



No.TO/ED(Coal)/1-12/2024

GOVERNMENT OF SINDH
ENERGY DEPARTMENT

Karachi, dated: February 19, 2026

SUBJECT: APPEAL UNDER RULE-71 OF SINDH COAL MINING CONCESSION RULES-2020 FOR RESTORATION OF CANCELLED COAL MINING LEASE

The decision/order under Rule 71 of the Sindh Mines Concession Rule, 2020 (SMCR) in respect of **M/s Asia Power Thar Coal (Pvt) Limited, dated 30-12-2025** is attached herewith for information, record and necessary action.

(Signature)
(HUMAIR ALI USTO)
TECHNICAL OFFICER
FOR SECRETARY, ENERGY DEPARTMENT
GOVT OF SINDH

DISTRIBUTION:

1. The DG, Coal Mines Development Karachi.
- ✓ 2. The Managing Director, Thar Coal and Energy Board Sindh, Karachi.
3. The Director General, Sindh Coal Authority, Karachi.
4. The Deputy Secretary, Staff to CM, Sindh, Karachi
5. **M/s. Asia Power Thar Coal (PVT) Ltd, House# D-27, KDA Scheme-5 Clifton Block-% Karachi, Correspondence/ Site: Near Bypass Khankhinyar, Bajeer Link Road, Islamkot, Thar Sindh, UK Address: Unit1 & 2 Wellesley Court, Apsley Way London, NW@ 7H..**
6. The P.S. to Secretary, ED, Karachi.

Thar Coal & Energy Board
Inward No. *6174*
Dated *19-02-26*

JAS
19/02
Dir (P)

**BEFORE THE APPELLATE AUTHORITY/OFFICE OF THE SECRETARY ENERGY
DEPARTMENT, GOVERNMENT OF SINDH, KARACHI**

(Appellate Jurisdiction Under Rule 71 of the Sindh Coal Mining Concession Rules, 2020)

APPEAL

M/s. Asia Power Thar Coal (Pvt.) Limited Appellant

Versus

Director General, Coal Mines Development Respondent
Directorate of Coal Mines Development,
Government of Sindh (Licensing Authority)

ORDER

1. Appeal has been preferred by M/s. Asia Power Thar Coal (Pvt.) Limited (hereinafter referred to as the "Appellant") vide his appeals dated: 30th December, 2025 against the impugned Notification No. CDM/S/ML-Coal(01)2017/3054, dated 28th February, 2024, (hereinafter referred to as the "Notification") by the Director General Coal Mines Development, Directorate of Coal Mines Development, Government of Sindh (hereinafter referred as Respondent) whereby the mining lease earlier granted to the Appellant in respect of Block-III (A) measuring 99.5 Sq. Km and Block-III (B) measuring 76.8 Sq. Km, total admeasuring 176.3 Sq. Km at Thar Coalfield, District Tharparkar, was cancelled by the Respondent on the unanimous recommendations of the Coal Mines Committee and after approval of the Minister Energy Department, with immediate effect and the area was resumed in favour of the Government of Sindh.
2. As per impugned Notification, the mining lease was earlier granted to the Appellant by the Respondent vide Notification No.CMD/S//EL-Coal(01)/2017/425, dated: 07th March, 2018, for the period of thirty (30) years, on the Terms & Conditions accepted by the Appellant, for development of coal mines and establishment of Power Plant of 2x660 MW at Thar Coalfield, District Tharparkar.
3. The impugned Notification has mentioned following major grounds for cancellation of the mining lease of the Appellant:
 - a. That the Appellant failed to commence physical activity/work at the site despite lapse of approximately six (06) years from the grant of lease.



- b. That the Appellant failed to pay annual rent as required under the terms and conditions of the mining lease.
- c. That such failure amounted to non-compliance with the conditions of the Mining Lease and violations of the provisions of the Sindh Coal Mining Concession Rules, 2020.
- d. That notices were issued to the Appellant but no action was taken by the appellant.

4. The instant Appeal of the Appellant has been examined by this Appellate Forum under Rule 71 of the Sindh Coal Mining Concession Rules, 2020, whereby the Appellant was required to file Appeal within Thirty (30) days of the decision of the Licensing Authority/Respondent, whereas the instant Appeal has been filed by the Appellant after an inordinate delay of about twenty-two (22) months, which is in gross violation of the statutory period of limitation prescribed under Rule 71 which is mandatory in nature. No sufficient cause, supported by documentary material, has been shown explaining the extraordinary delay in filing the Appeal.

5. In the present case, as the delay is substantial and unexplained and the Appeal is badly time-barred, and prima facie due process seems to have been adopted by the Respondent in connection with issuance of the impugned Notification, therefore, the instant Appeal is dismissed in limine, without entering into detailed examination of the merits of the grounds raised by the Appellant against the impugned Notification.

P. ansari
18/2/2026

(SHAHAB QAMAR ANSARI)
SECRETARY TO GOVT. OF SINDH

No. TO/ED(Coal)/3-30/2018

Karachi dated : 18th February, 2026

Copy Forwarded for Information and n/a:

1. Director General, Coal Mine Development, Directorate of Coal Mine Development Sindh, Karachi.
2. Managing Director, Thar Coal and Energy Board Sindh, Karachi
3. Director General Sindh Coal Authority, Karachi
4. Deputy Secretary Staff to Chief Minister Sindh, Karachi
5. M/s Asia Power Thar Coal (PVT) Ltd, House # D-27, KDA Scheme-5 Clifton Block-5 Karachi
Correspondence/ site: Near Bypass Khankhinyar, Bajeer Link Road, Islamkot, Thar, Sindh
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6. Office Order file