HARYANA VIDHAN SABHA

COMMITTEE ON PETITIONS

(2014-2015)

(FIFTH REPORT)

REPORT

on

Various Petitions received by the Committee

(Presented to the House on 18th March, 2015)

HARYANA VIDHAN SABHA SECRETARIAT
CHANDIGARH
2015

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COMPOSITION OF THE COMMITTEE ON PETITIONS

(2014-2015)

(Constituted on 3rd May, 2014 for the year 2014-15 till the dissolution of the Assembly)

CHAIRPERSON

1 Sh Bharat Bhushan Batra MLA

MEMBERS

2 Shri Anil Dhanton MLA

3 Sh Raj Pal Bhukhri MLA

4 Sh Zile Ram Sharma, MLA

5 Shri Phool Singh Kheri MLA

6 Shri Krishan Lal Kamboj MLA

7 Shri Gopal Kanda MLA

SPECIAL INVITEE

*8 Shri Devender Kumar Bansal, MLA

*9 Shri Dharam Pal Obra MLA

*Nominated vide Notification No HVS/Petitions/1/2014 15/50 dated 15th May 2014

(Constituted on 25th November, 2014 for the remaining period of the year 2014 15)

CHAIRPERSON

1 Shri Ghanshyam Dass MLA

MEMBERS

2 Shri Anand Singh Dangi MLA

3 Smt Geeta Bhukkal MLA

4 Shri Balwan Singh MLA

5 Shri Randhir Singh Kapriwas MLA

6 Shri Shyam Singh Rana MLA

7 Shri Ravinder Machhrouli MLA

SPECIAL INVITEE

8 Shri Zakir Hussain MLA

*Nominated vide Notification No HVS/Petitions/1/2014 15/96 dated 10th December 2014

SECRETARIAT

1 Shri R K Nandal Secretary

2 Shri V K Kakkar Deputy Secretary

INTRODUCTION

1 I Ghanshyam Dass Chairperson of the Committee on Petitions having been authorized by the Committee in this behalf present this Fifth Report of the Committee on Petitions on the various Petitions received by the Committee

2 The Committee considered all the Petitions as per the details given in the Report and examined the concerned Government Officers The Committee made its observations and has tried its level best to redress the grievances of the Petitioners to the maximum extent

3 The Committee considered and approved this report at their sitting held on 4th March 2015

4 A Brief record of the proceedings of the meetings of the Committee has been kept in the Haryana Vidhan Sabha Secretariat

5 The Committee would like to express their thanks to the Government Officers and other representatives of various departments who appeared for oral evidence before them for the cooperation in giving information to the Committee

6 The Committee is also thankful to the Principal Secretary and other Officer/ Officials of Haryana Vidhan Sabha Secretariat for their whole hearted cooperation and assistance given by them to the Committee

Chandigarh **(Ghanshyam Dass)**

The 4th March 2015 **CHAIRPERSON**

REPORT

The Committee on Petitions for the year 2014 15 consisting of seven Members was nominated by the Hon ble Speaker Haryana Vidhan Sabha on 5th May 2014 under Rule 268 of the Amended Rules of the Rules of Procedure & Conduct of Business in the Haryana Vidhan Sabha This Committee remained in existence till the dissolution of the assembly Two special invitees were also nominated by the Hon ble Speaker to serve on this Committee

On 25th November 2014 the Committee on Petitions for the remaining period of year 2014 15 consisting of seven Members was nominated by the Hon ble Speaker Haryana Vidhan Sabha under Rule 268 of the Amended Rules of the Rules of Procedure & Conduct of Business in the Haryana Vidhan Sabha Shri Ghanshyam Dass MLA was nominated as Chairperson of the Committee by the Hon ble Speaker One special invitee was also nominated by the Hon ble Speaker to serve on this Committee

The Committee held 40 sittings during the year 2014 15 (till finalization of the Report)

The details of Petitions for redressal of their grievances are as under —

1 **PETITION RECEIVED FROM SH NARAIN DASS VERMA RESIDENT OF KARNAL REGARDING NON CONSTRUCTION OF ROAD SINCE LAST 30 YEARS FROM LAL CHAND MANDIR TO VERMA FARM IN NILOKHERI TOWN, DISTT KANRAL**

The Petition received from Sh Narian Dass Verma, and referred to the Committee by the Hon ble Speaker reads as under

सेवा मे

अध्यक्ष महोदय कुलदीप शर्मा जी
हरियाणा विधान सभा स्पीकर।

विषय **30 सालो से शहर नगर पालिका नीलोखेड़ी की सड़क एक बार भी न बनने के बारे मे जो लाल जी मन्दिर से वर्मा फार्म तक।**

निवेदन यह है कि पिछले 10 सालो से मै इस सडक बनवाने बारे मे पिछले रह चुके एम एल ए चौ0 चन्दा सिंह व जयसिह राणा जी व कई अन्य प्रधान व काग्रेस के कुछ अन्य अधिकारियो से निवेदन करता रहा अब मै पिछले तीन सालो से एक दर्खास्त आपको इस सडक बनवाने के लिए दी थी इस दर्खास्त को आपने डायरेक्टर लोकल बॉडी हरियाणा को बनवाने हेतु दी थी। मगर लोकल वार्डी के डायरेक्टर ने इस दर्खास्त को ये कहकर कि इस सडक का ऐस्टीमेट 25 लाख से कम है इसको उपायुक्त महोदया करनाल को भेज दी है। जब मै उपायुक्त महोदया से मिला उन्होने नगर पालिका नीलोखेडी से इस सडक को बनवाने के ब्यौरा मागा नगर पालिका नीलोखेडी ने उपायुक्त महोदया को ये लिखा कि ये सडक तीस वर्षो से पहले बनाई हुई है और काफी खराब हालात मे है जिसकी कॉपी सलग्न है फिर उपायुक्त महोदया ने नीलोखेडी से इस सडक का ऐस्टीमेट मगवाया जोकि नगर पालिका ने इसका ऐस्टीमेट साढे 22 लाख के करीब भेजा। जब मै उपायुक्त महोदया से मिला तो उन्होने ये कहकर मुझे ये कहा इसका पैसा मेरे पास नहीं है जबकि उपायुक्त महोदया ही इस विकास कार्य के अनुमान की प्रशासकीय स्वीकृति प्रदान करने का कष्ट करे। क्योकि 25 लाख रुपये तक के विकास कार्य के अनुमान की प्रशासकीय स्वीकृति प्रदान करने हेतु आप ही सक्षम प्राधिकारी है। ये प्रतिक्रिया की कॉपी आपको सलग्न कर रहे है जो नगर पालिका ने इस सड़क का ऐस्टीमेट बनाया है उसकी भी कॉपी आपको सलग्न कर रहे है। कृपया इस सडक को बनाने के लिए उचित कार्यवाही व हमारी ये शिकायत कमेटी मे उजागर करे।

आपकी अति कृपा होगी।

धन्यवाद सहित।

भवदीय

नारायण दास वर्मा (उप प्रधान)
जिला काग्रेस कमेटी करनाल।

The Petition was placed before the Committee in its meeting held on 25 05 2013 and the Committee considered the same and decided that said petition may be sent to the concerned department for sending their comments within a period of 7 days No reply was received from the concerned department

The Committee orally examined the Director Urban Local Bodies Haryana Secretary Municipal Committee Nilokheri and Petitioner in its meetings held on 07 08 2013 and 25 06 2014 in which Committee made following observations

Shri Narain Dass Verma Vice President District Congress Committee, Karnal has filed this petition To cut short the dispute Shri P Raghvendra Rao Additional Chief Secretary to Govt Haryana Urban Local Bodies Department Chandigarh has taken note of this problem He has also seen the letter written by the Govt of India to the concerned Deputy Commissioner in 1953 He has also assured that this problem will be solved and road shall be made within 30 days positively He also assures that necessary action will be taken accordingly

Shri Narian Dass Verma is present He can take any document from this file which is of his use

Petition is disposed off accordingly

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2 PETITION RECEIVED FROM SHRI MANISH CHANDNA, 633, KAMAL APARTMENTS PLOT NO 5 SECTOR 7, DWARKA, NEW DELHI, REGARDING DELAY IN POSSESSION OF HUDA PLOT NO 3452, SECTOR 57, GURGAON

The Petition received from Shri Manish Chandna reads as under

The Chairman
Petition Committee
Haryana Vidhan Sabha
Chandigarh

Subject Delay in Possession of HUDA plot No 3452 in Sector 57, Gurgoan, & till date I have not received the possession of my plot

Dear Sir

With refernece of HUDA allotment letter dated 11/02/2005 (Memo No 1301) I wish to bring your kind attention that I have been allotted a freehold residential plot of 8 Marla (171Sq Mtrs) in Sector 57 Gurgaon

As per the requirement of the payment schedule I have deposited all the installment well in time (with the last yearly installment paid on March 22 2011) and have no dues pending against my plot however I am still awaiting possession of my plot

Even after more that one year there is no official communication from the Estate Officer Gurgaon regarding when I will be provided with the possession of my plot

Following are the details (photocopies enclosed) of the payments deposited against my plot

