



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

By Speed Post

CM-11/52/2022-LAW-HO-CPCB-HO

5197

October 12, 2022

To,

**The Commissioner**  
**Municipal Corporation of Delhi (MCD)**  
Dr. S.P. Mukherjee Civic Centre,  
JLN Marg, New Delhi-110002

**DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 IN THE MATTER OF OPERATION OF ILLEGAL INDUSTRY IN THE RESIDENTIAL AREA OF VILLAGE KUSHAK (HIRANKI), DELHI-110036 AT KHASRA NO.177, WITHIN LAL DORA.**

WHEREAS, CPCB received a letter no. 4245/SC/PIL (E)/2021, dated 27.05.2022 from the Add. Registrar (PIL Cell) of Hon'ble Supreme Court of India enclosing a letter-petition dated 06.01.2021 which was addressed to Hon'ble Chief Justice of India. The subject of the petition was "Flagrant violation of the order of Hon'ble Supreme Court of India, a Gatta Factory creating worst type of Air Pollution & Noise Pollution against the wishes of the Residents of Village Kushak (Hiranki) Delhi-110036 at Khasra No. 177 within Lal Dora (Residential Abadi)" and;

WHEREAS, in pursuant to a letter dated 27.05.2022 received from Add. Registrar (PIL Cell) of Hon'ble Supreme Court of India, a joint team of Central Pollution Control Board (CPCB) & Delhi Pollution Control Committee (DPCC) visited the said Unit on 30.08.2022 for compliance verification and monitoring of Air & Noise Pollution as mentioned in the complaint. The joint team made the following observations:

1. The Gatta factory (unknown name) is located in the residential area of Village Kushak (Hiranki), Lal Dora Abaadi Area, Delhi-110036 (GPS Co-ordinates: 28.799339; 77.178879) which comes under area of jurisdiction of Narela Zone Municipal Corporation.
2. The Unit (Gatta Factory) was involved in manufacturing of Gatta Rolls (Paper Rolls) using Brown paper sheets & chemicals/glues as raw materials.
3. The Unit was non-operational at the time of inspection; therefore, no Air and Noise monitoring was conducted during the inspection by the team.
4. The Unit's representative informed that the Unit is closed from last six month as per the order of Municipal Corporation of Delhi (MCD). However, the copy of MCD order was not provided by the Unit.
5. The inspection team also met the complainant during the visit, and he confirmed the closure of the Unit from last six months as per the order of MCD. However, the complainant also doesn't have copy of the order issued by the MCD.
6. The Unit has no permission/license from concerned statutory authority for the operation of the said factory/industry.
7. It is observed from the available information that the Unit was operating illegally in residential area before its closure.
8. The machinery was still found installed in the premises in defunct condition and several containers/drums are found filled with chemicals/glues, which were earlier used in the manufacturing operations.

Contd..2/

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032  
Parivesh Bhawan, East Arjun Nagar, Delhi-110032

**WHEREAS**, it is evident from above observations that the Unit was operating illegally, before its closure, in the residential area without obtaining the requisite license/ consent from the statutory authorities. It is observed that the Unit is non-operational from last six month; and

**WHEREAS**, the Ministry of Environment, Forest, & 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 other standards and norms; and

**NOW THEREFORE**, in view of the above, and in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986 to the Chairman, Central Pollution Control Board (CPCB), the following **directions are hereby issued to the Municipal Corporation of Delhi, (MCD)** for compliance:

1. To ensure that all the machines installed in the Unit's premises including chemical /glues, which were used in manufacturing of Gatta rolls are dismantled, removed and safely disposed off and that the Unit does not resume its manufacturing operation.
2. To ensure that no illegal factory/industry shall operate in residential areas under your jurisdiction.

The receipt of these directions shall be acknowledged immediately & action taken report in compliance with above directions shall be submitted to the CPCB within 30 days from the date of receipt of this direction.

  
(TANMAY KUMAR)  
CHAIRMAN

Copy to:

1. The Member Secretary,  
Delhi Pollution Control Committee (DPCC)  
6th Floor, C wing, Delhi Secretariat,  
IP Estate, Delhi-110002 : With a request to follow-up  
the matter and ensure  
compliance of the above  
direction, please.
2. The Divisional Head, IT, CPCB, Delhi : To upload the direction at  
CPCB website.
3. The Divisional Head, IPC-III, CPCB, Delhi : For information and  
necessary action please.
4. The Divisional Head, Law, CPCB, Delhi : For information please.

  
(PRASHANT GARGAVA)  
MEMBER SECRETARY