



सत्यमेव जयते

File No.: 515507/645-MIN/04-2025

Government of India

Ministry of Environment, Forest and Climate Change

(Issued by the State Environment Impact Assessment Authority(SEIAA),  
ODISHA)

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Dated 02/09/2025



To,

Sri Benudhar Patra  
At-Plot no.-837, Daraji Sahi, BBSR, Old Town, Khordha , 751002  
benudharpatra2022@gmail.com

**Subject:** Amendment in Environmental Clearance (EC) letter no. 870/SEIAA dated 09.03.2021 granted to the project of Nati Devi River Sand (River-Devi) under the provision of the EIA Notification 2006 - regarding.

**Sir/Madam,**

This is in reference to your application submitted to SEIAA, Odisha vide proposal number SIA/OR/MIN/515507/2024 dated 15/04/2025 for grant of an amendment in regard to allowing extraction quantity of sand as per Annual Rate of Replenishment Study (ARRS) report prior Environmental Clearance (EC) to the project of Nati Devi River Sand (River-Devi) over an area of 12.00 acres or 4.856 hectares bearing Khata No. 604, Plot No. 2510 in Village Nati, Tahasil Niali, District Cuttack, State-Odisha in favour of Sri Benudhar Patra, the successful bidder/lessee under the provision of the EIA Notification 2006-and as amended thereof.

2. The particulars of the proposal are as below :

(i) EC Identification No.	EC24C0107OR5376835A
(ii) File No.	515507/645-MIN/04-2025
(iii) Clearance Type	Amendment in EC
(iv) Category	B2
(v) Schedule No./ Project Activity	1(a) Mining of minerals Nati Devi River Sand over an area of 12.00 acres or 4.856 hectares bearing Khata No. 604, Plot No. 2510 in Village Nati, Tahasil Niali, District Cuttack,State Odisha
(vii) Name of Project	CUTTACK, ODISHA
(viii) Location of Project (District, State)	SEIAA, Odisha
(ix) Issuing Authority	15/04/2025
(x) EC Date	NO
(xi) Applicability of General Conditions	
(xii) Status of implementation of the project	

3. In view of the particulars given in the Para-1 above, the project proposal interalia including Form-4 (Part A, B & C) were submitted to the SEAC for an appraisal by the State Level Expert Appraisal Committee (SEAC) under the provision of EIA notification 2006 and its subsequent amendments thereto.

4. The above-mentioned proposal has been considered by SEAC in its meeting held on 30.04.2025. The minutes of the meeting and all the project documents are available on Parivesh portal which can be accessed from the Parivesh portal by scanning the QR Code above.

5. The brief about the reasons for an amendment requested along with the brief on the salient features of the project as submitted by the project proponent in Form- 4 (Part A, B & C) and as presented before SEAC and the details of the amendment of EC are annexed as Annexure- 2.

6. The proposal was placed in the SEAC meeting held on 30.04.2025 under the provisions of EIA Notification 2006 and its subsequent amendments and after detailed deliberations in the matter and the SEAC recommend the proposal for Sand mining may be allowed for 1089 cum as per replenished quantity subject to approval of revised Mining plan.

7. The SEIAA, Odisha has examined the proposal in 206th meeting held on 06.06.2025 in accordance with the extant provisions of the Environment Impact Assessment (EIA) Notification, 2006 & further amendments thereto and based on the recommendations of the SEAC and hereby accords amendment in Environment Clearance letter no./Identification No. 870/SEIAA dated 09.03.2021 for the instant proposal of Nati Devi River Sand (River-Devi) over an area of 12.00 acres or 4.856 hectares bearing Khata No. 604, Plot No. 2510 in Village Nati, Tahasil Niali, District Cuttack, Odisha to Sri Benudhar Patra, the successful bidder/lessee is allowed for extraction quantity of sand **4000 cum with average depth of 1.0 meter** for one year from the date of issue of this letter and the method of mining shall be as per the approved Mining Plan under the provisions of EIA Notification, 2006 and as amended thereof subject to compliance of EC conditions, general instructions issued vide EC letter dated 09.03.2021 and following additional specific conditions as mentioned in Annexure-1. The other stipulated terms and conditions of the original EC letter initially granted remain the same.

