

भारत स्**र58**र

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय क्षेत्रीय कार्यालय (मध्य)



Ministry of Environment, Forest & Climate Change Regional Office (Central Region)

केन्द्रीय भवन, पंचम तल, सेक्टर-एच, अलीगंज, लखनऊ-226024

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File No. XXI/ENV/NGT/CC/106/2022/464

Date 03.02.2023

To,

The Registrar
The National Green Tribunal Principal Bench
New Delhi
Email: judicial-ngt@gov.in

Subject: In compliance of the order of Hon'b1e NGT, Principal Bench, New Delhi in O.A. No. 203 of 2021 entitled as Devidas Khatri Vs UOI & Ors reg:

Sir,

With reference to the subject mentioned above, this is to inform you that in compliance of order passed on 01.08.2022 by the Hon'ble Tribunal in O.A. No. 203/2021 Devidas Khatri Vs Union of India & Ors.

The Interim-compliance report is submitted for your kind perusal and necessary action please. The final report will be submitted within a week.

Encl: As Above

Yours Sincerely

(Dr. A.K. Gupta)

Copy to

- 1. Member Secretary, UPPCB, Lucknow. Email: ms@uppcb.in
- 2. Shri, Pukhraj Nenival, Regional Controller of Mines, Indian Bureau of Mines, Jabalpur. Email: pukhrajnenival@ibm.gov.in
- 3. Regional Director, Zonal office, CPCB, Lucknow. Email: rdlucknow.cpcb@gov.in
- 4. District Magistrate, Prayagraj. Email: dmall@nic.in

Joint Committee Report in reference to Hon'ble NGT order in the matter of O.A. No. 203/2021 Devidas Khatri versus Union Of India dated 01.08.2022.

Hon'ble NGT vide its Order dated 01.08.2022 in the matter of Original Application No. 203/2021 Devidas Khatri versus Union Of India & Ors, instructed the following: -

"... In view of above, further exercise is required to verify current status of compliance of environmental norms and making violators accountable for the past violations, following due process. We direct concerned statutory authorities to proceed further in the matter as per law. Further, we constitute a fresh five member Committee to be headed by Regional Director, MoEF&CC with Regional Director, CPCB, Member Secretary, State PCB, District Magistrate, Prayagraj and nominee of Indian Bureau of Mines (IBM), Government of India as members. The State PCB and Regional Director, MoEF&CC will jointly act as nodal agency for coordination. The Committee may meet within one month. It will be open to the Committee to co-opt any other individual/institution. The Committee may undertake visit to the site and except for such visit, conduct proceedings physically or online. The Committee may verify the compliance status of the entire area in question in a holistic manner as well as in respect of each of the lease holder and washing units and complete its work preferably within three months, by preparing an appropriate inspection strategy in its first meeting or as soon as possible. The inspections have to be factual, illustrating scientific methodology adopted for mining, ground water usage with due permissions, restoration of mined areas, overall compliance with CTO conditions extent of damages observed in terms of water and air and other associated aspects of environmental management. The local Administration may extend logistic facilities and cooperation including, security. In case violations are found, the Committee may also assess the compensation in respect of each of the violating unit. The State PCB and applicant may put all the units found to be prima facie causing any violation to notice of these proceedings so that they may file their response before this Tribunal before the next date by email at judicial- 6 ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF. The Committee may file its report within four months by email and simultaneously upload the same on the website of the State PCB so that the concerned units may access the same for filing their response. If any other documents are required by the project proponents (PP) for filing their response, the State PCB may place them on its website so that such documents can also be accessed by the PPs......"

- 1. For the compliance of Hon'ble NGT directives following members have been nominated by the concerned departments
 - a. Dr. A.K.Gupta, Scientist-E, Integrated Regional Office (CZ), MoEFF&CC, Lucknow;
 - b. Shri Pukhraj Nenival, Regional Controller of Mines, IBM, Jabalpur
 - c. Shri Rajendra D. Patil, Scientist-D, CPCB RD-Lucknow
 - d. Shri Harsh Dev Pandey, ADM-Prayagraj
 - e. Shri R.K. Singh, Regional Officer, UPPCB, Prayagraj.
 - f. Shri P.K. Rai, District Mining Officer, Parayagraj

- 2. The committee has conducted virtual meetings on 24.08.2022 to discuss the instruction of Hon'ble NGT and the methodology that needs to be adopted for its compliance. The minutes of the meeting are attached at **Annexure A.**
- 3. During the meeting matter related information (list of leases granted till date, active lease, mining plan, KML files, Environmental Clearance, CTO, production from last 05years, etc.) has been collected from various departments, and the distance of the project site in question from the following areas has been discussed and also verified through the field visit.
- 4. Thereafter, site inspections of the area were conducted during 01.09.2022 02.09.2022 and 16.11.2022 18.11.2022.

5. Major observation of the committee on Silica sand mining

5.1 As per information collected from the District Mining officer, Parayagraj, and Regional Office, Uttar Pradesh Pollution Control (UPPCB), Parayagraj during the meeting/inspection of the site, till the date a total of 25 mining leases have been granted for silica sand mining in the District Prayagarj that covers around 16604.092-hectare land with a total sanction production capacity is 14, 10,509 TPA (calculation based on only 12 mines). Out of 25 leases, 18 leases have already expired, and only 07 leases with an area of 136.81 hectares (5, 86,160 TPA) are active as of now. The status of the active leases and their statutory permissions viz. mining plan, environmental Clearance (EC), consent to operate (CTO), and lease-wise compliances, etc are tabulated below:

SN	Name of the lease	Area (hectare)	Sanction production capacity	Attached as Annexure
1.	M/s Chawla Silica Sand Trading Company	16.75	1,50,000 TPA	В
2.	M/s Chawla Silica Sand Trading Company	5.49	26,160 TPA	С
3.	Smt. Amita Gupta & Shri Abhilesh Kumar Gupta	17.75	25,000 TPA	D
4.	Shri Rajiv Kumar Chawla	3.59	Not mentioned*	Е
5.	Smt. Nirmal Rani Chawla	48.86	60000 TPA	F
6.	Shri Ashok Kumar Bajpai	29.80	3,00,000TPA	G
7.	Shri Abhinandan Tiwari	14.57	25,000 TPA	Н
Tota	al lease area	136.81	5,86,160.00 TPA	

^{*} Not mentioned in EC and CTO

5.2 As per information provided by the state mining department, Prayagraj, only 07 valid leaseholders are reported for silica sand mining in district Parayagraj with a total mining capacity are around 6,00,000 TPA (actual **5,86,160 TPA**). Out of 07 mines, 02 mines do not have a valid CTO from the Uttar Pradesh Pollution Control Board (UPPCB) at the time of inspection

- of the committee. Thereafter, these 02 mines also obtained the CTO from UPPCB. Whereas, as per information provided by Uttar Pradesh Pollution Control Board (UPPCB) in district Prayagraj 42 Silica sand washing plants have valid CTO, having a total capacity is around 50,000 TPA.
- 5.3 It has been observed that most of the lease holders are undertaking mining operations out of their granted lease area.
- 5.4 Majority of mines extracted/sell more than one mineral (Silica sand, sandstone, Gitti) and pay a royalty of only one mineral having less royalty. Which is been resulting in the significant loss of government royalty during the mining and washing of the silica sand mineral & gitti boulder in Tehsil-Bara district Parayagraj.
- 5.5 During discussion with local administration committee observed that the mining in area in question started way back before the time of Independence. As the mining started by Rani Kumari Ba, in way back to 1940s and 50s have been continue till 2013. During mining various pit was created which is still found in the area in question, and known as abandoned mine.
- 5.6 Some corner of the area in question is facing illegal mining, volume of mining is not measurable, as. The intensity of illegal mining may be assumed that the committee found wires of detonators in illegal mining site, which is used for blasting.
- 5.7 An ample number of illegal storage sites (loose & packed both) were observed. Additionally, local administration are issuing the storage licence as per U.P. mineral storage & transportation rules, 2018, as informed, 27 storage licence has been issued so far.
- 5.8 Number of abandoned mining (including expired lease) pit spreaded all over the area in question. Out of all some pit mining activity has been observed.
- 5.9 Excessive production of minerals has been observed in the majority of leases, in comparison to their annual capacity mentioned in their respective Environmental Clearance.
- 5.10 Almost all leaseholders are not complying with the term and conditions stipulated in their Environmental Clearance, mining plan, and consent to operate.
- 5.11 Almost all leaseholders have neither developed safety zone/ plantations nor undertaken systematic mining in a scientific manner as per approved mining plans etc.
- 5.12 A few washing plant has been operated very close to the reservoir part of Garhwa fort (A protected monument under the Archaeological Survey of India), which need to be protected.
- 5.13 Various deep pits have been created by leaseholders during un-systematic mining, filled with rainwater left abandoned; need to be fenced for minimizing any accidents, etc.
- 5.14 Few consent to operate (CTO) of silica sand mining has been issued for sand/morrum mining instead of silica sand, which need to be consonance with mining plane/Environmental Clearance.
- 5.15 Most of the consent to operate (CTO) has been issued by UPPCB without mentioning the production capacity of minerals.
- 5.16 Some of the leaseholders are operating the washing plants within their lease area, which is not permitted in Environmental clearance. The same has also not been mentioned in the consent issued to such units by UPPCB.
- 5.17 Some of the lease holders are operating dryers for drying washed silica sand in their lease area, which is neither permitted in Environmental clearance nor consents to operate (CTO),
- 5.18 Some of erecting boundary pillars are found after the DGPS Survey.
- 5.19 Deviation is found in the mentioned production proposals Vs actual annual production Achieved in almost all the mines.
- 5.20 Some of the mines have excavation in consonance with the production raised from the granted lease area.

