



O/c

**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

DESPATCHED

ON 30/07/2020

BY REGD. POST ACK DUE

Order No.15-MBNR/TSPCB/ZO-HYD/TF/2020- 844

Date: 30.07.2020

Sub: TSPCB – ZO - HYD - M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District – W.P.No.9581 of 2020 filed by the industry before Hon'ble High Court of Hyderabad regarding against Closure Order issued by the Board – Hon'ble High Court Orders - Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987 – **TEMPORARY REVOCATION OF CLOSURE ORDERS – ISSUED** – Reg.

- Ref:**
1. An APSHRC No. 2561/2017 dated: 11.07.2018 filed before APSHRC filed by Chintapally Chandra Shekar Reddy.
 2. This Office issued Show Cause Notice to the unit on 31.07.2018.
 3. Report submitted to APSHRC Lr.No: HRC No: 2561 of 2017 /TSPCB/ROH/MBNR/2018-391, Dt: 07.08.2018.
 4. Reply explanation received on 27.08.2018.
 5. Ambient Air Quality Monitoring conducted on 25.09.2018.
 6. TSPCB, RO, Hyderabad issued directions on 08.02.2019.
 7. TSPCB, RO, Hyderabad issued Show Cause Notice to the unit on 04.06.2019.
 8. The Hon'ble Lokayuktha Complaint No. 3825/2016/B1 on 29.01.2020.
 9. The Board official inspected on 05.02.2020.
 10. This office issued notices to the units on 17.02.2020.
 11. The Task Force Committee meeting held on 06.03.2020.
 12. Board's Closure Orders issued to the industries vide order dated 07.03.2020.
 13. TSPCB, RO, Hyderabad Lr.No.Lokayuktha No. 3825/2016/ B1/ TSPCB/ ROH/ MBNR/2020-1221, dated 10.03.2020.
 14. Mail received from the SEE (Legal), Board Office, Hyderabad forwarding W.P.No.9581 of 2020 filed by M/s. Adhilakshmi Puffed Rice Mill before Hon'ble High Court of Hyderabad on 06.07.2020.
 15. TSPCB, RO, Hyderabad Lr. No. WP.No.9581of2020/Legal/PCB/ROH/MBNR/2020, Dated 10.07.2020.
 16. M/s. Adhilakshmi Puffed Rice Mill has submitted a representation to this office on 14.07.2020.
 17. Mail received from the SEE (Legal), Board Office, Hyderabad forwarding Hon'ble High Court Orders in W.P.No.9581 of 2020 filed by M/s. Adhilakshmi Puffed Rice Mill before Hon'ble High Court of Hyderabad on 27.07.2020.
 18. Inspection of the industry by the Board Officials on 28.07.2020.
 19. TSPCB, RO, Hyderabad report dt. 29.07.2020.
 20. Legal Hearing held on 30.07.2020 at TSPCB, Zonal Office, Hyderabad.
 21. Industry's undertaking dated: 30.07.2020.

* * *

1. **WHEREAS**, you are operating the industry in the name of M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District and involved in activity of producing of Puffed Rice (Muramuralu).
2. **WHEREAS**, vide reference 1st cited, a Petition was filed before Hon'ble Andhra Pradesh State Human Rights Commission by Sri Chintapally Chandra Shekar Reddy, regarding inconvenience and health problems caused by the Bhatti of the Puffed Rice located in the residential area at Raghavendra Colony, Makthal (V&M), Narayanpet (Formerly Mahaboobnagar) District.

3. **WHEREAS**, vide reference 2nd cited, the Board Officials inspected the unit and based observations show cause notice issued to the unit for operating the unit without Consent of the Board. The Board has submitted a report to the Hon'ble APSHRC vide reference 3rd cited.
4. **WHEREAS**, vide reference 4th cited, the industry has submitted reply to the Show Cause Notice stating that they will shift the unit to other location within a year.
5. **WHEREAS**, vide reference 5th cited, the Board has carried out Ambient Air Quality monitoring and Noise Levels and the results are as follows:

