

FACTUAL REPORT OF JOINT COMMITTEE

IN OA NO. 101/2020 (CZ)

Maa Bhadrakali Shaktidhammahashaktipeeth Mandir

VS

State Of M.P. & Ors.

Committee members :-

(i) Mining Officer, District Mining Department, Bhopal

(ii) Mining Inspector, District Mining Department, Bhopal

(iii) Regional Officer, M.P. Pollution Control Board, Bhopal

(iv) Scientist, Regional Office, MPPCB, Bhopal

Date of Inspection :- 04.02.2021

Factual Report

Ref. - Inspection as per the Hon'ble NGT order on dated 02/12/2020 in OA No 101/2020 (CZ) (Maa Bhadrakali Shaktidham Mahashaktipeeth Mandir vs. State of MP & ors)

With reference to above order dated 02/12/2021 of Hon'ble NGT, a team of officials of Collector Office, Bhopal and M.P. Pollution Control Board visited the mine sites of village – Rasuliya Pathar and site of M/s Jhulelal Stone Crusher (M/s Dilip Kumar Preetmani), Village – Rasuliya Patthar, District - Bhopal on dated 04th February 2021. The team has referred the contents of the order which are as follows-

“The issue of illegal and excessive mining by the stone crusher, having blasting carried out day and night with the use of dynamites, stone crushing and mining within the prohibited zone of inhabitation and within 20 meters away from the government school, 10 meters away from an ancient temple, 20 meters away from the house of residents and 5 meters from the road adjoining three nearby villages has been raised by the applicant against the non-applicant no. 6-M/s Jhulelal Stone Crusher in the Village-Rasuliya Pathar, District-Bhopal.

As per the available data / record the team has visited the site and the points observed during inspection are as under:

1. During the inspection, the geographical location in terms of latitude and longitude of places are measured using mobile based GPS application. The measured latitude and longitude are marked on the Google map and the screen shot is enclosed.
2. Team visited petitioner's location Shri Bhadrakali Shaktidham Mahashaktipeeth Village – Rasuliya Patthar, District – Bhopal premises and the same is marked in the google map.
3. The lease boundary of M/s Shailendra Shrivastava boulder mine and M/s Dilip Kumar Preetmani stone quarry is just adjacent to the premises of Shri Bhadrakali Shaktidham Mahashaktipeeth. The mandir, school and settlement are located approx 10 meters to approx 30 meters from lease boundary.
4. One stone crusher of M/s Dilip Kumar Preetmani stone crusher (M/s Jhulelal Stone Crusher) is installed around 350 meters away from Shri Bhadrakali Shaktidham Mahashaktipeeth Village – Rasuliya Pathar, Tehsil –Huzur, District –Bhopal.
5. As per the record of Mining Department, there are two mines of stone quarry attached to M/s Dilip Kumar Preetmani (M/s Jhulelal Stone Crusher). The geographical locations of the two mines are marked on the Google map.
6. The stone quarry mines M/s Shailendra Shrivastava boulder mine, M/s Dilip Kumar Preetmani and M/s Chandra Preetmani are located adjacent to each other. The geographical locations are marked on the goolge map.
7. As per the locations marked on Google map, the lease boundary of M/s Shailendra Shrivastava boulder mine and M/s Dilip Kumar Preetmani is located approx 10 meter from Shri Bhadrakali Shaktidham Mahashaktipeeth and M/s Chandra Preetmani stone mine is approx. 220 meter away from the Shri Bhadrakali Shaktidham Mahashaktipeeth.
8. During inspection, M/s Jhulelal Stone Crusher (M/s Dilip Kumar Preetmani) stone crusher was not found in operation. Small quantity of crushed stone was observed in the premises.
9. At the time of inspection, M/s Shailendra Shrivastava boulder mine and M/s Dilip Kumar Preetmani stone quarry was not operational and no broken stone was observed

- in the mine bed. The M/s Chandra Preetmani stone mine was operational at the time of inspection and one poclain machine was observed excavating stone from the mine.
10. As per office record, M/s Shailendra Shrivastava boulder mine of 2.50 hact, M/s Dilip Kumar Preetmani stone quarry of 2.52 hact and M/s Chandra Preetmani stone mine of 1.0 hact having valid mining leases and validity is up to 20/06/2021, 26/12/2023 and 07/02/2028 respectively. These mines have obtained consent fom MPPCB and the validity is up to 20/06/2021, 01/06/2023 and 24/04/2024 respectlively.
 11. As per the observation recorded at the time of inspection, a small quantity of broken stones are observed in the mine bed of M/s Chandra Preetmani stone mine and being collected by using poclain machine.
 12. In light of above point's during inspection excessive blasting & mining like condition not observed in the mines.
 13. District Colletor Office (Mining Section), Bhopal has issued notices to M/s Dilip Kumar Preetmani and M/s Chandra Preetmani vide letter dated 08/12/2020 and 10/12/2020 to follow the mining rules for blasting in the mine. MPPCB has issued notices to M/s Shailendra Shrivastava boulder mine, M/s Dilip Kumar Preetmani and M/s Chandra Preetmani on dated 06/02/2021 to restrict blasting in day time only and for effective dust suppression system.

Recommendations:

1. M/s Shailendra Shrivastava boulder mine Survey No 29/1, Village – Rasuliya Patthar, Teh – Huzur, District – Bhopal and M/s Dilip Kumar Preetmani stone quarry Survey No 6/2, Village – Rasuliya Patthar, Teh - Huzur District – Bhopal should leave approx 100 meter buffer “as no mining zone” towards the Shri Bhadrakali Shaktidham Mahashaktipeeth premises.
2. A thick green belt of local species shall be provided in the buffer area.
3. Blasting should be permitted in the day time only and delay detonator should be used for blasting.

Screen shots of Google Map:



PHOTOGRAPHS OF FIELD INSPECTION DATED 04.02.2021



M/s Dilip Preetmani Stone Quarry



M/s Chanda Preetmani Stone Quarry



Temple and M/s Dilip Preetmani Stone Quarry



Premises of Shri Bhadrakali Shaktidham Mahashaktipeeth



Anganwadi/School



Inspection team with Petitioner at the premises of Shri Bhadrakali Shaktidham Mahashaktipeeth

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**H P Singh
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