

IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRAORDINARY CIVIL WRIT JURISDICTION
WRIT PETITION (CIVIL) No. 2161 OF 2017

IN THE MATTER OF:

Delhi Rozi-Roti Adhikar Abhiyan
(Through one of its members)

....Petitioner,

Versus

Union of India & Ors.

...Respondents

REPORT OF THE LOCAL COMMISSIONER PURSUANT TO ORDER
DATED 25.05.2017

[ADVOCATE/LOCAL COMMISSIONER - MR. ZOHEB HOSSAIN]

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REPORT OF THE LOCAL COMMISSIONER

1. That, pursuant to the Order Dated 25.05.2017 of this Hon'ble Court in W.P.(C) 2161/2017, the Hon'ble Acting Chief Justice and Hon'ble Mr. Justice C. Harishankar were pleased to appoint me as the Local Commissioner to physically visit Fair Price Shops in the area of Malviya Nagar by randomly selecting the said shops and to also interact with the residents on whose behalf the Petitioners have filed the affidavits, residing in the settlement colonies around Malviya Nagar, commonly known as Jagdamba and Lal Gumbad Camps. This Hon'ble Court was pleased to observe broadly two areas of grievances expressed by the Petitioners viz. (1) their names not being recorded in the Ration Cards of the families due to want of Aadhaar and (2) Difficulty faced on account of the "Point of Service"/"Point of Sale" machines not working because of biometric failures especially with regard to old people.

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(A Copy of the Order of the Hon'ble High Court in WRIT PETITION (CIVIL) No. 2161 OF 2017 dated 25.05.2016 is attached herein as **Annexure LC-1**

I. Names not being recorded in Ration Card of family members due to want of Aadhaar.

2. That pursuant to the above directions on 05.08.2017, Saturday, I along with the representatives of the Petitioner, Ms. Amrita Johari and her colleagues visited the area of Jagdamba and Lal Gumbad camps to meet with the 39 families who had filed their affidavits before this Hon'ble Court expressing more or less an identical nature of grievance, namely that an application of their family members for enlisting them in the Ration Card was made with a birth certificate as proof of identity but the same was refused to be added to the Ration Card for not submitting Aadhaar number as proof of identity. It must be noted that all these applications of the 39 families were made between 16.09.2013 to 2015. It is pertinent to note that at that time the Aadhaar (Targeted Delivery of Financial and other Subsidies, benefits and services) Act, 2016 was not in place and the stand of the Union of India was also that Aadhaar is voluntary. It is only from September 2016 and more specifically in the case of food subsidies, from the introduction of the impugned notification dated 8.02.2017, can it be said that Aadhaar is a requirement to avail of food subsidies. Prior to the introduction of the

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f Aadhaar (Targeted Delivery of Financial and other Subsidies, benefits and services) Act, 2016, it was the Supreme Court's orders which held the field. The Hon'ble Supreme Court vide its Order dated 23.09.2013 in W.P. (C) No. 494 of 2012 had held that no person should suffer for not getting the Aadhaar Card. The relevant extract of the order is quoted hereinafter:

"In the meanwhile, no person should suffer for not getting the Aadhaar card inspite of the fact that some authority had issued a circular making it mandatory and when any person applies to get the Aadhaar Card voluntarily, it may be checked whether that person is entitled for it under the law and it should not be given to any illegal immigrant."

A Copy of the Order of the Hon'ble Supreme Court in WRIT PETITION (CIVIL) No. 494 of 2012 dated 23.09.2013 is attached herein as **Annexure LC - 2**

3. A similar order was reiterated by the Supreme Court on subsequent occasions and even the Union of India had given wide publicity to the fact that Aadhaar is voluntary. Therefore, at the time when the applications were made by these 39 applicants, Aadhaar was not mandatory. In any event the notification requiring Aadhaar for accessing food subsidies under the National Food Security Act has come into effect from 08.02.2017 which lays down a detailed mechanism for the same.

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(A Copy of the Notification dated 08.02.2017 by the Ministry of Consumer Affairs, Food and Public Distribution is attached herein as **Annexure LC - 3**

4. That, during my inspection of the Jagdamba and Lal Gumbad colonies, I have met each and every one of the 39 families including several of the members of their family by visiting their houses which are basically "jhuggis", who stood excluded from the Ration Card and consequently the benefits under the National Food Security Act, 2013 on 5th August, 2017. I was repeatedly reminded of the expression which has been used by the Hon'ble Supreme Court quoting Field, J. in *Munn v. Illinois*, 1877 94 US 113 that "life means something more than mere animal existence" as quoted by the Supreme Court in *Olga Tellis and Ors. v. Bombay Municipal Corporation and Ors.*, 1985 3 SCC 545 and how these people were barely exercising that right.

5. That, the following chart provides the names and particulars of the persons who have filed affidavits before this Hon'ble Court and the number of their family members who stood excluded from the food subsidies as their names were not updated on the Ration Card for not supplying their Aadhaar number while making the application somewhere between the periods of September, 2013 and 2015. Almost all of them have stated that they have made the applications for inclusion in the Ration Card with the Birth Certificate which was rejected

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(by the Food Department, Govt. of NCT of Delhi on the pretext that Aadhaar Card was required. Subsequently almost all of the family members of the above applicants who were *hitherto* excluded for want of Aadhaar have applied for Aadhaar and obtained the same. Even after obtaining the Aadhaar Number and after making fresh applications with their Aadhaar Number they were told that their names cannot be included in the Ration Card because the quota for the year is over and only when the next window is open will it be done.

S.NO	Name	Area	Number of family members listed on ration	Number of family members excluded from ration card due to want of Aadhaar (as per affidavit)
1	Anita	Lal Gumbad Camp	1	2
2	Babita	Lal Gumbad Camp	2	2
3	Geeta	Lal Gumbad Camp	3	3
4	Hema Mahawar	Lal Gumbad Camp	1	3
5	Kamlesh	Lal Gumbad Camp	4	3
6	Kavita	Lal Gumbad Camp	2	1
7	Narmada	Lal Gumbad Camp	6	1
8	Phoolmati	Lal Gumbad Camp	4	1
9	Phoolmati w/o Brijesh Kumar	Lal Gumbad Camp	2	1
10	Raj Rani	Lal Gumbad Camp	4	1
11	Rajni	Lal Gumbad Camp	3	1
12	Ram Lali	Lal Gumbad Camp	3	2
13	Rukmini	Lal Gumbad Camp	6	2