1 Bankers Cheque No 804296 of Rs 71 820 dated 10/03/2004 drawn on State Bank of India Hari Nagar New Delhi

2 Bankers Cheque No 163212 of Rs 1 07 730 dated 02/03/2005 drawn on Indian Overseas Bank Janak Puri New Delhi

3 Bankers Cheque No 868005 of Rs 89 775 dated 09/02/2006 drawn on ABN AMRO Bank Gurgaon Haryana

4 Bankers Cheque No 502262 of Rs 89 775 dated 27/01/2007 drawn on Deutsche Bank KG Marg New Delhi

5 Bankers Cheque No 092274 of Rs 90 000 dated 10/01/2008 drawn on Deutsche Bank KG Marg New Delhi

6 Bankers Cheque No 878516 of Rs 90 000 dated 03/02/2009 drawn on Deutsche Bank KG Marg New Delhi

7 Bankers Cheque No 1450000 of Rs 90 000 dated 01/02/2010 drawn on Deutsche Bank Mumbai

8 Bankers Cheque No 221103 of Rs 90 000 dated 22/03/2011 drawn on Deutsche Bank Mumbai

9 Bankers Cheque No 315752 of Rs 7 000 dated 27/04/2011 drawn on Deutsche Bank Mumbai

I request you to kindly look into the matter and help me to get the possession of my plot at the earliest

Yours sincerely

Manish Chandna
(633 Kamal Apartments
Plot No 5 Sector 7
Dwarka New Delhi)

The Petition was placed before the Committee in its meeting held on 05 06 2012 and the Department was asked to send the comments within 15 days No reply was received from the concerned department

The Committee personally called Estate Officer HUDA Gurgaon in its meeting held on 11 07 2012 along with reply to the petition Neither reply has been received nor the concerned officer appeared before the Committee The Committee has taken serious view of it for non appearance of the Estate Officer The Committee desired that matter may be brought to the notice of the Chief Secretary Haryana and Chief Administrator HUDA be asked to put the explanation against the Estate Officer HUDA Gurgaon The Committee orally examined the Chief Administrator

HUDA Estate Officer Gurgaon and Petitioner in its meeting held on 26 10 2012 and the Committee asked the Estate Officer II Gurgaon to submit the detailed reply in regard within a period of 15 days The Estate Officer II Gurgaon submited his reply as under

From

Estate Oficer II
HUDA Gurgaon

To

The Chairman
Petition Committee
Haryana Vidhan Sabha
Chandigarh

Memo No 11131 Dated 8/11/12

Sub Meeting of the Committee on petitions (Plot No 3452/57, Gurgaon)

In this connection it is submitted that Plot No 3452 Sector 57 Gurgaon was allotted to Sh Manish Chandna S/o Sh J I Chandna vide this office memo No 1301 Dated 11 2 2005 for 8 Marla category Due to land under stay in CWP No 7880/2002 the possession of the plot could not be delivered to the allottee The name of the alllottee has also included in the mini draw held on 21 9 2012 but he has not found successful for the same Now there is no vacant plot is availabe in Sector 57 Gurgaon for allotment Now total number of 382 disputed plots are pending in Sector 57 Gurgaon under different categories for allotment of alternative plots

It is further submitted that approximately 16 acre land in Sector 49 & 50 Gurgaon is acquired and the case is uder process for carving out the plots on the said land After finalization of the process the alternate plots can be alloted to the allottees of balance dispute plots of Sector 57 Gurgaon within 3 4 months

Now the allotment of alter native plots in lieu of disputed plots will be allotted to such allottees at the earliest for which the proposal has been asked by the Chief Administrator HUDA Panchkula vide his letter No 39802 05 dated 9 10 12 which is under process in this office After finalization of the proposal and approval from Head Office the allotment of alternative plot will be made through draw of lots immediately to the petitioner also

It is for your information and necessary action please

Estate Officer II
HUDA Gurgaon

The Committee orally examined the Chief Administrator HUDA Estate Officer Gurgaon and Petitioner in its meeting held on 12 06 2013 in which Shri Narinder Singh Yadav Estate Officer HUDA Gurgaon has appeared before the

Committee They have placed on record letter vide Memo No 6042 dated 10 06 2013 He has stated that this matter has been stayed by the Hon ble High Court and the next date of hearing is 26 07 2013 Till the matter is not decided by the Hon ble High Court the petition may be kept in abeyance Mr Yadav states that after the vacation of the stay they will give the relief to the Petitioner Mr Yadav is asked to send a copy of this letter to the Committee for placing on record and to the Petitioner also

The Committee orally examined Chief Administrator HUDA Estate Officer Gurgaon and Petitioner in its meetings held on 01 10 2013 06 02 2014 and 21 05 2014 In its meeting on 21 05 2014 the Committee made following observations

Smt Anju Chaudhary Estate Officer HUDA Gurgaon is present before the Committee She assured the Committee that she will look into the feasibility and will try to let the development work start from the area where plot of the petitioner situates The department will try to give the possession of the plot at the earliest However she stated that the construction work is likely to be completed within a time span of 4 to 6 months However the Committee advised that the department should make efforts for the delivery of the possession to the Petitioner at the earliest because Petitioner has been waiting since long

Observation of the Committee was conveyed to the Administrator HUDA Gurgaon as well as to the Estate Officer HUDA Gurgaon The Petition is disposed off accordingly

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3 PETITION RECEIVED FROM SHRI RAMRATTAN JAIN, BIJENDER KUMAR JAIN, GANESH CLOTH MARKET, NEAR OLD ANAJ MANDI, GOHANA, REGARDING CONFIRMING LEASE OF PLOT FOR 99 YEARS

The Petition received from Shri Ramrattan Jain and referred to the Committee by the Hon ble Speaker reads as under

सेवा मे

श्रीमान कुलदीप शर्मा
अध्यक्ष विधान सभा
हरियाणा।

Subject Regarding the case of lease money confirm of 99 years Sh Ramrattan S/o Lala Ghasi Ram, Old Grain Market, Gohana

सेवा मे

महोदय जी सविनय निवेदन है कि मै एक आयुदराज व्यक्ति हूँ। सारा जीवन इमानदारी से जीया हूँ। मैने आपको खुद मिलकर दिनाक 21 10 2013 को उक्त विषय से सम्बन्धित आवेदन माननीय F C Local

Bodies Haryana Governemnt को दिया था। F C द्वारा दिनाक 21 10 2013 को ही डायरी न 6703 के तहत मेरे आवेदन पर डी सी सोनीपत को जाच करने बारे आदेश पारित किये गये। डी सी साहब सोनीपत द्वारा जाच अतिरिक्त उपायुक्त सोनीपत द्वारा करवाई जा चुकी है। जाच रिपोर्ट की फोटो प्रति आपकी सेवा मे सलग्न है। शायद जाच रिपोर्ट आपके पास भी पहुच चुकी होगी।

महोदय जी इस मामले की 3 बार जाच हो चुकी है पहली बार वर्ष 2006 मे विभागीय अधिकारी श्री दिनेश जैन द्वारा दिनाक 2 10 2006 मे जाच की गई। दूसरी बार रिपोर्ट की गई विभागीय उप सचिव Local Bodies Department Haryana दिनाक 26 9 2013 को रिपोर्ट पेश की गई तथा तीसरी बार डी सी साहब सोनीपत द्वारा जाच की गई। तीनो बार जाच मेरे हक मे हुई।

महोदय जी मेरा आपसे अनुरोध है कि तीनो जाच रिपोर्ट के आधरपर तथा मेरे मामले मे सहानुभूति पूर्वक विचार करके कृपया 25 जरब 30 के प्लाट की 99 साल का पट्टा मेरे नाम रजिस्ट्री करवा कर मुझे पक्की बनाने की अनुमति प्रदान की जाये ताकि मै अपना कारोबार कर सकू तथा सालाना किराये जाच रिपोर्ट के हिसाब से 8454 रु0 करके मेरे मामले का निपटान किया जाये। तीनो जाच रिपोर्टों मे सालाना किराया 8454 रु0 ही निर्धारित किया गया है जिस पर मै सहमत हूँ तथा मेरे द्वारा दिया गया पहले वर्ष 1974 मे 450 रु0 वर्ष 1975 मे 1050 रु0 तथा 1993 मे 16875 रु0 जो कुल 18375 रु0 बनता है आगामी किराये मे मुजर लगाया जाये।

महोदय जी मेरा यह मामला प्रशासकीय कारणो से आज तक समाधान नहीं हो पाया। मेरे साथ अन्याय होता रहा है। मै इमानदारी से आपको कहना चाहता हू कि इस मामले मे मेरे बहुत से पैसे व्यय हो चुके है। इतने पैसे मे तो कई इस जैसे प्लाट आ सकते थे। लेकिन न्याय के लिए मै घुमता रहा हूँ। आप इमानदार है। मेरा आपसे नम्र निवेदन है कि कृपया मेरे मामले पर व्यक्तिगत रूचि सहानुभूति पूर्वक विचार करके निपटान किया जाये ताकि मुझे न्याय मिल सके तथा मै अपनी रोजी रोटी चला सकू। मै आपका बहुत आभारी रहूगा।

