



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

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

Case No: 14229/1024/2023

In the matter of—

Mr. Chirag Khatri

...Complainant

Versus

Commissioner, KVS, New Delhi
Email: commissioner-kvs@gov.in

...Respondent

1. Gist of the Complaint:

1.1 Shri Chirag Khatri, a person having 45% locomotor disability, filed a complaint on 12.06.2023 regarding the denial of transport allowance at double the prescribed rate from the date of his appointment. The Complainant stated that he has been working as a Primary Teacher at Kendriya Vidyalaya No. 2, Indore, since 16.10.2017. He submitted his disability certificate, issued on 18.08.2012, along with his joining report, and the details were duly recorded in his service book. As per Government of India rules, employees with disabilities are entitled to transport allowance at double the rate, and he has been applying for the same from time to time.

1.2 The Complainant stated that he had initially applied for the transport allowance on 17.11.2017, and although the allowance was approved, it was only granted from 12.02.2018. He contends that the allowance should have been provided from the date of his appointment. He further mentioned that he submitted a detailed grievance along with all supporting documents to the disability Grievance Redressal Officer of

Kendriya Vidyalaya Sangathan on 29.09.2021. In reply, the Deputy Commissioner of the Regional Office, Bhopal, informed him that the sanction of double transport allowance from 12.02.2018 was in order, stating that the certificate was issued on 12.02.2018.

2. Notice Issued:

2.1 The matter was taken up with the Commissioner, Kendriya Vidyalaya Sangathan, vide notice dated 28.06.2023, citing the provisions and government instructions, including but not limited to Section 20 (1) &(2) of the Act and Department of Expenditure, Ministry of Finance OM No. 21/1/2018-E. IIB dated 15.09.2022. A reminder was also sent on 31-08-2023.

3. Submission made by Respondent:

3.1 No response was received from the Respondents despite the above-mentioned notice and the reminder.

4. Hearing:

A hearing in hybrid mode (online/offline) was conducted on 03.06.2025. The following parties/representatives were present during the hearing:

Sl.No.	Name of the parties /Representatives	For Complainant/ Respondent	Mode of Attendance
1.	Mr. Chirag Khatri	Complainant	Online
2.	Mr. Saurabh Jaitley, Assistant Commissioner, KVS	Respondent	Online

5. Record of Proceedings:


5.1 The Complainant submitted that he was unjustly denied his rightful double rate Transport allowance from the Respondent, and only recently has he received the double transport allowance from the joining date, after a lot of effort.

5.2 After hearing both parties, the Court concludes that the grievance of the Complainant has already been resolved and there is no further

intervention required in this case. However, it is recommended that both parties submit a copy of the official sanction order related to his double transport allowance within 3 days from the date of issue of this Order. Respondent was also recommended to submit a report of all complaints pending on the issue of grant of double the transport allowance to employees with disabilities, along with action taken in each such case within three months in terms of Section 76 of the RPwD Act, 2016.

5.3 The Court has taken cognisance of the fact that no reply was submitted by the Respondent to its Notice dated 28.06.2023 and the reminder dated 31.08.2023. Such an act of indifference and ineptitude is not only not expected from a government establishment, but it is a punishable offence within the meaning of Section 93 of the RPwD Act, 2016. Thus, in the event of another failure to furnish the aforesaid information and the ATR by the Respondent, this Court may be constrained to initiate action under sections 78 and 89 for the violation of sections 76 and 93 of the Act.

5.3 Accordingly, this case is disposed of.


06/06/2025

(S. Govindaraj)

Commissioner for Persons with Disabilities