ESTD. 2014 UNDER THE HARYANA RIGHT TO SERVICE ACT

HARYANA RIGHT TO SERVICE COMMISSION,
S.C.O No.38 & 39 (2nd& 3rd FLOOR), SECTOR 17A, CHANDIGARH-160017
E-Mail Id: rtsc-hry@gov.in Telephone No-0172-2713050

No. HRTSC/SM-002/HSVP/1671. **Dated: .10.2021**

Post & E-mail

***Suo-moto*Notice**

To

1. Sh. Naresh Kumar Rana
Junior Engineer,
O/o Estate Officer-II, HSVP, C-1, infocity, Sector-34, Gurugram.

2. Sh.Vikas Saini,
Junior Engineer,
O/o Estate Officer-II, HSVP, C-1, infocity, Sector-34, Gurugram.

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. A suo moto notice bearing no. 6/29/2021/CC/HRTSC/1219-1220 dated 10.08.2021 was issued to EO-II, Gurugram to ascertain delay in notified services including DPC in case of Plot no. 3058P/46 & Site demarcation for plot no. 376SP/28 Gurugram. The EO-II, Gurugram vide office memo no. ADA/SPL/2021/13 dated 24.08.2021 had informed that the case was not produced physically before the then Estate Officer-II by you for 12 & 14 days respectively which led to delay in timely delivery of service No. 132 notified under Haryana Right to Service Act, 2014. Hence, a *suo-moto* notice is hereby issued to **Junior Engineers, HSVP, Gurugram, 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. 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 Sh. Mukesh Kumar, Record Keepar & Sh. Balraj Singh, Accountant, HSVP, Gurugram to appear before Shri T.C. Gupta, IAS (Retd.), Chief Commissioner of the Commission either in person or through Video-Conference at 12.00 noon on 13.10.2021 for further proceedings.

Given under my hand and the seal of the Commission this 2nd day of October, 2021.

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

Meenaxee Raj

(Meenaxee Raj)
Secretary
For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in