



केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
(पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार)  
परिवेश भवन, पूर्वी अर्जुन नगर, दिल्ली-110032

CP-11/108/2021-IPC-III-HO-CPCB-HO

9560

दिनांक : मार्च 14, 2023

सेवा में,

मेसर्स महालक्ष्मी फेब्रिक मिल्स;

प्लॉट न. 317/2, इसनपुरा रोड,

नरोल, अहमदाबाद - 382405

विषय : पर्यावरण (संरक्षण) अधिनियम, 1986 की धारा 5 के तहत निर्देश जारी करने के  
संबंध में।

महोदय,

पर्यावरण (संरक्षण) अधिनियम, 1986 की धारा 5 के तहत आपके उद्योग मेसर्स महालक्ष्मी  
फेब्रिक मिल्स; प्लॉट न. 317/2, इसनपुरा रोड, नरोल, अहमदाबाद - 382405 को निर्देश  
जारी किया जाता है, जो इस पत्र के साथ संलग्न है।

संलग्नक: उपरोक्तानुसार

भवदीय

( कमलेश सिंह )

प्रभाग प्रभारी आई. पी.सी. III

8/1



By Speed Post

CP-11/108/2021-IPC-III-HO-CPCB-HO/9560 March 10, 2023

To,

M/s Mahalaxmi Fabric Mills,  
Plot No. 317/2,  
Isanpura Road,  
Narol, Ahmedabad - 382405

Show Cause Notice under Section 5 of the Environment (Protection) Act, 1986

**WHEREAS**, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under; and

**WHEREAS**, it is obligatory on the part of industries to install effluent treatment plants (ETPs) to comply with the effluent discharge standards as notified under the Environment (Protection) Act, 1986 and the Rules framed there under and also to meet the consent conditions granted by State Pollution Control Board (SPCBs) / Pollution Control Committees (PCCs); and

**WHEREAS**, an application was filed in Hon'ble NGT Principal Bench by Sh. Aditya Singh Chauhan regarding use of pet coke and ceramic tiles dust for heating of the boilers by the textile industries at Ahmedabad and Narol in Gujarat and Pali in Rajasthan. Further, it was also complained that hot boiler waste is improperly discharged on barren land leading to heaps of mounds of ash, which in turn generate air pollution; and

**WHEREAS**, Hon'ble NGT (PB) in OA no. 233 of 2021, Aditya Singh Chauhan Vs Central Pollution Control Board & Ors. vide order dated 25.11.2021 directed that the applicant should raise the issue first before the CPCB so that CPCB may, in coordination with the State PCBs and after interaction with the stakeholders, take a call in the matter; and

**WHEREAS**, a meeting was held on 21.01.2022, through Video Conferencing between Head Office, CPCB, Regional Directorate, Vadodara, CPCB, Regional Office, Ahmedabad (east), GPCB, and the applicant. It was decided in the meeting that a joint inspection will be carried out by CPCB and GPCB to address the issue raised by the applicant; and

**WHEREAS**, M/s Mahalaxmi Fabric Mills, Plot No. 317/2, Isanpura Road, Narol, Ahmedabad - 382405 (*hereinafter referred as 'the Unit'*) was inspected by the joint team of CPCB and GPCB on 23.02.2022.

CPCB issued closure direction dated 06.07.2022 under section 5 of the E(P)Act, 1986 to the Unit based on the observed non-compliance's as per inspection report; and

**WHEREAS**, the Unit responded to closure direction vide its letter dated 10.08.2022, 20.10.2022 & 29.12.2022 and has submitted the required compliance's including Adequacy Assessment Report (AAR) of ETP & APCD and has requested for revocation of the closure direction. The matter was placed before the three-member revocation Committee held on 19.01.2023, wherein the Committee decided that a notice for levying Environmental Compensation (EC) for non-compliance of CPCB's closure direction be issued; and

**WHEREAS**, the Unit vide its letter dated 12.02.2023 has submitted the "Self-Certificate" regarding closure of their manufacturing operation and also informed GPCB to have closed manufacturing operation vide letter dated 13.02.2023; and

**WHEREAS**, the Hon'ble NGT, Principal Bench order dated 31.08.2018 in the matter of O.A. No. 593/2017 (WP(CIVIL) No. 375/2012), Paryavaran Suraksha Samiti & Anr. Vs Union of India & Ors. directed "*CPCB to take penal action for failure and, if any, against those accountable for setting up and maintaining STPs, CETPs and ETPs and may also asses and recover compensation for damage to the environment and said fund may be kept in a separate account and utilised in term of an action plan for protection of the environment*"; and

**WHEREAS**, in compliance of the Hon'ble NGT order dated 31.08.2018 (O.A. No. 593/2017), a Committee was constituted by CPCB for developing a formula for imposing Environmental Compensation (EC) on industrial Units. As per the Committee recommendations, one of the case to be considered for levying EC is "non-complying with the directions issued such as closure direction"; and

**WHEREAS**, as per the formula derived for EC by CPCB, the total EC amount is calculated to be Rs 82,80,000 /- (i.e. Eighty-Two Lakhs Eighty Thousand) for the total non-compliance period of 276 days, based on the number of days of the violation by the unit (i.e. from the date of inspection till date of compliance of direction); 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 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 & effluent standards notified under the Environment (Protection) Rules, 1986 and other standards and norms; and

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**Dir. u/s 5 of E(P) Act, 1986 to M/s Mahalaxmi Fabric Mills , Ahmedabd**

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**NOW, THEREFORE**, in view of the above observations and in exercise of the powers delegated to the Chairman, CPCB under section 5 of the Environment (Protection) Act, 1986, notice is served herewith to show cause as to why environmental compensation of Rs 82,80,000/- (i.e. Eighty Two Lakhs Eighty Thousand only) should not be levied on M/s Mahalaxmi Fabric Mills, Plot No. 317/2, Isanpura Road, Narol, Ahmedabad - 382405 for 276 days of violation (i.e. from date of violation till the date of closure of manufacturing operations).

You are hereby given an opportunity to file your objections (if any) to the above notice within 15 days from the receipt of this notice, failing which it will be presumed that you have nothing to say and appropriate action, in accordance with the provisions of the Environment (Protection) Act, 1986, will be taken against the Unit without giving any further notice.

13/03  
(TANMAY KUMAR)  
CHAIRMAN

o/c

Copy to:

1. **The Member Secretary** : For information and necessary action please.  
Gujarat Pollution Control Board  
Paryavaran Bhawan  
Sector 10 A, Gandhinagar  
Gujarat - 382043
2. **The Regional Director,** : For information and necessary action please.  
Regional Directorate,  
Central Pollution Control Board,  
Parivesh Bhawan,  
Opp. Ward No. 10 VMC Office  
Subhanpura,  
Vadodara - 390 023
3. **The Director (CP Division),** : For information please.  
Ministry of Environment, Forest &  
Climate Change,  
Indira Paryavaran Bhavan, Jor  
Bagh Road,  
New Delhi - 110 003
4. ✓ **The Divisional Head, IT Division,** : With a request to upload the notice at CPCB website.  
CPCB, Delhi

PRIS  
(PRASHANT GARGAVA) o/c  
MEMBER SECRETARY

o/c  
Dir. u/s 5 of E(P) Act, 1986 to M/s Mahalaxmi Fabric Mills, Ahmedabd