ವಿಧಾನ ಪರಿಷತಿನ ಸದಸ್ಯರಾದ ಶ್ರೀ ಎಂ.ಎಲ್. ಅನಿಲ್ ಕುಮಾರ್ (ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳ ಕ್ಷೇತ್ರ) ಇವರು ನಿಯಮ 72ರಡಿ ನೀಡಿರುವ ಸೂಚನೆಗೆ ಮಾನ್ಯ ಅರಣ್ಯ ಜೀವಿಪರಿಸ್ಥಿತಿ ಮತ್ತು ಪರಿಸರ ಸಚಿವರ ಉತ್ತರ:

ವಿಷಯ: ಚಿಂತಾಮಣಿ ತಾಲ್ಲೂಕು ಕಸಬಾ ಹೋಬಳಿ ಮುನಗನಹಳ್ಳಿ ಗ್ರಾಮದ ಸರ್ವೇ ನಂ. 37/1 ಹಾಗೂ 38/1 ರ ಒಟ್ಟು 0.32 ಗುಂಟೆ ಕೆರೆಗೆ ಹೊಂದಿಕೊಂಡಿರುವ ವ್ಯವಸಾಯ ಭೂಮಿಯಲ್ಲಿ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿಯಿಂದ ಕಾನೂನು ಬಾಹಿರವಾಗಿ ಅನುಮತಿಯನ್ನು ಪಡೆದು ಸರ್ಕಾರದ ಮಾನದಂಡಗಳನ್ನು ಉಲ್ಲಂಘಿಸಿ ಕಾರ್ಖಾನೆ ನಡೆಸುತ್ತಿರುವವರ ಮೇಲೆ ಕ್ರಮ ಕೈಗೊಳ್ಳದೆ ಇರುವ ಬಗ್ಗೆ.

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#### ಸರ್ಕಾರದ ಉತ್ತರ:

ಮೆ//ಎಸ್.ಪಿ.ಎಮ್ ಆರ್.ಎಮ್.ಸಿ ಕಾರ್ಖಾನೆಯು, ಚಿಕ್ಕಬಳ್ಳಾಪುರ ಜಿಲ್ಲೆಯ, ಚಿಂತಾಮಣಿ ತಾಲ್ಲೂಕಿನ, ಕಸಬಾ ಹೋಬಳಿ, ಮುನಗನಹಳ್ಳಿ ಗ್ರಾಮದ ಸರ್ವೆ ನಂ. 37/1 ಮತ್ತು 38/1 ರಲ್ಲಿ 30,000 No's/ Month ಹಾಲೋ ಬ್ರಿಕ್ಸ್ ಸಾಮರ್ಥ್ಯ ಮತ್ತು 3,000 ಕ್ಯೂಬಿಕ್ ಮೀಟರ್/ Month ರೆಡಮಿಕ್ಸ್ ಕಾಂಕ್ರಿಟ್ ಸಾಮರ್ಥ್ಯದ ತಯಾರಿಕಾ ಘಟಕವನ್ನು ಕಾರ್ಖಾನೆಯ ಮಾಲೀಕರು ಚಾಲನಾ ಸಮ್ಮತಿ (Consent for Operation) ಪಡೆಯದೆ ಕಾರ್ಯ ನಡೆಸುತ್ತಿರುವ ಹಿನ್ನೆಲೆಯಲ್ಲಿ, ಸದರಿ ಉದ್ದಿಮೆಗೆ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿಯ ವತಿಯಿಂದ ದಿನಾಂಕ:26.12.2023 ರಂದು ಜಲ ಕಾಯ್ದೆ, 1974ರ ಸೆಕ್ಷನ್ 33(A) ಮತ್ತು ವಾಯು ಕಾಯ್ದೆ, 1981 ರ ಸೆಕ್ಷನ್ 31 (A) ಅಡಿಯಲ್ಲಿ ಮುಚ್ಚುವ ಆದೇಶವನ್ನು ನೀಡಲಾಗಿರುವ ಅಂಶವನ್ನು **ಅನುಬಂಧ-1**ರಲ್ಲಿ ಒದಗಿಸಿದೆ.

