



ANIL SWARUP
SECRETARY

भारत सरकार
GOVERNMENT OF INDIA
कोयला मंत्रालय
MINISTRY OF COAL
शास्त्री भवन, नई दिल्ली - 110 001
SHASTRI BHAWAN, NEW DELHI - 110 001

D.O. No. 13016/36/2015-CA-III

19th May, 2015

Dear Sanjay,

After the auction / allotment of coal mines the successful bidders have applied for transfer of various permissions and clearances to enable them to start coal production. However, instances have come to notice where State authorities at various levels have stated that they have no intimation from the Government of India for transfer of statutory permissions to successful bidders. There is also a lack of clarity on the enforceability of the vesting orders at various levels and the rights of the prior allottees of coal blocks which were cancelled by the Hon'ble Supreme Court.

I wish to clarify that the vesting orders are statutory directives passed under the Coal Mines (Special Provisions) Act, 2015, which transfer all rights, title and interests of the prior allottee including the land and mine infrastructure as detailed in the vesting order to the successful bidder. No right, title or interest of the prior allottee exists in relation to the coal mines once the vesting order has been issued in favour of the successful bidder.

I would request you to kindly issue necessary instructions accordingly for transfer of statutory permissions and licences like those pertaining to consent to operate (Pollution Control Board) or supply of electricity and water and also mutate the land in favour of the successful bidders at an early date to ensure production from the coal mines. I may add that any delay in the matter will impact the receipt of revenue to the State exchequer.

regards,

Yours sincerely,

Anil Swarup
(Anil Swarup)
AS

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19/5
Shri Sanjay Mitra,
Chief Secretary,
Government of West Bengal,
Kolkata.