



राजस्थान राज्य प्रदूषण नियंत्रण मण्डल  
RAJASTHAN STATE POLLUTION CONTROL BOARD

4, Institutional area, Jhalana Doongri, Jaipur.

Phone: 5101871,5101872 EPBAX: 5159600,5159699 Fax: 5159694-97

www.rpcb.nic.in

Registered A/D

F (Tech)RPCB/CPM/E-406/ 1058

Date : 6/3/2020

M/s Sewa Metals

H1-79, RIICO Ajitgarh

Tehsil- Srimadhapur, District- Sikar.

Sub: Directions for closure under section 33A of the Water (Prevention and Control of Pollution) Act, 1974 and 31A of the Air (Prevention and Control of Pollution) Act, 1981.

Ref:- i) Inspection carried out on 18/01/2019.

ii) Show cause notice issued by R.O. Sikar vide letter dated 24/01/2019.

iii) This office letter no. F(Tech)/RPCB/HOGM/E-406/769 for OBH dated 17/12/2019.

iv) Industry's reply dated 06/01/2020 submitted during OBH.

v) This office letter no. F(Tech)/RPCB/HOGM/E-406/866 dt 20/01/2020.

vi) Inspection report dated 30/01/2020.

1. Whereas the Water (Prevention and Control of Pollution) Act, 1974 & Air (Prevention and Control of Pollution) Act, 1981 (hereinafter referred to as the "Acts") have come into force in whole of the country, with effect from 23.03.1974 & 16.05.1981, respectively.
2. And whereas the Acts have been enacted to provide for the prevention, control and abatement of water & air pollution and for maintaining and restoring the wholesomeness of water & air.
3. And whereas under the provisions of section 24 of the Water Act, no person shall knowingly cause or permit any poisonous, noxious or polluting matter, determined in accordance with such standards as may be laid down by the State Board, to enter into any stream or well or sewer or on land.
4. And whereas under the provisions of section 25/26 of the Act, no person shall without the previous Consent of the State Board establish or take any steps to establish, any industry, operation or process or any treatment and disposal system or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land or bring into use any new or altered outlet for the discharge or sewage or trade effluent or begin to make any new discharge of sewage or trade effluent.
5. And whereas under the provisions of section 21 of the Air Act, no person shall without previous consent of the State Board, establish or operate any industrial plant in an air pollution control area, which is likely to cause air pollution in environment.
6. And whereas under the provisions of section 21 of the Air Act, no person discharge or cause or permit to be discharged the emission of any air pollutant in excess to the standards laid down by the State Board.
7. And whereas the industry is being operated in the name and style of M/s Sewa Metals, (here in after called as "industry") at H1-79, RIICO Ajitgarh, Sikar and engaged in battery manufacturing/assembling.
8. And whereas the unit has been established without obtaining consent to establish and put to operation without obtaining prior consent to operate from the State Board, which is violation of the various provisions of the Air Act and the Water Act.
9. And whereas the unit has failed to install required pollution control measures for control of air and water pollution.
10. And whereas a show cause notice for intended directions was issued on 24/01/2019 and the industry has not submitted any reply, till date.
11. And whereas the industry has failed to submit any reply against this show cause notice dated 24/01/2019.
12. And whereas an opportunity of being heard(OBH) and show cause notice for intended closure directions was issued vide letter dated 17/12/2019 for OBH on 06/01/2020 at 3.00 PM in the office of the Chairperson, RSPCB, Jaipur.
13. And whereas the reply submitted by the industry vide letter dated 06/01/2020 during OBH was forwarded to R.O Sikar vide letter dated 20/01/2020 for content verification.



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14. And whereas the industry was inspected by the officials of Regional Office, Sikar on 30/01/2020 and during inspection it was observed that:-
  - i. During the inspection, industry was found engaged in charging of batteries.
  - ii. That tin shed for storage of battery was found and 5 lanes of batteries were under charging.
15. And whereas industry is operating without providing adequate pollution control measures and without obtaining consent to establish & operate under the provisions of Air & Water Acts from the State Board.
16. And whereas the industry has failed to comply with the provisions of Air & Water Acts.
17. And whereas, the State Board may, in exercise of the powers conferred upon it under the provisions of section 33A of the Water (Prevention and Control of Pollution) Act, 1974 & 31A of the Air (Prevention and Control of Pollution) Act, 1981 and for performance of its functions under the Acts, issue directions in writing to any person, officer or any authority and such person, officer or authority shall be bound to comply with such directions which includes the power to direct:-
  - a) The closure, prohibition or regulation of any industry, operation or process.
  - b) Stoppage or regulation of the supply of electricity or water or any other service.

The State Board further in exercise of the powers conferred upon it under section 33A of the Water (Prevention and Control of Pollution) Act, 1974 & 31A of the Air (Prevention and Control of Pollution) Act, 1981 and for performance of functions under the Acts and to prevent pollution, hereby directs you to, forthwith, close down your industry M/s Sewa Metals, at H1-79, RIICO Ajitgarh, Sikar. It may be noted that failure of compliance of these directions, is a criminal offence, punishable with imprisonment for a term which shall not be less than one year and six month but which may extend to six years and with fine under section 41(2) of the Water Act & 39 of the Air Act.

-Sd-  
(Shailaja Deval)  
Member Secretary

Copy to:-

1. The District Collector, Sikar to, forthwith, secure closure of industrial plant of M/s Sewa Metals, at H1-79, RIICO Ajitgarh, Sikar.
2. The Executive Engineer, Vidhyut Vitran Nigam Limited, Reengus, District- Sikar with the directions under section 33(A) of the Water Act, 1974 & under section 31(A) of the Air Act, 1981 to, forthwith, disconnect the supply of electricity to M/s Sewa Metals, at H1-79, RIICO Ajitgarh, Sikar and confirm compliance of these directions as accomplishment thereof is binding upon you under the said Act.
3. The Sr. Regional Manager, RIICO Ltd, RIICO Industrial Area, Ajitharh, Distt- Sikar with the directions under section 33A of the Water Act, 1974 & under section 31(A) of the Air Act, 1981 to, forthwith, disconnect supply of water to M/s Sewa Metals, at H1-79, RIICO Ajitgarh, Sikar and confirm compliance of these directions as accomplishment thereof is binding upon you under the said Act.
4. Regional Officer, Regional Officer, Rajasthan State Pollution Control Board, Sikar to ensure compliance of the directions passed by the State Board, seal the Diesel Generator sets (if any) and such other equipments so as to affect complete closure of the industrial plant and send compliance report to the Head Office, by 20/3/2020.
5. GIC(IT), RPCB, Jaipur for uploading of directions on the State Board's website.
6. Master file, Group HOGM, Rajasthan State Pollution Control Board, Jaipur.

  
Member Secretary