



सत्यमेव 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
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Case No. CCPD/14289/1021/2023

In the matter of:

Shri Rajeev Shukla

...Complainant

Versus

The Director,
Geological Survey of India

...Respondent

1. Hearing:

A Hearing in hybrid mode (online/offline) was conducted on 02.09.2025.
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.	Mr. Rajeev Shukla	Complainant	Online
2.	(A) Mr. Bhigu Shankar - Joint Director and Head of Office, Geological Survey Of India (B) Mr. Shamendra Shukla - Joint Director, Geological Survey Of India	Respondent	Online

2. Record of Proceedings:

2.1 The Complainant, Mr Rajeev Shukla, stated that he was appointed in 2002 in the Geological Survey of India under the PwD quota as a Group D employee (non-matriculate at that time). He completed his matriculation in 2007 and Intermediate in 2015, based on which he claimed that he should have been promoted earlier. He was, however, appointed as LDC only on 18.12.2018.

2.2 He contended that a timely promotion would have given him financial benefits during service and after retirement, and prayed for a notional promotion with retrospective benefits under the DoPT Rules.

2.3 The Respondent submitted that he was redesignated as MTS in 2011, from which promotions to LDC are made. LDC is a Group C post, also filled via SSC, requiring Class 12 as a minimum qualification.

2.4 The Respondent further argued that, per DoPT OM 1998, PwD reservation applies only where the direct recruitment quota is below 75%. Since LDC has an 85% direct recruitment quota, PwD reservation does not apply. However, the Complainant was promoted in 2018 on unreserved seniority and will be considered for UDC under the PwD quota when eligible.

2.5 The Complainant reiterated that his 2018 promotion was delayed, leaving him with no meaningful financial benefit. The Respondent, meanwhile, submitted recruitment rules and roster documents, stating there was no underrepresentation in promotions.

2.6 The Court inquired about the Departmental promotional exam in 2011. The Complainant confirmed that he appeared. The Court questioned the number of candidates, the results, and his marks. The Respondent said they lacked the data but stated the qualifying cutoff was 50%, and the Complainant couldn't qualify.

2.7 The Court directed the Respondent to furnish within 15 days from receipt of this record of proceedings, the complete data of the 2011 exam, viz., candidates appeared, Complainant's marks, reasons for rejection, PwD candidates' participation and employees promoted.

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

(P.P. Ambashta)
Dy. Chief Commissioner