

Minutes of the 16th Meeting of the Committee Constituted for Deciding the Consent under orange Category, held on 10.09.2007 in the Conference Room of Chairman, DPCC.

The following persons, attended the meeting on 10.09.2007

1. Sh. J. K Dadoo, Chairman DPCC
2. Sh. SS Ghonkrokta, Member Secretary, DPCC
3. Sh. S.K.Gupta ,Head Chemical Engineering Deptt.,IIT Delhi
4. Sh. B. Kumar, SEE, DPCC
5. Dr. Anil Kumar, SSO, Deptt of Env, GNCTD.
6. EEs of CMC I & III and AEEs of CMC – I
7. Dr. M.P. George, Sr. Scientist , DPCC
8. Sh. M. Dwarakanath, SSO, Deptt of Env., GNCTD as a special invitee.

16th meeting of the Committee constituted for deciding the Consent (under orange Category) was held on 10.09.2007 and following decisions were taken in the meeting ;

1.High Court cases of Wazirpur Industrial Area (27 cases), Rajasthani Udyog Nagar Indl Area (one case), SMA Indl .Area (one case) and SSI Industrial area(one case) were taken up by the Committee and detailed discussions were held in each case. In 12 cases of Wazirpur Industrial Area (**S.No. 1 to 12 of Annexure I**), Standing Counsel of Govt. of Delhi in High Court was also consulted on the issue whether the status on the date of inspection is to be assessed by the Committee or whether on the latent status claimed by the unit is to be assessed. Standing Counsel of Govt. of Delhi in High Court has given his opinion that " both the status on the date of the inspection as well as the present status are relevant, and therefore both should be examined and considered before passing the order".

As decided by the Committee in its meeting on 22.08.2007 , these 12 units were reinspected by the Committee for Wazirpur Industrial Area and personal hearing was also given, wherever specified, by the inspecting team at the site , after the inspection . Sh M.Dwarakanath , SSO, Deptt. of Environment ,GNCT of Delhi & Mrs Ajeeta Aggarwal ,EE,DPCC who carried out inspections in

Contd...2

these cases were present in the meeting and placed their reports and also briefed the Committee about their observations /findings . Considering all the above and after detailed discussions in each case Committee took decision in each case which are given at **Annexure I**

2. Report of the Committee constituted for empanelment of laboratories by DPCC was placed before the Committee . It was observed that National Physical Laboratory (NPL) and Laboratory of National Environmental Engineering Research Institute (NEERI) at Delhi have not been inspected so far by the Committee. It was decided to take up the issue of empanelment of laboratories on 11.09.2007 after completing the inspection of these two laboratories.

3. Rest of the agenda items (i) Remaining cases (64 units) of the inspections carried out by the Committee for Wazirpur Ind. Area after the meeting on 05.07.2007 and 14 Cases of units inspected by the said Committee w.r.t list provided by MCD & (ii) Inspections carried out by the Committee for Wazirpur Ind. Area w.r.t the Bank Guarantees submitted by the 10 units w.r.t decision taken on 29.01.2007 and w.r.t decision for inspection on 05.07.2007, could not be taken up by the Committee and it was decided to take up these cases in the next meeting on 11.09.2007

The meeting ended with a vote of thanks to the Chair.

S. No.	Date of Inspection	SNo(Cum)	S.No.(I)	M/s	Ref. No	Name & Address of Industry / Unit	Activity	Brief of Representation / Reply Received from Unit	Decision Taken By the Committee on 10.09.2007
--------	--------------------	----------	----------	-----	---------	-----------------------------------	----------	--	---

1	20.03.07	6	1	M/s	26	M/s Sahil Mohit & Co. , B-85, Wazirpur Indl.Area, Delhi - 52	Re-Rolling & Pickling.	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and
---	----------	---	---	-----	----	--	------------------------	--

											compliance of HWM Rules, the unit will be issued immediate closure orders to ensure that it does not fall into its old inspection stage again. The Bank Guarantee will be forfeited and power, water and MCD connections/licenses will be disconnected/cancelled.
--	--	--	--	--	--	--	--	--	--	--	---

2	20.03.07	7	2	M/s	27	M/s Vijay Industries , B- 71, Wazirpur Indl.Area, Delhi - 52	Annealing & Pickling.	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and
---	----------	---	---	-----	----	--	-----------------------	--

											compliance of HWM Rules, the unit will be issued immediate closure orders to ensure that it does not fall into its old inspection stage again. The Bank Guarantee will be forfeited and power, water and MCD connections/licenses will be disconnected/cancelled.
--	--	--	--	--	--	--	--	--	--	--	---

