

Most Immediate
By Spl. Messenger/Speed Post/Fax

No.13016/17/2014-CA-I (Part-I)(Vol.II)

Government of India

Ministry of Coal

New Delhi, dated the 20th April, 2015

To

The Chief Secretary,

State Govts. of Chhattisgarh/Jharkhand/Madhya Pradesh/Maharashtra/West
Bengal/Odisha/Telangana (As per the location of the coal block)

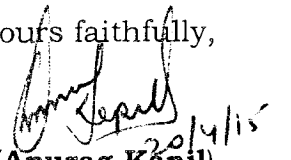
Sub: Minutes of the 29th Meeting of the Inter-Ministerial Group (IMG) under the Chairmanship of Additional Secretary (Coal) to review the issue of Bank Guarantees - reg.

Sir,

In continuation of Ministry of Coal's letter of even number dated 23rd March, 2015 and 10th April, 2015 on the above subject, I am directed to forward herewith the **minutes** of the 29th Meeting of the Inter-Ministerial Group (IMG) held on 16.04.2015 under the Chairmanship of Additional Secretary (Coal) to review the issue of Bank Guarantees provided by previous allocatees of the coal blocks for immediate necessary action.

2. You are, therefore requested to expedite the comments of the State Government on the replies of prior allocatees forwarded vide this Ministry's letter of even number dated 23rd March, 2015 to the Ministry of Coal latest by **23rd April, 2015** positively.

Yours faithfully,

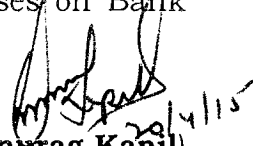

(Anurag Kapil)

Director & Member-Convener
Telefax: 23384594

Copy along with copy of minutes to the following for similar necessary action:

1. **Ms. Sharmila Chavly**, Joint Secretary, Deptt. of Economic Affairs, North Block, New Delhi.
2. **Shri A.K.Singh**, Joint Secretary (Thermal), Ministry of Power, Shram Shakti Bhawan, New Delhi
3. **Shri Shailendra Singh**, Joint Secretary, Dept. of Industrial Policy & Promotion, Udyog Bhawan, New Delhi.
4. **Shri Syedain Abbasi**, Joint Secretary, Ministry of Steel, Udyog Bhawan, New Delhi.

5. Joint Secretary, Deptt. of Legal Affairs, Shastri Bhawan, New Delhi.
6. **Shri R.P. Gupta**, Joint Secretary, Ministry of Coal
7. **Ms. Sujata Prasad**, JS&FA, Ministry of Coal
8. **Shri Vivek Bhardawaj**, Joint Secretary(VB), Ministry of Coal
9. **Shri D.N. Prasad**, Advisor (Projects), Ministry of Coal
10. **Shri A.K. Debnath**, CMD, CMPDIL, Gondwana Place, Kanke Road, Ranchi.
Shri Amrit Acharya, Coal Controller, 1, Council House Street, Kolkata-1.
11. AM (Legal), Legal Cell, Ministry of Coal in respect of court cases on Bank Guarantees filed by prior allottees.


(Anurag Kapil)

Director & Member-Convener
Telefax: 23384594

Copy to PS to Hon'ble MoS(I/C) for Power, Coal & NRE, OSD to MoS(I/C), Sr.PPS to Secretary(Coal), for information.

✓ Copy also to Director (T), NIC Cell, Ministry of Coal for uploading on the Website of MoC.

MINUTES OF THE 29TH MEETING OF THE INTER-MINISTERIAL GROUP (IMG) HELD ON 16TH APRIL, 2015 UNDER THE CHAIRMANSHIP OF ADDITIONAL SECRETARY (COAL) TO REVIEW ON DEDUCTION/FORFIETURE OF BANK GUARANTEE (BG) OF 127 COAL BLOCKS.

A list of participants is at **Annex.-I**.

2. At the outset, Additional Secretary (Coal) & Chairman, IMG welcomed the Members and the representatives from the State Governments and informed that this meeting was called in the light of the recommendations of the 28th meeting of the IMG held on 30.12.2014. The 28th IMG had recommended issue of show cause notice to the prior allocatees for delay in development of coal block so as to arrive at the amount for deduction/forfeiture of Bank Guarantee (BG) as per the slippages against each milestone and the weightages given thereupon. This meeting is also convened in view of court cases filed by various prior allocatees against the show cause notices issued and in one of the cases, the next date of hearing is on 30th April, 2015.

3. Recapitulating further, Joint Secretary (VB), Ministry of Coal informed that the replies received from the allocatees on the show cause notices were sent to the Chief Secretary of the State Governments where the coal block was located, for comments. These were also sent to the Ministry of Power, Ministry of Steel, DIPP and CMPDIL. A copy of the replies was also endorsed to the Coal Controller's Organisation by the prior allocatees. The Ministry of Power vide its letter No.FU-4/2015-IPC dated 31.03.2015 commented that the issue of invocation/deduction of Bank Guarantee from the coal block allocatees pertains to Ministry of Coal, thus they have no comments to offer and Ministry of Coal may take appropriate decision on this issue. It was noticed that comments of some State Governments and CMPDIL had not been received. However, CCO has made an assessment on the slippages against each milestone as per the terms and conditions of allocation letter and comments received from some State Governments. For the delay of milestone which could be attributable to the State Government, the acceptance on the State Government part may be computed based on the comments received from the State Governments.

