



केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
CENTRAL POLLUTION CONTROL BOARD

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

SPEED POST

B-29016/04/06/IPC-I/ 8872

August 31, 2017

To

M/s. Penam Laboratory,  
Vill- Juniawas, Dharuhera  
Haryana-122100

**Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system-reg**

WHEREAS, the Pharmaceutical 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, M/s. Penam Laboratory, Haryana (herein after referred as the Unit) has installed online monitoring system w.r.t CPCB direction letter no. B-29016/04/06/IPC-I/6514 dated July 27, 2015; and

WHEREAS, total 246 sms alert received for pH in the month of January-February, 2017 for the Unit, for not meeting the prescribed limits; and

WHEREAS the Unit was inspected by a team of official(s) from the CPCB Regional Directorate, Lucknow on April 24, 2017 to assess the adequacy of the existing pollution control measures and online effluent monitoring system;

WHEREAS, the following non-compliance was observed by the inspecting team during inspection on April 24, 2017:

- 1) The Effluent treatment plant of the Unit was not in operation, however the inspecting team collected the sample from ETP outlet tank. The analysis results of the sample are as follows: pH (8.11 < 6.0-8.5), TSS (08 mg/l < 100 mg/l), BOD (1.2 mg/l < 100 mg/l), O & G, Phenols, Chromium, Sulphur and Phosphorus are all BDL;
- 2) More than 99.99 % reduction of BOD and COD in Biological treatment System is possible only by dilution.
- 3) The Unit has not provided the proper arrangement for dust & fume collection in the process area to control the fugitive emissions.
- 4) The stack monitoring platform at the boiler stack & ladder were corroded and in damaged condition.
- 5) The Unit has not provided proper storage area for Hazardous waste (empty containers of the raw material, reject material, ETP sludge) which was kept in open area.
- 6) The Unit was operating without valid consent since March 31, 2017 under the Water Act, 1974, the Air Act, 1981 and the Authorization under Hazardous waste and other waste (Management and Trans boundary Movement) Rules, 2016 from HSPCB.
- 7) The personal protective equipments (PPE) were not provided to the workers engaged in process area.

WHEREAS, based on the non-compliance observed during above inspection on April 24, 2017, a closure direction under section 5 of Environment (Protection) Act 1986 was issued to the Unit vide letter no. B-29016/04/06/IPC-I/4934 dated June 27, 2017 on following points:

- 1) The Unit shall close all the plant operations with immediate effect and shall not resume till;
  - i) The Unit upgrade and properly operate the effluent treatment plant efficiently so as to achieve the notified standards.

- ii) The Unit obtain valid Consent under the Water Act 1974, the Air Act 1981 and authorization under hazardous waste rules from the HSPCB;
- iii) The Unit provide the proper arrangement for dust and fume collection in the process area.
- iv) The Unit repair/replace the stack monitoring platform at the boiler stack & ladder.
- v) The Unit provide proper storage shed for the Hazardous waste.
- vi) The Unit provide Personal protective equipment (PPE) to the workers engaged in handling of hazardous chemicals.
- vii) The Unit improve housekeeping in the premises.

WHEREAS, the Unit informed vide letter dated July 13, 2017 that all the plant operations has been stopped in compliance of above said closure direction dated June 27, 2017 from CPCB; and

WHEREAS, the Unit informed vide letter dated July 13, 2017 that the Unit has upgraded the treatment system from biological to vacuum distillation system to achieve the notified standards; and

WHEREAS, the Unit vide letter dated August 18, 2017 submitted the undertaking duly notarized, Effluent monitoring laboratory analysis report, copy of last consent valid upto March 31, 2017 along with the consent renewal application dated December 30, 2016 and requested to revoke the closure direction; and

WHEREAS, the Unit has submitted an undertaking on August 18, 2017 that "the Unit has complied with all directions issued by CPCB and if plant is found non-compliant during verification by CPCB officials, the Unit accept to close down operations immediately and shall not operate till full compliance is achieved; and

WHEREAS, the Unit has submitted third party analysis results of Sophisticated Industrial Material Analytical Labs Pvt. Ltd., MoEF & BIS recognised lab dated May 26, 2017 and found that treated effluent analysis results are within the norms prescribed by HSPCB w.r.t parameters pH, BOD, COD & TSS;

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 to Chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and in view of undertaking of compliance submitted by the Unit with relevant direction under reference, the direction issued under the Section 5 of the Environment (Protection) Act, 1986 to the Unit (M/s. Penam Laboratory, Haryana) vide letter dated June 27, 2017 is hereby revoked with a condition that "Before commencement of operations, the Unit shall obtain valid consent to operate under the Water & Air Act(s) from Haryana State Pollution Control Board". In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.

  
01/09/2017  
(S. P. Singh Parihar)  
Chairman



Copy to:

1. The Chairman  
Haryana State Pollution Control Board  
C-11, Sector - 6  
Panchkula, Haryana- 134109
2. The Chairman  
Uttar Haryana Vijli Vitran  
Nigam Ltd., Vidyut Sadan,  
Plot No.: C16, Sector-6,  
Panchkula, Haryana- 134112  
: With request to restore power  
supply of the Unit.
3. The Advisor (CP Division)  
Ministry of Environment, Forests and Climate Change  
Prithvi Wing, 2nd Floor, Room No. 216, Indira  
Paryavaran Bhawan Aliganj, Jor Bagh Road,  
New Delhi - 110003
4. The Regional Director  
Central Pollution Control Board  
Ground & First Floor, PICUP Bhawan  
Vibhuti Khand, Gomti Nagar  
Lucknow - 226 020  
: With a request to ensure inspection  
of this Unit within 30 days and to  
report the findings to HO.
5. The Incharge, IT, CPCB
6. The Incharge, IPC-VI, CPCB

  
Nodal Officer  
(For Member Secretary)