

FOR STATE OF STATES OF STA

ಸಂಪುಟ –೧೫೮ Volume - 158 ಬೆಂಗಳೂರು, ಬುಧವಾರ, ೧೩, ಸೆಪ್ಟೆಂಬರ್, ೨೦೨೩ (ಭಾದ್ರಪದ, ೨೨, ಶಕವರ್ಷ, ೧೯೪೫) BENGALURU, WEDNESDAY, 13, SEPTEMBER, 2023 (BHADRAPADA, 22, SHAKAVARSHA, 1945)

ಸಂಚಿಕೆ ೧೭೮ Issue 178

ಭಾಗ ೪ಎ

ರಾಜ್ಯದ ವಿಧೇಯಕಗಳ ಮತ್ತು ಅವುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು, ರಾಜ್ಯದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಆಧ್ಯಾದೇಶಗಳು, ಕೇಂದ್ರದ ಮತ್ತು ರಾಜ್ಯದ ಶಾಸನಗಳ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ ಸಾಮಾನ್ಯ ಶಾಸನಬದ್ಧ ನಿಯಮಗಳು ಮತ್ತು ರಾಜ್ಯಾಂಗದ ಮೇರೆಗೆ ರಾಜ್ಯಪಾಲರು ಮಾಡಿದ ನಿಯಮಗಳು ಹಾಗೂ ಕರ್ನಾಟಕ ಉಚ್ಛ ನ್ಯಾಯಾಲಯವು ಮಾಡಿದ ನಿಯಮಗಳು

Government of Karnataka

No: CI-MMN/106/2023

Karnataka Government Secretariat, 1st Floor, Vikasa Soudha, Bengaluru, dated:11.09.2023.

Notification

In exercise of the powers conferred by Rule 4 of Karnataka Minor Mineral Concession Rules 1994, the Government of Karnataka hereby specify the following authority and officers of the Department of Mines and Geology specified in column (2) of the table below to be the Competent Authority for the purpose of the provisions of the rules specified in column (3) and within the area specified in column (4) there of;

S1. No.	Designation of the Officers		Provisions of rules		Area	
1	2		3		4	
1.	Government of	i)	Sub rule (1) of Rule 3-B.	Whole	of	the
	Karnataka	ii)	Sub rule (1) & (2) of Rule 3-D.	State		
		iii)	Sub-rule 3(b) of Rule 3-E.			
			· <i>,</i>			
		I.	In case of specified minor			
			minerals			
		i)	Sub rule (1), (1-a), (2) & (7) of			
			Rule 8-A			
		ii)	Sub-rule (1) & (2) of Rule 8-B			
		iii)	Sub rule (4) & (5) of Rule 8-R			

iv) Sub rule (7) of Rule 9-A, Sub rule (5) & (8) of Rule 9-D, iv) Rule 16 v) Sub rule (2) of Rule 31-I, Rule 31-J. II. In case of non-specified minor minerals i) Sub rule (1) & (2) of Rule 8-B for prior approval. ii) Sub rule (1-a) of Rule 8-A. I. In case of Specified Minor Mineral i) Sub rule 3(b) of Rule 3-E (for execution of lease deed to include discovered mineral), ii) Sub rule (1) (2) & (3) of Rule 6 iii) Rule 7, iv) Sub rule (5) of Rule 8, v) Sub rule (1), (1-a), (2) & (7) of Rule-8-A (in respect of execution of supplementary lease / license deed), vi) Sub rule (3) of Rule 17 vii) Sub rule (1) & (1-a) of Rule 18 (except license granted for specified minor mineral in private or patta lands under Rule 32), viii) Rule 19, Rule 19-A, sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) of Rule 32 of Pule 31-I iii) Sub rule (2) of Rule 31-I iii) Rule-31-ZC.	ယ္ေ			ರರ್ನಾಣಕ ರಾಜ್ಯಪತ್ರ, ಬುಧವಾರ, ೧೩, ಸಪ್ಟರವರ , ೨೦೨೩	
Director, Department of Mines and Geology Sub rule 3(b) of Rule 3-E (for execution of lease deed to include discovered mineral), Sub rule (1) (2) & (3) of Rule 6 Sub rule (5) of Rule 8, V) Sub rule (1), (1-a), (2) & (7) of Rule-8-A (in respect of execution of supplementary lease / license deed), Vi) Sub rule (3) of Rule 17 Vii) Sub rule (3) of Rule 17 Viii) Sub rule (1) & (1-a) of Rule 18 (except license granted for specified minor mineral in private or patta lands under Rule 32), Viii) Rule 19, Rule 19-A, sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) & (3) of Rule 19-C, Rule 19-D, Rule 38 & Rule 45. ix) Rule 32 for prior approval. II. In case of Non-specified Minor Mineral Sub rule (3) of Rule 8-B, ii) Sub rule (2) of Rule 31-I		0		rule (5) & (8) of Rule 9-D, iv) Rule 16 v) Sub rule (2) of Rule 31-I, Rule 31-J. II. In case of non-specified minor minerals i) Sub rule (1) & (2) of Rule 8-B for prior approval. ii) Sub rule (1-a) of Rule 8-A.	W11
		2.	Director, Department of Mines and	i) Sub rule 3(b) of Rule 3-E (for execution of lease deed to include discovered mineral), ii) Sub rule (1) (2) & (3) of Rule 6 iii) Rule 7, iv) Sub rule (5) of Rule 8, v) Sub rule (1), (1-a), (2) & (7) of Rule-8-A (in respect of execution of supplementary lease / license deed), vi) Sub rule (3) of Rule 17 vii) Sub rule (1) & (1-a) of Rule 18 (except license granted for specified minor mineral in private or patta lands under Rule 32), viii) Rule 19, Rule 19-A, sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) and (4) of Rule 19-B, Sub rule (1), (2) & (3) of Rule 19-C, Rule 19-D, Rule 38 & Rule 45. ix) Rule 32 for prior approval. II. In case of Non-specified Minor Mineral i) Sub rule (3) of Rule 8-B, ii) Sub rule (2) of Rule 31-I	

