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/ 186 Dehradun, April 26, 2016

By Speed Post

To,

M/S Hotel Trishul,
Railway Road,
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 Trishul, located at Railway Road, 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 15th 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.

(Vinod Singhal)
Member Secretary

OFFICE COPY

Ref: UEPPCB/HO/Gen-367/2016/1186 Dehradun, April 26, 2016

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 Trishul, Add.** Railway Road, 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.

(Vinod Singhal)
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.

Member Secretary

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