



# MSPL LIMITED

**Corp. Office :** Baldota Enclave, Abheraj Baldota Road, Hosapete - 583203 , Karnataka, India.  
Office : +91 8394 232002, 232003, Fax : +91 8394 232444  
Email : [email@msplimited.com](mailto:email@msplimited.com) url : [www.baldota.co.in](http://www.baldota.co.in)

**Reg. Office :** Baldota Bhavan, 117, Maharshi Karve Road, Mumbai - 400020. India.  
Tel : +91 22 22030989 Tel : +91 22 22019762 Email : [mspl.mum@msplimited.com](mailto:mspl.mum@msplimited.com)  
CIN U13100MH1961PLC012160

MSPL/RIOM/DCF/EDS/2022-23

Dated: 13.03.2023

To,  
The Range Forest Officer,  
Sandur North Range,  
Sandur.

Respected Sir,

**Sub: Diversion of 32.49Hectare of forest land (30.09Ha for Mining lease and 2.40Ha for approach road) in Ramanamalai Block Forest, Sandur Taluk, Ballari District (Ramdev Iron Ore Mine ML No. 2563 erstwhile C- category mine e-auctioned) in favour of M/s. MSPL Limited, the preferred bidder. (Proposal NO. FP/KA/MIN/50114/2020 (Form-A)-Reg.**

Ref: 1. DCF office Letter No: M1/MNG/MSPL/M.L.2563/2019-20	Dated: 06.02.2023.
2. DCF office Letter No: M1/MNG/MSPL/M.L.2563/2019-20/188	Dated: 14.12.2022.
3. MOEF&CC, IRO office Letter F.No.4-KRC1387/2022-BAN/920	Dated: 07.11.2022.
4. MOEF&CC, IRO office Letter F.No.4-KRC1387/2022-BAN/1031	Dated: 02/06.12.2022.

With reference to the above subject and reference No.1 cited above, we are herewith submitting the following point wise information/clarification for the details sought by MoEF, IRO and have furnished the necessary documents.

Detail sought by Forest Department	MSPL Reply /Clarification
I. Approach road to the mine is having an overlapping road with the mine of M/s Lakshmi Minerals for which FC proposal is made by Lakshmi Minerals for 0.22 ha of forest land.	This 0.22 ha of forest land is located in the approach road area which is being used by maximum lessees of RM range Mines. It is not contiguous to the Mining lease. Hence, we have not included 0.22 ha of forest land in our proposal. It was applied by M/s Lakshmi Minerals. We will take consent/NOC for using this road, once they get stage-II approval.
II. The user agency also requires 1.30 ha of FC approved area of M/s Lakshmi Minerals for approach road. Therefore the proposal for approach road shall include diversion/re-diversion of these areas in the proposal	We made a request to M/s Lakshmi Minerals to issue consent/NOC for 1.30 ha (860 mtrs) of approach road vide our letter dated 12.11.2019. Letter attached in <b>Annexure-1</b> . Since they are delaying/avoiding the matter, we made a request to the Director, Department of Mines and Geology, Bengaluru with a copy to the PCCF (FC) & Nodal officer to issue consent/NOC as per the ML condition to provide Right of way to the neighboring leases vide letter No.MSPL/RIOM/DMG/02/2020-21, Dated 05.06.2020. Letter attached in <b>Annexure-2</b> . Hence we request for re-diversion of 1.30 ha area as per para 5.6 (b) of Chapter 5, Part-B of Handbook of guidelines for effective and transparent implementation of the provisions of Forest (Conservation) Act, 1980 dated 28.03.2019.
III. It was also learnt during the site inspection that the earlier lessee was using a different road to the mine. Therefore approach road alternatives should be examined properly and finalized, and while doing so, non-forest areas should be preferred and forest land should be the last option when its use is inescapable.	Earlier Lessee was using a different road from mines to Ramghad Railway station before 2010. Now the road is in disturbed condition and closed in maximum areas with full vegetation. Alternative approach roads examined thoroughly including above mentioned road. We calculated the distance from mines to SH 49 road junction point (between Venkatagiri and jaisinghpur villages) through ODR road

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	<p>which is nearby towards reaching Hospet.</p> <p>Road option details are given below and plan showing alternative approach roads enclosed in <b>Annexure-3</b> for your reference.</p> <p>Option.1 Forest road covering a distance a 3.39 Kms and passing through 1 lease (M/s Lakshmi Minerals) which is proposed by M/s MSPL Limited. This is also an old road used by nearby Mines.</p> <p>Option.2 Forest road covering a distance of 7.70 Kms, passing through 3 leases. (AMC, SBM, IYLI).</p> <p>Option.3 Forest road covering a distance of 10.80 Kms, passing through 1 lease which was used by erstwhile lessee M/s KLD.</p> <p>By considering the Environmental damage and the distance of the forest road, we have opted the shortest route, out of 3 options i.e Option 1 which is passing through M/s Lakshmi Minerals.</p> <p>Non-forest land is not available in the vicinity of the Mining lease. Hence we preferred Forest land for the purpose of approach road.</p>
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With reference to the above subject and reference No.2 cited above, we are herewith submitting the following point wise information/clarification for the details sought by MoEF, IRO and have furnished the necessary documents.

Detail sought by Forest Department	MSPL Reply /Clarification
I. The permission obtained by state Government from Hon'ble Supreme Court for e-auction of ML NO: 2563 as sought by this office vide letter no FCA/16.1/105/KAR/MIN/672 Dt: 30.09.2020 may be provided.	Attached the court order copies dated 30.07.2015 and 13.09.2017. in <b>Annexure-4</b>
II. PCCF while forwarding proposal has reported that as per the joint survey conducted by CEC and as per digitization of sketch, the extent of Mining lease is 30.09 ha. Further, it is also reported that certain extent of area is overlapping with adjacent mining leases and therefore, it was proposed to consider the forest clearance over and mining leases and therefore, it was proposed to consider the forest clearance over and extent of 32.486 ha (i.e., 30.826 ha. For mining and 2.40 ha. For approach road). However in Part-III. IV & V the entire area of 32.49 ha. i.e., 30.09 for mining and 2.40 ha. For approach road is recommended. This may be clarified.	This may be clarified by DCF Ballari.
III. As per satellite imagery the non-forest land of 15.3 ha. Identified in Amagaon village towards CA is already having vegetation. Therefore, it may be clarified whether the identified non-forest land can support planting of 1000 trees per ha as per FC guidelines. If not, the details alternate degraded forest land identified for planting of remaining plants may be furnished. The site suitability of non-forest selected for CA may also be furnished.	The letter form DCF, Belagavi dated 17.01.2023 for site suitability certificate of CA land & CA scheme for 10 years and details of alternate degraded forest land identified for plantation is attached in <b>Annexure-5</b> for your reference.

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WE ARE LIFE

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IV. Cost Benefit Analysis Ratio may be furnished as per FC guidelines.	Attached Cost Benefit Analysis Ratio as per guidelines in <b>Annexure-6</b>
V. The entire copy of the Mining plan may be uploaded in the Parivesh portal with the annexures, appendix etc.	Since the size of the Mining plan is too big, We made it three files and the same uploaded in the Parivesh portal.
VI. KML file of the safety zone and map of proposed land use plan may be provided. The Location details of degraded forest land identified for planting in lieu of safety zone may be provided.	KML file of safety zone & map of proposed land use plan attached in <b>Annexure-7</b> . Location details of degraded forest land may be provided by department.

Kindly accept the documents submitting to you for information/Clarification of the above points. Please consider and recommend the file for further process and do the needful.

Thanking you.

For MSPL Limited,

K. Madhusudhana  
Chief Executive Officer

Copy to:

1. Deputy Conservator of Forests, Ballari Division, Ballari.

ENCL: 7 Sets documents as per Annexure

14/03/23

16/03/23



## MSPL LIMITED

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 CIN U3100MH1961PLCO12160

TO  
 Sri. K R Kavira  
 M/s Lakshmi Minerals,  
 Hosapete.

Date: 12.11.2019.

Respected Sir,

Sub: Request for NO OBJECTION LETTER for usage of Approach Road in your mining lease  
 No: 2545 of Jaisinghpura Iron Ore Mine, RM Block, Sandur Taluk, Ballari Dist.

With reference to the above subject, we would like to inform that we M/s MSPL Ltd as a preferred bidder of e-auctioned mine (erstwhile lessee M/s Kanhaiyalal Dudheria ML No. 2563) Ramdev Iron Ore Mine of M/s MSPL Ltd, we have applied for Forest clearance for Approach Road to MOEF & CC (FC division)

The said approach road passes through your mining lease of an extent of 1.30 Ha, the APCCF (Forest Conservation and Nodal Officer (FCA) Bengaluru has informed us to obtain NOC from your side to use length of road falling in your mining lease area.

Hence, we hereby request you to kindly give No Objection to use 1.30 Ha of the said area adjacent to forest boundary, for vehicle movement on the following conditions.

