

एफसीआई अरावली जिप्सम एण्ड मिनरल्स इण्डिया लिमिटेड
FCI Aravali Gypsum and Minerals India Ltd.

पंजीकृत कार्यालय :
मंगुसिंह राजवी मार्ग, (पाटा 'बी' रोड)
जोधपुर (राजस्थान)
फोन : 0291-2544392 फॅक्स-2544523

भारत सरकार का उपक्रम
(A Govt. of India Undertaking)
Mini Ratna - II Company



Regd. Office :
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JODHPUR (Rajasthan)
Tel : 0291-2544392, Fax :0291-2544523
E-mail : fagmil-rj@nic.in
fagmil1@rediffmail.com
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Ref. No.

FAGMIL/DGM(F)/MAB/PA/19-20/Aravali Gypsum
and Minerals India Ltd.

Date : 09.03.2020

To,

Ms. Archana Taneja,
Sr. Audit Officer (HO)
Indian Audit & Accounts Department
Office of the Principal Director of Commercial
Audit & Ex-Officio Member, Audit Board-II
4th Floor, Annexe Building,
10, Bahadur Shah Zafar Marg,
New Delhi – 110 002

Speed Post

Sub: Reply to the inspection report on accounts of FCI Aravali Gypsum and Minerals India Limited for 2017-18 to 2018-19 - reg.

Respected Madam,

With reference to the letter no. MAB-II/CAD-I/65-2/2019-20/376 dated 24.01.2020 on captioned subject, please find enclosed herewith parawise further information for your perusal.

In view of the explanation given, you are requested to kindly drop the paras.

Thanking you.

For and on behalf of
FCI Aravali Gypsum & Minerals India Ltd.

23/03/2020
(S.S. Shekhawat)
General Manager

o/c S.S. Shekhawat

Encl: a/a

FCI ARAVALI GYPSUM AND MINERALS INDIA LIMITED

Part - IIA

Para 1: Irregular award of work amounting to Rs. 14.47 crore.

The reply is not tenable as it can be seen from the information furnished in the table the same vehicle is being used by contractor to obtain the contract in 2 or 3 different mines which means that same vehicle would be used by them during the period of contract in two or more mines.

Reply:

1. M/s Jain Transport Company

Out of the 07 cases 05 cases were scrutinized and awarded as per the NIT conditions and there was no deviations as informed earlier vide our letter no. FAGMIL/DGM(F)/MAB/PA/19-20 dated 16.11.2019. In remaining two cases i.e. NIT no.49B/2017 dated 30.11.2017 and 55B/2018 dated 25.01.2018, M/s Jain Transport Company has furnished a self declaration as per NIT Eligibility condition no. A (IV) which read as under:

“The tenderer must note that the vehicles included by them for claiming eligibility under this tender, should not have been included elsewhere for claiming such eligibility. In case they have done so, then it should be clearly stated with details thereof in the letter from tenderer with the offer”.

It is clear from the above that party was required to submit a self declaration in respect of vehicles claimed for eligibility, which the party has submitted and the company has relied upon the self certificate submitted by the party. While executing the jobs the party has deployed different set of machineries in different mines as the same machine cannot be used at two places simultaneously.

2. M/s Raj Gypsum Udhyog

Out of the 05 cases 02 cases were scrutinized and awarded as per the NIT conditions and there was no deviations as informed earlier vide our letter no. FAGMIL/DGM(F)/MAB/PA/19-20 dated 16.11.2019. In remaining three cases i.e. NIT no.48/2016 dated 04.08.2016, 47/2016 dated 04.08.2016 and 61/2018 dated 17.03.2018, M/s Raj Gypsum Udhyog has furnished a self declaration as per NIT Eligibility condition no. A (IV) which read as under:

“The tenderer must note that the vehicles included by them for claiming eligibility under this tender, should not have been included elsewhere for claiming such eligibility. In case they have done so, then it should be clearly stated with details thereof in the letter from tenderer with the offer”.

It is clear from the above that party was required to submit a self declaration in respect of vehicles claimed for eligibility, which the party has submitted and the company has relied upon the self certificate submitted by the party. While executing the jobs the party has deployed different set of machineries in different mines as the same machine cannot be used at two places simultaneously.

Therefore, the para may kindly be dropped.

Para 2: Delay in completion of single super phosphate (SSP) project led to blockage of fund amounting to Rs. 5.23 crore (cost of land) and infructuous expenditure of Rs. 1.36 crore due to the project becoming unviable.

