



भारत सरकार / GOVERNMENT OF INDIA

खान मंत्रालय / MINISTRY OF MINES

भारतीय खान ब्यूरो / INDIAN BUREAU OF MINES

Violation Letter / उल्लंघन पत्र

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

कमरा नंबर 603, छठवाँ तल, सी०जी०ओ० टॉवर्स, / Room No. 603, 6th Floor, CGO Towers,

कवाडीगुडा, सिकंदराबाद (तेलंगाना)-500080 / Kavadiguda, Secundrabad, (Telangana) - 500080

फोन / Phone: 040-29555603, 29554603, 29553603, ई-मेल / E-mail: ro.hyderabad@ibm.gov.in

File No. AP/ADB/Mn-30/Hyd.

40 APR 01018

Date: 18/04/2023

To

Shri Anup Kaparathi, Nominated Owner,  
M/s Balaji Electro Smelters Private Limited,  
Post Box No. 26, Plot No. B-18, MIDC Lohara,  
Yavatmal (Maharashtra) – 445 001

Sub: Violation of provisions of MCDR, 2017 in respect of your Boraj Manganese Mine over an extent of 122.57 Ha. situated in Village Boraj, Mandal Jainath, District Adilabad of Telangana State.

Sir,

The following provisions of Mineral Conservation and Development Rules, 2017 (MCDR, 2017) were found violated in the above mine during the inspection on 22/02/2023 by the undersigned in presence of the mine officials Shri Pradeep Pimpalshende, Mining Engineer & Shri Balasaheb Panditrao, Geologist.

Rule No.	Nature of violation																
Rule 11 (1)	<p>No holder of a mining lease shall commence or carry out mining operations in any area except in accordance with the mining plan approved, modified or reviewed by the Indian Bureau of Mines or prepared and certified in accordance with the system established by the State Government pursuant to the proviso to clause (b) of sub-section (2) of section 5 or approved by the competent authority of the Atomic Minerals Directorate for Exploration and Research, in respect of minerals specified in Part B of the First Schedule to the Act where the grade of such atomic minerals is equal to or above the threshold value limits declared under Schedule-A of the Atomic Minerals Concession Rules, 2016.</p> <p><i>The following deviations have been found in the mine from the approved Modified Mining Plan vide letter no. AP/ADB/MP/Mn-30/Hyd. Hyderabad dated 06/12/2021 for the period of F.Y. 2021-22 to 2023-24.</i></p> <p><b>Exploration:</b> (i) During F.Y. 2021-22; Its was proposed to do the Geological Mapping in 1:2000 scale over an area of 72.92 Ha., whereas, same has not been done sofar. (ii) During F.Y. 2021-22; it was proposed to drill 21 nos. of DTH boreholes with the cumulative depth of 315.00 meters, whereas, none of the boreholes have been drilled so far.</p> <p><b>Production:</b> Less production has been done during F.Y. 2019-20 to 2021-22.</p> <table border="1"> <thead> <tr> <th>Financial Year</th> <th>Proposed Production (in Tonnes)</th> <th>Actual Prodctcion (in Tonnes)</th> <th>Deviation in %</th> </tr> </thead> <tbody> <tr> <td>2019-20</td> <td>3448.000</td> <td>1253.000</td> <td>63.67%</td> </tr> <tr> <td>2020-21</td> <td>3548.000</td> <td>1242.000</td> <td>65.00%</td> </tr> <tr> <td>2021-22</td> <td>2399.264</td> <td>995.000</td> <td>58.53%</td> </tr> </tbody> </table>	Financial Year	Proposed Production (in Tonnes)	Actual Prodctcion (in Tonnes)	Deviation in %	2019-20	3448.000	1253.000	63.67%	2020-21	3548.000	1242.000	65.00%	2021-22	2399.264	995.000	58.53%
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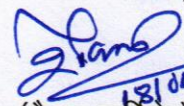
Rule No.	Nature of violation
<b>Rule 26 (2)</b>	<p><b>Responsibility of holder of a mining lease.-</b> (2) The holder of mining lease shall submit to the competent authority a yearly report as per the format specified by the Indian Bureau of Mines, before 1st day of July report every year 1[along with annual return] setting forth the extent of protective and rehabilitative works carried out as envisaged in the approved mine closure plan, and if there is any deviation, reasons thereof:</p> <p>Provided that where the State Government has set up a system for preparation, certification and monitoring of mining plan pursuant to the proviso to clause (b) of sub-section (2) of section 5, such format shall be prescribed by the State Government:</p> <p>Provided further that in respect of minerals specified in Part B of the First Schedule to the Act where the grade of such atomic minerals is equal to or above the threshold value limits declared under Schedule-A of the Atomic Minerals Concession Rules, 2016, such format shall be prescribed by the Director, Atomic Minerals Directorate for Exploration and Research.</p> <p><i>A yearly report as per the format specified by the Indian Bureau of Mines, before 1st day of July every year setting forth the extent of protective and rehabilitative works carried out has not been submitted for the financial year 2021-22.</i></p>
<b>Rule 31 (4)</b>	<p><b>31. General requirements about plans and sections.-</b> (4) The plans and sections required under these rules shall be maintained up to date 1[showing also the respective proposal of approved mining plan for various activities pertaining to that year, within three months] in case of category 'A' mines as referred to in clause (a) of sub-rule (2) of rule 55, and within twelve months in the case of any other mine.</p> <p><i>The plans and sections have not been maintained up to date.</i></p>
<b>Rule 33</b>	<p><b>Copies of plans and sections to be submitted.-</b> The holder of a mining lease shall, on or before the 30th day of June every year submit to the authorised officer, as the case may be, and the State Government, a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32 1[alongwith the annual return].</p> <p><i>A digital copy alongwith a print copy of the surface geological plan and sections has not been submitted on or before 30th day of June to the authorised officer for the financial year 2021-22.</i></p>

02. In this connection, it is brought to your notice that the violation of aforesaid rule constitutes an offence, punishable under Rule 62(1) of MCDR, 2017.

03. The mining operations and dispatches can be suspended under rule 11(2), if compliance of rule 11(1) is not found satisfactory.

04. 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.

भवदीय,

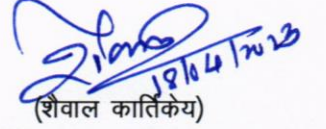
  
18/04/2023

(शैवाल कातिकेय)

वरिष्ठ खनन भूविज्ञानी  
भारतीय खान ब्यूरो, हैदराबाद  
कृ०पृ०प०...३...

प्रतिलिपि: सूचनार्थ एवं आवश्यक कार्यवाही हेतु :-

1. खान नियंत्रक (दक्षिण), भारतीय खान ब्यूरो, बंगलूर (कर्नाटक) - 560022
2. The Director of Mines and Geology, Government of Telangana, My Home Sarovar Plaza, Flat No. 203 & 204, 2nd Floor, House No. 5-922, Shapaurwadi, Adarsh Nagar, Secretariat Road, Hyderabad, Telangana - 500063.

  
18/10/2023

(शैवाल कार्तिकेय)

वरिष्ठ खनन भूविज्ञानी  
भारतीय खान ब्यूरो, हैदराबाद

  
18/10