



CHANDIGARH POLICE
OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE, UT-CUM-SECOND APPELLATE-
AUTHORITY UNDER CRTS ACT, UT, CHANDIGARH

Subject : Petition No. 37 of 2023 titled as "Sh. Patwant Singh Riar Vs SHO PS Sector-11-cum-Designated Officer (under RTS Act) UT, Chandigarh".

Appeal Order No D-19-22 **/UT/RTSA/SSP/SAA dated :** 04.12.2023

Name of Appellant : Sh. Patwant Singh Riar
R/o H. No. 1864, Sector 49-B
Nirwana Society, Chandigarh
Mob.98728-92214

Concerned Designated Officer : SHO PS Sector 11, Chandigarh

ORDER

This is an order on the complaint/petition dated 18.08.2023 filed by the petitioner Sh. Patwant Singh Riar before the Hon'ble Chandigarh Right to Service Commission, UT Chandigarh with the allegations that his application dated 16.08.2023 was not registered. The Hon'ble Commission vide order No. PS/CRTSC/2023/205 dated 25.08.2023 while taking "sou-moto" cognizance as per section 17(1)(b) of the Punjab Right to Service Act, 2011 as extended to UT Chandigarh has referred the instant case to the undersigned in order to afford an opportunity to Designated Officer-cum-SHO PS Sector 11 for deciding the complaint of the petitioner in a time bound manner with the following directions :-

"...In order to afford another opportunity to the Station House Officer, Police Station Sector 11-cum-Designated Officer, (under the Right to Service Act), and also keeping in view the provisions of Section (17)(1)(b) of the Punjab Right to Service Act, 2011 as extended to the UT of Chandigarh, the case is referred to the Second Appellate Authority viz. Senior Superintendent of Police, UT Chandigarh for decision in the matter within a period of maximum 60 working days from the date of issuance of this order, failing which the Designated Officer will be liable for penal action under section 2(h) of the Punjab Right to Service (Amendment) Act, 2014 as extended to the UT of Chandigarh. Orders accordingly."

Thereafter, a reminder vide No. MS/CRTSC/2023/235 dated 29.11.2023 was also received to expedite the matter.

Comments of SHO-11-cum-Designated Officer :-

Before proceeding further, comments of SHO 11-cum-designated officer has been obtained who submitted that the matter pertains to a complaint bearing No. ICMS/2023/020930 dated 16.08.2023 filed by the petitioner Sh. Patwant Singh Riar regarding taking necessary action for unlawful entry of unscrupulous elements in H. No. 2213, Sector 15-C, Chandigarh which was received in PS Sector 11 for enquiry. In this regard complainant was contacted telephonically who stated that he is currently out of the station and in this regard a DDR No. 26 dated 31.08.2023 was also lodged at Police Station. Further, complainant joined the enquiry and his statement has been recorded on dated 08.09.2023 and action will be taken accordingly as per law.

DECISION :-

I have gone through the complaint of the complainant, instant petition of the petitioner, comments of SHO-11-cum-designated officer vis-à-vis material available on record thoroughly which revealed that the petitioner had filed a complaint vide No. ICMS/2023/020930 dated 16.08.2023 regarding taking necessary action for unlawful entry of unscrupulous elements in H. No. 2213, Sector 15-C, Chandigarh.

As per comments of SHO-11-cum-designated officer, the complaint in question was received in his office on 23.08.2023 for enquiry. In this regard complainant was contacted telephonically who stated that he is currently out of the station and in this regard a DDR No. 26 dated 31.08.2023 was also lodged at Police Station. Thereafter, complainant joined the enquiry and his statement was recorded on dated 08.09.2023.

So far as the 2nd appeal is concerned, the matter primarily a property dispute between various legal heirs of the disputed property i.e. 2213, Sector 15 C, Chandigarh. The appellant alleged that other legal heirs had unlawfully occupied the greater portion of left side of the said property and gave that portion on rent to some unknown persons. The matter is sub-judice.

As per the current status of the complaint confirmed from ICMS portal, the same has been consigned to record in HAC Branch after finalization of the enquiry.

As the needful has already been done, so no more action is required to be taken in the matter. However, in order to maintain the spirit of Right to Service Act, Designated Officer-cum-SHO PS 11 is hereby directed to strictly adhere to the provisions of Right to Service Act and complete the enquiry into complaints in a time bound manner as specified under Right to Service Act/Rules notified by Chandigarh Administration.

With these observations, instant petition dated 18.08.2023 as well as reminder dated 29.11.2023 are hereby disposed off accordingly.

(Kanwardeep Kaur, IPS)
Senior Superintendent of Police
Union Territory, Chandigarh-cum-
2nd Appellate Authority under RTSA.

Sh. Patwant Singh Riar
R/o H. No. 1864, Sector 49-B
Nirwana Society, Chandigarh
Mob.98728-92214
Copies to :-

- 1 The Hon'ble Chief Commissioner, Chandigarh Right to Service Commission, Nagar Yozana Bhawan, C-Wing, Sector 18 A, Madhya Marg, Chandigarh w.r.t. order No. PS/CRTSC/2023/196 dated 25.08.2023.
- 2 Designated Officer-cum-SHO PS 11
- 3 Computer Section