- 5.21 The actual excavation made from the granted lease areas was ascertained and which is matching for last year's production only; whereas mines are granted almost 40-50 years ago. It needs to be tallied with the total production raised from the area since the beginning. The same could not be ascertained in absence of requisite information.
- 5.22 Qualified technical persons are not employed in these mines for proper working.
- 5.23 No systematic exploration is done in the area resulting in haphazard/rat hole mining.

6. Major observation of the committee Silica sand washing plant

- 6.1 As per information provided by Regional Officer, Uttar Pradesh Pollution Control Boards (UPPCB), presently total 42 consent to operate has been granted for silica sand washing plant in Lalapur, Bankipur, Janwa, Dhara, Kaitha, Lakhnauti and Pratappur area of the Shankargarh Block, tehsil Bara, district Prayagraj. Detailed of washing plant and CTO number its validity and production capacity is tabulated: **Annexed as Annexure I.**
- 6.2 As per information provided by District Mining officer, only 07 mining lease of silica sand mining have been granted in the district Prayagarj with total capacity of the mining is 5,86,160 TPA (48,846 Tonn per month), whereas, total 42 washing plant has been granted CTO which total capacity is 49,375 Tonn per month.
- 6.3 The request was made to UPPCB to ask the washing units to ensure their operations during the visit of committee. However, only a few washing plants were found operational during the two visits of the committee. Similarly, no concerned persons were available at the site of these washing units to explain about working mechanism, material balance, wastewater management, and compliance in accordance with the statutory requirements.
- 6.4 Due to which, committee felt difficulty in assessing the actual working mechanism and wastewater management through these washing plants. However, committee drawn the following conclusions (in general) based on the observed status.
- 6.5 It has been observed that the subject mentioned in CTO granted to washing plant is not specific, in majority of cases subject of CTO are screening, crushing stone, washing of sand and silica sand.
- 6.6 It has been observed that the majority of washing plant having two or three washing units in same premise, out of all various washing plant are under running condition, whereas, they have obtained consent to operate (CTO) for only one washing plant.
- 6.7 The borewell is the primarily source of the water supply in these washing units. The UPPCB informed that the consent was issued to these units only after ensuring availability of the NOC from CGWA/CGWB for groundwater withdrawal.
- 6.8 Gravity settling pits/concrete tanks are the only wastewater treatment units provided by these washing units. These settling pits are constructed below the ground surface and mostly found filled with the mud.
- 6.9 The mechanical sludge removal system is not provided in these settling pits. The settled sludge is removed manually through the Pocland Machine during which the possibility of damage to these settling tanks cannot be ruled out.
- 6.10 The removed sludge is dried in open areas and used for filling of the low-lying areas.
- 6.11 It is informed that the treated wastewater is reused in the process and no treated wastewater is discharged outside the premises of these washing units. However, the committee observed the bypass arrangement which allow them to pollute surrounding environment.
- 6.12 It has been observed that the majority of washing plant is not having proper water recycling system in the washing plant. It is required to formulate guidelines for water recycling system for silica sand project and executed for conservation of the ground water. Besides, it is also required to fix the responsibility of the concern department for their compliance. Ground water

- abstraction permission and its compliance need to be verified by the concern department for conservation of the water.
- 6.13 It has been observed that mineral stock in some washing plant area is much higher than the mineral excavated from their own lease, which shows irregular mining in the area in question. Similarly, these washing units didn't obtain permission for the storage of the minerals from mining department. And the storage guideline to control the fugitive emission was not strictly followed.
- 6.14 It has been observed that the majority of the washing plant unit are using plastic bag for storage/selling of silica sand using their brand name etc. For the purpose of using plastic bags by the producers & manufacturers it is required to take permission under Extended Producer Responsibility (EPR) in Plastic Waste Management Rule, 2016. As such no EPR Authorisation has been obtained by these units.
- 6.15 Washing plant of M/s Allahabad Sand, Garhwa operated resin coated silica plant without valid Consent to operate (CTO) and, hazardous waste authorization for hazardous chemicals generated during operation as well as PESO (Petroleum and Explosives Safety Organization (PESO)) for storage of significant quantity of LDO,
- 6.16 In addition to the permitted washing units, the structures were found at many locations which indicates about the existence of illegal the washing units. Such washing units are mostly placed at the remote locations inside the forest areas.
- 6.17 The inventory about the mine from which they have received the material was not maintained/provided to the committee
- 6.18 The approach road to these units is not maintained properly. And as the minerals are transported only through the road transport the substantial contribution of the road dust can be expected during operation of these units. Similarly, the internal roads can also be another source of the non-point air pollution in this area.

7. Action taken by local administration, Mining

- 7.1 Total 6 FIR logged till date against illegal mining the area in question, out of 6, 5 FIR logged by local administration during/after Hon'ble NGT Committee inspection, (**List annexed as Annexure J**)
- 7.2 Around 1527.2 Cubic meter silica sand sized during/after inspection of the Hon' ble NGT committee at 5 different places (**List annexed as Annexure K**)

8. Environmental compensation (EC) for excessive mining/operated without valid CTO/ mining plan

It has been observed that the various mines doing excessive mining against the production capacity mentioned in their Environmental Clearance/mining plan, whereas some are operated without valid Consents from UPPCB. And hence, committee is in opinion to impose Environmental compensation (EC). The details are as tabulated and attached at **Annexure L**

9. Committee Recommendation

- 9.1 Storage of silica sand should only be allowed to leaseholders, or to a person who wants a license for processing along with storage and wants to work like an ancillary to a lease, as per the prevailing rules.
- 9.2 Most of the places where illegal mining operations were found, the land is belonging to forest/gram sabha/expired lease. All land should be identified as belonging to forest or gram sabha and a signboard should be placed displaying rakba or khasra number/area & ownership of land for controlling illegal silica sand mining in tehsil Bara district Parayagaraj.

- 9.3 The washing plant located near the reservoir part of Garhwa fort (A protected monument under the Archaeological Survey of India) should be treated in accordance with the law.
- 9.4 For controlling illegal sand mining, local administration will have to identify and closure the illegal washing plant/structure/crusher/conveyor belt with immediate effect.
- 9.5 The committee observed a number of silica sand storage areas lying all around the area in question, local administration is in the process to give licenses to them for the storage of silica sand.. The condition for having weighbridges and a PTZ camera with 30 days of the recording should be considered while issuing such licenses.
- 9.6 It has been observed that the permission of the dryer, crusher (Chakki), screening, washing, etc are not properly mentioned in the consent to operate (CTO) issued by the Uttar Pradesh Pollution Control Board (UPPCB). In view of the above it is of utmost importance to review all consent to operate (CTO) granted to the mining lease and washing plant within three months.
- 9.7 It is required to formulate the guidelines for washing plant land area (based on their capacity) to avoid overstocking the silica sand.
- 9.8 It is required to ban the use of mobile crushers (Chakki) in the silica sands industry to control the illegal handling and processing of the silica sand in the area in question.
- 9.9 It is required to setup Weight Bridge on all washing plant for verification of the incoming and outgoing mineral.
- 9.10 Capacity Building of the State DGM is required for approval of mining plan documents and subsequently its monitoring.
- 9.11 The rate of financial assurance needs to be enhanced for undertaking reclamation & rehabilitation activities against the area put to use for mining & allied activities per hectare, state mining department may strictly comply the mine closure programme.
- 9.12 State Govt. may take effective use of "Mining Surveillance System" in collaboration with BISAG-N [Bhaskaracharya National Institute for Space Application and Geo-informatics] to monitor incidences of Unauthorized mining by making use of space technology and superimposing mining lease area on satellite imagery which detects illegal mining within 500 meters radius of granted mineral concession and generates triggers.
- 9.13 A necessary exercise needs to be done for dividing the entire area into suitable blocks and put for auction after detailed exploration to fetch additional revenue in form of a bid premium. There may be a centralized system for marketing Silica sand.
- 9.14 The district administration and UPPCB can be asked to run a drive against the illegal washing units. They can be asked to conduct a drone survey to identify such units which are located in remote areas.
- 9.15 District administration can be asked to make stringent provisions for checking-up illegal mining, storage & transportation of minerals by constituting task forces in more frequency.
- 9.16 The DGM office and Regional Office of UPPCB shall be strengthened with additional manpower & advanced infrastructure facilities for strict vigilance on illegal mining activities and subsequent silica sand washing plant.
- 9.17 The washing units can be asked to install separate electromagnetic flow meters to measure water withdrawal, waste water generated, treated and recycled. These electromagnetic flow meters can be connected with the centralized server for monitoring purpose.
- 9.18 The washing units should have pucca/cemented two stage settling tank with at least two standby pucca/cemented pits for drying of the sand etc.
- 9.19 Uttar Pradesh Pollution Control Board (UPPCB) may involve R&D institution likes., IIT-Kanpur, MNIT-Prayagraj, IIT-BHU for the designing of the pucca/cemented two stage settling tank with at least two standby pucca/cemented pits for drying of the sand.

