

Through Email/SPEED POST/Website of Ministry of Coal

File No NA-203/8/2022-NA

Government of India

Ministry of Coal

O/o Nominated Authority

Room No. 120-F, Shastri Bhawan,

New Delhi, Dated: July 17, 2023

To,

The Pay & Accounts Officer,

PAO, Ministry of Coal,

Trikoot II, Bhikaji Camma Place,

R.K.Puram, New Delhi

110066.

Subject: E-Payment of compensation towards Land and Mine Infrastructure **INR 13, 51,29,630/-** to M/s Tata Steel Long Products Limited [TSLPL] for Brinda and Sasai coal mine.

Ref.: -

1. Final Order No NA-203/8/2022-NA dated June 14, 2023.

2. Provisional Order dated April 21, 2023.

Sir/Madam,

I am to convey the sanction of the President to the E-Payment of a sum of **INR 13,51,29,630/-** (In words: - Thirteen Crore Fifty One Lakh Twenty Nine Thousand Six Hundred Thirty Only) to the prior allottee under the provisions of the Coal Mines (Special Provisions) Act, 2015 by the Coal Controller in his capacity as 'Commissioner of Payments' towards Land **INR 13,51,29,630/-** and Mine Infrastructure is **NIL**. It is stated that the above-mentioned amount is a part of Fixed Amount deposited by the Successful Bidder of coal mine.

2. It is pertinent to mention the background of Brinda & Sasai coal mine as E-Payment of compensation and refund of excess fixed cost is involved, which is stated below:-

Brinda & Sasai coal mine was previously allotted to M/s Abhijeet Infrastructure Pvt. Ltd [hereinafter, AIPL]. After the cancellation by Hon'ble Supreme Court, vide vesting order dated April 22, 2015, the coal mine was vested to M/s Usha Martin Limited (hereinafter, UML). Further, Brinda & Sasai coal Mine was transferred through Deed of adherence in the name of M/s Tata sponge Iron Limited on April 04, 2019. Thereafter, M/s Tata Steel Long Products Limited [hereinafter, TSLPL] [Previously M/s Tata Sponge Iron Limited] requested on July 15, 2020 for surrender of Brinda and Sasai coal mine which was accepted by MoC and the mines were terminated on November 11, 2020.

After termination of vesting order of Mine to Prior Allottee-2 [M/s TSLPL], the mine was allotted to M/s DCBL (hereinafter, 'Successful Allottee') and it's vesting order & CMDPA was executed on October 10, 2022 & August 17, 2022 respectively, under CM (SP) Act, 2015 and rules made thereunder.

3. Hence, E-Payment of total amount of INR 13,51,29,630/- is pertaining to compensation of land amounting to INR 5,64,03,573/- (as prior allottee -1) and refund of excess fixed cost amounting INR 7,87,26,057/- (as amount deposited by M/s UML/TSLPL) in respect of Brinda & Sasai coal mine.

4. The aforesaid amount may be transferred through E-Payment to M/s Tata Steel Long Products Limited [TSLPL] under the provisions of Section 15(1) of the Coal Mines (Special Provision) Act, 2015.

5. The expenditure on this account is debited to the Head **8443.00.117.03.04.00**.

6. This issue with the approval of Integrated Finance Division, Ministry of Coal **vide Note no # 93 dated 17.07.2023** of file no NA- 203/8/2022-NA, computer No: E 354362.

Yours faithfully,



(Ajitesh Kumar)

Director to the Government of India

Tel : 23384431

Copy to:-

1. The Coal Controller in the capacity as Commissioner of Payments,

Coal Controller's Organization, Scope Minar, 5th Floor, Core-II, Laxmi Nagar, Delhi-110092 for further disbursement under the provisions of the Coal Mines (Special Provisions) Act, 2015 to the prior allottee within ten days of the transfer of above amount from PAO. It may be ensured that Payment is made to the prior allottee company as per the said Act. Further, an affidavit in the prescribed format (**Annexure-I**) may also be obtained from the claimant prior to disbursal.

2. **CMD, CMPDI**, Kanke Road, Ranchi

3. **US (IFD)**, Ministry of Coal.

4. **DD (P&S-II)**, Ministry of Coal.

5. **DDO**, Nominated Authority.

6. **(Prior Allottees-1)**:- The Managing Director, M/s Abhijeet Infrastructure Private Limited, 178, Light Industrial Area, Bhillai, Chhattisgarh-490026.

