



Order No. : 150 JK PCC of 2023

Dated : 24/10/2023

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, Restaurant having seating capacity of above 70 falls in **Red Category** for which meeting the prescribed standards for sewerage generated by **Restaurants**, the facility of ETP / Oil and Grease Trap and other pollution control devices/pollution control measures are mandatory as per JK Pollution Control Committee guidelines and Hon'ble NGT Orders in O.A. No. 400/2017.

Whereas, a complaint has been received against the operation of the Restaurant under the name and style of **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu**, which has been verified through the field officers/officials on ground as genuine.

Whereas, Restaurant namely **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu** is operational in flagrant violation of above said requirements of law and necessary pollution control devices/pollution control measures including Oil and Grease Trap and continued operation of the Restaurant can prove detrimental to human health and environment.

Whereas, series of notices were served upon the Restaurant owner, particularly notice dt. **15-09-23** calling upon him there under to show reasons as to why legal action including closure of his Restaurant be not taken for violation of environmental laws besides without statutory consent of the JK Pollution Control Committee.

Whereas, the owner of the Restaurant has failed to show any response, besides failing to take measures to meet the requirements of laws governing environmental protection.

Whereas, fresh inspection was carried out by the Divisional Officer, Pollution Control Committee Jammu (North) on **08-07-202**, reported with photographic evidence that the Restaurant is operational without requisite Pollution Control Devices/Pollution Control Measures and consent from the J&K Pollution Control Committee.

Whereas, Regional Director PCC, Jammu vide his letter No. **PCC/RDJ/G.C./2023/1299/2341-42** dt. **18-10-2023** confirm the report of Divisional Officer, PCC Jammu (North) and accordingly recommended for closure orders.

Whereas, the Restaurant in question cannot be allowed to operate with above status as the operation can prove detrimental for human health and environment.

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 **Environment** (Protection) **Act, 1986** immediate closure of Restaurant of **Shri Brij Mohan Berna** under the name and style of **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu** is hereby ordered and in this behalf the:-

- i. Deputy Commissioner/ District Magistrate, **Jammu** is directed to close down the Restaruant **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu immediately**.
- ii. Executive Engineer Power Development Corporation Ltd. (PDCL), Electric Division-III, Rehari, Jammu is directed to disconnect the electric supply to above said Restaurant immediately.
- iii. Sh. Brij Mohan Berna, Prop. of Restaurant **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu Jammu** is directed to cease the operation of the Restaurant forthwith.

By order of the Competent Authority.


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

JK PCC/LSJ/7321120/

Dated:- 24/10/2023

Copy to the:-

- i. Deputy Commissioner/ District Magistrate, **Jammu** for information and necessary action under intimation.
- ii. Regional Director, PCC, **Jammu** for information and follow up action within a fortnight and has reference to his letter No. **PCC/RDJ/G.C./2023/1299/2341-42** dt. **18-10-2023**.
- iii. Chief Engineer Power Development Corporation Ltd. (PDCL), Canal Road, **Jammu** for information and necessary action under intimation.
- iv. Executive Engineer, PDCL, Electric Division-III, Rehari Jammu for information and necessary action.
- v. I/c Web site Pollution Control Committee **Jammu** for uploading the closure order
- vi. Sh. Brij Mohan Berna Prop. **M/s Grand Khana Khazana, Lower Roop Nagar (Muthi) Jammu** for information.