

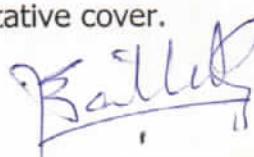
"HIGHLIGHTS AND EXECUTIVE BRIEF OF THE PROPOSAL"

Application of Shri Shrawan Kumar Pathak Resident of Satna (M.P.) for seeking diversion of 37.0 hectares forest land for open cast mining of limestone (for 30 years) in Compartment No. 690 (Old) 776 (New). Forest Block - Satri of Range & Division- Satna, Madhya Pradesh.

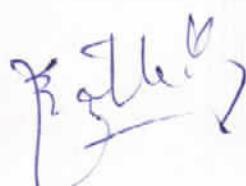
- (a) Shri Shrawan Kumar Pathak is a Private Individual.
- (b) The applicant seeks diversion of 37.0 hectares forest land for open cast manual mining in compartment No. 690 (Old) 776 (New) of Forest Block-Satri of Range & Division - Satna, Madhya Pradesh Besides forest land 1.129 hectares of revenue land will also be involved for mining.
- (c) The lime stone mined from this projects shall be utilised in industries such as cement, steel, suger, paper etc. Therefore need of lime stone is urgent and fore most.
- (d) The area under reference was sanctioned vide State Government Order No. 599/ 7461/dated 13.1.73 i.e. before promulgation of FCA 1980. The Forest (Conservation) Act, 1980 came into force from 24-x-1980 with prospective effect.

Therefore, it did not require approval during its first period. Hence no violations committed.

- (e) The renewal was applied well in time and mining was totally stoped and discontinued after the first lease period because of FCA 1980. The State Government of M.P. granted mineral concession vide its order No. F-3-104/96/12 dated 14.3.08 subject to approval under section 2 of Forest (Conservation) Act 1980.
- (f) The lessee is applying for diversion of forest land under Section-2 of FCA 1980 for renewal of mining lease.
- (g) The total applied area is already broken due to previous mining and allied activities and the applied area is stony and barren waste land having outcrops of limestone without any vegetative cover.



- (h) The proposed area is not located deep inside the forest and is isolated patch of forest land.
- (i) The proposed area is well approachable by old approach road. No fresh extraction path or approach road will be needed in future.
- (j) It is proposed to fully reclaim and rehabilitate the proposed area under diversion by way of afforestation. It is very well possible due to shallow depth of working and ample quantity of OB and waste available for doing so.
- (k) The proposed area has huge potential and sufficient reserves for continuation of mining for 30 years. If mining is not permitted, the mineral reserves will go in vain.
- (l) The area will provide employment to 100's of people in the locality which is very backward with poor economy, infrastructure and drought hit.
- (m) About 50% of the population lives below poverty line and the project shall generate job opportunities for rural poors and check exodus of villagers to cities for jobs.
- (n) The forest resources and mineral resources are natural resources and co-exist in every part of the world. The minerals are site specific. The quality minerals occur in forest.
- (o) The proposed forest land is not a nature reserve. National park, wild life sanctuary, biosphere reserve or forms part of the habitat or any endangered or threatened species of flora and fauna or of an area lying severely eroded catchment. It is not within core zone or 10 km. buffer zone.
- (p) The equivalents non-forest revenue land is transferred which has common boundary with your Naro-hill forest best suited for forestry.
- (q) The situation of the area is north of SATNA-REWA road.

A handwritten signature in blue ink, appearing to read "R. S. Singh" with a small "V" at the end.

APPENDIX

(SEE RULE 6)

FORM - A

Form for seeking prior approval under
Section-2 of the proposals by the State Government and other authorities.

PART - I*(To be filled up by user agency)***(1) Project details :-**

(i) Short narrative of the proposal and projects/ Scheme for which forest land is required.

Shri Shrawan Kumar Pathak of Chankaypuri, Semariya Chowk P.O.& Distt.- Satna (M.P.) requires "Forest clearance under Section-2 of Forest Conservation Act-1980" for non-forest use i.e. mining of Limestone mineral for 30 years period under renewal of mining lease as per the provisions of Mines and Minerals Development and Regulation Act 1957 and Minerals Concession Rule 1960. Original grant was prior to FCA 1980. The details of project is given below :-

Compartment No. : 690 (Old) 776 (New)
Total Area : 37.0 Hects.
Forest Block : Satri
Forest Range : Satna
Forest Division : Satna
State : Madhya Pradesh

The area proposed to diverted was sanctioned under mining lease for 20 years period. The total applied area of 37 hecta is stony waste land and already broken. The project report is appended as Annexure. The proposed diversion area is reserve forest land. There is no vegetation within the lease area. Mining leases of M/s Prism Cement Ltd. and many others exist all around the proposed diversion area. No adverse impact is envisaged.

Shri Shrawan Kumar Pathak the applicant is of Satna (M.P.) The applicant intends to achieve following objective.

(i) To explore and develop mineral Limestone
(ii) To explore for value addition of the mineral.

The applied area is approachable by all weather approach road already existing since last 30 years.

Shri Shrawan Kumar Pathak of Satna (M.P.) is submitting the FCA application for diversion of 37.0 Hects. forest land for non forest purpose under forest conservation Act-1980. The present proposal is being submitted after ensuring availability of 38.129 Hects. non forest land in Khasra No. 52, 53, 54, 55, 56 of village Mahewa & Khasra No. 32 of village kheria Kothar in Rampur Baghelan tehsil of Distt.Satna for the purpose of rasing compensatory afforestation. The proposed method of mining in this project is by open cast method. 37.0 Hects. area is envisaged to be degraded by open cast method of mining. There is acute crisis and good grade limestone is not available in the adjoining revenue area. The forest map on Scale 1:15000 of the proposed diversion area is enclosed as Annexure.

(II) Map showing the required forest land, boundary of adjoining forest on a 1:50000 scale map.

The location map of the proposed diversion area has been prepared on survey of India topo sheet No.-64D/14 and 63H/2 (Scale 1:50000) Annexure.

The coordinate of the proposed diversion site are :-

Latitude : 24°04'17" to 24°04'36"North
Longitude : 80°58'13" to 80°58'39"East
Altitude : 300 A.M.S.L.

The forest map prepared on a scale of 1:15000 and 1:50000 has been enclosed showing forest land & adjoining forest land. Item-wise break up of proposed land use for mining & allied activity is as follows :

(A) 1. Mining - 36.0 Hects.
2. Stacking of ore/dump - 1.0 Hects.

Total - **37.0 Hects.**

The existing approach road upto the proposed site and other roads situated in close proximity of the proposed diversion area will be used for transportation of mineral..

(III) Cost of the project.

SL. No.	Particulars of Fixed assets	Value in lakhs
1.	Land	214.60
2.	Compensatory Afforesation	74.0
3.	Preoperative Exp.	20
4.	Preliminary Exp.	5
5.	Provision for contingencies	5
6.	Working capital margin money	20
Total		338.60 Lakhs

It is planned to carry out mining operation based on manual labour to the maximum extent. Mining activity on manual operations is likely to generate employment as provided below :-

(a) Unskilled	- 50,000	man days/yr.
(b) Skilled	- 50,000	man days/yr.
Total	- 1,00,000	man days/yr.

(IV) Justification for locating the project in the forest area.

A detailed reconnaissance survey was conducted in the near by village areas by the DGM, Rewa. The Limestone mineral was not found available any where for grant .other than the proposed diversion area in Comp. No.-690 (Old) 776 (New).

Certificate of DGM, Rewa is enclosed.

There is acute shortage of good quality of Limestone much needed for Cement, steel, sugar, Lime and paper Industry. Since Limestone mining is a site specific activity, which can be performed at the site of deposit only, there is no alternative before the project proponent except to apply for diversion of the said forest land under Forest Conservation Act-1980.

(V) Cost benefits analysis to be enclosed-

Benefit analysis is appended as Annexure.

(VI) Employment likely to be generated -

The Satri Project of **Shri Shrawan Kumar Pathak** shall engage about 300 labours per day who are mostly schedule caste & tribes from the nearby villages. The standard of living is "backward and people are very poor." These workers shall be engaged in the productive business of mining activities in the proposed diversion area for mining. The mining activity is likely to provide employment to about 300 workers for 30 years, round the year. Thus the mine has got potential to provide employment to approximately 1,00,000 man days per annum. Satna is backward area and tribal worker have to migrate to other area to earn their livelihood if forest area of the Satri area is not diverted under the provisions of Forest conservation Act-1980. It is planned to carry out mining operation based on manual labour to the maximum extent.

