



**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

No. HRSC-020001/29/2022/ 3991

Dated: 16. 09.2022

**FINAL ORDER**

To

Sh. Omdutt Sharma,  
Mining Officer,  
Mines & Geology Department,  
Panchkula, Haryana.  
E-mail: [miningpanchkula@gmail.com](mailto:miningpanchkula@gmail.com)

**Subject:- RTS Performance Report of Mines and Geology Department.**

I am directed to forward herewith a copy of the Final order dated 15.09.2022 passed by Sh. T.C. Gupta, Chief Commissioner, Haryana Right to Service Commission, Chandigarh in respect of above case for information and compliance.

(Sube Khan)

Under Secretary-cum-Registrar,  
Haryana Right to Service Commission  
E-mail: [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in)

Endst. No. HRSC-020001/29/2022/ 3992

Dated: 16. 9. 22

A copy of the above is forwarded to the Director, Mines & geology department, Haryana e-mail: [dmg.mines-hry@nic.in](mailto:dmg.mines-hry@nic.in) for information please.

(Sube Khan)

Under Secretary-cum-Registrar,  
Haryana Right to Service Commission  
E-mail: [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in)

**Encls: as above.**



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**Website: haryana-rtsc.gov.in Telephone: 0172-2711050**

**FINAL ORDERS**

**(In respect of hearing dated 08.09.22 conducted with Sh. Omdutt Sharma, Mining Officer, Panchkula)**

1. On perusal of monthly RTS performance reports for September-December, 2021 shared by Director General- Mines and Geology Department vide letter dated 29.03.22, the following lapses were observed on part of Mining Office, Panchkula

<b>Grant of Mineral Dealer License</b>		
<b>Sr. No and Applicant name</b>	<b>Lapse Identified</b>	<b>Final Decision on the Case</b>
1 (M/S Tirupati Roadways)	402 days taken by FO2 for sending report; Thrice the case went to and fro between MO and FO2 with the same comment- FO2 submitting that the case to be rejected and MO sending back asking for report.	Rejected
2 (M/S Shri Ganesh Royalty)	330 days taken by MO	Rejected
3 (M/S Shri Ganesh Royalty)	425 days taken by the concerned functionary for report	Rejected

A letter dated 11.05.22 and reminder dated 08.07.22 were sent to Mining Officer, Panchkula to clarify the reasons for delay in the above cases. On non-receipt of reply on either, Mining Officer, Panchkula- Sh. Omdutt Sharma was directed to appear before the Commission on 08.09.22 along with the complete record of the 3 cases under consideration.

2. Sh. Omdutt Sharma appeared in person before the Commission on 08.09.22, but instead of the complete record, he had brought with him the portal workflow that the Department HQ had already submitted to the Commission. He shared his reply during the hearing. His reply stated that all the three cases had been rejected owing to certain deficiencies. It then went on to state generic reasons like heavy workload and staff shortage in the office of Mining Officer, Panchkula. In case at sr. no.1 above, on being questioned on the repeated to and fro of the case between him and the officer with the designation 'FO2' on the portal, Sh. Omdutt Sharma stated that the power of rejection rests with DG-Mines and Geology. He was told that in that case, he did not need to send the application back repeatedly to 'FO2' and should have sent to the Director with the recommendation to reject. Sh. Omdutt did not have any further response on this. He stated that the applicant had eventually communicated

verbally that they did not want the license. However, Sh. Omdutt could not produce any written document to support this claim. It was also noted that while sending the case to the Department HQs, Sh. Omdutt has merely mentioned 'Does not fulfill conditions as per rule' without specifying which rule. He admitted that this was a lapse on his part. In case at sr. no.2, Sh. Omdutt Sharma again cited verbal communication from the applicant regarding not wanting the license anymore without producing any documentary proof for the same. For case at sr. no.3, it was observed that the delay of 425 days was at the end of the concerned marked as [services.miningpkldsp@gmail.com](mailto:services.miningpkldsp@gmail.com) on the Department portal. Sh. Omdutt was asked to send the name of the officer handling this user ID during the timeline of the case under question to the Commission. Sh. Omdutt was also asked regarding lack of replies on Commission's earlier letters. He stated that he did not get those and will go back and check in his office as to why the mails were not shared with him.

3. The Commission has considered all the facts and submissions of the case. No justifiable cause for delay could be provided by Sh. Omdutt Sharma for the highly inordinate delays observed in the 3 cases under consideration. Taking over one year for forwarding an application for which the notified timeline itself is 45 working days is gross negligence. In cases at sr. no. 1 and 2 above, since the delay is clearly on the part of Sh. Omdutt Sharma himself, exercising powers conferred under Section 17(1)(h) of the Haryana Right to Service Act, 2014, the Commission imposes penalty of Rs. 20,000 and Rs. 10,000 respectively in both the cases. For case at sr. no.3, Sh. Omdutt Sharma to share the name of the concerned officer/official as sought by the Commission without any delay. Final decision will be taken after holding an inquiry with the responsible person. He is directed deposit the penalty in the State Treasury under the Receipts head 0070-60-800-86-51 and intimate the Commission along with photocopies of the Challan at its email ID- [rtsc-hry@gov.in](mailto:rtsc-hry@gov.in) - within 30 days of issuance of these orders. In case this is not done, Director, Mines and Geology is directed to deduct the amount of penalty form his salary of October month to be paid in November provided it does not exceed 1/3<sup>rd</sup> of his gross salary. Remaining amount, if any be deducted in next month and deposited in the State Treasury. Information about the same be sent to the Commission in due course.

-sd-

(Trilok Chand Gupta)  
CC, HRTSC

15<sup>th</sup> September, 2022