



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

M.P./Satna /Limestone-357 Mine Code: - 38MPR35329

Scheme No.-11, Kamla Nehru Nagar
Jabalpur , Dated: 27/10/2022

2615

To,

Shri Mordhawaj Mishra (Owner of Mines),
M/s Gavinath Mines & Minerals Ltd.
J.R.Birla Road, Behind Kolgawan Power House,
Satna Madhya Pradesh 485001
Email -sm_satna@rediffmail.com

Sub. : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to
Aber Limestone Mine over an area of **21.794 hect.** in **Satna district** of M.P.

Sir,

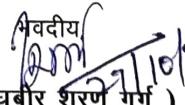
The following provisions of the Mineral Conservation and Development Rules 2017 were found violated in your above mine during the inspection on 19/10/2022 by the undersigned, accompanied by You and Shri Ajeet Kumar Singh, Mining Engineer.

नियम	पाए गए उल्लंघन की विस्तृत प्रकृति
Rule 11(1)	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 The Review of Mining Plan of above mentioned mine was approved vide letter No.-MP/Satna/Limestone/ RMP-18/2019-20 dated 24/10/2019 incorporating proposal of working from 2019-20 to 2023-24. During the inspection it was found that following activities have been carried out with violating the approved proposals :- i) Exploration was not done as per the proposals given in the approved Review of Mining Plan. . Three-three no. of boreholes 30 m deep each were proposed against year 2019-20, 2020-21 and 2021-22 respectively but boreholes are not drilled. This amounts to the violation of the rule. ii) It was proposed to produced 180600 metric tonnes of limestone, with removal of 27210cum overburden during the year 2021-22. But only 46838 metric tonnes of limestone is raised with removal of 17225cum overburden. Thus, there are deviation of 74% in Production and 36% in overburden removal
26(2)	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: The yearly report has not been submitted for the year 2021-22.
27(2)	Where financial assurance is required to be furnished by the holder of the mining lease under sub-rule (1) read with MCDR (Amendment) ,2021 notified in gazette of India vide dated 03/11/2021, such amount of financial assurance shall be submitted to the authorised officer, as the case may be, in the form of a bank guarantee in the format specified by the Indian Bureau of Mines: Provided that where financial assurance has already been furnished before the commencement of these rules, an amount equal to the difference between the financial assurance due as on the date of notification of these rules and the financial assurance already furnished, shall be furnished to the authorised officer. The Financial Assurance furnished by you @ Rs. 3 lakh per hect of the mining lease area put to use for mining and allied activities i.e. BG for Rs. 30,00,000/- (Rs Thirty Lakhs only) is valid up to 11/06/2024. As per amendment in MCDR,2017 notified on 03/11/2021, financial assurance is enhanced from existing rate of Rs. 3 lakh per hect to Rs. 5 lakh per hect. of the mining lease area put to use for mining and allied activities. Thus additional financial assurance of Rs. 18,25,000/- (Eighteen Lakhs & Twenty Five Thousand only) in the form of Bank Guarantee with a validity upto 31/09/2024(at least extra six months claim period), supposed to be submitted on or before 01/02/2022, which has not been submitted so far.
33	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. Copies of plans and sections under rule 32 of MCDR-2017 have not been submitted.

34A 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 GeoTIFF along with metadata or any other format as may be specified by the Indian Bureau of Mines in this regard:
A 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 has not been submitted and the processed output [digital elevation model (DEM) and Orthomosaic] images have not been submitted as specified in the rule.

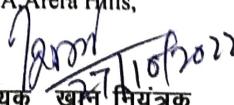
45(7) If it is found that the holder of a mining lease or the person or company engaged in trading or storage or end-use or export of minerals, as the case may be, has submitted incomplete or wrong or false information in daily or monthly or annual returns or fails to submit a return within the date specified; then,-
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,-
order suspension of all mining operations in the mine and to revoke the order of suspension only after ensuring proper compliance;
take action to initiate prosecution under these rules;
recommend termination of the mining lease, in case such suppression or misrepresentation of information indicates abetment or connivance of illegal mining;
On examination of Annual Return for the year 2021-22 it is observed that data of annual return are incomplete & having following deficiencies:-
1.Part III, item No 2-Royalty and Rents
As per return 15223tonne limestone is dispatched during the year for which indicated paid royalty is Rs. 1244040/- (at the rate of Rs.81.72 per tone). Thus, royalty is paid for the dispatched acceptable, needs clarification.
2.Part III, item No 5
Details of NMET paid to Central Government is not indicated, appears incorrect.
3.Part - III Consumption of Materials
There is no details of consumption of Lubricant oil, grease, explosives, tyres ,drill rods & kits and Other spares & stores in spite of use of no. of heavy Earth Moving machineries are deployed in the mine.
6. Part VII Cost of Production
i. Overhead expenses taken into consideration for calculation of cost of production is Rs.6.96, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled.
ii. Interest paid taken into consideration for calculation of cost of production is Rs .nil, which mismatches with the figures given in this regard in earlier part of the return, need be reconciled.

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.


 (सहायक खान नियंत्रक)
 सहायक खान नियंत्रक
 कृते क्षेत्रीय खान नियंत्रक

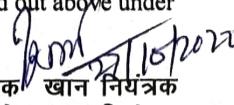
प्रतिलिपि प्रेषित :

01. The Director of Geology & Mining, Govt .of Madhya Pradesh, Khanij Bhavan, 29-A, Arera Hills, Bhopal(M.P.) for information and further necessary action please.
02. The District Collector, Satna (M.P.) for information.


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प्रतिलिपि प्रेषित मूल पर नहीं:

- 01 खान नियंत्रक (मध्य), भारतीय खान ब्यूरो, नागपुर को सूचनार्थ प्रेषित।
- 02 DDG, Mining & Mineral Statistics Division, Indian Bureau of Mines, Nagpur for referback of Annual Return for the year 2021-22 for rectification of deficiencies as pointed out above under rule 45(7).


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