

**GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF FOOD & CIVIL SUPPLIES
ITANAGAR**

NO. DFCS/MON/CO/2015

Dated, Itanagar, the 27th October'2016.

NOTIFICATION

In exercise of the powers conferred by Section of 4 and 5 the Essential Commodities Act, 1955 (10 of 1955) read with Ministry of Consumer Affairs Food and Public Distribution order F.NO. 9(4)/2012-PD-II dated 20/03/2015 and in supersession of the Arunachal Pradesh Public Distribution System (Control) Order, 2005, except as respects things done or omitted to have been done before such supersession and save as otherwise provided hereunder, and with the prior concurrence of the Central Government, the Governor of Arunachal Pradesh hereby makes the following Order, namely:-

- 1. (i) Short title, and commencement:** - This Order may be called the **Arunachal Pradesh Targeted Public Distribution System (Control) Order, 2016.**

(ii) It shall come into force on the date of its publication in the Official Gazette.

- 2. Definitions:-** In this Order, unless the context requires otherwise :-

- (a) "Govt" means the Government of the State of Arunachal Pradesh;
- (b) "Act" means the Essential Commodities Act, 1955 (10 of 1955);
- (c) "Deputy Commissioner" means the Deputy Commissioners of districts, within their respective jurisdiction;
- (d) "District Food & Civil Supplies Officer" means the District Food & Civil Supplies Officer, within their respective jurisdiction;
- (e) "Allocation Month" means the month for which food grains, Sugar and Iodized salt are allocated by Central Government and the State Government for distribution under the Targeted Public Distribution System;
- (f) "Annex" means an Annex/Appended to this order;
- (g) "Appellate Authority" means an authority appointed as such by the State Government under sub-clause(1) of clause 15 of this Order;
- (h) "Antyodaya Anna Yojana" means the scheme by the said name launched by the Central Government on the 25th day of December'2000 and as modified from time to time;
- (i) "Antyodaya households" means those households identified by the State Government to receive food grains under the Antyodaya Anna Yojana;
- (j) "Authorized Agency" means the Department of Food & Civil Supplies, Government of Arunachal Pradesh or a body corporate or a company owned by it or a co-operative Society;
- (k) "Corporation" means the Food Corporation of India constituted under the Food Corporations Act, 1964(37 of 1964);

- (l) “Designated Authority” means any officer not below the rank of District Food & Civil Supplies Officer and its equivalent rank in the State Government;
- (m) “Fair Price Shop Owner” means a person and includes a cooperative society or a body corporate or a company of the State Government or a Gram Panchayat or any other body in whose name a shop has been licensed to distribute essential commodities under the Targeted Public Distribution System;
- (n) “Food Security Act” means the National Food Security Act’2013(20 of 2013);
- (o) “Local Authority” includes a Panchayat, municipality, district board, cantonment board, town planning authority within a specified local area;
- (p) “Social Audit” means the process in which people collectively monitor and evaluate the planning and implementation of Targeted Public Distribution System;
- (q) “State” means the state of Arunachal Pradesh;
- (r) “State Government” means the Government of Arunachal Pradesh;
- (s) “Vigilance Committee” means a committee constituted to regularly supervise the functioning of Targeted Public Distribution System in the States;
- (t) Words and expressions not defined in this Order but defined in the Act, or the Food Security Act, shall have the same meaning respectively assigned to them in those Acts.

