

Annexure - I

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Government of India
Ministry of Environment & Forests
Northern Regional Office,

F.No.: 9-HPB414/1997-CHA

13590-P4

Bays No.24-25,
Dakshin Marg,
Sector-31A,
Chandigarh-160030
Dated: Friday, August 18, 2006

To

The Principal Secretary (Forests),
Government of Himachal Pradesh,
Department of Forests
Shimla.

Sub: Diversion of 0.2898 hectare (instead of 0.5448 hectare) of forest land in which the quarry site is only 0.1964 hectare in favour of Bushahr Laghu Udyog, Pashada for mining and installation of stone crusher under Rampur forest division, District Shimla, Himachal Pradesh.

Sir,

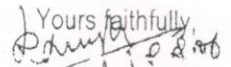
I am directed to refer to Government of Himachal Pradesh letter No FFE-B-F(2)17/2005 dated 22nd February 2005 and letter from Nodal Officer (FCA)-cum-CF (P&L) letter No. Ft.48-314/97 (FCA) dated 14th August 2006 on the above mentioned subject seeking prior approval of the Central Government in accordance with Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State Government, approval of the competent authority is hereby conveyed for diversion of 0.2898 hectare (revised) of forestland for the above mentioned subject to following conditions:

1. Legal status of the forest land will remain unchanged.
2. No tree felling is involved in this case.
3. The forest land will not be used for any purpose other than that specified in the proposal.
4. An undertaking from the user agency may also be obtained stating that in case the rates of NPV are revised upwards, the additional/differential amount shall be paid by the user agency.
5. User agency shall construct 8.00 ft high retaining wall at its own cost towards crusher site to avoid rolling down of debris in the adjoining nallah.
6. Safety zone area will be properly fenced and maintained at the cost of user agency. CA plantation will be carried out over 1.5 time of the safety zone area as per proposed scheme at a cost of Rs. 20,000/- (rupees twenty thousand only) which is report to have already been deposited by the user agency. Plantation will be done within one year from the date of issue of this letter.
7. Recommendations of the approved mining plan w.r.t mining and operations will be strictly adhered to.
8. No damage of any kind will be caused to the adjoining forest area and all the protection/ precautions measures as suggested by the Geologist in his report for stability of the forest area be strictly adhered to.
9. It will be responsibility of the State Government to obtain prior approval/clearance under all other relevant Acts/Rules/Court's Rulings/instructions etc. as applicable to this proposal.

The Ministry may revoke/suspend the clearance if implementation of any of the above conditions is not satisfactory. State Government will ensure fulfillment of these conditions through forest department.

Hindi version will follow

Yours faithfully,

(Rajbir Singh)

Deputy Conservator of Forest (Central)

Copy to:-

1. The Pr. Chief Conservator of Forests, H.P., Talland, Shimla-171001.
2. The Director (FC), Ministry of Environment & Forests, Paryavaran Bhawan, CGO Complex, Lodi Road, New Delhi.
3. DFO, Rampur Forest Division and District Shimla, Himachal Pradesh.
4. M/s Bushahr Laghu Udyog, VPO Pashada, Tehsil Rampur, District, Shimla, HP.
5. Guard file

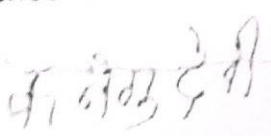
JOINT INSPECTION REPORT

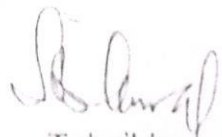
Joint Inspection to ascertain the cause of land slide in the adjoining of M/s Bushahr Laghu Udyog, Pashada have been conducted by the committee vide SDM (Civil) Rampur office letter No. RMP-SDM/2010-1112 dated 29-10-2010. The committee has observed that the machinery of stone crusher has been setup on Khasra No. 38 and Kh. No. 112/21/1 (0-19-60 Hect.) is for quarry and Kh. No. 494/480/33/1 (0-06-20 Hect.) is for grit storage and for dumping site. It is also stated that no encroachment on Govt./forest land has been done by the user agency.

After spot inspection by the committee it was found that the no unscientific mining has been done by the user agency but the land slide occurred due to heavy rain fall during this season and some part of diverted area comprising Khasra No. 112/21/1 have been affected in the land slide alongwith safety zone area. It seems that the land slide occurred due to heavy rain (natural calamity) involving uprooting of 10 trees of chil of different classes (detail attached).

It is submitted that in the lease area the mining activities should be carried out in a scientific manner by making benches etc. and other conditions as suggested in the mining plan. The slided portion of the area should be stabilized and no mining should be done towards the slided portion of the forest area.

As the land slide affected the diverted area of M/s Bushahr Laghu Udyog bearing Kh. No. 112/21/1 which is for the quarry. Hence the committee recommended the remedy of slide portion of forest land through crate wire structure to restore the area and plantation in the safety zone area as well as slided portion of land through user agency under the guidance of forest department, so that further erosion can be checked.


Smt. Kanaktu Devi,
M/S Bushahr Laghu Udyog,
VPO Jhakri Rampur Bushahr.