ಮುಂದುವರೆದಂತೆ, ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿಯ ಚಿಕ್ಕಬಳ್ಳಾಪುರ ಪ್ರಾದೇಶಿಕ ಕಛೇರಿಯ ಅಧಿಕಾರಿಗಳು ಮೆ ಎಸ್.ಪಿ.ಎಮ್ ಆರ್.ಎಮ್.ಸಿ ಕಾರ್ಖಾನೆಯನ್ನು ದಿನಾಂಕ:01.06.2024ರಂದು ಪರಿವೀಕ್ಷಣೆ ನಡೆಸಿದ್ದು, ಪರಿವೀಕ್ಷಣೆಯ ಸಮಯದಲ್ಲಿ ಸದರಿ ಕಾರ್ಖಾನೆಯು ಚಾಲನೆಯಲ್ಲಿ ಇಲ್ಲದಿರುವುದಾಗಿ ಹಾಗೂ ಚಿಂತಾಮಣಿ ಉಪವಿಭಾಗದ ಬೆಸ್ಕಾಂ ಅಧಿಕಾರಿಗಳು ಸದರಿ ಕಾರ್ಖಾನೆಗೆ ದಿನಾಂಕ:10.01.2024ರಂದು ವಿದ್ಯುತ್ ಸರಬರಾಜನ್ನು ಕಡಿತಗೊಳಿಸಿರುವುದಾಗಿ ಸಲ್ಲಿಸಿರುವ ವರದಿಯನ್ನು **ಅನುಬಂಧ-2**ರಲ್ಲಿ ಒದಗಿಸಿದೆ.

ಸಂಖ್ಯೆ: ಅಪಜೀ 80 ಇಎನ್ಜಿ 2022

Rubaret

(ಈಶ್ವರ ಬಿ ಖಂಡ್ರೆ) ಅರಣ್ಯ ಜೀವಿಪರಿಸ್ಥಿತಿ ಮತ್ತು ಪರಿಸರ ಸಚಿವರು

Caroq-1

ಹೆಲ್ಪ್ ಲೈನ್ / Helpline : 080-25582559 ಕರ್ನೇಶ / Email : contact@kspcb.gov.in ವೆಬ್ ಸೈಟ್ / Website : kspcb.karnataka.gov.in



080-25581383, 25589112 M/s. SPM R Control 25589114

# ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ Karnataka State Pollution Control Board

"ಪರಿಸರ ಭವನ", 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ. 49, ಚರ್ಚ್ ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ ರಾಜ್ಯ, ಭಾರತ "Parisara Bhavan", 1st to 5th Floor, # 49, Church Street, Bangalore - 560 001, Kamataka State, India

NO. PCB/16/SEO/NEIA-OB / 2023-24/ 265

2 6 DEC 2023

CLOSURE DIRECTIONS UNDER SECTION 33(A) OF THE WATER (PREVENTION & CONTROL OF POLLUTION) ACT, 1974, READ WITH RULE 34 OF KARNATAKA BOARD FOR THE PREVENTION AND CONTROL OF WATER POLLUTION (PROCEDURE FOR TRANSACTION OF BUSINESS) AND THE WATER (PREVENTION & CONTROL OF POLLUTION) RULES, 1976.