3	23.03.07	9	1	M/s	29	M/s Arihant Industries , A - 101/1A, Wazirpur Indl.Area, Delhi - 52	Re-Rolling & Pickling.	Unit has submitted that (i) the unit is small scale unit and have limited operations so ETP is not intended to work regularly and to its full capacity, otherwise ETP is operational and well working. (ii) The deficiency of the ECS was rectified and ECS became fully operational. (iii) D.G Set was disconnected and not being used hence there was no need for providing acoustic enclosure.	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and
---	----------	---	---	-----	----	---	------------------------	---	--

[illegible]

4	14.04.07	51	9	M/s	71	M/s Rahul Udyog, A-96/1A, Wazirpur Indl.Area, Delhi - 52	Annealing Re-Rolling & Pickling of SS Sheets.	Unit has submitted its reply / representation on 20.08.2007 & informed that Writ Petition has been filed before Hon'ble High Court and the allegations made against him/unit were rectified. In any eventuality any further short coming or irregularity left he is willing to rectify the same. Submitted photographs of ETP, ECS & display boards and containers.	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and
---	----------	----	---	-----	----	--	---	---	--

[illegible]

5	28.04.07	54	2	M/s	74	M/s Parasmani Steel Job Works , B - 33/3, Group, Wazirpur Indl.Area, Delhi - 52	Re-Rolling & Pickling.	Unit has submitted its reply / representation on 17.08.2007 & informed that the effluent generated from unit is being treated at CETP for which they are paying Rs. 10,500 per month. After inspection unit took steps to install ETP & ECS and are under evaluation by GGSIP University. All the irregularities pointed out during inspection have been rectified. Submitted photocopies of ETP & ECS and display board.	The Committee found that adequacy report and test reports have not been submitted at the time of meeting of the Committee and, therefore, the unit will remain closed.
---	----------	----	---	-----	----	---	------------------------	---	---

6	11.05.07	58	1	M/s	78	M/s Parmod Steel , C-54, GateNo.5,Wazirpur Indl. Area, Delhi - 52	Pickling & Cold Re-Rolling of SS Sheets.	Unit has submitted its reply representation on 17.08.2007 & informed that on date of inspection the labours had not turned up as there was no activity. The unit was not working so the ETP also not in operation. It is not true that no semi-dried or fresh sludge was found in the unit. We donot use D.G.Set so there was no need for providing acoustic enclosure. As there was no work on that day, display boards were kept inside.	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and compliance of HWM Rules, the unit will be issued immediate closure orders to ensure that it does not fall into its old inspection stage again. The Bank Guarantee will be forfeited and power, water and MCD connections/licenses will be disconnected/cancelled.
---	----------	----	---	-----	----	---	--	--	--

7	11.05.07	59	2	M/s	79	Sh. Gaurav (Proprietor of pickling unit),C-55/1 (back side portion),Wazirpur Indl. Area, Delhi - 52	Pickling of SS Sheets.	Unit has submitted its reply / representation on 17.08.2007 & informed that the unit was only partly and scarcely operational. All pollution control devices were in place but they were used only scarcely for want of business and process order. So some devices found non operational and no wet sludge found at site. D.G. Set is no longer being used that is why no acoustic enclosure was provided. Material piled outside the premises did not belong to	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and compliance of HWM Rules, the unit will be issued immediate closure orders to ensure that it does not fall into its old inspection stage again. The Bank Guarantee will be forfeited and power, water and MCD connections/licenses will be disconnected/cancelled.
---	----------	----	---	-----	----	---	------------------------	---	--

[illegible]

9	15.05.07	67	3	M/s	87	M/s Avtar Refrigeration Industries , C-57/1, Wazirpur Indl. Area, Delhi - 52	Re-Rolling & Pickling of SS Sheets.	Unit has submitted its reply / representation on 17.08.2007 & stated that to avoid disconnection, Hon'ble High Court was approached, where unit has been given 3 days time to file the reply to show cause notices. It is informed that the unit has taken all the measures to control pollution and DPCC can inspect any time to recheck plant. It is also informed that unit is complying DPCC order and will do the same in near future also.	Deficiencies found in the pre court inspection not found rectified as per norms in the post court order inspection and, therefore, Committee felt that the unit shall remain closed.
---	----------	----	---	-----	----	--	-------------------------------------	--	--