Tehsildar,
Rampur BSHS (H.A.)

क्रमांक 372/41

Mining Officer,
Distt. Shimla, H.P.

Mining Officer,
Shimla, Distt. Shimla

17/12/24
Assistant Conservator of Forests,
Rampur Forest Division, (H.P.)
Rampur Bushahr, H.P.

Environmental Engineer,
H.P. State Pollution Control Board
Rampur Distt. Shimla HP

Sub-Divisional Magistrate (C)
Rampur Bushahr, H.P.

REGISTERED

No. Udyog-Bhu(Khani-4)Laghu-9/2015
Government of Himachal Pradesh
Department of Industries
"Geological Wing"
Dated: Shimla- 171001,

-13775

31/3/2018

To

✓ Smt. Kanegtu Devi,
Prop:- Bushahar Laghu Udyog,
Village & P. O. Jhakri,
Tehsil Rampur, Distt. Shimla, H. P.

Subject:-

Approval of Mining Plan of area applied for grant of mining lease for extraction of Stone from Khasra No. 13/1 measuring 01-46-12 Hect. (Govt. land, Hill slope) falling in Mauza Pashada of Tehsil Rampur, Distt. Shimla, H. P. for which letter of intent has been issued on 26.8.2017.

Dear Sir,

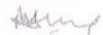
In exercise of powers conferred by Rule 36 of Himachal Pradesh Minor Mineral (Concession) and Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules 2015, I hereby approve the above said Mining Plan for the purpose of obtaining Environment Clearance of the area applied for grant of mining lease for which the letter of intent has been issued on 26.8.2017. The mining plan is approved for a period of five years from the date of execution of mining lease deed. This approval is subject to the following conditions:--

1. That the Mining Plan is approved without prejudice to any other laws applicable to the mine/area from time to time whether made by the Central/State govt. or any other authority.
2. That this approval of the Mining Plan does not in any way imply the approval of Govt. in terms of any other provisions of the H. P. Minor Minerals (Concession) Revised Rules, 1971 now repealed as Himachal Pradesh Minor Mineral (Concession) and Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules 2015 or any other laws including Forest (Conservation) Act, 1980, Environment Protection Act, 1986 and the rules made there under and other relevant statutes, orders and guidelines as may be applicable to lease area from time to time.
3. That the Mining Plan is approved without prejudice to any orders or directions from any Court of competent jurisdiction.
4. That in case State Geologist, Geologist, any other inspecting officer/official of Geological Wing Department of Industries, after field inspection notices that proposals made and workings shown in the mining lease by the RQP need certain corrections/ amendments due to change in conditions either natural or man made, the inspecting officer can recommend necessary amendments in the Mining Plan at any point of time in the interest of environment and mineral conservation.
5. That the lease holder shall procure Environment clearance from the competent authority as per Environmental Impact Assessment notification, 2006 and amendments/notifications issued time to time in this regard.
6. That the approval of proposed mining operations is restricted to the mining lease area only.

7. That in case additional conditions are imposed by the Ministry of Environment & Forests Govt. of India while according clearance under EIA notification dated 14.9.2006 and any condition imposed by the State Govt. while granting mining lease the same shall have to be incorporated by making necessary amendments in the Mining Plan by the lessee through R. Q. P.
8. That in case Mining lease is not renewed or is terminated or working is suspended before the expiry of the lease period due to any reason, the approval of Mining Plan shall stand automatically cancelled.
9. That the lease holder shall carry out production of mineral in accordance to the production shown in Mining Plan and Environmental Clearance which ever is less.
10. That no person shall undertake mining operations in any mining lease area, except in accordance with a Mining Plan approved under sub rule (2) of Rule 39 of Himachal Pradesh Minor Mineral (Concession) and Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules 2015.
11. That the lease holder shall carry out working in the mining lease area as per Mining Plan only after obtaining permission to work in the mining lease area from the competent authority.
12. That if the mining operations are not carried out in accordance with the approved Mining Plan the State Geologist, Geologist, Assistant Geologist and the Mining Officer, may order suspension of all or any of the mining operations and permit continuation of only such operations as may be necessary to restore the conditions in the mine as envisaged under the said Mining Plan.
13. That if any thing is found to be concealed as required under various Rules and guidelines pertaining to mining in the context of the Mining Plan and the proposal for rectification has not been made, the approval shall be deemed to have been withdrawn with immediate effect.
14. That in case of any violation of terms and conditions of the approved Mining Plan, the financial assurance deposited by the said lessee shall be liable to forfeited.

Enclosed:- Copy of approved Mining Plan.


Yours faithfully,


State Geologist
Himachal Pradesh
Shimla-171001.
Dated: 2018

Endst. No. As above.

Copy for kind information to:-

1. The Mining Officer, Shimla, Distt. Shimla, H. P. alongwith a copy of Mining Plan for further necessary action.
2. Sh. J. L. Sud, (Retd. Geologist), 19 Type-IV, Govt. Officer Colony, Kasumpti, Shimla-171009, H. P.


State Geologist
Himachal Pradesh
Shimla-171001.