



**SPEED POST**

F. No. B-751(391)/Tannery/WQM-II/CPCB/2019-20 2144

Date: 24.05.2019  
29

To,

M/s Green Leather Industries,  
C-24, Industrial Area, Bela,  
MUZAFFARPUR, Bihar-842005

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

**WHEREAS**, the Tannery industries are identified as one of the Grossly Polluting industries (GPIs) which have been discharging environmental pollutants directly or indirectly into the ambient air and water, having potential threat to cause an adverse effect on the water and air quality; and

**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; and

**WHEREAS**, M/s Green Leather Industries, C-24, Industrial Area, Bela, Muzaffarpur, Bihar-842005 (hereafter referred as the Unit), is a tannery engaged in processing of raw hides to produce semi-finished leather; and

**WHEREAS**, CPCB issued closure direction dated 23.05.2017 under Section 5 of the Environment (Protection) Act, 1986 to the unit to comply with the following directions:

- (i) The unit shall stop all manufacturing operations immediately till the installation and commissioning of the online continuous effluent monitoring system (OCEMS) and provide connectivity to the CPCB server for continuous 24x7 data transmission.
- (ii) The unit shall report to CPCB about stopping of manufacturing operations immediately.
- (iii) The unit shall seek permission from CPCB before the resumption of manufacturing operation.

**AND WHEREAS**, CPCB issued closure direction dated 30.05.2017 under Section 5 of Environment (Protection) Act, 1986 to the unit to comply with the following conditions:

- (i) The unit shall obtain consent under the Air and Water Acts, which expired on 30.06.2016.
- (ii) The unit shall operate as per terms and conditions under Hazardous waste authorization which is valid up to 17.10.2020.
- (iii) The unit shall install the OCEMS system at the outlet discharge point and ensure connectivity.
- (iv) The Chrome Recovery unit shall be maintained and kept operational.
- (v) The unit shall install flow meters before and after the ETP plant for measurement of water consumption as well as wastewater generation discharge; also maintain the daily records.
- (vi) The unit shall make functional of the ETP to comply with the prescribed standards of effluent discharge.
- (vii) The unit shall maintain the ETP, which is in bad shape and make provision for proper disposal of wastewater after aeration, settling and dosing of alum and stop discharge directly outside the premises in roadside drains of the industrial area.

(Contd.)

**AND WHEREAS**, the unit's replies vide letters dated 08.06.2017, 10.07.2017, 24.10.2017, 29.11.2017, & 05.04.2018 were examined and the following observations were made:

- (i) The unit has submitted self-certificate & Undertaking.
- (ii) The unit has submitted a copy of the application sent to BSPB, Patna on 26.02.2017 to obtain consent to operate under the Water Act and the Air Act.
- (iii) The unit has submitted OCEMS registration details.
- (iv) The unit has submitted Hazardous Waste Authorization by SPCB, valid up to 17.10.2020.
- (v) The unit has submitted PETP adequacy assessment report from Muzaffarpur Institute of Technology, Muzaffarpur.

**AND WHEREAS**, CPCB issued Direction dated 04.06.2018 under Section 5 of the Environment (Protection) Act, 1986 to the unit to comply with the following conditions:

- (i) The unit shall remain closed and shall resume operation for 30 days only after obtaining a valid consent from BSPCB.
- (ii) The unit shall inform immediately to CPCB, on the resumption of manufacturing operations.
- (iii) The unit shall close down its operation on the expiry of 30 days and shall seek permission from CPCB before the resumption of operation.
- (iv) The unit shall provide groundwater analysis report of the 4 locations within 2 km periphery from the unit.

**AND WHEREAS**, the unit was inspected by a team of officials from CPCB on 19.07.2018 and the following observations were made:

- (i) The unit and ETP were both non-operational.
- (ii) The unit processes raw hides and skins to produce wet blue (semi-finished leather).
- (iii) The unit had constructed the necessary primary treatment plant.
- (iv) Flow meter at outlet was short-circuited/ non- functional and there is no transmission of data to CPCB server.
- (v) Unit submitted CTO under the Water Act, 1974 and the Air Act, 1981 valid up to 15.07.2023 and HWA valid up to 17.10.2020.

**AND WHEREAS**, Central Pollution Control Board issued Show Cause Notice dated 05.11.2018 under Section 5 of the Environment (Protection) Act, 1986 to the unit, and

**WHEREAS**, the unit replied vide letter dated 20.10.2018 providing the following information:

- (i) The unit has resumed its operations from 03.10.2018
- (ii) The unit submitted groundwater analysis report of 4 locations within 2 km periphery from the unit, in compliance with the CPCB directions dated 04.06.2018. The parameters (pH, color, hardness, heavy metals, TDS, Chloride, Sulphate, nitrate and total alkalinity) in the ground water samples analyzed were complying w.r.t the drinking water standards in the absence of alternate source; and

**WHEREAS**, Central Pollution Control Board conducted an inspection of the unit on 04.03.2019 and the following observations are made:

- (i) The unit was found non-operational.
- (ii) The unit does not have permission from CGWA for extracting groundwater.
- (iii) As per the direction dated 04<sup>th</sup> June, 2018 under section 5 of the Environment (Protection) Act, 1986, the unit was allowed to resume operations for 30 days only i.e. from 03.10.2018 (when the unit started operating) to 01.11.2018. However, industry continued its operations up to 01.02.2019 as informed by the industry personnel.