1	Roop Rani	Lal Gumbad Camp	3	2
15	Santosha	Lal Gumbad Camp	3	4
16	Savita	Lal Gumbad Camp	2	2
17	Sunita	Lal Gumbad Camp	4	1
18	Mithlesh	Lal Gumbad Camp	1	1
19	Dhansira	Jagdamba Camp	5	4
20	Geeta	Jagdamba Camp	2	3
21	Gyanwati	Jagdamba Camp	5	3
22	Jasodha	Jagdamba Camp	6	3
23	Jyoti	Jagdamba Camp	3	2
24	Krishna	Jagdamba Camp	6	2
25	Manju	Jagdamba Camp	1	3
26	Mehrunisha	Jagdamba Camp	6	2
27	Munni Khatun	Jagdamba Camp	4	1
28	Radha	Jagdamba Camp	2	3
29	Rahni	Jagdamba Camp	6	1
30	Rabiya Begum	Jagdamba Camp	4	1
31	Ramna	Jagdamba Camp	4	1
32	Rani	Jagdamba Camp	5	2
33	Reena Devi	Jagdamba Camp	4	1
34	Sangeeta	Jagdamba Camp	2	2
35	Saroj	Jagdamba Camp	3	2
36	Shabina	Jagdamba Camp	2	1
37	Sunita w/o Prem Kumar	Jagdamba Camp	2	3
38	Sunita	Jagdamba Camp	4	3

3	Sujata Mandal	Swami Nagar	2	1
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6. That, all the above applicants have received identical responses from the Food Department, Government of NCT of Delhi that since their family members did not have Aadhaar while applying for their ration card between 2013 and 2015, their names would not be added.

7. On 26.08.2017, I held a three-hour long meeting with the Food Commissioner of the Govt. of NCT of Delhi, Shri K.R. Meena along with Special Commissioner Shri Arun Kumar Mishra, Senior System Analyst Shri M.M. Chandra, Assistant Commissioner (Food and Supply) Shri Arvind Kumar, the FSO Circle - 50 - Shri R.K. Kannaujia, FSO Circle - 20, 21- Shri S.P. Singh and FSO Circle - 38 - Shri Manish. I apprised the Food Commissioner and the other officials of the above situation and also impressed upon them that since all the applicants and their family members have reapplied with their Aadhaar numbers, there cannot be any reason to further continue to deny those family members their food subsidies under the National Food Security Act. Pursuant to our discussion, the Food and Supply Department, Circle - 50 has filed an Action Taken Report and I am informed that 62 out of 81 family members of the 39 families have now been included in the ration card and will be entitled to their regular supply of Ration under the National Food Security Act. I am also informed that all the above 62 family members will now get

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(their quota of food subsidies form the next cycle of allocation i.e. October, 2017 onwards. Out of the remaining 19, 8 are yet to apply for addition of their names to the card and I have been assured by the Assistant Commissioner in the Action Taken Report that as soon as the application of these 8 persons are received, their names will be added to the family ration card.

A Copy of the Action Taken Report filed by the Food and Supply Department, Circle - 50 is attached herein as **Annexure LC-4.**

8. That at this juncture, I must revisit the impugned notification dated 8th February, 2017 of the Ministry of Consumer Affairs, Food and Public Distribution and quote Para 5 therein -

"5. Notwithstanding anything in above paragraphs, any member of eligible household listed in the Ration Card shall be entitled to receive the entire quantity of entitled subsidized food grains or Cash Transfer of Food Subsidy under NFSA, if any one member of the household in the Ration Card fulfills the identification conditions mentioned in above clauses, in case Aadhaar numbers is not yet assigned to all such members of the household."

9. That therefore, it is apparent from a plain reading of the above notification that the Food Ministry of the Central Government while exercising its power under the National Food Security Act, 2013 and Section 7 of the Aadhaar (Targeted Delivery of Financial and other Subsidies, benefits and services) Act, 2016

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(has laid down a mechanism which takes care of the fact that till Aadhaar is assigned, no person shall be denied of their entitlement. In light of the above extract of the notification it is also evident that if any one member of the family either has Aadhaar, then other members of such eligible household in the Ration Card shall not be denied their entitled subsidized food grains for not having Aadhaar. Therefore, as long as any one family member of the household has Aadhaar, the other members of the family of the eligible household could not have been denied their food entitlement for want of Aadhaar. Even if someone does not have Aadhaar, the impugned notification requires the person to apply for Aadhaar and in the meanwhile until Aadhaar is assigned she cannot be denied of her entitlements if she furnishes a valid alternate ID like the Voter ID card or PAN card or Passport or Driving License or ID by a gazetted officer or Tehsildar or Address Card issued by Department of Post or Kissan Photo Book or any other document as specified by the State Government.

10. In any event, the initial applications of all the above applicants could not have been rejected during the years 2013-2015 for want of Aadhaar for the simple reason that at that time Aadhaar was not mandatory and could not have been insisted upon to deny any person their food subsidy under the National Food Security Act, 2013. Even after the coming into effect of the Aadhaar Act and the relevant provisions from 12th

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(September, 2016 till the coming into force of the notification dated 8th February, 2017 Aadhaar could not have been insisted upon for supply of food subsidies since the power under Section 7 had not been operationalised during that period. It is only after the coming into force of the impugned notification dated 8th February, 2017 that Aadhaar was made a requirement for availing food subsidies, pursuant to the enabling provision of Section 7 of the Aadhaar Act, 2016. It must be noted that even under this notification all eligible beneficiaries who do not possess Aadhaar number or are not yet enrolled for Aadhaar must apply for Aadhaar enrollment by 30th June, 2017, if they are desirous of availing food subsidies and till such Aadhaar Number is assigned, the alternate identification documents along with the Aadhaar enrollment slip or a request of Aadhaar enrollment would be sufficient to avail food subsidies. It has come to my knowledge that the above deadline of 30th June, 2017 has also been extended by the Government of India to 30th September, 2017 by an Office Memorandum dated 22nd June, 2017.

A Copy of the Office Memorandum dated 22.06.2017 issued by the Government of India is marked as **Annexure LC-5**.

11. Thus, it is apparent that the executive and the legislative intent is to introduce Aadhaar in a phased manner without causing hardship to genuine beneficiaries and as already observed above, if any one member of the household in the

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(Ration Card fulfills the above identification conditions then no other member of the same household can be denied food subsidy for want of Aadhaar.

12. Therefore it appears that not only were the applications of the family members of the 39 families wrongly rejected, their continued denial and exclusion from food subsidies is also contrary to the express provisions of the Notification dated 8th February, 2017 as the law itself provides that no person shall be deprived of benefits if any one member of the family has Aadhaar. In all the above 39 families atleast one member of such household has Aadhaar and therefore their denial is contrary to the law.

