



## WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

Bldg. No. 10A, LA Block, Sector-III, Biddhannagar

Kolkata-700 098

Tel: 2335-9088, 2335-7428, 2335-8211, 2335-8073, 2335-6731

2335-0261, 2335-8212, 2335-8213, 2335-8861, 2335-5975

Fax: (0091) (033) 2335-6730 / 2335-2813

MEMO NO.: 2106 -2L-WPB-G(I)/07

DATE: 16-10-2007

### DIRECTION

WHEREAS, **MR. JAFAR ALI HALDAR & ORS.** being No. W. P. 9695(W) of 2007 filed a Writ Petition before the Hon'ble Calcutta High Court alleging that about 150 odd units engaged in fabrication of sarees and/or related activities like fading of jeans and dyeing & bleaching are operating within the Maheshtala Municipality, mostly illegal, discharging their obnoxious coloured effluent without any treatment causing environmental degradation of the area including contamination of ponds, agricultural fields etc.

WHEREAS, upon hearing the case, the Hon'ble Calcutta High Court finally disposed the matter with the direction to the respondents which include the West Bengal Pollution Control Board to take a decision on the representation submitted by the petitioners by passing a speaking order within a period of three [3] months from date of receipt of the certified copy of the Order dated 17-05-2007

WHEREAS, in compliance with the order of the Hon'ble Calcutta High Court the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the State Board) made an inventory of the units engaged in dyeing & bleaching, fading or fabrication of sarees as mentioned in the Writ Petition operating within the Maheshtala Municipality. The inventory report as prepared by the Board is enclosed as Annexure – "A"

WHEREAS, it was noted in the report that most of the units are operating illegally without any statutory permission and also without installing any effluent treatment plant for treating their obnoxious coloured liquid waste and thus contaminating the surrounding environment causing serious environmental degradation. List indicating such non-compliant units is enclosed and marked as Annexure-"B"

WHEREAS, the State Board called all the unit and the petitioners for a hearing at Paribesh Bhavan at 11-00 hours on 08-10-2007 for issuance of necessary speaking order as mentioned in the Hon'ble High Court's Order. Maheshtala Municipality was also instructed to remain present in the hearing.

WHEREAS, none appeared on behalf of the writ petitioners, only an insignificant number of units appeared for the hearing, despite giving extra time for appearance. The attendance sheet is also enclosed and marked as Annexure – "C"

NOW, THEREFORE, in consideration of the inventory regarding the units under reference and their environmental compliance status, the following order is passed under the

Provisions of Water (Prevention & Control of Pollution) Act, 1974, Air (Prevention & Control of Pollution) Act, 1981 and Environment (Protection) Act, 1986 and Rules made thereunder.

**“ORDER”**

1. The units which are operating without any effluent treatment plant as mentioned in Annexure – “B” are allowed six [6] months time for commissioning of adequate Effluent Treatment Plant (ETP) either within their own premises or in the form of Common Effluent Treatment Plant (CETP) ensuring that discharged effluent generated out of the activities of the units complied with the liquid discharge standard as notified time to time by the Central Pollution Control Board and the Ministry of Environments and Forests, Government of India under the Acts and Rules as referred to above. Irrespective of whether the effluent treatment system will be installed within the individual premises or in the form of CETP, the onus of getting the effluent adequately treated squarely lies with the occupier as mentioned in the enclosed list marked as Annexure-“A”
2. After commissioning of ETP ensuring compliance as referred above the individual units as mentioned in Annexure-“B” will submit the compliance report to the Environmental Engineer – West Bengal Pollution Control Board, Alipore Regional Office, Industry House, 2<sup>nd</sup> Floor, Kolkata – 700 017 within six [6] months time of issuance of this order.
3. The units failing to submit the compliance report within the due date will be issued regulatory order including closure and disconnection of electricity without giving any further opportunity.
4. Once the State Board is satisfied that the complying units are conforming with the liquid discharge standard, and other environmental standards as applicable, the units will be given opportunity to get their activity regularized by applying “Consent-to-Operate” before the Board.

It is also made clear that no new units proposing to set up their dyeing & bleaching, fading as also fabrication of sarees will be permitted to set up within the Maheshtala Municipality area irrespective of whether they propose to install ETP or not, as setting up of new units carrying out such activities are not permitted in the area in question under the current siting policy of the Board. The unit appeared in the hearing have been duly instructed to inform the State Board about such illegal setting up of activity in the area in question.

This order will be applicable for the industrial units mentioned in the Annexure-“B”.

This order is passed in due compliance of Hon’ble Calcutta High Court Order dated 17-05-2007 in W. P. No.9695 (W) of 2007 with due approval from the Competent Authority.

**Order**

**Sd/-**

(Dr. D. Chakraborty)

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