Mining activity based on manual operation is likely to generate employment as provided below :-

(a) Unskilled	- 50,000	man days/yr.
(b) Skilled	- 50,000	man days/yr.
Total	- 1,00,000	man days/yr.

(2) Purpose-wise breakup of the total land required

- An old approach road already exist up to the proposed diversion area. No permanent construction will be done at the mine site. The site services constructed (Temporary) to comply the provisions of the Mines Act-1952 will be dismantled at the end of mine life.

The item wise breakup of the proposed land use is provided below.

(A) Mining & allied activity :-

Sl. No.	Particulars	Value (in Hects.)
1.	Mining	36.0 Hects.
2.	Dumping/stacking in 7.5m barrier temporary to be backfilled later.	1.0 Hects.
Total		37.0 Hects.

(3) Details of displacement of people due to the projects, If any.

- There would be no displacement of human / cattle population from the proposed area due to commissioning of the project. The proposed diversion area is not located deep inside the forest area, it is situated near the boundary of forest and is isolated block . Revenue area exist all around. The tribal miners who work in these villages reside in these nearby villages and mostly come on foot to the mining sites. This is a old project and mining was carriedout for about 30 years.

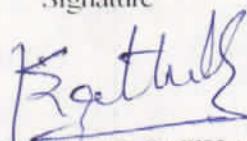
Details of displacement of people due to project :-

(i) Number of families : Nil
(ii) Number of scheduled castes / Scheduled Tribe families : Nil
(iii) Rehabilitation plan (To be enclosed) : Not applicable
(4) Whether clearance under Environment Protection Act-1986 required. The project was initially granted for 20 years period before the notification and implementation of the E.C.A. 1980. This is a case of renewal of mining lease hence, environmental clearance under EIA Notfn 2006 and Air and Water consent will be obtained after approval under ECA 1980.
(5) Undertaking to bear the cost of raising and maintenance of compensatory afforestation & or penal compensatory afforestation as well as cost for protection and regeneration of safety Zone, etc. as per the scheme prepared by the State Government (Undertaking to be enclosed) The lessee **Shri Shrawan Kumar Pathak** has given an undertaking to bear the cost of raising an payment of fund for compensatory afforestation and has made available the equivalent land for compensatory afforestation.
(6) Details of Certificates / Documents enclosed as required under the instructions.

Date : 27-8-2010
Place : Satna

1. State govt. letter regarding consent for renewal of ML.
2. Copy of old mining lease
3. Renewal of ML application copy to state Government.

Signature



SHRAWAN KUMAR PATHAK

Designation - Lessee

Address (of User Agency)

Chankiyapuri, Semariya Chowk

P.O. & Distt.- Satna (M.P.)

State serial no. of proposal -----
(To be filled up by the Nodal Officer with date of receipt.)

ECA Proposal of Shri Shrawan Kumar Pathak for diversion of 37.0 Hects. for Limestone Mining in Satni (M.P.)

मध्यप्रदेश शासन,
नैतिक भावना नियम ।

फूमफ

फ्लैटर,

जिला राजना (म०४०) ।

१. मोतारा राजना जिला राजना के ११-२२ राजना भावा ५८ लाइसेन्स
प्राप्ति वे लिए थे राजना के पाठक को अनिपट्टा दिया जाये जाया ।

२. राजना १- इस लेखाना या शासन का ७१४२-७५९२/१२ दि. २२-१-०९.

प्रोतो शासन ने यामे रियायत नियमावली १९६० में नियम ३५ द्वारा प्रदत्त शिक्षियों को प्रयोग में लाते हुए राज्य राजना ये जायते हुए जाने के लिये दिए हैं तदनुपारा राज्य शासन ने शासनराज्य लाइसेन्स के लिये मौजा राजना के ११-२२ राज्य को इकट्ठे में प्रोत्पत्ति दिया जाया । पर वो जिला राजना के ११-२२ राज्य को इकट्ठे में प्रोत्पत्ति दिया जाया है ।

१. अधिय २० वर्ष ।

२. नियम कर } माइन्स राजना नियमरत्त १९५७ राज्य राज्य देये । राज्य १९५७ तथा
३. अधिकार गुरुक } ग्रामीण रियायत नियमावली १९६० में नियमार्थ शर्तों के अनुसार
४. माइन्स राजना नियमरत्त : रेग. राज्य देये । राज्य १९५७ के अनुसार नियमों
तथा ग्रामीण रियायत नियमावली १९६० तथा अन्य नियमों में नियमार्थ अन्यरत्त
५. भू परिवर्ग विधि जावधारक हो ।

(२) याद उक्त गर्ते आवेदक ये भाव्य छोतो उन्हें अन्यथा नियम थांप जमा करके ग्रामीण रियायत नियमावली १९६० में नियम कामे 'के' पर ग्रामीण राज्य करने के लिये आदेश प्रसारित होते वे तीव्र से ६ माह में नियमार्थ करने के लिये आदेश दिया जाय । वट्टेपारों के ओर से स्वाम्प लगाए धनुषीय वा प्रथम वेणा दंडांपकरा से समान नियमार्थित फरवरा जाता, इस दिभाग के अनुप्रयोग के अनुप्रयोग के अनुसार अनुसूची राज्य तथा हेल्पर गे दो जापे ।

मध्यप्रदेश के राज्यभाग के नाम से तथा
आदेशानुसार,

(ब्रजेन्द्र सुमेन)
अपर साध्य,
नैतिक शासन विभाग ।

प. फूमफ

/7481/12, मोपाल, दिनांक 1/1/73.

इतिलिपि ।-

(१). संचालक भौमिके स्थानिकर्म, म०४०, मोपाल,

(२). दो डायरेक्टर जनरल सेफ्टी भाफ माइन्स, यनवाद ।
को सूचनार्थ प्रेषित है ।

(ब्रजेन्द्र सुमेन)
अपर साध्य,
नैतिक शासन विभाग ।

मुमुक्षु/१३/१

FORM K
MODEL FORM OF MINING LEASE

THIS INDENTURE made this 31st day of March 1973
between the Governor of M.P. through the Collector, the President of India (hereinafter referred to as the State Government) which expression shall where the context so admits be deemed to include the successors and assigns) of the one part, and

When the Lessee is an individual Smti. Sivarama Kumari Pillai, Govt. Servt. (C.W.M.) (Name of person with address and occupation).

When the Lessee is an individual Adm. S. S. Pillai (Name of person with address and occupation) and
admits be deemed to include his heirs, executors, administrators, representatives and permitted assigns).

When the Lessee are more than one individual Adm. S. S. Pillai (Name of person with address and occupation) and

(hereinafter to be called as the lessee which expression shall where the context so admits be deemed to include their respective heirs, executors, administrators, representatives and their permitted assigns).

When the Lessee is a Registered firm S. S. Pillai & Sons (Name and address of partner), son of Adm. S. S. Pillai of Adm. S. S. Pillai, son of Adm. S. S. Pillai of Adm. S. S. Pillai, son of Adm. S. S. Pillai of Adm. S. S. Pillai, son of Adm. S. S. Pillai

all carrying on business in partnership under the firm name and style of S. S. Pillai & Sons

(Name of the firm) registered under the Indian Partnership Act, 1932 (9 of 1932) and having their registered office at Indore

in the town of Indore (hereinafter referred to as "the Licensee" which expression where the context so admits be deemed to include all the said partners, their respective heirs, executors, legal representatives & permitted assigns.)

When the Lessee is a Registered Company S. S. Pillai & Sons (Name of Company) a company registered under

Act under which incorporated) and having its registered office at Indore (Address) (hereinafter referred to as the Lessee which expression shall where the context so admits be deemed to include its successors and assigns) of the other part.