13. That this Hon'ble Court may also consider awarding compensation to the excluded family members or their guardians for the period for which each of the family members has been denied their quota of the food subsidy which could be equivalent to the fair market value of their monthly entitlement of Rice and Wheat. The reason I make this suggestion is twofold -

a. The Supreme Court has repeatedly held that Right to Life guaranteed in any civilized society would take within its sweep the Right to Food (*Chameli Singh and others etc. v. State of U.P. and anr.* (1996) 2 SCC 549: M/s.

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Shantistar Builders v. Narayan Khimalal Totame
and others AIR 1990 SC 630) and

b. All these families are living in abject poverty and barely managing to survive.

14. In fact, if I may recall one instance of one of the above families I met during inspection where a boy named Nitin, son of Ms. Anita, one of the applicants, who is nine years old and suffers from serious handicap displaying symptoms of chronic autism. He is one such person on whose behalf his mother had applied for inclusion in the Ration Card with birth certificate but was refused enlistment in the Ration Card for not possessing Aadhaar. The application was made apparently on 13.03.2014 when Aadhaar was not even mandatory for availing food subsidies. In fact this was also the stand of the Union of India at that time. I am glad to inform that Nitin and his younger brother Ayush, who is seven years old, have both been included in the ration card pursuant to this Hon'ble Court's intervention. There may be several cases like this where the impugned notification dated 8.2.2017 is not being followed in letter or spirit by the implementing authorities and therefore, it is incumbent on the concerned authorities to clearly issue guidelines and directions in order to ensure strict compliance with the law. Those excluded from the food subsidies have suffered hardships and may be compensated by the Food Department of State of NCT of Delhi, if this Hon'ble Court deems fit.

15. That, the Delhi Government has also brought to my attention two circulars issued by them dated 23.06.2014 as well as 13.03.2015 which note that at that time the benefits of food security were to be provided even without Aadhaar Number if someone did not have Aadhaar. Therefore, in 2014 and 2015 any denial by the Food department of the Govt. of NCT of Delhi is ex-facie illegal, even according to their own circulars.

A Copy of the Circular dated 23.06.2014 is attached herein as **Annexure LC-6.**

A Copy of the Circular dated 13.03.2015 is attached herein as **Annexure LC-7.**

16. While parting with this issue, I may suggest that strict compliance with the letter and spirit of the notification date 8th February, 2016 would go a long way in alleviating the hardships faced by the beneficiaries and if any one member of the household has Aadhaar then as per the notification itself, the other members of the household cannot be denied their food subsidies for not possessing Aadhaar. Being a welfare legislation, a view in favour of the beneficiaries may be taken and in this case the provision of the notification already provides such a relief which the authorities cannot deny to the beneficiaries.

II. Exclusions, if any, on account of "Point of Service"/"Point of Sale" device

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17. On 19th August, 2017, I visited two Fair Price Shops (FPS) operated in two different localities for inspecting the functioning of these FPS shops and the Point Of Sale (POS) devices.
18. My first visit was to Fair Price Shop No. 7795 known by the name of M/s Laxmi Provision Stores, located at 40-A, DDA Flats, Mata Sundari Road, New Delhi. My observations with respect to this inspection are as follows.
19. I reached the location of the shop at 3.45 P.M. and found the shop to be shut with no notice, display board, or information regarding the timings publicly displayed in the shops premises. On calling the Food Department and informing them about the FPS Shop being shut down, I was told that the operator might have gone for lunch, even though it was not lunch time. It was only on informing them that I was a Court appointed Commissioner that I was told that the owner will be informed and directed to be there and open the shop immediately. A person called Mr. Krishna arrived at the shop and opened the shop. On enquiry, he informed me that he was the Sales Manager of the shop. The shop was owned by one Mr. Pawan Kumar. He informed me that they were no longer providing food grains by way of Aadhaar based authentication since the contract for the POS device had expired and they were following the old system of Sale/Case Register. He also

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informed me that there were some problems with the POS device and he had made complaints to the authorities. But since April-May 2017, they have been providing rations to the beneficiaries manually. He showed us the register wherein he kept such record of quantity of food grains sold to a person against the Ration Card Number of that person. Mr. Krishna further informed us that the POS device was installed in this shop in the year 2014 and they used it till May 2017. On being categorically asked whether the rations were denied to anybody for failure of authentication, Mr. Krishna said they did not deny anybody rations for authentication failure and used to supply them their entitlements based on their ration cards. According to Mr. Krishna on failure of authentication through the POS device, they would use an alternative method to provide rations by allowing the person to purchase rations by using the aforementioned Sale/Cash-Register system. Sometimes they would ask the person to return to their home and ask someone else from the family having their name in the Ration Card to come to the FPS shop, authenticate himself or herself and then collect the rations for the family. Mr. Krishna also said that even in a case where there is a one member Ration Card and the POS device failed to authenticate that person, he would provide such person with rations after confirming his or her ID manually against the name mentioned on the Ration Card.

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(1. My second visit on the same day was to Fair Price Shop No. 8535 known by the name of M/s Musrat Jahan located in Chandni Chowk since some of the affidavits were also filed from this area. My observations with respect to the inspection of this Fair Price Store was as follows.

21. I reached the FPS shop at 5.00 P.M. in the evening and the shop was shut down. On enquiring with the neighbors, the owner was called for and a person by the name of Mr. Mohhammad Tausif came to the location and opened the store. On enquiring from him I found out that he was the operator of the store. Mr. Tausif informed me that he had installed the POS device at his shop in the month of October, 2014. The device was having frequent issues and he would register complaints with the authorities. Mr. Tausif said that POS Device developed a charging problem and he made a complaint to the Assistant Commissioner, F&S Department, District Central (AC Central), to which he received a response saying, "toh hum kya karen"(so what can we do), which is recorded in an email, which he has forwarded to me. [A Copy of the email dated 8th September 2016 is marked as **Annexure LC-8**]. Mr. Tausif also claimed that there was no help from the food department officials despite various complaints.

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(. I placed the above scenario before the Food Commissioner and the officials in my meeting with them and also the non chalant conduct of the AC Central.

23. The Food Commissioner has brought to my attention an email dated August 28, 2017 which provides for manual distribution of food grains if the POS device is not working in the Fair Price Shops as a means to alleviate any hardships. [A Copy of the Email dated August 28, 2017 is marked as **Annexure LC-9**]

24. The Food Commissioner has also informed that they have entered into a System Integrator's Service Agreement with Bharat Electronics Limited on 4th August 2017 for Fair Price Shop End to End Computerisation of Targeted Public Distribution System and they have asked them to do a survey of network connectivity in entire region of Delhi and also identify areas with network issues where they will take preventive measures and have offline distribution to avoid any denials to genuine beneficiaries.

