

**HEAD OFFICE**

Uttarakhand Environment Protection  
and Pollution Control Board  
29/20, Nemi Road, Dalanwala, Dehradun (Uttarakhand)



उत्तराखण्ड पर्यावरण संरक्षण एवं प्रदूषण नियंत्रण बोर्ड  
29/20, नेमी रोड, डालनवाला, देहरादून (उत्तराखण्ड)

Phone: (0135) 2658086; Fax: (0135) 2718092; Web: www.ueppcb.uk.gov.in

Ref: UEPPCB/HO/Gen-367/2016/ 185

Dehradun, April 26 2016

By Speed Post

To,

M/S Hotel Raj Deluxe,  
Sabzi Mandi, Vishnu Ghat,  
Haridwar (Uttarakhand)

**Directions under Section-33(A) of the Water (Prevention and Control of Pollution) Act, 1974 and section-31(A) of the Air (Prevention and Control of Pollution) Act, 1981.**

**WHEREAS**, the Central Government has made the **Water (Prevention and Control of Pollution) Act, 1974** and the **Air (Prevention and Control of Pollution) Act, 1981**; and vide provisions of these Acts every water/air polluting industry/unit/operation/ processes is required to obtain consent to establish and consent to operate from the **State Pollution Control Board**; and

**WHEREAS**, for the purposes of protecting and improving the quality of environment and preventing and abating environmental pollution, the standards for discharge of environmental pollutants from the industries, operations or processes, have been specified under the **Environment (Protection) Rules, 1986**; and it is mandatory to every industries, operations or processes to keep their effluent quality within the specified norms; and

**WHEREAS**, the Hotel industry is categorised on the basis of "Star facility" and room capacity as Red, Orange and Green categories; and

**WHEREAS**, M/S Hotel Raj Deluxe, located at Sabzi Mandi, Vishnu Ghat, Haridwar Uttarakhand (herein after referred as the 'Unit') is a hotel industry with capacity of more than 50 rooms; and

**WHEREAS**, as per section-25 of the **Water (Prevention and Control of Pollution) Act, 1974**, and section-21 of the **Air (Prevention and Control of Pollution) Act, 1981**, it is the mandatory requirement for any industry plant, operation or process, or any treatment and disposal system or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land; to obtain prior Consent from the **Board**; and

**WHEREAS**, the **Board** had issued public notices in News Papers regarding appropriate facilities for treatment and disposal of waste water generated from hotels and obtaining consent from the **Board** on dated 15.09.2015; 27.09.2015 and 15.10.2015 in daily leading News papers - Amar Ujala, Dainik Jagran and Hindustan; and

**WHEREAS**, the Unit has not applied for Consent to the **Board** under section-25 of the **Water (Prevention and Control of Pollution) Act, 1974** and section-21 of the **Air (Prevention and Control of Pollution) Act, 1981**; and

**WHEREAS**, the **Hon'ble National Green Tribunal** in the matter of **Indian Council of Enviro Legal Action and NGBRA & Ors** in its judgment dated 10.12.2015 directed that - "*All the hotels which have failed to establish their own STPs, and have failed to obtain the consent of UKPCB despite persuasion and public notice dated 15<sup>th</sup> September 2015 and are releasing their domestic waste and sewage into river Ganga or its tributaries and or the drains whether or not leading to the STPs in Rishikesh and Haridwar, shall be directed to be shut down forthwith.*" The judgement of the **Hon'ble Tribunal** is available in the Board website: <http://www.ueppcb.uk.gov.in/contents/view/6/62/>.

**WHEREAS**, in compliance of the **Hon'ble Tribunal's** judgment on dated 10.12.2015, the **Board** has again issued public notice in News Papers particularly hotel industries for requirement of consent of the Board under **Water Act, 1974** and **Air Act, 1981**;

WHEREAS, the Board has held consultation with the Hotel Associations/ Hotel Owners in order to comply with the order of the Hon'ble Tribunal and provisions of Water Act, 1974 and Air Act, 1981 also; and

WHEREAS, the Unit has not applied/obtained for Consent to operate/authorization to the Board and is in operation without Consent of the Board, which is non-compliance of directions of the Hon'ble National Green Tribunal dated 10.12.2015 issued in the matter of Indian Council of Enviro Legal Action and NGBRA & Ors., as well as provisions of the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981; and

WHEREAS, Show cause notice was issued to the Unit under section-33(A) of the Water (Prevention and Control of Pollution) Act, 1974 and section-31(A) of the Air (Prevention and Control of Pollution) Act, 1981, as amended thereafter, vide this office letter ref. No. UEPPCB/HO/Gen-367/2016/10117-1981 dated 31.03.2016; and

WHEREAS, the Unit has neither submitted reply of the Show cause notice nor applied for consent to the Board, which is non-compliance of directions issued by the Board as well as provisions of the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981.

AND NOW THEREFORE, in view of above facts, and in compliance of the Hon'ble Tribunal directions and in exercise of the power conferred under Section-33(A) of the Water (Prevention and Control of Pollution) Act, 1974 and section-31(A) of the Air (Prevention and Control of Pollution) Act, 1981, as amended thereafter, you are hereby directed to close down your Unit/manufacturing processes with immediate effect.

This issues with the approval of the Competent Authority of the Board.

*VSP*  
(Vinod Singhal) 1/6  
Member Secretary

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Ref: UEPPCB/HO/Gen-367/2016

Dehradun, April 26, 2016

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SPEED POST / FAX (0135-2768867)

To,

Managing Director,  
Uttarakhand Power Corporation Ltd.,  
Urja Bhawan, Kanwali Road,  
Dehradun (Uttarakhand)

WHEREAS, it is evident from the above observations that the Unit (M/S Hotel Raj Deluxe, Add. Sabzi Mandi, Vishnu Ghat, Haridwar Uttarakhand) is not complied with the provisions of the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981.

NOW THEREFORE, in compliance of the Hon'ble Tribunal's directions dated 10.12.2015; and in exercise of the powers conferred under Section-33(A) of the Water (Prevention and Control of Pollution) Act, 1974 and section-31(A) of the Air (Prevention and Control of Pollution) Act, 1981, as amended thereafter, you are hereby directed to instruct concerned officials of UPCL for discontinuing the power supply of the Unit with immediate effect and intimate to this office please.

This issues with the approval of the Competent Authority of the Board.

*VSP*  
(Vinod Singhal) 1/6  
Member Secretary

Copy:

1. Chairman, UEPPCB, Dehradun for kind information please.
2. District Magistrate, Haridwar and S.S.P., Haridwar for information and necessary action please.
3. Regional Officer (I/c), UEPPCB, Regional Office, Roorkee for strict compliance of the directions.
4. Guard File.

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*VSP*  
Member Secretary 1/6  
O/C