- 9.20 The amount collected on environmental compensation for excess mining be recovered from the concerned leaseholder and silica sand washing unit owner, operated without obtaining valid CTO or installed more than one washing plant without obtaining permission from UPPCB may be used for further R&D on various concern issues likes., designing of the water efficient washing plant/settling pond etc from reputes Institutes likes., IIT, CSIR-NEERI, IITR etc
- 9.21 Audit on the quantity permitted, quantity mined out, to use specific silica sand washing plant etc shall be conducted every year.
- 9.22 DGM and UPPCB, must meet frequently to resolve issue related with silica sands mining and washing plant by taking monthly/quarterly/half yearly meeting.
- 9.23 Incorporating Star Rating Provision for minor minerals will help in Quality mining.
- 9.24 Mechanism for end-to-end tracking of mineral from mines to end users' needs to be devised
- 9.25 Provision of a Group Vocational training center may be made for training/refresher training of HEMM operators as well as mine officials.
- 9.26 The committee is in opined to close illegal pits in the periphery of forest land by filling of fly ash/bottom ash available with exiting thermal plant in district Parayagarj in light of the fly ash notification. And regarding other old pit/illegal pit, the mining department/revenue department may be asked to assess the feasibility of the further mineral extraction potential, based on which these pits may either be lease out or restoration activity may be carried out as mentioned above.
- 9.27 In case of illegal custody of the lease area by the previous leaseholder, the stringent action as per law need to be taken by concern department.
- 9.28 In case of washing plant, State pollution control board (UPPCB) can be asked to accord consent to operate (CTO) only after no objection certificate issued by mining department only, such practice may certainly control the illegal mining and washery.
- 9.29 State forest rules cannot permit to State mining department to grant the lease within 100 meter of the forest land, most of the illegal mining area in question has been found near the forest land.
- 9.30 In case of washing plant, State pollution control board (UPPCB) may accord consent to operate (CTO) only after no objection certificate issued by mining department only, such practice may certainly control the illegal mining and washery,
- 9.31 Earlier committee on same matter reported that the 83-washing unit existed in Shankargarh block, it has been informed by the UPPCB, that out of 83 only 35 washing unit have been legalise and remaining have been removed/dismantle. In addition, UPPCB has granted permission for 7 new washing unit. During the visit the committee 13 washing plant which were closed earlier restarted their operation without any permission, which have been again remove/dismantle by the UPPCB after visit of the committee,
- 9.32 Uttar Pradesh Pollution Control Board (UPPCB) closed 13 illegal washing plant in year 2022 Tehsil Bara District Parayagraj, list of washing plant **annexed as annexure-M**
- 9.33 Out of 7 silica sand mining leases, two mining (M/s Modi mineral, Ashok Bajpayee) has been found in operation without valid CTO, which has been granted CTO after the committee inspection,
- 9.34 M/s Prayag Quality Sand, having washing plant CTO for crushing of giiti /boulder instead of that they are washing silica sand.
- 9.35 Deposits of Silica Sand, Stone (Gitti & Boulder) & ordinary Sand have been reported in various parts of the district. Glass Sands deposits are found in Shankargarh & Lohgara (Tehsil Bara) & Building stone (kaimur Sandstone) is found in the southern parts of the district (Meja & Korao tahsil) & extracted either by blasting or by splitting the chief quarries.

- 9.36 Type of Mining in Allahabad is small-scale cluster type of mining, which was developed naturally in the course of decades of operation. In almost all cases, mining uses open pit or dredging mining methods with standard mining equipment. Opencast mining involves digging of pits and hillside excavation and is responsible especially for large-scale devastation of soils. Surface mining of silica is associated with the removal of vegetative cover combined with the stripping of topsoil, overburden and spoil materials. With such mines, the land surface over a considerable area is destroyed, and what is left behind may be unstable land, causing landslides, erosion, siltation, and polluted water. It disrupts ecosystems, scars the landscape, and destroys microbial communities resulting in degradation of forests. Such land is generally useless after the mining ends and may continue to cause environmental problems stretched beyond after the mine has been closed. These disturbances to the natural contour of the topography have repercussions, not only for those communities in the immediate vicinity but also for those inhabitants living in adjacent areas.
- 9.37 The local people rely mainly on the mining and exploitation of natural resources to develop their household economy. Mining in the area is providing employment directly or indirectly to people of the surrounding villages and their main occupation was mine labour in silica mines and in silica washing plants. Employment from mining was available throughout the year except in the rainy season when it is not conducive to mine due to the filling up of mining pits and shafts with water. Farming was an alternative source of income and bare subsistence.

Committee member	Signature
Dr. A.K.Gupta, Scientist-E, Integrated Regional Office (CZ), MoEFF&CC, Lucknow	Smil
Shri Pukhraj Nenival, Regional Controller of Mines, IBM, Jabalpur	
Shri Rajendra D. Patil, Scientist-D, CPCB RD-Lucknow	Rath
Shri Harsh Dev Pandey, ADM (E) Prayagraj	Me
Shri R.K. Singh, Regional Officer, UPPCB, Prayagraj	
Date: 03.2.2023	

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मा० राष्ट्रीय हरित अधिकरण (एन०जी०टी०), नई दिल्ली में योजित ओ०ए० नं० 203/2021 देवीदास खत्री बनाम यूनियन ऑफ इण्डिया एवं अन्य में पारित आदेश दिनॉक 01.08.2022 के अनुपालन में गठित समिति के सदस्यों की वर्चुअल बैठक दिनॉक 24.08.2022 का कार्यवृत्त :—

मा० राष्ट्रीय हरित अधिकरण (एन०जी०टी०), नई दिल्ली में योजित ओ०ए० नं० 203/2021 देवीदास खत्री बनाम यूनियन ऑफ इण्डिया एवं अन्य में पारित आदेश दिनॉक 01.08.2022 के अन्तर्गत अपर जिलाधिकारी (प्रशासन), प्रयागराज की अध्यक्षता में कृत कार्यवाही की समीक्षा हेतु दिनॉक 24.08.2022 सॉय 5:00 बजे वर्चुअल बैठक आयोजित की गयी। उक्त वर्चुअल बैठक में निम्नलिखित अधिकारियों द्वारा प्रतिभाग किया गया :—

- 1. श्री हर्ष देव पाण्डेय, अपर जिलाधिकारी (प्रशासन), प्रयागराज।
- 2. श्री आरंग्डींग पाटिल, वैज्ञानिक—'घ' केन्द्रीय प्रदूषण नियंत्रण बोर्ड, आंचलिक कार्यालय, लखनऊ।
- डॉ ए०के० गुप्ता, अपर निदेशक / वैज्ञानिक "ई" पर्यावरण एवं जलवायु परिवर्तन मंत्रालय, पंचम तल, सेक्टर एच, अलीगंज, लखनऊ।
- 4. श्री पुखराज नेणीवाल, क्षेत्रीय खान नियंत्रक, भारतीय खान ब्यूरो, जबलपुर, म०प्र०।
- 5. श्री रमेश कुमार सिंह, क्षेत्रीय अधिकारी, उ०प्र० प्रदूषण नियंत्रण बोर्ड, प्रयागराज।

मा० राष्ट्रीय हरित अधिकरण (एन०जी०टी०), नई दिल्ली में योजित ओ०ए० नं० 203/2021 देवीदास खत्री बनाम यूनियन ऑफ इण्डिया एवं अन्य में पारित आदेश दिनॉक 01.08.2022 का मुख्य कार्यकारी अंश निम्नवत् है:—

Further, we constitute a fresh five member Committee to be headed by Regional Director, MoEF&CC with Regional Director, CPCB, Member Secretary, State PCB, District Magistrate, Prayagraj and nominee of Indian Bureau of Mines (IBM), Government of India as members. The State PCB and Regional Director, MoEF&CC will jointly act as nodal agency for coordination. The Committee may meet within one month. It will be open to the Committee to co-opt any other individual/institution. The Committee may undertake visit to the site and except for such visit, conduct proceedings physically or online. The Committee may verify the compliance status of the entire area in question in a holistic manner as well as in respect of each of the lease holder and washing units and complete its work preferably within three months, by preparing an appropriate inspection strategy in its first meeting or as soon as possible.........."

