

**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**

**Website: [www.discomm.delhi.gov.in](http://www.discomm.delhi.gov.in) : Email : [comdis.delhi@nic.in](mailto:comdis.delhi@nic.in)  
[Vested with power of Civil Court under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995]**

Case No. 4/1050/2015-Wel./CD | 1952-53

Dated: 21.10.15

**In the matter of :**

**Sh.Harish Chander**

Shop No.5702/3, New Chandrawal,  
Delhi-110007

..... **Petitioner**

**Versus**

**Sh.P.K.Gupta**

**Commissioner**

North Delhi Municipal Corporation  
4<sup>th</sup> Floor, Dr.S.P.M Civic Centre  
New Delhi-110002

..... **Respondent**

**ORDER**

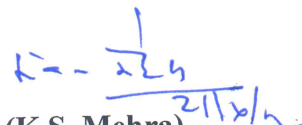
1. Sh.Harish Chander a retired Municipal Corporation employee and a disabled person filed a representation stating that his wife met with an accident and remained admitted in Sant Parmanand Hospital from 7.2.15 to 17.2.15. The medicines prescribed by the doctors of the said hospital were required to be continued for six months. When the petitioner approached the designated Municipal Corporation Hospital i.e Balak Ram Hospital for getting medicines he was directed to get the case referred from Hindu Rao Hospital who in turn recommended all the medicines except the injection namely Terifrace. The petitioner met the concerned official for getting the medicine i.e injection Terifrace but it was not allowed. The petitioner has been requesting the concerned authorities but there is no response from the concerned authorities so far. The petitioner requested for intervention of this Court to give direction to the concerned to give medicine prescribed by Sant Parmanand Hospital .
2. On receipt of the representation the Commissioner North Delhi Municipal Corporation was requested to file his comments and since no comments were received hearing was held.

3. During the course of the hearing it was stated **Quote** "The petitioner Harish Chander was contacted telephonically on dated 31.7.15 at 11:07 AM. He was asked to meet CAMO (CLZ) (with all documents of patient's treatment) on dated 1.8.15 at 10 AM but he did not turn up for the meeting. He was again contacted on telephone on 1.8.15 12 Noon and requested him to visit CAMO office with patient's records on 3.8.15 morning. The petitioner has visited CAMO office but he could not bring patients records so office of CAMO is not able to take any firm decision. Meanwhile it is stated that wife at of the petitioner met with an accident and took emergency treatment from Sant Parmanand Hospital (Non panel hospital for MCD employees) where patient was prescribed injection Terifrace. The Balak Ram Hospital is an allotted pensioner centre for procurement and disbursement of medicine of said patient. As patient has not taken treatment from NDMC empanelled hospital/Government hospital and there is no orthopaedic surgeon at BRH. It is as per policy of municipal pensioner we have to take opinion of specialist doctor (in this case orthopaedic surgeon). From Govt./HRH or municipal hospital. He was referred to Hindu Rao Hospital Ortho surgeon but he did not consult the orthopaedic surgeon instead went to Medical OPD where they did not prescribe the said injection Terifrace. Hence demand for Terifrace injection cannot be fulfilled unless prescribed by Govt. doctor/panel hospital (As per CSMA rule). Hence it is submitted that proceedings under the person with disabilities at 1995 may please not be initiated." **Unquote**.

4. In view of the facts of the case the petitioner is advised to approach the designated hospital or hospitals on the panel of the Municipal Corporation of Delhi to get treatment. In view of the position explained the case is closed.

Given under my hand and the seal of the Court this 21<sup>st</sup> day of October, 2015.



  
(K.S. Mehra)  
Commissioner

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