



Government of Jammu and Kashmir
JK Pollution Control Committee

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Order No. : **66 JK PCC of 2021**
Dated : **14/12/2021**

Whereas, no activity having bearing on environment can be taken in hand, 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, banquet halls are required to meet the effluent/sewage standards prescribed under Environment Protection Act by having **STP** of required capacity in place in the Banquet Hall.

Whereas, on the basis of pollution potential, Banquet Halls are classified as **Orange** category for the purposes of the consent and pollution control mechanism required to achieve the Prescribed Standards of pollution.

Whereas, a banquet hall under name and style of **M/s Abhinandan Resorts Banquet Hall, Raya Morh, Samba** is operational in flagrant violation of above said requirements of law as its owner has failed to obtain consent from the JK Pollution Control Committee, besides failing in having **STP** of required capacity in place and functional.

Whereas, the owner of the Banquet Hall was accordingly served with repeated notices particularly the notice dt. **10-12-2019**, calling upon him there under to show reasons as to why legal action including closure of his banquet hall be not taken for violation of law.

Whereas, the Banquet Hall owner has failed to show any response, besides failing to take measures to meet the requirements of laws governing environmental protection.

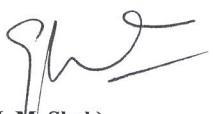
Whereas, the Hon'ble NGT vide its order dt. **17-12-2019** in **O.A. No. 400/2017** has directed that no Banquet Hall be allowed to operate without meeting environmental norms and having consent from the Pollution Control Board.


Whereas, the Banquet Hall in question cannot be allowed to operate with above status as the operation can prove detrimental for human health and environment besides being in flagrant violation of laws governing environmental protection as the status on inspection dt. **03-09-2021** has been reported to be the same, with the recommendation for closure proceedings by the Regional Director PCC, Jammu vide his letter No. **PCC/RDJ/Consent-O/21/3898-99** dt. **07-10-2021**.

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 **Environment (Protection) Act 1986**, immediate closure of Banquet Hall of Sh. Abhinandan Choudhary under the name and style of **M/s Abhinandan Resorts Banquet Hall, Raya Morh, Samba**, is hereby ordered and in this behalf, the:-

- Deputy Commissioner/ District Magistrate, **Samba** is directed to get the **Banquet Hall** installed/operated by Shri Abhinandan Choudhary, under the name and style of **M/s Abhinandan Resorts Banquet Hall, Raya Morh, Samba** closed immediately.
- Chief Engineer, Electric & Maintenance (PDD), canal road, **Jammu** is directed to snap the electric supply to the above said Banquet Hall.
- Chief Engineer, **PHE Jammu** is directed to disconnect the water supply to the above said Banquet Hall.
- Shri Abhinandan Choudhary, Prop. **M/s Abhinandan Resorts Banquet Hall, Raya Morh, Samba** is directed to cease the operation of the Banquet Hall forthwith.

By order of the Competent Authority.


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


(B. M. Sharma), IFS
Member Secretary,
JKPCC, Jammu.

No:- JK PCC/LSJ/ 34/2021

Dated:- 14/12/2021

Copy to the:-

- Deputy Commissioner/ District Magistrate, **Samba** for information and necessary action under intimation.
- Regional Director, PCC, **Jammu** for information and follow up action within a fortnight and has reference to his letter No. **PCC/RDJ/Consent-O/21/3898-99** dt. **07-10-2021**
- Chief Engineer Electric & Maintenance (PDD), canal road, **Jammu** for information and necessary action under intimation.
- Chief Engineer, **PHE Jammu** for information and necessary action under intimation.
- I/c Web site Pollution Control Committee **Jammu** for uploading the closure order.
- Shri Abhinandan Choudhary, Prop. **M/s Abhinandan Resorts Banquet Hall, Raya Morh, Samba**.