

I/17427/2023



File No.: -

To,

**Shri Sandesh Jain, Partner**

M/s Metal and Minerals

MIG II-12, Housing board Colony, Katni,

Post &amp; District Katni (M.P.)-483501

Email -[mmkatni@gmail.com](mailto:mmkatni@gmail.com)

Mine Code: - - 40MPR01065 Jabalpur, Dated:

Sub. : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to Selwa Manganese ore **Mine** over an extent of **4.906 hect.** in **Balaghat** District (M.P.)

Sir,

The following provisions of the Mineral Conservation and Development Rules 2017 were found violated in your above mine during the inspection on 14/09/2023 by the undersigned, accompanied by yourself along with Shri Sanket Patil, mining Engineer and Mines Manager and Shri Ashish Gautam another Mining Engineer.

नियम	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule 11(1)	<p>No holder of a mining lease shall commence or carry out mining operations in any area except in accordance with the mining plan approved, modified or reviewed by the Indian Bureau of Mines or prepared and certified in accordance with the system established by the State Government pursuant to the proviso to clause (b) of sub-section (2) of section 5 or approved by the competent authority of the Atomic Minerals Directorate for Exploration and Research, in respect of minerals specified in Part B of the First Schedule to the Act where the grade of such atomic minerals is equal to or above the threshold value limits declared under Schedule-A of the Atomic Minerals Concession Rules, 2016. Read with MCR (Amendment),2021 notified in Gazette of India vide dated 02/11/2021</p> <p>The Modification of Mining Plan of above mentioned mine was approved vide letter No.-MP/Balaghat/Manganes/MPLN/MOD—05/2020-21 dated 27/09/2020 incorporating proposal of working from 2020-21 to 2023-24 During the inspection it was found that following activities have been carried out with violating the approved proposals :-</p> <ol style="list-style-type: none"> <li>In the year 2022-23 it was proposed to produce 7392 metric tons Manganese ore with removal of 55941cum Over Burden/Sub burden /inter Burden/ mine waste. But, it was observed that with 5495tone production of Manganese ore only 24500cum Over Burden reportedly generated during mine development. Thus, there is almost 25% deviation in case of production of Manganese ore and 56/% deviation in case over burden/Sub burden /inter Burden/ mine waste generation during the year.</li> <li>Boundary Pillar No.1 was found uprooted and not on place as per coordinates. Similarly BP. No. 3 was found placed on not as per the DGPS coordinates, it was observed in opposite bank of nallah passing beyond southern lease boundary line. This amounts to the violation of rule.</li> <li>Pit have extended upto southern barrier zone covering 7.5m statutory barrier zone towards southern lease boundary between BP. No 1 and 2 which is contravention of approved proposal.</li> <li>Backfilling of proposed excavated portion of pit have not been carried out. Similarly overburden waste disposal also haver not carried out as per approved proposal. Certain part of the dumping was found out side of the lease area particularly adjoining to Boundary lines between BP. No. 1 &amp; 9 and BP No. 8 and 7</li> </ol>
12(3)	<p>The holder of a mining lease shall carry out detailed exploration( G1 level) over the entire potentially mineralized area under the mining lease with in a period of five year from the date of execution of lease or enforcement of MCDR,2017. So far out of 4.906hect lease area only 2.3391hect area have covered under detailed exploration and rest 2.5669hect leaser rea have yet to be explored under G1 level. Thus there is violation of rule 12(30 of MCDR,2017</p>
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</p>

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	<p>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,</p> <p>i. order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;</p> <p>ii. take action to initiate prosecution under these rules;</p> <p>iii. 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 &amp; having following deficiencies: -</p> <p>1. Part III, Consumption of material: Cost of explosive consumed during the year indicated as Nil is not acceptable as nature of deposit is not suitable for extraction of mineral without drilling and blasting. Further, extraction of mineral from the mine is also proposed with drilling and blasting in valid approved mining plan.</p> <p>2. Part – VII Cost of production: -</p> <p>i. Beneficiation cost has been considered as Nil whereas by sorting and sizing of 4180tonne ROM ore grade wise generated total quantity of mineral was only 3270tonne (2140tonne less than 25% Mn, 950tonne 25 to 35% Mn and 180tonne 35 to 46% Mn.).</p> <p>ii. Overhead expenses had taken as Rs. 406.93 per tonne whereas as per figures given on subject matter in earlier part of AR Rs. 1330696/- had expended for the production of 5495tonne rom ore it came about Rs. 242/16.</p> <p>iii. Similarly there are differences w.r.t depreciation &amp; interest taken into account in the table and details given w.r.t. the items in earlier part of the AR.</p>
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2. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of Mineral Conservations and Development Rules, 2017.
3. The mining operations can be suspended under the rule 11(2) of MCDR-2017, if compliance of rule 11(1) of MCDR-2017 are not found satisfactory. In case Non-compliance of Rule 45(7) of MCDR-2017, Necessary action shall be initiated as deemed fit.
4. 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.

Yours faithfully,

(Raghubir Sharan Garg)  
Assistant Controller of Mines  
For Regional Controller of Mines

Copy to:

- 1- The Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal (M.P.)
- 2- The District Collector, Balaghat (M.P.) for information & appropriate action.

Assistant Controller of Mines  
For Regional Controller of Mines

NOO Copy to: \_

- 1- Controller of Mines(CZ) for kind information.
- 2- DDG, Mining & Mineral Statistics Division, Indian Bureau of Mines, Nagpur for refer back of Annual Return for the year 2022-23 to rectification as pointed out above under rule 45(7).

Assistant Controller of Mines  
For Regional Controller of Mines