In respect of alternative use of the land what action has been taken by the management.

Reply: Considering the present situation of Gypsum industry, the company is in the process of finalizing its strategic planning for next 20-25 years. The alternative use of SSP land will be decided after the strategic planning of company is finalized.

In view of above the para may kindly be dropped.

FCI ARAVALI GYPSUM AND MINERALS INDIA LIMITED

Part - IIB

Para 2: Non submission of security deposit amount Rs. 23.55 Lakh by M/s Sihag Gypsum Udyog as per term and condition mentioned in the NIT and work order awarded.

What steps have been taken by management to protect the financial interest in the contest of non submission of security deposit amount.

Reply: The subject job for Raghunathpura III mine was awarded to M/s Sihag Gypsum Udyog for 2 years i.e. 07.12.2017 to 06.12.2019 with a total work order value of Rs.4.21 crore for a total quantity of 1.00 LMT. But due to poor demand of the material the job started after 6 months (20.05.2018) and till completion of the contract period, the work executed was only for 4,344 MT which is 4.34 % of the total contract.

FAGMIL has decided to surrender this mine and accordingly, we have already approached mining department of State Government of Rajasthan for surrendering this mine. The necessary activities in this regard are under process. Due to this reason we have not insisted for deposit of further security deposit beyond 18.29 lakhs, as no mining activities are being undertaken in this mine since 16.10.2018. Presently, as the contract term is over 06.12.2019 and the mine is under closure, we are in the process of refunding the security deposit of Rs 18.29 lakhs against this contract.

In view of above the para may kindly be dropped.

Para 3: Loss due to non – utilization of mining capacity Rs. 32.65 Lakh.

What steps have been taken for better performance of utilization of mining which customized the dead rent.

Reply: For the F.Y. 2019-20 the company has planned its production activities in such a manner to ensure that the dead rent is recovered fully for all the mines, as under:

DEAD RENT IMPLICATION FOR F.Y. 2019-20							
Name of Mines	Area in Ha.	Production Capacity	Dead Rent for 2019-20 @Rs 4000/- per Hect	Required Production for adjusting dead rent in MT	Production/ Dispatch during 2019-20 upto January 20 in MT	Dead Rent Implication in Rs.	Remarks
Mohangar h I	501.678	450000	2006712	12542.0	66224.0	0.0	
Mohangar h II	200.000	100000	800000	5000.0	55534.0	0.0	
Karnisar	48.730	40000	194920	1218.3	12840.6	0.0	
R.P.-I	95.100	30000	380400	2377.5	8591.2	0.0	
R.P.Main	81.290	10000	325160	2032.3	3047.0	0.0	
Thethar	100.810	90000	403240	2520.3	64187.2	0.0	

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Padampur a	120.000	50000	480000	3000.0	25464.7	0.0	
R.P.-III	4.747	50000	18988	118.7	0.0	18988.0	Mine closure notice submitted on 16.03.2019 to Mining Department, Rajasthan and is under closure.
Kishanpur a-A	4.980	50000	19920	124.5	13482.9	0.0	
Kishanpur a-B	4.980	50000	19920	124.5	0.0	19920.0	Mine closure notice submitted on 16.03.2019 Mining Department, Rajasthan and is under closure.
Khal	86.120	50000	344480	2153.0	36068.7	0.0	
Dhandra	132.370	100000	529480	3309.3	89396.2	0.0	
Kupli	4.800	50000	19200	120.0	0.0	19200.0	Mine closure notice submitted on 16.03.2019 Mining Department, Rajasthan and is under closure.
Randhisar	200.000	15000	800000	5000.0	0.0	800000.0	Mine closure notice submitted on 27.07.2019 Mining Department, Rajasthan and is under closure.
Kaoni	250.530	50000	1002120	6263.3	0.0	1002120.0	Efforts are being made for producing and dispatching material for adjusting Dead Rent .
Bharu	111.490	40000	445960	2787.3	4333.1	0.0	
		1225000	7790500		379169.6	186028.0	

Thus, from the above table it is clear that at present dead rent is applicable on 05 mines out of which for 04 mines the company had submitted the mine closure notice, therefore production cannot be done in these mines and for remaining 01 mine i.e. Kaoni efforts will be made for producing and dispatching material for adjusting Dead Rent.

In view of above the para may kindly be dropped.

Para 4: Undue favour to contractor Rs. 7.93 lakh

What action has been taken to collect the security money in the financial interest of the company.