#### Stipulations

Sl.	Descriptions	Stipulation
(i)	Lease Area:	12.00 acres or 4.856 ha  1. The PP shall maintain safety and stability of Riverbanks i.e. 3 meter or 10% of river width whichever is more for protection of river bank and 2. 7.5-meter safety zone from all sides of lease boundary.
(ii)	No Mining Zone:	3. No stream should be diverted for the purpose of sand mining. No natural water course and/ or water resources are obstructed due to mining operations. 4. The PP shall maintain 50 meters as no mining zone from the embankment as stipulated in the sustainable sand mining guideline, 2016. The Mining Officer shall ensure the compliance of the condition during mining operation
(iii)	Maximum Depth of Mining:	<b>1.0 meter</b> as per approved mining plan.
(iv)	Method of Mining:	The method of mining shall be as per approved Mining Plan
(v)	Permitted Quantity:	<b>4000 cum</b> for one year with average depth of 1.0 meter subject to modified Mining Plan (approved by the competent authority) and the method of mining shall be as per the approved Mining Plan.
(vi)	Validity Period of EC:	The EC is valid for 1 year from the date of this Amendment of EC letter.
(vii)	ARRS report	The Annual Rate of Replenishment Study (ARRS) is to be conducted through ORSAC empanel agency or NABET Consultant as per the prescribed guidelines and the PP shall submit the report latest by <b>31st December, 2026</b> .

**8. No Working Zone:** - The lessee shall ensure that no sand mining is carried out in the areas as specified below: -

- During the rainy season;
- Within the water channel or stream flow area throughout the year;
- Mining shall not be undertaken in a mining lease located in 200-500 meter of bridge, 200 meter upstream and downstream of water supply/irrigation scheme, 100 meter from the edge of National Highway and railway line, 50 meters from a reservoir, canal or building, 25 meters from the edge of State Highway and 10 meters from the edge of other roads except on special exemption by the Sub-Divisional level Joint Inspection Committee.
- The mining or any ancillary activity shall not in any way disturb the flow pattern of the river water during the non-monsoon period.
- No stream shall be diverted for the purpose of sand mining and no natural water course shall be obstructed.
- Sand mining operations shall not affect the existing sources for irrigation / drinking water / industrial purposes.
- The natural sand dunes, if any, near or surrounding the lease area shall not be disturbed.
- Mining shall be carried out under strict adherence to provisions of OMMC Rules, 2016, Enforcement & Monitoring Guidelines for Sand Mining (EMGSM), 2020. Sand Policy of Govt. Of Odisha dated 02.09.2021 are made there-under as applicable

#### **9. Transport Safeguards:**

- No transportation of the minerals shall be allowed on any road passing through villages/habitations without prior explicit permission.
- Transportation of minerals through existing rural roads can be allowed only by the concerned Govt. Department/ Gram Panchayat/BDO after required strengthening such that the carrying capacity of the road is increased to handle the mineral carrying truck traffic. The project proponent shall bear the cost towards the widening and strengthening of existing public roads in case the same is proposed to be used for the project.
- Project proponents shall ensure that the transport of minerals will be as per IRC Guidelines with respect to complying with traffic congestion and traffic density.
- Vehicles hired for transportation of minor minerals from the site should be in good condition and should have pollution check certificates and should conform to applicable air and noise emission standards and should be operated only during non-peak hours. Speed of vehicle be regulated and in no case >30 Kms / hr be allowed.
- The vehicles shall not be overloaded and shall be covered with Tarpaulin. The Tahasildar/ Mining Officer may collect an appropriate additional road maintenance levy from the lessee as part of the lease conditions on the basis of quantum of mineral transported, and utilize the proceeds of the levy for proper maintenance of the extraction paths and roads to prevent their degradation on account of plying of mineral carrying trucks.
- Water spraying should be made on the village road to control particulate matter (dust particles) pollution in surrounding air during transportation from the quarry. Garland drain shall be constructed on the hill slope to arrest downward flow of particulate matter with rainwater.

**10. Other Environmental Conditions:** -The Project Proponent shall follow all the provisions of Sand Policy of Govt. Of Odisha dated 02.09.2021 for this sand mining project.

- The Tahasildar/ Mining Officer shall take adequate measures to prevent unauthorized mining;
- The project proponent should carry out river bed sand mining manually by engaging local laborers to check over exploitation of sand at the source;
- The lessee shall ensure safety of human life and livestock from accidents in case the village / any habitation is very near the mining lease area.
- At the end of mine closure, the proponent shall immediately remove all the sheds put up in the quarry and all the equipment in the area before closure of the quarry.

