

भारत सरकार
खान मंत्रालय
भारतीय खान ब्यूरो
क्षेत्रीय खान नियंत्रक का कार्यालय
कर्मयोगी भवन, चतुर्थ माला, ब्लॉक-2, सी विंग, सेक्टर-10A गांधीनगर,
गुजरात, 382010



Show Cause Notice
E-MAIL / REGD A.D
Government of India
Ministry of Mines
Indian Bureau of Mines
Office of Regional Controller of Mines
Karmayogi Bhavan, 4th Floor, Block-2, C Wing, Sector 10A,
Gandhinagar, Gujarat-382010

Tel- 079 29750358 /29750359; ई-मेल/ E-mail: ro.gandhinagar@ibm.gov.in

फाईल संख्या File No: GUJ/JMNG/LST-043

Mine Code: 38GUJ07066

दिनांक 30.9.2021

सेवा में To : Owner/Agent/Manager/Mining Engineer

प्रेषित : Sh. Anvar Abbas Khira,
'Legal Heir (sic)' of Abbas Dosmohammed Keara
Near Railway Station Road, Post-Bhatia, Taluka-
Kalyanpur, Devbhumi Dwarka-361315 Gujarat

विषय Sub: Show Cause Notice in respect of Violation of provisions of Rules of Mineral Conservation & Development Rules, 2017 in respect of your Bhatia Limestone Mine, Mining Lease over an area of 49.380 ha (Sy No.907) located near Village: Bhatia Tehsil: Kalyanpur, District-Devbhumi Dwarka, Gujarat State.

महोदय Sir,

The following provisions of the Mineral Conservation & Development Rules, 2017 (MCDR, 2017) was found violated in your above mine during the MCDR inspection made by the undersigned on 24.6.2021 in the presence of Sh. Molik Davra, QP and JD Dangar and the same was communicated on 11-8-2021.

RULE NO.	NATURE OF VIOLATION OBSERVED
11(1)	<i>No holder of a mining lease shall commence or carry out mining operation in any area except in accordance with the approved mining plan, modified or reviewed by the Indian Bureau of Mines, whereas it is found that you have carried out mining operation without approved mining Plan/Review of Mining Plan etc... as follows. Exploitation- It was observed that lessee has been carried out mineral production (ROM) as reported in draft Review of Mining Plan submitted to this office, as follows-2009-10-151863.92T, 2010-11-108847.43T, 2011-12-55774.22T, 2012-13-300T, 2013-14-475T, 2014-15-125T, 2015-16-NIL, 2016-17-571.96T, 2017-18-90553.3T, 2018-19-72115.04T respectively.</i>
28(1)	The holder of a mining lease shall send to the authorized officer, as the case may be, and the State Government a notice in Form-E, when the mining & mineral processing operation in the mine or part thereof are dis-continued for a period exceeding ninety days so as to reach them within one hundred and twenty days from the date of such temporary discontinuance. In your case, you have not submitted discontinuance notice to IBM Gandhinagar office so far.
33	The owner, agent, mining engineer or manager of mine shall submit the digital copy along with a print copy of the Surface Geological plan & section on or before the 30th June of every year. In your case, you have not submitted the aforesaid updated plan & section maintained under rule 32 of MCDR, 2017 to this office till date.
45(7)	<i>While scrutiny of annual return 2020-21, following discrepancies observed, which are furnished as below. You have submitted the NIL/Incomplete information in Part-I to Part-IV which is not correct. It needs correction.</i>

2. On examination of office record, it is found that you have submitted reply of violation dated 25/8/21 received in this office on 01.9.2021 but not found satisfactory and it is found that violation of provision of rules 11(1),28(1),33,45(7) is still persists
3. In this connection, it is brought to your kind notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
4. Mining operations can be suspended as per rule 11(2) in case of non-compliance of rule 11(1) and any other relevant rules of MCDR 2017 as these rules ensures systematic scientific and responsible mining.
5. Advise the State Government to order suspension of all mining operations in the mines as per provision of Rule 45(7), in case if it is found that the holder of a mining lease, has submitted incomplete or wrong or false information in statutory returns or fails to submit such return within the date specified under Rule 45.
6. You are advised to rectify the above violations immediately and intimate the compliance position to this office within 30 days from date of issue of this letter.
7. You are therefore directed to show cause within a period of thirty (30) days from the date of issue of this letter, as to why you should not be prosecuted and / or why the mining operation should not be suspended under relevant statutory provisions and/or why not any other appropriate action can be initiated in accordance with rules and/or any competent orders/directives.
8. Please note that no further notice will be given to you in this regard.

भवदीय Yours faithfully,

(जीराम/G.Ram)

वरिष्ठ सहायक खान नियंत्रक /Sr.Assistant Controller of Mines
भारतीय खान ब्यूरो / Indian Bureau of Mine

प्रतिलिपि सूचनार्थ प्रेषित :-

- 1- खान नियंत्रक (उत्तर), भारतीय खान ब्यूरो, उदयपुरा (zo.udaipur@ibm.gov.in)
- 2- आयुक्त, भूविज्ञान एवं खनन, निदेशालय, गुजरात को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित। (cgm@gujarat.gov.in)
- 3- MCDR/गार्ड फाइल

वरिष्ठ सहायक खान नियंत्रक / Sr. Assistant Controller of Mine