

Jammu and Kashmir Pollution Control Committee

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Transport Nagar, Jammu, 180 006 || Rajbagh, Srinagar, 190 008

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Order No. : 243 JK PCC of 2024
Dated : 07 / 02 / 2024

Whereas, no activity having bearing on environment can be taken in hand, without prior consent of the J&K 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, for meeting the prescribed standards for sewerage generated by **Hotels/Guest Houses**, with more than **19 rooms**, the facility of Sewage Treatment Plant (STP) is mandatory as per the guidelines of Pollution Control Committee.

Whereas, the Hon'ble NGT vide its order dt.14-12-2021 in O.A. No. 338/2021 has directed that no pollution due to discharge of effluents and dumping of garbage be allowed to operate without meeting environmental norms and having consent from the Pollution Control Committee.

Whereas, Sd. Mohinder Kour has set up and put in operation a hotel under the name and style of **M/s Hotel Singh Shine, Near Happy Home Model Hr. Sec. School-Udhampur** in flagrant violation of above said requirements of law and without obtaining mandatory consent from the J&K Pollution Control Committee, that too bereft of pollution control devices such as Sewage Treatment Plant (STP) and operation of the Hotel in its present status can prove detrimental to human health and environment.

Whereas, repeated notices were served upon the hotelier, (latest on **07-08-2023**) calling upon him to show cause as to why legal action including closure of his hotel be not taken for violation of environmental laws.

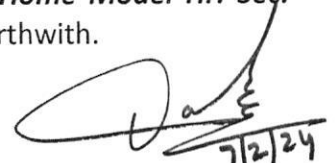
Whereas, the owner of the hotel has failed to respond to the notices, besides failing to take measures to meet the requirements of laws governing environmental protection.

Whereas, fresh inspection was carried out by the Divisional Officer, Pollution Control Committee Udhampur on **04-01-2024**, revealing that the status of the hotel remained unchanged. Regional Director, Pollution Control Committee Jammu vide letter No. **PCC/RDJ/SA/NGT/3386-87** dated **11-01-2024** confirmed the inspection report of Divisional Officer, PCC Udhampur and accordingly recommended it for closure.

Whereas, the hotel in question cannot be allowed to operate with above status as the operation can prove detrimental for human health and environment besides being in flagrant violation of laws governing environmental protection.

Now therefore in exercise of powers vested with J & K Pollution Control Board 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**, the following directions are hereby issued:-

- i. Deputy Commissioner/ District Magistrate, **Udhampur** is directed to close down the hotel of **Sd. Mohinder Kour** under the name and style of **M/s Hotel Singh Shine, Near Happy Home Model Hr. Sec. School-Udhampur** immediately.
- ii. Director Tourism **Jammu** is directed to deregister the hotel, if registered.
- iii. Executive Engineer, (JPDCL) Electric Division, Udhampur is directed to disconnect the electric supply to above said hotel immediately.
- iv. Executive Engineer, PHE, Udhampur is directed to disconnect the water supply to above said hotel immediately
- v. **Sd. Mohinder Kour** (Prop.) **M/s Hotel Singh Shine, Near Happy Home Model Hr. Sec. School-Udhampur** is directed to cease the operation of the hotel forthwith.


7/2/24
Vasu Yadav
Chairman

No:- JK PCB/LSJ/7389713 /2024/1324-93

Dated: 07/02/2024

Copy to the:-

- i. Deputy Commissioner/ District Magistrate, **Udhampur** for information and necessary action under intimation.
- ii. Regional Director, PCC, **Jammu** for information and follow up action within a fortnight, in reference to his letter No. **PCC/RDJ/SA/NGT/3386-87** dated 11-01-2024.
- iii. Chief Engineer, Jammu Power Development Corporation Ltd. (JPDCL), Canal Road, **Jammu** for information and necessary action under intimation.
- iv. Chief Engineer, PHE Jammu for information and necessary action under intimation
- v. Director Tourism **Jammu** for information and necessary action.
- vi. Executive Engineer, (JPDCL) Electric Division, Udhampur for information and necessary action.
- vii. Executive Engineer, PHE, Udhampur for information and necessary action.
- viii. Divisional Officer, PCC Udhampur for information and with the direction to follow up and get the closure order implemented through District Administration.
- ix. I/c web site Pollution Control Committee **Jammu** for uploading the closure order
- x. **Sd. Mohinder Kour** Prop. **M/s Hotel Singh Shine, Near Happy Home Model Hr. Sec. School- Udhampur** for information