

Suo-moto Notice

To

The Director General,  
Department of Town & Country Planning,  
Plot No. 3, Madhya Marg,  
Sector- 18-C, Chandigarh.  
E-mail: [tcpharyana7@gmail.com](mailto:tcpharyana7@gmail.com)

1. The Haryana Right to Service Commission (hereinafter referred to as the Commission) has been constituted under Haryana Right to Service Act, 2014 (hereinafter referred to as the 'Act') to ensure delivery of notified services within notified timelines. These services have been notified by publication in the Official Gazette by the State Government under Section 3 of the Act.
2. The Section 17 of Haryana Right to Service Act, 2014 reads as under:
  - i) take *suo-moto* notice of failure to deliver service in accordance with this Act and refer such cases for decision to the First Grievance Redressal Authority or the Second Grievance Redressal Authority or pass such order, as may be appropriate;
  - ii) carry out inspections of offices entrusted with the delivery of services and the offices of the First Grievance Redressal Authority and the Second Grievance Redressal Authority;
  - iii) recommend Departmental action against any officer or employee of the State Government, who has failed in due discharge of functions cast upon him under this Act;
  - iv) recommend changes in procedures and process re-engineering for delivery of services which may make the delivery more transparent and earlier;

Provided that before making such a recommendation, the Commission shall consult the Administrative Secretary in-charge of the Department which is to deliver the service;

- v) recommend additional services to be notified under section 3 and may also suggest modification in the notifications already issued for better implementation of this Act;
- vi) issue general instructions, not inconsistent with the provisions of this Act for the guidance of Designated Officers, the First Grievance Redressal Authority and the Second Grievance Redressal Authority;
- vii) impose penalty on Designated Officer or any other official involved in the process of providing such service up to a sum of twenty thousand rupees, as deemed fit under the circumstances of the case and allow compensation up to five thousand rupees, to be paid to eligible person by defaulter;

viii) Where the Commission is satisfied that there are reasonable grounds to inquire into a matter arising out of the provisions of this Act, it may, *suo moto*, initiate an inquiry in respect thereof. The Commission shall, while inquiring into any matter under this section, have the same powers as are vested in a Civil Court while trying a suit under the Code of Civil Procedure, 1908, in respect of the following matters, namely: -

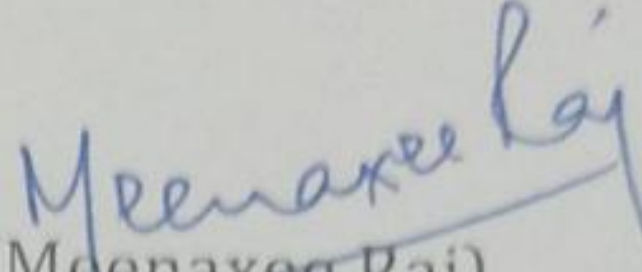
- i) summoning the parties;
- ii) receiving oral evidence on oath or written evidence on affidavits;
- iii) requiring the discovery and inspection of documents;
- iv) requisitioning of any public record from any office;
- v) obtaining copies of record from any court in accordance with law;
- vi) issuing summons for examination of witnesses or documents; and
- vii) any other matter, which may be prescribed.

3. That vide Registered letter dated 29.09.2021, Sh. Saurabh Singhal, Partner, Maa Saraswati Enterprises (Regd.), 541, sector-13, Hisar, Haryana (8373909277) has informed that he has applied for CLU of land measuring 21K 1m, V. Mirkan (Hisar) with all requisite documents on 24.12.2020 vide Dairy No. TCP-OFA/9413/2020 and his application Number is CLU/HR-1132A. A sum of Rs. 106483/- was deposited by the complainant on 23.12.2020 as fee. After which, some observations were raised by the Department of TCP, the same had been uplifted by the complainant in January, 2021. Since January 2021, complainant has received zero information upon what action has been taken by the Department in the matter nor any information about the status of application of Complaint. This has led to delay in grant of Change of land use (CLU) permission, which is a notified service under Haryana Right to Service Act 2014, at S. No. 144, (Department of Town and Country Planning) for which a timeline of 60 days is notified. Hence, a *suo-moto* notice is hereby issued to **Director General, Town & Country Planning being the Designated Officer** for delay in delivering timely services under service No. 144 notified under Haryana Right to Service Act, 2014, to ascertain the reasons for delay in delivery of services and further to decide whether any action for imposition of penalty /recommendation of departmental action is called for.
4. In exercise of powers of Civil Court conferred upon the Haryana Right to Service Commission, by Section 17(3) (c) of the Haryana Right to Service Act 2014, to conduct this Inquiry, **Director General, Town & Country Planning being the Designated Officer** is directed to furnish the information pertaining to case of Sh. Saurabh Singhal, Partner, Maa Saraswati Enterprises (Regd.), 541, sector-13, Hisar, Haryana (8373909277) by 14.10.2021.
5. Further, in exercise of powers of Civil Court conferred upon the Haryana Right to Service Commission, by Section 17(3)(a) of the Haryana Right to Service Act 2014, to conduct this Inquiry, the Commission further directs **Director General, Town & Country Planning being the Designated Officer** to appear before Shri T.C. Gupta,

IAS (Retd.), Chief Commissioner of the Commission either in person or through Video-Conference at 11.30 AM on 18.10.2021 for further proceedings in this inquiry.

Given under my hand and the seal of the Commission this 1<sup>st</sup> day of October, 2021.

BY ORDER OF THE HARYANA RIGHT TO SERVICE COMMISSION AT CHANDIGARH.

  
(Meenaxee Raj)  
Secretary

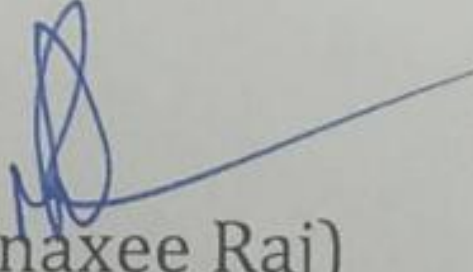
Haryana Right to Service Commission  
E-mail: [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in)

Endst. No. HRTSC/SM-27/TCP/2021/1659

Dated: 01.10.2021

A copy is forwarded to Sh. Saurabh Singhal, Partner, Maa Saraswati Enterprises (Regd.), 541, sector-13, Hisar, Haryana (8373909277) for information.



  
(Meenaxee Raj)  
Secretary

Haryana Right to Service Commission  
E-mail: [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in)