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Government of Jammu and Kashmir
J&K POLLUTION CONTROL COMMITTEE

Summer Office: May – October
Sheikh Ul Alam Campus
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Rajbagh Srinagar (J&K) 190008
Ph/Fax 0194-2311155

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ORDER NO. : **30** JK PCC of 2022
DATED : **07** -06-2022

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 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 Diwan & Shazad shabnam Hot Mix Plant, Drungli Nallah-District Poonch** is currently operational in violation of above stated laws that too without adequate pollution control devices/pollution control measures and valid consent from the JK Pollution Control Committee.

Whereas, the owner of the hot mix plant was accordingly served with one time notice on **03-03-2022**, 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, latest inspection carried out by the Divisional officer, Pollution Control Committee, Poonch on **18-02-2022** and **03-03-2022** and reported that the hot mix plant is operational without adequate pollution control devices/pollution control measures, valid consent from the JK Pollution Control Committee and recommended for closure orders.

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. **PCC/RDJ/O/22/112-113 dt. 06-04-2022**.

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 hot mix plant of Sh. Shahzad Shabnam and Mr. Dewan under the name and style of **M/s Diwan & Shazad Shabnam (HMP), Drungli Nallah – District Poonch**, is hereby ordered, with following directions:-

- i). The Deputy Commissioner/ District Magistrate, **Poonch** is directed to get the Hot Mix Plant of Sh. Shahzad Shabnam and Mr. Dewan under the name and style of **M/s Diwan & Shazad Shabnam (HMP), Drungli Nallah – District Poonch** closed immediately.
- ii). The Chief Engineer, Electric & Maintenance Divn. (PDD), Canal Road, **Jammu** is directed to disconnect the electric supply to the above said hot mix plant immediately.
- iii). Sh. Shahzad Shabnam and Mr. Dewan Props. **M/s Diwan & Shazad Shabnam (HMP), Drungli Nallah – District Poonch** is directed to cease the operation of the unit forthwith.

As approved by the Competent Authority.


(Dr. Kumar M K), IFS
Member Secretary
JK PCC, Jammu.

No:-PCC/LSJ/89/2022/**148-152**
Dated:- **07** /06/2022.
Copy to the:-

- i). Deputy Commissioner/ District Magistrate Poonch, 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. **PCC/RDJ/O/22/112-113 dt. 06-04-2022**.
- iii). Chief Engineer, Electric & Maintenance Divn., (PDD), Canal Road, Jammu for information and necessary action.
- iv). I/c Website, JK Pollution Control Committee for uploading the closure order.
- v). Sh. Shahzad Shabnam and Mr. Dewan Props. **M/s Diwan & Shazad Shabnam (HMP), Drungli Nallah – District Poonch** for compliance.