

Violation Letter
Email/Registered AD/Speed post

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

Mine Code - 07MPR38002 Jabalpur,

To,

Smt Sarla Devi Agrawal,
Chachandih Bauxite Mine,
Legal Heir Shri Rajesh Kumar Agrawal
47, Prabhat Vihar Colony, Panna Naka
Post & Distt - Satna (M.P.) - 485001
Email – ruchipaints@gmail.com, shivminerals@gmail.com

Subject: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your **Chachandih Bauxite Mine (17.744 Hect.)** in **Anuppur** district of **M.P. State**.

Sir,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mentioned mine during the inspection by the undersigned on 28.05.2023 in presence of Shri Ajit Kumar, Mining Engineer :-

Rule No.	<u>Nature of violations</u>
Rule 11 (1)	<p>According to this rule-No holder of a mining lease shall commence or carry out mining operation 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 Govt. pursuant to the provisions to clause (b) of Sub Section (2) of Section 5 or approved by the competent authority of the Atomic Minerals Directorate for exploration and Researching respect of minerals specified in Part B of the First Schedule of the Act where the grade of such atomic minerals is equal to or above the threshold value limit declared under schedule-A of the Atomic Mineral Concession Rules 2016.</p> <p>The Review of Mining Plan of above mentioned mine was approved vide this office letter No-MP/Anuppur/Bauxite/RMP-57/2020-21 dated 07.05.2021 incorporating the proposals from 2021-22 to 2024-25. During the inspection it was found that following provisions of rule have been violated.</p> <ol style="list-style-type: none"> 1. As per approved proposal at the end of year 2022-23 Pit no.1 was supposed to upto E562630 whereas in actual pit was found extended only upto E562550. 2. As per condition no. 10(i) of aforementioned approval letter dated 07/05/2021, after completion of proposed exploratory work converting the entire mineralized area into G1 level reassessment of reserves / resources was to be completed before 31/03/2022, but the same was not carried out even upto the date of present inspection i.e. 28/04/2023. 3. As per condition no. 10(ii) of aforementioned approval letter Authenticated DGPS survey report was supposed to be submitted before 31/03/2023 but such

	authenticated survey report has not submitted so far.
12(4B)	For the exploration done under sub-rule (3) and (4), the holder of mining lease shall submit to the State Government and the Indian Bureau of Mines, a Geological Study Report prepared in the manner specified in the Minerals (Evidence of Mineral Contents) Rules, 2015, within three months after the completion of the exploration work. As per proposal given in approved Review of Mining Plan no. of boreholes have been reportedly carried out for the purpose but copy of the Geological Study Report(GSR) has not been submitted to this office even lapsing of substantial time period after completion of boreholes.
24	The holder of a mining lease shall submit a final mine closure plan to the competent authority for approval two years prior to the proposed closure of the mine or surrender of the entire or part area of the mining lease accompanied by such fee as may be specified by the Indian Bureau of mines. In this case lease period of the mining Lease is going to be expired on 05/05/2024 i.e within a period of one year but requisite final mine closure plan has not been submitted for approval so far.
Rule 31(4)	The plans and sections required under these rules shall be maintained up to date 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 case category 'B' mine The plans & sections are not found updated and maintained at mines site office.
Rule 45(7)	The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorised official of the Indian Bureau of Mines in the following manner- 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 respective Form. The annual return for the year 2021-22 submitted online, it was observed during scrutiny of annual return that lessee has not correctly shown following information/details: - i) In part IIA, value of fixed assets given 0(zero) is not correct as within lease area there is mining machinery etc. ii) Part III, item No 2-Royalty and Rents Payment against royalty and dead rent have been shown on the return. Royalty and Dead Rent both cannot be charged at a time. So, information furnished in this regard needs correction iii) Part - V item no. 4. Mining operations during the year Cumulative quantity of backfilled material not furnished. iv) Part - VII (Cost of production) i. Mining cost is taken as Rs 328per tone. As per data given in return total cost of components of mining costs (labour and supervision cost & material cost) comes about Rs. 309.61/ per tone. Even if maintenance(part III item no. 5), money value for other benefits paid to workmen (part III item no. 5) and payment made to professional agencies (part III item no. 5) also taken in to account under mining cost it remains comes about Rs. 309.61.A proper clarification required to be given in this regard. ii. Overhead expenses taken into consideration for calculation of cost of production is Rs.58/-per tone, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled. iii. Depreciation cost taken into consideration for calculation of cost of production is Rs.15/70 per tone, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled. iv. Interest taken into consideration for calculation of cost of production is Rs.6/40

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	<p>per tone, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled.</p> <p>v. NMET &DMF paid have not taken in to account in calculation of cost of production.</p> <p>vi. Taxes (GST to both,central and state) taken into consideration for calculation of cost of production is Rs.6/40 per tone, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled.</p>
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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,

(Raghubir Sharan Garg)
Assistant Controller of Mines
For Regional Controller of Mines

Copy to:

- 1- The Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal (M.P.)
- 2- The District Collector, Anuppur (M.P.) for information & appropriate action.

Assistant Controller of Mines
For Regional Controller of Mines

NOO Copy to: _

- 1- Controller of Mines(CZ) for kind information.
- 2- DDG, Mining & Mineral Statistics Division, Indian Bureau of Mines, Nagpur for refer back of Annual Return for the year 2021-22 to rectification as pointed out above under rule 45(7).

Assistant Controller of Mines
For Regional Controller of Mines