

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

ORDER

Subject:- Up-gradation of four lane with paved shoulders of Jammu-Akhnoor Road Section of NH144A from Ganesh Vihar (KM 6000) to Khati Chowk(KM 26,350) of 20.350 KM length in the UT of J&K to be executed on EPC basis(Package-III) and grant of Short Term Permit for extraction of Ordinary Earth/Clay in favour of M/S NHIDCL.

Whereas, M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL) applied for grant of Short Term Permit for Ordinary Earth/Clay at below tabled site for Up-gradation of four lane with paved shoulders of Jammu-Akhnoor Road Section of NH144A from Ganesh Vihar (KM 6000) to Khati Chowk (KM 26,350) of 20.350 KM length in the UT of J&K to be executed on EPC basis(Package-III) along with Application Fee, Advance Royalty and Income Tax amount:-

S.No	Area	Area of the Block(Hect ares)	Khasra No.	Title of land	Geo- Reference Points	Quantity Applied (In MTs)
01	Village Barn, Tehsil Bhalwal District, Jammu	0.85	1757	Owned by J&K Cooperative Housing Corporation Jammu	A=32°51'27.42"N74°49'1.28"E, B=32°51'28.89"N74°49'5.34"E, C=32°51'27.00"N74°49'6.50"E, D=32°51'26.03"N74°49'5.24"E, E=32°51'25.26"N74°49'2.87"E,	70,000

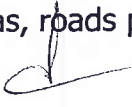
Whereas, the Geo-referenced Site Plan of the above applied area has been authenticated and certified by the Sub-Divisional Magistrate Jammu as "the area of this site plan with corner points A, B, C, D, E, falls in Khasra No. 1757 and is a private land of J&K Co-operative Housing Corporation Ltd., his office has No Objection if Short Term Permt(STP) is issued in favour of NHIDCL by the Department of Geology and Mining";

Whereas, the Mutual Agreement has been made on 14th of December, 2020 between J&K Corporative Housing Corporation Ltd; through Managing Director herein referred to as land owner (1st Party) and Sh. S.P.S. Sangwan General Manager(p) M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL) hereafter referred to as the construction agency(2nd Party). The 1st Party has agreed to apart with the land to the said agency with the mutual consent that the agency will make the land levelling and take Mulba(Debarring) from the said land for filling purpose of the road for Up-gradation of four lane with paved shoulders of Jammu-Akhnoor Road Section of NH144A from Ganesh Vihar (KM6000) to Khati Chowk (KM 26,350) of 20.350 KM length in the UT of J&K to be executed on EPC basis(Package-III) under the contract of the Agency;

Whereas, the Deputy Commissioner, Jammu vide Communication No. DCJ/SQ/Jmu-Akh-Road/2020-21/2263-66 dated 24.12.2020 recommended case for the project being of emergent nature for public interest;

Whereas, the area in question does not fall under any Mineral Concession/ Auctioned Block as reported by District Mineral Officer, Jammu;

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



Whereas, the Joint Director (J) vide office letter No. JDJ/NHIDCL/10/Gen/2017-18/2804-2805 dated 14.01.2021 has recommended the case for approval/grant of Short Term Permit in respect of the above site in favour of M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL) in light of Rule-56 of (VI) and 56 (2)(III) ;

Now, therefore, under Rule-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 Short Term Permit for Ordinary Earth/Clay in favour of M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL) at Village Barn, Tehsil Bhalwal District, Jammu for said area falling Under Khasra No. 1757 for the available quantity, not exceeding 70,000 MTs from the above said land (Excluding Khahchari/ Agriculture/Forest) for the Up-gradation of four lane with paved shoulders of Jammu-Akhnoor Road Section of NH144A from Ganesh Vihar (KM 6000) to Khati Chowk(KM 26,350) of 20.350 KM length in the UT of J&K to be executed on EPC basis(Package-III) with a validity of three months subject to the following terms and conditions that M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL), shall :-

- (i) take all precautions for the protection of environment and control of pollution;
- (ii) not transfer/Sub-let such permit;
- (iii) The Extraction of the Minor Mineral shall not be allowed from Khahchari/ Agriculture/Forest land;
- (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 extraction within the permissible limit (depth) from the said area. In case the Permit Holder is found working outside the boundary of his allotted area the Permit may be cancelled.
- (xii) 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.

M-28/1/21



- (xiii) The Permit Holder shall adhere the instructions/orders of MoEF&CC, NGT, Stake Holder Departments & District Administration etc. issued from time to time.
- (xiv) The Permit holder shall commence the mining operation only after demarcation of the actual area by the District Mineral Office in consultation with Revenue Department and owner of the land.

Mr 28/1/21

No.134/MCC/DGM/NHIA/9522-29

Dated: -28.1.2021


Director
Geology & Mining
J&K, Jammu

28/01/2021

Copy to the:-

- 1 The Commissioner/Secretary to Govt. Department of Mining, Civil Secretariat, 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 Sub-Divisional Magistrate, Jammu(North) for information.
- 5 The Joint Director (J), Geology & Mining Deptt; Jammu for inf. & n/a along with 02 Demand Drafts as advance royalty and Income Tax in original.
- ✓ 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.
- 8 M/S National Highways and Infrastructure Development Corporation Limited (NHIDCL)for information & n/a.