


**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 Manish Kumar Singh, Proprietor,  
 S/o Mithilesh Kumar Singh,  
 M/s. Balajee Enterprises,  
 At- Lanka Kachuara, Sampatchak,  
 Dist- Patna - 800007.

**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 (hereinafter referred to as 'Air 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 the provisions of Section 21 of the Air (Prevention and Control and Pollution) Act, 1981 before establishing and operating your industrial plant.
3. **WHEREAS**, upon receiving a public complaint alleging air pollution caused by your unit, an inspection of your unit dated 12.03.2020 was conducted by the officials of this Board in the presence of one Sri Satish Kumar, wherein it was gathered and noted that your unit was being operated without obtaining the requisite CTE and CTO from the Board.
4. **WHEREAS**, thereupon you were served with a Show Cause Notice, vide this Board's letter no. 1230, dated 20.05.2020, whereunder you

were given an opportunity to explain within 15 days as to why your unit should not be closed with immediate effect.

5. **WHEREAS**, no reply was received from you in response of the above mentioned Show Cause Notice.
6. **WHEREAS**, thereafter you were served with a Proposed Direction for Closure vide letter no. 3589, dated 19.08.2020, to which you again failed to reply.
7. **WHEREAS**, from the aforesaid facts and findings, it is amply clear that you have come under operation in violation of the provisions of Section 21 of the Air (Prevention and Control of Pollution) Act, 1981.
8. **WHEREAS**, your recalcitrant approach towards the mandatory compliance of law and defiance of the authority of the State Board, constituted under the Water (Prevention and Control of Pollution) Act, 1974, warrants stringent and deterrent action against you in favor of environmental protection.

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

**stop and close all operations of your unit with immediate effect.**

AND

in default thereof, the Board will be constrained to file complaint u/s 37 of the Air (Prevention and Control of Pollution) Act, 1981 with other actions under other suitable provisions of the Environment (Protection) Act, 1986.

Sd/-

(Ashok Kumar Ghosh)

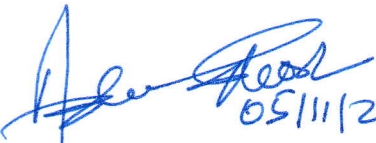
Chairman

Memo No.....<sup>4504</sup>.....

Dated.....<sup>05-11-2020</sup>.....

**Copy to:**

1. The District Magistrate, Patna, requesting him to enforce the compliance of the direction which will be in consonance with the provisions of section 31A of the Air (Prevention and Control of Pollution) Act, 1981.
2. The R.O., BSPCB, Patna for information and necessary action.
3. ✓ The Legal Cell for record.

  
05/11/20  
(Ashok Kumar Ghosh)  
Chairman