"In case violations are found, the Committee may also assess the compensation in respect of each of the violating unit. The State PCB and applicant may put all the units found to be prima facie causing any violation to notice of these proceedings so that they may file their response before this Tribunal before the next date by e-mail at judicial- 6 ngt@gov.in preferably in the form of searchable PDF/ OCR Support PDF and not in the form of Image PDF. The Committee may file its report within four months by e-mail and simultaneously upload the same on the website of the State PCB so that the concerned units may access the same for filing their response. If any other documents are required by the project proponents (PP) for filing their response, the State PCB may place them on its website so that such documents can also be accessed by the PPs. List for further consideration on 06.02.2023......."

सर्वप्रथम वर्चुअल बैठक के दिशान क्षेत्रीय अधिकारी, उ०प्र० प्रदूषण नियंत्रण बोर्ड, प्रयागराज द्वारा उपस्थित सभी सदस्यों का अभिवादन किया गया एवं अवगत कराया गया कि वर्तमान में कुल 41 सिलिका सैण्ड वाशिंग इकाईयों को संचालित हेतु सहमति प्रदान की गयी है।

बैठक में अपर जिलाधिकारी (प्रशासन), प्रयागराज द्वारा समिति के सदस्यों को अवगत कराया गया कि पूर्व में भी जिलाधिकारी महोदय, प्रयागराज एवं आयुक्त महोदय, प्रयागराज मण्डल, प्रयागराज की अध्यक्षता में समिति का गठन हो हुआ था तथा उक्त समिति द्वारा पूर्व में संदर्भित क्षेत्र का निरीक्षण कर विस्तृत निरीक्षण आख्या मा० एन०जी०टी० नई दिल्ली में प्रेषित की जा चुकी है। अपर जिलाधिकारी (प्रशासन), प्रयागराज द्वारा अवगत कराया गया कि सिलिका सैण्ड वाशिंग इकाईयों एवं खनन पट्टों द्वारा पर्यावरणीय स्वीकृति में अधिरोपित शर्तों का तत्समय अनुपालन पाया गयसा।

उपस्थित खान अधिकारी, प्रयागराज द्वारा अवगत कराया गया कि वर्तमान में कुल 7 खनन पट्टे स्वीकृत हैं, जिनकों पर्यावरणीय स्वीकृति प्राप्त है।

श्री आर०डी० पाटिल, वैज्ञानिक—'घ' केन्द्रीय प्रदूषण नियंत्रण बोर्ड, आंचलिक कार्यालय, लखनऊ द्वारा अवगत कराया गया कि शंकरगढ़ क्षेत्र में संचालित 7 खनन पट्टों को निर्गत पर्यावरणीय स्वीकृति की अनुपालन आख्या के संबंध में पृथक—पृथक जॉच रिपोर्ट तैयार होनी है। साथ ही 41 सिलिका सैण्ड वाशिंग इकाईयों को निर्गत सहमति आदेश (सीटीओ) की भी पृथक—पृथक अनुपालन आख्या तैयार होनी है।

श्री पुखराज नेणीवाल, क्षेत्रीय खान नियंत्रक, भारतीय खान ब्यूरो, जबलपुर, म0प्र0 द्वारा अवगत कराया गया कि शंकरगढ़ क्षेत्र में संचालित सिलिका सैण्ड वाशिंग इकाई पट्टों से 5 वर्ष का खनन उत्पादन डाटा प्राप्त किया जाना उचित होगा, जिसपर अपर जिलाधिकारी (प्रशासन), प्रयागराज द्वारा अवगत कराया गया कि मा० एन०जी०टी० नई दिल्ली में कम्प्लेंन दाखिल होने की तिथि से प्रोडक्शन डाटा दिया जाना उचित होगा।

डॉ ए०के० गुप्ता, अपर निदेशक / वैज्ञानिक ''ई'' पर्यावरण एवं जलवायु परिवर्तन मंत्रालय, पंचम तल, सेक्टर एच, अलीगंज, लखनऊ द्वारा अवगत कराया गया कि गठित समिति के सभी सदस्यों का वाट्सऐप ग्रुप जनरेट कर सूचना के आदान—प्रदान की कार्यवाही की जाए।

समिति के सदस्यों द्वारा दिनॉक 01.09.2022 एवं 02.09.2022 को संदर्भित क्षेत्र में निरीक्षण हेतु सहमति प्रदान की गयी।

अंत में धन्यवाद प्रस्ताव के साथ बैठक का समापन किया गया।

(आर० के० सिंह) क्षेत्रीय अधिकारी, उ०प्र० प्रदूषण नियंत्रण बोर्ड, प्रयागराज

В	Leas	se		M/	s Chawla Silica Sand T	Crading Company		
	Min	ing site		Lak	hnauti Silica Sand Mi	ne		
i.	Envi	ronmental	Clearance	e J-11	J-11015/116/2011-IA.II(M) dated12.12.2014*			
				EC2	EC22B001UP186696 dated 01.04.2022**			
ii.	Capacity as per EC			50,0	000TPA*			
				1,50	0,000 T per annum**			
iii.	Leas	e area		16.7	75 Hectares			
iv.	Leas	e Period		30.0	01.2015 to 29.01.2045			
v.	Date	of openin	g of mine	02.0	2.2016			
vi.	Con	sent to Op	erate (CT	O) 166	124/UPPCB/Allahabad (UPPCB)/CTO/Both/		
	1	er air and v		' I		3.11.2022, Corrigendum issued		
				I	•	/60MMS/NGT cell/gen/30/22		
					d 13.1.2023.	8		
				Vali	dity of consent is from 1.	1.23 to 31.12.2027		
vii.	Capa	city as per	·CTO		0,000 TPA (Silica Sand)			
viii.		y washing		nin No				
	the l	ease	•					
ix.	Mod	ified minir	ng plane	•]	Approved vide letter no.	2173/MP/16 Dated 18.12.2018		
			-	I	for a period from 2018-19 to 2019-20 under rule 34 of			
					JP Minor Mineral Conce			
x.		Year	Proposal	Achieved	Deviation (%)	Remarks		
		I cai	(Tons)	(Tons)		Terrar Ko		
		2015-16	9144	10981	+21%	Data are procured from modified		
		2016-17	6067	48712	+703%	mining plan approved vide letter		
		2017-18	11309	32208	+188%	no.2173/MP/16, Dated18.12.2018		
		2018-19	150000	42140	Ascertained on receipt of enhanced capacity	Data are procured from DMO Office		
		2019-20 2020-21	150000 Nil	47495 66 75 5	environmental clearance	Through Whatsup upto Dec; 2021. Mine is in operation without		
		2020-21	Nil	32607	-	approved mining plan		
		2022-23	Nil	32007	-	document since 01.04.2020		
		Total						
xi.	Obs	ervation ba	sed on	•	DGPS survey of Minin	g lease area is not done.		
	mini	ng plane			Boundary pillars are no			
	1	$\mathcal{O}_{\mathbf{I}}$		"	boundary pinars are in	of effected property.		
					D 1 D 1			
				•	-	nent, Dumping, Plantation,		
				•	Reclamation & rehabil	nent, Dumping, Plantation, itation works are not done as per		
				•	Reclamation & rehabil the proposals of appro	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The		
				•	Reclamation & rehabil the proposals of appro mining operations are	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific		
				•	Reclamation & rehabil the proposals of appro mining operations are & systematic manner.	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific There is absolutely no relevance		
				•	Reclamation & rehabil the proposals of appro mining operations are & systematic manner. in approved proposals	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific There is absolutely no relevance and actual working.		
				•	Reclamation & rehabil the proposals of appro mining operations are & systematic manner. in approved proposals Mine has raised produc	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific There is absolutely no relevance and actual working.		
				•	Reclamation & rehabil the proposals of appro mining operations are & systematic manner. in approved proposals Mine has raised production	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific There is absolutely no relevance and actual working. ction many folds of its proposals. or last 03 years without valid		
				•	Reclamation & rehabil the proposals of appro- mining operations are & systematic manner. in approved proposals Mine has raised production Mine is in operation for mining plan document	nent, Dumping, Plantation, itation works are not done as per ved mining plan document. The not being carried out in scientific There is absolutely no relevance and actual working. ction many folds of its proposals. or last 03 years without valid		

