WEST BENGAL POLLUTION CONTROL BOARD
(Department of Environment, Govt. of West Bengal)
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MEMO NO.: 1008-WPB-SRO-NOC-JAL/J-57-2007 **DATED : 22-06-2007**

CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **M/S. JOY BHARAT RUBBER & CHEMICALS** (hereinafter referred as the industry) operates its battery plate manufacturing unit located within the Dabgram Industrial Estate, P. O. – Satellite Township, Phulbari, Dist. – Jalpaiguri

WHEREAS, an inspection of the industry was carried out by the Siliguri Regional Office of the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) on 16-01-2007. During inspection the following observations were made.

A. That, the industry is operating without obtaining "Consent-to-Establish" and "Consent–to-Operate" of the Board which is the gross violation of the environmental statute.

B. That, manufacturing of battery plate generates hazardous waste. The industry has started production without obtaining authorisation under Hazardous Waste (Management & Handling) Rules, 2003 and its subsequent amendments thus attracting the provisions of the Order of the Hon'ble Supreme Court of India passed in W. P. (C) No.657 of 1995.

C. That, the floor wash water from battery charging room and domestic water discharged directly to open land without any treatment.

WHEREAS, for the above violation, the industry was earlier called for a hearing on 27-04-2007 which they did not attend and the direction for appearance issued through Speed Post was returned. The industry was subsequently once again directed to appear in the hearing held on 18-05-2007 at the Head Office of the Board. This time the direction for appearance was served personally through Siliguri Regional Office of the Board. However, the industry preferred not to appear in the hearing for the second time, which reflects the casual attitude of the industry towards compliance of environmental norms.

NOW THEREFORE, in consideration of the facts and circumstances stated above, **M/S. JOY BHARAT RUBBER & CHEMICALS** is hereby closed by the Board in exercise of the powers conferred under Water (Prevention & Control of Pollution) Act, 1974, Air (Prevention & Control of Pollution) Act, 1981, Environment (Protection) Act, 1986 and Hazardous Waste (Management & Handling) Rules and also in compliance with the order of the Hon'ble Supreme Court of India passed in W. P. (C) No.657 of 1995. The electricity connection of **M/S. JOY BHARAT RUBBER & CHEMICALS** will also be disconnected forthwith.

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

The suspension of closure order will only be considered after the industry complies with the following directions and verification of the same through inspection.

A. That, the industry should obtain "Consent-to-Establish" and Consent-to-Operate" from the Siliguri Regional Office of the Board
B. That, the industry should apply and obtain authorisation under Hazardous Waste (Management & Handling) Rules from the Waste Management Cell of the Board situated at the Head Office at Bidhannagar, Kolkata.
C. The industry should make necessary arrangement for abatement of pollution from its unit.

The 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.

The 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 units 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 has the approval of the Competent Authority.

Order

Sd/-
(Dr. D. Chakraborty)
Chief Scientist & Head-Technical Cell
West Bengal Pollution Control Board