धन्यवाद सहित।

भवदीय

रामरत्न जैन बिजेन्द्र कुमार जैन
गणेश क्लाथ मार्किट समीप पुरानी अनाज मण्डी
गोहाना।

The Committee in its meeting held on 25 06 2014 orally examined the Principal Secretary to Govt Haryana Local Bodies Department Chandigarh and the petitioner and made the following observations

The Committee observed that the Judgment in the Civil writ Peititon No 21445 of 2012 which has been decided on 05 12 2012 has been placed on the record In this petition the petitioner has been given liberty to file a suit to claim relief in terms of the inquiry report dated 31 10 2006 The petitioner Shri Ramratan Jain admits before the Committee that one civil suit is pending before the Civil Judge Gohana Although no copy of the petition has been placed on the record The Secretary M C Gohana has stated that one suit is pending before the Court and the date of the same has been fixed for 15th July 2014

In view of these averments the Committee cannot interfere in this matter The petition is disposed off

4 PETITION RECEIVED FROM SHRI PARAG MALIK S/O SH ATTAR SINGH MALIK, RISAL SADAN H NO 706/22, SONEPAT ROAD, ROHTAK, REGARDING DELAY IN REFUND FOR FLAT UNIT NO CD-A-2, 1003 IN IREO CORRIDORS, SECTOR 67 A, GURGAON

The Petition received from Shri Parag Malik reads as under

The Chairman
Petition Committee
Haryana Vidhan Sabha
Chandigarh

Subject Complaint regarding delay in refund for Flat Unit No CD A-2, 1003 in Ireo Corridors, Sec 67 A, Gurgaon

Respected Sir

With due respect I state that I Parak Malik S/o Sh Attar Singh Malik R/o Risal Sadan H No 706/22 Sonepat Road Rohtak booked a flat in pre launch scheme with Builder Ireo for the project by the name of 'The Corridors in Feb 2013 I have paid its two installments totaling amount of Rs 36 67 318 and after that I received its Builder Buyers Agreement early this year which they asked to send back without signing and made a new builder agreement which is one sided and not agreeable to me Particularly conditions laid dow in clause 3 4 7 4 10 5 10 6 13 4 and 13 5 are not on equal footing to company and allotted which is against natural law of justice I contancted the builder and asked for refund for my amount as I don t agree with their terms and no agreement has been signed by me with them So I am not abound with their terms and conditions I contacted the company officials in March 2014 including Mr Anupam Nagilia CFO of the builder and he assured me for the refund but said you have to wait as it might take some time as it is financial closing etc and repeatedly he keeps on giving excuses to delay the process while assuring that it will happen soon Meanwhicle the company continued to send me letter for the next installemnt and its reminder I have been mentally harrased and stressed by them

I would like to request Hon ble Chairman to provide me justice in this matter by directing the builder to make full resund as soon as possible along with any other relief that is deemed fit to the Committee

Applicant

Place Rohtak
Date 20/05/2014

Parag Malik
R/o Rohtak

The Committee in its meeting held on 02 07 2014 orally examined the Chief Town Planner Town & Country Planning Department Haryana Senior Town Planner Town & Country Planning Department Gurgaon District Town Planner

Town & Country Planning Department Gurgaon Managing Director IREO Grace Realtek Pvt Ltd and the Petitioner After discussion with the departmental representatives the Committee made following observations

Miss Mani Mathur Legal Officer who is present on behalf of M/s IREO Grace Realtek Pvt Ltd she has been kind enough to accede the request and has assured to refund the total amount to the Petitioner within a period of 15 days The matter is settled hence the petition is disposed off

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5 PETITION RECEIVED FROM TEMPORARY EMPLOYEES OF MUNICIPAL CORPORATION ROTHAK, GARDEN BRANCH, ROHTAK, REGARDING PROVIDING SALARY ON DC RATE

The Petition received from the Temporary Employee of Municipal Corporation Rohtak reads as under

To

The Chairman
Petition Committee
Haryana Vidhan Sabha
Chandigarh

विषय तनखा डी सी रेट देने बारे प्रार्थना पत्र।

श्रीमान जी

निवेदन है कि हम नगर निगम रोहतक मे गार्डन शाखा मे माली का कार्य करते है और हमारे को लगभग 6028 रु0 प्रतिमास मिलते है लेकिन मुख्य मन्त्री महोदय ने गोहाना रैली मे ये ऐलान किया था कि नगर निगम के ठेकेदार के द्वारा लगे हुए सभी कर्मचारियो को जनवरी 2014 से 8100 रु0 दिये जायेगे लेकिन हमारे को वही पुराने 6028 रु0 तनखा मिलती है और उप आयुक्त निगम साहब के आदेश अनुसार हम सभी ने एच0डी0एफ0सी0 बैक मे खाता भी खुलवाया। जनवरी 2014 से फरवरी 2014 तक दो मास की तनखा 6028 रु0 के हिसाब से नगर निगम ने हमारे खाते मे जमा करवाई लेकिन उसके बाद फिर ठेकेदार के द्वारा नकद दी गई जब कि सरकार ने ही घोषणा की थी कि ठेकाप्रथा खत्म करके निगम डी0सी0 रेट के अनुसार कर्मचारियो को वेतन देगा। हम 15 कर्मचारी गार्डन ब्राच मे माली का कार्य करते है आप से विनती करते है कि हमे भी डी0सी0 रेट पर 8100 रु0 देने का कष्ट करे व हमारी तनखा एच0डीएफ0सी0 बैक के द्वारा देने का कष्ट करे।

प्राथी

दिनाक 7 5 2014

सभी अस्थाई कर्मचारी
नगर निगम रोहतक
गार्डन ब्राच।

The Petition was placed before the Committee in its meeting held on 15 05 2014 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee did not receive any reply from the department

The Committee orally examined Deputy Commissioner cum Commissioner Municipal Corporation Rohtak and Executive Engineer (Horticulture) Municipal Corporation Rohtak in its meeting held on 04 06 2014 and made follwing observations

Shri Vikash Accounts Officer Municipal Corporation Rohtak is present in the meeting He has stated that these employees are working in the Municipal Committee Rohtak and every employee is being paid Rs 7150/ per month as salary at DC rate up to April 2014 These employees have been outsourced by the Municipal Committee through Vikash Manpower Services registered at Delhi Road Sampla (Rohtak) The petitioner have alleged that they are being paid Rs 6028/ as salary The Committee observed that to clear the complete issue the presence of Contractor is also necessary So in the next hearing Director Local Bodies Department Haryana Accounts Officer Municipal Committee Rohtak as well as Contractor may be called to appear before the Committee

Then the Committee orally examined the Principal Secretary to Govt Haryana Urban Local Bodes Department Chandigarh Deputy Commissioner cum Commissioner Municipal Corporation Rohtak Executive Engineer (Horticulture) Municipal Corporation Rohtak M/s Vikas Man Power Services (Regd) Main Chowk Bus Stand Sampla Rohtak in its meeting held on 11 06 2014 and after the discussion with the departmental representatives the Committee made following observations

The Petitioners are temporary employees of Garden Branch of the Municiapl Corporation Rohtak and they are directed to meet Shri Amardeep Joint Commissioner Municiapl Corporation Rohtak As the petitioners are not present before the Committee Joint Commissioner is directed to call them and after satisfying them their case may be settled

Joint Commissioner Shri Amardeep is also directed to get an information from the concerned contractor that what amount exactly the petitioners are getting and what is being paid by the Government He may also ensure that whether the amount of P F and any other charges of the employees are being siphoned off by the contractor or not? If so the Joint Commissioner is authorized to take necessary action in this regard and the difference of amount may be deposited in their accounts He is also directed that in future amount of P F and any other charges may be deposited in their accounts properly

Petition is disposed off accordingly

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6 PETITION RECEIVED FROM SHRI JAGDISH CHANDER BEHAL S/O SH RAMRANG, R/O #972/14, KRISHNA COLONY, GOHANA ROAD, ROHTAK REGARDING NON PAYMENT OF ARREARS OF SHRI JAGDISH CHANDER, RETD MOTOR MECHANIC BY HARYANA ROADWAYS

सेवा मे

अध्यक्ष महोदय
पीटीशन कमेटी
हरियाणा विधान सभा चण्डीगढ।

विषय हरियाणा राज्य परिवहन द्वारा बिल न बनाने हेतु केस श्री जगदीश चन्द्र बहल रिटायर्ड मोटर मैकेनिक (सेवानिवृति की तिथि 30 जून 2009)

श्रीमान जी

उपरोक्त विषय के सदर्भ मे।

उपरोक्त विषय के सदर्भ मे आपको सानुरोध सूचित किया जाता है कि मै हरियाणा राज्य परिवहन सोनीपत मे मैकेनिक के पद पर कार्यरत था। दिनाक 30 6 2009 को मै अपनी सर्विस पूरी करके सेवानिवृत हुआ था। माननीय उच्च न्यायालय पजाब एड हरियाणा चण्डीगढ से दिनाक 5 4 2001 को अपना केस जीत चुका हू फिर भी सम्बन्धित विभाग के अधिकारी सन 1981 से 30 6 2009 तक का जो एरियर व ए सी पी स्केल का एरियर बनता है वह मेरा हक नही दे रहे है। जबकि मै अपने हक के लिए कार्यालय महाप्रबन्धक सोनीपत के पास सात माह से चक्कर लगा रहा हू। मेरी कहीं पर भी सुनवाई नही हो रही है तथा दिनाक 1 2 2005 से दूसरे कर्मचारियो को फिक्सड तनख्वाह 6800 रुपये दी जा रही है जबकि मुझे (Basic Pay) 6500 रुपये दी जा रही है। यह भी हक दिलवाने का कष्ट करे।

