



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

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MEMO NO.: 3287 -4A-26/2007

DATE: 06/03/08

CLOSURE WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **PRADIP GUPTA**, A STOCKIST & SELLER OF SCRAP LEAD-ACID BATTERY, having his godown for storing the lead acid battery scrap at 48, Netaji Subhas Chandra Bose Road, Prakash Nagar, Ward No.43, Siliguri, P. O. – Sevoke Road, P. S. – Bhaktinagar, Dist. – Jalpaiguri.

WHEREAS, the owner of the godown was called for a hearing as the activity is illegal under the provision of Hazardous Waste (Management & Handling) Amendment Rules, 2003.

WHEREAS, as per the provision of the Hazardous Waste (Management & Handling) Amendment Rules, 2003, no body can procure non-ferrous hazardous metal scrap including lead plates and lead bearing wastes for selling. The same can only be procured for reprocessing by a registered reprocessor having registration from the Central Pollution Control Board, New Delhi for the same.

WHEREAS, the Hon'ble Supreme Court of India directed the State Pollution Control Board to close down the unit violating the provisions of the Hazardous Waste (Management & Handling) Amendment Rules, 2003 through an order passed in connection within W. P. (C) No.657 of 1995.

WHEREAS, the proprietor of the godown appearing in the hearing admitted that he is operating his godown without obtaining any clearance from any of the statutory authorities.

NOW THEREFORE, in consideration of the facts and circumstances as stated above and considering the order of the Hon'ble Supreme Court of India **THE LEAD ACID BATTERY SCRAP GODOWN OF SHRI PRADIP GUPTA** is hereby permanently closed by the Board. The electricity connection of **THE LEAD ACID BATTERY SCRAP GODOWN OF SHRI PRADIP GUPTA** is also ordered to be disconnected immediately.

This direction is issued in exercise of the powers conferred under the Environment (Protection) Act, 1986 and Hazardous Waste (Management & Handling) Amendment Rules, 2003 especially notified under Environment (Protection) Act, 1986.

The Secretary, WBSEB is requested to take action for disconnection of the electricity of the said godown immediately.

The closure order will take immediate effect and Officer-In-Charge, Bhaktinagar 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, Bhaktinagar 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.

Assistant Environmental Engineer & In-Charge, Siliguri Regional Office of the State Board is requested to take necessary steps for proper execution of the closure order and also visit the unit 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 order has the approval of the Competent Authority.

By Order

Sd/-

(Dr. D. Chakraborty)

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