

ADITYA BIRLA



UltraTech

Ref/UTCL/DLCW-FC/02-2023

Date – 25-08-2023

Divisional Forest Officer
Obra, Sonbhadra
Uttar Pradesh

Sub: Forest Proposal No.- FP/UP/MON/47074/2020 under Forest Conservation Act, 1980 for diversion of 344.688 Ha of forest land for mining purposes.

Ref: 1- Proposal No. FP/UP/MON/47074/2020, MOEF & CC File No. 8-26/2021-FC, EDS raised on dated 14.11.2022
2- Your Letter No. पत्रांक 226 / ओबरा / 15 भू० ह० दिनांक 26/07/2023 & पत्रांक 180 / ओबरा / 15 भू० ह० दिनांक 19/07/2023

Dear Sir,

In reference to the above subject project and referred letters, point wise EDS compliance for the diversion of 344.688 ha. Forest land within Bhalua & Kajrahat Mine area are enclosed as Annexure-1

This is for your information and necessary compliance please.

Thanking you,

For UltraTech Cement Limited

Rajendra Kabra
(Authorized Signatory)

Encl: **Annexure-1**

1. EDS compliance

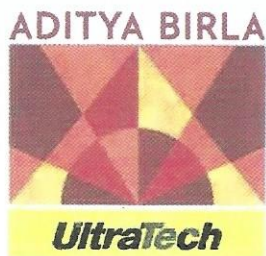
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UltraTech Cement Limited

Unit: Dalla Cement Works : SH 5, Post: Dalla, Distt. Sonbhadra (UP) - 231207.

Tel.: +91 5445 265778, 265801, 265802 | W: www.ultratechcement.com | CIN : L26940MH2000PLC128420

Regd. Office : 'B' Wing, Ahura Centre, 2nd Floor, Mahakali Caves Road, Andheri (East), Mumbai - 400093. Tel.: +91 22 66917800



Annexure -1

MoEFCC File No: 8-26/2021-FC

Forest Proposal No: FP/UP/MIN/47074/2020

Sr. No.	EDS Raised by MoEF&CC	EDS Reply details
1	The DCF/CCF/Nodal Officer (Part IV) and the State Govt. (Part V) are required to give their clear and specific recommendation for the proposal, which has not been provided. The same shall be submitted.	Recommendation of the DFO/CCF/Nodal Officer and State Govt recommendation has been uploaded in Form A: Part-II on Parivesh portal.
2	The copy of User Agency letter dated 17.08.2022 along with an Undertaking that No Mining/Work will done in total Area of 92.60 ha. involving 23.637 ha of Non-Forest land and 68.963 ha of Forest land falling within the Eco-sensitive zone of Kaimoor Wildlife Sanctuary shall be submitted.	Undertaking of No mining activity or any other activity will be carried out in Kaimoor ESZ area. Annexure: Condition No-2 No land use change is proposed in Kaimoor ESZ Area. Total area in ESZ is 92.60 ha whereas 23.637 ha non-forest land and 68.963 ha Forest land.
3	The status of Mining after Expiray of Mining lease in the year 1996 and 2002 in case of Kajarahat Limestone Mine and Bhalua Limestone mining respectively shall be submitted along with the status of violation of FCA 1980 in the proposed area.	The Kajrahat and Bhalua mining leases was transferred by the state Govt. to M/s JP Associates Limited vide GO dated 7th Nov. 2007 and 12th Dec. 2007 respectively pursuant to the orders dated 12.10.2007 of Honourable Allahabad High court subject to the conditions that mining lease covered by Forest land will be transferred to M/s JP Associates Ltd. After the approval of Govt. of India. The above said 2-mining leases were further transferred to M/s Ultra Teach Cement Ltd. By Govt. of UP vide GO No. 1333/86-2017-169/2016 dated 20.06.2017 pursuant to the orders of the National Company Turbinal Bombay dated 15.02. 2017 and NCLT Allahabad (Now Prayagraj) dated 02.03.2017 Since no mining leases for forest area were executed, consequently no activities were carried out in the Proposed Forest area and therefore, no violation of FC Act. 1980 in this area. (NCLT Order is enclosed in Additional information). However, the mining pits noticed during joint inspection with Forest department were mined prior to 1980.



