



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/14000/1022/2023

In the matter of—

Smt. Anju Kumari

Complainant

Versus

Department of Atomic Energy & Ors.

...Respondent

1. Gist of Complaint:

1.1 Smt. Anju Kumari, a person with 50% locomotor disability and working as Scientific Assistant/D at IGCAR, Kalpakkam, filed the present complaint dated 31.03.2023 seeking transfer to Bengaluru on medical, family and humanitarian grounds.

1.2 The Complainant submitted, inter alia, that despite repeated representations since 2017, her request for transfer to a place nearer to her family was not considered, resulting in hardship relating to health, childcare and family circumstances.

1.3 The Complainant further prayed for intervention for transfer to a suitable place in terms of applicable Government guidelines relating to persons with disabilities.

2. Notice Issued:

2.1 Vide Notice dated 01.05.2023 under Sections 75 and 77 of the Rights of Persons with Disabilities Act, 2016, the matter was taken up with the Respondents calling for comments on the complaint in light of Sections 3, 20, 21 and 23 of the Act and applicable Government instructions.

3. Submissions made by the Respondents:

3.1. In reply, the Respondents submitted that the transfer requests of the Complainant had been examined from time to time but could not be acceded to earlier due to administrative constraints, non-availability of vacancies and policy considerations.

3.2 It was further submitted that the matter was subsequently reconsidered in light of applicable policy and administrative feasibility.

4. Submissions made in the Rejoinder / Subsequent Developments:

4.1. During the pendency of the proceedings, the Complainant was transferred from IGCAR, Kalpakkam to BRIT and joined at BRIT Regional Office, Bengaluru on 27.01.2024.

4.2 The Complainant, vide communication dated 07.11.2025, acknowledged the intervention of this Court and expressed that the transfer has provided substantial relief, while indicating that certain administrative issues relating to service records and payroll remain under process.

5. Observations and Recommendations:

5.1 Upon considering the records of the case, it is observed that this Court has limited jurisdiction in matters related to service conditions. The issues pertaining to pay and allowance, or other administrative matters are not covered in the scope of the RPwD Act. On the issue of transfer, the grievance of the Complainant has been redressed. As such, no cause survives for further adjudication in the matter.

6. Accordingly, the case is disposed of with the approval of the Chief Commissioner for Persons with Disabilities.

(Praveen Prakash Ambashta)
Dy. Chief Commissioner