



REGISTERED

BIHAR STATE POLLUTION CONTROL BOARD

Parivesh Bhawan,
N.S-B/2, Industrial Area, Patliputra, Patna- 800 010
EPABX&0612-2261250/2262265, Fax&0612-2261050
E-Mail: bspcb@yahoo.com, Website <http://bspcb.bih.nic.in>

Ref. No.:-

Patna, dated:-

From

Dr. Ashok Kumar Ghosh,
Chairman.

To

Sri Ajay Goyal,
M/s Chetan Enterprises,
Jamaluddin Chak, Vill.- Navratanpur,
Po.+Ps.- Khagaul,
Dist.- Patna-801105

Direction for Closure under Section 33A of the Water (Prevention and control of Pollution) Act, 1974 and under Section 31A of the Air (Prevention and control of Pollution) Act, 1981.

- 1) **WHEREAS**, the State Government has declared the entire State of Bihar as "Air-Pollution-Control-Area" under the provisions of section 19 of the Air (Prevention and Control of Pollution) Act, 1981.
- 2) **WHEREAS**, you were required to obtain a previous Consent- to- Establish (hereinafter referred to as CTE) and a 'Consent- to- Operate' (hereinafter referred to as CTO) from Bihar State Pollution Control Board (hereinafter referred to as the 'Board') under section 21 of the Air (Prevention and control of Pollution) Act, 1981 (hereinafter referred to as 'Air Act') before establishing and operating your unit.
- 3) **WHEREAS**, a public complaint has been received against your unit, alleging that you are melting lead acid batteries illegally and thereby causing release of toxic gases in the ambient air.
- 4) **WHEREAS**, subsequently your unit was inspected by the officials of the Board on 25.01.2020. During inspection, it was observed that your unit was engaged in lead recycling of old/scrap battery and your unit was being operated without obtaining required CTE and CTO from the Board which is a violation of the Provisions of the Air Act and Water Act.
- 5) **WHEREAS**, your unit is also situated next to habitation and your activities are a constant source of disturbance to the people in the form of air and noise pollution.

6) **WHEREAS**, in view of the likelihood of the grave injury to the environment in general, and lives around in particular, as is apparent from the discharge/emission of your unit, it is not expedient to provide an opportunity to file objection /objections against the proposed direction which the Board, otherwise, would have issued to you separately.

7) **WHEREAS**, operation of your unit in violation of the conditions of the Board, is detrimental to environment and further in non-conformity with the statutory norms, attracting penal provisions under the Air Act, 1981 and Water Act, 1974.

I, therefore, in exercise of the powers conferred by section 33A of Water Act, 1974 and section 31A of the Air Act, 1981 direct you to:

Close your industrial plant/unit with immediate effect;

AND

In the event of non-compliance with direction as above, the Board will have no option but to file a complaint against you under the appropriate provisions of the said Acts before a competent court of law.

Sd/-
(Ashok Kumar Ghosh)
Chairman

Memo No. 807


Dated:- 05-2-2020

Copy to:

1. To the District Magistrate, Patna, requesting him to enforce the compliance of the direction, which will be in consonance with the provisions of the Air Act, 1981 and the Water Act, 1974.

2. R.O. Patna, for information and necessary action.

3. Legal Cell, for records.


05/02/20

(Ashok Kumar Ghosh)
Chairman