3. Identification of Eligible Households:-

- (1) The District-wise percentage coverage of eligible households under the National Food Security Act’2013 in rural and urban areas respectively for receiving subsidised foodgrains, Sugar and Iodized salt under the Targeted Public Distribution System shall be as in column 4 & 5 of **Annex-I**.
- (2) The District- wise ceiling on coverage of number of persons belonging to eligible households for receiving subsidized food grains, Sugar and Iodized salt under the Targeted Public Distribution System, indicated in column 4 & 5 of Annex-I, shall be under the following two categories:-
 - (i) Existing Antyodaya households;
 - (ii) **Remaining to be covered under priority household’s category to be identified by the concerned Deputy Commissioners / District Food & Civil Supplies Officer as per the Arunachal Pradesh Food Security Rules’2014 subject to the other provisions of this Order.**
- (3) The number of Antyodaya household becomes ineligible on account of migration outside the State, improvement in social or economic status, death, etc., no new Antyodaya household shall be identified in the District and the total number of Antyodaya households shall be reduced to that extent.
- (4) Upon a reduction in the number of Antyodaya households, the designated authority may increase the coverage of the persons to that extent in the priority category, subject to the ceilings prescribed in sub-clause (2).
- (5) The Designated Authority, in accordance with the provisions of the Arunachal Pradesh Food Security Rules’2014, shall prepare the list of identified priority households in the rural

and urban areas, with special focus on coverage of all the vulnerable or needy sections of the society, and display the guidelines in the public domain including on the State web portal.

(6) For the purpose of allocation of subsidized food grains under Targeted Public Distribution System by the Central Government, there shall be no increase in the District-wise number of persons covered under Targeted Public Distribution System till the data from the next population Census, after the commencement of this Order, becomes available.

(7) The list of eligible households shall be drawn up by the designated authority in respect of area under their jurisdiction.

(8) The designated authority shall get the provisional list of eligible households displayed in the public domain including the office of the local authority, and on the State web portal, showing the category-wise lists of eligible households and their members.

(9) The designated authority shall use the list of persons as compiled during Census of India by the Registrar General and Census Commissioner or voters list notified by Election Commission of India or Socio Economic and Caste Census data or any other authentic source of data like Aadhar card and Bank Accounts under Jan Dhan Yojana to cross-check and verify the list of eligible households and their members.

(10) The designated authority shall prescribe the detailed procedure for finalization of the list of eligible households covering, inter-alia, aspects like the process of drawing up of draft list, putting the draft list in the public domain including reading out of the list in meetings of the Gram Sabha or equivalent body in urban areas, inviting objections, disposal of objections, appeals and so on.

(11) The head of the local authority and the designated authority shall jointly verify and certify the final list of eligible households and the local authority shall pass a resolution adopting the final list of the eligible households.

(12) The final list of the eligible households shall be displayed in the public domain including office of the local authority, and on the State transparency portal, showing the category-wise names of eligible households and their members.

(13) The designated authority shall regularly review the list of the eligible households for the purpose of deletion of ineligible households or inclusion of eligible households.

(14) During the review, the designated authority shall take into account, inter-alia, the increase in the number of eligible households or their members due to migration in to the State, birth, marriage, change in social and economic status and the decrease in the number of eligible households or their members due to migration outside the State, death, marriage, change in social or economic status:

Provided that the total number of eligible households after the review shall not exceed the ceilings prescribed in sub-clause (2).

4. Ration Cards:-

- (1) The District Food & Civil Supplies Officer shall issue ration cards with unique numbering and which are non-duplicable, to the eligible households as mentioned in the final list specified under sub-clause(12) of clause 3:

Provided that while issuing ration cards to the eligible households, the State Government shall ensure that the coverage of the number of eligible households is not merely done with a view to exhaust the district-wise ceiling of number of eligible households.

- (2) The District Food & Civil Supplies Officer shall issue a ration card only to a citizen of India who is resident of that District/State and who fulfills the conditions for getting a ration card as prescribed by the State Government:

Provided that the District Food & Civil Supplies Officer may also issue a ration card to a household or a person residing in the District/State by virtue of the household or person being granted the status of a refugee and is allowed the entitlement of benefits on humanitarian grounds by the Central Government.

