



HARYANA RIGHT TO SERVICE COMMISSION  
S.C.O. No. 38 & 39 (2<sup>nd</sup> FLOOR), SECTOR 17-A, CHANDIGARH-160017  
E-mail: [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in) Telephone: 0172-2711050

HRTSC/File no.151/SM-320,321 | 071

Dated: 05.01.2023

To

Sh. Sujan Singh, IAS,  
Labour Commissioner,  
Labour Department, Haryana.

**Subject: -** Final order regarding Suo-moto notice no. HRTSC/ File no.151/SM-320/5047 and SM-321/5048 dated 18.12.2022.

Sir,

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I am directed to forward herewith a copy of the order dated 03.01.2023 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.



*S Khan*

(Sube Khan)

Under Secretary-cum-Registrar  
For Haryana Right to Service Commission  
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**Final Orders**

**(In respect of Suo Moto notices No. HRTSC/File No.151/SM-320/5047 dated 18.12.2022 and No. HRTSC/File No.151/SM-321/5048 dated 18.12.2022 issued to Sh. Sujan Singh, IAS, Labour Commissioner, Labour Department, Haryana)**

1. A detailed analysis of applications under process outside RTS pertaining to the Building and Other Construction Worker's Welfare Board as on 03.11.2022 was done. It was found that 7,309 applications were pending on Antyodaya SARAL portal pertaining to various welfare schemes provided by the Board. Out of these 7,309 applications, 720 (10+83+627) applications which had been submitted in 2019, 2020 and 2021 were also pending. On further probing the data, the difference between the 'application submit date' and 'RTS due date' was calculated for all the 7,309 applications to account for the time taken by the Board in case the 'RTS stop clock' feature is utilized. It was found that in 32 cases, the difference was more than 500 days, yet as on 03.11.2022, these 32 applications were pending. Hence, it could be inferred that the Board used 'stop clock' feature twice or thrice, however the same couldn't be concluded. Further, if the feature was used numerous times, it defeats the purpose of time bound delivery of notified service. Thus, separate suo-moto notices were issued to Sh. Sujan Singh IAS, Labour Commissioner, Labour Department, Haryana for 32 cases which have been pending since 2019 and have a difference of more than 500 days between the application submit date and the RTS due date, and the remaining 688 cases, so as to ascertain the reasons for delay in delivery of notified service beyond the prescribed timelines and to further decide as to why a penalty of ₹20,000 may not be imposed upon those responsible for delay and a compensation of ₹5,000 may not be paid to the applicant in delayed cases for their act of omission.
2. A response dated 30.11.2022 was received from the Labour Commissioner-cum-Secretary, HBOCWW wherein comments from officers/officials on each application and status of each application in question, was mentioned along with remarks regarding the action taken by the Board.
3. A hearing in this matter was conducted on 07.12.2022 at 11:00 am which was attended by Sh. Sujan Singh IAS, Labour Commissioner-cum-Secretary, HBOCWW. The respondent submitted that the Board has taken pro-active steps to dispose off the legacy pendency and has done a detailed review of all the 720 cases. He also mentioned that the reason for high pendency of applications beyond RTS timelines was no response or delayed response from the applicants

regarding the queries. To resolve for the same, the Board has now incorporated a feature of auto- rejection whereby if the applicant does not comply with the objection raised by the Board within RTS timelines, the application will be auto rejected. Further, he assured the Commission that the Board is actively reviewing the applications pending outside RTS and there won't be any intentional delay in the delivery of notified services in future. After considering all the facts and submissions of the case, the Commission is of the view that though the Board had a huge number of applications pending outside RTS, it has intensified its efforts and is pro-actively taking cognizance of the pending applications. Hence, in the light of the assurance made by the respondent, the Commission is filing the notices issued to Sh. Sujan Singh IAS, Labour Commissioner-cum-Secretary, Labour Department, with the hope that he will live upto his assurance.

January 3<sup>rd</sup>, 2023

