/03/2022 by Sh. R.S.Garg, Assistant Mining Engineer, accompanied by Shri S.K.Sharma, Vice President (Mines).

नियम स.	पाए गए उल्लंघन की विस्तृत प्रकृति												
Rule 11(1)	<p>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 or prepared and certified in accordance with the system established by the State Government pursuant to the proviso to clause (b) of sub-section (2) of section 5 or approved by the competent authority of the Atomic Minerals Directorate for Exploration and Research, in respect of minerals specified in Part B of the First Schedule to the Act where the grade of such atomic minerals is equal to or above the threshold value limits declared under Schedule-A of the Atomic Minerals Concession Rules, 2016. Read with MCR (Amendment), 2021 notified in Gazette of India vide dated 02/11/2021. The Modification in the approved Mining Plan of above mentioned mine was approved vide letter No.- MP/Rewa/Limestone /MS-50/2015-16 dated 25/07/2016 incorporating proposal of working from 2016-17 to 2020-21. During the inspection it was found that following activities have not been carried out carried out with violating the approved proposals :-</p> <p>(i) Development /OB removal and production are very less against the proposed quantities for the year 2020-21 & 2021-22</p> <table border="1"><thead><tr><th>Year</th><th>Item</th><th>Proposed</th><th>Actual</th></tr></thead><tbody><tr><td>2020-21</td><td>Development /OB removal</td><td>100800cum</td><td>35669cum</td></tr><tr><td></td><td>Production</td><td>602000tonne</td><td>371106tonne</td></tr></tbody></table> <p>(ii) Exploration was not done against the proposal of total 7 nos. of exploratory bore holes (03-04 nos. of exploratory bore holes for each year 2016-17 and 2017-18 backlog).</p> <p>(iii) Some of the Boundary Pillars were not found on proper place and in boundary Pillars coordinates were not found marked.</p>	Year	Item	Proposed	Actual	2020-21	Development /OB removal	100800cum	35669cum		Production	602000tonne	371106tonne
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2020-21	Development /OB removal	100800cum	35669cum										
	Production	602000tonne	371106tonne										
12(4)	Six No. of Boreholes (core Drilling) have been proposed in compliance of the rule, against 2021-22 whereas such core drilling have not get started up to the date of inspection i.e. 03/03/2022 (Year closing) nor intimation in this regard has been submitted to this office.												
Rule 26(2)	The holder of mining lease shall submit to the competent authority a yearly report as per the format specified by the Indian Bureau of Mines, before 1st day of July every year setting forth the extent of protective and rehabilitative works carried out as envisaged in the approved mine closure plan, and if there is any deviation, reasons thereof: The yearly report of PMCP has not been submitted for the year 2020-21.												
27(2)	Where financial assurance is required to be furnished by the holder of the mining lease under sub-rule (1) read with MCDR (Amendment), 2021 notified in gazette of India vide dated 03/11/2021, such amount of financial assurance shall be submitted to the authorised officer, as the case may be, in the form of a bank guarantee in the format specified by the Indian Bureau of Mines: Provided that where financial assurance has already been furnished before the commencement of these rules, an amount equal to the difference between the financial assurance due as on the date of notification of these rules and the financial assurance already furnished, shall be furnished to the authorised officer. The Financial Assurance furnished by you @ Rs. 3 lakh per hect of the mining lease area put to use for mining and allied activities i.e. BG for Rs. 99,67,500/- (Rs. Ninety Nine Lakh Sixty Seven Thousands and Five hundreds only) is valid up to 31/03/2026. As per amendment in MCDR, 2017 notified on 03/11/2021, financial assurance is enhanced from existing rate of Rs. 3 lakh per hect to Rs. 5 lakh per hect. of the mining lease area put to use for mining and allied activities. Thus additional financial assurance of Rs. 52,17,500/- (Fifty Two Lakh Seventeen Thousand and Five Hundreds only) in the form of Bank Guarantee with a validity upto												

	31/03/2026 (at least extra six months claim period), is to be submitted on or before 01/02/2022.
Rule 45(7)	<p>If it is found that the holder of a mining lease or the person or company engaged in trading or storage or end-use or export of minerals, as the case may be, has submitted incomplete or wrong or false information in daily or monthly or annual returns or fails to submit a return within the date specified; then,-</p> <p>in the case of mining of minerals by the holder of a mining lease, the Regional Controller of Mines may advise the State Government to,-</p> <p>order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;</p> <p>take action to initiate prosecution under these rules;</p> <p>recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;</p> <p>On examination of Annual Return for the year 2020-21 it is observed that data of annual return are incomplete & having following deficiencies:-</p> <p>1.Part I-general & Labour</p> <p>Area claimed as reclaimed and rehabilitated is not correct as there is no mined out reclaimed and rehabilitated so far. Correction in this regard is required.</p> <p>2.Part IIA-Capital Structure</p> <p>Overall depreciation cost per tone of limestone produced from the mine goes upto Rs.432.56 per tone which is not correct. It appears that deployed machineries are in sharing with other mining leases. If, it is true the mine code number of such leases should have been furnished under item no. 1 of the return.</p> <p>3.Part III, item No 5</p> <p>NMET paid to central Govt. is not indicated in the return.</p> <p>4.Part V, general Geology and Mining</p> <p>Indicated mineral reserves under 111 and 122 not match with the one indicated in Review of Mining Plan approved on 25/06/2021</p> <p>5.Part V, Item No. 4.2 details of benches in ore and in OB</p> <p>It is indicated in the return that there are two benches in overburden of 7.0m bench height each whereas in the lease area thickness of overburden is upto 4.0m</p> <p>6. Part – VII COST OF PRODUCTION</p> <p>Mining cost is taken as Rs167.62 per tone. As per data given in return total cost of component of mining costs (labour and supervision cost & material cost) comes about Rs. 97.0 per tone. Thus indicated mining cost not match with the ingredient costs.</p>

2. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of Mineral Conservations and Development Rules, 2017.
3. The mining operations can be suspended under the rule 11(2) & 45(7) of MCDR-2017, if compliance of rule 11(1) & 45(7) of MCDR-2017 is not found satisfactory
4. You are advised to rectify the above violations immediately and intimate the position to this office Within 45 (Forty-Five) days from the date of issue of this letter.

भुवनेश्वर
11/03/22
(नेरेश कुमार कटारिया)
उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि प्रेषित :

01. The Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal(M.P.) for information and further necessary action please.
02. The District Collector, Rewa (M.P.) for information.

भुवनेश्वर
11/03/22
उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि प्रेषित :

- 01 खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।
02. DDG, Mining & Mineral Statistics Division, Indian Bureau of Mines, Nagpur for referback of Annual Return for the year 2020-21 for rectification of deficiencies as pointed out above under rule 45(7).

उप
16-3-22

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भुवनेश्वर
11/03/22
उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक