

Government of Jammu and Kashmir (UT)
Directorate of Geology and Mining, Jammu.

Subject:- Grant of Mining Lease of Minor Mineral Block No-20 over an area of 1.85 hectares, description T-Brazlo Bridge Upstream Vishu Nallah District, Kulgam in favour of Sh. Abdul Rashid Bhat S/o Sh. Abdul ahad Bhat R/o Charipora District, Shopian.

Order No : 211 -DGM of 2022

Dated : 30.06.2022

Whereas, e-auction of the Minor Mineral Block No-20 over an area of 1.85 hectares (Revised), description T-Brazlo Bridge Upstream Vishu Nallah District, Kulgam was conducted on 27.06.2020 through the District level Auction Committee after approval from the Adm. Department vide No. IND/MNG-32/2020 dated 20.05.2020; and

Whereas, on the recommendations of Deputy Commissioner, Kulgam vide letter No. DCK/Accts/20-21/962-65 dated 02.07.2020, Letter of Intent was issued to the successful bidder, Sh. Abdul Rashid Bhat S/o Sh. Abdul ahad Bhat R/o Charipora District, Shopian vide No. 749/MCC/DGM/B-20/Kul/20/1524-31 dated 16.07.2020, with the directions to submit Approved Mining Plan, Environmental Clearance, Consent to Operate and remaining 50% bid amount within a period of six months; and

Whereas, a Notice was served upon the successful bidder, vide No. 749/MCC/DGM/B-20/Kul/20/3646-50 dated 16.08.2020 whereunder, he was advised to submit the requisite formalities for grant of Mining Lease within the validity period of Letter of Intent i.e 31.08.2021. The validity of LoI was extended, vide our communication No. 5658-63 dated 21.9.2021 upto 30.11.2021, in reference to Adm. Department (Mining) Order No.26-MNG of 2020 dated 31.08.2021 and request made by the successful bidder on 21.09.2021 for grant of Mining Lease and further extended upto 30.06.2022; and

Whereas, the Project Proponent, Sh. Abdul Rashid Bhat vide his application received on 28.06.2022 requested this office for adjustment of 50% bid amount deposited in respect of Block No-19 District, Pulwama against Block No-20 of District, Kulgam; and

Whereas, in pursuance of Adm. Department (Mining) letter No. GM-MNG/227/2021-02 dated 21.01.2022 and subsequent to this office Order No. 203-II/TG/DGM/MMB/15/1573-1599 dated 01.02.2022, a Committee was constituted under the Joint Director (K/J) for scrutiny of the adjustment cases and to furnish their recommendations on case to case basis. Accordingly, the Committee in reference to this office letter No. 749/MCC/DGM/B-20/Kul/20/2494 dated 29.06.2022 submitted its report on 30.06.2022 which reveals that the application for grant of Environmental Clearance for Block No.19 District, Pulwama (River Jehlum) was



rejected by the JKEIAA with the observation that instream mining is not allowed as per the MoEF&CC Guidelines and Project Proponent namely Sh. Abdul Rashid Bhat applied for adjustment of 50% bid amount from Block No.19 against Block No-20 Kulgam. Committee further, stated Sh. Shahnawaz Ahmad Pinchoo, the successful bidder Block No-19 Pulwama has submitted an affidavit for adjustment of remaining bid amount to the tune of Rs. 12.65 lacs against Block No.20 District, Kulgam and Committee recommended for adjustment of Rs. 12.65 remaining part bid amount of Block No.19 , Pulwama in respect of Block No.20, Kulgam for grant of Mining Lease of Block No-20, Kulgam subject to submission of undertaking from the Project Proponents for such an adjustment, validity of CDR/TDRs besides personal responsibility for any third party dispute and an Affidavit attested before Judicial Magistrate-1st Class, Pampore on 27.06.2022 has been provided by both PPs; and

Whereas, vide Order No. 178-DGM of 2022 dated 26.03.2022 issued by this office No.753/MCC/DGM/B-27/Kul/20/3617-28 dated 26.03.2022, on the recommendations of Committee an amount of Rs. 111.60 lacs deposited by pp of Block No-26, Pulwama and an amount of Rs. 32.85 lacs from total amount of 50% bid amount as 45.50 lacs deposited by PP i.r.o Block No.19, Pulwama adjusted against Block No.27 Kulgam covering total remaining 50% bid amount as 144.45 lacs ; and

Whereas, in pursuance of Adm. Department (Mining) letter No. GM-MNG/ 227/ 2021-02 dated 21.01.2022 and on the basis of the recommendations of the Committee headed by Joint Director, Srinagar left out amount of **Rs. 12.65 lacs** after adjustment of Rs. 32.85 lacs against Block No.27 Kulgam from total 50% bid amount deposited by PP of Block No-19 amounting Rs. 45.50 lacs is being adjusted against Block No.20 District, Kulgam as part of remaining 50% Bid amount . Besides the PP has submitted CDR No.3091120 dated 30.06.2022 amounting Rs. 13.75 lacs as remaining Part of 50% bid amount thus, covering remaining total 50% bid amount of Block-20, Kulgam as Rs. 26.40 lacs(Adjustment amount of Rs. 12.65 lacs + 13.75 lacs CDR given); and

Whereas, the successful bidder submitted Environmental Clearance issued by J&K Environment Impact Assessment Authority vide No. JKEIAA/2020/331-7325 dated 27.06.2022; and

Now, therefore, in exercise of the powers vested with Director Geology & Mining under Rule 42 of the J&K Minor Mineral Concession, Storage, Transportation of Minerals and Prevention of Illegal Mining Rules, 2016 sanction is hereby accorded to the Grant of Mining Lease of Minor Mineral Block No-20 over an area of 1.85 hectares, description T-Brazlo Bridge Upstream Vishu Nallah District, Kulgam in favour of Sh. Abdul Rashid Bhat S/o Sh. Abdul Ahad Bhat R/o Charipora District, Shopian for a period of 05 years subject to the following terms and conditions that :-

1. The lessee shall execute, register the lease deed as per Rule, 40 of the J&K Minor Mineral Concession, Storage, Transportation of Minerals and Prevention of Illegal Mining Rules, 2016 with the conditions laid down in Rule-38 of the said Rules.

2. The Lessee as per Environmental Clearance issued by J&K Environment Impact Assessment Authority vide No. JKEIAA/2020/331-7325 dated 27.06.2022 read with Corrigendum No. 1621-23 dated 09.12.2020 shall submit the Bank Guarantee pledged to the Director, Geology and Mining Department for amount as mentioned under C.S.R/E.M.P of the projects till they open Bank Account within a period of three months.
3. The lessee shall abide by all the terms and conditions enshrined in the Environmental Clearance issued by the JKEIAA and the CTO to be issued by J&K Pollution Control Board.
4. The lessee under Rule-9 of SRO -105 shall furnish Financial Assurance in the shape of Bank Guarantee favouring Director, Geology & Mining for restoration/ reclamation works.
5. The Lease shall be further subject to outcome of any Writ Petition pending before Hon'ble Court of J&K or any other Court of Law if any, as may be applicable to this Mineral Concession so granted.
6. The Lessee shall be personally responsible for any adverse decision by any Court of Competent Jurisdiction/Tribunal in this regard besides, any third party dispute in the matter.
7. The Lessee shall submit the Consent to Operate from J&K Pollution Control Board before execution/operationalization of Mining Lease Deed.
8. The Lessee shall submit remaining 02% Income Tax amount in the shape of Demand Draft before execution of Mining Lease Deed.

No. 749/MCC/DGM/B-20/Kul/20/2614-26
Dated: 30.06.2022

Director
Geology & Mining
J&K(UT) Govt; Jammu

30/06/2022

Copy to :-

1. The Secretary to the Govt. Department of Mining, Civil Secretariat, Jammu for kind information.
2. The Chairman, J&K Pollution Control Board, Jammu for kind information.
3. The Director Ecology, Environment & Remote Sensing Department/Member Secretary (JKEIAA) Jammu for kind information.
4. The District Development Commissioner, Kulgam for information.
5. The District Development Commissioner, Pulwama for information.
6. The Joint Director (K), Geology & Mining Department, Srinagar for information.
7. The Officer I/C Website, Geology & Mining Deptt; Jammu for inf. & n/a.
8. The Accounts Officer (C) Geology and Mining Department Jammu for information and n/a.
9. The District Mineral Officer, Geology and Mining Deptt; Kulgam for information and n/a.
10. The District Mineral Officer, Geology and Mining Deptt; Pulwama for information and n/a.
11. Sh. Abdul Rashid Bhat S/o Sh. Abdul ahad Bhat R/o Charipora District, Shopian for strict compliance of the said Order & its terms and conditions. The DD No.884485 dated 30.06.2022 amounting to Rs. 28,000/- for doing the needful w.r.t name of purchaser written on said Demand Draft besides, he is directed to submit the remaining 02% Income Tax amount for an amount of Rs. 12.65 lacs in the shape of Demand Draft before execution of Mining Lease Deed.