**Diary No.** DNO/26/CCPD/6764 **Dated:** 13/10/2026

**In the matter of—**

**Ms. Shyama**

(Complainant)

**Versus**

The Executive Director

All India Institute of Medical Sciences (AIIMS), Patna

(Respondent)

**1. Background of the Case**

1.1 The Complainant, a person with 56% locomotor disability, stated that she had applied for the post of Professor under the Faculty Recruitment Advertisement dated 20.03.2026 issued by the Respondent, All India Institute of Medical Sciences (AIIMS), Patna. She submitted that her candidature was declared “Not Eligible” solely on the ground of shortfall in experience, the shortfall being only 20 days, as she had 13 years, 11 months and 11 days of teaching experience against the prescribed requirement of 14 years.

1.2 The Complainant further stated that she had submitted representations dated 03.05.2026 and 08.07.2026 requesting relaxation under the provisions applicable to PwBD candidates, including the DoPT Office Memorandum dated 15.01.2018 on relaxation of standard of suitability and Section 20 of the RPwD Act, 2016, but that her representations had not resulted in any relief and she had been informed that they may be rejected.

1.3 She also submitted that the vacancy was advertised under the PwBD category, that she was the only candidate who had applied against it, that she possessed the requisite qualifications and substantial teaching, clinical, research and administrative experience, and that the shortfall of 20 days was insignificant and ought to have been considered for relaxation.

**2. Notice of Admissibility**

2.1 A notice dated 22.09.2026 under Sections 75 and 77 of the RPwD Act, 2016, was issued to the

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Respondent for a hearing on 01.10.2026 to determine the admissibility of the case and find out if this can be resolved without further quasi-judicial intervention of this Court.

**3. Complainant's Withdrawal Communication**

3.1 The Complainant, vide email dated 31.08.2026, requested withdrawal of the complaint as she intended to pursue the matter before the Hon'ble Central Administrative Tribunal (CAT). Subsequently, vide email dated 22.09.2026, she clarified that the matter was not sub judice before any other forum when the complaint was filed, that she had thereafter decided to approach CAT, and that the complaint was withdrawn to avoid parallel proceedings on the same grievance and not on account of any change in the merits of her grievance. She requested that the withdrawal be treated as without prejudice to her right to revive the complaint before this Court in future, should the need arise.

**4. Hearing**

4.1 A preliminary hearing was conducted on 01.10.2026. The following parties/representatives were present during the hearing:

| Sl.No. | Name of the parties/Representatives | For Complainant/Respondent | Mode of Attendance |
|---|---|---|---|
| 1 | Mr. Nilotpal Bal, Deputy Director (Administration), AIIMS Patna | Respondent | Online |
| 2 | Mr. Raj Kumar Jalan, Senior Administrative Officer, AIIMS Patna | Respondent | Online |

4.2 No representative appeared on behalf of the Complainant during the hearing.

**5. Record of Proceedings**

5.1 The matter was taken up for hearing in the presence of the Respondent. The Court noted the Complainant's communications dated 31.08.2026 and 22.09.2026 withdrawing the complaint on account of her decision to pursue the matter before CAT.

**6. Observations & Recommendations**

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**

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6.1 The Complainant had sought examination of whether the action of the Respondent in rejecting her candidature is consistent with the RPwD Act, 2016 and the DoPT Office Memorandum dated 15.01.2018, calling for comments and records from the Respondent, and appropriate recommendations for reconsideration of her candidature. In view of the Complainant's communications dated 31.08.2026 and 22.09.2026 stating that she has withdrawn the complaint to pursue the matter before CAT, the grievance has accordingly not been examined on merits, and the Court determines that no further intervention is necessary in the matter. The Court also notes the Complainant's request that the withdrawal be treated as without prejudice to her right to revive the complaint

6.2. Accordingly, the case is disposed of.

**Yours faithfully,**

**(S. Govindaraj)**
**Commissioner**

**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)**