



## 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.: 2514 -PCB-HOW/190-2007

DATE: 04/12/07

### CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **M/S. DOLPHIN ENTERPRISE**, (hereinafter referred as the industry) operates its secondary lead smelting unit at 23, "Q" Road, Belgachia, P. O. – Dasnagar, P. S. – Liluah, Dist. - Howrah.

WHEREAS, a public complaint was lodged before the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) alleging that the industry is operating without installing any air pollution control system and thereby creating environmental hazards.

WHEREAS, an inspection of the industry on 20-08-2007 revealed that the industry is operating a charcoal-fired lead smelting furnace without any air pollution control system. The unit uses used lead acid batteries for reprocessing the same for manufacturing lead ingot. The unit is also operating without any statutory permission from the Board or other statutory authorities.

WHEREAS, as per the provision of the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments the activities of the industry requires authorization from the Pollution Control Board and also registration from the Central Pollution Control Board, New Delhi as per Rule 19(1) of the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments. No reprocessors of lead containing hazardous waste including used lead acid batteries, can procure such materials and reprocess the same without obtaining necessary registration from the Central Pollution Control Board. This violation of the provision of Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments attracts the direction of the Hon'ble Supreme Court of India in W. P. (C) No.657 of 1995 necessitating closure of the unit.

WHEREAS, a hearing of the unit was conducted at the Head Office of the Board on 21-09-2007. Neither the industry nor the complainants appeared in the hearing.

NOW THEREFORE, considering the violation as stated above, **M/S. DOLPHIN ENTERPRISE** is hereby permanently closed by the Board. The electricity connection of **M/S. DOLPHIN ENTERPRISE** will also be disconnected forthwith.

The General Manager-Operations (C&M), CESC LTD. is requested to take action to disconnection the electricity connection of the industry forthwith.

This order is issued in exercise of the powers conferred under Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent order, Air (Prevention & Control of Pollution) Act, 1981 and Environment (Protection) Act, 1986 and Rules made thereunder.

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 General Manager-Operations (C&M), CESC Ltd. in conformity with the order of the Hon'ble High Court, Calcutta dated 21-08-1998 and 28-04-1999 respectively.

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.

This order has the approval of the Competent Authority.

Order

**Sd/-**

(Dr. D. Chakraborty)

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