

By Speed Post

F. No. B-190194/WQM-II/CPCB/Chemical (Ferti)/2017-18

09-10-2017

To,

M/s Kanpur Fertilizers & Cement Ltd.
(formerly known as Duncan fertilizer),
CEE KAY Estate, Panki Industrial Area,
P.O. Udyog Nagar, Kanpur,
Uttar Pradesh

11548

**DIRECTION 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, the Ministry of Environment, Forest and 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

WHEREAS, M/s Kanpur Fertilizers & Cement Ltd. (formerly known as Duncan fertilizer), CEE KAY Estate, Panki Industrial Area, P.O. Udyog Nagar, Kanpur, Uttar Pradesh (hereafter referred as 'the Unit') is involving in manufacturing of fertilizers; and

WHEREAS, the Unit was inspected under the order of Hon'ble NGT dt. 13.07.2017 by the joint team of officials from NMCG, CPCB and UPPCB on 19.08.2017 and observed the following:

1. The unit and its ETP were found operational at the time of inspection.
2. The ETP effluent samples was collected and analytical results indicates that unit is not complying within the prescribed effluent discharge standards w.r.t. SS: 327 mg/l (as against norms of 100 mg/l) and Nitrate: 18.2 mg/l (as against norms of 10mg/l).

It is evident from the above observations that the Unit is violating the prescribed effluent discharge standards notified under the Environment (Protection) Rules, 1986, and the discharges of untreated/partially treated effluent into ICI drain posing serious threat to river water quality.

AND WHEREAS, Hon'ble NGT in its order dated 13.07.2017 in OA. No. 200of 2014 in the matter of M. C. Mehta Vs Union of India & Others pronounced judgment " *The joint inspection team shall inspect all the 40 highly polluting industries in this segment and would issue appropriate directions to ensure that discharge from theses industries is sticky within the prescribed norms. If the directions issued by the Joint inspection team are not carried out by these industries within the prescribed time, they shall be liable to be shutdown till compliance and subject to further orders of the tribunal*".


AND NOW, THEREFORE, in view of the above observations and exercising powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, notice is hereby served to the Unit to **Show Cause why not the Unit should be closed down** for not complying with prescribed effluent discharge standards notified under Environment (Protection) Rules, 1986 and amendment thereof.

The reply to the Show Cause Notice shall be submitted to this office within 15 days from the date of this notice failing which suitable action as deemed fit under Environment (Protection) Act, 1986 will be initiated.

(S. P. SINGH PARIHAR)
CHAIRMAN

Copy to:

1. **Chairman,**
Uttar Pradesh Pollution Control Board
Building No. TC-12V, Vibhuti Khand,
Gomati Nagar, Lucknow : [For information please]
2. **The Advisor** (CP Division).
Ministry of Environment, Forests & Climate
Change, Indra Paryavaran Bhavan,
Jor Bagh Road, New Delhi - 110 003 : [For information please]
3. **The Regional Director,**
Northern Regional Office,
Central Pollution Control Board,
PICUP Bhawan, Vibhuti Khand,
Gomati Nagar, Lucknow : [For the implementation
and compliance of the
direction]
4. ✓ The Incharge IT Division, CPCB, Delhi
5. Master copy (Others), RG Division, CPCB, Delhi


(A.SUDHAKAR)
MEMBER SECRETARY