

Government of Jammu and Kashmir
J&K State Pollution Control Board



Winter Office: November-April
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Order No: 46 of SPCB

Dated: 26 /07/2019

Whereas, no industry can be set up or put in operation without prior consent of the Pollution Control Board, 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, **M/s Umer Soil Construction (HMP), Kandizal Pampore-Pulwama** has been setup illegally in brazen violation of above stated laws that too at objectionable site.

Whereas, though the unit holder has directly applied for "Consent to Operate", after setting up the unit illegally and without "Consent to Establish" from the Board, same has not been granted as site of the unit is objectionable, coupled with the fact that Consent to Establish has not been obtained by the unit holder for setting up the unit.

Whereas, pressing complaints against the establishment/operation of the unit in the area from the local residents have been received, which stand verified.

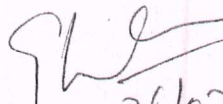
Whereas, the unit holder was accordingly served with repeated notices, particularly notice dated **08-05-2019**, calling upon him there under to show reasons as to why legal action including closure of his unit be not taken for setting up the unit illegally/ unauthorizedly at objectionable site to which he failed to respond.


Whereas, the unit in question cannot be allowed to run un-authorizedly with above status and to the detriment of human health and environment.

Now therefore, in exercise of powers vested in the J & K State Pollution Control Board under Section 31 (A) of the Air (Prevention and Control of Pollution) Act, 1981, immediate closure of **M/s Umer Soil Construction (HMP), Kandizal Pampore-Pulwama**, is hereby ordered and in this behalf the:-

- i). Deputy Commissioner/ District Magistrate, **Pulwama** is directed to close **M/s Umer Soil Construction (HMP), Kandizal Pampore-Pulwama**, immediately.
- ii). Chief Engg. Electric Maintenance (PDD) **Kashmir** is directed to snap the electric supply to the above said unit immediately.
- iii). Senior Superintendent of Police, Pulwama for ensuring that unit is not put in operation.
- iv). Director Industries & Commerce, **Kashmir** for deregistering the above said unit.
- v). Prop. **M/s Umer Soil Construction (HMP), Kandizal Pampore-Pulwama** is directed to cease the operation of the unit forthwith.

By order of the Competent Authority.


26/07
(M.M. Shah)
Legal Advisor
J&K SPCB


(B. M. Sharma),
Member Secretary
SPCB, Srinagar

No:- SPCB/LS/447/19/245-51

Dated:- 26 /07/2019

Copy to the :-

- i). Deputy Commissioner/ District Magistrate Pulwama for information and necessary action, under intimation.
- ii). Regional Director, SPCB, Kashmir for information and follow up action within fortnight.
- iii). Senior Superintendent of Police, Pulwama for ensuring that unit is not put in operation.
- iv). Chief Engg. Electric Maintenance (PDD) Kashmir for information and necessary action, under intimation.
- v). Director Industries & Commerce, Kashmir for necessary action.
- vi). Incharge web site Pollution Control Board Jammu for uploading the closure order
- vii). Project Head. **M/s Umer Soil Construction (HMP), Kandizal Pampore-Pulwama** for information and compliance.