



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

Case No. CCPD/15043/1022/24

Dated: 15/04/2026

Case No. CCPD/15043/1022/24

In the matter of:

Mr. Gaurav Gopal Khetre

...Complainant

Vs.

The Director General, Nehru Yuva Kendra Sangathan, Ministry of Youth Affairs and Sports **...Respondent**

1. Gist of complaint

1.1 The complainant, Mr. Gaurav Gopal Khetre, is a person with 100% visual impairment and also relies on hearing aids for auditory support. He has been serving as an "Accounts & Program Assistant" at NYKS Bangalore for the past three years. He submitted a grievance dated 09.01.2024 seeking a transfer to his native state of Maharashtra, specifically requesting a posting in District Beed. The Complainant asserted that despite maintaining a dedicated work record and submitting multiple transfer applications over the last two years, his requests have not been prioritised, notwithstanding the existence of vacancies in various NYKS offices within Maharashtra. Citing Office Memorandum No. AB 14017/16/2002 and Office Memorandum No. AB 14017/41/90-Estt (RR), he sought a transfer to his home state to better manage his professional and personal requirements as a person with disabilities.

2. Issue of Notice

2.1 The matter was taken up with the Respondent vide notice dated 15.01.2024 stating the provisions u/s 3, 21, 23, 75, and section 20 (3), Rule 8(3), and DOP&T OM No. 36035/44, 2023 Estt. (Res.-II) dated 02.02.2024.

3. Respondent's Reply to the Notice

3.1 The Respondent, Nehru Yuva Kendra Sangathan (NYKS), submitted through a communication dated 12.06.2024 that the Complainant initially joined as an Accounts & Programme Assistant (APA) at NYKS Udupi on 17.06.2020. The Respondent clarified that the Complainant was subsequently transferred to NYK Mangalore and then to the State Office in Bengaluru on administrative grounds, as his 100% visual

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5th Floor, NISD Building, Plot No.G-2, Sector-10, Dwaraka, New Delhi-110075;Tele# 011-20892364,
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E-mail: ccpd@nic.in; Website: www.ccdisabilities.nic.in

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disability necessitated the use of thumb impressions for bank payments, which were rejected during joint account operations at Kendra offices. Regarding the transfer request, the Respondent noted that while the Complainant sought a posting in Maharashtra (specifically Beed), there is currently no vacancy for the post of APA at NYK-Beed, and the post is not officially sanctioned for State Offices under NYKS RR-2020. However, the Respondent stated that, in consideration of the Complainant's 100% visual impairment and relevant Government of India provisions, his request will be placed before the Screening Committee for recommendation and subsequent approval by the Competent Authority during the financial year 2024-25.

4. Notice of Legal Framework

4.1 The matter was further looked into with the Respondent vide notice dated 07.10.2024 stating provisions under Article 41 of the Indian Constitution, Sections 20(2), 20(5), 21, 4, 16, 24, 27, 38, Rule 8(3), DOP&T OM No 36035/3/2013-Estt. (Res) dated 31.03.2014, DOP&T OM No. 42011/3/2014-Estt. (Res) dated 06.06.2014, DOP&T OM No. 42011/3/2014-Estt (RR) dated 08.10.2018, and Ministry of Finance OM F.No. 302/33/2/87-SCT (B) dated 15.02.1988.

5. Rejoinder

5.1 In his formal rejoinder dated 24.12.2024, the Complainant expressed his ongoing grievance regarding the delay in resolving his case, noting that nearly a year has passed since the initial registration of the complaint. He maintained his request for an urgent transfer to the nearest NYKS office to his native place in Beed, asserting that an APA position is currently available at that location. Reiterating the necessity of a posting closer to his home given his circumstances, the Complainant requested prompt intervention and assistance from the authorities to facilitate this relocation on humanitarian grounds.

6. Hearing

6.1 A hearing was conducted on 21.01.2026 in hybrid mode, wherein the following parties/representatives were present:

S. No.	Name and Designation of the Attendees	On Behalf Of:
1.	Mr. Gaurav Gopal Khetre	Complainant

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2.	Adv. Sainath Chaudhary	Complainant
3.	Manoj Kumar Waghmare	Complainant
4.	Mr. Mohan Singh Shahi, Deputy Director	Respondent

7. Record of Proceedings

7.1 The Complainant, Shri Gaurav Gopal Khetre, an Accounts & Programme Assistant (APA) with 100% visual impairment, submitted that his disability poses significant challenges in performing duties at the field-level Kendra offices. He highlighted that, due to his disability, his reliance on thumb impressions for bank transactions was rejected by banks in joint account operations, necessitating his current placement at the State Office in Bengaluru. While acknowledging his recent relocation, he sought a further transfer to his native state of Maharashtra, specifically the Beed district, citing health-related genetic issues and the need for familial support.

7.2 The Respondents (NYKS) submitted that the organisation has already acted proactively to accommodate the Complainant's disability by transferring him from Udupi to Mangalore, and subsequently to the State Office in Bengaluru on administrative grounds to resolve the bank signatory issues. The Respondents clarified that the Complainant had recently joined the Maharashtra State Office in Mumbai as of 07.06.2025. They further informed the Court that there is currently no vacancy for the post of APA in District Beed. However, the Respondents expressed a positive stance, stating that the Complainant's request would be placed before the Screening Committee for the financial year 2024-25 and would be considered should a suitable vacancy arise.

8. Observation and Recommendation

8.1 During the proceedings, the Court observed that the Respondent has already facilitated a state-level transfer from Karnataka to Maharashtra within a short period. Given the absence of a vacancy in the preferred district (Beed) and the recent nature of his current posting, the Court advised the Complainant to wait for a future opportunity, while noting the Respondent's commitment to review the case through the established Screening Committee process.

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8.2 The Court recommends that the Respondents maintain their positive stance and prioritise the Complainant's request for a transfer to District Beed as soon as a vacancy arises, taking into account his 100% visual impairment and the administrative difficulties previously encountered with bank signatories at field offices. The Respondents are advised to explore all feasible administrative avenues to accommodate the Complainant on humanitarian grounds. The Court has determined that no further intervention is necessary at this stage.

9. Accordingly, the matter is disposed of.

Yours faithfully,

**(S. Govindaraj)
Commissioner**

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