

BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL,
WESTERN ZONE BENCH, PUNE
Execution Application No.03/2023 (WZ)

In
Original Application No.11/2023 (WZ)

Razzak Rajmohammad Baig & Ors. ... Applicant

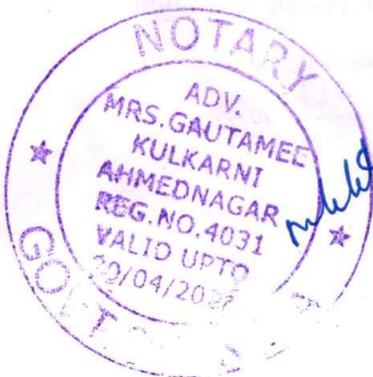
v/s

The District Collector, Ahmednagar & Ors. Respondent

Affidavit on behalf of Respondent-Maharashtra Pollution Control Board.

I, Chandrakant Shinde, Age ⁵⁵ Adult, Occupation-Service, the Sub-Regional Officer of the Maharashtra Pollution Control Board at Ahmednagar, having my office at Savitribai Phule Vyapari Sankul, 1st Floor, Hall Nos. 2 & 3, Near T.V. Center, Savedi, Ahmednagar-414 003, do hereby state on solemn affirmation as under :-

- 1) I am filing the said Affidavit in Reply on behalf of the Respondent-Maharashtra Pollution Control Board (MPCB) in compliance of the Order dtd.8/8/2023 passed by this Hon'ble Tribunal.
- 2) I say and submit that in the Rejoinder dated 8/8/2023 at Para-5 mentioned that the details have been given as to how analysis regarding air pollution was done of the hot mix plant of Respondent No.12 and it has been tried to show by the said rejoinder that the total period for which the test was conducted should have been 24 hours run but it has been conducted for



4 hours and 13 minutes and directed the Respondent-MPCB to file the reply in this regard.

3) I say and submit that the Official of the Respondent-MPCB at Ahmednagar along with the representative of the industry visited the site on 31/5/2023 and 1/6/2023 and carried out 24 hours Ambient Air Quality Monitoring. However, the Hot Mix Plant was in operation on 31/5/2023 from 7.30 a.m. to 9.30 a.m. and 2.00 p.m. to 3.15 p.m and on 1/6/2023 from 8.00 a.m. to 10.55 a.m. As the plant was operated for the above mentioned period, hence, the Ambient Air Quality Monitoring was carried out only for that period. The results of Ambient Air Quality Monitoring carried out on 31/5/2023 & 1/6/2023 are within the limit. A copy of the visit report along with analysis results of Ambient Air Quality Monitoring carried out on 31/5/2023 and 1/6/2023 are enclosed herewith and marked as an Annexure-'I'.

4) In view of the above, the contention made by the Applicant in his Rejoinder dated 8/8/2023 at Para-5 is not correct.

3 OCT 2023 10 08 AM

Solemnly affirmed on this 3rd day of Oct., 2023 at Ahmednagar

BEFORE ME

[Signature]

MRS. GAUTAMEE G KULKARNI

NOTARY

GOVERNMENT OF INDIA

NOTED & REGISTERED AT S. No. GGK 1717/2023

For & on behalf of the Maharashtra Pollution Control Board,

Solemnly affirmed before me by Chandrakant Shinde who is identified before me by self whom I personally know

TOTAL PAGES- 2

[Signature]

(Chandrakant Shinde)

Sub-Regional Officer-Ahmednagar



MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 0241-2470852

Email : sroahmednagar@mpcb.gov.in

Visit us At : www.mpcb.gov.in



"Your Service is our Duty"

Sub Regional Office,

Savitribai Fule vayapari sankul,

1st floor, Hall No. 2 & 3,

Near T. V. Centre, Savedi,

Ahmednagar - 414003.

Date : 31/05/2023 &

01/06/2023.

VISIT REPORT

Name of Industry : M/s. B. J. Mardare
 Coat. no. 40, Yarusik,
 Tal. shevgaon, Dist. Ahmednagar.

Product Details : Asphalt mix (Hot mix plant)

Consent Status : Valid upto - 30/03/2026.

Industry Representative : Mr. B. J. Mardare.