xii. Observation based on Environmental Clearance

- It has been found that the first EC of the above lease was granted by Ministry vide letter no. J-11015/116/2011-IA.II (M) dated12.12.2014 for 50,000 TPA silica sands production.
- PAs obtained another EC from SEIAA-UP for same lease area with production capacity of 1,50, 000 TPA vide EC letter EC22B001UP186696 dated 01.04.2022.
- Which definitely to be expansion of production from 50,000 TPA to 1, 50,000 TPA project and consider as expansion project.
- However, SEIAA/SEAC-UP appraised this project without due diligence under EIA notification 2006 and its subsequent amendment and grant environmental clearance under fresh category.
- It is also important to note here that the in mining plane the proposed excavation of the mineral is 150000 during 2017-18 and 2019-20 and EC for 50,000 TPA silica sands production only.
- Over production has also been noticed during 2020-21.
- As per record, PAs are not submitting six monthly compliance report to the concern authority,
- It has been observed that the none of mine workers wearing personal protective equipment's (PPEs) likes, safety shoes, helmets mask etc on site,
- It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO₂, NOx parameters at site,
- It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site,
- It has been observed that the miner is not given safety training to the employee,
- It has been observed that the miner does not have OB waste management,
- It has been observed that miner does not stored top soil at site,
- It has been observed that the miner developed significant green belt only both side of entrance,
- It has been observed that the 7.5 meter—safety zone planation has not been done throughout the boundary lease,

		• It has been observed that the PAs are also doing mining by using JCB etc.,
		• It has been found that the peripheral fencing of the excavated area has not been done so far.
xiii.	Observation as per CTO	As project is having dryer plant in lease area, which is not mentioned in the given CTO,
		• Production capacity mentioned in latest CTO and in Environmental Clearance not matching (CTO Specific Condition no. 2).
xiv.	Observation based on Satellite images on various interval	Google earth image shows that the lease holder done mining outside of the lease in 2017.

Ms Chawla Silika Sand trading Company Lakhnauti, Area: 16.67 ha

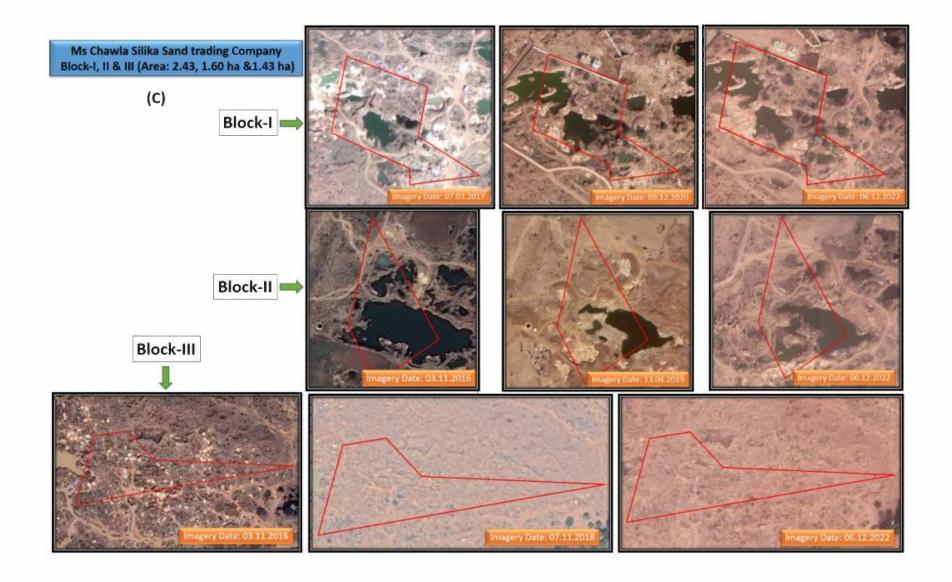






C	Lease		M/s Cha	M/s Chawla Silica Sand Trading Company:				
	Mining site		Janwa Si	Janwa Silica Sand Mine				
I.	Environmenta	Environmental Clearance- 1923/Praya/SEAC/656/2013/JDCA(V) Dated12.10.2013						
II.	Capacity as per	r EC	26,160TP	26,160TPA				
III.	Lease area		5.49 Hect	5.49 Hectares with three blocks				
IV.	Lease Period		09.09.19	74 to 08.09.2034(2 nd r	enewal for 20years)			
V.	Date of openin	ng of mine	Not availa	ble				
VI.	Consent to Op	erate	166122/U	JPPCB/ALLAHABAD (UPPCB)/CTO/BOTH/			
	(CTO) under	air and	PRAYAG	RAJ/2022 DATED 13.1	1.2022 validity from 01.01.2023 to			
	water act		31.12.202	27	·			
VII.	Capacity as per	r CTO	17000 TP	A (Silica Sand)				
VIII.	Is any washing	plant	No					
	within the leas	e						
IX.	Modified mini	ng plane	Approve	ed vide letter no. 2174/1	MP/16 Dated 18.12.2018 for			
			1 1		3 under rule 34 of UP Minor Mineral			
				sion Rules 1963				
X.	Year	Proposal	Achieved	Deviation	Remark			
	Tear	(Tons)	(Tons)	(%)				
	2014-15	20150	Nil	-100%	Data are procured from approved			
	2015-16	20968	14906	-29%	Scheme of mining approved vide letterno.2174/MP/16			
	2016-17	24672	23703	-04%	Dated18.12.2018.			
	2017-18	21264	19135	-10%				
	2018-19	58240	19924	Ascertained on Receipt of enhanced	Data are procured from DMO Office Through Whatsup upto Dec; 2021.			
	2019-20	60074	24415	capacity Environmental	Through whatsup upto Dec, 2021.			
	2020-21	60192	41389	clearance				
	2021-22	60288	8353					
	2022-23 Total	60360						
XI.	Observation b		D GDG	C 2 C				
Λ1.		ased on	DGPS survey of Mining lease area is not done. Boundary pillars are					
	mining plane		not erected properly.					
			• The S	cheme of Mining is app	proved on 18.12.2018 with surface			
					ole of carelessness while preparing of			
					oval. In all other plates, name of the			
			lessee	is not properly mention	ed.			
			Block-	1 of the mining lease	is not matching on ground, which			
			seems	to be illegal mining.				
			• Produ	ction, Development, D	umping, Plantation, Reclamation &			
			rehabi	litation works are not de	one as per the proposals of approved			
			mining	mining plan document.				
			• The n	nining operations are ne	ot being carried out in scientific &			
				natic manner.				
			There	is absolutely no relevan	ice in approved proposals and actual			
				1/ ⁵	The Total Control of the Control of			
				working. Excavation is not in consonance with the 48 years of mining lease period.				
			`	 Reserve /resources are enhanced many fold without undertaking 				
			1		5			

		exploration activities			
XII.	Observation based on Environmental Clearance	 Over production has been found during 2016-17 to 2020-21, Project operated the mines without valid consent to operate during committee visit, 			
		 As per record, PAs are not submitting six monthly compliance report to the concern authority, 			
		• It has been observed that the none of mine workers wearing personal protective equipment's (PPEs) likes, safety shoes, helmets mask etc on site,			
		• It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO ₂ , NOx parameters at site,			
		• It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site,			
		• It has been observed that the miner is not given safety training to the employee,			
		• It has been observed that the miner does not have OB waste management,			
		• It has been observed that miner does not stored top soil at site,			
		 It has been observed that the miner developed significant green belt only both side of entrance, 			
		• It has been observed that the 7.5 meter safety zone planation has not been done throughout the boundary lease,			
		• It has been observed that the PAs are using various machine including JCB etc.,			
		• It has been found that the peripheral fencing of the excavated area has not been done so far,			
XIII.	Observation as per CTO	 Over production has been found during 2016-17 to 2020-21, Project operated the mines without valid consent to operate during committee visit. 			
XIV.	Observation based on Satellite images on various interval	 Above sanctioned lease has been divided in to three block. Satellite images depicted that the no mining activity noticed in block III, 			
		 However, significant mining has been noticed only block I and II. 			
		 Mining outside the lease area has also been evident in block I and II. 			



