

**In the Court of Commissioner for Persons with Disabilities**  
**25- D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-2**  
**Phone-23216002-4 Telefax: 23216005**

**Email : comdis.delhi@nic.in**

**[Vested with power of Civil Court under the Persons with Disabilities (Equal Opportunity, Protection of Rights and Full Participation) Act, 1995]**

Case No. 4/614/2014-Wel./CD/2699-2700

Dated: 24-2-15

**In the matter of :**

**Dr.Nitesh Kumar Tripathi**

H.No. C-184, Begum Vihar Extn.  
Begumpur, Delhi-110086.

..... Petitioner

**Versus**

**Sh.Gyanesh Bharti**

**Commissioner**

Department of Transport  
Government of NCT of Delhi  
5/9, Under Hill Road  
Delhi-110054.

.....Respondent

**ORDER**

1. Dr.N.K.Tripathi a disabled person reported that the Transport Department of Government of NCT of Delhi does not provide any relaxation in road tax to persons with disabilities on disabled friendly vehicles.
2. The Commissioner Transport was requested to file his comments. In the report filed on behalf of the Commissioner Transport Government of NCT of Delhi it has been stated that the notification no. F.21 (5)/A/63-PR (T) dated 20.7.1963 has already been issued vide which invalid carriages owned and driven by disabled persons have been exempted from paying Road Tax. A copy of the form of application of a token showing that a motor vehicle used or kept for use in the Union territory of Delhi exempted from the payment of Road Tax was also filed alongwith a list of 414 such vehicles registered so far under the category of invalid carriages. The representative of the Commissioner Transport also informed that the petitioner has been requested to submit documentary proof as to whether the vehicle bought by him is a invalid carriage constructed by the manufacturer in a manner as prescribed under section 2(10) of Motor Vehicles Act 1988 to enable the department to process the matter

further. The petitioner has not responded to the reminders sent via his e-mail [niteshtrpathi85@gmail.com](mailto:niteshtrpathi85@gmail.com) on 5.12.14, 11.12.14 and 27.1.15 and by post on 27.1.2015. It is clear that the Government of NCT of Delhi is providing relaxation to the persons with disabilities as per notification no. F.21(5)/A/63-PR (T) dated 20.7.1963 to invalid carriage owned and driven by disabled persons and constructed in a manner prescribed under section 2(10) of Motor Vehicle Act 1998. However since the petitioner is not filing the evidence as required Department of Transport Government of NCT of Delhi it has not been possible to consider his case. The petitioner can avail the benefit by filing requisite documents in the Department of Transport.

3. Ordered accordingly.

Given under my hand and the seal of the Court this 24<sup>th</sup> day of February 2015.



etc

*Ka-234*  
*24/2/15*

(K.S. Mehra)

Commissioner

Court of Commissioner (Disabilities)  
National Capital Territory of Delhi  
Room No. - 1  
25-D, Mata Sundari Road, New Delhi-02