

**In the Court of State Commissioner for Persons with Disabilities  
National Capital Territory of Delhi  
25- D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-2  
Phone-011-23216002-04, Telefax: 011-23216005, Email: [comdis.delhi@nic.in](mailto:comdis.delhi@nic.in)  
[Vested with powers of Civil Court under the  
Rights of Persons with Disabilities Act, 2016]**

**Case No. 4/ 1649/2017 -Wel/CD/ 2447-48**

**Dated: 27/10/2017**

**In the matter of:**

Sh. Awadesh Kumar Prajapati,  
R/O-D-4, Delhi Admn. Flats,  
Model Town-I, Delhi-110009.

..... Complainant

**Versus**

The Director,  
Directorate of Education,  
Old Sectt., Delhi-110054.

.....Respondent

**Date of hearing:** 17.10.2017

**Present** None on behalf of complainant.  
Ms. Shakti Singh, Suptd. on behalf of Respondent.

**ORDER**

The above named complainant, a person with blindness vide his complaint dated 06.05.2017 submitted that he is working as TGT(Hindi) in Govt. of NCT of Delhi. His Seniority No. is 3949 as per Circular dated 27.04.2011 but his name has not been considered for promotion to PGT (Hindi). Whereas Sh. Darvesh Kumar, TGT (Hindi) with Seniority No. 4007 has been kept at Sl.No. 165 for promotion.

Court of Commissioner (Disabilities)  
National Capital Territory of Delhi  
Room No. 2  
25-D, Mata Sundari Road, New Delhi-02

2. The complaint was taken up with the respondent vide letter dated 27.07.2017. As no response was received, a hearing was scheduled on 17.10.2017. In the meantime Directorate of Education vide letter dated 21.09.2017 informed the complainant with a copy to this Court that Sh. Darvesh Kumar was appointed as TGT (Hindi) and was allotted Seniority No. 4007 under SC category. The last Seniority number in the zone of consideration for PGT (Hindi) in SC category is 4591. Therefore, the name of Sh. Darvesh Kumar with Seniority No. 4007 exists in the consideration zone. On the other hand, the Seniority number in the consideration zone for PGT (Hindi) in general category is 3316. Since the complainant is at Seniority No. 3949, his name does not exist in the consideration zone for promotion for the year 2015-16.

3. During the hearing, the representative of the respondent also stated that the position has <sup>been</sup> explained to the complainant, and if he still has some doubts, he can contact the concerned officer (Sh. Shakti Singh, Superintendent).

4. As the complainant was not present during the hearing, he was contacted on telephone on 23.10.2017. He confirmed the receipt of letter dated 29.09.2017. He further stated that the Notice of hearing dated 18.09.2017 was not received by him though the same was not received back in this Court undelivered.

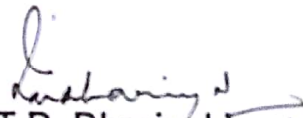
Court of Commissioner (Disabilities)  
National Capital Territory of Delhi  
Room No. - 1  
25-D, Mata Sundari Road, New Delhi-02

5. In addition to the position mentioned in the letter dated 21.09.2017 of the respondent, it was clarified to the complainant that as per existing instructions of DoP&T, Govt. of India which are applicable to the employees of Govt. of NCT of Delhi, there is no reservation for persons with disabilities in promotion to Group-A and Group-B posts. As PGT (Hindi) is a Group-B Post, the complainant would have to be considered alongwith his vertical category counterparts i.e. those belonging to general category for promotion to the post of PGT(Hindi). Since no person junior to him has been included in the consideration zone list as per him, no discrimination has been meted out to him. The complainant confirmed that he has understood the position as explained to him.

6. In the light of the above position, the complaint is disposed of.

Given under my hand and the seal of the Court this 27<sup>th</sup> day of October, 2017



  
(T.D. Dhariyal) 27/10/17

**State Commissioner for Persons with Disabilities**

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