

(5) Any person, society or group, who contravenes any of the provisions of this order, shall be liable to punishment under Section 7 of the Essential Commodities Act, 1955 (No. 10 of 1955) and in such cases the action shall not be restrict to salesman of Fair Price Shop only but may also extend to President of the Society and other institution, executive officer or Sarpanch and Secretary of Gram Panchayat.

(6) If there is a prima-facie evidence that any individual is operating a shop as a proxy/"benami", shop keeper or de-facto owner of self-help groups, primary cooperative credit societies, forest protection committee, other credit societies or gram panchayat, shall be liable for prosecution under the provisions of the Essential Commodities Act, 1955 (No.10 of 1955).

(7) If authorized agency/Fair Price Shopkeeper supplies or distribute any essential commodity to any ineligible person, then, its cost shall be recovered from the person found guilty for such act at the prevailing market price or economic cost, whichever is more, as arrears of land revenue.

(8) (1) In case any person gives any false information in the application or declaration under the Chhattisgarh Ration Card Rules, 2016 or willingly hides any information and if any person issues bogus or ration card to ineligible on the basis of any false information/certificate in application, declaration, then such person shall be liable for punishment under the provisions of Section 9 of the Essential Commodities Act, 1955 (No. 10 of 1955) alongwith Section 193, 463, 468 of Indian Penal Code (No. 45 of 1860) and under other provisions of law for the time

being in force and prosecution can be initiated against such person.

(2) In case, the process laid down in the ration card issuance rules is not complied or ration card is issued to ineligible person, action may be taken against the applicant as well as disciplinary action may be initiated against the competent officer authorized by the Collector and the officer and employee who has attested the application and documents, if found guilty.

17. Food Security Fund.-(1) The State Government shall create a Food Security Fund. The primary purpose of this fund is to strengthen food security for vulnerable populations and fund may be utilized for the following purposes, namely:-

- (a) to ensure food security in areas where malnutrition levels are very high and possibilities of starvation exist;
- (b) to try out innovative delivery mechanisms in remote areas where the normal delivery system is unable to meet the needs for timely supply of food grains and other essential commodities covered under Public Distribution System;
- (c) to try innovations to reach unreached population of very poor, marginalized and vulnerable people both in urban and rural areas like urban homeless, disabled, tribal people facing displacement or who are already displaced;

- (d) to strengthen the monitoring system of the Public Distribution System across the State;
- (e) to take all steps that may be necessary to ensure compliance with the orders of Hon'ble Supreme Court, issued from time to time, with regard to the Public Distribution System;
- (f) to ensure payment of Food Security Allowance;
- (g) to provide food security during natural calamities;
- (h) to meet out any other exigencies as may be required from time to time to strengthen the food security requirements of the State.

(2) The Food Security Fund shall be managed by a committee chaired by the Secretary, Government of Chhattisgarh, Department of Food, Civil Supplies and Consumer Protection,

18. Appeal.-(1) Any person aggrieved by any order of designated officer, denying the allotment of Fair Price Shop, issue or renewal of a ration card or cancellation of the ration card, may appeal to the Collector/Additional Collector within a period of 30 days from the date of receipt of the order.

(2) Any person aggrieved by an order of the Collector may appeal to the State Government within a period of 30 days of receipt of the order and its decision shall be final.

(3) No such appeal shall be disposed off unless the aggrieved person has been given a reasonable opportunity of being heard.

(4) During the pendency of an appeal, the Appellate Authority may direct that the order under appeal shall not take into effect for such period as the authority may consider necessary for giving a reasonable opportunity to the other party under sub-rule (3) or until the appeal is disposed off, whichever is earlier.

- 19. Exemption.-** For effective operation of Pubic Distribution System in pursuance with the Targeted Pubic Distribution System (Control) Order, 2015, the State Government may by special order exempt all or any part of the provisions of the order and may at any time suspend or cancel such exemption.
- 20. Protection of the action taken under the order.-**No suit, prosecution or legal proceeding shall lie against any person for anything which is in good faith done or intended to be done in pursuance of this order.
- 21. Power to issue order for compliance of instructions.-**The State Government or the Director Food, Civil Supplies and Consumer Protection Department can issue necessary order/instructions, from time to time, for compliance of various provisions of this order and transparency, responsibility and allotment of ration commodities, its storage and computerization of distribution and implementation of the new projects.

