



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/15306/1011/24

Dated: 30/09/2025

Case No. CCPD/15306/1011/24

In the matter of:

Shweta Sharma **...Complainant**

Versus

The Director General,

Indian Council of Medical Research

... Respondent No. 1

The Director ICMR,

National JALMA Institute of Leprosy

and Other Mycobacterial Diseases

...Respondent No. 2

The Secretary,

Ministry of Health and Welfare

...Respondent No. 3

RECORD OF PROCEEDINGS

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; Website: www.ccdisabilities.nic.in

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

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1. Hearing (II):

1.1. A hearing in hybrid mode (online/offline) was conducted on **11.06.2025**. The following parties/representatives were present during the hearing:

S. No.	Name and Designation of the Party/Representative	For Complainant/Respondent	Mode of attendance
1.	Shweta Sharma – Complainant	Complainant	Online
2.	Adv. Shashwat Sharma	Counsel for Respondent No. 1	Online

2. RECORD OF PROCEEDINGS

2.1. The Court recalled that the issue under consideration was whether vacancies reserved for Persons with Disabilities (PwD) were being filled exclusively by candidates with locomotor disabilities. The Complainant submitted that the Respondent had not complied with the previous direction to furnish the roster and list of five selected PwD candidates.

2.2 Counsel for Respondent stated that a supplementary affidavit was filed on 08.05.2025. It clarified that the five PwD appointments cited by the Complainant were made over time and not under the advertisement in question. The current advertisement carried PwD reservation only for the post of Technician, whereas the Complainant had applied for Technical Assistant, which was not notified as reserved. It was further submitted that no PwD candidate could be appointed against the reserved vacancy as suitable applicants were unavailable.

2.3 Counsel for Respondent also informed that the Complainant has since joined CSIR-CDRI as a Technical Assistant and undertook to place the appointment letter on record. The Complainant responded that the complaint pre-dated her joining and reiterated that the Respondent had earlier maintained that the post of Technical Assistant was not reserved for PwD.

2.4 The Court asked the Complainant why her change in status was not disclosed and observed that litigants are expected to approach the Court with candour. The Court further directed the Respondent to clarify (i) how PwD vacancies are calculated under the roster, and (ii) how five appointments could be made exclusively from one disability category, when the law requires distribution across identified disabilities. The

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Respondent reiterated that those five appointments were made before the present advertisement.

2.5 On inquiry, the Respondent confirmed that the impugned advertisement carried 35 vacancies, excluding PwD posts. The Court further asked how many PwD vacancies had been filled since the RPwD Act, 2016, came into force, to determine if additional reserved posts ought to have been available. Counsel for Respondent submitted that this information is already contained in the affidavit.

2.6 The Court noted that the affidavit is on record and directed that it be scrutinised to assess compliance with statutory obligations. If further clarification is warranted, the matter will be taken up for consideration on the next date.

2.7 This is issued with the approval of the Commissioner for Persons with Disabilities.

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