

BEFORE THE EXECUTIVE MAGISTRATE, _____

Deponent: Shri/Smt _____ aged about _____ years
Proprietor/ Partner/ Authorised Representative of M/s. _____ having its
office at _____

I, Sri/Smt _____ designation _____ Authorised person
on behalf of the applicant industry mentioned above, hereby solemnly declare as follows:

- 1) That my Industrial undertaking is registered Micro / Medium/Small Scale Industry and it is in regular production from _____ for the manufacture of _____ having SSI Registration _____ Date _____
- 2) That I have obtained necessary license, no objection certificates, clearance to operate the unit for the manufacture of the above mentioned products.
- 3) That our unit has lifted _____ MT of Coal from 01.04.2012 to 31.03.2013.
- 4) That our unit has actually consumed _____ MT Coal for our production from 01.04.2012 to 31.03.2013.
- 5) That whatever quantity of Coal will be distributed by West Bengal Mineral Development & Trading Corporation Ltd. (WBMDTC), to my unit. I shall lift the same and utilize the entire quantity of Coal in our factory, for our own production.
- 6) I am ready to pay service charges of WBMDTC charged by them for distribution of Coal to our unit.
- 7) That the material will be offered to my unit on monthly basis against our demand hence if we fail to lift offered quantity of coal, proportionate amount for unlifted material shall be deducted from my payment of Security Deposit paid to WBMDTC Ltd. as per the Terms and Conditions of the Contract Agreement for Distribution of Coal.
- 8) That the material allotted depends upon allotment given by M/s Coal India Ltd./Eastern Coalfields Limited to WBMDTC and therefore, WBMDTC does not give guarantee to offer quantity as per

demand registered by my unit. I shall lift the material from any Colliery as allotted by WBMDTC and I shall not have any choice regarding allotment of Colliery and grade of Coal.

- 9) That I shall maintain all necessary records of purchase, consumption, production sales, electricity consumption, workers' wages etc. and will make them available to the Officer of West Bengal Mineral Development and Trading Corporation Ltd. and also submit utilization report of coal quarterly in prescribed format. I know that the failure of submission of utilization certificate will result in suspending Coal quota for our unit.
- 10) That the delivery of material will be given to my authorised representative only who will be authorized to take delivery from colliery. Once unit's authorized representative takes delivery no complaint regarding quantity / quality will be entertained.
- 11) That the credit balance, if any, against delivery will be paid to my unit only after receipt of credit balance from CIL/ECL by WBMDTC.
- 12) That my unit has to make payment against offer of WBMDTC by DD/Bankers Pay Order/RTGS only. It is our responsibility to make payment before due date given in offer letter failing of which quantity allocated will be lapsed.
- 13) Statutory liability pertaining to workers employed by us shall be ours. I shall cover them under Workmen Policy under Workers Compensation Act.
- 14) I shall indemnify our services to make the good of losses of what so ever nature caused to WBMDTC by our Worker / Agent. The amount of losses shall be adjusted from our SD amount. And balance if any I shall pay.
- 15) That I shall enter into agreement with WBMDTC on the lines of agreement WBMDTC enters with Coal Company confirming our quantity which will be lifted by us as and when allotted by WBMDTC. In case of non-lifting of the same, it can be treated as default and SD paid by us will be forfeited by WBMDTC.
- 16) Whatever SD we are depositing on that I shall not demand any interest.

Signed on _____ the day _____ 2013 at _____

Signature of Deponent :

Name :

Proprietor / Partner / Director :

Seal of the Unit :

VERIFICATION

Verified that the contents of above paras 1 to 16 are true to my personal knowledge and brief.

Hence, verified and signed on this _____ day of _____, 2013 at

Signature of Deponent.

(_____)

I know and identify the deponent.

Advocate.