

**Government of Bihar**

**FOOD AND CONSUMER PROTECTION DEPARTMENT**

**NOTIFICATION**

**G.S.R. - Pra-7 Vividh-14/2013 08 Dated 31/1/2014**

In exercise of power conferred by Section 29 of the National Food Security Act.-2013, which is to be launched on 1<sup>st</sup> February 2014 in this state, the Governor of Bihar is hereby pleased to make the following order to constitute the following vigilance committees at the State, District, Block, Ward in Urban area and Panchayat levels for ensuring transparent and proper functioning of T.P.D.S. and for accountability of the functionaries in such system, as specified in the public distribution system (control) order, 2001, made under the Essential Commodities Act, 1955 (as amended from time-to-time) consisting of such persons, as will be prescribed by the State Govt. giving due representation to the local authorities, the scheduled Castes, the schedule tribes, women and destitute persons or persons with disability and accordingly also to repeal all earlier constituted Vigilance/Monitoring committee except the Sub Divisional Monitoring Committee with immediate effect:-

**1. State Level Vigilance Committee**

- |       |  |   |                  |
|-------|--|---|------------------|
| i.    | Minister, Food & Consumer Protection Deptt.                        | - | Chairman         |
| ii.   | Vice-Chairman of State level Programme implementing committee      | - | Member           |
| iii.  | Minister, Rural Development Deptt.                                 | - | Member           |
| iv.   | Minister, Urban Development and Housing Deptt.                     | - | Member           |
| v.    | Minister, Panchayati Raj Deptt.                                    | - | Member           |
| vi.   | Minister, Co-operative Deptt.                                      | - | Member           |
| vii.  | Minister, SC/ST Welfare Deptt.                                     | - | Member           |
| viii. | Minister, Backward Class & Most Backward Class Welfare Deptt.      | - | Member           |
| ix.   | Minister, Minority Welfare Deptt.                                  | - | Member           |
| x.    | Minister, Social Welfare Deptt.                                    | - | Member           |
| xi.   | Member of Parliament 05 (five) (Nominated by State Govt.)          | - | Member           |
| xii.  | MLA/MLC 10 (ten) (Nominated by State Govt.)                        | - | Member           |
| xiii. | Principal Secretary/Secretary Food & Consumer Protection Deptt.    | - | Member Secretary |
| xiv.  | Principal Secretary/Secretary Rural Development Deptt.             | - | Member           |
| xv.   | Principal Secretary/Secretary Urban Development and Housing Deptt. | - | Member           |

- |        |   |   |                  |
|--------|---|---|------------------|
| xvi.   | Principal Secretary/Secretary<br>Panchayti Raj Deptt.   | - | Member           |
| xvii.  | Principal Secretary/Secretary<br>Co-operative Deptt.  | - | Member           |
| xviii. | Principal Secretary/Secretary<br>SC/ST Welfare Deptt.   | - | Member           |
| xix.   | Principal Secretary/Secretary<br>Backward Class & Most Backward Class<br>Welfare Deptt.   | - | Member<br>Member |
| xx.    | Ten (10) Nominated<br>Representatives by State Govt., which must<br>consist of one representative each from SC, ST,<br>Women, Person with disability, Minority and<br>Most Backward Class | - | Member           |
| xxi.   | Two representatives of PDS dealers union  | - | Member           |

## **2. District Level Vigilance Committee**

- |       |  |   |                  |
|-------|--|---|------------------|
| i.    | Minister-Incharge of District  | - | Chairman         |
| ii.   | Vice Chairman and all members of<br>District Programme.<br>Implementing Committee    | - | Member           |
| iii.  | Chairman of Zila Parishad of District  | - | Member           |
| iv.   | District Magistrate  | - | Member Secretary |
| v.    | Superintendent of Police   | - | Member           |
| vi.   | District Supply Officer  | - | Member           |
| vii.  | All SDO of the District  | - | Member           |
| viii. | Vice Chairman and all Member of<br>Zila Parishad                                     | - | Member           |
| ix.   | All Chairman of urban bodies of the District-  | - | Member           |
| x.    | All MP, MLA, MLC of the district or<br>One each representative nominated<br>by them. | - | Member           |
| xi.   | Representatives of Oil companies   | - | Member           |
| xii.  | 1 (One) disabled person nominated by<br>State.                                       | - | Member           |
| xii.  | Two representatives of PDS dealers<br>Union  | - | Member           |

