

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.:- ROB (Com)/64/19

Patna, dated:-

From

Dr. Ashok Kumar Ghosh,
Chairman.

To

Sri Sukanya Kumari,
W/o – Sri Manoj Kumar,
M/s. Raja Namkin Food Products,
Ward No. 26, Naya Bazar,
Kabiya road, Lakhisarai – 811311

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 (hereinafter referred to as 'the Air Act, 1981).
2. **WHEREAS**, operation of any industry in 'Air-Pollution-Control-Area' without obtaining 'Consent-to-Operate (CTO) from the Board under the relevant provisions of the Air Act, 1981 is illegal.
3. **WHEREAS**, public complaints have been received against your unit, alleging air pollution including noise posing health hazard in areas due to operation of your Namkeen Unit/ plant.
4. **WHEREAS**, your unit was inspected on 31.01.2018 by the officers of the Board, when you were also present and it was found that your unit was operational without providing for air and noise pollution control systems, mandatory under section 21 of the Air act, 1981 and, therefore, you have willfully violated the provisions of the law by operating your unit.
5. **WHEREAS**, you have submitted Affidavit No. 258, dated 22.11.2013, which upon processing, was found with misleading information as about habitation.

6. **WHEREAS**, for the aforesaid facts and reasons, you were served with a Proposed Direction under Section 31A of the Air (Prevention & Control of Pollution) Act, 1981, vide this Board's Letter No. 6822, dated 19.11.2019, granting you an opportunity to submit your reply within 15 days as to why your brick kiln unit should not be closed and complaint case under the suitable provisions of the Air (Prevention & Control of Pollution) Act, 1981 should not be filed.
7. **WHEREAS**, you have replied to the above Proposed Direction through letter dated 27.11.2019, which is not satisfactory to the Board as it does not provide details of air pollution control arrangements.

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

Sd/-
(Ashok Kumar Ghosh)
Chairman

Memo No.....4739...../

Patna, Dated. 02-12-2020

Copy to :

- (i) The District Magistrate, Lakhisarai, for information and necessary action.
- (ii) The R.O. Begusarai for information and necessary action.
- (iii) The Legal Cell, BSPCB, for records.


(Ashok Kumar Ghosh)
Chairman