



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/15347/1033/24

Dated: 17/10/2025

Case No. CCPD/15347/1033/24

In the matter of —

Krishna Kumar Yadav

...Complainant

Versus

The registrar,

Banaras Hindu University (BHU)

...Respondent

1. Gist of the case:

1.1 Mr Krishna Kumar Yadav, a person with 60 % Locomotor Disability, filed a Complaint dated 30-03-2024 regarding mental harassment and threats of PhD cancellation by HoD, Dr Uttama Dixit, at BHU's Faculty of Visual Arts.

1.2 According to the complainant, he, on being admitted to a PhD in July 2021 while on leave from Nirma University, informed the HoD of all relevant details at the time of admission. His Father's cancer treatment affected his attendance from December 2022 to April 2023, during which he remained in contact with his supervisor and presented papers. His HoD allegedly arbitrarily issued

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a cancellation letter, suspending the Complainant from the PhD course and cancelling his admission. The Complainant prayed for the restoration of his admission and for an opportunity to complete the degree peacefully and free from harassment.

2. Notice Issued To The Respondents:

2.1 In exercise of the powers conferred u/s 75 & 77 of the Rights of Persons with Disabilities Act, 2016 [hereinafter referred to as "the Act"], a notice dated 25.05.2024 was issued for violation under sections 3, 21 & 23 of the Act to the above-mentioned respondent for forwarding to this Court comments on affidavit on the complaint within the statutory time limit.

3. Reply filed by the respondent:

3.1 Respondent filed a reply dated 14-06-2024, stating that the complainant concealed full-time employment at Nirma University, had irregular attendance (e.g., absent Dec 2022-Apr 2023), failed to submit progress reports timely, leading to a recommendation for cancellation of his PhD in line with BHU's relevant Ordinance. All the Complainant's allegations were denied.

4. Rejoinder filed by the complainant:

4.1 The Complainant filed a rejoinder dated 24.06.2024. He stated that the Respondent's claims were not substantiated. He argued that he had been transparent at the time of admission. He reiterated the claims in his complaint and questioned the correctness of the procedure resulting in the cancellation of his admission.

5. Hearing:

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5.1 A hearing in hybrid mode was conducted on **09.09.2025**. The following parties/their representatives were present:

S. No.	Name of Attendee	Mode of Attendance	Appearing for
1.	Mr. Krishna Kumar Yadav	Online	Complainant
2.	Dr. Ranjeet Schandilia, Deputy Registrar, BHU	Online	Respondent
3.	Dr. Khetan Ram, Representative of BHU in PwD Cell	Online	Respondent

6. Record Of Proceedings:

6.1 At the outset, the Complainant stated that after the filing of the complaint, he was subjected to harassment and his PhD admission was cancelled. He argued that this was a One-sided decision.

6.2 Representative for BHU stated that the Complainant was making false claims. He submitted that the Complainant had been a regular employee since 01.07.2017. When submitting his PhD application, the Complainant was a regular employee. Therefore, the Complainant could not have applied for a full-time PhD degree. The Complainant could have only applied in the management category. He submitted that the Complainant had stolen a deserving PwD candidate's seat. He stated that the Deputy Registrar of Nirma University had also substantiated this position.

6.3 In rejoinder, the Complainant argued that he had not ticked the full-time category and that many others were pursuing a job and a PhD in parallel. He submitted that he had furnished an NOC.

6.4 BHU's representative stated that an NOC has no relevance in the case of a full-time PhD and that the Complainant was trying to mislead the Court.

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7. Observations/Recommendations:

7.1 The Court notes that BHU's principal argument is that the Complainant had concealed the fact of being in regular employment when applying for the PhD on a full-time basis. The Complainant has not been able to controvert this allegation. This Court clearly believes that a party cannot make a false statement and then seek to justify that based on their disability.

7.2 The Complainant had clearly made a false statement, on the investigation of which the Respondent cancelled his candidature as per its rules. No fault can be found with the Respondent's actions.

7.3 Accordingly, nothing survives in the present Complaint, and no further intervention of this Court is warranted.

7.4 The case is disposed of accordingly.

Yours faithfully,

(S. Govindaraj)
Commissioner

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