



भारत सरकार / GOVERNMENT OF INDIA

खान मंत्रालय / MINISTRY OF MINES

भारतीय खान ब्यूरो / INDIAN BUREAU OF MINES

क्षेत्रीय खान नियंत्रक का कार्यालय / OFFICE OF THE REGIONAL CONTROLLER OF MINES

No. ORI/CR/JJP/MCDR-4/BBS/VoL-III / 268

Plot No. 149, Pokhariput
Bhubaneswar – 751 020

Date: 05.05.2016

To

Shri Rohit Saraf, Nominated Owner,
Ferro Alloys Corporation Ltd,
Laxmi Bhawan, Kuans,
Bhadrak, Odisha - 756100

Sub: Violation of provisions of MCDR, 1988 in respect of your Ostpal Chromite Mine over an area of 72.843 ha in Jajpur district of Odisha State.

Sir,

The following provision of Mineral Conservation and Development Rules, 1988 (MCDR, 1988) were found violated in the above mine during inspection on 13.03.2016, by Shri Ibrahim Sharief, Assistant Controller of Mines and communicated to you on the spot.

Rule No.	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.	<p>(i) Mining operation is being carried out at 43 mRL against the approved depth of 50 mRL for the year 2015-16.</p> <p>(ii) Bench height is found to be 10-12 m against the approved height of 6 m and width found to be higher than height at some places below 85mRL.</p> <p>(iii) Retaining wall along bottom periphery of waste dump on south side of lease area is not maintained completely as per approved proposal. At some places retaining wall found filled waste material.</p> <p>(iv) Garland drain all along bottom periphery of waste dump in south dump yard has not been maintained as per approved proposal.</p> <p>(v) Stabilization of un-used waste dump has not been carried out by plantation.</p> <p>(vi) ROM ore generated is not being weighed, only it is observed that the fines (which are to be dispatched) as well as material feed to COB plant is being carried out.</p>
45(5)(a)(iv): A monthly return which shall be submitted before the 10th of every month in respect of preceding month.	On examination of monthly return submitted for the month of February 2016, the following discrepancies is observed:- In part II, item 2(ii) total ore dispatch from mine head (including concentrate) is furnished as 15093.62 MT, but in para II, item 4, the total quantity dispatch is furnished as 7303.4 MT.

07c

1 secm

<p>45(5)(b)(iv): An annual return which shall be submitted before the 1st July each year for the preceding year.</p>	<p>On scrutiny of annual return submitted for the year 2014-15, the following discrepancies is observed:- (i) In part VI, item 2(ii), total ore dispatch from mine head (including concentrate) is furnished as 212214.63 MT, whereas in part VI, item 4, total quantity dispatch effected for domestic consumption is furnished as 99514.06 MT. (ii) In part VII, cost of production per MT is furnished as Rs. 4677.85 and in part VI, item 4, ore is consumed to be for captive purpose, whereas in part VI, item 2 (ii), Ex-mine price for ore of below 40% Cr₂O₃ is furnished as Rs. 3352.90 and for ore of 40% to below 52% Cr₂O₃ is furnished as Rs. 8845.31. As per rule, for captive consumption of ore, Ex-mine price for ore should be cost of production/MT of ore.</p>
--	--

In this connection, no reply about compliance of above violation has yet been received from you. In this regard, it is also 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 the 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 repeated contravention the punishment should be in the form of imprisonment only”.

3. 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 shall not be suspended under Rule 13 (2) of MCDR, 1988, till the rectification of the violations.

4. Please note that no further notice will be given to you in this regard.

OK

Yours faithfully,



(M. BISWAS)

Regional Controller of Mines

प्रतिलिपि निम्न को सादर सूचनार्थ / Copy forwarded for kind information to:

(1) डायरेक्टर ऑफ माइन्स /The Director of Mines, डायरेक्टरेट ऑफ माइन्स /Directorate of Mines, ओडीशा सरकार /Government of Odisha, हेड्स ऑफ डिपार्टमेंट बिल्डिंग /Heads of Department Building, न्यू कैपिटल /New Capital, भुवनेश्वर/Bhubaneswar-751 001

(2) खान नियंत्रक/मध्यमंचलद्ध/ The Controller of Mines (CZ), भारतीय खान ब्यूरो / Indian Bureau of Mines, नागपुर /Nagpur-440 102.

OK



(M. BISWAS)

Regional Controller of Mines