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भारत सरकार
GOVERNMENT OF INDIA
खान मंत्रालय
MINISTRY OF MINES
भारतीय खान ब्यूरो
INDIAN BUREAU OF MINES
नागपुर क्षेत्रीय कार्यालय
NAGPUR REGIONAL OFFICE

REGD.
Violation cum Show Cause Notice

छटवीं मंजील,
बी एवं सी ब्लॉक,
इंदिरा भवन,
सिविल लाइन्स
नागपुर - 440 001
6TH Floor, 'B' & 'C' Block
Indira Bhavan, Civil Lines
Nagpur- 440 001
दूरभाष/Telephone%2562794,
2565089 (Tel/fax)

No. MAH/RGH/BX-17/NGP

MINE CODE 07MSH12008

Dated- 05/07/2018

To

Shri. Ashok G. Patil,
Chairman & Nominated Owner,
M/s Vyaghreshwar Mineral Industrial Producers Co-op. Society Ltd.,
Dattatraya Smruti, Hanuman Ali,
Pen,
Dist.- Raigad,
Pin- 402 107 (Maharashtra)

Sub. : Violation of provisions of Mineral Conservation and Development Rules, 2017 in respect of **Mahal Miriya Bauxite Mine of M/s Vyaghreshwar Mineral Industrial Producers Co-op. Society Ltd. over an area of 79.981 Hect. located in Raigad District of Maharashtra state.**

Sir,

On examination of this office records and as per the inspection of your mine done on 21/06/2018 by the undersigned, it is observed that the following provisions of Mineral Conservation and Development Rules, 2017 amended vide notification of GSR 169(E) dated 27.02.2017 are violated in respect of your above referred mine:-

<u>Rule No.</u>	<u>Nature of violation observed in details</u>															
11(2)	<p>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:</p> <p>However, Mining Plan approved vide letter number RGH/BX/MPLN-1066/NGP dated 19/10/2010 was for a period of 2009-10 to 2013-14. Further, Review of mining Plan was approved vide letter number RGH/BX/MPLN-1066/NGP dated 18/12/2017 for prospective period only. As per the details furnished in the Review of Mining Plan, production during 2014-15 to 2016-17 is as follows:-</p> <table border="1"><thead><tr><th>Year</th><th>ROM Ore (cuM)</th><th>Saleable Ore (T)</th></tr></thead><tbody><tr><td>2014-15</td><td>70784</td><td>123872</td></tr><tr><td>2015-16</td><td>29050.3</td><td>50838</td></tr><tr><td>2016-17</td><td>54169.1</td><td>94796</td></tr><tr><td>Total</td><td>154003.4</td><td>269506</td></tr></tbody></table>	Year	ROM Ore (cuM)	Saleable Ore (T)	2014-15	70784	123872	2015-16	29050.3	50838	2016-17	54169.1	94796	Total	154003.4	269506
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	The aforementioned production was carried out without any valid or approved Mining Plan document during the said period. Thus attracts violation of provision of Rule 11(2) of MCDR 2017
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. <i>However, it is observed that, you have not submitted Annual report as per the provisions of Rule 26 (2) of MCDR'2017 within prescribed time.</i>
55 (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 <i>However, it is observed that, employment of Geologist and Mining Engineer has not been done in the mine.</i>

1. In this connection, it is brought to your notice that the above violation constitutes an offence punishable under Rule 62 of Mineral Conservation and Development Rules, 2017 and all mining operations may be suspended as per the provisions of Rule 11(2) of MCDR'2017.
2. You are, therefore, **directed to show cause within a period of 30 days from the date of issue of this letter**, as to why you should not be prosecuted for the above offences and all of the mining operations should not be suspended in your mine.
3. Please note that no further notice will be give to you in this regard.

Yours faithfully,

(Alc)

(Ashish Mishra)

Senior Asst. Controller of Mines
For, Regional Controller of Mines

Copy for information to:-

1. The Controller of Mines (CZ), IBM, Nagpur.
2. The Director, Directorate of Geology and Mining, Government of Maharashtra, "Khanij Bhawan", Plot No.27, Shivaji Nagar, Cement Road, Nagpur- 440 010.
3. Copy to Guard File for record.

Issued
Rae
10.07.18

(Alc)

(Ashish Mishra)

Senior Asst. Controller of Mines
For, Regional Controller of Mines