

# The Odisha Gazette



EXTRAORDINARY  
PUBLISHED BY AUTHORITY

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No. 782, CUTTACK, FRIDAY, JUNE 5, 2020/ JAISTHA 15, 1942

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## FOOD SUPPLIES & CONSUMER WELFARE DEPARTMENT

### NOTIFICATION

The 3rd June, 2020

No.8944/FSCW-NFSA-POL-98/17/FS&CW.— Whereas, the draft of certain rules was published as required under sub-section(1) of Section 40 of the National Food Security Act., 2013 (20 of 2013) in an Extraordinary issue of the *Odisha Gazette* No.266 dated the 12th February, 2020 under the Government of Odisha in Food Supplies & Consumer Welfare Department Notification No.2115-FSCW-NFSA-POL-0098/2017 dated the 1st February, 2020 inviting objections and suggestions from all persons likely to be affected thereby till the expiry of fifteen days from the date of publication of the said notification in the *Odisha Gazette*;

And, whereas, objections and suggestions received from the public on the said draft rules have been duly considered by the State Government;

Now, therefore, in exercise of the powers conferred by sub-section (1) read with sub-section (2) of Section 40 of the said Act., the State Government do hereby make the following rules, namely:-

### CHAPTER I

#### Preliminary

1. **Short title and commencement.** – (1) These rules may be called the Odisha State Food Security (Targeted Public Distribution System) Rules, 2020.  
(2) They shall come into force on the date of their publication in the *Odisha Gazette*.
2. **Definitions.** – (1) In these rules, unless the context otherwise requires,-
  - (a) “Act” means the National Food Security Act., 2013 (No. 20 of 2013);
  - (b) “Appellant” means a party which makes an appeal against the order of the District Grievance Redressal Officer;

- (c) "complaint" means a representation in writing or through electronic means containing a grievance with regard to distribution of entitlements under the Act;
- (d) "District Grievance Redressal Officer" means an officer appointed or designated by the Government for each district under section 15;
- (e) "entitled person" means a person belonging to eligible households identified as such under the Act by the Government and in possession of a valid ration card;
- (f) "Government" means the Government of Odisha;
- (g) "Nodal Officer" means an officer designated as such by the Government under section 14;
- (h) "Section" means the section of the Act; and
- (i) "Urban Local Bodies (ULB)" means a Municipal Corporation, Municipality and Notified Area Council (NAC).

(2) Words and expressions used and not defined in these rules, but defined in the Act or in the Essential Commodities Act, 1955 (10 of 1955) or the Targeted Public Distribution System (Control) Order, 2015 published in the Gazette of India, Extra Ordinary Part II, Section 3, sub-section (i), vide G.S.R. Number 213 (E) dated the 20th March, 2015 or the Odisha Public Distribution System (Control) Order, 2016 published in the Gazette of Odisha Vide ExtraOrdinary No. 504 dated the 16th March, 2016 with subsequent amendments shall have the meanings respectively assigned to them in those Acts, Rules or Orders.

## CHAPTER II

### IDENTIFICATION OF ELIGIBLE HOUSEHOLDS

**3. Identification of eligible households.** – (1) The Government shall identify the households to be covered under the Antyodaya Anna Yojana in accordance with the guidelines applicable to the said scheme for the purpose of clause (a) of sub-section (1) of Section 10.

(2) The guidelines for the households other than those covered under sub-rule (1) as priority households to be covered under the Targeted Public Distribution System, shall be as follows:–

- (a) Households without shelter;
- (b) Households with destitute who is living on alms;
- (c) all households of Primitive Tribal Groups;

- (d) Households having a Widow pension holder under the Central Government or State Government Scheme if not otherwise ineligible as per the Exclusion Criteria as provided in sub-rule (3);
- (e) Individuals having disability of forty percent or more;
- (f) Transgender applicants;
- (g) Households with old persons, aged sixty years or above with no regular income, support or no assured means of subsistence;
- (h) Households where due to lack of physical or mental fitness or due to social customs, need care and having no adult member in gainful employment outside the house;
- (i) Households dependent on daily wage labour;
- (j) displaced family due to various projects; or
- (k) Households having a person suffering from leprosy or HIV or any other critical diseases.

