

MAHARASHTRA POLLUTION CONTROL BOARD

Regional Office Amravati

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Sahkar Surbhi Bapat Wadi, Near
Vivekanand Colony, Amravati.
Pin-444601.

No : MPCB/ ID/ 2303020002

Date :- 02/03/2023.

To,
M/s. Anand Bhikaji Shirsath & Amol Ananda Shirsath
Kalai Bhavan, Post. Datala, Buldhana Road,
Tal. Malkapur, Dist. Buldhana.

- Sub:- Interim Direction under section 33A of the Water (P and CP) Act 1974,
And under section 31A of the Air (P and CP) Act 1981 and Hazardous and
Other Wastes (Management and Trans boundary Movement) Rules,2016
- Ref. :- 1) Complaint lodged by Mr. Anil Kashinath Patil & Members of Gram
Panchayat, Mouje Datala, Ta. Malkapur, Dist. Buldhana dtd.
27/12/2021.
- 2) Board Officials visit dtd. 03/02/2022.
- 3) Notification issued by MoEF & CC dtd. 22/02/2022 regarding
amendment in Environment (Protection) Rules, 1986 (w.r.t. brick kiln)
i.e. Environment (Protection) Amendment Rules, 2022.
- 4) Proposal for initiation of legal action submitted by SRO Akola
through legal module.
- 5) Proposed Directions issued vide letter no. MPCB/PD/2208230006,
dtd. 23/08/2022.
- 6) Letter for Personal Hearing issued dtd. 18/01/2023 & 31/01/2023.
- 7) Personal hearing extended on 08/02/2023.

M.P.C. Board grants consent to operate to the industry with certain terms and
conditions and it is obligatory on proprietors/ owners' part to comply the same.

This office is in receipt of complaint lodged by Mr. Anil Kashinath Patil &
Members of Gram Panchayat, Mouje Datala, Ta. Malkapur, Dist. Buldhana regarding
nuisances from your brick kiln unit.

Board officials visited your brick kiln on 03/02/2022 for the investigation of the
complaint and reported non compliances such as you are operating your brick kiln without
obtaining consent to operate from MPC Board. You have not provided air pollution control
system to your brick kiln. You are not complying with the Notification issued by MoEF &
CC dtd. 22/02/2022 regarding amendment in Environment (Protection) Rules, 1986 (w.r.t.
brick kiln) i.e. Environment (Protection) Amendment Rules, 2022.

In view of above MPC Board has issued Proposed Directions to your brick kiln vide
letter cited at ref. no.5. The personal hearing was extended to you before undersigned on
08/02/2023.

Issues related with above incidence were discussed in detail. Considering your
assurances to improve environment in your brick kiln and after due deliberations,
following Interim Directions are issued under Section 33A of the Water (P and CP) Act,
1974 and 31A of the Air (P and CP) Act, 1981 for:

1. The brick kiln shall obtain consent to operate from the MPC Board. Hence, apply immediately online at MPC Board to obtain the same.
2. The bricks kiln shall comply with Notification issued by MoEF CC dtd. 22/02/2022 regarding amendment in Environment (Protection) Rules, 1986 (w.r.t. brick kiln) i.e. Environment (Protection) Amendment Rules, 2022.
3. The bricks kiln shall submit distance certificate from competent authority mentioning distance of brick kiln from nearest human habitation, S.H., N.H., fruit orchards.
4. In accordance with Notification issued by MoEF & CC dtd. 22/02/2022, to avoid the clustering of brick kilns in an area the brick kilns should be established at a minimum distance of 1.0 Km from an existing brick kiln. In view of this the authorised person of brick kiln shall submit distance certificate from competent authority.
5. The care shall be taken that there will be no nuisance at surrounding area & towards human habitation due to brick kiln related activity.

You are hereby directed to comply the above Interim Direction within a period of 45 days from the date of issue of directions. You shall submit your reply/objections within a period of **15 days** from the date of receipt of these directions.

In case, you fail to comply with the above Directions, the Board will have no option than to issue final directions as deemed fit in your case such as closure of your brick kiln unit, without giving you any further opportunity which may please be noted.

FOR AND ON BEHALF OF THE
MAHARASHTRA POLLUTION CONTROL BOARD


Regional Officer, Amravati

Copy submitted to :-

1. The Hon'ble Member Secretary, MPC Board, Mumbai
2. The Joint Director (WPC), MPC Board, Mumbai.
3. The Law Officer (HQ), MPC Board Mumbai.

Copy to :-

Sub-Regional Officer, MPCB, Akola.

He is directed to serve the copy of these directions to brick kiln and submit the compliance report along with relevant documents.