I. Noise Monitoring Results:

S. No.	Name of the Noise Source	Monitoring location	Observed Noise Level dB(A) Leq
1.	Measurement of Name of Noise levels at Source of industry of M/s. Sugareshwara Mini Rice Mill, H.No.3-368, raghavendra Colony, Near bus stand, Makthal (V&M), Mahaboonagar District.	Back ground noise levels (*)	68.8
		Noise monitoring conducted at source when industry was in operation.	82.21
2.	Measurement of Name of Noise levels at Source of industry of M/s. Nirmala Industries (Rice Mill), Raghavendra Colony, Near bus stand, Makthal (V&M), Mahaboonagar District.	Back ground noise levels (*)	68.8
		Noise monitoring conducted at source when industry was in operation.	81.37
3.	Measurement of Name of Noise levels at Source of industry of M/s. Adilaxmi Puffed rice mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboonagar District.	Back ground noise levels (*)	68.8
		Noise monitoring conducted at source when industry was in operation.	65.5
4.	Measurement of Name of Noise levels at Source of industry of M/s. Sree Sai Shravanthi Saw Mill, H.No.3-336, Raghavendra Colony, Near bus stand, Makthal (V&M), Mahaboonagar District.	Back ground noise levels (*)	68.8
		Noise monitoring conducted at source when industry was in operation.	88.76
5.	Measurement of Name of Noise levels at Source of industry of M/s. Sree Basaveshwara Saw Mill, Raghavendra Colony, Near bus stand, Makthal (V&M), Mahaboonagar District.	Back ground noise levels (*)	68.8
		Noise monitoring conducted at source when industry was in operation.	87.64
Standards: National Ambient Air Quality standards in respect of Noise, [(Schedule III) (Rule 3) of E(P) Act, 1986,			
Note: All values are corrected to back ground noise.			
Ambient Noise Standards* [(Schedule – III (Rule – 3) of E(P), Act, 1986.			
Area code	Category of Area / Zone	Day time dB(A) Leq	Night time dB(A) Leq
A	Industrial area	75	70
B	Commercial area	65	55
C	Residential area	55	45
D	Silence Zone	50	40
1. Day time shall mean from 6.00 am to 10.00 pm 2. Night time shall mean from 10.00 pm to 6.00 am			
Note:	(*) Back ground Noise (Ambient Noise level) are measured during the industry was not in operation and only in the presence of plying of road traffic.		

II. Ambient Air Quality monitoring results:

S. No.	Name of the Industry	Sampling Location	Time and duration of sampling	PM ₁₀ µg/m ³	TSPM µg/m ³	SO ₂ µg/m ³	NO _x µg/m ³
1.	M/s. Sugareshwara Rice Mill	AAQ monitoring conducted at Boundary of the industry	01.40 pm to 09.40 pm	162	475	10	22
Remarks: 1. Fugitive emissions from the Husk vent of rice mill from the back side of the industry was heavy during monitoring. 2. Husk was openly disposing by the industry on back side of the industry.							
2.	M/s. Nirmala Rice Mill	AAQ monitoring conducted at Boundary of the industry	01.30 pm to 09.30 pm	193	268	8	22
Remarks: 1. Fugitive emissions from the Husk vent of rice mill from the back side of the industry was heavy during monitoring. 2. Husk was openly disposing by the industry on back side of the industry.							
3.	M/s. Adilaxmi Puffed Rice Mill	AAQ monitoring conducted at Boundary of the industry	06.00 am to 02.00 pm	110	268	14	24
Remarks: 1. Fugitive emissions observed from the vents of rotary Roaster (wood firing) was observed during monitoring.							
4.	M/s. Sree Sai Shravanthi Saw Mill	AAQ monitoring conducted at Boundary of the industry	06.00 am to 02.00 pm	181	394	9	19
Remarks: 1. Fugitive emissions from the Saw mill was heavy at the time of wood cutting is observed during monitoring.							
5.	M/s. Sree Basaveshwara Saw Mill	AAQ monitoring conducted at Boundary of the industry	06.00 am to 02.00 pm	183	277	09	18
Remarks: Fugitive emissions from the Saw mill was heavy at the time of wood cutting is observed during monitoring.							
Standard*				100	-	80	80
* Standards National AAQ Standards, CPCB Notification, New Delhi Dt.18.11.2009 [(Schedule VII) (Rule 3(3B)] of E(P) Act, 1986. TSPM, Total Suspended Particulate Matter; PM ₁₀ Particulate size less than 10 micrometers.							

6. **WHEREAS**, vide reference 6th cited, the issue was placed before Task Force Committee meeting held on 31.01.2019. The Committee after detailed discussions, recommended to issued Directions to the industry to comply within 60 days. As per the committee recommendations, the Board has issued to the directions to comply with the directions within 60 days vide reference 6th cited.
7. **WHEREAS**, vide reference 7th cited, the Board has issued Show Cause Notice for non-submission of compliance status of the Board directions.

8. **WHEREAS**, vide reference 8th cited, the Regional Office, Hyderabad received notice from the Hon'ble Lokayutha directing the Board to appear in person before the Hon'ble Lokayukta at Hyderabad and explain the status of the case.
9. **WHEREAS**, vide reference 9th cited, the Board Officials inspected the unit and observed following Non-compliance of the Board Directions dated 08.02.2019.

