



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.

CB

SPEED POST

File No. PJ-14011(12)/18/2024-WQM-II-HO-CPCB-HO

March 11, 2025

To,

M/s Wave Industries Pvt. Ltd.,
Unit-Saharanpur, Gangoh Road,
Saharanpur, Uttar Pradesh - 247001

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

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

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

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) 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 (SPCBs) / Pollution Control Committees (PCCs); and

WHEREAS, M/s Wave Industries Pvt. Ltd., Unit-Saharanpur, Gangoh Road, Saharanpur, Uttar Pradesh - 247001 (hereinafter referred as 'the Unit') is involved in the process of sugar manufacturing from crushing of sugarcane; and

WHEREAS, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on 05.02.2014 to all the State Pollution Control Boards (SPCBs)/Pollution Control Committees (PCCs) for installation of online emission monitoring system and online effluent monitoring system w.r.t. pH, COD, BOD, TSS and flow parameters in Sugar Industries; and

WHEREAS, considering the requests/ representations received from industries/ industrial association/SPCBs/PCCs, and an extension of time up to 30.06.2015 for installation of online monitoring systems was granted vide direction dated 27.03.2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974; and

WHEREAS, a letter dated 29.05.2015 was issued by the Chairman, CPCB to all the SPCBs/PCCs informing that no further extension of time will be given after 30.06.2015 and withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying units will be the only option; and

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Parivesh Bhawan, East Arjun Nagar, Delhi - 110 032.

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

WHEREAS, concerned SPCB/PCC have issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 to install the online monitoring system by 30.06.2015 and to submit bank guarantee of 100% of the cost of online effluent monitoring system; and

WHEREAS, CPCB issued Show Cause direction to the unit on 24.07.2015 under section 5 of the Environment (Protection) Act, 1986 to the unit w.r.t installation of online effluent monitoring system; and

WHEREAS, CPCB has further published the name of non-complying units, which had not responded to the Show Cause direction issued on 24.07.2015, in national daily newspapers and given opportunity to file the reply within a week; and

WHEREAS, no reply has been filed by the Unit in response of the Show Cause direction issued on 24.07.2015 and not submitted reply in the given time period; and

WHEREAS, CPCB issued closure direction under section 5 of the Environment (Protection) Act, 1986 to the Unit on 22.03.2016; and

WHEREAS, vide letters dated 19.09.2024 and 28.11.2024 the unit submitted following information:

- a. Unit has installed new calibrated OCEMS from M/s IMTB Engineers Pvt. Ltd., Greater Noida.
- b. Provided copy of calibration certificate, installation certificate and photographs of OCEMS with user id and password.
- c. Notarized compliance status of CPCB closure direction dated 22.03.2016.
- d. A certificate from IIT, Roorkee dated 01.11.2024, wherein it is certified that M/s Wave Industries Pvt. Ltd., Bivdi, District- Saharanpur, U.P. has installed OCEMS and SPM analyser for stack monitoring. The data available at SPCB and CPCB server. Also stated that the factory was closed and not in operation and there is no stock of sugar.
- e. Certificate from Cooperative Cane Development Union Ltd., Saharanpur, issued on 24.10.2024, wherein it is mentioned that the unit was closed since 2013, and has invested Rs. 33 crores and planned to resume its commercial production in the ensuing season 2024-25.

AND WHEREAS, as per CPCB verification report dated 26.12.2024 the OCEMS for effluent and stack emission was found connected with CPCB server on 26.12.2024; and

WHEREAS, Regional Office, UPPCB, Saharanpur communicated unit's intimation letter dated 05.11.2024 to CPCB regarding the starting of crushing season 2024-25. As per the unit's letter dated 05.11.2024, the unit intimated about starting of crushing season from 08.11.2024; and

WHEREAS, as per office order dated 24.02.2020, a 4-member committee has been constituted to examine the representations for revocation of closure directions/show-cause notices issued to GPI's by CPCB under section 5 of the Environment (Protection) Act, 1986; and

WHEREAS, the 4-member revocation committee meeting was convened on 13.01.2025 to examine and deliberate upon unit's request for revocation of closure direction dated 22.03.2016. It was deliberated that only reason for issuance of closure direction to the unit was

non-installation of OCEMS which was already complied by the unit prior to the resumption of operation in crushing season 2024-25, and

NOW, THEREFORE, in view of the above observations, reply and exercising powers delegated to the Chairman, Central Pollution Control Board, the closure direction dated 22.03.2016 under Section 5 of the Environment (Protection) Act, 1986, issued to the unit "M/s Wave Industries Pvt. Ltd., Unit-Saharanpur, Gangoh Road, Saharanpur, U. P." is hereby revoked with the following conditions:


1. The Unit shall resume manufacturing operations only after obtaining valid consent to operate under the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Hazardous & Other Waste Rules, 2016 from UPPCB. Start of operation of the unit be immediately intimated to CPCB Regional Directorate, Lucknow and CPCB Head Office Delhi.
2. The Unit shall ensure connectivity of OCEMS system uninterruptedly to CPCB/SPCB server for 24x7 data transmission.
3. The Unit shall submit the Final Manufacturing Report - RT 8 (C) from crushing season 2016-17 to current season i.e. 2024-25, if resumed operations, or report/status from Sugarcane Department, State Government regarding non-operation during crushing season 2016-17 to 2023-24 and 2024-25.
4. EC shall be levied as per the "methodology for assessing environmental compensation and action plan to utilize the fund" for the period in which the unit resumed its manufacturing operations without seeking revocation of the closure direction issued by CPCB.
5. The Unit shall be permitted to operate for 90 days (three months) from the date of resumption of manufacturing operations and a team from CPCB shall visit and verify the compliance within 90 days of conditional revocation.

In case of default in compliance with the above directions, action will be initiated as deemed fit under the provision of the Environment (Protection) Act, 1986 against the Unit (M/s Wave Industries Pvt. Ltd., Unit-Saharanpur, Gangoh Road, Saharanpur, Uttar Pradesh), without giving any further notice.


(AMANDEEP GARG)
CHAIRMAN

Copy to:

1. **Member Secretary**
Uttar Pradesh Pollution Control Board,
Building No. TC-12V, Vibhuti Khand,
Gomti Nagar, Lucknow – 226 010
2. **Additional Secretary (CP Division)**
Ministry of Environment, Forest & CC
Prithvi Block, Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi – 110 003


:for information
please

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3. **Director General**
National Mission for Clean Ganga
Ministry of Jal Shakti
(Department of Water Resources, River Development &
Ganga Rejuvenation) Government of India, 1st Floor, Major
Dhyan Chand National Stadium India Gate, New Delhi –
110002
4. **Regional Director**
Central Pollution Control Board PICUP Bhawan, Ground
Floor, Vibhuti Khand, Gomti Nagar, Lucknow – 226010
5. The In-charge IT Division, CPCB Delhi
6. Master/Guard file, WQM-II, CPCB Delhi

: for information
please

:for verification
of the compliance
status within 90
days of their
operations by
RD-CPCB
officials

: with request to
upload on CPCB
server



(BHARAT KUMAR SHARMA)
MEMBER SECRETARY