



VIOLATION LETTER
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Manish

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

File No. MP/Satna/Limestone./P(1) 6008 Mine Code: 38MPR35324
To, 6012

Date: 30/09/2021

Sh. Om Prakash Choursiya, Partner
M/s Siddhavinayak Minerals,
Choursiya Mohalla, purani Basti,
Distt. Satna (M.P.) 485771

Subject : Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to Khondhra Limestone Mine over an area of 4.547hect. 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 20.09.2021 by Sh. R.S.Garg, Assistant Mining Engineer, accompanied by Sh. Surya Prakash Chourasiya, partner and Shekh Rustam, Mining Engineer.

नियम स.	पार 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. The document of above mentioned mine was approved vide letter No.- MP/Satna/Limestone /RMP-81/2017-18 dated 12/04/2018 incorporating proposal of working from 2018-19 to 2021-22. (i) Benches in top soil and overburden have not been kept sufficiently advanced resulting at some places top soil, overburden and mineral benches have almost merged with each other (Northern & Southern faces of the pit). (ii) 7.5m statutory barrier zone of Northern & Southern boundary line i.e. along Boundary Pillar No. 2 & 3 and BP no. 12 & 13 were proposed to be backfilled but such backfilling was not done as per approved document.
Rule 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 of PMCP has not been submitted for the year 2020-21.
Rule 31(4)	The plans and sections required under these rules shall be maintained up to date 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 case of any other mine The plans & sections were not found updated on quarterly basis as required under this rule and not maintained at mines site office.
Rule 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.
Rule 45(5)(b)	The holder of a mining lease shall submit online returns in respect of each mine to the Regional Controller or any other authorised official of the Indian Bureau of Mines in the following manner- A monthly return which shall be submitted before the 10 th day of every month in respect of preceding month in electronic form, along with a signed print copy of the same if it is not digitally signed, in the respective Form . But, during inspection & on the verification of records of this mine it was observed that, you have not submitted online Monthly Returns for July & August, 2021 within stipulated time to this Regional office. Therefore, you are directed to submit aforesaid returns in online system immediately through www.ibm.gov.in/index.php/auth/login
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 2020-21 it is observed that data of annual return are incomplete & having following deficiencies:-

Part I, item No. 8,

It is indicated that shri Amit Roy is appointed as Mining Engineer in the mine whereas shri Roy has already left the mine.

Part I, item No. 12,

Under land use pattern it is indicated that 0.01 hect area work done under PMCP plan whereas such PMCP work was not seen in the lease area.

Part IIA item No.1

Depreciation cost for the mining machineries as listed under part V item no. 5 of the return have not taken in to account, need be justified.

Part III, item No 5

NMET paid to central Govt. is indicated as Nil appears incorrect.

Part IV, item on Explosive Consumption

Explosive consumption is indicated as nil appears incorrect as mining operations are being carried out with drilling and blasting.

Part V, item No. 4.2(C)(i)

Quantity of backfilled overburden/ waste is indicated as 193m³ whereas such backfilled area were not found within the lease area.

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 is 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.

भुवदीय,
नरेश कुमार कटारिया
(नरेश कुमार कटारिया)
उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

NOO: 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.

उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

प्रतिलिपि प्रेषित :

- 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 2020-21 for rectification of deficiencies as pointed out above under rule 45(7).

उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक

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क.प.

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