

**Violation letter**  
**By Email/Post**



**Government of India**  
**Ministry of Mines**  
**Indian Bureau of Mines**  
**Office of the Regional Controller of Mines, Jabalpur**



To,

Shri Ashutosh Jakhodia (Nominated Owner),  
M/s Awin Trading Private Limited,  
184, Samta Colony, District – Raipur,  
State – Chhattisgarh - 492001  
E-mail – [jmpl100@yahoo.com](mailto:jmpl100@yahoo.com)

Sub.: Violation of provisions of Mineral Conservation and Development Rules, 2017, (MCDR,2017) in respect of your Padwar Bauxite, Laterite & Fireclay Mine over an area of area 30.88 Hectare having Mine code- 07MPR47019, situated in Katni District of M.P. State regarding.

Sir,

Following provision of Mineral conservation and Development Rules 2017 were found violated in respect of your subject mine during the inspection of the said mine by the undersigned on 25.10.2024 in the presence of Shri Amit Kumar Kashyap, QP, Shri K. Ojha, Lessee's Representative.

Rule No	Nature of violation observed in detail
<b>Rule 11(1)</b>	<p><i>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.</i></p> <p><i>Mining operations are not found carried out in accordance with approved Mining plan vide letter no. MP/Katni/Bauxite/RMP-81/2021-22 dated 21.03.2022 as below:</i></p> <ol style="list-style-type: none"> <li>1. It was approved to carry out exploration by drilling 27 no. of core bore hole with 793 meterage in the year 2022-23; against no bore holes were drilled till the date of inspection.</li> <li>2. It was approved to maintain bench height of 5 meters; against which bench height of about 13 meters is observed.</li> <li>3. It was proposed to backfill 0.67 Ha &amp; 0.30 Ha by waste generated during the years 2022-23 &amp; 2023-24 respectively; below High tension power line in Pit 1 (Refer para 6.2.1); against which no backfilling was carried out, instead waste generated is being dumped on external dump.</li> </ol>
<b>31(4)</b>	<p><i>The plans and sections required under these rules shall be maintained up to date 1 [showing also the respective proposal of approved mining plan for various activities pertaining to that year, within three months] in case of category 'A' mines as referred to in clause (a) of sub-rule (2) of rule 55, and within twelve months in the case of any other mine</i></p> <p>Plans and sections are not found updated as per actual field condition, the same shall be updated and submitted.</p>

<b>34A</b>	<i>Drone survey of Lease area submitted for the year 2023-24 is not as per SOP as specified by Indian Bureau of Mines. The same shall be submitted as per SOP in DDMS portal of MTS portal of IBM.</i>
<b>45(7)</b>	<p><i>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 wrong or false information in daily or monthly or annual returns or fails to submit a return within the date specified; then,—</i></p> <p><i>(a) in the case of mining of minerals by the holder of a mining lease, the Regional Controller of Mines may advise the State Government to,—</i></p> <p><i>(i) order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance; (ii) take action to initiate prosecution under these rules; (iii) recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;</i></p> <p>Following discrepancies are observed in the Annual returns submitted for the year 2023-2024</p> <p>Part-V:- Exploration- no exploration was carried out during the year, whereas excavation of pit is considered as exploration, which is incorrect.</p> <p>Part-I, item no.11, Area put to use is furnished incorrect, area utilized for mineral storage is not furnished.</p> <p>Part-VI:-</p> <p>(i) Ore is being processed and sold in the market from mineral stack; the details of the same is not furnished in Annual and Monthly return</p> <p>(ii) Closing stock of ROM ore i.e. 269250 Tonnes reported is not found in the lease area. Further Opening stock of ROM ore and Graded ore is reported same i.e. 269250 Tonnes, needs clarification.</p> <p>(iii) Ex mine price of Bauxite &amp; Laterite is reported as Rs.753.25 &amp; Rs. 554.67 whereas sale price of Bauxite &amp; Laterite is reported as Rs.529.06 &amp; Rs. 245.87, thus substantial difference is noticed, which is contradictory. Further 2298.2 Tonnes of Laterite was sold at the rate of Rs. 43.512 which on much lower side than ex mine price, needs justification.</p>
<b>55(3)</b>	<p><i>(1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules,—</i></p> <p><i>(2) .....</i></p> <p><i>(3) every holder of a mining lease shall employ, in case of</i></p> <p><i>(i) category ‘A’ mines having leased area equal to or above twenty-five hectares, a whole-time mining engineer and a geologist;</i></p> <p><i>(ii) (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:</i></p> <p>Mining Engineer and Geologist is not employed in the mine.</p>

02. Further this office show cause notice vide letter no. MCDR-MiFLOBXT/6/2023-JBP-IBM\_RO\_JBP dated 04.09.2024 was communicated by this office, reply for the same is not furnished.
03. In this connection, it is brought to your notice that the above violations constitute an offence punishable under Rule 62 of MCDR,2017.
04. Non-compliance of the rule 11(1) & 45(7) of MCDR,2017 may lead to suspension of Mining operations under the provisions of rule 11(2) & 45(7)(a) of MCDR,2017.
05. 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

(Ibrahim Sharif)  
Dy. Controller of Mines,  
For Regional Controller of Mines

Copy to:

- 1) The Controller of Mines (CZ), Nagpur, IBM
- 2) The Director, Directorate of Geology & Mining, Khanij Bhavan, Arera Hills, Bhopal (MP): For further necessary action at your end- Stacks are found outside the lease area.
- 3) Collectorate, Katni, Madhya Pradesh

(Ibrahim Sharif)  
Dy. Controller of Mines,  
For Regional Controller of Mines