ORDER

WHEREAS, with a view to protecting the city from pollution and other environmental hazards, it has been felt necessary to immediately prevent burning of waste materials, whether hazardous or non-hazardous;

AND

WHEREAS, in pursuance with the Environment (Protection) Act, 1986 (Act No. 29 of 1986) read with the Government of West Bengal Notification No. EN/565/SC-17/2003 dated 07.04.2005 relating to an order banning therein burning of leaves and debris in entire Kolkata area by the provision under Section 19(5) of the Air (Prevention & Control of Pollution) Act 1981, the Commissioner of Police, Kolkata being the authority in whose jurisdiction any violation occurs, shall take necessary steps in accordance with the notification as per law;

Now, therefore, I, Dr. Rajesh Kumar, IPS, Commissioner of Police, Kolkata being an Executive Magistrate for the Metropolitan area of Kolkata as well as in the district of South 24 Parganas (within the limits of the suburbs of Kolkata falling under Kolkata Police jurisdiction) as appointed and specially empowered by the State Govt. under Notification No. 589/P. S. Cell/HR/O/3P-13/05 dated 06.04.2019 read with Notification No. 587/P. S. Cell/HR/O/3P-13/05 dated 06.04.2019 and Notification No. 590/P. S. Cell/HR/O/3P-13/05 dated 06.04.2019 read with Notification No. 588/P. S. Cell/HR/O/3P-13/05 dated 06.04.2019 to act under Section 144 of the Code of Criminal Procedure, 1973 (Act No. 2 of 1974) do hereby order that for the sake of disposal, the act of burning of any waste, as specified in the aforesaid Acts, such as, refused derived fuel—plastic, wood, tyre, pulp or organic waste, solid waste, residual solid waste, sanitary waste, garbage, bio mass; domestic hazardous waste—discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge etc. generated at the household level; dry waste—waste other than bio-degradable waste, inert street sweepings, recyclable and non-recyclable waste, combustible waste and sanitary napkin and diapers etc.; non-biodegradable waste, etc., is prohibited in the area falling under the entire jurisdiction of Kolkata Police;

This order shall come into force with effect from 04.05.2019 to 02.07.2019 for a period of 60 (sixty) days or until further order;

Any person contravening this order shall be punished as per the existing law. The Officer-in-Charge of the concerned Police Station should be vigilant to prevent burning of waste materials under the jurisdiction of his Police Station;

As the notice cannot be served individually on all concerned, the order is hereby passed exparte under sub section 2 of section 144 of Cr.P.C. 1973. It shall be published for the information of public through Press, the Kolkata Police Gazette and by affixing copies on the Notice Boards of the offices of All Divisional Deputy Commissioners of Police, all Police Stations concerned and the offices of the Kolkata Municipal Corporation.

Given under my hand and seal this day, the 25th 2019.

(DR. RAJESH KUMAR)
Commissioner of Police, Kolkata
&
Executive Magistrate of the Metropolitan City of Kolkata and South 24 Parganas District (within the limits of the Suburbs of Kolkata falling under the jurisdiction of Kolkata Police).