



ORDER No. : 10/ JK PCC of 2022
DATED : 20-01-2022

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, on the basis of pollution potential, **Service Station** 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 service station under the name and style of **M/s Automobile Workshop, Lalpora District Kupwara** 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 Pollution Control Devices/ Pollution Control Measures in place and functional.

Whereas, complaints against the operation of the service station have been received, which have been verified on ground as genuine.

Whereas, the owner of the service station was accordingly served with repeated notices particularly notice dated **20-10-2021**, 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.

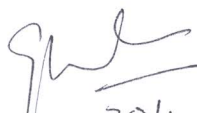
Whereas, fresh inspection was carried out by Divisional Officer, Pollution Control Committee, Kupwara on **05-11-2021** and it has been reported that the status of the service station is unchanged with respect to Pollution Control Devices/Pollution Control Measures and consent of the JK PCC.

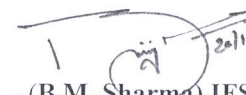
Whereas, the service station in question cannot be allowed to run unauthorisedly with above status and to the detriment of human health and environment and Regional Director, Pollution Control Committee, Kashmir has accordingly recommended immediate closure of service station vide his No. **PCC/ROK/LS/21/294 dt. 13-11-2021**.

Now, therefore, in exercise of powers vested in the J&K Pollution Control Committee under Section 33(A) and 31 (A) of the **Water (Prevention & Control of Pollution) Act 1974** and **Air (Prevention and Control of Pollution) Act 1981**, respectively read with **Section 5** of the **Environment (Protection) Act 1986**, immediate closure of service station of **Mr. Mohammad Amin Sheikh** under the name and style of **M/s Automobile Workshop, Lalpora, District Kupwara** is hereby ordered and in this behalf the :-

- i). Deputy Commissioner/District Magistrate, **Kupwara** is directed to close the service station of **Mr. Mohammad Amin Sheikh** under the name and style of **M/s Automobile Workshop, Lalpora, District Kupwara** immediately.
- ii). Chief Engineer, Electric & Maintenance (PDD), Kashmir is directed to snap the electric supply to the above said service station immediately.
- iii). **Mr. Mohammad Amin Sheikh, Prop. M/s Automobile Workshop, Lalpora, District Kupwara** is directed to stop the operation of the service station 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/LSK/617/2021/S34-S38
Dt. 20-01-2022

Copy to the:-

- i). Deputy Commissioner/ District Magistrate, **Kupwara** 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/21/294 dt. 13-11-2021**.
- iii). Chief Engineer, Electric & Maintenance (PDD), Kashmir for information and necessary action under intimation.
- iv). I/c Website Pollution Control Committee, Jammu for uploading the closure order.
- v). **Mr. Mohammad Amin Sheikh, Prop. M/s Automobile Workshop, Lalpora, District Kupwara** for information and compliance