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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-I/TSPCB/ZO-HYD/TF/2020- 468

Date: 16.07.2020

**DESPATCHED
ON 16/07/2020**

Sub: TSPCB – Zonal Office – Hyderabad - M/s. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District – Operating the industries without obtaining consent of the Board, Operating the industries is 10 kms radius of Himayatsagar and Osmansagar Lakes and causing Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987 – **REVOCATION OF CLOSURE ORDERS – ISSUED** – Reg.

- Ref:**
1. Hon'ble NGT, Chennai orders dated 25.01.2017 in the Appeal Nos. 106 to 112 of 2016 (SZ).
 2. G.O.Ms.No.111, dated 08.03.1996.
 3. The TSPCB, Board Office Circular dated 15.02.2018.
 4. Inspection of the industries by the Board officials on 20.03.2020.
 5. TSPCB, RO-I, Rangareddy District Show Cause Notice Dated 20.03.2020.
 6. Closure Order No.3-RR-I/TSPCB/RO.I-RRD/2020, dated 18.05.2020.
 7. Representation of the industries for Revocation of Closure orders.
 8. TSPCB, RO-I, Rangareddy District report dated 17.06.2020.
 9. The TSPCB, Board Office note file dated 03.07.2020.
 10. Legal Hearing held on 10.07.2020 at TSPCB, Zonal Office, Hyderabad.
 11. Industry's undertaking dated 16.07.2020.

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1. **WHEREAS**, you are operating the unit in the name of M/s. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District and engaged in Manufacture of Parched Gram Dal.
2. **WHEREAS**, vide reference 1st cited, the Hon'ble NGT in Appeal Nos. 106 to 112 of 2016 (SZ) has directed to issue closure order to the industries for operating without obtaining CFO of the Board and located within 10 Kms radius of Himayatsagar and Osmansagar lakes.
3. **WHEREAS**, vide reference 2nd cited, you are operating the unit in prohibited area of 10 Kms radius of Himayatsagar and Osmansagar Lakes.
4. **WHEREAS**, vide reference 4th cited, the Board officials inspected the industries located in Kattedan on 20.03.2020 and it was observed that the industry is situated in 10 kms radius of Himayatsagar & Osmansagar lakes, operating without Consent for Establishment (CFE) / Consent for Operation (CFO) of the Board and causing air & water pollution in the surrounding area which is also violation of G.O.Ms.No.111.
5. **WHEREAS**, vide reference 5th cited, the Board has issued a Show cause notice to the unit on 20.03.2020 for operating without obtaining consents of the Board, unauthorized operation in 10 Kms radius and causing air & water pollution in the surrounding areas which is effecting the public health and environment.

6. **WHEREAS**, vide reference 6th cited, the Board has issued Closure orders to the unit on 18.05.2020 for operating the unit without CFO of the Board, unauthorized operation in 10 Kms radius and causing air & water pollution in the surroundings areas which is effecting the public health and environment.
7. **WHEREAS**, vide reference 7th cited, the industries submitted a representation for revocation of closure orders issued by the Board.
8. **WHEREAS**, vide reference 8th cited, the Environmental Engineer, Regional Office-I, Rangareddy District submitted the report pertaining to the request made by the industry for revocation of closure orders issued by the Board. As per the report of the EE, RO-I, Rangareddy District, the industry was established before 22.12.2000 and submitted the following proof of their establishment before year 2000.
 - i. The industry has submitted SSI Registration from GM, DIC on 30.04.1984.
 - ii. The industry has submitted Certificate of Registration issued by Commercial Tax Department on 28.05.1996.
9. **WHEREAS** vide reference 9th cited, the Chairperson, TSPCB issued instructions vide note dated 03.07.2020 that Green category industries i.e., established before 2000 and submitted documents of establishment prior to the Hon'ble Supreme Court order dated 22.12.2000 in CA Nos.368-371 and 373 of 1998 after obtaining an undertaking that the existing industry will be shifted outside the 10 km radius, as and when State Government so directs.
10. **WHEREAS**, vide reference 10th cited above, the Board conducted Hearing before the Zonal office, Task Force Committee on 10.07.2020 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 revocation of closure orders** to the industry.
11. **WHEREAS**, vide reference 11th cited, the industry has submitted an undertaking on Rs.100/- stamp paper that the industry shall shift from the existing premises outside the 10 km radius of Himayath sagar and Osman sagar lakes, as and when State Government or the Board so directs. The industry shall abide to the policy of the Government regarding relocation of the industry from time to time.
12. After careful consideration of all material facts of the case available on records, the Board hereby issues **Revocation of Closure Orders** to your unit, 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 directions to comply with.
 - a) The industry shall shift outside the 10 km radius of Himayath sagar and Osman sagar lakes, as and when the State Government so directs. The unit shall abide to the policy of the Government regarding relocation of the industry from time to time.