(3) Save as otherwise provided in sub-rule (2), all other households shall be priority households to be covered under the Targeted Public Distribution System except having any one of the following criteria, namely:—

- (i) Households having a member who owns two or more motorized Three Wheelers or a Four Wheeler or a Heavy Vehicle or a Trawler or two or more Motor Boats;
- (ii) Households having a member who owns mechanized agricultural equipment such as Tractors and Harvesters;
- (iii) Households having a member working as a regular employee of Central Government, State Government, Public Sector Undertakings, Government aided autonomous bodies and local bodies (incentive and honorarium based workers would not be considered under this criterion).
- (iv) Households having a member working in private sector with monthly salary of more than ten thousand rupees in rural areas and fifteen thousand rupees in urban areas shall also be excluded from NFSA;
- (v) Households having a member who owns Enterprises (other than micro-enterprises) registered with the Government for manufacturing and services;
- (vi) Households having a member earning more than ten thousand rupees per month in the rural areas and fifteen thousand rupees per month in urban areas;
- (vii) Households having a member paying Income Tax or Professional Tax;

- (viii) Households having domestic electric connection with a load of 2 KW or more or consuming an average of 300 units of energy (KWH) per month (average over one year);
- (ix) Households having a member with monthly pension of more than ten thousand rupees per month in rural areas and fifteen thousand rupees per month in urban areas;
- (x) Households with three or more rooms with Pucca walls and Pucca roof:

Provided that the houses of such households are not constructed under the Indira Awas Yojana or Pradhan Mantri Awas Yojana or Biju Pucca Ghar Yojana or Nirman Shramik Yojana or Rehabilitation and Reconstruction (RR) projects of Government.

(4) The Government, if it deems fit may, by order, add new criteria or change any criteria or clarify the existing criteria given in sub-rules (2) and (3) above for identification of priority households.

(5) The Government shall finalise the process and procedure for seeking application from eligible households for ration cards.

(6) The Government shall widely publicise the process for the information of public and set up help desk at Block, Municipality and Municipal Corporation level.

(7) The authority designated by the Government shall issue ration cards after receipt of application under the Odisha Public Distribution System (Control) Order, 2016 and its verification shall be conducted in a time bound manner as notified by the Government.

(8) The process of identification of eligible households and individual beneficiaries shall be a continuous process to include eligible households and to exclude ineligible households from the beneficiary database.

(9) Any person or organization or Government authority who has reasonable cause to believe that –

(a) any person or household or a group of persons or group of households who deserves to have been included in the priority or the Antyodaya Anna Yojana category and their names but have not been included in the list relevant to that category; or

(b) any person or household or a group of persons or group of households who not being deserved have been included in the priority or the Antyodaya Anna Yojana category and their names have been included in the list relevant to that category;

may file a complaint to a competent authority, as notified by the Government, for inclusion or exclusion, as the case may be, of names of such person or household.

**4. Display in Public Domain.** – (1) On completion of each round of process for identification of eligible households, the Government shall display prominently and place in public the list of names of persons or households identified for inclusion in 'priority' or 'Antyodaya' category.

(2) The list of names of eligible households shall be displayed at the Gram Panchayat Office and Fair Price Shops prominently.

(3) The Government shall also display the list of eligible households on its official websites and the official websites of the Central Government.

(4) As and when an application for ration card is rejected, the applicant shall be informed in writing specifying the reason(s) or ground(s) of such rejection.

### CHAPTER III

#### GRIEVANCE REDRESSAL MECHANISM

**5. Internal System of Grievance Redressal.** – (1) The Government shall set up an internal grievance redressal mechanism for disposal of the complaints, resolution of queries and providing information relating to the provisions of the Act to the public.

(2) Without prejudice to the provisions contained in sub-rule (1) and to facilitate redressal of grievances related to the Act, the Food Supplies and Consumer Welfare Department shall put in place call centres, toll-free helpline numbers, websites of the Department and other media, as may be specified, by notification, by the Government.

(3) The call centres shall provide support in Odia language or local dialect to the extent possible.

**6. Nodal Officer.**– (1) The Government shall designate nodal officers at Block, Municipality and Municipal corporation level for the purpose of internal grievance redressal mechanism.