**11. Half-yearly Compliance Report:** -It shall be mandatory for the project management to submit half yearly compliance reports on the status of implementation of the above stipulated environment. The project authority is mandatory to upload the compliance report of EC conditions including results of monitored data, as applicable in the website of the Ministry for monitoring of EC Conditions. No hard copy and soft copy required to submit to SEIAA, Odisha, failing which EC is liable to be revoked.

**12. Concomitant Monitoring:** - The conditions stipulated in the environmental clearance will be closely monitored on the ground by the lease granting authority, i.e. the Tahasildar/mining officer, who shall ensure compliance of the stipulated conditions and take corrective measures promptly in case of any non-compliance and also ensure that the project proponent submits half yearly compliance reports.

**13. Independent Monitoring:** -The concerned Regional Office of the MoEF & CC/ SPCB, Odisha shall periodically monitor compliance of the stipulated conditions as applicable for this project. The project authorities should extend full cooperation to the MoEF & CC officer(s)/SPCB officer(s) by furnishing the requisite data / information / monitoring reports.

**14. Revocation of EC:** - The SEIAA, Odisha may revoke or suspend the EC, if implementation of any of the above conditions is not satisfactory. The SEIAA, Odisha reserves the right to alter /modify the above conditions or stipulate any further condition in the interest of environment protection.

**15. Change in Ownership of Lease:** - This EC shall not be transferred without the permission of SEIAA, Odisha. The Tahasildar/ Mining Officer shall inform the SEIAA of any change in ownership of the mining lease. No mining is allowed without transfer of EC as per provisions of the para 11 of EIA Notification, 2006, as amended from time to time.

16. The SEIAA, Odisha reserves the right to alter/modify the above conditions or stipulate any further condition in the interest of environment protection.

17. The Environmental Clearance to the aforementioned project is under provisions of EIA Notification, 2006. It does not tantamount to approvals/consent/permissions etc. required to be obtained under any other Act/Rule/regulation. The Project Proponent is under obligation to obtain approvals /clearances under any other Acts/ Regulations or Statutes, as applicable, to the project.

18. The PP is under obligation to implement commitments made in the Environment Management Plan (EMP) which forms part of this EC.

19. The EC is valid for 1 year from the date of this Amendment of EC letter.

**20. General Instructions:**

1. The project proponent shall prominently advertise it at least in two local newspapers of the District or State, of which one shall be in the vernacular language within seven days indicating that the project has been accorded environment clearance and the details of SEIAA website where it is displayed.
2. The copies of the environmental clearance shall be submitted by the project proponents to the Heads of local bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government who in turn must display the same for 30 days from the date of receipt.
3. The project proponent shall have a well laid down environmental policy duly approved by the Board of Directors (in case of Company) or competent authority, duly prescribing standard operating procedures to have proper checks and balances and to bring into focus any infringements/deviation/violation of the environmental / forest / wildlife norms / conditions.
4. An action plan for implementing EMP and environmental conditions along with a responsibility matrix of the project proponent (during construction phase) and authorized entity mandated with compliance of conditions (during operational phase) shall be prepared. The year wise funds earmarked for environmental protection measures shall be kept in a separate account and not to be diverted for any other purpose. Six monthly progress of implementation of the

action plan shall be reported to the Ministry/Regional Office along with the Six-Monthly Compliance Report.

5. Concealing factual data or submission of false/fabricated data may result in revocation of this environmental clearance and attract action under the provisions of Environment (Protection) Act, 1986.
  6. The Regional Office of MoEF & CC, Bhubaneswar, SPCB, Odisha and the lease granting Authority shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office by furnishing the requisite data / information/monitoring reports.
  7. Any appeal against this EC shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010
21. This issues with the approval of the Competent Authority

### **Copy To**

1. Additional Chief Secretary, Forest, Environment & Climate Change Dept., Government of Odisha for information.
2. Member Secretary, State Pollution Control Board, Odisha, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-8, Bhubaneswar for information.
3. The Director of Mines, Steel & Mines Dept, Govt. of Odisha Bhubaneswar for information.
4. Additional Principal Conservator of Forests, Integrated Regional Office (IRO), Ministry of Environment & Forests, A-31, Chandrasekharpur, Bhubaneswar for information.
5. Chairman, Central Pollution Control Board, CBD-cum-Office Complex, East Arjun Nagar, New Delhi-110032 for information.
6. Chairman/Member/Member Secretary, SEIAA for information.
7. Member Secretary, SEAC, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-VIII, Bhubaneswar for information.
8. Collector & DM, Cuttack, Sub-Collector, Cuttack, Deputy Director of Mines, Cuttack, DFO, Cuttack, RO, SPCB, Cuttack, Tahasildar, Niali/Mining Officer, Cuttack for Information and necessary action.
9. Guard file for record/Website/Parivesh Portal