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4	The copy Undertaking that the Mitigation Measures Plan for Kaimoor Wildlife Sanctuary area will be prepared and implemented at the cost of User Agency shall be submitted.	Copy of Undertaking for Mitigation Measures Plan for Kaimoor Wildlife Sanctuary enclosed as Annexure: Condition No-4
5	As per DSS Analysis it has been reported that the KML file of 13 patches having area less than 5 ha are still found uploaded on PARIVESH. The same needs to be revised on the PARIVESH Portal.	In Form A: Part-I at the PARIVESH portal site, the revised KML file following the removal of 13 patches (area less than 5 hectares) is posted. The KML file is also attached in this document for your reference.    CA LAND_UNNAO.k ml CA LAND_MIRZAPU R.kml CA LAND_OBRA.kml
6	The State Govt. has provided the list of CA patches in non-forest land under Mirzapur district which have been found un-suitable for carrying out plantation work. It has been observed that the said areas proposed for CA are un-suitable for plantation and the same are not in conformity with the Ministry's Guidelines dated 13.07.2022 . The areas suitable for plantation in conformity with guidelines issued by the Ministry are therefore required to be provided.	The information regarding list of CA patches in non-forest land under Mirzapur district which are found un-suitable for carrying out plantation work and the reasons thereof have been provided by the DFO. (Inspection Report dated 22-02-2021 DFO, Kaimoor Wildlife & 10-03-2021 DFO, Mirzapur uploaded in Form A: Part-II). The Forest Authorities will be requested to carry out plantation on double degraded forest on the principle of "Tree for tree and land for land". Total 121 ha double degraded CA land given in Obra division for tree plantation uploaded in Form A:Part-II).
7	After superimposing the kml file of Mining lease over the Forest Compartment Boundary available on the DSS Portal, it has been observed that many forest patches within the Kajrahat and Bhalua Mining leases have not been included in the area proposed for diversion. According, less forest area has been applied for diversion (Copy enclosed). The same needs to be incorporated and revised proposal shall be submitted accordingly.	Please refer to the Government Order No. 1333/86-2017-169/2016 issued by the Additional Chief Secretary (UP State Govt.) on June 20, 2017, which is copied below. In this order, the forest area for Bhalua and Kajrahat are specified as being 50.606 ha and 380.635 ha, respectively. There are 431.241 hectares of forests overall. Eco-sensitive zone (68.963 ha) and Kanhar River (17.59 ha) were subtracted, leaving 344.688 ha available for the diversion of forest land. Thus, a request for forest clearance has been made for the whole forest area with the exception of the ESZ, the river in Bhalua, and the Kajrahat mining lease.

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<p>8 The Mining plan of instant project was prepared and approved in the year 2007 in favour of M/s Jaiprakash Associate Ltd. In this regard the relevance and the validity of the Mining plan after a gap of 15 years needs re-examination. Further it has been intimated by the State Govt. that No mining /work will be done in the 92.60 ha area falling within the Eco-sensitive zone. This 92.6 ha area is to be excluded from the mining plan. The mining plan is therefore required to be revised as per the present site conditions and proposed land use.</p>	<p>The mining plan for the Bhalua mining lease's executed area was approved on April 13, 2022, and its validity period ends on March 31, 2027 (copy enclosed).</p> <p>The mining plan for the Kajrahat mining lease's executed working area was approved on October 13th, 2021, and is valid up to March 31st, 2026 (copy enclosed). Please take note that the approved mining plan indicates that the ESZ area is a no-working zone.</p>
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Encl.: As Above

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ADITYA BIRLA



COMPLIANCE OF CONDITION NO-2

UNDERTAKING

We, UltraTech Cement Limited (Unit: Dalla Cement Works- User Agency) hereby confirm that, we have submitted Forest Clearance Proposal No-FP/UP FP/UP/MON/47074/2020 under section 2 (ii) of Forest Conservation Act 1980 over an extent of 344.688 ha forest land for Mining works proposed in village Billi-Markundi, Kota and Padrach, Tehsil-Obra, District Sonebhadra U.P.

We hereby undertake that UltraTech Cement Limited will not do any mining or any other activities in Kaimoor ESZ area of 92.60 ha i.e. (involving 68.963 ha forest land and 23.637 ha non-forest land) falling within the Eco sensitive zone of Kaimoor Wildlife Sanctuary.

Place: Lucknow

Date: 16/06/2023

For, UltraTech Cement Limited



(Authorized Signatory)



UltraTech Cement Limited

Unit: Dalla Cement Works : SH 5, Post: Dalla, Distt. Sonebhadra (U.P.) - 231207.

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ADITYA BIRLA



COMPLIANCE OF CONDITION NO-4

UNDERTAKING

We UltraTech Cement Limited (Unit: Dalla Cement Works- User Agency) hereby confirm that, we have submitted Forest Clearance Proposal No-FP/UP FP/UP/MON/47074/2020 under section 2 (ii) of Forest Conservation Act 1980 over an extent of 344.688 ha forest land for Mining works proposed in village Billi-Markundi, Kota and Padrach, Tehsil-Obra, District Sonebhadra U.P.

