



By Registered Post

BIHAR STATE POLLUTION CONTROL BOARD

Parivesh Bhawan, Plot No. N.S.B/2,
Patliputra Industrial Area, Patna- 800 010
EPABX&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 Baiju Sah,
S/O Sri Satyanarayan Sah,
Vill.+ P.O.- Kant, P.S.- Brahmapur,
Dist.- Buxar- 802112

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**, 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 25/26 of the Water (Prevention and Control of Pollution) Act, 1974 (hereinafter referred to as 'Water Act') and 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**, upon receiving a complaint alleging air pollution caused by your unit, an inspection of your unit was conducted by the officials of this Board on 20.07.2019.
- 4. WHEREAS**, during inspection, your unit was found to be operational without obtaining CTE and CTO from the Board.


5. **WHEREAS**, for the aforesaid reason, you were served with a Show Cause notice vide this Board's letter no. 1518, dated 22.10.2019.
6. **WHEREAS**, with regard to the above mentioned Show Cause notice your reply dated 08.11.2019 was received by this Board, which was found to be unsatisfactory, as the only reply given in your defence was that no villager had any objection to the operation of your plant.
7. **WHEREAS**, thereupon a Proposed Direction for Closure vide letter no. 1257, dated 24.02.2020 was issued to you, wherein you were asked to explain as to why your unit should not be closed on the ground that your unit was under operation without CTE and CTO.
8. **WHEREAS**, in pursuance of the said proposed direction a letter vide Board's letter no. 2490, dated 28.05.2020 was sent to you to comply and expediate the aforesaid Proposed Direction for Closure.
9. **WHEREAS**, thereafter your reply dated 11.06.2020 was received by the Board, which was found to be unsatisfactory, because the time for reply sought by you was for an indefinite period.
10. **WHEREAS**, the facts detailed above, simply show your callousness and reluctance towards compliance of the provisions of the Air Act, 1981.

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

Close your unit/plant with immediate effect,

AND

In the event of non compliance with the direction as above, this Board will have no option but to file a complaint under section 37 of the Air (Prevention and Control of Pollution) Act, 1981.


(Ashok Kumar Ghosh)

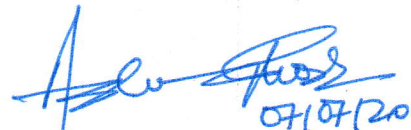
Chairman

Memo No.:- 2982

Patna, Dated: 07/7/2020

Copy forwarded to:

1. The District Magistrate, Buxar, with the request to ensure physical closure of this defaulting unit and it would be in consonance with the provisions of section 31 A of the Air (Prevention and Control of Pollution) Act, 1981.
2. The Regional Officer, Patna, for information and necessary action.
- ✓ 3. Legal Cell, BSPCB, Patna for records.


07/07/20
(Ashok Kumar Ghosh)

Chairman.