

MAHARASHTRA POLLUTION CONTROL BOARD

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Udyog Bhavan, First Floor Trimbak
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422007.
'Your Service is our duty'

BY R.P.A.D./FAX/HAND DELIVERY

L. No: MPCB/RONK/CD/129 /1388 /2021

Date:- 22.12.2021

To,
M/s. Shabbir Pathan Stone Crusher.,
At- Po. kasar,
Tal- Sangmaner, Dist- Ahmednagar.

**Sub:- Closure Directions under Section 33 A of Water (P & CP) Act, 1974 &
Under Section 31 A of Air (P & CP) Act.1981.**

- Ref: -**
1. NGT Order No.4 dtd.08/05/2013 in the application No.37/2013 filed by Wassan Singh Vs State of Punjab.
 2. Order passed by Hon'ble Supreme Court of India in the Writ Petition (Civil) No. 375/2012 dtd. 22.02.2017
 3. Notice Published by Maharashtra Pollution Control Board, Mumbai in the News Paper dtd. 25.03.2017.
 4. Various complaints received through Collector Office Ahmednagar on 12.10.2021 and Hon'ble MLA Shri. Radhakrishna Vikhe Patil on 04.11.2021.
 5. Visit of the Board Official on 07.12.2021.
 6. Proposal for initiating action, received through SRO office on 20.12.2021.

WHEREAS, it is mandatory and obligatory on your part to obtain Consent from the Maharashtra Pollution Control Board under Section 25/26 of the Water (Prevention & Control of Pollution) Act, 1974 and under Section 21 of Air (Prevention & Control of Pollution) Act, 1981 and Hazardous Waste (Management & Transboundary Movement) Rules, 2016 for running the industrial activity at aforesaid location.

ANDWHEREAS, Hon'ble National Green Tribunal, Principal Bench, New Delhi in the application no.37/2013 filed by Wassan Singh Vs. State of Punjab have passed the order no. 4 that SPCB shall seal the unit those are in operation without obtaining Consent from State Pollution Control Board (SPCB) vide above reference cited at 1.

WHEREAS, Hon'ble Supreme Court of India have passed order for closure of the industries those are in operation without providing / operating the effluent treatment plant for the treatment of effluent generated from the industry and without obtaining proper Consent from State Pollution Control Board in the Writ Petition (Civil) No. 375/2012 dtd. 22.02.2017 vide above reference cited at 2.

ANDWHEREAS, the Board has published notice in the newspaper regarding the said order passed by Hon'ble Supreme Court of India vide above reference cited at 3.

ANDWHEREAS, Various complaints received through Collector Office Ahmednagar and Hon'ble MLA Shri. Radhakrishna Vikhe Patil., vide above reference cited at 4.

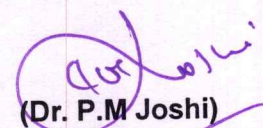
ANDWHEREAS, Board official from SRO Ahmednagar office visited your unit on 07.12.2021, vide above reference cited at 5. and submitted proposal to this office recommending for stringent action against the industry due to following non compliances.

1. The industry is in operation without obtaining consent to operate from the Board
2. The industry has installed crusher adjacent to Loni-Nandur Road (State Highway).
3. The industry has not provided cover to the conveyor belts.
4. The industry has not provided wind braking wall at charging hopper & crushing area.
5. The industry has not provided water fogging arrangement for dust suppression.
6. The industry is not operating water sprinkling arrangements regularly.
7. The industry has not provided display board at entrance of the Stone Crusher.

ANDWHEREAS, after examining the record of your case and after making necessary enquiry this office has concluded that you have violated the provisions made under various environmental enactments as well as causing pollution problem in the nearby surrounding area knowingly and wilfully.

NOW THEREFORE, in exercise of the powers confirmed upon me by the Board, I Dr.P.M Joshi, Regional Officer of the Board at Nashik hereby directed you to stop your production activity forthwith till further directions/order of the Board in a safe manner and the competent authorities are hereby also directed to disconnect electricity and water supply of your industry immediately, which may be noted.

This is issued with the post facto approval of the competent authority of the Board.


(Dr. P.M Joshi)
Regional Officer, Nashik.

Copy Submitted for information to:-

- 1.The Principal Scientific Officer, M.P.C. Board, Mumbai.
- 2.The Law Officer, M.P.C. Board, Mumbai.

Copy forwarded with compliments to:-

1. The Executive Engineer, MSEDCL, A/p - Pimple, Tal- Sangmaner, Dist- Ahmednagar - He is directed to disconnect the electricity supply of the said industry within 24hrs from date of receipt of these directions and communicate the action taken by you immediately.
2. The Executive Engineer, Water Supply Department, A/p - Pimple, Tal- Sangmaner, Dist- Ahmednagar - He is directed to disconnect the Water supply of the said industry within 24hrs from date of receipt of these directions and communicate the action taken by you immediately.

Copy forwarded to:-Sub-Regional Officer MPCB, Ahmednagar – He is directed to serve the copy of these directions to the industry and competent authorities for disconnection of electricity & Water. It is also directed to take follow up with concerned department towards implementation of these directions and submit compliance report within a week period.