



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

F-No. B-11011/UPC II/PWM/ 2020-21

22 October , 2021

To,

Gutkha/Pan Masala Manufacturers (As per list)

Sub: Directions under Sec 5 of Environment (Protection) Act, 1986 for enforcement of provisions of Plastic Waste Management (PWM) Rules for storing, packing or selling gutkha/pan masala and tobacco products in all forms.

WHEREAS in exercise of Powers under Section 6, 8 and 25 of the Environment (Protection) Act, 1986, Ministry of Environment, Forest & Climate Change (MoEF&CC) has notified Plastic Waste Management (PWM) Rules vide Notification no. G.S.R 320(E) dated March 18, 2016; and

WHEREAS Under Rule 4(f) of PWM Rules 2016 - Sachets using plastic material shall not be used for storing, packing or selling gutkha, tobacco and pan masala in all forms; and

WHEREAS Under Rule 4 (i) of PWM Rules 2016- Plastic material, in any form including Vinyl Acetate - Maleic Acid - Vinyl Chloride Copolymer, shall not be used in any package for packaging gutkha, pan masala and tobacco in all forms; and

WHEREAS In view of above, gutkha/pan masala manufacturers are prohibited from usage of plastics in any form in packaging of their products; and

WHEREAS samples of gutkha/pan masala manufactured by your industry were collected during market survey and it has been observed that plastic is being used in packaging of gutkha/pan masala; and

WHEREAS Show cause notice dated February 05, 2021 was issued to your industry vide as to why action including levying Environmental Compensation and / or closure of gutkha/pan masala manufacturing operations should not be taken against the unit for violation of PWM Rules; and

WHEREAS vide letter dated..... (the unit's response)

WHEREAS your unit was inspected on July 06, 2021 by CPCB and samples of packaging material for Gutkha / pan masala were collected from your unit and tested by CPCB; and

WHEREAS the test reports confirmed that plastic material was being used for packaging of Gutkha/ pan masala in your industry; and

WHEREAS Plastic waste management rules were notified in 2016, wherein the use of plastics is prohibited for packaging of tobacco products in all forms, however, plastic is still being used by your industry in packaging of gutkha/pan masala; and

WHEREAS usage of plastic for packaging of gutkha/pan masala is in violation Plastic Waste Management Rules, 2016; and

WHEREAS in compliance of NGT Directions dated Sep 10, 2020 in O.A. 247/2017, CPCB framed the Guidelines for levying Environment Compensation(EC) for violation of PWM Rules; and

WHEREAS Hon'ble NGT directions vide order dated 08.01.2021 on the matter , directed that EC and penal action regime proposed by the CPCB may be duly implemented by the CPCB, State PCBs/PCCs, State Level Monitoring Committees and all other concerned authorities; and


WHEREAS as per the EC Regime prepared by CPCB , Environmental Compensation @Rs.5000/- per ton of plastic used is to be levied in packaging of tobacco products; and

WHEREAS as per the information collected by the inspecting officials, approx.tonnes/year of plastic has been used for packaging of plastic since 2016, (year of inception)

NOW THEREFORE In view of above and in exercise of powers vested under Section 5 of EPA, the following directions are issued to your industry:

1. The industry shall close down its operations with immediate effect and not resume its operations till it switches over to environmentally sound alternatives.
2. The industry shall submit a time bound action plan to switchover to environmentally sound alternatives.
3. The industry shall deposit EC of Rs,.... with CPCB (A/c No. 532702050000164, Bank Name: Union Bank Of India, IP Extension Branch, Vikash marg Ext, Delhi, IFSC: UBIN0553271). In case of delay, simple interest @12% shall be levied for the delay period (delay period shall be calculated after 15 days of issues of this direction *till* the date of EC deposited by the unit).The unit shall provide details of the EC amount deposited to CPCB within 15 days from the date of receipt of the direction The EC deposited in the CPCB account will be spent by CPCB as per EC utilization policy as approved by Hon'ble NGT.