- 1) We will utilize the above area proposed for vehicle movement and lawful goods only.
- 2) We will take care of safe and security of movement by deploying.
- 3) We will mutually coordinate with the authorized officers for carrying of movement and your operations.
- 4) We shall take care and bear the costs to make the said position of land motorable and avoid any inconvenience to be caused to your operation due to the vehicle movements.
- 5) We will take required approvals and clearances from the concern authorities.
- 6) In case of any objections from authorities or anybody, it is our responsibility to handle the issue.
- 7) We will indemnify you against any harm, loss, damage or claim by anybody in connection with permitting to us to use the said area of land.
- 8) The usage of the said portion of the land will be without any monetary charges like Rent/Fee etc.

So please consider our request and provide NOC.

Thanking you.

For MSPL Limited,

K. Madhusudhana  
 Vice President- Mines & CC



## ANNEXURE-2

### MSPL LIMITED

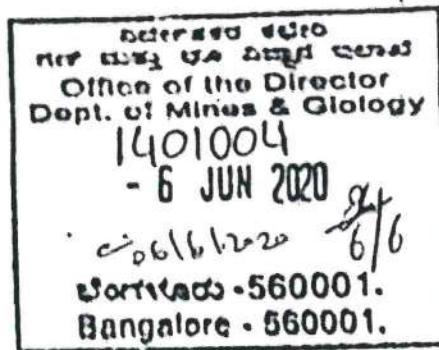
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CIN U31009HR1961PLC012160

MSPL/RIOM/DMG/02/2020-21

Date: 05.06.2020

To,  
The Director  
Department of Mines & Geology  
Khanija Bhavan, Race Course Road  
Bengaluru

Respected Sir,



**Subject: Consent/ NOC for approach road passing through M/s Lakshmi minerals ( ML NO.2545 )**  
- Forest Clearance of auction block of M/s Kanhaiyalal Dudheria ML No. 2563, in Ramanadurga village, Sandur taluka, Bellary district, Karnataka

Ref: 1. Our online proposal (Form-A) dt: 11.10.2019  
2. Nodal Officer, Forest department Letter E-office File No: KFD/HOFF/A5 -1 (MNG) / 74 / 2019-FC dt: 24-10-2019

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With reference to the above subject, we would like to bring to your consideration that, We M/s. MSPL Limited has been declared as a preferred bidder for the Mining Lease ML No: 2563 during the e-auctions conducted by the Director Mines and Geology, Karnataka. Accordingly we got LOI on 06.10.2018.

We have applied for transfer of FC from earlier lessee to PCCF, Bangalore as per the Hon'ble Supreme Court order and also Renewal of Forest clearance ( ML Area ) to process.

We have also submitted Form-A online FC application for Approach road in respect of Ramdev Iron Ore Mine of M/s. MSPL Limited (erstwhile lease of M/s Kanaiyalal Dudheria ML No 2563) on 11.10.2019 for an area of 2.40 Ha (proposal No: FP/KA/MIN/42466/2019). Our FC applied approach road is passing through the lease area of M/s Lakshmi Minerals (ML no.2545) for a distance of 860 Mts. (Attached Plan as Annexure-1) While processing of our file , Nodal Officer (FC) raised clarifications vide their letter cited no.2 ( Annexure-2) and one of the point is getting of NOC from M/S Lakshmi Minerals.

On the basis of Nodal officer clarifications, we have requested M/S Lakshmi Minerals to issue consent/ NOC vide our letter dated 12.11.2019 (Annexure-3) to pass through their lease area. But, M/S Lakshmi Minerals are dragging the matter by delaying/avoiding to give NOC even though we have followed up & waited almost more than 7 months.

We prefer to utilize the present proposed approach road due to the following reasons.

1. The present proposed road is only 2.5 Kms instead of 7.5 Kms (earlier FC road )
2. The present proposed road is also an old road which was using earlier lessee.
3. Old approved road is round about and it has to pass through other 2 nos of C-category leases and also forest area
4. Due to more lead , it will effect on environment as well as Forest
5. We can avoid lot of dust generation & forest effect as it is reducing 5 kms length of road,

As per the Mining lease condition, any lessee has to provide Right of way to the neighbor lessee and M/S Lakshmi minerals (MLNO.2545) have mine production capacity is 0.090 MTPA which is very less and also we are having capacity only 0.23 MTPA.

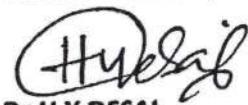
We are flexible in taking right of way in their lease by mutual understanding making of Roads without any obstruction to their workings.

Hence , We request you to consider above points and give us consent/NOC for passing through M/S Lakshmi Minerals lease area ( ML.no.2545) to process our road file which is more useful on environment & as well as Forest protection.

Please do the needful and oblige.

Thanking You.

For MSPL Limited,



Dr.H.Y.DESAI

Copy to: The Secretary, MSME & Mines, C&I department, Bengaluru.

The PCCF (FC) & Nodal Officer, Aranya Bhavan, Malleshwaram, Bangalore

# Handbook of

**Forest (Conservation) Act, 1980**

**and**

**Forest Conservation Rules, 2003**

**(Guidelines & Clarifications)**



**Ministry of Environment, Forest and Climate Change**

**Government of India**

**2019**

authority with whom the proposal submitted by the original user agency is presently pending. Such documents will substitute and replace the corresponding documents available in the proposal submitted by the original user agency.

*In case of these 204 coal blocks, reimbursement of amount paid by the original user agency in compliance of conditions stipulated in approval accorded under the Forest (Conservation) Act, 1980 for use of forest land for non-forest purpose will be dealt with in the manner, as prescribed in the Coal Mines (Special Provisions) Second Ordinance, 2014 and the rules framed thereunder.*

### **5.5 Cancelled allocation of Iron Ore mines:**

In respect of 49 mining leases (operating iron ore mines falling in Category "C") cancelled on the Orders dated 18<sup>th</sup> April 2013 of the Supreme Court of India and put to auction, the Supreme Court has ordered on 30.7.2015 that "the existing statutory approval/clearances in favour of the lessee of the erstwhile category "C" leases will be transferred in favour of new lessees. The concerned authority will take expeditious action for grant of statutory approval such as Environment Clearance, TWP/forest Clearance under the Forest Conservation Act 1980."

### **5.6 Re-diversion**

- (a) In case of change in land use or re-diversion of forest land becomes necessary for the same project and same User Agency, the State Government can request for prior approval under FCA to the Central Government giving details of primary approval and the new proposed use/land use.
- (b) In case the re-diversion of a forest land becomes necessary for another purpose by another user agency a fresh proposal for prior approval under FCA has to be sent to GOI. The re-diversion while continuing the use by the primary user agency (in whose favour the diversion has been approved) can be permitted by GOI provided the use is compatible with the primary use and does not hinder it and the primary user agency gives its written consent, without taking any payment for the same.

If the primary user agency refuses to give its consent, and the User Agency seeking re-diversion feels that the other use is compatible with and does not in any way hinder the primary use, it can apply to the State nodal officer along with all details, who will after hearing the primary user giving him advance notice, give his agreement for the re-diversion or otherwise giving reasons for his decision in the form of a note and forward the proposal to the Central Government for decision on re-diversion.

While permitting re-diversion, Central Government may if considered necessary modify original conditions or impose additional conditions to be fulfilled by the primary User Agency and conditions (including rights and responsibilities) to be fulfilled by the secondary User Agency along payment for (i) payment of NPV at the applicable rates; and (ii) if not already recovered from primary user agency the cost of Compensatory Afforestation, in respect of the forest land proposed to be re-diverted in favour of the secondary User Agency.

ITEM NO.1

COURT NO.8

SECTION PIL(W)

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGSI.A.NOS. 188, 225, 230 IN I.A. NO.188, I.A. NOS.237, 238, 239, 240  
& 244 IN WRIT PETITION(CIVIL) NO(S). 562/2009

SAMAJ PARIVARTANA SAMUDAYA &amp; ORS.

Petitioner(s)

VERSUS

STATE OF KARNATAKA &amp; ORS.

Respondent(s)

(FOR PERMISSION TO FILE APPLN. FOR CLARIFICATION/MODIFICATION OF  
COURT'S ORDER DATED 18.04.2013)Date : 30/07/2015 These applications were called on for hearing  
today.CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI  
HON'BLE MR. JUSTICE R.K. AGRAWAL  
HON'BLE MR. JUSTICE N.V. RAMANA

Mr. Shyam Divan, Sr. Adv. (A.C.)

Mr. A.D.N. Rao, Adv. (A.C.) [N/P]

Mr. Siddharth Choudharya, Adv. (A.C.)

