



न्यायालय मुख्य आयुक्त दिव्यांगजन

COURT OF THE CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)
दिव्यांगजन सशक्तिकरण विभाग/Department of Empowerment of Persons with Disabilities (Divyangjan)
सामाजिक न्याय और अधिकारिता मंत्रालय/Ministry of Social Justice & Empowerment
भारत सरकार/Government of India

5वाँ तल, एन.आई.एस.डी. भवन, जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष : (011) 20892364
5th Floor, N.I.S.D. Bhawan, G-2, Sector-10, Dwarka, New Delhi-110075; Tel.: (011) 20892364
Email: ccpd@nic.in; Website: www.ccdisabilities.nic.in

Case No. 14101/1092/2023

In the matter of —

Shri Asheesh Kumar Yadav
Email – asheeshyadav7057@gmail.com ... **Complainant**

Versus

The Director General
Council of Scientific and Industrial Research
Anusandhan Bhawan, 2 Rafi Ahmed Kidwai Marg
New Delhi – 110001
Email – dgcsir@csir.res.in ... **Respondent**

1. Gist of Complaint:

1.1 Shri Asheesh Kumar Yadav, a person with 45% locomotor disability filed a complaint dated 17.04.2023 and submitted that he is a Ph.D. student at Aligarh Muslim University (Session 2022-23). He had qualified the CSIR fellowship examination and was eligible to get a CSIR fellowship or UGC fellowship if he had been admitted to the Ph.D. program within the period of two years and after that it would expire.

1.2 He had qualified CSIR fellowship examination in December 2019; and accordingly, he should have taken the admission in Ph.D. program between 01.08.2020 to 30.06.2022. However, due to some circumstance, he was unable to take admission during this period. In March 2022, UGC gave one year's extension for fellowship due to COVID-19 pandemic but on the other hand CSIR did not give such type of extension. Both the governing bodies are providing fellowship for pursuing Ph.D. program based on single paper which is conducted by the National Testing Agency.

2. Submissions made by the Respondent:

2.1 The Deputy Secretary (Exam.), Council of Scientific & Industrial Research filed reply dated 07.08.2023 and submitted inter-alia that the validity period for joining fellowship under CSIR UGC NET examination is two years. The CSIR did not extend the validity period to join the fellowship beyond the normal period of two years considering the fact that the COVID-19 lockdown was lifted and still there was time for the candidates to join the institution for fellowship.

2.2 Further, the CSIR had extended the validity period of the December 2017 exam for 9 months, the June 2018 exam for 3 months, the December 2018 exam for 9 months and the June 2019 exam for 9 months, as a result of COVID-19 restrictions. However, due to the phase-wise lifting of the first lockdown starting from 01.06.2020 and the subsequent lockdown from 05.04.2021 to June 2021, there was no justification for further extension of validity period as there was enough time for the students to join the fellowship. Furthermore, extending the validity period of fellowship from two years to three years is likely to lead to a larger number of candidates being awarded fellowships, potentially increasing the financial burden on CSIR.

3. Submissions made in Rejoinder:

The Respondent reply was forwarded to the complainant vide email dated 14.08.2023 with a direction to submit his rejoinder. However, no response was received from the complainant.

4. Hearing:

A hearing was conducted on **20.09.2024** online through video conferencing. The following parties/representatives were present during the hearing:

Sl. No.	Name of the parties/Representatives	Mode of Presence
From Complainant:		
1.	Mr Asheesh Kumar Yadav, Complainant	Online
From Respondent:		
1.	Ms Nita Singh, Under Secretary CSIR HRDG	Online

5. Proceedings of the hearing:

5.1 The representative of the Respondent submitted that the policy for joining the institute is the same for everyone and there is no separate policy for divyang and non-divyang students. The last date for joining the institute was 30.06.2022. The students, irrespective of divyang and non-divyang students, who had not joined the institute by

30.06.2022, could not join thereafter. Almost 80% students had joined the institute. However, no complaint was received from any of the students who could not join the institute.