- b) Concealing the factual data or submission of false information / fabricated data and failure to comply with any of the conditions mentioned in this order may result in withdrawal of this order and attract action under the provisions of relevant pollution control Acts.

13. The TSSPDCL has been directed to restore Power Supply to your unit.

14. You are hereby directed to note that you should not misuse these orders to operate your unit without complying with the above conditions and the provisions of Water and Air Acts, your unit 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., 16.07.2020



JOINT CHIEF ENVIRONMENTAL ENGINEER

To
M/s. Jain Foods,
Plot No.81, IDA Kattedan,
Rangareddy District.

Copy to:

1. Copy submitted to the Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
2. The Chairman /Managing Director, T.S. Central Power Distribution Company Ltd, 3rd Floor, Singarane Bhavan, Lakidikapol, Hyderabad for favour of information.
3. The District Collector, Rangareddy District for favour of information.
4. The Superintending Engineer (Operations), Ranga Reddy (South) / Gr. Hyd /TSSPDCL, Nanal Nagar X Roads, Rethibowli, Hyderabad-500020.
5. The ADE, TSSPDCL, Kattedan, Rajendranagar Mandal to implement the orders.
6. The Joint Chief Environmental Engineer, Board Office, Hyderabad for information and necessary action.
7. The Environmental Engineer, Regional Office-I, Rangareddy District for information and necessary action and with a direction to monitor the unit regularly for compliance and report to this Office.



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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,
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Order No.15-RR-I/TSPCB/ZO-HYD/TF/2020-469

Date: 16.07.2020

**DESPATCHED
ON 16/07/2020**

Sub: TSPCB – Zonal Office – Hyderabad - **M/s. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District** – Operating the industries without obtaining consent of the Board, Operating the industries is 10 kms radius of Himayatsagar and Osmansagar Lakes and causing Water (Prevention and Control of Pollution) Amendment Act, 1988 & Air (Prevention and Control of Pollution) Amendment Act, 1987 – **RESTORATION OF POWER SUPPLY** – Reg.

Ref: 1. Closure Order No.3-RR-I/TSPCB/RO.I-RRD/2020, dated 18.05.2020.
2. Order No.15-RR-I/TSPCB/ZO-HYD/TF/2020, dated: 16.07.2020.

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Telangana State Pollution Control Board issued orders vide reference 1st cited for disconnection of power supply to **M/s. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District** in view of the closure orders issued to the unit.

The unit 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. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District** for revocation of closure orders.

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. Jain Foods, Plot No.81, IDA Kattedan, Rangareddy District** for revocation of closure orders.

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., **16.07.2020**


JOINT CHIEF ENVIRONMENTAL ENGINEER

To
The Superintending Engineer (Operations),
Ranga Reddy (South) / Gr. Hyd /TSSPDCL,
Nanal Nagar X Roads, Rethibowli,
Hyderabad-500020.

Copy to:

1. The Member Secretary, TSPCB, Board Office, Hyderabad for kind information.
2. The Chairman /Managing Director, T.S. Central Power Distribution Company Ltd, 3rd Floor, Singarane Bhavan, Lakidikapal, Hyderabad for favour of information.
3. The District Collector, Rangareddy District for favour of information.
4. The ADE, TSSPDCL, Kattedan, Rajendranagar Mandal to implement the orders.
5. The Joint Chief Environmental Engineer, Board Office, Hyderabad for information and necessary action.
6. The Environmental Engineer, Regional Office-I, Rangareddy District for information and necessary action.

