

HARYANA RIGHT TO SERVICE COMMISSION
SCO No- 38-39, SECTOR 17A (2nd& 3rd floor) CHANDIGARH- 160017

No. HRTSC/File no. 125/SM-250/2908
Post & E-mail

Dated: 15.07.2022

Suo-moto Notice

To

Sh. Sandeep Aggarwal, HCS,
Sub Divisional Magistrate, Bhiwani

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. On perusal SARAL reports for the Transport Department as on 19.06.2022, it was found that 1570 applications were under process, which were outside RTS. Cases with delay of 30 days or more were perused and it was observed that for District Bhiwani, one application related to notified service was under process, which was outside RTS (as enclosed), for which you, Sh. Sandeep Aggarwal, HCS, Sub Divisional Magistrate, Bhiwani being the Designated Officer are responsible for delay in delivery of notified service. Taking cognizance of the issue as it is a notified service at serial no.235, namely, Dealer Point Temporary Registration for which notified timeline is 2 working days, this Suo Moto notice is hereby issued to you, Sh. Sandeep Aggarwal, HCS, Sub Divisional Magistrate, Bhiwani to decide as to why a penalty of Rs.20,000 may not be imposed upon you and a compensation of ₹5000 may not be paid to the applicant in this case for your act of omission & leading to delay in delivery of notified service in the case enclosed .
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, you, Sh. Sandeep Aggarwal, HCS, Sub Divisional Magistrate, Bhiwani are directed to furnish the reply pertaining to this case by 29.07.2022 through email at rtsc-hry@gov.in. The reply should be signed by you and not by anyone on your behalf.

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




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

Service Detail Level Report

Department Name Transport Department	Service Name Dealer Point Temporary Registration	District Name BHIWANI	Application Number HRZ2051432311007	Action Status In Process	Application Start Date 14/05/2022	RTS Date 17/05/2022	Last Action Date 27/05/2022	Date of download 19/06/2022	Difference between Date of download and RTS Date #VALUE!	File With User BHIWANI	SARAL ID RLA	Location Type RLA	Location Name Bhiwani	Data Last Received On 28/05/2022
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