



# राजस्थान राज्य प्रदूषण नियन्त्रण मण्डल

## 4, संस्थानिक क्षेत्र, झालाना डूंगरी, जयपुर

फोन नं.: 5101871, 5101872, ईपीबीएक्स: 5159600, 5159699 फैक्स: 5159694-97

REGD. A.D

F. No. Tech\_Compliant (19)/RSPCB/MUID/ 1450

Date: 10/07/2019

M/s. Autokam Honda,  
E-23, Road No 1, Madri Industrial Area,  
Madri, Distt. Udaipur.

Subject: - Directions for closure of industry under the provisions of Section 33(A) of the Water (Prevention & Control of Pollution) Act, 1974.

Reference: - Show cause notice issued by RO, Udaipur vide letter no. 406 dated 11.10.2018.

This is without prejudice to the right of the Rajasthan State Pollution Control Board (hereinafter called as 'the Board') to initiate proceeding under the provisions of the Water (Prevention & Control of Pollution) Act-1974 (hereinafter called as 'the Water Act') for violation of various provisions of the Act here-in-after shown:-

2. Whereas the Water Act came into force in the whole of the State of Rajasthan with effect from 23.03.1974.
3. And whereas the Water Act has been enacted to provide for the prevention, control and abatement of Water pollution.
4. And whereas section 24 of the Water Act prohibits establishing or operating an industrial plant and discharge of air pollutants without obtaining prior consent of the State Board.
5. And whereas under the provisions of section 25/26 of the Water Act, no person shall without the previous consent of the State Board establish or take any steps to establish, any industry, 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 or bring into use any new or altered outlet for the discharge or sewage or trade effluent or begin to make any new discharge of sewage or trade effluent.
6. And whereas M/s Autokam Honda, is operating a automobiles service center at E-23, Road No 1, Madri Industrial Area, Madri, Distt.-Udaipur. During the process industry discharges polluted water.
7. And whereas, Hon'ble National Green Tribunal, Principal Bench, New Delhi (NGT) delivered a decision on May 08, 2013 in the application no. 37 of 2012; Wassan Singh vs State of Punjab and others, and it was enjoined upon all the industrial operation and process to close down their production activity which are operating without proper consent of the State Board.
8. And whereas the Industry was inspected by RO, Udaipur on dated 25.09.2018 and following non-compliances were observed:-
  - (i) Unit has not provided any treatment facility for treatment of waste water generated from servicing/ washing of automobiles.
  - (ii) The untreated waste water was discharged outside the unit's premises.
  - (iii) Oil spillages were observed in the premises without any adequate arrangement for its storage.
  - (iv) The result of analysis of untreated waste water was not within the prescribed standards.



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9. And whereas Show notice for intended closure directions under Section 33 (A) of the Water Act, 1974 was issued by Regional Office vide letter dated 11.10.2018.
10. And whereas the Industry has failed to submit any reply of Show notice for intended closure directions issued by RO vide letter dated 11.10.2018.
11. And whereas the industry is in operation without adequate treatment facility and without prior consent of the State Board.
12. And whereas above stated non-compliance of the provisions of the Water Act have been viewed seriously by the Board.
13. And whereas keeping this in view the Board has been conferred power to take such steps as are deemed necessary for the prevention, control and abatement of Water pollution.
14. And whereas the State Board in order to prevent and control Water pollution caused by the industry and stop non-compliance of the provision of the Water Act is competent to issue any directions under section 33(A) of the Water Act in writing to any person, officer or authority and such person, officer or authority shall be bound to comply with such directions.

Therefore, in order to prevent and control pollution being caused by the industry, to stop non compliance of the provisions of the Water Act and in the interest of prevention of perpetual offence being committed by the industry, the Board in exercise of the powers conferred upon it under section 33(A) of the Water Act, issues following directions:-

- a) You are directed to close down your industrial plant forthwith.
- b) District Collector, Udaipur to ensure closure of the industry.
- c) Superintending Engineer (O & M), Ajmer Vidhyut Vitaran Nigam Limited, Udaipur shall disconnect the electricity supply to the industry.
- d) Regional Officer, Regional Office, Rajasthan State Pollution Control Board, Udaipur is directed to seal the Diesel Generator Sets, if any and such other equipments so as to affect complete closure of the industrial plant and report that the direction as above have been complied.

Please note that the non-compliance of the above directions is punishable under section 41/42 of the Water Act with imprisonment for a term which shall not be less than one year and six months but which may extend to six years and with fine.

Yours sincerely

-Sa-

(K.C.A. Arun Prasad)  
Member Secretary

Copy to following for information & necessary action:-

1. The Collector, Udaipur.
2. Superintending Engineer (O & M), Ajmer Vidhyut Vitaran Nigam Limited, Udaipur to ensure compliance.
3. Regional Officer, Rajasthan State Pollution Control Board, Udaipur to ensure compliance.
4. Master file.

Member Secretary