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/16683/1021/26 **Dated:** 01/10/2026

Case No. - CCPD/16683/1021/26

To,

(I) The Plant Protection Advisor,

Directorate of Plant Protection Quarantine and Storage

Email: ppa@nic.in, ppqs@gov.in

(2) The Secretary

Department of Agriculture and Farmers Welfare

E-mail: asri@gov.in, dac@gov.in

Sub: Notice to file comments dated 11.09.2025 of Shri Ratan Lal Raiger, a person with 80% Locomotor Disability regarding alleged denial of promotion to Group – A post on account of his benchmark disability.

Madam/Sir,

I am directed to enclose a copy of documents related to the complaint dated **11.09.2025** of **Shri Ratan Lal Raiger**, a person with **80% Locomotor Disability** on the above mentioned subject, which is self-explanatory.

2. Whereas, a preliminary hearing was conducted on 01.01.2026 in hybrid mode, wherein the following parties/representatives were present:

Sl.No	Name of the Parties/Representatives	On Behalf of
1.	Shri Ratan Lal Raiger	Complainant

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2.	Dr. J.P. Singh – Plant Protection Adviser (PPA), Directorate of Plant Protection, Quarantine & Storage, Department of Agriculture & Farmers representative).	Respondent

2.1 In the hearing before the Court, the Complainant reiterated his submissions regarding his long-standing representations since 2015, highlighting that despite acquiring an 80% locomotor disability and meeting eligibility criteria, he has been denied promotion to Group 'A' (lowest rung) posts while higher vacancies remain available.

2.2 The representative of Respondent No. 1, Dr. J.P. Singh (Plant Protection Adviser), submitted that promotion to the higher Group 'A' post falls outside the direct administrative control of the Directorate and is governed by the Administrative Ministry and the Department of Personnel and Training (DoP&T). The Respondent submitted that the proposal for promotion had already been processed and forwarded to the Administrative Ministry / DoP&T for consideration. The Respondent further assured the Court that complete records concerning vacancies, recruitment rules, promotion procedures, and competent authorities would be formally produced.

2.3 The Court evaluated the jurisdictional submissions and observed that since promotional matters involve inter-departmental processing with the Administrative Ministry and DoPT, a detailed written submission with complete administrative documentation is essential. Admitting the case for further consideration, the Court recommended Respondent No. 1 to file a detailed written submission along with relevant recruitment rules, reservation rosters, promotion guidelines, vacancy positions, DPC details, and competent authority records. The Court further noted that additional appropriate authorities, including DoPT or the Administrative Ministry, may be formally impleaded after examining the submitted records, while granting the Complainant liberty to file a rejoinder. The Respondent shall also

forward a copy of the documents to the Complainant for filing of Rejoinder, if any.

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 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 for Persons with Disabilities to identify, suo motu or otherwise, the provisions of any law or policy, programme and procedures, which are inconsistent with this Act and recommend necessary corrective steps 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 or otherwise.

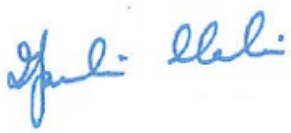
6. And therefore, you are hereby advised to forward your comments on the Complaint on an **affidavit** signed by an officer of an appropriate seniority not below the level of Group 'A' officer and to produce all the requisite documents upon which you base your Comments or Claim and where you rely on any other 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 the ones mentioned above including but not limited to sections 20, 21 and 34 of the Act read with DoPT OM No. 36012/1/2020 - Estt. (Res-II) dated 17.05.2022 read with DoPT OM No. 36012/1/2020 – Estt. (Res-II) dated 28.12.2023.**

7. 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 15 days with a copy to the Respondent(s).

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Yours faithfully,



(Ipsita Mitra)
Dy. Chief Commissioner

Copy to:

1) **Ratan Lal Raiger**
Pesticide Residue Laboratory(Chem.- Division), RPQS, Rangpuri, New Delhi.
NEW DELHI, DELHI, 110037
raiger.rl@gmail.com
9899448122