- Sub: Non-compliance to the provisions of Water (Prevention & Control of Pollution) Act, 1974 by M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District - reg.
- Ref:
- 1. Hon'ble Supreme Court in W.P No. 375 of 2012- Paryavaram Surksha Samiti and another V/s Union of India & others.
  - National Green Tribunal Principal Bench Order dated: 08.05.2013 in application No. 37/2013, in case of Wassan Singh v/s State of Punjab and others.
- Central Pollution Control Board direction No. B29016/04/06IPC-I/10597-10636 dated: 03.03.2017 issued under section 18(1)(b) of the Water (Prevention & Control Pollution) Act, 1974 and Air Act (Prevention & Control Pollution) Act, 1981.
- 4. Consent for Establishment issued by the Environmental Officer, Regional Office, Chikkaballapura vide Consent Order No. CTE-107391 dated: 14.09.2018.
- Show Cause Notice issued by the Environmental Officer, Regional Office, Chikkaballapura to the industry No. 248 dated: 13.08.2021.
- Complaint filed by Sri. Naveen Ramaswamy, Director, TACMS Ltd., Chinthamani at the Regional Office, Chikkaballapura on 01.12.2021.
- 7. Inspection of the industry by the Officers of the Regional Office, Chikkaballapura on 17.12.2021.
- 8. Environmental Officer, Regional Office, Chikkaballapura letter to the Zonal Senior Environmental Officer, Bengaluru East No. 600 dated: 31.12.2021.
- Notice of Proposed-Directions under Section 33 (A) of the Water (Prevention and Control of Pollution) Act, 1974 and Section 31 (A) of the Air (Prevention and Control of Pollution) Act, 1981 issued by the Zonal Senior Environmental Officer, Bengaluru East to the industry No. 173 dated: 19.01.2022.
- 10. Environmental Officer, Regional Office, Chikkaballapura letter to the Zonal Senior Environmental Officer, Bengaluru East No. 37 dated: 18.04.2022.
- Zonal Senior Environmental Officer, Bengaluru East letter to the Head Office No. 22 dated: 22.04.2022.
- 12. Board Office Memo dated 10.11.2023
- 13. Inspection of the industry by the Officers of the Regional Office, Chikkaballapura

on 09.11.2023.

- 14. Environmental Officer, Regional Office, Chikkaballapura letter No.1141 &1176 dated 16.11.2023 and 24.11.2023 respectively.
- 15. Board Office Memorandum on Delegation of powers for disposal of Consent application and issue /revocation of closure directions under the provisions of the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981 vide No.1965 dated: 24.06.2019 and OM No. 4839 dated 18.10.2022.

M/s. SPM RMC located at Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District is an industry proposed to manufacture of Hallow Blocks of capacity 30000 Nos./month and Ready Mix Concrete of capacity 3000 cubic meters/month and obtained Consent for Establishment from the Board vide ref (4) with stipulated conditions which has lapsed on 13.09.2020.

On verification of records, the Environmental Officer, Regional Office, Chikkaballapura noticed that, the industry authorities have not applied and obtained Consent for Operation from the Board. In this regard, the Environmental Officer, Regional Office, Chikkaballapura issued Show Cause Notice to the industry vide ref (5). But the industry authorities did not reply for the notice issued nor applied for the consent from the Board.

Further, the Regional Office, Chikkaballapura had received a complaint against the industry from the Sri. Naveen Ramaswamy, Director, TACMS Ltd., Chinthamani vide ref (6) stating that, the industry has been constructed illegally in the agricultural land which is attached to lake bed, established without obtaining conversion certificate from the Competent Authority and not maintained buffer zone from the lake bed and he requested the Board to take necessary action against the industry. In this regard, the Environmental Officer, Regional Office, Chikkaballapura inspected the said industry on 17.12.2021 vide ref (7) and has recorded the following noncompliances:

- M/s SPM RMC located at Sy. No. 37/1 & 38/1, Munaganahalli Village, Kasaba Hob Chintamani Tq, Chikkaballapura (D) was established and operating in rented premises (as per the rented agreement the extent of land in Sy. No. 37/1 is 0.08 Gunta and Sy. No. 38/1 is 0.25 guntas i.e., total extent 0.33 guntas).
- 2. The CFE was issued for the manufacture of Hollow Blocks of capacity 3000 No's/Month and Ready Mix Concrete of Capacity 3000 Cubic Metric Tonnes/Month
- 3. During inspection the manager informed that, they have started the operation of the industry from December 2018 and engaged only Ready Mix Concrete activity.
- 4. The source of water for the unit is from Borewell. The unit is having employees of about 15 Nos. The water is being used for domestic and industrial purposes. The domestic wastewater is being discharging into the septic tank and soak pit. The water is being used for industrial purposes (Process) and sprinkling purposes to suppress the dust during vehicle movement.
- 5. The industry is having 2 Nos. of cement silos.
- 6. The unit authorities have provided barricade all around the unit.