WHEREAS THE Lessee has applied to State Government in accordance with the Mineral Concession Rules 1961 (hereinafter referred to as the said Rules) for a mining lease for 100000000 in respect of the lands described in Part I of the Schedule hereunder written and has deposited with the State Government the sum of Rs. 100000000/- as security and the sum of Rs. 100000/- for meeting the preliminary expenses for a mining lease (and WHEREAS the Central Government has approved over the grant of the lease) (No. MII-152 (57)61 dt. 15. 10. 1963).

WITNESSETH that in consideration of the rents and royalties covenants and agreements by and in these presents and the schedule hereunder written reserved and contained and on the part of the lessor/lessors to be paid observed and performed, the State Government (with the approval of the Central Government) hereby grants and demises unto lessee/lessees,

All those the mines beds/veins & veins of Iron & Coal (here state the mineral or minerals) (hereinafter and in the schedule referred to as the said minerals) situated lying and being in or under the lands which are referred to in part I of the said schedule together with the liberties, powers and privileges to be exercised or enjoyed in connection herewith which are mentioned in part II of the said Schedule subject to the restriction, rules, conditions, etc. etc.

S. S. Pillai

and clay and to use and employ the same and to manufacture such clay in blocks or tiles and to use such bricks or tiles but not to sell any such material bricks or tiles.

6. Liberty and power for or in connection with any of the purposes mentioned in this part but subject to the right of any existing or future lessees and with the written permission of Deputy Commissioner Collector to appropriate and use water from any streams water courses springs or other sources in or upon the said lands and to divert step up or dam any such stream or water course and collect or impound any such water and to make construct and maintain any water-course culverts drains or reservoirs but not so as to deprive any cultivated lands, villages, buildings or watering places for livestock of a reasonable supply of water before accustomed nor in any way to foul or pollute any streams or springs. Provided that the lessee lessees shall not interfere with the navigation in any navigable stream or shall divert such stream without the previous written permission of the State Govt.

7. Liberty and power to enter upon and use a sufficient part of the surface of the such lands for the purpose of stacking heaping storing or depositing therein any produce of the mines or works carried on and any tools equipment earth and materials and substances dug or raised under the liberties & powers mentioned in this part.

8. (a) Liberty and power to enter upon and use a sufficient part of the said lands to benefit any ore produced from the said lands and to carry away such beneficiated ore.

(b) Liberty and power upon the said lands to convert into coke any coal or coal dust produced from the said lands and to carry away such coke.

9. Liberty and power for or in connection with any of the purposes mentioned in this part and subject to the existing rights of others and save as provided in clause 3 of part III of this Schedule to clear undergrowth and brushwood and to fell and utilise any trees or timber standing or found on the said lands provided that the State Govt. may ask the lessee lessees to pay for any trees or timber felled and utilised, by him/hem at the rates specified by the Deputy Commissioner Collector or the State Govt.

PART III

Restrictions and conditions as to the exercise of the Liberties, Powers and Privileges in Part II.

1. No building or thing shall be erected set up or placed and no surface operations shall be carried on in or upon any public pleasure ground burning or burial ground or place held sacred by any class of persons or any house or village site public road or other place which the State Govt. may determine as public ground nor in such a manner as to injure or prejudicially effect any buildings works property or rights of other persons and no land shall be used for surface operations which is already occupied by persons other than the State Government for works or purposes not included in this lease. The lessee/ Lessees shall not also interfere with any right of way, well or tank.

2. Before using for surface operations any land which has not already been used for such operations, the lessee/ Lessees shall give to Deputy Commissioner/ Collector of the District two calendar months previous notice inciting specifying the name or other description of the situation and the extent of the land proposed to be so used and the purpose for which the same is required and the said land shall not be so used. If objection is issued by the Deputy Commissioner/ Collector within two months after the receipt by him of such notice unless the objections so stated shall in reference to the State Government be annulled or waived.

3. The lessee/ Lessees shall not without the express sanction of the Deputy Commissioner/ Collector cut down or injure any timber or trees on the said lands but may without such sanction clear away any brushwood or undergrowth which interferes with any operations authorised by these presents. The Deputy Commissioner/ Collector or the State Government may require the lessee/ lessees to pay for any trees or timber felled and utilised by him/hem at the rates specified by the Deputy Commissioner/ Collector of the District.

To use water from streams etc.

Reservoirs
culverts
drains
etc.

To use land for stacking heaping depositing purposes.

Beneficiation and conveying away of production.

To make coke
(To be used in case of coal only)

To clear brushwood to fell and utilise trees, etc.

No building etc. upon certain places.

permission for surface operations in a land not already in use

To cut trees in unoccupied lands

be determined under clauses 1 and 2 of this Part and in that case at any time not less than three calendar months nor more than six calendar months after such determination shall, take down and remove for his own benefit all or any engines, machinery, plant, buildings, structures, tramways, railways and other works, erections and conveniences which may have been erected, set up or placed by the lessee lessees in or upon the said lands and which the lessee lessees is are not bound to deliver to the State Government under clause 20 of part VII of this Schedule and which the State Government shall not desire to purchase.

6. If at the end of six calendar months after the expiration or sooner determination of the said term under the provision contained in clause 4 of part VIII of this Schedule become effective there shall remain in or upon the said land any engines machinery plant buildings, structures tramways railways and other work erections and conveniences or other property which are not required by the lessee lessees in connection with operations in any other lands held by him then under prospecting license or mining lease the same shall if not removed by the lessee lessees within one calendar month after notice in writing requiring their removal has been given to the lessee lessees by the State Government be deemed to become the property of the State Government and may be sold or disposed of in such manner as the State Government shall deem fit without liability to pay any compensation or account to the lessee lessees in respect thereof.

7. Every notice by these presents required to be given to the lessee lessees shall be given in writing to such person resident on the said lands as the lessee lessees may appoint for the purpose of receiving such notices and if there shall have been no such appointment then every such notice shall be sent to the lessee lessees by registered post addressed to the lessee lessees at the address recorded in this lease or at such other address in India as the lessee lessees may from time to time in writing to the State Government designate for the receipt of notices and every such service shall be deemed to be proper and valid service upon the lessee lessees and shall not be questioned or challenged by him.

8. If in any event the orders of the State Government are revised, reviewed or cancelled by the Central Government in pursuance of proceedings under Chapter VII of the Mineral Concession Rules, 1900 the lessee lessees shall not be entitled to compensation for any loss sustained by the lessee lessees in exercise of the powers and privileges conferred upon him by these presents.

9. For the purpose of stamp duty the anticipated royalty from the demised land is Rs. 10.48 - 5/- per year.

In WITNESS WHEREOF these presents have been executed in the manner hereunder appearing the day and year first above written,

Bottlak

Leasee / Lessee

Witnessed

Notation Agent

(Signature)

Government Agent before

Signature of Agent

Signed by—

Umeshwar

Collector

for and behalf of the *Ram SATHNA (H. E.)*
Governor President of India

In the presence of—

Umeshwar

me

Portion of
property left more
than six months
after determination
of lease.

Notices.

Immunity of State
Govt. from
liability to pay
compensation

मध्य प्रदेश शासन,
न साधन विभाग

मोरात, दिनांक १५/८/४

१३०४१/।

मिला रहना,
मध्य प्रदेश।

विवरण:- खोलेन्ड्रा पोन सतरी मिला रहना क्षेत्र ९४-२२ एकड़ चूनापत्तर
पर्वत द्वी पश्चिम कुमार ५५५।

कार्य :- जनकानन शासन का जादेश नम्बर ५५५/७४८१/१२ दिनांक

१५-१-७३।

677
२५८१८

राज्य शासन ने जादेश नम्बर ५५५/७४८१/१२ दिनांक १५-१-७३
द्वारा प्रामाणरी के क्षेत्र ९४-२२ एकड़ पर चूनापत्तर भौमेज वा खोलेन्ड्रा
लीकूल मिला रहा है। ये अनुच्छेद वी पर्वत द्वी पश्चिम की गई थी, उसे
वेट (वैट) कर आदेशित किया जाता है तथा जादेश से दो माह के
लिए लीकूल धामर द्वी के अनुच्छेद निष्पादन वी पर्वत द्वी जाकर
अनुच्छेद वी प्रांत भूरनार्थ भेजी जाने।

खोलेन्ड्रा कान्चन

(खोलेन्ड्रा कान्चन)
गवर्नर सांसद
मध्य प्रदेश शासन,
प्राप्ति साधन विभाग

४५८५ - १५/८/४/१५३/३५८५/६९ राजना - बिल

दिनांक १५/८/४ वी खोलेन्ड्रा द्वी पर्वत द्वी पश्चिम का जादेश वा राजना
वी अनुच्छेद वी पर्वत द्वी निष्पादन हो जायेगी।
साधन वी पर्वत द्वी वी पर्वत द्वी ५५५/८/४।

२०७ अक्टूबर

१५/८/४ वी पर्वत द्वी
१५/८/४ वी पर्वत द्वी

Shrawan Kumar Pathak

v.

