



No. PCB/RSEO/BNG/NPD/2018-19/ 254 //BY SPEEDPOST//

DATE: 02 JUL 2018

Notice Of Proposed Direction Under Section 33(A) Of Water (Prevention & Control Of Pollution) Act, 1974 read with Rule 34 of Karnataka State Board for Prevention and Control of Water Pollution (Procedure for Transaction of Business) and Water (Prevention & Control Of Pollution) Rules, 1976 And Under Section 31(A) Of Air (Prevention & Control Of Pollution) Act, 1981 read with Rule 20(A) of Karnataka Air (Prevention & Control Of Pollution) Rules, 1983:

**Sub:** - Non compliance to the provisions of Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 by M/s Vaishnavi Ratnam Apartment Owners Association at No. 1, SM Road, Jalahalli Cross, T.Dasarahalli, Bangalore-560057 – reg.

- Ref:** 1) Hon'ble National Green Tribunal Order vide Application No.37/2013 dt 8.5.13  
2) Hon'ble Supreme Court Judgement Writ Petition(C) No: 375 of 2012 dt 22.2.2017  
3) Hon'ble National Green Tribunal Order vide No.217 of 2017 and 125/2017 (MA No.440/2017)  
4) Central Pollution Control Board directions No B29016/04/06IPC-I/10597-10636 dated 3.3.2017 issued under section 18(1) (b) of the Water (Prevention & Control of Pollution) Act-1974 and the Air (Prevention and Control of Pollution) Act, 1981.  
5) CPCB letter No.B-300/IPC-VI/2017/12913 dated 6.11.2017  
6) LCQ starred Question No.459(4600) table by Sri P R Ramesh MLC in the month of November 2017 about units operating with out CFE/CFO of the Board.  
7) CFO order no.63 dt.15.06.2016 expired on 30.09.2017  
8) RO Dasarahalli Inspection of you apartment on 09.11.2017  
9) RO Dasarahalli letter no.1163 dt.16.11.2017  
10) Your reply letter received at this office on 25.11.2017  
11) RO Dasarahalli letter no.1858 dt.06.02.2018  
12) Your reply letter received at this office on 22.06.2018  
13) RO Dasarahalli Inspection of you apartment on 22.06.2018  
14) Ro Dasarahalli Notice No. 485 Dt: 26.06.2018

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With reference to the above, it is to be informed that your unit M/s. Vaishnavi Rathnam Apartment, No.1, SM Road, Jalahalli Cross, T.Dasarahalli, Bangalore-560057, was issued with the consent for operation under Water & Air Acts which had expired on 30.09.2017. The consent was issued with a condition that the treated sewage should be used for flushing and onland for gardening within the premises. The apartment was inspected by the undersigned on 09.11.2017 Vide at ref(8). The apartment was again inspect on 22.06.2018 vide ref(13) and observed that you have established & operating the apartment and it is occupied fully.

During inspection on 22.06.2018, the following observations were made:

- 1) It was observed that the treated sewage was being used for only gardening purpose. Hence, it is apprehended that the excess treated sewage is being discharged into BWSSB drain.

- 2) You have not made any arrangement for providing dual piping system to use the treated sewage for toilet flushing for your residential units.
- 3) Further, the operation of STP was handled by unskilled operators.
- 4) The STP operation logbook was not maintained and MLSS was not entered in any records.
- 5) The inflow meter and outflow meter to measure the sewage generation and treated sewage utilized for gardening and flushing is not provided.
- 6) The separate energy meter was not provided to the STP.
- 7) The organic waste converter was not provided as per the consent condition.
- 8) Further RO-Dasarahalli issued Show cause notice vide ref(14)

WHEREAS you have failed and neglected to obtain the Consent for operation of the Karnataka State Pollution Control Board (here in after referred to as "the Board") for continuing the existing discharge under Section 26 of the Water (Prevention & Control of Pollution) Act, 1974 (here in after referred to as "the Act") and Section 21 of the Air (Prevention & Control of Pollution) Act, 1981.

**PROPOSED DIRECTION:**

In exercise of the powers conferred under section 33 (A) of Water (prevention & control of pollution) Act, 1974 read with Rule 34 of Water (prevention & control of pollution ) Rules,1976 and Section 31(A) of Air (Prevention and Control of Pollution) Act, 1981 and Rule 20(A) of Karnataka Air (Prevention and Control of Pollution) Rules, 1983, **Designated Officer, Senior Environmental Officer, Zonal Office-Bangalore North, Karnataka State Pollution Control Board, Urban Eco Park, 100 ft Road, III Phase, Peenya Industrial Area, Bangalore-560058.**

