

**BY FAX/SPEED POST**

**F.No. 110/9/2015/NA  
Government of India  
Ministry of Coal  
Office of Nominated Authority**

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131, Ground Floor, World Trade Centre, Babar Road  
New Delhi, Dated: October 28, 2016

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

**Subject: Transfer of compensation towards cost for Land and Mine Infrastructure in respect of Kathautia coal mine to the Commissioner of Payment for further disbursal to the prior allottee(s) i.e. M/s. Usha Martin Limited.**

**Sir/Madam,**

I am to convey the sanction of the President to the transfer of a sum of **Rs. 11,49,71,732.00** /- ( Rupees Eleven crore Forty Nine lakh Seventy One thousand Seven hundred and Thirty Two only)to the Coal Controller's Organisation for disbursement to the prior allottee of Kathautia coal mine, i.e. **Usha Martin Limited**, 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. 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.

3. In pursuance of the aforesaid notices, Coal Controller's Organisation had lodged its claims towards outstanding amount to the Escrow Account in respect of Kathautia coal mine stating that it is a security deposit. Since security deposit is not a permissible claim under the Act,

the same has been decided as not admissible and has been rejected.

4. The aforesaid amount 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 15<sup>th</sup> July, 2015.

5. The expenditure on this account is to be debited to the Head **8443.00.117.03.04.00**.

6. This issues with the approval of Integrated Finance Division, Ministry of Coal vide Note dated 18.10.2016.

Yours faithfully,



(N. K. Singh)

Deputy Secretary to the Govt. 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 allottee 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 allottee 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 (CA-III), Ministry of Coal.
4. DDO, Nominated Authority.
5. M/s. Usha Martin Limited - Crosswindz, 3rd Floor, 41, Kutchery Road, Ranchi-834001.
6. 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 are as under:

Prior	Name of the Account holder company (must be in the name of 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) 2016 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) 2016 at (place).

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