



State Environment Impact Assessment Authority, M.P.
(Ministry of Environment, Forest and Climate Change, Government of India)

Environmental Planning & Coordination Organization

Paryavaran Parisar, E-5, Arera Colony

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To,

M/s Omkar Stone Crusher,
Partner Shri Manas Jindal
S/o Shri Manoj Jindal,
R/O A-5/18, Vasant Vihar District Ujjain (M.P.)

No.: 2129

/SEIAA/ 21

Date: 1/10/21

Sub:- Case No. 8628/2021: Prior Environment Clearance for **Stone Quarry** (Open Cast Semi Mechanized method) in an area of 1.500 ha. for production capacity of 14550 cum per annum at Khasra No. 188 Village – Surjanwasa, Tehsil and District Ujjain (MP) by Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain, (MP) **Regarding transfer of EC in the name of M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.).**

The case was discussed in 686th SEIAA meeting dtd 15.09.2021 and it has been recorded that

" Case discussed in 683rd SEIAA meeting dated 27.08.2021 and it was recorded that

- (1) It is noted that the PP had applied in Form-7 for transfer of Prior Environmental Clearance for Stone Quarry in an area of 1.500 ha. for production capacity of 14550 cum per annum at Khasra No. 188 Village – Surjanwasa, Tehsil and District Ujjain (MP) by Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain, MP..
- (2) The Prior Environmental Clearance was issued by DEIAA Ujjain vide letter No. 1122/DEIAA/16 dated 31.05.2016 in the name of Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain, MP.
- (3) It is noted that in support of his request the PP has submitted the following documents:
 - (i) **No Objection Certificate** in the form of **Notarized Affidavit** submitted by Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain (MP) for transfer of prior EC in the name of M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.) mentioning that no legal action/ credible action has been initiated against the mine till date.
 - (ii) **Notarized affidavit** of M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.) mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.
 - (iii) **Copy of Prior EC** issued by DEIAA, Ujjain vide letter No. 1122/DEIAA/18 dated 31.05.2016.
 - (iv) **Copy of Environmental Management Plan** submitted by M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.).
 - (v) **Copy of approved Mining Plan** submitted by M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.).
 - (vi) **Lease transfer** letter issued by Office of Collector (Mining Division), Ujjain to M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.) vide letter No. 4218/उ ०५०/ न० क्र०/४८-१८/खनिज/२०२०-२१ dated 01.02.2021 (Validity upto 26.07.29)
- (4) It is noted that in EIA Notification 2006 as per Para-11 Transferability of **Environmental Clearance (EC)** there is a provision of transferring the EC.

Para-11:- A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.

(5) EIA Notification 2006 (Amendment dated 13.07.2021) as per the sub-section (6) of section 8A of the Mines and Minerals (Development and Regulation) Act, 1957 (67 of 1957) provides that:

"Notwithstanding anything contained in sub-sections (2), (3) and sub-section (4), the period of lease granted before the date of commencement of the Mines and Minerals (Development and Regulation) Amendment Act, 2015 (10 of 2015), where mineral is used for other than captive purpose, shall be extended and be deemed to have been extended up to a period ending on the 31st March, 2020 with effect from the date of expiry of the period of renewal last made or till the completion of renewal period, if any, or a period of fifty years from the date of grant of such lease, whichever is later, subject to the condition that all the terms and conditions of the lease have been complied with"

After detailed discussion, it was found that the mine site is not included in District Survey Report. Hence, it is decided that the case will be considered after receiving certificate of Mining Officer ensuring that the proposed mine shall be included in the updated DSR..

PP has submitted certificate of Mining Officer, Ujjain vide L.No. 1091 dated 07-09-2021 regarding proposed mine shall be included in the updated DSR.


After detail discussion, it is observed that the Prior EC issued by DEIAA, Ujjain on 31.05.2016 for stone quarry in an area of 2.00 ha for production capacity 14550 cum/year at khasra no. 188 at Village Surjanwasa, Tehsil & District Ujjain (MP). However, it is also observed that as per lease renewal order issued by Directorate, Geology & Mining vide dated 05.01.2021 the lease area was reduced to 1.50 ha. PP has submitted an affidavit mentioning that the mining activity was carried out only in 1.50 ha leaving the restricted area as per directives mentioned in the lease renewal order.

In context of above it seems that PP has submitted adequate documents to make the change in the name of PP as per EIA Notification 2006 (Para-11). Hence, prior EC issued by DEIAA vide L.No. 1122/DEIAA/18 dated 31.05.2016 in the name of " Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain, (MP) **is hereby transferred to M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (M.P.) for Stone Quarry (Open Cast Semi Mechanized method) in an area of 1.500 ha. for production capacity of 14550 cum per annum at Khasra No. 188 Village – Surjanwasa, Tehsil and District Ujjain (MP).**" on the same terms & conditions and validity period under which the prior environmental clearance was initially granted with following additional conditions :-

- (1) PP should ensure to submit half yearly compliance report duly certified by Regional Office, MoEF&CC, Gol, Bhopal. If PP is failed to upload or submit two consecutive half yearly compliance reports of EC conditions to concerned authority (SEIAA and Regional Office, MoEF&CC, Gol, Bhopal) than prior environmental clearance issued to PP will automatically be treated as cancelled/ revoked as per SEIAA Office Memorandum No. 930/SEIAA/2019 dated 30.05.2019.."

In view of above, prior EC issued to Shri Jayant s/o Kailash chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain (MP) by DEIAA vide letter No. 1122/DEIAA/18 dated 31.05.2016 **is hereby transferred to M/s Omkar Stone Crusher, Partner Shri Manas Jindal s/o Shri Manoj Jindal, R/O A-5/18, Vasant Vihar District Ujjain (MP) for Stone Quarry (Open Cast Semi Mechanized method) in an area of 1.500 ha. for production capacity of 14550 cum per annum at Khasra No. 188 Village – Surjanwasa, Tehsil and District Ujjain (MP).**" on the same terms & conditions and validity period under which the prior environmental clearance was initially granted with following additional conditions :

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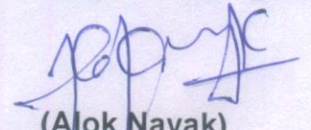

01/10/21
(Shriman Shukla)
Member Secretary

Endt No. 230 / SEIAA/2021

Dated: 1/10/21

Copy to:-

1. Principal Secretary, Department of Environment, Government of Madhya Pradesh, Mantralaya, Bhopal.
2. Member Secretary, SEAC, Research and Development Wing Madhya Pradesh Pollution Control Board, Paryavaran Parisar, E-5, Arera Colony Bhopal-462016
3. Member Secretary, Madhya Pradesh Pollution Control Board, Paryavaran Parisar, E-5, Arera Colony, Bhopal-462016
4. Collector, District Ujjain, M. P.
5. Divisional Forest Officer, District Ujjain, M. P.
6. I.A. Division, Monitoring Cell, MoEF& CC, Gol, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi- 110 003.
7. Director (S), Regional office of the MOEF, Western Region, Kendriya Paryavaran Bhawan, Link Road No. 3 Ravi Shankar Nagar, Bhopal-462016
8. Director, Geology & Mining, Madhya Pradesh, 29-A, Khanij Bhawan, Arera Hills, Bhopal – 462002.
9. District Mining Officer, District Ujjain, M. P.
10. Shri Jayant s/o Kailash Chandra Jhanwar R/O – B 175 Vivekanand Colony, Tehsil Ujjain, District Ujjain (MP).
11. Guard file


(Alok Nayak)
Officer-in-Charge

