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**TELANGANA STATE POLLUTION CONTROL BOARD
ZONAL OFFICE: HYDERABAD**

H.No.6-3-1219, Sy.No.TS No.1 Part, Block - C, Ward No.91, Near Country Club,
Uma Nagar, Begumpet, Hyderabad. Phone-040-23402495
Email: jcee-zhyd-tspcb@telangana.gov.in.

Order No. 15-RR-II/TSPCB/ZO-HYD/TF/2020- 490

Date: 18.07.2020

DESPATCHED
ON 21/07/2020

Sub: TSPCB – ZO - Hyderabad – M/s. Laxmi Industries, #11-181/7, Shivalayam Temple Road, Near Railway Bridge, Fathenagar, Balanagar, Medchal-Malkajgiri District – Complaint received from local residents of Shivalayam Temple Road, Near Railway Bridge, Fathenagar regarding air pollution and Operating without obtaining Consents of the Board as required under Water (Prevention and Control of Pollution) Act, 1974 and under Air (Prevention and Control of Pollution) Act, 1981 - **CLOSURE ORDERS – ISSUED** – Reg.

- Ref:**
1. Hon'ble NGT, Chennai orders passed in O.A. No. 106 to 112 of 2016 (SZ) Dated: 25.01.2017.
 2. CPCB Lr. No. B-29016/04/06/IPC-I/10597-10636, Dt: 03.03.2017.
 3. Complaint received from local residents of Shivalayam Temple Road, Near Railway Bridge, Fathenagar regarding air pollution on 17.06.2020.
 4. Inspection of industries and surrounding area on 19.06.2020.
 5. TSPCB, RO, Medchal- Malkajgiri District issued Show Cause Notice issued to the industry on 19.06.2020.
 6. TSPCB, RO, Medchal- Malkajgiri District report dated 24.06.2020, received by Zonal Office, Hyderabad on 24.06.2020.
 7. Task Force Committee meeting held on 10.07.2020 at TSPCB, Zonal Office, Hyderabad.

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1. **WHEREAS**, you are operating the industry in the name of M/s. Laxmi Industries, #11-181/7, Shivalayam Temple Road, Near Railway Bridge, Fathenagar, Balanagar, Medchal-Malkajgiri District and engaged in powder coating activity.
2. **WHEREAS**, vide reference 1st cited, the Hon'ble NGT, Chennai issued orders that operating the unit without valid "Consent" is against the provisions of Water Act as well as Air Act.
3. **WHEREAS**, vide reference 2nd cited, CPCB issued certain directions to Telangana State Pollution Control Board "not to continue operations of the industries, till they obtain Consent of Operation (CFO)"
4. **WHEREAS**, vide reference 3rd cited, a complaint from local residents of Shivalayam Temple Road, Near Railway Bridge, Fathenagar regarding air pollution on 17.06.2020.
5. **WHEREAS** vide reference 4th cited, the Board officials have inspected the unit and surrounding areas on 19.06.2020 and observed the following:
 - i. The industry is operating without obtaining CFE and CFO of the Board.
 - ii. The industry is engaged in powder coating which falls under orange category.
 - iii. The industry is carrying out powder coating activity openly thereby causing air pollution in the surrounding area.
6. **WHEREAS**, vide reference 5th cited, the TSPCB, Regional Office, Medchal-Malkajgiri District issued Show Cause Notice on 19.06.2020 to the industry for operating without obtaining CFE and CFO of the Board.
7. **WHEREAS** vide reference 6th cited, the EE, RO, Medchal-Malkajgiri District has forwarded the report to this office for taking further necessary action.