5.2 In a reply to a question, the Complainant submitted that he could not join due to the Covid-19 pandemic; and since the UGC had extended the period for one year he was expecting the CSIR too would extend the joining period.

5.3 The representative of the Respondent submitted that the last date for joining was 30.06.2022 and the norms of Covid-19 pandemic were lifted on 01.07.2021. Therefore, no extension was given as there was enough time of one year to joining the institute and most of the students had joined. She also explained that the UGC instructions could not be followed as these issues involve budget provisions. While the Ministry of Education is the administrative ministry for the UGC, the CSIR comes under the Ministry of Science & Technology.

6. Observations & Recommendations:

6.1 Upon considering the submissions of the parties, both oral and written, this Court concludes that the Complainant has not been able to establish a prima facie case of denial of any of his rights as a person with disabilities or of any discrimination on the grounds of disabilities. Hence no further action is warranted in this matter.

6.2 The case is disposed of accordingly.

Digitally signed by

Rajesh Aggarwal

Date: 01-10-2024 17:32:08

(Rajesh Aggarwal)
Chief Commissioner
for Persons with Disabilities



न्यायालय मुख्य आयुक्त दिव्यांगजन

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 Email: ccpd@nic.in; Website: www.ccdisabilities.nic.in

Case No. 14371/1032/2023

In the matter of—

Shri Sanjeev Kumar Mishra
 Room No. 21
 Centre of Studies of Social System(CSSS)
 Jawaharlal Nehru University
 New Delhi – 110067
 Mobile No – 9818145829
 Email – sanjeevkm129@gmail.com ... **Complainant**

Versus

The Registrar
 Jawaharlal Nehru University
 New Mehrauli Road, JNU Ring Rd
 New Delhi, 110067
 Email - registrar@mail.jnu.ac.in ... **Respondent**

1. Gist of the Complaint:

1.1 Shri Sanjeev Kumar Mishra, a person with 100% visual impairment (blindness) sent emails dated 19.07.2023 and 24.07.2023 regarding the denial of hostel accommodation in Jawaharlal Nehru University for the same programme twice.

1.2 The Complainant submitted that in had done his Master in 2022 in IR [PISM] and enrolled in Master in Sociology again in 2022. The denial of the hostel would jeopardise his studies as he is a blind student and it is impossible for him to manage living in a rented room in Delhi.

1.3 He prayed to consider his request for hostel accommodation on humanitarian grounds.

2. Reply filed by the Respondent:

2.1 The Chief Advisor, Equal Opportunity Office, JNU filed its reply dated 33.08.2023 and inter alia submitted that as per the laid down provision of the Hostel manual, he would not be eligible to avail hostel facilities for pursuing the MA programme again in the university.

2.2 The Respondent further submitted that the Complainant was admitted to MA (PSIM) on 01.12.2020 and availed of hostel facilities for a full duration of two years. Since the year 2000 was the COVID peak time and his previous course BA-MA programme in German was an integrated programme, the hostel got delayed information about his change of course. However, considering his status as a visually impaired person, the prevailing COVID situation and his admission to the MA course SIS/PISM/JNU, he was allowed to stay on humanitarian grounds till he was allotted a new hostel by the Inter Hall Administration (IHA).

2.3 Later on he was allotted accommodation in the Sabarmati hostel by IHA on 05.08.2021, which is earmarked for the divyangjan. Several notices were sent to him to vacate the hostel room of Kaveri Hostel and shift to the newly allotted hostel after this, but he defied all the notices and continued to create a nuisance in the hostel. He failed to pass the examination for MA (PISM). He again took admission in MA (Sociology) and started making pressure to live in the hostel as a persona non grata. Thereafter, on 02.11.2022 an eviction notice was issued and the room was evicted on 03.11.2022 and his belongings were handed over to him.

3. Rejoinder filed by the Complainant:

3.1 The Complainant in his rejoinder dated 29.10.2023 submitted that he is approaching the Hon'ble High Court of Delhi and as such, he requested this Court to close the case before the CCPD.

