सूचना का अधिकार अधिनियम, 2005
नियत तिथि/Due date –20.12.2013
TIME BOUND/RTI MATTER

भारत सरकार
खान मंत्रालय
शास्त्री भवन : नई दिल्ली

विषय: सूचना का अधिकार अधिनियम, 2005 के अंतर्गत प्राप्त आवेदन ।

श्री. जगत रंजन बेहरा, मयुरभंज, ओडिशा से प्राप्त मूल पत्र/आवेदन दिनांक 30.10.2013 को इस पत्र के साथ उचित कार्यवाई हेतु प्रस्तुत किया जा रहा है ।

2. सूचना का अधिकार अधिनियम, 2005 की धारा 6(3) के अनुसार यदि मांगी गई सूचना का विषय अन्य सरकारी कार्यालय से जुडा/सम्बध्द है तो वह अधिकारी, जिसको आवेदन भेजा गया है, ऐसे आवेदन को संबंधित सरकारी अधिकारी/कार्यालय को, आवेदन की प्राप्ति की तारीख से यथाशीघ्र लेकिन 5 दिनों के भीतर स्थानांतरित कर सकेगा तथा इस बारे में आवेदक को भी सूचित करेगा।

3. आपसे अनुरोध है कि उक्त आवेदन को आर.टी.आई. ऑनलाईन पोर्टल में **प्राप्ति के तीन दिनों में तुरंत प्रविष्ट** करके आवेदक को पावती भेजी जाए एवं सूचना का अधिकार अधिनियम, 2005 के नियमों का पालन करते हुए उसपर निर्धारित समय में कार्यवाई की जाए ।

(राजेश शाह/Rajesh Shah)
ए.सी.पी.आई.ओ./ACPIO

संलग्न: FTS 17151

श्री. अजय कुमार कादियान, अवर सचिव/केन्द्रीय लोक सूचना अधिकारी, खान मंत्रालय
पी.आई. सैल/PI Cell U.O. No. ई-मिसिल 2/175/2013-पी.आई. दिनांक/Dated 25.11.2013

सूचना का अधिकार अधिनियम, 2005

नियत तिथि/Due date –20.12.2013

TIME BOUND/RTI MATTER

भारत सरकार

खान मंत्रालय

शास्त्री भवन : नई दिल्ली

विषय: सूचना का अधिकार अधिनियम, 2005 के अंतर्गत प्राप्त आवेदन ।

श्री. जगत रंजन बेहरा, मयुरभंज, ओडिशा से प्राप्त मूल पत्र/आवेदन दिनांक 30.10.2013 को इस पत्र के साथ उचित कार्यवाई हेतु प्रस्तुत किया जा रहा है ।

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राजेश 21/11/13

(राजेश शाह/Rajesh Shah)

ए.सी.पी.आई.ओ./ACPIO

Not for RC. For Mines VI
K.B. 22.11.13

संलग्न: FTS 17151

ACPIO

श्री. कुल भूषण सिंह, अनुभाग अधिकारी/ केन्द्रीय लोक सूचना अधिकारी, खान मंत्रालय

पी.आई. सैल/PI Cell U.O. No. ई-मिसिल 2/194/2013-पी.आई. दिनांक/Dated 22.11.2013

175

सूचना का अधिकार अधिनियम, 2005

नियत तिथि/Due date –20.12.2013

TIME BOUND/RTI MATTER

भारत सरकार

खान मंत्रालय

शास्त्री भवन : नई दिल्ली

विषय: सूचना का अधिकार अधिनियम, 2005 के अंतर्गत प्राप्त आवेदन ।

श्री. जगत रंजन बेहरा, मयुरभंज, ओडिशा से प्राप्त मूल पत्र/आवेदन दिनांक 30.10.2013 को इस पत्र के साथ उचित कार्यवाई हेतु प्रस्तुत किया जा रहा है ।

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राजेश 21.11.13

(राजेश शाह/Rajesh Shah)

