

**S. S. Hussain** I.A.S. (Ex)  
Chief Executive Officer

Ref. No.: MCHI/CEO/14-15/006

June 10, 2014

To,  
**Shri. J. S. Sahani (I.A.S)**  
Chairman,  
Maharashtra Pollution Control Board.

**Subject : Permission for 'Consent to Establish & Operate', under the provisions of Sec 25 of the Water (Prevention & Control of Pollution) Act, 1974 & Sec 21 of Air (Prevention & Control of Pollution) Act, 1981.**

**Ref. : Letter dated 7<sup>th</sup> March 2014.  
Judgment dt. 23<sup>rd</sup> January 2012, passed by Hon'ble High Court of Delhi.**

Dear

As you are aware Sir, MCHI as a part of its working objective has been taking up various issues with local bodies, State Government and Central Government on issues relating to Housing Industry. MCHI also focuses on working hand in hand with the Government to implement various policies that helps the citizens of Mumbai and provide, develop infrastructure facilities.

In continuation with correspondence with yourself (Ref. letter dt. 7<sup>th</sup> March 2014), wherein the previous consent of Pollution Control Authority u/s. 25 of Water Act and u/s. 21 of Air Act, that no person/ company to establish or take any steps to establish any Industry, Operation or Process, which is likely to discharge sewage or trade effluent, may not be applicable to the Housing Projects.

We are not aware if Government/ MPCB has yet issued any guidelines or not, in light of the Delhi High Court Order (Judgment dt. 23<sup>rd</sup> Jan. 2012), that the provisions of section 25 of the Water Act and the section 21 of Air Act requiring prior permission from the Competent Authority shall not be applicable in case of Residential complexes, as apprised to yourself in my above referred correspondence with you. Due to delays, lots of project are being affected for obtaining permission.

In view of the above factual position, MCHI requests the Department/ Competent Authority to initiate the appropriate action to avoid delays. Or our Members can please be guided/ advised to take any other remedial action, as deemed fit.

Yours

(S. S. Hussain)

CC to **Shri. R. A. Rajeev (I.A.S.),**  
Principal Secretary,  
Environment Department,  
Government of Maharashtra,

नामक लिफा  
परिचालन विभाग  
महानगर, पुणे-४३

RECEIVED LETTER  
On dated.. 11/6/14.....  
M.P.C. BOARD (H.Q.)  
INWARD SECTION  
MUMBAI - 400 022.