

पंजीकृत पावती उल्लंघन सह कारण बताओ नोटिस

भारत सरकार
खान मंत्रालय
भारतीय खान ब्यूरो
क्षेत्रीय खान नियंत्रक कार्यालय
कर्मयोगी भवन, चतुर्थ माला, ब्लॉक-2, सी विंग,
सेक्टर-10A, गांधीनगर, गुजरात, 382010



Government of India
Ministry of Mines
Indian Bureau of Mines
Office of Regional Controller of Mines
Carmayogi Bhavan, 4th Floor, Block-2, C Wing, Sec 10A
Gandhinagar, Gujarat-382010

Tel- 079 29750358 /29750359; ई-मेल/ E-mail: ro.gandhinagar@ibm.gov.in

पत्रावली संख्या: गुज/जाम/बॉक्स-144 Mine code 07GUJ07123 ID___ दिनांक : /12/2024
E-office file No. MCDR-MiFLOBXT/37/2022-GNR-IBM_RO_GNR

सेवा में :

मै. कन्नैय्या इंडस्ट्रीज
प्रथम बस स्टाप, सोनगरा कॉम्प्लेक्स, पहली
मंजिल, दुकान नं.1,2,3,4, भाटिया, तालुका-
कल्याणपुर जिला-जामनगर,
गुजरात-361315
ई-मेल: kanaiyaindustries@rediffmail.com

M/s. Kanaiya Industries
1st Bus Stop, Sonagara Complex First
Floor Shop No. 1,2,3,4, Bhatia, Taluka: Kalyanpur,
Dist.-Jamnagar, Gujarat- 361315
मोबाइल नं. 9727529999

विषय: गुजरात राज्य के जामनगर जिले की कल्याणपुर तालुका में हड़मातिया ग्राम के निकट स्थित आपकी हड़मातिया बॉकसाईट खान, क्षेत्रफल- 12.1412 हे. में खनिज संरक्षण एवं विकास नियमावली, 2017 के नियमों का उल्लंघन।

महोदय,

आपकी उपरोक्त खान का रिट्यू खनन योजना निरीक्षण अधोहस्ताक्षरी द्वारा दिनांक 16.10.2024 को श्री लक्ष्मणभाई सोनगरा, खान मालिक की उपस्थिति में किया गया तथा उक्त निरीक्षण के समय खनिज संरक्षण एवं विकास नियमावली, 2017 के निम्नलिखित नियमों का उल्लंघन पाया गया-

नियम सं.	उल्लंघन के प्रकार का विस्तृत ब्यौरा										
34(A)	<p>Every lessee having-</p> <p>(a) an annual excavation plan of one million tonne or more in a particular year;</p> <p>or</p> <p>(b) leased area of fifty hectare or more,</p> <p>shall carry out a drone survey of the leased area and up to hundred meters 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>In your case, the Digital Aerial Images submitted under Rule 34(A), it is observed that the processed Drone survey output data submitted to Indian Bureau of Mines does not meet the parameters specified in the SOP for submission of Digital Aerial Images under the said Rule. The deviations in the data submitted is as follows:-</p> <table border="1"> <thead> <tr> <th>S. No.</th> <th>Data type</th> <th>Check Point parameters as per SOP</th> <th>Submitted in proper format (Yes /No)</th> <th>Remarks</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Lease boundary</td> <td>.shp (UTM in WGS 84)</td> <td>No</td> <td>Lease boundary is not matching the kml file or cadastral map.</td> </tr> </tbody> </table>	S. No.	Data type	Check Point parameters as per SOP	Submitted in proper format (Yes /No)	Remarks	1.	Lease boundary	.shp (UTM in WGS 84)	No	Lease boundary is not matching the kml file or cadastral map.
S. No.	Data type	Check Point parameters as per SOP	Submitted in proper format (Yes /No)	Remarks							
1.	Lease boundary	.shp (UTM in WGS 84)	No	Lease boundary is not matching the kml file or cadastral map.							
45(5)(c) read with 45(7)	<p>The following deficiencies have been found in the scrutiny of the annual return submitted by you for 2023-24 –</p> <p>(i) In point No.12 of Part-I of Annual Return 2023-24, the data provided for lease area</p>										

	<p>utilization seems incorrect as per analysis of drone survey data.</p> <p>(ii) In point No. 5 of Part-V of Annual Return 2023-24, no data provided for total number of trees at the end of the year.</p> <p>(iii) In point No. 6 of Part-V of Annual Return 2023-24, the details of all the machineries has not been provided.</p>
--	--

2. In this connection, it is brought to your kind notice that ;
 - a) the above violations constitute an offence punishable under Rule 62 of MCDR 2017 and/or;
 - b) Mining operations can be suspended as per rule 11(2) of MCDR 2017 in case of non-compliance of above rules as these violations also affects provisions of Rule11(1) of MCDR 2017 and/or;
3. In case of violation of Rule 34(A), you are advised to rectify the above violations immediately and upload the data online on DDMS portal **within 45 (Forty Five) days** from the date of issue of this letter
4. In case of violation of Rule 45, it is to inform you that;
 - a) You are also liable to pay such amount as prescribed under MCDR 2017 for delay of each day as per **Schedule-II**, read with Rule **45(7A)** in case of non- compliance of various provisions of Rule 45.
 - b) As per provision of Rule 45(7) and/or 45(7A)(ii) the Regional Controller of Mines may take appropriate action including order of suspension of all mining operations and dispatches on non-compliance of various provisions of Rule 45.
5. In context to the violations of Rule 45, this letter has been considered as show cause notice where you are advised to rectify above violation immediately. You are therefore directed to show cause within a period of 30 days for the violations of Rule 45 from the date of issue of this letter as to why the action under Rules 45(7) and/or 45(7A) shall not be taken against you. No further notice will be given to you in this regard.
6. In context to violation of other Rules, you are advised to rectify the above violation of above Rules immediately and intimate the compliance position to this office, within a period of 45 days for violated rules from date of issue of this letter.
7. This letter is being issued with the approval of Regional Controller of Mines.

भवदीय

**Signed by Sunil Kumar
Sharma**

Date: 04-12-2024 16:52:17

(सुनील कुमार शर्मा)

वरिष्ठ सहायक खान नियंत्रक

भारतीय खान ब्यूरो

प्रतिलिपि-

१. खान नियंत्रक (उत्तर), भारतीय खान ब्यूरो, उदयपुर को सूचनार्थ प्रेषित।
२. आयुक्त, भू विज्ञान एवं खनन, गुजरात सरकार, पुराना सचिवालय, ब्लॉक न.- 15, डा जीवराज मेहता भवन, सैक्टर- 10, गांधीनगर को सूचनार्थ प्रेषित करते हुए लेख है कि कि निरीक्षण के समय आंशिक सीमा स्तंभ ही पाये गए।
३. रक्षित पत्रावली।

वरिष्ठ सहायक खान नियंत्रक

भारतीय खान ब्यूरो