



Winter Office: November-April
Aishwari Bhawan, Gated
Rampart Nagar, New delhi,
pincode 110028
Ph/Fax: 011-2476925

Government of Jammu and Kashmir
JK Pollution Control Board

Email: membersecretaryjkspcb@gamil.com.

ORDER NO : 130 JK PCB of 2021
Dated : 07 -01-2021

Summer Office: May - October
Shri Lal Akash Campus
Behind Govt. Silk Factory,
Pahalgam Srinagar (J&K) 190008
Ph/Fax 0194-231165

Whereas, in terms of Bio Medical Waste (Management & Handling) Rules, 2000, Authorization of the Prescribed Authority i.e Pollution Control Board is required for every institution generating, collecting, receiving, storing, transporting, treating, disposing and or handling Bio Medical Waste in any manner is essential.

Whereas, meeting of other requirements of **Bio Medical Waste** (Management and Handling) **Rule, 2000** is also mandatory upon every Health Care Establishment like having the biomedical waste collection, segregation and treatment facility in place in the Health Care Facility.

Whereas, obtaining of consent under Section 25 and 21 of Water (Prevention and Control of Pollution) **Act, 1974** and **Air** (Prevention and Control of Pollution) **Act 1981** respectively is also mandatory for Health Care Facility.

Whereas, as per records of the Board, the **M/s Zenith Hospital Nursing Home, at Degree College Road, Pulwama** is operational without having the mandatory Consent to Establish / Operate under the **Air** (Prevention and Control of Pollution) **Act 1981** and the **Water** (Prevention and Control of Pollution) **Act 1974** and Authorization under the Bio-medical Waste Management Rules 2016 as on date.

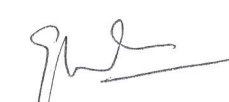
Whereas, repeated notices were accordingly served upon the proprietor, latest served **23-10-2020**, calling upon him, there under to show reasons as to why his health care facility be not closed down for being run without the consent/authorization of the Board and implementing Biomedical Waste (Management and Handling) Rules in breach.

Whereas, the owner of the health care facility has failed to show any tenable response, as such, the Health Care Facility cannot be allowed to operate with above status as same shall amount to permit the operation in violation of laws governing environmental protection.

Now, therefore, in exercise of powers vested in the Chairman, Jammu and Kashmir, Pollution Control Board under **Section-33A** of **Water** (Prevention and Control of Pollution) **Act, 1974** and **Section 31A** of **Air** (Prevention and Control of Pollution) **Act,1981**, read with **Section 5 of Environment** (Protection) **Act, 1986**, immediate closure of health care facility (Nursing Home) of Mr. Ali Mohd. Rather under the name and style of **M/s Zenith Hospital Nursing Home, at Degree College Road, Pulwama** is hereby ordered and in this behalf the:-

- Deputy Commissioner/District Magistrate **Pulwama** is directed to immediately close down the **M/s Zenith Hospital Nursing Home, at Degree College Road, Pulwama**.
- Chief Engineer Electric and Maintt. Divn. (PDD) Kashmir is directed to snap the electric supply to the above said nursing home immediately.
- Director, Health Services Kashmir is directed to deregister the Health Care Facility (Nursing Home).
- Mr. Ali Mohd. Rather, Prop. **M/s Zenith Hospital Nursing Home, at Degree College Road, Pulwama** is directed to cease the operation of the Nursing Home forthwith.


As approved by the Competent Authority.


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

No.: JK PCB/LS/534/2020/726-31
Dt.: 07/01/2021

Copy to the following for information and n/a.

- Deputy Commissioner/District Magistrate Pulwama
- Regional Director, Pollution Control Board, Kashmir .
- Chief Engineer, Electric and Maintt. Divn. (PDD) Kashmir.
- Director, Health Services Kashmir
- I/c website State Pollution Control Board for uploading the closure order.
- Ali Mohd. Rather Prop. **M/s Zenith Hospital Nursing Home, at Degree College Road, Pulwama**


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