22. Repeal and Savings.- The Chhattisgarh Public Distribution System (Control) Order, 2004 is hereby repealed:

Provided that any order made or action taken under the order so repealed shall be deemed to have been made or taken under the corresponding provisions of this order.

By order and in the name of the Governor of Chhattisgarh,
MANOJ KUMAR SONI, Special Secretary.

Annexure-I
(See clause 9(12))

**Application-Form for allotment of Fair Price Shop under the
Chhattisgarh Public Distribution System (Control) Order, 2016**

Passport size
photo of
chairperson /
/Sarpanch
फोटो

passport size
photo of
Manager/
Secretary

1. Name of Gram Panchayat/Ward for which application form is submitted for Fair Price Shop allotment-.....
2. Name of Block-.....
3. Name of District-.....
4. Name of applicant agency/group-.....
5. Registration number/date of applicant agency/group-.....
(Agencies other than Gram Panchayat shall attach registration certificate)
6. Working area of applicant agency/group-.....
7. Office address of agency/group-.....
8. Bank account number of agency/group-.....
9. Saving amount of agency/group-.....
(Agencies shall attach photocopy of bank passbook)
10. Name of applicant agency/Chairperson of group/Sarpanch-
.....
Name of Father/Husband-.....
Residential Address-.....
Telephone/Mobile number-.....
Aadhar number-.....

11. Name of Manager/Secretary
of the applicant agency-.....
Name of Father/Husband-.....
Residential Address-.....
Telephone/Mobile number-.....
Aadhar number-.....
12. Details of work done in the past 03 years by the applicant
agency- (agencies other than Gram Panchayat shall attach
details of work)
13. Annual income of applicant agency-.....
14. Nature and details of business started by the applicant agency-
.....
15. Details of the Godown for setting up of Fair Price Shop-
.....
16. Any case registered/pending against chairperson/manager of
applicant of agency, if yes, give details (attach
affidavit).....

Signature and seal of
Chairperson/Sarpanch of
applicant agency.

Signature and seal of
Manager/Secretary of
applicant agency.

Annexure-II**(See clause 9(12))****Fair Price Shop Allotment Authority-Letter under the
Chhattisgarh Public Distribution System (Control) Order, 2016**Passport size
photo of the
chairperson of
the institution

Authority letter No.....Details of Security
amountName of Gram Panchayat
/Ward.....Name of Block/Urban Local Body.....
District.....Fair Price Shop
ID.....Name of Agency of Fair Price
Shop.....Name of the Chairperson /Director of the
of agency Shri/ Shrimati/Kumari.....is hereby,
authorized for operation of Fair Price Shop under the Chhattisgarh
Public Distribution System (Control) Order, 2016 according to
following terms and conditions, namely:-

1. Co-operative Society/institution shall not operate fair price shop and shall not store essential commodities anywhere except in the following location:-

House NoWard/Name..... Location.....
Police Station.....Tehsil.....District.....

Note - If operation of shop is conducted at a place other than the above location, the institution shall give information

- regarding the same in written to fair price shop allotment authority and after obtaining prior permission for storage at other place get the authority letter amended accordingly.
2. A yellow board of 150 cm X 75cm size, wherein details of fair price shop in Hindi language, as prescribed in sub-clause (1) of clause 14 of control order, in black letters shall be displayed at conspicuous place outside the fair price shop.
 3. A black board of 150 cm X 75cm size shall be displayed at conspicuous place at the fair price shop, wherein scheme-wise number of ration card, number of members, eligibility, consumer rate, opening stock of essential commodities, receipt and distribution quantities etc. shall be written in white color. This information shall be updated on daily basis.
 4. Names and mobile number of the members of the vigilance committee shall be displayed at conspicuous place in fair price shop.
 5. Separate unit/ration card register, stock register and distribution register in pro-forma specified by the State Government shall be recorded documentarily/electronically for the operation of fair price shop and shall be kept safely.
 6. Fair price shop allottee person shall have to submit monthly information of opening balance, receipt, distribution and closing balance of essential commodities documentarily/electronically to the Food Inspector of the concerned area, by

the such date of each month as specified by the State Government.

