

Violation Notice Letter

By e-mail

**भारत सरकार / GOVERNMENT OF INDIA
खान मंत्रालय / MINISTRY OF MINES
भारतीय खान ब्यूरो / INDIAN BUREAU OF MINES
क्षेत्रीय खान नियंत्रक कार्यालय / OFFICE OF THE REGIONAL CONTROLLER OF MINES,
GANDHINAGAR**

File

Date : 19/09/2025

No.: MCDR-MiFL0LST/171/2022-GNR-
IBM_RO_GNR

To: Shri/M/s. N/A,
Nominated Owner, ASHOK,
HARI BHUVAN, IST
FLOOR ,S.T.ROAD,
PORBANDAR,
PORBANDAR, Aniyari
Village & Mandal, Porbandar
district, Gujarat,- 360575

Subject : Violation of provision of Mineral Conservation and Development Rules, 2017 in respect of your ANIYARI (23.88 HA)(38GUJ21010) over an extent of 23.88 ha in Aniyari in GANDHINAGAR, Porbandar, Gujarat.

महोदय, आपकी उपरोक्त खान का Final Mine Closure Plan and MCDR नरीक्षण अधोहस्ताक्षरी द्वारा दिनांक 21.07.2025 को Mr. Sarat Kumar Thanki की उपस्थिति में किया गया तथा उक्त नरीक्षण के समय खनजि संरक्षण एवं विकास नियमावली, 2017 के नमिन्लखित नयिमों का उल्लंघन पाया गया-

Summary of Violations :

Items for Reporting	As Per Plan	Actual	Deviati on	Rule	Reason
<p>Progressive Mine Closure Plan: Compliance on reclamation and rehabilitation by backfilling/Other means</p> <p>Total area and numbers of plantation proposed.</p>	<p>No proposal on reclamation and rehabilitation by backfilling/Other means. Total area and numbers of plantation proposed 500.</p>	None	500	Rule 11(1), Rule 26(1),	<p>The following mining operations were not carried out as per the Approved Review of Mining plan with Progressive Mine Closure Plan No. 684(4) (1)/MP-268(48)/2020-21-GNR, Dated: 13.08.2020 for period 2020-21 to 2024-25. In addition to that under Rule 26(1), the holder of a mining lease shall have the responsibility to ensure that the protective measures including reclamation and rehabilitation works have been carried out in accordance with the approved mine closure plan or with such modifications as approved by the competent authority. However, in your case, it is found that; in Section 8.3 of the Progressive Mine Closure Plan (PMCP) proposal in 2024-25 it was proposed to undertake the planting of 500 saplings within an area of 1000 square meters, and Barbered wire fencing of 343 meters with an allocated budget of ₹55,000 and ₹61740/- respectively. However, during the inspection, it was observed that the proposed plantation activity had not been carried out.</p>
Progressive	Affores	None	Affores	Rule 11(1),	The following mining

<p>Mine Closure Plan: Compliance of Rehabilitation of waste land within lease</p> <p>i) Afforestation ii) Area rehabilitated (ha) iii) Method of rehabilitation</p>	<p>tation-500 plants Fencing-343m</p>	<p>tation-500 plants Fencing-343m</p>	<p>Rule 26(1),</p>	<p>operations were not carried out as per the Approved Review of Mining plan with Progressive Mine Closure Plan No. 684(4) (1)/MP-268(48)/2020-21-GNR, Dated: 13.08.2020 for period 2020-21 to 2024-25. In addition to that under Rule 26(1), the holder of a mining lease shall have the responsibility to ensure that the protective measures including reclamation and rehabilitation works have been carried out in accordance with the approved mine closure plan or with such modifications as approved by the competent authority. However, in your case, it is found that; in Section 8.3 of the Progressive Mine Closure Plan (PMCP) proposal in 2024-25 it was proposed to undertake the planting of 500 saplings within an area of 1000 square meters, and Barbered wire fencing of 343 meters with an allocated budget of ₹55,000 and ₹61740/- respectively. However, during the inspection, it was observed that the proposed plantation activity had not been carried out.</p>
<p>Annual Return: Whether incomplete or false or wrong returns submitted (Rule</p>	<p>Appointment of Mining Engineer & Geologist as</p>	<p>Appointment of one Mining Engineer & Geologist</p>	<p>NA</p>	<p>Rule 45(5), The holder of a mining lease shall submit online Annual returns in respect of each mine to the Regional Controller or any other authorized officer of the Indian Bureau of Mines</p>

