

HARYANA PREVENTION OF HOARDING AND MAINTENANCE OF QUALITY ORDER, 1977

PART-III HARYANA GOVERNMENT FOOD AND SUPPLIES DEPARTMENT ORDER THE 27TH OCTOBER, 1977

NO. G.S.R. 183/C.A. 10/55/S.3/77.- Whereas it appears to the Government that it is necessary so to do for securing equitable distribution and availability of essential articles at fair prices:

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Act 10 of 1955) read with the Government of India, Ministry of Agriculture and Irrigation (Department of Food) order No. G.S.R. 316(E), dated the 20th June, 1972, G.S.R. No. 452(E), dated 25th October, 1972, and G.S.R. No. 168(E), dated the 13th March, 1973, and Ministry of Industry and Civil supplies, Government of India order Nos. S.O. 681(E) and No. 682(E), dated the 30th November, 1974, and all other powers enabling him in this behalf and with the prior concurrence of the Central Government, the Governor of Haryana hereby makes the following order, namely:-

1. This Order may be called the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977.
2. In this Order, unless the context otherwise required:-
 - (a) "article" means an article specified in the Schedule to this order and it shall be deemed to be in the possession of a person, when it is held on behalf of that person by another person notwithstanding that it is mortgaged to another person;
 - (b) "Dealer" means a person engaged in the business of sale or storage for sale of any article, whether such business is carried on in retail or in wholesale, and includes the distributing agent or the selling agent or such person;
 - (c) "District Magistrate" means the District Magistrate of the District and includes a Sub-Divisional Magistrate, Deputy Director, Food and Supplies, District Food and Supplies Controllers, and District Food and Supplies Officer, within the area of their respective jurisdiction;
 - (d) "Director" means the Director, Food and Supplies, Haryana and includes the Joint Director, Food and supplies and the Deputy Director, Food and supplies or any other person appointed as such by the Government.
 - (e) "Government" means the Government of the State of Haryana;
 - (f) "Inspector" means Assistant Food and Supplies Officers and Inspector Food and Supplies or any other officer appointed by the Government for carrying out the purposes of this order;

(g) "Producer" includes a manufacturer.

3. The Government may, by notification, in the official Gazette, fix in respect of any article;

(a) the maximum quantity which may, at any one time, be possessed by a dealer or a producer;

(b) the maximum quantity which may, at any one time, be possessed by any consumer;

(c) the maximum quantity which may, in any one transaction be sold to any person by a dealer or a producer;

(d) the quantities fixed in respect of any article under this clause may be different in different localities:

Provided that no stock limit shall be fixed in respect of producers regarding sugar, khandsari, gur and shakkar.

Any dealer or a producer or a consumer having in his possession a quantity of any article exceeding that permitted by a notification issued under clause 3 shall forthwith report the fact to the Director or the District Magistrate and shall take, such action as to the storage, distribution or disposal of the excess quantity as the Government may direct.

4. (1) No dealer or producer shall unless previously authorised to do so by the Government:-

(i) without sufficient cause, refuse to sell to any person any article within the limits as to quantity imposed by or under this order; or

(ii) require the purchaser of any article to purchase at the same time any other article as a condition for the purchase of that article.

(2) No wholesale or retail dealer shall, without sufficient cause, refuse to sell to retail dealer or consumer as the case may be, any article which is in stock with him, even if the maximum quantitative limits have not been fixed for the said dealer or consumer.

(3) No producer shall, unless otherwise provided in any other law for the time being in force, and without sufficient cause refuse to sell his products to any person, who is entitled to purchase the same.

Explanation.- The possibility of expectation of obtaining a higher price for any article at a later date shall not be deemed to a sufficient cause for the purposes of this clause.

5. (1) The Government may, by notification, published in the officer Gazette, prohibit the sale of such article as may be specified in the notification except on the production of a distribution card issued by the Director or the District Magistrate or any other person authorised in writing by any these officers. Such notification may provide for the maximum quantity of any article that may be sold to any consumer or group of consumers.

(2) After a notification is issued under sub-clause (1), no consumer shall secure a distribution card for more than the actual number of members of his family or obtain or attempt to obtain any manner what so ever supplies of any article in excess of the maximum quantity to which he is entitled under the said notification.

(3) After a notification is issued under sub-clause(1), no dealer shall:-

- (a) issue any article on a distribution card which does not entitle the holder thereof to draw the same;
- (b) make entries regarding drawls of articles either in the sales register or on distribution card without actually issuing the same;
or
- (c) show on the distribution card more quantity than that actually delivered to the consumer.

