

भारत सरकार/ Government of India
खान मंत्रालय / Ministry of Mines
भारतीय खान ब्यूरो / Indian Bureau of Mines
क्षेत्रीय खान नियंत्रक का कार्यालय / Office of the Regional Controller of Mines

File No: MP/DHAR/LIMESTONE-70/603

Scheme No.-11, Kamla Nehru Nagar
Jabalpur, Dated: 09/04/2022

To,
**Shri Harish khandelwal, Owner,
Sitapuri limestone mine,
138G, vallabhbhai patel nagar
Ward no 3, Manawar
Dhar (MP) - 454 446**

**Subject: Violation of provisions of provisions of Mineral Conservation & Development Rules, 2017 in respect of your
Sitapuri limestone mine (area-4.502 Hect) in village-sitapuri, Tehsil-Manawar in District of Dhar in M.P. State.**

Dear Sir,

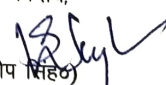
The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during MCDR inspection on 29/12/2021 by the undersigned in presence of Mr Sanjay khandelwal ,Owner's representative .

<p>Rule 11(1) MCDR 2017</p>	<p>Mining operations under mining lease.-(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 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.</p> <p>(2) If the mining operations are not carried out in accordance with the approved or certified mining plan or any information contained in the mining plan is found to be incorrect, misleading or non-compliant with applicable laws including these rules, the competent authority may by order, suspend all or any of the mining operations and permit continuance of only such operations as are required to restore the conditions in the mine as envisaged under the approved or certified mining plan or modified mining plan, for the purpose of restoration to the extent possible: Provided that the lessee shall be informed in writing about the violation and if the violation is not rectified within a period of forty-five days, a show cause notice shall be issued asking reasons why the mining operations should not be suspended and, further, if no satisfactory reply is received within a period of thirty days, the mining operations shall be suspended: Provided further that the competent authority may revoke the suspension after compliance by rectifying the violation pointed out in this regard.</p> <p>1. During inspection, for the year 2020-21 ,it is observed,</p> <p>A. Plantatation is not done as per proposals of approved mining plan .(20 nos on 200 sq mtr area)</p> <p>2. Working is done in year 21-22 with out a valid approved plan. As per mothly returns submitted, till Dec 2021, 5350 T of limestone has been produced from mines.(As lease deed is executed in Jan 2017, the last approved plan was valid upto FY 20-21 only, year 16-17 being first year of approved plan)</p> <p>Thus, there is violation of this rule 11(2) and 11(1) as pointed out above.</p>
<p>Rule 55 of MCDR 2017</p>	<p>Employment of geologists and mining engineers.-(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules,- 1. Every holder of reconnaissance permit shall employ a whole-time geologist; 2. Every holder of prospecting licence or a prospecting license cum mining lease shall employ a whole-time geologist and a part-time mining engineer; 3. every holder of a mining lease shall employ, in case of- (iii) category 'A' mines, a whole-time mining engineer and a geologist; (iv) category 'B' mines, a part-time mining engineer and a part-time geologist:</p> <p>Part time Geologist and Mining engineer are not appointed as per rule for the mines.</p>

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Rule 45 MCDR 2017	<p>45(5) .The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorised official of the Indian Bureau of Mines in the following manner, namely:-</p> <p>(b) a monthly return which shall be submitted before the tenth 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 respective form as indicated below:-</p> <p>i. for all minerals except copper, gold, lead, pyrite, tin, tungsten, zinc, precious and semi-precious stones, in Form F1 of the Schedule;</p> <p>ii. for copper, gold, lead, pyrite, tin, tungsten and zinc, in Form F2 of the Schedule; and</p> <p>iii. for precious and semi-precious stones, in Form F3 of the Schedule;</p> <p>(c) 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 respective Form as indicated below:-</p> <p>(i) for all minerals except copper, gold, lead, pyrite, tin, tungsten, zinc, precious and semi-precious stones, in Form G1 of the Schedule;</p> <p>(ii) for copper, gold, lead, pyrite, tin, tungsten and zinc, in Form G2 of the Schedule;</p> <p>(iii) for precious and semi-precious stones, in Form G3 of the Schedule:</p> <p>Following violations are observed for on line submitted Annual return:</p> <p>A. It is observed that annual return is not submitted in time.</p> <p>B. The submitted return is incomplete in following respects:</p> <p>i) information on manager, is not given</p> <p>ii) Information on capital structure of mines is not given.</p> <p>iii) Land use details at year end under para 12 are not furnished.</p> <p>iv) in XI-(i) in particulars of operational area ,area under and non forest is not mentioned and area under lease is not correctly given under part I, para 11</p> <p>v) The details with respect to mineral rejects are not given in section 4.</p> <p>vi) Details of explosive used in mines in part IV of return is not filled in.</p>
Rule 35	<p>35. Sustainable mining.-(1) Every holder of a mining lease shall take all possible precautions for undertaking sustainable mining while conducting prospecting, mining, beneficiation or metallurgical operations in the area. (2) Every holder of a mining lease shall monitor his mining and allied activities as per the notified template of star rating in the format prescribed in this behalf by the Indian Bureau of Mines from time to time, and shall submit online its selfassessment report before the 1st day of July every year for the previous financial year, alongwith the soft copy (in the standard format), of high resolution satellite images obtained from CARTOSAT-2 satellite LISS-IV sensor on the scale of cadastral map, as on the 31st day of March for that financial year, covering the mining lease and an area of two kilometres. from the lease boundary, to the Regional Controller or the authorised officer of the Indian Bureau of Mines.</p> <p>Star rating template for the mines for year 20-21 is not submitted online.</p>

1. In response to violation letter dated 31/01/2022, a reply vides Letter No. Nil dt-Nil has been received at this office on 07/03/2022 in which rectification of violation done under rules 11(1) is found satisfactory and considered as complied. While reply for compliance of rules 55, 45 & 35 are not found satisfactory. Therefore, violations of Rules 55, 45 & 35 of MCDR-17 are still exists in above mentioned mine.
2. In this connection, it is brought to your notice that the above violation constitutes an offence punishable under Rule 62 of Mineral Conservations and Development Rules, 2017.
3. You are, therefore, directed to show cause within a period of 30 days from the date of issue of this letter.
4. Please note that no further notice will be given to you in this regard.

भवदीय,

 (संदीप सिंह)
 उप खान नियंत्रक
 भारतीय खान ब्यूरो

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 प्रतिलिपि प्रेषित ::
01. 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.
 02. The District Collector, Dhar (M.P.) for information.

प्रतिलिपि प्रेषित :
 खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।

उप खान नियंत्रक
 भारतीय खान ब्यूरो

उप खान नियंत्रक
 भारतीय खान ब्यूरो