45(7))	per provisions of Rule 55 of MCDR, 2017	logist			which shall be submitted before 1st day of July each year for the preceding financial year in electronic form, which shall be complete, correct and true in all aspects. However, in your case, it is found that; You have submitted following incomplete/ wrong/ false information in the Annual Return for the year 2024-25:- The appointment details of the Mining Engineer and Geologist in Part-I (Section 3, points 8 & 9) and Part-II (point 1) appear to be inconsistent. So, violation of Rule 45(5)(c) read with 45(7) of MCDR, 2017 issued.
SDF: Start Ratings accorded for mine during last 3 years	Start Rating	No record found in Star Rating MTS module.	Not Submitted.	Rule 35(2),	Every holder of a mining lease shall monitor his mining and allied activities as per the template of star rating in the format specified in this behalf by the Indian Bureau of Mines from time to time, and shall submit online its self-assessment report before the 1st day of July every year for the previous financial year, along with the digital images of mining lease area under rule 34A, to the Regional Controller or the authorised officer of the Indian Bureau of Mines: In your case, it has been observed that the lessee submitted the self-assessment report for the year 2024-25 in offline mode (hard copy) using the specified star rating template issued by the Indian

					Bureau of Mines. However, the lessee did not submit the self-assessment report in online mode as per the specified star rating template format as per the Rule 35(2) of the MCDR 2017.
Submission of Form D Intention to abandon a mine.	Non submission of Form-D.	Form-D not submitted by the lessee.	NA	Rule 21(2),	The holder of a mining lease shall send to the authorized officer, as the case may be a notice in Form D of the Schedule of his intention to abandon a mine so as to reach them at least ninety days before the intended date of such abandonment. However, in your case, it is found that; the mining lease is set to expire on 30/11/2025; however, the lessee has not yet submitted Form D.
PMCP Annual report	PMCP Annual report not submitted along with the Annual Return.	PMCP Annual report not submitted along with the Annual Return.	PMCP Annual report Not Submitted.	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 report every year [along with annual return] setting forth the extent of protective and rehabilitative works carried out as envisaged in the approved mine closure plan. However, in your case, it is found that; PMCP Annual report was not submitted along with the Annual Return.
Notice of temporary discontinuance of work in mines	The lessee not submitted Form-E of temp	The lessee not submitted Form-E of temp	Form-E not submitted.	Rule 28(1),	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

	orary di scontin uance of work in mines.	orary di scontin uance of work in mines			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. However, in your case, it is found that; The mine is not in operation more than ninety days in 2024-25, but the lessee not submitted notice of temporary discontinuance in Form-E to the competent authority.
Plans and Sections	The lessee not kept digitally prepared plans and sections .	The lessee failed to maintain digitally prepared plans and sections at the mine office.	The lessee failed to maintain digitally prepared plans and sections at the mine office.	Rule 32(1),	The holder of a mining lease shall keep the following digitally prepared plans and sections, namely: Surface plan and Geological plan. However, in your case, it is found that; the lessee failed to maintain digitally prepared plans and sections at the mine office.
Digital aerial images of mining lease area.	Non submission of digital aerial images of mining lease area.	The lessee did not submit the digital aerial images of mining lease area.	Non submission of digital aerial images of mining lease area.	Rule 34A(2),	Every lessee having— (a) an annual excavation plan of less than one million tonne in a particular year; or (b) leased area of less than fifty hectare, (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: However, in your case, it is found that; The drone survey/Satellite data for the year 2024-25 not submitted on the DDMS portal of the Indian Bureau of Mines.
Geological Study Report.	Non submission of Geological Study Report.	Non submission of Geological Study Report.	The lessee did not submit Geological Study Report.	Rule 12(4B),	For the exploration done under sub-rule (3) and (4) of Rule 12, of MCDR, 2017, the holder of mining lease shall submit to the State Government and the Indian Bureau of Mines, a Geological Study Report prepared in the manner specified in the Minerals (Evidence of Mineral Contents) Rules, 2015, within three months after the completion of the exploration work. However, in your case, it is found that; the lessee's failure to submit the Geological Study Report.

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; c) 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. 3. In case of violation of Rule 45, 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/or45(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. 4. 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 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. 5. In case of violation of Rule 34(A), you are advised to rectify the above violations immediately and upload data online on DDMS portal within 45 (Forty Five) days from the date of issue of this letter. 6. In context to the violations of Rule 35(2), 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 45 days for violations of Rule 35(2) from the date of issue of this letter as to why the action under Rules 35(4B) shall not be taken against you. 7. 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. 8. Please note that no further notice will be given to you in this regard. 9. This letter is being issued with the approval of Regional Controller of Mines.

Esigned by: Debajyoti
Date: 19/09/2025 07:09:19 PM

Yours faithfully,

(Debajyoti Nayak, GANDHINAGAR)
Junior Mining Geologist