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Government of India

Ministry of Mines

Indian Bureau of Mines

Office of Regional Controller of Mines
Karmayogi Bhavan, 4th Floor, Block-2, Sector 10A,
Gandhinagar, Gujarat-382010

Tel- 079 29750358 /29750359; □ -□□□□/ E-mail: ro.gandhinagar@ibm.gov.in

□□□□ □□□□□□ File No- Juna/LST-316/Part Mine Code: 38GUJ08357 ID- □□□□□□
21.06.2022

□□□□ □□□□ **Owner/Agent/Manager/Mining Engineer**
To : □□□□□□□ : Sh Sulemanbhai M.Patel,
Shukan Society, Shapur road,
Opp.BusStand,At & Taliuka-Mangrol,
Distt-Junagarh,Gujarat-362650,

□□□□ Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Budhecha Limestone, Sy No.[113/P] Mine over an area of 4.2796 ha located near Village-Budhecha, Tehsil-Maliahatina, District-Junagarh in Gujarat.

□□□□□ Sir,

The following provisions of the Mineral Conservation & Development Rules, 2017 (MCDR, 2017) were found violated in your above mine during the MCDR inspection on 12.4.2022 AN in the presence of Sh. Dhanabhai & JigarPandya Lessee rep.

RULE NO.	NATURE OF VIOLATION OBSERVED
26(2)	A yearly report before 1 st July of every year setting forth the extent of protective and rehabilitation work carried out as envisaged in the approved progressive mine closure plan for 2020-21 has not been submitted to this office.
34A(3)	Every lessee shall carry out a drone survey of his leased area and up to hundred metres outside the lease boundary within six months before submission of any mining plan document or modification thereto to the Indian Bureau of Mines for approval and shall submit processed output [digital elevation model (DEM) and Orthomosaic] images obtained from such survey or any other format as may be specified by the Indian Bureau of Mines in this regard to the concerned Regional Controller of Mines and the Controller General along with the application for approval or modification of mining plan: You have not submitted compliance of said rule till date.
35(4)(B)	In case of non-filing of template as stated in sub-rule (2), the holder of mining lease shall be liable to pay an amount of ten thousand rupees per day for such delay to the authorised officer of the Indian Bureau of Mines. In your case, you have delayed 160 days wef 03.11.2021 Gazette Notification.
45(5)(b)	Monthly return for the month(s) of Oct-21, Dec-21, Feb-22 on 08-12-21, 10-01-22, 10-03-22 which is a case of delayed submission of 29, 1, 1 day(s) respectively.
45(7)	<i>While scrutiny of annual return 2021-22, following discrepancies observed, which are furnished as below. Part-I, Sr No.12 (vii) work done under PMCP is shown zero & land used details needs to be corrected /updated as per approved RMP Part-III-Consumption of material like fuel & lubricants, Tyres are shown zero. Part-V-Sr.No-4.2-opencast benches/HEMM are not given correctly. Part-VI-Cost of production & Ex Mine price are given same (452Rs/T), appears incorrect. Royalty given for limestone 108Rs/T is not correct.</i>
55(1)(3)(ii)	A Geologist has not been appointed for the purpose of carrying out mining operations in accordance with these rules.

- In addition to above, it is to inform you that SCN issued by this office dated 30/9/2021 & 02/5/2022 but you have not submitted compliance of violation of rule 35(2) & 45(5)(b) respectively by submitting delayed star rating(160 days.) & (Days-29,1,1) till date, hence the violation 35(2) & 45(5)(b) are still persist.
- In this connection, it is brought to your kind notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
- Mining operations can be suspended as per rule 11(2) in case of non-compliance of above relevant rules of MCDR 2017 as these above rules also affect the rule 11(1) i.e. Systematic scientific and responsible mining and/or state Government may be informed to take actions as per competent directives.
- As per provision of Rule 45(7), the Regional Controller of Mines may take appropriate action including order of suspension of **all mining operations and dispatches** on non-compliance of various provisions of Rule 45.
- You are also liable to pay an amount of Rs.10000/-per day for such days as per **Schedule-II**, read with Rule 45(7A) in case of non-compliance of various provisions of Rule 45.
- In context to the violations of Rule 45, you are advised to rectify above violation immediately. You are therefore directed to show cause within a period of **30 days** from the date of issue of this letter as to why the action under Rule 45(7) and/or 45(7A) shall not be taken against you. No further notice will be given to you in this regard.
- You are also liable to pay an amount of Rs.10000/-per day for such delay as per Rule 35(4B), of non-filing of template as stated in Rule 35(2).
- You are advised to rectify the above violation immediately and intimate the compliance position to this office, within 45 days from date of issue of this letter.
- This letter has been issued with the approval of Regional Controller of Mines.

□□□□□ Yours faithfully,

(□□□□□□/ G. Ram)

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