Showcause Notice
E-MAIL / REGD A.D

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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: GUJ/JUNA/LST-84 Mine Code: 38GUJ08087 □□□□□ 28, July 2022

□□□□ □□□ **Owner/Agent/Manager/Mining Engineer**
To : □□□□□□□: M/s R.J.Trivedi & Co,
Opp. Chorwad Station Road,
Sherbaug, PO Gadu, Taluka Malia Hatina,
District-Junagarh, Gujarat

□□□□ Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Malunda Limestone Mine over an area of 37.23 ha located near Village-Malunda, Tq-Veraval, District-Gir-Somnath 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 made by the undersigned on 13.5.2022 FN in the presence of Sh. Sh. Devayut Vala, Lessee rep.

RULE NO.	NATURE OF VIOLATION OBSERVED
11(1)	**The mining operations are not carried out as per approved Review of Mining Plan vide letter No 684(4)(1)/MP-341/2021-22/MDRD,GNR Dated the 18.8.2021 for the period of 2021-22 to 2025-26 to the extent indicated below**. *(1)* Exploration-It was proposed to drill 04 No of core borehole, each 20m depth for year 2021-22 as earmarked in plate No.3 but no such drilling work done & reported to this office till. (2) Exploitation-Mining operation were not carried out as earmarked in Plate No.4A for the year as mining operations were carried out near close proximity of road passing through lease area, where no proposal was there.
27(2) read with 27(1)	Where financial assurance is required to be furnished by the holder of the mining lease under sub rule (1),such amount of financial assurance shall be submitted to the authorized officer, as the case may be, in form of bank guarantee in the format specified by IBM; Provided that where financial assurance has already been furnished before the commencement of the amendment, an amount equal to the difference between the financial assurance due as on the date of notification of the rules and the financial assurance already furnished, shall be furnished to the authorised officer within a period of ninety days from the date of notification; Provided further that the holder of a mining lease shall be required to enhance the amount of financial assurance with the increase in the area of mining and allied activities, as you have excess the proposed quantity substantially
Rule 33	The owner, agent, mining engineer or manager of mine shall submit the digital copy along with a print copy of the Surface Geological plan & section on or before the 30th June of every year. In your case, you have not submitted the aforesaid updated plan & section maintained under rule 32 of MCDR, 2017 to this office till date.

2. On examination of office record, it is found that you have submitted reply of violation, vide letter no. RJT/IBM/2021-22/IBM/01 dated 13/7/2022 received in this office on 19/7/2022 and found that violation of provision of rule 33has been taken as complied & violation of rules 11(1) Exploitation & 27(2) read with 27(1) were not found satisfactory and thus the violation of rules, 11(1)Part, 27(2) read with 27(1) of MCDR 2017 are still persists
3. In this connection, it is brought to your kind notice that the above violations constitute an offence punishable under Rule 62 of MCDR 2017.
4. Mining operations can be suspended as per rule 11(2) in case of non-compliance of rule 11(1), and any other relevant rules of MCDR 2017 as these rules ensures systematic scientific and responsible mining and/or state Government may be informed to take actions as per competent directives.
5. You are therefore directed to show cause within a period of thirty (30) days from the date of issue of this letter, as to why you should not be prosecuted and / or why the mining operation should not be suspended under relevant statutory provisions and/or why not any other appropriate action can be initiated in accordance with rules and/or any competent orders/directives.
6. Please note that no further notice will be given to you in this regard.
7. This letter has been issued with the approval of Regional Controller of Mines.

□□□□□ Yours faithfully,

(□□□□□□/G.Ram)
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