We hereby undertake that Ultra Tech Cement Limited shall bear the cost for preparation and implementation of Wildlife Mitigation Measures Plan for Kaimoor Wildlife Sanctuary in the interest of Conservation of flora & fauna, to the protection and development of Forest area for sustainable mining works.

Place: Lucknow

Date: 16/06/2023

For, UltraTech Cement Limited



(Authorized Signatory)



UltraTech Cement Limited

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प्रेषक,

राज प्रताप सिंह,
अपर मुख्य सचिव,
उ०प्र० शासन।

सेवा में,

✓ अधिशासी अध्यक्ष,
मे० जय प्रकाश एशोसिएट्स लि०,
डाला सीमेन्ट फैक्टरी,
डाला, सोनभद्र, उ०प्र०।

भूतत्व एवं खनिकर्म अनुभाग

लखनऊ दिनांक: 20 जून, 2017

विषय:-जनपद सोनभद्र में मे० जय प्रकाश एशोसिएट्स लि० के पक्ष में स्वीकृत लाईम स्टोन मार्बल के 04 खनन पट्टों का मे० अल्ट्राटेक सीमेन्ट लि० के पक्ष में हस्तान्तरण किया जाना।

महोदय,

उपर्युक्त विषयक जिलाधिकारी सोनभद्र को दिनांक 30.03.2017 को निम्नलिखित 04 खनन पट्टों को मे० अल्ट्राटेक सीमेन्ट लि० के पक्ष में हस्तान्तरित करने हेतु दिये गये आवेदन पत्र दिनांक 29.03.2017 के क्रम में अपने पत्र संख्या-जेएल/डीसीएफ/डाला/2017, दिनांक 03.05.2017 का सन्दर्भ ग्रहण करने का कष्ट करें :-

क्र० सं०	खनन पट्टों के नाम	क्षेत्रफल			खनन पट्टों की अवधि/धारा-8ए(5) के अन्तर्गत विस्तारित अवधि	निष्पादन की तिथि
		कुल क्षेत्रफल (हे० में)	स्वीकृत क्षेत्रफल (हे० में)	अवशेष क्षेत्रफल (हे० में)		
1	2	3	4	5	6	7
1	भलुआ लाइम स्टोन माइन्स	643.433	592.827	50.606	09.11.2002 से 08.11.2022 तक 09.11.2022 से 31.03.2030 तक	18.03.2008
2	जुलगुल लाइम स्टोन माइन्स	384.000	350.383	33.617	14.12.2001 से 13.12.2021 तक 14.12.2021 से 31.03.2030 तक	30.01.2008
3	डाला(कजरहट) लाइम स्टोन माइन्स	751.000	370.365	380.635	01.05.1996 से 30.04.2016 तक 01.05.2016 से 31.03.2030 तक	23.07.2008
4	निंघा मार्बल माइन्स	87.000	16.672	70.328	25.08.2008 से 24.08. 2018 तक	05.02.2010
कुल योग -		1865.433	1330.247	535.186		

2. उक्त खनन पट्टों के हस्तान्तरण के सम्बन्ध में जिलाधिकारी सोनभद्र के पत्र संख्या-319/खनिज/जे०पी०/2017-18, दिनांक 30.05.2017 द्वारा अवगत कराया गया है कि डाला (कजरहट) लाइम स्टोन माइन्स एवं निंघा मार्बल माइन्स के खनन पट्टों के विरुद्ध कोई खनन कार्य नहीं हुआ है। 04 खनन पट्टों के सापेक्ष नियमानुसार देय रायल्टी/डेडरेन्ट का दिनांक 31.03.2017 तक कोई बकाया नहीं है।

3. निदेशक, भूतत्व एवं खनिकर्म, उ०प्र० द्वारा "The Mineral (Transfer of Mining Lease Granted Otherwise than through Auction for Captive Use) Rules, 2016" के नियम-5(3) के अनुसार भारतीय खान ब्यूरो द्वारा जारी बुलेटिन के आधार पर उक्त तालिका में क्रमांक-1.2.3 पर उल्लिखित लाईम स्टोन माइन्स के सम्बन्ध में वर्ष 2016-17 में लाइम स्टोन माइन्स के

