

# MAHARASHTRA POLLUTION CONTROL BOARD

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Opp. Cine Planet Cinema,

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Mumbai-400 022.

BY RPAD/ Fax/ Hand delivery

No. BO/RO (HQ)/Mu-4368-12/Refusal/B/CC-456

Date - 13/02/2014

To,  
M/s. Marathon Nextgen Realty Ltd.,  
Marathon Futurex,  
Mafatlal Mills Compound  
N.M. Joshi Marg,  
Lower Parel(W),  
Mumbai - 400013.

Sub – Refusal of Consent under section 27 of water (Prevention and Control of Pollution) Act 1974 and under section 21 of the Air (Prevention and Control of Pollution) Act 1981.

- Ref - 1) Your Application for Consent to Establish & Operate received from Regional Officer, Mumbai for project at C.S. No.2/142 ,Lower Parel Division, Mumbai-400013.
- 2) Show Cause Notice vide No.MPCB/RO(HQ)/Infra/SCN/B-30 dated 2/1/2014.
- 3) Your reply on Show Cause Notice vide letter dated 8/1/2014.
- 4) Minutes of Consent Committee Meeting of MPC Board dated 31/1/2014.

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WHEREAS, This Office is in receipt of your application for grant of Consent to Establish and Operate of M/s. Marathon Nextgen Realty Ltd., at C.S. No.2/142 ,Lower Parel Division, Mumbai-400013 under Section 26 of the Water (Prevention & Control of Pollution) Act, 1974 and under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and under Rule 5 of the Hazardous Waste (Management, Handling and Transboundary Movement) Rules, 2008.

ANDWHEREAS, you have not submitted necessary clarification in your reply of Show Cause Notice issued by Board regarding requirement of Environmental Clearance for said project from Environmental Department, Govt. of Maharashtra.

ANDWHEREAS, your application was put up before Consent Committee Meeting of the Board held on 31/1/2014 and It was decided to issue refusal of consent to establish and operate, as Project Proponent has failed to submit clarification from Environment department regarding applicability of Environmental Clearance for said project from Environmental Department, Govt. of Maharashtra.

In view of the aforesaid non compliance, your application for grant of Consent to Establish and Operate is hereby refused under section 27 of the Water (Prevention and Control of Pollution) Act 1974 and under section 21 of the Air (Prevention and Control of Pollution) Act 1981.

You may prefer Appeal against the Refusal Order passed by the Maharashtra Pollution Control Board, in case aggrieved by the refusal order, within a period of 30 days from the date of receipt of the Refusal order.

  
(Rajeev Kumar Mital.,IAS)  
Member Secretary

Copy to-

1. Senior Law Officer(P & L Division)/Principal Scientific Officer/RO(HQ),MPCB, Mumbai: For information and necessary followup.
2. Regional Officer, MPCB, Mumbai / Sub Regional Officer, MPCB, Mumbai-I- For information and necessary followup.