



## 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.: 2226 -PCB-HOW-187-2007

DATE: 06/11/07

### CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **SHANTINATH INDUSTRIES [PROP.: PROBIR MAJHI]** (hereinafter referred as the industry) operates its forging unit at 43/1, Q, Road, Belgachia, Dist. – Howrah.

WHEREAS, a public complaint was lodged before the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) alleging creation of air and noise pollution by the industry. The complainants also alleged that the industry has been established after December, 1997 violating the siting policy of the Board

WHEREAS, inspection of the industry on 27-06-2007 revealed that the industry was operating a coal fired boiler without any pollution control system. The industry is also engaged in various noise generating activities through operation of forging machines, hammering machines, grinding machines etc. It was also revealed that the industry is operating without obtaining “Consent-to-Establish” and “Consent-to-Operate” from the Board which is the gross violation of the environmental statute.

WHEREAS, a public hearing was conducted in the Head Office of the Board on 31-08-2007 involving the industry and the complainants.

WHEREAS, during hearing, the Ld. Lawyer appearing on behalf of the industry submitted that the unit is operating their red category in the current address before December, 1997 when the Board’s siting policy came into force. He also claimed that the industries possess the valid documents supporting functional existence before December, 1997

NOW THEREFORE, in consideration of facts & circumstances stated above and in exercise of the powers conferred under Air (Prevention & Control of Pollution) Act, 1981 and Environment (Protection) Act, 1986 and Rules made thereunder **M/S. SHANTINATH INDUSTRIES [PRO.: SHRI PROBIR MAJHI]** is hereby closed by the Board. The electricity connection of **M/S. SHANTINATH INDUSTRIES [PROP.: SHRI PROBIR MAJHI]** will also be disconnected forthwith.

Suspension of closure order will only be considered after compliance of the following directions and verification of the same through physical inspection.

1. The industry will submit application for “Consent-to-Operate” accompanied by valid documents in favour of their existence before December, 1997. The unit will also submit technical proposal regarding abatement of air pollution and noise pollution.

2. As per the submission of the Ld. Lawyer of the industry the unit will change the fuel for their coal-fired ovens/boilers from coal to oil ensuring minimum air pollution from such combustion equipment. The unit will also ensure installation of chimney of adequate height (minimum 15 mtr.) for dispersion of emission.
3. The unit will carry out the noise generating activity within confined area with adequate acoustic measure so that emanation of noise does not cause annoyance to the complainants and other adjoining residents.
4. The industry will be eligible for obtaining "Consent-to-Operate" after fulfillment of the above conditions.

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

The Officer-In-Charge, Liluah 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, Liluah 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, Howrah 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 disconnection of electricity.

This has the approval of the Competent Authority.

**Order**

**Sd/-**

(Dr. D. Chakraborty)

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