(2) The Civil Supplies Officer of the District shall be designated as District Nodal Officer with respect to Targeted Public Distribution System Scheme and Inspector of Supplies or Marketing Inspector or Assistant Civil Supplies Officer, as the case may be, shall be Block Level Nodal Officer.

**7. Responsibilities of Nodal Officers.**– The Nodal Officer referred to in rule 6 shall,–

- (a) be the first level of interface for redressal of grievances and queries of the beneficiaries related to the schemes of the Targeted Public Distribution System;
- (b) be responsible for proper management and control of the Call Centres and helplines;

- (c) register the complaints received, verify the facts by the concerned officers, take remedial action for its redressal and inform the complainant in writing or through e-mail about the manner in which the grievance has been redressed;
- (d) forward the complaints to such officials dealing with the subject or District Grievance Redressal Officers for speedy disposal of the complaint;
- (e) verify or cause to verify, at the end of every month at each Fair Price Shop, the status of supply of food grains to the entitled persons as per the entitlement under the Act;
- (f) record in writing, the reasons for non-supply of entitled quantity of food grains to any entitled person;
- (g) ensure payment of food security allowance to the entitled person in every case where entitled quantity of food grains has not been supplied due to non-availability of food grains or for any unforeseen reasons;
- (h) register a complaint with the District Grievance Redressal Officer forthwith where food grains have not been supplied due to any willful lapse of any Fair Price Shop Dealer or any other official; and
- (i) perform such other responsibilities as may be assigned by the Government, from time to time.

**8. District Grievance Redressal Officers.**— (1) The Government shall, by notification, appoint or designate any officer as the District Grievance Redressal Officer to hear all grievances relating to schemes, such as, Targeted Public Distribution System, Integrated Child Development Scheme, Mid-Day Meal and Maternity Benefit Programme.

(2) The Government shall provide support staff as may be decided, from time to time, to assist the District Grievance Redressal Officer to perform the functions thereof.

(3) No officer directly engaged in the delivery of entitlements under the Act shall be designated as the District Grievance Redressal Officer.

(4) The Government shall, after appointment of District Grievance Redressal Officer—

- (a) give wide publicity through newspaper and other means about the District Grievance Redressal Officers including name, address, telephone number, e-mail address, Fax number and other means of contacting him, in respect of each area for which the District Grievance Redressal Officer has been appointed and thereafter repeat it at regular intervals:

Provided that in case of change of the name of the District Grievance Redressal Officer, his address and telephone number, e-mail address, Fax number and other means of contacting him, shall be intimated in the manner provided under this clause;

- (b) display, at its each office of Food Supplies and Consumer Welfare Department, fair price shops, other public places, official website and at the office of the District Grievance Redressal Officer and the State Food Commission, the name of the District Grievance Redressal Officers, their addresses and telephone numbers, e-mail addresses, Fax numbers and other means of contacting them, in respect of each district for which the office of the District Grievance Redressal Officer has been set up.

**9. Powers and functions of the District Grievance Redressal Officer.**— (1) The District Grievance Redressal Officer shall hear the grievances regarding non-distribution of entitled food grain, and matters relating thereto, and take necessary action for their redressal in the manner as provided under these rules.

(2) No grievance shall be rejected unless an opportunity of being heard has been given to the complainant.

(3) The District Grievance Redressal Officer shall—

- (a) look into violations of entitlements passed on to the beneficiaries under the Targeted Public Distribution System scheme either *suomotu* or on receipt of grievances from any source including news items;
- (b) recommend relief to be provided to the aggrieved persons by the public servant associated with the complaint:

Provided that the public servant shall be given reasonable opportunity of being heard before any relief is provided;

- (c) update the District Level Vigilance Committee about status of the grievance redressal related to Targeted Public Distribution System in the district;
- (d) receive summary report from Nodal Officers as per the provisions of rule 10 of the Food Security Allowance Rules, 2015; and
- (e) carry out other functions as may be directed by the Government, from time to time.

**10. Lodging of Grievances.**— (1) Any aggrieved person may submit his grievance petition to the District Grievance Redressal Officer in Form A in writing or dropping his grievance petition in grievance box, installed at the office of the District Grievance Redressal Officer or by e-mail or by post, or in the Department portal or in any other

manner as may be specified by the Government convenient to the aggrieved person on any working day.

