

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

No. HRTSC/ file no. 146/SM-296/ 4315
Post & E-mail

Dated: // .10.2022

Suo-moto Notice

To

Sh. Amit Kumar, HCS
Estate Officer, HSVP, Faridabad

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. Sh. Ram Kishore Sharma, S/o Late Sh. Jiva Ram Sharma, R/o H.No. 1136, Sector-55, Faridabad had submitted a complaint to the Commission on 29.06.2022 submitting that he is a re-allottee of Plot no. 1136, Sector 55, Faridabad and had received his re-allotment letter in respect of above mentioned plot vide no. 8669 dated 22.03.2010 but the details regarding the same were not updated on the PPM system. So, he applied for the updation of the same vide application no. 5110 dated 25.05.2022 in the office of Estate Officer, HSVP, Faridabad but the same is pending till date. The complainant has further submitted that due to the same, he is not able to avail notified services such as the "Transfer Permission- Family". Taking cognizance of the issue as it directly impacts the delivery of notified services namely "Re-allotment letter and Transfer Permission" notified under the Haryana Govt. Gaz. (Extra.), dated Dec 3, 2021, a letter no. 2983 dated 19.07.2022 followed by a reminder letter no. 3394 dated 10.08.2022 was issued to the Estate Officer, HSVP, Faridabad, Haryana to take cognizance and furnish action taken/ status report to the Commission by 04.08.2022 and 23.08.2022 respectively. However, no response has been received so far in the matter. Thus, a suo-moto notice is hereby issued to you, Sh. Amit Kumar, HCS, Estate officer, HSVP, Faridabad, Haryana for prima facie causing delay in timely delivery of services under the 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, you, Sh. Amit Kumar, HCS, Estate officer, HSVP, Faridabad, Haryana are directed to furnish the reply pertaining to this case by 19.10.2022 through email at rtsc-hry@gov.in. The reply should be signed by you and not by anyone on your behalf.

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 you, Sh. Amit Kumar, HCS, Estate officer, HSVP, Faridabad, Haryana to appear before Shri T.C. Gupta, Chief Commissioner of Haryana Right to Service Commission either in person or through Video-Conference at 10.30 am on 21.10.2022 for further proceedings in this inquiry if the reply in the matter is not sent by 19.10.2022.

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



(Hitender Kumar, HCS)
Secretary

For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in

Endst. No HRTSC/ File No. 146 / SM - 296 / 4316

Dated: 11.10.2022

A copy is forwarded to Sh. Ram Kishore Sharma (complainant) to inform him to be present through VC during hearing.

(Hitender Kumar, HCS)
Secretary

For Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in