



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

SPEED POST

No.: B-33014/40/2017/IPC-II

September 21, 2017

To

M/s Vaishnavi Ferro Tech Pvt. Ltd.  
Rauta, Marar,  
Ramgarh Cantt. - 829117  
Jharkhand

**Sub.: Revocation of Show Cause Notice issued under Section 5 of the Environment (Protection) Act, 1986 and exemption from installation/ connectivity of on-line effluent and emission monitoring system.**

*Ref.: Letter No. B-29016/04/06/ PCI-I/3679, dated 23.07.2015*

WHEREAS, integrated steel plants and sponge iron units are identified as one of the 17 categories of highly polluting industries which have been discharging environmental pollutions directly or indirectly into the ambient air and water, having potential threat to cause adverse effect on the water and air quality; and

WHEREAS, 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, there is need to inculcate habit of self-monitoring within the industries for complying with the prescribed standards and this can be achieved by the methods like installing online effluent and emission monitoring devices; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online source emission and effluent monitoring systems need to be installed and operated by the industries on Polluter pays principle 'and

WHEREAS, a direction under section 18(1)(b) of the Water (Prevention & Control of Pollution) Act, 1947 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. PM and SO<sub>2</sub> parameters & online effluent monitoring system w.r.t. pH, BOD, COD and TSS in iron & steel industries; and

WHEREAS, two effluent parameters namely phenol and cyanide were added for online installation in iron and steel plants with by-product recovery type coke ovens; and

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M/s Vaishnavi Ferro Tech Pvt. Ltd. Rauta, Marar, Rmgarh Cantt. - 829117, Jharkhand

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

WHEREAS, considering the requests / representations received from industries/ industrial association /SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring system 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, concerned SPCB/PCC issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and section 31A of the Air (Prevention & Control of Pollution) Act, 1981 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

WHEREAS, Show Cause Notice under section 5 of Environment (Protection) Act, 1986 was issued on July 23, 2015 to all integrated iron & steel plants and sponge iron units to show-cause as to why the unit should not be closed down if, the unit has not complied fully with the directions issued w.r.t. installation of online emission & effluent monitoring system by June 30, 2015. Further it was directed to submit documentary evidence regarding status of installation and connectivity; and

WHEREAS, a notice dated 07 January, 2016 was published in Hindustan Times, Navbharat Times and local newspapers to the non-responding industries to respond immediately within a weeks' time from the publication of the notice; and

WHEREAS, M/s Vaishnavi Ferro Tech Pvt. Ltd. Rauta, Marar, Rmgarh Cantt. - 829117, Jharkhand had failed to reply the matter/ status of installation of online monitoring system; and

WHEREAS, CPCB, IT Division, Delhi reported that the OCEMS of the said unit is connected with CPCB server in March' 2017. and

WHEREAS, representation vide letter dated 04.05.2017 submitted by M/s Vaishnavi Ferro Tech Pvt. Ltd. Rauta, Marar, Rmgarh Cantt. - 829117, Jharkhand to CPCB, wherein unit ~~is~~ requested for consideration of exemption from OCEMS installation/ connectivity with CPCB server and a request is made by the unit for revocation of the Show Cause Notice dated 23.07.2015 issued by CPCB based on the facts as referred above; and

WHEREAS, requests were made by CPCB to JSPCB vide letter no. B-29016/40/ 06/IPC-II/4642, dated 22.06.2017 and B-33014/3/2017/IPC-II/1499/ dated 28.07.2017 to forward the details in respect of the claims made by the industry including raw materials, manufacturing processes, infrastructure facilities and products of the industry; and

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WHEREAS, vide letter Ref. No. D-3118, dated 09.08.2017 from JSPCB enclosed with inspection report Memo No. 1103, dated 25.07.2017 informed that:

1. The major raw materials used are Sponge Iron and Iron Scrap and the products manufactured by the industry is Pencil Ingot (i.e. MS Ingot);
2. One Induction Furnace with two crucibles are installed in the plant;
3. The unit does not belong to category of "Integrated Iron & Steel Plant" or "Sponge Iron Plant."

WHEREAS, in view of above circumstances and based on the material facts available with CPCB, the request made by the industry has been examined and it is considered that the unit doesn't fall under 17 categories of highly polluting industries and operating with a valid consent from Jharkhand state Pollution Control Board.

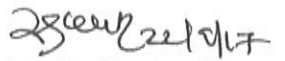
NOW, THEREFORE, in view of the above and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986 vide Ministry of Environment & Forests, Government of India Notifications No. S.O. 157 of 27.02.1996 and S.O. 730 dated 10.07.2002, the Show Cause Directions issued u/s 5 of the Environment (Protection) Act, dated July 23, 2015 to M/s Vaishnavi Ferro Tech Pvt. Ltd. Rauta, Marar, Rmgarh Cantt. - 829117, Jharkhand is hereby revoked and the said unit is exempted from installation/ connectivity of on-line effluent and emission monitoring system to CPCB server subject to the following conditions;

1. That the unit shall run only with valid consent from JSPCB.
2. Any expansion of the existing project shall be intimated to CPCB and JSPCB and applicability and scope of the installation of OCEMS will be subjected to proposed expansion activities.
3. That, in future, if it is brought to the notice of CPCB that the material facts are hidden by the industry for whatsoever the reasons may be this 'Revocation Direction' shall stand cancelled automatically and legal action including prosecution as per the provisions of the National Green Tribunal Act, 2010 shall be launched.

  
22/09/2017  
[S.P.S. Parihar]  
Chairman  
W/S O/C

**Copy to:**

1. The Chairman  
Jharkhand State Pollution Control Board  
T.A. Bldg., HEC, P.O. Dhurwa,  
Ranchi - 834004, Jharkhand
2. The Additional Secretary (AKM), CP Division  
Ministry of Environment, Forests and Climate Change  
Prithvi Wing, 2nd Floor, Room No. 216  
Indira Paryavaran Bhawan  
Aliganj, Jor Bagh Road, New Delhi - 110003
3. The Regional Director (East)  
Central Pollution Control Board  
Southend Conclave, Block 502,  
5th & 6th Floors, 1582 Rajdanga Main Road,  
Kolkata-700107 (West Bengal)
- ✓ 4. The Divisional Head- IT, CPCB, Delhi
5. The Divisional Head- IPC-VI, CPCB, Delhi

  
[A.Sudhakar]  
Member Secretary  
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