- (2) The District Food & Civil Supplies Officer shall ensure that a ration card, whether paper based or a smart card, is issued for use under the Targeted Public Distribution System or schemes mentioned in the Food Security Act or a specific scheme of the State Government for distribution of essential commodities.
- (3) While issuing a smart card, the District Food & Civil Supplies Officer shall ensure that a point of sale electronic device for reading the smart card is installed at the fair price shop.
- (4) The District Food & Civil Supplies Officer shall issue separate and distinct ration cards to the Antyodaya households and the priority households.
- (5) Ration card shall not be used as a document of identify/proof of residence/BPL certificate.
- (6) The modified form of application for new ration card and modification in the existing ration card shall be made for the purpose.
- (8) Any modification referred to in sub-clause (7) may be on account of shifting of residence, birth or death, change in category of beneficiary, corrections in the details mentioned in the card or any other such reason.
- (9) The form referred to in sub-clause (7) may include requisite details including Aadhar number, bank account details, and mobile telephone number.
- (10) The designated authority shall retain all the information under this Control Order in the software prepared by National Informatics Centre or as per the fields and standards prescribed by the Central Government.

(11) The designated authority shall maintain the ration card data in the digitized database and ensure that issue of a new ration card and modification in the existing ration card is undertaken through the software programme so that the database is automatically updated.

(12) The District Food & Civil Supplies Officer shall be the designated authority for receiving, registering, acknowledging and processing of application for issuance of ration card or modification in the ration card.

(13) The Department of Food & Civil Supplies may also prescribe the procedure for receiving the application through online mechanism including the use of e-service centers, kiosks.

(14) The District Food & Civil Supplies Officer shall issue a ration card to an eligible applicant within a reasonable time not exceeding one month of the date of receipt of the application after necessary checks and verification.

(15) The District Food & Civil Supplies Officer shall issue a ration card in replacement of existing ration card only when the existing ration card is lost or becomes unfit for use on account of being damaged or mutilated or is exhausted fully or where there are requests for modification in the ration cards.

(16) The details of the services relating to the ration cards and timeframe for delivery of services shall be notified by the Department of Food & Civil Supplies and displayed in the public domain including on the State web portal.

(17) The list of the ration card holders shall be displayed in the public domain including in the office of the local authority and on the State web portal, showing the category-wise names of the eligible households and their members.

(18) The District Food & Civil Supplies Officer shall make all endeavours to eliminate bogus or ineligible ration cards as a continuous exercise.

(19) The District Food & Civil Supplies Officer shall organise an annual special drive before the end of every financial year for the elimination of bogus or ineligible ration cards.

(20) The District Food & Civil Supplies Officer shall submit a report of ration cards deleted or cancelled on quarterly basis to the State Government in the format at **Annex-II(A)**.

(21) The surrender certificate shall be issued by the designated officer to a ration card holder on application due to change in place of residence beyond his jurisdiction. A proof of change of place of residence shall be required to be produced for the purpose.

5. Scale of issue and issue price:-

The State Government shall make available foodgrains from the Central Pool to the districts for distribution under Targeted Public Distribution System to eligible households at such scales and prices as specified under National Food Security Act.

6. Delivery of foodgrains:-

(1) The carriage contractor shall ensure physical delivery of foodgrains of prescribed quality specification up to designated depots in the State of Arunachal Pradesh for distribution under the Targeted Public Distribution System, as per the allocation made by the State Government, within seven working days of the receipt of payment from the Authorized Agency of the State Government.

(3) The Authorised Agency of the State Government shall deposit the cost of foodgrains to the carriage contractor in advance during the month preceding the allocation month so that the foodgrains are lifted from the Corporation as per the time prescribed in sub-clause (9) of clause 7.

7. Lifting of foodgrains:-

(1) The State Government shall lift foodgrains from the designated depots of the Corporation through its authorised agency.

(2) The State Government shall, on getting allocation of foodgrains from the Central Government, issue allocation orders authorising their agencies to lift foodgrains from the Corporation and such order among others shall specify:-

- (i) Number of cards and units;
- (ii) Balance in hand; and
- (iii) Allocation made for each month in respect of a fair price shop.