Contact No and mail ID : mardare.9798@rediffmail.com.
 9921740998.

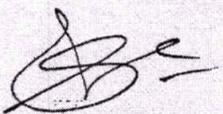
Observation :

* Visit paid to industry as per instruction of SRO, Ahmednagar for checking of compliance of Consent condition & Compliance investigation received from Razzak Baig & as per ST/61E NOT order dated 18/04/2023. for AAM monitoring. During visit following observation are made as below.

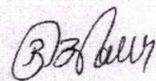
- 1) During visit Hot mix plant is found in operation.
- 2) They have provided wet scrubber with stack of height 15.0 mts to Hot mix plant as per, during visit same is found in operation.
- 3) Raw material loading section (ouhoopers) are covered with tin sheet.

- 4) Conveyor belt covered with tin sheet.
- 5) Provided water sprinkling system at conveyor belt & hooper section.
- 6) Industry is having 01 no of tanker with capacity 5000 Lt (water storage capacity) for regular wetting of the premises.
- 7) Industry has planted approx - 3500 to 4000 nos of trees around the Hot mix plant as per reported by industry representative.
- 8) Industry has submitted BCs of Rs. 1-0 lakh as per consent condition, which is valid upto - 30/06/2026, but BCs of Rs. 25000/- as per ID map available at site, same is submitted, 30/06/2026.
- 9) Kaccha metallic road provided within premises
- 10) 02 nos of APM (24 hours) ^{Sample collected} within in factory premises in presence of industry representative.
- 11) Industry has operated Hot mix plant 07:30 AM to 09:30 AM & 02:00 PM to 03:15 PM on 31/05/23 & 08:00 AM to 10:55 AM on 01/06/2023.

Remarks => Industry shall comply consent & direction condition.



B.J. Murdare
Civil Engg. Govt. Contractor
Shevgaon, Dist. Ahmednagar



R.B. Pati (fo)
M.P.C.B. Ahmednagar.

MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 0253-2362820 Fax : 0253-2365161 Email : sonashiklab@mpcb.gov.in Website : http://mpcb.gov.in	 "Your Service is our Duty"	Regional Laboratory Maharashtra Pollution Control Board, 1st floor-Udyog Bhavan, Rathi Chowk, Near ITI, Trimbak Road, Satpur MIDC, NASHIK- 422 007.
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Report Outward No.: MPCB/RL-Nashik/Ambient/23-24/07/1
Date: 06/07/2023 06:03 PM

Analysis Report-Air (Ambient)

Client/Industry/location Name & Address

B. J. MURDARE
O64 Stone crushers

Sample Details

Field Sample ID :	BR-0044967
Laboratory Sample Code :	MPCB/RL-Nashik/AMB/23-24/18
Sample Details (Water/Air/HW) :	Air
Sample Volume Received :	
Sample Collected By :	FO-Ahmednagar (Mr. Raviraj Patil) (SRO-Ahmednagar)
Seal No. :	236 Near backside Gate adjacent to Rajjaka Farm Land - West side
Type of Industry / Location details :	Red
Sample Collected On :	May 31 2023 08:00:00:00AM

Sr.No	Parameter	Starting Time	Closing Time	Result	Unit	Method of analysis
1	PM10	31-05-2023 08:00	31-05-2023 16:00	92	$\mu\text{g}/\text{m}^3$	
2	PM10	31-05-2023 16:15	01-06-2023 00:15	85	$\mu\text{g}/\text{m}^3$	
3	PM10	01-06-2023 00:30	01-06-2023 08:30	79	$\mu\text{g}/\text{m}^3$	
4	SO2	31-05-2023 08:00	31-05-2023 12:00	12	$\mu\text{g}/\text{m}^3$	
5	SO2	31-05-2023 12:00	31-05-2023 16:00	14	$\mu\text{g}/\text{m}^3$	
6	SO2	31-05-2023 16:00	31-05-2023 20:00	15	$\mu\text{g}/\text{m}^3$	
7	SO2	31-05-2023 20:00	01-06-2023 00:00	17	$\mu\text{g}/\text{m}^3$	
8	SO2	01-06-2023 00:00	01-06-2023 04:00	9	$\mu\text{g}/\text{m}^3$	
9	SO2	01-06-2023 04:00	01-06-2023 08:00	11	$\mu\text{g}/\text{m}^3$	
10	NOx	31-05-2023 08:00	31-05-2023 12:00	26	$\mu\text{g}/\text{m}^3$	
11	NOx	31-05-2023 12:00	31-05-2023 16:00	28	$\mu\text{g}/\text{m}^3$	
12	NOx	31-05-2023 16:00	31-05-2023 20:00	30	$\mu\text{g}/\text{m}^3$	
13	NOx	31-05-2023 20:00	01-06-2023 00:00	32	$\mu\text{g}/\text{m}^3$	
14	NOx	01-06-2023 00:00	01-06-2023 04:00	19	$\mu\text{g}/\text{m}^3$	
15	NOx	01-06-2023 04:00	01-06-2023 08:00	21	$\mu\text{g}/\text{m}^3$	