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औसत विक्रय मूल्य रु0 471.25 प्रति टन के आधार पर अवशेष खनिज भण्डार के अनुमानित खनिज मूल्य का आंकलन करते हुये उसके 0.5 प्रतिशत के समतुल्य अग्रिम संदाय (Upfront payment) का विवरण उपलब्ध कराया गया है। उक्त तालिका में क्रमांक-4 पर अंकित खनन पट्टे के सम्बन्ध में उ0प्र0 उपखनिज (परिहार) नियमावली, 1963 के नियम-21(2) के अनुसार, मार्बल की रायल्टी दर 206.00 प्रतिटन के आधार पर उपलब्ध अवशेष उपखनिज भण्डार के अनुमानित मूल्य, जो अनुमन्य रायल्टी का पाँच गुना होता है, के 0.5 प्रतिशत के समतुल्य अग्रिम संदाय का भी विवरण उपलब्ध कराया गया है। इस प्रकार उक्त चारों खनन पट्टों पर अवशेष खनिज भण्डार के अनुमानित खनिज मूल्य के 0.5 प्रतिशत के अनुसार अग्रिम संदाय का विवरण निम्नवत् है :-

क्र0 सं0	खनन पट्टों के नाम	स्वीकृत क्षेत्रफल (हे0 में)	दिनांक 01.04.2017 को अवशेष		स्तम्भ-5 की धनराशि का 0.5 प्रतिशत (रूपया करोड में)
			भण्डार (मिलियन टन में)	अनुमानित मूल्य (रूपया करोड में)	
1	2	3	4	5	6
1	भलुआ लाइम स्टोन माइन्स	592.827	39.97	1883.60	9.418
2	जुलगुल लाइम स्टोन माइन्स	350.383	93.36	4399.60	21.998
3	डाला(कजरहट) लाइम स्टोन माइन्स	370.365	111.1	5235.60 (खनन कार्य नहीं हुआ)	26.178
4	निंघा मार्बल माइन्स	16.672	7.67	790.01 (खनन कार्य नहीं हुआ)	3.95
कुल योग -		1330.247		12308.81	61.544

4. वर्णित स्थिति में उक्त चारों खनन पट्टों के हस्तान्तरण सम्बन्धी प्रार्थना पत्रों पर "The Mines and Minerals (Development and Regulation) Amendment Act, 2015" , "The Mineral (Transfer of Mining Lease Granted Otherwise than through Auction for Captive Use) Rules, 2016" के नियम-4, 5 एवं 6 और The U.P. Minor Minerals (Concession) Rules, 1963 के सुसंगत प्राविधानों के अन्तर्गत विचार करते हुये उसे मे0 जे0पी0 एशोसिएट्स लि0 से मे0 अल्ट्राटेक सीमेन्ट लि0 के पक्ष में निम्न शर्तों एवं प्रतिबन्धों के अधीन हस्तान्तरित किये जाने का निर्णय लिया गया है :-

- (1). अवशेष अनुमानित खनिज भण्डार के खनिज मूल्य के 0.5 प्रतिशत के समतुल्य एक मुश्त धनराशि रु0 61.544 करोड अंतरिती (Transferee) द्वारा अग्रिम संदाय (Upfront payment) के रूप में राज्य सरकार के पक्ष में 30 दिन के अन्दर जमा किया जायेगा।
- (2). अग्रिम संदाय (Upfront payment) को नियमावली, 2016 के नियम-6 के उपनियम-(1) के अन्तर्गत संदेय धनराशि के सापेक्ष पूरा का पूरा समायोजित किया जायेगा।
- (3). अंतरिती द्वारा उक्त नियमावली, 2016 के उपनियम-4 के अनुसार अग्रिम संदाय करने के 15 दिन के अन्दर खान मंत्रालय भारत सरकार द्वारा भारत के राजपत्र दिनांक 02. 07.2015 के भाग-1, खण्ड-1, में प्रकाशित प्रपत्र में खान विकास एवं उत्पादन करार (Mine Development and Production Agreement) पर राज्य सरकार के साथ हस्ताक्षर किया जायेगा।

