



SPEED POST

F. No. B-/FDB(others)/WQM-II/CPCB/2018-19 3972

12.07.2019

To

M/s Akshay Milk Dairy Pvt. Ltd.,
Anupshahr, Bulandshahr (U.P.)- 203390

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

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 rule framed there under; 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 emission and effluent standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof; and

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) to comply with the effluent discharged standards as notified under the Environment (Protection) Act, 1986 and the rules framed there under and also to meet the consent conditions granted by State Pollution Control Board (SPCBs)/Pollution Control Committees (PCCs); and

WHEREAS, M/s Akshay Milk Dairy Pvt. Ltd., Anupshahr, Bulandshahr (U.P.)- 203390 (hereafter referred to as the 'Unit') is involved in chilling and pasteurization of milk; and

WHEREAS, the Unit was inspected on 09.07.2018 by the officials of Central Pollution Control Board (CPCB) and following observations are made:

1. Unit was operational, however, ETP was found not working at the time of inspection.
2. ETP includes a Screen chamber, a lime dosing tank and a carbon filter.
3. The unit has not installed either flow meter or V-notch at inlet and outlet of ETP.
4. Effluent samples were collected from ETP Inlet, outlet and borewell.
5. The unit has not maintained any logbook for production details, groundwater abstraction details, ETP inlet flow details and ETP final outlet flow details.
6. ETP effluent water was being discharged into agricultural land through open kaccha drain.
7. The unit is withdrawing fresh water from one borewell. Flow meter is not installed for recording groundwater abstraction.
8. Analysis results of the ETP outlet shows that **BOD: 196 mg/l** (against the norms of 100 mg/l), **COD: 413 mg/l** (against the norms of 250 mg/l), TDS: 828 mg/l (as

against the norms of 2100 mg/l), **Oil & grease: 30 mg/l** (as against the norms of 10 mg/l) and Colour: 93 Hazen which indicates non-compliance with stipulated norms for BOD, COD and Oil & Grease;

AND WHEREAS, CPCB issued closure directions dated 28.08.2018 under Section 5 of Environment (Protection) Act, 1986 to the unit to comply with the following directions:

1. The Unit shall close all the plant operations with immediate effect and inform CPCB.
2. The Unit shall augment/ upgrade its ETP system upto tertiary treatment level to meet the prescribed effluent discharge standards and submit the details to CPCB.
3. After completion of the above said measures, the Unit shall report to CPCB and seek permission from CPCB before resumption of their manufacturing operations.

AND WHEREAS, unit replies vide letters dated 01.10.2018, 14.03.2018, 08.05.2019, 06.06.2019 and 18.06.2019 are examined and following observations are made:

1. The Unit has submitted self-certificate and it is mentioned that unit has stopped all its manufacturing operations in compliance to the direction w.e.f., 12.09.2018. Further it is mentioned that the Regional Office has been informed regarding closure of operations vide letter no. 0111 dated 13.09.2018.
2. The Unit has applied for Consent to Operate under Water and Air Acts dated 05.01.2019.
3. The Unit is recording data from 01.03.2019 in logbooks for Borewell, ETP Inlet and outlet.

AND WHEREAS, unit has submitted adequacy report of effluent treatment plant (ETP) vide dated 08.05.2019 prepared by Aligarh Muslim University which indicates that ETP is adequate; and

WHEREAS, CPCB constituted a three-member committee vide office order no. B-19001/NGRBA/CPCB/2017-18/11445 dated 27.09.2017, for examination of representations from the unit regarding recommendation for revocation of the closure direction issued by CPCB; and

WHEREAS, three-member committee in its meeting held on 28.06.2019 examined the replies of Unit and recommended for resumption of operation of unit along with following observations:

1. In view of adequacy report by AMU, the unit's treatment system is adequate.
2. Recommendations of AMU report be implemented in time bound manner.
3. Upon resumption of operation, Performance Audit be done and report be submitted from same institute.

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, closure directions dated 28.08.2018 is revoked herewith and the unit **M/s Akshay Milk Dairy Pvt. Ltd., Anupshahar, Bulandshahr (U.P.) 203390** is hereby directed to comply with the following direction:

- (i) The Unit shall resume operation and shall treat their effluent to meet the effluent discharge standards as notified under Environment (Protection) Rules, 1986.


- (ii) The Unit **M/s Akshay Milk Dairy Pvt. Ltd., Anupshahar, Bulandshahr (U.P.) 203390** shall immediately inform to CPCB regarding the resumption of operations.
- (iii) The Unit shall ensure that recommendations of adequacy report be implemented in a time bound manner.
- (iv) The Unit shall submit performance assessment of the treatment system including analysis of treated effluent by the same government institute within 60 days.

In case of default in compliance with the above directions, CPCB will be constrained to initiate action without any further notice, in accordance with the provisions of the Environment (Protection) Act, 1986.


15/07/14
(S. P. SINGH PARIHAR)
CHAIRMAN

Copy to:

- 1) **Chairman,**
Uttar Pradesh Pollution Control Board,
Building No. TC-12V, Vibhuti Khand, Gomti Nagar,
Lucknow-226 010, Uttar Pradesh : for information please.
- 2) **Joint Secretary, CP Division** : for information please.
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) **Regional Director** : for information please.
Central Pollution Control Board
Regional Directorate (North), PICUP Bhawan, Vibhuti
Khand, Gomti Nagar, Lucknow – 226010
- ✓ 4) I/c IT division, CPCB, Delhi : for uploading the direction at
CPCB website.
- 5) Master copy (Dairy), WQM-II Division. : for Record


(B. VINOD BABU)
MEMBER SECRETARY