



Pollution Control Board, Assam

(Department of Environment & Forests : : Government of Assam)

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ

(অসম চৰকাৰৰ বন আৰু পৰিৱেশ বিভাগ)



No. WB/KAM/T-115/04-05/93

Dated Guwahati the, 02nd April, 2022

To



M/s. Luit Refractories Private Limited
12th Mile, Ambher, Jorabat
Dist.: Kamrup (M) (Assam)

Sub: CLOSURE NOTICE.

Ref: Show Cause Notice vide No. WB/KAM/T-115/04-05/79/1710 dtd. 04.02.2022.

WHEREAS, under Section 17 of the Air (Prevention & Control of Pollution) Act, 1981 one of the function of the State Pollution Control Board (SPCB) is to plan a comprehensive programme for prevention, control or abatement of air pollution and to secure the execution thereof;

WHEREAS, under Section 21 of Air (Prevention & Control of Pollution) Act, 1981, no person shall without the previous consent of the State Board, establish or operate any industrial plant in an air pollution control area;

WHEREAS, the Govt. of Assam has declared the whole State of Assam as Air Pollution Control Area under Section 19 of the Air (Prevention & Control of Pollution) Act, 1981 as amended till date vide Notification No. STE.49/83/128 dtd. 31st March, 1993 and it comes into force with effect from 12th May, 1993;

WHEREAS, the Hon'ble National Green Tribunal vide order passed on 10.07.2019 in O.A No.1038/2018 inter alia ordered as under-

"No further industrial activities or expansion be allowed with regard to 'red' and 'orange' category units till the said areas are brought within the prescribed parameters or till carrying capacity of area is assessed and new units or expansion is found viable having regard to the carrying capacity of the area and environmental norms."

WHEREAS, Pollution Control Board, Assam, in compliance of the order of the Hon'ble NGT passed on 10.07.2019 in O.A No.1038/2018, had issued notification vide No.WB/G-1548/2019-20/56-A dtd.26.02.2020, as per which no new industry or any further expansion of an existing unit shall be allowed to set up in Byrnihat Industrial Cluster area (within 26° 05' 57.89" N Latitude & 91° 52' 34.53" E Longitude and 26° 02' 30.88" N Latitude & 91° 52' 03.09" E Longitude);

WHEREAS, Board has notified vide No. WB/GUW/T-3521/17-18/22 dtd. 17.02.2018, banning setting up and expansion of Pet Coke units and Low Ash Metallurgical Coke in the State;

WHEREAS, Board issued Show Cause Notice to your unit vide No. WB/KAM/T-115/04-05/79/1710 dtd. 04.02.2022 for installation of four (4) nos of Coke Crusher Machine without obtaining permission from the Board;

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Head Office : Bamunimaidam, Guwahati - 781021, Assam : India.

Phone : 2652774 & 2550258 : Fax : 0361-2550259 ; Gram : POLLUTIONCONTOL

E-mail : membersecretary@pcbassam.org; Website : www.pcbassam.org

Regional Offices at : Dibrugarh, Golaghat, Sivasagar, Tezpur, Guwahati, Bongaigaon, Nagaon & Silchar



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WHEREAS, in your reply letter dtd. 14.02.2022 against the Show Cause Notice, it was mentioned that the crusher machines shall be dismantled shortly;

WHEREAS, the Board Officials visited your unit on 30.03.2022 and found that all the four (4) nos. of crusher machines were under operation;

NOW, THEREFORE, under the above facts & circumstances, Pollution Control Board, Assam is constrained to inform you that since, you have nonchalantly violated the provisions of law in force causing pollution to the environment and in exercising of powers conferred upon it under Section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981 and Section 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974 as amended till date, you are directed to **CLOSE DOWN** your unit with immediate effect.

শান্তনু কৃষ্ণ
(Shantanu Kr. Dutta)
Member Secretary

Memo No. WB/GUW/T-4369/21-22/93-A
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Dated Guwahati the, 02nd April, 2022

Copy to:

1. The Addl. Chief Secretary to the Govt. of Assam, Environment & Forests Deptt., Dispur, Guwahati-6 for kind information.
2. The Deputy Commissioner, Kamrup (M) district for kind information.
3. P.A. to the Chairman, PCBA for kind appraisal of Hon'ble Chairman.
4. The Chief General Manager (D), Lower Assam Region, Bijulee Bhawan, 5th Floor, Paltanbazar, Guwahati-781001. He is requested to disconnect supply of electricity to the unit within 7 (seven) days under Section-33(A)(b) of Water (Prevention & Control of Pollution) Act, 1974 as amended and furnish the action taken report.
5. The Sr. Env. Engineer, Regional Office, Guwahati-I, PCBA for information & necessary action.

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(Shantanu Kr. Dutta)
Member Secretary