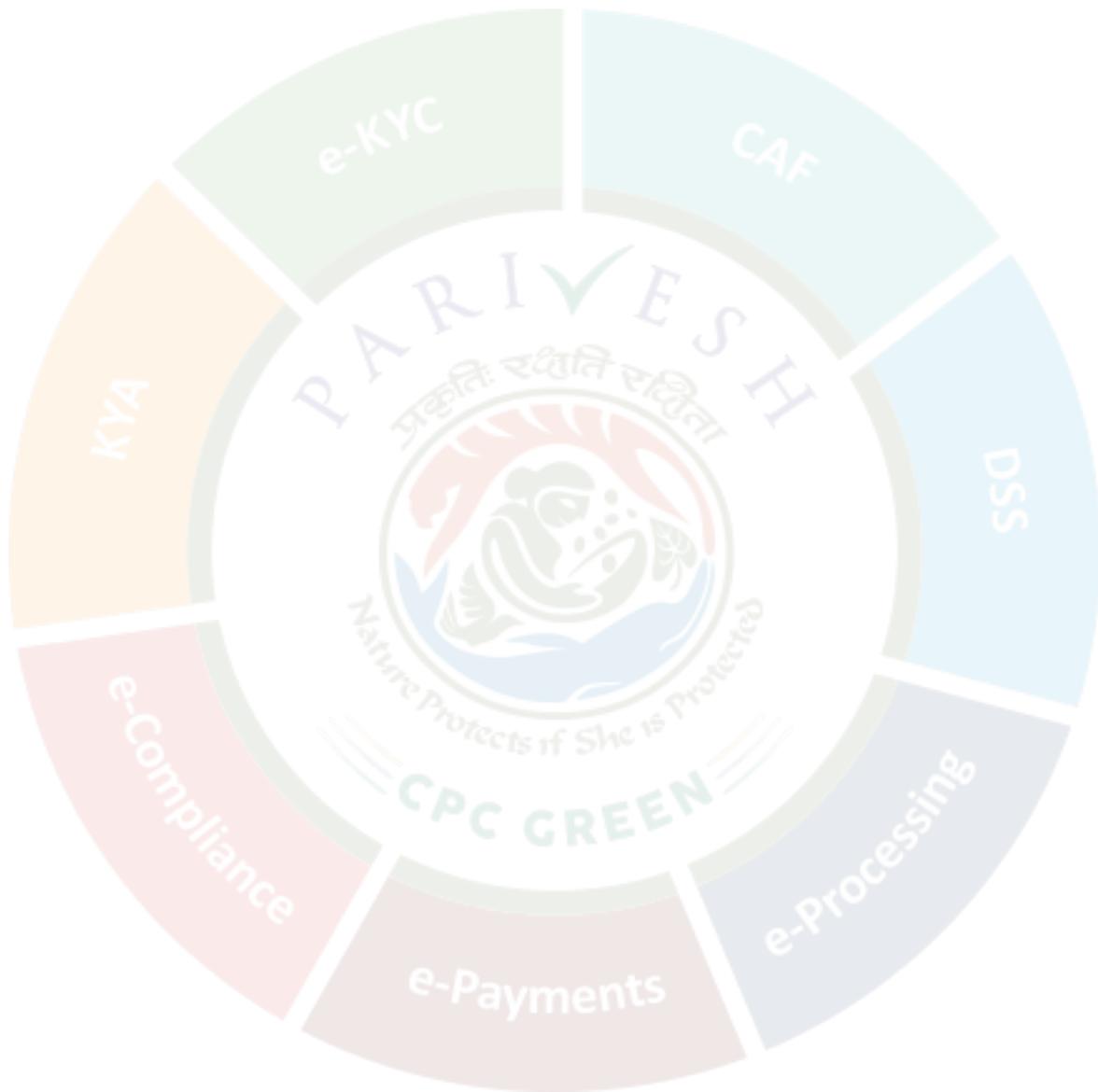
**Annexure 1**

### **Additional EC Conditions**

1. The extraction quantity of sand limited to 4000 cum for one year with average depth of 1.0 meter subject to modified Mining Plan (approved by the competent authority) and the method of mining shall be as per the approved Mining Plan .
2. The PP shall maintain 50 meters as no mining zone from the embankment. The Mining Officer shall ensure that no sand shall be extracted from the river embankment within 50 meters distance during mining operation.
3. The EC is valid for 1 year from the date of this Amendment of EC letter .
4. The Annual Rate of Replenishment Study (ARRS) is to be conducted through ORSAC empanel agency or NABET Consultant as per the prescribed guidelines and the PP shall submit the report latest by 31st December, 2026.
5. The PP shall implement the EMP with a budgetary allocation as proposed in the EMP report during EC application.
6. The PP shall plant **500 nos. of tree species** like Banyan (Ficus benghalensis), Peepal (Ficus religiosa), Neem (Azadirachta indica), Jamun(Syzygium cumini), Mango (Mangifera indica), Karanj(Pongamia pinnata), Arjun(Terminalia Arjuna), Jackfruit (Artocarpus heterophyllus), Siris (Albizia lebbek), etc.. as part of tree plantation

campaign "**Ek Ped Maa Ke Naam**" and the details of the same shall be uploaded in the MeriLiFE Portal (<https://merilife.nic.in>).The PP shall submit the status of plantation during every six-months (06) compliance of EC conditions with geo-coordinating photographs.

7. The compliance of EC conditions of said quarry shall be monitored by DEIAA, concerned lease granting Authority either Mining Officer or Tahasildar, RO, SPCB, Odisha and Integrated Regional Office of MoEFCC, Bhubaneswar as per MoEF & CC, Govt. of India S.O. 141(E) in EIA Notification dated 15.01.2016.



**1. Proposal in brief:**

The highlights of the proposal as ascertained from the application and as revealed from proceedings/discussion held during the meeting of SEAC/SEIAA, are given as under.

- (i) This is a proposal for amendment of EC as per the Replenishment Study Report of Nati Devi River Sand over an area of 12.00 acres or 4.856 hectares bearing Khata No. 604, Plot No. 2510 in Village Nati, Tahasil Niali, District Cuttack, State Odisha.