- During inspection Sri. Nikhil, Manager was present and informed that, Sri. Prabhakar is Managing Partner of the unit.
- The said unit location is surrounded by National Highway (Bangalore to Kadapa) in the North, Private Land followed by Munaganahalli Lake in the South and Private Land on both the East and West.
- 9. During inspection it was observed that, there is an existing lake of Munaganahalli Lake towards south side of the unit and the lake were filled with water. But during inspection it was difficult to ascertain verify the distance of the lake boundary.

Based on the above non-compliances, the Environmental Officer, Regional Office, Chikkaballapura recommended the Zonal Senior Environmental Officer, Bengaluru East vide ref (8) to issue Notice of Proposed Directions to the industry. Accordingly, the Zonal Senior Environmental Officer, Bengaluru East issued Notice of Proposed Directions to the industry vide ref (9). The industry authorities have not submitted any reply for the Notice of Proposed Directions issued till date.

In view of the above continued non-compliances, the Environmental Officer, Regional Office, Chikkaballapura addressed a letter to the Zonal Senior Environmental Officer, Bengaluru East vide ref (10) to recommended the Board to confirm the Notice of Proposed Directions under Section 33 (A) of the Water (Prevention and Control of Pollution) Act, 1974 and Section 31 (A) of the Air (Prevention and Control of Pollution) Act, 1981. The Zonal Senior Environmental Officer, Bengaluru East addressed a letter to the Board vide ref (11) to issue Closure Directions to the industry.

Further, the Environmental Officer, Regional Office, Chikkaballapura in reply to Board Office Memo cited at ref(12) has inspected the said industry on 09.11.2023 vide ref (13) and has recorded the following observations:

- 1. The industry was not operating at the time of inspection. This is a Ready Mix Concrete industry was not obtained CFO from the Board. During inspection they have informed that, operating the industry based on the marketing demand.
- 2. The source of water is from existing Borewell. During inspection the 15 No's were present. The water is being used for domestic & industrial purposes. The domestic waste water generated from the industry is being discharging into Septic Tank & Soak Pit. The water is being used for industrial purpose (Mixing Purposes).
- 3. Installed 2 No. of Cement Silos.
- 4. Provided barricade all around the industry.
- 5. Dumped raw materials inside the premises without shelter.-

The Environmental Officer, Regional Office, Chikkaballapura recommended the Board to issue Closure Directions to the industry vide ref(14) as the industry failed to reply for the notices issued and operating without obtaining consent from the Board.

The Hon'ble Supreme Court in W.P. No. 375 of 2012 has directed all the State Pollution Control Doards to take immediate action for Closure of all the units which are operating without providing necessary control system and valid Consent of the Board as per Ref (1) above thereby causing pollution in the environment.

The Hon'ble National Green Tribunal has passed an order on 08.05.2013 in the application No.37/2013 and directed to take suitable action against the units running without valid Consent of the State Pollution Control Board vide Ref (2) and also directed to take action to stop all the illegally operating factories/industries units immediately.

The Central Pollution Control Board, New Delhi, Government of India while giving direction vide No. B29016/04/06IPC-I/10597- 10636 dated 03.03.2017 vide Ref (3) to all State Pollution Control Boards on implementation status of directions under section under Section 18(1) (b) of the Water (Prevention and Control of Pollution) Act-1974 and the Air (Prevention and Control of Pollution) Act, 1981 in the matter of pollution control in Red, Orange and Green category industries as follows,

- The State Pollution Control Board shall take immediate steps/ legal action to such industrial units (Orange, Red and Green category industries) not to continue their operations till the industries obtain valid consent of the Board for operation under the provisions under section 25 of the Water (Prevention and Control of Pollution) Act, 1974 and Section 25 of the Air (Prevention and Control of Pollution) Act, 1981.
- 2. The State Pollution Control Board shall publish/place names and address of all such defaulting industries which are operating without consent of the Board in the Website.

In view of the aforesaid facts and violations of provision of Water (Prevention & Control of Pollution) Act, 1974, the Board is of the opinion to issue closure directions to the said industry as per the delegation of powers vested for issue of Closure Order vide ref (15) without giving any opportunity of hearing, since the industry is operating without obtaining Consent for Operation from the Board.