(3) While making allocation to the fair price shop, the designated authority shall take into account the balance stock, if any, lying undistributed with the fair price shop owner for the subsequent allocations.

(4) The designated authority shall ensure that one copy of the allocation order made to the fair price shop is delivered to the local authority, vigilance committees, and any other body nominated by the State Government for monitoring the functioning of the fair price shop.

(5) The State Government shall ensure that the allocation order depicting the stocks of foodgrains allotted during the month to the fair price shops is displayed on the public domain including on the State web portal.

(6) Before taking delivery of foodgrains from the Corporation, an officer of the State Government not below the rank of Sub-Inspector of Food and Civil Supplies and an officer of the Corporation shall jointly inspect the stocks of foodgrains intended for issue to ensure that the stocks conform to the prescribed quality specifications.

(7) After the joint inspection, the Corporation shall issue to the State Government, before dispatch of foodgrains from godown, one stack-wise sealed sample jointly drawn for display

at the fair price shop and a duplicate sealed sample drawn shall be kept with the Corporation for future reference.

Provided that in case the authorised agency of the State Government takes delivery of foodgrains from the Corporation and stores the foodgrains in an intermediate godown before delivering them to the fair price shop dealers, the authorised agency shall follow the procedure under this sub-clause at that intermediate godown:

(7) The quantity of the samples to be drawn, retention period of the samples and disposal of the samples shall be as per the instructions issued by the Central Government from time to time.

(8) The State Government shall ensure the lifting of foodgrains from the Corporation by the last day of the month preceding the allocation month.

(9) The extension of time for lifting of foodgrains from the Corporation may be forwarded by the concerned Deputy Commissioner/ District Food & Civil Supplies Officer only in very rare and deserving cases as per the instructions issued by the Central Government.

(11) The Department of Food & Civil Supplies shall devise suitable mechanism for transportation of food grains from the Corporation godown to the intermediate godown and the door-step delivery of the food grains to the fair price shop:

Provided that the Department of Food & Civil Supplies if necessary may also transport food grains directly to the fair price shop from the Corporation godown and ensure its door-step delivery to the fair price shop.

(12) The District Food & Civil Supplies Officer shall furnish a report on quarterly basis to the State Government regarding door-step delivery in the format at **Annex-III(A)**.

(13) The Department of Food & Civil Supplies shall exercise necessary checks to ensure that full quantity and the same quality of food grains as lifted by them reaches their godowns and in turn at the fair price shop.

8. Distribution of food grains:-

(1) The allocation of food grains made by the Central Government under the Targeted Public Distribution System to the State Government shall be used for distribution as per the provisions of the Food Security Act and not for any other purpose.

(2) The District Food & Civil Supplies Officers shall furnish an utilisation certificate every year in the format as at **Annex-IV(A)** with the countersignature of the Deputy Commissioner.

(3) The District Food & Civil Supplies Officers shall ensure, through the authorised agency, physical delivery of foodgrains to the fair price shop by end of the month preceding the allocation month and in any case not later than the first week of the allocation month.

(4) The State Government shall obtain a monthly certificate, including through electronic platform, confirming delivery of allocated foodgrains to the fair price shop and their distribution to eligible households during the allocation month.

(5) The monthly certificate shall be given by the fair price shop owner and two or more persons as may be authorised by the State Government such as head of the local authority, Executive Officer, Secretary of the local authority, members from the vigilance committees, and women's self-help group among others.

9. Licensing and regulation of fair price shops:-

(1) The Deputy Commissioners in their respective jurisdiction may, by order, appoint in respect of any area or any person as a Fair Price Shop dealer in respect of any TPDS articles for the purpose of this order, for regulating the sale and distribution of the essential commodities.