6. No dealer or producer shall deliver any article which is less in weight.

7. No owner or person in-charge of a roller mill licensed under the wheat Roller Flour Mills (Licensing and Control) Order, 1957 and no person who is engaged in the business of transformation or production of hydrogenated Vegetable ghee, shall produce, manufacture, supply or sell wheat products or hydrogenated vegetable ghee as the case may be below the standards and specifications provided under the prevention of Food Adulteration Rules, 1955.

8. (1) The physical stock balances of various articles in a fair price shop, authorised and approved by the Government or by any officer authorised by it in this behalf, shall conform to the book balances as per accounts books maintained by him.

(2) All purchases, sales and Production made will be correctly accounted for in the account books maintained and shall conform to the actual transactions made.

9. The Director or the District magistrate or any person authorised in writing in this behalf by the Director/District Magistrate may, with a view to securing compliance with the provisions of this order or of any notification issued there under or to satisfy himself that any such provision has been complied with;

(a) require by any order in writing any producer or dealer to furnish within such period and at such intervals as may be specified in such order, such information, returns or reports and in such forms as may be required, and

(b) prescribe the manner in which true accounts of stocks, purchases, sales or other transactions of articles should be kept.

10. (1) The Director, the district Magistrate or the Inspector or any police officer not below the rank of Sub-Inspector of Police may:-

(a) require the owner, occupier or any other person in-charge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order or the conditions of any license issued there under has been, is being or is about to be committed, to produce any book accounts or other documents showing transactions relating to such contravention;

(b) enter, inspect or break open and search any place or premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this order or of the conditions of any license issued there under has been, or is being or is about to be committed;

(c) search, seize and remove stocks of articles and the animals, vehicles, vessels or other conveyances used in carrying the said articles in contravention of the provisions of this order, or of the conditions of the license issued there under and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of articles and the

animals, vehicles, vessels or other conveyances so seized, in a court and for their safe custody pending such production;

(d) seize any books of accounts and documents which in the opinion of such person, may be useful for or relevant to any proceedings under this order and the person from whose custody such books or accounts or documents are seized shall be entitled to take copies thereof or to take extracts therefrom in the presence of an officer having the custody of such books of accounts or documents.

(2) The provisions of section 100 of the Code of Criminal Procedure 1973 (Central Act 2 of 1974) relating to search and seizure shall so far as may be, apply to searches and seizures under this clause:

Provided that in exercising the power of entry and search under this clause, due regard shall be paid by the authorized officer to the social and religious customs of the occupants of premises so entered and searched.

11. The powers exercisable by the Director and the District Magistrate under this order shall also be exercisable by the Government.

SCHEDULE
[See clause 2(a)]

1. Foodgrains including their products.
2. Baby food.
3. Condensed Milk.
4. Sugar
5. Gur and shakar.
6. Khandsari.
7. Pulses.
8. Tea.
9. Match-box.
10. Salt.
11. Hydrogenated vegetable ghee.
12. Razor Baldes.
13. Battery/Transistor cells.
14. paper.
15. Tyres and Tubes for Cycles, Motor Cycles, Scooters, Trucks and Buses.
16. Rickshaw cycle tyres and Tubes.
17. Woolen Textile.
18. Woolen Hosiery.
19. Knitting wool.
20. Hard Coke.
21. Electric Bulbs.
22. Steam Coal.
23. Slack Coal.
24. Cement.
25. Kerosene Oil.
26. Diesel Oil
27. Edible Oils.
29. Fertilizer, as defined in the fertilizer (Control) Order, 1957.
30. Light Diesel Oil.
31. Edible Oil Seeds.
32. Controlled Cotton Cloth.

V.P. JOHAR,
Financial commissioner and Secretary to Government, Haryana,
Food and supplies Department

**HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
ORDER
THE 23RD JANUARY, 1978**

No. G.S.R. 2/C.A.10/55/s-3/Amd.(1)/78.- Whereas it appears to the Government that it is necessary to do so for securing equitable distribution and availability of essential articles at fair prices;

No, therefore in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955(10 of 1955), read with the Government of India, Ministry of Agriculture and Irrigation, (Deptt. Of Food) Order No. G.S.T. 316(E), dated the 20th June, 1972, G.S.R. No. 452(E), dated 25th October, 1972, and G.S.R. No. 168(E), dated the 13th March, 1973 and Government of India, Ministry of Industry and Civil Supplies Order No. S.O.681(E) and No. 682(E), dated the 30th November, 1974 and all other powers enabling him in this behalf and with the prior concurrence of the Central Government, the Governor of Haryana hereby makes the following order to amend the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977, namely:-

1. This Order may be called the Haryana Prevention of Hoarding and Maintenance of quality (First Amendment) Order, 1978.
2. In the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977, in the Schedule-
 - (a) in item No. 10 for the word "salt", the words "Common Salt" shall be substituted.
 - (b) Item No. 29 shall be omitted.

