



April 23, 2018

B-33014/7/2018/IPC-II/

To

M/s Maharaja international,  
Pawan Cement Co. Pvt. Ltd.  
Nr. Sales tax check post,  
Amirgadh, tal. Amirgadh  
Dist. Banaskantha,  
Gujarat - 385130

**Sub: Revocation of closure direction under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system**

Ref.: 1. Notice under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line emission monitoring system dated July 24, 2015  
2. Closure Direction under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line emission monitoring system dated July 27, 2016

WHEREAS, the cement plants are identified as one of the 17 categories of highly polluting industries which have been discharging environmental pollutants directly or indirectly into the ambient air and water, having potential threat to cause adverse effect on the water and air quality; and

WHEREAS, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed thereunder; and

WHEREAS, there is need to inculcate habit of self-monitoring within the industries for complying with the prescribed standards and this can be achieved by the methods like installing online emission monitoring devices; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online source emission and effluent monitoring systems need to be installed and operated by the industries on 'polluter pays principle'; and

WHEREAS, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring system w.r.t. PM, NOx and SO<sub>2</sub> in cement industries; and

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time upto June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

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WHEREAS, a letter dated May 29, 2015 was issued by the Chairman, CPCB to all the SPCBs/ PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units; and

WHEREAS, concerned SPCB/ PCC issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and section 31A of the Air (Prevention & Control of Pollution) Act, 1981 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

WHEREAS, Show Cause Notice under Section 5 of Environment (Protection) Act 1986, was issued on July 24, 2015 to all cement plants to show-cause as to why the unit should not be closed down, if the unit has not complied fully with the directions issued w.r.t. installation of online continuous emission monitoring system (OCEMS) by June 30, 2015. Further it was directed to submit documentary evidence regarding status of installation and connectivity; and

WHEREAS, closure direction u/s 5 of Environment (Protection) Act 1986, was issued on July 27, 2016 as no confirmed information was received from M/s Maharaja international, Pawan Cement Co. Pvt. Ltd. Amirgadh, Dist. Banaskantha, Gujarat regarding installation of online monitoring system and connectivity of online continuous emission monitoring system and it was observed that connectivity of OCEMS with CPCB server had not been established by the unit; and

WHEREAS, the unit, vide letter dated 04.01.2018 claimed that it had completed installation and connectivity of OCEMS with CPCB server. The claim was verified by IT Division, CPCB on 28.02.2018; and

WHEREAS, details of stacks has been obtained from the unit vide letter dated 30.03.2018 stating that the unit is operating only grinding facility and rest of the plant is not in operation.

WHEREAS, a meeting, of the three member committee, constituted for examination and recommendation for revocation of closure direction issued by CPCB was held on 17.04.2018 and the committee recommended that the closure direction issued to M/s Maharaja international, Pawan Cement Co. Pvt. Ltd. Amirgadh, Dist. Banaskantha, Gujarat may be revoked with the condition that unit shall submit performance audit report of emission control system from Govt. institute within 45 days; and



Now THEREFORE, in view of the above and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986 vide Ministry of Environment & Forests, Government of India Notifications No. S. O. 157 (E) of 27.02.1996 and S. O. 730 (E) dated 10.07.2002, closure direction issued to M/s Maharaja international, Pawan Cement Co. Pvt. Ltd. Amirgadh, Dist. Banaskantha, Gujarat dt. 27.07.2016 is hereby revoked for its grinding operation only. The unit shall submit performance audit report of emission control system from Govt. institute within 45 days. In case of non-compliance, appropriate action as deemed fit under the provisions of Environment (Protection) Act, 1986 will be initiated against the unit without any further notice.

23.4.18  
[S. P. S. Parihar]  
Chairman

Copy to:

1	The Chairman Gujarat Pollution Control Board Sector 10-A Gandhi Nagar - 382 043, Gujarat	For information & ensuring compliance please.
2.	The District Magistrate Dist- Banaskantha, Gujarat	
3.	The Chairman Gujarat State Electricity Corporation Ltd. Sardar Patel Vidyut Bhawan Race Course, Vadodara-390007	
4	The Regional Director Regional Directorate (West) Central Pollution Control Board Synergy House - II, Gorwa Subhanpura Road Subhanpura, Vadodara - 390023	For information please.
5	The Additional Secretary (AKM) Ministry of Environment, Forests and Climate Change Prithvi Wing, 2nd Floor, Room No. 216 Indira Paryavaran Bhawan Aliganj, JorBagh Road, New Delhi - 110003	
6	The Divisional Head, IT, CPCB, Delhi	

(A. Sudhakar)  
Member Secretary

M/s Maharaja international, Pawan Cement Co. Pvt. Ltd. Amirgadh, Dist.  
Banaskantha, Gujarat