



Ph:01923-241143

Fax:01923-241141

email :samba@nic.in

website: <http://samba.gov.in>

OFFICE OF THE
DEPUTY COMMISSIONER
Nandini Hills, Samba, Government of J&K.

Subject: Imposition of ban on excavation of Minor Minerals(like Sand, Bajri, and RBM etc.) in the periphery of Bridges on Rivers / Nallahs of District Samba.

ORDER

Whereas, deputations from different parts of the district have represented before the undersigned alleging that unauthorised and uncontrolled mining of minerals from rivers / small nallahs is taking place in the district.

Whereas, subsequent to those complaints, reports were called from relevant departments particularly Irrigation & Flood Control, PWD(R&B),PHE, Health and Geology and Mining;

Whereas such rampant excavation along the motorable as well as Rail Bridges is likely to cause damage to the basements and super structure of these bridges, as reported by XEN(R&B).

Whereas adverse impact reports of illegal mining on the overall health & well being of human life, has been received from the Chief Medical Officer and Executive Engineer Public Health Engineering, also.

Whereas, the major portion of the district falls in Kandi Belt and thus there is huge dependence on the tubewell irrigation for the purpose of cultivation of crops, and it is amply evident from the report of Executive Engineer, Irrigation and Flood Control Samba, that uncontrolled excavation is leading to reduction in ground water table of concerned areas, thus severely hampering the agricultural produce.

Whereas, the reports received from these officers have substantiated the claim of the villagers and in these reports, the adverse impact of rampant, illegal mining/ excavation along river/khad beds on environment, ecology and thus on human life and existence, is categorically enlisted.

Whereas, in view of the above facts, I am of the opinion that illegal mining & excavation of minor minerals along the river bed and from Nallahs is likely to cause danger to human life, health and safety. Further it also has the potential to cause disturbance of the public peace and tranquillity,

Whereas, in view of the above mentioned facts, and supersession of all previous orders issued in the matter, I Sushma Chauhan, IAS, District Magistrate, Samba, in exercise of powers vested in me under section 144 of Cr. P.C. do hereby impose complete ban already imposed on the following for a period of two months from the date of issuance of this order, violation (if any) of this order shall be dealt in accordance with section 188 of RPC:-

- (i) Excavation of minor minerals like Sand, Bajri, and RBM from Rivers/Nallahs within the distance of 100 ft. from earthen "Bunds" alongside the River Devak downstream from Bridge at National Highway to Village Nanga on right bank and Chak Bhim on the left bank of the river.
- (ii) Ban on excavation of minor minerals like Sand, Bajri, and RBM etc. out of Devak river from Purmandal downstream to Utterbehni.

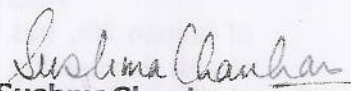
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- (iii) Ban on excavation of minor minerals like Sand, Bajri, and RBM etc. within periphery of 01 Km. upstream and downstream of motorable and Railway bridges of Basanter river..
- (iv) Ban on excavation of minor minerals like Sand, Bajri, and RBM etc. from tributaries/nallahs of river Basanter in the areas Durui, Multh, Shah Balode, Palth, Dhora, Nud of Basanter river.
- (v) Ban on excavation of minor minerals like Sand, Bajri, and RBM etc. from River Basanter Upstream Taloor Check Dam.
- (vi) Ban on excavation of minor minerals like Sand, Bajri, and RBM etc. from village Kartholi/Birpur Balore Nallah down stream

The ACD shall give wide publicity of this order through VLWs and MPWs also he shall report the cases of violation (if any) as per format – A.

The District Mining Officer and Tehsildars shall submit weekly report as to in how many cases of violation of this order have been brought to the notice of concerned SHO.

The SHO shall submit weekly report through SDPO as to in how many cases action for violation of section 144 has been taken on the basis of reports/ complaints registered by District Mining Officer and Tehsildars, besides suo moto cognizance.


Sushma Chauhan, IAS
 District Magistrate,
 Samba

No. DMS/JC/269/mineral 1104-1123

Dated :- 16-8-2018

Copy to the:-

1. Commissioner/Secretary to Govt. Industries and Commerce Department, J&K Jammu for information. This is in reference to his office No. Ind/MNG/31/2014 dated 1-8-2014.
2. Divisional Commissioner, Jammu for information.
3. Vice Chairman, JDA Jammu for information.
4. Chief Engineer, Irrigation and Flood Control Department Jammu for information. This is in reference to his No. IFC/W/17592-617 dated 04-01-2014.
5. Senior Superintendent of Police, Samba for information and necessary action.
6. Director, Geology and Mining Deptt. Jammu for information.
7. Joint Director Information, Jammu with the request to publish the notice in at-least two leading daily newspapers in English and one Hindi paper.
8. Sub-Divisional Magistrate, Vijaypur/Ghagwal for information and necessary action.
9. District Information Officer, Samba for information and necessary action.
10. Project Director NHIA, Project Implementation Unit315/1 Channi Himat Jammu for information.
11. District Mineral Officer, Geology and Mining Department, Samba for necessary action.
12. Tehsildar Samba/ Vijaypur/ Ramgarh/ Bari-Brahmana/ Rajpura/ Ghagwal for information and necessary action.
13. Sub-Divisional Police Officer, Samba/ Bari-Brahmana/Vijaypur for info.