

I/375826/2024

**H.P. STATE POLLUTION CONTROL BOARD**  
**“HIM PARIVESH”, PHASE III,**  
**NEW SHIMLA-171 009.**

**Show Cause Notice under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981.**

Whereas, Regional Officer, HPSPCB Mandi, Distt. Mandi HP vide letter no. PCB/RO/ MND/Illegal Muck Dumping DLSA/2023-2345 dated 16/01/2024 and no. PCB/RO/MND/Illegal Dumping-DLSA/2023-2320-24 dated 3/1/2024 has informed that the unit in the name and style of Dinesh Kumar Sharma Construction Pvt. Ltd., Office # 331/13, 3<sup>rd</sup> Floor, Nako Building, Opp. RTO Office, Sauli Khad, Tehsil Balh, District Mandi, HP is carrying unscientific muck dumping on slopes along the road and into the adjoining rivulet as well as in Ratti Khad and other stream.

Whereas, as per the report of Regional Officer, HPSPCB, Mandi it has been informed that the (1) AEE and JEE, HPPCB RO Mandi have jointly re-inspected the Mandi to Ratti bridge on 08/01/2024 regarding unscientific & illegal muck dumping carried by M/s Dinesh Kumar Sharma Construction Pvt. Ltd. on various spots at Ratti Khad near Ratti Pull on Mandi-Rewalsar Road and during the inspection it was observed that no corrective action has been taken by the contractor on ground (2) Show Cause Notice was issued vide Regional Office letter no. PCB/RO/MND/Illegal Muck Dumping DLSA/2023-2313-19 dated 03/01/2024 on 04/01/2024, reply submitted in this regard by the Unit was found unsatisfactory as observed during the inspection on dated 8/1/2024 (3) Muck dumping sites were not provided with protection measures and no compliance has been made by the unit till date as submitted in the reply. (4) Unit has failed to comply with the directions issued from this office as well as carrying unscientific muck dumping and has blocked the rivulet course at 02 locations. (5) Environmental Compensation amounting to Rs. 6,25,000/- till 01/01/2024 has also been recommended to be imposed.

Whereas, the facts stated above tantamount to violation of the provisions contained in Section 25 & 33 of the Water (Prevention and Control of Pollution) Act, 1974 & Section 21 of the Air (Prevention and Control of Pollution) Act, 1981 constituting a cognizable offence punishable under the aforesaid Act;

Now therefore in accordance with the provisions of above quoted law. It is proposed to initiate action against you in accordance with the provisions of:

I/375826/2024

- Section 41, 43 and 44 of the Water (Prevention & Control of Pollution) Act, 1974 attracting with fine(s) up to Rupees ten thousand and imprisonment up to seven years or both, as the case may be.
- Section 37, 38 & 39 of the Air (Prevention and Control of Pollution) Act, 1981, constituting a cognizable offence punishable under the aforesaid Act, attracting fine(s) upto Rupees Ten Thousand and imprisonment upto six years.

The above is proposed notwithstanding action for disconnection of Power Supply and closure of the unit under Section 33-A of Water (Prevention & Control of Pollution) Act, 1974 and 31-A of Air (Prevention & Control of Pollution) Act, 1981.

Now, therefore, in exercise of the powers conferred under the Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 and in consideration of the facts stated above, the H.P. State Pollution Control Board hereby directs you to Show Cause as to why the penal and legal actions stated above should not be initiated against you for the above mentioned violation. Please note that in the event of failure, actions as proposed above shall be initiated as per relevant provisions of laws at your own risk and cost.

Signed by

Anil Joshi  
Anil Joshi, IFSDate: 28-03-2024 14:30:58  
Member Secretary

HP State Pollution Control Board

Endst. No. PCB /RO Mandi(Misc.) / Mandi/23- 17588-99

Dated: 30.3.2024

Copy forwarded to the following for information, compliance/action and report:-

1. M/s Dinesh Kumar Sharma Construction Pvt. Ltd., Office # 331/13, 3<sup>rd</sup> Floor, Nako Building, Opp.RTO Office, Sauli Khad, District Mandi, HP.
2. The Regional Officer, HPSPCB, Mandi, District Mandi, HP to take necessary action.
3. The System Manager (IT) HQ.

Anil Joshi, IFS

Member Secretary

HP State Pollution Control Board