



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

File No. MP/Rewa/Limestone-24 Vol. II/363 Mine Code: 38MPR33008

Date: 11/03/2022

To,
Shree Kailash Chandra Jhanwar, Nominated Owner,
M/s Ultra Tech Cement limited,
B Wing Ahura Centre, 2nd Floor,
Mahakali Caves Road Andheri (East) Mumbai (MS)
Email - ajit.ostwal@adityabirla.com

Subject : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to **Jaypee Limestone Mine** over an area of **70.127 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 04/03/2022 by Sh. R.S.Garg, Assistant Mining Engineer, accompanied by Shri Navin Singh Baghel, Assistant General Manager (Mines), Shri NK.Dixit, Assistant General Manager (Mines) & Manish Kumar Mishra, Geologist.

यम 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</p> <p>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>Production</td> <td>950000tonne</td> <td>497102tonne</td> </tr> </tbody> </table> <p>(ii) Exploration was not done against the proposal of total 12 nos. of exploratory bore holes with 600 total meterage (06 nos. of exploratory bore holes for each year 2019-20 & 2020-21. Only 4 bore holes have been drilled with 200meterage.</p>	Year	Item	Proposed	Actual	2020-21	Production	950000tonne	497102tonne
Year	Item	Proposed	Actual						
2020-21	Production	950000tonne	497102tonne						
12(4)	12 No. of Boreholes (core Drilling) have been proposed in compliance of the rule, against 2019-20 & 2020-21. Notice of sinking of 12 boreholes were also given through Notice in Form I through letter dated 31/08/2020. Whereas only 4 no. of boreholes have been drilled.								
27(2)	<p>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:</p> <p>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.</p> <p>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. 1,36,29,000/- (Rs. One Crore Thirty Six Lakh Twenty Nine Thousands only) is valid up to 31/03/2024. 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. 90,86,000/- (Ninety Lakh Eighty Six Thousand only) in the form of Bank Guarantee with a validity upto 31/09/2024 (at least extra six months claim period), is to be submitted on or before 01/02/2022.</p>								

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>20.97hect area claimed as reclaimed and rehabilitated is not correct as level of rehabilitation not reached for which rebate can be taken.</p> <p>true the mine code number of such leases should have been furnished under item no. 1 of the return.</p> <p>6. Part – VII COST OF PRODUCTION</p> <p>i) For the calculation of cost of production Rs.77.57 per royalty has been taken in to account whereas in case of limestone royalty is fixed as 80/-per tone, needs clarifications.</p> <p>ii) Mining cost is taken as Rs 195.22 per tone. As per data given in return total cost of components of mining costs (labour and supervision cost & material cost) comes about Rs. 385.09per tonne. Thus indicated mining cost does not match with the ingredients of its.</p> <p>iii) In other expenses salary(item no. viii) taken into account for the computation of cost of production. Normally for the computation of mining cost salary (labour & supervision charges and material cost) taken into consideration. Matter maybe clarified.</p>
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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.

भवदीय
 नरेश कुमार कटारिया
 11/03/22
 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.

नरेश कुमार कटारिया
 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).

नरेश कुमार कटारिया
 11/03/22
 उप खान नियंत्रक
 कृते क्षेत्रीय खान नियंत्रक

अक्षय
 16-3-22

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प्रतिलिपि प्रेषित :

- 01 खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।