ए.सी.पी.आई.ओ./ACPIO

संलग्न: FTS 17151

श्री. कुल भूषण सिंह, अनुभाग अधिकारी/ केन्द्रीय लोक सूचना अधिकारी, खान मंत्रालय

पी.आई. सैल/PI Cell U.O. No. ई-मिसिल 2/194/2013-पी.आई. दिनांक/Dated 22.11.2013

175

22/11/13

(By Speed Post)

EMS SPEED POST

EO 522223992 IN

FROM
Jagat Ranjan Behera
AT- Baidaposi, Ward-2
PO - Rairangpur
DIST - Mayurbhanj
(Odisha)
PIN - 757043
Mob - 9438437840

To
THE CENTRAL PUBLIC INFORMATION OFFICER (CPIO)
Ministry of Mines
Shastri Bhavan
NEW DELHI - 110001

[illegible] दस रुपये [illegible] दस रुपए दश रूप्यकाणि

अपरक्राम्य
NOT NEGOTIABLE

भारतीय पोस्टल आर्डर
INDIAN POSTAL ORDER

डाक महानिदेशक DIRECTOR GENERAL OF POSTS.

PAY TO Accounts Officer, Ministry of Mines, Shastri Bhavan, NEW DELHI - 110001 को

दस रुपए की रकम THE SUM OF RUPEES TEN ONLY

रुपए 10.00 Rs.

कमीशन COMMISSION पैसे 50 PAISE

प्रेषक अपना नाम और पता यहां लिख दे।
SENDER MAY FILL IN HIS NAME AND ADDRESS HERE.
Jagat Ranjan Behera
AT- Baidaposi, W. No-2
PO - Rairangpur
DIST - Mayurbhanj
PIN - 757043 (Odisha)

डाक टिकट
POSTAGE STAMPS

AT THE POST OFFICE AT
Head Post office, New Delhi
के डाकघर में अदा करें।

पोस्ट मास्टर POSTMASTER

इस लाइन के नीचे मत लिखिए DO NOT WRITE BELOW THIS LINE

21F 833474

e-file
2/175/2013-RTI

स्पीड पोस्ट/By Speed Post

No. 1/48/2013-PI
भारत सरकार/Government of India
खान मंत्रालय/Ministry of Mines
शास्त्री भवन/Shastri Bhavan
नई दिल्ली/ New Delhi

Dated – 12.11.2013

To

Sh. Jagat Ranjan Behera
At: Baidaposi, W.No. 2,
Post – Rairangpur,
Distt. Mayurbhanj - 757043
Odisha

विषय: सूचना का अधिकार अधिनियम, 2005।
Subject: Right to Information Act, 2005.

Reference your RTI Application dated 30.10.2013 for providing information/ documents under the RTI Act, 2005.

2. As per "Right to Information (Regulation of Fee and Cost) Rules, 2005, the requisite information can be provided to you on depositing requisite application fee of **Rs. 10.00 only**. The same may please be deposited in the form of Demand Draft/Bankers Cheque or Indian Postal Order **in favour of 'Accounts Officer, Ministry of Mines' or 'Pay & Accounts Officer, Ministry of Mines, New Delhi'** by post or deposited by Cash personally/by bearer at **'Information Counter, Ministry of Mines, at the basement of Shastri Bhavan, Dr. Rajendra Prasad Road, New Delhi – 110 001.**

3. Indian Postal Order No 21F 833465 Rs. 10/- issued in favour of "Central Public Information Officer, Secretary to Govt. of India, Ministry of Mines" is returned herewith.

3. The stipulated time of 30 days for providing information to you will be counted from the date of receipt RTI application fee, in this Ministry.

Yours faithfully,

(राजेश शाह/Rajesh Shah)
ए.सी.पी.आई.ओ./ACPIO

संलग्न - यथोपरि

दस टका दश टाका दस रुपिया ಹತ್ತು ರೂಪಾಯಿ ... ... दहा रुपये ... दस रुपए ...

