OFFICE OF THE ASSISTANT COMMISSIORNER OF POLICE SUB DIVISION LAJPAT NAGAR, SOUTH EAST DISTT. NEW DELHI.

O R D E R

In view of the directions dated 01.12.2020 issued by National Green Tribunal, Delhi in O.A No. 249/2020 titled, "Tribunal on its own motion Vs. Ministry of Environment, Forest and Climate Change and Ors." Imposing total ban against sale and use of all kinds of firecrackers during Covid-19 pandemic in the NCR and all cities/towns in the country where the ambient air quality become poor or more than poor category, Process of grant of temporary fireworks license be stopped at once and no license be issued. License seekers be advised accordingly. An advertisement to this effect is being published in daily news papers.

In view of the directions dated 14.09.2022 issued by Delhi Pollution Control Committee regarding "**Complete ban on all kinds of fire crackers on manufacturing, storage, selling (including delivery through online marketing platforms) and bursting in the NCT of Delhi upto 01.01.2023,**

Whereas, Central Pollution Control Board is the state Board for all the Union Territories to exercise powers and performs functions under the Air (Prevention & Control of Pollution) Act, 1981.

And whereas, Central Pollution Control Board has delegated all its powers and functions under Air (Prevention and Control of Pollution) Act, 1981 in respect of NCT of Delhi to Delhi Pollution Control Committee vide Notification No.S.O. 198(E) dated 15.03.1991.

And whereas, the whole Union Territory of Delhi has been declared as an Air Pollution Control area, under sub section (I) of Section 19 of the Air (Prevention & Control of Pollution) Act, 1981 vide notification no.GSR 106(E) dated 20.02.1987.

And whereas, Delhi faces grave air pollution particularly in winter season and level of pollutants like Particulate Matter Concentration (PM2.6 and PM10) goes much beyond the prescribed standards for Ambient Air Quality.

And whereas, Hon'ble National Green Tribunal vide orders has directed Govt. of NCT of Delhi and DPCC to initiate steps to curb Fugitive Emissions/Air Pollution NCT of Delhi.

And whereas, as per section 17(1) (a) of Air Act, 1981 Delhi Pollution Control Committee (DPCC) is to plan a comprehensive program for the prevention, control and abatement of air pollution and to secure execution thereof.

And whereas several experts have indicated a possibility of another surge of COVID-19 and large scale celebrations by bursting of fire crackers, will result not only in agglomeration of people, in violation of social distancing norms, but also would result in high level of air pollution leading to serious health issues in Delhi, which under the prevalent pandemic crisis situation is not favorable for the cause of larger community health given the possible high level of exposure to air pollutants leading to short term and long term adverse health effects given the significant relationship between air pollution and respiratory infections.

And whereas, when severe AQI levels reach such a dangerous level, the deadly air pollutants can make their way into lungs causing severe discomfort and health issues, and

hazardous AQI levels can be highly unacceptable to health by aggravating to chronic health conditions caused by breathing poisonous air.

And whereas, bursting of fire crackers would cause extensive air pollution and releases metal particles, dangerous toxins, harmful chemicals and noxious gases which would form one of the main sources of air pollution. The air quality in the severe category may cause respiratory effects even on healthy people and severe health impact on people with lung/heart diseases. The health impacts may be experienced even during light physical activity.

And whereas, the Hon'ble Supreme Court of India vide its order dated 23.07.2021 in Civil Appeal No.2865-2867 of 2021 titled as "Uttar Pradesh Udhyog Vyapar Pratinidhi Mandal & Another Vs Ministry of Environment Forest and Climate Change &Anothers Etc." has dismissed the appeal against the order of the Hon'ble National Green Tribunal dated 01.12.2020 as mentioned above.

And whereas, I have reasons to believe that circumstances exists where bursting of fire crackers would cause extensive air pollution and respiratory effects even on healthy people and severe health impact on people with lung/heart diseases in the jurisdiction of Sub Division Lajpat Nagar, South-East District, Delhi.

Now, therefore, in exercise of the powers conferred upon me by the section 144 of the Criminal Procedure code, 1973 (No. 2 of 1947) read with Govt. of India, Ministry of Home Affairs, New Delhi's Notification No. U-11036-UTL, dated 09.09.2010. I, **Jai Narain Bhardwaj,** Assistant Commissioner of Police, Sub-Division Lajpat Nagar South East District, Delhi, do hereby make this written order that there will be a "**Complete ban on all kinds of fire crackers on manufacturing, storage, selling (including delivery through online marketing platforms) and bursting in Sub-Division Lajpat Nagar upto 18.11.2022".**

The order shall come into force with effect from **20.09.2022** and shall remain in force for a period of **60 days** up to **18.11.2022** (both days inclusive) unless withdrawn earlier.

Any person contravening this order shall be punished under section 188 of the Indian Penal Code.

As the notice cannot be served individually upon all concerned, the order is hereby passsed ex-parte. It shall be published for the information of the public through the press and by affixing copies on the notice board of the offices of all DCsP, Addl. DCsP, AcsP, Tehsil Offices of the Districts, all Police Stations concerned and the offices of NDMC and MCD.

(Jai Narain Bhardwaj)
Assistant Commissioner of Police,
Sub Division Lajpat Nagar, Delhi.