## **3. Block level Vigilance committee**

- |     |   |   |          |
|-----|---|---|----------|
| (i) | President of Block programme<br>implementing Committee. | - | Chairman |
|-----|---|---|----------|

- (ii) Vice Chairman & all Members of Block - Member  
Programme implementing Committee.
- (iii) Block development officer - Member secretary.
- (iv) Block supply officer - Member.
- (v) President Nagar Parishad/  
Nagar Panchayat. - Member
- (vi) Pramukh, Deputy Pramukh of block - Member  
and all members of Panchyat Samiti
- (vii) Regional MLA and MP or - Member  
One each representative nominated  
by them.
- (viii) 1 (One) disabled person nominated by - Member  
State.
- (ix) Two Representative belonging to - Member  
PDS Shop keeper.

4. **Ward level (Public Distribution system) Vigilance committee of Urban Local Body Areas.**

- (i) Ward Councillor of Municipal Corporation/  
Council/Nagar Panchayat - Convenor.
- (ii) Nearest defeated candidate of  
ward councillor - Member.
- (iii) 1 (One) disabled person nominated by  
State. - Member

5. **Panchayat level (Public distribution system) vigilance committee**

- (i) Mukhia of Panchayat - Convenor.
- (ii) Sarpanch of Panchyat - Member.
- (iii) Nearest defeated candidate of  
Mukhia of Panchayat - Member.
- (iv) Nearest defeated candidate of  
Surpanch of Panchayat - Member.
- (v) All Ward member - Member

- (vi) All Panchyat member Member.
- (vii) 1 (One) disabled person nominated by District Magistrate. - Member
- (viii) Deputy Mukhia of Panchyat shall act as convenor in absence of Mukhia - Member

**6. (A) Work and Responsibility of State Level Vigilance Committee**

- i. Regular supervision of implementation of schemes running under this Act 2013.
- ii. Inform in writing before the District Grievance Redressal officer of any violation of the provision of this Act.
- iii. Inform in writing before the District Grievance Redressal Officer in matters relating to any malpractices or misappropriation of funds.
- iv. quarterly review of all the activities vis-avis schemes being implemented under TPDS and of problems/impediments in its smooth functioning.
- v. The Committee and its members may visit to FPS/Offices under the department and contact to any beneficiaries. The Committee shall make recommendation for successful implementation of the schemes under TPDS.
- vi. If on any issue the decision under Central Govt. is required to be taken then the State Level Committee may recommend for its rectification.
- vii. It will be the responsibility of the Chairman of the Committee (Minister, Food and Consumer Protection Department) to convene meeting.

**(B) Work and Responsibility of District Level Vigilance Committee**

- i. Regular supervision of implementation of schemes running under this Act 2013.
- ii. Inform in writing before the District Grievance Redressal officer of any violation of the provision of this Act.
- iii. Inform in writing before the District Grievance Redressal Officer in matters relating to any malpractices or misappropriation of funds.
- iv. To review on lifting and distribution of foodgrain and kerosene oil distributed under schemes through PDS.
- v. To review the lifting of foodgrain by SFC and its distribution amongst the beneficiaries through PDS and also to find out the impediments therein and to rectify it under the provision laid down by the Govt.
- vi. It will be the responsibility of the Chairman of the Committee to convene meeting.



**(C) Work and Responsibility of Block level Vigilance committee**

- (i) Regular supervision of implementation of schemes running under this Act.
- (ii) Inform in writing before the District Grievance Redressal Officer in violation of any clause of Act 2013.
- (iii) Inform in writing before the District Grievance Redressal Officer in matters relating to malpractices of misappropriation of funds.
- (iv) Keep vigil on lifting and distribution of food grains and k-oil which are meant to be distributed amongst consumers by PDS under the block and to make available food grains and K-Oil to all consumers on fixed quantity and rate.
- (v) It will be the responsibility of the Chairman of the Committee to convene meeting.
- (vi) It will be the responsibility of food and consumer protection deptt. to provide any kind of Guidelines in matter relating to this system.

