



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

File No.: MP/ Katni / Bauxite-46

Jabalpur, Dated: .05.2023

To,

Shri. 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 of your Padwar Bauxite, Laterite & Fire Clay Mine (Area 7.46 Hect) in Katni district of M.P. State.

Sir,

Following provisions of Mineral Conservation and Development Rules, 2017 were found violated in your mine during the inspection by the undersigned in your presence and mine officials dt.10.02.2023:

| Rule No | Nature of violation observed in detail |
|---------|---|
| 11(1) | <p>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.</p> <p>The Review of Mining Plan of above mentioned mine was approved vide letter No.- MP/Katni/ Bauxite /RMPN-15/2020-21 dated 19/07/2021 incorporating proposal of working from 2018-19 to 2022-23 and following deviations have been observed :</p> <p>(a) 13852 m3 of OB/waste is reported in the AR against the proposal of 824 m3 of OB/waste generation for the year 2021-22.</p> <p>(b) As per the submitted Annual Return, production of 64650 Tonnes of ROM (bauxite) & 41960 ROM (Laterite) is excavated against the approved proposals of 14564 T of bauxite & 7258 T of Laterite.</p> <p>(c) Nil boreholes are drilled against the proposal of 14 nos of boreholes for the year 2021-22.</p> <p>(d) 28852 tonnes of mineral reject reported in AR against Nil proposals for the year 2021-22.</p> <p>(e) Only 300 m of Garland drain is constructed against the proposals of 810 m Garland drain for the year 2021-22.</p> |
| 11(4) | <p>The holder of a mining lease shall submit the mining plan to the competent authority for review at least one hundred and eighty days before the expiry of five years period for which it was approved on the last occasion, for mining operations for a period of five subsequent years.</p> <p>It is observed that Review of mining plan as required as per provision of sub-rule (1) of rule 17 of Minerals (Other than Atomic and Hydro Carbon Energy Minerals) Concession Rules, 2016 is not submitted till date. It is also to mention that Minerals (Other than Atomic and Hydro Carbon Energy Minerals) Concession (Fourth Amendment) Rules, 2021, has prescribed amount of fine in schedule XII for late submission @ Rs. 2000/- per day w.e.f. date of notification i.e 02/11/2021.</p> <p style="text-align: center;">Thus there is violation of this rule.</p> |
| 26(2) | PMCP report for the year 2021-22 not furnished. |
| 27(2) | <p>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.</p> <p>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. 18,19,950/- (Rs Eighteen Lakhs & Nineteen Thousands Nine hundred & Fifty only) is valid up to 29/01/2024. 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. 12,13,300/- (Twelve Lakhs & Thirteen Thousand three hundred only) in the form of Bank Guarantee is to be submitted.</p> |
| 31(4) | <p>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 the case of any other mine</p> <p style="text-align: center;">The updated plans and sections are not submitted.</p> |
| 33 | <p>The holder of a mining lease shall, on or before the 30th day of June every year submit to the authorized Officer, as the case may be, and the State Government, a digital copy along with a print copy of the surface geological plans and sections maintained under rule 32.</p> <p style="text-align: center;">Copies of plans and sections under rule 32 of MCDR-2017 have not been submitted.</p> |

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|---------|---|
| 34A (2) | <p>(1) Every lessee or licensee of fifty hectare or more in a particular year; or (b) leased area of fifty hectare or more, shall carry out a drone survey of the leased area and upto hundred metres outside the lease boundary in the month of April or May every year and submit the processed output [digital elevation model (DEM) and Orthomosaic] images obtained from such survey or any other format as may be specified by the Indian Bureau of Mines in this regard to the Controller General on or before 1st day of July every year.</p> <p>(2) Every lessee, other than those covered under sub-rule (1), shall submit soft copy of high resolution Georeferenced Ortho-rectified Multispectral satellite images of the leased area and upto hundred metres 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.</p> <p>The satellite image as specified above under rule 34A (2) of MCDR 2017 have not been submitted.</p> |
| 45(7) | <p>The following deficiencies were observed in the Annual Returns submitted for the year 2021-22:</p> <ol style="list-style-type: none"> i. Part -I, S.No.9, the details with respect to geologist in charge was not furnished instead a statement given which is not accepted. ii. In Part-I, Sl.No.12, the lease area (surface area) utilisation are furnished incorrectly. iii. In Part-II A, Capital Structure the value of fixed assets in mentioned as Nil. iv. Part -V,S.No.3, the details wrt the reserve/resource were furnished incorrectly v. Part -VII In the cost per tonne calculation, the details of DMF and NMET are not included. |

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) & 45(7) of MCDR-2017, if compliance of rule 11(1) & 45(7) of MCDR-2017 read with MCDR-2021 (Amendment) is not found satisfactory.
3. You are therefore, directed to show cause within a period of 30 days from the date of issue of this letter, as to why you should not be prosecuted for the above offences.
4. Please note that no further notice will be given to you in this regard.

Yours faithfully

(Robert Simon C)
Asst. Controller of Mines

Copy for kind information to:-

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 Controller of Mines (CZ). IBM, Nagpur

Robert Simon C)
Asst. Controller of Mines