- (ii) The project proponent has obtained EC from SEIAA, Odisha vide EC Identification no./letter no. 870/SEIAA dated 09.03.2021 in favour of Sri Benudhar Patra (successful bidder) for Nati Devi River Sand over an area of 12.00 acres or 4.856 hectares bearing Khata No. 604, Plot No. 2510 in Village Nati, Tahasil Niali, District Cuttack, State Odisha.
- (iii) During EC application the PP has submitted required documents along with approved mining plan where it is mentioned that mineable reserve of the proposed sand was 41013 cum with depth of sand deposition was 1.0 meter and proposed for annual extraction-4000 cum.
- (iv) The SEIAA has permitted for 4000 cum/year for 1<sup>st</sup> year with depth of mining 1.0 meter followed by submission of Replenishment Study Report by 15.05.2022.
- (v) Amendment EC was granted vide letter no. 5390/SEIAA dated 02.09.2022 with allowing the production quantity of sand **4000 cum in 2<sup>nd</sup> years** as per ARRS report.
- (vi) The PP has mentioned that 4000 cum of sand has been extracted from the source in 1<sup>st</sup>, 2<sup>nd</sup> 3<sup>rd</sup> & 4<sup>th</sup> year.
- (vii) The Mining plan was approved vide letter no. Nil dated 28.08.2020 for extraction of sand **4000 cum/annum** with depth of mining 1.0 meter and **Manual method** of mining.
- (viii) The PP has submitted the replenishment study was done by the M/s. Geocon Surveys Pvt. Ltd. the (ORSAC Empanelment Agencies) with mentioned that pre-monsoon survey on June, 2024 with RL= 11.68 m, post-monsoon survey on November, 2024 with RL= 11.99 m and quantity of sand replenished is **1089 cum** with average depth **0.31 meter** and proposed production **4000 cum**.
- (ix) The KML file is verified and observed nearest river Bridge is located 1.32 Km away from the proposed sand bed lease boundary.
- (x) Any deficiencies/omission have been noticed in the above documents-The ARRS report is not approved by concerned Mining Officer.

**2. Deliberation in SEAC Meeting-** The proposal was placed in the SEAC meeting held on 30.04.2025 and the SEAC recommended the proposal for grant of EC to extract the replenished amount of **1089m<sup>3</sup>** subject to the approval of modified mining plan & PP has to ensure that water course is not disturbed.