



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.140/SM-283/5604

Dated:30.12.2022

To

Sh. JP Sihag,
Chief Town Planner (HQ) ULB, Haryana

Subject: - Final order regarding Suo-moto notice no. HRTSC/ File no.140/SM-283/3917 dated 13.09.2022.

I am directed to forward herewith a copy of the order dated 28.12.2022 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



(Hitender Kumar, HCS)
Secretary

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

Endst. No. HRTSC/File no.140/SM-283/5605

Dated:30.12.2022

A copy of the above is forwarded to the following:

- 1.DULB,Haryana and MC, Sonapat for information and compliance
- 2.Sh. Naresh Kumar, the then District Town Planner, Sonapat, Haryana and Sh. Vaibhav Kapoor(complainant) for information.

(Hitender Kumar, HCS)
Secretary

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



FINAL ORDERS

(In respect of suo moto notice no. HRTSC/File no. 140/SM-283/3917 dated 13.09.22 issued to Sh. J.P. Sihag, CTP, DULB)

1. Sh. Vaibhav Kapoor had submitted a complaint to the Commission, vide e-mail dated 13.07.2022, informing that he had applied for CLU along with all the documents and fees on 04.03.2021 vide application no.1805022867. However, the same was pending beyond RTS timeline. Taking cognizance of the issue as it is a notified service under Haryana Right to Service Act, 2014, namely '**Change of land use permission for the sites situated within various controlled areas falling with the municipal limits**' (Department of Urban Local Bodies) with notified timeline of 60 days, a letter no.2895 dated 15.07.2022 followed by a reminder vide letter no.3401 dated 10.08.2022 was issued to the **Chief Town Planner, Urban Local Bodies HQ**, Haryana to take cognizance and furnish action taken/ status report to the Commission by 28.07.2022 and 18.08.2022 respectively. However, no response was received within the stipulated timeline. Thus, a suo-moto notice was issued to Sh. JP Sihag, Chief Town Planner (HQ) ULB, Haryana, being the Designated Officer for the service in question, for causing delay in timely delivery of service notified under 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 of Rs.20,000/recommendation of departmental action was called for. He was asked to submit his reply by 27.09.22 and appear before the Commission for a hearing on 29.09.22.

2. Sh. J.P Sihag submitted his reply vide letter dated 27.09.22 and appeared before the Commission in person on 29.09.22. His reply informed that post application, the case had been forwarded to Commissioner, MC Sonapat and DTP, Sonapat. It stated that the Corporation had forwarded two sets of physical documents to the DTP on 23.06.22 and the DTP conveyed certain observations regarding document requirements for the case to the Corporation on 05.07.22 (sent online on 13.07.22). On receiving the required documents from the complainant, the same were forwarded by the Corporation to the DTP on 21.07.22, who in turn sent his comments back on 10.08.22. The Corporation then did not take any action on the case till letters dated 15.09.22 and 19.09.22 (seemingly sent post issuance of Commission's Suo Moto Notice) were written by DULB HQ to them. The Corporation then sent their comments to the DULB HQ on 19.09.22, post which LOI dated 27.09.22 was issued to the complainant for fulfilling certain terms and conditions before the grant of CLU. The letter