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- (4). खान विकास एवं उत्पादन करार (Mine Development and Production Agreement) पर हस्ताक्षर करने के 15 दिन के अन्दर अवशेष खनिज भण्डार के खनिज मूल्य के 0.5 प्रतिशत के समतुल्य धनराशि बैंक गारन्टी के रूप में अथवा प्रतिभूत जमा के तौर पर अंतरिती द्वारा राज्य सरकार को निष्पादन प्रतिभूत प्रदान किया जायेगा।
- (5). निष्पादन प्रतिभूति को प्रत्येक पाँच वर्षों में समायोजित किया जायेगा, ताकि यह अनुमानित संसाधनों के पुनर्मूल्यांकन मूल्य के 0.50 प्रतिशत के तत्समान बनी रह सके।
- (6). अंतरिती को नियमावली, 2016 की अनुसूची-4 के अनुसार चारो खनन पट्टों के सापेक्ष देय रायल्टी पर 80 प्रतिशत अतिरिक्त रायल्टी का भुगतान करना होगा। रायल्टी संशोधित होने पर यह दर भी तदनुसार संशोधित होगी।
- (7). हस्तान्तरण की तिथि तक खनन पट्टों के सम्बन्ध में देय रायल्टी/डेड रेन्ट का भुगतान मे0 जे0पी0 एसोसिएट्स लि0 को करना होगा। हस्तान्तरण के उपरान्त यह धनराशि मे0 अल्ट्राटेक सीमेन्ट लि0 द्वारा भुगतान की जायेगी।
- (8). राज्य सरकार द्वारा अंतरक (Transferor) को रायल्टी मद में 18,70,536.00 टन लाईम स्टोन हेतु प्रतिवर्ष रायल्टी से छूट प्रदान की गयी थी, जो दिनांक 01.02.2008 से 31.01.2018 तक प्रभावी है, किन्तु पट्टा हस्तान्तरण के उपरान्त अवशेष अवधि के लिये यह छूट अंतरिती (Transferee) को अनुमन्य नहीं होगी।
- (9). खान व खनिज (विकास व विनियमन) अधिनियम-1957 यथा संशोधित अधिनियम-2015 के प्राविधान के अनुसार मुख्य खनिजों के लिये बनाये गये एन0एम0ई0टी0 के अंशदान का भुगतान हस्तान्तरण की तिथि तक अंतरक (Transferor) द्वारा किया जायेगा। पट्टा हस्तान्तरण के उपरान्त इसका भुगतान अंतरिती (Transferee) द्वारा किया जायेगा। इस धनराशि की गणना, जिलाधिकारी द्वारा, निकासी किये गये खनिज की मात्रा व जमा रायल्टी के आधार की जायेगी।
- (10). खान व खनिज (विकास व विनियमन) अधिनियम-1957 यथा संशोधित अधिनियम-2015 के प्राविधान के अनुसार मुख्य खनिजों/उपखनिजों के लिये उ0प्र0 जिला खनिज फाउंडेशन न्यास नियमावली, 2017 के अनुसार न्यास निधि में अंशदान, अंतरण की तिथि तक, मे0 जे0पी0 एसोसिएट्स लि0 द्वारा किया जायेगा। खनन पट्टा हस्तान्तरण के उपरान्त इसका भुगतान मे0 अल्ट्राटेक सीमेन्ट लि0 द्वारा किया जायेगा। इस धनराशि की गणना, जिलाधिकारी द्वारा, निकासी किये गये खनिज की मात्रा व जमा रायल्टी के आधार की जायेगी।
- (11). अंतरक और अंतरिती (Transferor and Transferee) खनन पट्टा के अन्तरण के लिये नियमावली, 2016 के नियम-5 के उपनियम-(4), (6) तथा (7) में विनिर्दिष्ट शर्तों के पूर्ण होने की तारीख से 30 दिन की अवधि के भीतर विनिर्दिष्ट प्रपत्र में सम्यक्तः रजिस्टरीकृत विलेख संयुक्त रूप से राज्य सरकार को प्रस्तुत करेंगे।
- (12). खनन पट्टों का हस्तान्तरण "The Mines and Minerals (Development and Regulation) Amendment Act, 2015", "The Mineral (Transfer of Mining Lease Granted Otherwise than through Auction for Captive Use) Rules, 2016" तथा "The U.P. Minor Minerals (Concession) Rules, 1963" के अन्य सुसंगत प्राविधानों के अन्तर्गत होगा।



(13). उक्त शर्तों एवं प्रतिबन्धों के अतिरिक्त खनन पट्टों की शेष शर्तें यथावत् प्रभावी रहेगी।

5. कृपया उक्त खनन पट्टों के हस्तान्तरण के सम्बन्ध में यथाप्रक्रिया आवश्यक कार्यवाही समयान्तर्गत सुनिश्चित करने का कष्ट करें।

आज्ञा से,
(राज प्रताप सिंह)
अपर मुख्य सचिव।

संख्या— 86/2017, तददिनांक :-

प्रतिलिपि निम्नलिखित को सूचानार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित :-

- 1 महानियंत्रक, भारतीय खान ब्यूरो, नागपुर, महाराष्ट्र।
- 2 निदेशक, भूतत्व एवं खनिकर्म विभाग को उनके पत्र संख्या-356/एम-12 सी 373/09(जे0पी0ए0), दिनांक 12.06.22017 के सन्दर्भ में।
- 3 जिलाधिकारी, सोनभद्र को उनके पत्राक-319/खनिज/जे0पी0/2017-18, दिनांक 30.05.2017 के सन्दर्भ में इस निदेश के साथ प्रेषित कि प्रश्नगत खनन पट्टों के अन्तरण के सम्बन्ध में संगत प्रभावी नियमों के अनुसार आवश्यक कार्यवाही करने का कष्ट करें।
- 4 मे0 अल्ट्राटेक सीमेन्ट लि0, बी-विंग, सेकेण्ड फ्लोर, अहुरा सेन्ट, अंधेरी ईस्ट, महाकाली केव्स रोड, मुम्बई, 400093 को इस निदेश के साथ प्रेषित कि हस्तान्तरण की शर्तों एवं प्रतिबन्धों के अधीन समयान्तर्गत आवश्यक कार्यवाही करने का कष्ट करें।
- 5 गार्ड फाइल।

