



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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MEMO NO.: 1418 -TC/WPB/BR/3/07

DATE : 03-08-2007

CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **M/S. MAA KALI BATTERY SERVICE** (hereinafter referred as the industry) operates its used lead acid battery handling unit located at Vill.: - Kankara, Mirzanagar, P. O. – Kachua, P. S. – Basirhat, Dist. – 24 Parganas (North)

WHEREAS, a public complaint was received from neighbouring Canara Bank by the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) alleging spreading of pungent gases by the industry.

WHEREAS, an inspection was carried out by the Regional Office of the Board on 17-04-2007. During inspection it was gathered from the proprietor of the unit that they procure old batteries from markets and remove the lead plates by breaking them. The lead contaminated acid of the old batteries is discharged into the local drains. The recovered battery plate are melted in small karai and the recovered lead is sold.

WHEREAS, as per the provision of the Hazardous Waste (Management & Handling) Rules, this activity comes under recycling of non-ferrous metal containing hazardous waste and hence require authorization from Board under the Rules as also registration from the Central Pollution Control Board. Without obtaining such registration no recyclers can neither procure lead waste nor reprocess the same. The activity followed by the unit in question is termed as backyard lead recycling. The activity is not entitled to get hazardous waste authorization from the State Pollution Control Board or registration for recycling from the Central Pollution Control Board. The violation as referred above is attracting the order of the Hon'ble Supreme Court of India passed in W. P. (C) No.657 of 1995. The unit in question has no regulatory permission as stated above. The unit can not obviously procure waste batteries from any source for its backward reprocessing.

WHEREAS, a public hearing was conducted on 06-07-2007 involving the industry and the complainants at the Head Office of the Board. However, the complainants were not present during the hearing.

NOW THEREFORE, in consideration of the inspection report dated 22-05-2007 and considering the facts and circumstances as mentioned above and in consideration of the order of the Hon'ble Supreme Court of India passed in W. P. (C) No.657 of 1995 **M/S. MAA KALI BATTERY SERVICE** is hereby permanently closed by the Board in exercise of the powers conferred under Water (Prevention & Control of Pollution) Act, 1974, Air (Prevention & Control of Pollution) Act, 1981, Environment (Protection) Act, 1986 and Rules made thereunder and Hazardous Waste (Management & Handling) Rules. The electricity connection of **M/S. MAA KALI BATTERY SERVICE** will also be disconnected forthwith.

The Secretary, WBSEB is requested to disconnect the electricity connection of the industry in question forthwith.

The Officer-In-Charge, Bashirhat Police Station under W. B. Police is directed to execute the Closure Order against the aforementioned unit and submit the compliance report to the State Board within seven days from the receipt of this Memo.

This direction has been issued to the Officer-In-Charge, Basirhat Police Station and the Secretary, WBSEB in conformity with the order of the Hon'ble High Court, Calcutta dated 21-08-1998 and 28-04-1999 respectively.

The Environmental Engineer, Barrackpore Regional Office of the State Board is requested to take necessary steps for proper execution of the closure order and also visit the units involving the local police station and Nodal Police Officer of the concerned district to oversee the proper execution of the closure order and also ensure the disconnection of electricity of the unit.

This has the approval of the Competent Authority.

Order

Sd/-

(Dr. D. Chakraborty)

**Chief Scientist & Head-Technical Cell
West Bengal Pollution Control Board**