For parties (s) Mr. C.A. Sundaram, Sr. Adv.  
Mr. Chander Uday Singh, Sr. Adv.  
Mr. Rajat Jariwal, Adv.  
Mr. Aakash Bajaj, Adv.  
Mr. Sanjeev K. Kapoor, Adv.  
for M/s Khaitan & Co., AORMr. Raju Ramachandran, Sr.Adv.  
Ms. Anitha Shenoy, Adv.  
Ms. Vishruti Vijay, Adv.  
Ms. Mythili Vijay Kumar Thallam, Adv.Mr. Kapil Sibal, Sr. Adv.  
Mr. K.N. Phanindra, Adv.  
Mr. Ninad Laud, Adv.  
Mr. Jayant Mohan, Adv.  
Mr. Karan Mathur, Adv.

Ms. Ranjeeta Rohatgi, Adv.

Mr. Vadivelu Deenadayalan, Adv.

Mr. Ninad Laud, Adv.  
Mr. Mahesh Agarwal, Adv.  
Mr. E.C. Agrawala, Adv.

Mr. K. Raghavacharyulu, Adv.  
Mr. Kailash Pandey, Adv.  
Mr. Ranjeet Singh, Adv.  
Ms. Arunima Pal, Adv.  
Mr. K.V. Sreekumar, Adv.

Mr. Maninde Singh, ASG  
Mr. R.S. Suri, Sr. Adv.  
Ms. Gunwant Dara, Adv.  
Ms. Saroj Bala, Adv.  
Mr. S.N. Terdal, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The issue with regard to modalities that would govern the auction of the Category 'C' mines which have been ordered to be cancelled by our judgment and order dated 18<sup>th</sup> April, 2013 passed in Writ Petition (Civil) No. 562 of 2009 [Samaj Parivartana Samudaya and others versus State of Karnataka and others] and other connected matters is being dealt with by the present order.

Shri Nilaya Mitash, IAS, Secretary, Commerce and Industries Department (Mines), Government of Karnataka, Bangalore is personally present in Court at the request of the Court. From the materials on record and the statement made by Shri Nilaya Mitash, Secretary, Commerce and Industries Department (Mines), Government of Karnataka, it

appears that 15 of the Category 'C' mines are ready for auction. We, therefore, direct that the auction of the aforesaid mines, details of which are indicated herein below will commence immediately and stand concluded within outer limit of 32 weeks, preferably within 26 weeks with effect from today.

S.No.	Name of the Mine	ML No.
1.	Deccan Mining Syndicate (P) Ltd.	2525
2.	Karthikeyas Managanese	2559
3.	Hothur Traders	2313
4	V.S. Lad & Sons	2290
5.	B.R. Yogendranath Singh	2186
6	M/s Lakshminarayan Mining Co.	2487
7.	Rama Rao Paol	2621
8.	Ramgad Mines & Mineral Pvt. Ltd.	2451
9.	M/s Channakeshava Reddy	2566
10.	M/s Nidhi Mining Company	2433
11.	M/s S.B. Minerals	2393
12.	M/s Srinivasalu Mines	2631
13.	M/s Tungabhadra Minerals Pvt. Ltd.	2365

14.	M/s Tungabhadra Minerals Pvt. Ltd.	2366
15.	M/s Mineral Mines and traders	2185 (A)

The modalities which would govern the auction would be as follows:

1. The lease boundary of each of the mining lease will be as approved by this Court by judgment and order dated 18<sup>th</sup> April, 2013.
2. Only the end-users engaged in production of sponge iron and/or pig iron and/or steel and/or pellets will be eligible to take part in the auction. The end-users will include Public Sector Undertakings;
3. The reserve price under Rule 8(1) Mineral (Auction) Rules, 2015 will be specified in the tender documents at 35%.
4. The permissible annual production will be as prescribed under the approved R&R Plan prepared until such time that the same is modified by this Court.

5. The successful bidder/lessee will be required to produce and dispatch every year at least 50% of the permissible annual production as prescribed under the approved R&R Plan. Whenever the dispatch in a year is below the guaranteed dispatch as indicated above in that case irrespective of the quantity actually dispatched the total amount payable during the year will be based on the guaranteed dispatch. In addition, the lessee may also be required to surrender the lease. This condition will not be applicable during the initial period of 18 months provided to the successful bidder/lessee to obtain the statutory approvals;

6. The successful bidder/lessee will be required to implement the prescriptions/provisions of the approved R&R Plan in accordance with the guidelines approved by this Court. The cost incurred for this will be reimbursed by the State Government to the successful bidder/lessee after recovering the same from the erstwhile lessee;

7. Consortium of end-users will not be eligible to participate in the auction;

8. The existing statutory approvals/clearances in favour of the lessee of the erstwhile Category 'C' mining leases will be transferred in favour of the new lessees. The concerned authority will take expeditious action for the grant of the statutory approvals such as the environmental clearance and approval/TWP under the Forest (Conservation) Act, 1980;

9. The State of Karnataka will be at liberty to reduce the reserve price for the mining leases for which no bid above the reserve price is received;

10. The sale proceeds of the auction, for the present, will be credited to the Consolidated Fund to the extent of 75% and 25% to the account of the Special Purpose Vehicle (SPV). This will be subject to such further orders as may be passed;

The above conditions will naturally be in addition to all requirements spelt out by the amendments to the Mines and Minerals (Development and Regulation) Act, 1957 and the Mineral (Auction) Rules, 2015.

On behalf of State of Karnataka a further submission has been made that for the present auction in respect of 9 mines whose size is very small may be kept in abeyance and out of the remaining 27 mines the exploration work may be permitted to be done in two phases. In the first phase, 15 mines [10 in Bellary, 3 in Tumkur and 2 in Chitradurga Districts] are proposed for exploration. According to the State, the exploration work is likely to be completed by June 2016 whereafter the remaining 12 mines will be taken up for exploration and completed by the end of January, 2017. This, however, is subject to such orders that the Court may pass upon consideration of the feasibility of commencement of exploration work in a situation where the issue of enhancement/reduction of the cap on production is pending final decision. Upon due consideration, we direct the State of Karnataka to proceed with the exploration work as indicated above.

[VINOD LAKHINA]  
COURT MASTER

[ASHA SONI]  
COURT MASTER

ITEM NO.2

COURT NO.8

SECTION PIL(W)

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A.NOS. 204, 219 & 223 IN I.A. NO.204 IN WRIT PETITION (CIVIL)  
NO(S). 562/2009

SAMAJ PARIVARTANA SAMUDAYA & ORS.

Petitioner(s)

VERSUS

STATE OF KARNATAKA & ORS.

(FOR DIRECTIONS AND INTERVENTION AND IMPLEADMENT)

Respondent(s)

Date : 30/07/2015 These applications were called on for hearing  
today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI  
HON'BLE MR. JUSTICE R.K. AGRAWAL  
HON'BLE MR. JUSTICE N.V. RAMANA

For Parties (s)

Mr. K.K. Venugopal, Sr. Adv.  
Mr. Rohit Bhat, Adv.  
Mr. Praveen Sehrawat, Adv.  
Mr. Saransh Jain, Adv.  
Mr. Priyadarshree Banerjee, Adv.  
Mr. Akhil Anand,  
  
Mr. Balaji Srinivasan, Adv.

Mr. K. Raghavacharyulu, Adv.  
Mr. Kailash Pandey, Adv.  
Mr. Ranjeet Singh, Adv.  
Ms. Arunima Pal, Adv.  
Mr. Chandra Prakash, Adv.

Mr. E.C. Agrawala, Adv.

Mr. Shiv Mangal Sharma, Adv.  
Mr. Saurabh Rajpal, Adv.  
Mr. Shrey Kapoor, Adv.  
For M/s Aura & Co., AOR

for M/s Karanjawala & Co., AOR

UPON hearing the counsel the Court made the following  
O R D E R

I.A.NO.219 IN I.A.NO. 204 IN W.P. (C) NO.562/2009

Learned counsel appearing for the applicant prays for liberty to withdraw I.A./ No.219 for intervention. He is permitted to do so. Accordingly, I.A. No.219 is closed on withdrawal.

I.A.NO. 204 IN W.P. (C) NO.562/2009

Mr. M.K. Jiwrajka, Member Secretary, Central Empowered Committee (CEC) on being called upon by the Court with reference to the prayer of the applicant-Federation of Indian Mineral Industries (FIMI) made in paragraph 42 of the Additional Affidavit dated 20<sup>th</sup> February, 2015 in I.A. No.204 has made a statement that the production limit of all the mines taken together may exceed the cap of 30 Million Metric Tonnes. However, the actual production cannot exceed the said figure.

In view of the aforesaid statement made by Mr. Jiwrajka, Member Secretary, CEC, we see no difficulty in the CEC considering the prayer made by the applicant FIMI in paragraph 42, as stated above, which obviously will be as per the norms contained in Para 8 (21) of the judgment in Samaj Parivartana Samudaya and others Versus State of Karnataka and others (2013)8 SCC 154].