Reply: The work order was awarded to M/s Vaishnov Devi Security Solutions, Jodhpur in June 2017 for the period from 01.07.2017 to 30.06.2019 for supply of highly skilled, skilled and unskilled manpower at various locations of FAGMIL. The work order value was Rs.3.85 crore and the required security deposit was Rs.17.93 lakh after adjusting the EMD of Rs.2.05 lakh which was required to be deposited.

Party had submitted a BG of Rs.10.00 lakh and a balance of Rs.7.93 lakh was recovered from the bills. Thus, financial interest of the company was safeguarded fully.

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Now, since the contract had expired and the contractor has executed the job satisfactorily, we are in the process of refunding the security deposit to the contractor.

In view of above the para may kindly be dropped.

Para 6: Deduction of Rs. 2.14 crore towards excess production of gypsum during 2008-09.

Latest status of the court case may be furnished.

Reply: The Hon'ble High Court has given the next hearing date as 24.03.2020 (copy of case status is enclosed herewith)



**Rajasthan High Court Principal Seat,
Jodhpur(राजस्थान उच्च न्यायालय मुख्य पीठ, जोधपुर)**

Case Status / Pagination Status

Q Case Detail

← Back

PENDING

CNR: RJHC010041402019

Date of query: 06/02/2020 03:45:11 PM

Reg. Details: CW/903/2019

Filing Details: CW/2444/2019

Petitioner: FCI ARAVALI GYPSUM AND MINERALS INDIA LTD.(FAGMIL),

Respondent: STATE OF RAJASTHAN

Petitioner Advocate: NIKHIL JAIN

Respondent Advocate:

Registration Type: Regular

Registered on: 16/01/2019

Bench: Single Bench

Stage : ORDERS / APPLICATION

Date of Listing: 24/03/2020

Listed in Court No. 2 (Daily) on 30/01/2019

Last Pagination No. : 0

Next Pagination No. : 1

Advocate Details

Adv For

Adv Name

P

NIHAR JAIN

Cases in which this is Main Case

Filing Number

Reg. No.

Filing Date

CMS - 2445 / 2019

870 / 2019

16/01/2019

Filing Details

Number

Court Fees

Filing Date

Main case

2444 / 2019

33.00

16/01/2019

- /

Paper Details

No.

Type

Date of filing

1 / 2019

PF NOTICE

31/01/2019

FCI ARAVALI GYPSUM AND MINERALS INDIA LTD.(FAGMIL),

DR NIKHIL DUNGAWAT

Court Fee : 5.00

Proc. Fee :

Orders and Judgements

DEAD RENT IMPLICATION FOR 2019-20

Name of Mines	Area in Ha.	Production Capacity	Dead Rent for 2019-20 @Rs 4000/- per Hect	Required Production for adjusting dead rent in MT	Production/ Dispatch during 2019-20 upto January 20 in MT	Dead Rent Implication in RS	Remarks
Mohangarh	501.678	450000	2006712.0	12542.0	66224.0	0.0	
Mohangarh	200.000	100000	800000.0	5000.0	55534.0	0.0	
Karnisar	48.730	40000	194920.0	1218.3	12840.6	0.0	
R.P.-I	95.100	30000	380400.0	2377.5	8591.2	0.0	
R.P.Main	81.290	10000	325160.0	2032.3	3047.0	0.0	
Thethar	100.810	90000	403240.0	2520.3	64187.2	0.0	
Padampura	120.000	50000	480000.0	3000.0	25464.7	0.0	
R.P.-III	4.747	50000	18988.0	118.7	0.0	18988.0	Mine closure notice submitted and is under closure
Kishanpura-A	4.980	50000	19920.0	124.5	13482.9	0.0	
Kishanpura-B	4.980	50000	19920.0	124.5	0.0	19920.0	Mine closure notice submitted and is under closure
Khal	86.120	50000	344480.0	2153.0	36068.7	0.0	
Dhandra	132.370	100000	529480.0	3309.3	89396.2	0.0	
Kupli	4.800	50000	19200.0	120.0	0.0	19200.0	Mine closure notice submitted and is under closure
Randhisar	200.000	15000	800000.0	5000.0	0.0	800000.0	Mine closure notice submitted and is under closure
Kaoni	250.530	50000	1002120.0	6263.3	0.0	1002120.0	Efforts are being made for producing and dispatching material for adjusting Dead Rent
Bharru	111.490	40000	445960.0	2787.3	4333.1	0.0	
		1225000	7790500.0		379169.6	1860228.0	

Asst. Director