25. I have pointed out to the Food Commissioner that even Section 7 of the Aadhaar Act, 2016 states that furnishing proof of Aadhaar can suffice:

"7. The Central Government or, as the case may be, the State Government may, for the purpose of establishing identity of an individual as a condition for receipt of a subsidy, benefit or

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service for which the expenditure is incurred from, or the receipt therefrom forms part of, the Consolidated Fund of India, *require that such individual undergo authentication, or furnish proof of possession of Aadhaar number* or in the case of an individual to whom no Aadhaar number has been assigned, such individual makes an application for enrolment."

26. The Food Commissioner tried to impress upon me the benefits of Aadhaar that they have received. According to the Food Commissioner, the use of Aadhaar as identity document for delivery of subsidies or benefits simplifies the delivery process, brings transparency and efficiency and enables beneficiaries to get their entitlements directly in a convenient and seamless manner. According to him, the Government has already recorded a savings of 8% on account of Aadhaar based authentication system. He stated that there is a nexus between shop-keepers and ineligible beneficiaries. He has handed over a Status Note which inter alia also reiterates that if any one member of the household has Aadhaar or fulfils the identification requirement as per the Notification dated 8.2.2017, then the other members of the household cannot be denied their food subsidies.

A Copy of the Status Note submitted by the Food Commissioner is attached herein as **Annexure LC-10**

27. The Food Commissioner has also informed that moving forward, there will not only be fingerprint authentication

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(C) because sometimes there are some manual workers whose fingerprints do not work due to wearing off of the ridges and therefore, they are introducing the iris based authentication as well as an alternative where the iris of the concerned individual will be matched with that in the database. If neither of these work for some individuals, he has informed that they will not deny any genuine beneficiary and follow the One Time Password or OTP system where the password will be sent to the registered Mobile Phone number of the beneficiary.

28. The representatives of the Petitioners have expressed their concerns about exclusions on account of biometric failure and according to them there are people who are old and infirm who are unable to present themselves at POS Shops and therefore some alternative may be suggested for those vulnerable categories. The Petitioners have also expressed that the exact figures of biometric authentication failures in the 2 years of the Pilot Project would be helpful in understanding the system better and if any remedial measures are required. However, the figure that would be required is biometric authentication failure of genuine beneficiaries. It is clear that manual override was allowed by the Food Department, therefore, in order to ensure that no hardship is caused, the State Government should place all these particulars of the pilot project conducted over the last 2 years in a comprehensive report so that remedial measures if any can be taken well in time.

III. General observations on the working of the NFSA Act.

Even though I have not been specifically asked to look into the National Food Security Act, I feel that many of the problems faced by the people could have been obviated by suitable interventions at the statutory level by following the existing law. I was informed by the representatives of the Petitioners that various provisions of the National Food Security Act, 2013 which contain a statutory mandate of transparency and accountability as well as grievance redressal are not being followed at all. For instance, Section 14 of the National Food Security Act, 2013 requires an internal grievance redressal mechanism and rules to be prescribed therein. I am told that there are no rules to that effect. Even complaints registered with the helplines (the Helpline Number being 1967), are not visible to the concerned person and its status cannot be tracked. Ideally all of this should be recorded in an Management Information System (MIS) which should be accessible to the person making the complaint and a unique number should be assigned to enable them to track their specific complaint. Section 28 requires periodic social audits but I am told that it has not happened even once. Section 27 under chapter 9 which deals with transparency and accountability and states that all targeted public distribution system related records must be placed in the public domain and kept open for inspection to the public. Since the

beneficiaries of these programs are not internet savvy, apart from online MIS there should also be physical copies of the MIS containing the names of all beneficiaries, their entitlements and whether they have availed of the food subsidy in a particular month or not and to what extent should all be available both in the ration shop as well as the Circle office as per the requirement of the law. Section 15 pertains to District Grievance Redressal Officer, who should ideally be an independent officer and Section 16 deals with the State Food Commission, which I am informed is also not yet in place. Of the two Ration shops I visited randomly sometime between 4 o'clock and 5 o'clock on a day when they are supposed to be open, both were found closed. There are around 2500 Fair Price Shops in the National Capital Territory of Delhi, this Hon'ble Court may even consider directing CCTVs to be installed in all these shops with an online feed directly in the website of the food department, which would go a long way in checking any nexus with bogus elements and shopkeepers. The report is submitted accordingly.

LOCAL COMMISSIONER

ZOHEB HOSSAIN

Advocate

S-74 LGF, Greater Kailash Part I

New Delhi - 110 048

M: +91-9999 711 099

E: hossainzoheb@gmail.com

New Delhi

Date: 30.08.2017

S-14

*IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 2161/2017 & CM No. 9415/2017

DELHI ROZI-ROTI ADHIKAR ABHIYAN..... Petitioner

Through: Mr. Apar Gupta, Mr.
Prasanna S, Ms. Garima Jain
and Ms. Disha Gupta, Advs.

versus

UNION OF INDIA AND ORS Respondent

Through: Mr. Sanjay Jain, ASG with
Mr. B.S. Shukla, CGSC and
Mr. Shambhu Chaturvedi,
Mr. Vidur Mohan, Ms.
Karnika Singh and Mr.
Vignaraj Pasayat, Advs. for
R-1/UOI
Mr. Anuj Aggarwal, ASC,
GNCTD with Ms. Niti Jain
and Ms. Deboshree
Mukherjee, Advs. for R-2
Mr. Zoheb Hossain, Adv. for
R-3

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

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25.05.2017

W.P.(C) 2161/2017

1. Time is sought to file a status report on behalf of the
GNCTD in terms of our last order. Let the same be filed

W.P.(C) 2161/2017

page 1 of 3

within one week from today. The petitioner prays for time to file rejoinders to the affidavits filed by respondent nos. 1 and 2. Let the same be filed before the next date.

2. We are informed that the challenge raised by the petitioner is the subject matter of consideration before the Supreme Court of India and is slated to be heard on 27th June, 2017.

3. List on 1st September, 2017.

CM No.15950/2017 (directions)

4. The applicants make a grievance being residents of a settlement colony around Malviya Nagar, which are commonly known as Jagdamba and Lal Gumbad Camps, are still having difficulties in accessing their benefits under the Food Security Act. One is the lack of their names not being recorded in the ration cards of the families due to want of AADHAR. The second difficulty which has been faced is on account of the "Point of Service" machines not working because of biometric failures, especially with regard to old people.

5. To ascertain and obviate any such difficulties, we appoint Mr. Zoheb Hossain (who resides in South Delhi), learned counsel for the Unique Identification Authority of India i.e. respondent no.3 before us, as a local commissioner to physically visit Fair Price Shops (FPS) in the area and ascertain the position. He may randomly select the shops

which he would visit and also interact with the petitioners in the aforenoticed colonies as well.

