



RESGISTERED
BIHAR STATE POLLUTION CONTROL BOARD

Parivesh Bhawan, NSB-2, Patliputra Industrial Area, Patliputra, Patna - 800 010

EPABX-0612-2261250/2262265, Fax-0612-2261050

E-mail-bspccb@yahoo.com, Website-http://bspccb.bih.nic.in

Ref. No.:

Patna, dated:-

From

Ashok Kumar Ghosh,
Chairman.

To

Sri Manish Kumar,
S/o Sri Kedar Sah,
At- Bambhour, Po.- Shivsagar,
Dist.- Rohtas- 821111

Direction for Closure under section 31A 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 '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 '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 industrial Plant.
3. **WHEREAS**, the officials of the Board inspected the unit on 24.02.2020 and found that you are operating an industrial plant without prior CTE and CTO from the Board, as required under the provisions of Section 21 of the Air Act, 1981.
4. **WHEREAS**, operation of your industrial plant without CTE and CTO from the Board, as aforesaid, is ab-initio illegal, and therefore, attracts the penal provisions of sections 37 and 38 of the Air Act, 1981.
5. **WHEREAS**, in light thereof, your unit was issued a proposed closure direction on 10.08.2020, in which you were directed to file your objection, (if any), failing which ex-parte action shall be confirmed against your unit without giving any further notice, in accordance with the provisions of the Air (Protection and Control of Pollution) Act, 1981. The Board is yet to receive any reply.

6. **WHEREAS**, bringing your unit without CTE and CTO from the Board, would be detrimental to environment and further in non-conformity with the statutory norms, attracting penal provisions under the Air Act.

I, therefore, in exercise of the powers conferred by Section 31A of the Air Act, 1981 **direct you to:-**

Keep you unit closed, till you have obtained CTE and CTO from the Board,

AND

In default thereof, Board will have no option but to file a complaint under Section 37 of the Air (Prevention and Control of Pollution) Act, 1981 before the Special Magistrate, specially designated for the purpose.

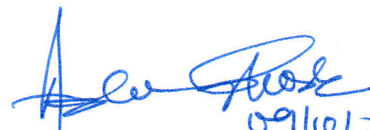
Sd/-
(Ashok Kumar Ghosh)
Chairman

Memo no.:- 4246

Patna, Dated: - 12.10.2020

Copy forwarded to:

- The District Magistrate, Rohtas, with the request to enforce closure of the unit in compliance with the aforesaid direction, which will be in consonance with the provisions of the Air (Prevention and Control of Pollution) Act, 1981
- The R.O Patna for information and necessary action.
- ✓ The Legal Cell, BSPCB, for records.


09/10/20
(Ashok Kumar Ghosh)
Chairman