



Pollution Control Board, Assam

(Department of Environment & Forests : : Government of Assam)

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ

(অসম চৰকাৰৰ বন আৰু পৰিৱেশ বিভাগ)

(An ISO 9001:2008 & BS OHSAS 18001:2007 Certified Organisation)

No. WB/BONG/T-130/P/10-11/17

Dated Guwahati, the 11th July, 2016

To

M/s. Shyam Brick Industry
Vill. & P.O.: Pub Barmachari
Dist.: Baksa (BTAD) (Assam).

Sub: CLOSURE NOTICE.

Whereas, you are operating your brick manufacturing unit in the name & style as M/s. Shyam Brick Industry, Vill. & P.O.: Pub Barmachari, Dist: Baksa (BTAD) (Assam);

Whereas, you are operating your unit without obtaining Consent to Establish / Consent to Operate from this Board and thereby violated the Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date;

Whereas, Pre-Closure Notice had been issued to your unit to obtain Consent to Operate as per Air (Prevention & Control of Pollution) Act, 1981 as amended from the Board but you have neither applied for the same nor replied to the Pre-Closure Notice;

Whereas, Pre-Closure Notice issued to you to obtain Consent to Operate as per Air (Prevention & Control of Pollution) Act, 1981 as amended from the Board but you have failed even to apply for the same;

Whereas, as per Section-21 of Air (Prevention & Control of Pollution) Act, 1986, no person shall, without the previous consent of the State Board, establish or operate any industrial plant in an air pollution control area;

Whereas, Govt. of Assam has declared vide Notification No. STE/49/83/128 dtd. 31.03.1993 the whole State of Assam as Air Pollution Control Area under Section 19 of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date;

Now, considering the fact & circumstances as stated above and also in absence of any fresh submission from your end the Pollution Control Board, Assam is of the view that you have non-chalantly violated the provisions of the law in force causing air pollution to the environment and in exercising of powers conferred upon it under Section 31(A) of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date, you are hereby directed to **CLOSE DOWN** the operation of your unit forthwith.

OTC

Member Secretary (i/c)

Memo No. WB/BONG/T-130/P/10-11/17-A

Dated Guwahati, the 11th July, 2016

Copy to:

1. The Secretary to the Govt. of Assam, Environment & Forests Deptt., Dispur, Guwahati-6 for kind information.
2. The Deputy Commissioner, Baksa (BTAD) District for kind information.
3. The Supdt. of Police, Baksa (BTAD) District for favour of information.
4. P.A. to the Chairman, PCBA for kind appraisal of Hon'ble Chairman.
5. The Dy. General Manager (Distribution), Baksa (BTAD) Electrical Circle, ASEB. You are hereby requested to disconnect the electricity supply to the unit under Section-31(B) of the Air (Prevention & Control of Pollution) Act, 1981.
6. The Executive Engineer, Regional Lab cum Office, Bongaigaon for information & necessary action.

Member Secretary (i/c)

Head Office : Bamunimaidam, Guwahati - 781021, Assam : India.

Phone : 2652774 & 2550258 ; Fax : 0361-2550259 ; Gram : POLLUTIONCONTROL

E-mail : membersecretary@pcbassam.org ; Website : www.pcbassam.org

Regional Offices at : Dibrugarh, Golaghat, Sibsagar, Tezpur, Guwahati, Bongaigaon, Nagaon & Silchar



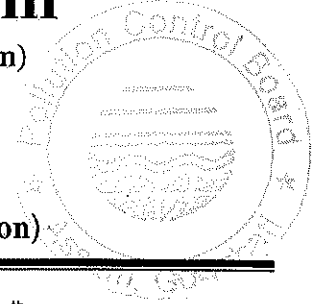
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No. WB/GUW/T-3152/16-17/79

Dated Guwahati, the 24th Aug., 2016

To

M/s. R.C. Brick Industry,
C/o. Sri Ramananda Chowdhury (Proprietor),
Vill: No - 5 Goreswar, P.O: Goreswar,
Dist.: Baksa (BTAD) Assam

Sub: CLOSURE NOTICE

Ref: i) Pre-Closure Notice of the Board dtd. 31.12.2015.
ii) Order of the Hon'ble National Green Tribunal in O.A. No. - 63/2015/EZ (Jaydeep Mukharjee Vs Pollution Control Board, Assam & Anr.) passed on 12.07.2016.