भवदीय,
(आत्मा राम)
संयुक्त सचिव।

भारतसरकार
खानमंत्रालय
भारतीय खानब्यूरो
क्षेत्रीय खाननियंत्रक का कार्यालय



GOVERNMENT OF INDIA
MINISTRY OF MINES
INDIAN BUREAU OF MINES
O/O THE REGIONAL CONTROLLER OF MINES

फा0 सं0- UP/Sonbhadra/ Limestone / MPLN/MOD-02/2022-23
प्रति,

जबलपुर, दिनांक: 13/04/2022

✓ **Shri K.C.Jhanwar,**
Nominated Owner
M/S Ultra Tech Cement Ltd.
B'wing, Ahura Center, 2nd Floor, Mahakali
Caves Road, Andheri (E),
Mumbai -400093. Maharashtra
E-mail: ajit.ostwal@adityabirla.com, kailashjhanwar@adityabirla.com

विषय:- उ0प्र0 राज्य के सोनभद्र जिले में स्थित आपकी भलुआ लाइमस्टोन खान (क्षेत्र 592.827 हे0) के एमसीआर- 2016 केनियम 17 (3) के अंतर्गत जमा किए गए अनुमोदित खनन योजना में संशोधन का अनुमोदन।

संदर्भ :-1) आपका पत्र जिसकी कार्यालय में प्राप्ति दि0-15/03/2022, भारतकोश द्वारा जमा प्रक्रिया शुल्क की रसीद संख्या 2402220019977, दि0 24/02/2022 conformed on 21/03/2022
2) इस कार्यालय का समसंख्यक संवीक्षा-पत्र दि0-29/03/2022
3) आपका/क्यू पी0 का पत्र (प्राप्ति दि 11/04/2022)

महोदय,

In exercise of the powers conferred under Clause (b) of Sub-section (2) of Section 5 of Mines and Minerals (Development and Regulation) Amendment Act, 2015 read with Government of India Order no. S.O.1857(E), dated 18/05/2016, I hereby **Approve** the above said Modification in approved Mining Plan submitted under Rule 17(3) of Minerals (Other than Atomic and Hydrocarbons Energy Minerals) Concession Rules, 2016. This approval is subject to the following conditions:

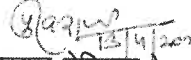
1. The Modification in Approved Mining Plan is approved without prejudice to any other law applicable to the mine area from time to time whether made by the Central Government, State Government or any other authority and without prejudice to any order or direction from any court of competent jurisdiction.
2. The proposals shown on the plates and / or given in the document is based on the lease map / sketch submitted by the lessee and is applicable from the date of approval.
3. It is clarified that the approval of aforesaid Modification in Approved Mining Plan does not in any way imply the approval of the Government in terms of any other provision of Mines & Minerals (Development & Regulation) Amendment Act, 2015, or the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016 & its subsequent amendments and any other laws including Forest (Conservation) Act, 1980, Environment (Protection) Act, 1986 or the rules made there under, Mines Act, 1952 and Rule & Regulations made there under.
4. Indian Bureau of Mines has not undertaken verification of the mining lease boundary on the ground and does not undertake any responsibility regarding correctness of the boundaries of the Leasehold shown on the ground with reference to lease map & other plans furnished by the lessee.
5. At any stage, if it is observed that the information furnished, data incorporated in the document are incorrect or misrepresent facts, the approval of the document shall be revoked with immediate effect
6. This approval is restricted in respect of proposals given in the document for the period **2022-23 to 2026-27** with validity up to **31/03/2027 from the date of approval**, subject to all other statutory clearances.
7. The performance security for the amount of Rs. 9,41,80,000/- (Nine Crore Forty One lakh Eighty Thousand only) is valid upto 31/07/2022. In this regard, intimation for furnishing the performance security for the next five year w.e.f. 01/08/2022 to the State Govt. shall be given to this office positively. **The approval for next five year is conditionally accorded subject to the submission of performance security for extended period before 30/07/2022, failing which the approval shall stand revoked without issuing any separate order in this regard.-2-**
8. A drone survey of the leased area and up-to 100 metres outside the lease boundary shall be carried out and processed output [Digital Elevation Model (DEM) and Orthomosaic] images obtain from such survey or any other format as may be specified by the Indian Bureau of mines in this regard shall be submitted to this office and the Controller General, IBM as per rule 34A of MCDR Amendment Rules, 2021 within six (6) months from the date of notification of these rules.