State of M.P. and others

O R D E R

The following order of the Court was delivered by:

G.P.Singh, C.J. - The petitioner made an application on 16th February 1969 for grant of a mining lease of limestone as major mineral over an area of 94.22 acres of village Satiri, District Satna. This application was rejected by the State Government by order dated 22nd December 1969. The petitioner went up in revision which was allowed by the Central Government by order dated 22nd April 1971 and the State Government was directed to consider the application of the petitioner in accordance with law. By order passed on 19th January 1973, the State Government allowed the application by granting the mining lease of the entire area of 94.22 acres in favour of the petitioner. It, however, appears that passing the execution of the mining lease, the State Government had a second thought over the matter. It moved the Central Government under section 30 of the Mines and Mineral (Regulation and Development) Act, 1951, for revision of the order dated 19th January 1973. The Central Government, by order dated 6th September 1973 (Annexure II-XII), set aside the order of the State Government dated 19th January 1973 and 28th January 1973, and directed the State Government to consider the applications of the petitioners and others for grant of mining lease for 31

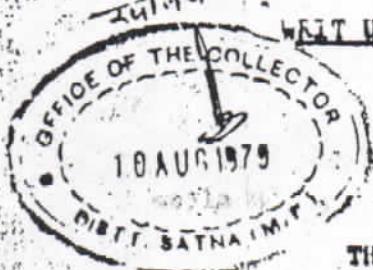


limestone in village S'tiri. It is this order which the petitioner challenges by this petition under Article 226 of the Constitution.

2. Learned counsel for the petitioner submits that the order of the State Government allowing his application for grant of mining lease over the entire area of 94.22 acres could not be set aside by the Central Government in revision without notice to the petitioner and as no notice was issued to the petitioner before passing the impugned order, the order is invalid. In our opinion, this contention must be accepted. The petitioner clearly alleged in paragraph 13 of the petition that no notice and no hearing were given to him before the exercise of the powers of revision under section 30 of the Act by the Central Government. The Central Government has not filed any return. The State Government in its return has not stated anything on this point. It must, therefore, be accepted that the petitioner was not given any notice before the impugned order in revision was passed by the Central Government. It need hardly be emphasized that the revisional power under section 30 of the Act is quasi-judicial in nature and all persons affected by the order to be passed in revision are entitled to notice.

3. The petition is allowed. The order of the Central Government dated 6th September 1973 is set aside. The Central Government is directed to re-hear the revision after notice to the petitioner. There will be no order as to costs of this petition. The security amount is to the petitioner.

Sd/- SINGH CHIEF JUSTICE Sd/- U.N.BHAGWAT JUDGE



RECEIVED 14/9/79
REGD. NO. 40112 2988
76

WAIT UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

HIGH COURT OF MADHYA PRADESH JABALPUR

WEDNESDAY THE 25TH DAY OF JULY 1979.

PRESENT

THE HONOURABLE THE CHIEF JUSTICE SHRI G.P. SINH

AND

THE HONOURABLE SHRI JUSTICE U.N. BHACHAWAT

MISCELLANEOUS PETITION NO. 1175 OF 1979

BETWEEN

Shravan Kumar Pathak, son of Shri
Koolchandji Pathak, aged 32 years,
resident of Samaria Chowk, Satna, M.P.

PETITIONER

AND

1. State of Madhya Pradesh.
2. Union of India.
3. Collector, Satna, M.P.
4. Mining Officer, Satna, M.P.

RESPONDENTS

M.C. 10/7/79
To,
The Collector,
Satna.

This PETITION FILED on behalf of the Petitioner
under Articles 226 and 227 of the Constitution coming up
for final hearing on 23rd July 1979 and having heard Shri
A.G. Phande counsel for the Petitioner and Shri J.M. Sood
Govt. Advocate for the respondents No. 1, 2, 3 & 4.

IT IS ORDERED AS FOLLOWS:-

The Petition is allowed and the Order No. 34162/73-MVI
dated 5th September 1973 passed by the Deputy Secretary in
Gort. of India, Ministry of Coal & Mines, Department of
Mines, New Delhi, is hereby set aside and the Central

मध्यप्रदेश शासन
खनिज साधन विभाग
मंत्रालय

// आदेश //

भोपाल, दिनांक 14-3-08

क्रमांक-एफ-3-104/95/12/... यह कि श्री श्रवण कुमार पाठक व्यारा जिला सतना के ग्राम सतरी के खसरा नंबर 902 का 82.42 एकड़ एवं खसरा क्रमांक 903 के रकबा 11.80 एकड़ कुल रकबा 94.22 एकड़ क्षेत्र पर चूनापथर खनिज का खनिपट्टा दिनांक 12.10.81 से 11.10.2001 तक के लिये स्वीकृत था।

2. यह कि आवेदक पटाधारी श्री श्रवण कुमार पाठक व्यारा नियमानुसार दिनांक 08.3.2000 को खनिपट्टा नवकरण आवेदन पत्र प्रस्तुत किया है।

3. यह कि आवेदक के पक्ष में पूर्व से स्वीकृत क्षेत्र वनभूमि होने से वन संरक्षण अधिनियम 1980 प्रभावशील होने से वन एवं पर्यावरण मंत्रालय भारत सरकार से अनुमति प्राप्त होने उपरांत ही नवीनीकरण की कार्यवाही की जा सकेगी।

4. आवेदित क्षेत्र में चूनापथर खनिज की उपलब्धता प्रमाणित होने एवं राज्य शासन के राजस्व के हित को दृष्टिगत रखते हुये जिला सतना के ग्राम सतरी के कुल रकबा 94.22 एकड़ क्षेत्र पर विभागीय ज्ञापन दिनांक 22.6.2006 में निहित प्राक्क्रियान्वयन के अनुसार वन भूमि के व्यपवर्तन की सैद्धांतिक सहमति प्रदान की जाती है। वन भूमि के संबंध में वन संरक्षण अधिनियम 1980 के तहत अनुमति प्राप्त होने उपरांत ही नवीनीकरण की कार्यवाही की जा सकेगी।

5. चूंकि वन विभाग की गाईड लाईन अनुसार वनसंरक्षण अधिनियम 1980 के निर्धारित मापदण्डों के फार्म-अ के भाग-एक के साथ माईनिंग प्लान सम्मिलित करना अनिवारी है। अतः तदनुसार माईनिंग प्लान प्रस्तुत करने की कार्यवाही की जावे।

मध्यप्रदेश के राज्यपाल के नाम से
तथा आदेशानुसार

१५३०४
(एस के शिवानी)
अवर सचिव,

म.प्र.शासन, खनिज साधन विभाग

३१

-2-

पूँक०एफ-3-104, 95, 12, 1

भोपाल, दिनांक 14-3-08

प्रतिलिपि,

1. कलेक्टर जिला-सतना (म०प्र०)
2. संचालक, भौमिकी तथा खनिकर्म म०प्र० भोपाल।
3. वन मण्डलाधिकारी, जिला सतना (म०प्र०)।
4. श्री श्रवण कुमार पाठक, चाणक्यपुरी, सेमरिया चौक जिला सतना की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु।
5. गार्ड फाईल।

(४३०८)
अवार सचिव

मध्यप्रदेश शासन खनिज साधन विभाग

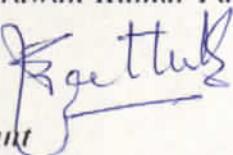
STATEMENT SHOWING DETAILS OF FOREST AREA INVOLVED :-

(1)	Compartment Number	-	690 (Old) 776 (New)
(2)	Legal Status	-	Reserve forest land
(3)	Forest Range	-	Satna
(4)	Name of the forest block	-	Satri
(5)	Forest Division	-	Satna
(6)	District	-	Satna
(7)	Area	-	37.0 Hects
(8)	State	-	Madhya Pradesh
(9)	Khasra No.	-	902 and 903

