



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

Winter office: November-April
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ORDER : 07 SPCB of 2019
Dated : 01-04-2019

Whereas, no commercial activity which may result in generation of waste water can be taken in hand for installation or operation, as envisaged under **Section-25/26** of the **Water (Prevention and Control of Pollution) Act, 1974**.

Whereas, Hotel industry is one of such activities which generates lot of sewage waste water and each hotel is required to have the treatment facility in place and functional in the shape of STP for category 'A' Hotels (with 20 or more rooms) and soakage pit and septic tank for category 'B' Hotels (with less than 20 rooms).

Whereas, having above said treatment facilities in place becomes all more imperative if hotel is located near a water body or ecologically sensitive zone.

Whereas, **M/s Hotel Heavan Canal Abi Nowpora, Srinagar** has been setup and put up in operation in violation of above said norms of Law in immediate vicinity of the Dal Lake thereby affecting the water quality of the lake adversely.

Whereas, all the commercial establishments/Hotels were repeatedly called upon to adhere by the requirements of law by having proper sewage treatment facility in the shape of operational STP and obtaining consent of the Board.

Whereas, **M/s Hotel Heavan Canal Abi Nowpora, Srinagar** failed to show any tenable response besides failing to adhere to the requirements of law thereby breaching legal obligations with impunity.

Whereas, notice was accordingly served upon the concerned hotelier vide notice dated **01-03-2019** to which the hotelier has failed to respond.

Now, therefore, in exercise of powers vested in the Chairman, Jammu and Kashmir, State Pollution Control Board under **Section-33A** of **Water (Prevention and Control of Pollution) Act, 1974**, immediate closure of **M/s Hotel Heavan Canal Abi Nowpora, Srinagar** is hereby ordered and in this behalf, the:-

- i. Deputy Commissioner/ District Magistrate **Srinagar** is directed to immediately close down the hotel **M/s Hotel Heavan Canal Abi Nowpora, Srinagar**.
- ii. Director, Tourism Kashmir with the direction to immediately revoke the registration of hotel in question.
- iii. Chief Engineer, Electric & Maintenance (PDD), **Kashmir** with the direction to snap electric supply to the hotel immediately.
- iv. Mohd. Shaban Chachoo Prop. **M/s Hotel Heavan Canal Abi Nowpora, Srinagar** is directed to cease the operation of the hotel forthwith.

Issued with the approval of Competent Authority.

(M.M. Shah) / 4
Legal Advisor

J&K SPCB,

No:- **SPCB/LSK/(159/2002)/C/104/32-37**

Dated:- **01/04/2019**

Copy to the :-

- i. Deputy Commissioner/District Magistrate, Srinagar for compliance under intimation.
- ii. Regional Director, SPCB, Kashmir for information and necessary action
- iii. Chief Engineer, Electric & Maintenance(PDD), Kashmir for compliance under intimation.
- iv. Director, Tourism Department, Kashmir for compliance under intimation.
- v. **M/s Hotel Heavan Canal Abi Nowpora, Srinagar** for information and compliance.
- vi. I/c Website JK State Pollution Control Board.

(B.M.Sharma) IFS
Member Secretary
J&K SPCB