S. No.	Direction	Compliance
1.	The industry shall Obtain necessary permission from competitive authorization	The unit has not shown any permission from competitive authorities.
2.	The industry shall operate only during day time.	During inspection, the industry not in operation.
3.	The industry shall close all the vents to the shed provided to the Bhatti.	The unit has not covered properly to all the vents of the shed.
4.	The industry shall provide suitable air pollution control equipment to control air pollution	The unit is using fuel as wood in place of husk for battie without providing suitable air pollution control equipment to control air pollution
5.	The industry shall store husk within the closed room	The unit is using fuel as wood in place of husk for battie.
6.	The industry shall carryout all operations within the closed area.	The unit has not provided compound wall.

10. **WHEREAS**, vide reference 10th cited, the Board has issued Show Cause Notice to the unit for the Non-compliance of the Board directions.
11. **WHEREAS**, vide reference 11th cited above, the issue was placed before the Task Force Committee on 06.03.2020 and representative of the unit has attended the meeting. The Committee observed that, the unit has not complied with Board directions. After detailed discussion, the committee recommended to issue Closure Order to the industry for Non-compliance Board directions.
12. **WHEREAS**, vide reference 12th cited above, the Board issued Closure order on 07.03.2020 for causing air pollution and for operating without obtaining consents of the Board.
13. **WHEREAS**, vide reference 13th cited above, the Environmental Engineer, RO, Hyderabad has submitted a detailed report to the Hon'ble Lokayukta. Again, Hon'ble Lokayukta issued notice to appear personally along with latest status report on 11.08.2020.
14. **WHEREAS**, vide reference 14th cited, a W.P.No.9581 of 2020 filed by M/s. Adhilakshmi Puffed Rice Mill before Hon'ble High Court of Hyderabad regarding against Closure Order issued by the Board.
15. **WHEREAS**, vide reference 15th cited, this office has submitted a report to the SEE (Legal), TSPCB, Board Office, Hyderabad.
16. **WHEREAS**, vide reference 16th cited, M/s. Adhilakshmi Puffed Rice Mill has submitted representation stating that, they are complying with the Board directions.
17. **WHEREAS**, vide reference 17th cited, the Regional office, Hyderabad received the Hon'ble High Court of Hyderabad Order dated 17.07.2020 on 27.07.2020. The Hon'ble High orders are as follows:

“The learned counsel for the petitioner informs this Court that on 14.07.2020, he has filed representation before the Pollution Control Board clearly bringing to the notice of the

Pollution Control Board the fact that the petitioner has complied with all the deficiencies pointed out by the Board”.

Therefore, the Pollution Control Board is directed to take a decision on the basis of the said representation positively by 23.07.2020.

Registry is directed to communicate a copy of this order to the Pollution Control Board for its compliance, as the learned Standing Counsel for the Board is not available today in the video conference room.

List this case on 24.07.2020”

18. **WHEREAS**, vide reference 18th cited above, in this regard, Asst. Scientist of this office has inspected M/s. Adhilakshmi Puffed Rice Mill on 28.07.2020. During inspection, Sri P. Naga Suresh, Proprietor of the industry was present. The compliance status on the Board directions are as follows:

S. No.	Direction	Compliance
1.	The industry shall Obtain necessary permission from competitive authorization	The unit has not obtained Consent of the Board.
2.	The industry shall operate only during day time.	During inspection, the industry not in operation and power connection was disconnected to the industry. The unit is surrounded by residential areas i.e. East, North directions about 100 & 50 mtrs. and South direction Saw Mills and Raw Rice Mills & West directions open land.
3.	The industry shall close all the vents to the shed provided to the Bhatti.	The unit has covered the vents of the shed with M.S. Sheets.
4.	The industry shall provide suitable air pollution control equipment to control air pollution	The unit has provided two chimneys of height about 10 mtrs each. The unit is surrounded by residential areas i.e. East, North directions about 100 & 50 mtrs. and South direction Saw Mills and Raw Rice Mills & West directions open land.
5.	The industry shall store husk within the closed room	The unit has not provided separate husk storage closed room.
6.	The industry shall carryout all operations within the closed area.	The unit has covered batti with M.S. Sheets and not provided compound wall.

During inspection, the representative of the industry has submitted a land lease document on monthly basis for puffed rice batti.

19. **WHEREAS**, vide reference 19th cited above, the Board conducted Legal Hearing before the Zonal office, Task Force Committee on 30.07.2020 at Zonal Office, Telangana State Pollution Control Board, Begumpet, Hyderabad. After detailed discussions and careful consideration of material facts of the case, the committee recommended **to issue temporary revocation of closure order to industry for a period of 6 months i.e., up to 31.01.2021 on submission of undertaking that the industry shall shift from the existing premises within 6 months and operate only during 07:00 AM to 12:00 PM.**
20. **WHEREAS**, vide reference 20th cited, the industry vide letter dated 30.07.2020 submitted the undertaking on Rs.100/- stamp paper stating that they will take all measures to control air pollution to the surroundings
21. After careful consideration of all material facts of the case available on records, the Board hereby issues **Temporary Revocation of Closure Orders** to the industry for a period upto

