

MAHARASHTRA POLLUTION CONTROL BOARD
REGIONAL OFFICE - PUNE

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"Your Service is our Duty"

Jog Centre, 3rd Floor,
Wakdevadi,
Old-Pune Mumbai Road,
Pune- 411003

MPCB/ROP/ MPCB/PD/

2205230005

Date: 23/05/2022

To,
M/s. Cummins Technologies India Private Limited
Address: Sr.no. 31(pt), 32(pt) and 33(pt),
Kothrud, Tal-Haveli, Dist- Pune.

Sub: Proposed Directions under section 33 A of Water (Prevention & Control of Pollution) Act, 1974, 31 A of Air (Prevention & Control of Pollution) Act, 1981 & Hazardous and Other Wastes (M & TM) Rules, 2016.

Ref: 1) Consent to Operate granted by Board valid upto 31.05.2021
2) Complaint received from Shri Pramod Ghate regarding air and noise pollution Nuisance.
3) Visit of Board official dtd. 15.07.2021
4) Sub Regional Officer, Pune-II Submitted legal action proposal vide no. MPCB-LEGAL_ACTIONS-220921009, Dtd. 28.09.2021

WHEREAS, your industry is located in the "Pollution Prevention Area" under the Water (Prevention & Control of Pollution) Act 1974, under the Air (Prevention & Control of Pollution) Act 1981 and Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 followed by further amendments made therein from time to time.

AND WHEREAS, the Board had granted the consent to operate under Section 26 of the Water (Prevention & Control of Pollution) Act, 1974, under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Rule 6 of the Hazardous & Other Wastes (MH & TM) Rules, 2016 and amendments thereof.

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 to achieve the standards prescribed in the consent.

AND WHEREAS, Board office has received complaint from Shri Pramod Ghate regarding air and noise pollution nuisance due to your activity.

AND WHEREAS, Board official has visited on 15.07.2021 to your industry to investigate the said complaint and accordingly Sub Regional Officer Pune-II submitted legal action proposal vide reference (4) with following non-compliances and observations were made as below,

1. The analysis report of ETP outlet are exceeding the consented limit of BOD parameter.
2. The analysis report of STP outlet are exceeding the consented limit of BOD and SS parameters.
3. The analysis report of AAQM are exceeding the National Ambient air quality standards limit of RSMP parameter.
4. The analysis report of stack is exceeding the consented limit of TPM parameter.

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5. The AAQM carried out at complainant residence at three different locations are exceeding for the parameter RSPM than standards limit as per the National Ambient air quality standards for residence area.

AND WHEREAS, from the record of this office and observations made during the visit, I came to the conclusion that, you are not complying the conditions mentioned in consent granted by the Board and also you have not complied with the provision of Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 thereby causing grave injury to the environment.

NOW THEREFORE, in exercise of the powers conferred upon me under section 33 A of Water (Prevention & Control of Pollution) Act, 1974 and Section 31 A of Air (Prevention & Control of Pollution) Act, 1981, I, undersigned Regional Officer of the Board, at Pune hereby issue directions as under-

1. Why your industry shall not be directed to close down the manufacturing activity forthwith?
2. Why the competent authorities shall not be directed to disconnect Water / electricity supply of your industry?

You are directed to submit your reply within 07 days alongwith corrective action plan towards the compliance of above non-compliances along with all necessary documents and also directed to remain **present for personal hearing on 16/05/2008 at 3:00 pm** in the office of Regional Officer, M. P. C. Board, Jog centre, 3rd floor, wakadewadi, Pune-03 along with action plan towards the compliance of above related points, failing which further necessary action as deemed fit in your case as per the provisions of various environmental enactments will be initiated against you, which may please be noted.

For and on behalf of
Maharashtra Pollution Control Board

o/c
[Signature]
19/05

[Signature]
Regional Officer,
M. P. C. Board Pune.

Copy Submitted for information to

1. Joint Director (WPC), M.P.C. Board, Mumbai.
2. Law Officer, M.P.C. Board, Mumbai.

Copy to-

The Sub-Regional Officer, M.P.C.Board, Pune-I :-

- You are directed to keep the follow up and report the compliance from time to time.