



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**

Md. Neyaz Alam, S/o Sri Nazmul Hoda,  
M/s. Kishan Enterprises & Waste Recycling Plant,  
At – Mansurpur, P.O. Pana Chapra,  
P.S. + Block – Motipur,  
Muzaffarpur – 843111

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

- 1. WHEREAS**, you were required to obtain “Consent-to-Establish” (hereinafter referred to as “CTE”) and “Consent-to-Operate” (hereinafter referred to as “CTO”) from this Board under the provisions of Section 21 of the Air (Prevention and Control of Pollution) Act, 1981 (hereinafter referred to as ‘Air Act’) before establishing and operating your industrial plant.
- 2. WHEREAS**, under the provisions of Section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974, no person shall make use of any new, altered or existing outlet for the discharge of any sewage or trade effluent or can operate any process or system for the discharge of any sewage or trade effluent, unless prior Consent-to-Operate (CTO) has been obtained from the Board.
- 3. WHEREAS**, further, you were also required to obtain Authorization under rule-6(2) of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 for generation, collection, reception, storage, transport, re-use, recycling, recovery, pre-processing, co-processing, utilization, treatment, disposal or any other use of hazardous or other wastes or both on your existing premises.

4. **WHEREAS**, in pursuance of your application for CTE dated 08.11.2019 submitted to the Board, your unit was inspected on 14.01.2020, when you were also present. The plant was found operational without CTE/CTO from the Board.
5. **WHEREAS**, your unit with the capacity of 8.0 MT /batch operates with tyres and rubbers as raw materials and uses wood and pyrogas as fuel to produce finally carbon black, furnace oil and steel wires.
6. **WHEREAS**, processes involved in your pyrolysis is very hazardous requiring environmental safety due to fire hazards, emission of fine carbon particles from the source point as well as from fugitive emission and, therefore, the M o E F & C C, Government of India has issued Standard Operation Procedures (SOP) with regard to recycling of waste tyre for the production of pyrolysis oil.
7. **WHEREAS**, during inspection of your unit by the Board on 14.01.2020, following deficiencies were found:-
  - [i]. Village – Mansurpur was only at a distance of about 250 meters from your unit as against the required distance of 500 meters in the siting guidelines for locations of such units;
  - [ii]. There was no Effluent Treatment Plant (ETP) installed in your unit to take care of any discharges;
  - [iii]. There was no fire safety arrangement in your unit;
  - [iv]. There was no tree plantation in and around the premises of your unit; and
  - [v]. Auto- Safety Control System was also not installed.
8. **WHEREAS**, from the finding as above during the inspection, it would appear that you have been operating your plant without any safety arrangement in view of the probable fire hazardous including Air & Water pollution. The inspected details would also show that your unit was under operation without any mandatory compliances and in utter violation of the provisions of the Water (Prevention and Control of Pollution) Act, 1974; Air (Prevention and Control of Pollution) Act, 1981 and Environment (Protection) Act, 1986.



9. **WHEREAS**, in view of likelihood of the grave injury to the environment, in general, and life around, in particular, it is not expedient to provide you an opportunity to file objection/ objections, if any, against the proposed direction which the Board, otherwise, would have issued to you.

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

**close your plant with immediate effect**

TILL

- I. **you have complied with the provisions under the Water and the Air Acts;**
- II. **you have complied with the Standard Operating Procedure (SOP)s; and**
- III. **you have obtained prior CTO from the Board.**

AND

in default thereof, complaint shall be filed under the appropriate provisions of related Acts.


Sd/-  
(Ashok Kumar Ghosh)  
Chairman

Memo No.....<sup>919</sup>.....

Patna, Dated...<sup>14.2.2020</sup>.....

**Copy to:**

- (i) The District Magistrate, Muzaffarpur with the request to ensure physical compliance of closure and which will be in consonance with the provisions of the Acts under reference.
- (ii) The Regional Officer, Muzaffarpur for information and necessary action.
- (iii) The Legal Cell, Patna for records.

  
14/02/20  
(Ashok Kumar Ghosh)  
Chairman