



भारत सरकार GOVERNMENT OF INDIA

खान मंत्रालय MINISTRY OF MINES

भारतीय खान ब्यूरो INDIAN BUREAU OF MINES

क्षेत्रीय खान नियंत्रक के कार्यालय OFFICE OF THE REGIONAL CONTROLLER OF MINES, GOA

Fatorda, Margao, Goa – 403 602

SHOW CAUSE NOTICE
REGD WITH A/D/SPEED POST

File No.- KNT/BJP/LST-59/GOA

Mine Code:38KAR26022

Date: 20.08.2019

To,
Shri B C Udapudi, Lessee
Muddapur Limestone & Dolomite Mine (ML No.2534)
Main Bazar Road, Lokapur, Tq- Mudhol,
Bagalkot Dist., Karnataka-587122

Sub: Violation of provisions of Mineral Conservation and Development Rules, 2017 (MCDR,2017) in respect of your Muddapur Limestone & Dolomite Mine, over an area of 14.569 Ha. in Tq- Mudhol, Bagalkot Dist. of Karnataka state.

Sir,

The following provisions of Mineral Conservation and Development Rules'2017 were found violated in your above said mine during inspection on 22.05.2019 by the undersigned in the presence of your representative Mr. Mahantesh B. Udapudi and other officials of your mine. The same was communicated to you through this office letter of even no., dtd. 07.06.2019 and you were given 45 days time to intimate the position to this office after rectifying the violations.

Rule No.	Nature of Violation observed
11 (1)	<p>Mining operations have not been carried out in accordance with the Modification of Mining Plan (MMP) approved vide letter no.- MP/OTF.MECH-02(KNT)/Goa/16-17, Dtd:-08.02.2017 to the extent indicated below:-</p> <p>(i) Pit working/excavation in year 2018-19 was approved at the area between co-ordinates N 1994450 – N 1794600 and E 535500 - E 535625 by deepening of pit up to depth of RL 517 in the eastern part of the Limestone pit by formation of regular benches of 5m height and 8m width (Ref. Chapter-2 Part-A, read with Plate No.-6B). However, Working/excavation has not been carried out in aforesaid eastern part of the Limestone pit as approved; Instead Working/excavation observed carried out in western part of the Limestone pit. Further, working observed to be in haphazard and unsystematic manner, without formation of regular benches. Scattered boulders observed laying everywhere in the pit. Violation in this respect was also issued previously by this office, however the same has not been complied so far.</p> <p>(ii) Approved plantation of 333 nos. of saplings on bund along the safety barrier in year 2018-19 has not been carried out.</p> <p>(iii) As per approved MMP (PMCP), to control ground vibration, optimum charge per hole will be used with NONEL. However, as observed Blasting has not been carried out by using shock tube initiation technique i.e. NONEL. Further, Blasting records were not made available during inspection.</p> <p>(iv) As per approved MMP (PMCP), air pollution during plan period will be controlled by way of dust suppression due to Crushing and screening of mineral. However, no such dust suppression system observed provided in the Crushing and screening plants.</p> <p>(v) Latitude and Longitude of Boundary Pillars of Mining Lease area as mentioned over the precise area lease sketch/map (Khasra/Cadastral plan) enclosed with lease deed, are not in consonance with Latitude and Longitude of Boundary Pillars of Mining Lease area as mentioned in Modified Mining Plan text and attached Plans/Maps.</p>

