

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

No. HRTSC/ File No. 133/24-304/4847  
Post & E-mail

Dated: 10.11.2022

**Suo-moto Notice**

To

Sh. Himanshu Latka,  
Executive Engineer-VII,  
DULB, Panchkula Haryana

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. Tarsem Kumar S/o Sh. Kishan Chand R/o 11, D Block, Sirsa, Haryana had submitted a complaint to the Commission, vide letter dated 26.05.2022, that he had applied for conveyance deed of his house in Municipal Council, Sirsa on 30.07.2021 vide application no.6264. He informed that the same is still pending owing to non-receipt of clarification from DULB on a letter sent by DMC, Sirsa dated 11.05.2022(copy encl.). The complainant further informed that he had raised his grievance on multiple platforms including CM Window, Directorate of Urban Local Bodies and also to DC, Sirsa but the Conveyance



Deed was still pending. Taking cognizance of the issue as it is a notified service under Haryana Right to Service Act, 2014 namely, issuance of Conveyance Deed in Municipal Corporation, Municipal Councils and Municipal Committees (Department of Urban Local Bodies) with notified timeline of 15 days, a letter dated 09.06.2022 followed by one reminder dated 15.07.2022 was issued to the Director, ULB, Haryana with the request to furnish clarification to DMC, Sirsa under intimation to the Commission by 24.06.2022 and 26.07.2022 respectively. On lack of response, a suo-moto notice dated 31.08.2022 was issued to Sh. Dusmanta Kumar Behera, IAS, Director, ULB, Haryana. In reference, memo no.9001 dated 14.09.2022 and memo no. 10021 dated 21.10.2022 received (copies enclosed) inform that Sh. Himanshu Latka, Executive Engineer-VII was responsible for not replying in DMC, Sirsa's letter dated 11.05.22 and Commission's two letters. Thus, a suo-moto notice is hereby issued to you, Sh. Himanshu Latka, Executive Engineer-VII, DULB, Panchkula, Haryana to ascertain the reasons for not responding to the Communications of the Commission, delay in delivery of notified service beyond the prescribed timelines and to further 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

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. Himanshu Latka, Executive Engineer-VII, DULB, Panchkula Haryana are directed to furnish the reply pertaining to this case by \_\_\_\_\_ through email at [rtsc-hry@gov.in](mailto: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. Himanshu Latka, Executive Engineer-VII, DULB, Panchkula Haryana to appear before Shri T.C. Gupta, Chief Commissioner of Haryana Right to Service Commission in person at 11:00 AM on 24/11/22, if reply is not submitted by 21/11/22 for further proceedings in this inquiry.

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

**Encl: As above**



(Hitender Kumar, HCS)  
Secretary

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

**Endst. No HRTSC/ File No. 133/SM-304/4848**

**Dated: 10.11.2022**

A copy is forwarded to Sh. Tarsem Kumar (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](mailto:rtsc-hry@gov.in)