Hence, the following order;

#### ORDER

In exercise of the powers conferred under Section 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974, read with Rule 34 of Karnataka State Board for the Prevention and Control of Water Pollution (Procedure for Transaction of Business) and the Water (Prevention & Control of pollution) Rules, 1976, the Karnataka State Pollution Control Board, hereby issues the following directions to;

- 1. The Occupier of M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District to close down the operation of the industry forthwith and until further orders.
- 2. The Managing Director, Bengaluru Electricity Supply Company Ltd., Nrupathunga Road, Oposite to RBI, K. R. Circle, Bengaluru to issue necessary direction to the concerned Executive Engineer and Assistant Executive Engineer to disconnect the power supply to the above said industry, forthwith and until further orders.
- 3. The Chief General Manager Operations BESCOM, Chikkaballapura to disconnect the power Supply to the above said unit with immediate effect and until further orders.
- 4. The Executive Engineer, BESCOM, Chikkaballapura Division to disconnect the power Supply to the above said Industry with immediate effect and until further orders.
- 5. The Assistant Engineer, Executive Engineer, Chikkaballapura Division to disconnect the power Supply to the above said unit with immediate effect and until further orders.

### M/s. SPM RMC, Chikkaballapura

6. The Deputy Commissioner, Chikkaballapura, to seize the industry activities forthwith and until further order.

## FOR AND ON BEHALF OF THE KARNATAKA STATE POLLUTION CONTROL BOARD BENGALURU

r. Shan Thimmaiah. M. Tech, R Chairman'

The Occupier, M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District

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To,

5-19

 The Managing Director, Bengaluru Electricity Supply Company Ltd., Bengaluru

3. The Deputy Commissioner, Chikkaballapura District, Chikkaballapura

 The Chief General Manager, Bengaluru Electricity Supply Company Ltd., Chikkaballapura

5. The Executive Engineer, Bengaluru Electricity Supply Company Ltd., Chikkaballapura Division, Chikkaballapura

6. The Assistant Executive Engineer Bengaluru Electricity Supply Company Ltd., Chikkaballapura Division, Chikkaballapura ಪೆಟ್ಸ್ ಲೈನ್ / Helpline : 080-25582559 ಈಮೇಲ್ / Email : contact@kspcb.gov.in ವೆಬ್ ಸೈಟ್ / Website : kspcb.kamataka.gov.in

Ref:



DATE: 2 6 DEC 202

## ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ Karnataka State Pollution Control Board

"ಪರಿಸರ ಭವನ", 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ. 49, ಚರ್ಚ್ ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ ರಾಜ್ಯ, ಭಾರತ "Parisara Bhavan", 1st to 5th Floor, #49, Church Street, Bangalore - 560 001, Karnataka State, India

NO. PCB/16/SEO/NEIA-OB / 2023-24/ 266

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CLOSURE DIRECTIONS UNDER SECTION 31(A) OF THE AIR (PREVENTION & CONTROL OF POLLUTION) ACT, 1981, READ WITH RULE 20(A) OF KARNATAKA AIR (PREVENTION & CONTROL OF POLLUTION) RULES, 1983.

- Sub: Non-compliance to the provisions of Air (Prevention & Control of Pollution) Act, 1981 by M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District - reg.
  - Hon'ble Supreme Court in W.P No. 375 of 2012- Paryavaram Surksha Samiti and another V/s Union of India & others.
    - 2. National Green Tribunal Principal Bench Order dated: 08.05.2013 in application No. 37/2013, in case of Wassan Singh v/s State of Punjab and others.
    - Central Pollution Control Board direction No. B29016/04/06!PC-1/10597-10636 dated: 03.03.2017 issued under section 18(1)(b) of the Water (Prevention & Control Pollution) Act, 1974 and Air Act (Prevention & Control Pollution) Act, 1981.
    - 4. Consent for Establishment issued by the Environmental Officer, Regional Office, Chikkaballapura vide Consent Order No. CTE-107391.dated: 14.09.2018.
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    - 6. Complaint filed by Sri. Naveen Ramaswamy, Director, TACMS Ltd., Chinthamani at the Regional Office, Chikkaballapura on 01.12.2021.
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    - Environmental Officer, Regional Office, Chikkaballapura letter to the Zonal Senior Environmental Officer, Bengaluru East No. 600 dated: 31.12.2021.
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  - 11. Zonal Senior Environmental Officer, Bengaluru East letter to the Head Office No. 22 dated: 22.04.2022.
  - 12. Board Office Memo dated-10.11.2023
  - 13. Inspection of the industry by the Officers of the Regional Office, Chikkaballapura on 09.11.2023.