10	17.05.07	73	4	M/s	93	M/s Raj Overseas , C- 60/1, Wazirpur Indl. Area, Delhi - 52	Annealing, Re-Rolling and Pickling of SS Sheets & manufacturing of utensils (including buffing)	Unit has submitted its reply / representation on 20.08.2007 & informed that during inspection they were conducting trial runs and no commercial productin was going on. So ETP was not in working condition and dosing tank and filter press dry and no fresh sludge found at site. Now, commercial productin is going on. ETP & ECS are perfect operational & maintained record, provided channelization for buffing and acoustic enclosure with proper	In view of opinion of the Delhi Government's Standing Counsel in the High Court of Delhi, the pre court order Inspection Report and Post Court Order Inspection Report were compared. According to the inspecting team's written report, all the deficiencies contained in the closure order have been rectified. Since one lakh bank guarantee each under the Air, Water & HWM rules has been taken in the past, the Committee felt that Bank Guarantee of Rs.3 lakh shall be furnished by the unit within 15 days and this Bank Guarantee will be applicable till 6.2.2010 when as per MPD-2021 the unit has to close down. If this is done, closure order will be revoked. The unit will be inspected by DPCC every year from the date of revocation of closure order and if any deficiency is found in the functioning of the ETP, ECS and compliance of HWM Rules, the unit will be issued immediate closure orders to ensure that it does not fall into its old inspection stage again. The Bank Guarantee will be forfeited and power, water and MCD connections/licenses will be disconnected/cancelled. In addition, the unit shall apply for consent to establish for the establishment of buffing activity, which was found removed during post court order inspection.
----	----------	----	---	-----	----	--	---	--	---

									stack for D.G. Set. Submitted photographs for ETP, ECS, container, board and acoustic enclosure.	
--	--	--	--	--	--	--	--	--	--	--

12	17.05.07	72	3	M/s	92	M/s Hariom Industries , C-60/3, Wazirpur Indl. Area, Delhi-52.	Manufacturing of SS utensils (Manufacturing of SS utensils (involving buffing)	Reply / Representation / Consent Application under Air & Water Acts awaited.	Post court order inspection shows that unit has equipment for buffing activity and also under installation of Emission Control System for buffing activity. The unit has applied for consent under green category (for renewal of consent) with an affidavit for the activity of circle cutting and pressing. The unit has also not applied for consent to establish for buffing activity. This proves that the unit has given false affidavit and the Committee felt that the unit shall remain closed.
----	----------	----	---	-----	----	--	--	--	--

13	11.05.07	61	4	M/s	81	M/s Vishal Industries , C-55/1, Wazirpur Indl. Area, Delhi - 52	Re-Rolling & Pickling of SS Sheets.	Consent Application under the Air & Water Acts received from the unit.	Consent to establish application under the Air & Water Act received from the unit on 10.9.2007. The Committee for Wazirpur Industrial Area will inspect and case to be put up before Committee on 18.9.2007.
----	----------	----	---	-----	----	---	--	---	---

15					118	M/s Rajkumar Hosiery , A - 128, Group , Wazirpur Industrial Area , Delhi - 52.	Dyeing , Bleaching and processing of hosiery clothes		Inspection by team for Wazirpur Industrial Area by 15.9.2007 and case to be put up before Committee on 18.9.2007.
----	--	--	--	--	-----	---	--	--	--

16					121	M/s Mittal Dyeing and Processing Mills , A - 94/1, Wazirpur Industrial Area , Delhi - 52.	Dyeing , Bleaching and processing of hosiery clothes		Inspection by team for Wazirpur Industrial Area by 15.9.2007 and case to be put up before Committee on 18.9.2007.
----	--	--	--	--	-----	---	--	--	---

17				138	M/s Swaroop Industries,B - 9 , Group, Wazirpur Industrial Area , Delhi - 52.	Pickling of S.S.Sheets		Since the unit has given an undertaking within a week, as required by the Court, no precipitate action will be taken by DPCC. However, the unit shall remain closed, as he has not applied for requisite approval under the relevant laws, as directed by the Hon'ble Court. If and when he applies, DPCC will honour the Hon'ble Court order for disposal of his application within 8 weeks.
----	--	--	--	-----	--	------------------------	--	---