(2) The District Grievance Redressal Officer may nominate an officer, or employee, in his office to receive grievances on his behalf.

(3) Each single grievance received at District Grievance Redressal Officer's office shall be recorded with full details in a Grievance Register with pages machine numbered and assigned with a unique serial number in running sequence and the number shall be reflected in the acknowledgement slip issued to the complainant.

(4) No anonymous grievance shall be entertained.

**11. Hearing before the District Grievance Redressal Officer.**— (1) District Grievance Redressal Officer shall conduct such enquiry to a complaint received under sub-rule (1) of rule 10, as per the provisions of rule 12 and if he finds complaint carry substance, he may give directions and relief referred to in sub-rule (3) for compliance with the entitlements provided under the Act.

(2) If he finds any complaint which does not have any substance, dismiss the complaint and communicate the complainant accordingly.

(3) The directions and relief to be provided by the District Grievance Redressal Officer under sub rule (1), shall be as follows:-

- (a) direction for supply of the entitlements not supplied within the period which may not exceed by the end of the third week of the month following the month in which the non-supply occurs; or
- (b) direction for payment of food security allowance within the period which may not exceed by the end of the third week of the month following the month in which the non-supply occurs; or
- (c) direction regarding supervision by an appropriate person and representative, of such entitlement or payment, as the case may be, under clauses (a) and (b).

**12. Process to be followed by the District Grievance Redressal Officer for disposal of grievances.**— (1) The receipt and disposal of all grievances shall be recorded in a Complainant Register in Form B.

(2) He shall verify whether there is a prima-facie substance in the complaint to proceed in the matter.

(3) If the nature of the complaint necessitates enquiry or spot verification, it shall be completed with the help of the Nodal Officer or other officials as may be decided by the District Grievance Redressal Officer.



(4) If he is satisfied that there is prima-facie ground to proceed in the matter, he shall issue a notice to all parties to the case by fixing a date, time, place for the hearing.

(5) Notice may be sent through SMS, phone calls, Whatsapp along with other routine modalities including but not limited to post or fax.

(6) On the date fixed for hearing, the District Grievance Redressal Officer shall hear the parties and take such evidence as may be produced by the parties.

(7) If, on the date fixed by the District Grievance Redressal Officer, the complainant or his authorized representative is absent, the District Grievance Redressal Officer shall dismiss the complaint.

(8) If, on the date fixed by the District Grievance Redressal Officer, the defending party is absent, the District Grievance Redressal Officer shall proceed to enquire into the matter ex-parte and decide accordingly.

(9) The District Grievance Redressal Officer may, at the request of the parties or suo-motu, adjourn the proceedings to some other date with or without cost.

(10) After the enquiry, the District Grievance Redressal Officer shall pass a reasoned order.

(11) The orders of the District Grievance Redressal Officer shall be made available for inspection by any person.

**13. Timely disposal of the complaints.**— (1) An inquiry under this rule shall be finalized as soon as possible, but in no case later than ninety calendar days of its being received by the District Grievance Redressal Officer.

(2) In case a complaint has to be resolved by any other authority, the concerned District Grievance Redressal Officer shall conduct preliminary enquiry and refer the matter to such authority within fifteen days under intimation to the complainant and such authority shall inform the District Grievance Redressal Officer of its decision and action taken, within fifteen days upon the receipt of the complaint.

(3) Where the complaint cannot be resolved within time allowed under sub-rule (1), in each such case, the District Grievance Redressal Officer shall record reasons in writing and keep it in the concerned case record.

(4) The complainants must be informed of the action taken, in writing through posts and acknowledgement receipts obtained.

**14. Appeal against the orders of the District Grievance Redressal Officer.**— (1) Any complainant or the officer or authority against whom the order has been passed by the District Grievance Redressal Officer and who is not satisfied with the order, may prefer an

appeal against such order before the State Food Commission in accordance with the provisions contained in the Odisha State Food Commission Rules, 2016.

(2) The decision of the State Food Commission shall be final in respect of appeals in all matters related to non-distribution of food grains and matters relating thereto.