A prayer has also been made in the Additional Affidavit filed on behalf of the FIMI dated 21<sup>st</sup> March, 2015 for a direction to the CEC to refund the guarantee monies deposited by the lessees who have completed the R&R works, after necessary satisfaction that the works have been completed. The CEC is to file a report on completion of such works by the leaseholder(s) whereafter the Court will pass appropriate orders.

List the application on the next date fixed.

[VINOD LAKHINA]  
COURT MASTER

[ASHA SONI]  
COURT MASTER

ITEM NO.21 &amp; 22

COURT NO.8

SECTION PIL(W)

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A.NO. 242 IN WRIT PETITION(CIVIL) NO(S). 562/2009

SAMAJ PARIVARTANA SAMUDAYA &amp; ORS.

Petitioner(s)

VERSUS

STATE OF KARNATAKA &amp; ORS.

Respondent(s)

(FOR DIRECTIONS)

AND

I.A.NO. 243 IN WRIT PETITION(CIVIL) NO(S). 562/2009  
[FOR DIRECTIONS]

Date : 30/07/2015 These applications were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI  
HON'BLE MR. JUSTICE R.K. AGRAWAL  
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s) Mr. Prashant Bhushan, Adv.  
Mr. Ramesh K. Mishra, Adv.  
Mr. Govind Jee, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

Issue notice in I.A. Nos. 242 and 243 in Writ Petition (Civil) No.562 of 2009 to the Central Bureau of Investigation (CBI) through Central Agency. The CBI will inform the Court on the next date fixed the status of the prosecution launched by it in respect of Deccan Mining Syndicate and Associated Mining Company and stage of the trial if the same is pending before the learned trial Court.

[VINOD LAKHINA]  
COURT MASTER

[ASHA SONI]  
COURT MASTER

ITEM NO.1

COURT NO.3

SECTION X

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

WRIT PETITION(S) (CIVIL) NO(S). 562/2009

SAMAJ PARIVARTANA SAMUDAYA &amp; ORS.

PETITIONER(S)

VERSUS

STATE OF KARNATAKA &amp; ORS.

RESPONDENT(S)

(ONLY I.A. NOS. 247, 250, 265, 270, 271, 273, 268, 56562, 56590, 76163 AND 76167 AND IA NO. 90519/2017-APPROPRIATE ORDERS/DIRECTIONS AND IA NO. 90523/2017-PERMISSION TO FILE APPLICATION FOR DIRECTION)

Date : 13-09-2017 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI  
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE  
HON'BLE MR. JUSTICE NAVIN SINHA

For parties:

Mr. Shyam Divan, Sr. Adv. (A.C.),

Mr. A.D.N Rao, Adv. (A.C.)

Mr. Siddhartha Chowdhury (A.C.), Adv.

Mr. Prashant Bhushan, Adv.

Mr. Govind Jee, Adv.

Mr. Omanakuttan K.K., Adv.

Mr. T. Sudhaker, Adv.

State of  
Karnataka

Mr. Raju Ramchandran, Sr. Adv.

Mr. Madhusudan R. Naik, Adv. Gen., Karnataka

Ms. Anitha Shenoy, Adv.

Ms. Srishti Agnihotri, Adv.

Mr. Jayant Mohan, Adv.

IA 56562/17  
FIMI (SOUTH)

Mr. P. Chidambaram, Sr. Adv.

Mr. Aditya Narayan, Adv.

Mr. Rohit Sharma, Adv.

Mr. Kumar Dushyant Singh, Adv.

Validity unknown  
Digitally signed by  
VINOD AGHINA  
Date: 2022-09-14  
18:10:07 IST  
Reason:

NMDC

Mr. K.K. Venugopal, AG  
Mr. Ranjit Kumar, SG  
Mr. K. Raghavacharyulu, Adv.  
Mr. Kailash Pandey, Adv.  
Mr. Ranjeet Singh, Adv.

IA 56590/17, 247,  
250

FIMI (SOUTH)

Mr. Huzefa Ahmadi, Sr. Adv.  
Mr. Aditya Narayan, Adv.  
Mr. Rohit Sharma, Adv.  
Mr. Kumar Dushyant Singh, Adv.

Mr. Huzefa Ahmadi, Sr. Adv.  
Mr. K.N. Phanindra, Adv.  
Mr. Ninad Laud, Adv.  
Mr. Jayant Mohan, Adv.  
Mr. Anjuman Tripathy, Adv.  
Mr. Rohan Sharma, Adv.

Mr. Sunil Dogra, Adv.  
Mr. Vivek Vishnoi, Adv.  
Mr. Abhishek Sharma, Adv.  
Mr. Rishikesh Madhav, Adv.

Mr. Krishnan Venogopal, Sr. Adv.  
Mr. Uday Tiwari, Adv.  
Mr. A. Raghunath, Adv.

Mr. Vikas Mehta, Adv.  
Mr. Rajat Sehgal, Adv.  
Mr. Tanvir Nayar, Adv.  
Mr. Prashant Singh, Adv.  
Ms. Anushree Menon, Adv.

Mr. Kapil Sibal, Sr. Adv.  
Mr. Sanjeev K. Kapoor, Adv.  
Mr. Aakash Bajaj, Adv.  
Mr. Sahil Narang, Adv.  
For M/S. Khaitan, Adv.

Mr. Kapil Sibal, Sr. Adv.  
Mr. Chandra Uday Singh, Sr. Adv.  
Mr. Sahil Narang, Adv.  
Mr. Aakash Bajaj, Adv.  
For M/s. Khaitan, Adv.

Ms. Aparna Bhat, AOR

Mr. Maninder Singh, ASG

Mr. Sarad Kumar Singhania, Adv.

Mr. Shiv Mangal Sharma, Adv.

Mr. G.S. Makker, Adv.

Mr. Shiv Mangal Sharma, AAG

Ms. Prachi Priyadarshini, Adv.

For M/s Aura & Co., AOR

Ms. Pinky Anand, ASG

Ms. Asha Gopalan Nair, Adv.

Mr. Kabir Hathi, Adv.

Mr. G.S. Makker, Adv.

CBI

Mr. Maninder Singh, ASG

Mr. P.K. Dey, Adv.

Mr. R. Balasubramaniam, Adv.

Mr. Rajiv Nanda, Adv.

Mr. M.K. Maroria, Adv.

Mr. N.K. Karhail, Adv.

Mr. Raj Bahadur, Adv.

Mr. Maninder Singh, ASG

Ms. Vimla Sinha, Adv.

Mr. S.A. Haseeb, Adv.

Mrs. Anil Katiyar, Adv.

Mr. Kunal Chatterji, Adv.

Mr. Chanchal K. Ganguli, Adv.

Mr. Dinesh Kumar Garg, Adv.

Ms. Rachna Gandhi, Adv.

Mr. S.S. Shamshery, AAG

Mr. Amit Sharma, Adv.

Mr. Ankit Raj, Adv.

Ms. Ruchi Kohli, Adv.

Mr. Purnima Jauhari, Adv.

Dr. B.K. Jauhari, Adv.

Mr. Prakash Kumar Singh, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

1. The issue of implementation of the Comprehensive Environment Plan for Mining Impact Zone (CPMIZ) pursuant to this Court's previous orders is the subject matter of consideration for the day.
2. In this regard we have read and considered the reports of the CEC, particularly, the report dated 10<sup>th</sup> August, 2017. We have also read and considered the notes submitted by Shri M.K. Jiwrajka, former Member Secretary, C.E.C., pursuant to this Court's order dated 16.8.2017. We have heard Shri Shyam Divan, learned *amicus curiae*, Shri Ranjit Kumar, learned Solicitor General, Shri P. Chidambaram, learned senior counsel appearing for FIMI (Southern Region) and Shri Raju Ramachandran, learned senior counsel appearing for the State of Karnataka.
3. By our previous order dated 21.03.2017, we have made it clear that the truncated scope of consideration, insofar as implementation of CPMIZ is concerned, would be the issues of relating to a conveyor belt system; railway sidings and railway sub-lines. Consideration of all other aspects of the Scheme recommended by the CEC was deferred.