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District Task Force (Mines) Committee or District Sand Committee.	ii) iii) iv) v)	Rule 3-C, sub rule (6) of Rule 8, Rule 31-A, 31-B, 31-H, sub rule (1) of Rule 31-I sub rule (3) & (4) Rule 31-K, Rule 31-Y.	In their respective Jurisdiction
Deputy Director or Senior Geologist, Department of Mines and Geology.	i)	Rule 8-N, Rule 15-B, Sub rule (3), (6), (7), (9) & (10) of Rule 18, Sub-rule (9) of Rule 31-C, Rule 31-F, Rule 31-J, Sub-rule (2) of Rule 31-K, Rule 31-L, Rule 31-M, Rule 31-N, Rule-36, 39, 40, 42, 42-A, 43, 43-A, 44, 46 and Rules in Chapter-VIII (both for specified and non-specified minor minerals).	In their respective Jurisdiction
	ii) iii)	For Specified Minor Minerals:- Rule-3-G, Rule-16 18, and 32 (in case of licence granted for specified minor mineral in private or patta lands with prior approval of Commissioner or Director Department of Mines and Geology after the recommendation of the District Task Force (Mines) Committee in case of Specified Minor Mineral)	
	iv)	For Non-Specified Minor Minerals Rule 3-A(a), Rule 3-A(b), Sub rule (2) of Rule 3-B (With the prior approval of the Government), Sub rule (5) of Rule 3-B Sub rule 3(a) of Rule 3-E, Rule 3-F, sub rule (1) (2) & (3) of Rule 6, Rule-7, Sub rule (5) of Rule-8, Sub rule (1) of Rule 8-A (with the prior approval of the State Government), Sub rule (2) & (7) of Rule 8-A,	

Sub-rule (1) & (2) of Rule 8-B	
(with the prior approval of the	
State Government),	
Sub rule (4) & (5) of Rule 8-R,	
Rule 9-A, Rule-9-C, Rule 9-D,	
Rule-16 (with the prior	
approval of the State	
Government, except for quarry	
licence granted under Rule-32),	
Sub rule (1) & (3) of Rule 17,	
Sub rule (1) & (1-a) of Rule 18,	
Rule 19, Rule 19-A, Rule 19-B,	
Sub rule (1), (2) & (3) of Rule	
19-C, Rule 19-D,	
Rule-32, 35, 38 and Rule 45.	
Sub-rule (6) of Rule 31-W,	

By Order and in the name of the Governor of Karnataka,

(SHIVAPRAKASH)

Under Secretary to Government (Mines-2), Commerce and Industries Department.

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ಕರ್ನಾಟಕ ಸರ್ಕಾರ

ಸಂಖ್ಯೆ- KPRC-ADM20RBL/26/2022

ಕರ್ನಾಟಕ ಸರ್ಕಾರದ ಸಚಿವಾಲಯ, ಬಹು ಮಹಡಿಗಳ ಕಟ್ಟಡ, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 08.09.2023

<u>ಅಧಿಸೂಚನೆ</u>

ಜೀತ ಪದ್ಧತಿ (ರದ್ದತಿ) ಕಾಯ್ದೆ,1976 ಕಲಂ 21 ರಡಿಯಲ್ಲಿ The State Government may confer, on an Executive Magistrate, the powers of a Judicial Magistrate of the 1st Class or of the 2nd Class for the trial of offences under this Act; and , on such conferment of powers, the Execuitve Magistrate on whom the powers are so conferred, shall be deemed, for the purposes of the Code of Criminal Procedure, 1973(2 of 1974), to be a Judicial Magistrate of the 1st Class, or of the 2nd Class, as the case may be ಎಂಬುದರ ಆಧಾರದ ಮೇರೆಗೆ ಸರ್ಕಾರವು ಅಧಿಸೂಚನೆ ಸಂಖ್ಯೆ RDP/04/RBL/2010, dated:15.09.2010 ರಲ್ಲಿ ಸದರಿ ಕಾಯ್ದೆಯ ಕಲಂ 21 ರಡಿಯಲ್ಲಿ ವಿಚಾರಣೆ ನಡೆಸಿ, ಶಿಕ್ಷೆ ವಿಧಿಸುವ ಅಧಿಕಾರವನ್ನು ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಗಳಿಗೆ ನೀಡಿದ್ದು, ಸದರಿ ಅಧಿಕಾರಿಗಳಿಗೆ ದ್ವಿತೀಯ ದರ್ಜೆ ನ್ಯಾಯಿಕ ದಂಡಾಧಿಕಾರಿಗಳ ಅಧಿಕಾರವನ್ನು ನೀಡಲಾಗಿರುತ್ತದೆ.

