

BY FAX/SPEED POST

F.No. 110/9/2015/NA (part-II)
Government of India
Ministry of Coal
Office of Nominated Authority

131, Ground Floor, World Trade Centre, Babar Road
New Delhi, Dated: the 4th May, 2017

To,
The Pay & Accounts Officer,
PAO, Ministry of Coal,
Trikoat II, Bhikaji Camma Place,
R.K.Puram,
New Delhi-110066.

Subject: Transfer of compensation towards cost for Land and Mine Infrastructure in respect of **Chotia coal mine** to the Commissioner of Payment for further disbursement to the prior allottees i.e. **M/s. Prakash Industries Ltd.**

Sir/Madam,

I am to convey the sanction of the President to the transfer of a sum of **Rs. 17,55,37,994/-** (Rupees Seventeen Crore Fifty Five lakh Thirty Seven thousand Nine hundred Ninety Four only) to the Coal Controller's Organisation for disbursement to **M/s. Prakash Industries Ltd.**, the prior allottee, of **Chotia** coal mine under the provisions of the Coal Mines (Special Provisions) Act, 2015 by the Coal Controller in his capacity as 'Commissioner of Payments' towards compensation for Land and Mine Infrastructure.

2. The amount of compensation for Land and Mine Infrastructure for **Chotia** coal mine has been calculated as **Rs. 3,67,10,382/-** and **13,88,27,612/-** respectively.

3. Here, it is pertinent to mention that in accordance with the Coal Mines (Special Provisions) Act, 2015 ("Act") and the Coal Mines (Special Provisions) Rules, 2014 ("Rules"), the Nominated Authority had issued notices dated March 12, 2015, April 22, 2015, September 17, 2015, December 15, 2015 and June 02/03, 2016 inviting claims from Secured Creditors/Government Authorities in respect of Schedule I coal mines.

4. In pursuance to the aforesaid notices, no claims have been received in respect of **Chotia** coal mine within the timeline stipulated in the Notice

Inviting Claims. However, M/s. Corporation Bank had lodged its claim against the said coal mine vide letter dated 16.06.2016 which has not been considered as the same has been received after the last date i.e 15.02.2016 as per notice dated 15th December 2015. The same has already been communicated to Corporation Bank vide this office's letter No. 110/9/2015/NA dated 17.11.2016.

5. It is also pertinent to mention that a provisional list of mine-wise compensation i.r.o. 35 coal mines including Sial Ghogri coal mine was published on 12.09.2016. The same was also communicated through e-mail to M/s. BALCO, the Successful Bidder of the said coal mine to offer observations, if any. However, no observation has been received from M/s. BALCO within the stipulated timeline.

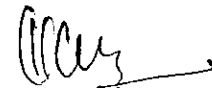
6. The amount of **Rs. 17,55,37,994/-** may be transferred through RTGS to the account of Coal Controller, Coal Controller's Organisation who has been appointed as 'Commissioner of Payments' under the provisions of Section 15 (1) of the Coal Mines (Special Provisions) Act, 2015 for the purpose of the said Act vide Ministry of Coal's Order No. 22/2/2014-ASO dated 15th July, 2015.

7. The expenditure on this account is debitable to the Head **8443.00.117.03.04.00.**

8. This issues with the approval of Integrated Finance Division, Ministry of Coal vide note dated

Encl: as above.

Yours faithfully,



(N.K. Singh)

Deputy Secretary to the Government of India

Copy to:

1. **The Coal Controller in the capacity as Commissioner of Payments**, Coal Controller Organisation, No. 1 Council House Street, Kolkata-700001 - for further disbursement to the prior allocattees under the provisions of the Coal Mines (Special Provisions) Act, 2015 within **ten days** of the transfer of above

amount from PAO. It may be ensured that payment is made to the prior allottee as per the said Act. The prior allottees may be intimated of the sanction & requested to submit the required document(s) for receiving the amount. For this purpose an affidavit in the prescribed format (**Annexure-I**) may be obtained from the prior allottee prior to disbursal.

2. US (IFD), Ministry of Coal.
3. US (CBA-II), Ministry of Coal.
4. DDO, Nominated Authority.
5. M/s. Prakash Industries Limited, Srivan, Bijwasan, New Delhi -110 061.
6. M/s. BALCO, Aluminium Sadan, Core 6, Scope Office Complex, 7 Lodhi Road, New Delhi-6.
7. 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
COMPENSATION FOR LAND AND MINE INFRASTRUCTURE**

I, _____ aged _____ years, resident of _____ working as _____ an authorized signatory on behalf of _____ (name of Prior Allottee) hereby states as under:

1. That I am the Authorised Signatory of the Prior Allottee. 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) of the _____ (the "Coal Mine") in terms of the Coal Mines (Special Provisions) Act, 2015 (the "Act")/successor-in-interest of the Prior Allottee of the Coal Mine. The Mining Lease has been executed in favour of M/s. _____. As such the Prior Allottee is entitled to receive compensation on account of cost of Land and Mine Infrastructre.
3. That the Prior Allottee (s) has incurred the cost of 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 (must be in the name of Prior Allottee) _____

Name of the Bank/Branch _____

Account No. _____

MICR _____

IFSC _____

4. That the Prior Allottee (s) indemnifies the Nominated Authority &/or the Central Government against any liability, cost, damages or losses in relation to this disbursement.
5. That the Prior Allottee (s) also undertakes that it is liable to return the amount disbursed to it, in case the above cost (part or in full) is claimed and established by any other party.
6. That nothing has been concealed in the information submitted as mentioned above.

Solemnly affirmed and verified on this _____ day of (month) 2017 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) do hereby solemnly declare that what is stated in paragraphs 1 to 8 above is on the basis of the books and records of the Prior Allottee, 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) 2017 at (place).

(Signature)
Deponent-Authorised Signatory
(Name, Designation & Seal)