



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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Case No: CCPD-AD-0146/2026

In the Matter of

Complainant

Smt. Mina Lahiri

Versus

Respondent(s)

1. The Controller General of Defence Accounts, New Delhi
2. The Principal Controller of Defence Accounts, Kolkata
3. The Controller of Defence Accounts, Patna

1. Background of the Case

1.1 The Complainant, Smt. Mina Lahiri, an 82-year-old widow with 88% Multiple Disability, submitted a grievance dated 06.08.2026 contesting that her son, Shri Joydip Lahiri, a Central Government employee, is her sole caregiver. She stated that due to her advanced age, Parkinson's disease, mental illness, and disability, she is completely dependent on him for her daily care, medical treatment, rehabilitation, and emotional support. She alleged that her son's request for exemption from transfer was not considered, and he was transferred from Kolkata to Gopalpur, Odisha. She further alleged that his salary has been withheld since June 2026, his GPF withdrawal has not been released, and the required service certificate has not been issued for renewal of her CGHS benefits, causing severe financial hardship and affecting her medical treatment. The complainant has requested the Chief Commissioner to direct the concerned authorities to cancel or keep the transfer in abeyance, release her son's withheld salary and GPF, issue the required service certificate for continuation of her CGHS benefits, and ensure that the rights of persons with disabilities are protected by not transferring their sole caregivers.

2. Notice of Hearing

2.1 A Notice dated 07.08.2026 under sections 75 & 77 of the Rights of Persons with Disabilities Act, 2016 (RPwD Act, 2016) was issued to the above-mentioned respondent for a hearing on 12.08.2026 in Hybrid mode to determine the admissibility of the case and find out if this can be resolved without a quasi-judicial intervention of this Court.

3. Respondent's Submission

3.1 The Respondent No. 1, Controller General of Defence Accounts (CGDA), in its communication dated 10.08.2026, submitted before the Court that the matter regarding the transfer of Shri Joydip Lahiri, Assistant Accounts Officer, from Kolkata to Gopalpur vide HQ letter dated 03.03.2026, is currently *sub-judice* before the Hon'ble Central Administrative Tribunal (CAT), Kolkata Bench in OA No. 655/2026. The CGDA indicated that Shri Lahiri had sought retention at the Kolkata station on medical grounds due to the Parkinson's disease of his dependent disabled widow mother, Smt. Mina Lahiri, invoking DoPT guidelines on transfer exemptions. However, as the application filed before CAT Kolkata challenging the transfer order remains pending and has not been finalized, the CGDA humbly submitted that present case may be dismissed.

4. Hearing

4.1. A preliminary hearing was conducted on 12.08.2026 in hybrid mode, wherein the following parties/representatives were present:

Sl. No.	Name of the Parties / Representatives	On Behalf of
1.	Shri Joydip Lahiri	Complainant
2.	Shri Rahul Karale, Sr Dy CGDA	Respondent 1
3.	Smt. Sandhi jain, DCDA Patna	Respondent 1
4.	Sh. S. K. Bhattacharjee, IDAS, ACDA	Respondent 2

5. Record of Proceedings

5.1 During the proceedings, The Respondent No. 1, Office of CGDA, submitted that the transfer of Shri Joydip Lahiri from Kolkata to Gopalpur had been ordered in March 2026 due to severe staff deficiency at Gopalpur and other stations. It was

stated that Gopalpur was considered the nearest suitable station and that the transfer was made on administrative grounds. With regard to the GPF claim, the Respondent from CDA Patna submitted that the claim had been returned for want of the original CCO-9 containing the requisite information. It was further submitted that Shri Joydip Lahiri had been relieved from Kolkata on 16.04.2026 but had not joined the new office till June 2026. The Respondent also brought to the notice of the Court that the Complainant, Shri Joydip Lahiri, had instituted proceedings before the Central Administrative Tribunal (CAT) concerning the same subject matter.

5.2 The Court noted that the present complaint had been filed in the name of the Complainant, while the grievance essentially related to the service/transfer matter of her son, Shri Joydip Lahiri. The Court observed that service matters of an individual employee could not be pursued before the Court by a third party in such circumstances. The Court further noted the submission of the Respondent that the same subject matter was pending before the CAT and sought confirmation and supporting proof regarding the pending proceedings.

5.3 The Complainant submitted that the proceedings before the CAT had been instituted by him in his individual capacity and that the present complaint had been made on behalf of his mother due to her financial and medical difficulties. The Court, however, observed that, since the subject matter was already pending before the CAT, the Court could not further intervene or interfere in the matter and advised the Complainant to seek appropriate relief before the CAT. Consequently, the Court has determined no further intervention necessary.

6. Accordingly, the case is disposed of.

(S. Govindaraj)

Commissioner for Persons with Disabilities