4. Observations & Recommendations:

In light of the reply filed by the Respondent University and the request of the Complainant to close this case as he is approaching the Hon'ble High Court of Delhi, no further intervention is warranted in this matter. Accordingly, the case is

disposed of with the approval of the Chief Commissioner for Persons with Disabilities.

Signed by

Praveen Prakash Ambashta

Date: 12-09-2024 13:35:59

(Praveen Prakash Ambashta)

Dy. Chief Commissioner



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परिवाद संख्या 14386/1102/2023

के मामले में —

श्री महेन्द्र चौहान,

निवासी – 68/849, पंचकईयाँ मार्ग,

आर. के. आश्रम मार्ग,

नई दिल्ली – 110001

... परिवादी

बनाम

अध्यक्ष एवं प्रबन्ध निदेशक,

कैनरा बैंक, प्रेमाइसेस एवं स्टेट सेक्शन,

मुख्यालय – संख्या 112, जे.सी. मार्ग,

बैंगलुरु – 560002

इमेल - hopremises@canarabank.com ... प्रतिवादी

1. परिवाद का सार —

1.1 श्री महेन्द्र चौहान, 100% दृष्टि दिव्यांग व्यक्ति ने एक अभ्यावेदन दिनांक 24.07.2024 इस न्यायालय में प्रस्तुत किया और कहा कि उसका एक बैंक खाता कैनरा बैंक सिविक सेन्टर शाखा, प्रत्यक्ष कर भवन, दिल्ली में है जिसका खाता संख्या 9169201000841 है।

1.2 परिवादी ने आरोप लगाया कि उक्त बैंक द्वारा बैंक खाता से 3000/- रुपये से अधिक की निकासी के लिए गवाह लाने के लिए कहा जाता है और बिना गवाह के 3000/- रुपये से अधिक की निकासी नहीं करने दिया जाता है।

1.3 परिवादी ने प्रतिवादी बैंक के विरुद्ध उचित कार्यवाही करने का निवेदन किया।

2. प्रतिवादी द्वारा प्रस्तुत उत्तर —

2.1 मुख्य महाप्रबन्धक, कैनरा बैंक ने उत्तर दिनांक 22.09.2023 में अन्य बातों के साथ कहा कि दृष्टि दिव्यांग ग्राहक को एटीएम कार्ड, चेक बुक आदि कि सुविधा प्रदान की जा रही है। परिवादी द्वारा एटीएम के माध्यम से नकदी निकासी, बिक्री केन्द्र पर एटीएम का प्रयोग, अन्य पक्ष को चेक जारी करना, आवर्ती जमा आदि सेवाओं को उपयोग किया जा रहा है। परिवादी को सेवा देने से बैंक के सिविक सेन्टर शाखा द्वारा मना नहीं किया जाता है। ऐसा प्रतीत होता है कि परिवादी और बैंक शाखा के बीच संचार में कोई चूक हो गया है। शाखा प्रमुख द्वारा परिवादी को दिशानिर्देशों का स्पष्टीकरण कर दिया गया है और बैंक द्वारा प्रदान की जा रही सुविधाओं से परिवादी संतुष्ट हैं। प्रतिवादी ने यह भी कहा कि परिवादी ने (पत्र दिनांक 15.09.2023 के द्वारा) यह सूचित किया कि उनके द्वारा वर्तमान परिवाद वापस ले लिया गया है।

3. परिवादी द्वारा प्रस्तुत उत्तर —

दिनांक 18.10.2023 को प्राप्त प्रत्युत्तर में परिवादी ने कहा कि उन्हें बैंक द्वारा एटीएम कार्ड, चेक बुक एवं अन्य सुविधाएँ प्रदान की गई हैं। वे जितनी चाहे उतनी राशि एटीएम अथवा चेकबुक के माध्यम से अपने खाते से बिना किसी परेशानी के निकालने में समर्थ हैं और वे बैंक द्वारा दी गई सुविधाओं से सन्तुष्ट हैं। अतः वे अपना परिवाद वापस लेते हैं।

