

MAHARASHTRA POLLUTION CONTROL BOARD

Regional Office, Raigad

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"Your Service is our Duty"

Raigad Bhavan, 6th Floor,

Sec-11, C.B.D. Belapur,

Navi Mumbai 400 614.

No. MPCB/ROR/TB/CD/ 2205 180005

Date: 18 / 05 / 2022

To,

M/S. Kirat Service Station,
Plot No. 1721, Steel market, Kalamboli,
Tal. Panvel, Dist. Raigad.

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

Ref:- 1) News appeared in Daily Sakal on 28.04.2022.
2) Visit of Board official on 28.04.2022.
3) Proposal submitted by SRO Raigad- I through legal module vide no. MPCB – Legal - Action 290422009 which was approved by competent authority.
4) Hon'ble NGT New Delhi order dtd.8/5/2013 order dtd-12/05/2014 in matter of 37/2012. Wassan Singh V/s. State of Punjab.
5) Supreme Court Judgment dtd-22/02/2017 in the matter of Paryavaran Suraksha Samiti in Writ Petition (c) No-375/2012 filed by Parayaran Suraksha Samiti and V/s Union of India & ors.

WHEREAS, you are operating the industry in the pollution prevention area declared under the Provisions of the Water (P&CP) Act, 1974 and the Air (P&CP) Act, 1981 and the Hazardous & Other Wastes (Management & Tranboundary Movement) Rules, 2016.

AND WHEREAS, it is obligatory on your part to obtain conditional Combined Consent and Authorization to operate your industrial plant to discharge sewage and trade effluent in water pollution prevention area subject to certain terms and conditions more precisely under the provisions of 25/26 of the Water (P&CP) Act, 1974 and Section 21 of the Air (P&CP) Act, 1981 and the Hazardous & Other Wastes (Management & Tranboundary Movement) Rules, 2016. **AND WHEREAS,** it was also obligatory on your part to provide adequate and efficient pollution control devices and take adequate measures to control air & water pollution from all sources so as to achieve the standards prescribed in the Environment (Protection) Act 1986.

AND WHEREAS, Hon'ble National Green Tribunal, New Delhi passed order dtd.8/5/2013 in Application No. 37/2012 filed by Wassan Singh V/s. State of Punjab, directing the concerned Pollution Control Board and the Central Pollution Control Boards to ensure that all the procedure for sealing the illegally run / operated factories / unit immediately.

AND WHEREAS, Hon'ble, Supreme Court of India has passed a Judgment dtd-22/02/2017 in Writ Petition (c) No-375/2012 filed by Parayaran Suraksha Samiti and V/s Union of India & Ors directing that, existing industrial units which require consent to operate should make their ETP fully operational as per the norms prescribed by Board within three months. In this regards Board has already published a public Notice in the leading Newspapers has already extended due opportunity to provide requisite pollution control devices.

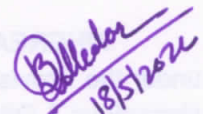
...2...

AND WHEREAS, News appeared in Daily Sakal Dtd. 28.04.2022 regarding "Red Colored Kasardi River", Accordingly, Board Officials team visited to your industry vide ref. no. 2 and in which reported that, you are engaged tanker washing activity without obtaining Consent from Board., Also, you have not provided Effluent Treatment Plant & discharging untreated effluent into Kasadi River, thereby causing intentionally grave injury to environment and violated the various provisions of environmental enactments.

AND WHEREAS, after examining the records of your case, the reports of the Officers of the Board and after making necessary enquiries, I have observed that, you have violated the consent conditions and provision of various Environmental Acts. This shows your negligent attitude toward Environment Protection and causing grave injury to the surrounding environment knowingly and wilfully.

NOW, THEREFORE, in exercise of the powers conferred upon me under Section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and under Section 31A of the Air (Prevention & Control of Pollution) Act, 1981, I, **V.V. Killedar, Regional Officer of the Board at Raigad hereby direct you to stop the manufacturing activity of your unit within 72 hours**, so as avoid further damage to the surrounding environment and inform the same to this office immediately. The competent authorities are directed to disconnect the water/electricity supply to your unit, which may be noted.

This is issued with the approval of Competent Authority.


18/5/2022

(V. V. Killedar)

I/c. Regional Officer, Raigad

Copy submitted for favour of information to:-

1. Member Secretary, MPC Board, Mumbai.
2. Regional Officer (BMW), MPC Board, Mumbai
3. Law Officer, MPC Board, Mumbai

Copy forwarded with compliments for necessary action to:

- 1) **Executive Engineer (O & M), MSED Co. Ltd., Panvel, Dist.- Raigad.**
 - He is directed to disconnect electricity supply to the above unit within 72 hours, after receipt of this direction.
- 2) **Additional Commissioner, Water supply & Sewerage Dept., Panvel Municipal Corporation, Dist.- Raigad.**
 - He is directed to disconnect water supply to the above unit within 72 hours, after receipt of this direction.

Copy to Sub Regional Officer- MPCB, Raigad - 1.

- He is directed to get serve the above direction and report the compliance accordingly.