G.V.Gupta
Secretary to Government , Haryana
Food and Supplies Department

**HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
NOTIFICATION
THE 8TH SEPTEMBER, 1992**

No. S.O.117/H.O.77/C.76/92.- In exercise of the powers conferred by sub-clause (1) of clause of 6 of the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977, the Governor of Haryana hereby makes the following amendment in the Haryana Government, Food and Supplies Department notification No. S.O. 112/H.O. 77/C, 2/89, dated the 8th August, 1989, namely:-

AMENDMENT

In Haryana Government, Food and Supplies Department, notification No. S.O. 112/H.O. 77/C.2/89, dated the 8th August, 1989,-

“(1) in line 18, against clause (ii), for the existing entry, the following entry shall be substituted namely:-

“(ii) Rice:: One Kilogram per head per months and subject to a maximum of 5 Kilograms per card.”;

(2) in lines 20 and 21, for the existing entries, the following entries shall be substituted, namely:-

“(iv)Wheat/Atta:: 5 Kilograms per head per month subject to a maximum of 20 kilograms per card per month and

(v) Kerosene Oil:: 10 Liters per card per month for non-LPG holder and 5 liters per card for LPG holder.”

R.N.PRASHAR,
Secretary to Government, Haryana
Food and Supplies Department

हरियाणा सरकार
खाद्य तथा पूर्ति विभाग
आदेश

दिनांक 25 मार्च, 2010

संख्या एफ.जी-1-2010/5562 .- हरियाणा जमाखोरी निवारण तथा गुणवत्ता अनुरक्षण आदेश, 1977 के खण्ड 3 के उप खण्ड (क) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा हरियाणा सरकार खाद्य एवं पूर्ति विभाग, आदेश संख्या एफ.जी.-1-2010/196 आर.ए. दिनांक 28 जनवरी, 2010 के अधिक्रमण में हरियाणा के राज्यपाल, इसके द्वारा इस अधिसूचना के प्रकाशन की तिथि से निम्नलिखित वस्तुओं के कारबार में व्यवहार करने वाले व्यवहारी (थोक विक्रेता या परचून विक्रेता) के लिए निम्नलिखित अधिकतम मात्रा को नियत करते हैं, अर्थात्:-

क्रम संख्या	मद	मात्रा
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I गेहूँ स्टॉक (i)

व्यवहारी जिसमें थोक विक्रेता, : 2500 क्विंटल
वितरक एजेन्ट, विक्रेता एजेन्ट या ऐसे व्यक्ति
शामिल है।

(ii) परचून विक्रेता : 1500 क्विंटल

(iii) रोलर फ्लोर मिल : दो मास की
(किसी अधिनियम/नियम के अधीन राज्य में पंजीकृत हैं) : दो मास की
पिसाई क्षमता

टिप्पण:-रोलर फ्लोर मिल की पिसाई क्षमता की
संगणना सम्बंधित जिलाधीश या जिला खाद्य तथा
पूर्ति नियंत्रक द्वारा पिछले छः मास में गेहूँ
की वास्तविक पिसाई को विचार करने के बाद
की जाएगी।

II चावल स्टॉक

(i) व्यवहारी जिसमें थोक विक्रेता, वितरक एजेन्ट, : 2000 क्विंटल
विक्रेता एजेन्ट या ऐसे व्यक्ति शामिल है।

(ii) परचून विक्रेता : 100 क्विंटल

III सभी प्रकार की दालों का एक साथ स्टॉक

(चाहे साबुत या दली हुई छिलके सहित या छिलके के बिना)