4. अवलोकन एवं अनुसंशाएँ —

4.1 चूँकि परिवादी ने प्रतिवादी बैंक द्वारा प्रदान की जा रही सुविधाओं से अपनी सन्तुष्टी व्यक्त की है और अपना परिवाद वापस लेने के लिए निवेदन किया है, अतः वर्तमान परिवाद में इस न्यायालय द्वारा अग्रिम कार्यवाही अपेक्षित नहीं है।

4.2 तदुसार मुख्य आयुक्त दिव्यांगजन के निर्देशानुसार इस परिवाद का निस्तारण किया जाता है।

**Signed by Praveen Prakash
Ambashta**

Date: 16-09-2024 12:28:26

(प्रवीण प्रकाश अंबष्ठ)

उप मुख्य आयुक्त



न्यायालय मुख्य आयुक्त दिव्यांगजन
COURT OF THE CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)
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 Email: ccpd@nic.in; Website: www.ccdisabilities.nic.in

Case No. CCPD/15296/1021/24

In the Matter of —

Sh. Gayatri Sankaran
 A/G4 Mahaveer Apts, 15,
 East Coast Road,
 East Coast Road Chennai,
 Tamil Nadu, 600041
 Email: Tirumala00@yahoo.com
 Contact No. 9840164745

Complainant

Versus

The Chief Executive Officer,
 Prasar Bharti,
 Prasar Bharati House,
 Tower C, Copernicus Marg,
 New Delhi – 110001
 Phone No. 011-23118804
 Email ID : ceo@prasarbharati.gov.in

Respondent No. 1

The Director General,
 All India Radio Akashvani Bhawan,
 Parliament Street,
 New Delhi – 110001
 Email ID : dgair@air.org.in

Respondent No. 2

1. GIST OF THE COMPLAINT:

1.1 The above-named complainant, a woman with 100% visual impairment filed a complaint dated 14.03.2024 regarding the denial of reservation in promotion.

1.2 She submitted that she has been working in All India Radio, Chennai for the past 35 years and she is going to retire in April 2025. Her name in Office records was spelled differently and whenever she filled the form online including the form for Immovable Property Return (IPR), she failed to do so till the filing of the Complaint. She

alleged that in her service book and other documents like the seniority list, nowhere, it is mentioned that she is a visually impaired person, whereas in front of her two colleagues' names their disability was mentioned. She also submitted that her promotion was pending under reservation for persons with disabilities. She requested for promotion as per the DoPT's OMs dated 17.05.2022 and 28.12.2023.

2. SUBMISSIONS OF THE RESPONDENT :

2.1 The Deputy Director Administration, Directorate General, Akashvani vide letter dated 29.07.2024 filed a reply in the matter. He has inter-alia submitted that the matter was taken on priority in the Directorate General: Akashvani (DG: Akashvani) and a suitable reply was sent to Smt. Gayatri Sankaran on 23.02.2024. Later on, the promotion of Instrumentalist Gr.-II, to Gr.-I was considered as per the guidelines issued by the DoP&T vide OM dated 17.05.2022 and she was promoted against UR/PwBD vacancy on 30.04.2024.

2.2 He further submitted that she acknowledged her promotion and informed the DG: Akashvani through email that her "Complaint No. CCPD/15296/1021/2024 is successfully solved and she got promoted from Grade II to Grade I and requested that her complaint be closed.

3. ADDITIONAL SUBMISSION BY THE COMPLAINANT

3.1 The complainant vide email dated 30.04.2024 has informed that her complaint was successfully solved and she was promoted from Grade-II to Grade-I. She requested to drop her case.

4. OBSERVATION & RECOMMENDATION :

4.1 As the grievance of the Complainant has been redressed satisfactorily by the Respondent by granting her the promotion and the Complainant has requested to drop the proceedings, further intervention of this Court is not warranted in this case.

4.2 This case is accordingly disposed of with the approval of the Chief Commissioner for Persons with Disabilities.

Signed by

Praveen Prakash Ambashta

Date: 06-09-2024 17:52:02

(Praveen Prakash Ambashta)

Dy. Chief Commissioner