ಭಾಗ ೪ಎ

ಮಾನ್ಯ ಮಧ್ಯ ಪ್ರದೇಶ ಉಚ್ಘ ನ್ಯಾಯಾಲಯ ಪ್ರಕರಣ ಸಂಖ್ಯೆ - Hanumanthsingh Kubersingh Vs State of Madhya Pradesh & another(Petition No 2522 of 1984 decided on 28.09.1995(Jabalpur) ಪೂರ್ಣ ಪೀಠದ ತೀರ್ಪ್ರ, ಮಾನ್ಯ ಬಾಂಬೆ ಉಚ್ಘ ನ್ಯಾಯಾಲಯ ಪ್ರಕರಣ ಸಂಖ್ಯೆ- Hon'ble Bombay High Court Judgement in Govind Shanwar Chatal Vs Dattatraya Waman Banushali & another(1192(2) Bom CR 569) ಮಾನ್ಯ ಮದ್ರಾಸ್ ಉಚ್ಘ ನ್ಯಾಯಾಲಯ ಪ್ರಕರಣ ಸಂಖ್ಯೆ- Union of India Vs Gajendran, 30.07.2018, RP No-698 of 2017 ತೀರ್ಪುಗಳಲ್ಲಿ ಜೀತ ಪದ್ಧತಿ (ರ) ಕಾಯ್ದ, 1976 ಕಲಂ 21 ರಡಿ ಕಾರ್ಯನಿರ್ವಾಹಕ ದಂಡಾಧಿಕಾರಿಗಳಿಗೆ ಈ ಕಾಯ್ದೆಯಡಿ ವಿಚಾರಣೆ ನಡೆಸಿ, ಶಿಕ್ಷೆ ನೀಡುವ ಅಧಿಕಾರವು ಸಂವಿಧಾನದ ಅನುಚ್ಛೇದ 50, 14 & 21 ಗಳಿಗೆ ವಿರುದ್ಧವಾಗಿರುವ ಕಾರಣ ಜೀತಪದ್ಧತಿ (ರದ್ಧತಿ) ಕಾಯ್ಮ, 1976 ಕಲಂ 21 ನ್ನು ರದ್ಧುಗೊಳಿಸಲಾಗಿರುತ್ತದೆ.

ಈ ಹಿನ್ನೆಲೆಯಲ್ಲಿ, ಸರ್ಕಾರದ ಅಧಿಸೂಚನೆ ಸಂ- RDP/04/RBL/2010, dated: 15.09.2010 ರಲ್ಲಿ ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಗಳಿಗೆ (ಕಾರ್ಯನಿರ್ವಾಹಕ ದಂಡಾಧಿಕಾರಿಗಳಿಗೆ) ನೀಡಲಾಗಿದ್ದ ದ್ವಿತೀಯ ದರ್ಜೆ ನ್ಯಾಯಿಕ ದಂಡಾಧಿಕಾರಿಗಳ ಅಧಿಕಾರವನ್ನು ಈ ಅಧಿಸೂಚನೆ ಮೂಲಕ ಹಿಂಪಡೆಯಲಾಗಿದೆ.

ಮುಂದುವರೆದು, ರಾಜ್ಯದ ಎಲ್ಲಾ ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಗಳು ತಮ್ಮ ಹಂತದಲ್ಲಿ ಜೀತ ಪದ್ಧತಿ (ರ) ಕಾಯ್ದೆ, 1976 ಕಲಂ 16, 17, 18 & 19 ರಡಿ FIR ಮಾಡಿ ದಾಖಲಿಸಿಕೊಂಡಿರುವ ಬಾಕಿ ಪ್ರಕರಣಗಳನ್ನು ಸಂಪೂರ್ಣವಾಗಿ ಸಕ್ಷಮ ನ್ಯಾಯಾಲಯದ ಪ್ರಥಮ ದರ್ಜೆ ನ್ಯಾಯಿಕ ದಂಡಾಧಿಕಾರಿಗಳ ನ್ಯಾಯಾಲಯಕ್ಕೆ (JMFC) ಕೂಡಲೇ ವರ್ಗಾಯಿಸುವಂತೆ ಅಧಿಸೂಚಿಸಿದೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆಜ್ಞಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ (ಡಾ॥ ಎನ್. ನೋಮೆಶ್ ಕುಮಾರ್) ನಿರ್ದೇಶಕರು (ಪಂ.ರಾಜ್) ಹಾಗೂ ಪದನಿಮಿತ್ತ ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ ಗ್ರಾಮೀಣಾಭಿವೃದ್ಧಿ ಮತ್ತು ಪಂ. ರಾಜ್ ಇಲಾಖೆ

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