Yashwanth

- 9 Waste/ Overburden disposal from the mining lease area as minor mineral for the period 2023-24, onwards shall be done only after seeking permission under rule 12(1)(k) of MCR,2016.

संलग्न:-अनुमोदित खनन योजना में संशोधन का अनुमोदन की एक प्रति के साथ।


भवदीय,


(पुखराज नेगिवाल)

क्षेत्रीय खान नियंत्रक
भारतीय खान ब्यूरो, जबलपुर

प्रतिलिपि :-

- 1) निदेशक, भूतत्व एवं खनिकर्म निदेशालय, खनिज भवन, 27/8 राम मोहन राय मार्ग, लखनऊ (उ०प्र०) 226001 को अनुमोदित खनन योजना में संशोधन की एक प्रति के साथ सूचनार्थ प्रेषित।
- 2) श्री अतुल गेहराना द्वारा अल्ट्रा टेक सीमेंट लिमिटेड डाला सीमेंट फैक्ट्री पोस्ट आफिस डाला जिला सोनभद्र(उ०प्र०) को सूचनार्थ प्रेषित E-mail :- atul.gahrana@adityabirla.com
- 3) Shri Punit Nigam, Holtech Consultant Pvt. Ltd.; Holtech Centre A Block, Sushant Lok, Gurgaon-122001 Haryana को सूचनार्थ प्रेषित E-mail :- pn@holtecnet.com


(पुखराज नेगिवाल)

क्षेत्रीय खान नियंत्रक
भारतीय खान ब्यूरो, जबलपुर

भारत सरकार
खान मंत्रालय
भारतीय खान ब्यूरो
क्षेत्रीय खान नियंत्रक का कार्यालय



GOVERNMENT OF INDIA
MINISTRY OF MINES
INDIAN BUREAU OF MINES
O/O THE REGIONAL CONTROLLER OF MINES

फा0 सं0 - MP/Sonbhadra/Limestone/MPLN/MOD-14/2021-22

जबलपुर, दिनांक : 13/10/2021

प्रति,

M/s Ultratech Cement Limited,
"B" Wing, Ahura Centre, 2nd Floor,
Mahakali Caves Road, Andheri (East),
Mumbai - 400 093 (Maharashtra)
E-mail: - kailash.jhanwar@adityabirla.com

विषय:- उ0प्र0 राज्य के सोनभद्र जिले में स्थित आपकी डाला (कजराहट) लाइमस्टोन खान (क्षेत्र 370.365 हे0)
के एमसीआर- 2016 के नियम 17 (3) के अंतर्गत जमा किए गए अनुमोदित खनन योजना के लिए प्रस्तुत
संशोधन का अनुमोदन।

- संदर्भ :-1) आपका पत्र क्रमांक - UTCL/MINES/DLCW/2021/02, दि0 20/08/2021, कार्यालय में प्राप्ति दि0-
26/08/2021, डिमांड ड्राफ्ट द्वारा जमा प्रक्रिया शुल्क की रसीद संख्या 3007210001723, दि0
30/07/2021
2) इस कार्यालय का समसंख्यक संवीक्षा-पत्र दि0- 01/10/2021
3) आपका/क्यू पी0 का पत्र क्रमांक - कुछ नहीं, (प्राप्ति दि0 12/10/2021)

महोदय,

In exercise of the powers conferred under Clause (b) of Sub-section (2) of Section 5 of Mines and Minerals (Development and Regulation) Amendment Act, 2015 read with Government of India Order no. S.O.1857(E), dated 18/05/2016, I hereby **Approve** the above said Modification in Approved Mining Plan submitted under Rule 17(3) of Minerals (Other than Atomic and Hydrocarbons Energy Minerals) Concession Rules, 2016. This approval is subject to the following conditions:

- 1 The Modification in Approved Mining Plan is approved without prejudice to any other law applicable to the mine area from time to time whether made by the Central Government, State Government or any other authority and without prejudice to any order or direction from any court of competent jurisdiction.
- 2 The proposals shown on the plates and /or given in the document is based on the lease map /sketch submitted by the lessee and is applicable from the date of approval.
- 3 It is clarified that the approval of aforesaid Modification in Approved Mining Plan does not in any way imply the approval of the Government in terms of any other provision of Mines & Minerals (Development & Regulation) Amendment Act, 2015, or the Minerals (Other than Atomic and Hydro Carbons Energy Minerals) Concession Rules, 2016 and any other laws including Forest (Conservation) Act, 1980, Environment (Protection) Act, 1986 or the rules made there under, Mines Act, 1952 and Rule & Regulations made there under.
- 4 Indian Bureau of mines has not undertaken verification of the mining lease boundary on the ground and does not undertake any responsibility regarding correctness of the boundaries of the leasehold shown on the ground with reference to lease map & other plans furnished by the lessee.
- 5 At any stage, if it is observed that the information furnished, data incorporated in the document are incorrect or misrepresent facts, the approval of the document shall be revoked with immediate effect.
- 6 The Financial Assurance furnished by you for Rs. 27,00,000/- (Rs. Twenty-Seven Lakh only) is valid up to 31/03/2026 and next Financial Assurance shall be submitted on or before 31/03/2026.
- 7 This approval is restricted in respect of proposals given in the document for the period 2021-22 to 2025-26 with validity up to 31/03/2026 from the date of approval, subject to all other statutory clearances.

- 8 If the approval conflicts with any other law or court order/direction under any statute, it shall be revoked immediately.

संलग्न:- अनुमोदित खनन योजना की एक प्रति के साथ।

भवदीय,



(पुखराज नेगिवाल)
क्षेत्रीय खान नियंत्रक

13/10/2021

भारतीय खान ब्यूरो, जबलपुर

पता : योजनाक्रमांक 11, कमलानेहरू नगर, जबलपुर 482002 (M.P.) / फोन 2416780 / 2416589 / 2416231 फॅक्स 0761- 2416780
Address : Scheme No 11, Kamla Nehru Nagar, Jabalpur 482002 (M.P.) Phone 2416780 / 2416589 241631 Fax : (0761) 2416780
E Mail : ro.jabalpur@ibm.gov.in

JUSTIFICATION FOR LOCATING THE PROJECT IN FOREST LAND AND DETAILS OF ALTERNATIVE EXAMINED

Dalla Cement Works (DCW) along with captive mine was acquired from Jaiprakesh Associates Limited (JAL) by Ultratech Cement limited pursuant to scheme of arrangement Sectioned by NCLT bench at Mumbai on 15.02.2017 and NCLT bench at Allahabad on 02.03.2017 respectively. the Scheme was made effective from 29.06.2017 by the resolution passed at meeting of Board of directors of Ultratech and JAL held on 29.06.2017 respectively. earlier JAL has acquired the Dalla Cement Factory along with its captive mines through sale of asset of Uttar Pradesh State Cement Corporation Limited (UPSCCL) (in Liquidation) as approved by the order dated 11-10-2006 read with order dated 12.10.2007 of the Honorable Allahabad high Court. Kajarahat Limestone Mine & Bhalua Limestone Mines as part of MOI whose non forest area is only available for mining and lease of the forest area has not been graded /executed till date. The details of limestone reserve which are available in non-forest area of the above mine are given in the following table:

Sl. No.	Mines	Available Area as per MOI (In ha.)	Area of lease of non-forest area (in ha.)	Limestone reserve on non-forest area (in MT)	Area of lease in forest area (in ha.)	Limestone reserve on forest area (in MT)
1.	Kajarahat	751.000	370.365	NIL	380.635	135.70
2.	Bhalua	643.433	592.827	5.00	50.606	10.45
	Total	1394.433	963.192	5.00	431.241	146.15

Out of total forest land, the following area is applied for diversion –

Lease	Total Area (ha)	Non-Forest (ha.)	Forest (ha.)	Forest Area in ESZ (ha.)	River (ha.)	FC (ha.)
Bhalua	643.433	592.827	50.606	0	0	50.606
Kajarahat	751.000	370.365	380.635	68.963	17.590	294.082
TOTAL	1394.433	963.192	431.241	68.963	17.590	344.688

It seems that 96.69% limestone are blocked because of non-availability of the forest land, which was under possession of the UPSCCL, earlier when DCW was functioning and the mining activity were going on since 1976. Thereafter, the mine stood transferred to JAL pursuant to the order dated 12.10.2007 on the Honorable Allahabad High Court as stated above. Therefore, this forest land required to transfer to UltraTech Cement Limited to conduct mining operation for which DCW has been established and the same limestone is required for Dalla Super Cement Works, which was established keeping in mind availability of total limestone reserve.

The forest land of Kajarahat & Bhalua limestone mines is $380.635 + 50.606 = 431.241$ ha. M/s UltraTech Cement Limited have applied total 344.688 ha for diversion of forest land, excluding the Eco-sensitive Zone (68.963 ha.) and Kanhar River Area (17.590 ha.)

प्रतिहस्ताक्षरित
प्रमाणित प्रनाधिकारी
ओवरस वन प्रभाग
ओवरस-सोनभद्र

For UltraTech Cement Limited

(Authorised Signatory)