8. **WHEREAS**, vide reference 7th cited above, the Zonal Office, Hyderabad has conducted Legal Hearing before the Zonal office, Task Force Committee on 10.07.2020 at Zonal Office, T.S Pollution Control Board, Begumpet, Hyderabad. After detailed discussions and careful consideration of material facts of the case, the committee recommended to issue closure orders to the industry for the following reasons:
- The industry is operating without obtaining the Consent for Establishment (CFE) and Consent for operation (CFO) of the Board.
 - The industry is carrying out powder coating activity openly thereby causing air pollution in the surrounding area.
9. After careful consideration of all material facts of the case, the Board is of the firm opinion that the industry is operating without obtaining CFE and CFO of the Board and causing air pollution to the surroundings, hence violating the Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987. Under the Powers vested with the T.S. Pollution Control Board under section 33(A) of Water (Prevention and Control of Pollution) Amendment Act, 1988 and under 31(A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987 for the reasons stated supra, **the Board hereby issues closure orders to your industry**, in the interest of protecting public health and environment.
10. You are directed to take note that if you continue to operate your unit even after receipt of this orders, you will be liable for prosecution in the court of Metropolitan Magistrate or Judicial Magistrate of the first class under section 41(2) of Water (Prevention and Control of Pollution) Amendment Act, 1988 and under section 37 (1) of Air (Prevention and Control of Pollution) Amendment Act, 1987, the punishment for which includes imprisonment for a term which shall not be less than one year six months which may be extended to six years and with fine.
11. You are further directed to take note that the TSSPDCL has been ordered to disconnect Power Supply to your industry with immediate effect. Should you resort to run your industry by means of diesel generator or any mechanical device, you will be attracting prosecution under Section 41(2) of Water (Prevention and Control of Pollution) Amendment Act, 1988 and under Section 37(1) of Air (Prevention and Control of Pollution) Amendment Act, 1987.

The orders will take effect from today i.e., **18.07.2020**



JOINT CHIEF ENVIRONMENTAL ENGINEER

To
M/s. Laxmi Industries,
#11-181/7, Shivalayam Temple Road,
Near Railway Bridge, Fathenagar,
Balanagar, Medchal-Malkajgiri District.

Copy to:

- Copy submitted to the Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
- The Chairman & Managing Director, Southern Power Distribution Company of Telangana State Ltd., H No.6-1-50, Mint Compound, Gr. Hyderabad – 500063 for information and necessary action.
- The Collector & District Magistrate, Medchal-Malkajgiri for favour of information.
- The Superintending Engineer (Operation), Secunderabad Circle, Daimond Point, Sikh Village Road, Secunderabad.
- The ADE, TSSPDCL, Balanagar area to implement the orders.
- The Environmental Engineer, Regional Office, Medchal-Malkajgiri District for information and necessary action.



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TELANGANA STATE POLLUTION CONTROL BOARD
ZONAL OFFICE: HYDERABAD

H.No.6-3-1219, Sy.No.TS No.1 Part, Block - C, Ward No.91, Near Country Club,
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Ref: Order No.15-RR-II/TSPCB/ZO-HYD/TF/2020- Date: 18.07.2020

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Under the powers vested under section 33(A) of the Water (Prevention and Control of Pollution) Amendment Act, 1988 and under section 31(A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987, the TSSPDCL is hereby directed by TS Pollution Control Board to disconnect the Power supply to M/s. Laxmi Industries, #11-181/7, Shivalayam Temple Road, Near Railway Bridge, Fathenagar, Balanagar, Medchal-Malkajgiri District with effect from the date of this order.

The T.S Pollution Control Board has issued closure orders to M/s. Laxmi Industries, #11-181/7, Shivalayam Temple Road, Near Railway Bridge, Fathenagar, Balanagar, Medchal-Malkajgiri District under section 33(A) of the Water (Prevention and Control of Pollution) Amendment Act, 1988 and under section 31(A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987, as the industry is operating without obtaining CFE and CFO of the Board and causing air pollution to the surroundings, thereby violating the Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987. A copy of the closure order is herewith enclosed.

You are requested to carry out the orders of the Board and report compliance within 48 hrs.

The orders will come into effect from today i.e., 18.07.2020


JOINT CHIEF ENVIRONMENTAL ENGINEER

To
The Superintending Engineer (Operation),
Secunderabad Circle,
Daimond Point, Sikh Village Road,
Secunderabad.

Copy to:

1. The Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
2. The Chairman & Managing Director, Southern Power Distribution Company of Telangana State Ltd., H No.6-1-50, Mint Compound, Gr. Hyderabad – 500063 for information and necessary action.
3. The Collector & District Magistrate, Medchal-Malkajgiri for favour of information.
4. The ADE, TSSPDCL, Balanagar area to implement the orders.
5. The Environmental Engineer, Regional Office, Medchal-Malkajgiri District for information and he is directed to ensure that power supply is disconnected to the above industry and report the compliance within 48 hour.