श्रीमान जी मेरा जो बिल माननीय उच्च न्यायालय के आदेश से बनाया जाना है उसका विवरण इस प्रकार है

माननीय पजाब एव हरियाणा उच्च न्यायालय द्वारा 38 माह का एरियर तथा 10 10 वर्ष वाली ए सी पी एरियर दिलवाने का कष्ट करे जिसकी कापी साथ सलग्न है।

आपसे अनुरोध है कि उपर लिखित मेरी जो बकाया राशि बनती है वह दिलवाने का कष्ट करे।

मै आपका अति आभारी रहूगा।

सलग्ल 1 माननीय पजाब एव हरियाणा के आदेश की प्रति

2 ए सी पी स्केल की प्रति

भवदीय

तिथि 6 11 2013

जगदीश चन्द्र बहल
सुपुत्र श्री रामरग
निवासी मकान न0 972/14
कृष्णा कालोनी गोहारा रोड रोहतक।

The Committee orally examined the Director General Transport Haryana General Manager Haryana Roadways Sonepat and the petitioner in its meetings held on 27 11 2013 and 21 05 2014 and made following observation

The petitioner Shri Jagdish Chander is present before the Committee He is being advised by the Committee that he should file a detailed application stating the facts legal preposition and relief which he claims from the department within a period of 15 days After receipt of the petition/application filed by the petitioner the department is advised to dispose off the petition by passing a speaking order within a period of 15 days thereof Shri Jagdish Chander shall be advised to enclose all the documents in his possession alongwith the petition Petition is disposed off accordingly

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7 PETITION RECEIVED FROM SMT SUNITA W/O SH BHAGWAN, ASSISTANT DISTRICT ATTORNY, R/O 868/A/29, KAMAL COLONY, ROHTAK REGARDING GRANTING OF PENSION ON MEDICAL GROUND TO SH BHAGWAN, ASSISTANT DISTRICT ATTORNEY

The Petition received from Smt Sunita reads as under

सेवा मे

चेयरमैन पीटीशन कमेटी
हरियाणा विधान सभा
चण्डीगढ।

विषय श्री भगवान सहायक जिला न्यायवादी को मैडिकल आधार पर वेतन देने बारे।

माननीय महोदय जी

सविनय निवेदन यह है कि मेरे पति श्री भेगवान दिनाक 24 9 2004 को सरकारी सेवा मे सहायक जिला न्यायवादी के पद पर नियुक्त हुये थे व उनकी महाप्रबन्धक हरियाणा राज्य परिवहन रोहतक के कार्यालय मे नियुक्ति के दौरान दिल की बिमारी के कारण पी जी आई एम एस रोहतक मे ईलाज के लिए भर्ती करवाया गया था परन्तु ठीक न होने के कारण स्पैशन मैडीकल बोर्ड पी जी आई एम एस रोहतक द्वारा जारी सर्टिफिकेट दिनाक 3 3 2010 द्वारा उन्हे आगामी सेवा के लिए completely/permanently अयोग्य करार दिया गया है। यह प्रमाण पत्र पजाब सिविल सेवा के नियमावल वाल्यूम 2 के नियम 5 26 मे दिये गये प्रोफॉर्मा अनुसार जारी किया गया है और उसमे यह भी लिखा गया है कि उनकी यह Incapacity irregular or intemperare habbits की वजह से नहीं है। मेरे पति फरवरी 2009 से कोमा की स्थिति मे है।

माननीय महोदय जी सविनय निवेदन यह है कि मेरे 3 बच्चे है जो क्रमश बी ए द्वितीय वर्ष सातवीं कक्षा व पाचवी कक्षा मे पढते है व सास भी मेरे साथ रहती है। हमारे पास कोई जमीन नहीं है व कमाई का कोई साधन भी नही है। इस बारे मे यह भी वर्णित किया जाता है कि मई 2009 से सरकार की ओर से मेरे पति को कोई सेलरी व वित्तीय सहायता नहीं दी गई है।

अत आपसे अनुरोध है कि मुख्य सचिव हरियाणा सरकार सामान्य सेवा ॥ द्वारा जारी पॉलिसी दिनाक के अनुसार देय लाभ दिये जाये ताकि परिवार का पालन पोषण किया जा सके।

उपरोक्त मामले पर सहानुभूति पूर्वक विचार किया जाये और मुझे न्याय दिलवाया जाये।

प्रार्थी

सुनीता पत्नी श्री श्रीभगवान
सहायक जिला न्यायवादी
निवासी 868/A/29 Kamal Colony Rohtak

The Petition was placed before the Committee in its meeting held on 29 03 2013 the Committee considered the same and decided that the said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee received the reply from Director General Transport Department Haryana vide their letter dated 14 8 2014 as under

प्रेषक

महानिदेशक राज्य परिवहन
हरियाणा चण्डीगढ।

सेवा मे

सचिव
हरियाणा विधान सभा
चण्डीगढ।

क्रमाक 9483 ईए2/इ1

दिनाक 14 8 2014

विषय **Regarding granting of pension on medical ground to Shri Bhagwan Assistant District Attorney**

उपरोक्त विषय पर आपके सचिवालय के पत्र क्रमाक HVS/Petition/13 14/17548 दिनाक 31 7 2013 के सन्दर्भ मे।

आपको श्रीमति सुनिता पत्नी श्री भगवान सहायक जिला न्यायवादी द्वारा दिए गए आवेदन के सन्दर्भ मे अवगत किया जाता है कि इस कार्यायल के अधीनस्थ महाप्रबधक हरियाणा राज्य परिवहन रोहतक कार्यालय द्वारा श्री भगवान सहायक जिला न्यायवादी का पैशन केस उनके कार्यायल के पत्र क्रमाक 422/पैशन लिपिक दिनाक 19 5 2014 द्वारा महालेखाकार हरियाणा चण्डीगढ कार्यायल को प्रेषित कर दिया गया है जिसकी प्रति सलग्न है।

कृते महानिदेशक राज्य परिवहन
हरियाणा चण्डीगढ।

The Committee orally examined the Director General Transport Department Haryana and Petitioner in its meeting held on 21 05 2014 and made following observations

Shri Vivek Garg Director General State Transport Sonipat Shri Jai Pal Rana GM Sonepat and Shri Pawan Kumar Sharma A O Sonepat are present before the Committee Shri Vivek Garg has stated that the case of the petitioner has been sent to the Accountant General in favour of Smt Sunita W/o Shri Bhagwan Assistant District Attorney for release of the pension and payment thereof The petition is disposed off accordingly

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8 PETITION RECEIVED FROM SH SHIV DAYAL ARORA, RETIRED VICE PRINCIPAL ITI, H NO 732/18, SHASTRI NAGAR, ROHTAK REGARDING REIMBURSEMENT OF MEDICAL BILL

The Petition received from Shri Shiv Dayal Arora reads as under

To

The Chairman
Petition Committee
Haryana Vidhan Sabha Chandigarh

Subject Medical reimbursement

R/Sir

Respectfully I beg to say that I Shiv Dayal Arora am a Retired Vice Principal from I T I Rohtak bearing PPO NO 106563 S/HR

Regarding the above cited subject I want to say that my wife Smt Shakuntla suffering from Coronary Artery disease and she was treated in Sir Ganga Ram Hospital New Delhi I have submitted all the medical reimbursement bills worth Rs 234550/ to the Principal ITI Rohtak and same have been forwarded to the Deptt vide Despatch No 1772 dated 21 04 2014 for necessary sanction

I want to draw your kind attention that I have borrowed the said amount from my friends and relative as temporary loan and now time has come to pay back the said loan amount to the respective persons

You are therefore requested to please issue necessary sanction for the reimbursement of said medical bill at your earliest possible and oblige

Thanking you in anticipation

Yours faithfully

Dated 17/05/2014

(Shiv Dayal Arora)
Retired Vice Principal ITI Rohtak
PPO NO> 106563 S/HR
H NO 732/18 Shastri Nagar Rohtak

The Petition was placed before the Committee in its meeting held on 21 05 2014 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee did not receive any reply from the Government

The Committee orally examined the Director General Industrial Training Department Haryana Chandigarh and the Petitioner in its meeting held on 25 06 2014 in which Director General Industrial Training Department Haryana had informed that medical bills of the petitioner were settled Therefore the Committee disposed off the Petition accordingly

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9 PETITION RECEIVED FROM SH SUBHASH GUPTA, 1194/24, JAGDISH COLONY, ROHTAK -124001 REGARDING DRAWING ESTABLILSHMENT REDUCING OF PAY/PENSION BY THE P H E DEPTT AFTER 19 YEARS

