

**BY SPEED POST**

**No. 13016/41/2012-CA-I  
Government of India  
Ministry of Coal**

New Delhi, the 8<sup>th</sup> November, 2012

To  
Shri V.S. Kulkarni,  
Under Secretary,  
Industries, Energy & Labour Department,  
Government of Maharashtra,  
Mantralaya, Mumbai-400032.

**Subject :** Grant of mining lease in favour of M/s Wani Coalfields Pvt. Ltd. in respect of Nerad Malegaon coal block allocated to M/s Gupta Metallics & Power Ltd. and M/s Gupta Coalfields & Washeries Ltd .

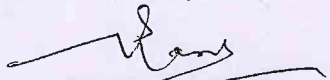
Sir,

I am directed to refer to copy of your letter No. MMN-1010/C.R.3286/IND-9 dated 01.08.2012 regarding administrative approval for grant of mining lease after enactment of the Mines and Minerals (Development and Regulation) Amendment Act, 2010 providing for allocation of coal blocks by auction through competitive bidding which has come into force from 2<sup>nd</sup> February, 2012. Nerad Malegaon coal block has been allocated on 13.01.2006 under Section 3(3)(a)(iii) of the Coal Mines (Nationalisation) Act, 1973 in favour of M/s Gupta Metallics & Power Ltd. and M/s Gupta Coalfields & Washeries Ltd. The matter has been examined in the Ministry of Coal in consultation with the Ministry of Law and Justice, Department of Legal Affairs.

The Ministry of Law and Justice, Department of Legal Affairs vide their Note dated 29.10.2012 has concluded that *"there does not appear any legal restriction in granting prior approval of the Central Government under section 5(1) of MMDR Act, 1957 to the companies which have already been allocated (selected) and allocation letters have been issued prior to the commencement of the Amendment Act, 2010"*.

In view of the above, the State Government is directed to take necessary action in accordance with the law and above clarification.

Yours faithfully,

  
( V.S. Rana)

Under Secretary to the Govt. of India

Copy to the following for information and necessary action:

1. All State Governments/UTs
2. M/s Wani Coalfields Ltd., Registered office at Gupta House, 1, R.N.T. Marg, Civil Lines, Nagpur-440001., Maharashtra

✓ Copy also to NIC, Ministry of Coal for uploading in the Ministry's website.