GOVERNMENT OF INDIA
MINISTRY OF MINES

No. 9/2/2014-MIV

Dated the 20th January, 2014

To
Shrimati Mamta Bhargava,
Bhargava House,
Nai Basti,
Katni(MP).

Sub: - Information sought under RTI Act, 2005.

Sir,

I am directed to refer to your RTI application dated 19.12.2013 on the subject cited above.

The certified copy of the requisite documents can be provided to you on depositing additional charges @ Rs.2/- per copy. A total sum of Rs.118/- (One Hundred Eighteen Only) @ Rs.2/- per page, since it contains 59 pages, may please be deposited in the form of cash/demand draft or bankers cheque in favour “Accounts Officer, Ministry of Mines” or pay and Accounts officer, Ministry of Mines, New Delhi” by post to ACPIO or deposited at “Information Counter, Ministry of Mines at the basement of Shastri Bhavan, Dr. R.P. Road, New Delhi.

Yours faithfully,

(A.K. Mallik)
CPIO and Under Secretary

Copy to:-
Mamta Bhargava,
Bhargava House, Nai basti,
KATNI (MP) PIN 483 501

To,
The CPIO & Under Secretary,
Ministry of Mines
Govt. of India, Shastri Bhawan, NEW DELHI

Dear Sir,

Ref: MOM letter 20.01.2014 and another letter dated 21.01.2014

In compliance with RTI memo 9/2/2014-MIV dt. 20.01.14, Please find enclosed herewith RTI fee by IPO for Rs. 120/- Only (Rs. 118/- Rounded off to Rs. 120/-) and send the information/documents. Kindly supply the complete information fairly in terms of CIC order dated 08.05.2008 in the case of SN Shukla Vs UPSC.

As regards your memo dated 21.01.2014 against our RTI application dated 16.12.2013, It is submitted that Revisions u/s 30 read with rule 54/55 of MCR 1960 against both the undeserved beneficiaries namely Mr. Ashok Kumar Singh of M/s Maa Sharda Enterprises, Katni and M/s Kymore Iron ore Private Limited are pending in Revision Cell with Stay Application under rule 55(5) of MCR 1960 impugning their recommendations u/s 5(1) and 11(5) of the Act. Despite exposure of fraudulent practices duly proved to the hilt, State and Central Mineral administration is keeping silence. These resourceful beneficiaries are having close access in the corridor of powers and Mineral administration and capable to manage it to their advantage.

It is shockingly surprising that Mines IV which is First Scanner of Ministry of Mines and set up with a view that no approval is accorded u/s 5(1) and 11(5) in the cases where there are apparent violations of law, procedural lapses, material irregularities, nepotism which vitiates the recommendation. It is settled that a vitiolated recommendation cannot be acted upon. Time and again, Apex court in catena of decisions has held that transparency and fair play must be the norm for grant/allotment of natural resource. Justice MB Shah Commission has clearly held that section 18 of Act casts duty up on central Government in view of declaration u/s 2 of MMDR Act 1957 to conserve and preserve the natural resources and ensure its fair distribution.

Contd...2....
Mamta Bhargava,
Bhargava House, Nai basti,
KATNI (MP) PIN 483 501

To,
The CPIO & Under Secretary,
Ministry of Mines
Govt. of India, Shastri Bhawan, NEW DELHI

REGISTERED POST
Dated 07.02.2014

Kindly attn Mr., AK Mallik

MOST URGENT PLe

Dear Sir,

Ref: MOM letter 20.01.2014 and another letter dated 21.01.2014

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It is also surprising that in Kymore Iron ore Pvt Ltd, case Central Government is not paying any heed on MP High Court’s restraint Orders dated 14.09.2011 and 16.09.2011 in WP No. 15621/2011 and 15459/2011 duly served up on them and by keeping silence showing scant respect which is subversive to judicial discipline and a dangerous trend accommodating undeserved beneficiaries. Similarly in case of Ashok Singh who sold his PL application to M/s Maa Sharda Enterprises in 2 installments first 95% and than 5% dehors the provisions of MMDR Act 1957 and Delhi High court dictum that it is dangerous trend breeding corruption and leading to Trading of Lease and Licenses brought into the notice of Hon’ble Minister, Secretary and concerned Ministry IV officers yet after detection of ex facie host of lapses rendering the grant patently erroneous looking inclined to grant approval one patently void proposal u/s 5(1) of MMDR Act 1957. Both the cases would be 1st of its kind in country where despite flagrant violation of MMDR Act 1957 and MC Rules 1960 which would demonstrate Law at ransom and how some of the rich/resourceful applicants can grab the Mineral resources by sell/purchase of Applications and Land despite being later applicant. It is painful to note that Central Administration is parrying with the matter and purposely avoiding the core issues involved in the matter which exposes how natural resources are being grabbed and plundered managing the granting/approving authorities.

Kindly look into the matter seriously and do what is fair and justified and before recurrence of fait accompli situation as held by Apex court in 2 G and Lafarge case respectively that FIRST COME FIRST SERVE principal u/s 11(2) of MMDR Act 1957 is valid method for allocation of Mineral concession and It can not be upset and in Lafarge case Apex Court held that Administration must ensure fast and fair action upon complaints in respect of natural resources allotment/projects of Mining before recurrence of fait accompli situations.

Thanking you,

Yours truly,

☑ Mamta Bhargava
For Mamta Bhargava-Applicant

Encl: IPO for Rs. 120/- Original.

Copy forwarded to:

1. The Honorable Minister of Mines, 2. Secretary
Ministry of Mines, Shastri Bhawan, New Delhi. For kind information and necessary action please.
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Mamta Bhargava,
Bhargava House, Nai basti,
KATNI (MP) PIN 483 501

RTI Applicant

To,
The CPIO & Under Secretary,
Ministry of Mines
Govt. of India, Shastri Bhawan, NEW DELHI

Dated 07.02.2014

Kind atttn Mr., AK Mallik

Dear Sir,

Ref: MOM letter 20.01.2014 and another letter dated 21.01.2014

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Mamdha Bhargava
Contd...2....
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For Mamta Bhargava-Applicant

Encl: IPO for Rs. 120/- Original.

Copy forwarded to:

1. The Honorable Minister of Mines, 2. Secretary Ministry of Mines, Shastri Bhawan, New Delhi. For kind information and necessary action please.

SIR, RTI act is aimed at fair play which in being defeated in above cases. Central Mineral Administration is parrying and avoiding any information which are to the disadvantage to undeserved beneficiary
NO. 9/2/2014-MIV

To
Shrimati Mamta Bhargava,
Bhargava House,
Nai Basti,
Katni(MP).

Dated the 5th March, 2014

Sub: - Information sought under RTI Act, 2005.

Sir,

I am directed to refer to your RTI application dated 07.02.2014 on the subject cited above and to say that the requisite information as sought by you is enclosed herewith.

2. If you are not satisfied with reply / information, you may prefer an appeal to Shri Prithul Kumar, Deputy Secretary and Appellate Authority, Ministry of Mines, Room No. 312 ‘D’ Wing, Shastri Bhavan, New Delhi within 30 days of receipt of information.

Yours faithfully,

(A.K Mallik)
CPIO and Under Secretary

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