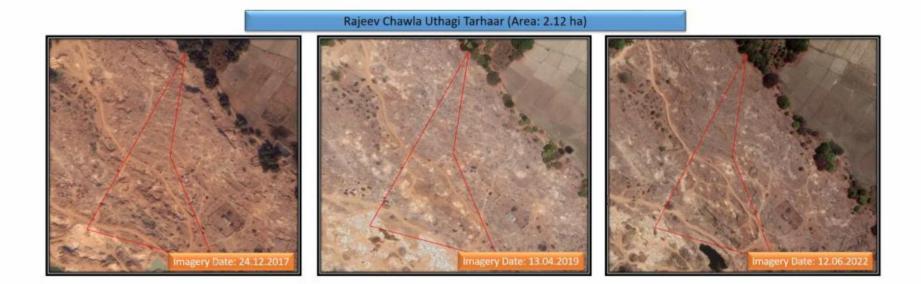
D	Lease			Smt. Amita Gupta & Shri Abhilesh Kumar Gupta					
	Mining site		Janwa Silica Sand Mine						
		ironmental Clea	arance-	1803/Parya/SEAC/967/2011/TA (M) dated 11.11.2014					
			& transfer vide letter no. 365/Parya/SEIAA/967/2021 dated						
				17.12.2021					
	Сар	acity as per EC		25000 TPA					
		se area		17.75 Hectar	es				
	Leas	se Period		25.05.1973 to	24.05.2033	(2 nd renewal)			
	Dat	e of opening of	mine	02.02.2016		`			
		, 6							
	Con	sent to Operate	e (CTO)	163788/UPP	CB/ Allahabao	d (UPPCBRO)/CTO/Both			
		er air and water		/PARYAGRA		ited 12.09.2022			
					.09.2022 to 3				
	Can	acity as per CT	O		Sand & Morru				
		ny washing plan		No					
		lease							
		dified mining pl	ane	Approved vid	le letter Dated	d 10.06.2021 for a period from 2021-22 to			
		81		1 1		IP Minor Mineral Concession Rules 1963.			
		.,	Proposal	Achieved	Deviation				
		Year	(Tons)	(Tons)	(%)	Remarks			
		2015-16	()	13581	(1.1)	Data are procured from DMO Office through			
		2016-17		19885		whatsup up. The mine was in operation without			
		2017-18		18767		valid approved miningplandocumentduring 2019-20 & 2020-			
		2018-19		19424		21.			
		2019-20	Nil	16225					
		2020-21	Nil	5061					
		2021-22	25000	12970					
		2022-23	25000						
		Total							
	Obs	servation based	on	DGPS sur	vey of Mining	lease area is not done. Boundary pillars are			
	min	ing plane		not erecte	ed properly.	,			
				Productio	n. Developm	ent, Dumping, Plantation, Reclamation &			
					_	e not done as per the proposals of approved			
						The mining operations are not being carried			
						stematic manner. There is absolutely no			
					•	proposals and actual working. Excavation is			
				not in consonance with the 49 years of mining lease period.					
	Obs	servation based	on	- 141	1				
		ironmental Clea		It has been found that the peripheral fencing of the excavated					
	LIIV	nominental ele	ar arrec		nas not been d				
				• It has	been found t	that the peripheral fencing of the excavated			
				area l	nas not been d	one so far,			
				It has been observed that the none of mine workers wearing					
					personal protective equipment's (PPEs) likes, safety shoes,				
				1	1				

	helmets mask etc on site,
	 It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO₂, NOx parameters at site,
	 It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site,
	It has been observed that the miner is not given safety training to the employee,
	It has been observed that the miner does not have OB waste management,
	It has been observed that miner does not stored top soil at site,
	• It has been observed that the 7.5 meter—safety zone planation has not been done throughout the boundary lease,
	It has been observed that the PAs are using JCB etc.
Observation based on Consent to Operate	It is important to note here that the above lease is for silica sand, whereas, the CTO has been granted for the sand and morrum,
	Operated mining without valid CTO during 2016 to 2022,
Observation based on Satellite images on various	 Satellite image clearly depicted that the lease conduction non- significant mining during 2017 to 2019,
interval	Significant mining has been observed during after 2019,
	 Mining outside of the lease has also been observed,
	No green belt has been developed,



E	Lease		Shi	Shri Rajiv Kumar Chawla				
	Mining sit	te		Ut	Uthagi Tarhar Silica Sand Mine			
I.	Environmental Clearance-			85/	/Parya (DE	IAA))-77/2016-17 dated 06.06.2016		
II.	Capacity as per EC				st year : 52,2			
				Sec	Second Year: 52,800 Tons			
				l .	rd Year : 59			
				l .	ırth Year : 6	,		
					h Year : 60,	000 Tons		
III.	Lease area				9 Hectares			
IV.	Lease Perio	d		25.	05.1973 to	24.05.2033 (3rd renewal)		
V.	Date of ope	ning of min	e	20.	01.1972			
VI.	Consent to	Operate (C	TO)	868	887/UPPCB	/Allahabad (UPPCBRO)/CTO/Air/		
	under air an	ıd water act	:	Alla	ahabad/2020	0 dated 29.03.2020 valid from 01.01.2020 to		
				31.	12.2024			
VII.	Capacity as			No	t mentioned	in CTO		
VIII.	Is any washi	ng plant wi	thin	No				
	the lease							
IX.	Modified m	ining plane			L	letter Dated 08.01.2022 for a period from		
				202	21-22 to 202	5-26 under rule 34 of UP Minor Mineral		
				Concession Rules 1963.				
X.								
	Year	Proposal	Achie		Deviation	Remark		
	2017.10	(Tons) 52325	(Ton		(%)	Data are procured from DMO Office through		
	2017-18	52800		391 208		whatsup up.		
	2019-20	59981		706				
	2020-21	60000		52.9				
	2021-22	60000	5	049				
	2022-23		1	506				
	2023-24							
	Total							
XI.	Observation	hand on		l .	D CDC			
AI.	mining plan			•		ey of Mining lease area is not done. Boundary		
	mining plan	·C			•	ot erected properly.		
				•	Production,	1 5		
						n & rehabilitation works are not done as per		
						als of approved mining plan document. The		
				mining operations are not being carried out in scientific &				
					•	manner. The total excavation can be predicted		
						y. However, excavation is not in consonance		
VII	Observation of	. 1 1				years of mining lease period.		
XII.	Observation				-	ction has been found during 2022-23.		
	Environmer	itai Clearan	ice			ound that the peripheral fencing of the		
					excavated area has not been done so far,			
				•	It has beer	n found that the peripheral fencing of the		
					 It has been found that the peripheral fencing of the 			

		arranged and has not been done as for
		 excavated area has not been done so far, It has been observed that the none of mine workers wearing personal protective equipment's (PPEs) likes, safety shoes, helmets mask etc on site,
		• It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO ₂ , NOx parameters at site,
		• It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site,
		• It has been observed that the miner is not given safety training to the employee,
		• It has been observed that the miner does not have OB waste management,
		• It has been observed that miner does not stored top soil at site,
		• It has been observed that the 7.5 meter safety zone planation has not been done throughout the boundary lease.
XIII.	Observation based on Consent to Operate	Production capacity is not mentioned in CTO,
XIV.	Observation based on Satellite images on various interval	 Satellite image clearly depicted that the lease conduction non-significant mining during 2017 to 2022, Mining outside of the lease has also been observed, No green belt has been developed,



F	Lease		Smt. Nirmal Rani Chawla						
	Mining	g site	Banl	Bankipur & Chhathra Silica Sand Mine					
i.	Environ	mental	715/	715/Praya/SEAC/654/2011/TA (M) Dated 08.07.2014.					
	Clearan								
ii.	Capacit	y as per EC	60,00	60,000TPA					
iii.	Lease ar	rea	48.86	6 Hectares	S				
iv.	Lease P	eriod	28.1	1.1978 to	27.11.202	8 (2nd renewal for 20 years)			
v.		opening of	05.0	1.1979					
	mine	0	1716	04 /IIDD	ND / A 11 1 1	1 (UDD CDD O) (CTO /D .1			
vi.		t to Operate				ad (UPPCBRO)/CTO/Both			
		under air and		_	J/2022 da	ted 15.1.2023 and valid from 01.01.2023 to			
	water a			2.2027	v1· C 1\				
vii.		y as per CTC	+	DO TPA (S	Silica Sand)				
viii.		vashing plant the lease	No						
ix.		d mining	Appr	oved vide	letter no	2174/MP/16 Dated 18.12.2018 for period			
	plane	· · · · · · · · · · · · · · · · · · ·	1 1			under rule 34 of UP Minor Mineral Concession			
	Γ			1963.					
x.									
		Year	Proposal	Achieved	Deviation	Remarks			
		ı cai	(Tons)	(Tons)	(%)				
		2015-16	60000	40233	-33%	Data are procured from approved Scheme of			
			mining approved vide letter no.2174/MP/16, dated18.12.2018.						
		2017-18	60000	22098	-63%				
		2018-19	60000	25286	-58%	Data and a DMO Office data of			
		2019-20	60000	12111	-80%	Data are procured from DMO Office through Whatsup.			
		2020-21	60000	15496	-74%				
		2021-22	60000	23961 7983	-60% UptoJuly2				
		2022-23	80000	1763	2				
		Total							
xi.	Observa	ation based o	n •	DGPS sui	rvey of Mir	ning lease area is not done. Boundary pillars are not			
	mining	plane		erected p	roperly.				
				Production, Development, Dumping, Plantation, Reclamation					
						are not done as per the proposals of approved			
						ent. The mining operations are not being carried			
						stematic manner. There is absolutely no relevance			
	in approved proposals and actual working. Excavation is consonance with the 43 years of mining lease period.								
						are enhanced many fold without under taking			
				exploration	on activities				
xii.	Observa	ation based o	n • It	has been	found that	the peripheral fenging of the averageted area has not			
111.	Environ		**			the peripheral fencing of the excavated area has not			
	Clearan		200	een done :					
						that the none of mine workers wearing personal			
	protective equipment's (PPEs) likes, safety shoes, helmets mask etc on								