(3) The decision of the State Food Commission thereon shall be communicated to the appellants in writing through posts and acknowledgement receipt obtained.

**15. Report.**— A monthly report on complaints received and disposed off shall be sent by the District Grievance Redressal Officer to the Government.

#### CHAPTER IV

#### TRANSPARENCY AND ACCOUNTABILITY

**16. Disclosure of records of Targeted Public Distribution System.**— (1) All Targeted Public Distribution System related records, such as,—

- (a) guidelines notified by the Government in rules for identification of eligible Priority households;
- (b) list of beneficiaries under the Antyodaya Anna Yojana households or eligible priority households for distribution under the Public Distribution System under section 3;
- (c) the entitlement of food grains, including quantity and price for different category of beneficiaries under clause (b);
- (d) details of Fair Price Shops in the State, Districts and Blocks;
- (e) policy directives issued by the Government, in the Food Supplies and Consumer Welfare Department to Collectors and other officers of the Government for effective and efficient implementation of the Act; and
- (f) any other record which is considered by the Government in Food Supplies and Consumer Welfare Department shall be placed in the public domain.

**17. Social audit.**— (1) The local authority or any other authority authorized by the Government shall conduct or cause to be conducted periodic social audit on the functioning of Fair Price Shops after giving seven days' notice to the said Fair Price Shops and concerned authorities in accordance with such guidelines issued by the Government, from time to time.

(2) The objective of social audit shall be to evaluate the effective functioning of the Targeted Public Distribution System and to associate Civil Society Organizations with the supervision of the Targeted Public Distribution System for better quality of service, better adherence with the defined goals and efficient utilization of resources.

**18. Manner of Conduct of social audit.**— (1) The services of Voluntary Consumer Organizations actively working for consumer protection, local Non-Government Organizations with good track record or any other agency with expertise in conducting social audit may be utilized to conduct social audit either on voluntary basis without payment of any honorarium from the Government or on payment of a fixed remuneration per social audit meeting as may be decided by the Government.

(2) Voluntary Consumer Organizations, Non-Government Organizations and agencies shall be selected either by the Government at State level or by the Collectors, after careful verification of their antecedents and track record, for districts and Blocks and Urban Local Bodies therein.

(3) Fair Price Shop-wise schedule for social audit shall be drawn up in advance jointly by the Voluntary Consumer Organization or Non-Government Organization or agency and the Block Development Officer or Municipal Commissioner or Executive Officer which shall be given wide publicity by the Block Development Officer of Block or Municipal Commissioner of Municipal Corporation or Executive Officer of Municipality and NAC and the Voluntary Consumer Organization or Non-Government Organization or agency to facilitate public participation.

(4) Social audit may be attended by Block and Fair Price Shop level Vigilance Committee members, elected Panchayats or Urban Local Body representatives, general public and members of Voluntary Consumer Organization or Non-Government Organization and Government representative of Civil Supplies or any other official deputed by Block Development Officer or Executive Officer of Municipality and NAC or Municipal Commissioner of Municipal Corporation.

(5) Social audit sessions shall cover the overall functioning of the Targeted Public Distribution System as follows:-

- (a) regular opening of the Fair Price Shops;
- (b) timely receipt and distribution of food grains;
- (c) quality of food grains and correct weighment;
- (d) proper and correct maintenance of records and equipment, such as, Point of Sale devices, Iris Scanners or weighing scales;
- (e) display of stock, price, entitlement and other details by Fair Price Shop Dealers;
- (f) availability of list of ration card holders;
- (g) display of Citizen's Charter and Complaint Book;

(h) verification of list of ration cards and genuineness of list of card holders, people's perception on errors of inclusion and exclusion;

(i) verification of at least five percent of ration cards to ensure proper and timely distribution of PDS commodities; and

(j) such other issues as may be decided from time to time.

(6) The Fair Price Shop dealers shall be duty bound to produce all their records to the Voluntary Consumer Organization or Non-Government Organization or agency during the 'social audit' and to cooperate fully with them.

(7) The check lists and other stationery items for social audit shall be supplied by the Government or by the agency assigned to conduct social audit.

