

**Jammu and Kashmir
Pollution Control Committee**

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Subject: Closure of M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah-District Jammu.

Order No. : 126 JK PCC of 2024
Dated : 13 /07 /2024

Whereas, Consent to Operate (Renewal) was issued to **M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah, District Jammu**, with validity period upto **April, 2024**. The project proponent has failed to renew the Consent 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, and;

Whereas, Hot Mix Plant is categorized as **Orange Category** activity on the basis of pollution potential, for the purpose of seeking consent from the J&K Pollution Control Committee and;

Whereas, **M/s Shanker Sahai Road Builders located at Village Sarore, Tehsil Bishnah, District Jammu** is in operation in flagrant violations of **Section 25/26** of the **Water (Prevention and Control of Pollution) Act 1974** and **Section 21** of the **Air (Prevention and Control of Pollution) Act, 1981** without obtaining consent to Operate (Renewal) from the J&K Pollution Control Committee and operation of the Hot Mix Plant (HMP) in its present status can prove detrimental to human health and environment and;

Whereas, complaint against the operation of Coal-tar producing unit located at village Sarore, Tehsil Bishnah, District Jammu was received from the local residents for causing air pollution and health hazards for operation of the unit without mandatory Pollution Control Devices (PCDs) / PCMs thereby causing air pollution and health hazard to the residents of the area, and;

Whereas, a Committee was constituted to verify as to whether required APCDs have been installed and PCMs adopted for control of pollution vide this office No. JKPC/PS/MS/4/3096-3100 dated 22-04-2024 and to furnish report along with reports alongwith specific recommendations through the Regional Director, PCC, Jammu, and;

Whereas, the report of the Committee was received through the Regional Director, PCC, Jammu vide no. PC/RDJ/C-1467/2024/560 dated 27-05-2024 reporting that HMP namely **M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah, District Jammu** was inspected by the committee on **01-05-2024** and found operational. The said HMP is project specific. Project Proponent has CTO upto **April, 2024**. During the inspection, HMP found operational without the use of inbuilt APCDs and with inadequate stack height. Porthole / platform has not been provided for air monitoring, and;

Whereas, notices were served upon the project proponent vide (notice dated 11-05-2024 and 29-05-2024) calling upon him to show cause within 15 days from its issuance as to why legal action including closure of the Hot Mix Plant (HMP) has also levy of Environmental Compensation be not taken for the violation of Environmental laws and;

Whereas, the Project Proponent in his reply dated 03-06-2024 submitted that he has applied for renewal of CTO on 01-05-2024 and rectified shortcomings at the sites which can be verified, and;

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Whereas, committee constituted was again asked to verify the contents of the reply submitted by the unit holder, whether pollution control equipment's have been installed and other PCMs required for control of environmental pollution have been adopted by the unit holder and furnish report, and;

Whereas, Committee constituted reported and submitted that the unit has applied for CTO(R) on 20-05-2024 vide Id No. 4632655 and case stands returned to the unit holder by the concerned Divisional Officer, for uploading of photographs of APCD's and is still pending with unit holder, besides also stated that the unit holder has raised stack height upto 32 feet instead of required stack height of 50 feet with port hole and platform alongwith ladder so that necessary air monitoring may be carried out to check the efficacy of the APCD's vide letter No. PCC/DOSN/2024/59 dated 05-07-2024 and;

Whereas, the Hot Mix Plant (HMP) 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 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, the following directions are hereby issued:-

- i. Deputy Commissioner/ District Magistrate, **Jammu** is directed to close down the Hot Mix Plant (HMP) under the name and style of **M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah-District Jammu** immediately.
- ii. Executive Engineer, (JPDC) Electric Division, Jammu is directed to disconnect the electric supply to above said hot mix plant immediately.
- iii. Executive Engineer, **PHE Division**, Jammu is directed to disconnect the water supply to the above said hot mix plant immediately.
- iv. **M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah-District Jammu** is directed to cease the operation of the Hot Mix Plant (HMP) forthwith.

Issued with the Approval of Competent Authority.


(Ghansham Singh), JKAS
Member Secretary
J&K PCC

No:- JK PCB/LSJ/7475867/2024 /364-72
Dated:- 13/07/2024
Copy to the:-

- i. Deputy Commissioner/ District Magistrate Jammu for information and necessary action.
- ii. Regional Director, PCC, **Jammu** for information and follow up action within a fortnight.
- iii. Chief Engineer, Jammu Power Distribution Corporation Ltd. (JPDC), Canal Road, **Jammu** for information and necessary action.
- iv. Chief Engineer, PHE Jammu for information and necessary action
- v. Executive Engineer, (JPDC) Electric Division, Jammu for information and necessary action.
- vi. Executive Engineer, PHE Division Jammu for information and necessary action.
- vii. Divisional Officer, Pollution Control Committee, Jammu (South) for information and with the direction to follow up and get the closure order implemented through District Administration.
- viii. I/c website Pollution Control Committee **Jammu** for uploading the closure order
- ix. **M/s Shanker Sahai Road Builders, Village Sarore, Tehsil Bishnah-District Jammu** for compliance.