



VOILATION LETTER



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

संख्या. – MCDR-MiFLOLST/112/2023-JBP-IBM_RO_JBP

Dated: - 24/08/2023

To,

1. **Shri Vivek Krishan Agnihotri, (Nominated Owner),
Bandarkha Limestone Mine,
M/s Prism Johnson Limited
“Rahejas” 2nd floor, Main Avenue,
V.P. Road, Santacruz (w) Mumbai – 400054
Email – vivek.agnihotri@prismjohnson.in**
2. **M/s Prism Cement Limited
Rajdeep, Rewa Road, Satna,
District- Satna (M.P.)
Email – regdofficeprismcement@gmail.com**

Subject: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your **Bandarkha Limestone Mine, (40.236 Hect.)** Mine code 38MPR35331 in **Satna** 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 inspection on 17/08/2023 by the undersigned in presence of Shri Vinod Shrivatava, Agent (Mines)/Geologist, Shri Kamlesh Kumar, Mining Engineer:

नियम स .	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule 11 (1)	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. The Review of Mining Plan of afore mentioned mine was approved vide this office letter No- MP/SATNA/LIMESTONE/RMP-54/2019-20 dated 21.07.2020 incorporating the proposals of working from 2020-21 to 2024-25. During the inspection, it was found that following provisions of the rule have been violated:- <ol style="list-style-type: none"> 1. Quantity of removed over Burden is very high w.r.t. the area of pit excavated. 2. During the year 2021-22 & 2022-23 only 239000 tons limestone production achieved, each year against the proposal of 500000 tons for both the year.
Rule 12(4B)	In the case of existing mining leases, detailed exploration (G1 level) over the entire potentially mineralized area under the mining lease shall be carried out in the manner specified in the Minerals (Evidence of Mineral Contents) Rules, 2015 within a period of five years from the date of commencement of these rules. Geological study report is not submitted.
Rule 46(b)	The holder of the prospecting licence or prospecting license cum mining lease or the mining lease shall,-

	<p>(a) when any new appointment of an agent, mining engineer, geologist or any person is made under sub-rule (1) of rule 55; or</p> <p>(b) when the employment of any such person is terminated or any such person leaves the said employment; or</p> <p>(c) when any change occurs in the address of any such person, within fifteen days from the date of such appointment, termination, leaving or change in address, give a notice in Form H of the Schedule to the authorised officer, as the case may be.</p> <p>In the Mine –</p> <p>Smt Disha S. Shetgaonkar has resigned the mine from the post of geologist on 20/02/2023 but notice of such termination in prescribed form H has not been submitted so far.</p>
Rule 45(7)	<p>If it is found that the holder of a mining lease or the person or company engaged in trading or storage or end-use or export of minerals, as the case may be, has submitted incomplete or wrong or false information in daily or monthly or annual returns or fails to submit a return within the date specified; then,—</p> <p>in the case of mining of minerals by the holder of a mining lease, the Regional Controller of Mines may advise the State Government to,—</p> <p>order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;</p> <p>take action to initiate prosecution under these rules;</p> <p>recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;</p> <p>On examination of Annual Return for the year 2022-23 it is observed that data of annual return are incomplete & having following deficiencies:-</p> <p>Part II, Capital Structure</p> <p>1. Depreciation cost against land value has been taken into account for the calculation of cost of production.</p> <p>Part VII, cost of production</p> <p>1. Exorbitant overhead cost has been considered.</p>
Rule 55 (1)	<p>Employment of geologists and mining engineers. -(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules, –</p> <p>(a) every holder of reconnaissance permit shall employ a whole-time geologist;</p> <p>(b) every holder of prospecting licence or a prospecting license-cum-mining lease shall employ a whole-time geologist and a part-time mining engineer;</p> <p>(c) every holder of a mining lease shall employ, in case of—</p> <p>(i) category 'A' mines, a whole-time mining engineer and a geologist;</p> <p>(b) category 'B' mines, a part-time mining engineer and a part-time geologist:</p> <p>Provided that in the case of fully mechanised category 'A' mines, the mining engineers and geologists shall have minimum five years of professional experience of working in a supervisory capacity in the field of mining:</p> <p>A whole time Mine geologist has not been appointed in the mine after leaving of Smt Disha S. Shetgaonkar since 20/02/2023.</p>

02. In this connection it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR-2017.
03. Non-compliance of the rule 11(1) of MCDR-2017 may lead to suspension of Mining operations under the provisions of rule 11(2) of MCDR-2017.
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,

(पुखराज नेणिवाल)
क्षेत्रीय खान नियंत्रक
भारतीय खान ब्यूरो

प्रतिलिपि प्रेषित (ईमेल) :

01. संचालक, भौमिकी एवम खनिकर्म, मध्य प्रदेश सरकार, खनिज भवन, 29-ए, अरेरा हिल्स, भोपाल (म.प्र.) को सूचनार्थ एवं अग्रिम कार्रवाई हेतु.
02. खान नियंत्रक (मध्यांचल), भारतीय खान ब्यूरो, नागपुर
03. जिलाधीश, जिला - सतना (म.प्र.) सूचनार्थ ।

(पुखराज नेणिवाल)
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भारतीय खान ब्यूरो