7. **(Prior Allottee-2)**:- The Managing Director, M/s Tata Steel Long Products Limited (Formerly known as Tata Sponge Iron Limited) PO - Gamharia, Dist : Saraikela-Kharsawan Jamshedpur 832 108 Jharkhand India. Email:- sandesh_kshirsagar@tatasteellp.com , ankan.mitra@tatasteel.com , bhuwan_sahu@tatasteellp.com.

8. **(Successful Allottee)**, M/s Dalmia Cement (Bharat) Limited, registered office is at Dalmiapuram, Dist. Tiruchirappalli, Tamil Nadu- 621651, India and principal place of business is at Fagun mansion, 4th Floors, 26, Ethiraj Salai, Egmore, Chennai, Tamil Nadu 600008, India.

9. **TD, NIC**: for uploading on the Website of Ministry of Coal.

(Annexure I)

(To be stamped in accordance with the relevant Stamp Act and duly sworn before Notary Public)

UNDERTAKING FOR RECEIVING THE AMOUNT TOWARDS LAND AND MINE INFRASTRUCTURE

I, _____aged _____years, resident of _____working as _____an authorized signatory on behalf of _____(name of Prior Allottee/ Successful Allottee) hereby states as under:

1. That I am the Authorised Signatory of the Prior Allottee (s)/ Successful Allottee (s). I am conversant with facts and circumstances surrounding the subject of this Undertaking and have been authorized to undertake the same.

2. That M/s. _____ is/are the Prior Allottee (s)/ Successful Allottee (s) of the _____ (the "Coal Mine") in terms of the Coal Mines (Special Provisions) Act, 2015 (the "Act")/successor-in-interest of the Prior Allottee (s)/Successful Allottee (s) of the Coal Mine. As such the Prior Allottee (s)/Successful Allottee (s) is entitled to receive compensation & refund of excess fixed amount on account of Land and Mine Infrastructure obtained.

OR

2. That the Mining Lease for the Coal Mine has been executed in favour of M/s. _____ and therefore by virtue of the provisions of the Coal Mines (Special Provisions) Act, 2015 (the "Act"), M/s. _____ is/are deemed to be the Prior Allottee (s)/Successful Allottee (s) of the _____ (the "Coal Mine")/ successor-in-interest of the Prior Allottee (s)/Successful Allottee (s) of the Coal Mine. As such the Prior Allottee (s)/Successful Allottee (s) is entitled to receive compensation & refund of excess fixed amount on account of Land and Mine Infrastructure obtained. [Applicable in case where Mining Lease had been executed in favour of third party Delete the clause whichever is not applicable.]

3. That M/s. _____ has been authorised by the other Joint Prior Allottee (s)/Successful Allottee (s)/Joint Venture Partners to obtain the claim on behalf of it. A "No Objection Certificate" from the Joint Prior Allottee (s)/Successful Allottee (s)/Joint Venture Partners in this regard is enclosed herewith for record.

4. That the Prior Allottee (s)/Successful Allottee (s) has incurred the Land and Mine Infrastructure for coal mine and is entitled to get refund of the same. The details of account for this purpose is as under: Name of the Account holder company _____ Name of the Bank/Branch _____ MICR _____ IFSC _____ File No NA-203/8/2022-NA.

5. That the Prior Allottee (s)/Successful Allottee (s) indemnifies the Nominated Authority &/or the Central Government against any liability, cost, damages or losses in relation to the disbursement.

6. That the Prior Allottee (s)/Successful Allottee (s) also undertakes that it is liable to return the amount disbursed to it, in case above cost (part or in full) is claimed and established by any other party.

7. That nothing has been concealed in the information submitted as mentioned above.

Solemnly affirmed and verified on this _____day of (month) 2023 at (place).

(Signature)

Deponent-Authorised Signatory

(Name, Designation & Seal)

VERIFICATION

I, _____aged _____years, resident of _____working as _____an authorized signatory on behalf of _____(name of Prior Allottee (s)/Successful Allottee (s)) do hereby solemnly declare that what is stated in paragraphs 1 to 7 above is on the basis of the books and records of the Prior Allottee (s)/Successful Allottee (s), and verify that the contents of the above affidavit are true and correct, no part of it is false and nothing material has been concealed therefrom.

Verified at _____day of (month) 2023 at (place).

(Signature)

Deponent-Authorised Signatory

(Name, Designation & Seal)