WHEREAS, you are operating your brick manufacturing unit in the name & style of M/s. R.C. Brick Industry, C/o. Sri Ramananda Chowdhury (Proprietor), Vill: No - 5 Goreswar, P.O: Goreswar, Dist: Baksa (BTAD) (Assam) which has been causing pollution in the surrounding area;

WHEREAS, you are operating your unit without obtaining regular Consent to Operate from the Board & thereby violated the Section 21 of Air (Prevention & Control of Pollution) Act, 1981 as amended till date;

WHEREAS, as per Section 21 of Air (Prevention & Control of Pollution) Act, 1981, no person shall without the previous Consent of the State Board, establish or operate any Industrial Plant in an air pollution control area;

WHEREAS, the Govt. of Assam has declared the whole State of Assam as Air Pollution Control Area under Section 19 of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date vide Notification No. STE.49/83/128 dtd. 31st March, 1993 and it comes into force with effect from 12th May, 1993;

NOW, in compliance of the order of Hon'ble National Green Tribunal in O.A. No. - 63/2015/EZ (Jaydeep Mukharjee Vs Pollution Control Board, Assam & Anr.) passed on 12.07.2016 & under the facts & circumstances aforesaid Pollution Control Board, Assam is constrained to inform you that, you have nonchalantly violated the provisions of law in force thereby in exercising of powers conferred upon it under Section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date, you are directed to stop operation of your unit forthwith.

FURTHER, in compliance of the Order of the Hon'ble National Green Tribunal as quoted under reference, the Environmental Compensation Fine of Rs. 1,00,000.00 (Rupees one lakh) has been imposed on your unit as your unit falls in Category-C as per the order of Hon'ble National Green Tribunal (Eastern Zone) passed on 12th July, 2016 in O.A. No. - 63/2015/EZ (Jaydeep Mukharjee Vs Pollution Control Board, Assam & Anr.) which should be cleared within 30 (thirty) days and shall be deposited in the Form of Bank Draft drawn in favour of the Member Secretary, Pollution Control Board, Assam payable at Guwahati. Your Consent to Operate application, if submitted shall be considered after deposition of the Environmental Compensation Fine.

Member Secretary(i/c)

Dated Guwahati, the 24th Aug., 2016

Memo No. WB/GUW/T-3152/16-17/79-A

Copy to:

1. The Secretary to the Govt. of Assam, Environment & Forests Deptt., Dispur, Guwahati-6 for favour of kind information.
2. The Deputy Commissioner, Baksa (BTAD) District for information and requested to ensure Closure of the Unit.
3. The Supdt. of Police, Baksa (BTAD) district for information and requested to ensure Closure of the Unit.
4. P.A. to the Chairman, PCBA for kind appraisal of Hon'ble Chairman.
5. The Legal Advisor, Pollution Control Board, Assam for information & necessary action.
6. The Deputy General Manager (Distribution), APDCL, Rangia Electrical Circle, Rangia-781354 for information & necessary action. He is requested kindly to disconnect the electrical supply of M/s. R.C. Brick Industry, C/o. Sri. Ramananda Chowdhury (Proprietor), Vill: No - 5 Goreswar, P.O: Goreswar, Dist: Baksa (BTAD) Assam under Section 31(A) of Air (Prevention & Control of Pollution) Act, 1981 as amended & inform the same to this Board urgently.
7. Mr. Justice S.P. Wangdi, Judicial Member, National Green Tribunal, Eastern Zone Bench, Kolkata for information.
8. The Nodal Officer, Head Office, Pollution Control Board, Assam for information & necessary action.
9. The EITO, IT Section, Head Office, Pollution Control Board, Assam for information & necessary action.
10. The Addl. Chief Env. Engineer, Regional Office, Guwahati, PCBA for information & necessary action.
11. Concerned file for record.

Member Secretary(i/c)

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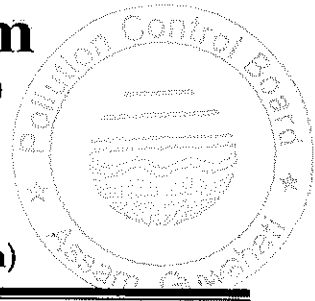
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No. WB/GUW/T-3152/16-17/78

Dated Guwahati, the 24th Aug., 2016

To

M/s. R.K.C. Brick Industry,
C/o. Sri. Ramananda Chowdhury (Proprietor),
Vill: No. - 5 Goreswar, P.O: Goreswar,
Dist.: Baksa (BTAD) Assam

Sub: CLOSURE NOTICE

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WHEREAS, you are operating your unit without obtaining regular Consent to Operate from the Board & thereby violated the Section 21 of Air (Prevention & Control of Pollution) Act, 1981 as amended till date;

WHEREAS, as per Section 21 of Air (Prevention & Control of Pollution) Act, 1981, no person shall without the previous Consent of the State Board, establish or operate any Industrial Plant in an air pollution control area;

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