

Speed Post

F.No.B-222/PCI-III/2K11-2K12/ 810

26th September, 2018

To,

M/s Bajaj Hindustan Sugar Ltd. (Distillery Unit),
Village -Athdama, Tehsil-Rudhauri,
Dist. Basti, Uttar Pradesh

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 & Forests, 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

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) to comply with the effluent discharge standards as notified under the Environment (Protection) Act, 1986 and the Rules framed there under and also to meet the consent conditions granted by State Pollution Control Board (SPCBs) / Pollution Control Committees (PCCs); and

WHEREAS, M/s Bajaj Hindustan Ltd. (Distillery Unit), Village -Athdama, Tehsil-Rudhauri, Dist. Basti, Uttar Pradesh (hereinafter referred as 'the Unit') was inspected by the officials of CPCB during May 02-04, 2011 and based on the observations made, directions were issued on 13.05.2011 by CPCB under section 5 of the Environment (Protection) Act, 1986 for compliance; and

WHEREAS, the Unit's reply to the directions was examined and CPCB had issued direction under section 5 of the Environment (Protection) Act, 1986 on 28.11.2011 to the Unit for compliance of the measures including adoption of Zero Liquid Discharge (ZLD); and

WHEREAS, the Unit's reply to the direction was examined and the Unit was inspected by a team of CPCB officials in December, 2011 and afterwards on 15.07.2014 and based on the observations made during the visit, the unit was issued Show cause notice u/s 5 of the Environment (Protection) Act, 1986 for not complying with the directions of CPCB; and

WHEREAS, the Unit's reply to the S/c notice was examined, wherein the Unit had provided documentary evidences regarding installation of MEE for achieving ZLD and the unit was informed to complete the installation within the stipulated time frame of the ZLD action plan; and

WHEREAS, the Unit was inspected by the officials of CPCB, RD, Lucknow on 02.03.2017 and based on the observations made during the visit CPCB had issued direction u/s 5 of the Environment (Protection) Act, 1986 to the unit dated 17.05.2017 for closing down the manufacturing operations and not to restart operation until complying with the directions; and

WHEREAS, the unit had provided reply to the direction issued by CPCB vide letters dated 22.09.2017 and 24.11.2017 along with supporting documents and the Three Member Committee constituted for examination and recommendation of the revocation of closure directions issued by CPCB, had recommended revocation of closure subject to certain conditions; and

WHEREAS, based on the recommendation of the Three Member Committee, CPCB had revoked the closure direction issued to the unit on 07.12.2017 and allowed resumption of manufacturing operations subject to conditions; and

WHEREAS, the Unit was again inspected by the officials of CPCB, RD, Lucknow on 01.05.2018 for verifying the compliance to the directions and based on the observations made during the visit, CPCB had issued direction u/s 5 of the Environment (Protection) Act, 1986 to the unit on 22.06.2018 for closing down the manufacturing operations and not to restart operation until complying with the directions; and

WHEREAS, CPCB constituted a three member Committee vide office order dated 03.10.2017 having representative(s) from CPCB and MOEF&CC for examination and recommendation of the revocation of closure directions issued by CPCB; and

WHEREAS, the unit has provided reply to the direction issued by CPCB vide letters dated 23.08.2018 and 27.07.2018 along with supporting documents and the Three Member Committee constituted for examination and recommendation of the revocation of closure directions issued by CPCB, in its meeting held on 14.09.2018 has recommended revocation of closure direction subject to certain conditions; and

NOW, THEREFORE, in view of the compliance reported by the unit and its review by the aforesaid committee and exercising the powers delegated to the Chairman Central Pollution Control Board (CPCB) under section 5 of the Environment (Protection) Act, 1986, the unit is hereby allowed to resume its manufacturing operations with subject to following conditions:

1. The unit shall be permitted to operate **for 03 months** from the date of receipt of the directions.
2. The unit shall comply with all the conditions of the closure direction issued by CPCB on 17.05.2018.
3. The unit shall complete the installation of additional ammonia stripper unit in the CPU as per the commitment given and shall reuse the entire condensate generated.
4. The unit shall finalise the timeline for installation of spent wash incinerator as per the proposal.
5. The unit shall fully comply with the direction for OCEMS installation with respect to installation and connectivity of online flow meters, mass flow meters and cameras, as per CPCB guidelines before commencement of operations and the same shall be informed to CPCB.
6. The unit shall inform the commencement of operations to CPCB and shall be subjected to physical verification by CPCB for ensuring compliance to directions.
7. The unit shall not continue operations after 03 months without obtaining modified directions from CPCB based on the physical verification report.

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

(Arun Kumar Mehta)
CHAIRMAN

Copy to:

1. The Chairman,
Uttar Pradesh Pollution Control Board
Building No. TC-12V, Vibhuthi Khand, Gomti
Nagar, Lucknow - 226 020 : For ensuring compliance of
directions & ZLD conditions by the
unit. The self-certificate provided
by the unit may also be verified,
please (copy attached)
2. The Regional Director,
CPCB Regional Directorate(North),
PICUP Bhawan, Ground Floor, Vibhuti Khand,
Gomti Nagar, Lucknow-226010 : For information, pl
3. The District Magistrate,
District-Basti, Uttar Pradesh : For information regarding
revoking of closure direction, pl.
4. The Chief Engineer (Basti Zone), Purvanchal : With request to restore the power
supply to the unit, pl
Vidyut Vitran Nigam limited,
Malviya Road, Basti-1, Uttar Pradesh
5. The In-charge, (CP Division), : For information, pl
Ministry of Environment, Forests & CC,
Prithvi Block, Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi - 110 003
5. The Div. Head, IPC-III Division, CPCB :
6. The Div. Head, IT Division, CPCB :


(Prashant Gargava)
MEMBER SECRETARY