ITEMWISE BREAKUP OF THE FOREST AREA PROPOSED FOR DIVERSION :-

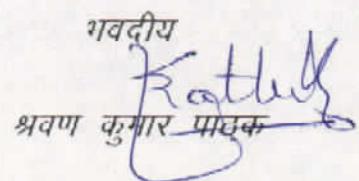
(1)	Total area proposed for diversion	-	37.0 Hects
-----	-----------------------------------	---	------------

Shri Shrawan Kumar Pathak


Applicant

गैर वन क्षेत्र का विवरण

प्रमाणित किया जाता है कि श्रवण कुमार पाठक, पोस्ट एवं जिला सतना (म.प्र.) द्वारा आवेदित क्षेत्र कुल रकवा 38 129 हेक्टेयर है। उक्त क्षेत्र में 37.0 हेक्टेयर क्षेत्र आरक्षित वन खण्ड सतरी के कक्षा क्रमांक 690 (पुराना) 776 (नया) वन परिक्षेत्र एवं वनमण्डल—सतना में स्थित है तथा शेष रकवा—1.129 हेक्टेयर राजस्व भूमि है। वन क्षेत्र के अलावा उत्खनन में उक्त 1.129 हेक्टेयर गैर वन क्षेत्र का उपयोग किया जायेगा।

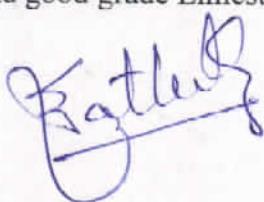
गवदीय

 श्रवण कुमार पाठक

आवेदक

| क्रमांक | सत्री नं. रोड नं. पार्किंग |
|---------|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|
| १२७० | ३५० दंडी लंगुला |
| १२८० | ३५० दंडी लंगुला |
| १२९० | ३५० दंडी लंगुला |
| १३०० | ३५० दंडी लंगुला |

JUSTIFICATION FOR LOCATING THE PROJECT IN FOREST AREA

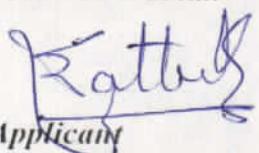
- (a) The applicant seeks diversion of 37 Hects. forest land under section-2 of FCA 1980 for renewal of mining lease, for opencast semi mechanized mining in compartment No. 690 (Old) 776 (New) of Forest Block-Satri of Range & Division Satna, Madhya Pradesh. Besides forest land, 1.129 hecta of non forest land will also be involved for mining.
- (b) The proposed forest land was granted vide State Government order No. 599/7461/dated 13.01.1973 i.e. before promulgation of FCA 1980. The forest (Conservation) Act. 1980 came into force from 24.10.1980 with prospective effect. Therefore it did not required approval during its forest lease period. Hence there were no violations. The applicant was allowed to carry on mining operations in its first lease period. The mining was stopped and totally discontinued after lapse of first life of lease.
- (c) The lessee has applied for renewal of mining lease for 30 years period as per the provisions of MMRD Act. 1957 & MCR 1960.
- (d) The complete applied area is stony with outcrop of limestone having no vegetation. No fresh breaking or degradation of land is involved.
- (e) There is no tree/bushes/shrubs of any kind in the lease area and hence back filling and afforestation at the end will improve the environmental condition of the area.
- (f) It is proposed to fully reclaim and rehabilitate the proposed area under diversion by way of afforestation. It is very will possible due to undulating terrain of applied area and ample quantity of OB and waste available for doing so.
- (g) Mining of mineral is a site specified activity and the quality mineral is generally found in the forest areas. Because mineral resources and Forest Resources Co-exist every where in the globe.
- (h) The mineral Limestone was searched in the nearby areas but no economically viable and good grade Limestone was found.

(i) 

CERTIFICATE

This is to certify that alternative site for availability of mineral Limestone in the nearby private and revenue lands was examined and searched for. This was not found in the areas near by the applied area. no reserve or deposit of Limestone was observed on day of inspection as such there is no alternative to the applied forest land for mining and the demand is minimum.

Shrawan Kumar Pathak


Applicant

BENEFIT ANALYSIS
(EVALUATION OF MINERALS ECONOMY COST BENEFIT ANALYSIS)

In respect of renewal of Mining lease situated in compartment No.-690 (Old) 776 (New) of Satri Reserve forest block, Range-Satna, Division-Satna (M.P.) of Village-Satri , Area- 37.0 hects of land for the mining of Limestone .

PARAMETER NO.-1

The average market value of the mineral *(a)* Rs. 150/- per M.T.. So the total mineral reserve of Limestone will yield = 59,20,000 M.T. x Rs.150/- P.M.T. = Rs. 888 Millions

PARAMETER NO.-2

GOVERNMENT ROYALTY.

The present rate of royalty of the mineral Limestone is about Rs.63/- per M.T.. So the total mineral royalty will be :-

Limestone = 59,20,000 M.T. x Rs.63/- = 372.96 Millions

PARAMETER NO.-3

FOREST DEPARTMENT ROYALTY

The present rate of forest royalty is *(a)* Rs. 7/- per M.T.

Hence the total royalty of forest will be :-

Limestone = 59,20,000 M.T. x Rs. 7/- P.M.T. = Rs. 41.44 Millions

PARAMETER NO.-4

Total employment is 300 workers, assuming 6 person in each family, total population of about 1800 persons will be benefited.

The wage each employed person would be Rs. 100/- (Average) per day and considering 25 working days in a month amount to be paid is :-

One month	=	Rs. 300 x 100	x 25	=	Rs. 0.75 Millions
In one year	=	Rs. 0.75 Millions	x 12	=	Rs. 9.00 Millions
In 30 Years	=	Rs. 30.00 Millions	x 30	=	Rs 270.00 Millions

PARAMETER NO.-5

Total transporting cost of minerals from mine site to destinations will be Rs. 100/- (Average) per M.T. considering total reserve to be transported in 30 years will cost.

Limestone = 59,20,000 M.T. x Rs. 100/- = Rs. 592.00 Millions

PARAMETER NO.-6

Breaking, Sizing and Loading of mineral in to trucks on average will cost Rs. 30/- per M.T. :-

= 59,20,000 M.T. x 30/- Per M.T. = Rs. 177.60 Millions

ABSTRACT OF MINERAL ECONOMY (BENEFITS)

Parameter No. - 1	=	Rs. 888.00	Millions
Parameter No. - 2	=	Rs. 372.96	Millions
Parameter No. - 3	=	Rs. 41.44	Millions
Parameter No. - 4	=	Rs. 270.00	Millions
Parameter No. - 5	=	Rs. 592.00	Millions
Parameter No. - 6	=	Rs. 177.60	Millions
<hr/>			
Total	=	Rs. 2,342.00	Millions

EVALUATION OF SOCIO-ECONOMIC BENEFITS

1. This mine will give direct and indirect employment to about 1000 persons of this locality. The local people coming from villages nearby are employed and this mine is main source of income to support there families.
2. Due to employment of local people who are engaged in mining work do not include in illegal mining of forest products. Thus the running of the mine helps protection and conservation of near by forest.
3. Due to running of mine the transport facility in the locality will be increased and this will be a great relief to the local people.
4. The mining work is mainly and local people employed in the mine return to their village after days work. Therefore workers do not stay at mine site.
5. Nominal land degradation due to mining will be done which will be backfilled, levelled and rehabilitated by way of afforestation in planned manner.
6. Socio-economic status of the region will definitely improve.

