

Show-Cause Notice
Email/Speed post

भारत सरकार
GOVERNMENT OF INDIA
खान मंत्रालय
MINISTRY OF MINES
भारतीय खान ब्यूरो
INDIAN BUREAU OF MINES
क्षेत्रीय खान नियंत्रक कार्यालय
OFFICE OF REGIONAL CONTROLLER OF MINES

दूरभाष: (080) 39505368 / 29720499
Email ID: ro. bangalore@ibm.gov.in

29, इंडस्ट्रियल सबर्ब, II स्टेज, तुमकुर रोड,
गोरगुंटापाल्या येशवंतपुर,
बेंगलुरु -560022

NO. MCDR-MiFLOLST/1/2022-BNG-IBM_RO_BNG Mine-code: 38KAR10012

Dated: 18/07/2024

To,
Shri Ajay Kapur
Nominated Owner
Wadi-I Limestone mine
M/s. ACC Limited.
Adani Corporate House,
Shantigram, S.G Highway, Khodiyar
Gandhinagar- 382 421, Gujarat
E-mail id- ajay.kapur@adani.com , pavan.gandhi@adani.com, sahoo.pradeep@adani.com _

विषय/Subject: **Violation of provisions of MCDR 2017 in respect of your Wadi-I Limestone mine, ML 2641 over an extent of 471.03 Ha in Ingalgi & Ravoor Villages, Chittapur Taluk, Kalaburagi District of Karnataka State.**

Sir,

The following provisions of the Mineral Conservation and Development Rules, 2017 were found violated in your above mine during inspection on 11.07.2024 by the undersigned in presence of Shri. Pradeep Sahoo, Mines Manager, Shri BN Prasadrao, Mining Engineer, Shri Jagadish M.K, Geologist and other mine officials:

Rule	Nature of Violations observed
45 (7)	<p>The online Annual and monthly returns for the year 2023-24 and monthly returns for April-24 and May-24 has already been submitted by the Lessee on date of inspection; Following discrepancies are noted in the submitted copies as observed during site inspection.</p> <p>a) On analysis of the submitted drone data for the year 2022-23 & 2023-24 it is observed that the total limestone excavated quantity as reported in the Annual Return 2023-24 is 3.55 million tons is not matching with the excavation quantity 5 million tons derived from the drone data. Also the cumulative limestone figures reported in Form-L for the year 2023-24 arrived to 51,44,255 tons. As such, there is a discrepancy observed in the reported limestone production figures in Form F-1, G-1 and L for the year 2023-24</p> <p>1)Part-I of AR 2023-24- The land use (area in ha) as given in Part-I (12) under 12(i)- Covered under current(O/C) workings, 12(ii)-Used for waste disposal and 12(iv)- Occupied by plant, buildings, and roads etc. have not been reported correctly in accordance with approved land use pattern of the approved mine plan document dated 07/03/2023.</p> <p>2)Part-V of AR 2023-24- i) The details of Mineral Reserves for limestone under different UNFC code are not reported correctly under Part-V (2) since there is discrepancy in the figure reported for the depletion of reserves during the year as per</p>

the drone data & Form-L. Also, the details of both Reserves and Resources for shale under different UNFC codes are not reported correctly under Part-V (2) as per the approved mine plan document dated 07/03/2023. ii)The cumulative number of trees at the end of the year have not been reported correctly under Part-V (5). iii)The dumper details have not been furnished correctly under Part-V (6). The type of machinery to be selected correctly for dumper.

3)**Part-VI of AR 2023-24-** There is discrepancy in the reported limestone ROM production figure-Part-VI (2), Grade wise limestone production and despatches figures-Part-VI (3(ii)) & Sales-Despatches figures -Part-VI (5) with respect to Form-L & drone data.

4)**Part-VII of AR 2023-24-** Since there is discrepancy in the reported limestone production figures, the cost of production per tonne also has to be corrected accordingly incorporating corrections under the relevant item cost/ton. The Ex-mine price per/ton also to be furnished correctly accordingly in Part-VI (3(ii)) as per the corrected Cost of production/ton.

5)**Monthly Returns of December-2023, January-2024, February-2024, March-2024-** The cumulative limestone production till Nov-23 is reported as 35,54,606 tons and from Dec-23 to March-24, "Nil" limestone production is reported. There is discrepancy in the reported limestone production figures with respect to Form-L & drone data.

6)**Monthly Returns of April-2024, May-2024, June-2024-** The limestone production is reported as "Nil" for the month of April & May-24, which is not in line with the figures as reported in Form-L for the corresponding month. Also, the mine is in operation on the date of inspection and the monthly return for the month of June-2024 has not been submitted by the Lessee on the date of inspection. As per the provision of Rule 45. (5)(b) " a monthly return which shall be submitted before the tenth day of every month in respect of the preceding month in electronic form". Accordingly, the late fine has to be paid at the rate of Rs. 10,000 per day after due date of submission of return as per provision of schedule-II under Rule 45(7A).

02. The Mining operations and dispatches may be suspended and action under subrule (7) of Rule 45 of MCDR 2017 may be initiated.

03. The late fine to be paid @ Rs. 10,000/- per day i.e., 10,000 x No of days. The said penalty is to be paid through "<https://bharatkosh.gov.in>" web portal under the purpose head "Non submission/faulty Monthly Returns" in favour of "137321-Regional Controller of Mines, IBM Bangalore".

04. The fine may also be imposed for submitting incomplete/ wrong/ false information in annual & monthly returns, as per Schedule-II under Rule 45(7A) of MCDR 2017.

05. In this connection, it is again brought to your notice that this violation also constitutes an offence punishable under Rule 62 of MCDR 2017.

06. You are, therefore, directed to show cause within a period of thirty (30) days from the date of issue of this notice, as to why action under sub rule (7) of Rule 45 and Rule 62 of MCDR 2017 shall not be taken against you.

07. You are herewith given 30 days-time for reply and rectification of the violation from the date of issue of this notice. Please note that no further notice will be given to you in this regard.

भवदीय/Yours faithfully,

(Sandeep Kumar Singh)
Senior Assistant Controller of Mines
Indian Bureau of Mines

Copy for kind information to:

1. The Controller of Mines (SZ), Indian Bureau of Mines, Bangalore.

I/35878/2024

2. The Director, Dept. of Mines & Geology, 49, Khanij Bhavan, Race Course Road, Bangalore-560001

(Sandeep Kumar Singh)
Senior Assistant Controller of Mines
Indian Bureau of Mines