



VOILATION LETTER
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Government of India
Ministry of Mines
Indian Bureau of Mines

Office of the Regional Controller of Mines, Jabalpur

File No.: MP/Jabalpur/Bauxite/RMP-31/2022-23

Jabalpur, dated: 23/06/2022

To

Shri Rishabh Kumar Jain

Nominated Owner,

Post: Nai Basti, Katni (M.P)

Email- hukumchandstonelimecompany@rediffmail.com.

Subject: Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to **Roshra Bauxite Mine (16.188 Ha) of M/s Hukumchand Stone Lime Company** in Jabalpur district of M.P.

Sir,

Undersigned has inspected your mine in the presence of re-presentative of lessee, Mines officials and QP on 17/06/2022. Following provisions of MCDR 2017 were found violated in your mines at the time of inspection.

Rule No.	Nature of violation observed in detail
Rule 11	<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.</p> <p>The Modification of Mining Plan of above mentioned mine was approved vide letter No.- MP/Jabalpur./Bauxite/MPLN/MOD-27/2016-17 Jabalpur, Dated: 24/01/2017 incorporating proposal of working from 2017-18 to 2021-22.</p> <p>During inspection, following provisions of the rule have been found violated:-</p> <p>(a) It was proposed to produce 520879 Tonnes of Bauxite but only 66121 Tonnes of Bauxite is produced.</p> <p>(b) 15nos. of core drill boreholes were proposed for exploratory drilling in previous approved document period. But, only 05 non core boreholes have been drilled.</p> <p>(c) Extension of pit/ benches was extended beyond the 7.5-meter statutory barrier zone near BP 3, BP no. 4 etc which is also shown in the surface plan.</p> <p>(d) Mining operations (Stacking) is noticed outside M.L boundary between Boundary pillar no. 2 and 3.</p>

Rule No. 26(2)	<p>The holder of mining lease shall submit to the competent authority a yearly report as per the format specified by the Indian Bureau of Mines, before 1st day of July every year setting forth the extent of protective and rehabilitative works carried out as envisaged in the approved mine closure plan, and if there is any deviation, reasons thereof:</p> <p>The yearly report in respect of rule 26(2) of MCDR 2017 has not been submitted for the year 2020-21.</p>								
Rule 33	<p>Copies of plans and sections to be submitted – The holder of mining lease shall on or before the 30th day of the June every year submit to the authorized officer, as the case may be, and the State Govt. a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32.</p> <p>Plans and sections have not been submitted by lessee maintained under rule 32.</p>								
Rule 45	<p>(5) The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorized official of the Indian Bureau of Mines in the following manner namely:-</p> <p>(c) an annual return which shall be submitted before the 1st day of July each year for the preceding financial year in electronic form, along with a signed print copy of the same if it is not digitally signed, in the respective Form as indicated below:- (i) for all minerals except copper, gold, lead, pyrite, tin, tungsten, zinc, precious and semi-precious stones, in Form G1 of the Schedule;</p> <p>Schedule-III of the Mineral Conservation and Development (Amendment) Rules, 2021 notified on 03/11/2021, prescribes that in case of non-submission or incomplete/ wrong/false information in Annual returns in prescribed Form by the due date is observed, an Amount of Rs. 5,00,000/- after due date of submission of return as specified in the Rule till rectification of violation is to be paid.</p> <p>During the inspection, it has been observed that the Annual Return 2020-21 of the mine has not been filed till date.</p> <table border="1" data-bbox="225 1099 1522 1352"> <thead> <tr> <th>S.No.</th> <th>Return Particulars</th> <th>Date of filing</th> <th>Amount to be paid @ Rs. 10,000/- per Day; subject to max. Rs. 05 lakh in each case</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Annual Return 2020-21</td> <td>Not filed till date</td> <td>5,00,000/-</td> </tr> </tbody> </table> <p>Thus an amount of Rs 5,00,000/- is to be paid in Bharat Kosh under head 'non submission of Annual return' for non submission of annual return for the year 2020-21.</p>	S.No.	Return Particulars	Date of filing	Amount to be paid @ Rs. 10,000/- per Day; subject to max. Rs. 05 lakh in each case	1.	Annual Return 2020-21	Not filed till date	5,00,000/-
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1.	Annual Return 2020-21	Not filed till date	5,00,000/-						
Rule 55	<p>Employment of geologists and mining engineers.-(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules,–</p> <p>(3) Every holder of a mining lease shall employ, in case of—</p> <p>(i) category 'A' mines having leased area equal to or above twenty-five hectares, a whole-time mining engineer and a geologist;</p> <p>(ii) category 'A' mines having lease area below twenty-five hectares and category 'B' mines, a part-time mining engineer and a part-time geologist:</p> <p>Provided that in the case of fully mechanized category 'A' mines, the mining engineers and geologist shall have minimum five years of professional experience of working in a supervisory capacity in the field of mining.</p> <p>It is observed that you have not appointed any Geologist and Mining engineer.</p>								

As per MCDR(Amendment), 2021 notified on 3rd November, 2021; Rupees 500000/- is to be paid for non appointment of Geologist and mining engineer for violating the Rule 55, as specified in schedule III.

Thus you shall be liable to pay an amount of Rs 5,00,000/- in case the violation is not rectified within stipulated time.

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.

The mining operations can be suspended under the rule 11(2) of MCDR-2017, if compliance of rule 11(1) of MCDR-2017 is not found satisfactory.

You are advised to rectify the violations of above mentioned rules immediately and intimate the position to this office within 45 (Forty Five) days from the date of issue of this letter.

भवदीय, ०
माधवराव साबरे
(माधवराव साबरे) 23/06/2022
वरिष्ठ खनन भूविज्ञानी
भारतीय खान ब्यूरो

01. The Director, Director of Geology & Mining, Govt. of Madhya Pradesh, Khanij Bhawan, 29-A, Arera Hills, Jail Road, Bhopal (M.P.) for information and further necessary action.

02. The Controller of Mines (CZ), Indian Bureau of Mines, Nagpur for kind information.

(माधवराव साबरे)
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