



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/16527/1081/26

Dated: 21/08/2026

Case No: CCPD/16527/1081/26

To,

1. The Secretary, Ministry of Housing and Urban Affairs (MoHUA)
2. The Vice Chairman, Delhi Development Authority (DDA)

Sub: Notice to file comments in the complaint dated 05-02-2026 of Shri Parveen Kumar Garg, a person with 80% Locomotor Disability, regarding alleged discriminatory and exclusionary financial/policy conditions in DDA Towering Heights (Karkardooma TOD Housing Project).

Madam / Sir,

I am directed to enclose a copy of documents related to the complaint dated 05-02-2026 of Shri Parveen Kumar Garg, a person with 80% Locomotor Disability on the above-mentioned subject, which is self-explanatory.

2. Whereas, a hearing was conducted on 24.02.2026, wherein the following parties/representatives were present:

Sl. No.	Name of the Parties / Representatives	On Behalf of
1.	Shri Parveen Kumar Garg	Complainant
2.	Shri Sanjay, Deputy Secretary	Respondent No. 1 (MoHUA)
3.	Ms. Nishtha Chawla, Panel Lawyer	Respondent No. 2 (DDA)

2.1 And whereas, the Complainant, a person with 80% locomotor disability, reiterated his grievance regarding the alleged discriminatory and exclusionary financial and policy conditions in the DDA Towering Heights (Karkardooma Transit Oriented Development) Housing Project. He submitted that despite filing representations via email dated 26.01.2026 and 05.02.2026 highlighting concerns regarding the levy of

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(पया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)
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GST, capitalized ground rent, forfeiture clauses, arbitrary brochure conditions, premature financial demands, and non-compliance with the RPwD Act, 2016, no response was received. He prayed that the compliance/payment demands pursuant to the demand notice (due by 17.03.2026) be deferred during the pendency of the proceedings to prevent forfeiture of his Earnest Money Deposit (EMD) and irreparable financial hardship. The representative for Respondent No. 1 submitted that the matter falls purely within the administrative domain of DDA. The counsel for Respondent No. 2 (DDA) submitted that the matter was marked on the morning of the hearing, and requested time to obtain instructions and comments from the Director (Housing).

2.2 And whereas, upon hearing the submissions of both parties, the Court has observed that the complaint can be formally registered as a case and that the matter be expedited given the imminent timeline of the demand notice. The Court declined to issue an interim stay order at this preliminary stage without examining the merits and response of the Respondent, but directed that the matter be scheduled on a short adjournment to avoid prejudice to either party. Accordingly, the Court granted seven (7) days' time to all parties to submit their detailed comments and scheduled the matter for a short-term follow-up hearing.

3. Whereas Section 3 of the Rights of Persons with Disabilities Act, 2016 hereinafter referred to as "the Act" provides as under:

"3. (1) The appropriate Government shall ensure that the persons with disabilities enjoy the right to equality, life with dignity and respect for his or her integrity equally with others.

(3) No person with disability shall be discriminated on the ground of disability, unless it is shown that the impugned act or omission is a proportionate means of achieving a legitimate aim.

(5) The appropriate Government shall take necessary steps to ensure reasonable accommodation for persons with disabilities.

4. And whereas Section 21 of the Act, mandates that every establishment shall notify Equal Opportunity Policy and shall register a copy of the same with the Chief Commissioner.

5. And therefore, you are hereby advised to forward your comments on the Complaint on an **affidavit** signed by an officer of an appropriate seniority not below the level of Group 'A' officer and to produce all the requisite documents upon which you base your Comments or Claim and where you rely on any other document as evidence in support of your comments or claim, you shall enter such documents in a

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list to be annexed to the Comments on Complaint along with action taken in compliance with statutory provisions as mentioned at paras 3 & 4 above, to this Court within 07 days from the date of issue of this communication, failing which, the Complaint may be disposed of *ex-parte*. **While responding to this notice due care may be taken of relevant provisions of the Act, other statutory provisions, and government instructions such as the ones mentioned above including but not limited to sections 20 (5) & 21 of the Act read with Rule 8 (3) (c) of the RPwD Rules, 2017.**

6. A copy of your reply should also be served to the Complainant **via email and by post and the proof of service be submitted to this Court along with your Reply.** You may also provide additional inputs, relevant to the case, if desired. However, it is to be informed that in case any statutory provision, any judgment of a High Court or the Supreme Court, rules formulated under any statute, Office Memorandum, or bye-law is relied upon, you shall attach a copy of the same along with your comments on the Complaint. The Complainant may file his rejoinder, if any, to this Court within 03 days with a copy to the Respondent(s).

Yours faithfully,

(Ipsita Mitra)

Dy. Chief Commissioner

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