अपरक्राम्य
NOT NEGOTIABLE

भारतीय पोस्टल आर्डर
INDIAN POSTAL ORDER

डाक महानिदेशक DIRECTOR GENERAL OF POSTS.

PAY TO Central Public information officer (CPIO) Secretary to govt of India. ministery of mines, Shastri Bhawan ~~New Delhi~~ - 110001 को

दस रुपए की रकम THE SUM OF RUPEES TEN ONLY

रुपए 10.00 Rs.

कमीशन COMMISSION पैसे 50 PAISE

प्रेषक अपना नाम और पता यहां लिख दें।
SENDER MAY FILL IN HIS NAME AND ADDRESS HERE.

Jagat Ranjan Behera
AT-Baidaposi, W.No-2
PO- Rairangpur
DIST- Mayurbhanj

डाक टिकट
POSTAGE STAMPS

AT THE POST OFFICE AT
Head post office, New Delhi
के डाकघर में अदा करें।

पोस्ट मास्टर POSTMASTER

इस लाइन के नीचे मत लिखिए DO NOT WRITE BELOW THIS LINE

21F 833465

FORM-A

[See Rule 4(1)]

Application for Information Under section 6 (1) of the Right to information Act- 2005

To,

CENTRAL PUBLIC INFORMATION OFFICER (CPIO)
Secretary to govt of India, ministery of mines, Shastri Bhawan, New Delhi.

1. Full name of the applicant : Jagat Ranjan Behera
2. Father / ~~Spouse's name~~ : Lal Mohan Behera
3. Permanent Address AT- Baidaposi, W.No-2, PO- Rairangpur, DIST- Mayurbhanj (Odisha)
4. Particulars in respect of Identity of the Applicant. Voter Id card attached.
5. Particulars of Information Solicited : Please provide the following information
   (a) Subject matter of Information on the basis of enclosed copy
   (1) Action taken report on the revision application disposed accordingly (copy enclosed)
   (b) The period to which the information relates. (2) ATR on the under section
   (c) Specific details of Information required 21(5) of MMDR Act-1957 please provide in details (copy enclosed).

खान मंत्रालय
शास्त्री भवन, नई दिल्ली
6 NOV 2013
डाक प्राप्ति

PT 6/11

   (d) Whether Information is required by post or in persons ... By Post
   (The actual postal charges shall be included in providing information)
   (e) In case by post (ordinary, registered or speed post.) By registered post.
6. Address to which Information will be sent and in which form As per permanent address and xerox copies of information.
7. Has the Information provided earlier... no
8. Is this Information not made available by the public authority ... no
9. Do you agree to pay the required fee... yes
10. Have you deposited application fee (If yes, details of such deposit) IPO-NO-21F 833465 (Rs. 10/-) (Dt-17-10-2013)
11. Whether belongs to BPL category, have you furnished the proof of the same ...

Place :- Rairangpur
Date - 30-10-2013

Jagat Ranjan Behera
Full signature of the applicant
Address:- AT- Baidaposi, W-No-2
PO- Rairangpur
DIST- Mayurbhanj (Odisha)
Mob - 9438478440

Office of the Public Information Officer

Received the application from Shri...
Address... on ... seeking Information.

Place:-
Date:-

खान मंत्रालय
शास्त्री भवन, नई दिल्ली
16466
6 NOV 2013

Full name of Public Information officer

Designation & Seal

No-2

GOVERNMENT OF ODISHA
STEEL AND MINES DEPARTMENT

No. 5350 /SM, Bhubaneswar, dated the 23rd July, 2012.
IV(A) SM-120/2010

From
Sri D. K. Singh, IAS
Commissioner-cum-Secretary to Govt.

To
The Director of Mines,
Odisha, Bhubaneswar.

