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/16665/1121/26 **Dated:** 05/10/2026

**Notice u/s 75 & 77 of the Rights of Persons with Disabilities Act, 2016**

**Case No.:** 16665/1121/2026

To,

**Chief Medical Officer (Kanpur Nagar)**,

Department of Medical Health and Family Welfare,

Government of Uttar Pradesh

Email – cmokanpurnagar@gmail.com | cmoknr-up@nic.in **... (1)**

**The General Manager, Ordnance Factory (Kanpur),**

Ministry of Defence

Email – ofc@ord.gov.in | ofc.ofb@nic.in **... (2)**

**Sub: Notice to file comments on the complaint dated 31.07.2026 of Ms. Prashanna Pant, regarding denial of reasonable accommodation/doorstep medical verification and stoppage of family pension PPO in respect of her mother with 40% Locomotor Disability and severe agoraphobia**

**Madam /Sir,**

I am directed to enclose a copy of documents related to the complaint dated **31.07.2026** of **Ms. Prashanna Pant**, on behalf of her mother, a person with 40% Locomotor Disability, on the above-

**Case No.** CCPD/16665/1121/26 **Dated:** 05/10/2026

mentioned subject, which is self-explanatory.

2. **And whereas, a preliminary was** conducted in Diary No. DNO/26/CCPD/6641 on 03.09.2026 wherein the following parties/representatives were present:

| Sl. No. | Name of the Parties / Representatives | On Behalf of |
|---|---|---|
| 1. | Ms. Prashanna Pant | Complainant |
| 2. | Shri Shiv Prakash, WM/Admin, Grievance Officer, Ordnance Factory | Respondent 2 |

2.1 And whereas, the Respondent No. 2 submitted that the Complainant's claim for family pension is presently pending for want of the requisite certificate regarding her inability to earn a livelihood, for which she had been asked to appear before the CMO for physical verification. It was submitted that the disability certificate produced by the Complainant, stated to have been issued in the 1990s, was not reflected in the service records or PPO of the deceased employee during his lifetime, and that the claim based on disability was raised subsequently. The Respondent further submitted that, upon receipt of the requisite medical certification and supporting documents, the matter would be processed in accordance with the applicable rules, and that the Respondent had also requested the CMO to examine the matter.

2.2 And whereas, during the proceedings, the Complainant was unable to make oral submissions as her voice was not audible despite repeated attempts by the Court to establish communication. The Hon'ble Commissioner observed that the record presently did not sufficiently clarify the factual and documentary basis of the Complainant's claim, including the disability certificate, PPO/service records, and the requisite certification regarding her inability to earn a livelihood. The Hon'ble Commissioner further observed that, in the absence of the relevant records, no conclusive determination could presently be made regarding the Complainant's entitlement to family pension or the requirement of physical appearance before the CMO.

2.3 And whereas, upon considering the submissions and the material available on record, the Hon'ble Commissioner decided to admit the Complaint for regular proceedings. The Respondent's written representation shall be served upon the Complainant, who shall be afforded **fifteen (15) days** from receipt

thereof to file her rejoinder along with all relevant supporting documents, including the disability certificate, PPO/service records and requisite medical certification concerning her inability to earn a livelihood. The Complainant may also nominate an appropriate representative/caregiver to make submissions on her behalf, if she is unable to effectively participate in the proceedings. The matter shall thereafter be considered further on the basis of the pleadings and documents placed on record.

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.*
> *(2) The appropriate Government shall take steps to utilise the capacity of persons with disabilities by providing appropriate environment.*
> *(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.*
> *(4) No person shall be deprived of his or her personal liberty only on the ground of disability.*
> *(5) The appropriate Government shall take necessary steps to ensure reasonable accommodation for persons with disabilities."*

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

4. And whereas Section 23 of the Act makes it mandatory for every government establishment to appoint a Grievance Redressal Officer and to inform the Chief Commissioner about such appointment.

5. And whereas Section 75(1) (a) and (b) of the Act mandates the Chief Commissioner to inter alia identify, suo motu or otherwise, the provisions of any law or policy, programme and procedures, which are inconsistent with the Act and to look into complaints inter-alia, concerning matters relating to deprivation of rights of persons with disabilities either on his own motion or on the application of any aggrieved person and recommend necessary corrective steps.

6. 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

**Case No.** CCPD/16665/1121/26 **Dated:** 05/10/2026

document as evidence in support of your comments or claim, you shall enter such documents in a 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 **30 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 but not limited to Chapter X, sections 56 to 59 of the Act, read with Rules 17 to 20 of the RPwD Rules, and**
**the Department of Empowerment of Persons with Disabilities (DEPwD) Notification No. S.O. 1338(E) dated 12th March 2024.**

7. A copy of your reply should also be served to the Complainant **via email or by post**. 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 and forward to this Court within 30 days. The Complainant may file his rejoinder, if any, to this Court within further **15 days** with a copy to the Respondent(s).

**Yours faithfully,**



**(VIKAS TRIVEDI)**
**Dy. Chief Commissioner**

**Copy to:**

1) **Prashanna Pant**
75 E/7 Dabouli, Ratanlal nagar, Udyog Nagar Kanpur
KANPUR NAGAR, UTTAR PRADESH, 208022
prashannapant8@gmail.com
8960781696

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/16665/1121/26 **Dated:** 05/10/2026

**Enc. Copies:**

1) Disability Certificate
2) Case Document - 1

5वीं मंजिल, एनआईएसडी भवन, प्लॉट न०. जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाषः 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 मे पंत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखे)
(Please quote the above file/case number in future correspondence)