



Pollution Control Board, Assam

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

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ
(অসম চৰকাৰৰ বন আৰু পৰিৱেশ বিভাগ)



No. WB/GUW/T-4369/21-22/130

Dated Guwahati the, 02nd April, 2022

To

✓ M/s Radha Coke
12th Mile, Byrnihat, GS Road,
Dist.: Kamrup (M) (Assam).

Sub: CLOSURE NOTICE.

WHEREAS, under Section 17 of the Air (Prevention & Control of Pollution) Act, 1981 one of the functions 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 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). Further expansion of any existing industries is also not allowed;

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, you have expanded your unit by installing one (1) no. of coke crusher machine without obtaining prior permission from the Board;

WHEREAS, the Board Officials visited your unit on 30.03.2022 and found that the said crusher machine was under operation;

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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.

(Shantanu Kr. Dutta)

Member Secretary

Memo No. WB/GUW/T-4369/21-22/130-A,

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.

(Shantanu Kr. Dutta)

Member Secretary