



BY SPEED POST

B-29016/04/06/IPC-I/

September 26, 2018

To

11260
M/s N. K. Fastner,
Biholi- Bhakra Road,
Samalkha, Panipat-132101
Haryana

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

WHEREAS, the Electroplating industries are identified as one of the Grossly Polluting Industries which have been discharging effluents directly or indirectly on land and into water, having potential threat to cause adverse effect on land and the ambient water quality; and

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 thereunder; and

WHEREAS, it is obligatory on the part of industries to install and operate Effluent Treatment plant (ETP) to comply with the effluent discharge standards as notified under the Environment (Protection) Act, 1986 and the Rules framed thereunder and also to meet the consent conditions granted by State Pollution Control Board (SPCB)/ Pollution Control Committees (PCCs); and

WHEREAS, Hon'ble Supreme Court of India in the matter of Paryavaran Suraksha Samiti Vs Union of India & Others dated 22/02/2017 directed that no industry which requires "consent to operate" from the concerned Pollution Control Board, is permitted to function, unless it has a functional effluent treatment plant, which is capable to meet the prescribed norms for removing the pollutants from the effluent, before it is discharged; and

WHEREAS, a team of officers from the Central Pollution Control Board (CPCB), Delhi inspected M/s N. K. Fastner, Panipat, Haryana (herein after referred as the Unit) on May 17, 2018 to assess the adequacy of the existing pollution control measures; and

WHEREAS, on the basis of non-compliance observed during inspection, following direction were issued by CPCB to the Unit vide letter no. B-29016/04/06/IPC-I/568 dated July 06, 2018:

1. The Unit shall close all the plant operations with immediate effect.
2. The Unit shall provide adequate Effluent Treatment Plant and operate it properly so as to achieve prescribed standards for effluent discharge.
3. The Unit shall obtain permission from the Central Pollution Control Board before the resumption of plant operations.

WHEREAS, the Unit replied vide letters dated July 25, 2018, August 09, 2018 that the unit has complied with all the direction dated July 06, 2018 issued by CPCB, it has closed down the plant operations w.e.f. July 07, 2018 and requested to revoke the closure direction; and

WHEREAS, the Unit submitted an undertaking for compliance duly notarized, Effluent analysis report of ETP from MoEF&CC recognized laboratory M/s. Haryana Test House & Consultancy services, copy of consent to operate valid upto September 30, 2022; 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 for revocation of the closure direction issued by CPCB; and

WHEREAS, the three-member committee in its meeting held on 29.08.2018 examined the compliance report submitted by the Unit and recommended that in view of non-compliance, the Unit shall submit adequacy report of ETP from any expert Government Institution; and

WHEREAS, the Unit submitted an adequacy report dated September 13, 2018 from Department of Civil Engineering, Deenbandhu Chhoturam University of Science & Technology, Haryana; and

WHEREAS, the Three-member committee in its meeting held on 14.09.2018 examined the compliance report submitted by the Unit and recommended for revocation of closure direction with following conditions that:

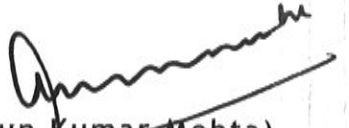
1. The Unit shall submit performance audit report of ETP from expert Government Institution within 60 days of start of operation.
2. The Unit shall submit monthly log book data of ETP for one month to CPCB.
3. The Unit shall get compliance verification from Haryana State Pollution Control Board and submit the report to CPCB within three months.

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 exercise of powers vested to the Chairman, Central Pollution Control Board under Section 5 of the Environment (Protection) Act, 1986, and in view of the compliance of above directions and the affidavit produced by the unit, the directions issued under Section 5 of the Environment (Protection) Act, 1986 to the Unit M/s N. K. Fastner, Panipat, Haryana vide letter dated July 06, 2018 is hereby revoked with following conditions:

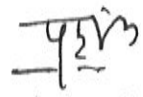
1. The Unit shall submit performance audit report from expert Government Institution within 60 days of start of operation.
2. The Unit shall submit monthly log book data of ETP for one month to CPCB.
3. The Unit shall get compliance verification from Haryana State Pollution Control Board and submit the report to CPCB within three months.

In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.


(Arun Kumar Mehta)
Chairman


Copy to:

1. The Chairman : With request to compliance
Haryana State Pollution Control Board verification of the unit within
C-11, Sector - 6 three month.
Panchkula-134109
Haryana
2. The Advisor (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 - 110003
3. The Managing Director, : With request to restore
Uttar Haryana Bijli Vitran Nigam Ltd. industrial Electricity supply of
(UHBVNL) Vidyut Sadan, the Unit.
Plot No: C16, Sector-6
Panchkula 134109, Haryana
4. The Incharge, Regional Directorate
Central Pollution Control Board
Ground & First Floor, PICUP Bhawan
Vibhuti Khand, Gomti Nagar
Lucknow - 226 020
5. I/c, IT, CPCB
6. I/c, IPC-I


(Prashant Gargava)
Member Secretary