

**SPEED POST**

F. No. B-190019/Textile/WQM-II/2017- 18

Dated: 23.11.2017

To

**M/s Nirbhay Industries,  
A-3, Rooma Industries Area,  
Kanpur, Uttar Pradesh**

**Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 – Revoke reg.**

**WHEREAS**, the Textile, Dyeing & Bleaching industries are identified as one of the Grossly Polluting industries (GPIs) 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 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; and

**WHEREAS**, M/s Nirbhay Industries, (hereafter referred as the Unit), is a Textile industry located at A-3, Rooma Industries Area, Kanpur, UP; and

**WHEREAS**, the unit was inspected on April 12, 2017, by representatives of CPCB and it was observed that the unit has no connectivity of the online continuous Effluent monitoring system (OCEMS), and

**WHEREAS**, CPCB issued closure direction dated 04.07.2017 under Section 5 of the Environment (Protection) Act, 1986; to the Unit, to close down till registration of online monitoring system and connectivity with CPCB/UPPCB server.

**WHEREAS**, the unit's reply vide letter dated, 14/08/2017, 24/08/2017 and 29/08/2017 were examined and the following observations are made-

- (i) The unit has registered OCEMS, provided connectivity with CPCB server.
- (ii) The unit has submitted self-certificate mentioning that it has stopped the operations with effect from 21.07.2017.
- (iii) The unit has submitted copy of application of Water and Air consent.

**AND WHEREAS**, the unit is connected with CETP, Rooma, Kanpur for conveyance and treatment of effluent; and

**WHEREAS**, UPSIDC, vide letter dt 14.08.2017 informed that the maintenance work of CETP has been completed, CETP is ready for commissioning and requested for revoke of closure directions issued to member unit to ensure availability of effluent for trial run of CETP; and

**WHEREAS**, CPCB Constituted a Three-Member Committee vide office order dated 27/09/2017 having representative from CPCB, MoEF&CC and NMCG for examination and recommendation for revocation of the closure direction issued by CPCB; and

**WHEREAS**, The Three Member Committee in its meeting held on 31/10/17 examined the replies dated 14/08/2017, 24/08/2017 and 29/08/2017 and recommended for the revoke of the closure direction.

**NOW THEREFORE**, in view of the above observations and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act 1986, the closure directions dated 15.05.2017 & 04.07.2017 are hereby revoked and M/s Nirbhay Industries, A-3, Rooma Industries Area, Kanpur, UP is hereby directed to comply with the following-

- I. The Unit shall resume manufacturing operations only after seeking valid consent from UPPCB.
- II. The Unit shall take necessary action to ensure that primary treated effluent discharged by the Unit will comply the inlet to CETP standards prescribed by the UPPCB / SPV and the effluent is further treated in the CETP as per the standards notified by Central Government vide Gazette notification dated 01.01.2016 under Environment (Protection) Rules, 1986.
- III. The unit shall submit treated effluent quality analysis report from recognised laboratory under the Environment Protection act 1986 within 30 days after resume of operation.
- IV. The unit shall immediately inform to CPCB on resumption of manufacturing operations.


In case of failure of the unit to comply with the directions, action will be taken in accordance with the provisions under Environment (Protection) Act, 1986

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**(S.P. SINGH PARIHAR)**  
**CHAIRMAN**

Copy to:

- 1 **Member Secretary**  
**Uttar Pradesh Pollution Control Board,**  
Building No. TC-12V, Vibhuti Khand, Gomti Nagar,  
**Lucknow - 226 010** For information pls.
- 2 **Advisor (CP Division)**  
**Ministry of Environment, Forest & Climate Change**  
Prithvi Block, Indira Paryavaran Bhawan,  
Jorbagh Road,  
**New Delhi - 110 003** For kind information pls.

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| 3 | <b>District Magistrate</b><br>Collectorate Office, Distt. Kanpur,<br><b>Kanpur (UP)-208001</b>  | For information pls                                  |
| 4 | <b>Managing Director</b><br><b>Kanpur Electricity Supply Company Ltd.,</b><br>Kesa House, 14/71 Civil Lines,<br><b>Kanpur(UP)-208001</b>                                  | With the request to<br>Connect electricity<br>supply |
| 5 | <b>In-charge, Regional Office (North),</b><br>Central Pollution Control Board,<br>PICUP Bhawan, Ground Floor,<br>Vibhuti Khand, Gomti Nagar,<br><b>Lucknow – 226 010.</b> | For information.                                     |
| 6 | In-charge, IT Division, CPCB  |  |
| 7 | In-charge, WQM-II Division, CPCB  | For information.                                     |
| 8 | In-charge, IPC-III Division, CPCB   | For information.                                     |
| 9 | Master File, WQM-II Div., CPCB  |  |

  
**(A. SUDHAKAR)**  
**MEMBER SECRETARY**