HARYANA RIGHT TO SERVICE COMMISSION
S.C.O. No. 38 & 39 (2nd FLOOR), SECTOR 17-A, CHANDIGARH-160017
E-mail: rtsc-hry@gov.in Telephone: 0172-2711050

ESTD. 2014 UNDER THE HARYANA RIGHT TO SERVICE ACT

File No. HRTSC/ File no. 114/SM-192 /2330 **Dated:07.06.2022**

To

Sh. Naresh Kumar,
Secretary, Municipal Committee, Beri, Jhajjar, Haryana
E-mail: secy.mc.beri@gmail.com

Subject: - Regarding Suo-moto notice no. HRTSC/ File no. 114/SM-192/1954 dated 13.05.2022.

I am directed to forward herewith a copy of the order dated 06.06.2022 passed by Sh. T.C. Gupta, Chief Commissioner, Haryana Right to Service Commission, Chandigarh in respect of above case for information and compliance.

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

Encl: as above.

Haryana Right to Service Commission Estd. 2014 under HRTSA

(Sube Khan)
Under Secretary-cum-Registrar
For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in

Endst. No. HRTSC/ File no. 114/SM-192 /2331 **Dated:07.06.2022**

A copy of the above is forwarded to Sh. Naveen Bansal (Complainant) for information.

(Sube Khan)
Under Secretary-cum-Registrar
For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in

HARYANA RIGHT TO SERVICE COMMISSION
S.C.O. No. 38 & 39 (2nd FLOOR), SECTOR 17-A, CHANDIGARH-160017
E-mail: rtsc-hry@gov.in Telephone: 0172-2711050

Final Orders

(In respect of Suo Moto notice no. HRTSC/File no.114/SM-191/1952 dated 13.05.22 and no. HRTSC/File no.114/SM-192/1954 dated 13.05.22 issued to Sh.Rohit, JE, MC-Beri and Sh. Naresh Kumar, Secretary, MC-Beri)

1. Sh. Naveen Bansal r/o Devi gali, Pana Chulian, Qasba Beri, District Jhajjar had submitted a complaint to the Commission vide letter dated 21.01.22 regarding sanitation issue around Bhimeshwari Temple in Beri. He informed that he had also filed a CM Window complaint on 18.06.21 and made multiple subsequent requests with Municipal Council, Beri but to no effect. His complaint also pertained to encroachment issues around the area, about which he was informed that the same is out of Commission's purview. Taking cognizance of the sanitation issue as it is a notified service under Haryana Right to Service Act, 2014 at sr. no. 32-Removal of Solid Waste, for which notified period is 2 working days, a letter no. HRTSC/Comp-42/ULB/2022/0588 dated 15.02.22, followed by a reminder dated 10.03.22 was issued to Secretary, MC-Beri to take cognizance and furnish an action status report to the Commission by 08.03.22 and 24.03.22 respectively. In response, a letter dated 10.03.22 was received from Secretary, MC-Beri vide which it was informed that the solid waste had been removed. In view of the delay caused, further communication dated 01.04.22 followed by reminder dated 21.04.22 was sent to Secretary, MC-Beri to explain why the issue had not been taken up on the basis of the CM Window dated 18.06.21. He was given time till 14.04.22 and 28.04.22 for the same respectively. On non-receipt of reply within the stipulated time, suo moto notices were issued to Sh. Naresh Kumar, Secretary, MC-Beri and Sh. Rohit, JE (Additional Charge of Sanitary Inspector) to ascertain the reasons for delay in delivery of a notified service beyond prescribed timelines and further to decide whether any action for imposition of penalty, recommendation of Departmental action was called for. They both were asked to submit their replies by 31.05.22 and appear before the Commission on 01.06.22 in person or through VC.

2. Reply from Sh. Rohit was received on 25.05.22 and Sh. Naresh sent his reply on 31.05.22. Both of them appeared for the hearing through VC on

01.06.22. In his reply, Sh. Rohit informed that he had joined MC Beri on 09.10.21 as a Junior Engineer, and though he had never actually been officially given the charge of Sanitary Inspector, he had taken cognizance of the complaint and resolved the same within a day of receiving. During the hearing, he also informed that the post of Sanitary Inspector was, in fact, vacant at MC-Beri, due to which he had to take care of this work. On checking, he could not provide the exact date of cleaning. He further ensured that timely cleaning was now being ensured in the material area. Sh. Naresh's reply had informed that he had joined the post of Secretary, MC-Beri on 09.05.22, which was post the date of letters of Commission. During the hearing, he endorsed the statement of Sh. Rohit regarding regular cleaning and had also enclosed photos, to prove the same, along with his reply.

3. The Commission has considered all the facts and submissions of the case. Considering that the cleaning has now been effected and that the CM window complaint dated 18.06.21 primarily concerned with encroachment issue, only mentioning the sanitation issue as an additional problem, the Commission is taking a lenient view in this case and filing both the Suo Moto notices. However, Secretary, MC-Beri is directed to sensitize all concerned employees at MC-Beri under him to be more cognizant towards the complaints of public. The need for Commission's intervention should not normally arise in such cases. He should also ensure replying to Commission's letters timely in future.

Haryana Right to Service Commission
-sd-
(T.C. Gupta)
CC, HRTSC
Estd. 2014 under HRTSA

Dated: 6th June, 2022