Needless to say, Mr. Zoheb Hossain is being requested to undertake the above exercise without prejudice to the rival contentions and only to ascertain and mitigate the difficulties regarding accessing facilities under the benevolent scheme of the Government.

6. List on 1st September, 2017.

Dasti to parties.

ACTING CHIEF JUSTICE

C.HARI SHANKAR, J

MAY 25, 2017/kr

T.C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S
W R I T P E T I T I O N (C I V I L) N O (s) . 4 9 4 O F 2 0 1 2

JUSTICE K.S.PUTTASWAMY (RETD) & ANR Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(With appln(s) for stay)

WITH T.P.(C) NO. 47-48 of 2013
(With appln(s) for stay and office report)
(Appln. for deletion of the name of petitioner no. 1)

T.P.(C) NO. 476 of 2013
(With appln(s) for stay and office report)

W.P.(C) No. 829 of 2013
(With appln(s) for interim relief and office report)

Date: 23/09/2013 These Petitions were called on for hearing today.

CORAM :
HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s)

Mr. Anil B. Divan, Sr. Adv.
Mr. Ankit Goel, Adv.
Mr. Ranvir Singh, Adv.
Mr. Sanjay Yadav, Adv.
Mr. Anish Kumar Gupta, Adv.
Ms. Deepshikha Bharati, Adv.
Mr. S.S. Shamsheery, Adv.
Mr. Rajeev Kr. Singh, Adv.
Mr. Nachiketa Joshi, Adv.

Mr. P.R. Kovilan Poongkuntran, Adv.
Mrs. Geetha Kovilan, Adv.

for Mr. Shyam Divan, Sr. Adv.
Mr. Pratap Venugopal, Adv.
Ms. Meenakshi Chauhan, Adv.
Mr. Varun Singh, Adv.
Mr. Gaurav Nair, Adv.
M/s. K.J. John & Co.

For Respondent(s)

Mr. Mohan Parasaran, SG
Mr. L. Nageshwar Rao, ASG
Mr. Farrukh Rasheed, Adv.
Mr. Alok Mishra, Adv.

-2-

UPON hearing counsel the Court made the following
O R D E R

Issue notice in W.P.(C) No. 829/2013.

Application for deletion of the name of petitioner no. 1 in
T.P.(C) Nos. 47 of 2013 is allowed.

T.P.(C)nos. 47-48 of 2013 and T.P.(C) No. 476 of 2013 are
allowed in terms of the signed order.

All the matters require to be heard finally. List all
matters for final hearing after the Constitution Bench is over.

In the meanwhile, no person should suffer for not getting
the Adhaar card inspite of the fact that some authority had issued
a circular making it mandatory and when any person applies to get
the Adhaar Card voluntarily, it may be checked whether that person
is entitled for it under the law and it should not be given to any
illegal immigrant.

| (DEEPAK MANSUKHANI)
| Court Master

| (M.S. NEGI)
| Court Master

(Signed order is placed on the file)

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Food And Public Distribution)

NOTIFICATION

New Delhi, the 8th February, 2017

S.O. 371(E).— Whereas, the use of Aadhaar as identity document for delivery of services or benefits or subsidies simplifies the Government delivery processes, brings in transparency and efficiency, and enables beneficiaries to get their entitlements directly in a convenient and seamless manner and Aadhaar obviates the need for producing multiple documents to prove one's identity;

And whereas, implementation of relevant provisions of the National Food Security Act, 2013 (hereinafter referred to as NFSA), through Targeted Public Distribution System (hereinafter referred to as TPDS) and Cash Transfer of Food Subsidy Rules, 2015 issued under the said National Food Security Act, 2013, involves recurring expenditure from the Consolidated Fund of India;

Now, therefore in pursuance of the provisions of the Section 7 of the Aadhaar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) Act, 2016 (18 of 2016) (hereinafter referred to as the said Act), the Central Government hereby notifies the following, namely: --

1. (1) An individual eligible to receive the subsidised food grains or Cash Transfer of Food Subsidy under NFSA and having valid Ration Cards issued by State Governments or Union Territory Administrations is hereby required to furnish proof of possession of Aadhaar number or undergo Aadhaar authentication. Any new eligible beneficiary who is selected by State Governments or Union Territory Administrations for receiving subsidised food grains or Cash Transfer of Food Subsidy under NFSA is also required to furnish proof of possession of Aadhaar number or undergo Aadhaar authentication as stated in ensuing clauses.

(2) All such eligible beneficiaries entitled to receive subsidised food grains or Cash Transfer of Food Subsidy under NFSA, who do not possess the Aadhaar Number or, are not yet enrolled for Aadhaar, but are desirous of availing subsidised food grains or Cash Transfer of Food Subsidy under NFSA are hereby required to make application for Aadhaar enrolment by 30th June, 2017, provided he or she is entitled to obtain Aadhaar as per Section 3 of the said Act. All such individuals may visit any Aadhaar enrolment centre (list available at www.uidai.gov.in) to get enrolled for Aadhaar.

(3) As per regulation 12 of Aadhaar (Enrolment and Update) Regulations, 2016, the State or Union Territory Administration Food Department which requires an individual to furnish Aadhaar is required to offer enrolment facilities for the beneficiaries who are not yet enrolled for Aadhaar and in case there is no Aadhaar enrolment centre located in the respective Block or Taluka or Tehsil, the State or Union Territory Food Department is required to provide enrolment facilities at convenient locations in coordination with the UIDAI or the existing Registrars of UIDAI or by becoming UIDAI registrar themselves :

Provided that, till the Aadhaar is assigned to the beneficiaries of subsidised food grains or Cash Transfer of Food Subsidy under NFSA, subsidy or benefits under NFSA shall be given to such individual, subject to the production of the following identification documents, namely :-

(a) Ration Card issued by the State or Union Territory Administration Food Department; and

(b) (i) If he or she has enrolled, his or her Aadhaar Enrolment ID slip; or

(ii) a copy of his or her request made for Aadhaar enrolment, as specified in sub-paragraph (2) of Paragraph 2; and

(c) (i) Voter ID card issued by the Election Commission of India; or (ii) Permanent Account Number Card issued by Income Tax Department; or (iii) Passport; or (iv) Driving License issued by Licensing authority under Motor Vehicles Act, 1988 (59 of 1988); or (v) Certificate of Identity having photo issued by the Gazetted officer or Tehsildar on an official letter head; or (vi) Address card having Name and Photo issued by Department of Posts; or (vii) Kisan Photo Passbook; or (viii) any other document as specified by the State Government or Union Territory Administration.

Provided further that the above documents shall be checked by an officer designated by the State/UT Food Department for that purpose.