(8) Voluntary Consumer Organization or Non-Government Organization or agency shall prepare the report and have the report authenticated by the members which shall be submitted by such Voluntary Consumer Organization or Non-Government Organization or agency to the concerned Block Development Officer or Executive Officer or Collector of the District to take appropriate measure as may be necessary to bring in competency in the areas of concern found out during social audit.

(9) In case of any action found to have been taken contrary to the interest of the beneficiaries at the time of social audit, the same shall be brought forthwith to the notice of the concerned authorities for taking action as per the relevant law.

(10) The Collector of the district shall forward Block, NAC, Municipality and Municipal Corporation wise summary report of the social audit conducted during a financial year to the Government.

(11) Social audit shall not be conducted in a manner obstructing the normal work of any Government official or authority and efforts shall be made to cover as many Fair Price Shops as possible.

**19. Composition of Vigilance Committee at State, District, Block, ULB and Fair Price Shop Level.**— (1) The Vigilance Committee shall be constituted at each level and the term of the same shall be three years from its constitution.

(2) State Level Vigilance Committee shall consist of the following members, namely:-

- |       |   |   |             |
|-------|---|---|-------------|
| (i)   | Minister, Food Supplies and Consumer Welfare,<br>Odisha | — | Chairperson |
| (ii)  | Chief Secretary, Odisha                                 | — | Member;     |
| (iii) | Development Commissioner, Odisha                        | — | Member;     |

- (iv) Secretary, Food Supplies and Consumer Welfare Department, Odisha – Member Converner;
- (v) Secretary, Panchayati Raj and Drinking Water Department, Odisha – Member;
- (vi) Secretary, Women and Child and Mission Shakti Department, Odisha – Member;
- (vii) Secretary, Health and Family Welfare Department, Odisha – Member;
- (viii) Secretary, Housing and Urban Development Department, Odisha – Member;
- (ix) Secretary, Cooperation Department, Odisha – Member;
- (x) Registrar of Cooperative Societies, Odisha – Member;
- (xi) Two persons having established record of working in the fields of food, food safety, nutrition, public distribution system to be nominated by the Government – Member;

(3) District Level Vigilance Committee shall consist of the following members:-

(i)	Chairperson, Zilla Parishad	- Chairperson;
(ii)	District Collector	- Member;
(iii)	Members of House of the people representing constituencies which comprise wholly or partly of the concerned district or their representative	- Member;
(iv)	Members of Legislative Assembly representing constituencies which comprise wholly or partly of the concerned district or their representative	- Member;
(v)	Two members of Zilla Parishad which shall include one woman to be nominated by Zilla Parishad	- Member;
(vi)	Three Chairpersons of Blocks and one Chairperson of Urban Local Body, out of whom one shall be a Member belonging to the Scheduled Caste and one shall be a member belonging to Scheduled Tribe, to be nominated by the Collector	- Member;
(vii)	Additional District Magistrate in charge of Targeted Public Distribution System	-Member Convenor;
(viii)	Chief District Medical and Public Health Officer	- Member;
(ix)	District Social Welfare Officer	- Member;
(x)	Civil Supplies Officer	- Member;

(xi)	Two representatives of Voluntary Consumer Organisation or Non-Governmental Organisations working in consumer protection activities, to be nominated by the Collector	- Member;
(xii)	Two persons having established record of working in the fields of food, food safety, nutrition, public distribution system, to be nominated by the Revenue Divisional Commissioner	- Member;

(4) Block level Vigilance Committee shall consists of the following members:-

(i)	Chairperson of the Block	- Chairperson;
(ii)	Block Development Officer	- Member convenor;
(iii)	Members of House of the people representing constituencies which comprise wholly or partly of the area of the concerned Block or their representative	- Member;
(iv)	Members of Legislative Assembly representing constituencies which comprise wholly or partly of the area of the Block or their representative	- Member;
(v)	Sub-Collector of the Sub-Division	- Member;
(vi)	Medical Officer	- Member;
(vii)	Marketing Inspector or Inspector of Supplies	-Member;
(viii)	Child Development Project Officer	- Member;
(ix)	One Panchayat Samiti Member to be nominated by the Panchayat Samiti	- Member;
(x)	Two Sarpanchs to be nominated by the Block Development Officer	- Member;
(xi)	Four consumers of whom at least one shall be a woman and one from Scheduled Caste or Scheduled Tribe community to be nominated by the Block Development Officer	- Member;
(xii)	One representative of a Voluntary Consumer Organization to be nominated by the Block Development Officer	- Member;
(xiii)	Two representatives of Women Self Help Groups other than Targeted Public Distribution System licensees to be nominated by the Block Development Officer	- Member;