(2) The licences to the fair price shop owners shall be issued under the provisions of Government Notification No. DFCS/MON-11 (Notifications)/2015-16 dated 3rd Oct'2015 and displayed on the web portal.

(3) The State Government shall accord preference to public institutions or public bodies such as Panchayat bodies, women self-help groups, and cooperative societies or any other agencies in licensing of fair price shops and management of fair price shops by women or their collectives.

(4) The licenses to the fair price shop owners shall be issued keeping in view the viability of the fair price shop.

(5) The State Government shall ensure that the number of ration card holders attached to a fair price shop are reasonable, the fair price shop is so located that the consumer or ration card holder does not have to face difficulty to reach the fair price shop and that proper coverage is ensured in hilly, desert, tribal and such other areas difficult to access.

(6) The State Government shall fix an amount as the fair price shop owner's margin, which shall be periodically reviewed for ensuring sustained viability of the fair price shop operations.

(7) The State Government shall put in place a mechanism to ensure the release of fair price shop owner's margin without any delay with provision of parking the fund under concern District Food and Civil Supplies Officers' (DFCSO's).

(8) The State Government shall allow sale of commodities other than the foodgrains distributed under the Targeted Public Distribution System at the fair price shop to improve the viability of the fair price shop operations.

10. Operation of fair price shops:-

- (1) The fair price shop owner shall disburse foodgrains to the ration card holder as per his entitlement under the Targeted Public Distribution System.
- (2) The ration card holder may draw his full entitlement of foodgrains in not more than three installments.
- (3) The fair price shop owner shall not retain the ration cards after the supply of the foodgrains.
- (4) The license issued by the State Government to the fair price shop owner shall lay down the duties and responsibilities of the fair price shop owner, which shall include, inter alia;
 - (i) Sale of food grains as per the entitlement of ration card holders under the Targeted Public Distribution System at the prescribed retail issue price;
 - (ii) display of information on a notice board at a prominent place in the shop on daily basis regarding (a) entitlement of food grains, (b) scale of issue, (c) retail issue prices, (d) timings of opening and closing of the fair price shop including lunch break, if any, (e) stock of foodgrains received during the month, (f) opening and closing stock of foodgrains, (g) the mechanism including authority for redressal of grievances with respect to quality and quantity of foodgrains under the Targeted Public Distribution System and (h) toll-free helpline number;
 - (iii) maintenance of the records of ration card holders, e.g. stock register, issue or sale register shall be in the form prescribed by the State Government including in the electronic format in a progressive manner;
 - (iv) Display of samples of foodgrains being supplied through the fair price shop;
 - (v) Production of books and records relating to the allotment and distribution of foodgrains to the inspecting agency and furnishing of such information as may be called for by the designated authority;
 - (vi) accounts of the actual distribution of foodgrains and the balance stock at the end of the month, at the fair price shop, shall be sent to the designated authority of the State Government with a copy to the local authority;
 - (vii) Opening and closing of the fair price shop as per the prescribed timings displayed on the notice board.
- (5) Any ration card holder desirous of obtaining extracts from the records of a fair price shop owner may make a written request to the owner along with the cost of photo copying. The fair price shop owner shall provide such extracts of records to the ration card holder within thirty days from the date of receipt of a request:

Provided that the State Government may prescribe the period for which the records are to be kept for providing it to the ration card holder by the fair price shop owner.

- (6) The State Government shall prescribe the procedure to be followed by the designated authority in cases where the fair price shop owner does not provide the records in the manner referred in sub-clause (5) to the ration card holder in the stipulated period and the designated authority in each case shall ensure that the records are provided to the ration card holder without any undue delay.
- (7) The designated authority shall take prompt action in respect of violation of any condition of licence including any irregularity committed by the fair price shop owner, which may include suspension or cancellation of the fair price shop owner's licence.
- (8) The State Government shall prescribe the maximum period within which proceedings relating to enquiry into irregularities committed by the fair price shop owner shall be concluded, resulting in an action as under sub-clause (7).
- (9) In case of suspension or cancellation of the licence, the State Government shall make alternative arrangements for ensuring uninterrupted supply of foodgrains to the eligible households:

Provided that in case of cancellation of the licence of the fair price shop owner, new licence shall be issued within a month of cancellation.

