

State Level Environment Impact Assessment Authority, Rajasthan

Main Building, Room No. 5221, Secretariat, Jaipur

F1(4) SEIAA/SEAC-Raj./Sect./Project/Cat.1(a).B2(3384/14-15

Dated 27.3.2017

To,

Sh. Hukum Singh, S/O Sh. Kishore Singh

R/O Sodhon Ki Dhani,

Kali Beri, Teh. & Dist. Jodhpur.

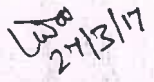
Sub.: Cancellation of EC for mining lease No. 11/99, to Ms Hukum Singh & Company, under the provision of Para 8(vi) of EIA Notification, 2006.

Sir,

With reference to the subject cited above, please find enclosed herewith, order dated 27.3.2017 of SEIAA, Raj. cancelling the Environment Clearance issued to you vide letter dated 15.7.2016.

Yours sincerely,

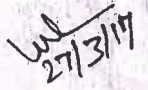
Enclosed : As above.


27/3/17
(RK Grover)

Member Secretary

F1(4) SEIAA/SEAC-Raj./Sect./Project/Cat.1(a).B2(3384/14-15

- Copy to following along with the order for information and necessary action :-
1. Secretary, Ministry Environment, Forest & Climate Change, Government of India, Indra Paryavaran Bhawan, Jorbagh Road, Aliganj, New Delhi, -110003.
 2. Addl. Chief Secretary, Environment Department, Rajasthan, Jaipur.
 3. Smt. Alka Kala (IAS Retd.) 69,-A, Bajaj Nagar, Enclave, Jaipur.
 4. Shri Sankatha Prasad (IFS Retd), 250, Gomes Defence Colony, Vaishali Nagar, Jaipur.
 5. Member Secretary, Rajasthan State Pollution Control Board, Jaipur for information & necessary action and to display this order on the website of the Rajasthan Pollution Control Board, Jaipur.
 6. Secretary, SEAC, Rajasthan, Jaipur.
 7. The CCF, Regional Office, Ministry of Environment & Forests, RO(CZ), Kendriya Bhawan, 5th Floor, Sector 'H', Aliganj, Lucknow-226020.
 8. Director, Department of Mines & Geology, Court Choraha, Udaipur.
 9. Environment Management Plan-Division, Monitoring Cell, MoEFF, Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi-11000.
 10. Mining Engineer, Department of Mines & Geology, Jodhpur.
 11. Programmer, Department of Environment, Government of Rajasthan, Jaipur with the direction to upload the copy of this on the website
 12. Concerned files.


27/3/17
M.S. SEIAA(Rajasthan)

State Level Environment Impact Assessment Authority, Rajasthan

Main Building, Room No. 5221, Secretariat, Jaipur

F1(4) SEIAA/SEAC-Raj./Sect./Project/Cat.1(a).B2(3384)/14-15

Dated 27.3.2017

Order

Environment Clearance for Golasani Sand Stone mines, near Village Golasani. Tah. Jodhpur, District, Jodhpur Quarry No. 11/99, lease area 4.00 ha. was issued in favour of Sh. Hukum Singh S/O Sh. Kishore Singh resident of Sodhon ki Dhani, Kali Beri, Tah. and Distt. Jodhpur vide this Authority letter of even no. dated 15.07.2016 on the recommendation of SEAC, Rajasthan.

A complaint was received from Sh. Bheek Singh vide his letter dated 8.8.2016 saying that lease no. 11/99 is situated in his Khatadari land and that the Mining Department on this basis has cancelled the said lease on 3.3.2016.

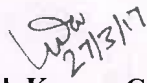
After receiving the complaint, a show cause notice vide this Authority letter of even no. dated 17.2.2017 was issued to Sh. Hukum Singh saying that he did not bring to the Notice of SEIAA the fact of cancellation of mining lease, hence why the EC granted to him should not be cancelled. Vide this Show cause notice, he was also asked to appear before the Authority, at 11:00 AM on 7.3.2017 at Arawali Bhawan, Jhalana Dungri, Jaipur for personal hearing.

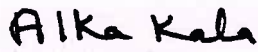
Sh. Hukum Singh with his partners and advocates appeared on 07.03.2017 before the Authority. He requested for some time to submit his reply along with necessary documents. Sh. Hukum Singh was given another opportunity of hearing before the Authority on 21.03.2017. On 21.3.2017, partners of Sh. Hukum Singh and his advocates appeared before the Authority and submitted a written reply along with documents. Order Sheet of the Civil Court has also been attached with the reply. In the reply, Sh. Hukum Singh has submitted that the order dated 3.3.2016 of the mining department was not in his notice and when he came to know about this on 8.3.2016, he made an objection before the mining Authority and also filed a civil suit before the Ho'ble AMM-6, Jodhpur and the Ho'nble Court, vide its order dated 8.8.2016, directed that till next date he will not be dispossessed and no obstruction will be created in the functioning of the mine. During appearance on both the occasions, same submissions were made by them verbally also.

The Authority considered the matter and perused the file. It is amply clear that the mining lease was cancelled by the Mining Department and Sh. Hukum Singh had obtained Stay Order from Civil Court no AMM-6, Jodhpur. He did not give these information to SEIAA while from the file it is clear that on verbal query from SEAC, he had made correspondence with the Committee in June 2016. Even in this correspondence also the fact of the cancellation of the lease was not mentioned. It is clear that the title of the land is under dispute. Had this fact been brought to the notice of the SEIAA, SEIAA certainly would not have granted Environment Clearance for the mining lease on a land which was under dispute. Clearly, Sh. Hukum Singh has made a deliberate concealment of the fact.

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Therefore after considering all the fact, the Environment Clearance issued to Sh. Hukum Singh vide letter dated 15.07.2016 is hereby cancelled under the provision of para 8(vi) of the Environment Impact Assessment, Notification, 2006.


(Rajesh Kumar Grover)
Member Secretary


(Smt. Alka Kala)
Chairperson


(Sankathia Prasad)
Member