

BY REGISTERED AD

B-448/PCI-III/DIST /2k16-17

April 06, 2017

To

M/s. Bajaj Hindustan Ltd., (Distillery)
Palia Kalan, Lakhimpur, Kheri District
Uttar Pradesh-262902

**Closure direction Under Section 5 of the Environment (Protection) Act, 1986
regarding failure in installation of on-line monitoring systems**

WHEREAS, distilleries 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, for strengthening the monitoring and compliance through self regulatory mechanism, 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. Particulate Matter parameter & online effluent monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in 17 categories of industries including distilleries; and

WHEREAS, it was clarified that flow meter & web camera may be installed in case of units achieving zero liquid discharge (ZLD) by March 31, 2015 vide guidelines uploaded on website of CPCB dated November 7, 2014; and

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to 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

WHEREAS, in follow up to the directions issued to the SPCBs/PCCs, CPCB had issued show cause notice under section 5 of the Environment (Protection) Act, 1986 dated 24.07.2015 to the unit M/s. Bajaj Hindustan Ltd., (Distillery), Lakhimpur Kheri District, Uttar Pradesh, as to why the unit should not be closed down if the unit has not complied fully with the direction issued w.r.t. installation of online emission & effluent monitoring system by June 30, 2015. It was further directed to submit documentary evidence regarding status of installation and connectivity of online emission & effluent monitoring system; and

WHEREAS, in reply to the notice, it was informed by the unit that the unit has installed online monitoring systems and had provided details of the installed systems; and

WHEREAS, CPCB has already uploaded the sector specific requirement for the installation and connectivity of online emission and effluent monitoring systems for the 17 category of industries including distilleries, in the CPCB website at the following link; http://cpcb.nic.in/Online_Monitoring_Clarification.php; and

WHEREAS, as on date, CPCB is not able to verify the data connectivity of the online monitoring systems from the unit and hence the claim of the unit regarding installation of online monitoring systems cannot be acceded; and


WHEREAS, the Ministry of Environment & Forests, Government of India, vide notifications No. S.O. 157 (E) of 27.02.1996 and S.O. 730(E) dated 10.07.2002, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board, to issue directions to any industry or any local body or any other authority for violations of the standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof.

NOW, THEREFORE, in view of the failure of the unit w.r.t installation of online monitoring devices and providing its connectivity to CPCB in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, it is hereby directed that the unit **M/s. Bajaj Hindustan Ltd., (Distillery), Lakhimpur Kheri District, Uttar Pradesh, shall close down all manufacturing operations and shall not restart its operations until the unit provides connectivity of the required online monitoring devices to the CPCB/SPCB server.** The unit shall obtain permission from CPCB for restarting manufacturing operations after complying with the directions. A copy of the sector specific requirement of CPCB for the distillery sector, available in the CPCB website, is enclosed for ready reference.

In case of default in compliance with the above directions by the unit, CPCB will be constrained to initiate appropriate action against the unit, in accordance with the provisions of the Environment (Protection) Act, 1986.


(S. P. Singh Parihar)
CHAIRMAN

Copy to:

1. The Chairman : For information & ensuring compliance of directions.
Uttar Pradesh Pollution Control Board,
Building No. TC-12V,
Vibhuthi Khand, Gomti Nagar,
Lucknow – 226 020
2. The Advisor (CP Division) :For information, pl
Ministry of Environment, Forest & C.C
Prithvi Block, Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi – 110 003


Dir of u/s 5 E (P) A 1986 to M/s. Bajaj Hindustan Ltd., (Distillery), Lakhimpur Kheri District, Uttar Pradesh,

3 The Regional Director,
CPCB Regional Directorate,
PICUP Bhawan,
Ground Floor,
Vibhuti Khand, Gomti Nagar,
Lucknow – 226 010.

: For follow up and ensuring
compliance.

4 The District Magistrate,
Lakhimpur, Utter Pradesh

: With request to ensure
compliance of closure direction,
pl.

5. The Superintending Engineer (EDD Lakhimpur)
Madhyanchal Vidyut Vitran
Nigam limited; Head Office 4-A,
Gokhale Marg, Lucknow-226001

: With request to dis-connect
the power supply for industrial
operations. However, power
supply for domestic and
security purposes to continue,
Pl.

6. The Div. Head, I.P.C-III, CPCB

7. The Div. Head, IT Division, CPCB

(A B Akolkar)
MEMBER SECRETARY