Sub.:- **Recovery under subsection (5) of section 21 of Mines & Minerals (Development & Regulation) Act, 1957 of the price of mineral raised without lawful authority.**

Sir,

As you are aware, a Committee was constituted by this Department consisting of yourself, Regional Controller of Mines, IBM, Representatives of State Pollution Control Board, Forest & Environment Department, PCCF and DDM (Headquarters) of the Directorate of Mines as members for verification on excess production of ore in the mining leases for iron, manganese, chromite, bauxite and limestone during the last 10 years vis-à-vis quantity approved in the Mining Plan/Scheme under Mineral Conservation and Development Rules, 1988 and statutory clearances issued under the provisions of Environment (Protection) Act, 1986 and consent to operate under Water (Prevention and Control of Pollution) Act, 1974 and Air (Prevention and Control of Pollution) Act, 1981.

2. During verification, as many as 104 mines were found to have raised ore in excess of the quantity approved by IBM in the mining plan/scheme in some year or years during the period of 10 years. One hundred and ninety eight mines have made excess production over and above the limit approved under the provisions of Environment (Protection) Act, 1986 and or under the Water and Air Acts referred to above. The list of the erring mines has been endorsed to the respective Departments/agencies for necessary action under the relevant laws administered by them.

3. In the meantime, Accountant General, Odisha in his Note on Illegal Extraction of iron ore has pointed out that the Putulpani Iron ore mines has exceeded permissible limit of the production of 1.20 lakh MT of iron ore per annum from the year 2004-05. The lessee has applied only in September 2006 for environment clearance for enhancement of ore production from 1.20 lakh MT per annum to 3.60 lakh MT per annum. The Government of India accorded environment clearance for the enhanced production capacity of 3.60 lakh MT per annum in August 2007. The lessee, however, produced iron ore in excess of the permitted quantity of 3.60 lakh MT per annum during 2007-08 onwards (up to August 2009). Accordingly, the audit has observed that the lessee has unlawfully produced 25.13 lakh MT of iron ore during the period from 2007-08 to 2009-10 (up to August 2009). For the excess quantity produced in violation of the provisions of Environment (Protection) Act, 1986, the Accountant General has made the lessee liable to pay Rs.216.69 cr. towards price of the ore raised in excess u/s 21(5) of M&M(D&R) Act, 1957. It has been decided by Steel & Mines Department to raise demand under the aforesaid provision to recover the dues from the aforesaid mines to render compliance to the observation of the Accountant General. However, the lessee in this case has approached the Central Government under section 30 of MM(DR) Act, 1957 challenging the recovery of the price of the mineral so raised in Revision Application No. 22/(17)/2011-RC-1 wherein the Central Government has ordered that pending final decision in the case, no coercive action for recovery of ₹ 216.69 crores may be made and the impugned order may not come in way of issuance of transit passes to the Revisionist. Therefore, the recovery in this particular case has to wait till the disposal of the revision application.

4. Based on the Committee report which carried out verification of last ten years, you are, however, requested to instruct the Deputy Directors of Mines/ Mining Officers in charge of the mining circles to raise demands against all others mines that made production in excess of the approved limit. The approved limit will be the minimum of the quantity approved in the mining plan/scheme, environment clearance or consent to operate under Air and Water Acts. The recovery under section 21(5) of the Act of 1957 of the price of mineral produced in excess may be effected from the erring lessee for which he may be issued 30 days notice and, wherever necessary, heard in person to meet the ends of justice.

5. The Director of Mines shall furnish the price of minerals for the reference period for recovery under section 21(5) of the Act of 1957. The price should be as published by IBM for the State. In case the prices are not published for a mineral for a particular period, the price of the mineral shall be taken as PMV of the mineral indicated in annual 'H' Form series prescribed under MCDR, 1988 or the average annual price at which OMC has sold the mineral or the price of the mineral as maintained by Directorate of Mines for statistical purposes, whichever is higher.

6. The lessee shall also pay simple interest at the rate of 24% per annum on the sum due towards the price u/s 21(5) of the Act of 1957 until payment of such price as required under the provisions of rule 64A of the Mineral Concession Rules, 1960.