2. In order to provide convenient and hassle free subsidised food grains or Cash Transfer of Food Subsidy under NFSA to beneficiaries, the State or Union Territory Administration Food Department shall make all the required arrangements including following, namely :-

(1) Wide publicity through media and individual notices through the district food supply office or fair price shops, etc., shall be given to beneficiaries of subsidised food grains or Cash Transfer of Food Subsidy under NFSA to make them aware of the requirement of Aadhaar under the scheme and they may be advised to get themselves enrolled at the nearest enrolment centres available in their areas by 30th June, 2017 in case they are not already enrolled. The list of locally available enrolment centres shall be made available to them.

(2) In case, beneficiaries of subsidised food grains or Cash Transfer of Food Subsidy under NFSA are not able to enrol due to non-availability of enrolment centres in the

near vicinity such as in the Block or Tehsil or Taluka, the State or Union Territory Food Department are required to provide enrolment facilities at convenient locations in coordination with the UIDAI or the existing Registrars of UIDAI or by becoming UIDAI registrar themselves and the beneficiaries of subsidised food grains or Cash Transfer of Food Subsidy under NFSA may register their request for enrolment by giving their name, address, mobile number with Ration Card number and other details specified in the proviso to sub-paragraph (3) of paragraph 1 with their fair price shop owners or through the web portal provided for the purpose.

3. This notification shall come into effect from the date of its publication in the Official Gazette in all States and Union Territories except the States of Assam, Meghalaya and Jammu and Kashmir.

4. The State Government or Union Territory Administration shall, within a period of thirty days from the receipt of proof of possession of Aadhaar number furnished by individual beneficiaries of the eligible household, link the Aadhaar number with the Ration Card issued to such household or with Bank Account for Cash Transfer of Food Subsidy.

5. Notwithstanding anything in above paragraphs, any member of eligible household listed in the Ration Card shall be entitled to receive the entire quantity of entitled subsidised food grains or Cash Transfer of Food Subsidy under NFSA, if any one member of the household in the Ration Card fulfils the identification conditions mentioned in above clauses, in case Aadhaar number is not yet assigned to all such members of the household.

[F.No. 9(2)/2016-PD III]

DEEPAK KUMAR, Jt. Secy.

FOOD AND SUPPLY DEPARTMENT, CIRCLE-50(GREATER KAILASH)

Subject: - DELHI ROZI ROTI ADHIKAAR ABHIYAN V/S UOI AND OTHERS

ACTION TAKEN REPORT OF 39 AFFIDAVITS FILED FOR FAMILY MEMBER ADDITION

We are accepting applications for addition of family members name in existing NFS Cards and the same are under process . The details are as under:-

S.NO	NAME	RATION CARD NUMBER	DATE OF APPLICATION	AS PER AFFIDATIVE FILE	FEEDED IN MODIFICATION MODULE AS AADHAR PROVIDED.	AADHAR NOT PROVIDED BY THE APPLICANT
1	KRISHNA	077004383183	16.09.2013	2	2	-
2	SANGEETA	077004904862	19.09.2013	2	2	-
3	KAVITA	077004113756	16.01.2014	1	1	-
4	SUNITA KUMARI	077004049363	31.01.2014	4	3	1
5	PHOOLMATI	077004023563	24.09.2013	1	1	-
6	SAVITA	077004404733	16.01.2014	2	2	-
7	RANI	077004355016	27.09.2013	2	2	-
8	SABINA	077001332264	11.08.2013	1	1	-
9	RIHANI	077005169116	23.09.2013	1	1	-
10	BABITA	077004473820	13.03.2014	2	2	-
11	RAJRANI	077001325388	15.10.2013	1	1	-
12	RADHA DEVI	077004479872	06.03.2014	3	3	1
13	MITHLESH	077004059513	15.03.2014	2	1	-
14	MANJU	077004151944	31.01.2014	3	3	-
15	RABIYA BEGUM	077004483403	15.01.2014	1	1	-
16	ROOP RANI	077004338258	10.03.2014	2	2	-
17	ANITA	077004113883	13.03.2014	2	2	-
18	SAROJ	077004383394	18.11.2014	2	1	1
19	RAM LALI	077005169111	28.08.2015	2	2	-
20	HEMA MAHAWAR	077004113803	21.03.2014	4	NIL	OUT OF STATION
21	SUJATA MANDAL	077004402838	16.09.2013	1	1	-
22	KAMLESH	077001332296	15.03.2014	3	2	1
23	DHANSIRA DEVI	077004758466	11.12.2013 (APPLICATION REJECTED)	4	NIL	REJECTED APPLICATION
24	MUNNI KHATOON	077003687194	12.09.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
25	JYOTI	077001332271	05.09.2013 (ENTRY DATE AS PER NFS LOGIN)	2	1	1
26	GYANWATI	077001332183	31.08.2013 (ENTRY DATE AS PER NFS LOGIN)	3	1	2

27	JASODHA	077001332282	17.09.2013 (ENTRY DATE AS PER NFS LOGIN)	3	2	1
28	RINA DEVI	077003687273	04.09.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
29	RAMNA	077001332170	03.09.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
30	SUNITA	077001332275	18.09.2013 (ENTRY DATE AS PER NFS LOGIN)	3	1	2
31	MEHRU NISA	077001325520	13.09.2013 (ENTRY DATE AS PER NFS LOGIN)	2	2	-
32	GEETA	077005081144	15.06.2015 (ENTRY DATE AS PER NFS LOGIN)	3	3	-
33	SANTOSHA	077004404759	24.03.2014 (ENTRY DATE AS PER NFS LOGIN)	4	4	-
34	NARMADA	077001332326	03.09.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
35	PHOOLMATI	077001325379	06.09.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
36	RAJNI	077004367854	29.03.2014 (ENTRY DATE AS PER NFS LOGIN)	2	1	1
37	RUKMINI	077001332390	31.08.2013 (ENTRY DATE AS PER NFS LOGIN)	2	2	-
38	GEETA	077001325511	27.12.2013 (ENTRY DATE AS PER NFS LOGIN)	3	3	-
39	SUNITA	077005184884	07.12.2013 (ENTRY DATE AS PER NFS LOGIN)	1	1	-
			TOTAL	81	62	11

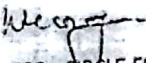
Signature
FSO-50

REPORT OF 39 AFFIDAVIT FILED BY ROJI ROTII ADHIKAR ABHIYAN ADHIKAR ABHIYAN

1. TOTAL NO OF RATION CARDS =39
2. REQUEST FOR ADDITION OF FAMILY MEMBER 81 (PERSONS)
3. ALREADY ADDED 62 (PERSONS)
4. REJECTED APPLICATION 04 (PERSONS) 1 APPLICATION
5. NOT FILED APPLICATION FOR ADDITION 04 (PERSON) 1 APPLICATION
6. WITHOUT ADHAR 011 (PERSONS)

ALL ABOVE BENEFICERIES WILL GET SFA'S FROM NEXT CYCLE OF ALLOCATION OF SFAs i.e. OCTOBER, 2017. EXCEPT S.NO. 4 & 5 ABOVE, DUE TO NON SUBMISSION OF APPLICATION FOR ADDITION OF THEIR NAMES IN CARD. AS SOON AS THE APPLICATIONS OF THESE 8 PERSONS ARE RECEIVED PROCESS FOR ADDITION OF THEIR NAMES TO FAMILY CARD WILL BE INITIATED AS PER PROCEDURE IN VOGUE.


