



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

VIOLATION LETTER
Email/Registered AD/Speed post

File No: MP/Katni/Bauxite-46

5245 - 5249

Jabalpur, Dated: 28/06/2021

To,
M/s Shiv Shakti Trading Co.
833 Maharishi Vidya Mandir Road,
Dubey Colony, Katni.
Dist- Katni(MP) - 483501
Email - shivshaktitradingcokt@gmail.com

Sh Rajesh Shukla,
M/s Shiv Shakti Trading Co.
833 Maharishi Vidya Mandir Road,
Dubey Colony, Katni.
Dist- Katni(MP) - 483501
Email - shivshaktitradingcokt@gmail.com

Subject: Violation of provisions of Mineral Conservation and Development Rules, 2017, in respect to Padwar Bauxite, Laterite & Fire Clay Mine (Area 7.46 Hect) in Katni district.

Sir,
Undersigned has inspected your mine in the presence Sh Rajesh Shukla (Mine Owner) and other mine officials on 25/06/2021. 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(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 Mining Plan of of above mentioned mine was approved vide letter No.- MP/KATNI/BAUXITE/MPLN/R-13/2013-14 dated 05/11/2014 incorporating proposal of working from 2013-14 to 2017-18. a. Exploration was not done against proposal of 05 exploratory bore holes for the previous approved period. b. Separate benches in topsoil overburden and mineral not maintained in the pits as per approved document. c. Excavation was observed within the 7.5m barrier zone in the Eastern part of the mine. d. It was proposed to remove 57590 m³ overburden from the pit in the last approved period. But, only 7217 m³ overburden removed for mine development. e. Backfilling was not done as per proposal in the Barrier zone.
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 previous approved plan period.
Rule 28(1)	Notice of temporary discontinuance of work in mines- Subject to the provisions of section 4A, the holder of a mining lease shall send to the authorised officer, as the case may be, and the State Government a notice in Form E when the mining or mineral processing operations in the mine or part thereof are discontinued for a period exceeding ninety days so as to reach them within one hundred and twenty days from the date of such temporary discontinuance. Notice of temporary discontinuance of work in mines has not been submitted after expiry of approved Mining Plan as on 31/03/2018.
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. o/c

Copies of updated plans and sections under rule 32 of MCDR-2017 have not been submitted.

Rule 55 (1) For the purpose of carrying out reconnaissance, prospecting or mining operations in accordance with these rules, –

(a) every holder of reconnaissance permit shall employ a whole-time geologist;

(b) every holder of prospecting licence or a prospecting license-cum-mining lease shall employ a whole-time geologist and a part-time mining engineer;

(c) every holder of a mining lease shall employ, in case of–

category 'A' mines, a whole-time mining engineer and a geologist;

category 'B' mines, a part-time mining engineer and a part-time geologist.

Provided that in the case of fully mechanised category 'A' mines, the mining engineers and geologists shall have minimum five years of professional experience of working in a supervisory capacity in the field of mining.

Whole time Mining Engineer and Geologist have not been appointed for this lease area.

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1. 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.
 2. 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.
 3. You are advised to rectify the violations of abovementioned rules immediately and intimate the position to this office within 45 (Forty Five) days from the date of issue of this letter.



भवदीय,

23/06/21
(नरेश कुमार कटारिया)
उप खान नियंत्रक
कृते क्षेत्रीय खान नियंत्रक