

JOINT VISIT REPORT

As per the Hon'ble NGT order dtd – 01/04/2022 in the original application No. 28/2022 Dattatray Phalake Vrs MoEF & CC & Others, regarding stone mining by M/s. RajendraSingh Bamboo Infra Pvt. Ltd. site bearing G. No- 81/1 & 80/2, A/p – Hiswal (Bk), Tal – Nandgaon, Dist – Nashik, conduct the Joint Visit along with MPCB & Representative of the District Collector Nashik.

The Joint visit with MPCB officials & District Mining Officer (Representative of the District Collector Nashik) is carried out on 05/05/2022. Observations as on below.

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1. As per the Maharashtra Minor Mineral Extraction (Development and Regulation) Rules, 2013, under the Chapter no -IV of Clause no – 58, the committee formed under Chairmanship of Hon'ble District Collector, the said Gat no.81/1 & 80/2 is incorporated in the District mining plan during the meeting dtd. – 31/12/2021. Then the M/s. Rajendra Singh Bamboo Infra Pvt. Ltd. site bearing Gat no- 81/1 & 80/2, A/p – Hiswal (Bk), Tal – Nandgaon, Dist – Nashik was granted the mining lease from 12/01/2022 to 12/05/2022 period vide this office letter no – kash 15/2/GauKhaNi/Kavi/38/2022 issued on 12/01/2022 for 15,000 Brass mining of stone on temporary basis.
 2. During visit it is observed that no mining activity is in operation & no blasting is in operation. Fencing is done at Gat no- 81/1 & 80/2, A/p – Hiswal (Bk), Tal – Nandgaon, Dist – Nashik. The said site is adjacent to old Manmad – Nandgaon road. There is no residential colony in the 2 km periphery from the mining area site. The surrounding area is hilly & plain plateau. At the said site stone mining is done in the approx. 1 hectare to 1.2 hectare area.

3. It is observed that out of two Gat Nos, in Gat no- 81/1 Approx 1 to 1.20 Hectare area stone mining was carried out for Manmad – Nandgaon road construction work. It is observed that the approx. Calculated quantum of stone 80,000 Brass to 85,000 Brass stone mining is done. Out of that around 60,000 Brass excavated stone is found stored in the same premises.
4. It seems that Pro.M/s. Rajendra Singh Bamboo Infra Pvt.has violated the terms & conditions mentioned in the mining lease granted order dtd – 12/01/2022. However, to access the accurate excavation of stone mined measurement through ETS technology is important. Also, to know the actual stock of minor mineral in Gat No- 81/1 & 80/2, A/p – Hiswal (Bk), Tal – Nandgaon, Dist – Nashik report shall be sought from PWD dept.
5. The Proprietor has started mining activity of stone from 13 Jan 2022 without Environmental Clearance, Environment department Gov of Maharashtra & Consent to Establish & operate for stone mining from the MPC Board.
6. Surrounding to the said site Hilly & barren land observed. Around mining site no human Habitation approximately 2 Km to 3 Km periphery. In & around the site premises no green vegetation observed.
7. The project proponent has dug one bore well in the premises which is dry and presently the source of water is through the tanker. The mine pit area is dry & no water logging observed.
8. The representative informed that, the mining activity is temporary for the Construction of Road (a Project by GoI), Road Construction from Manmad to Nandgaon (21.375 Km – NH – 753 J)

9. Industry representative informed that no open blasting is carried out, only controlled nano technology-based blasting is carried out with Permission from PESO department in daytime as per requirement.
10. Considering non compliance observed by the Joint Committee, the Board has issued directions to PP dated 29.06.2022 to deposit an amount of Rs. 15,30,000/- (Rupees Fifteen Lac Thirty Thousand) towards the assessment of damage already caused to the environment and recovery of environmental Compensation as per "Polluter's Pay Principles" to the Maharashtra Pollution Control Board within a period of 7 days.



Sub Regional Officer,
Nashik, MPCB



District Mining Officer,
Nashik

Maharashtra Pollution Control Board

Sub Regional Office, Nashik

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Compound,
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“Your Service is Our Duty”

No : MPCB/SRON/ TB/1196 / 2022

Date:29/06/2022

To
M/s.Rajendrasinh Bhamboo Infra Pvt.Ltd.,
Gat No.81/1, 80/2, Hiswal BK, Tal: Nandgaon,
Dist: Nashik.

Sub : To deposit Environment Compensation.

Ref : Visit of Joint Committee dated 05.05.2022

Shri Dattatraya Phalke has filed an Original Application bearing No.28/2022 before the Honble NGT against the illegal mining activities carried out by M/s. Rajendrasinh Bhamboo Infra Pvt. Ltd., Nashik without obtaining Environmental Clearance and thereby causing degradation to the environment.

In the aforesaid matter, the Hon'ble NGT vide order dated 1/4/2022 constituted a Joint Committee of representative of District Collector, Nashik and representative of MPCB and directed the Committee to visit the place and submit a factual & Action Taken Report before the Hon'ble NGT.

In compliance of the order dtd.1/4/2022 passed by the Hon'ble NGT, the Joint Committee visited the site on 05.05.2022 and observed that you are operating mining activity without obtaining environmental clearance.

In compliance of the Order dated 1/4/2022 and based on the non-compliance observed by the Joint Committee, you are directed to deposit an amount of Rs.15,30,000/- (Rupees. Fifteen Lakh Thirty Thousand) towards the assessment of damage already caused to the environment and recovery of environment compensation as per 'Polluter's Pay Principle' to the Maharashtra Pollution Control Board within a period of 7 days from the date of receipt of this letter, failing which, the Board will have no option than to initiate appropriate legal action against you, which please note.

This is issued with the approval of the Competent Authorities of the Board.

(Amar Durgule)
Sub-Regional Officer

Copy submitted to:

1. Hon'ble Member Secretary, MPCB, Mumbai – for favour of information.
2. Joint Director(APC), MPCB, Mumbai – for information.

Copy to

District Mining Office, Nashik.