



Government of Jammu and Kashmir
JK Pollution Control Board

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Email: membersecretaryjkpcb@gamil.com.

ORDER No. : 102 JK PCB of 2020

DATED : 29-12-2020

Whereas, no activity having bearing on environment can be taken in hand, without prior consent of the Pollution Control Board, as warranted under Section 25/26 and Section 21 of the **Water (Prevention and Control Board) Act, 1974** and **Air (Prevention and Control of Pollution) Act, 1981** respectively.

Whereas, Service Stations are classified as **Orange** category units, on account of their pollution potential, as such consent of the Board is mandatory for establishment/operation of service stations.

Whereas, **M/s Bhat Motors, Malashai Bagh, Ganderbal**, setup by Mr. Ashiq Hussian, is currently operational in violation of above stated laws that too without adequate pollution control devices/pollution control measures like ETP etc. and valid consent of the Board.

Whereas, the owner of the service station was accordingly served with repeated notices, latest in the series issued on **22-09-2020**, calling upon the unit holder there under to show reasons as to why legal action including closure of his unit be not taken for violation of law and is being operated illegally without consent of the Board.


Whereas, the owner of the service station has failed to show any tenable response to the notice, besides failing to obtain mandatory Consent from the Board.


Whereas, the unit in question cannot be allowed to run with above status to the detriment of human health and environment, besides being in flagrant violation of laws governing environmental protection.

Now, therefore, in exercise of powers vested in the J&K Pollution Control Board under Section 33(A) and 31 (A) of the **Water (Prevention & Control of Pollution) Act 1974** and **Air (Prevention and Control of Pollution) Act 1981**, respectively read with Section 5 of the **Environment (Protection) Act 1986**, immediate closure of service station of Mr. Ashiq Hussian under the name and style of **M/s Bhat Motors, Malashai Bagh, Ganderbal** is hereby ordered and in this behalf the :-

- i). Deputy Commissioner/District Magistrate, **Ganderbal** is directed to close **M/s Bhat Motors, Malashai Bagh, Ganderbal** immediately.
- ii). Chief Engineer, Electric & Maintenance (PDD) **Kashmir** is directed to snap the electric supply to the above said service station immediately.
- iii). Mr. Ashiq Hussian, **Prop. M/s Bhat Motors, Malashai Bagh, Ganderbal** is directed to stop the operation of the service station forthwith.

As approved by the Competent Authority.


(M. M. Shah)
Legal Advisor
JK PCB, Jammu.


(B.M. Sharma), IFS
Member Secretary
JK PCB, Jammu.

No.: JK PCB/LSK/531/2020/ 564-68

Dt. 29-12-2020

Copy to the:-

- i). Deputy Commissioner/ District Magistrate. **Ganderbal** for information and necessary action under intimation.
- ii). Regional Director, Pollution Control Board, Kashmir for information and follow up action within fortnight and has reference to his letter No. **SPCB/ROK/LS/20/280 dt 12-11-2020**.
- iii). Chief Engineer, Electric & Maintenance (PDD), Kashmir for information and necessary action under intimation.
- iv). I/c website Pollution Control Board for uploading the closure order.
- v). Mr Ashiq Hussian, **Prop M/s Bhat Motors, Mala Shaibagh, Ganderbal** for information and compliance