*

कार्यालय ग्रामसभा सतरी जनपद पंचायत सतरी, रामपुरबाधेलान
जिला सतना मध्यप्रदेश
ग्रामसभा का सहमति पत्र

प्रमाणित किया जाता है कि -

1 श्री श्रवण कुमार पाठक की माइनिंग लीज में छूना पत्थर खनन का कार्य किया जाना प्रस्तावित है। मेरे पंचायत क्षेत्र का ग्राम सतरी के आरक्षित वन क्षेत्र के वन खण्ड सतरी के कक्ष क्रमांक 690 (776) रेन्ज और वन मण्डल सतना के राजस्व ख.नं. 902,903 में है। उक्त वन भूमि के व्यपर्वन का प्रस्ताव वन (संरक्षण) अधिनियम 1980 के अन्तर्गत ग्राम सभा के समक्ष विचारार्थ प्रस्तुत हुआ है।

2 वन भूमि व्यपवर्तन का प्रस्ताव अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 के अन्तर्गत पात्र वन निवासियों की ग्राम सभा के समक्ष रखा गया है। प्रस्ताव का परीक्षण एवं उस पर चर्चा ग्राम सभा की बैठक दिनांक 12/7/10 को की गई जिसमें ग्राम सभा के 50 प्रतिशत से अधिक सदस्य उपस्थित थे।

3 ग्राम सभा यह प्रमाणित करती है कि व्यपवर्तन के लिए आवेदित वन भूमि के सम्पूर्ण क्षेत्र पर अनुसूचित जनजाति और अन्य परम्परागत वन निवासी (वन अधिकारों की मान्यता) अधिनियम 2006 के अन्तर्गत समस्त औपचारिकताओं/प्रक्रियाओं का पालन पूर्ण कर लिया गया है तथा ग्राम सभा ने व्यपवर्तन के प्रस्ताव के विवरण को समझ लिया है।

4 वन भूमि व्यपवर्तन के फलस्वरूप संपादित किये जाने वाले कार्य के पंचायत क्षेत्र के विकास की संभावना है। अतः ग्राम सभा एद्द द्वारा उक्त कार्य पर अपना अभिमत/सहमति व्यक्त करती है।

संलग्न :- ग्राम सभा की बैठक की कार्यवाही विवरण की छायाप्रति अप्रृकृत प्राप्ति

दिनांक : - 14-7-10

प्रधान/सचिव
हस्ताक्षर नाम एवं मुद्रा सहित

लिप्याल/।।।
सरपंच
14-7-10
ग्राम पंचायत सतरी
14-जू. ।।। रामपुर बाधे; जिला सतना (म.प्र.)

TO WHOM IT MAY CONCERN

This is to certify that there is no Socioeconomic adverse effect on local population and environment due to mining. Therefore satari gram panchayat has no objection in connection with renewal of mining lease of Shri Shrawan Kumar Pathak. Further, it will generate job opportunities to rural poor below poverty line. Further more, it will protect migration of villagers to big cities in search of livelihood. Satari Panchayat is of opinion that the renewal of mining lease is in larger interest of local peoples.

वामकुमारी
सतारी

प्रधान प्रतिपाद्य विधायक
सतारी ग्राम पंचायत श्रीरामगढ़

UNDER TAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt-Satna(M.P.) do hereby undertake that I will obtain approvals under Environment Protection Act 1986 and EIA Notification 2006 before commencement of mining operations after renewal as per rules in the proposed mining project in reserve forest land, 37.0 Hects. in the compartment No.-690 (Old) 776 (New), Forest Block-Satri, Forest Range Satna, Division - Satna (M.P.)

Shri Shrawan Kumar Pathak


Applicant

**LAND RECLAMATION
&
AFFORESTATION PROGRAMME PLAN
(PHYSICAL & FINANCIAL OUTLAYS)**

AREA : 37.0 HECTS.
 VILLAGE : SATRI
 DISTT. : SATNA
 STATE : MADHYA PRADESH

FOREST RANGE : SATNA
 FOREST DIVISION : SATNA
 FOREST BLOCK : SATRI "C"
 COMPARTMENT NO. : 690 (OLD) 776 (NEW)

APPLICANT :-

Shri Shrawan Kumar Pathak

P.O.-Satna
 Distt-Satna (M.P.)

Prepared by :-

Balram Singh Associates Pvt. Ltd.

Regd. No. : RQP/JBP/105/2003/B

Chopra Colony, Maihar
 Distt. : Satna (M.P.) Pin : 485771
 Phone : (07674) 232473
 Fax : (07674) 232144
 e-mail-bsapl_myr@rediffmail.com

**RECLAMATION PLAN
OF
SATRI LIMESTONE DEPOSIT
AREA - 37.0 HECTS.**

DETAILS OF FOREST LAND :-

FOREST RANGE	-	SATNA
FOREST DIVISION	-	SATNA
FOREST BLOCK	-	SATRI "C"
STATE	-	MADHYA PRADESH
FOREST COMPARTMENT NO.	-	690 (OLD) 776 (NEW)
AREA	-	37.0 HECTS.

Shri Shrawan Kumar Pathak has applied for renewal of mining lease over an area of 37.0 Hects. in the village Satri , Distt.-Satna(M.P.) for the mineral Limestone.

LAND RECLAMATION :-

Since land resources are limited and scarce, the degraded land is proposed to be reclaimed and made fit for reuse. The reclaimed land is proposed to be revegetated. The fertility of the soil would be improved by application of suitable fertilizer/manures.

The complete applied area i.e. mineable area will be simultaneously back filled .After backfilling, the reclamation progress would commence. During mining a reversal in the sequence of beds may take place which can be systematized by proper reclamation planning. This could be done during actual operation by closely monitoring the situation.

TECHNICAL RECLAMATION :-

The top soil will be graded and levelled by tractor fitted with scrapers & levellers. The levelled area will be divided in to plots of one hecta. separated by 3 m wide

roads. A series of earthen bunds will hold water and facilitate removal of suspended solid. The side slopes of the internal dump, would also be flattened.

BIOLOGICAL RECLAMATION :-

On the top of the levelled area once the plots are ready, area would be afforested. Pits 20-30 cm dia and about 30 cm deep would be dug. Depending on the type of the soil and type of plant species the interval between the pits would be filled with a mixture of soil and manure. saplings would then be planted at the commencement of monsoon. As far as practical watering arrangement during dry season would be provided.

EXCAVATION OF SOIL / WASTE :-

Total applied area for diversion	-	3,70,000 sqm
Mineable area	-	3,60,000 sqm
Total excavataion	-	33,68,000 cum
Soil	-	1,00,000 cum
Orebody Limestone	-	23,68,000 cum

The topography of the applied area is almost flat. The backfilling will be done in such a way that a parallel profile available at start is obtained at the end

RECLAIMING MATERIAL :-

Soil	-	1,00,000 cum
Mine waste (20%)	-	9,00,000 cum
Total	-	10,00,000 cum

Taking swell factor as 40 % and compaction factor as 10%, total reclaiming material
= $1.40 \times 0.90 \times 10,00,000 \text{ m}^3 = \text{say } 12,60,000 \text{ m}^3$

PROGRAMME OF PLANTATION/RECLAMATION & PHASING OUT OF WORKS (PHYSICAL OUTLAYS) :-

Reclamation will start simultaneously along with the mining operations, as per programme given below :-

Year	Working (Hect.)	Plantation (Hect.)	Reclamation (Hect)	(Soil m ³)	OB / (Mine waste m ³)
1-5 YR.	6.0	1.0	0.50	1500	5,000
6-10 YR.	6.0	3.0	3.5	10,000	95,000
11-15 YR.	6.0	6.0	6.0	20,000	1,50,000
16-20 YR.	6.0	6.0	6.0	20,000	1,50,000
21-30 YR.	12.0	21.0	20.0	48,500	5,00,000
TOTAL	36	37	36	1,00,000	9,00,000

SEQUENCE OF BACK FILLING :-

Mine waste with coarser material will be back filled first and finer material above it. The top soil to the thickness of about 0.15 m will be spread and levelled.

PROGRAMME OF AFFORESTATION :-

Year	PLANTATION			TYPE OF TREES	
	No. of	Area(Hect)	Suvival rate	Local name	Botanical name
1-5 YR.	2000	1	80 %	-----	-----
6-10 YR.	6000	3	80 %	-----	-----
11-15 YR.	6000	3	80 %	--	--
16-20 YR	12000	6	80 %	Type of species given in next page but will be decided in consultation forest department.	
21-30.	42000	21			

The following species of plants has been proposed.

