



केन्द्रीय प्रदूषण नियंत्रण बोर्ड
CENTRAL POLLUTION CONTROL BOARD
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

SPEED POST

URGENT

B-29016/04/07/IPC-I/

June 08, 2018

To

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The Regional Director
Central Pollution Control Board
Parivesh Bhawan, Opp. VMC Ward Office No. 10
Subhanpura, Vadodra-390 023

Sub: Joint Inspection of M/s Vivid Global Industries Ltd., Taluk & District Palghar, Maharashtra as per Hon'ble NGT order – reg.

Sir,

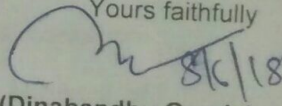
CPCB issued closure Directions under section 5 of the Environment (Protection) Act, 1986 to M/s Vivid Global Industries Ltd. Plot No. D-21/1, MIDC Tarapur, Taluk & District Palghar, Maharashtra On May 07, 2018 for short comings as observed during inspection dated March 14, 2018. The unit challenged the closure directions in Hon'ble National Green Tribunal (NGT). Hon'ble NGT vide order dated May 31, 2018 has ordered that joint inspection of the unit shall be done for ascertainment as to whether the direction issued under section 5 by order dated 07th May, 2018 complied with or not. In case the industry has complied with the direction of the Board, the Board shall take into consideration and pass appropriate order within a period of three weeks from now. In case they find the industry has faulted on any count then the Board is at liberty to take action in accordance with law. The copy of NGT order is enclosed.

The unit vide Email dated 28.05.2018 has stated that it has complied with all the directions of CPCB.

In view of above you are requested to conduct joint inspection of the unit with Maharashtra Pollution Control Board and **submit the status of compliance of CPCB closure directions by June 14, 2018.** This may kindly be taken on priority.

Encl: as above

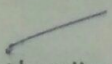
Yours faithfully


(Dinabandhu Gouda)
AD & Divisional Head
IPC-I

Copy To:

1. The Member Secretary
Maharashtra State Pollution Control Board
Kalpataru Point, 3rd & 4th floors
Sion Matunga Scheme, Road No. 8
Opp. Cine Planet, Sion Circle, Sion (E)
Mumbai – 400 022

: with request to depute officials for joint inspection as per Hon'ble NGT Orders.


(Dinabandhu Gouda)

**BEFORE THE NATIONAL GREEN TRIBUNAL,
PRINCIPAL BENCH, NEW DELHI**

Appeal No. 80/2018

IN THE MATTER OF:

**Vivid Global Industries Ltd.
Vs.
Central Pollution Control Board & Ors.**

**CORAM : HON'BLE DR. JUSTICE JAWAD RAHIM, ACTING CHAIRPERSON
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

**Present: Appellant :
Respondents : Mr. Divya Prakash Pande, Adv. For MoEF & CC**

	Date and Remarks	Orders of the Tribunal
	Item No. 05 May 31, 2018 ss	<p>Heard. Regarding admission.</p> <p>The appeal is directed against the directions issued to the appellant industry on 07th May, 2008 by the State Pollution Control Board requiring industry to comply with certain directions issued under section 5 to make good the deficiencies detailed therein. The appellant have brought in the party array the Member Secretary, Central Pollution Control Board; The Chairman, Maharashtra State Pollution Control Board; The Chairman, Maharashtra Electricity Board; The Advisor (CP Division), Ministry of Forest, Climate Change; The Regional Director, Central Pollution Control Board and The Engineer In-charge, Maharashtra State Electricity Distribution Company Limited.</p> <p>The Leaned Counsel Mr. Raj Kumar appearing on behalf of Central Pollution Control Board takes Notice, waive service, Learned Counsel Mr. Divya Prakash Pandey appearing on behalf of Ministry of Environment, Forest and Climate Change takes Notice, waive service, as far as Maharashtra Pollution Control Board is concerned, it is</p>

	<p>Item No. 05</p> <p>May 31, 2018</p> <p>ss</p>	<p>submitted by Mr. Raj Kumar, Adv. that he will inform Mr. Mukesh Verma the standing counsel for Maharashtra Pollution Control Board and he takes Notice on his behalf.</p> <p>Considering the nature of lis raised by the appellant we dispense with the Notice to respondent No. 4, 5 and 6.</p> <p>The issues in this case is as to whether the ground urged in the memorandum of appeal against the impugned closure order dated 07th May, 2018 is sustained or whether the appeal could be disposed of granting appropriate remedy to the appellant.</p> <p>As could be seen from the narration of facts the unit was inspected by the State Pollution Control Board vide its order dated 07th May, 2018 directed to comply with the following directions:-</p> <ol style="list-style-type: none"> 1. The unit shall maintain proper records regarding raw material consumption, product manufactured as well as the records of effluent generation and its treatment. 2. The unit shall install web camera (PTZ) as per Central Pollution Control Board guidelines and provide its data connectivity to Central Pollution Control Board. 3. The unit shall ensure that the effluent conveyance is made through properly closed channels or pipelines so as to prevent any leakage. All open channels shall be dismantled immediately. 4. The unit shall ensure that there should be no leakage in the process area or effluent treatment plant. 5. The unit shall take necessary steps to prevent the
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	<p>Item No. 05</p> <p>May 31, 2018</p> <p>ss</p>	<p>overflow of effluent from the effluent storage pits.</p> <ol style="list-style-type: none"> 6. The unit shall take necessary measures to prevent fugitive emissions around the nutsche filter. 7. The unit shall take immediate steps for containment and treatment of the existing leakages. 8. The unit shall manage & dispose hazardous waste along with proper record maintenance in accordance with Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016. 9. The unit shall provide source emissions monitoring facility at all the stacks/vents as per Central Pollution Control Board Emissions Regulations – III. 10. The unit shall provide stack to the Diesel Generator set having adequate height about the building where generator set is installed. <p>It has also indicated that failing to comply with the directions, the industry shall be shut down and hence closure order is also issued.</p> <p>According to the appellant they have complied with the directions issued under section 5 and made good deficiencies and the unit is now compliant. The Learned Counsel submits they already reported to the Central Pollution Control Board and State Pollution Control Board of having complied with the directions issued under section 5. Copy of the same is enclosed and appended with the appeal.</p> <p>In the circumstances we are of the opinion that this appeal could be disposed of with the following directions:-</p> <ol style="list-style-type: none"> 1. The Central Pollution Control Board and State Pollution Control Board shall consider the statement
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	<p>Item No. 05</p> <p>May 31, 2018</p> <p>ss</p>	<p>made by the industry that they have complied with the directions as stated by its representation dated 23rd May, 2018.</p> <p>2. The appellant shall furnish copy of the statement to the Learned Counsel representing for both the Boards who shall refer it to their officers.</p> <p>3. Upon receipt of the statement the Board shall conduct joint inspection of the unit in question and for ascertainment as to whether the direction issued under section 5 by order dated 07th May, 2018 complied with or not. In case the industry has complied with the direction of the Board, the Board shall take into consideration and pass appropriate order within a period of three weeks from now.</p> <p>In case they find the industry has faulted on any count then the Board is at liberty to take action in accordance with law.</p> <p>With the above directions Appeal No. 80 of 2018 stands disposed of. No order as to cost.</p> <p>....., ACP (Dr. Jawad Rahim)</p> <p>.....,JM (S.P. Wangdi)</p> <p>.....,EM (Dr. Nagin Nanda)</p> <p>31.05.2018</p>
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