The Petition received from Shri Subhash Gupta reads as under

To

The Hon ble Chairman
Petitions Committee Haryana Vidhan Sabha
Chandigarh

Subject DRAWING ESTABLISHMENT Reducing of Pay/Pension by the P H E Deptt after 19 years

I want to bring to your kind notice same facts given below which may please be considered sympathetically

That I was appointed as tracer on regular basis in 1972 in Public Health Deptt Haryana and was promoted as Asstt Draftsman in 1978 I was retired as H D M on 30 11 2008 and put in service more than 36 years of prime life in serving the deptt with utmost sincerity

That as per order of the E I C P H E Deptt Panchkula the S E P H E Circle Rohtak has reduced my pay as conveyed by S E P H E Circle Rohtak vide his letter No 3616 18 dated 23 4 2013 w e f 1 1 1994 i e after 19 years & after approx 5 years of retirement which is quite unjustice to me

That upto 1 1 1994 I was drawing salary equal to my juniors i e Sh Ashok Kumar Juneja S No 16 Sh Gopi Ram S No 17 Sh Ved Parkash Dua S No 18 Sh Om Parkash Popli S No 23 etc where as I stand at S No 13 as per the seniority list issued by the E I C P H E Haryana vide his memo No 7293 7352 PH/ETS dated 11 8 1999 (Please see page 12 flaged Annexure B) but now on 23 4 2013 after 19 years my pay has been reduced than juniors The information received through R T I clearly shows that all junior were drawing pay not only equal to me but more than me (Copy of Service Book of S No 16 17 18 23 & 13 (Self) is attached as Annexure C)

That the department is habitual to harras the retiree employee it s a fun that after 5 years of the retirement the department has taken such an action against me which clearly shows the harrasment to me

Keeping in view it is requested that in the interest of justice at this stage instruct E I C P H E Deptt Haryana Panchkula to regularise my salary/pension as per (Annexure D) at par with my juniors

Hoping for an early response sympathetic & favourable necessary action in the interest of justice

Thanking you

Yours faithfully

DA/As above
11 05 2013

(Subhash Gupta)
1194/24 Jagdish Colony
Rohtak 124001

The Petition was placed before the Committee in its meeting held on 05 06 2013 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee received the reply from Engineer in Chief Haryana Public Health Engineering Department Panchkula vide their letter dated 27 08 2013 which is as under

From

The Engineer in Chief Haryana
Public Health Engineering Department
Panchkula

To

Sh Sumit Kumar Secretary
Haryana Vidhan Sabha Secretariat
Chandigarh

Memo No 3260 PHE/ET(3) Dated 27/08/13

Subject Regarding drawing establishment-reducing of pay/pension by the PHE Deptt after 19 years

Reference your letter No HVS/Petition/13 14/14256 dated 13th June 2013 and subsequent reminder No HVS/Petition/13 14/17547 dated 31 07 2013 on the subject noted above

In this connection it is submitted that on 01 01 1986 the scale of Government employees were revised by the State Government and Assistant

Draftsman were provided the Scale of Rs 1400 2500/ Thereafter vide notification dated 08 02 1994 Government granted the benefit of 1st & 2nd Higher Standard Scale as under

Sr No	Functional (as on 01 01 1986)	1st Higher Standard Scale	2nd Higher Standard Scale
1	Rs 1400 2600/	Rs 1600 2660/	Rs 1640 2900/

Accordingly Sh Subhash Gupta and Assistant Draftsmen mention in the present Petition by Sh Subhash Gupta Head Draftsman(Retd) were given 1st HSS of Rs 1600 2660/ Thereafter the 1st HSS i e Rs 1600 2660/ was modified to that of Rs 1640 2900/ vide notification dated 09 05 1995 Pay of above Assistant Draftsmen were modified in the scale of Rs 1640 2900/ except Sh Subhash Gupta by field offices being DDO

Aggrieved of this a Civil Suit was filed by Sh Subhash Gupta Head Draftsman(Retd) in the Hon ble Distt Court Rohtak for grant of modified Higher Standard Scale of Rs 1640 2900/ which is still pending Accordingly case was sent by Superintending Engineer Rohtak to Head Office for advice During examination of the case as the grant of HSS was granted by Govt on various conditions including that incumbent be assessed fit for promotion (see para 6 of instructions dated 08 02 1994) Therefore on the date of notification dated 08 02 1994 and 09 05 1995 none of them were eligible for grant of 1st HSS of Rs 1600 2660/ and modified 1st HSS Rs 1640 2900/ including Sh Subhash Gupta because Sh Subhash Gupta Head Draftsman (Retd) and above Assistant Draftsmen acquired qualification at a later stage As such on the date of publication of above notification they were not qualified for next promotion

The case was sent to Chief Account Officer Head Office and the Chief Account Officer Head Office advice that as per condition laid down by Govt for grant of Higher Standard Scale non of the above were entitle for grant of 1st HSS of Rs 1600 2660/ and modified 1st HSS Rs 1640 2900/ Accordingly under the advice of Chief Account Officer Head Office the wrong granted 1st Higher Standard Scale was withdrawn i e Rs 1600 2660/ by Superintending Engineer Rohtak from Sh Subhash Gupta Head Draftsman(Retd) without any recovery

Now the petition files by Sh Subhash Gupta Head Draftsman (Retd) has been examined by this Department in light of Govt instructions dated 08 02 1994 and 09 05 1995 for grant of Higher Standard Scale After examination direction has been issued to Superintending Engineer Rohtak to withdraw the 1st HSS/modified HSS from the un eligible Assistant Draftsmen who has been granted the benfit of 1st HSS/modified HSS in violation of Govt instruction (Copy enclosed) mention by Sh Subhash Gupta Head Draftsman (Retd) in the present Petition e g Sh Ashok Kumar Juneja Head Draftsman(Retd) and Sh Ved Parkash Dua Assistant Draftsman (Retd) Gopi Ram Head Draftsman(Retd) and Sh Om Parkash Popli HDM (Retd) and the copy of same has also been endst to all Superintending Engineers/Executive Engineers being DDO to withdraw if any such benefit has been allowed to un eligible employees Copy of the same is attached

In response to above direction the benefit has been withdrawn from Sh Ashok Kumar juneja Head Draftsman(Retd) and Sh *Ved* Parkash Dua Assistant Draftsman (Retd) and the case of withdrawing the benefit from Gopi Ram Head Draftsman(Retd) and Sh Om Parkash Popli HDM (Retd) is under process Like this all employees have come on same footing as Sh Subhash Gupta Head Draftsman (Retd) Therefore Petition filed by Sh Subhash Gupta Head Draftsman(Retd) have no merit as the 1st Higher Standard Scale has been withdrawn from him because same was granted to him in violation of Govt instructions for grant of Higher Standard Scale

DA/Asabove

Yours faithfully

Superintendent (Tech)
For Engineer in Chief Haryana
Public Health Engg Deptt Panchkula

The Committee orally examined the Engineer in Chief Public Health Engineering Deptt Haryana and the Petitioner in its meetings held on 09 10 2013 and 04 06 2014 and after discussion with the departmental representatives the Committee made the follwing observations

Hon ble High Court has given the judgement in favour of the petitioner The departmental representatives have informed the Committee that relief has been given A copy of the order has been placed before the Committee Hence the petition is disposed off

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10 PETITION RECEIVED FROM MS SAVITA SHARMA, H NO 88/8, SHIVAJI COLONY, NEAR SHIV MANDIR, ROHTAK 124001, REGARDING FAMILY PENSION TO SAVITA SHARMA D/O SH KAMAL KRISHAN

The Petition received from Ms Savita Sharma reads as under

सेवा मे

माननीय विधायक
पीटीशन कमेटी चेयरमेन
रोहतक।

विषय सविता शर्मा D/o श्री कमल कृष्ण की Family Pension बारे।

श्री मान जी

आपके ध्यानार्थ मै अपनी पैशन बारे निवेदन करना चाहती हूँ कि मै सविता शर्मा D/o श्री कमल कृष्ण की तलाकशुदा पुत्री अपने पिता जी के उपर आश्रित थी। उनके निधन के बाद मैने अपनी पैशन के लिए

आवेदन किया था। इस विषय मे मैने पहले भी आपको स्थिति से अवगत कराया था। मैने 4 फरवरी को Sale Tax Department से A G Office Chandigarh को अपने पूरे Document भिजवा दिये थे। 2nd April को Reminder भी भेजा गया लेकिन अभी तक कोई जवाब नहीं आया। पिता जी के निधन को पूरा एक साल पाच महीने हो चुके है। मेरे दो बच्चे भी है जो मुझ पर ही आश्रित है व Higher Education कर रहे है। बच्चो की पढाई व पारिवारिक खर्च मे इस परिस्थिति मे काफी समस्या हो रही है। अत आपसे विनम्र निवेदन है कि मेरी स्थिति को समझते हुए आप मेरी मदद करने का कष्ट करे।

धन्यवाद सहित।

निवेदिका

Savita Sharma
H No 88/8 Shiva Ji Colony
Near Shiv Mandir
Rohtak 124001

The Petition was placed before the Committee in its meeting held on 01 06 2013 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee did not receive any reply and a reminder was sent on 31 07 2013 The Committee received the reply from O/o Principal Accountant General (A&E) Haryana Chandigarh vide their letter dated 27 08 2013 which is as under

