



SPEED POST

-29016/04/06/IPC-1/2218

May 28, 2019

M/s. Alembic Pharmaceutical Ltd.,
Samardung Basti, Karek Block,
Namthang Ilaka, South Sikkim- 737126
Sikkim

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

WHEREAS, Pharmaceutical industries are 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, 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, a complaint regarding illegal discharge of toxic effluent in Tista river by M/s. Alembic Pharmaceutical Ltd., Samardung Basti, Karek Block, Namthang Ilaka, South Sikkim (herein after referred as the Unit) was received through email dated April 25, 2019; and

WHEREAS, a joint team of officers from the Central Pollution Control Board (CPCB), Regional Directorate, Shillong and Sikkim State Pollution Control Board inspected the Unit on April 29, 2018 to assess the adequacy of the existing pollution control measures; and

WHEREAS, the inspecting team found the Unit was operational on the day of inspection and effluent samples were collected from Effluent Treatment Plant (ETP) of the Unit; and

WHEREAS, analysis results of sample collected from ETP outlet indicate the treated effluent exceeding the prescribed limits w.r.t BOD (86 mg/l > 30 mg/l), COD (287 mg/l > 250 mg/l), TSS (129 mg/l > 100 mg/l), Bio assay (0% survival < 90% survival of fish after 96 hours in 100% effluent); and

WHEREAS, it has been observed that the industrial effluent exceeding the prescribed limits, is being discharged by the Unit into the river, which has all likelihood to damage and cause grave injury to the environment; and

WHEREAS, the consent to operate under the Water Act and the Air Act issued from Sikkim SPCB has been expired since March 31, 2019; and

WHEREAS, the Unit was found non-complying with respect to effluent norms during the joint inspection carried out by CPCB Regional Directorate, Shillong and Sikkim Pollution Control Board, which is non-compliance of the environmental norms under section 5 of the E(P) Act, 1986 for which action as per law shall be initiated separately and

environmental compensation charges will be imposed till the compliance is achieved; 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.

NOW, THEREFORE, in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, M/s. Alembic Pharmaceutical, Sikkim is directed to close down all operational activities with immediate effect and shall not resume its operation till the following directions are compiled and permission is obtained from the CPCB for the same:

1. The Unit shall stop discharge of untreated/partially treated effluent outside the premises.
2. The Unit shall operate Effluent Treatment Plant properly so as to achieve prescribed standards for effluent discharge.
3. The Unit shall obtain valid consent to operate under the Water Act and the Air Act from Sikkim SPCB.

In case of failure to comply with the said directions necessary action as deemed fit under the provision of the Environment (Protection) Act, 1986 will be taken by Central Pollution Control Board.

(S. P. Singh Parihar)

Chairman

Copy to:

1. The Chairman,
Sikkim State Pollution Control Board
Department of Forest, Environment &
Wildlife Management, Govt. of Sikkim,
Deorali Gangtok, -737102
2. The Joint Secretary (CP Division)
Ministry of Environment, Forests & Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan
Aliganj, Jor Bagh Road, New Delhi - 110003
3. The PCE-Cum-Secretary,
Energy & Power Department,
Diesel Power House,
Gangtok, Sikkim- 737101 : With request to disconnect
industrial Electricity supply the
Unit, allowing the supply only for
domestic & purposes.
4. The Incharge, Regional Directorate
Central Pollution Control Board
"TUM-SIR" Lower Motinagar
Near Fire Brigade H.Q.
Shillong-793014
5. The D.H., IT, CPCB

(Prashant Gargava)
Member Secretary