

**MAHARASHTRA POLLUTION CONTROL BOARD**  
**REGIONAL OFFICE-RAIGAD**

Tel. No. 2757 2620  
Fax No. 2756 2132



Raigad Bhavan, 6th Floor,  
Sec-11, C.B.D. Belapur,  
Navi Mumbai 400 614.

Email: [rorraigad@mpcb.gov.in](mailto:rorraigad@mpcb.gov.in)  
Visit us at: <http://mpcb.gov.in>

No. MPCB/ROR/PD/ **200318-FTS-0341**

Date: **18 / 3 / 2020.**

To,  
M/s. Matheran Municipal Council,  
Matheran,  
Tal. Karjat, Dist. Raigad.

Sub: Directions u/s 33A of the Water (Prevention & Control of Pollution) Act, 1974 & u/s. 31A of Air (Prevention & Control of Pollution) Act, 1981.

- Ref: - 1. MoEF, Govt's Notification dtd. 04.02.2003.  
2. Order passed by Hon'ble National Green Tribunal, Pune in the Application No. 45/2016 Dtd. 30/05/2016 and OA 93/2019.  
3. Directions issued by the Board from time to time.  
4. Survey carried out on 04.03.2020 to 06.03.2020.

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WHEREAS, it is obligatory on your part to obtain consent from the Board under section 26 of the Water (Prevention & Control of Pollution) Act, 1974 & u/s. 21 of Air (Prevention & Control of Pollution) Act, 1981 and to provide comprehensive treatment system as is warranted with reference to the sewage generation and treatment so as to achieve the standards as prescribed under Environmental Laws.

AND WHEREAS, it was obligatory on your part to the Municipal Authority to apply for consent to the Board under Water (Prevention & Control of Pollution) Act, 1974 & u/s. 21 of Air (Prevention & Control of Pollution) Act, 1981 AND WHEREAS, it is also obligatory on the part of Municipal Authority to provide necessary sewage treatment facilities in your jurisdiction but till date you have not applied for the consent.

AND WHEREAS, The Board had issued various directions u/s 33A of the Water (P&CP) Act, 1974 & u/s 31A of the Air (P&CP) Act, 1981 & u/s 5 of EPA, 1986 to provide STP to treat domestic effluent generated in Municipal Council Area as well as collection and disposal of Municipal Solid Waste.

AND WHEREAS, the Ministry of Environment & Forest, Govt. of India vide Notification bearing S.O. 133(E), dtd. 4/2/2003, Notification of Matheran and surrounding region in the State of Maharashtra as the Matheran Eco-Sensitive Zone.

AND WHEREAS, the Bombay Environmental Action Group has filed an Application bearing No. 45/2016 and OA 93/2019 against the Union of India & Ors. before the Hon'ble National Green Tribunal, WZ, Pune in respect of damage being caused to the ecologically sensitive area of Matheran & its surrounding region due to inaction by the



Competent Authority in preparing Master Plan as well as Zonal Mater Plan & violating the conditions, regulations under the Notification dtd. 4/2/2003.

AND WHEREAS, the officials of the Board, at Raigad have carried out the extensive survey of the Hotel and other activities in Matheran and nearby area on 04.03.2020 to 07.03.2020 & also initiated action against said establishments but during survey following non-compliance;

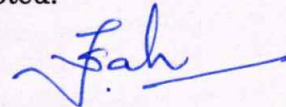
1. You have failed to implement Notification bearing S.O. 133(E), dtd. 4/2/2003, Notification of Matheran and surrounding region in the State of Maharashtra as the Matheran Eco-Sensitive Zone issued by Ministry of Environment & Forest, Govt. of India with one of the important condition that the discharge of any untreated effluent is prohibited within the Eco Sensitive Zone.
2. You have failed to provide underground sewerage collection system and treatment facility for sewage generated in Municipal area.

AND WHEREAS, after examining the record of your case, the records of the officials of the Board & after necessary inquiry, I am satisfied that you are operating your Hotel activity without valid consent of the Board and adequate pollution control devices, thereby causing grave & sudden injury to the Environment & Human being

NOW THEREFORE, in exercise of the powers conferred upon me by the Board u/s 33A of the Water (Prevention & Control of Pollution) Act, 1974 & u/s. 31A of Air (Prevention & Control of Pollution) Act, 1981, I, J. S. Salunkhe, the Regional Officer of the Board at Raigad, hereby directed to show cause as to:

1. Why legal action such as prosecution shall not be initiated against you.

Your reply to these proposed directions shall be submitted within 7 days after the receipt of these directions failing which, the Board will have no option than to initiate appropriate legal action against you, which may please be noted.



**J. S. Salunkhe**  
**Regional Officer, Raigad**

Copy submitted for favour of information to

1. The Member Secretary, MPC Board, Mumabi.
2. The Joint Director (WPC), MPC Board, Mumabi.
3. The Regional Officer (HQ), MPC Board, Mumabi.

Copy for necessary action to-

1. Law Officer (P & L Divn.)/Raigad Officer (HQ), MPCB, Sion, Mumbai-for information.
2. Sub Regional Officer, Raigad-II, MPCB Raigad – He is directed to ensure that Direction to be served to the industry.