

Through Email/Speed Post/Website of Ministry of Coal

File No NA-203/3/2022-NA
Government of India
Ministry of Coal
Nominated Authority

Room No. 120, "F" Wing, Shastri Bhawan,
New Delhi - 110001, Date: 18.06.2024

PAYMENT ORDER II

Subject: Order for payment of INR 221,37,13,339/- towards compensation payable to prior allottee, M/s Utkal Coal Limited (formerly M/s ICCL), pertaining to land for Utkal C coal mine.

This in continuation to the Final Compensation Order dated 05.12.2023 and Payment Order dated 29.02.2024. Vide Final Compensation Order dated 05.12.2023, the compensation pertaining to land was finalized amounting to INR 352,89,70,761/- payable M/s Utkal Coal Limited (M/s UCL, prior allottee). Subsequently, M/s Jindal Steel and Power Limited (M/s JSPL, Successful allottee) was directed to deposit incremental fixed cost of INR 221,37,13,339/- to the designated account of Nominated Authority.

2. M/s JSPL (successful allottee) challenged the final order dated 05.12.2023 before Tribunal at Talcher vide application no 12/2023 along with stay application. Additionally, Utkal Coal Ltd. (prior allottee) has also filed TC No. 01/2024 before Talcher Tribunal challenging the same compensation order dated 05.12.2023 and is seeking enhancement of compensation.

3. Meanwhile, M/s JSPL deposited incremental fixed cost of INR 221,37,13,339/- to designated account of MoC on 24.01.2024 under protest, requesting that payment shall not be disbursed to the prior allottee until the final outcome of application no 12/2023 (accompanied by a stay application) before the Tribunal at Talcher.

4. Further, it is pertinent to mention that M/s UCL vide letters dated 16.12.2023 and 11.12.2023, requested Nominated Authority to at least release the amount deposited by M/s JSPL as a part of fixed cost amounting to INR 1,31,52,57,422/- as part payment of compensation towards land, to avoid further loss of interest.

5. Thereafter, Payment Order dated 29.02.2024 and Sanction letter dated 04.03.2024, was issued for disbursement of INR 1,31,52,57,422 /- to M/s UCL (prior allottee). Additionally, it was decided that the incremental fixed cost of Rs. 221,37,13,339/- deposited by M/s JSPL (successful allottee) under protest will be disbursed subsequently.

6. Meanwhile, vide letters dated 22.03.2024, 16.04.2024 & 22.05.2024 M/s Utkal Coal Limited (prior allottee) has requested Nominated Authority to release the balance amount of INR 221,37,13,339/- pertaining to compensation of land.

7. Furthermore, in the Court Orders dated 16.01.2024, 12.03.2024, 15.04.2024 and 22.05.2024, no injunction has been granted till date on the implementation of the final order dated 05.12.2023.

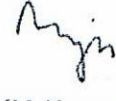
8. In view of the above, it has been decided that, since there is no legal impediment as of the current date, the entire Final Compensation Order dated 05.12.2023 shall be given effect by disbursing the balance amount of INR 221,37,13,339/- to M/s UCL (the prior allottee).

9. Given the pending adjudications of application no. 12/2023 filed by M/s JSPL and application no. 1/2024 filed by M/s UCL before the tribunal at Talcher, the prior allottee will be liable for the

reimbursement of the disbursed compensation, contingent upon the final tribunal decision. Therefore, the disbursal of payment will be made only after submission of the enclosed undertaking concerning the Utkal C coal mine.

Enclosure: -

1. Final Compensation Order dated 05.11.2023
2. Payment Order dated 29.02.2024
3. Sanction Letter dated 04.03.2024
4. UCL letter dated 22.03.2024, 16.04.2024 & 22.05.2024

 18.6.24

(M. Nagaraju)

Additional Secretary & Nominated Authority

To,

1. **(Prior Allottee):** Managing Director, Utkal Coal Limited (formerly ICCL), IMFA Building, Bomikhal, Rasulgarh, Bhubaneswar-751010, Odisha Email ID: pkhandelwal@imfa.in
2. **(Successful Allottee):** Managing Director, M/s Jindal Steel and Power Limited, O.P Jindal Marg, Hisar, Haryana -125005, India and principal place of business is at Jindal Center , 12, Bhikaji Cama Place, New Delhi- 110066, 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.