- (i) विनिर्माता (दालमिलें) : 2000 क्विंटल
- (ii) व्यवहारी जिसमें थोक विक्रेता, वितरक एजेन्ट, : 500 क्विंटल
विक्रेता एजेन्ट या ऐसे व्यक्ति शामिल हैं।
- (iii) परचून विक्रेता : 50 क्विंटल
- IV सभी प्रकार के खादय तेल/खादय तेल बीज के स्टॉक**
- (i) विनिर्माता : 1500 क्विंटल
- (ii) व्यवहारी जिसमें थोक विक्रेता, वितरक एजेन्ट, : 1500 क्विंटल
विक्रेता एजेन्ट या ऐसे व्यक्ति शामिल हैं।
- (ii) परचून विक्रेता : 25 क्विंटल
- V चीनी स्टॉक**
- (i) व्यवहारी जिसमें थोक विक्रेता, वितरक एजेन्ट, : 600 क्विंटल
विक्रेता एजेन्ट या ऐसे व्यक्ति शामिल हैं।
- (ii) परचून विक्रेता : 50 क्विंटल
- तथापि यह आदेश सरकारी एजेंन्सियाँ जो सरकार की ओर से उक्त वस्तुएँ रखती हैं, को लागू नहीं होगा।

एल.एस.एम.सालिंस,
वित्तायुक्त एवं प्रधान सचिव हरियाणा सरकार
खादय एवं पूर्ति विभाग।

HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
ORDER

The 25th March, 2010

No. FG-1-2010/ 5562 .- In exercise of the powers conferred by sub-clause (a) of clause 3 of the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977 and in suppression of, Haryana Government, Food and Supplies Department order no. FG-1-2010/196 RA dated 28th January, 2010, the Governor of Haryana hereby fixes the following maximum quantity which may be possessed by a dealer (wholesaler or retailer) dealing with the business of following commodities with effect from the date of publication of this notification, namely:-

Sr. No.	Items	Quantity
---------	-------	----------

I. Wheat Stocks

- | | | |
|------|---|-------------------------------|
| (i) | Dealers including wholesalers, distributing agents, selling agents or such persons. | : 2500 Quintals. |
| (ii) | Retailers | : 1500 Quintals |
| (ii) | Roller Flour Mills
(Registered with State under any Act/rules.) | : 2 month's grinding capacity |

Note:- The grinding capacity of the Roller Flour Mill shall be reckoned by the respective District Magistrate or District Food and Supplies Controller, after taking into account the actual grinding of wheat in the preceding six months.

II Rice Stocks

- | | | |
|------|---|------------------|
| (i) | Dealers including wholesalers, distributing agents, selling agents
Or such persons | : 2000 Quintals. |
| (ii) | Retailers | : 100 Quintals. |

**III. Stocks of all types of pulses taken together
(whether whole or split with or without husk)**

- | | | |
|-------|--|------------------|
| (i) | Manufacturer (Dal Mills) | : 2000 Quintals. |
| (ii) | Dealers including wholesalers, distributing agents, selling agents
or such persons. | : 500 Quintals. |
| (iii) | Retailers | : 50 Quintals. |

IV. Stocks of all types of Edible oils/Edible oil Seeds

- (i) Manufacturer : 1500 Quintals
- (ii) Dealers including wholesalers, distributing agents, selling agents or such persons : 1500 Quintals.
- (ii) Retailers : 25 Quintals.

V. Sugar Stocks

- (i) Dealers including wholesalers, distributing agents, selling agents or such persons : 600 Quintals
- (ii) Retailers : 50 Quintals

This order shall, however, not be applicable on Government agencies possessing above said commodities on behalf of Government.

**L.S.M. SALINS,
Financial Commissioner and Principal Secretary
to Government, Haryana, Food and Supplies Department.**

Endst. No. FG-1-2010/ 5563

Dated Chandigarh, the 25th March, 2010

A copy is forwarded to:-

1. All the Financial Commissioner and Princiapal Secretaries to Government of Haryana.
2. The Secretary Government of India, Ministry of Consumer Affaris, Food and Public Distribution, Department of Food and Public Distribution, Krishi Bhawan, New Delhi.
3. The Secretary Government of India, Ministry of Consumer Affaris, Food and Public Distribution, Department of Consumer Affaris, Krishi Bhawan, New Delhi.
4. All the Heads of Department, Haryana State.
5. The Registrar, Punjab and Haryana High Court, Chandigarh.
6. The Commissioners, Ambala, Hisar, Rohtak and Gurgaon.
7. All the Deputy Commissioners in the Haryana State.
8. All the Sub-Divisonal Officer (Civil) in the State.
9. All the District Food and Supplies Controllers in the State (with five spare copies).
10. The Director General of Police, Haryana, Chandigarh.
11. The I.G.(C.I.D.) Haryana, Chandigarh.
12. All the Superintendent of Police in the Haryana State.
13. The Legal Remembrancer and Secretary to Government, Haryana, Chandgarh, Legislative Department, Chandigarh (with five spare copies).
14. The Advocate-General of Haryana, Chandigarh (with five spare copies).
15. All the Officers at Headquarters.
16. PS/CM, PS/CPS(F & S), PS/FCFS (Food), PA/DFS.