**(D) Work and responsibility of Panchyat, Ward level vigilance committee.**

- (i) Regular supervision of implementation of schemes running under this Act.-2013
- (ii) Inform in writing before District Grievance Redressal Officer in violation of any clause of Act.-2013.
- (iii) Inform in writing before District Grievance Redressal Officer of any malpractices and misappropriation of funds found by it.
- (iv) Keep vigil on lifting and distribution of food grains and K-Oil which are meant to be distributed amongst consumers by P.D.S. under respective ward/Panchayat.
- (v) Make available food grains and K-Oil to all concerned consumer on fixed rate and quantity.
- (vi) It will be the responsibility of the Chairman of the Committee to convene meeting.
- (vii) Information in regard to lifting and distribution has to be made available by the P.D.S. shop keeper to convener of the committee on time.
- (viii) It will be the responsibility of food and consumer protection Deptt. to provide any kind of Guidelines in matter relating to this system.

7. **The state Govt. may remove from office the chair person/convenor any member**
- (a) is, or at any time has been adjudged as an insolvent or,
  - (b) has become physically or mentally incapable of acting as a member,
  - (c) has been convicted of an offence which, in the opinion of the state Govt., involves moral turpitude; or
  - (d) has acquired such financial or other interest as is likely to effect prejudicially his function as a member; or
  - (e) has so abused his position as to render his continuation in office detrimental to the Public interest. No such chairperson/convenor or member shall be removed under clause(d) or clause(e) of section-7. unless he has been given a reasonable opportunity of being heard in the matter.
8. **The tenure of the above committee shall be of 03. (Three) years.**
9. **Ex officio member of the committee shall officiate the post of vigilance committee till Govt. does not nominate members of the committee. Nominated member may also be remove from the post before their tenure.**

By the order of Governor of Bihar

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/11/2014

Copy to all concerned Hon'ble Ministers, Bihar for information and necessary action.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/11/2014

Copy to Chief Secretary/Development Commissioner/Principal Secretary to Chief Minister, Bihar for information.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/1/2014

Copy to all concerned Principal Secretaries/Secretaries/Managing Director, Bihar State Food and Civil Supply Corporation, Sone Bhawan, Patna/all Divisional Commissioners/all District Magistrates/all District Supply Officers/all Sub-Divisional Officers/State Co-ordinator-cum-General Manager, Indian Oil Corporation, Lok Nayak Jaiprakash Bhawan, Dak Bungalow Chauk, Fraser Road, Patna/General Secretary, Bihar State Fair Price Dealers Association, Bhikhana Pahari, Patna-4/State General Secretary, Bihar Pradesh Jan Witran Pranali Dukandar Sangh, Gaighat (Danka Imali), Laddu Akhada Gali, Patna-7 for information and necessary action.

All District Magistrates and all Sub-Divisional Officers are requested to make available copy of the notification order to President, convenor and all members of Vigilance Committees constituted at District, Block, Ward level in urban local body areas and at Panchayat level and to ensure their meeting.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/1/2014

Copy to Private Secretary to Hon'ble Minister, Food and Consumer Protection Department, Bihar/Principal Private Secretary to Principal Secretary, Food and Consumer Protection Department, Bihar for information and necessary action.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/1/2014

Copy to Principal Secretary, Cabinet Secretariat Department, Bihar for information in compliance of decision taken in State Cabinet meeting dated 31.01.2014 as item no. 01.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/1/2014

Copy to IT Manager, Food and Consumer Protection Department, Govt. of Bihar, Patna for uploading it on department Website and to send it to all concerned through e-mail.

(Shishir Sinha)

Principal Secretary

Memo No- Sec-7Misc-14/2013

08

Food, Patna/Date 31/1/2014

Copy to Superintendent, State Printing Press, Gulzarbag, Patna-7 (along with two hard copy and one C.D) for publication in coming extra ordinary Bihar Gazzett.

It is requested that 200 (Two hundred Copies of Gazzett) should be made available to the department.

(Shishir Sinha)

Principal Secretary