



**DECCAN GOLD  
MINES LIMITED**

( CIN : L51900MH1984PLC034662 )

Corporate Office & Correspondence Address

No.1285, 5th Main, 7th Sector, HSR Layout, Bengaluru - 560102. Tel . : +91 80 45384000 Fax : +91 80 45384001 Email : info@deccangoldmines.com Website : www.deccangoldmines.com

September 25, 2023

Corporate Relationship Department  
Bombay Stock Exchange Limited  
Phiroze Jeejeebhoy Towers, Dalal Street,  
Mumbai 400001

Dear Sirs,

Sub:	Judgment dated September 12, 2023 passed by the Hon'ble Supreme Court (Civil Appeal No. 8238 of 2022) in State of West Bengal & Anr. (Appellants) vs. M/s. Chiranjilal (Mineral) Industries of Bagandih & Anr. (Respondents) (" <b>Chiranjilal</b> ")
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We write to present the following Update on the captioned Judgment delivered by the Hon'ble Supreme Court on September 12, 2023.

Whilst the factual matrix of the case is elaborated in the Judgment, it is significant (in our opinion) since it protects the rights of a mineral concession applicant and directs the issue of a Mining Lease on the basis of an application filed much prior to the coming into effect of the MMDR Amendment Act, 2015.

Noting that Chiranjilal has relied on the Judgment of the Hon'ble Supreme Court in Bhushan Power and Steel Limited vs. State of Odisha & Others and going through the sequence of events in that case, the Hon'ble Supreme Court notes in Paragraph 14 of the Judgment that:

- (a) the object and purpose of the MMDR Amendment Act, 2015 is to ensure that allocation of mineral resources is done through auctioning and for this reason Section 10A was introduced into the Act.
- (b) In terms of sub-section (1) of Section 10A introduced in the said Act (vide an Amendment Act in 2015) it has been mandated that all mineral concession applications received prior to January 12, 2015 shall become ineligible.
- (c) However, exception or saving clauses to Section 10A(1) applies in three categories of applications specified in sub-clauses (a), (b) & (c) of Section 10A(2) of the MMDR Act, 1957.
- (d) First category is where an application has been received under Section 11A of the MMDR Act, 1957.
- (e) Second category is where the a Reconnaissance Permit or Prospecting Licence has been granted to the permit holder or licensee, he has the right obtain a Prospecting Licence followed by a Mining Lease subject to compliance with the conditions specified from sub-clauses (i) to (iv) therein. The reason for protecting this class of cases is on account of the fact that they had altered their position by spending money on reconnaissance operations or prospecting operations. Accordingly, the principle of legitimate expectation is applied.

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- (f) Third category is where Central Government has already communicated their previous approval or the State Government had issued a Letter of Intent for grant of mining lease before the coming into force of the Amendment Act, 2015. The reason being that certain rights had accrued to these applicants in as much as all necessary procedures and formalities had been complied with and only formal lease remains to be executed.

We have taken note of the above Judgment and shall examine as to how the same can be utilised to strengthen our case with regard to our Ganajur ML.

Yours truly

Subramaniam S  
Company Secretary & Compliance Officer  
Membership No. A12110

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