



Rajasthan State Pollution Control Board

Headquarter, 4, Institutional Area, Jhalana Doongri, Jaipur-302004

Phone :0141-5159699,5159604 e-mail : member-secretary@rpcb.nic.in

Toll Free Help Line No. : 18001806127 Ext. 7

Registered Post

F (Hote-795)/RPCB/HOG/ 1023

Date : 5/03/2020

**M/s Hotel Devi Palace,
Subash Chauraha, Kodyat,
Udaipur**

Sub: Directions for closure under section 33A the Water (Prevention & Control of Pollution) Act, 1974 in respect of your hotel.

Ref.:- 1. Inspection carried out by the officials of R.O. Udaipur on 26/04/2019

2. Show cause notice for intended closure directions issued by RO, Udaipur vide letter dated 10/01/2019.

3. Opportunity being heard (OBH) & Show cause notice for intended closure directions issued vide this office letter dated 05.02.2020

1. Whereas the Water (Prevention and Control of Pollution) Act, 1974 (hereinafter referred to as the "Acts") have come into force in whole of the country, with effect from 23.03.1974.
2. And whereas the Act has been enacted to provide for the prevention, control and abatement of water pollution and for maintaining and restoring the wholesomeness of water.
3. And whereas under the provisions of section 24 of the Water Act, no person shall knowingly cause or permit any poisonous, noxious or polluting matter, determined in accordance with such standards as may be laid down by the State Board, to enter into any stream or well or sewer or on land.
4. And whereas under the provisions of section 25/26 of the Act, no person shall without the previous Consent of the State Board establish or take any steps to establish, any industry, operation or process or any treatment and disposal system or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land or bring into use any new or altered outlet for the discharge or sewage or trade effluent or begin to make any new discharge of sewage or trade effluent.
5. And whereas M/s Hotel Devi Palace, at Subash Chauraha, Kodyat, Udaipur (here-in-after called as the "Hotel") is operating hospitality services.
6. And whereas the hotel was inspected by the officials of the R.O., Udaipur on 26/04/2019 and observed that :-
 - i. Hotel was being discharged waste water outside the hotel on 26/04/2019 and observed bad smell of sewerage near road side.
 - ii. A cesspool of the waste water was observed outside the hotel where waste water and sludge was collected and observed foul smell of the same around the area and road side.
 - iii. Hotel is operating without obtaining prior CTE/CTO from the State Board.
 - iv. Hotel has made arrangement of the outlet pipe to cesspool from hotel near road to discharged waste water generated from the hotel activities and pool was observed.
 - v. Hotel has not provided STP for treatment of domestic waste water.
 - vi. Hotel has not submitted any information regarding treatment plant for water pollution control measures provided by the hotel.
7. And whereas Sample of waste water was collected from outlet of the hotel & as per analysis report dated 08/05/2019, parameters like TSS & BOD were found exceeding the prescribed norms.
8. And whereas a show cause notice for intended closure directions under the provisions of the Water Act Act was issued by RO Udaipur vide letter dated 10/01/2019 for the reasons mentioned therein.
9. And whereas hotel has not submitted any reply of aforesaid show cause notice issued by RO Udaipur vide letter dated 10/01/2019, so far.
10. And whereas opportunity being heard (OBH) & show cause notice for intended closure directions was issued vide this office letter dated 05.02.2020 for the reasons mentioned therein.



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11. And whereas hotel has not submitted any reply of this office show cause notice for intended closure directions issued vide this office letter dated 05.02.2020 till date.
12. And whereas no representative of the hotel was present during OBH on 03/03/2020 and not submitted any compliance of aforesaid show cause notices issued from time to time.
13. And whereas hotel is being operated without providing adequate water pollution control measures.
14. And whereas Hotel is being operated without obtaining consent to establish & operate as contemplated under the provisions of the Water Act, 1974.
15. And whereas operation of hotel without obtaining prior consent under the provisions of water Act is punishable.
16. And whereas the Hotel is violating the provisions of Water Act.
17. Therefore, State Board may, in exercise of the powers conferred upon it under the provisions of section 33A of the Water (Prevention and Control of Pollution) Act, 1974 and for performance of its functions under the Act, issue directions in writing to any person, officer or any authority and such person, officer or authority shall be bound to comply with such directions which includes the power to direct:-
 - a) The closure, prohibition or regulation of any industry, operation or process.
 - b) Stoppage or regulation of the supply of electricity or water or any other service.

The State Board further in exercise of the powers conferred upon it under section 33A of the Water (Prevention and Control of Pollution) Act, 1974 and for performance of functions under the Acts and to prevent pollution, hereby directs you to, forthwith, close down your Hotel plant M/s Hotel Devi Palace, at Subash Chauraha, Kodyat, Udaipur.

It may be noted that non-compliance of these directions, is a criminal offence, punishable with imprisonment for a term which shall not be less than one year and six month but which may extend to six years with fine under section 41(2) of the Water Act, 1974.

(Shailaja Deval)

Member Secretary

Copy to:-

1. The District Collector, Udaipur for information, please.
2. Regional Officer, Regional Officer, Rajasthan State Pollution Control Board, Udaipur to ensure compliance of the directions passed by the State Board, seal the diesel generator sets (if any) and such other equipments so as to affect complete closure of the Hotel and submit compliance/status report by 12/03/2020. Also launch prosecution against the hotel under the provisions of Water Act, 1974 and submit details in the prescribed format to impose Environmental compensation as per the SOP issued by State Board on 08/01/2020 immediately.
3. The Executive Engineer (O&M), Vidhyut Vitran Nigam Limited, Ambamata Udaipur with the directions under section 33(A) of the Water Act, 1974 to, forthwith, disconnect the supply of electricity of M/s Hotel Devi Palace, at Subash Chauraha, Kodyat, Udaipur and confirm compliance of these directions as accomplishment thereof is binding upon you under the said Act immediately.
4. Group in-charge, Environmental compensation cell, RSPCB, Jaipur
5. Group in-charge, IT cell, RSPCB, Jaipur to upload the said directions upon Board website.
6. Master file, Group HOG, Rajasthan State Pollution Control Board, Jaipur.

Member Secretary