

SPEED POST

B-33014/07/IPC-II/TPP/2018/

July 30, 2018

To

9268  
The General Manager/Plant Head  
Ind-Barath Energy (Utkal) Ltd  
Sahajbahal Village, Lakhanpur Tehsil,  
Dist: Jharsuguda; Odisha

**Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system- Closure thereof.**

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

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

WHEREAS, directions under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 were issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring systems w.r.t PM, SO<sub>2</sub> & NO<sub>x</sub> parameters & online effluent monitoring system for pH, TSS, & Temperature parameters in thermal power plants; and

WHEREAS, it is presumed that concerned SPCB/PCC has also in-turn issued direction under section 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974 and section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981 to M/s Ind-Barath Energy (Utkal) Ltd to install the online effluent and emission monitoring system; and

WHEREAS, under section 5 of the Environment (Protection) Act, 1986 a notice was served on August 25, 2017 to show cause as to why the plant should not be closed down, if the plant has not complied fully with directions issued w.r.t installation of on-line effluent and emission monitoring system by February 28, 2017, and the plant was further directed to install online continuous emission & effluent monitoring systems (OCEMS) for parameters namely PM, SO<sub>2</sub>, NO<sub>x</sub> & pH, TSS, Temperature, flow and submit the status; and

WHEREAS, M/s Ind-Barath Energy (Utkal) Ltd has so far not complied fully with the directions issued by CPCB on August 25, 2017. The OCEMS is not installed / connected for Unit - 1; and

WHEREAS, 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

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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 exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, M/s Ind-Barath Energy (Utkal) Ltd is hereby directed not to operate Unit- 1 without installation of complete Online Continuous Emission and Effluent Monitoring Systems and providing connectivity to CPCB server.

*h* 06/08/14  
(SPS Parihar)  
Chairman

**Copy to:**

1. The Chairman  
Odisha State Pollution Control Board  
Paribesh Bhawan, A-118, Nilakantha Nagar  
Unit VIII, Bhubaneswar - 751 012,  
Odisha
2. The Additional Secretary (CP Division)  
Ministry of Environment, Forests and Climate Change  
Prithvi Wing, 2nd Floor, Room No. 216  
Indira Paryavaran Bhawan, Aliganj,  
Jor Bagh Road, New Delhi - 110 003
3. The Regional Director  
Central Pollution Control Board  
Southend Conclave, Block 502, 5th & 6th Floor  
1582, Rajdanga Main Road  
Kolkata - 700 107
4. The District Magistrate,  
District Collector Office, Sambalpur - Rourkela Highway,  
Biju Nagar, Jharsuguda - 768 204, Odisha
- ✓ 5. The Divisional Head- IT, CPCB

*Pr*  
(Prashant Gargava)  
Member Secretary

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