4. Members expressed their opinion on various issues connected hereto. After considering the views of the members, it was felt that there was no need of giving personal hearing to the prior allocatees as written replies of the prior allocatees and the comments of State Government/administrative ministries/departments to the replies of prior allocates have already been received.

5. Chairman sought the views of State Government representatives on the issue. After considering the views of State Governments and members of IMG, some cases of coal blocks on the basis of slippages against each milestone and delay attributable against each milestone as prepared by CCO were discussed. It was noticed that in view of the court cases, that the matter is time-bound, every court case and orders passed against each case shall be examined individually/separately on merit. The Chairman therefore suggested that the comments of State Governments should be expedited after coordinating with the agencies/authorities under their control so that specific comments could be given.

6. Thereafter, the following was decided:-

- i) It was noticed that the comments of some State Governments were yet to be received. In the light of court case, the State Governments, CMPDIL and others from where comments had not been received, may be directed to submit comments to MoC (Shastri Bhavan, New Delhi/e-Mail address **ca1.moc@nic.in**) and CCO (No.1, Council House Street, Kolkata-700001/e-Mail address **coalcont-wb@nic.in**) latest by **23rd April, 2015** positively.
- ii) In case, if the reply is not received by 23.04.2015, it would be presumed that State Governments and CMPDIL have no comments to offer and action would be taken on the basis of the reply submitted by the prior allocatee.
- iii) In the cases of coal blocks which were allocated prior to the introduction of Bank Guarantee and where imposition of BG was considered at the previous stage; and where there was no condition of BG in the allocation letter of a particular coal block under review, such cases may not be reviewed since no effective mechanism is available to ensure submission of B.G. & these coal blocks are already cancelled and the matter now becomes redundant.

- iv) The cases where the de-allocation including BG, if any, were recommended by the then Review Committee prior to IMG and de-allocation including return of BG, if any, was ordered, such cases may also not be pursued since the matter of BG was already considered earlier by the Government.
- v) CCO will calculate the BG amount to be deducted depending on the comments received from the State Governments/CMPDIL against the slippages and weightages and as per the terms and conditions of the allocation letter by **25.04.2015**.

The meeting ended with a vote of thanks to the Chair.

ATTENDANCE SHEET

29TH MEETING OF THE INTER-MINISTERIAL GROUP (IMG) UNDER THE CHAIRMANSHIP OF ADDITIONAL SECRETARY (COAL) ON 16.04.2015 AT 11.00 HRS. TO UNDERTAKE REVIEW ON THE ISSUE OF BANK GUARANTEE OF THE COAL BLOCKS AT CIL OFFICE, CORE 6, 6TH FLOOR, SCOPE COMPLEX, LODHI ROAD, NEW DELHI-110003.

S. No.	Name & Designation	Ministry / Department	Contact No. & Email- Id
1.	Shri A.K. Dubey, Addl. Secretary (Coal)	In the Chair	-
2.	Shri Vivek Bharadwaj, Joint Secretary	Ministry of Coal	-
3.	Shri Anurag Kapil, Director	Ministry of Coal	-
4.	Shri A. Acharya, Coal Controller	Ministry of Coal	9432645213
5.	Shri A.K. Das, Under Secretary (IFD)	Ministry of Coal	-
6.	Shri R.K. Sutradhar, OSD (Technical)	Coal Controller Organisation, Kolkata	9088010868
7	Dr. Sujoy Majumdar OSD (Mining)	Coal Controller Organisation, Kolkata	coalcont-wb@nic.in
8.	Shri R.K. Chopra, Director T/P&D	CMPDIL	09771474987 dirpandd@cmpdi.co.in
9.	Shri P. Anbalagan, Director (Mining)	Govt. of Chhattisgarh	08516010000 anbalagan.p@gov.in
10.	Shri B.K. Nayale, CEO/BWCCL	Govt. of Odisha	09437559059 basantknayale@gmail.com
11.	Shri Nand Lal, Consultant	Department of Industrial Policy & Promotion	011-23061085 nand.lal@nic.in

12.	Shri Kirti Singh	Govt. of Jharkhand	9431141705 kirtisinghifs@yahoo.co.in
13.	Shri M. Sachindanandan, Director (Thermal)	Govt. of Telangana	9490610754 sachindanandan@gmail.com
14.	Shri Amlear Roy	The West Bengal Power Development Corporation Ltd.	08336903682 amlearroy@wbpdcl.co.in
15.	Shri Sudhanshu Kumar, Director	Jharkhand Urja Utpadan Nigam Ltd.	09431135520 directorjuunl@gmail.com
16.	Shri S.K. Shivani, Under Secretary	Govt. of Madhya Pardesh	vinay.Banwar@gmail.com
17.	Shri Atul Sharma, CGM (FCA)	Madhya Pardesh State Mining Corporation Ltd.	8889600028 atulsharmafca@gmail.com
18.	Shri S.K. Shivani, Under Secretary (Mineral Resource Deptt.)	Bhopal , Madhya Pardesh	-
19.	Shri Deepak Mohanty, Director of Mines	Deptt. Of Steel & Mines, Govt. of Odisha	09437134628 dmohanty@mailcity.com
20.	Shri Ravi Ranjan Mishra, Dy. Sec. Energy	Energy Department, Govt. of Jharkhand	09431397387 raviran16@gmail.com
21.	Shri Anjani Kumar, Technical Adviser, CMD	JUVNL	08986800039 akjrab@gmail.com