

I/15803/2023

भारत सरकार

खान मंत्रालय

भारतीय खान ब्यूरो

क्षेत्रीय खान नियंत्रक का कार्यालय

कर्मयोगी भवन, चतुर्थ माला, ब्लॉक-2, सी

विंग, सेक्टर-10A गंधीनगर, गुजरात, 382010



Government of India

Ministry of Mines

Indian Bureau of Mines

Office of Regional Controller of Mines
Karmayogi Bhavan, 4th Floor, Block-2, Sector10A,

Gandhinagar, Gujarat-382010

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

फाईलसंख्या/ File No: MCDR-MiFLOLST/137/2022-GNR-IBM_RO_GNR

ID-

दिनांक

/08/2023

38GUJ07073

सेवार्थ To : Owner/Agent/Manager/Mining Engineer

E-mail: prakashjthakore@gmail.com

प्रेषित: Sh. Prakash Jethalal Thakor.,

R/o- Thakore Farm NH-8B,
Dhoraji Road, Near Upleta Bypass, Borad,
Upleta, Dist.- Rajkot,
Gujarat-360490

विषय Sub: Show Cause Notice in respect of violation of provisions of Mineral Conservation & Development Rules, 2017 in respect of your Malvada Limestone Mine over an area of 4.90 ha. located near Village- Malvada, Tehsil- Jamjodhpur, District-Jamnagar in Gujarat.

महोदय,

The following provisions of the Mineral Conservation & Development Rules, 2017 were found violated in your above mine during the inspection carried out by Sh. Snehalkumar Patel, AME on 04/05/2023 (AN) in the presence of your representative Shri Jaydevbhai Thakore & Team.

RULE NO.	NATURE OF VIOLATION OBSERVED
11(1)	The Mining operation are being carried out in violation of the following provision of the approved mining plan, which was approved vide letter no. 684(4)(1)/MP-334/2021-22-GNR Dated-17-08-2021 for the period 2021-22 to 2023-24. (a) It was proposed that in the year 2022-23, Plantation will do in 225sqm. area and number of plants were proposed as 150 and Fencing was proposed as 950m., however, it was observed that the above proposals were not carried out as proposed in the approved Review of Mining Plan. (b) Configuration of bench is not maintained as per proposal in Mining Plan.
34A	Digital aerial images of mining lease area. — (1) Every lessee having— (a) an annual excavation plan of one million ton or more in a particular year; or (b) leased area of fifty hectare or more, shall carry out a drone survey of the leased area and up to hundred meters outside the lease boundary in the month of April or May every year and submit the 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 Controller General on or before 1st day of July every year. As per Order No. 8/1/2021-Mines VI Dated 11/11/2022 issued from Ministry of Mines, the Compliance date of Rule 34(A) of MCDR 2017 has been extended from 01/07/2022 to 31/12/2022. (2) Every lessee, other than those covered under sub-rule (1), shall submit soft copy of high resolution Geo referenced Ortho-rectified Multispectral satellite images of the leased area and up to hundred meters outside the lease boundary taken in the month of April to June of every year, to the Controller General on or before 1st day of July of the that year in the standards formats such as Geo TIFF along with metadata or any other format as may be specified by the Indian Bureau of Mines in this regard: As per Order No. 8/1/2021-Mines VI Dated 11/11/2022 issued from Ministry of Mines, the Compliance date of Rule 34(A) of MCDR 2017 has been extended from 01/07/2022 to 31/12/2022. In your case it is observed that you have failed to submit the Digital aerial Image as per rule till date.

02. On examination of the reply furnished vide letter no. NIL dated 08-07-2023 received in this office on 13-07-2023, compliance of Rule 34A of MCDR, 2017 was considered, but reply in reference of compliance of violation of Rule 11(1) of MCDR, 2017 were not found satisfactorily. The violation of Rule 11(1) of MCDR, 2017 is still persists.

03. इस संदर्भ में आपका ध्यान आकर्षित किया जाता है कि उपरोक्त नियमों का उल्लंघन खनिज संरक्षण एवं विकास नियमावली, I/15803/2023 2017 के नियम 62 के अंतर्गत दंडनीय अपराध है।
04. खनिज संरक्षण एवं विकास नियमावली, 2017 के नियम संख्या 11(1) की पालना नहीं होने से व्यवस्थित एवं वैज्ञानिक तरीके से खनन पर विपरीत प्रभाव पड़ता है। अतः उपरोक्त नियमों की पालना नहीं करने पर नियम 11(2) के अंतर्गत खनन क्रियाएं स्थगित (निलंबित) की जा सकती हैं अथवा राज्य सरकार को उचित कार्यवाही करने की अनुशंसा भी की जा सकती है।
05. अतः आपको निर्देशित किया जाता है कि आप उपरोक्त उल्लंघनों का अति शीघ्र सुधार कर इसके सुधार की स्थिति की सूचना इस पत्र के जारी होने की तिथि से 30 (तिस) दिनों के भीतर इस कार्यालय को प्रेषित करें।
06. यह उल्लंघन पत्र क्षेत्रीय खान नियंत्रक के अनुमोदन पश्चात जारी किया जा रहा है।

भवदीय

(मनिष गुप्ता/ Manish Gupta)

सहायक खान नियंत्रक,

भारतीय खान ब्यूरो, गांधीनगर

प्रतिलिपि सूचनार्थ एवं आवश्यक कार्यवाई हेतु प्रेषित :-

- 1- खान नियंत्रक (उत्तर), भारतीय खान ब्यूरो, उदयपुर।(zo.udaipur@ibm.gov.in)
- 2- आयुक्त, भूविज्ञान एवं खनन, निदेशालय, गुजरात को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित । (cgm@gujarat.gov.in)
- 3- MCDR/गाई फाइल

सहायक खान नियंत्रक,

भारतीय खान ब्यूरो, गांधीनगर