



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. 14136/1022/2023

Complainant (s):

Shri Himanshu Yadav

Respondent (s) :

The Director General

Nehru Yuva Kendra Sangathan

1. Gist of the Complaint:

1.1 Shri Himanshu Yadav, working as a Teacher at MCD Primary Boys School, Ranholla-2, Delhi and a person having 40% locomotor disability, submitted his complaint on 26.05.2023. He stated that he has been serving at his current school since 17.01.2020 and got married on 07.12.2022. His wife is employed as a District Youth Officer at Nehru Yuva Kendra, Silvassa (Dadra and Nagar Haveli and Daman and Diu) under the Ministry of Youth Affairs and Sports. She had applied for a transfer to Delhi in February 2023, and her request was forwarded by the State Director, NYKS Gujarat Region, to the Director General, NYKS on 31.03.2023. Therefore, the Complainant has requested that his spouse's transfer to Delhi be facilitated, citing the daily challenges he faces due to his disability.

2. Notice Issued:

2 . 1 The matter was taken up with the Director General, NYKS, on 04-07-2023, citing statutory provisions and government

instructions, including but not limited to section 20 (5) of the Act and DoPT OM No. 42011 I3I20I4-Estt.(Res) dated 08.10.2018. Subsequently, a final reminder was forwarded on 07-08-2023.

3. Submissions made by the Respondent:

3.1 The Deputy Director (Legal), Nehru Yuva Kendra Sangathan, in their reply dated 19.09.2023, stated that Ms Mansa, District Youth Officer (DYO) at NYK Silvassa and wife of the Complainant, has been serving with NYKS since 18.01.2020 and is currently posted at Silvassa. Her home district is South Delhi. Although she has requested a transfer to Delhi, there are currently no vacancies for the post of DYO in Delhi, the Regional Office (PAO), or the Headquarters.

4. Submissions made in Rejoinder:

4.1 The Complainant in his rejoinder dated 26.09.2023, reiterated the contents of his original complaint and stated that the NYKS Headquarters indifferent response, citing non-availability of vacancies in Delhi, contradicts their own transfer orders dated 27.03.2023, 26.05.2023, 12.06.2023 and 25.07.2023, which reflected the existence of five (05) vacant posts in Delhi at the time his wife had submitted her transfer request.

5. Letter Issued containing relevant Legal Framework :

5.1 A Letter containing the relevant legal framework related to posting/transfer/retention of employees with disabilities and caregivers to dependent persons with disabilities was issued on 18-01-2024.

6. Additional Submissions made by the Respondents:

6.1 The Deputy Director (Legal), through an email dated 18.03.2024, informed that there has been no change in the vacancy position for the post of DYO in the Delhi region.

7. Further Submission made by the Complainant:

7.1 In his email dated 22.07.2024, the Complainant expressed deep frustration over the continued inaction on his wife's transfer request by

the NYKS Headquarters. He alleged that the authorities had violated his rights as a person with a disability, and accused the NYKS Director General of providing false information regarding the date of his wife's transfer application and the availability of vacancies in Delhi. He sought urgent intervention, requesting an inquiry into the matter, immediate transfer of his wife to Delhi on spouse grounds and accountability for officials responsible for furnishing misleading information and disregarding legal provisions.

8. Status Update on Grievance Redressal:

8.1 After the rejoinder was filed, no further correspondence took place in the matter. Subsequently, the CCPD issued a hearing notice to the parties on 07.11.2025, following which the Complainant submitted a reply dated 09.11.2025 expressing his desire to withdraw and close the case. The Complainant also sent an email expressing his satisfaction, stating that his grievance regarding the transfer had been resolved.

9. Observation and Recommendations:

9.1 Upon reviewing the facts of the case and the available records, particularly the Complainant's email dated 09.11.2025, the Court has concluded that no further action is warranted in this matter.

9.2 Consequently, the case is disposed of with the approval of the Chief Commissioner for Persons with Disabilities.

(Praveen Prakash Ambashta)
Dy. Chief Commissioner