ABSTRACT

Industries - Mines and Minerals – Minor Mineral – Multicolour Granite – Madurai District – Melur Taluk – Keelaiyur Village – Over an extent of 1.02.0 hectares - S.F.No.140/9B etc., – Granite quarry lease granted to Tvl.S.S.Granites - Non-operation for a period of more than two years – Declaration of mining lease under section 4-A (4) of the Mines and Minerals (Development and Regulation) Act, 1957 as lapsed - Orders – Issued.

Industries (MMB.1) Department

G.O. (Ms) No.13 **Dated 14.01.2020**
விகாரி – மார்கழி 29
திருவள்ளுவர் ஆண்டு 2050

Read:

1. G.O. (3D) No.28, Industries (MMB.1) Department, dated 22.02.2006
2. From Tvl.S.S.Granites letter dated 27.03.2018 and 30.10.2019.
3. From the District Collector, Madurai Letter Roc.No.723/2018-Mines, dated 21.02.2019 and 09.11.2019.
4. From the Director of Geology and Mining, Chennai Letter Rc.No.5805/MM2/2019, dated 07.12.2019.

ORDER:

In the Government Order first read above, a Granite Quarry Lease was granted to Tvl.S.S.Granites for quarrying of Multi colour granite over an extent of 1.02.0 hectares of patta land in S.F.Nos.140/9B (0.28.0), 140/10 (0.13.0), 148/2 (Part) (0.04.0), 148/3 (Part) (0.03.5), 148/6 (0.09.5), 148/7 (0.07.5), 148/8 (Part) (0.05.0), 148/9 (0.07.5), 148/10 (0.06.5), 148/11 (0.01.0), 148/13 (Part) (0.01.5), 148/14 (0.03.0), 148/15 (0.01.0), 148/16 (0.01.0), 148/20 (Part) (0.04.0) and 149/4 (0.06.0) in Keelaiyur Village, Melur Taluk, Madurai District for a period of 20 years under rule 19-A of the Tamil Nadu Minor Mineral Concession Rules, 1959.

2. In the letter second read above, Tvl.S.S.Granites has informed to the District Collector, Madurai that the above said quarry was not marketable material. Hence, the applicant firm has requested to cancel the above said lease.

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3. In the letter third read above, the District Collector, Madurai has stated that the subject area was inspected by the Assistant Director, Geology and Mining, Madurai and reported as follows:-

i. Tvl.S.S.Granites has not given the notice of opening of the mine as required under Rule 23 of the Granite Conservation and Development Rules, 1999.

ii. Tvl.S.S.Granites has not obtained any transport permit from the date of execution of lease deed.

iii. Tvl.S.S.Granites has not maintained the pit mouth register and not maintained the correct accounts showing the quantity and other particulars of all minerals obtained and dispatched from the quarry as required under Rule 36 (5) (a) of the Tamil Nadu Minor Mineral Concession Rules, 1959.

iv. Tvl.S.S.Granites has not submitted statutory returns as required under Rule 38, 41 (Form-F, Half Yearly Return, Form-G, Annual Return) 42 and 45 of the Granite Conservation and Development Rules, 1999 till date.

v. During field observations, the following aspects have been noticed:-

   a. No sign board regarding the lease details is exhibited in the area.

   b. The boundary marks are not erected in and around the area granted under lease, thereby violated Rule 36 (4) of the Tamil Nadu Minor Minerals Concession Rules, 1959.

   c. Tvl.S.S.Granites have conducted quarry operation. Further, they have carried out preface development went in the area granted under lease and the field observation it is noticed that there is no possibility of production of marketable granite blocks in the quarry pit. Since there geological function of the granite formation is not suitable for cutting the sizable blocks.

   d. Tvl.S.S.Granites has removed top soil only.

vi. In view of the above, the State Government may be informed to pass appropriate orders in accordance with law and declare the quarry lease as lapsed.

4. The District Collector, Madurai has further informed as follows:-

a) The lessee has not submitted the notice of opening of mine as required under section 23 of the Granite Conservation Development Rules, 1999 and the field inspection report reveals that the lessee has not carried out the mining operations in the area granted under

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lease for more than two years. They have not obtained transport permit from the date of execution of the lease deed.

b) Section 4-A (4) of the Mines and Minerals (Development and Regulation) Act, 1957 stipulates that "where the holder of a mining lease fails to undertake mining operations for a period of two years after the date of execution of the lease or having commenced mining operations, has discontinued the same for a period of two years, the lease shall lapse on the expiry of the period of two years from the date of execution of the lease or, as the case may be, discontinuance of the mining operations".

c) Tvl.S.S. Granites has remitted Rs.1,80,000/- (One lakh eighty thousand only) on 30.10.2019 in Challan No.24 at State Bank of India, Tallakulam Branch for non-submission of statutory half yearly and annual returns for the period from 2006-2007 to 2019-2020.

d) Tvl.S.S. Granites has submitted an affidavit stating that, there is no legal action / court cases pending against it and it is also verified by the Deputy Director of Geology and Mining, Madurai.

5. The District Collector, Madurai has recommended to Government to declare the quarry lease granted to Tvl.S.S. Granites as lapsed as per section 4-A (4) of the Mines and Minerals (Development and Regulations) Act, 1957 for being non-operative for more than two years. The Director of Geology and Mining has endorsed the recommendation of the District Collector, Madurai District.

6. The Government have carefully examined the recommendation of the District Collector, Madurai and the Director of Geology and Mining and hereby decided to declare the mining lease granted to Tvl.S.S. Granites in the Government Order first read above, for quarrying of Multi colour granite over an extent of 1.02.0 hectares of patta land in S.F.Nos.140/9B (0.28.0), 140/10 (0.13.0), 148/2 (Part) (0.04.0), 148/3 (Part) (0.03.5), 148/6 (0.09.5), 148/7 (0.07.5), 148/8 (Part) (0.05.0), 148/9 (0.07.5), 148/10 (0.06.5), 148/11 (0.01.0), 148/13 (Part) (0.01.5), 148/14 (0.03.0), 148/15 (0.01.0), 148/16 (0.01.0), 148/20 (Part) (0.04.0) and 149/4 (0.06.0) in Keelaiyur Village, Melur Taluk, Madurai District **as lapsed**, under section 4-A (4) of the Mines and Minerals (Development and Regulations) Act, 1957.

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7. The District Collector, Madurai and Director of Geology and Mining are instructed to take further action in this regard.

(BY ORDER OF THE GOVERNOR)

N.MURUGANANDAM,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

Tvl.S.S. Granites,
No.97, Yadava Lodge Buildings,
Kamarajar Salai, Madurai-9.

The District Collector, Madurai.
(The District Collector, Madurai is instructed to serve this order to the lessee).

The Director of Geology and Mining, Chennai-600 032.

Copy to:

The Senior Personal Assistant to Hon'ble Minister for Law, Courts and Prisons, Chennai-600 009.

The Industries (OP.II) Department, Chennai–600 009.

Stock File / Spare Copy.

// Forwarded By Order //

14/01/2020

SECTION OFFICER

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