31.01.2021 and comply with the following conditions, under section 31 (A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987 and under section 33 (A) of the Water (Prevention & Control of Pollution) Amendment Act, 1988 with the following conditions:

- i. The industry shall obtain consent of the Board.
- ii. The industry shall shift from the existing premises within 6 months period ie. within 31.01.2021.
- iii. The industry shall operate only during day time i.e., 07:00 AM to 12:00 PM.
- iv. The industry shall not cause any nuisance of air pollution to the surroundings of the residential areas and we will operate Air Pollution Control Equipment (APCE) continuously.
- v. The industry shall provide closed room for storage of husk to avoid nuisance to surrounding area.
- vi. The industry shall cover tarpaulins to husk carrying trucks to avoid fugitive emissions and we will take measure to avoid noise nuisance to the surrounding area

22. The TSCPDCL, has been directed to restore Power Supply to your industry.

23. You are hereby directed to note that should you misuse these orders to operate your industry without complying with the above conditions and the provisions of Water and Air Acts, your industry will be closed under Section 31 (A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987 and under Section 33 (A) of the Water (Prevention and Control of Pollution) Amendment Act, 1988, and you will be liable for prosecution under section of Air 37 (1) of Air (Prevention and Control of Pollution) Amendment Act, 1987 under section 41(2) of Water (Prevention and Control of Pollution) Amendment Act, 1988, the punishment for which includes imprisonment for a term which shall not be less than one year six months and which may be extended to six years with a fine.

The order will come into effect from today i.e., 30.07.2020.


JOINT CHIEF ENVIRONMENTAL ENGINEER

To
M/s. Adilaxmi Puffed Rice Mill,
H.No.4-299, Raghavendra Colony,
Makthal (V&M), Mahaboobnagar District.

Copy to:

1. Copy submitted to the Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
2. The Chairman & Managing Director, Central 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, Narayanpet for favour of information.
4. The Superintending Engineer (Operations), Telangana State Southern Power Distribution Company Ltd., Narayanpet, Narayanpet (Formerly Mahaboobnagar) District Pin code – 509208
5. The ADE (Operation), TSSPDCL, Makthal, Narayanpet (Formerly Mahaboobnagar) District to implement the orders and report compliance to the Board with meter reading for record.
6. The Joint Chief Environmental Engineer, Board Office, Hyderabad for information and necessary action.
7. The Environmental Engineer, Regional Office, Hyderabad for information and necessary action.



o/c

**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

DESPATCHED
ON 30/07/2020

BY REGD. POST ACK DUE

Order No.15-RR-II/TSPCB/ZO-HYD/TF/2020- 845

Date: 30.07.2020

Sub: TSPCB – ZO - HYD - M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District – W.P.No.9581 of 2020 filed by the industry before Hon'ble High Court of Hyderabad regarding against Closure Order issued by the Board – Hon'ble High Court Orders - Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987 – **TEMPORARY RESTORATION OF POWER SUPPLY ORDERS** – Reg.

Ref: 1. Closure order issued on 07.03.2020.
2. Order No.15-RR-II/TSPCB/ZO-HYD/TF/2020- , dt: 30.07.2020.

* * *

Telangana State Pollution Control Board issued orders vide reference 1st cited for disconnection of power supply to M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District in view of the closure orders issued to the industry.

The industry requested the Board for revocation of closure orders.

After careful consideration of the facts of the case, the Board vide reference 2nd cited has revoked the closure orders to M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District for a period upto 31.01.2021.

In view of the above, the Board hereby directs the Telangana State Central Power Distribution Company Ltd to restore the power supply to M/s. Adilaxmi Puffed Rice Mill, H.No.4-299, Raghavendra Colony, Makthal (V&M), Mahaboobnagar District for a period upto 31.01.2021.

These orders are issued under section 31(A) of the Air (Prevention and Control of Pollution) Amendment Act, 1987 and under section 33 (A) of the Water (Prevention and Control of Pollution) Amendment Act, 1988.

The orders will take effect from today i.e., 30.07.2020

JOINT CHIEF ENVIRONMENTAL ENGINEER

To
The Superintending Engineer (Operations),
Telangana State Southern Power Distribution Company Ltd.,
Narayanpet, Narayanpet (Formerly Mahaboobnagar) District.
Pin code – 509208.

Copy to:

1. Copy submitted to the Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
2. The Chairman & Managing Director, Central 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, Narayanpet for favour of information.
4. The ADE (Operation), TSSPDCL, Makthal, Narayanpet (Formerly Mahaboobnagar) District to implement the orders and report compliance to the Board with meter reading for record.
5. The Joint Chief Environmental Engineer, Board Office, Hyderabad for information and necessary action.
6. The Environmental Engineer, Regional Office, Hyderabad for information and necessary action.

