



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
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Case No.14466/1121/2023

In the matter of:

Mr. Priyank Agrawal

...Complainant

Versus

The Medical Superintendent,
 Dr. Ram Manohar Lohia Hospital

...Respondent

RECORD OF PROCEEDINGS

1. Hearing (II):

1.1 A hybrid hearing (offline and online) was conducted on **25.06.2025**. The following parties and representatives were present:

Sl.No.	Name of the Attendees	On Behalf of	Mode of Attendance
1.	Mr. Priyank Agrawal, along with his mother, Mrs. Sunita Agrawal	Complainant	Physical
2.	Dr. Umesh, Link Officer, Disability Board	Respondent	Online

2. Record of Proceedings

2.1 At the outset, the Court referenced the previous hearing on 08.04.2025 and the corresponding Record of Proceedings. The Respondent was advised to form a new medical board for the

Complainant's disability assessment, with instructions to upload the resulting certificate within 20 days and inform the Court. However, as of the second hearing, no response had been received from the Respondent. The Court sought an update. The Complainant stated his application was rejected by the medical board because the UDID Portal does not accept disability certificates for mental illness below 40%.

2.2 The Respondent explained that the Complainant's assessment by a Medical Board, including two psychiatrists and clinical psychologists, resulted in a score equivalent to less than 40% disability. The Respondent added that the portal does not accept entries for disabilities below 40% and lacks an option to record remarks or percentages for such cases, unlike other disabilities.

2.3 The Court observed that refusing to issue certificates for disabilities below 40% is not supported by law. The Act recognizes persons with benchmark disabilities, persons with disabilities, and those needing high support. The Court emphasized that technical issues should not impede the rights of persons with disabilities and directed the Respondent to address the issue within 15 days. The Court also noted that the same institute had previously issued 19 certificates for disabilities below 40%, making it unacceptable for such issues to affect the lives and livelihoods of persons with disabilities due to negligence or lack of initiative.

2.4 The Court instructed the Respondent to resolve the technical issue within 15 days and submit a report confirming readiness to issue certificates for any percentage of disability. If unable to comply, the Respondent may seek the Court's assistance. The Court expects the Respondent to take responsibility and act proactively to resolve the matter.

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

(Praveen Prakash Ambashta)
Dy. Chief Commissioner