(10) The District Food & Civil Supplies Officer shall furnish complete information on action taken against a fair price shop owner under this clause annually to the State Government in the format at **Annex-V(A)**.

11. Monitoring/ Inspections:-

- (1) The Department of Food & Civil Supplies shall ensure regular inspections of fair price shops not less than once in three months by the designated authority. The Department of Food & Civil Supplies shall issue orders specifying the inspection schedule, list of check points and the authority responsible for ensuring compliance with the said orders.
- (2) The District Food & Civil Supplies Officer shall ensure that stocks of food grains under the Targeted Public Distribution System, as issued from the Corporation godowns, are not replaced or tampered with during storage, transit or any other stage till delivery to the ration card holder.
- (3) Any authority or any person authorised by it in this behalf or any other person, who is engaged in the distribution and handling of food grains under the Targeted Public Distribution System, shall not indulge in substitution or adulteration or diversion or theft of stocks at any stage till delivery to the ration card holder.

Explanation: - For the purpose of this clause;

- (i) **“Diversion”** means unauthorised movement or delivery of food grains released from godowns but not reaching the intended beneficiaries under the Targeted Public Distribution System.
 - (ii) **“Substitution”** means replacement of food grains released from godowns with the same articles of inferior quality for distribution to the intended beneficiaries under the Targeted Public Distribution System.
- (4) The State Government shall set up vigilance committees for the Targeted Public Distribution System at the State, District, Block and fair price shop levels as per the provisions of the Food Security Act to perform functions as specified in the said Act.
- (5) Meetings of the vigilance committees shall be held at least once every quarter at all levels and the date and periodicity of the meeting shall be notified by the State Government and given wide publicity.
- (6) The District Food & Civil Supplies Officer shall send a report annually to the State Government on the functioning of vigilance committees in the format at **Annex-VI(A)**.
- (7) The number of meetings held by the vigilance committees shall be displayed on the State web portal and the action taken on issues discussed in meetings of vigilance committees shall be reviewed in the next meeting.
- (8) The District Food & Civil Supplies Officer shall submit quarterly report on status of FPS under TPDS run by various groups viz women’s Self Help Group, Village Panchayat Local Bodies, Self Help Groups, Cooperatives in the district as per the format at **Annex-VII(A)**.
- (9) The State Government shall notify an internal grievance redressal mechanism which shall include toll free call centres and use of State web portal.
- (10)The State Government shall give wide publicity to the up-to-date details of the Grievance Redressal Officer such as name, telephone number including mobile number, office address and the Grievance Redressal mechanism.
- (11)The State Government shall appoint District Grievance Redressal Officers as per the provisions of the Food Security Act for expeditious and effective Redressal of grievances of the aggrieved persons in matters relating to distribution of entitled food grains under Targeted Public Distribution System.
- (12)An appeal against the order of the District Grievance Redressal Officer shall be preferred before the State Food Commission constituted under section 16 of the Food Security Act.
- (13)The State Government shall furnish a report on quarterly basis to the Central Government regarding the handling of grievances in the format at **Annex-VIII(A)**.
- (14)The State Government shall issue and adopt a Citizen’s Charter as stipulated under law or based on the model Citizen’s Charter issued by the Central Government.

(15) The State Government shall prescribe a system of periodic reporting, including through electronic platform, at various levels within the State regarding the functioning of fair price shops.

(16) The State Government shall ensure monitoring of the end-to-end operations of the Targeted Public Distribution System through the electronic platform.

