



**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**

Ashok Kumar Ghosh,  
Chairman.

**To**

The Managing Director,  
BISCOMAUN, First floor,  
BISCOMAUN Bhawan,  
West of Gandhi Maidan  
Patna-800001.

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

1. WHEREAS, the State Govt. 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, diesel generator (DG) set of capacity <1MVA and >=20KVA has been categorized under green category by the Board, and as such, you are required to obtain Consent- to- Establish' (hereinafter referred to as CTE) and '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 DG set.

3. WHEREAS, DG sets installed at Biscomaun Bhawan, was inspected on 05-04-2019 and 14-06-2019, and it was found that, two DG sets were being used; one local made generator set, which has now been removed, and the other of capacity 180 kVA without any acoustic enclosure in a non-acoustically treated room.
4. WHEREAS, in the light of the above findings, the Board vide its letter no. 2381, dated 18-06-2019, issued a show-cause, to explain as to why legal action should not be initiated against you under the relevant provisions of the Air Act for operating DG set in violation of the said Act.
5. WHEREAS, your reply/objection dated 27-06-2019 was received by this Board wherein *inter-alia* you stated that, acoustic enclosure was being installed and steps are being taken to purchase a new generator set.
6. WHEREAS, the Board issued you a direction dated 25-07-2019 under Section 31 A of the Air Act whereby and whereunder it directed you to file compliance report of the steps mentioned in your reply within a period of 4 weeks.
7. WHEREAS, you have not filed a compliance report as directed and Biscomaun Bhawan was recently inspected on

11-12-2019 and it was found that the DG set was being used in same old fashion without acoustic enclosure in a non-acoustically treated room.

I, therefore, in exercise of the powers conferred by Section 31A of the Air Act, 1981, **direct you to close/stop using the DG set with immediate effect till further order from the Board.**

Sd/-

(Ashok Kumar Ghosh)  
Chairman

**Memo No.**

**Patna, Dated:-**

Copy to:- The District Magistrate, Patna, with the request to enforce this closure-direction in consonance with the provisions of the Air (Prevention and Control of Pollution) Act, 1981.

Sd/-


(Ashok Kumar Ghosh)  
Chairman

**Memo No. 804.**

**Patna, Dated:- 05-2-2020**

**Copy to:**

1. The R.O Patna, for information and necessary action.
2.  The Legal Cell, BSPCB for records.

  
05/02/20  
(Ashok Kumar Ghosh)  
Chairman