



सत्यमेव जयते

न्यायालय मुख्य आयुक्त

COURT OF 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 and Empowerment

भारत सरकार/ Government of India

Diary No. DNO/26/CCPD/5927

Dated: 28/03/2026

Case No: DNO/26/CCPD/5927

In the matter of:

Mr Ankit Kumar

...Complainant

Versus

The Commissioner, MCD

...Respondent 1

The Director, DoE, Government of NCT, Delhi

...Respondent 2

1. HEARING DETAILS

1.1. A preliminary hearing was conducted on 20.03.2026 in online mode, wherein the following parties/representatives were present:

Sl. No.	Name of the Parties / Representatives	On Behalf of
1.	Mr. Ankit Kumar	Complainant
2.	Adv. Rajshree	Complainant

2. RECORD OF PROCEEDINGS

2.1 The Complainant, Mr. Ankit Kumar, a person with Benchmark locomotor disability, filed a representation on behalf of candidates on the waiting list for the post of Special Educator (Primary), Post Code 32/21, under the Municipal Corporation of Delhi (MCD). He alleged that despite the Hon'ble Delhi High Court's judgment in W.P. (C) 15891/2023 dated September 8, 2025, which directed the creation of 58 supernumerary posts, the MCD has failed to operate the waiting list for PwD category candidates. The

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(पया भविष्य मे पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखे)

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Complainant sought the Court's intervention to direct the MCD to implement the High Court's directions and provide a status report on the recruitment process. He further stated that though the recruiting agency, the DSSSB is an establishment under the GNCTD, he is not able to take recourse to the statutory grievance redressal mechanism at the SCPD, Delhi due to the post being vacant for a long time.

2.2 The Complainant's representative, Adv. Rajshree, submitted that while the MCD had initiated the process for the EWS category following a contempt petition (CONT.CAS(C) 135/2026), no similar steps were taken for the PwD waiting list, despite RTI replies confirming the existence of verified vacancies.

2.3 Citing the provisions of Sections 75 & 80 of the Act, the Court clarified that the relief sought by the Complainant is not within the statutory mandate of the Chief Commissioner. It also clarified that this Court does not have any supervisory or appellate mandate over the SCPD. It was observed that the recruitment process, including the advertisement issued in 2021 and the subsequent verification of documents, has already been the subject of extensive litigation. Crucially, the Court noted that the specific grievances raised by the Complainant are currently *sub-judice* before the Hon'ble Delhi High Court, which has already issued specific directions and is seized of the matter through ongoing contempt proceedings.

2.4 The Court further clarified that the Court does not hold the mandate to intervene in matters already being adjudicated by a High Court. Since the matter is active before the Hon'ble Delhi High Court, this Court cannot pass parallel directions. Consequently, the case is disposed of with the observation that the Complainant may pursue the matter through the appropriate legal channels already handling the writ and contempt petitions.

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

Yours faithfully,

5वीं मंजिल, एनआईएसडी भवन, प्लॉट नं०. जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष: 011-20892364, 20892275
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(Praveen Prakash Ambashta)
Dy. Chief Commissioner

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