



न्यायालय मुख्य आयुक्त

**COURT OF 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 and Empowerment

भारत सरकार/ Government of India

**Case No.** CCPD/15759/1021/24

**Dated:** 10/08/2025

**Shri Omprakash Dhaker**

**... Complainant**

Vs

**General Manager (Estt.)**

Western Railway

Wr Hq Office Ccg Mumbai, Wr Hq Office Ccg

Mumbai, Maharashtra-400001

**Email ID:** [cpo@wr.railnet.gov.in](mailto:cpo@wr.railnet.gov.in)

**... Respondent (1)**

**The General Manager**

Ministry of Railways

Western Railway 1st Floor, Glo Building Hq Office, Churchagte,

Mumbai, Maharashtra-400020

**Email ID:** [gm@wr.railnet.gov.in](mailto:gm@wr.railnet.gov.in)

**... Respondent (2)**

**The Secretary**

Ministry of Railways

Railway Board Room No - 256-a Rail Bhawan, Raisina Road,

New Delhi, Delhi-110001

**Email ID:** [secyrb@rb.railnet.gov.in](mailto:secyrb@rb.railnet.gov.in)

**... Respondent (3)**

**1. Hearing:**

1.1. The case was heard via Video Conferencing by the Commissioner for Persons with Disabilities on 27/05/2025. The following persons were present during the hearing:

5वीं मंजिल, एनआईएसडी भवन, प्लॉट न०. जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष: 011-20892364, 20892275  
5th Floor, NISD Building, Plot No.G-2, Sector-10, Dwaraka, New Delhi-110075;Tele# 011-20892364,  
20892275

E-mail: [ccpd@nic.in](mailto:ccpd@nic.in); Website: [www.ccdisabilities.nic.in](http://www.ccdisabilities.nic.in)

(पया भविष्य मे पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखे)

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**Persons present from Complainant's side:**

1. Om Prakash Dhaker

**Persons present from Respondent's side:**

1. Mr. Ram Prasad Brijlal, Deputy CPO, Western Railways,
2. Ms. Smitri Jacob, Deputy CPO ( Welfare), Western Railways
3. Mr. Gautam Mandal, Joint Director (Est), Railway Board
4. Mr. Adesh Kumar, Joint Director, Railway Board

**RECORD OF PROCEEDINGS**

2. The Complainant is currently serving as a TGT at Railways Higher Senior Secondary School, Ratlam and stated that the provisions stated in the Railway Board vide Letter No. RBE-06/2024 dated 18.01.2024 read with para 5 of the DOP&Ts OM dated 28.12.2023; the notional promotion to the post of PGT (Political Science) has not been granted to him despite clearing the promotional exam for the post w.e.f. 22.07.2016.

3. The representative from the Western Railways stated that the Complainant passed the examination on 22.07.2016 but was not empanelled for promotion to the post of PGT. The Court inquired about the 'Group' of the feeder and promotional grades of the Complainant, to which the Respondents replied that both are Group-C posts and he will get promotion from 30.06.2016 only after empanelment.

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4. In response to another query as to when the reservation in promotion Group 'C' became available, the respondents replied that it became available since 17.05.2022 and the same was later given retrospective effect from 30.06.2016, vide DOP&T's OM dated 28.12.2023. The Court informed the Respondents that reservation in promotion within Group 'C' & 'D' was made applicable from 20.11.1989. The same got statutory effect from 01.01.1996. The DOP&T issued a consolidated OM No. 36035/3/2004-Estt- Res(II) dated 29.12.2005 to align its instructions with the PwD Act, 1995, reiterating the provisions of reservation in promotion for persons with disabilities within Group C & D posts.
5. It was noted with due concern that the officers of the Respondent's establishment, especially the Deputy Chief Personnel Officer cum Liaisoning Officer, were not aware of these provisions. The Dy. CPO kept insisting that in Railways, the Orders for reservation in promotion came into effect only on 17.05.2022. He also mentioned that they are using a 200-point roster, which also betrayed his lack of awareness of the provisions.
6. This Court sought the Respondents' response along with a copy of the Reservation Roster for the PGT post and a training plan for its officers across the Railways, especially for their Liaison Officers and Grievance Redressal Officers.
7. The Complainant shall also specify his grievance by stating whether any person junior to him got promoted and whether there were reserved vacancies for his category after he became eligible for promotion, which remained unfilled.
8. This is issued with the approval of the Commissioner for Persons with Disabilities.

**Yours faithfully,**

**(Praveen Prakash Ambashta)**

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**Dy. Chief Commissioner**

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