(1)	Acacia leucophloca	-	Reunja
(2)	Emblica officinalis	-	Aonla
(3)	Ficus rekigosa	-	Pipal
(4)	Lagerstroemia parviflora	-	Seja
(5)	Magnifera Indica	-	Mango
(6)	Syzygium cumini	-	Jamun
(7)	Buchansis kanzan	-	Achar
(8)	Disopyros melanoxylon	-	Tendu
(9)	Terminalia tomentosa	-	Saja
(10)	Azadirachta Indica	-	Neem

Barbed wire fencing will be provided to protect the trees and watering arrangement during the dry season will be provided.

Proposed plantation has been shown on reclamation plan appended herewith. Plantation will be done with the commencement of monsoon in consultation with the forest department.

COMPENSATORY AFFORESTATION :-

Besides the plantation in the applied area as mentioned above, compensatory afforestation will be done.

FINANCIAL OUTLAYS :-

The total investment of land reclamation will be divided into two components

(a) Technical reclamation :-

This includes simultaneous backfilling of waste and soil by labour, levelling and grading of the ground, making side slopes, contour paths etc.

(b) Biological reclamation :-

Biological reclamation cost includes preparation of the ground, cost of saplings its plantation and maintenance for five year and fencing around the plantation

The total applied area of 37.0 Hects. will be afforested out of this mineable area is 36 hects. and balance 1 Hects. is barrier zone. Reclamation will only be required in 36 Hects. applied area.

COST OF RECLAMATION AND PLANTATION :-

(a) Technical Reclamation :-

(i) Simultaneous backfilling of soil/waste :-

This will be done by labour force simultaneously in 37 hecta. About 10,00,000 m³ of soil/waste will be back filled. Levelling will be done mechanically.

Cost of labour for topping etc. = 25,00,000/- (i)

(ii) This will be done by tractor fitted with the scrapper and leveller & dozer. This will be engaged for about 100 days.

This will cost about 5,00,000 Rs. (ii)

Cost of application of fertile soil and manure including transportation, labour and cost of manure etc.	=	1,00,000/-
Total cost = 200000/- + 10000/- + 100000/-	=	3,10,000/- [ii]
(iii) Miscellaneous expenses	=	1,00,000/-
(iv) Safety and maintenance of trees will be done by the mine guard.		
So the total cost of biological reclamation	=	(i) + (ii) + (iii)
	=	8,00,000/- + 3,10,000/- + 1,00,000/-
	=	12,10,000/- [B]

HENCE TOTAL COST OF TECHNICAL RECLAMATION & BIOLOGICAL RECLAMATION ETC. :-

$$\begin{aligned}
 &= (A) + (B) \\
 &= 30,10,000/- + 12,10,000/- \\
 &= 42,20,000/- \quad (1)
 \end{aligned}$$

(C) FENCING AROUND THE LEASE AREA IN 900 M PERIPHERY LENGTH :-

(a) Cost of barbed wire :-
Cost per meter = 25/-

4 rows of barbed wire will be provided, hence total length of barbed wire required $2840\text{m} \times 4 = 11360\text{m}$. Hence cost of barbed wire $= 11360 \times 25$
= 2,84,000/-

(b) Flag stone pillars :-

This will provided at interval of 6m for supporting wire hence number of pillars.

Required = $11360 / 3\text{m} = 3787$ Numbers.

Cost of one pillars Rs. 45/-

Hence cost of 3787 pillars = $3787 \times 45 = 1,70,415/-$

(c) Labour cost :-

Minimum wages of unskilled labour per day = 100/- per days.

Total number of man days required will be 100 for erection of pillars and stretching of wire, hence cost of labour $100 \times 100 = 10000/-$

$$\begin{aligned}
 \text{Hence total cost of fencing} &= (a) + (b) + (c) \\
 &= 2,84,000/- + 1,70,415/- 10,000/- \\
 &= 4,64,415/-
 \end{aligned}$$

Say = 5,00,000/- (2)

Hence Total cost of reclamation, plantation including fencing, safety measures taken etc. in 5.00 Hects. area = (1) + (2)
= 42,20,000/- + 5,00,000/-
= 47,20,000/-

ABSTRACT OF PHYSICAL AND FINANCIAL OUT-LAYS ::

Year	Working (Area Hect)	Reclamation		Plantation	
		(Area Hect)	Cost	(Area Hect)	Cost
1-5 YR.	6	0.5	75,000/-	1	40,000/-
6-10 YR.	6	3.5	3,35,000/-	3	1,10,000/-
11-15 YR.	6	6	5,00,000/-	6	2,00,000/-
16-20 YR.	6	6	5,00,000/-	6	2,00,000/-
21-30 YR	12	20	16,50,000/-	21	6,60,000/-
TOTAL	36	36	30,10,000/-	37	12,10,000/-

$$\begin{aligned}
 \text{Hence total cost of reclamation and plantation will be} &= 30,10,000/- + 12,10,000/- \\
 &= 42,20,000/-
 \end{aligned}$$

Adding cost of fencing	=	5,00,000/- + 42,20,000/-
		47,20,000/-

To maintain the ecological balance and nature, land reclamation and afforestation is obligatory. A significant awareness has been generated on environment and reclamation of land is being adopted and has gained momentum. Since land is a basic resource, the reclamation of land has been considered as a part of mining system and the applicant after renewal of mining lease will take all after cares to protect the trees and monitor the implementation of the programme.

Applicant :-

Balram Singh Associates Pvt. Ltd.

Regd. No. : RQP/JBP/105/2003/B

Sanjay K Singh

Director

Encl : Land Reclamation / Afforestation Programme Plan

कायालिय
संचालनालय भौमिकी एवं खनिकर्म
क्षेत्रीय कायालिय रीवा म० प्र०

"विकल्प प्रमाण- पत्र "

"वन भूमि के भासपास भूमि में खनिज उपलब्धता न होने बावृत्"

कायालियीन अभियोग सर्व स्थल निरीक्षण के अनुसार ग्राम- सतरी अ० ८० ९०२, ९०३रक्षा ३० । २९ हैरटेयर तहसील रामपूर ब्लैकान जिला सतना में स्थित है । आवेदक श्री श्रवण कुमार पाठ्क सतना को खनि पट्टा में चूना पत्थर खनिज के लिए स्वीकृत है, जो कि वन क्षेत्र में स्थित है । इससे लगी राजस्व क्षेत्र में उक्त खनिज की उपलब्धता नहीं है सर्व मार्ग न्यूनतम् है क्षेत्र नवीनीकरण की अनुशृंहा की जाती है ।

JMM
क्षेत्रीय प्रमुख
संचालनालय भौमिकी तथा खनिकर्म
क्षेत्रीय कायालिय रीवा म० प्र०
रीवा दि १८-१-२००१

पृ. १२८-२१
पृ. क्र. / भौमिकी/ स्थ नि. २००१

प्रतिलिपि:-

- 1- खनि अधिकारी सतना
- ✓ 2- आवेदक श्रवण कुमार पाठ्क सतना
उनके आवेदन के तारतम्य है

JMM
क्षेत्रीय प्रमुख
संचालनालय भौमिकी एवं खनिकर्म
क्षेत्रीय कायालिय रीवा म० प्र०

Annexure 20(e)

CERTIFICATE

this is to certify that there is no archaeological/ heritage site / defence established, national park, wild life sanctuary, elephant corridor, biosphere reserve or any other important monument located within the or 10 Km radius of proposed diversion area of Satri in Compartment No.-690 (Old) 776 (New) of Satri, Reserve forest block - Satri, Range & Division - Satna (M.P.) applied by me.

Shrawan Kumar Pathak


Applicant

Annex - 20 (i)

UNDERTAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt-Satna(M.P.) do hereby undertake that I will bear the cost of fencing the safety zone area and afforestation over one and half times of degraded forest area as ascertained by the competent authority in the proposed mining project in reserve forest land, 37.0 Hects. in the compartment No.-690 (Old) 776 (New), Forest Block-Satri, Forest Range Satna, Division - Satna (M.P.)

Shri Shrawan Kumar Pathak

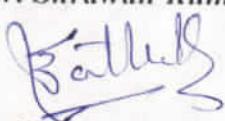

Applicant

UNDER TAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt- Satna(M.P.)

Hereby undertake to pay the cost of compensatory afforestation as well as raise equivalent revenue land for compensatory afforestation in lieu of the required diversion of the 37.0 Hects. reserve forest land in the compartment No.-690 (Old) 776 (New), Forest Block- Satri, Forest Range Satna, Division - Satna(M.P.)

