

Government of Jammu & Kashmir(UT)
DIRECTORATE OF GEOLOGY & MINING

ORDER

Subject:- Grant of Disposal Permit to National Highways Infrastructure Development Corporation Ltd(NHIDCL) at Village Kangar Tehsil, Bhalwal District, Jammu in Khasra No. 5565 for an area of 0.66 hectares (13 Kanals 03 Marlas).

Whereas, National Highways Infrastructure Development Corporation Ltd (NHIDCL) vide letter No. NHIDCL/PMU-AKH/NH-144A/J-A/Pkg-III/2020-21/725 dated 05.10.2021 dated 2.12.2020 has applied for grant of Disposal Permit in Form STP-1 at Village Kangar Tehsil, Bhalwal District, Jammu Under Khasra No. 5565 for a quantity of 70,000 MTs Ordinary Soil(Earth) with advance royalty and 2% Income Tax; and

Whereas, the Site Plan of the above site has been authenticated by Revenue Authorities with No Objection, if the soil is extracted from the said area at Village Kangar, Khasra No. 5565 Tehsil, Bhalwal with Corner points "A,B,C,D,A" ; and

Whereas, the National Highways Infrastructure Development Corporation Ltd(NHIDCL) has submitted an Affidavit No. H 071667 authenticated before Tehsildar Executive Magistrate 1st Class, Bhalwal dated 8.6.2021 for deposition of royalty/arrears/penalty when calculated/ imposed by the Department of Geology and Mining within a period of 30 days of raising the bill, quantity consumed shall be from legal source, submitted within 07 days, follow provisions of SRO-105 dated 31.03.2016, Third party dispute shall be sole responsibility of NHIDCL, Material shall be used for said Project and agency shall deposit royalty for any excess quantity encountered during the process; and

Whereas, the National Highways Infrastructure Development Corporation Ltd(NHIDCL) has submitted a Mutual Agreement dated 5th of June, 2021 attested before the Notary Territorial (Jurisdiction) Akhnour between Jaswant Singh S/o parshotam Singh R/o Chaine Tehsil, Mayalta District, Udhampur & Ors and National Highways Infrastructure Development Corporation Ltd(NHIDCL) for levelling and take mulba (debarring) from the said land for filling purpose of the road "Up-gradation to 4-lane with paved shoulder of Jammu-Akhnour Road Section NH-144 from Ganesh Vihar (Km 6,000) to Khati Chowk (26.350) of 20.350 Km length in the UT of J&K to be executed on EPC baiss,(Package-iii) under the contract of the Agency; and

Whereas, the case has been recommended by the Deputy Commissioner concerned for grant of Disposal Permit vide No. DCJ/SQ/Misc/2021-22/3148-51 dated 27.09.2021; and

Whereas, S.O No.1224(E) issued by Ministry of Environment Forest & Climate Change that Exemption of certain cases from requirement of Environmental Clearance " Extraction or sourcing or borrowing of ordinary earth for linear projects such as , roads pipe lines etc;


Whereas, the Joint Director, Geology and Mining Deptt; Jammu has recommended the case for grant of Disposal Permit in favour of National Highways Infrastructure Development Corporation Ltd(NHIDCL) for the above site vide No. JDJ/NHIDCL/10/Gen/2017-18/1814-1815 dated 23.10.2021.

1

Now, therefore, under Rule 56(2)(iii) & 58 of the J&K Minor Mineral Concession, Storage, Transportation of Minerals and Prevention of Illegal Mining Rules, 2016 sanction is hereby accorded for Grant of Disposal Permit in favour of M/S National Highways Infrastructure Development Corporation Ltd (NHIDCL) for lifting of 70,000 MTs of Ordinary Earth at Village Kanger Tehsil, Bhalwal, Jammu over an area of 0.66 hectares falling Under Khasra No. 5565 with Geo-Coordinates (A= 32°50' 2.28" N 74° 50' 2.03" E, B= 32°50' 2.91" N 74° 50' 4.82" E , C=32°50' 0.70" N 74° 50' 7.11" E, D=32°49' 59.71" N 74° 50' 4.70" E) for Up-gradation of 4 Lane with paved shoulder of Jammu-Akhnoor Road Section NH-144 from Ganesh Vihar (Km 6,000) to Khati Chowk (26.350) of 20.350 Km length in the UT of J&K for a period of three months from the date of issuance of the Disposal Permit subject to the following terms and conditions that National Highways Infrastructure Development Corporation Ltd (NHIDCL) shall :-

- (i) take all precautions for the protection of environment and control of pollution;
- (ii) not transfer such permit;
- (iv) be bound to record the extracted material at the nearest Mineral Check Post;
- (v) surrender such permit after the quantity specified therein is dispatched, to the Department within a week after the last consignment of dispatch along with the particulars by giving the details of the name of the consignee, the date and dispatch etc;
- (vi) have to make the transportation of mineral removed from the area under a duly authenticated challan in **Form A**;
- (vii) allow the executive staff and the officers of the Department of Geology & Mining to inspect, check and measure the minor minerals at all stages including its transportation;
- (viii) be responsible for any third party claim/interference and department shall not be responsible for such claims/interference within mineral concession area; and
- (ix) Failure to comply with any of the above conditions shall be a ground for withdrawal of the permit or cancellation of the same.
- (x) The department shall have the right to claim additional royalty dues on the scrutiny of the sale documents and the test checks, provided the excess quantity is not beyond 10% of the quantity mentioned in the permit. In case the excess quantity is beyond 10% permit holder shall be liable to pay back to the department the excess quantity excavated/ used as assessed by the Officer Incharge of the District concerned.
- (xi) The Permit Holder shall confine his workings within the limits of the allotted area and shall restrict the bonafide disposal activities within the said area. In case the Permit Holder is found working outside the boundary of his allotted area, the Permit may be cancelled.
- (x) The Permit Holder shall adhere the provisions of Mines and Minerals(Development and Regulation) Act 1957, Forest (Conservation) Act 1980, Environment Protection Act 1986, Jammu and Kashmir Water Resources (Regulation and Management) Act 2010, J&K State Fisheries Act, 1960 and the rules made thereunder including the Rules/ restrictions/general conditions laid down in SRO-105 dated 31.03.2016.
- (xi) The Permit Holder shall adhere the instructions/orders of MoEF&CC, NGT, Stake Holder Departments & District Administration etc. issued from time to time.
- (xii) The Permit holder shall commence the mining operation only after demarcation of the area by the District Mineral Office in consultation with Revenue Department.

No.134/MCC/DGM/NHIA/ 8533-39
Dated: -27.10.2021


Director
Geology & Mining
J&K(UT)Govt; Jammu
27/10/2021

Copy to the:-

- 1 The Commissioner/Secretary to Govt. Mining Department, Civil Secretariat, Srinagar/Jammu for kind information.
- 2 The Director Ecology, Environment & Remote Sensing Department/ Member Secretary(JKEIAA) Jammu for information.
- 3 The Deputy Commissioner, Jammu for information.
- 4 The Project Director, National Highways Infrastructure Development Corporation Ltd (NHIDCL).
- 5 The Joint Director (J), Geology & Mining Deptt; Jammu for inf. & n/a. This has reference to your office recommendations vide No. 1814-1815 dated 23.10.2021.
- 6 The Officer I/C Website, Geology & Mining Deptt; Jammu for inf. & n/a.
7. The District Mineral Officer, Geology & Mining Deptt. Jammu for inf. & n/a.