(5) Urban Local Body Level Vigilance Committee shall consist of the following members:-

- |       |   |                       |
|-------|---|-----------------------|
| (i)   | Chairperson of the concerned Municipality or NAC or Mayor of the Municipal Corporation as the case may be                   | - Chairperson;        |
| (ii)  | Municipal Commissioner or Executive Officer of the Municipality or NAC  | - Member<br>Convenor; |
| (iii) | Members of House of the people representing constituencies which comprise wholly or partly of the area of the concerned ULB | - Member;             |

- (iv) Member of Legislative Assembly representing constituencies which comprise wholly or partly of the area of the concerned ULB - Member;
- (v) Sub-Collector of the Sub-Division - Member;
- (vi) Medical Officer - Member;
- (vii) Such number of Corporators or Councilors, as the case may be, of the Urban Local Bodies, to be nominated by the concerned Urban Local Body as specified below;

Total number of wards of each ULB	Number of members to be nominated
1	2
Not exceeding 16	2
Exceeding 16 but not exceeding 20	4
Exceeding 20	5

- (viii) One representative of a Voluntary Consumer Organization to be nominated by the Collector - Member;
- (ix) One representative of Women Self Help Group other than Targeted Public Distribution System licensees to be nominated by Collector - Member;
- (x) Three consumers of whom at least one shall be a woman and one from Scheduled Caste or Scheduled Tribe community to be nominated by Collector - Member;
- (xi) Assistant Civil Supplies Officer Concerned - Member;
- (xii) Marketing Inspector or Inspector of Supplies - Member;
- (xiii) Child Development Project Officer - Member;

(6) Fair Price Shop Level Vigilance Committee shall consist the following members, namely:-

- (i) Sarapanch of the Gram Panchayat or Corporator or Councilor concerned - Chairperson;
- (ii) Panchayat Executive Officer - Member  
Convenor;
- (iii) Concerned Samiti Member - Member;
- (iv) Concerned Ward member of Gram Panchayat or councilor or the Corporator of Ward - Member;
- (v) Four literate consumers from the Gram Panchayat or ward of which at least one shall be woman and one from Scheduled Caste or Scheduled Tribe community to be nominated by the Gram Panchayat - Member;
- (vi) One representative of a Women Self Help Group other than - Member;

- a Public Distribution System licensee Women Self Help Group from the Gram Panchayat area to be nominated by the Block Development Officer or Executive Officer
- (vii) One voluntary consumer organization or Non-Governmental Organisation active in the field of Consumer protection from the Gram Panchayat to be nominated by the Block Development Officer or Executive Officer -Member;
- (viii) One representative of concerned Member of Legislative Assembly - Member;
- (ix) Two consumer from each of the Fair Price Shop area to be nominated by Block Development Officer - Member;

Provided that in every vigilance committee constituted in this sub-rule, the representation of the members belonging to the Scheduled Castes, Scheduled Tribes, women and destitute persons with disability shall be ensured.

(3) The Vigilance Committees at State, District, Block, Urban Local Body and Fair Price Shop level shall meet at least once, twice, thrice and four times respectively in a calendar year.

(4) The Vigilance Committees shall perform such functions and have such powers as specified under section 29.

20. Reports.— (1) In addition to sending reports to the District Grievance Redressal Officer as per section 29, the vigilance committees at various levels shall send monthly reports to the Block Development Officer or Municipal Commissioner or Executive Officer or Sub-Collectors or Collectors, Secretary, Food Supplies and Consumer Welfare Department as the case may be.

(2) The Vigilance Committees may also, in cases where it finds a matter to be of utmost importance, send special report to the authority mentioned in sub-rule (1) and such authority may take such report as it may deem fit.



**CHAPTER V**  
**MISCELLANEOUS**

**21. Payment of Food Security Allowance.**— (1) The Government shall lay the principle to fix responsibility for failure to provide the entitlements as required by the Act.

