



Winter Office: November-April
Parivesh Bhawan, Gladni
Transport Nagar, Narwal,
Jammu (J&K) 180006
Ph/Fax . 0191-2476925

Government of Jammu and Kashmir
JK Pollution Control Committee

Email: membersecretary/jkpcb@gmail.com

Summer Office: May - October
Sheikh Ul Alam Campus
Behind Govt. Silk Factory,
Rajbagh Srinagar (J&K) 190008
Ph/Fax 0194-2311165

ORDER No. : 01 JK PCC of 2021
DATED : 21 /12/2021

Whereas, no activity having bearing on environment can be taken in hand, without prior consent of the JK 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, one **Mr. Muzafar Ahmad Bhat** has set up and put in operation a unit under the name and style of **M/s Heaven International Food Products, Industrial Estate Gagran District Shopian**, is currently operational in violation of above stated laws that too without adequate pollution control devices/pollution control measures and valid consent of the JK Pollution Control Committee..

Whereas, consent for Food Processing from the JK Pollution Control Board / Committee for establishment and operation is mandatory, besides having ETP of requisite capacity in place in the unit as emphasized by the Hon'ble NGT in O.A. No. **673/2018**.

Whereas, notices was accordingly served upon the unit holder, on **03-06-2020**, 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 JK Pollution Control Committee from the inception.

Whereas, the owner of the unit has failed to show any tenable response to the notices, besides failing to obtain mandatory from the JK Pollution Control Committee.

Whereas, field staff of the Pollution Control Committee, Pulwama conducted fresh inspection of unit on **17-11-2021** reported that the unit is operational without consent of the JK Pollution Control Committee and also failed to install and operate Effluent Treatment Plant (ETP) and accordingly Regional Direction, Pollution Control Committee, Kashmir vide letter No. **PCC/ROK/LS/2021/306** dt. **24-11-2021** has recommended immediate closure of the unit.

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 Chairman, Jammu & Kashmir, Pollution Control Committee 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**, the immediate closure of food processing unit of **Mr. Muzafar Ahmad Bhat** under the name and style **M/s Heaven International Food Products, Industrial Estate Gagran District Shopian** is hereby ordered and in this behalf the:-

- i). Deputy Commissioner/ District Magistrate, **Shopian** is directed to get the unit of **Mr. Muzafar Ahmad Bhat** under the name and style of **Heaven International Food Products, Industrial Estate Gagran District Shopian**, closed immediately.
- ii). Chief Engineer, Electric & Maintenance (PDD), **Kashmir** is directed to snap the electric supply to the above said unit immediately.
- iii). **Mr. Muzafar Ahmad Bhat**, Prop. **M/s Heaven International Food Products, Industrial Estate Gagran District Shopian** 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
JKPCC, Jammu

No:-JK PCB/LSJ/594/2021/429-33

Dated:- 21 /12/2021.

Copy to the:-

- i). Deputy Commissioner/ District Magistrate, **Shopian** for information and necessary action under intimation.
- ii) Regional Director, Pollution Control Committee, **Kashmir** for information and follow up action within fortnight and has reference to his letter No. **PCC/ROK/LS/2021/306** dt. **24-11-2021**.
- iii). Director, Industries & Commerce, **Kashmir** for information and necessary action.
- iv). I/c website Pollution Control Committee for uploading the closure order.
- v). **Mr. Muzafar Ahmad Bhat**, Prop. **Heaven International Food Products, Industrial Estate Gagran District Shopian** for information and compliance