- 14 Environmental Officer, Regional Office, Chikkaballapura letter No.1141 8.1176 dated 16.11.2023 and 24.11.2023 respectively.
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- 2. The CFE was issued for the manufacture of Hollow Blocks of capacity 3000 No's/Month and Ready Mix Concrete of Capacity 3000 Cubic Metric Tonnes/Month
- 3. During inspection the manager informed that, they have started the operation of the industry from December 2018 and engaged only Ready Mix Concrete activity.
- 4. The unit authorities have installed 125 KVA DG Set and provided with chimney with acoustic enclosures.
- 5. The industry is having 2 Nos. of cement silos.
- 6. The unit authorities have provided barricade all around the unit.
- During inspection Sri. Nikhil, Manager was present and informed that, Sri. Prabhakar is Managing Partner of the unit.
- 8. The said unit location is surrounded by National Highway (Bangalore to Kadapa) in the North, Private Land followed-by Munaganahalli Lake in the South and Private Land on both the East and West.

During inspection it was observed that, there is an existing lake of Munaganahalli Laketowards south side of the unit and the lake were filled with water. But during inspection it was difficult to ascertain verify the distance of the lake boundary.

Based on the above non-compliances, the Environmental Officer, Regional Office, Chikkaballapura recommended the Zonal Senior Environmental Officer, Bengaluru East vide ref (8) to issue Notice of Proposed Directions to the industry. Accordingly, the Zonal Senior Environmental Officer, Bengaluru East issued Notice of Proposed Directions to the industry vide ref (9). The industry authorities have not submitted any reply for the Notice of Proposed Directions issued till date.

In view of the above continued non-compliances, the Environmental Officer, Regional Office, Chikkaballapura addressed a letter to the Zonal Senior Environmental Officer, Bengaluru East vide ref (10) to recommended the Board to confirm the Notice of Proposed Directions under Section 33 (A) of the Water (Prevention and Control of Pollution) Act, 1974 and Section 31 (A) of the Air (Prevention and Control of Pollution) Act, 1981. The Zonal Senior Environmental Officer, Bengaluru East addressed a letter to the Board vide ref (11) to issue Closure Directions to the industry.

Further, the Environmental Officer, Regional Office, Chikkaballapura in reply to Board Office Memo cited at ref(12) has inspected the said industry on 09.11.2023 vide ref (13) and has recorded the following observations:

- The industry was not operating at the time of inspection. This is a Ready Mix Concrete industry was not obtained CFO from the Board. During inspection they have informed that, operating the industry based on the marketing demand.
- 2. Installed 2 No. of Cement Silos.
- 3. Installed DG Set of Capacity 125 KVA with acoustic.
- 4. Provided barricade all around the industry.
- 5. Dumped raw materials inside the premises without shelter.

The Environmental Officer, Regional Office, Chikkaballapura recommended the Board to issue Closure Directions to the industry vide ref(14) as the industry failed to reply for the notices issued and operating without obtaining consent from the Board.

The Hon'ble Supreme Court in W.P. No. 375 of 2012 has directed all the State Pollution Control Boards to take immediate action for Closure of all the units which are operating without providing necessary control system and valid Consent of the Board as per Ref (1) above thereby causing pollution in the environment.

The Hon'ble National Green Tribunal has passed an order on 08.05.2013 in the application No.37/2013 and directed to take suitable action against the units running without valid Consent of the State Pollution Control Board vide Ref (2) and also directed to take action to stop all the illegally operating factories/industries units immediately.