4. Having now considered the matter, we are of the view that what has been stated by Shri Jiwrajka in paragraph 24 of the note submitted to the Court is a suggestion that the Court would like to act upon. The said suggestion is to the effect that as nine mines mentioned in paragraph 24 produces about 80% of the iron-ore in the Districts of Bellary and Chitradurga, the primary concentration of the Court to control pollution and ensure a safe environment should be, in the first instance, in respect of the aforesaid nine mines. The names of leases and the other particulars as set out in the note of Shri Jiwrajka is extracted below:-

S.No.	Name of the Lease	District	MPAP
1	NMDC Ltd. (ML No.1111)	Bellary	6.00 MMT
2	NMDC Ltd. (ML No.2396)	Bellary	6.00 MMT
3	MML (ML No.2605)	Bellary	1.06 MMT
4	MML (ML No.2629)	Bellary	3.00 MMT
5	Sesa Goa (ML No.2677)	Chitradurga	2.29 MMT
6	MSPL (ML No.2416)	Bellary	1.80 MMT
7	SMIORE (ML No.2580)	Bellary	1.60 MMT
8	B.Kumar Gowda (ML No.2516)	Bellary	1.26 MMT

9	VESCO (ML No.2296)	Bellary	1.10
	Total		24.11 MMT (79%)

5. Out of the aforesaid nine mines two mines of NMDC can be left out of consideration for the present as there is a conveyor belt system already operating therein. Insofar as MSPL (ML No.2416) is concerned, there is a special suggestion of Shri Jiwrajka keeping in mind that the aforesaid lease is expiring in 2022 which is to the effect that the costs should be borne proportionately. In the remaining six mines/leases conveyor belt system should be set up by the lessees themselves. Insofar as railway sidings is concerned, it has been stated by Shri Jiwrajka that railway sidings would be required only in three of the leases, namely, MML (ML No.2605), B.Kumar Gowda (ML No.2156) and VESCO (ML No.2296). Insofar as railway sub-lines are concerned, it is the suggestion of Shri Jiwrajka that only two sub-lines i.e. between Lakshmipur Cross and Dharmapura (about 4-5 km in length) & between Sandur existing line and Susheel Nagar (about 11 km in length) will be required.

6. Having regard to the immediate need for environmental protection and the imminent necessity to

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place adequate measures as a part of the CPMIZ, we are of the view that to begin with steps should be taken to examine the aforesaid proposal contained in the note of Shri Jiwrajka. To enable smooth execution of the proposal, as indicated above, we are of the view that a meeting should be convened by the CEC in which all the stake-holders should be present. All issues including who has to bear the cost, keeping in mind the long term benefits that would come to the lessees and, perhaps, in the distant future to others who are not before the Court, should be debated, discussed and attempted to be resolved in an amicable manner. The CEC will invite the seven lessees (barring NMDC), the representative(s) of FIMI (Southern Region), the representative(s) of State of Karnataka, the constituents of the SPV and also such other stake holders who the CEC may consider, at different points of time, necessary to facilitate a resolution of the matter.

7. The Rail India Technical and Economic Services (RITES), RITES Bhawan, 1, Sector 29, Gurgaon, Haryana and Central Mine Planning and Design Institute Ltd. (CMPDIL), Gondwana Palace, Kanke Road, Ranchi, Jharkhand shall also be asked to participate in the meeting and offer their suggestions and views as to the

extent of work that would be required to be done, the feasibility thereof in the light of suggestions, contentions and counter contentions that may be advanced. That the infrastructure contemplated should be an integrated one also will be kept in mind in the deliberations to be held. The CEC will thereafter submit a report to this Court indicating the feasibility of the suggestion of Shri Jiwrajka and the alterations/modifications of the said suggestions that would be required to be made to ensure due and proper implementation thereof so as to ensure that the objective behind the CPMIZ is achieved.

8. As RITES and CMPDIL are professional bodies and would be required to render professional opinion in the matter they would be entitled to their usual remuneration which will be paid by the CEC. We would expect the CEC to act promptly in the matter and submit a report to this Court within a period of six weeks from today.

9. List on 27<sup>th</sup> October, 2017.

10. Shri Raju Ramchandran, learned Senior Counsel appearing for the State of Karnataka prays for liberty to withdraw the report on economic viability of auction of 'C' category mines with liberty to approach

this Court once again on the same subject matter, if the need arises. Liberty, as prayed, is granted. Report on economic viability of auction of 'C' category mines is treated as withdrawn.

11. We make it clear that it will be open for the State of Karnataka to auction such of the Category 'C' mines which, according to the State, are viable and can be auctioned.

12. List for further hearing tomorrow i.e. 14<sup>th</sup> September, 2017.

[VINOD LAKHINA] [NEETU KHAJURIA] [ASHA SONI]  
AR-cum-PS COURT MASTER BRANCH OFFICER



ಉವ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿಗಳ ಕಳೆಗೆ, ಬೆಳಗಾವಿ ವಿಭಾಗ, ಬೆಳಗಾವಿ

ದೂರವಾಣಿ ಸಂಖ್ಯೆ: 0831-2467071

ಇ-ಮೆಲ್: [dcfbgm@gmail.com](mailto:dcfbgm@gmail.com)

ಸಂಖ್ಯೆ: ಡಿ1/ಭೂಮಿ/ಎಮ್‌ಎಸ್‌ಪಿಎಲ್‌/ಪ.ನೆ/ಸಿಆರ್- 2022-23

ଦିନାଂକ : 17-1-2023.

ಇವರಿಗೆ,

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾಧಿಕಾರಿ,  
ಬಳ್ಳಾರಿ ವಿಭಾಗ, ಬಳ್ಳಾರಿ

ಮಾನ್ಯರೇ,

ವಿಷಯ: Request to issue Suitability Certificate Compansatory Afforestation Land from the private person and further registered in favour of Forest Department located at Sy.No. 6/4, 6/5, 6/6 in Amagon Village, Jamboti Hobli, Khanapur Taluk, Belagavi Dist-reg...

Proposal No: FP/KA/MIN/50114/2020.

ಉಲ್ಲೇಖ: 1. ಎಷ್‌.ಎಸ್‌.ಪಿ.ಎಲ್‌ ಲಿಮಿಟೆಡ್‌ ಇವರ ಮನವಿ ದಿನಾಂಕ: 27-12-2022.  
 2. ವಲಯ ಅರಣ್ಯ ಅಧಿಕಾರಿ, ಭೀಮಗಡ ಇವರ ಪತ್ರ ಸಂಖ್ಯೆ: ವಅ/ಭೀಮಗಡ/ಭೂಮಿ/ಸಿಆರ್/2021-22, ದಿನಾಂಕ : 8-1-2023

\* \* \* \*

ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಖಾನಾಪೂರ ತಾಲೂಕಿನ, ಜಾಂಬೋಟಿ ಹೋಬಳಿ, ಅಮಗಾಂವ ಗ್ರಾಮದ ಜಮೀನನ್ನು ಇಲಾಖಾ ವರ್ತಕ್ಕೆ ಪಡೆದುಕೊಳ್ಳಲು ಎಂಬ್.ಎಸ್.ಪಿ.ಎಲ್ ಲಿಮಿಟೆಡ್ ಇವರು **Proposal No : FP/KA/MIN/50114/2020** ರಷಿಯ ಯೋಜನೆಗೆ ಯೋಗ್ಯತಾ ಪ್ರಮಾಣ ಪತ್ರ (Suitability Certificate) ಮೌರ್ಯಸುವಂತ ಉಲ್ಲೇಖ-1 ರ ಪತ್ರದಲ್ಲಿ ಕೋರಿಕೊಂಡಿರುತ್ತಾರೆ. ಇವರ ಈ ಕೆಳಗಿನಂತಿರುತ್ತದೆ.

Sl.No	CA land Sy No	Extent in Acres	Online FC Proposal No	Project area comes under division
1	6/4	4.34	FP/KA/MIN/50114/2020	DCF Ballari
2	6/5	1.60		
3	6/6	31.88		
	Total ::	37.80		

ಮೇಲಿನ ಸ್ಕ್ರಿಪ್ತವನ್ನು ವಲಯ ಅರಣ್ಯ ಅಧಿಕಾರಿ, ಭೀಮಗಡ ಇವರು ದಿನಾಂಕ: 19-11-2022 ರಂದು ಪರಿಶೀಲಿಸಿ ಉಲ್ಲೇಖ-2 ರಲ್ಲಿ ಈ ಕೆಳಗಿನಂತೆ ವರದಿ ಸಲ್ಲಿಸಿರುತ್ತಾರೆ.

