

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

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"Your Service is our Duty"

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Wakdevadi,
Old-Pune Mumbai Road,
Pune- 411003

MPCB/ROP/ 2408220003

Date: 22/08/2024

To,
M/s. Excel Polymer,
Gat No. 1342, Bajrangwadi, Shikrapur,
Tal. Shirur, Dist. Pune.

Sub : Closure Directions u/s 33A of the Water (Prevention & Control of Pollution) Act, 1974 and u/s 31A of the Air (Prevention & Control of Pollution) Act, 1981 read with Maharashtra Non-Biodegradable Garbage (Control) Act, 2006.

Ref : 1. Maharashtra Non-Biodegradable Garbage (Control) Act, 2006.
2. Maharashtra Plastic and Thermocol Products (Manufacture, Sage, Sale, Transport, Handling and Storage) Notification, 2018 and it's amended from time to time.
3. Plastic Waste Management Rule, 2016 and further amended thereof.
4. Notification issued by MoEF & CC, GoI Dtd. 12/8/2021.
5. Consent to Operate granted by the Board vide no. Format1.0/RO/UAN No.0000163326/CO/2308001618, Dtd. 23/08/2023
6. Proposal submitted by Sub Regional Officer, Pune-II vide no. MPCB-LEGAL-ACTIONS-120724027, Dtd. 15/07/2024 and approval to the same received from Board's HQ on 16/08/2024

WHEREAS, the Maharashtra Pollution Control Board has granted Consent to Operate u/s 26 of the Water (Prevention and Control of Pollution) Act, 1974 and u/s 21 of the Air (Prevention and Control of Pollution) Act, 1981 & Authorization under Rule 6 of the Hazardous and Other Wastes (Management and Trans-boundary Movement) Rules, 2016, on 03/11/2023, subject to certain terms and conditions.

AND WHEREAS, it is obligatory on your part to provide pollution control systems as it warranted and to operate and maintain the same continuously and effectively so as to achieve the standards prescribed in the consent.

AND WHEREAS, the Environment Department, Government of Maharashtra has issued a Public Notice in Daily Newspaper in the State of Maharashtra on 02/01/2018 in respect of restriction in Maharashtra State on use of products made of plastic and thermocol for the information of the general public as well as all concerned engaged in manufacturing, selling, distribution and/or storing of products of plastic and thermocol. Maharashtra State has restricted the use of variety of plastic products like dishes, plates, cups, bowls, glasses, vases, forks, spoons, flexes, non-woven polypropylene bags, banners, festoons, flags, plastic sheets and all types of plastic covers etc.

AND WHEREAS, the Environment Department, Government of Maharashtra in exercise of the powers conferred by clause 18 of the Maharashtra Non-Biodegradable Garbage (Control) Act, 2006 has published Notification bearing No.Plastic-2018/C.R.No.24/TC-4, dated 23/03/2018, for banning in the whole State of Maharashtra on manufacture, usage, transport, distribution, wholesale & retail, sale & storage, import of the plastic bags with handle and without handle and the disposable products manufactured from plastic and thermocol into the market (polystyrene) such as single use disposable dishes, cups, plates, glasses, fork, bowl, container, disposable dish / bowls used for packaging food in hotels, spoon, straw, non-woven polypropylene bags, cups / pouches to store liquid, packaging with plastic to wrap or store the products, packaging of food items and food grain material etc.

AND WHEREAS, it is mandatory on your part to comply with the Notification dtd.23/3/2018 issued by the Government of Maharashtra and Plastic Waste Management Rules (Amendment), 2021 and MoEF & CC, Gol issued Notification on 21/08/2021 regarding Single Use Plastic (SUP), which mandated banning of identified SUP items and prescribed minimum thickness of carry bag.

AND WHEREAS, the board officials has visited to your industry on 12/07/2024 to check the compliance of Plastic Notifications and PMW Rule and compliance of consent conditions and accordingly Sub Regional Officer, Pune-II submitted legal action proposal vide reference (6) and therein reported that,

1. You are engaged in manufacturing of the banned and unconsented SUP products / items.
2. You have obtained consent for the manufacturing of Paper Cup Blanks (With Printing Activity and Without Coating), Paper Cup Bottomn Reel (With Printing Activity without Coating) and Woven Fabric Bags (With Printing Activity). However, you have carried out the production of manufacturing paper cup blanks and bottom with coating (Lamination with low density polythylene).
3. You have changed name from M/s. Excel Polymer to M/s. Somwanshi Paper Industries Pvt. Ltd. Without obtaining prior permission / consent with change in name from the Board.
4. You have not complied with the Plastic Waste Management Rules (Amendment), 2021 and MoEF & CC, Gol issued Notification on 21/08/2021 regarding Single Use Plastic (SUP).

AND WHEREAS, you have failed to comply with the provision of Water (P&CP) Act, 1974, Air (P&CP) Act, 1981 and Maharashtra Plastic and Thermocol Products (Manufacture, Sage, Sale, Transport, Handling and Storage) Notification, 2018 and MoEF & CC, Gol issued Notification on 21/08/2021 regarding Single Use Plastic (SUP) and Plastic Waste Management Rules, 2016 and ammendments threin and thereby caused grave injury to the Environment.

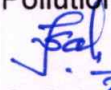
AND WHEREAS, in spite of giving reasonable opportunity, you have failed to comply with the consent conditions and also failed to provide adequate pollution control devices and thereby causing water and air pollution into the environment.



NOW THEREFORE, in view of the above non-compliances, you are hereby directed to stop your manufacturing activities forthwith and not to resume any activity without prior permission from the Board, failing which, the Board will have no option than to initiate appropriate legal action under the provisions of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981.

This is issued with the approval of the Competent Authority of the Board.

For and on behalf of
Maharashtra Pollution Control Board


(J. S. Salunkhe)
22/8/24
Regional Officer,
M. P. C. Board Pune

Copy submitted for favor of information to:-

1. The Member Secretary, MPCB, Mumbai.
2. Joint Director (WPC), MPCB, Mumbai.
3. Law Officer (P & L Div), MPCB, Mumbai.

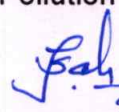
Copy forwarded with compliments for necessary action to:

1. **Executive Engineer, MSDCL Sanaswadi Division, Pune** :- He is directed to disconnect the electric supply of above unit, after completion 48 hours and communicate accordingly.
2. **Grampanchayat Shikrapur, Tal. Shirur, Dist. Pune** :- He is directed to disconnect the water supply of above unit, after completion 48 hours and communicate accordingly.

Copy to Sub Regional Officer, Pune-II :-

He is directed to serve the directions to addressee and component authorities and submit acknowledgement copy to this office timely & submit further compliance report of same.

For and on behalf of
Maharashtra Pollution Control Board


(J. S. Salunkhe)
22/8/24
Regional Officer,
M. P. C. Board Pune