



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
5वाँ तल, एन.आई.एस.डी. भवन, जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष : (011) 20892364
5th Floor, N.I.S.D. Bhawan, G-2, Sector-10, Dwarka, New Delhi-110075; Tel.: (011) 20892364
Email: ccpd@nic.in; Website: www.ccdisabilities.nic.in

Case No: CCPD-AD-0003/2026

In the Matter of

Ms. Namita Kaur

...Complainant

Versus

The Principal, Springdale School, Pusa Road ...Respondent No. 1

The Chairman, CBSERespondent No. 2

1. Hearing

1.1. A preliminary hearing was conducted on 04.06.2026 in hybrid mode, wherein the following parties/representatives were present:

Sl. No.	Name of the Parties / Representatives	On Behalf of
1.	Ms. Namita Kaur	Complainant
2.	Shiv Partap Singh, Under Secy, CBSE	Respondent
3.	Indu Magesh, Office Superintendent	Respondent
4.	Adv. Atul Batra	Respondent

2. Record of Proceedings

2.1 The Complainant, Ms. Namita Kaur, mother of a minor student Master Harman Singh (a class IX student diagnosed with a 40% benchmark learning

Cont. to 2.

disability), filed a formal complaint dated 22.05.2026 before the Court against the Respondent. She submitted that the school intentionally denied his son the mandatory physical accommodations, specifically a scribe and extra time during examinations. She further alleged that the child was subjected to intentional mental harassment and targeted psychological cruelty, notably through the inclusion of a reading passage explicitly focusing on dyslexia in his Class IX English annual examination. She contended that the school systematically set the child up for failure to force his withdrawal, and subsequently maliciously issued a "failed" Transfer Certificate (TC) directly violating clinical mandates from Sir Ganga Ram Hospital, which explicitly mentioned that making the child repeat the class will affect his fragile confidence.

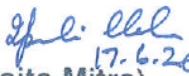
2.2 The Respondent, represented by legal counsel, maintained that the school had taken a sympathetic view of the child's academic struggles and low attendance by proactively routing Children with Special Needs (CWSN) exemption recommendations to the CBSE as a special case. Supported by these provisions, the Respondent argued that the student's core subjects of Mathematics and Science were successfully substituted with Home Science and Painting, and that he was granted extended time, lenient evaluation, and retest opportunities. However, the Respondent contended that because the student still failed to secure the mandatory 33% minimum passing threshold across his subjects, the school could not procedurally or legally issue a promoted or passed Transfer Certificate to Class X. During the proceedings, the Respondent's counsel sought an adjournment until the first week of July, submitting that the school was on vacation and that key records and personnel, including the Principal (who is currently traveling in the USA), the supervisor, and the class teacher, were unavailable.

2.3 The Court observed that the presence of the Principal is not a prerequisite to secure or produce necessary evidentiary records, as other administrative staff, coordinators, and teachers are fully capable of organizing and submitting the required documentation.

2.4. The Court took a critical note of the Respondent's request for a long adjournment, emphasizing that administrative constraints or school vacations cannot block judicial scrutiny in matters regarding systemic discrimination against children with disabilities. However, the Court also observed that the Complainant has not yet submitted formal, statutory verification of the child's disability on record.

2.5. The Court determined that a prolonged postponement until July is completely impermissible, but agreed to grant a short duration of one week to allow the school administration to coordinate their data. Consequently, the Court

recommended the Complainant to mandatorily submit the student's official Disability Certificate or Unique Disability ID (UDID) card as proof of benchmark disability. Concurrently, the Respondent school was advised to organize and submit all relevant academic, administrative, and accommodation-related documents supporting their claims. The matter stands adjourned with the explicit caveat that no further requests for time or postponement shall be entertained.


(Ipsita Mitra) 17.6.26

Dy. Chief Commissioner for Persons with Disabilities