1. ಸದರಿ ಖಾಸಗಿ ಜಮೀನುಗಳು ಕಾಯ್ದಿಟ್ಟ ಅರಣ್ಯ ಪ್ರದೇಶಕ್ಕೆ ಹೊಂದಿಕೊಂಡಿರುತ್ತವೆ.
2. ಪ್ರಸ್ತಾಪಿತ ಕ್ಷೇತ್ರಗಳಲ್ಲಿ ಮಣಿನ ಗುಣಧರ್ಮ ಉಸುಕು ಮತ್ತಿತ ಜಂಬಿಟ್ಟಿಗೆ ಮಣಿನ್ನು ಹೊಂದಿರುತ್ತದೆ.
3. ಸದರಿ ರಿ.ಸ.ನಂ ಗಳಲ್ಲಿ ದಟ್ಟವಾದ ಗಿಡಮರಗಳಿದ್ದು, ಅದರಲ್ಲಿ ಮುಖ್ಯವಾಗಿ ಅಂಜನ, ಕುಂಜನ, ಕಿಂದಳ, ಮತ್ತಿ, ನಂದಿ, ಜಾತಿಯ ಗಿಡಗಳಿದ್ದು, ಖಾಲಿ ಜಾಗೆಯಲ್ಲಿ ಹಲ್ಲುಗಾವಲು ಇರುತ್ತದೆ. ಮತ್ತು ಕಾಜು ಜಾತಿಯ ಸಸಿಗಳನ್ನು ನೆಟ್ಟಿದ್ದು ಇರುತ್ತದೆ.
4. ಸದರಿ ರಿ.ಸ.ನಂ ಗಳು ಅರಣ್ಯದ ಮುಢ್ಬಿಫಾಗಿದಲ್ಲಿರುವುದರಿಂದ ವನ್ಯಜೀವಿಗಳ ಆವಾಸ ಸ್ಥಾನ ಹೆಚ್ಚಿಸಿ ಅವುಗಳ ಸಂತತಿ ವೃದ್ಧಿಸಲು ಅತೀ ಹೆಚ್ಚು ಉಪಯುಕ್ತವಿರುತ್ತದೆ.
5. ಸದರಿ ರಿ.ಸ.ನಂ ಗಳಲ್ಲಿ ಜೈವಧಿ ಸಸಿಗಳನ್ನು ನೆಟ್ಟು ಜೈವಧಿ ನೆಡುತೋಮೆ ಬೆಳೆಸಲು ಯೋಗ್ಯವಾಗಿರುತ್ತದೆ.
6. ಸದರಿ ರಿ.ಸ.ನಂ ಗಳಲ್ಲಿ 20% ಹಲ್ಲುಗಾವಲು ಇದ್ದು, ಇನ್ನುಳಿದ ಕ್ಷೇತ್ರಗಳಲ್ಲಿ ಜಂಗಿ ಗಿಡಗಳು ಇರುತ್ತವೆ.

ಮೇಲಿನಂತೆ ವಲಯ ಅರಣ್ಯ ಅಧಿಕಾರಿ, ಭೀಮಗಡ ಇವರ ವರದಿಯ ಸಮಂಜಸವಾಗಿರುತ್ತದೆ.

ಮುಂದುವರೆದು ಸದರಿ ಪ್ರಸ್ತಾಪಿತ ಪ್ರದೇಶವು ಅರಣ್ಯ ಭೂಮಿಯಿಂದ ಸುತ್ತುವರೆದಿದ್ದು ಭೀಮಗಡ ವನ್ಯಜೀವಿ ವಲಯದಲ್ಲಿ ಬರುತ್ತದೆ. ಸದರಿ ಪ್ರದೇಶದಲ್ಲಿ ಹುಲಿ, ಚಿರತೆ, ಕಾಡು-ಕುರಿ, ಕಾಡು-ನಾಯಿ, ಸಾಂಭಾರ, ಕಾಡುಕೋಣ, ಕರಡಿ, ವಿವಿಧ ಜಾತಿಯ ಹಾವುಗಳು, ಕೀಟಗಳು, ಪಕ್ಷಿಗಳು, ಇತರೆ ಬೆಲೆಬಾಳುವ ವನಜಿಷ್ಟಿ ಸಸ್ಯಗಳಾದ ಮ್ಯಾಪಿಯಾ, ವಾಯೋವಡಂಗ, ಸಪ್ತರಂಗಿ ಹಾಗೂ ಇನ್ನಿತರೆ ಜಾತಿಯ ಜಿಷ್ಟಿ ಗಿಡಗಳು ಸಿಗುತ್ತವೆ. ಹಾಗೂ ಇತರ ಪ್ರಾಣಿಗಳ ಚಲನವಲನಗಳನ್ನು ಕಂಡಿರುವುದಾಗಿ ಸಿಬ್ಬಂದಿಯವರು ತಿಳಿಸಿರುತ್ತಾರೆ. ಹಾಗೂ ಸಸ್ಯಾಹಾರಿ ಪ್ರಾಣಿಗಳಿಗೆ ಹುಲ್ಲುಗಾವಲು ಪ್ರದೇಶವು ಅವುಗಳ ವಾಸಸ್ಥಾನಕ್ಕೆ ಸೂಕ್ತವಾಗಿರುತ್ತದೆ. ಅದರಿಂದಾಗಿ ರಿ.ಸ.ನಂ ಗಳ ಪ್ರದೇಶಗಳಲ್ಲಿ ಯತೇಷ್ಠವಾಗಿ ಹುಲ್ಲು ಬೆಳೆದಿರುತ್ತದೆ. ಹಾಗೂ ಈ ರಿ.ಸ.ನಂ ಗಳ ಪ್ರದೇಶಗಳು ಅರಣ್ಯ ಪ್ರದೇಶಕ್ಕೆ ತಾಗಿಕೊಂಡಿರುವುದರಿಂದ ನಿರ್ವಹಣೆ ಸುಲಭವಾಗುತ್ತದೆ. ಹಾಗೂ ಸುತ್ತಲಿನ ಪ್ರದೇಶವು ಪ್ರಚಲಿತ ಕಾರ್ಯಯೋಜನೆ ಪ್ರಕಾರ Bio-Diversity Circle ವ್ಯಾಪ್ತಿಯಲ್ಲಿ ಬರುತ್ತದೆ. ಸದರಿ ಪ್ರದೇಶವನ್ನು ಉಪಯೋಗಿ ಸಂಸ್ಥೆಯವರಿಂದ ಪರಿಹಾರಾತ್ಮಕ ನೆಡುತ್ತೋಮ ಬೆಳೆಸಲು ಇಲಾಖೆಗೆ ಹಸ್ತಾಂತರಿಸಿಕೊಂಡಲ್ಲಿ ಅರಣ್ಯ ಪ್ರದೇಶವು ಹೆಚ್ಚಾಗುವುದರ ಜೊತೆಗೆ ವನ್ಯಜೀವಿಗಳ ಆವಾಸ-ಸಾನಂ ವೃದ್ಧಿಸುವುದರ ಜೊತೆಗೆ ಸಂತಾನಭಿವೃದ್ಧಿ ಹೆಚ್ಚಾದಂತೆ ಅಗುತ್ತದೆ. ಪ್ರಸ್ತಾಪಿತ ಮಾಲ್ಯ ಪ್ರದೇಶವನ್ನು ಹಸ್ತಾಂತರಿಸಿಕೊಳ್ಳುವ ಮುನ್ನ ಜಂಟಿ ಮೋಜಣಿ (ಕಂದಾಯ ಮತ್ತು ಅರಣ್ಯ ಇಲಾಖೆ) ಮೂಲಕ ಹಸ್ತಾಂತರಿಸಿಕೊಳ್ಳಲಾಗುವುದು, ಎಂಬ ವಿಷಯವನ್ನು ತಮಗೆ ಅಭಿನಂದನೆಗಳೊಂದಿಗೆ ಕಳುಹಿಸಿದೆ.

ಅಡಕ: ಯೋಗ್ಯತಾ ಪ್ರಮಾಣ ಪತ್ರ, (Format-B), ಹಾಗೂ CA Scheme

ತಮ್ಮ ವಿಶ್ವಾಸಿ,

ಉಪ ಅರಣ್ಯ ಸಂರಕ್ಷಣಾರ್ಥಿಕಾರಿ,  
ಬೆಳಗಾವಿ ವಿಭಾಗ, ಬೆಳಗಾವಿ.

FORMAT-B

CA LAND SUITABILITY CERTIFICATE UNDER FCA 1980

[Cases where proposed non-forest land cannot support the prescribed planting density of 1000 plants per hectare and it is necessary to plant the balance number of plants in degraded forest land (<40% canopy density) as per working plan prescription in accordance with Government of India FC Guidelines F. No. 11-423/2011-FC dated 08-11-2017]

In compliance of the procedure established for diversion of forestland for non-forest purpose through the Forest Conservation Rules 2003 and guidelines framed under the Forest Conservation Act 1980, the following is certified.

1. The non-forest land parcel(s) [Table1] proposed by M/s. MSPL Ltd, Baldota Enclave, Abheraj Baldota Road, Hosapete, Ballary Dist. (User Agency) for raising compensatory afforestation (CA). In forest land diversion proposal number FP/KA/MIN/50114/2020 For diversion of 15.30 hectare of forestland in Ballari Diversion(s) has/have been inspected by me on 10-01-2023 (date).
2. The said non-forest CA land parcel(s) is/are suitable for raising compensatory afforestation in accordance with Government of India FC Guidelines F. No. 11-423/2011-FC dated 08-11-2017 read with general FC Guidelines, and in case of Private Party User Agency, further as per Government of Karnataka Order No.FEE 82 FLL 2016 dated 31-08-2016
3. It is further reported that the said land parcel(s) has/have natural growth to some extent and thereafter planting is not necessary/only about 400 Plants per hectare can be planted therein. Remaining seedlings are proposed to be planted in degraded forest land [Table 2] in consonance with the working plan prescriptions.
4. The KML file(s), Topo Map(s), Geo-referenced Map(s) & GPS readings of all corner of the proposed non-forest CA land parcel(s) have been uploaded by User Agency in PART-1 of the proposal /are enclosed herewith.
5. The KML file(s), Topo Map(s), Geo-referenced Map(s) & GPS readings of all corners of the proposed degraded forest land parcel(s) are enclosed in PART-II.
6. Additional remarks if any.....

