

CP-11/21/2021-IPC-III-HO-CPCB-HO ~~3865~~ BY SPEED POST

12 November, 2021

To

M/s Shravasti Kisan Sahakari Chinni Mills Ltd.,
Distillery Unit, Nanpara,
Bharaich, Uttar Pradesh-271865

Revoking of directions 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, for strengthening the monitoring and compliance through self regulatory mechanism, 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 February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online continuous emission monitoring system (OCEMS) w.r.t. Particulate Matter parameter & online effluent monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in 17 categories of industries including distilleries; and

WHEREAS, it was clarified that flow meter & web camera may be installed in case of units achieving zero liquid discharge (ZLD) by March 31, 2015 vide guidelines uploaded on website of CPCB dated November 7, 2014; and

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

WHEREAS, in follow up to the directions issued to the SPCBs/PCCs, CPCB had issued show cause notices under section 5 of the Environment (Protection) Act, 1986 dated 24.07.2015 to 347 distilleries, including M/s Shravasti Kisan Sahakari Chinni Mills Ltd., Distillery Unit, Nanpara, Bharaich, Uttar Pradesh-271865, hereinafter referred to as 'the Unit', as to why the Unit should not be closed down if the Unit has not complied fully with the direction issued w.r.t. installation of OCEMS by June 30, 2015. It was further directed to submit documentary evidence regarding status of installation and connectivity of online emission & effluent monitoring system in the format given in Annexure; and

WHEREAS, in reply to the notice, it was informed by the Unit vide letter dated 09.09.2015 that the unit has installed OCEMS and provided details of the installed systems; and

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Direction u/s 5 of E (P) Act, 1986 to M/s Shravasti Kisan Sahakari Chinni Mills Ltd, Distillery Unit, Nanpara, Uttar Pradesh

etc

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WHEREAS, CPCB on verification did not observe data connectivity of the OCEMS from the Unit and hence the claim of the Unit regarding installation of OCEMS cannot be acceded; and

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; and

WHEREAS, in view of the non-compliance of the Unit w.r.t installation of OCEMS and providing its connectivity to CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, CPCB had issued direction dated 06.04.2017 to close down manufacturing operation of the Unit until required OCEMS are installed and data connectivity to CPCB is established; and

WHEREAS, the Unit vide letter dated 10.06.2021 informed that the Unit had installed online continuous emission monitoring system, flow meters and cameras required for ZLD units and has provided connectivity of these systems to CPCB, and the same has been verified by the IT Division; and

WHEREAS, CPCB constituted a three member Committee vide office order dated 03.10.2017 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 28.09.2021 reviewed the compliance made by the Unit & verified the submitted supporting documents in line with the agreed criteria and recommended that the Unit may be allowed to resume its manufacturing operation with certain conditions; and

NOW THEREFORE, in view of the compliance made by the Unit to the direction issued by CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, the aforesaid **closure issued to M/s Shravasti Kisan Sahakari Chinni Mills Ltd. (Distillery Unit), Nanpara, Bharach, UP vide letter dated 06.04.2017 is hereby revoked** subject to the following conditions;

1. The Unit shall be permitted to operate for three months from the date of commencement of operations.
2. The Unit shall intimate the date of resumption of manufacturing operation to CPCB.
3. The Unit shall submit the valid Consents under the Water Act & Air Act, and Authorization under Hazardous & other Wastes Rules, 2016 issued by UPPCB and shall not operate under any circumstances without valid consent orders.
4. The Unit shall ensure uninterrupted data connectivity of OCEMS with CPCB server. Any failure in his regard shall be rectified at the earliest.
5. The Unit shall ensure periodic calibration of the analyzers as per Standard Operating Procedure/recommendations of the supplier and shall submit the calibration results

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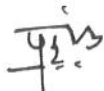
6. In case of compliance of the above conditions during permitted three months from the date of resumption of operation, the revocation direction shall be deemed to be continuing on stipulated conditions.

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


(TANMAY KUMAR)
CHAIRMAN o/c

Copy to:

1. **The Chairman,**
Uttar Pradesh Pollution Control Board
Building No. TC-12V, Vibhuthi Khand,
Gomti Nagar, Lucknow - 226 020
: With a request to ensure compliance of
the above conditions please.
2. **The Director (CP Division)**
Ministry of Environment, Forest & C.C,
"Indira Paryavaran Bhawan", Jorbagh Road,
New Delhi - 110 003
: For information please.
3. **The Regional Director,**
CPCB Regional Directorate,
PICUP Bhawan, Ground Floor,
Vibhuthi Khand, Gomti Nagar,
Lucknow-226010
: For follow up and ensuring compliance
please
4. **The District Magistrate,**
Bahraich, Uttar Pradesh
: For information regarding revoking of
closure direction, please.
5. **The Executive Engineer(EDD Bahraich)**
MVVNL Office, 4-A, Gokhale Marg
Lucknow, U.P-226001
: With request to restore the
power supply to the Unit, please
6. The Div. Head, I.P.C-III, CPCB
: For information please
7. The Div. Head, IT Division, CPCB
: For information please


(PRASHANT GARGAVA)
MEMBER SECRETARY o/c

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