



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

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

Email: membersecretaryjkspcb@gmail.com

ORDER No. : **00 JK PCC of 2021**
DATED : **17 /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, consent for Food Processing from the JK Pollution Control Board / Committee for establishment and operation of such units is mandatory, besides having ETP of requisite capacity in place in the unit as emphasized by the Hon'ble NGT.

Whereas, one **Mr. Mohd. Sharief Rather** has set up and put in operation a unit under the name and style of **M/s Malas Natural Fresh Industrial Estate Gagraan- 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 Board.

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 notice, 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 **17-10-2021** 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.

Now, therefore, in exercise of powers vested in the Chairman, Jammu and Kashmir, Pollution Control Board 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. Mohd. Sharief Rather** under the name and style of **M/s Malas Natural Fresh Industrial Estate Gagraan- District Shopian** is hereby ordered and in this behalf the:-

- i). Deputy Commissioner/ District Magistrate, **Shopian** is directed to get the unit of **Mr. Mohd. Sharief Rather** under the name and style of **M/s Malas Natural Fresh Industrial Estate Gagraan- 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. Mohd. Sharief Rather, Prop. M/s Malas Natural Fresh Industrial Estate Gagraan- 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
JK PCC, Jammu

No:-JK PCC/LSK/595/2021/424-28
Dated:- 17 /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.
- iii). Chief Engineer, Electric & Maintenance (PDD), **Kashmir** for information and necessary action under intimation.
- iv). I/c website Pollution Control Committee for uploading the closure order.
- v). **Mr. Mohd. Sharief Rather, Prop. M/s Malas Natural Fresh Industrial Estate Gagraan- District Shopian** for information and compliance.