



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

October 22, 2021

To,

The Member Secretary
(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 were collected during market survey having manufacturing units in States/UTs (List enclosed) and it was observed that plastic was used in packaging of gutkha/pan masala; and

WHEREAS Show cause notice dated February 05, 2021 was issued concerned industries 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 the fact that the samples were collected from the field was contested by most of the units citing legal procedural requirements for sample collection.

WHEREAS CPCB visited the site on July 06, 2021 and these industries could not be inspected as it was non-operational/had discontinued operations/ address could not be located (details enclosed)

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

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

- (i) To revoke consents, if any, issued to these units
- (ii) To locate these units and ensure their closure

You are required comply with above Directions and submit action taken report by October 25, 2021 to this office.


(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. **Incharge, IT Division**


(Prashant Gargava)
Member Secretary



List of units

S.No.	Name of Industry allotted	industry inspected	Name of state
1.	M/s. Raj Darbar Group Pvt. Ltd. Khasra No. 31/22 Village -Zindpur, G.T. Karnal Road North West Delhi 110036	Unit discontinued	Delhi
2.	M/s Rajat Food Products, Near Navgyat College, Delhi – 110081,	Unit discontinued	Delhi
3.	M/s. AFT Tobacco (P) Ltd, Rama Road, Delhi - 110015	unit closed during inspection	Delhi
4.	M/s. Harsh Infinity Flavour Pvt. Ltd.: Behind RT export Piyahri, Maniyari, Narela road, Kundali, Sonapat, Haryana	Unit discontinued	Haryana
5.	M/s Ashish Enterprises Krishna Colony near Kalari ward number 51, Sikandarkampoolashkar, Gwalior, Madhya Pradesh - 474001	unit closed during inspection	Madhya Pradesh
6.	M/s. Day & Company Kesar Silver, Pan Masala DAY & CO., 133/157, Rattu Purwa TP Nagar, Kanpur – 208023, Uttar Pradesh	unit closed during inspection	Uttar Pradesh
7.	M/s. Ruchiflavours LLP, unit II At & PO M/s Ruchi Flavours LLP, Unit-I (Formerly Pan Parag India Limited) Plot No. 958 , B, and 602 At+PO: Dasrath, Tal. Vad, Dist: Vadodara391740	unit closed during inspection	Gujrat
8.	A. J. Sugandhi Pvt. Ltd., Panki Site- 1, Kanpur-208022	unit closed during inspection	Uttar Pradesh
9.	SSR FlavoursPvt Ltd. A-63, Second Floor, GT Karnal Road Industrial Area Delhi, North West -110033	wrong address	Delhi
10.	M/s. Mahalakshmi Devi Flavours Pvt Ltd 108/49 Gandhi Nagar Kanpur Up 208012 (ii) M/s.	wrong address	Uttar Pradesh
11.	STYLE Enterprises, Pvt. Ltd., Premises No.20 Flisrt floor, SGM Plaza, 8/226, Arya Nagar, Kanpur U.P. 208002	wrong address	Uttar Pradesh
12.	Kay tabacco works pvt. Ltd. 5-A, Dda Flats Mansarover Park, Near Govt. School Delhi North East DI 110032 In	wrong address	Delhi
13.	Pan Parag, Pan Masala & Gutkha Division: A-111 Sector IV Noida	wrong address	Uttar Pradesh
14.	M/s. A.K.Pan products Govindpura Industrial area, Bhopal MP, PIN 462023	wrong address	Madhya Pradesh

S. No.	State/UT
1.	The Member Secretary Gujarat Pollution Control Board Paryavan Bhavan, Sector 10- A Gandhinagar – 382 043
2.	The Member Secretary Haryana State Pollution Control Board C-11, Sector-6. Panchkula, Haryana - 134109,
3.	The Member Secretary Madhya Pradesh Pollution Control Board Parayavaran Parisar, E-5, Arera Colony Bhopal – 462 016, Madhya Pradesh
4.	The Member Secretary Uttar Pradesh Pollution Control Board Building.No. TC-12V Vibhuti Khand, Gomti Nagar Lucknow-226 010
5.	The Member Secretary Delhi Pollution Control Committee 4 th floor, ISBT Building, Kashmiri Gate, Delhi – 110006