OFFICE OF THE PRINCIPAL ACCOUNTANT GENERAL (A&E) HARYANA
LEKHA BHAWAN, PLOT NOS 4 & 5, SECTOR 33 B,
CHANDIGARH 160020

Ref No P 8/CH 3/Misc /19/1559 60

Dated 27 Aug 2013

To

The Committee Officer
For Secretary
Haryana Vidhan Sabha Secretariat
Sector 1 Chandigarh 16001

Sub Regarding family pension to Savita Sharma D/o Sh Kamal Krishan

Kindly refer to your letter No HVS/Petition/13 14/17546 dated 31/07/2013 on the subject cited above in this regard it is informed that the case may not be traced without requisite information such as P P O No D O R /D O D on the latest no of PPO/GPO/CPO etc of retiree is available

You are therefore requested to furnish the above said information along with a photo copy of latest PPO/GPO/CPO so that further action may be taken as this end

Sd/
(Asstt Accounts Officer)

The Committee orally examined the Deputy Accountant General (Concerned) Officer of Principal Accountant General (A&E) Chandigarh and the Petitioner in its meeting held on 04 06 2014 and made following observations

Shri Suresh Sheoran has placed on record a copy of the letter vide which the case of family pension in favour of Smt Savita Sharma D/o Shri Kamal Krishan has been settled Now no relief has been left Hence the petition is disposed off accordingly

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11 PETITION RECEIVED FROM SMT RATNI DEVI, H NO 2322, HOUSING BOARD COLONY, SECTOR 3, ROHTAK REGARDING GRANT OF FAMILY PENSION, DCRG ETC TO SMT RATNI DEVI MOTHER OF LATE DR SURINDER KUMAR, MEDICAL OFFICER (M O)

The Petition received from Smt Ratni Devi reads as under

सेवा मे

चेयरमैन पैटिशन कमेटी
हरियाणा विधान सभा चण्डीगढ।

विषय **श्रीमति रतनी देवी माता स्वर्गीय डा0 सुरिन्द्र कुमार मेडिकल ऑफिसर (एम0 ओ0) को पारिवारिक पैशन व उपदान (डी0 सी0 आर0 जी0) की राशि के शीघ्र भुगतान हेतु।**

श्रीमान जी

सविनय निवेदन यह है कि

1 मेरा पुत्र स्वर्गीय डा0 सुरिन्द्र कुमार स्वास्थ्य विभाग हरियाणा सरकार मे बतौर मेडिकल आफिसर कार्यरत था।

2 स्व डा0 सुरिन्द्र कुमार मेरी इकलौती सतान थी जिसका स्वर्गवास दिनाक 19 09 2001 को सडक दुर्घटना से हो गया है।

3 स्व डा0 सुरिद्र कुमार के स्वर्गवास के बाद प्राथीया ने पारिवारिक पैशन उपदान व अन्य लाभ प्राप्त करने के लिए सिविल सर्जन अम्बाला को प्रार्थना पत्र दिया सिविल अम्बाला ने मुझे न्यायलय से succession certificate लेने के निर्देश दिया।

4 प्रार्थना ने 03 01 2002 को न्यायालय रोहतक मे succession certificate प्राप्त करने के लिए केस दायर कर दिया इस केस मे सरकार को भी पार्टी बनाया गया। माननीय न्यायालय ने दिनाक

17 02 2007 को succession certificate केस मे निर्णय दिया कि स्व डा0 सुरिन्द्र कुमार की Esatate मे 1/2 भाग माता (प्रार्थीया) को व 1/2 भाग स्व डा0 सुरिन्द्र कुमार की विधवा को मिलेगा।

5 माननीय न्यायालय का निर्णय दिनाक 17 2 2007 (succession certificate) के अनुसार पारिवारिक पैशन व उपदान की राशि का 1/2 भाग (50%) हिस्सा ए0 जी0 आफिस हरियाणा ने स्व डा0 सुरिन्द्र कुमार की विधवा को जारी कर दिया जिसे वह प्राप्त कर रही है। मगर प्रधान महालेखाकार हरियाणा (ए0 जी ऑफिस हरियाणा) की पैशन 6 ब्रान्च के वरिष्ट लेखा अधिकारी ने माता (प्रार्थीया) के हिस्से की पारिवारिक पैशन पर रोक लगा दी की माता के केस मे वित्त विभाग हरियाणा से स्वीकृति प्राप्त करके भेजे।

6 सरकार के आदेशो के अनुसार स्वास्थ्य विभाग हरियाणा ने न्यायालय का succession certificate का फैसला दिनाक 17 02 2007 को रिव्यू कराने के लिए दिनाक 22 05 2009 को न्यायालय रोहतक मे रिव्यू एप्लीकेशन दायर कर दी।

7 माननीय न्यायालय ने सरकार द्वारा दायर रिव्यू एप्लीकेशन पर दिनाक 01 06 2012 को निर्णय देकर रिव्यू एप्लीकेशन की dismissed with cost Rs 2000/ कर दिया। (निर्णय प्रति सलग्न)

8 महानिदेशक स्वास्थ्य सेवाए हरियाणा ने पत्र क्रमाक 35/एस0 (582) 1 पैशन 2012/6544 दिनाक 24 09 2012 (प्रार्थीया को भेजी प्रति सलग्न) मे लिखा है कि माननीय न्यायालय के निर्णय दिनाक 01 06 2012 पर विधि विभाग हरियाणा सरकार ने अपनी मन्त्रणा भेजी है और मन्त्रणा दी कि इस केस को अपर कोर्ट मे डालने के लिए फिट नहीं बताया है।

9 रिव्यप्लीकेशन पर माननीय न्यायालय का निर्णय दिनाक 01 06 2012 के 3 महीने के बाद महानिदेश स्वास्थ्य सेवाए हरियाणा ने पत्र क्रमाक 35/एस0(582) 1 पैशन 2012/6544 दिनाक 24 09 2012 (प्रार्थया को भेजी प्रति सलग्न) के साथ कोर्ट निर्णय दिनाक 01 06 2012 की प्रति प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) को भेजते हुए अनुरोध किया की माता स्व डा0 सुरिन्द्र कुमार को 50 प्रतिशत पारिवारिक पैशन व उपदान लाभ शीघ्रता से जारी किया जाए ताकि माननीय न्यायालय के निर्णय की पालना हो सके।

10 महानिदेशक स्वास्थ्य सेवाए हरियाणा के उपरोक्त पत्र दिनाक 24 09 2012 के उत्तर मे प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) की पैशन 6 ब्रान्च के वरिष्ठ लेखा अधिकारी के प्रार्थीया के शेयर की पारिवारिक पैशन व उपदान की राशि के भुगतान पर रोक जारी रखते हुए वही आपति उठाई की 'पारिवारिक पैशन नियमो छूट की स्वीकृति वित्त विभाग हरियाणा सरकार से प्राप्त करके भिजवाए' ताकि पैशन व उपदान की राशि जारी की जा सके।

11 प्रधान महालेखाकार हरियाणा (ए0जी0 ऑफिस हरियाणा) द्वारा पारिवारिक पैशन व उपदान की राशि पर लगाई गई आपति के निपटारे हेतु महानिदेशक स्वास्थ्य सेवाए हरियाणा ने प्रधान सचिव हरियाणा सरकार स्वास्थ्य विभाग के माध्यम से पैशन नियमो मे छूट देने की स्वीकृति वित्त विभाग से प्राप्त करने के लिए दिसम्बर 2012 मे वित्त विभाग की पैशन ब्रान्च को प्रार्थीया का केस भेजा गया।

12 वित्त विभाग हरियाणा सरकार की पैशन ब्राच ने जनवरी 2013 मे वित्त विभाग की हिदायते पत्र क्रमाक 7/10/2012 4 पैशन दिनाक 14 03 2012 (छाया प्रति सलग्न) का हवाला देकर कार्यवाही करने हेतु केस वापिस स्वास्थ्य विभाग हरियाणा को भेज दिया।

13 वित्त विभाग हरियाणा सरकार के निर्देशो का पालन करते हुए महानिदेशक स्वास्थ्य हरियाणा ने पत्र क्रमाक 35/एस(592) 1 पैशन 2013/707 दिनाक 06 02 2013 (प्रार्थीया को भेजी प्रति सलग्न) के साथ प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) को पैरा 12 मे सन्दर्भित वित्त विभाग की हिदायते दिनाक 14 03 2012 भेज कर अनुरोध किया की माता स्व डा0 सुरिन्द्र कुमार legal heir है। इसलिए उनके हिस्से की 50 % पारिवारिक पैशन का लाभ माता स्व डा0 सुरिन्द्र कुमार को देने की कृपा करे।

