

Through Email/SPEED POST/Website of Ministry of Coal

File No NA-203/11/2022-NA

Government of India

Ministry of Coal

Nominated Authority

Room No. 120, "F" Wing, Shastri Bhawan,
New Delhi – 110001, Dated: November 03, 2023

FINAL COMPENSATION ORDER

Subject: The Coal Mines (Special Provision) Act, 2015, and the Hon'ble High Court of Delhi judgment dated March 09, 2017, which pertains to the valuation of compensation for Cost of Geological Reports (GR) and Cost of Consents (CC) payable to prior allottees, M/s Bhushan Power and Steel Limited (formerly known as M/s Bhushan Limited) and M/s Shri Mahavir Ferro Alloys Pvt Limited, for Bijahan coal mine.

In accordance with the provisional compensation order dated October 16, 2023, a meeting was convened on October 20, 2023, at 3:30 PM, to present the comments or objections from both the prior allottees, M/s Bhushan Power and Steel Limited (formerly known as M/s Bhushan Limited) and M/s Shri Mahavir Ferro Alloys Pvt Limited (SMFAPL), as well as the successful allottee, M/s Mahanadi Mines and Minerals Private Limited (MMMPL), regarding the determination made by the Nominated Authority.

2. During the meeting, M/s Bhushan Power and Steel Limited (BPSL) and M/s Mahanadi Mines and Minerals Private Limited (MMMPL) were present to discuss the provisional compensation determination. However, one of the prior allottees, M/s Shri Mahavir Ferro Alloys Pvt Limited, was absent during the provisional compensation determination.

3. Subsequently, M/s BPSL (prior allottee) and M/s MMMPL (successful allottee) accepted the provisional compensation determination dated October 16, 2023, pertaining to the Cost of Geological Reports (GR) and the Cost of Consents (CC) for the Bijahan coal mine.

4. Thereafter, M/s BPSL requested that the compensation be released solely to them, as M/s MFAPL (associates) had no role in the development of the block or coal production, except for sharing the coal produced. M/s BPSL stated that a bipartite agreement was executed between M/s BPSL (the leading company) and M/s SMFAPL (the associate company) on January 30, 2007. The agreement mutually agreed between both parties has been furnished by M/s. BPSL (copy enclosed) wherein it is mentioned that the mining lease would be executed in the name of M/s BPSL, the leading company, and all mining operations and investments would be undertaken by the leading company. Therefore, all the compensation for costs of GR and CC shall be released to M/s. Bhushan Power & Steel Ltd.

5. In view of the above, compensation towards Cost of Geological Reports (GR) and Cost of Consents (CC) for Bijahan coal mine has been finalized and is as detailed in Table 'A' below:


Table 'A' Fig in 'INR'

Cost of Geological Reports (GR) [A]	Cost of Consent (CC) [B]	Total Amount {C=A+B}
4,90,18,330.00	Nil	4,90,18,330.00

6. According to Section 27 of the Act and the judgment dated March 09, 2017, prior allottees, M/s Bhushan Power and Steel Limited (formerly known as M/s Bhushan Limited) and M/s Shri Mahavir Ferro Alloys Pvt Limited (SMFAPL), as well as the successful allottee, M/s Mahanadi Mines and Minerals Private Limited (MMMPL), have the option to raise disputes regarding the compensation amount before the Tribunal constituted under the Coal Bearing Area (Acquisition and Development) Act, 1957.

Enclosure as above:-

1. Provisional Compensation Order dated October 16, 2023.
2. Bipartite agreement between M/s BPSL & M/s MFAPL dated 30.01.2007


3.11.23
(M. Nagaraju)

Additional Secretary & Nominated Authority

To,

1. **(Prior Allottees):- i)** The Managing Director, M/s Bhushan Power & Steel Ltd., F Block, 1st Floor, International Trade Tower, Nehru Place, New Delhi-110019.

ii) The Managing Director, Shri Mahavir Ferro Alloys Pvt Limited, Kalunga Industrial Estate, Kalunga, Rourkela, Sundargarh, Odisha 770031.
2. **(Successful Allottee):-** The Managing Director, M/s Mahanadi Mines and Minerals Private Limited, Adani Corporate House, Shantigram, Near Vaishno Devi Circle, Sg Highway, Khodiyar, Ahmedabad, Gujarat 382421, India.
3. **Coal Controller's Organisation**, Ministry of Coal, SCOPE MINAR, 5th Floor, Core – II Laxmi Nagar, Delhi – 110092.
4. **Under Secretary** (CBA-II Section), Ministry Of Coal.
5. **Sr. TD**, NIC: for uploading on the Website of Ministry of Coal.

List of Participants for the meeting dated 20.10.2023

SL No	Participants	Designation	Organisation
1	Shri M Nagaraju	Additional Secretary	Nominated Authority, MoC
2	Shri Ajitesh Kumar	Director	O/o NA, MoC
3	Shri Marapally Venkateshwarlu	Director (Tech)	O/o NA, MoC
4	Shri Manish Uniyal	Under Secretary	O/o NA, MoC
5	Shri Prince Kumar	Executive Engineer	O/o NA, MoC
6	Smt Reshma Mohan	Financial Analyst	O/o NA, MoC
7	Shri Vijay Jain	Site Head	M/s Mahanadi Mines and Minerals Private Limited
8	Shri Rajkumar Kanthasamy	DGM Contract Administration	
9	Shri K.B. Singh	Head Administration	M/s Bhushan Power and Steel Limited
10	Shri Ashish Dash	Associate Vice President	
11	Shri Dhiraj Singh Karki	Senior Executive	