



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

HRTSC/File no.138/SM-289 /4907

Dated: 14.11.2022

To

Sh. Vikas Deswal,
Sanitary Inspector, Municipal Council,
Bhiwani, Haryana

Subject: - Final order regarding Suo-moto notice no. HRTSC/File no.138/SM-289/3977 dated 15.09.2022.

I am directed to forward herewith a copy of the order dated 11.11.2022 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.



(Sube Khan)

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

Final Orders

(In respect of Suo Moto notice no. HRTSC/3976/File no.138/SM-288 dated 15.09.22, no. HRTSC/3977/File no.138/SM-289 dated 15.09.22 and no. HRTSC/3975/File no.138/SM-291 dated 15.09.22 issued to Sh.Rajesh, EO, Municipal Council, Bhiwani, Sh.Vikas Deswal, Sanitary Inspector, Municipal Council, Bhiwani and Sh.Sanjay Singh, Sanitary Inspector, Municipal Council, Bhiwani)

1. On perusal of SARAL reports, 5 cases of notified services namely- Issuance of Trade License and Removal of Solid Waste- were found pending beyond RTS timelines with Municipal Council, Bhiwani, Haryana as on 20.06.22:

Service Name	District Name	Application Number	Application Start Date	RTS Date
Issue Certificate of Trade Licence	BHIWANI	020112124000001	24/06/2021	15/07/2021
Removal of Solid Waste from Streets/Roads	BHIWANI	113487	12/03/2022	15/03/2022
Removal of Solid Waste from Streets/Roads	BHIWANI	121169	19/05/2022	20/05/2022
Removal of Solid Waste from Streets/Roads	BHIWANI	122012	02/06/2022	06/06/2022
Removal of Solid Waste from Streets/Roads	BHIWANI	122259	04/06/2022	07/06/2022

Taking cognizance of these, a letter dated 27.06.2022 followed by a reminder dated 16.07.2022 were sent to the Executive Officer, Municipal Council, Bhiwani, Haryana to take cognizance in each case and share a report informing the completion of these cases to the Commission by 12.07.2022 and 26.07.2022 respectively. However, no reply was received from MC-Bhiwani. Therefore, a suo-moto notice was issued to Sh. Rajesh, Executive Officer, MC-Bhiwani for their supervisory lapse. Suo Moto notices were also issued to Sh. Vikas Deswal, Sanitary Inspector, Municipal Council Bhiwani and Sh. Sanjay Singh, Sanitary Inspector, being the Designated Officers for service- Removal of Solid Waste to decide as to why a penalty of Rs. 20,000 in each case may not be imposed and compensation of Rs. 5,000 in each case may not be paid to the applicant in these cases for the delay in delivery of a notified services. All three of them were asked to submit their replies by 28.09.22 and appear before the Commission on 03.10.22 for hearing in person/through VC.

2. Sh. Rajesh and Sh. Sanjay Singh submitted their replies on 30.09.22. Reply of Sh. Vikas Deswal was also received on 30.09.22 but the same was signed by Secretary, MC, Bhiwani. All three of them appeared for hearing on 03.10.22. While Sh. Sanjay Singh and Sh. Vikas Deswal appeared through VC, Sh. Rajesh was heard telephonically. Replies from Sh. Vikas Deswal and Sh. Sanjay Singh stated that out of the 4 complaints of Removal of Solid Waste under consideration, one pertained to PHED. For the remaining three, the resolution had been effected on time but the same were not closed on the portal. Both of them were told the exact date of resolution should have been mentioned in their replies. They were asked to share the same. Sh. Vikas Deswal was also told that in the event of issuance of a Suo Moto notice in his name, the reply should also be signed under his name in future. Sh.Vikas Kumar subsequently submitted a report dated 03.10.22, which showed dates on which the 4 complaints were closed on Swachh Haryana Portal. Sh. Rajesh, vide letter dated 30.09.22, had informed of a medical issue which would prevent him from attending the hearing dated 03.10.22. However, he ended up attending the same telephonically. He was told to submit a report on the pending case of Issuance of Trade License. A subsequent report dated 14.10.22 from him informs that the work of Issuance of Trade License is only done by Corporations and not by Councils/Committees. He further states that owing to this, they never had any ID-Password.

3. The Commission has considered all the facts and submissions of this case. In view of assertions of timely resolution by Sh. Vikas Deswal and Sh. Sanjay Singh, the suo moto notices against them are filed. However, they are advised to monitor pendency through Antyodaya SARAL portal as well in future. In view of Sh. Rajesh's assertion, the suo moto notice against him is also filed. However, Director, Urban Local Bodies, is requested to look into the issue cited by Sh. Rajesh, If the Trade License service is only applicable for Corporations, then applications under Councils/Committees should be immediately deactivated. In case it is applicable for Councils/Committees, then the required login details sharing, training etc should be taken up.

11th November, 2022