ASSISTANT COMMISSIONER
NEW DELHI.


FSO- CIRCLE-50.

No. 10(27)/2016-EG-II
Government of India
Ministry of Electronics and Information Technology

Electronics Niketan,
6 CGO Complex,
New Delhi-110003
Dated: 22nd June, 2017

OFFICE MEMORANDUM

Subject: -Extension of stipulated date for Aadhaar Enrolment as mentioned in various Notifications issued by Central Ministries under Section 7 of Aadhaar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) Act, 2016 upto 30th September, 2017.

The use of Aadhaar as identifier for delivery of services/benefits/subsidies simplifies Government delivery processes, brings in good governance, transparency and efficiency, and enables beneficiaries to get their entitlements directly to them in a convenient and hassle free manner. Aadhaar obviates the need for producing multiple documents to prove identity.


2. The Central Ministries for the purpose of using Aadhaar for delivery of services, benefits and subsidies funded from the Consolidated Fund of India have issued notifications under Section 7 of the Aadhaar Act. The list of such notifications is given in Annexure. The Notifications *inter alia* mention the stipulated dates by which the beneficiaries of the respective scheme shall have to provide Aadhaar number or to apply for Aadhaar enrolment.

3. In order to facilitate convenient and seamless delivery of services/benefits/subsidies covered by these notifications to the intended eligible beneficiaries and avoid hardships to such beneficiaries, it has now been decided to extend the stipulated date in the notifications to 30th September, 2017 (wherever stipulated date is prior to 30th September, 2017), for only those beneficiaries who have not enrolled for Aadhaar. It is further clarified that this extension shall only apply to those beneficiaries who are not assigned Aadhaar number or those who have not yet enrolled for Aadhaar. Such beneficiaries are required to enroll for Aadhaar by 30th September, 2017 and provide their Aadhaar number or enrolment ID as required under the respective notifications issued under Section 7 of the Aadhaar Act.

4. For such beneficiaries who have not enrolled for Aadhaar, the respective Ministries/Departments should facilitate their Aadhaar enrolments through appropriate measures, in accordance with Regulation 12 of Aadhaar (Enrolment and Update) Regulations, 2016 and ensure that the benefits are continued to them on the basis of alternate means of identification till they are assigned Aadhaar numbers in accordance with Section 7 of the Aadhaar Act.

5. The respective Ministries/Departments should also take special measures to issue Aadhaar numbers to women, children, senior citizens, persons with disability, unskilled and unorganized workers, nomadic tribes or to such other persons who do not have any permanent dwelling house etc. in accordance with Section 5 of the Aadhaar Act, 2016, to ensure that the services/benefits are not denied to the eligible beneficiaries.

6. The respective Ministries/Departments should issue necessary orders in this regard and provide wide publicity for the information of their beneficiaries and public at large.


(Rajiv Bansal)
Joint Secretary

To Secretaries to Government of India
All Central Ministries/Departments

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
OFFICE OF COMMISSIONER: FOOD SUPPLIES & CONSUMER AFFAIRS
K-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002.

33

No. F 3 (46)/2013/F&S/P&C/589-605

Dated: 23.6.14

CIRCULAR

In the light of the directions of the Hon'ble Supreme Court of India in the Writ Petition (C) 494/2012 directing that no person should suffer for not getting the Aadhaar card, the following directions are issued regarding receipt and processing of applications under the National Food Security Act, 2013:-

1. In case an applicant does not have Aadhaar number, he may be allowed to fill in the Aadhaar enrollment ID (EID) number in the application form.
2. In case the person does not have either Aadhaar or EID, he should be facilitated to enroll for Aadhaar at the nearest enrollment centre by the FSO and his EID number should be obtained. The department is also opening Aadhaar enrollment centers in district offices, which may be used for quick enrollment.
3. In case the applicant refuses to enroll for Aadhaar, he should be requested to give his/her National Population Register (NPR) number.
4. In case the applicant is unable to provide NPR number, his/her NPR details should be obtained from the Directorate of Census Operations, Delhi and entered in the system. Before doing that, the details of the applicant should be matched with Aadhaar data to rule out his enrollment for Aadhaar.

All Assistant Commissioners & FSOs must strictly comply with the above directions.

(U. K. Tyagi)
Special Commissioner

To

1. Special Commissioners/CWM/Additional Commissioner/Joint Commissioner, F & S Department.
2. All Zonal Assistant Commissioners/AC(NFSA)/AC (P&C).
3. All FSOs through AC concerned.

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
OFFICE OF COMMISSIONER: FOOD SUPPLIES & CONSUMER AFFAIRS
K-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002.

34


No. F.3(46)/2013/F&S/P&C/322

Dated: 13/03/2015

C I R C U L A R

Attention of all the senior officers, district Assistant Commissioners and FSOs is invited to the Circular no. F.3(46)/2013/F&S/P&C/589-605 dated 23.06.2014 directing them to ensure compliance of Hon'ble Supreme Court of India's order in Writ Petition no. (C) 494/2012 that no person should suffer for not getting the Aadhar card. All the Assistant Commissioners and FSOs are once again directed to ensure its strict compliance.

However, since Aadhar number is an effective tool for eliminating duplicate and bogus ration cards and diversion of PDS foodgrains, all efforts should be made to encourage and facilitate the applicant to enroll for Aadhar either at the Aadhar enrolment centre opened in the offices of Assistant Commissioners or other Aadhar enrolment centres across the city. In case of applicants who despite best efforts are not willing to enroll for Aadhar, the application should be processed without Aadhar number/EID number and benefits of food security be provided to them. NIC has been asked to make provisions for data entry of such persons and issue of unique number to every such person.


13/03/2015
(Uday Vir Singh)

Assistant Commissioner (F&S)

To:

1. All district Assistant Commissioners

No. PS/CFS/F&S/2014-15/

Dated: 13/03/2015

Copy for information & necessary action to:-

- i. Special Commissioners/Joint Commissioner, Food & Supplies Department.
- ii. State Information Officer, NIC, 3rd floor, B Wing, Delhi Sectt, IP Estate New Delhi
- iii. FSOs of all the 70 circles.

