

By Speed Post



DELHI POLLUTION CONTROL COMMITTEE
DEPARTMENT OF ENVIRONMENT, (GOVT. OF NCT OF DELHI)
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E. File No. DPCC-O/4/2024-CMC6 /232-33

Date: 21/05/2025

To,

M/s Sh. Jabbar Mohammad,
Rooftop, HMP- 144, 12.5 gaj,
Raghubir Nagar, Delhi-110027

Subject: Show Cause Notice for Imposition of Environmental Compensation u/s 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974, as amended to date.

Whereas, Central Pollution Control Board has delegated all its powers and functions under Water (Prevention and Control of Pollution) Act, 1974 in respect of NCT of Delhi to Delhi Pollution Control Committee vide Notification No. S.O. 198(E) dated 15.03.1991.

And whereas, as per section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974, as amended to date, it is mandatory to obtain Consent from Delhi Pollution Control Committee in respect of any industry or operation or process or any treatment and disposal system an extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or on land.

And whereas, in its order dated 07.05.2004 in Writ Petition WP(C) No. 4677 of 1985 titled as "M.C. Mehta Vs. Union of India & Others", the Hon'ble Supreme Court directed that all industrial units operating in non-conforming/ residential areas of Delhi in violation of the Master Plan of Delhi have to be closed down/ shifted by the concerned land-owning agencies.

And whereas, Hon'ble Supreme Court of India, while hearing Writ Petition(s) No. 4677/1985 in the matter of "M.C. Mehta Vs. Union of India & Others", has passed order on 04.11.2019 and directed to close down the industrial units which are objectionable and saddle the responsibility of compliance of the order upon the respective Zonal Deputy Commissioner of the Municipal Corporations.

And whereas, a meeting of the Solid Waste Management Monitoring Committee (SWMC) was held on 25.04.2023 at Raj Niwas under the Chairmanship of Hon'ble Lieutenant Governor. The Hon'ble LG had shown his displeasure over the illegal operations of Jeans Dyeing Industries in Khyala and its adjoining non-conforming areas. He had directed to constitute joint inspection teams and to take immediate action against Jeans Dyeing units operating in Non-conforming areas.

And whereas, Municipal Corporation of Delhi (MCD) constituted a team comprising of officials from MCD, DPCC, BSES, DJB and Delhi Police for conducting joint inspections and sealing of illegal jeans dyeing units on spot, operating in non-confirming areas and polluting the river Yamuna.

And whereas, during the inspection on 01.05.2023 you, M/s Sh. Jabbar Mohammad, Rooftop, HMP- 144, 12.5 gaj, Raghubir Nagar, Delhi-110027 (hereinafter referred as the addressee unit) was found engaged in the activity of **Dyeing & Washing of Jeans** and operating in a non-conforming area and the said addressee unit was effectively sealed by the MCD and electricity and water supply, if any, was disconnected by BSES & DJB respectively, on the spot in presence of the joint team.

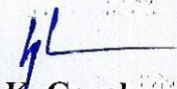
And whereas, Hon'ble National Green Tribunal vide orders dated 05.08.2019 & 19.11.2019 in OA No. 601/2018 in the matter of "Mayank Manohar & Paras Singh, Reporter, the Times of India Vs. Govt. of Delhi & Ors." has also directed the closure of impermissible industrial units in residential/ non-confirming areas of NCT of Delhi and levying Environmental Compensation (EC) for the damage caused by illegal operation keeping in view of the 'Polluters Pay Principle'.

And whereas, the activity carried out by the addressee unit falls under the **Red** category as per DPCC categorization, and has high water pollution potential & as per the extant EC policy of DPCC dated 30.03.2022, for non-confirming areas, it is proposed to levy Environmental Compensation (EC) @ **Rs.10,00,000/- (Rupees Ten Lakhs Only)**.

Now, therefore, you are hereby directed to show cause as to why the Environmental Compensation (EC) of **Rs.10,00,000/- (Rupees Ten Lakh Lakhs Only)** should not be levied upon the addressee unit.

Your reply, if any, should reach this office within 15 days from the date of issuance of this notice. In case of failure, it will be presumed that you have nothing to say in this regard and the aforementioned proposed EC of Rs.10,00,000/- (Rupees Ten Lakh Lakhs Only) shall be confirmed without any further reference in this regard.

This is being issued with the approval of Competent Authority in DPCC.


S. K. Goyal

(Senior Environmental Engineer, CMC-VI)

Copy to:

1. Master file, CMC-VI


Vivek Kumar Pandey

(Assistant Environmental Engineer, CMC-VI)