7. The power of the State Government to recover the sum under section 21(5) of the Act of 1957 referred to above is exercisable by the Director of Mines, Odisha for the whole State and by the Deputy Director/ Mining Officer in charge of the mining circles in respect of the areas mentioned in col. 3 of this Deptt. Notification No. 15050/SM dtd. 31.12.1993 (copy enclosed).

Yours faithfully,
Sd/- 23/7/2012
Commissioner-cum-Secretary to Govt.

Memo No. 5351 /SM Date 23-7-2012

Copy forwarded to all Collectors/all Deputy Directors of Mines/Mining Officers in the State for information and necessary action.

Sd/- 23/7/2012
Commissioner-cum-Secretary to Govt.

O/C

Manoj Ahuja
Commissioner-cum-Secretary to Govt.

DO No. 10225/ SS&M
IT(M)37/2011
Date: 29-12-2011

305

Dear Sir,

Sub: Disposal of Revision Application No.22/(22)/2010-RC1 (Smt. Indrani Patnaik, Petitioner Vrs. State of Odisha – Respondent)

In the captioned revision application the petitioner – mine owner has challenged the notice of the State Government dated 25.11.2010 under section 21(5) of the MMDR Act 1957 calling upon her to make payment of the price of the mineral illegally mined and dispatched and under the provisions of rule 27(5) of M.C Rules, 1960 to make good or remedy the breach of lease conditions as the case may be within sixty days from the date of receipt of the notice; failing which the mining lease will be determined and the whole of security deposit forfeited.

2. The Govt. of India in their order dated 01.02.2011 has granted interim stay against the said notice and also directed that "no coercive action e.g. stopping transit permit or mining operations or action upon or giving effect to the impugned order or demand raised therein be taken during pendency of the Revision Application or till further orders, which ever is earlier"

3. While the hearing of the case has been completed on 13.09.2011, orders in the case are still reserved. As the violations committed by the mine owner detected by State Vigilance are serious in nature, the Government of India may, in the interest of justice, pass final orders quickly to enable the State Government to take appropriate action as per law.

With regards,

Yours sincerely,

(Manoj Ahuja)

Shri Vishwapati Trivedi, IAS
Secretary to Govt. of India
Ministry of Mines, Shastri Bhawan,
New Delhi – 110001.

ELECTION COMMISSION OF INDIA
ଭାରତୀୟ ନିର୍ବାଚନ କମିଶନ

CRT5387790

IDENTITY CARD
ପରିଚୟ ପତ୍ର

Elector's Name	: Jagat Ranjan Behera
ଭୋଟରଙ୍କ ନାମ	: ଜଗତ ରଞ୍ଜନ ବେହେରା
Father's Name	: Lalmohan Behera
ପିତାଙ୍କ ନାମ	: ଲାଲମୋହନ ବେହେରା
Sex / ଲିଙ୍ଗ	: Male / ପୁରୁଷ
Age as on 01/01/2002	: 28
୦୧.୦୧.୨୦୦୨ରେ ବୟସ	: ୨୮

SPEED POST
RTI MATTER

Government of India
Ministry of Mines

No. 01(02)/2013-RC-II

New Delhi, the 20.12.2013.

To

Shri Jagat Ranjan Behera
At:Baidaposi,W.No.2
Post-Rairangpur,
Distt.-Mayurbhanj-757043
Odisha

Sub: RTI Act,2005-reg.

Sir,

Kindly refer to your RTI application dated 30.10.2013 and to say that the ATR/current status of revision Petition are available on website of Ministry of Mines (http://www.mines.gov.in)

2. In case you are not satisfied with above reply you may prefer the first appeal under Section 19 of the RTI Act, 2005 before the Appellate Authority Shri Pramod Chand, Under Secretary, Ministry of Mines, Room No. 312 "D" Wing, Shastri Bhawan, New Delhi within 30 days of receipt of this communication.

Yours faithfully,

(K.B.Singh)

CPIO

P.I.Cell w.r.t. U.O. No. E File 2/173/2013-PI., dated 22.11.2013

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Recd.
16/1/14