18				106	M/s Dham Dyeing & Bleaching Mills , B - 63/2, Wazirpur Industrial Area , Delhi - 52.	Dyeing , Bleaching and processing of hosiery fabrics	Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	-----	--	--	---

19				145	M/s Rajender Jain, C - 40, Wazirpur Industrial Area , Delhi - 52.	Pickling of S.S.Sheets		Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	-----	--	------------------------	--	---

20				117	M/s Parkash Re - Rolling Works, A - 131, Group, Wazirpur Industrial Area , Delhi - 52.	Re - rolling & Pickling of S.S.Sheets		Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	-----	--	--	--	--

21				77	M/s Bhalla Hosiery, B- 40 , Group, Wazirpur Industrial Area , Delhi - 52.	Re - rolling & Pickling of S.S.Sheets		Since the unit has given an undertaking within a week, as required by the Court, no precipitate action will be taken by DPCC. However, the unit shall remain closed, as he has not applied for requisite approval under the relevant laws, as directed by the Hon'ble Court. If and when he applies, DPCC will take action as per law.
----	--	--	--	----	--	--	--	--

22					2 1	Mrs Savita Aggarwal (Premises Owner) ,B-78 , Wazirpur Industrial Area , Delhi - 52.	Inspection was done for M/s Sobti Associates which was found closed / site was found vacant ,		In view of the fact that the unit has complied to the direction of the court and filed an undertaking that he will not undertake any activity without the approval of DPCC. The court has given her the relief of stay on electricity and water disconnection. DPCC will communicate this to NDPL and DJB accordingly.
----	--	--	--	--	-----	--	--	--	---

23				1 5 2	M/s Shiv Industries , B- 7 (Backside) , Group, Wazirpur Industrial Area , Delhi - 52.	Re - rolling & Pickling of S.S.Sheets		Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	-------	--	--	--	--

24				9 5	M/s Ajit Nath Alloys (P) Ltd, C - 60/1 Wazirpur Industrial Area , Delhi - 52.	Manufacturing of SS utensils (including buffing)		Since the unit has given an undertaking within a week, as required by the Court, no precipitate action will be taken by DPCC. However, the unit shall remain closed, as he has not applied for requisite approval under the relevant laws, as directed by the Hon'ble Court. If and when he applies, DPCC will honour the Hon'ble Court order for disposal of his application within 4 weeks.
----	--	--	--	-----	--	--	--	---

25				1 12	M/s Macro Pistons and Rings (P) Ltd., B-69/1, Wazirpur Industrial Area , Delhi - 52.	Manufacturing of piston rings	
----	--	--	--	------	--	-------------------------------	--

The unit has complied with the direction of Hon'ble High Court, however unit has wrongly applied for consent to operate and authorization under HW Rules. His application for consent to operate and authorization to be returned along with the draft, and he will be asked to apply for consent to establish immediately. This application will be considered and disposed off by DPCC within 3 weeks, as directed by the Hon'ble High Court

26				7 2	M/s Laxmi Chand Hosiery Factory , A - 97/2 , Wazirpur Industrial Area , Delhi - 52.	Buffing on S.S Utensils (knitting of socks is also being carried out)	Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	-----	---	--	--

27					28	M/s R.J.Enterprises, A- 112 , Wazirpur Industrial Area , Delhi - 52.	Pickling and Cold Re - rolling of S.S.Sheets		Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	--	----	---	---	--	--

28					M/s Sahu Refrigeration Industries Limited, 80, Rajasthani Udyog Nagar Indl. Area, G.T.K. Road, Delhi - 33.	Pickling, Annealing and Re - rolling of SS strips.	Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	--	---	---	--

29					M/s Gaurav Steels , D- 25 , S.M.A .Industrial Area , G.T.K. Road, Delhi - 33.	Pickling, Annealing and Re - rolling of S.S.Sheets	Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	--	--	---	--

30					M/s Vaid Ji Ferro Alloys , 47, SSI Industrial Area , G.T.K. Road, Delhi - 33.	SS Re rolling (Hot)	unit was inspected by team on 22/6/07 and found that this unit does not exist in this premises . Consent to operate for the activity of hot rerolling was valid upto 25/7/05. No representation received from the unit in response to the letters issued on 24.08.07 as decided by Committee in its meeting held on 19.07.07.	Court order not available. ALO to seek court order and put up the case before the Committee tomorrow i.e. on 11.9.2007.
----	--	--	--	--	---	----------------------	---	---