7. Fair Price Shop allottee, on demand, shall make available the records related to the Public Distribution System as per the provisions of the Right to Information Act, 2005 (No.22 of 2005), after charging prescribed fees.
8. Essential commodities shall be provided to ration card holders attached with shop by fair price shop allottee, as per quantity, food grain-ratio as specified by the State Government.
9. The Fair price shop allottee, shopkeeper or any other office-bearer shall not replace, adulterate, retrieve or divert Essential commodities supplied for distribution at shop.
10. Fair Price Shop allottee/ sales person shall exhibit sealed samples of the commodities supplied by the Chhattisgarh State Civil Supplies Corporation limited at conspicuous place in Fair Price Shop.
11. Authority letter of Fair Price Shop allotment shall be displayed prominently at the Fair price shop by the Shop allottee/Fair Price shop sales person.
12. Fair price shop sales person shall maintain a distribution register. Number of ration card, number of units, name of head of family, quantity of commodities, its price and signature of ration card holder shall be recorded in the register or in electronic form.

13. The entry of quantity of commodity distributed during the month, and its price shall be made in ration card by fair price shop sales person with the signature.
14. Fair price shop sales person shall not distribute essential commodities to any other person except the head of family or other members of the family recorded in the ration card:

Provided that in case any ration cardholder or their members as identified by the Collector are more than 60 years of age or disabled, then their entitlements can be handed over to the person authorized by the ration cardholder.

15. Fair price Shop allottee shall maintain all important registers like-Complaint register, Suggestion register, Register for Declaration form, Delivery order, Invoice Register, Cash Book etc., and produce them when asked, for examination.
16. Fair price Shop allottee may sell non-essential commodities in Fair price Shop:

Provided that he shall not include any essential commodities supplied under Public Distribution System.

Provided further that he shall not sell any such items whose expiry dates has been passed, not registered or have been banned by the Allotment Authority.
17. Ration card of the ration card holder shall not be retained or kept in Fair price shop.
18. Fair price Shop allottee shall keep all the important registers and documents, related to Fair Price Shop, of at least a year, and produce when asked for examination.

19. Balance, Weights and Measurements certified by the Department of Control and Measures shall be used in Fair Price Shop.
20. The Fair price shop allottee shall not refuse to provide commodities to the ration card holder during business hours.
21. The shop shall be opened compulsorily on working days fixed for the same. (Except on holidays declared by the Collector)
22. The Fair price shop allottee, at the starting of the month, shall ensure to receive all the essential commodities and make it available for distribution.
23. Fair Price Shop Agency shall, after receipt of the Fair Price Shop Allotment Authority -Letter, appoint fair price shop salesperson and give information regarding appointment of the salesperson compulsorily to the Authorized Officer.
24. For the storage of ration commodities under various schemes, important declaration letter and amount/demand draft shall be submitted to the concerned Food Inspector in the time limit fixed by the collector.
25. Every Month, "Rice Festival" shall be organized on a date fixed by the collector wherein essential commodities shall be distributed to beneficiaries.
26. The Fair price shop allottee can remove fair price shop salesperson only on approval of Fair Price Shop Allotment Authority.

27. The Fair price shop allottee shall follow the instructions issued by the State Government, Fair Price Shop Allotment Authority, District Collector, Director, Department of Food, Civil Supplies and Consumer Protection under the Chhattisgarh Public Distribution System (Control) Order, 2016.
28. Contravene of any of above provisions of the Fair Price Shop Allotment Authority-Letter shall be liable to Contravene of Section 3 or 7 of the Essential Commodity Act, 1955 (10 of 1955).

Place: _____

Sign and seal of Allotment Authority

Date of issue: _____

Annexure-III**(See clause 14(1))****Format for Fair Price Shop Information Board****Fair Price Shop under
Public Distribution System**

Gram Panchayat/Urban Local Body.....

Ward Number

I.D number of Fair Price Shop

Name of Chairperson/Manager

Mobile Number

Name and Mobile number

of Fair Price Shop Sales Person

Date of opening of Shop

Time of opening of Shopto.....

**Contact on Call Center number 1800-233-3663 for any
complain/suggestion**

Note:- Details shall be written in Black color on Yellow Board.