

Bureau Of Indian Standards
(Ghaziabad Branch Office)
REPORT OF RAID/SEARCH and SEIZURE


Ref: GZBO/Enf/2024-25

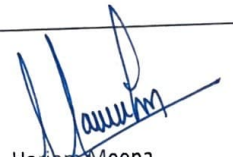
Dated 07-10-2024

1	Reference number of Enf. Deptt. (HQ)	Complaint no. P-17778
2.	Name and address of firm raided	E-221 Budhnagar, E-Block, Loni, Ghaziabad, Uttar Pradesh 201102
3.	Date of detection/discreet investigation	09.09.2024
4.	Brief of discreet investigation	A Discreet visit was carried out by Shri Naveen K and Shri Hariom Meena on 09.09.2024. During the visit it was observed that helmets are being manufactured at this premises without having a valid BIS Licence.
5.	Date of search and seizure	12.09.2024
6.	Team Members	Shri Naveen K, Scientist D (Team Leader) Shri Hariom Meena , Scientist C Shri Rahul Kumar, GE Shri Suraj, MTS
7.	Details of Police Personnel	Shri Dharmendra Kumar, Sub-Inspector, Ankur Vihar Police station Shri Gopal, Sub-Inspector, Ankur Vihar Police station Shri Rahul Kumar, Sub-Inspector, Ankur Vihar Police station Shri Nutan, Constable, Ankur Vihar Police station
8.	Type of violation (refer annex 3 of EM94)	Unsatisfactory operation of licence by licensee (Relocation of manufacturing unit to a new address without intimation to BIS)
9.	Provision Violated	11 (3) and 11 (4) of BIS (CA) Regulations, 2018 read with Clause 8.(ix) of CMD guidelines CMD-I/2:12:2 (Part 2) dated 13 May 2024
10.	Persons Contacted	Sh. Mohammad Nasim, E-221 Budh Nagar, E-Block, Loni, Ghaziabad, Uttar Pradesh 201102 (Phone No. 9891636782)
11.	Detailed observations: (Including activities at the time of visit & facilities available)	At the time of visit following stock of Helmets found - Approx 350 Non-ISI marked semi finished Helmet shells
12.	Means adopted for misuse (Stencil, roller, stamp, sticker etc.)	Printing
13.	Total quantity (approx) of material available, which considered to have misuse	Approx 350 Non-ISI marked semi finished Helmet shells
14.	Details of material seized and sealed (enclose copy of seizure memo)	1) Approx 340 Non-ISI marked semi finished Helmet shells (GZBO/66184/69835/20240912/Enf/1) 2) 10 Non-ISI marked semi finished Helmet shells - (GZBO/66184/69835/20240912/Enf/2)
15.	Details of seized material left with the firm (if any) under superdari (ref. sec 28 of BIS act, 2016)	1) Approx 340 Non-ISI marked semi finished Helmet shells (GZBO/66184/69835/20240912/Enf/1)
16.	Name and address of person(s) responsible for misuse (Proprietor/director(s)/partner(s))	Sh. Mohammad Nasim, s/o Jai Nul, E-318 Budh Nagar, E-Block, Loni Dehat, Ghaziabad, Uttar Pradesh 201102 (Phone No. 9891636782) [Aadhar copy attached]
17.	Name and address of independent witness	Shri Gopal, Sub-Inspector, Ankur Vihar Police station Shri Nutan, Constable, Ankur Vihar Police station

18.	Supporting documentary evidence	<p>1. Evidence Material as stated in seizure memo duly signed by the Shri Mohammad Nasim responsible for misuse.</p> <p>2. Superdari duly signed by the Shri Mohammad Nasim responsible for misuse.</p> <p>3. Attendance sheet</p> <p>4. Aadhar Card of Shri Mohammad Nasim</p> <p>5. Photographs</p>
19.	Conclusion:	<p>GZBO has received a complaint no. P-17778 in which investigation by DLBO-II revealed possible misuse of standard mark at M/s Eshan Enterprises, E-221 Budhnagar, E-Block, Loni, Ghaziabad, Uttar Pradesh 201102. During the discreet investigation dated 09 Sep 2024, it was observed that helmets were being manufactured at the said premises. Hence, an enforcement raid was planned on 12 Sep 2024. During the enforcement raid, it was observed that Mr Mohammad Nasim indulged in manufacture of helmets at E-221 Budh Nagar, E-Block, Loni, Ghaziabad, Uttar Pradesh 201102. On enquiry about M/s Eshan Enterprises, Mr Mohammad Nasim informed that Eshan Enterprises has been closed down since a long time which was earlier run by Mr Akhilesh Gupta. From GZBO records, it was observed that the M/s Eshan Enterprises was also a licence holder bearing CM/L-2657568 at address H.No E-221, E-Block, Near Sunheri Masjid, Budh Nagar, Nasbandi colony, Ghaziabad, UP, 201102, which was canceled on 25.07.2022 due to misuse of license observed during the surveillance inspection. Further, during investigation, it was observed that Mr Mohammad Nasim is Proprietor of M/s Brother Enterprises having a valid licence CM/L-8700156318, at E-318 Budh Nagar, E-Block, Loni Dehat, Ghaziabad, Uttar Pradesh 201102. However, as observed during investigation, he has shifted manufacturing operations to E-221 Budh Nagar, E-Block, Loni, Ghaziabad, Uttar Pradesh 201102 without prior intimation to BIS.</p>
20.	Recommendations:	<p>Since the case pertains to the unsatisfactory performance of licence as covered in CMD guidelines, case may not be filed in court of law and instead be processed as prescribed in the guidelines as follows:</p> <p>Licence being taken up for cancellation proceedings along with suspension as per 11 (3) and 11 (4) of BIS (CA) Regulations, 2018 read with Clause 8.(ix) of CMD guidelines CMD-I/2:12:2 (Part 2) dated 13 May 2024. The decision on enforcement samples drawn may be taken based on the outcome of cancellation proceedings.</p> <p>As the investigation at the GZBO has been concluded and the necessary actions have been taken, the complaint now falls under the jurisdiction of HRBO. Therefore, it is recommended that the complaint may be transferred to HRBO for further handling and resolution.</p>

Date: 07-10-2024
Place: Ghaziabad.


Shri Naveen K
Scientist D


Hadiza Meena
Scientist C

HGZBO 
7/10/24