You are required comply with above Directions and submit compliance report within 15 days of issue of this Directions, failing which CPCB shall be constrained to take action as deemed fit under Section 5 of EPA


 22/10
 (Tanmay Kumar)
 Chairman

Copy to:

1. The Joint Secretary (CP Division)
 Ministry of Environment, Forests & Climate Change
 Indira Paryavaran Bhawan,
 Jor Bagh Road,
 New Delhi -110003

2. The Member Secretary (concerned SPCB): To ensure compliance of Directions
3. Incharge, IT Division


(Prashant Gargava)
Member Secretary

o/c

List of Gutkha/Pan Masala Manufacturers

S.No.	Name of industry
1	M/s. Trimurti Fragrances Pvt.Ltd. 133/231-A, Transport Nagar, Kanpur U.P. 208023
2	M/s. MaaVindhyavasini Tobacco Pvt Ltd. 133/173, Transport Nagar Kanpur UP 208023
3	M/s. Vishnu Tobacco Plot No. 24 and 25A, Udyog Kendra 2, Ecotech III, Greater Noida, Uttar Pradesh 201306 Unit inspected (current address): M/s. Raj Tobacco Works Udyog Kendra 2, Plot No. 19, Ecotech-3, Greater Noida, Gautam Buddha Nagar, UP- 201308
4	Pan Parag India Ltd. (Kothari Products) Factory Nos. 6 & 7 Industrial Estate Fazalganj, Kapil Road, Kanpur
5	Kaipai Pouches Pvt. Ltd., B1/1 Amuasi, Industrial Area, Nadarganj, Lucknow, U.P.– 226008
6	M/s Kay Flavours Pvt. Ltd.(kamlapasand) B-2, Amausi Industrial Area Nadarganj, Lucknow, Uttar Pradesh-226008
7	M/s. Pan Bahar Products Pvt. Ltd. Plot No. 20, FF, Industrial Najafgarh Road, ShivajiMarg, DELHI West Delhi DL 110015
8	M/s. Trimurti Fragrances Pvt.Ltd. 133/233, 234 & 235, Transport Nagar Kanpur U.P. 208023
9	AMP Pan Products Pvt. Ltd. 1679/80, Jabrauli, Mohanlalganj, Lucknow, U.P - 221716
10	M/s. Simla Deluxe Pan Flavour, NivasKheraAishbagh, Lucknow-226004, Uttar Pradesh

S.No.	Name of industry
11	M/S. Som Global Pan Masala Pvt. Ltd. Plot No.-123,Block-C NarainaInd.Area Ph-1 New Delhi New Delhi 110028 In
12	M/s. Vishnu Aromatics Ltd. 5/1 To 4/2/1/1/1 Liwaspur, BahalgarhRaiSonapatHr 131021 In Unit inspected (current address) M/s. VSG pan industries private ltd. Khasra No. 52/6/2, /2,8,9/1,13,14,15/2,16/1,17,18/1,26 Village Jhundpur, Tehsil rai, Sonipat -131029
13	P.K.Pan products Unit 02 Bhoomi no. 304 gram Nagheta, Bahar Nagar PalikamHardoi UP-241001
14	K.G. PAN Products Pvt. Ltd, AL – 11, SEC – 13, GIDA, Sahjanwa, Gorakhpur - 273209
15	WAST Industries, GIDA, Sahjanwa, Gorakhpur 273209
16	Kaipan Pan products Pvt. Ltd. 12/1 sector D Industrial area, Govindpura Bhopal MP- 46202
17	M/s. Kamal Kishore JardsBhandar, AgresenChowk, Harda, MP -461331
18	M/s. S A Aromatics (P) Ltd. Lane no Right 6, Gate No. 1, Jalan Industrial Complex, Mouja- Banihara, Jangalpur, Howrah – 711 411,
19	M/s. Noor KaGul 167/3 BKP-Kalyani Exp. Way, Madral, Kankinara, North 24 Pgs, Kolkata, WB-743126
20	M/s. Rishab Tobacco Pvt. Ltd. Changodar, Sanand, Ahmedabad, Gujarat-382210
21	M/s VCT Products Survey No. 269/P, 212 P/P2, Xcelon Industrial Park-2, Village ChacharvadiVasna, Sanand, Ahmedabad- 382213

S.No.	Name of industry
22	M/s Madhu Fragrance Pvt. Ltd., S.No.487, Tajpur Road, Changodar Taluk Sanand, Dist. Ahmedabad, Gujarat
23	M/s. R.K. Products CO. (Unit-II), Plot No. 35 & 36 Industrial Estate, Naubad, Bidar – 585402, Karnataka
24	Siddhu Packaging Pvt. Ltd. Khatha No. 2 Megala Halli Road, Bammenahalli Panchayath, Chitradurga Karnataka - 575520
25	Ghodawatfreshner LLP Dharwad, Karnataka 580028