Shri Shrawan Kumar Pathak

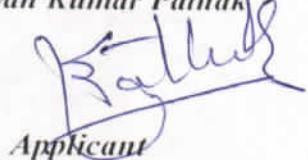

Applicant

UNDER TAKING

I, Shrawan Kumar Pathak, Satna (M.P.) has applied for diversion in Compartment No.-690 (Old) 776 (New) of Satri, Reserve forest block - Satri, Range & Division - Satna (M.P.) applied by me for mining purpose under Section-2 of Forest Conservation Act 1980.

I, Shrawan Kumar Pathak, do hereby undertake that I will deposit the net present value of the 37.0 Hects. proposed diversion area when demanded by the forest deptment at the prevailing rate.

Shrawan Kumar Pathak



Applicant

**DETAILS OF NON-FOREST LAND IDENTIFIED FOR COMPENSATORY
AFFORESTATION**

(1) Details of Area

Village	Khasara No.	Area
Mahewa	52	0.530 hect.
	53	8.147 hect
	54	5.022 hect
	55	2.65 hect
	56	7.890 hect
Total	5 Nos.	24.239 hects.
Kheria Kothar	32	13.890 hects.
Grand Total		38.129 hects.

(2) Tehsil - Rampur Baghlan
 (4) Distt. - Satna
 (5) State - Madhya Pradesh
 (6) Distance - Adjoining the forest boundary
 (7) No. of patch - 1
 (8) Size of patch - Compact

Shrawan Kumar Pathak


Applicant

न्यायालय कलेक्टर, जिला सतना, म०प्र०

चार/आर०

दिनांक

"आदेश"

मध्यप्रदेश शासन, खनिज संधन, विभाग भोपाल के द्वाप्र ब्रा 19-107/88/12/2 दिनांक 17/04/89 के परिप्रेक्ष्य में दिनांक 07/09/01 को आयोजित जिला स्तरीय "बलोयरिंग हाउस" की बैठक में सर्व सम्मति से बन भूमि को अन्य वानिकी कार्यों हेतु उपयोग के लिये बन संरक्षण एवं 1980 की धारा(2) के परिपालन में राजस्व भूमि वैकल्पिक वृक्षारोपण हेतु देने का निर्णय लिया गया।

अतएव श्री... । नं. ५६१ चार/आर०/०१ को माइनिंग लीज के नवीनीकरण/स्वीकृत प्रवर्तन के संदर्भ में अनुलग्न 'अ' के विवरण अनुसार राजस्व भूमि को बन भूमि में राजस्व हेतु के परिपत्र के प्रावधानों के अन्तर्गत हस्तान्तरित (परिवर्तित) को जाती है।

(टी० धर्माराव)

कलेक्टर

सतना, म०प्र०

प्र० ब्रा ५६१ चार/आर०/०१

दिनांक २६-९-१९८१

प्रतिलिपि -

- सचिव, म. प्र. शासन, बन विभाग भोपाल।
- सचिव, म. प्र. शासन, राजस्व विभाग भोपाल।
- बनमण्डलाधिकारी सतना।
- तहसीलदार की ओर सूचनार्थी एवं आवश्यक कार्यवाही हेतु। रजपुर व्यापारी सम्पत्ति जन श्री... । नं. ५६१ चार/आर०/०१ की ओर सूचनार्थी एवं आवश्यक कार्यवाही हेतु अंगूष्ठित।

(टी० धर्माराव)

कलेक्टर

सतना, म०प्र०

• ५८८ •

पनि दिया था ॥ यहां बिना न पहुँचिए

ग्राम भा चाम आम्बू रक्का
तम्मोन तटित

ज्ञान का नाम
तात्त्विक तत्त्व
आपको
रखदा

१- ग्राम-तारी १०२ ३३.३५३

तत्त्वातील
रामसुर शोधान 903 4770

56 122 5
55 262 6
56 7.890 3

मेरिया ऐश्वर ॥ ३३ ॥

32 130.690 E.

गोटर
विल्सन - मुक्ता.

विना-
कोट्टर
मुक्ता.

Annex. - 31 (a)

UNDER TAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt- Satna (M.P.)
do hereby undertake that I will intitiate to the forest department
immediately on notice any case of illegal cutting of trees, illegal mining and
encroachment near the proposed mining project in reserve forest land, 37.0
Hects. in the compartment No.-690 (Old) 776 (New), Forest Block- Satri,
Forest Range Satna, Division - Satna (M.P.)

Applicant

Shri Shrawan Kumar Pathak

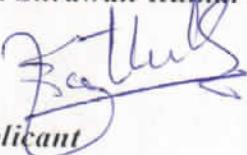

Applicant

UNDER TAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt- Satna(M.P.) has applied for diversion of reserve forest land over 37.0 Hects. in the compartment No.-690 (Old) 776 (New), Forest Block- Satri, Forest Range - Satna, Division Satna(M.P.) for mining purpose under Section-2 of Forest Conservation Act 1980.

I, Shrawan Kumar Pathak, P.O. Satna, Distt- Satna(M.P.) do hereby undertake that I will backfill, level and rehabilitate by way of afforestation, the applied area after mining at my own cost.

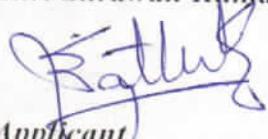
Shri Shrawan Kumar Pathak


Applicant

UNDER TAKING

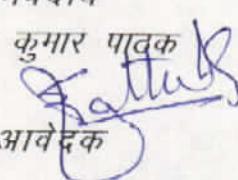
I, Shrawan Kumar Pathak, P.O. Satna, Distt-
Satna(M.P.) do hereby undertake that I am bound to follow any conditions imposed
by the state government of madhya pradesh as well as central government from time to
time in the proposed mining project in reserve forest land, 37.0 Hects. in the
compartment No.-690 (Old) 776 (New), Forest Block- Satri, Forest Range
Satna, Division - Satna (M.P.)

Shri Shrawan Kumar Pathak


Applicant

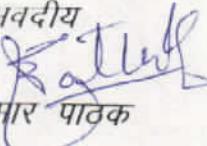
प्रत्याशा मूल्य का वचन - पत्र

यह कि मैं निम्नलिखित कथन करता हूँ कि मेरे द्वारा आवेदित क्षेत्र आरक्षित वन खण्ड सतरी, कक्षा क्रमांक 690 (पुराना) 776 (नया), वन परिषेत्र एवं वनमण्डल- सतना, रकवा - 37.0 हेक्टेयर में वृना पत्थर पट्टा रवीकृत होने पर मैं गध्य प्रदेश शासन द्वारा निर्धारित किये गये प्रत्याशा मूल्य की राशि अदा करने हेतु वचन बद्ध रहूँगा।

भवदीय
श्रवण कुमार पात्रक

आवेदक

प्रमाण - पत्र
पर्यावरण संरक्षण क्लीयरेंस प्रमाण - पत्र

प्रमाणित किया जाता है कि मैं श्रवण कुमार पाठक पोर्ट एवं
जिला - सतना (म.प्र.) द्वारा आवेदित शोत्र आरक्षित वन खण्ड सतरी, कक्ष क्रमांक
690 (पुराना) 776 (नया), वन परिक्षेत्र एवं वनगण्डल - सतना, रकवा - 37.0
हेक्टेयर पर कूना पत्थर पट्टा स्थीकृत होने पर उक्त शोत्र में पर्यावरण प्रदूषण पर
कोई दुष्प्रभाव नहीं होगा न ही भू क्षरण होगा ।

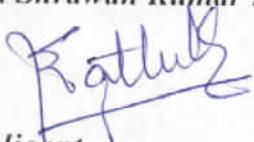
श्रवण कुमार पाठक


आवेदक

UNDER TAKING

I, Shrawan Kumar Pathak, P.O. Satna, Distt- Satna(M.P.)
undertake that only local and regional labour from nearby villages will be
employed in the proposed diversion area as such no labour camp will be
required. However if required arrangement will be made to open a depot for
supplying firewood to the labours employed in the proposed mining project in
compartment No.-690 (Old) 776 (New), Forest Block- Satna, Forest Range
Satna, Division - Satna(M.P.)

Shri Shrawan Kumar Pathak


Applicant