TABLE -1 (Non- forest CA land)

District, Taluk & Hobli	Village	Survey Number	Extent in A-G (Ha)	Plants/ha proposed to be planted	Remark about the adjacency of the proposed land parcel to a notified forest
(1)	(2)	(3)	(4)	(5)	(6)
Khanapur Taluk Jamboti Hobli	Amagaon	6/4	4.34	400 plants per Ha	These lands are adjacent to Amagon Reserved Forest (Forest Survey No's. 5 & 7)
	Amagaon	6/5	1.60	400 plants per Ha	
	Amagaon	6/6	31.88	400 plants per Ha	
<b>Total</b>		<b>37.80</b>			.....

**TABLE-2 (Degraded forest land where the balance number of plants are proposed to be planted in consonance with the Working Plan Prescriptions)**

Forest Division	Name of Forest	Forest block number	District, Taluka & Hobli	Village	Survey number	Extent in A-G (Ha)
(1)	(2)	(3)	(4)	(5)	(6)	(7)
Division	Reserved Forest	F.S.No. 133	Belagavi, Gokak, Ankalgazi	Madawal	133	15.30
					<b>Total</b>	<b>15.30</b>

Place : Belagavi  
Date : 17-01-2023

  
Deputy Conservator of Forests,  
Belagavi Division, Belagavi.

ABSTRACT (Amount in Ru.: Cost per hectares)

Particulars	Advance work Year	Raising Year	Maintenance								Grand Total
			Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	
<b>A1: Advance works</b>											2,250,740
1 Advance works (Including raising of Pbs of 8x12 size)											2,250,740.00
<b>B: Raising of Plantation</b>											1,269,900.00
1 Raising of Plantation in advances worked area											135,965.60
2 Maintenance of seedlings before planting											40,223.70
2 Raising nursery for replacement of casualties next year 10% (8x12" Size											656,370.00
3 100 Pbs @ Rs.26.29 =Rs. 202.90											11,413.80
<b>C: Maintenance of Plantation (with Casualty Replacement, Cultural operations and manuring)</b>											-
1 Maintenance of the plantation during 1st year											-
2 Maintenance of Seedlings raised for casualty replacements (8x12" Size 100 Pbs @ Rs.7.46 =Rs. 74.60)											546,210.00
<b>D: Maintenance of plantation (with cultural operations &amp; manuring)</b>											-
1 Maintenance of plantation during 2nd year											-
2 Maintenance of Plantation (with cultural operations but without manuring)											449,810.00
3 Maintenance of Plantation during 3rd year											449,810.00
4 Maintenance of plantation during 4th year											449,810.00
5 Maintenance of Plantation during 5th year											133,110.00
<b>F: Maintenance of Plantation (without cultural operations)</b>											-
1 Maintenance of Plantation during 6th year											133,110.00
2 Maintenance of Plantation during 7th year											133,110.00
3 Maintenance of Plantation during 8th year											133,110.00
4 Maintenance of Plantation during 9th year											133,110.00
5 Maintenance of Plantation during 10th year											10,032,607.80
<b>Total 1 : A to F</b>											417,751
<b>I Total (A to F) Amount after taking 10% escalation cost for each year (Compounding factor at 10%)</b>											1,269,900.00
<b>II Soil and Moisture conservation measures (1.5% on total plantation cost)</b>											173,823.30
<b>III Resurveying redemarcation and other works for Section 4 notification (LS)</b>											15,041,912.50
<b>IV Chainlink fencing (Considering 200 meter average periphery) (10% escalation over tares adopted for 2021-22)</b>											26,753,136.30
<b>Total Advance work Year to 10th Year of Maintenance (I+II+III+IV)</b>											1,337,663.70
<b>Administration &amp; Supervision Charge @ 5% of above</b>											28,090,800.00
<b>GRAND TOTAL</b>											-

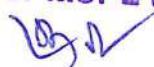
Deputy Conservator of Forests,  
Belagavi Division, Belagavi.

ANNEXURE -6

**Cost Benefit Analysis for the Project over a 50 year period for Ramdev Iron Ore Mine of M/s MSPL Limited over an extent of 32.49Ha. (ML Area -30.09 & Road- 2.40 Ha)**

SL. No.	Losses in Crores		Benefits in Crores	
1	Ecosystem Services losses due to proposed forest diversion	16.47	Benefit to the Project Proponent	233.19
2	Loss of animal husbandry productivity, including loss of fodder	1.65	Benefit to Economy	1296.31
3	Possession value of forest land diverted	4.94	Population benefited due to the specific project	4.66
4	Habitat Fragmentation Cost	8.24	Benefit to the employees	69.30
5	Compensatory afforestation & Soil and Moisture conservation Cost	6.02	Economic Benefits due to Compensatory afforestation cost	3.99
	Total Losses	37.31	Total Benefits	1607.45
<b>Ratio</b>	<b>1</b>	<b>:</b>	<b>43</b>	

For MSPL LIMITED



K. Madhusudhana  
Vice President Mines and CC

**Cost Benefit Analysis for the Project over a 50 year period for Ramdev Iron Ore Mine of M/s MSPL Limited over an extent of 32.49Ha. (ML Area -30.09 & Road-2.40 Ha)**

1	Toposheet No	:	57 A/8		
2	Location	:	Ramdev Iron Ore Mine, RM Block, Sandur Taluk, Ballari District, Karnataka State.		
3	Extent	:	32.49	Ha	ML Area -30.09Ha
4	Unbroken Area	:		Ha	Unbroken up area
5	Density of Forest growth	=	0.4		Density of forest/ha
6	<b>A. Evaluation of Losses</b>				
7	<b>I. Ecosystem Services losses due to proposed forest diversion : (Soil erosion, effect on hydrological cycle, wildlife habitat, microclimate upsetting of ecological balance)</b>				
8	Ecosystem Services losses due to proposed forest diversion	=	164711304.00	Rs.	(Thumb Rule Value*Forest Density*Forest Area in Ha( for 50 years))
9		=	16.47	Cr.	
10	<b>II. Loss of animal husbandry productivity, including loss of fodder</b>				
11	Loss of animal husbandry productivity, including loss of fodder	=	1.65	Cr.	10 % of the NPV of the forest as per the new guidelines
12	<b>III. Possession value of forest land diverted</b>				
13	Possession value of forest land diverted	=	4.94	Cr.	30 % of environmental costs (NPV) due to loss of forest or circle as per the new guidelines
14	<b>IV. Habitat Fragmentation Cost</b>				
15	Habitat Fragmentation Cost	=	8.24	Cr.	50 % of the environmental cost (NPV) as a thumb rule as per the new guidelines
16	<b>V. Compensatory afforestation &amp; Soil and Moisture conservation Cost</b>				
17	Compensatory afforestation &	=	5.97	Cr.	Rs.18.36 Lakhs per Ha as Per Letter No:KFD/HoFF/A5-3(GFL)/34/2019-FC dated.24.05.2022
18	Soil and Moisture conservation Cost	=	0.05	Cr.	
19	<b>Total losses due to forest diversion</b>		<b>37.31</b>	Cr.	
20	<b>B. Benefits Evaluation</b>				
21	<b>I. Benefit to the Project Proponent</b>				
22	Estimated Iron Ore reserves in forest area	=	8050000.00	Tonnes	Mineable Reserves - tonnes
23	The cost at which project proponent used to acquire iron ore in the past	=	2600.00	Rs/Tonne	Average iron ore acquiring and dispatch cost per tonne
24	Value of the mineral/tonne	=	2310.32	Rs/Tonne	Value of Iron Ore at plant head(Mining cost -350Rs, transportation cost-280)
25	Benefit to the project proponent by startig the production in this project	=	2331937363.00	Rs/Tonne	Benefit*total mineable reserves
26		=	233.19	Cr.	Total revenue generated if this project is approved by GoI & GoK,
27	Total Benefit to the project proponent	=	233.19	Cr.	(Benefits after starting the project - Deductions/Payments to be made to pay various taxes, royalties to the Govt. of Karnataka
28	<b>II. Benefit to the economy</b>				
29	Sale price of Iron Ore as per IBM in Karnataka	=	1260.03	Rs.	As per IBM ASP Below 55% Fe , From Sep-21 to Aug-22
30	Total premium to GoK	=	111.00%	%	To be paid on Dispatch IBM Sale Price
31	DMG Royalty	=	15.00%	%	% of IBM Sale Price
32	DMF	=	10.00%	%	% of DMG Royalty
33		=	1.500%	%	% of IBM Sale Price
34	NMET	=	2%	%	% of Royalty
35		=	0.300%	%	% of IBM Sale Price
36	FDF	=	0.000%	%	% of IBM Sale Price
37	Total % Benefit to economy	=	127.80%	%	% of IBM Sale Price
38	Total Benefit to the Economy	=	12963062637.00	Rs.	All kind of levies including charges by Forest Dept., DMG etc.
39		=	1296.31	Cr.	
40	<b>III. Population benefited due to the specific project</b>				
41	Population benefited due to the specific project	=	4.66	Cr.	Keeping 2% of the net profit as the benefits to the population (CSR activities)
42	<b>IV. Total benefit to Employees</b>	=	69.3	Cr.	( no of employees X CTC per employee X 50 years)
43	<b>V. Economic Benefits due to Compensatory afforestation cost</b>	=	3.99	Cr.	Guidelines for Forest diversion of forest land for non forestry purpose under forest conservation act 1980 Guidelines. For Coolection of NPV, NPV chaarges taken @12.28La/Ha (File No.5-3/2011-FC(Vol-I))
44	<b>Total Benefit due to the Project</b>	=	1607.45	Cr.	
45	<b>C. Benefit to Cost Ratio</b>	=	43.0834		
46	<b>Cost Benefit Ratio 1</b>	:	<b>43</b>	Ratio	

