

**Through E-mail / Speed Post**  
**Website of Ministry of Coal**

File No NA-203/2/2020-NA  
Government of India  
Ministry of Coal  
O/o Nominated Authority

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Room No. 120, "F" Wing, Shastri Bhawan,  
New Delhi – 110001, Dated : April 20, 2023

**FINAL ORDER**

Subject: The Coal Mines (Special Provision) Act, 2015 and Hon'ble High Court of Delhi, judgment dated March 09, 2017 - Valuation of compensation towards Land and Mine Infrastructure payable to M/s JSW Ispat Special Products Limited 'JISPL' (Formerly, M/s Monnet Ispat & Energy Limited) as Prior Allottees of Gare Palma IV/7 coal mine.

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It may be recalled that Gare Palma IV/7 coal mine was allotted to prior allottee, i.e M/s. Raipur Alloys & Steel Ltd. [Now Sarda Energy and Mineral Ltd. (SEML)]. After cancellation by Hon'ble Supreme Court, Gare Palma IV/7 coal mine was vested to M/s. Monnet Ispat & Energy Ltd. (MIEL), which has now been acquired by JSW Ispat Special Products Ltd. [JISPL]. Due to non-submission of Performance Security and delay in milestones prescribed in CMDPA by MIEL, Gare Palma IV/7 coal mine was terminated vide letter dated 30.12.2019. Subsequently, in e-auction of Gare Palma IV/7 coal mine held in 2020, SEML emerged as successful bidder and Vesting Order was issued on 08.03.2021. Provisional Order dated 17.01.2023 was issued (copy enclosed) determining the compensation to be paid to SEML (1st Prior Allottee) and JISPL (2nd Prior Allottee).

Further, pursuance to order dated January 17, 2023, the prior allottee, M/s JSW Ispat Special Products Limited 'JISPL' and successful allottee, M/s Sarda Energy and Mineral Ltd. (SEML) were called for virtual meeting on January 19, 2023 at 4.30 PM and the same was rescheduled to January 30, 2023 at 3.00 PM, to present their comments/objections, if any, on the determination made by Nominated Authority. List of participants is at Annexure-I.

Accordingly, both the allottees attended the said meeting and M/s JISPL agreed for compensation of land and mine infrastructure as determined by this office, vide provisional order dated 17.01.2023. However, M/s SEML, vide letter dated January 19, 2023 raised objections and the same was raised in the meeting. M/s SEML requested to Nominated Authority to include lease hold land of 335.74 Ha in the valuation of compensation pertaining to land and to consider WDV value till previous quarter of vesting (31.12.2020) pertaining to

compensation of mine Infrastructure.

The aforesaid objections of letter dated 19.01.2023 was examined by this office that is mentioned below

- a. It is found that neither SEML received the compensation for 335.74 Ha of leasehold land as prior allottee nor JSPL paid as successful allottee. Hence, the request raised by M/s SEML for consideration of leasehold land in the valuation of compensation cannot be acceded.
- b. As per O/o NA letter dated 09.03.2021, in case of re-vested coal blocks, the statutory audited balance sheet of the nearest previous quarter of Financial Year in which the coal block was cancelled should be reckoned as date of compensation payable to prior allottee under the head "Mine Infrastructure". Therefore, the request from M/s SEML for considering WDV till previous quarter of vesting order cannot be acceded, since Gare Plama IV/7 Coal mine is a re-vested coal mine.

In view of above, it is decided that valuation of compensation of as per provisional order dated January 17, 2023 stands final and decision is mentioned below:-

- i. M/s SEML(successful allottee) is entitled for ₹ 9,59,62,953.26/-, (Land ₹ 6,41,82,627.26 & Mine Infrastructure ₹ 3,17,80,326.00) in lieu of refund of excess fixed amount deposited in respect of Gare Palma IV/7 coal mine.
- ii. M/s MIEL/JIPL (Prior allottee)/Secured creditors is entitled for compensation amounting to ₹ 22,93,91,078.74/- (Land ₹ 1,99,39,349.74 & Mine Infrastructure ₹ 20,94,51,729.00) in respect of Gare Palma IV/7 coal mine.

In accordance with Section 27 of the Act and the judgment dated March 9, 2017, it is open to M/s MIEL/JISPL (prior allottee,) and M/s SEML (successful allottee) to raise disputes with regards to the quantum of compensation before the Tribunal constituted under the Coal Bearing Areas (Acquisition and Development) Act 1957.

Enclosure : As above.

Provisional order dated January 17, 2023.

  
20.4.23

[ M. Nagaraju ]

**Additional Secretary & Nominated Authority**

To,

- i. (Prior Allottee) **The Managing Director**, M/s JSW Ispat Special Products Limited, JSW Center, Bandra Kurla Complex, Bandra (East), Mumbai 400051



Email:mohan.babu@jsw.in

- ii. (Successful Allotee ) Sarda Energy & Minerals Limited, Registered Office 73/A, Central avenue, Nagpur (M. H) 440018 or Sarda Energy & Minerals limited, 1st floor , Vanishya Bhawan, Jail road, Devendra Nagar Square, Railor, Chattisgragh , Email: Pdutttagupta@seml.co.in
- iii. Coal Controller's Organisation, Ministry of Coal, SCOPE MINAR ,5th Floor, Core - II Laxmi Nagar, Delhi – 110092
- iv. Under Secretary (P&S-II Section), Ministry Of Coal.
- v. Sr. TD, NIC: for uploading on the Website of Ministry of Coal.

<b>List of Participants</b>		<b>Annexure 1</b>
<b>SI No</b>	<b>Participants</b>	<b>Designation</b>
1	Shri M. Nagaraju	Additional Secretary & Nominated Authority, MoC
2	Shri Ajitesh Kumar	Director, Nominated Authority, MoC
3	Shri Manish Uniyal	U.S, Nominated Authority, MoC
4	Shri Jaibant Kishore Dev Varma	DCM, NLCIL
5	Smt. Reshma Mohan	Financial Analyst, Nominated Authority, MoC
6	Shri Mrinal Sachdev	Dy. Manager, M/s Sarda Energy and Mineral Ltd
7	Shri Nagarajan Jambunathan	Sr. Vice President - Finance & Accounting, JSW Ispat Special Products Limited.
8	Shri Kiran Arvindakshan Menon	Associate Vice President - Finance & Accounting, JSW Ispat Special Products Limited.