14 मगर प्रधान महालेखाकार हरियाणा (ए0जी0 ऑफिस हरियाणा) की पैशन 6 ब्रान्च के वरिष्ठ लेखा अधिकारी ने पत्र क्रमाक पैशन 6/एस 1354/07 08/4841 44 दिनाक 04 03 2013 (प्रार्थीया को भेजी प्रति सलग्न) के माध्यम से वित्त विभाग हरियाणा सरकार के succession certificate पर आधारित पैशन लाभ व अन्य लाभ legal heir को भुगतान करने की हिदायते दिनाक 14 03 2012 को लागू करने से माना करते हुए फिर से कहा कि वित्त विभाग हरियाणा सरकार से पैशन नियमो मे ढील की स्पेशल मजूरी लेकर भेजे ताकि आगामी कार्यवाही की जा सके।

15 प्रार्थीया यह बात आपके ध्यान मे लाना चाहती है कि स्वास्थ्य विभाग द्वारा न्यायालय मे दायर रिव्यू एप्लीकेशन पर dismissed with cost Rs 2000/ का आदेश दिनाक 1 06 2012 को आये हुए 10 महीने को चुके है मगर प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) द्वारा पारिवारिक पैशन व उपदान की राशि पर लम्बे समय से लगाई गई रोक का समाधान अभी तक नही हो पाया है। प्रार्थीया का पारिवारिक पैशन व उपदान की राशि का केस **succession certificate** पर आधारित है। वित्त विभाग हरियाणा की हिदायते दिनाक 14 03 2012 (प्रति सलग्न) **succession certificate** पर आधारित केस मे पैशन लाभ legal heir को देने की मान्यता प्रदान करती है। प्रार्थीया का पारिवारिक पैशन का मामला पिछले 10 महीने से महानिदेशक स्वास्थ्य सेवाए हरियाणा प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) स्वास्थ्य विभाग हरियाणा सरकार व वित्त विभाग हरियाणा सरकार के बीच पत्र व्यवहार मे ही चक्कर काट रहा है। मगर प्रधान महालेखाकार हरियाणा (ए0 जी0 ऑफिस हरियाणा) की ब्रान्च 6 के वरिष्ठ लेखाधिकारी द्वारा उठाई गई आपति का अभी तक कोई समाधान नही हुआ है।

16 मे (प्रार्थीया) 61 वर्ष की बूढिया इकलौती सन्तान स्व डा0 सुरिन्द्र कुमार की मृत्यू से दु:खहारी मै आप से अनुरोध करती हूँ कि पारिवारिक पैशन व उपदान की राशि का प्रार्थीया को न्यायालय द्वारा succession certificate के आधार पर अधिकृत शेयर जिसे प्रधान महालेखाकार हरियाणा (ए0जी0 ऑफिस हरियाणा) ने इतने लम्बे समय से रोक रखा है का भुगतान यह तिथवार 12% व्याज सहित शीघ्रता से करवाया जाए ताकि मुझे मानसिक पीडा व आर्थिक सकट से कुछ राहत मिल सके तथा माननीय न्यायालय के निर्णय की पालना हो सके।

प्रार्थीया

रतनी देवी w/o सरदार सिह
म न 2322 हाउसिग बोर्ड कॉलोनी सैक्टर 3 रोहतक।

The Petition was placed before the Committee in its meeting held on 18 05 2013 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days No reply was received from the Department

The Committee orally examined the Under Secretary Finance Department (Pension) Haryana Chandigarh and the Petitioner in its meeting held on 07 08 2013 and made following observations

Smt Sarla Rani Under Secretary (Finance) and Shri Rajesh Miglani Accounts Officer Finance Department appeared before the Committee They stated that the matter has been thoroughly dealt by the Department and final observation has been made that Smt Ratni Devi has been allowed all such benefits after providing the succession certificate Copies of the Letter No 7 11 0/2012 4Pension dated 14th March 2012 issued by the Finance Department regarding grant of pensionary benefits to the dependent of the deceased Government employee Clarification therein and Family Pension Scheme 1964 Appendix I Punjab Civil Services Rules Vol II were also placed before the Committee

None is present on behalf of the A G Office A G Haryana may be asked to depute his representative to give comments in this case If it requires then the Health Department may also be re called

The Committee received the reply from the Director General Health Services Haryana vide their letter dated 21 05 2014 which is as under

35/S (582) पैशन 2014/ दिनाक 21 5 2014

प्रेषक

महानिदेशक स्वास्थ्य सेवाए हरियाणा
सैक्टर 6 पचकूला।

सेवा मे

श्री सुमित कुमार सचिव
हरियाणा विधान सभा चण्डीगढ।

विषय **Regarding granting of family pension and DCRG etc to Smt Ratni Devi mother of Late Dr Surender Kumar M O**

महोदय

उपरोक्त विषय पर आपके कार्यालय के पत्र क्रमाक HVS/Petition/2/2014/12126 34 दिनाक 15 05 2014 के सदर्भ मे आपको सूचित किया जाता है कि इस कार्यालय के पत्र क्रमाक 35/S (582) पैशन 2013/3331 दिनाक 26 07 2013 के द्वारा Petition का जवाबदावा भेज दिया गया था। इसके उपरान्त सरकार को निदेशालय के पत्र दिनाक 31 05 2013 द्वारा उपरोक्त केस मे फैमली पैशन तथा DCRG जारी करने के लिए नियमो मे ढील देने के लिए लिखा गया था। जिसकी स्वीकृति सरकार के पत्र क्रमाक 13/27/

2012 3 एच बी 1 दिनाक 14 01 2014 प्राप्त होने पर। महालेखाकार हरियाणा को इस कार्यालय के पत्र क्रमाक 35/S (582) पैशन 2014/482 दिनाक 31 02 2014 द्वारा श्रीमति रतनी देवी के पक्ष मे फैमली पैशन/ DCRG की authority जारी करने बारे लिखा गया था। महालेखाकार हरियाणा ने श्रीमति रतनी देवी के पक्ष मे फैमली पैशन एव DCRG की authority जारी कर दी है।

अत उक्त केस मे कोई कार्यवाही लम्बित नहीं है। श्रीमति रतनी देवी को पूर्ण लाभ जारी किये जा चुके है।

भवदीय

अधीक्षक लेखा व पैशन शाखा
कृते महानिदेशक स्वास्थ्य सेवाए हरियाणा

Thereafter the Committee orally examined the Director General Health Services Haryana Under Secretary Finance Department (Pension) Haryana Chandigarh and Senior Accountant General (A&E) Haryana and the Petitioner in its meeting held on 21 05 2014 and after discussion with the department representatives Dr Kamla Singh DG Health informed the Committee that the matter has been sorted out and PPO has been issued

Therefore the Committee disposed off the Petition

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12 PETITION RECEIVED FROM MRS TANU NAGPAL, J195, RESERVE BANK ENCLAVE, PASCHIM VIHAR, NEW DELHI-63, REGARDING COMPLAINT AGAINST M/S PURI CONSTRUCTION PVT LTD

The Petition received from Mrs Tanu Nagpal is reads as under

To

The Chairman
Petition Committee
Haryana Vidhan Sabha Chandigarh

Sub Petition against Mis Puri Construction Pvt Ltd through its Managing Director office at 11 12A, Ground Floor, Tolstoy House, 15& 17 Tolstoy Marg, New Delhi Also at Site Office Emerald Bay Located at Sector 104, Gurgaon Haryana, and its directors Mr Mohinder Singh, Arjun Puri, Tejinder Singh, Marideep Singh Oberoi, Vikram all residents of W82/A, Greater Kailash II, New Delhi

Sir

The petitioner most humbly submits as under

1 That the petitioner was approached by the representative of the developer company in the month of January 2013 and offered to book an Apartment

in their upcoming Project in the name and style as Emerald Bay situated at Sector 104 Gurgaon At the time of such offer the representative of the developer company told and advertised that the Project would be one of the best Projects in the said area and assured to offer possession of the flat to the petitioner within a period of 2 5 year from the date of the application

2 That believing on the false assurance/representation made by the representative of the developer company petitioner booked a 3 BHK flat in the said project and paid a sum of Rs 10 00 000 (Rupees Ten Lakhs) toward the Booking Amount vide cheque no 127716 dated 18 01 2013 and when the petitioner asked the Representative of the developer company for the Receipt of the booking amount and about the application form It was assured by the representative that the Receipt as well as Application Form containing the Terms and Conditions would shortly deliver to the petitioner s address and thereafter on 18 01 2013 payment confirmation receipt was issued by the developer for the amount of Rs 10 00 000/ paid toward booking amount Copy of the receipt is attached

3 That on 05 02 2013 the provisional allotment letter was issued by the developer as per which the petitioner was allotted unit no A2 2501 in the said proj ect as per which super built up area of the said flat would be 2450 00 sq ft at the rate of Rs 7250 per sq ft as per which the basic sale price was Rs 1 77 62 500/ Copy of the said allotment letter is attached with the complaint thereafter demand for first Installment of Rs 17 57 175/ was made which was duly paid by the developer vide instrument bearing no 123884 dated 27 03 2013 and after few dates the petitioner also received a letter dated as per which the payment schedule was revised according to which the basic sale price for the said flat was revised from Rs 1 77 62 500/ to Rs 2 40 000 00/ however looking at the revised cost of said flat the petitioner was totally shocked and immediately tried to contact the developer office and his Representative but there was no reply from the side of the developer about the petitioner querry and on 02 04 2013 petitioner received the receipt for the confirmation of the first installment i e Rs 17 57 376/ Copy of revised payment letter dated 28/3/13 and payment receipt is attached

