



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

File No. MP/Dhar/Lst-60 **6026** Mine Code: 38MPR12068

Date: 11/09/2019

To,
6028
Shri Nilesh Upadhyay
S/o Shri Rameshchandra Upadhyay
201, Suryadarshan, 7 White Church Colny
Post & Dist Indore
Madhya Pradesh 452001

Subject: Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to Kosdana Limestone Mine over an extent of 7.50 hect. in Dhar District of M.P.

Sir,

Undersigned has inspected your mine in the presence of lesee himself Shri Nilesh Upadhyay on 19/07/2019. Following provisions of MCDR 2017 were found violated in your mines at the time of inspection.

Rule No	Nature of violation observed in detail
---------	--

Rule 45(5) (b) The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorized official of the Indian Bureau of Mines in the following manner namely: -

(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 prescribed form.

➤ **In this case it is found that you are not submitting monthly return in the IBM portal.**

Rule 45(5) (c) The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorized official of the Indian Bureau of Mines in the following manner namely: -

(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 prescribed form.

➤ **In this case it is found that you are not submitting annual return in the IBM portal.**

Rule 46 The holder of the prospecting licence or prospecting license cum mining lease or the mining lease shall, -

(a) when any new appointment of an agent, mining engineer, geologist or any person is made under sub-rule (1) of rule 55; or

(b) when the employment of any such person is terminated or any such person leaves the said employment; or

(C) when any change occurs in the address of any such person, within fifteen days from the date of such appointment, termination, leaving or change in address, give a notice in Form H of the Schedule to the authorised officer, as the case may be.

➤ **As submitted latest RMP it is observed that there were two different addresses are mentioned in the document, therefore as per Rule 46 notice for change of address is to be submitted in prescribed form.**

Rule 55 (1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules, –

- (a) every holder of reconnaissance permit shall employ a whole-time geologist;
- (b) every holder of prospecting licence or a prospecting license-cum-mining lease shall employ a whole-time geologist and a part-time mining engineer;
- (c) every holder of a mining lease shall employ, in case of–
category 'A' mines, a whole-time mining engineer and a geologist;


➤ **At the time of inspection, no Mining Engineer or Geologist were present in the lease area. Therefore, status of employment of Mining Engineer and Geologist is to be submitted in the office as per Rule 46 to comply rule 55 of MCDR 2017.**

The 1st Scheme of Mining with progressive Mine Closure Plan of above mentioned mine was approved vide letter No. MP/Dhar/Limestone/MPLN-982/NGP dated 07/04/2015 incorporating proposals from year 2013-14 to 2017-18. During the inspection it was observed that mining operations in the mine was not carried out in accordance with the proposals given in the approved Review of Mining Plan.

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) of MCDR-2017, if compliance of rule 11(1) 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.

Yours faithfully,

o/c



DEEPAK SHARMA
Senior Mining Geologist
Indian Bureau of Mines

Copy forwarded for information to:

- 1) The Controller of Mines (CZ), Indian Bureau of Mines, Nagpur.
- 2) The Director, Directorate of Geology and Mining, Khanij Bhawan 29-A Arera Hills Bhopal M.P.


by

o/c


DEEPAK SHARMA
Senior Mining Geologist
Indian Bureau of Mines

Sl. 67