**It is evident that the unit has violated CPCB directions and operated beyond the permitted period of 30 days.**

**AND WHEREAS**, the Three-member committee in its meeting held on 25.04.2019 examined the documents and recommended for revoke of closure direction as per guidelines, with following conditions:

- (i) The unit shall ensure uninterrupted connectivity with the CPCB server.
- (ii) The unit shall submit a performance assessment of the treatment system including analysis of treated effluent by the same reputed govt. institute, within 60 days.

**AND WHEREAS**, The Hon'ble National Green Tribunal (NGT), Principal Bench in the matter of OA No. 593/2017 (WP (CIVIL) No. 375/2012), Paryavaran Suraksha Samiti & Anr. Vs. Union of India & Ors. directed Central Pollution Control Board (CPCB) that "The CPCB may take penal action for failure, if any, against those accountable for setting up and maintaining STPs, CETPs and ETPs. CPCB may also assess and recover compensation for damage to the environment and said fund may be kept in a separate account and utilized in terms of an action plan for protection of the environment"; and

**WHEREAS**, in compliance of above quoted Hon'ble NGT order, cases to be considered for levying penalty are discharges in violation of consent conditions/ non-compliance with the directions, such as direction for closure due to non-installation of OCEMS/ non-adherence to the action plans submitted/ intentional avoidance of data submission or data manipulation by tampering OCEMS; and

**WHEREAS**, as per the methodology for assessing penalty and environmental compensation, the environmental compensation to be levied to the unit is calculated as Rupees 9,20,000/- (Rupees Nine lakhs twenty thousand only) for the non-compliance period (02.11.2018 to 01.02.2019); and

**NOW THEREFORE**, in view of the above mentioned observations and in exercise of the powers delegated to the Chairman CPCB, under section 5 of the Environment (Protection) Act, 1986, the Closure Directions dated 23.05.2017 and 30.05.2017 and Show Cause Notice dated 05.11.2018 are hereby revoked and the unit (**M/s Green Leather Industries, C-24, Industrial Area, Bela, Muzaffarpur, Bihar-842005**) is directed to deposit **Rupees 9,20,000/- (Rupees Nine lakhs twenty thousand only)** in CPCB A/c No. 532702050000164 (Bank name: Union Bank of India, IP Extension Branch, Vikas Marg Extn., Delhi; IFSC: UBIN0553271) towards environmental compensation within 15 days from the date of receipt of direction and unit shall also comply with the following directions:

- (i) The unit may resume operations for 60 days only.
- (ii) The unit shall inform immediately to CPCB, on resumption of manufacturing operations.
- (iii) The unit shall close down its operation on expiry of 60 days, inform to CPCB about closing of operations and shall seek permission from CPCB before resumption of operations.
- (iv) The unit shall obtain permission / NOC from CGWA for extracting groundwater.
- (v) The unit shall ensure connectivity of OCEMS and uninterrupted data transmission to CPCB server.
- (vi) The unit shall submit, within 60 days from resumption of operations, the performance assessment report of treatment system including analysis of treated effluent by the same institute (MIT Muzaffarpur) which prepared ETP adequacy report.

In case of failure of compliance with the above directions, CPCB will be constrained to initiate appropriate actions against the unit (**M/s Green Leather Industries, C-24, Industrial Area, Bela, Muzaffarpur, Bihar-842005**), without giving any further notice, in accordance with provisions of the Environment (Protection) Act, 1986.

  
(S. P. SINGH PARIHAR)  
CHAIRMAN

**Copy to:**

- 1 **Member Secretary,**  
**Bihar State Pollution Control Board,**  
Parivesh Bhawan, Plot No. NS-B/2  
Paliputra Industrial Area, Patliputra,  
PATNA (Bihar) - 800 023 : With a request to ensure  
compliance of the  
directions.
- 2 **Joint Secretary (CP Division)**  
Ministry of Environment, Forest & Climate Change  
Prithvi Block, Indira Paryavaran Bhawan,  
Jorbagh Road, NEW DELHI – 110 003 : For kind information pls.
- 3 **District Magistrate,**  
Sutapatti, Pokhraira,  
Beside Office of Collectorate Muzaffarpur,  
MUZAFFARPUR, Bihar 842001 : For information and  
necessary action pls.
- 4 **Chief Engineer,**  
Bihar State Electricity Board,  
National Highway 28, Khabra,  
MUZAFFARPUR (Bihar) : With request to connect  
the electricity for 60  
days.
- 5 **Regional Director**  
**Regional Directorate (East),**  
**Central Pollution Control Board,**  
Southernd Conclave, Block 502, 5th and 6th Floors,  
1582 Rajdanga Main Road,  
KOLKATA, West Bengal 700107 : For information.
- 6 ✓ In-charge, IT Division, CPCB : For information to  
update the list of GPI.
- 7 In-charge, WQM-II Div., CPCB, Delhi : For record

  
(PRASHANT GARGAVA)  
MEMBER SECRETARY