The Central Pollution Control Board, New Delhi, Government of India while giving direction vide No. B29016/04/06IPC-1/10597-10636 dated 03.03.2017 vide Ref (3) to all State Pollution Control Boards on implementation status of directions under section under Section 18(1) (b) of the Water (Prevention and Control of Pollution) Act-1974 and the Air (Prevention and Control

M/s. SPM RMC, Chikkaballapura

of Pollution) Act, 1981 in the matter of pollution control in Red, Orange and Green category industries as follows,

- The State Pollution Control Board shall take immediate steps/ legal action to such industrial units (Orange, Red and Green category industries) not to continue their operations till the industries obtain valid consent of the Board for operation under the provisions under section 25 of the Water (Prevention and Control of Pollution) Act, 1974 and Section 25 of the Air (Prevention and Control of Pollution) Act, 1981.
- 2. The State Pollution Control Board shall publish/place names and address of all such defaulting industries which are operating without consent of the Board in the Website.

In view of the aforesaid facts and violations of provision of Air (Prevention & Control of Pollution) Act, 1974, the Board is of the opinion to issue closure directions to the said industry as per the delegation of powers vested for issue of Closure Order vide ref (15) without giving any opportunity of hearing, since the industry is operating without obtaining Consent for Operation from the Board.

Hence, the following order;

#### ORDER

In exercise of the powers conferred under Section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981, read with Rule 20(A) of Karnataka Air (Prevention & Control of pollution) Rules, 1983, the Karnataka State Pollution Control Board, hereby issues the following directions to;

- The Occupier of M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District to close down the operation of the industry forthwith and until further orders.
- The Managing Director, Bengaluru Electricity Supply Company Ltd., Nrupathunga Road, Oposite to RBI, K. R. Circle, Bengaluru to issue necessary direction to the concerned Executive Engineer and Assistant Executive Engineer to disconnect the power supply to the above said industry, forthwith and until further orders.
- 3. The Chief General Manager Operations BESCOM, Chikkaballapura to disconnect the power Supply to the above said unit with immediate effect and until further orders.
- 4. The Executive Engineer, BESCOM, Chikkaballapura Division to disconnect the power Supply to the above said Industry with immediate effect and until further orders.
- 5. The Assistant Engineer, Executive Engineer, Chikkaballapura Division to disconnect the power Supply to the above said unit with immediate effect and until further orders.
- 6. The Deputy Commissioner, Chikkaballapura, to seize the industry activities forthwith and until further order.

FOR AND ON BEHALF OF THE KARNATAKA STATE POLLUTION CONTROL BOARD BENGALURU Dr. ShanthA. himmaiah, M.Tech, Ph.D Chairman

### M/s. SPM RMC, Chikkaballapurc

- The Occupier, M/s. SPM RMC, Sy. No. 37/1 & 38/1, Munaganahalli Village, Chikkaballapura Taluk and District
- The Managing Director, Bengaluru Electricity Supply Company Ltd., Bengaluru
- 3. The Deputy Commissioner, Chikkaballapura District, Chikkaballapura
- The Chief General Manager, Bengaluru Electricity Supply Company Ltd., Chikkaballapura
- 5. The Executive Engineer, Bengaluru Electricity Supply Company Ltd., Chikkaballapura Division, Chikkaballapura
- 6. The Assistant Executive Engineer Bengaluru Electricity Supply Company Ltd., Chikkaballapura Division, Chikkaballapura

## INSPECTION REPORT OF SRI. T.M. SIDDESWARA BABU, EO KARNATAKA STATE POLLUTION CONTROL BOARD, REGIONAL OFFICE, CHIKKABALLAPURA

Name and Address of the Industry	M/s. SPM RMC
	Sy. No. 37/1 & 38/1,
	Munaganahalli (V),
	Chikkaballapura (T) & (D)
Date of Inspection	01/06/2024
Category and classification	Small - Green
Product & Capacity	Hallow Blocks - 30,000 No's/M
	Ready Mix Concrete - 3000 Cubic Meters/M
Contact Person	Mr. Nikhil - Incharge
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The Board office has issued Closure direction to the said industry on 26.12.2023 under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981. As per the Board office memo No. 308, dtd. 22.04.2024 the undersigned officer was inspected the industry on 01.06.2024 and following observations were made:-

- The industry was not operating.
- The BESCOM authorities have disconnected the power supply to the industry on 10.01.2024 and is herewith enclosed the GPS photographs.
- · The machineries were kept idle.

This is for your kind information.

ENVIRONMENTAL OFFICER RO, CHIKKABALLAPURA





