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Government of Jammu and Kashmir
J&K Pollution Control Committee

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ORDER NO. : 33 JK PCC of 2021

DATED : 05-08-2021

Whereas, no industrial unit can be installed or put in operation, without prior consent of the Pollution Control Committee, as warranted under **Section 25/26** and **Section 21** of the **Water (Prevention and Control of Pollution) Act 1974** and **Air (Prevention and Control of Pollution) Act, 1981** respectively.

Whereas, on the basis of pollution potential, **hot mix plant** is classified as **Orange** category and obtaining the consent from the JK Pollution Control Committee is mandatory along with adoption of pollution control mechanism to achieve the Prescribed Standards of pollution.

Whereas, a hot mix plant under the name and style of **M/s N.H. Constructions Pvt. Ltd. Village Tandar, Tehsil Chanani, District Udhampur** is currently operational in violation of above stated laws that too without adequate pollution control devices/pollution control measures.

Whereas, the owner of the hot mix plant accordingly was served with one time notice dated **16-04-2021**, calling upon him there under to show reasons as to why legal action including closure of his unit be not taken, to which he failed to show any tenable response, besides failing to obtain mandatory Consent from the JK Pollution Control Committee.

Whereas, the hot mix plant in question cannot be allowed to run unauthorisedly with above status and to the detriment of human health and environment and Regional Director, Pollution Control Committee Jammu has recommended the same for closure of hot mix plant vide his No. **PCB/RDJ/O/21/2325-26 dt. 01-07-2021**.

Now, therefore, in exercise of powers vested in the JK Pollution Control Committee under **Section 33 (A)** of **Water (Prevention and Control of Pollution) Act, 1974** and **Section 31 (A)** of the **Air (Prevention and Control of Pollution) Act, 1981**, read with **Section 5** of **Environment (Protection) Act, 1986** immediate closure of hot mix plant under the name and style of **M/s N.H. Constructions Pvt. Ltd. Village Tandar, Tehsil Chanani, District Udhampur**, is hereby ordered, with following directions:-

- i). The Deputy Commissioner/ District Magistrate, **Udhampur** is directed to get the Hot Mix Plant under the name and style of **M/s N.H. Constructions Pvt. Ltd. Village Tandar, Tehsil Chanani, District Udhampur**, closed immediately.
- ii). The Chief Engineer, Electric & Maintenance (PDD), canal road, Jammu, is directed to snap the electric supply to the above said unit.
- iii). Prop. **M/s N.H. Constructions Pvt. Ltd. Village Tandar, Tehsil Chanani, District Udhampur** is directed to cease the operation of the unit forthwith.

As approved by the Competent Authority.

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

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

No:- PCB/LSJ/20/2021

Dated:- 05/08/2021

Copy to the:-

- i). Deputy Commissioner/ District Magistrate Udhampur, for information and necessary action.
- ii). Regional Director, Pollution Control Committee, Jammu for information and follow up action within fortnight and has reference to his letter No. **PCB/RDJ/O/21/2325-26 dated 01-07-2021**.
- iii). Chief Engineer, Electric & Maintenance (PDD), canal road, Jammu for information and necessary action.
- iv). I/c Website, JK Pollution Control Committee for uploading the same.
- v). Prop., **M/s N.H. Constructions Pvt. Ltd. Village Tandar, Tehsil Chanani, District Udhampur** for compliance.