



SPEED POST

CM-13014/37/2022-LAW-RD-KOLKATA-RD(Kolkata) April 24 2024

To

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M/s Globus Spirits Ltd. (Distillery unit),
Plot No. B-7, Panagarh Industrial Park,
P.O-Kota, District- Purba Bardhaman,
West Bengal-713148

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

WHEREAS, Distilleries 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, the Central Government has notified the standards for discharge/emission of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under; and

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) and air pollution control devices (APCDs) to comply with the effluent discharge and emission 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, Hon'ble NGT EZ Bench, Kolkata vide its order dated 27.07.2022; in the matter of All India Anti-Corruption Organization Vs Govt. of West Bengal & Ors (O.A. No. 96/2022/EZ); constituted a Joint Committee comprising of officials from CPCB and WBPCB to examine the allegations with regard to the wastewater from M/s Globus Spirits Ltd. (Distillery Unit) flowing through sewage canal, namely, De Morol and reaching to the MC-3 Carmel DVC and also flowing into Khari River; and

WHEREAS, in compliance of the said Hon'ble NGT order dated 27.07.2022, the joint team of CPCB and WBPCB carried out the inspection of M/s Globus Spirits Ltd. (Distillery Unit) Plot No. B-7, Panagarh Industrial Park, P.O-Kota, District-Purba Bardhaman, WB (hereinafter referred as 'the Unit') on September 07-08, 2022; and

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, New Delhi - 110032

दूरभाष/Tel: 43102030, 22305792, वेबसाइट/Website : www.cpcb.nic.in

WHEREAS, as per the joint inspection report, the said Distillery Unit was found grossly violating the norms/consent order issued by WBPCB and also violating the ZLD condition as given in Environment Clearance / Consent order. The discharge of untreated wastewater of such high organic load outside the Unit premises into the Canal was posing grave injury to the surrounding environment, water body and Khari River; and

WHEREAS, based on the findings of joint inspection team, CPCB issued closure direction dated 21.12.2022 to M/s Globus Spirits Ltd. Kota, District-Purba Bardhaman, WB under section 5 of E(P) Act, 1986 and directed to close all the manufacturing operations of the Unit till compliance of directions; and

WHEREAS, the Unit vide its letter dated 06.01.2023 and 16.01.2023 has submitted the compliance status of the closure direction dated 21.12.2022 -along with 'self-certificate' wherein Unit has declared to have close down all its manufacturing operations w.e.f. 13.01.2023; and

WHEREAS, in compliance of the said closure direction and to verify the compliance made by the Unit, a team of officials from CPCB inspected the Unit on 08.02.2023 to physically verify the compliance made by the Unit. The Unit was found closed during the visit and there was no discharge of effluent outside the plant premises and submitted the inspection report to CPCB; and

WHEREAS, the Committee in its meeting held on 17.03.2023 reviewed the compliance made by the Unit & based on the submitted supporting document, the Committee recommended for resumption of its manufacturing operation with certain conditions; and

WHEREAS, CPCB issued revocation direction dated 06.04.2023 under section 5 of E(P) Act, 1986 to the Unit with following conditions:

1. The Unit shall deposit the Environmental Compensation(EC) amount of Rs.48,00,000/- (Forty-Eight Lakhs only) in CPCB account A/C No.532702050000164 (Bank Name: Union Bank of India, IP Extension, Branch, Vikas Marg Extn., Delhi; IFSC: UBIN0553271) for observed non-compliances/violation, before start of manufacturing operations.
2. The Unit shall communicate date of commencement of plant operation to CPCB and revocation would be granted for an initial period of three months after the commencement of operation and in case of compliance of conditions as stipulated below, the revocation direction shall be deemed to continuing on the stipulated conditions.
3. Before commencement of operations, the Unit shall obtain valid Consents under the Water Act, Air Act, and Authorization under Hazardous & other Wastes Rules, 2016 from SPCB and industry shall not operate under any circumstances without valid consent orders.

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4. The Unit shall submit actual performance assessment report of installed ZLD system & ETP including analysis of treated effluent by the same reputed Govt. Institute within 60 days from the date of resumption of the operations.
5. The Unit shall ensure uninterrupted data connectivity of OCEMS with CPCB server after commencement of operation of the plant.
6. The Unit shall ensure periodic calibration of the OCEMS analyzers as per Standard Operating Procedure/recommendations of the supplier and submit the calibration results to CPCB.

WHEREAS, the Unit vide letters dated 12.04.2023 and 06.06.2023 submitted its point-wise compliance status w.r.t. revocation direction issued by CPCB & requisite documents including deposition of Rs.48,00,000/- to CPCB including performance assessment report prepared by NIT Durgapur; and

WHEREAS, a team of officials from CPCB visited the said Distillery Unit on 12.12.2023 for the verification of complete compliance status including status of the ZLD condition. The major observations made by the inspection team during the visit are as follows:

1. Before entering the Unit, the inspection team visited MC3 canal at Maro village which is approximately 3Km from the Unit to verify any bypassing of untreated discharge from distillery Unit as there was no water polluting industries within the periphery of 5 Km radius. It was observed that a layer of sludge/cake was deposited over the water channel, as evident in the attached photograph, with a foul smell of Distillery effluent.
2. Maro village residents also informed that effluent is being discharged by the concerned distillery unit on regular basis.
3. During the visit along the Demoral Canal connecting to MC3 Canal, which is approximately 2 Km from the Unit, bypassing of untreated discharge was found into the water body as well as in cultivated land. The inspection team collected the sample from Demoral Canal. The lab analysis report of this sample indicates BOD-1892 mg/l, COD-2273 mg/l, pH -4.49, TSS-192 mg/l.
4. All the inside drains were choked with industrial wastewater. Also, portion of the work zone area, near to bag house & CO2 plant was flooded with process wastewater.
5. As reported, the Unit has made a provision of drain for allowing storm water discharge at the southern boundary of the unit, near to CO2 plant. But it was observed that the Unit was bypassing the discharge of untreated effluent outside plant boundary. The inspection team collected the samples from inside and outside points of the southern boundary. The lab analysis reports of the sample collected from the drain inside the southern boundary showed BOD = 1269 mg/l, COD = 1479 mg/l, pH=5.09, TSS= 122 mg/l and found BOD=1046 mg/l, COD=1248 mg/l, pH=4.71, TSS= 68 mg/l at the outside point (discharge point outside southern boundary).

