



Government of Jammu and Kashmir
JK Pollution Control Committee

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ORDER NO. : 65 JK PCC of 2021

DATED : 14-12-2021

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, **Batching Plant** is classified as **Green** category and obtaining the consent from the Pollution Control Committee is mandatory along with adoption of pollution control mechanism to achieve the Prescribed Standards of pollution.

Whereas, one Shri Mohd. Qaiser Malik is operating a Batching Plant under the name and style of **M/s Malik Construction Company, Ramban Head Office, Hotel Chinar Batote, Ramban** in violation of above stated laws that too without adequate pollution control devices/pollution control measures.

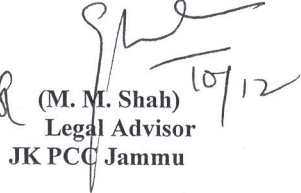
Whereas, the owner of the unit was accordingly served with one time notice dated **02-12-2020**, calling upon him there under to show reasons as to why legal action including closure of his unit be not taken to which he failed to show any tenable response, besides failing to obtain mandatory Consent from the JK Pollution Control Committee.

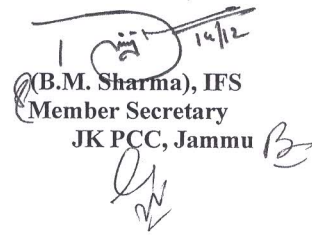
Whereas, the Batching Plant in question cannot be allowed to run unauthorisedly with above status and to the detriment of human health and environment, besides being in flagrant violation of laws governing environmental protection as the status on inspection dt. **10-05-2021** and **17-07-2021** has been reported to be the same and Regional Director, Pollution Control Committee Jammu has recommended the closure proceedings of Batching Plant vide his No. **PCC/RDJ/21/G/3138 dt. 08-09-2021**.

Now, therefore, in exercise of powers vested in the J & K 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 Batching Plant of Shri Mohd. Qaiser Malik under the name and style of **M/s Malik Construction Company, Ramban Head Office, Hotel Chinar Batote, Ramban**, is hereby ordered, with following directions:-

- i). The Deputy Commissioner/ District Magistrate, Ramban is directed to get the Batching Plant of Shri Mohd. Qaiser Malik under the name and style of **M/s Malik Construction Company, Ramban Head Office, Hotel Chinar Batote, Ramban**, 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). Sh. Mohd. Qaiser Malik Prop., **M/s Malik Construction Company, Ramban Head Office Hotel Chinar Batote, Ramban** is directed to cease the operation of the unit forthwith.

By order of the Competent Authority.


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


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

No:- JK PCC/LSJ/ 38/2021/341-45
Dated:- 14/12/2021.

Copy to the:-

- i). Deputy Commissioner/ District Magistrate Ramban, 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/ 21/G/3138 dt. 08-09-2021.
- 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 closure order.
- v). Sh. Mohd Qaiser Malik Prop. **M/s Malik Construction Company, Ramban Head Office, Hotel Chinar Batote, Ramban** for compliance.