



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. 13586/1024/2022

In the matter of:

Shri D. Ravi prasad

...Complainant

VERSUS

The Chief Postmaster General,

Andhra Pradesh Postal Circle

...Respondent

RECORD OF PROCEEDINGS

1. Hearing:

1.1 A hearing in hybrid mode [online/offline] was held on **14.05.2025**. The following parties and their representatives were present:

| S. No. | Name And Designations of the Attendees | Mode of Appearance | On Behalf of |
|--------|--|--------------------|--------------|
| 1. | Mr D. Ravi Kumar - Complainant | Online | Complainant |
| 2. | Mr Rajendra Kumar - Authorised Representative of the Complainant | Online | Complainant |
| 3. | Mr Rao - Representative of the Respondent | Online | Respondent |

2. Record of Proceedings:

2.1 The Complainant stated that he had appeared for the departmental examination conducted by the Respondent in 2022, in which no posts were reserved for persons with disabilities for the promotional post in question.

2.2 The Court clarified that DoP&T had issued an Office Memorandum on 17.05.2022 for the grant of reservation in promotion. It was clarified on 28.12.2023 that the same had to be given effect to w.e.f 30.06.2016. It asked the Respondent whether they had constituted a review Departmental Promotion Committee. The Respondent stated that the same is in process. The Respondent stated that data is currently being collected about promotions made from 2016 to 2022.

2.3 The Court expressed its profound displeasure with the slow pace of progress by the Respondent in the matter of reservations in promotion. It stated that the Respondent reported no tangible progress despite a lapse of three years since the DoPT issued its OM on reservation in promotion, which also came after a long legal battle and only after the judgment of the Hon'ble Supreme Court in **Siddaraju v. State of Karnataka**, first in January 2020, and then again on 28.09.2021. Considerable time has also lapsed since the clarification with regard to the date of effect of reservation in promotion was issued by the DoPT on 28.12.2023.

2.4 Initially, the Respondent stated that the whole process would be completed in 4 months. The Court enquired if the Respondent has a Grievance Redressal officer. While the Respondent indicated that they do, they were unable to indicate any communication by which the CCPD Office was informed about the same as required under Section 23 of the Act. The Court enquired as to who the Cadre Controlling Authority is for the posts under controversy for the purpose of making rosters, earmarking posts, etc. The Respondent clarified that this is done at the Divisional Level. The Court accordingly directed that a Group A officer from the concerned division must be present on the next date of hearing.

2.5 The Court asked the Respondent to furnish an Action Taken Report within 1 month, indicating the measures adopted to implement the reservation in promotion with effect from 30.06.2016, with particular

reference to the Complainant's case. The Court further directed that the report must include the remedy proposed for the Complainant, who had suffered detriment due to the Respondent's inaction.

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

(P.P Ambashta)
Dy. Chief Commissioner