6. It was also observed, during inspection, the Unit partially blocked the drain with the help of sand bags before the newly constructed channel.
7. It was observed that the adjacent land of 6 Acre behind the, southern old boundary wall, which was not accessible due to absence of any entrance, was full of liquid effluent as viewed from the roof top of two storied security room.
8. The inspection team took the periphery along the outside boundary wall of the entire Unit with the industry representatives and it was found that 2 nos. of discharge channel (southern & south-east direction) from where the Unit was bypassing the discharge of untreated effluent which is mixing in Demoral Canal as well as in cultivated land.

WHEREAS, as per the inspection report, it was evident from the above observations that the Unit was bypassing the untreated effluent into the nearby drains & water body against the condition of ZLD and posing a grave injury to the surrounding environment & water body and it was also not expedient to provide any opportunity (to file objections) to the Unit before issuance of direction to the Unit; and

WHEREAS, based on the findings of inspection team, CPCB issued closure direction dated 04.01.2024 to M/s Globus Spirits Ltd. Kota, District-Purba Bardhaman, WB under section 5 of E(P) Act, 1986 and directed to close all the manufacturing operations of the Unit till compliance of directions; and

WHEREAS, the Unit vide its letters dated 24.01.2024, 15.02.2024, and 22.02.2024 submitted the duly notarised complete compliance status of the closure direction dated 04.01.2024 along with 'Self-Certificate' wherein Unit has declared to have close down all its manufacturing operations w.e.f. 19.01.2024; and

WHEREAS, CPCB constituted a three-member Committee vide office order dated 01.01.2024 having representative(s) from CPCB and MOEF&CC for examination and recommendation of the revocation of closure directions issued by CPCB; and

WHEREAS, the Committee in its meeting held on 05.04.2024 reviewed the compliance made by the Unit & based on the submitted supporting document, the Committee recommended that the Unit may be allowed to resume its manufacturing operation with certain conditions; and

WHEREAS, it has been observed that the Unit had been bypassing the untreated effluent posing a potential threat to the environment, it has been decided by the Committee that the direction for levying Environmental Compensation for the same shall be initiated separately as per policy; and

WHEREAS, the Ministry of Environment, Forest, & Climate Change, Govt. of India, vide notification S.O.157(E) of 27.02.1996 has delegated

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powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board (CPCB), to issue direction to any industry, Municipal Corporation, Municipal Council, Cantonment Board, to 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

NOW, therefore, in view of the observations, as described above and exercising the powers delegated to the Chairman, Central Pollution Control Board (CPCB) under section 5 of the Environment (Protection) Act, 1986, the **closure direction** issued to the Unit [M/s Globus Spirits Ltd. (Distillery unit), Plot No. B-7, Panagarh Industrial Park, P.O-Kota, Purba Bardhaman, WB] **is hereby revoked** and the Unit is allowed to resume its manufacturing operations subject to the following conditions:

1. The Unit shall be allowed to operate for three months from the date of commencement of the manufacturing operations.
2. The Unit shall submit the assessment report of the Remediation work completed with assessment of the soil quality, groundwater quality, sediments in the drain & Demoral canal etc. in the affected areas (due to illegal discharge) w.r.t. reference samples in unaffected areas prepared through a Govt. institute under the supervision of WB SPCB, within 90 days to CPCB. Further remediation work required, if any, be also suggested by such institute and the Unit shall carry out the same.
3. The Unit shall comply with the consent condition of the CTO issued by the WBPCB with respect to treatment and disposal of effluent.
4. The Unit shall strictly comply with ZLD conditions as per CTO obtained by the Unit.

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


24/4/24
(TANMAY KUMAR)
CHAIRMAN

Copy to:

1. **The Member Secretary,**
West Bengal Pollution Control Board,
Paribesh Bhawan,
10A, Block-LA, Sector-III
Bidhannagar, Kolkata-700 106

: For ensuring compliance of the above said directions please.



2. **The District Magistrate**
New Administrative Building (3rd Floor), Collectorate Building
District: Purba Bardhaman ,Pin-713101 : For information and necessary action please
3. **The Director, (CP Division),**
Ministry of Environment, Forests & CC
Prithvi Block, Indira Paryavaran
Bhawan, Jorbagh Road,
New Delhi - 110 003 For information please.
4. **The Director, (Distribution)**
West Bengal State Electricity
Distribution Company Limited
(WBSEDCL), Administrative Building ,
1st floor, Power House, Bardhaman,
District - Purba Bardhaman Pin-713101. : With a request to restore the power supply to the Unit please.
5. **The Regional Director,**
Regional Directorate,
Central Pollution Control
Board, Kolkata 1582, Rajdanga Main
Road, Kolkata 700107 **To carryout surprise verification of compliances, as above, upon start start of production and send the verification report within 75 days of start of production to HO Delhi please.**
6. ✓ The Div. Head, IT Division, CPCB Delhi For uploading in CPCB website please.
7. The Div. Head, IPC-VI Division, CPCB Delhi For information please.


(BHARAT KUMAR SHARMA)
MEMBER SECRETARY

or