29/08/2017

Gmail - Fwd: F.p.s devic

ANNEXURE LC-8

35



Gmail

Zoheb Hossain <hossainzoheb@gmail.com>

Fwd: F.p.s devic

1 message

Tosif Khan <tosifk06@gmail.com>
To: hassainzoheb@gmail.com
Cc: amritajohri@gmail.com

Sat, Aug 19, 2017 at 5:30 PM

Sent from my iPhone

Begin forwarded message:

From: AC CENTRAL <ap.fs.central@gmail.com>
Date: 8 September 2016 at 2:26:44 PM IST
To: Tosif Khan <tosifk06@gmail.com>
Subject: Re: F.p.s devic

to ham kya karye

Regards,
ASSTT. COMMISSIONER
F&S Deptt., Dist. Central
+91-11-23379819

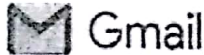
On Thu, Sep 8, 2016 at 1:50 PM, Tosif Khan <tosifk06@gmail.com> wrote:

| Devic me charging nahi ho Rahi hai sir

29/08/2017

Gmail - Order for distributing the food grains manually where the POS is not working

36



Zoheb Hossain <hossainzoheb@gmail.com>

Order for distributing the food grains manually where the POS is not working

1 message

Senior System Analyst <safs.delhi@nic.in>

Mon, Aug 28, 2017 at 11:46 AM

To: hossainzoheb@gmail.com

Cc: "कृष्ण कान्त" <krishna.kant45@gov.in>, "Comp. Deptt." <apfs.delhi@nic.in>, PS CFS <ps2cfs@gmail.com>, Arun Mishra <arunk.mishra13@gov.in>

Sir

As discussed in the meeting on 26/8/2017, please find the emails sent to all ACs directing them to distribute food grains manually in case the POS device is not working in any FPS.

—— Original Message ——

From: "Comp. Branch F&S Deptt." <apfs.delhi@nic.in>

Date: Aug 28, 2017 11:25:49 AM

Subject: Fwd: Regarding POS device repairing /replacing

To: safs.delhi@nic.in

—— Original Message ——

From: "Comp. Branch F&S Deptt." <apfs.delhi@nic.in>

Date: Jun 20, 2016 12:59:06 PM

Subject: Fwd: Regarding POS device repairing /replacing

To: <ap.fs.central@gmail.com>, ap.newdelhi.7@gmail.com, AC- North <acnorthzone@gmail.com>, AC- North East <acnortheast444@gmail.com>, AC- NorthWest <acfnorthwest@gmail.com>, AC- SOUTH <acsouth.zone@gmail.com>, AC- South West <acsouthwestfs@gmail.com>, AC- West <acwestfs@gmail.com>, "Harish Tyagi, AC-North" <acnorthzone@gmail.com>

Cc: safs.delhi@nic.in, <safs.delhi@nic.in>, KRISHNA KANT-Programmer <krishna_gnctd@yahoo.com>, ps2cfs@gmail.com

Sir,

Please find attached the approval of CFS regarding distribution of food grains manually in the FPS where the POS machine is not working and CSC is not repairing/replacing the POS device. You are requested to pursue the issue with CSC and NIC for rectifying the faulty POS devices and allow the FPS owner to distribute SFA manually, if not rectified.

—— Original Message ——

From: "Comp. Branch F&S Deptt." <apfs.delhi@nic.in>

Date: Jun 15, 2016 5:31:29 PM

Subject: Regarding POS device repairing /replacing

To: "AC-South, Rathi" <acsouth.zone@gmail.com>

Cc: System Analyst <safs.delhi@nic.in>, krishna_gnctd@yahoo.com, ps2cfs@gmail.com

Sir,

Please find attached the approval of CFS regarding distribution of food grains manually in the FPS where the POS machine is not working and CSC is not repairing/replacing the POS device. You are requested to pursue the issue with CSC and NIC for rectifying the faulty POS devices and allow the FPS owner to distribute SFA manually, if not rectified.

With Regards

Assistant Programmer
Food & Supply Department
Phone:-011-23378133

37

29/08/2017

Gmail - Order for distributing the food grains manually where the POS is not working

With Regards


Assistant Programmer
Food & Supply Department
Phone:-011-23378133

—
With Regards

Assistant Programmer
Food & Supply Department
Phone:-011-23378133

—
Thanks and Regards,

M. M. Chandra
Senior System Analyst
Food & Supplies Department
Ph:- 23378684

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99K

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
OFFICE OF THE COMM: FOOD SUPPLIES & CONSUMER AFFAIRS
K-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002
(Policy Branch)

STATUS NOTE

A - Brief note on capturing of Aadhar Number of beneficiaries under NFS.

The National Food Security Act, 2013 has been rolled out in Delhi on 20.08.2013. Subsequently implemented from 1st September, 2013. The National Food Security Ordinance, 2013 has been implemented w.e.f. 01/09/2013 vide Cabinet Decision No. 2051 dated 25/07/2013.

Under Section 12© of NFS Act leveraging "aadhaar" for unique identification, with biometric information of entitled beneficiaries for proper targeting of benefits under this Act; and full transparency of records.

Benefits of Aadhar linking with ration cards:-

Aadhar updation of ration card holders would give us the correct picture and Aadhar seeding would definitely ensure better transparency, and work to reduce the level of ration card fraud in PDS. Linking the ration card system to Aadhar, a great level of security can be achieved and that the system will be easier for the public service to manage, and ghost cards would be invalidated.

The use of Aadhar as identity document for delivery of services or benefits or subsidies simplifies the delivery processes, brings in transparency and efficiency and enables beneficiaries to get their entitlements directly in a convenient and seamless manner.

Aadhar linking with the ration card will save food grains inventories from being fraudulently distributed under PDS.

The National Food Security Act, 2013 was implemented with the idea of providing ration at cheap rates to individuals from poor backgrounds. Thousands of families have benefitted under this scheme, utilising their ration cards to get food grains at subsidised prices. The Govt. of India issued the threshold limit upto 72.78.lakh People close to 72.91 lakh have applied for ration cards.

Govt of India notification dated 08.02.17 states that the beneficiaries under NFSA who do not possess the Aadhar number or are not yet enrolled for Aadhar, but are desirous of availing subsidies under NFSA are required to make application for Aadhar enrolment by 30.06.2017 which is as under:-

Provision has also been made that any member of eligible household listed in the Ration card shall be entitled to receive the entire quantity of entitled subsidized food grains or Cash transfer of Food subsidy under NFSA, If any one member of the household in the Ration card fulfils the identification conditions in case Aadhar number is not yet assigned to all such members of the household.