Explanation:- For the purpose of this sub-clause “end-to-end operations” shall include activities relating to digitization of beneficiary, ration cards, and other databases; computerization of supply-chain management; setting up of transparency portal, Grievance Redressal mechanism and fair price shop automation.

(17) The State Government shall take necessary steps to educate the ration card holders regarding their rights and privileges by the use of electronic and print media as well as display boards outside the fair price shops.

12. Transparency and accountability:-

(1) All Targeted Public Distribution System related records shall be placed in the public domain and kept open for inspection to the public in the manner as may be prescribed by the State Government.

(2) Every local authority, or any other authority or body, as may be authorized by the State Government, shall conduct or caused to be conducted, periodic social audits on the functioning of Targeted Public Distribution System, and cause to publicize its findings and take necessary action, in such manner as may be prescribed by the State Government.

(3) The Central Government may, if it considers necessary, conduct or cause to be conducted social audit through independent agencies having experience in conducting of such audits.

13. Penalty:-

If any person contravenes any of the provision of this Order he/she shall be liable to punishment under section 7 of the Act.

14. Power of search and seizure:-

(1) An officer authorized by the State Government, shall be competent to inspect or summon such records or documents as may be considered by him necessary for examination and take extracts or copies of any records or documents produced before him.

(2) If the officer referred to in sub-clause (1) has reasons to believe on receipt of a complaint or otherwise that there has been any contravention of the provisions of this Order or with a view to securing compliance with this Order, he may enter, inspect or search the fair price shop or any premises relevant to transactions of business of the fair price shop.

(3) The officer referred to in sub-clause

(4) (1) may also search, seize or remove such books of accounts or stocks of food grains where such authority has reason to believe that these have been used or will be used in contravention of the provisions of this Order.

(5) The officer referred to in sub-clause

(6) (1) conducting search and seizure under sub-clause

(3) shall inform the State Government or any other officer authorized by it in this behalf, the details of the search conducted and the stocks of food grains so seized by them under that clause

(5) The provisions of section 100 of the Code of Criminal Procedure 1973, relating to search and seizure shall so far as may be, apply to search and seizure under this Order.

15. **Appeal:-**

(1) The District Grievances Redressal Officer (DGRO) appointed by the State Governments shall appoint an officer of the Government not below the rank of Additional District Magistrate/Additional Deputy Commissioner/SDO Sardar of a District shall function as Appellate Authority for exercising the powers conferred upon and discharging the functions assigned to him under this Order.

Provided that an appeal pending before an Appellate Authority appointed under the Public Distribution System (Control) Order, 2001 shall be disposed of by such authority as if this Order had not been made.

(2) Any person aggrieved by an order of the designated authority denying the issue or renewal of a ration card or cancellation of the ration card may appeal to the Appellate Authority within thirty days of the date of receipt of the order.

(3) Any person aggrieved by an order of the designated authority denying the issue or renewal of the licence to the fair price shop owner, or cancellation of the license may appeal to the Appellate Authority within thirty days of the date of receipt of the order and the Appellate Authority shall, as far as practicable, dispose the appeal within a period of sixty days:

Provided that once an appeal has been disposed of by the Appellate Authority, the time for issue or renewal of the licence of the fair price shop owner by the designated authority referred in sub-clause (9) of clause 10 shall begin from the date of decision of the Appellate Authority on the appeal.

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

(5) Pending the disposal of an appeal, the Appellate Authority may direct that the order under appeal shall not take effect for such period as the authority may consider necessary

for giving a reasonable opportunity to the other party under sub-clause (4) or until the appeal is disposed of, whichever is earlier.

16. Protection of action taken under order:-

No suit, prosecution or other 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.

17. Power of the State Government: - The State Government shall have the powers to amend this order from time to time, for execution of all or any of the provisions of the Act or this order or to comply the directions of the Central Government.

Sd/-

Jokey Angu, IAS
Secretary, Food and Civil Supplies,
Government of Arunachal Pradesh, Itanagar.