4 That thereafter the petitioner visited the developer office and request not to revised the payment schedule of the petitioner flat as he had booked the flat @ of Rs 7250/ per sq ft with the basic sale price of Rs 1 77 62 500/ and revised payment is not at all acceptable to the petitioner and in case if they still charge the revised payment schedule then in that case kindly refund the booking amount as well as amount paid toward first installment by the petitioner totaling to Rs 45 99 288/

5 That the representative of the developer had completely denied to the request of the petitioner A letter was also sent by the petitioner to the

developer asking about the refund of the amount paid toward the said flat even thereafter the second demand letter was sent Copy of letter and demand letter is annexed

6 That thereafter petitioner made several requests to refund the amount of Rs 45 99 288/ to the developer but the developer continued sending several remainders notices as well as demand notices which are not at all acceptable That the revised payment schedule is not at all acceptable as they are contrary to the provisional allotment letter and its term and condition

It is therefore the petitioner most humbly prays that the developer be ordered to refund the said sum of Rs 45 99 288/ alongwith interest at the rate of 18% per annum be ordered Any other order which this Hon ble Committee deems fit and proper be also passed in favour of the Petitioner

Dated Petitioner

Mrs Tanu Nagpal
J195 Reserve Bank Enclave
Paschim Vihar New Delhi 63

The Committee in its meeting held on 06 02 2014 orally examined the Chief Town Planner Town & Country Planning Department Haryana Senior Town Planner Town & Country Planning Department Gurgaon District Town Planner Town & Country Planning Department Gurgaon Managing Director Puri Construction Pvt Ltd New Delhi and the Petitioner After the discussion with the departmental representatives the Committee gave 10 days time to Puri Construction Pvt Ltd New Delhi to settle the matter amicably and inform the Committee accordingly

The Committee received a letter from petitioner dated 14 03 2014 vide which the petitioner stated that the matter has been settled and no further action is required to be taken

Therefore the Committee disposed off the Petition accordingly

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13 PETITION RECEIVED FROM SHRI VIRENDER KUMAR H/O SMT DINESH BHATIA, H NO 951/28, BHARAT COLONY, ROHTAK, REGARDING SALARY NOT GIVEN TO THE PETITIONER AND OTHER DEPENDENTS AFTER THE DEATH OF PETITIONER S WIFE WHO WAS WORKING AS INSTRUCTER IN I T I , BHIWANI (WOMEN WING)

The Petition received from Shri Virender Kumar reads as under

सेवा मे

चेयरमैन
पीटीशनर कमेटी
हरियाणा विधान सभा
चण्डीगढ।

विषय **पत्नी की मृत्यु पश्चात उसके पति एव आश्रितो को तनख्वाह न मिलने हेतु।**

श्रीमान जी

सविनय निवेदन यह है कि मै वीरेन्द्र कुमार पति स्वर्गीय श्रीमती दिनेश भाटिया (ग्रुप इस्ट्रक्टर आई टी आई भिवानी (महिला विंग) यह निवेदन करता हू कि मेरी पत्नी की मृत्यु दिनाक 08 11 2012 को कैसर की बीमारी के कारण हो गई थी। उसके पश्चात आई टी आई से उनकी ग्रेच्युटी फड द्वारा मिल चुके है लेकिन उनकी मासिक तनख्वाह आनी थी वह आज तक भी चालू नहीं हो पाई है। उन्होने जो भी कागजात जमा करवाने के लिये बोला था वह सभी कागजात जमा करवाये जा चुके है। मै एक बेरोजगार व्यक्ति हू और मेरे तीन छोटे छोटे बच्चे है (दो लडकी व एक लडका) जिनका पालन पोषण/देखभाल भी मुझे करना पडता है। मै एक प्रार्थना पत्र पहले भी आपको दे चुका हू ।

इसलिये आपसे प्रार्थना है कि मेरी इस विनती पर जल्द से जल्द कार्यवाही करवाने की कृपा करे।

आपकी अति कृपा होगी।

निवेदक

तिथि 18 03 2014

(वीरेन्द्र कुमार)
पति श्रीमति दिनेश भाटिया ग्रुप इस्ट्रक्टर
आई टी आई भिवानी (महिला विग)
निवासी मकान न 951/28
भरत कालोनी रोहतक 124001

The Petition was placed before the Committee in its meeting held on 20 03 2014 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee did not received any reply from the department

Thereafter the Committee orally examined the Director General Industrial Training Department Haryana and the Petitioner in its meeting held on 25 06 2014 and after discussion with the departmental representative and the petitioner the Committee made following observation

Sanction order in favour of Shri Virender Kumar H/o deceased Smt Dinesh Bhatia regarding payment of monthly financial assistance according to Government rules have been finally decided vide order passed by Shri S K Goel IAS Director General Industrial Training Department Haryana dated 20 06 2014 In view of the sanction order no controversy is left and petition is disposed off accordingly Copy of this order was delivered to the petitioner s husband Shri Virender Kumar

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14 PETITION RECEIVED FROM SHRI LAXMI NARAIN S/O SH DULI CHAND R/O VILL DHARUHERA, TEHSIL & DISTT REWARI, REGARDING BIRTH CERTIFICATE

The Petition received from Shri Laxmi Narain is reads as under

सेवा मे

श्रीमान चेयरमैन
पैटीशन कमेटी
हरियाणा विधान सभा चण्डीगढ।

विषय रूके हुए काम को करवाने बारे।

श्रीमान जी

मै लक्ष्मी नारायण पुत्र श्री दुलीचन्द निवासी ग्राम धारूहेडा तहसील व जिला रेवाडी (हरियाणा) का स्थाई निवासी हूँ। श्रीमान जी मेरे पोते हर्ष शर्मा पुत्र श्री प्रदीप शर्मा का जन्म प्रमाण पत्र नहीं बना है जिसके लिए सभी कानूनी औपचारिकता पूरी करने के बाद भी मेरे पोते का जन्म प्रमाण पत्र अब तक नहीं बना है अत आपसे विनती व हाथजोडकर प्रार्थना है कि मेरे पोते हर्ष का जन्म प्रमाण पत्र बनाने के लिए सम्बन्धित विभाग को निर्देश दिये जावे। आपकी बडी मेहरबानी होगी। यह कि उक्त सर्टिफिकेट मेरे पोते हर्ष शर्मा को स्कूल दाखिले के अति जरूरी है।

प्रार्थी

लक्ष्मी नारायण पुत्र श्री दुलीचन्द
निवासी ग्राम धारूहेडा
तहसील व जिला रेवाडी (हरियाणा)

दिनाक 5 12 14

The Petition was placed before the Committee in its meeting held on 17 12 2014 and the Committee considered the same and decided that said petition may be sent to the concerned Department for sending their comments within a period of 15 days The Committee received the reply from the Director General Health Services Haryana vide their letter dated 07 01 2014 as under —

No 2/HA 1SBHI/2015/2013 dated 7 1 15

From

Director General Health Services Haryana,
Panchkula

To

Principal Secretary,
Haryana Vidhan Sabha,
Chandigarh

Subject Regarding birth certificate of Harish Sharma *S/o* Sh Pardeep Sharma

Sir

Please refer your Letter No HVS/Petitions/2/2014-15/150-56 dated 05 01 2015 regarding above noted subject

The petitioner Sh Laxmi Chand has informed that the birth of his grandson dated 07 10 2004 has not been registered He has mentioned that this birth was occurred in a hospital of Dharuhera But the name of the hospital and its location is not cleared from his application

It is submitted that as per section 8(b) of Registration of Births and Deaths Act 1969, in case of any Birth or Death occurred in any hospital, it is the Medical Officer Incharge of the hospital or any person authorized by him is responsible to give information to the concerned Registrar (Births & Deaths) It seems that the concerned Incharge of hospital has not reported the above subjected incident to the concerned Registrar in time For which he is liable to be penalized

It is further submitted that the delayed registration of any Birth or Death of which information is not given in due time to the Registrar can be made following the process laid down in Section 13 of RBD Act 1969 and Rule (9) of Haryana Registration of Births & Deaths, Rules 2002 For this purpose reporting form, affidavit, late fees etc will be given by the concerned In charge of the hospital and not by the family member

It is, therefore suggested to direct the Medical Officer Incharge of the concerned hospital where the birth of the above subjected child has occurred, to comply with the above mentioned procedure of delayed

registration in order to get the birth registered He may also be directed to get registered all the left out events occurred in his hospital with the concerned Registrar immediately

Yours truly,

Deputy Director (M E)
for Director General Health Services Haryana

The Committee orally examined the department representatives on 08 01 2015 in which the Committee directed the department to settle the matter within a period of 15 days under intimation to the Committee

Director General Health Services Haryana vide its letter No 2/HA SBHI 2015/426 dated 15 01 2015 informed the Committee that the grievance of the Petitioner has been redressed as the Birth Certificate of his grand son has been made available to him The matter was settled hence the Committee disposed off the Petition in its meeting held on 25 02 2015

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