

THROUGH E-MAIL/ ON MOC WEBSITE

File No NA- NA-203/8/2020-NA

Government of India

Ministry of Coal

Office of Nominated Authority

120-F, Shastri Bhawan, New Delhi

Dated: April 11, 2023

FINAL ORDER

Subject: The Coal Mines (Special Provisions) Act, 2015 and Hon'ble High Court of Delhi, Judgment dated March 09, 2017- Valuation of Compensation for payment to prior allottee M/s Usha Martin Limited (UML) Reg, for Lohari coal mine.

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In pursuance of Provisional Order dated March 28, 2023 tentatively determining the disbursal of compensation to prior allottee of Lohari coal mine, both allottees, M/s Usha Martin Limited (prior allottee) and M/s Araanya Mines Private Limited (AMPL), present allocattee were called upon April 03, 2023 at 15:00 to present their comments/objection, if any, on the determination made by the Nominated Authority.

2. Accordingly, both prior and present allottee attended the meeting on April 03, 2023 (As per list of participants) , where prior allottee, M/s UML accepted the claim of compensation of land and Mine infrastructure as determined by the Nominated Authority vide order dated March 28, 2023 which is reiterated as under:-

Land (A)	Mine infrastructure (B)	Total [C=(A+B)]
9,89,77,185	NIL/-	9,89,77,185

3. Meanwhile, vide letter dated 03.04.2023, M/s AMPL (Successful allottee) raised objection which is summerized as under:

- a. **Cost of Geological Report (GR):-** No original Geological Report received till date.
- b. **Land acquired for Mining (32.02 Ha) by UML:-** - Out of 32.02 Ha land, only 22.31 Ha land has been mutated in the name of AMPL (Annexure-II) and balance 9.709 ha still to be mutated in in the name of AMPL (Annexure I).
- c. **Land acquired for Rehabilitation Resettlement (R&R) (2.36 Ha.) by UML:-** - out of 2.36 Ha, 2.225 Ha land mutated in the name of AMPL and balance 0.135 ha to be mutated.
- d. **Compensatory Afforestation (CA)(92.02 Ha):-** M/s APML stated refund the cost of land paid for Compensatory Afforestation (CA) land as no Jungle Jhar Land in the mine area, thus no forest clearance was required.
- e. **CBA land 145.69 Ha:-** - They stated that they have not earlier informed about the CBA land and it is neither in the vesting Order nor in any other order including order dated 31.10.2016.
- f. In addition to above, M/s AMPL stated that the Land Valuation done by the land valuer mentions that the fair market value is calculated using the market rate received from the official site of Maharashtra which cannot be relied upon for the purposes of calculation of the value of land.

4. In this regard it is to inform that prior allottee is entitle to get compensation for land for which sale deed are available. Compensatory lands acquired by UML are already registered in the Name of Forest

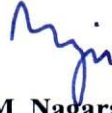
Department and vide letter dated 03.04.2013, M/s UML already obtained FC-I and the same is vested to M/s AMPL. Further, para X of allocation letter clearly stated that there is CBA land and allocated company made the payment for that land (copy enclosed). Vide letter dated 10.03.2023 & 09.03.2023 circle rate has been received from State Government of Jharkhand that is mentioned in land valuation report.

5. In view of above, it is decided that the compensation of land and Mine Infrastructure stands settled as mentioned in provisional order dated March 28, 2023. Successful allottee, M/s APML is directed to deposit an amount of Rs.6,36,28,511/- in the designated account of Ministry of Coal within seven days of receipt of this order. Prior allottee, M/s UML is directed to hand over the original Geological Report to M/s AMPL.

6. In accordance with section 27 of the Act and the judgement dated 09.03.2017, it is open to M/s Usha Martin Limited and M/s Araanya Mines Private Limited to raise disputes with regard to the quantum of compensation before the Tribunal constituted under the Coal Bearing area (Acquisition and Development) Act 1957.

Enclosure:-

1. Provisional order dated March 28.03.2023
2. M/s AMPL letter dated 03.04.2023 along with Annexure I and Annexure II of Mining area.
3. Circle rate letter dated 10.03.2023 and 09.03.2023
4. Copy of allocation letter dated 24.08.2005
5. Forest Clearance -I obtained by UML vide letter dated 03.04.2023.


[M. Nagaraju]
11.4.23
[Additional Secretary/Nominated Authority]

To,

1. Prior Allottee.- The Managing Director, Usha Martin Limited, Crosswindz Building ,3rd Floor,41,Kutchery Road,Ranchi-834001.
2. Successful Allottee: - The Chairman cum Managing Director, Araanya Mines Pvt. Ltd. (AMPL), Near Ramgarh Gymkhana Club, Opp. Ashok Cinema, Ranchi Road, P.O.- Marar, District - Ramgarh, Jharkhand-829117, India E-mail: ampl.ramgarh@gmail.com.

Copy to :-

1. The Coal Controller, Coal Controllers' Organisation, 1, Council House Street, Kolkata.
2. U.S, CBA-II (For Kind information).
3. Sr.T.D, NIC, MOC with request to upload this on the website of MOC.

List of Participants:-Annexure -I

SL NO	Participant	Organisation /Company /MoC
1	Shri M. Nagaraju (Chairperson)	AS&NA
2	Shri Ajitesh Kumar	Director ,NA
3	Shri Harishchand	Manager,NA
4	Mrs Reshma Mohan	YP,NA
5	Shri Anup Singh	General Manager ,M/s AMPL
6	Shri N K Patotia	A.V.P Commercial,M/s UML
7	Shri Rajeev Singh	Advisor ,M/s UML