

VIOLATION LETTER

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GOVERNMENT OF INDIA
MINISTRY OF MINES
INDIAN BUREAU OF MINES
OFFICE OF THE REGIONAL CONTROLLER OF MINES.

File No. ORI/IRON/MBJ/MCDR-01/BBS

149, Pokhariput
Bhubaneswar-751020
Date: 11.11.2016

To

Shri Raj Kumar Mishra, Director,
M/s Lal Trades & Agencies (P) Ltd
Badampahar Oron Ore Mine
At / P.O: Badampahar, Distt: Mayurbhanj
Odisha, PIN : 757 047

Sub: Violation of provisions of Mineral Conservation & Development Rules, 1988 in respect of Badampahar ron Ore Mine of M/s Lal Trades & Agencies (P) Ltd, over an area of 129.63 ha in Mayurbhanj District of Odisha State.

Sir,

The following provisions of Mineral Conservation & Development Rules, 1988 (MCDR'88) were found violated in your above said mine during inspection by Shri N M Dey, Assistant Mining Engineer accompanied by Shri H N Das, Mining Engineer on 26.09.2016.

Rule being violated	Rule position	Status and extent of violation
13(1)	Every holder of a mining lease shall carry out mining operations in accordance with the approved mining plan with such conditions as may have been prescribed under sub-rule (2) of rule 9 or with such modifications, if any, as permitted under rule 10 or the mining plan or scheme approved under rule 11 or 12 as the case may be.	Mining operations have not been carried out in accordance with scheme of work given in the approved Scheme of Mining vide this office letter No MS/OTFM/53-ORI/BHU/2014-15 dated 27.03.2015 to the extent given below: 1. 13 no. Bore Holes have been drilled during the year 2015-16 against the proposed 15 no. of bore holes to be drilled as mentioned at para 4.9 of the chapter – 4.0 at page nos 27 of the above document.
47	The Owner, agent, mining engineer, geologist or manager of every mine or the holder of a prospecting licence shall send intimation in Form J to the Controller General, Controller of Mines and the Regional Controller within fifteen days after the commencement of bore hole to a depth of exceeding 10 m from the surface.	The exploration in the year 2015-16 reportedly carried out by drilling 13 bore holes. However, intimation in Form-J as required to be given to RCOM with in 15 days after the commencement of bore holes has not been received.

02. In this connection it is brought to your notice that the above violations constitute an offence punishable under rule 58 of MCDR, 1988. The relevant extract of the rule 58 is given below:

“58. Penalty:- Whoever contravenes any of the provisions of these rules shall be punishable with imprisonment for a term which may extend up to two years, or with fine extending to fifty thousand rupees or with both, and in case of continuing contravention with an additional fine which may extend up to five thousand rupees for every day during which such contravention continues, after conviction for the first such contravention. Provided that for repeat contravention the punishment should be in the form of imprisonment only”. **Besides, inability to comply the provision of rule 13(1) is also liable for suspension of mining operations under the provisions of rule 13(2) of MCDR, 1980.**

03. You are therefore, advised to rectify the above violations immediately and intimate the actions taken by you in this regard to this office within 45 (forty five) days from the date of issue of this letter.

Yours faithfully

(Ramkishan R)

Senior Assistant Controller of Mines
For Regional Controller of Mines

Copy to forwarded for kind information to:

- (i) The Director of Mines, Directorate of Mines, Govt. of Odisha, Heads of Deptt. Building, Bhubaneswar-751 001
- (ii) The Controller of Mines (CZ), Indian Bureau of Mines, Nagpur

(Ramkishan R)

Senior Assistant Controller of Mines
For Regional Controller of Mines