35 (2)	High resolution satellite image as on 31 st March for that financial year covering the mining lease and area of two km from the lease boundary, ought to be submitted before the 1st day of July each year for the preceding financial year to the Regional controller, has not been submitted so far for the year 2017-18. Violation in this respect was also issued previously by this office, however the same has not been complied so far.
45 (7)	<p>(i) In submitted Monthly Return for the April 2019; Sale value of sold/discharged Dolomite reported in Part –II, Item-5 as Rs. 436.21 per tonne, and NIL deduction used for computation of Ex-mines price as sale happened at pit mouth itself. However, Ex-mine price of Dolomite reported as Rs. 300 per tonne only, which is considerably lower than the sale value.</p> <p>(ii) In submitted Monthly Return for the April 2019; Ex-mine Price and Sale value of sold/discharged Limestone of BF grade reported as Rs. 285.17 per tonne only; which is considerably lower than the Ex-mine Price and Sale value of Rs. 581.58 per tonne of the same grade of Limestone sold/discharged in previous month i.e. March 2019. Further, No any reason is mentioned for decrease in grade wise ex-mine price.</p> <p>(iii) Registration no. as allotted by the Indian Bureau of Mines to the buyers in respect of Sales/dispatch effected from the Mine has not been mentioned for all the buyers in the Monthly Returns. As in monthly return of April’2019, Registration no. of consignee Shri Renuka Minerals & Vedanta Ltd. were not mentioned; in monthly return of March’2019, Registration no. of consignee Kalyni Steel Ltd., Shri Renuka Minerals, Mandavi Palaits & Sesa Industries were not mentioned. Same discrepancies are also observed in other monthly returns submitted,</p> <p>(iv) About 20,000 te of ROM ore (Limestone) and about 15000 te of cement grade processed ore (Limestone) observed stacked at mine head. However, the same was not reported in the Monthly Return submitted for the month of April 2019. Further, ore Production & Dispatch register was not made available during inspection.</p>

02. However, the compliance/rectification reported by you, vide your letter no. Nil, Dtd-03.08.2019 has been duly considered; but found **unsatisfactory** in respect of above violations for following reasons:

Rule 11(1) : Point (i) *Even after going through your submitted updated Surface Plan & Sections (Dt. of Survey mentioned as 11.05.2019), it is observed that RL of Pit working/excavation at the area between co-ordinates N 1994450 – N 1794600 and E 535500 - E 535625 is still around 540 mRL and you have achieved about 99 % production of limestone to approved quantity in 2018-19. That indicates that you have worked at non-approved area. Further, progress of works initiated so far to rectify the pit benches and systemize the mine workings are not reported (with documentary evidence, photographs etc.) and time bound concrete proposal to rectify the same is also not given.*

Point (ii) *Your claim with respect to plantation carried out does not appear to be realistic.*

Point (iii) *Your claim that controlled blasting being carried out as per proposal (by using shock tube initiation technique i.e. NONEL) and ground vibration being monitored as per norms, is not substantiated with copy of blasting and monitoring records.*

Point (iv) *Your claim that dust suppression system i.e. mist water spray is provided in the Crushing and screening plants, is no substantiated with documentary evidence, photographs etc.*

Point (v) *Copy of correspondence carried out with State Govt. to rectify the latitude and longitude of Boundary Pillars of Mining Lease area over the precise area lease sketch/map (Khasra/Cadastral plan) is not submitted to substantiate your claim.*

Rule 35(2) : *As mentioned in your letter, your ML boundary pillars are fixed based on DGPS. However, High resolution satellite image covering the mining lease and area of two km from the lease boundary is not submitted.*

Rule 45(7) : (i) *Discrepancies pointed out in Monthly returns are not rectified so far. Further, reasons mentioned in this respect appear to be unrealistic.*

- 03.** In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR, 2017.
- 04.** The mining operations can be suspended under Rule 11 (2), if compliance of Rule 11 (1) is not found satisfactory.
- 05.** You are therefore directed to show cause within a period of **30 (thirty) days** from the date of issue of this letter as to why you should not be prosecuted for the above offence and/or the mining operations should not be suspended in accordance to Rule 11 (2) of MCDR, 2017.
- 06.** Please note that no further notice will be given to you in this regard.

Yours faithfully,

(P. PRAKASH)
Dy. Controller of Mines

Not on Original

Copy to: -

- (1) The Controller of Mines (SZ), Indian Bureau of Mines, Bangalore.
- (2) The Dy. Director General(Stat.), IBM, Nagpur: *with a request to refer back relevant returns.*
- (3) The Director, Directorate of Mines & Geology, Government of Karnataka, 49, Khanij Bhawan, Race Course Road, Bengaluru.

(P. PRAKASH)
Dy. Controller of Mines
For Regional Controller of Mines