



सत्यमेव जयते

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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5th Floor, N.I.S.D. Bhawan, G-2, Sector-10, Dwarka, New Delhi-110075; Tel.: (011) 20892364Email: ccpd@nic.in; Website: www.ccpd.nic.in**Case No. CCPD-AD-0016/2026****In the matter of-**Mr. Ajit Kumar on behalf of Anmol
Email: 1234akjha@gmail.com**...Complainant****Versus**The District Magistrate & Chairperson,
Office of the District Magistrate, North-West District
DelhiEmail: dmnorthwest@nic.in**...Respondent No. 1**The Chief Executive Officer,
National Trust, New Delhi
Email: ceo@thenationaltrust.in**...Respondent No. 2****1. Gist of the case:**

1.1 The Complainant, Ajit Kumar, a social worker acting on behalf of the affected person, Anmol (a young man with 100% permanent multiple disabilities, including Cerebral Palsy and Intellectual Disability), has submitted a complaint dated 02.06.2026 under the Rights of Persons with Disabilities Act, 2016 (hereinafter referred as "the Act").

1.2 The grievance arises from an administrative delay. After Anmol attained the age of 18 years, his bank restricted operations in his account and suspended the disbursement of his disability pension until a formal Legal Guardianship Certificate is produced. Although the application (ID: DNMMMD3912639055) was approved by the National Trust following a meeting of the Local Level Committee (LLC) held more than a month ago, the certificate has not yet been issued, as it is awaiting the requisite signature of the District Magistrate.

1.3 As the disability pension constitutes Anmol's primary source of financial support for essential care, medical treatment, and day-to-day living expenses, the delay in issuance of the certificate has resulted in significant hardship and adversely affected his access to necessary support and services.

1.4 The Complainant has, therefore, sought urgent intervention of this Court to direct the District Magistrate, North-West Delhi, to complete the pending formalities and issue the Legal Guardianship Certificate without further delay, thereby safeguarding Anmol's right to receive essential social security benefits and other entitlements.

2. Notice issued to the parties:

2.1 A notice of hearing was issued to both parties vide email dated 16.06.2026, directing them to appear for the hearing in the instant case (online/offline) scheduled for 18.06.2026.

3. Hearing: A hearing in hybrid mode was conducted on **18.06.2026**. The following parties/representatives were present during the hearing:

Sl. No.	Name and Designation of the Party/Representative	Parties	Mode
1.	Mr. Ajit Kumar on behalf of Anmol	Complainant	Online
2.	Adv. Sakshi Panchal, Legal Advisor, National Trust	Respondent	Online

4. Proceedings of the hearing:

4.1 At the outset, during the hearing Respondent No.1 submitted that the application for issuance of a Legal Guardianship Certificate had already been considered and approved by the competent authorities following the meeting of the Local Level Committee. However, the certificate remained unissued due to the pendency of the District Magistrate's signature.

5. Observations:

5.1 The Court observes that the Legal Guardianship Certificate is a

crucial statutory document for persons with severe disabilities who require support in exercising their legal and financial rights. Delay in its issuance directly affects access to social security schemes, banking services, welfare benefits, and other legal entitlements.

5.2 In the present case, the delay has resulted in interruption of the disability pension being received by the affected person. Such interruption has the potential to cause serious hardship to a person with disabilities who is dependent upon such benefits for sustenance, healthcare, rehabilitation, and support services.

5.3 The Court is unable to accept administrative workload, official engagements, or procedural delays as sufficient justification for withholding a duly approved Legal Guardianship Certificate. Public authorities are under a statutory obligation to ensure timely delivery of services affecting the rights and welfare of persons with disabilities.

5.4 The Court further observes that unnecessary delay in processing guardianship matters defeats the objectives of the Act, which seeks to protect the dignity, autonomy, social security, and equal participation of persons with disabilities in society.

5.5 The Court also takes note of the submissions made on behalf of the National Trust that communications have been issued to District Magistrates and other authorities for expeditious disposal of guardianship applications. Nevertheless, effective implementation at the district level remains essential to ensure that the rights of persons with disabilities are not adversely affected.

6. Recommendations

6.1 Respondent No. 1, District Magistrate/Chairperson of the Local Level Committee, North-West District, Delhi, shall ensure issuance and delivery of the Legal Guardianship Certificate to the concerned applicant within fifteen (15) days from the date of the order and submit a compliance report to this Court.

6.2 The District Magistrate shall establish an appropriate mechanism for timely scrutiny, approval, and issuance of Legal Guardianship Certificates so that approved applications are not delayed merely on account of administrative formalities.

6.3 The National Trust and the concerned authorities may periodically monitor the pendency of guardianship applications and issue suitable advisories to Local Level Committees for strict adherence to prescribed timelines.

6.4 District-level authorities should accord priority to applications relating to persons with severe and multiple disabilities, particularly where delay may result in denial or interruption of pensions, social security benefits, healthcare support, or other welfare entitlements.

6.5 In terms of section 76 of the Act Respondents are recommended to submit Action Taken Report within 90 days from the date of issuance of these recommendations.

6.6 Accordingly, the matter is disposed of with the above observations and recommendations.

(S. Govindaraj)
Commissioner for Persons with Disabilities