



**OFFICE OF THE COLLECTOR AND DISTRICT MAGISTRATE
PALGHAR**

READ :-

- 1) The Order of the Hon'ble National Green Tribunal, New Delhi in Claim No.64/2016.
- 2) The Minutes of the meeting dated 11/11/2020 of the office of the Hon'ble Chief Secretary, Maharashtra Government.
- 3) The letter No. MPC/ROT/201119FTSO185 dated 19/11/2020 of Regional Officer, Maharashtra State Pollution Control Board Thane.
- 4) Criminal Procedure Code 1973, Section 133(1)(b) and Section 144.



Home/K-1/T-3/Pollution/MIDC Tarapur Tanker banned/
SR-21/2021 Date:-31/05/2021

ORDER

Whereas, as per Sr.No.1 in the subconscious Hon'ble National Green Tribunal, New Delhi has issued order in Claim No.64/2016 to Maharashtra Pollution Control Board for controlling the pollution in Tarapur MIDC and surrounding area.

The Regional Officer, Maharashtra Pollution Control Board, Thane as per letter mentioned at Sr.No.3 in the subconscious has submitted that on investigation it has been found that several tankers were found transporting water and various hazardous chemical wastes for unauthorized disposal in Tarapur MIDC and surrounding area. This is causing environmental pollution and a threat to environment in the area. Thus as per the order issued by Hon'ble Chief Secretary, Maharashtra Government, the Regional Officer, Maharashtra Pollution Control Board, Thane has requested to impose restrictions on tankers movement from evening 6.00 pm to morning 6.00 am from controlling the unauthorized transportation of hazardous chemical wastes and water.

Similarly, industries in Tarapur MIDC area are consuming water transported by tankers to create excess effluent. Thus excess effluent more than the capacity of 25 MLD existing CEPT is been produced by industries, this is causing adverse impact on working of existing CEPT.

And whereas, the meeting held on dated 11/11/2020 in the office of the Hon'ble Chief Secretary, Maharashtra Government as per Sr.No.2 in the subconscious as per the point No.8 and 9 of minute of said meeting it has been directed to issued order for impose blanket ban on movement of tankers is all MIDC areas from 6.00 pm to 6.00 am and deploy vigilance team and round the clock surveillance of unauthorized tankers movement in MIDC by deputing Police personnel. As per the said order if the movement of tankers banned which is supplying the water to industries in Tarapur MIDC area then less consumption of the water will help in controlling the excess creation of effluent and it will help to reduce the pollution in the area. Therefore, it is necessary to impose restriction movement of tankers supplying water to industries at Maharashtra Industrial Development Corporation, Tarapur.

And whereas, as per Sr.No.3 in the subconscious Section 133(1) (b) of the Criminal Procedure Code 1973 "Running an enterprise or business or possessing a goods or consumables is detrimental to the health or health of the community and as a result, such an enterprise or business should be prohibited or such goods or merchandise should be moved or controlled."

And whereas, as per Section 144 of the Criminal Procedure Code 1973 The power to issue an order in such an urgent case of nuisance or impending crisis is provided under clause (1) where any other executive magistrate authorized by the State Government in this regard has sufficient reason to take action under this section and immediate restraint or prompt action is desirable. In the case of a person refraining from taking specific action or in his possession or directing the disposal of the privileged property under its management,



obstructing the legally appointed person] may cause harm or damage or endanger life, health or safety, or disturb public peace, or prevent riots or riots, Or if such a magistrate thinks that it is conducive to restraint, such magistrate may issue a written order containing his statement of importance in the matter and, in the manner prescribed in clause 134, direct it for hours.

(2) In cases where it is not possible to issue a notice within a reasonable period of time to the person in case of emergency or against whom an order has been issued, the order may be issued unilaterally under this section.

(3) Orders under this period may be addressed to a particular person or persons residing in a particular shale or area, or to the general public residing in or occurring in a particular place or area, as provided.

Therefore, in exercise of powers conferred under section 133 & section 144 (1)(2) & (3) of Criminal Procedure Code 1973 | Dr Manik Gursal, District Magistrate palghar hereby issues order to ban water tanker movement in Tarapur MIDC from dated 01/06/2021 to dated 29/07/2021 during this period.

Fire tender vehicles are excluded from this order. In extraordinary situations water tankers may be allowed with written permission of MIDC.



(Signature)
(Dr Manik Gursal)

District Magistrate Palghar

Copy :-

- 1) Superintendent of Police, Palghar for information and necessary action.
- 2) Chief Executive Officer, Zilha Parishad Palghar for information and necessary action.

- 3) Sub Divisional Magistrate Palghar for information and necessary action.
- 4) Executive Magistrate Palghar for information and necessary action.
- 5) Executive Engineer, Maharashtra Industrial Development Corporation Thane for information and necessary action.
- 6) Regional Officer, Maharashtra State Pollution Control Board, Thane for information and necessary action.
- 7) Dy Engineer of Maharashtra Industrial Development Corporation Tarapur for information and necessary action.
- 8) Dy Regional Officer, Maharashtra State Pollution Control Board, Tarapur -1 and 2 for information and necessary action.
- 9) Sub Divisional Police Officer, Boisar for information and necessary action.
- 10) Police Inspector Boisar / Tarapur for information and necessary action.
- 11) Chairman TEPS and Chairman CETP, Tarapur, for information.