
**Madhya Pradesh Lok Sewaon Ke Pradan Ki Guarantee
(Sanshodhan) Adhiniyam, 2011**

22 of 2011

[12 May 2011]

CONTENTS

1. Short Title
2. Amendment Of Section 6
3. Amendment Of Section 7
4. Review Of Order Of Nominated Officer

**Madhya Pradesh Lok Sewaon Ke Pradan Ki Guarantee
(Sanshodhan) Adhiniyam, 2011**

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An Act to amend the Madhya Pradesh Lok Sewaon Ke Pradan Ki Guarantee Adhiniyam, 2010. Be it enacted by the Madhya Pradesh Legislature in the Sixty-second Year of the Republic of India as follows :-

1. Short Title :-

This Act may be called the Madhya Pradesh Lok Sewaon Ke Pradan Ki Guarantee (Sanshodhan) Adhiniyam, 2011.

2. Amendment Of Section 6 :-

In Section 6 of the Madhya Pradesh Lok Sewaon Ke Pradan Ki Guarantee Adhiniyam, 2010 (No. 24 of 2010) (hereinafter referred to as the Principal Act), after sub-section (2), the following sub-section shall be inserted, namely :-

"(2a) During the hearing of the appeal, if the first appeal officer finds that the service was not provided by the designated officer within the stipulated time limit despite the applicant having fulfilled all the requirements or if in his opinion the application has been rejected without assigning sufficient reasons, he may make a

reference to the second appellate authority to impose a penalty on the designated officer under sub-section (1) of Section 7."

3. Amendment Of Section 7 :-

In Section 7 of the Principal Act, after sub-section (4), the following new sub-section shall be added, namely :-

"(5) (a) If the appellant is not satisfied with the penalty imposed, if any, by the Second Appellate Authority under sub-section (1) or (2), he may make an application in this regard to the Officer nominated by the State Government under Section 8.

(b) The nominated officer may, after giving an opportunity of being heard to the First Appeal Officer or the Designated Officer, as the case may be, impose a penalty which may extend to 5000 rupees including the penalty earlier, imposed if any, and recommend disciplinary action against the officer concerned :

Provided that the nominated officer may, for adequate and special reason to be mentioned in the order, instead of imposing a penalty, recommend disciplinary action only.

(c) Further, if the nominated officer is satisfied that the Second Appellate Authority has imposed an inadequate penalty or has delayed proceedings or acted in a manner not conducive to the implementation of this Act, he may impose on him a penalty which may extend to 5000 rupees, after giving him an opportunity of being heard, and recommend disciplinary action against him :

Provided that the nominated officer may, for adequate and special reason to be mentioned in the order, instead of imposing a penalty, recommend disciplinary action only.

4. Review Of Order Of Nominated Officer :-

After Section 8 of the Principal Act, the following section shall be inserted, namely:-

"8A. Insertion of Section 8A.--The Second Appellate Authority aggrieved by any order passed under clause (c) of sub-section (5) of Section 7, may make an application for review to the nominated officer within a period of 60 days from the date of that order. The nominated officer shall dispose of the application according to the prescribed procedure :

Provided that the nominated officer may entertain an application after the expiry of the said period of 60 days, if he is satisfied that the application could not be submitted in time for sufficient cause."

