Sr. Manager (Ne...)
1/10/2016

Government of India

Ministry of Coal

O/o the Nominated Authority

World Trade Centre, New Delhi

Office of the nominated authority constituted under section 6 of the Coal Mines (Special Provisions) Act, 2015.

Allotment order under clause (c) of sub-rule (2) of rule 7 and sub-rule (1) of rule 13

In re: **Gourangdih ABC Coal Mine** (the "mine") particulars of which is specified in **Annexure 1**

Order no.: F. No. 103/6/2016/NA

Date: September 29, 2016

In favour of: **West Bengal Mineral Development & Trading Corporation Limited** incorporated in India under the Companies Act, 1956 with corporate identity number U14219WB1973SGC028707, whose registered office is at 13, Nellie Sengupta Sarani, 2nd Floor Kolkata, West-Bengal – 700087, India (the "Allottee")

For: Sale of Coal

WHEREAS, the nominated authority has, in accordance with the provisions the Coal Mines (Special Provisions) Act, 2015 (the "Act") and the Coal Mines (Special Provisions) Rules 2014 (the "rules") conducted the allotment of the relevant Schedule I coal mine;

AND WHEREAS the allottee is eligible to receive this allotment order with respect to the mine, including, inter-alia -

(a) the coal bearing land acquired by the prior allottee and the lands, in or adjacent to the coal mines used for coal mining operations acquired by the prior allottee; and

(b) any existing mine infrastructure as defined in clause (j) of sub-section (1) of section 3 of the Act;

AND WHEREAS the allottee has furnished a performance bank guarantee dated September 23, 2016 for an amount equal to INR 42,37,50,000.00 (Indian Rupees Forty Two Crore Thirty Seven Lakh and Fifty Thousand) issued by HDFC Bank in accordance with the allotment document and in accordance with the provisions of subsection (6) and sub-section (12) of section 8 of the Act;

AND WHEREAS the allottee has entered into an Allotment Agreement dated August 24, 2016 (as amended) with the nominated authority in accordance with the provisions of sub-rule (5) of rule 13.

NOW, THE NOMINATED AUTHORITY DOES ORDER:

1. On and from September 29, 2016 ("allotment date") and in accordance with sub-section (4) of section 8 read with sub-section (12) section 8 of the Act, with respect to the mine, the following shall stand fully and absolutely transferred and vested in the allottee, namely: -

   (a) all the rights, title and interest of the prior allottee in and over the land and mine infrastructure free from all encumbrances;

   (b) entitlement to a mining lease to be granted by the State Government with the terms and conditions of the Allotment Agreement forming a part of it on making an application;

   (c) all statutory licences, permits, permissions, approvals or consents as per rules, required to undertake coal mining operations in the mine, if already issued by the Central Government, to the prior allottee on the same terms and conditions as were applicable to the prior allottee, as listed in the **Annexure 2**;

   (d) entitlement to any statutory licence, permit, permission, approval or consent required to undertake coal mining operations in the mine, if already issued by the Central Government, to the prior allottee on making an application on the same terms and conditions as were applicable to the prior allottee, as listed in the **Annexure 3**;

   (e) entitlement to any statutory licence, permit, permission, approval or consent required to undertake coal mining operations in the mine, if already issued by the State Government, to the prior allottee on making an application on the same terms and conditions as were applicable to the prior allottee, as listed in the **Annexure 4**;

   (f) rights appurtenant to the approved mining plan of the prior allottee;

   (g) any subsisting contract in relation to coal mining operations, to which the prior allottee was a party and which is assumed, adopted and continued by the Allottee and listed in the **Annexure 5** shall stand novated (by virtue of a deemed consent from the relevant party(ies)), in accordance with the provisions of sub-section (1) of section 11 of the Act in favour of the allottee for the residual term or residual performance of such contract;

2. The Allottee may seek any change in the terms and conditions attached to such licence, permit, permission, approval or consent by making an application in accordance with applicable laws;

3. Hereinafter, the Allottee shall be entitled to take possession of the mine as specified in Annexure-1 without let or hindrance;

Govt. of India
M/o Coal
Nominated Authority

This allotment order is liable to be cancelled in accordance with the provisions of sub-rule (6) of rule 13.

Vivek Bhardwaj
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(By the nominated authority)

नामांकित प्राधिकारी
कोयला मंत्रालय
Govt. of India
M/o Coal
Nominated Authority