		 site, It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO₂, NOx parameters at site, It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site, It has been observed that the miner is not given safety training to the employee, It has been observed that the miner does not have OB waste management, It has been observed that miner does not stored top soil at site, It has been observed that the 7.5 meter safety zone planation has not been done throughout the boundary lease, It has been observed that the PAs are also doing mining by using JCB etc.
xiii.	Observation based on Consent to Operate	No specific observation observed
xiv.	Observation based on Satellite images on various interval	 Satellite images depicted that the no significant mining activity noticed in lease area during 2017 to 2022, which is evidenced from the production data, No green belt has been developed,

Nirmal Rani Sonauri, Bakipur, Chatehra ghuretha (Area: 44.36 ha)







G	Lease			Shri Ashok Kumar Bajpai:					
	Mining site			PuraBaldu Silica Sand Mine					
i.	Environmer		се	704/Praya/SEAC/1834/JDCA(S)/2013Dated05.08.2015					
ii.	Capacity as			3,00,000TPA					
iii.	Lease area	Per Ee		29.80Hectares					
iv.	Lease Perio	<u></u>				22 2022 (27d)			
						02.2032(2 nd renewal for20 years)			
v.	Date of ope	Ψ.	e		2.1972	(All I I I AVER OR) (CITO (I I			
vi.	Consent to					Allahabad (UPPCB)/CTO/both			
	(CTO) und	er air and				022 dated 14.09.2022 valid from 14.09.2022			
	water act				.12.2023				
vii.	Capacity as	per CTO		3,00,0	000TPA (for s	sand/morrum)			
viii.	Is any washi	ng plant wi	thin	Yes					
	the lease								
ix.	Modified m	ining plane		App	proved	vide letter no.2021/6//9/69995			
				Dat	ted14.06.20	21 for period from2021-22to2024-25under			
				rule 34 of UP Minor Mineral Concession Rules 1963.					
x.	37	Proposal	Ach	ieved	Deviation	D 1			
	Year	(Tons)		ons)	(%)	Remarks			
	2015-16	300000	(1)	5836	-98%	Data are procured from approved Scheme of			
	2016-17	300000	45393		-85%	mining approved vide letterno.2021/6/9/69995			
	2017-18	300000		14642	-28%	Dtd.14.06.2021. Further,97320Te of Silica sand is produced			
	2018-19	300000	259950		-13%	without approved mining plan during 2020-21			
	2019-20	300000	182314		-39%				
	2020-21	0	ç	97320	NA				
	2021-22	300000				Production data are yet to be provided			
	2022-23	300000				By DMO Office			
	Total								
xi.	Observation based on			DGPS survey of Mining lease area is not done. Boundary					
	mining plan	e		pillars are not erected properly.					
	81			•					
				Reclamation & rehabilitation works are not done as per the proposals of approved mining plan document. The mining operations are not being carried out in scientific &					
					systematic manner. There is absolutely no relevance in				
				approved proposals and actual working. Excavation is not in consonance with the 43 years of mining lease period. • Reserve (resources are enhanced many fold without under					
				Reserve/resources are enhanced many fold without under					
2,22	i. Observation based on			taking exploration activities					
xii.						and that the lease setup washing plant within the			
	Environmental Clearance			lease area, which is not permitted as per EC specific condition no. 1 and 11.It has been found that the peripheral fencing of the excavated					
				area has not been done so far,					
	<u> </u>			atea has not been done so far,					

		 It has been observed that the none of mine workers wearing personal protective equipment's (PPEs) likes, safety shoes, helmets mask etc on site, It has been observed that the miner is neither established nor conducting monitoring of the RSPM, SPM, SO₂, NOx parameters at site, It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site, It has been observed that the miner is not given safety training to the employee, It has been observed that the miner does not have OB waste management, It has been observed that miner does not stored top soil at site,
		 It has been observed that the 7.5 meter safety zone planation has not been done throughout the boundary lease, It has been observed that the PAs are using machinery likes
	01 1 1	JCB etc.
xiii.	Observation based on Consent to Operate	• It is important to note here that the above lease is for silica sand, whereas, the CTO has been granted for the sand and morrum,
	01 1 1	Operated mining without valid CTO during 2016 to 2022,
xiv.	Observation based on Satellite images on various interval	• Satellite image clearly depicted that the lease conducted - significant mining during 2016 to 2019,
	micivai	• Washing plant is also evidenced in above lease image of 2022,
		Significant mining has been observed during after 2019,
		• Significant mining has been observed outside of the lease area,
		No green belt has been developed,



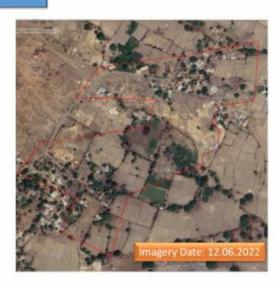
Н	Lease		Shri	Shri Abhinandan Tiwari				
	Mining site		Janv	Janwa Silica Sand Mine				
i.		Environmental Clearance		2071/Parya/SEAC/1105/2013/DD(sh.) dated 12.10.2013				
ii.	Capacity as	pacity as per EC		25,000 TPA				
iii.	Lease area			14.57hectares				
iv.	Lease Perio	od	12.09	9.1978to11.0	9.2033(2 nd renewalfor20years)			
v.	Date of ope	ening of mine		3.1979	, ,			
		8						
vi.	Consent to	Operate	1165	79/UPPCB/	Allahabad (UPPCB)/CTO/Air/Allahabad			
	(CTO) und	ler air and	/202	0 dated 26.03	3.2021 valid from 01.01.021 to 31.12.2025			
	water act		&					
			1165	75/UPPCB/	UPPCB/Allahabad (UPPCB)/CTO/Water/			
			Allah	abad/2020 d	lated 26.03.2021 valid from 01.01.021 to			
			31.12	2.2021				
vii.	Capacity as	per CTO	25,00	O TPA (Silica	a Sand)			
viii.	Is any wash	ing plant wit	thin No					
	the lease	-						
ix.	Modified m	nining plane		Approved vide letter no.374/MP/16 Dated14.06.2018 for				
					-22to2022-23 under rule 34 of UP Minor			
			Mine	ral Concessio	nRules1963.			
x.	Year	Proposal	Achieved	Deviation	Remarks			
		(Tons)	(Tons)	(%)				
	2014-15	24000	3800	-84%	Data are procured from approved Scheme of mining approved vide			
	2015-16	24000	24900	4%	letterno.374/MP/16Dated14.06.2018.			
	2016-17	24000 24000	25000 24950	4%				
	2017-18	23285	24900	7%	Data are procured from DMO Office through Whatsup			
	2019-20	39283	23700	-40%	upto Dec;2021.			
	2020-21	80717	19750	-76%				
	2021-22	120000						
	2022-23	120000						
	Total							
xi.	Observation	n based on	• D	GPS survey	of Mining lease area is not done. Boundary			
	mining plar	ne		•	erected properly.			
				Production, Development, Dumping, Plantation,				
				eclamation	& rehabilitation works are			
				notdoneaspertheproposalsofapprovedminingplandocument. Theminingoperationsarenot being carried out in scientific & systematic manner. There is absolutely no relevance in approved proposals and actual working. Excavation is not in				
			1 -	consonance with the 43 years of mining lease period. Reserve /resources are enhanced many fold without				
				undertaking exploration activities				
xii.	Observation	n based on						
		ntal Clearan		19,				
			1.	17,				

