



By Speed Post

F. No. B-190019/NGRBA/Textile/CPCB/2018-19 10/116

17.12.2019
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To,

**M/s Shiv Shankar Cotton,
P- 70, Textile Centre Pilakhuwa,
Hapur, U.P-245304**

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

WHEREAS, the Ministry of Environment, Forest and Climate Change, Govt. of India, vide its notification S.O.157(E) dated 27.02.1996, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board (CPCB), to issue directions to any industry, Municipal Corporation, Municipal Council, Cantonment Board, 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 Shiv Shankar Cotton, P- 70, Textile Centre Pilakhuwa, Hapur, U.P-245304 (hereafter referred to as the 'unit') is a textile unit; and

WHEREAS, CPCB issued Show Cause Notice under section 5 of Environment (Protection) Act, 1986 dated 3rd May, 2018 to the unit to install OCEMS system and provide connectivity of OCEMS with CPCB server for 24×7 data transmission within three months from the date of the direction for the parameters mentioned in the guidelines and for submission of action plan for installation and connectivity within 15 days; and

WHEREAS, the three months' time assigned to the units to install OCEMS expired on 3rd August, 2018 and no response has been received from the units; and

WHEREAS, CPCB issued closure direction dated 18.12.2018 under section 5 of Environment (Protection) Act, 1986 to the unit to close down all manufacturing operations till the installation of OCEMS and providing connectivity to CPCB server; and

WHEREAS, the unit letters dated 25.01.2019, 21.02.2019, 11.09.2019, and 09.10.2019 were examined and following observations are made:

1. The unit has closed its all manufacturing operations.
2. The unit also submitted a copy of application of consent under Water and Air acts to operate on dry process basis (i.e., stitching and embroidery).
3. The unit was lysing closed since allotment of the plot due to unavailability of orders and funds, even electricity/power connection has not been taken from concerned department since allotment.

AND WHEREAS, CPCB constituted a Three-Member Committee vide office order dated September 27, 2017 having representative from CPCB, MoEF & CC & 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 December 09, 2019 examined the replies of the unit and recommended for revocation of directions dated 18.12.2018 issued under section 5 of the Environment (Protection) Act, 1986 with following conditions:

1. The unit may resume dry manufacturing operations after obtaining consent to operate under Water and Air Acts on dry process basis (i.e., stitching and embroidery) from UPPCB.
2. Since the unit shall run on dry process, as per policy there is no need to install any OCEMS.

AND NOW, THEREFORE, in view of the above observations and in exercise of the powers, delegated to the Chairman, CPCB under Section 5 of the Environment (Protection) Act, 1986, the unit, **M/s Shiv Shankar Cotton, P- 70, Textile Centre Pilakhuwa, Hapur, U.P.-245304** is directed to comply with the following directions:

1. The unit may resume dry manufacturing operations after obtaining consent to operate under water and Air Acts on dry process basis (i.e., stitching and embroidery) from UPPCB.
2. The unit may run on dry process and shall not generate or discharge any wastewater.
3. The unit will inform CPCB immediately after resuming operation.

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. **Joint Secretary (CP Division)**
Ministry of Environment, Forests & Climate Change,
Indira Paryavaran Bhavan, Jor Bagh Road,
New Delhi - 110 003 : For kind information please.
2. **Member Secretary**
Uttar Pradesh Pollution Control Board,
Building No. TC-12 V, Vibhuti Khand, Gomti Nagar,
Lucknow-226010 : With request to ensure that the
unit operates on dry processes
only.
3. **District Magistrate**
Hapur, Uttar Pradesh : For kind information.
4. **Regional Director**,
Regional Directorate (North),
Central Pollution Control Board,
ZO (North), Ground Floor,
PICUP Bhawan, Vibhuti Khand, Gomti Nagar,
Lucknow, U.P.-226010 : For kind information.
5. **Managing Director**
Urja Bhawan
Pashchimanchal Vidyut Vitran Nigam Ltd., Victoria
Park, Meerut 250001 : To re-connect the electricity
supply to the Unit.
6. The Incharge, IT Division, CPCB : For uploading on CPCBs
website.
7. Master copy WQM-II, CPCB : For record.


(PRASHANT GARGAVA)
MEMBER SECRETARY