



सत्यमव जयते
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
5वाँ तल, एन.आई.एस.डी. भवन, जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष : (011) 20892364
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Case No: 14160/1021/2023

In the matter of—

Mr Partha Chatterjee

...Complainant

Versus

The Secretary, Railway Board,
Email: secyrb@rb.railnet.gov.in

...Respondent No.1

The DRM, Eastern Railway
Email: gm@er.railnet.gov.in

...Respondent No.2

RECORD OF PROCEEDINGS

1. Hearing:

1.1 A hearing in hybrid mode (online/offline) was conducted on 16.07.2025. The following parties/representatives were present during the hearing:

Sl.No.	Name of the Attendees	On Behalf of	Mode of Attendance
1.	Mr. Partha Chatterjee	Complainant	Online
2.	Mr. Harsh Kumar Garg, Sr. Divisional Personnel Officer, Eastern Railways	Respondent No. 2	Online

2. Proceedings during the Hearing:

2.1 At the outset, the Complainant submitted that he is working at Eastern Railway under DRM/HWH Engineering Branch under Sr. DEN/C/HWH, DEN/I/HWH and AEN/LLH as COS (Level-7). His date of appointment is 25.02.1998 as a Jr. Clerk under the PH quota. Since then, he has not been granted a timely promotion; otherwise, he would have been in Level 9. The Complainant also submitted that the organisation does not maintain a reservation roster for the PwDs.

2.2 The Respondent submitted that regarding the exemption from election duty, they

have written a letter to the Office of the District Magistrate seeking exemption for the Complainant. Since the Office of the District Magistrate has not updated its records, the Respondent has requested that the Complainant's name be removed from the list.

2.3 Regarding the promotion, the Respondent submitted that they do maintain the PwBD Reservation Roster, and the Complainant was given promotion as per the roster. In 2008, Eastern Railways did not have any quota for PwBDs in promotions. The guidelines came from the Railway Board in 2016, so they had to re-examine all the reservation rosters and reservation points to determine whether promotion could be given from a back date.

2.4 The Court asked the Complainant to explain his career progression. The Complainant explained that he was appointed on 25.02.1988 as Clerk Grade-II (Group-C). Thereafter, he was promoted to Clerk Grade-I on 01.11.1990, Office Superintendent on 04.03.2008, awarded MACP in Level-7 on 04.03.2018 and promoted to Chief Office Superintendent (COS) on 14.02.2022, respectively.

2.5 The Court asked the Respondent to answer why it took 18 years to get his second promotion and 14 years to get his 3rd promotion. The Court further asked the Respondent if they submitted a copy of the Reservation Roster to this Court,

2.6 The Respondent replied that promotions were given as per the instructions of the Railway Board and in accordance with the reservation policy for the PwDs/PwBDs as issued by the DoPT from time to time. However, they admitted that they had not submitted the copies of the reservation rosters to this Court.

2.7 Upon hearing both parties, the Court instructed the Respondent to submit within the next 15 days, detailed information regarding -

- (a) Vacancies in the promotion quota in the grades OS and the COS,
- (b) Details of reserved vacancies out of (a);
- (c) The position of the Complainant in respective seniority lists for the above-mentioned grades for the relevant recruitment years,
- (d) Copies of the reservation rosters, and
- (e) Copies of the recruitment rules for the above-mentioned grades/posts.

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

(P. P. Ambashta)
Dy. Chief Commissioner