Report Type: final

Report generated on: 06/07/2023 06:04 PM

Complied & Approved by: Shantilal Nagare

Reviewed on Date: 06/07/2023 06:03 PM

Reviewed by: Shantilal Nagare

Shantilal Nagare
I/c Scientific Officer,
Regional Laboratory, Nashik,

* Electronic report does not require signature

MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 0253-2362820 Fax : 0253-2365161 Email : sonashiklab@mpcb.gov.in Website : http://mpcb.gov.in	 "Your Service is our Duty"	Regional Laboratory Maharashtra Pollution Control Board, 1st floor-Udyog Bhavan, Rathi Chowk, Near ITI, Trimbak Road, Satpur MIDC, NASHIK- 422 007.
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Report Outward No.: MPCB/RL-Nashik/Ambient/23-24/07/2
Date: 06/07/2023 06:04 PM

Analysis Report-Air (Ambient)

Client/Industry/location Name & Address

B. J. MURDARE
O64 Stone crushers

Sample Details

Field Sample ID :	BR-0044968
Laboratory Sample Code :	MPCB/RL-Nashik/AMB/23-24/20
Sample Details (Water/Air/HW) :	Air
Sample Volume Received :	
Sample Collected By :	FO-Ahmednagar (Mr. Raviraj Patil) (SRO-Ahmednagar)
Seal No. :	236 Opp. Hot Mix Control Room
Type of Industry / Location details :	Red
Sample Collected On :	May 31 2023 10:00:00:000AM

Sr.No	Parameter	Starting Time	Closing Time	Result	Unit	Method of analysis
1	PM10	31-05-2023 10:00	31-05-2023 18:00	92	µg/m ³	
2	PM10	31-05-2023 18:15	01-06-2023 02:15	86	µg/m ³	
3	PM10	01-06-2023 02:30	01-06-2023 10:30	81	µg/m ³	
4	SO2	31-05-2023 10:00	31-05-2023 14:00	15	µg/m ³	
5	SO2	31-05-2023 14:00	31-05-2023 18:00	17	µg/m ³	
6	SO2	31-05-2023 18:00	31-05-2023 22:00	11	µg/m ³	
7	SO2	31-05-2023 22:15	01-06-2023 02:15	13	µg/m ³	
8	SO2	01-06-2023 02:30	01-06-2023 06:30	12	µg/m ³	
9	SO2	01-06-2023 06:30	01-06-2023 10:30	15	µg/m ³	
10	NOx	31-05-2023 10:00	31-05-2023 14:00	34	µg/m ³	
11	NOx	31-05-2023 14:00	31-05-2023 18:00	36	µg/m ³	
12	NOx	31-05-2023 18:00	31-05-2023 22:00	23	µg/m ³	
13	NOx	31-05-2023 22:00	01-06-2023 02:00	25	µg/m ³	
14	NOx	01-06-2023 02:30	01-06-2023 06:30	20	µg/m ³	
15	NOx	01-06-2023 06:30	01-06-2023 10:30	22	µg/m ³	

Report Type: final

Report generated on: 06/07/2023 06:05 PM

Complied & Approved by: Shantilal Nagare

Reviewed on Date: 06/07/2023 06:04 PM

Reviewed by: Shantilal Nagare

Shantilal Nagare
I/c Scientific Officer,
Regional Laboratory, Nashik,

* Electronic report does not require signature