



REGISTERED
BIHAR STATE POLLUTION CONTROL BOARD
Parivesh Bhawan,
N.S-B/2, Industrial Area, Patliputra, Patna- 800 010
EPABX&06 12-226 1250/2262265, Fax&06 12-226 1050
E-Mail: bspcb@yahoo.com, Website <http://bspcb.bih.nic.in>

Ref. No.:-

Patna, dated:-

From

Dr. Ashok Kumar Ghosh,
Chairman.

To

Md. Seraj (Proprietor),
M/s Ideal Steel,
Naugarwa Edare Sariya,
Sampatchak, Patna.

Direction for Closure under Section 31 A 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 previous '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 unit.
- 3) **WHEREAS**, in the matter of Md. Salimullah v. State of Bihar, the Hon'ble Patna High Court directed the inspection of units in certain areas of Patna, by a two-member Committee comprising of advocates

form the Patna High Court. This Committee, along with officers of this Board, conducted the inspection of your unit on 09.12.2019.

4) **WHEREAS**, during inspection, it was observed that your unit was operating in violation of the conditions imposed in the Emission Consent Order issued by this Board vide memo no. 481, dated 19.03.2019, with regard to the following :

- i. *Spray painting was being done in an open space, as opposed to an enclosed space, as per the consent order; and*
- ii. *MIG welding machine was not found; instead, welding was being done using outdated apparatus, and contributing to air and noise pollution.*

5) **WHEREAS**, your unit is also situated next to a school, and your activities are a constant source of disturbance in the form of 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 of your unit, it is not expedient to further 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.

I, therefore, in exercise of the powers conferred by 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 the direction as above, the Board will have no option but to file a complaint against you under the appropriate provisions of the said Act before a competent court of Law.

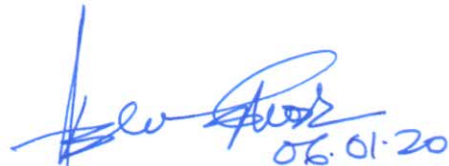
Sd/-
(Ashok Kumar Ghosh)
Chairman

Memo No. 581

Dated:- 06.01.2020

Copy to:

1. To the District Magistrate, Patna, for information and necessary action.
2. R.O Patna, for information and necessary action.
3. Legal Cell, for records.


06.01.20
(Ashok Kumar Ghosh)
Chairman