

भारत सरकार

खान मंत्रालय

भारतीय खान ब्यूरो

क्षेत्रीय खान नियंत्रक का कार्यालय

कर्मयोगी भवन, चतुर्थ माला, ब्लॉक-2, सी विंग,

सेक्टर-10A गांधीनगर, गुजरात, 382010



Government of India

Ministry of Mines

Indian Bureau of Mines

Office of Regional Controller of Mines

Karmayogi Bhavan, 4<sup>th</sup> Floor, Block-2, Sector 10A,

Gandhinagar, Gujarat-382010

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

फाईल संख्या File No- POR/LST-65/598 Mine Code: 38GUJ08027

ID-261/22 दिनांक 22.06.2022

सेवा में To : Owner/Agent/Manager/Mining Engineer  
प्रेषित : Sh. Ashok Babulal Sindhav, Office-  
Hari Bhavan, S.T. Road, Porbandar-362255,

sham\_bapodra@yahoo.co.in,

विषय Sub: Violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Bhod Limestone, Sy  
No.[358/3P] Mine over an area of 16.18 ha located near Village-Bhod, Tehsil-Ranavav, District-Porbandar in Gujarat.

महोदय 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 14.5.2022 AN in the presence of Sh. Bharat bhai, Lessee rep.

| RULE NO.                    | NATURE OF VIOLATION OBSERVED   |
|-----------------------------|--|
| 11(1)                       | The mining operations were not being carried out as proposed in approved Review of Mining Plan vide 684(4) (1) MP-47/2017-<br>जनिक/3/(GNR Dated 14.8.2017).<br>Exploitation-It was proposed to work & excavation of ROM production of 150002T for the year 2020-21 but you have done the ROM production of 163500T<br>which is 13498T excess (8.99%) against proposed quantity.  |
| 27(2)<br>read with<br>27(1) | Where financial assurance is required to be furnished by the holder of the mining lease under sub rule (1), such amount of<br>financial assurance shall be submitted to the authorized officer, as the case may be, in form of bank guarantee in the format<br>specified by IBM.<br>Provided that where financial assurance has already been furnished before the commencement of the<br>amendment, an amount equal to the difference between the financial assurance due as on the date of notification of the rules and<br>the financial assurance already furnished, shall be furnished to the authorised officer within a period of ninety days from the date<br>of notification;<br>Provided further that the holder of a mining lease shall be required to enhance the amount of financial assurance<br>with the increase in the area of mining and allied activities, as you have excess the proposed quantity substantially. |
| 28(1)                       | The holder of a mining lease shall send to the authorized officer, as the case may be, and the State Government a notice in Form-<br>E, when the mining & mineral processing operation in the mine or part thereof are dis-continued for a period exceeding ninety<br>days so as to reach them within one hundred and twenty days from the date of such temporary discontinuance. In your case, you<br>have not submitted discontinuance notice wef 01.4.2021 to IBM Gandhinagar office so far.  |
| 45(5)(b)                    | Monthly return for the month(s) of Oct-21, which is a case of delayed submission of 1 day.   |
| 45(7)                       | While scrutiny of annual return 2020-21, following discrepancies observed, which are furnished as below. Part-I, Sr No.12 -Land used details are not<br>correct, same needs to be corrected as per approved RMP dated 27.1.21. Part-IIA-Capital Structure are shown zero, Part-III-Consumption of material<br>like fuel & lubricants, Tyres are shown zero. Part-IV-Total production during the year & grade wise stocks are not correct. Part-V-Sr.No-4.2-<br>opencast benches/HEMM are shown zero.   |

- In addition to above, it is to inform you that SCN issued by this office dated 02/5/2021 and 08/4/2022 but you have not submitted  
compliance of violation of rule 45(5)(b) and 27(1)&27(2) respectively till date, hence the violation of said rules 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 rule 11(1), and any other relevant rules of MCDR 2017  
as these rules also affect/ ensures 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 violation of Rule 45, you are advised to rectify the 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.
- 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.

भवदीय Yours faithfully,

(जी.राम/G.Ram)

उप खान नियंत्रक /Dy.Controller of Mines

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाई हेतु प्रेषित :-

- खान नियंत्रक (उत्तर), भारतीय खान ब्यूरो, उदयपुर। (zo.udapur@ibm.gov.in)
- आयुक्त, भूविज्ञान एवं खनन, निदेशालय, गुजरात को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।
- MCDR File

जारी किया/Issued

22-6-22

उप खान नियंत्रक /Dy.Controller of Mines