



DELHI POLLUTION CONTROL COMMITTEE
 DEPARTMENT OF ENVIRONMENT, (GOVT. OF NCT OF DELHI)
 3rd FLOOR, BLOCK-B, DELHI IT PARK, SHASTRI PARK, DELHI -110053
 Visit us at : <http://dpcc.delhigovt.nic.in>
 Email us at: cmc6dpcc2025@gmail.com



E. File. No. DPCC-O021/3/2022-CMC6 / 1132 - 34

Date : 08/08/25

To,

**M/s Gawar Construction Ltd.,
 Sector 48, Tikri, Badshahpur Sohna Road Highway,
 Sector 47, Gurugram,
 Haryana 122018**

Subject: Reminder Show Cause Notice For Imposing Environmental Compensation (EC) issued on 12.01.2023:- reg.

Whereas, Central Pollution Control Board has delegated all its powers and functions under the Water (Prevention & Control of Pollution) Act, 1974 and under the Air (Prevention & Control of Pollution) Act, 1981 in respect of Union Territory of Delhi to Delhi Pollution Control Committee.

Whereas, Delhi faces severe ambient air pollution levels and level of pollutants like Particulate Matter (PM2.5 and PM10) goes up manifold.

Whereas, Hon'ble National Green Tribunal passed orders dated 04.12.2014, 10.04.2015 and 20.07.2016 in OA No. 21 of 2014, OA No. 95 of 2014 and in OA No. 360 of 2016 in the matter of Vardhman Kaushik vs. Union of India and ors. and Sanjay Kulshreshtha vs Union of India and ors. Observed that it primarily results from Construction and Demolition activity going on in NCR, Delhi.

Whereas, the Dust Pollution Control Measures have been notified vide MOEF&CC, GOI Notification No. GSR 94E dated 25.01.2018.

And whereas, the whole Union Territory of Delhi has been declared as an Air Pollution Control area, under sub section (1) of section 19 of the Air (Prevention & Control of Pollution) Act, 1981 vide notification no. GSR 106 (E) dated 20.02.1987.

And whereas, it is mandatory provision under section 21/22 of the Air (Prevention & Control of Pollution) Act, 1981 that no person without the previous consent of the DPCC shall establish or operate any industrial plant in an air pollution control area.

And whereas, you, **M/s Gawar Construction Ltd., Sector 48, Tikri, Badshahpur Sohna Road Highway, Sector 47, Gurugram, Haryana 122018** (hereinafter referred as addressee unit) was engaged in the activity of RMC Plant for the corridor development of PWD at Ramleela Ground, Punjabi Bagh Intersection, West Punjabi Bagh Delhi-110026.

And whereas, an inspection was conducted by DPCC officials on 16.11.2022 and it was found that the aforesaid RMC Plant was being established without valid DPCC Consent to Establish, and following discrepancies were observed:

1. Continuous dust/wind breaking walls of appropriate height had not been provided around the periphery of the construction site.
2. Green nets on scaffolding around the area under construction were not found.

3. All the construction material and Construction debris were found not covered/sprinkled to control dust emission.
4. All vehicles including vehicles carrying raw material/ ready mix concrete wheels were not cleaned and washed before leaving the site.
5. Unpaved surfaces and areas with loose soil had not been adequately sprinkled with the water to suppress dust.

And whereas, in view of Hon'ble NGT direction/orders and violation, Competent Authority of DPCC by invoking the 'polluter pays' principle has decided to levy Environmental Compensation (EC) of Rs. **6,75,000/- (Rupees Six Lakh Seventy Five Thousand only)**, and a SCN dated **12.01.2023** issued on the addressee unit, for causing damage to the environment, which is being levied in view of office order F.N. DPCC/RDPC/EC/2022/3522-3530 dated 30.03.2022 as per the calculation as follows:-

Green Category Unit:-

Environmental Compensation (EC) = $30 \times 250 \times 0.5 \times 2 \times 1.5 \times N = \text{Rs. } 11,250 \times N$.

In cases where 'N' (No. of days) is not actually measurable or doubtful, 'N' shall be considered as 30 days.

EC = Rs. $11,250 \times 30 = \text{Rs. } 3,37,500/-$

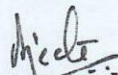
However, the amount will be doubled i.e. Rs. **6,75,000/- (Rupees Six Lakhs Seventy Five Thousand only)** during 15th October to 31st January looking at deteriorating ambient air quality during this period.

And whereas, you, the addressee unit, have neither submitted any reply nor deposited the EC till date.

And whereas, the case of your unit was placed before the competent Authority in Delhi Pollution Control Committee and it has been decided to issue a reminder Show Cause Notice to give one more opportunity to submit your reply.

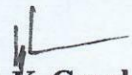
Now, by way of this reminder notice, you, the addressee, are hereby once again called upon to **Show Cause** as to why the above Environmental Compensation (EC) should not be confirmed. The reply, if any, should reach to this office (at **ISBT Building, 4th & 5th Floor, GT Karnal Rd, Kashmere Gate, New Delhi, Delhi 110006** and/or at cmc6dpcc2025@gmail.com) within 15 days from the date of issue of this notice. In case of failure, it will be presumed that the addressee has nothing to say in this regard and the aforementioned proposed Environmental Compensation (EC) shall be confirmed. This may again also be treated as an opportunity of being heard.

This issues as per the approval of the Competent Authority, Delhi Pollution Control Committee.


Ajceta Agrawal
(Additional Director, CMC-VI)

Copy To :-

1. Incharge, IT cell DPCC - with request to upload on DPCC website under the head- Non-Conforming Area.
2. Master File, CMC-VI


S. K. Goyal,
(SEE, CMC-VI)