

By Speed Post

F.NO. B-23012/1/IPC-III / 12775

November 16, 2018

To

**M/s Ashoka Pulp and Paper Pvt. Ltd.,**  
Plot No. 11, Site-2, Loni Road, Industrial Area,  
Mohan Nagar, Ghaziabad, UP

**DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986**

**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 there under; and

**WHEREAS**, the Ministry of Environment, Forest, & Climate Change, Govt. of India, vide notification S.O.157(E) of 27.02.1996 has delegated powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board (CPCB), to issue direction to any industry, Municipal Corporation, Municipal Council, Cantonment Board, to any local or other Authority for the violation of emission and effluent standards notified under the Environment (Protection) Rules, 1986 and other standards and norms; and

**WHEREAS**, M/s Ashoka Pulp & Paper Pvt. Ltd., Mohan Nagar, Ghaziabad, UP (*hereafter referred to as 'the Unit'*) is engaged in manufacturing of Kraft paper using wastepaper as raw material with an installed capacity 150 TPD; and

**WHEREAS**, CPCB received a public complaint dated 19.09.2017, of Shri Jagnath, resident of Rajnagar, Ghaziabad, UP, forwarded by MoEFCC vide mail dated 23.10.2017 regarding discharge of untreated wastewater by the Unit in Hindon River through bypass drain; and

**WHEREAS**, the Unit was inspected by a team of officials from CPCB on October 26, 2017 and found that the Unit discharging untreated effluent through additional outlet (by-pass drain) and ETP treated effluent found non-complying with the prescribed effluent discharge standards; and

**WHEREAS**, CPCB issued closure direction vide letter dated 20.11.2017 under section 5 of Environment (Protection) Act, 1986 to M/s Ashoka Pulp & Paper Pvt. Ltd., Ghaziabad, UP; and

**WHEREAS**, the unit replied vide letter dated 28.11.2017 and informed to have closed down all the manufacturing operation. The unit replied vide letter dated *nil* (received in CPCB on 08.12.2017) and submitted adequacy assessment reports, compliance *affidavit*, and status of CPCBs closure direction which was examined by CPCB; and

**WHEREAS**, CPCB has constituted a three-member Committee vide office order dated 03.10.2017 having representative(s) from CPCB and MoEF&CC for examination and review of closure directions issued by CPCB for revocation; and

**WHEREAS**, the Committee in its meeting held on 28.02.2018 reviewed the above matter and recommended for physical verification of the unit for ascertaining compliance status; and

**WHEREAS**, complaints regarding non-compliance of closure direction by aforesaid unit was received in CPCB and the same was forwarded to UPPCB office vide our letter dated 26.02.2018. Regional office, Ghaziabad, UP Pollution Control Board (UPPCB) vide its reply e-mail dated 27.02.2018 and letter dated 07.03.2018 informed that UPPCB officials inspected the unit on 16.02.2018 and 23.02.2018 and further reported that electricity supply to the Unit was not disconnected. The unit electric power supply was disconnected by Paschimanchal Vidyut Vitaran Nigam Limited (PVVNL) on 01.03.2018; and

**WHEREAS**, from the electricity bill provided vide above-mentioned complaint and reported disconnection of electricity on 01.03.2018, it appears that the unit has not closed down its manufacturing operation, as stated in its letter dated 28.11.2017, submitted *affidavit* dated 08.12.2017 & has continued operation and for which action as per the law shall be initiated separately; and

**WHEREAS**, the unit was inspected by CPCB on 20.03.2018 for physical verification of the compliance status of CPCB closure direction. The Unit was found closed during the visit. The boilers were found closed and sealing done by UPPCB at the boilers ID fan and coal feeder pump was found intact during the visit; and

**WHEREAS**, the Committee in its meeting held on 17.04.2018 reviewed compliance status of unit and recommended for revocation of closure direction subject to conditions; and

**WHEREAS**, CPCB issued revocation direction vide letter dated 18.05.2018 under section 5 of Environment (Protection) Act, 1986 to the unit subject to following conditions:

1. Before commencement of operations, industry shall obtain valid Consent to Operate under the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Hazardous and Other Wastes (Management and Trans-boundary Movement) Rules, 2016 from respective State Pollution Control Board and industry shall not operate under any circumstances without valid consent orders.
2. The Unit shall submit performance audit /evaluation report of the ETP system by CPPRI, Saharanpur, within 45 days of commencement of operations.

**AND WHEREAS**, the unit replied vide letter dated 28.07.2018, 'nil' (received on 14.09.2018) & 03.10.2018 and informed to have obtained consent under Water & Air Act from UPPCB and resumed its manufacturing operation w.e.f 27.07.2018. However, the unit informed that due to busy schedule of CPPRI, they are not able to do adequacy assessment of their ETP; and

**WHEREAS**, as per the revocation direction conditions, the unit was required to submit performance audit/evaluation report of ETP to CPCB within 45 days of commencement of operation. The unit failed to comply with the conditions of the revocation directions as per the timeline; and

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**NOW, THEREFORE**, in view of the above and in exercise of the powers delegated to the Chairman, CPCB under section 5 of the Environment (Protection) Act, 1986, the **following modified direction is issued for compliance to M/s Ashoka Pulp & Paper Pvt. Ltd.**, Ghaziabad, UP:

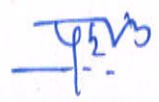
- 1 The Unit shall submit actual performance audit /evaluation report of the ETP system from reputed govt. organisation like CPPRI/NEERI/IIT etc. within 3 weeks from the date of receipt of this direction.

In case of default in compliance with the above directions, CPCB will be constrained to initiate appropriate actions against the Unit, without giving any further notice, in accordance with provisions of the Environment (Protection) Act, 1986.

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

Copy to:

- 1 **The Member Secretary,**  
Uttar Pradesh Pollution Control Board,  
Building No-TC- 12 V, Vibhuti Khand,  
Gomati Nagar, Lucknow-226010 : To ensure compliance of the direction pl.
- 2 **The Regional Director,**  
Regional Directorate (Lucknow),  
Central Pollution Control Board,  
PICUP Bhawan, Ground Floor, Vibhuti  
Khand, Gomati Nagar, Lucknow-226010 : For information pl.
- 3 **The Advisor (CP Division)**  
Ministry of Environment, Forest & Climate Change,  
Indra Paryavaran Bhavan, Jor Bagh Road,  
New Delhi-110003 : For information pl.
- ✓ 4 The Divisional Head, IT Division, CPCB, Delhi : To upload the direction at CPCB website pl.
- 5 The Divisional Head, IPC-III Division, CPCB, Delhi : For record purpose.

  
**(PRASHANT GARGAVA)**  
**MEMBER SECRETARY**