



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/15945/1011/24

Dated: 13/09/2025

Case No. CCPD/15945/1011/2024

In the matter of —

Mr. Harshit Saxena

...Complainant

Versus

The Secretary,

Union Public Service Commission

...Respondent

1. Gist of Proceedings:

1.1 The Complainant, Mr. Harshit Saxena, a person with 55% benchmark disability (Intellectual disability), currently working as an Assistant Manager in the State Bank of India, filed a complaint dated December 15, 2024, under Sections 20 and 34 of the Rights of Persons with Disabilities Act, 2016 (RPwD Act, 2016). He alleged denial of 1% reservation for category (d) - autism, intellectual disability, specific learning disability, and mental illness - in the Union Public Service Commission (UPSC) notifications for Civil Services Examinations in the years 2021, 2022, 2023, and 2024, despite providing 4% overall reservation for Persons

5वीं मंजिल, एनआईएसडी भवन, प्लॉट नं०. 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; Website: www.ccdisabilities.nic.in

(पया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)

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with Benchmark Disabilities (PwBD) and allocating 1% each to categories (a) blindness and low vision, (b) deaf and hard of hearing, (c) locomotor disability including cerebral palsy, leprosy cured, dwarfism, acid attack victims and muscular dystrophy, and (e) multiple disabilities from amongst categories (a) to (c) including deaf-blindness. The Complainant asserted that the posts advertised are identified as suitable for category (d) disabilities per Gazette Notification No.38-16/2020-DD-III dated January 4, 2021, issued by the Department of Empowerment of Persons with Disabilities (DEPwD), Ministry of Social Justice and Empowerment (MSJE), and requested inclusion of 1% reservation for the "Other" PwD category encompassing mental illness to align with the RPwD Act, 2016.

1.2 A notice was issued by this Court on January 6, 2025, under Sections 75 and 77 of the RPwD Act, 2016, to the Respondent, referencing Sections 3, 21, and 23 of the Act, DoPT OM No. 36035/02/2017-Estt (Res) dated January 15, 2018, and the aforementioned Gazette Notification, requiring comments on affidavit within 30 days, along with compliance details on Equal Opportunity Policy and Grievance Redressal Officer appointment. The Respondent (UPSC) replied on 4th February 2025 (vide F.No. 2310412025-E.|B dated 4th February 2025), stating that UPSC, as a Constitutional Body under Articles 315-323 of the Constitution of India, conducts examinations strictly per rules framed by the Government of India (DoP&T), with no role in identifying or reserving posts for PwBD categories, as vacancies (including reservations based on Functional Classification and Physical Requirements) are reported by DoP&T after collation from Cadre Controlling Authorities (CCAs); thus, no case lies against UPSC, and closure was requested.

1.3 On 02.07.2025, the Complainant uploaded his one-line rejoinder by saying "I WITHDRAW MY CASE".

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2. Observation:

2.1 Upon considering the facts of the case and the material available on the records, including the Complainant's voluntary withdrawal of the complaint, the case is disposed of with the approval of the Chief Commissioner for Persons with Disabilities.

Yours faithfully,

(Praveen Prakash Ambashta)
Dy. Chief Commissioner

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