**INTENDS TO ISSUE THE FOLLOWING PROPOSED DIRECTION:**

1. Why not direct the Occupier of **M/s. Vaishnavi Rathnam Apartment, No.1, SM Road, Jalalahalli Cross, T.Dasarahalli, Bangalore-560057** to close the apartment operations or process forthwith and until further orders.
2. Why not to direct the Managing Director, BESCOM, Near K.R. Circle, Nrupathunga Road, Bangalore, to issue necessary directions to the Superintending Engineer, Bangalore Electricity Supply Company Ltd., Bangalore Rural Circle, Opp. RBI, Nrupathunga Road, Bangalore 560001 to Stop /Cut-Off power supply to the said apartment forthwith and until further orders.
3. Why not direct the Executive Engineer (Elcl) (Com. O & M), N-5 Sub-Division, BESCOM, SRS Gate, Tumkur Main Road, Industrial Area, 1<sup>st</sup> Stage Peenya, Bangalore-560058, to Stop/Cut-off power supply to the said apartment forthwith and until further orders.
4. Why not direct the Assistant Executive Engineer (Elcl) (Com, O & M), N-5 Sub-Division, BESCOM, SRS Gate, Tumkur Main Road, Industrial Area, 1<sup>st</sup> Stage Peenya, Bangalore-560058, to Stop/Cut-off power supply to the said apartment forthwith and until further orders.

Hence, you are hereby called upon to "**Show-Cause**" within 15 days from the date of issue of this proposed direction to file your objections, if any to the designated officer, **Senior Environmental Officer, Zonal office, Bangalore North, Karnataka State Pollution Control Board, Urban Eco Park, 100ft Road, III Phase, Peenya Industrial Area, Bangalore-58.** If No objections are received within 15 days, Board will issue necessary action in accordance with the proposed direction.

**Section 25 of Water (Prevention and Control of Pollution) Act, 1974** says : "Subject to the provisions of this section, no person shall, without the previous consent of the State Board, establish or take any steps to establish any industry/apartment, operation or process, or any treatment and disposal system or an extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well sewer or land (such discharge being hereafter in this section referred to as discharge of sewage)"

Violation of Section 25 of the Water Act, 1974 is punishable under Section 44 of the above said Act.

The details of the relevant provision are as follows:

**Section 44 of Water Act, 1974**

"Penalty for contravention of Section 25 or Section 26": Whoever-contravenes the provision of Section 25 shall be punishable with imprisonment for a term which shall not be less than two years but which may extend to six years and with fine".

If no response is received from your side within 15 days, actions as above will be taken/ confirmed.

**FOR AND ON BEHALF OF THE  
KARNATAKA STATE POLLUTION CONTROL BOARD  
BANGALORE - 560001**

  
**SENIOR ENVIRONMENTAL OFFICER  
KSPCB, BANGALORE NORTH**

To,  
The Occupier,  
M/s. Vaishnavi Rathnam Apartment,  
M/s Vaishnavi Rathnam Apartment  
No.1, SM Road, Jalahalli Cross,  
T.Dasarahalli,  
Bangalore-560057

**BANGALORE ELECTRICITY SUPPLY COMPANY LIMITED**  
(Wholly owned by Govt. of Karnataka undertaking)

N4/AEE(E)/AE(T)/2017-18/ 1349  
Encl : 1

Office of the  
Assistant Executive Engineer(Ele)  
N4 Sub -Division, BESCOM,  
No.488, 14<sup>th</sup> Cross, 4<sup>th</sup> main,  
PIA, Bangalore - 58.

Date: 13/8/18

To,  
Asst. Executive Engineer (Ele.)(Com. O&M),  
BESCOM, N5 Sub Division,  
SRS Gate, Tumakur Main Road,  
Industrial Area, 1st Stage, Peenya,  
Bangalore-560058

Sir,  
**Subject:** Rerouting of the disconnection notice issued by KSPCB for Non compliance to the provisions of the water and air act - Regarding

With reference to the above Subject, I am here with rerouting the disconnection notice issued by KSPCB for Non compliance to the provisions of the water and air act as per the reference mentioned below to your sub division for further action.

SL NO	NAME AND ADDRESS OF THE FIRM	KSPCB NOTICE NO & DATE
1	M/S Vaishnavi ratnam apartment owners association at #1, SM road, jalahalli cross, T dasarahalli, banglore-57.	PCB/RSEO/BNG/NPD/ 2018-19/254 DTD 12.07.2018
2	M/S Perfect laser services, B-231, 6th cross, 1st stage, PIE, BANGLORE-58	PCB/CEO-NEIA- BNG/CLOSURE-WA/2018-19/167 DTD 17.07.2018

This is for your information and for further action.

Yours Faithfully

*S. Panathur*  
Assistant Executive Engineer (El)  
N4-sub Division BESCOM Peenya

**Copy for kind information:-**

- Executive Engineer(Ele), Bescom, Near Uco Bank, Peenya Division.
- Karnataka state pollution control board, 1st floor, Urban Eco park, 100 Ft road, 3rd Phase, Peenya industrial area, Bangalore-560058



*AA*  
*PT*

*21/8/18*

*Asst H  
power/HIT H  
D. M.  
21/8/18*

*urgent*

*Shivanand (JE)  
Eice*

627

*Chikabomara (AE)*

*AGB  
Loganath*

*Rajwaj station bulb  
"9449865419" "9449865415"*