

GOVERNMENT OF INDIA
MINISTRY OF COAL
OFFICE OF THE NOMINATED AUTHORITY
(Constituted under Section 6 of The Coal Mines (Special Provisions) Act, 2015)
Shastri Bhawan, New Delhi

VESTING ORDER

(under clause (b) of sub-rule (2) of rule 7 and sub-rule (1) of rule 13 of the Coal Mines (Special Provisions) Rules 2014 read with clause (b) of sub-section (3) of Section 6 and sub-section (3) of Section 8 of the Coal Mines (Special Provisions) Act, 2015)

In re: **Sahapur West Coal Mine** (the “mine”) particulars of which is specified in **Annexure 1**

Order no.: **NA-104/2/2020-NA**

Date: **March 03, 2021**

In favour of: **Sarda Energy and Minerals Limited**, incorporated in India under the Companies Act, 1956 with corporate identity number **L27100MH1973PLC016617**, whose registered office is at **73 A Central Avenue, Nagpur, Maharashtra 440018, India** and principal place of business is at **1st Floor, Vanijya Bhawan, Jail Road, Devendra Nagar Square, Raipur, Chhattisgarh, 492001** (the “successful bidder”)

For the purpose of: **Sale of coal, including sale to Affiliates and related parties, utilisation of coal for any purpose including but not limited to captive consumption, Coal Gasification, Coal Liquefaction and export of coal.**

WHEREAS, the nominated authority has, in accordance with provisions of the Coal Mines (Special Provisions) Act, 2015 (the “Act”) and the Coal Mines (Special Provisions) Rules 2014 (the “Rules”) conducted the auction of the mine;

AND WHEREAS the successful bidder is eligible to receive this vesting 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 successful bidder has furnished a performance bank guarantee dated February 18, 2021 for an amount equal to INR 38,00,36,240.07 (Indian Rupees Thirty Eight Crore Thirty Six Thousand Two Hundred Forty and Seven Paise) issued by Axis Bank Ltd in accordance with the tender document and in accordance with the provisions of sub-section (6) of section 8 of the Act and sub-rule (4) of rule 13 of the rules.

AND WHEREAS the successful bidder has entered into a Coal Mine Development and Production Agreement dated January 11, 2021 ("CMDPA") (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 March 03, 2021 ("vesting date") and in accordance with the provisions of sub-section (4) of section 8 of the Act, with respect to the mine, the following shall stand fully and absolutely transferred and vested in the successful bidder, 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 prospecting license, mining lease or prospecting license-cum-mining lease to be granted by the State Government with the terms and conditions of CMDPA 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

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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 successful bidder 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 successful bidder for the residual term or residual performance of such contract;

2. The successful bidder 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 successful bidder shall be entitled to take possession of the mine as specified in **Annexure 1** without let or hindrance;

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

(By the nominated authority)



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Annexures:

Annexure 1: Particulars of the mine

Part A – Description of the mine

Name of Coal Mine	Sahapur West
Coal Field	Sohagpur Coalfield
Latitude	23° 14' 19" N to 23° 15' 33" N (Provisional)
Longitude	81° 17' 10" E to 81° 18' 49" E (Provisional)
Villages	Senduri, Chunia
Tehsil/ Taluka	Pali & Sohagpur
District	Umaria & Shahdol
State	Madhya Pradesh

Part B – Description of Land in relation to the mine

Nil

Part C – Description of Mine Infrastructure in relation to the mine

Nil



Annexure 2: Particulars of statutory licences, permits, permissions, approvals or consents issued by the Central Government which are being transferred along with this vesting order.

S. No	Statutory Clearance	Ministry/ Agency	Letter No.	Date
1.	Approval of Mining Plan and Mine Closure Plan	Ministry of Coal	13016/28/2010-CA-I	07.02.2012
2.	Mining Lease – Administrative Approval of the Central Government under Section 5 (1) of the MMDR Act 1957 for granting of mining lease over an area of 587.50 Ha of coal bearing area in Sahapur West coal block located in villages Shahpur, Khamaria, Kathotia and Kosmaha, Taluq – Sohagpur (Dist. - Shahdol) Pali (Dist. – Umaria), District- Umaria & Shahdol, Madhya Pradesh for 30 years in favour of M/s National Mineral Development Corporation	Ministry of Coal	13016/28/2010-CA-I	02.08.2012
3.	Mining Lease – Corrigendum - Administrative Approval of the Central Government under Section 5 (1) of the MMDR Act 1957 for granting of mining lease over an area of 587.50 Ha of coal bearing area in Sahapur West coal block located in villages Shahpur, Khamaria, Kathotia and Kosmaha, Taluq – Sohagpur (Dist. - Shahdol) Pali (Dist. – Umaria), District- Umaria & Shahdol, Madhya Pradesh for 30 years in favour of M/s National Mineral Development Corporation	Ministry of Coal	13016/28/2010-CA-I	22.02.2013

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Annexure 3: Particulars of statutory licences, permits, permissions, approvals or consents issued by the Central Government to be obtained on application by the successful bidder.

S. No	Statutory Clearance	Ministry/ Agency	Letter No.	Date
1.	Environment Clearance (Proposal was considered in the EAC meeting for granting EC and competent authority had approved the project. However, the formal EC was to be issued only after Stage I Forest Clearance has been obtained and submitted)	Ministry of Environment and Forests	No-J-11015/280/2010-IA-II(M)	08.07.2014



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Annexure 4: Particulars of statutory licences, permits, permissions, approvals or consents issued by the State Government to be obtained on application by the successful bidder.

Nil



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Annexure 5: Particulars of the contracts adopted by the successful bidder

The Successful Bidder does not intend to adopt and continue with any of the contracts of the Prior Allottee.



(OKM) 03/03/2021
ARVIND KUMAR SINGH
AVP (LIASONING)
SARDA ENERGY & MINERALS LTD.