WHEREAS, M/s. Merlin Projects Limited (hereinafter referred to as the project proponent) has obtained Environmental Clearance for their proposed project “Merlin The One” located at 1, Raja Ram Mohan Roy Road, Kolkata - 700041 for a residential complex comprising of 4 residential blocks of B+G+17 storied, total no. of flats-398 and total built up area 50531.29 sq.m. Estimated total project cost submitted by project cost is Rs. 60 crores.

AND WHEREAS, the project site was inspected by the officials of the West Bengal Pollution Control Board (hereinafter referred to as the Board) on 06/01/2019. During inspection it was observed that the project proponent has started construction activities without obtaining Consent to Establish from the State Board. Water body inside the project premises was found to be encroached and partially filled up with construction debris. Emission of dust was observed due to absence of water sprinkling arrangement and scattered uncovered storage of construction material and debris. No screen cover was at all used during construction. Overall gross violation of Environmental Clearance conditions was observed.

AND WHEREAS, the project proponent was called for a hearing on 18/02/2019 for non-compliance of environmental norms as observed during inspection by the Board official.

AND WHEREAS, the Vice President of the project appeared in the hearing and submitted that they will complete the process of application for Consent to Establish immediately. He also submitted that they would initiate immediate necessary steps to restore the water body to its original state. In this regard, a time bound action plan will be submitted by the unit at the earliest. The project proponent could not submit any valid document regarding plan for implementation of CSR (2% of total project cost) conditions given in the Environmental Clearance. The Vice President of the project assured that they would take all necessary actions to comply with all conditions given in the Environmental Clearance.

NOW THEREFORE, considering the above, M/s. Merlin Projects Limited, for their proposed project “Merlin The One” located at 1, Raja Ram Mohan Roy Road, Kolkata - 700041 is hereby directed as follows:-

1. The project proponent shall immediately stop construction activities and the same may only be resumed after obtaining Consent to Establish from the State Board.
2. The water body within the project premises must be restored to its original state immediately. The compliance of the same must be reported to the State Board with photographic evidence within 07 days from the receipt of this Direction.
3. Time bound implementation program of CSR conditions given in the Environmental Clearance should be submitted within 07 days.
4. The unit shall strictly comply with the conditions given in the Environmental Clearance.
5. The industry shall submit a Bank Guarantee (proforma enclosed) of Rs. 25,00,000/- (Rupees twenty five lakh) only, valid for twelve (12) months within fifteen [15] days from the date of issuance of this direction in favour of the WEST BENGAL POLLUTION CONTROL BOARD (Corporation Bank IFSC Code CORP 0000663) as an assurance to comply with the environmental norms in future.
6. In case of noncompliance of this direction necessary legal action will be initiated.
The Environmental Engineer, Alipur Regional Office, WBPCB is requested to keep a vigil on the unit.

This direction is issued in exercise of the powers conferred under the provision of Section 33A of Water (Prevention & Control of Pollution) Act, 1974 and Section 31A of Air (Prevention & Control of Pollution) Act, 1981 and rules made thereunder after being approved by the Competent Authority.

By Order,

Sd/-
Chief Engineer
Operation & Execution Cell
West Bengal Pollution Control Board