

**BY REGISTERED AD**

No.B-435(S)/IPC-III/2019-20/ 28

April 12<sup>th</sup>, 2019

To

**M/s Todarpur Agro Product Pvt. Ltd.,  
(Formerly Shakhumbhari Sugar & Allied Ind. Ltd.),  
Todarpur, Tehsil & District, Saharanpur,  
Uttar Pradesh - 247231**

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

**WHEREAS**, Sugar industries are identified as one of the 17 categories of highly polluting industries which have been discharging environmental pollutants directly or indirectly into the ambient air and water, having potential threat to cause adverse effect on the water and air quality; and

**WHEREAS**, for strengthening the monitoring and compliance through self-regulatory mechanism, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring system w.r.t. Particulate Matter parameter & online effluent monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in 17 categories of industries including Sugar; and

**WHEREAS**, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

**WHEREAS**, in follow up to the directions issued to the SPCBs/PCCs, CPCB had issued show cause notices under section 5 of the Environment (Protection) Act, 1986 dated 24.07.2015 to 602 Sugar industries, including M/s Todarpur Agro Product Pvt. Ltd.,(Formerly Shakhumbhari Sugar & Allied Ind. Ltd.), Todarpur, Tehsil & District, Saharanpur, Uttar Pradesh - 247231, hereinafter referred to as 'the unit', as to why the Unit should not be closed down if the Unit has not complied fully with the direction issued w.r.t. installation of online emission & effluent monitoring system by June 30, 2015. It was further directed to submit documentary evidence regarding status of installation and connectivity of online emission & effluent monitoring system in the format given in annexure; and

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**WHEREAS**, no reply as recorded was filed by the said unit in response of the same; and

**WHEREAS**, in view of the above and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, the unit was directed vide letter no. B-400(S)PCI-III/2016 -17/4347/ dated 22.08.2016 to close down the sugar mill and not to resume manufacturing operation till installation and commissioning of continuous online monitoring system and networking of data with SPCB and CPCB, and to submit compliance to CPCB within 15 days on the receipt of the Closure Direction; and

**WHEREAS**, the unit has responded to the above said Closure Direction vide letter dated 09-02-2019 & 27-02-2019 and informed to have complied with the directions regarding installation and commissioning of online continuous effluent monitoring system (OCEMS) and the same was verified by IT Division of CPCB; 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 Closure Direction issued by CPCB; and

**WHEREAS**, the Committee in its meeting held on 04.04.2019 reviewed the compliance made by the unit & verified the submitted supporting documents in line with the agreed criteria and recommended that the unit may be allowed to resume its manufacturing operation with certain conditions; and

**NOW THEREFORE**, in view of the compliance made by the unit to the direction issued by CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, the unit M/s Todarpur Agro Product Pvt. Ltd., (Formerly Shakhumbhari Sugar & Allied Ind. Ltd.), Todarpur, Tehsil & District, Saharanpur, Uttar Pradesh - 247231 is allowed to resume its manufacturing operations 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, with authorisation under The Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 from Uttar Pradesh Pollution Control Board and industry shall not operate under any circumstances without valid consent orders.
2. It shall be ensured that the installed OCEMS devices are functioning properly & continuously and that data from that device are uninterruptedly transferred to CPCB. Any failure in his regard shall be rectified at the earliest.
3. Ensure periodic calibration of the analyzers as per Standard Operating Procedure/recommendations of the supplier.




In case of failure of the unit to comply with the above directions action as deemed appropriate will be taken with the provisions under Environment (Protection) Act, 1986.

(S.P.SINGH PARIHAR)  
CHAIRMAN

Copy to:

1. **The Member Secretary,**  
Uttar Pradesh Pollution Control Board,  
Building No. TC-12V  
VibhutiKhand, Gomti Nagar,  
**Lucknow - 226 010** : **For information & ensuring compliance of directions. The self-certificate provided by the unit may also be verified, please (copy attached)**
2. **The Advisor (CP Division)**  
Ministry of Environment, Forest & C.C  
Prithvi Block, Indira ParyavaranBhawan,  
**Jorbagh Road, New Delhi - 110 003** : **For information please**
3. **The District Magistrate,**  
Collectorate office, Saharanpur,  
**Uttar Pradesh - 247001** : **For information please**
4. **The Superintendent Engineer,**  
Uttar Pradesh Power Corporation Ltd.  
(UPPCL), Tahsil& District  
Saranpur, Saharanpur,  
**Uttar Pradesh -247001** : **With direction to re-connect power supply to the unit**
5. **The Regional Directorate,**  
Central Pollution Control Board  
PICUP Bhawan,  
Ground Floor, VibhutiKhand, Gomti  
Nagar, **Lucknow - 226 010** : **For information please**
6. **The In-charge, IT Division, CPCB** : **For uploading on CPCB website**
7. **The In-charge, IPC-III Division, CPCB** : **For Record Purpose**

  
(A SUDHAKAR)  
MEMBER SECRETARY