**Joint Director Food
for Financial Commissioner and Principal Secretary
to Government, Haryana, Food and Supplies Department.**

**HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
ORDER**

The 7th April , 2010

No. FG-1-2010/ 6691 .- In exercise of the powers conferred by sub-clause (a) of clause 3 of the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977, the Governor of Haryana hereby makes the following amendment in Haryana Government, Food and Supplies Department order No. FG-1-2010/5562 dated 25th March, 2010, namely:-

AMENDMENT

In Haryana Government, Food and Supplies Department order No. FG-1-2010/5562 dated 25th March, 2010

Serial no. IV(i) entry there against has been omitted.

BALRAJ SINGH
Special Secretary to Government. Haryana,
Food and Supplies Department

Endst. No. FG-1-2010/6692

Dated Chandigarh, the 7th April, 2010

A copy is forwarded to:-

1. All the Financial Commissioner and Principal Secretaries to Government of Haryana.
2. The Secretary Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Food and Public Distribution, Krishi Bhawan, New Delhi.
3. The Secretary Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Consumer Affairs, Krishi Bhawan, New Delhi.
4. All the Heads of Department, Haryana State.
5. The Registrar, Punjab and Haryana High Court, Chandigarh.
6. The Commissioners, Ambala, Hisar, Rohtak and Gurgaon.
7. All the Deputy Commissioners in the Haryana State.
8. All the Sub-Divisional Officer (Civil) in the State.
9. All the District Food and Supplies Controllers in the State (with five spare copies).
10. The Director General of Police, Haryana, Chandigarh.
11. The I.G.(C.I.D.) Haryana, Chandigarh.
12. All the Superintendent of Police in the Haryana State.
13. The Legal Remembrancer and Secretary to Government, Haryana, Chandigarh, Legislative Department, Chandigarh (with five spare copies).
14. The Advocate-General of Haryana, Chandigarh (with five spare copies).
15. All the Officers at Headquarters.
16. PS/CM, PS/CPS (F & S), PS/FCFS (Food), PA/DFS.

**Joint Director Food
for Special Secretary to Government,
Haryana, Food and Supplies Department.**

HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
ORDER

The 16th April , 2010

No. FG-1-2010/ 7454 .- In exercise of the powers conferred by sub-clause (a) of clause 3 of the Haryana Prevention of Hoarding and Maintenance of Quality Order, 1977, the Governor of Haryana hereby makes the following amendment in Haryana Government, Food and Supplies Department order No. FG-1-2010/5562 dated 25th March, 2010, namely:-

AMENDMENT

In Haryana Government, Food and Supplies Department order No. FG-1-2010/5562 dated 25th March, 2010 Serial no. I and entries there against shall be omitted.

RAJAN GUPTA

Financial Commissioner and Principal Secretary
to Government. Haryana, Food and Supplies Department

Endst. No. FG-1-2010/7455

Dated Chandigarh, the 16th April, 2010

A copy is forwarded to:-

17. All the Financial Commissioner and Principal Secretaries to Government of Haryana.
18. The Secretary Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Food and Public Distribution, Krishi Bhawan, New Delhi.
19. The Secretary Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Consumer Affairs, Krishi Bhawan, New Delhi.
20. All the Heads of Department, Haryana State.
21. The Registrar, Punjab and Haryana High Court, Chandigarh.
22. The Commissioners, Ambala, Hisar, Rohtak and Gurgaon.
23. All the Deputy Commissioners in the Haryana State.
24. All the Sub-Divisional Officer (Civil) in the State.
25. All the District Food and Supplies Controllers in the State (with five spare copies).
26. The Director General of Police, Haryana, Chandigarh.
27. The I.G.(C.I.D.) Haryana, Chandigarh.
28. All the Superintendent of Police in the Haryana State.
29. The Legal Remembrancer and Secretary to Government, Haryana, Chandigarh, Legislative Department, Chandigarh (with five spare copies).
30. The Advocate-General of Haryana, Chandigarh (with five spare copies).
31. All the Officers at Headquarters.
32. PS/CM, PS/CPS (F & S), PS/FCFS (Food), PA/DFS.

**Joint Director Food
for Special Secretary to Government,
Haryana, Food and Supplies Department.**