		1			
		• It has been found that the peripheral fencing of the excavated area has not been done so far,			
		• It has been observed that the none of mine workers wearing personal protective equipment's (PPEs) likes, safety shoes, helmets mask etc on site,			
		• It has been observed that the miner is neither established no conducting monitoring of the RSPM, SPM, SO ₂ , NO parameters at site,			
		• It has been observed that the miner is neither established nor conducting monitoring of the ground water level and its quality parameters at site,			
		It has been observed that the miner is not given safety training to the employee,			
		• It has been observed that the miner does not have OB waste management,			
		• It has been observed that miner does not stored top soil at site,			
		• It has been observed that the 7.5 meter safety zone planation has not been done throughout the boundary lease,			
		It has been observed that the PAs are also doing mining by using JCB etc.			
xiii.	Observation based on Consent to Operate				
xiv.	Observation based on Satellite images on various	Satellite image clearly depicted that the lease conducted - significant mining during 2016 to 2019,			
	interval	 Washing plant is also evidenced in above lease image of 2022, Significant mining has been observed during after 2019, 			
		Significant mining has been observed outside of the lease area,No green belt has been developed,			

Abhnandan Tiwari Janwa (Area: 14.40ha)







 $\underline{\text{Annexure: J}}$ FIR logged till date against illegal mining the area in question

S.No.	FIR Date	Police Station	Tahasil	Gram	FIR No.	FIR matter
01.	30/03/2022	Sankargargh	Bara	Charhari	0066/2022	Illegal mining of Silica Sand In Gram Charhari
02.	01/10/2022	Sankargargh	Bara	Bihariya	0293/2022	Illegal mining of Silica Sand In Gram Bihariya on Niji Bhumi
03.	18/11/2022	Sankargargh	Bara	Gadhewa	0348/2022	Illegal mining of Silica Sand In Gram Gadhewa
04.	18/11/2022	Sankargargh	Bara	Ghondh	0349/2022	Illegal mining of Silica Sand in Gram Ghondh
05.	26/07/2021	Sankargargh	Bara	Bhaisahi	0255/2021	Illegal mining of Silica Sand in Gram Bhaisahi

Annexure: K

Quantum of silica sand sized during/after inspection of the Hon' ble NGT committee

S.N.	Date	Tahsil	Location	Quantity (Cubic Meter)
01.	25/11/2022	Bara	Gadhwa se Hanuman Mandir aproch road	368.4
02.	23/11/2022	Bara	Bargari KR Minerals ke bagal me Boundary ke andar	331.6
03.	23/11/2022	Bara	Lakhnauti Prathmik School ke pass	474
04.	18/11/2022	Bara	Bargari ke arazi no 549	374
05.	18/11/2022	Bara	Narayan Dutt Tiwari Silica washing Plant	279.2
			Total	1527.2

Invalid Silica Washing/Drying4

S.No.	Address of Silica Washing Plant	Name of Owner	Prosent Status	Remark
1.	Gadha Katra	Hajari Lal Singh	Closed	Recommendation send to HO for closure
2.	Gadha Katra Hadahi	Kamlakar Singh	Closed	Recommendation send to HO for closure
3.	Bihariya Mod Mauhara	Shivam	Closed	Recommendation send to HO for closure
4.	Bihariya Mod Mauhara	Dileep Tiwari	Closed	Recommendation send to HO for closure
5.	Janwa	Nattu Prajapti	Closed	Recommendation send to HO for closure
6.	Kachari Road	Deena Mahraj	Closed	Recommendation send to HO for closure
7.	Banda Marg (Near Chauraha) Shivrajpur	Krishna Bihari	Closed	Recommendation send to HO for closure
8.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Kaushal Singh	Closed	EC Imposed Recommendation send to HO for closure
9.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Kallu Singh	Closed	EC Imposed Recommendation send to HO for closure
10.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Chandan Singh	Closed	EC Imposed Recommendation send to HO for closure
11.	Shivrajpur to Pratappur Road (Lakhnauti)	Sri Pal Singh	Closed	Recommendation send to HO for closure
12.	Lakhnauti (Adjacent to Crusher Plant)	Anoop Kesarwani	Closed	Recommendation send to HO for closure
13.	Shivrajpur to Baghla Road	Vinod Pandey	Closed	Recommendation send to HO for closure



क्षेत्रीय कार्यालय उत्तर प्रदेश प्रदूषण नियंत्रण वोर्ड

आवास विकास परिषय कालोनी, रोक्टर-10, योजना संख्या-3, डी.वी, प्रयागराज - 221500

Emall-roprayageal@uppcb.ln

and so more! Car de y lever

13-11-1 25/11/2011

रोवा भे

मुख्य पर्यावरण अधिकारी (वृत्त-2) २०४० प्रदूषण नियंत्रण बोर्ड,

लखनका

विषयः शिलिका रौण्य वाशिंग प्लाण्ट/सूर्णांग प्रकारीयों के विरुद्ध जल (प्रदूरण निवारण तथा नियर्थण) अविदियम 1974 यथा रांशोधित की धारा—33 ए के अन्तर्गत गंधी आवेश जारी किये जाने के रांगंच में।

महोत्य,

कृषया उपरोक्त विषय का संवर्ग ग्रहण करने का कच्ट करें। गा० राष्ट्रीय हरित अविकरण, नई दिल्की नें विकित ओ०ए० संख्या—203/2021 वेवीवास छात्री बनाम यृगियन ऑफ ह्रण्डिया व अन्य में पारित आदंश दिनींक 01.08.2022 के अनुपालन में गठित सिगित के सदस्यों के साथ संकरमढ़ क्षेत्र स्थित सितिका सैण्ड मान्ह्स/वाशिंग प्लाण्टों का निरीक्षण दिनोंक 16.11.2022 से 18.11.2022 के दौरान किया गया। निरीक्षण के समय पाया गया कि शंकरगढ़ क्षेत्र में 41 सिलिका सैण्ड वाशिंग इकाईयां वोर्ड से नियमानुसार सहनति आदंश प्राप्त कर संचालित की जा रही हैं। उचत के अतिरिक्त 13 ऐसी इकाईयां भी विन्हित की गयी, जिनको उ०प्र० प्रदूपण नियंत्रण बोर्ड से न तो स्थापनार्थ अनापत्ति प्रमाण पत्र प्राप्त है एवं न ही संचालन हेतु सहमति आदंश निर्गत किया गया है। यद्यपि निरीक्षण के समय उचत सिलिका वाशिंग इकाईयों में वाशिंग एवं ड्राईंग का कार्य नहीं पाया गया।

उपरोक्त तथ्यों को दृष्टिगत रखते हुए अवैध रूप से रथापित निम्न 13 सिलिका वाशिंग / ड्राईंग इकाईयाँ के विरुद्ध जल (प्रदूषण निवारण तथा नियत्रंण) अधिनियम 1974 यथा संशोधित की धारा–33 ए के अन्तर्गत वंदी

आदेश जारी किये जाने की संस्तुति की जाती है।

Invalld Silica Washing/Drying Tehsil-Bara, District- Prayagraj

S.No.	Address of Silica Washing Plant	Name of Owner
1. 2.	Gadha Katra Gadha Katra Hadahi	Hajari Lal Singh Kamlakar Singh
3.	Bihariya Mod Mauhara	Shivam Dileep Tiwari
4.	Bihariya Mod Mauhara	•
5.	Janwa	Nattu Prajapti
6.	Kachari Road	Deena Mahraj
7.	Banda Marg (Near Chauraha) Shivrajpur	Krishna Bihari
8.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Kaushal Singh
9.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Kallu Singh
10.	Shivrajpur to Pratappur Road (Golahiya Marg & in Village)	Chandan Singh
11.	Shivrajpur to Pratappur Road (Lakhnauti)	Sri Pal Singh
12.	Lakhnauti (Adjacent to Crusher Plant)	Anoop Kesarwani
13.	Shivrajpur to Baghla Road	Vinod Pandey

(आर० के० सिंह) क्षेत्रीय अधिकारी

भवदीय.

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Photographs



Fig. 1. Effluent Treatment Plant at Washing Unit



Fig. 2. Effluent Treatment Plant at Washing Unit



Fig. 3. Effluent Treatment Plant at Washing Unit



Fig. 4. Effluent Treatment Plant at Washing Unit



Fig. 5. ETP Sludge Disposal



Fig. 6. ETP Sludge Disposal





Fig. 13. Bore well at Washing Unit



Fig. 14. Bore well at Washing Unit



Fig. 15. Installed DG set



Fig. 16. Installed DG set



Fig. 17. Installed DG set



Fig. 18. Installed DG set





Fig. 25. Illegal Mining Sites



Fig. 26. Illegal Mining Sites



Fig. 27. Storage of Finished Materials



Fig. 28. Storage of Finished Materials

























