



केन्द्रीय प्रदूषण नियंत्रण बोर्ड
CENTRAL POLLUTION CONTROL BOARD
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार
BY SPEED POST MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

CP-11/74/2022-IPC-III-HO-CPCB-HO

March 09, 2022

To,

M/s. Bhairavnath Shivshakti Sakhar Udyog,
A/P- Washi, Tandulwadi,
Tal: Washi, Dist: Osmanabad,
Maharashtra-413503

Sub: Closure Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent monitoring system-Revoked thereof.

WHEREAS, Sugar 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, 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 emission monitoring system 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 Sugar; 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 602 Sugar industries, including **M/s. Bhairavnath Shivshakti Sakhar Udyog, A/P- Washi, Tandulwadi, Tal: Washi, Dist: Osmanabad, Maharashtra-413503**, 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 online emission & effluent monitoring system 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, no reply as recorded was filed by the said Unit in response of the same; and

WHEREAS, in view of the above and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, the Unit was directed vide letter no. B-400(S)PCI-III/2015-16/530 dated 22.03.2016 to close down the sugar mill and not to resume manufacturing operation till installation and commissioning of continuous online monitoring system and providing connectivity of data with SPCB and CPCB server, and to submit compliance to CPCB within 15 days on the receipt of the Closure Direction; and

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'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, Delhi-110032

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

WHEREAS, the Unit has responded to the above said Closure Direction progressively till 25.01.2022 and informed to have complied with the directions regarding installation and commissioning of online continuous effluent monitoring system (OCEMS) and the same was verified by IT Division of CPCB on 24.01.2022; 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 for revocation of Closure Direction issued by CPCB; and

WHEREAS, the Committee in its meeting held on 08.02.2022 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, **M/s. Bhairavnath Shivshakti Sakhar Udyog, A/P- Washi, Tandulwadi, Tal: Washi, Dist: Osmanabad, Maharashtra - 413503** is allowed to resume its manufacturing operations subject to following conditions:

1. The Unit shall be permitted to operate for three months from the date of commencement of operation.
2. The Unit shall submit the valid Consents under the Water Act & Air Act, and Authorization under Hazardous & other Wastes Rules, 2016 issued by MPCB and shall not operate without valid Consents.
3. It shall be ensured that the installed OCEMS devices are functioning properly & continuously and data from that device are uninterruptedly transferred to CPCB. Any failure in his regard shall be rectified at the earliest.
4. The Unit shall ensure periodic calibration of the analysers as per Standard Operating Procedure/recommendations of the supplier.
5. The Unit shall intimate the date of resumption of manufacturing operation to CPCB.
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.

15/3/22
(TANMAY KUMAR)
CHAIRMAN

Copy to:

1. **The Member Secretary,**
Maharashtra Pollution Control Board
2nd, 3rd & 4th Floor,
Opp. Cine Planet, Near Sion Circle,
Sion (E), Mumbai- 400022

: For information & ensuring compliance of above direction please.

Direction u/s 5 of E(P)Act, 1986 to M/s Bhairavnath Shivshakti Sakhar Udyog, Maharashtra

2. **The Regional Director,**
Regional Directorate
Central Pollution Control Board,
ROW House No. 1, Sanjivani Nisarg
Balewadi Pune - 411045 : For follow up and ensuring
compliance please.
3. **The Director (CP Division)**
Ministry of Environment, Forest & C.C
Prithvi Block, Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi - 110 003 : For information please.
4. **The District Magistrate,**
Collectorate Office
Osmanabad District.
Maharashtra-413501 : For information please.
5. **The Superintendent Engineer,**
Maharashtra State Electricity Distribution,
Administrative Building, 1st Floor,
Old-Power House, Premises, Sale Galli,
Latur-413512 : With a request to restore power
supply to the Unit
6. The In-charge, IT Division, CPCB : For uploading on CPCB website
7. The Div. Head, IPC-VI, Division, CPCB Delhi : For information please
8. The In-charge, IPC-III Division, CPCB : For Record Purpose

- 45/3
- 10/03/22
(PRASHANT GARGAVA)
MEMBER SECRETARY