

	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	 LIFE Lifestyle for Environment
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E. File No. DPCC-O/4/2024-CMC6/302-03

Date: 21/05/2025

To,

Sh. Ram Niwas,
Kh. No-68/11, GF, Chanchal Park, Nangloi
Delhi-110041

Subject: Show Cause Notice for Imposition of Environmental Compensation u/s 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981, as amended to date & u/s 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974, as amended to date.

Whereas, the whole Union Territory of Delhi has been declared as an Air Pollution Control area, under sub section (I) of section 19 of the Air (Prevention & Control of Pollution) Act, 1981 vide Notification No. GSR 106 (E) dated 20.02.1987.

And whereas, Central Pollution Control Board has delegated all its powers and functions under Water (Prevention and Control of Pollution) Act, 1974 & Air (Prevention and Control of Pollution) Act, 1981 in respect of NCT of Delhi to Delhi Pollution Control Committee vide Notification No. S.O. 198(E) dated 15.03.1991.

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, Municipal Corporation of Delhi (MCD) constituted a team comprising of officials from MCD, DPCC, BSES, DJB and Delhi Police for conducting joint inspections of industrial units operating in non-confirming areas.

And whereas, during the inspection on 25.09.2024, you, **Sh Ram Niwas, Kh no-68/11, G F, Chanchal Park, Delhi-110041** (hereinafter referred as the addressee unit) was found engaged in the activity of **Marble Cutting (Cutting, Sizing and Polishing of Marble Stones)**, operating in a non-conforming area without any Pollution Control Device for effluent & emission and said unit was effectively sealed by MCD and electricity/power connection was disconnected by BSES 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. Goyt. of Delhi & Ors." has also directed the closure of impermissible industrial units.

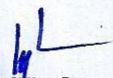
in residential/ non-confirming areas of NCT of Delhi and levying Environmental Compensation (EC) for the damage caused by illegal operation keeping in view the 'Polluters Pay Principle'.

And whereas, the activity carried out by the addressee unit falls under the Green category as per DPCC categorization and is air & water polluting in nature & 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.2,00,000/- (Rupees Two Lakhs Only)**.

Now, therefore, you are hereby directed to show cause as to why the Environmental Compensation (EC) of **Rs.2,00,000/- (Rupees Two 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.2,00,000/- (Rupees Two Lakhs Only) shall be confirmed without any further reference in this regard.

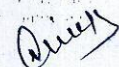
This is being issued as per the approval of Competent Authority, DPCC.


S. K. Goyal

(Senior Environmental Engineer, CMC-VI)

Copy to:

1. Master file, CMC-VI



Vivek Kumar Pandey

(Assistant Environmental Engineer, CMC-VI)