**For MSPL LIMITED**

  
**K. Madhusudhana**  
 Vice President Mines and C.I.

**Cost Benefit Analysis for the Project over a 50 year period for Ramdev Iron Ore Mine of  
M/s MSPL Limited over an extent of 32.49Ha. (ML Area -30.09 & Road-2.40 Ha)**

**1. Applicability of Cost Benefit Analysis**

SNo.	Nature of Proposal	Applicable/not applicable	Remarks
1.	All categories of proposals involving forest land up to 20 hectares in plains and up to 5 hectares in hills.	Not applicable	These proposals are to be considered on case by case basis and value judgement.
2.	Proposal for defence installation purposes and oil prospecting (prospecting only)	Not applicable	In view of National Priority accorded to these sectors, the proposals would be critically assessed to help ascertain that the utmost minimum forest land above is diverted for non-forest use.
3.	Habitation, establishment of industrial units, tourist lodges/complex and other building construction	Not applicable	These activities being detrimental to protection and conservation of forest, as a matter of policy, such proposals would be rarely entertained.
4.	All other proposals involving forest land more than 20 hectares in plains and more than 5 ha. in hills including roads, transmission lines, minor, medium and major irrigation projects, hydel projects mining activity, railway lines, location specific installations like micro-wave stations, auto repeater centres, T.V. towers etc.	Applicable	These are cases where a cost-benefit analysis is necessary to determine when diverting the forest land to non-forest use is in the overall public interests.

**For MSPL LIMITED**

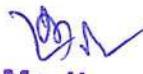


**K. Madhusudhana**  
Vice President Mines and CC

## 2. Evaluation of Loss of Forest

S. No.	Parameters	Mining Project
1.	Ecosystem service losses due to proposed forest diversion	<p>The details of environmental losses are identified as per the given thumb rule for the forest area required for the project are as follows:</p> <ol style="list-style-type: none"> <li>1.) Density of the forest: 0.4</li> <li>2.) Avg. density of the forest land to be diverted: 0.4</li> <li>3.) Thumb rule for the environment losses per Ha. for density 1.0 over a period of 50 Years (In Lacs): 126.74 Lacs</li> <li>4.) Environmental loss per Ha. of forest land to be diverted: <math>0.4 \times 126.74</math> Lacs: 50.696 Lacs.</li> <li>5.) Total forest area required to be diverted: 32.49 Ha.</li> <li>6.) Total Environmental loss due to forest land diversion: <math>50.696 \times 32.49</math> Lacs</li> <li>7.) Total Environmental loss due to forest land diversion: <b>1647.11 Lacs</b></li> <li>8.) Total Environmental loss due to forest land diversion per year: <math>1647.113 / 50</math></li> <li>= 32.94 Lacs per year</li> <li>9.) Total Environmental loss due to forest land diversion for 50 years: <b>=16.47Cr</b></li> </ol>
2.	Loss of animal husbandry productivity, including loss of fodder	10 % of the Net Present Value (environmental services losses) = $0.10 \times 16.47$ Crores = <b>1.647 Cr</b>
3.	Cost of human resettlement	There is no loss involved on account of human resettlement.
4.	Loss of public facilities and administrative infrastructure (Roads, buildings, schools, dispensaries, electric lines, railway etc) on forest land, or which would require forest land if these facilities were diverted due to the project.	No administrative infrastructure such as roads, buildings, schools, dispensaries, electric line, railway, etc are affected due to diversion of forest land to this project. There will be no loss involved on this account.
5.	Possession Value of forest land diverted	30 % of the Net Present Value (environmental services losses) = $0.30 \times 43.64$ Crores = <b>4.941Cr</b>
6.	Cost of suffering to oustees	There will not be any losses on this account as diversion of the forest land to this project will not affect any house or structure.
7.	Habitat Fragmentation Cost	50 % of the Net Present Value (environmental services losses) = $0.50 \times 16.47$ Crores = <b>8.23 Cr</b>
8.	Compensatory afforestation & Soil and Moisture conservation plan	Rs.6.04 Cr (Rs.18.36 Lakhs per Ha as Per Letter No:KFD/HoFF/A5-3(GFL)/34/2019-FC dated.19.04.2021)
<b>Total Loss to environment</b>		<b>37.31Cr</b>

For MSPL LIMITED

  
**K. Madhusudhana**  
 Vice President Mines and CC

**Cost Benefit Analysis for the Project over a 50 year period for Ramdev Iron Ore Mine of M/s MSPL Limited over an extent of 32.49Ha. (ML Area -30.09 & Road-2.40 Ha)**

**3. Evaluation of the Benefits**

SNo.	Parameters	Mining Project
1.	Increase in productivity attributable to the specific project.	<ol style="list-style-type: none"> <li>1. Total Mineable reserves = 8050000Tonnes</li> <li>2. Cost of the iron ore per tonne which the project proponent used to acquire in the past = Rs. <b>2600 per tonne</b></li> <li>3. Estimated Cost of Iron ore if produced by the project proponent = Rs.1610+350+350= Rs.2310 Per tonne</li> <li>4. Profit to the project proponent after starting this project for 50 years = <math>(2600-2310)*8050000 = 233.45\text{Cr.}</math></li> <li>5. Payments to be made against various royalties, taxes to NMET, FDF, DMF and DMG Royalty = 127.8% on total mineable reserves as per the IBM Sale Price =Rs1296Cr</li> <li>6. Net benefit to the project proponent for 50 years = <b>155.04Cr.</b></li> </ol>
2.	Benefits to economy due to the specific project	<ol style="list-style-type: none"> <li>A. Total mineable iron ore reserve =8050000 Tonnes</li> <li>B. Average Sales price of iron ore as per IBM(Karnataka)-last 12 months = Rs.1260 per tonne</li> <li>C. i. Premium to GoK = 111.00% .</li> <li>ii. Other Levies</li> <li>DMG Royalty = 15 % of IBM</li> <li>Sale price</li> <li>DMF = 10 % of</li> <li>Royalty(Auctioned Mines)</li> <li>NMET = 02 % of Royalty</li> <li>Grand Total = 127.8% of IBM Sale Price</li> <li>D. Total benefit to economy of GoK =<b>1296 Cr.</b></li> </ol>
3.	No. of population benefited due to specific project	Keeping straight 2% of the net profit in CSR Activities = $0.02*155.04=3.10\text{Crores}$
4.	Economic benefits due to the direct and indirect employment due to the project	<p>Total benefit to the employees per annum = <b>1.396 Crores per annum</b></p> <p>Total Benefit to the employees for 50years = <b>69.30 Cr.</b></p>
5.	Economic Benefits due to Compensatory afforestation charges	<b>Rs. 3.99</b> (Guidelines for Forest diversion of forest land for non forestry purpose under forest conservation act 1980 Guidelines. For Coolection of NPV, NPV chaarges taken @12.28La/Ha
<b>Total Benefit</b>		
<b>Total Loss of the forest: 37</b>		
<b>Total benefits: 1606</b>		
<b>Cost Benefit Ratio: 1:43</b>		

For MSPL LIMITED

**K. Madhusudhana**  
Vice President Mines and CG



SCALE - 1:12000

PLAN SHOWING THE ALTERNATIVE APPROACH ROADS DETAILS FOR RAMDEV IRON ORE MINE OF M/s. MSPL LIMITED (ERSTWHILE OF M/s. KANHAIYALAL DUDHERIA, ML. NO. 2563, ML. AREA 30.09 Ha) IN RAMANAMALAI BLOCK FOREST, SANDUR TALUK, BALLARI DIST, KARNATAKA

