

**AUCTION OF COAL MINES FOR SALE OF COAL**  
**STATUS OF PENDING COURT CASES IN REFERENCE TO CMSP MINES OFFERED**

*(13<sup>th</sup> TRANCHE OF AUCTION UNDER THE COAL MINES (SPECIAL PROVISIONS) ACT, 2015)*

In continuation to the Notice Inviting Tender dated October 12, 2021, the bidders may kindly note the status of the pending court cases for the CMSP mines offered as follows: -

S. No.	Coal Mine	Petitioner & Respondent	Case No.	Court	Subject Matter Classification	Prayer/ Subject Matter
1	Majra	Jaypee Cement Corporation Ltd. vs UoI & NA	Case No. 50/ 2018	CMSP Act Tribunal, Nagpur	Appropriation of Bank Guarantee and Termination of Allocation	(i) Declaration of CMDPA as void (ii) Declare appropriation of performance bank guarantee and termination of vesting order as illegal in respect of Majra Coal Mine (iii) Refund of Performance security/BG
2	Mandla North	Jaiprakash Associates Limited vs MINISTRY OF COAL AND OTHERS	Civil Misc WP No. 11368/ 2018	Allahabad High Court, Allahabad Bench	Appropriation of Bank Guarantee and Termination of Allocation	(1) Quash the termination of vesting order and CMDPA of Mandla South Coal Mine (2) Either allow petitioner to use coal from the mine in other facilities of its Group Companies or allow petitioner to exit mine without penalty and re-allocate coal mine (3) Not to take coercive action for cancellation of vesting order & appropriation of performance bank guarantee (PBG)
3	Mandla South	Jaypee Cement Corp. Ltd. vs MoC/ NA	Civil Misc WP No. 10310/ 2018	Allahabad High Court, Allahabad Bench	Appropriation of Bank Guarantee and Termination of Allocation	(1) Quash the termination of vesting order and CMDPA of Coal Mine (2) Allow petitioner to exit mine without penalty and re-allocate coal mine (3) Not to take coercive action for cancellation of vesting order & appropriation of performance bank guarantee (PBG)

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4	Mandla South	Brij Mohan Vishwakarma vs. UoI/MoC (R1), State of MP (R2) & 12 Ors.	WP No. 2414/ 2016 (PIL)	MP High Court, Jabalpur		*The petitioner has filed PIL <b>challenging land mutation, land acquisition in favour of successful bidder</b> for Mandla South coal mine (Jaypee Cement Corp. Ltd.). The petitioner has prayed for cancellation of allocation of the mine
5	Namchik Namphuk	Arunanchal Pradesh MDTCCL vs. UoI, CCO, CIL, NEC	WP(C) No. 356 (AP)/ 2018	Gauhati High Court, Itanagar Bench	Miscellaneous	Petitioner has Challenged (1) letter dt. 21.04.15 of NEC to petitioner for handing over the documents related to mine to it as designated custodian (2) letter no. 110/1/2018/NA dt. 28.05.18 of NA for immediate disposal of coal stock lying in the mine as per order dated 26.03.2015(3) Auction notice dt. 21.07.18 of NEC for sale and disposal of coal stock from 31.07.18
6	Parbatpur Central	Electrosteel Castings Ltd. - Application & LPA filed by Steel Authority of India Ltd	C.M. No. 25997/ 2019 in WP No. 11092/ 2015  See connected case WP 3455/2015 Delhi High Court- disposed off vide order dated 30.11.2015 - leaving it open to the petitioner to make a claim if entitled to, for the sale proceeds once deposited with the Central Government/NA.	Delhi High Court	Miscellaneous	SAIL-Allottee was previously directed by Delhi High Court vide Orders dated 30.11.2015 and 24.05.2017 to dispose of the coal stock lying in the coal mine and deposit the amount of sale proceeds of coal stock to Nominated Authority. C.M. application 48115/ 2018 was filed by SAIL, allottee of Parbatpur Central coal mine, alleging that it has returned the coal mine to the Nominated Authority vide letter 08.03.2018. The applicant/SAIL has further alleged that it is no longer allottee of the coal mine and therefore, is not in possession of the coal mine and the coal stock kept in the mine. Accordingly, the applicant-SAIL has prayed for absolving it from undertaking auction of the coal stock. Affidavit in response of CM was filed 22.01.2019. CM disposed on 20-02-2019 wherein High Court directed SAIL to dispose of coal stock within 2 months failing which Contempt proceeding may be initiated against SAIL.  LPA 282/ 2019 has been filed against order dated 20.02.2019. LPA was disposed vide order dated 14.05.2019 wherein the Division Bench granted liberty to SAIL to place certain additional

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						facts and documents before Single Judge which was not considered in the order dated 22.02.2019. Accordingly, instant CM No. 25997/ 2019 filed stating inter alia that SAIL is not in position to auction coal stock due to by-laws of Jharkhand State * CM. APPL. 39158 of 2021 filed by SAIL for seeking direction to return the EMDs deposited by prospective buyers of coal stock.
7	Parbatpur Central	Steel Authority of India Ltd. vs. UoI & Ors	W.P.(C) 13470/2019	Delhi High Court	Appropriation of Bank Guarantee and Termination of Allocation	Petitioner has prayed for quashing of allotment agreement dated 26.10.2015 and order dated 05.12.2019 for termination of allotment and forfeiture of performance bank guarantee of Rs.62.57 crores
8	Rawanwara North	SKS Ispat & Power Ltd. vs. UoI (R1), Nominated Authority (R2)	WP(C) No. 11441/2016	Delhi High Court		<b>Compensation Matter.</b> *The Petitioner has prayed for setting aside the reply dated 11.04.2016 of the Ministry wherein it was informed that the compensation for the mine will be ascertained when the mine is considered for allocation and the mine is considered for allocation on the basis of their readiness. * The petitioner has also prayed for directing the respondent to compensate him towards expenditure incurred on the mine infrastructure on Rawanwara North coal mine
9	Sitanala	Steel Authority of India Ltd. vs. UoI & Ors	WP(C) No. 11397/2018	Delhi High Court	Appropriation of Bank Guarantee and Termination of Allocation	The Petitioner was allottee of Sitanala coal mine under CMSP Act. The instant writ petition has been filed by the petitioner praying, inter alia, for quashing the show cause notice dated 13.09.2018 and order dated 04.10.2018 of termination of allotment order. The petitioner has also prayed for quashing the allotment agreement dated 30.03.2015.
10	Utkal C	M/s Indian Metals and Ferro Alloys Ltd.(P/1) and Utkal Coal Ltd.(P/2) v.	WPC/6463/2020	Delhi High Court	Compensation for Land and Mine Infrastructure	Petitioner has prayed for (a)directing the Respondent No.1 & 2 to forthwith determine the compensation payable under the Coal Mines (Special Provisions) Act, 2015, to the Petitioner No.2, in a time bound manner;

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		Union of India (R/1), Joint Secretary NA(R/2), Gujarat State Electricity Corporation(R/3)				(b) directing to the Respondent No.1 & 2 to expedite payment of compensation to the Petitioner No 2, in a time bound manner;

**OFFICE OF NOMINATED AUTHORITY**