



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/15084/1011/24

Dated: 21/08/2026

Case No. CCPD/15084/1011/2024

In the matter of —

Dr. Umesh Kumar Vates

... Complainant

Versus

The Registrar,

Maulana Azad National Institute of Technology,

Bhopal, Madhya Pradesh – 462002

... Respondent

1. Gist of the Case:

1.1 Dr. Umesh Kumar Vates, a person with benchmark disability, filed a complaint regarding the denial of appointment to the post of Assistant Professor (Level-11) in the Mechanical Engineering Department at Maulana Azad National Institute of Technology (MANIT), Bhopal, despite possessing the requisite qualifications.

1.2 The Complainant submitted that he applied under the Persons with Benchmark Disabilities (PwBD) category in response to the recruitment advertisement. He alleged that the Respondent failed to appoint him, violating provisions under the Rights of Persons with Disabilities (RPwD) Act, 2016, including Sections 20 (non-discrimination) and 34 (reservation in employment).

2. Notice issued to the Respondents:

5वीं मंजिल, एनआईएसडी भवन, प्लॉट न०. जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष: 011-20892364, 20892275
5th Floor, NISD Building, Plot No.G-2, Sector-10, Dwaraka, New Delhi-110075;Tele# 011-20892364,
20892275

E-mail: ccpd@nic.in; Website: www.ccdisabilities.nic.in

(पया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)

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In exercise of the powers conferred u/s 75 & 77 of the Rights of Persons with Disabilities Act, 2016 [hereinafter referred to as "the Act"], a notice dated 06/02/2024 was issued for violation under sections 3, 34 of the Act to the above-mentioned respondents for forwarding to this Court comments on affidavit on the complaint within the statutory time limit.

3. Reply filed by the Respondents:

3.1 The Respondent, through its counsel, submitted a reply denying any discrimination on the grounds of disability. It was stated that the selection process was conducted fairly, and the prerogative to determine suitability lies with the Selection Committee. The Respondent emphasized that multiple PwBD candidates were called for interviews across departments, and appointments were made to those found suitable. No allegation of bias or violation of RPwD Act provisions was substantiated.

3.2 The Respondent further informed that the Complainant has filed a writ petition (Writ Petition No. 13081/2024) before the High Court of Madhya Pradesh, seeking the same relief of appointment to the post of Assistant Professor (Level-11). The matter is sub judice, rendering the present complaint beyond the scope of this Court.

4. Rejoinder filed by the Complainant:

4.1 The Complainant reiterated his submissions, emphasizing his qualifications and alleging non-compliance with reservation policies under the RPwD Act, 2016. However, no specific response was provided regarding the pendency of the writ petition in the High Court.

5. Hearing:

5.1 A hearing in the hybrid mode was conducted on 27.01.2026, wherein the following were present:

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Sl. No.	Name & Designation of the Attendees	On behalf of	Mode of Presence
1.	Dr. Umesh Kumar Vates	Complainant	Online
2.	Sh. Gaurav Dwivedi, Dy. Registrar, MANIT	Respondent	Online

5.2 The Complainant appeared and submitted that, despite fulfilling the eligibility criteria, he was not shortlisted.

5.3 The Respondent submitted that the grievance raised and the relief sought in the present complaint are identical to those in Writ Petition No. 13081/2024, pending before the High Court of Madhya Pradesh, and requested that the complaint be dismissed to avoid parallel proceedings.

5.4 The Respondent further submitted that an earlier complaint filed by the Complainant concerning the same advertisement for a different post was considered by this Court in Case No. 15565/1011/2024 and disposed of on the ground that the matter was sub judice.

6. Observations and Recommendations

6.1 Upon consideration of the facts of the case and the material available on record, it is observed that the grievance raised in the present complaint substantially overlaps with the relief sought by the Complainant in Writ Petition No. 13081/2024, which is pending before the High Court of Madhya Pradesh.

6.2 Since, the matter is sub judice before the competent constitutional court, further intervention or parallel adjudication in the present complaint is not considered appropriate at this stage.

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6.3 Accordingly, the case is disposed of.

Yours faithfully,

(Ipsita Mitra)

Dy. Chief Commissioner

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