(2) In case of failure to provide the entitlements as required under the Act, the beneficiary shall be paid by the Government such Food Security Allowance in accordance with the provisions contained in the Food Security Allowances Rules, 2015.

(3) Any Food Security Allowance paid by the Government shall be recovered from the person responsible including officers of the Government according to the principles as may be laid down under sub-rule (1).

(4) The Government shall take necessary steps to ensure higher or adequate security deposits from Fair Price Shopkeepers and Transporters to provide for recoveries from them as required in sub-rule (3).

(5) The Government shall take necessary steps to ensure recovery of balance recoverable amount under sub-rule (3), after exhausting security amount in sub-rule (4), as arrears of land revenue or deduction from salary or incentives payable to them.

(6) In the event of imposition of penalty under section 33 of the Act on any public servant or authority, such penalty may be deposited by the said official or authority by Treasury Challan under appropriate receipt Head of the State Budget within a period of thirty days, failing which the amount shall be recovered from the salary of the officer concerned.

**22. Interpretation.**— If any doubt arises with regard to the interpretation of any of the provisions of these rules, it shall be referred to the Government in the Food Supplies and Consumer Welfare Department whose decision shall be final.

**Form-A**  
**Application Form for Appeal**  
**[See rule 10(1)]**

To,  
**The District Grievance Redressal Officer**  
\_\_\_\_\_ District

Name of the Appellant:

\_\_\_\_\_

Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Mobile No. \_\_\_\_\_

Brief subject matter of the Appeal *(If required, more sheets may be added for the purpose)*

**N.B.: Copies of Proofs/Certificates in support of the above Appeal may be added.**

Date:

Signature of the Appellant

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**Acknowledgment of Receipt**

Your Appeal dated \_\_\_\_\_ has been received and registered. The Registration No. is \_\_\_\_\_. The Register Number of your Appeal may be referred with future communications, if any, in the matter.

Signature of the Receiving Officer

## Form-A

ଅଭିଯୋଗ ସମ୍ପର୍କିତ ଦରଖାସ୍ତ ପତ୍ର  
(ନିୟମ ୧୦(୧) ଦ୍ରଷ୍ଟବ୍ୟ)

ପ୍ରାପ୍ତେଷୁ,

ଜିଲ୍ଲା ଅଭିଯୋଗ ଶୁଣାଣି ଅଧିକାରୀ,

ଜିଲ୍ଲା

ଦରଖାସ୍ତକାରୀ କ ନାମ : \_\_\_\_\_

ଠିକଣା : \_\_\_\_\_

ମୋବାଇଲ ନମ୍ବର : \_\_\_\_\_

ଅଭିଯୋଗର ସଂକ୍ଷିପ୍ତ ବିଷୟବସ୍ତୁ (ଆବଶ୍ୟକହେଲେ ଏହି ସଂକ୍ରାନ୍ତରେ ଅଧିକ କାଗଜ ସଂଲଗ୍ନ କରିପାରିବେ)

ବି. ଦ୍ର. : ଆବଶ୍ୟକୀୟ ପ୍ରମାଣପତ୍ରର ନକଲ ସଂଲଗ୍ନ କରିପାରିବେ

ତାରିଖ:

ଅଭିଯୋଗକାରୀଙ୍କ ସ୍ୱାକ୍ଷର

ପ୍ରାପ୍ତି ସ୍ୱୀକାର

ଆପଣଙ୍କ ଅଭିଯୋଗ ତା : \_\_\_\_\_ ରିଖରେ ପଞ୍ଜୀକୃତ ହୋଇଛି ।

ପଞ୍ଜୀକୃତ ନମ୍ବର ସଂଖ୍ୟା ହେଉଛି \_\_\_\_\_ । ଦୟାକରି ଭବିଷ୍ୟତରେ

ଯୋଗାଯୋଗ ସମୟରେ ଏହି ନମ୍ବରକୁ ଉଲ୍ଲେଖ କରିବେ ।

ଅଭିଯୋଗ ଗ୍ରହଣକାରୀ ଅଧିକାରୀଙ୍କ ସ୍ୱାକ୍ଷର

