

HON'BLE HIGH COURT MATTER

**Government of National Capital Territory of Delhi
Services Department (Vacancy Cell)
5th level, 'B' Wing, Delhi Secretariat
I.P. Estate, New Delhi - 110002.**

No.F.16 (10)/Court/2018/S-III/Vol.II/369-374

Dated:- 02/05/2023

To

All Head of the Departments,
PSU/Autonomous /Local Bodies,
Govt. of NCT of Delhi,
Delhi/New Delhi.

**Sub: WPC No. 8455/2017 titled as National Federation of Blind Vs. Govt.of
NCT of Delhi,**

Madam/ Sir,

Kindly refer to this office order of even number dated 28.03.2023 (copy enclosed) vide which it was requested to undertake a special recruitment drive for filling up the back log of vacancies for Persons with Disabilities in a time bound manner as per the time schedule circulated vide order under reference as per the judgment dated 06.03.2023 of Hon'ble High Court Delhi in the matter of WPC No.8455/2017 titled as National Federation of Blind Vs. Govt. of NCT of Delhi.

In this connection, I am directed to forward herewith copy of letter No.2862/1011/2022/12/1233-1234 dated 20.04.2023 received from the State Commissioner for PWDs, Govt. of NCT of Delhi vide which it has been stated that time limit for all concerned departments /establishments of GNCTD for sending requisition to DSSSB/UPSC was 05.04.2023 according to Hon'ble High Court, Delhi Order. Confirmation to this effect from all the concerned departments/establishments is required.

In view of the above, I am directed to request you to kindly arrange to furnish requisite information regarding sending requisition to DSSSB/UPSC for filling up the back log of vacancies for Persons with Disabilities in the prescribed proforma attached herewith as Annexure-A and Annexure-B in a time bound manner latest by **08.05.2023** through email on **monitoringcellservices@gmail.com** as well as through **SPECIAL MESSENGER** positively for perusal of the competent authority and for onward transmission to the Commission.

This may please be accorded **TOP PRIORITY.**

Encl: As above.

Yours faithfully,



**(AMITABH JOSHI)
DEPUTY SECRETARY (SERVICES)**

Dated:- 02/05/23

No.F.16 (10)/Court/2018/S-III/Vol.I/369-374

Copy to :-

1. The State Commissioner for Persons with Disabilities, Govt. of NCT of Delhi, 25-D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-110002.
2. PS to the Secretary (Services), Services Department, GNCTD
3. PA to the Spl. Secretary (Services), Services Department, GNCTD.
4. The Section Officer (Co-ordination), Coordination Branch, Services Department, GNCTD with the request to upload the same on the official website of the department.
5. The Section Officer (Monitoring Cell), Services Department is directed to compile and maintain the above data on day to day basis. Also it may be ensured that the information is received within the stipulated time from all departments of Govt. of NCT of Delhi.
6. Guard file



(AMITABH JOSHI)

DEPUTY SECRETARY (SERVICES)

FURNISHING OF INFORMATION REGARDING SENDING REQUISITION TO DSSSB FOR FILLING UP THE BACK LOG OF VACANCIES FOR PERSONS WITH DISABILITIES IN COMPLIANCE OF HON'BLE HIGH COURT JUDGEMENT DATED 06.03.2023 IN WPC 8455/2017 TITLED AS NATIONAL FEDERATION OF BLIND VS GOVT. OF NCT OF DELHI.

NAME OF THE DEPARTMENT _____

S. No.	Name of post	No. of backlog vacancies identified for PwDs				Number of backlog vacancy for which requisition sent to DSSSB				Date on which requisition sent to DSSSB	if not reason thereof
		OH	VH	HH	A/ID/SLD/MI*	OH	VH	HH	A/ID/SLD/MI*		
01											
02											

**(Signature)
Stamp**

Note:- In case where there is no backlog vacancy of PwDs, the departments are required to certify NIL report under the signature of Competent Authority with stamp.

FURNISHING OF INFORMATION REGARDING SENDING REQUISITION TO UPSC FOR FILLING UP THE BACK LOG OF VACANCIES FOR PERSONS WITH DISABILITIES IN COMPLIANCE OF HON'BLE HIGH COURT JUDGEMENT DATED 06.03.2023 IN WPC 8455/2017 TITLED AS NATIONAL FEDERATION OF BLIND VS GOVT. OF NCT OF DELHI.

NAME OF THE DEPARTMENT _____

S. No.	Name of post	No. of backlog vacancies identified for PwDs				Number of backlog vacancy for which requisition sent to UPSC				Date on which requisition sent to UPSC	if not reason thereof
		OH	VH	HH	A/ID /SLD /MI*	OH	VH	HH	A/ID /SLD /MI*		
01											
02											

**(Signature)
Stamp**

Note:- In case where there is no backlog vacancy of PwDs, the departments are required to certify NIL report under the signature of Competent Authority with stamp.

HIGH COURT MATTER
IMMEDIATE

Court of the State Commissioner for Persons with Disabilities
National Capital Territory of Delhi

25- D, Mata Sundri Road, Near Guru Nanak Eye Centre, New Delhi-110002
Phone-011-23216002-04 Email: comdis.delhi@delhi.gov.in

Case No. 2862/1011/2022/12/1233-1234

Dated: 20.04.2023

To

- ✓ The Secretary (Services),
GNCT of Delhi,
5th Level, Delhi Secretariat,
I.P. Estate, New Delhi – 110 002.



Sub:- Follow up on Judgement of Hon'ble High Court in Writ Petition No. WP(C) 8455/2017.

Hon'ble High Court vide its judgement dated 06.03.2023 in Writ Petition No. WP(C) 8455/2017 & CM Application 34834/2017, titled National Federation of the Blind Vs Govt. of NCT of Delhi & Others, ordered that total backlog of vacancies as emerged out of hearings held by this Court on the directions of Hon'ble High Court, need to be filled up in a time bound manner. Accordingly, through Office of the Chief Secretary, GNCT of Delhi was to undertake a Special Recruitment Drive for filling up the backlog of vacancies for the Persons with Disabilities (PwDs) in a time bound manner.

2. SCPD was entrusted with the responsibility to closely monitor this Special Recruitment Drive. The Hon'ble High Court made it very clear that any deviation in the time schedule framed by the Court will invite Contempt of proceedings and the Court shall be initiating suo moto contempt proceedings in case of non-compliance of the order passed by the Hon'ble High Court.

3. In compliance to directions of Hon'ble High Court, Chief Secretary vide D.O. letter dated 22.03.2023 was requested that necessary strict instructions be issued to all concerned to comply with the directions of the Hon'ble High Court in this case and Services Department be directed to coordinate with all the concerned departments/establishments.

SS(S) II
26/8/2023
DS-5
27.4
So (Vacancy)

28/4/23

Sh. Navam

urgent pl. put WD

764/Admn/sec
28/04/23

655
4. Time limit for all concerned departments/establishments of GNCTD for sending requisition to DSSSB/UPSC was 5th April, 2023 according to Hon'ble High Court, Delhi Order. Confirmation to this effect from all the concerned departments/establishments is required. Services Department may compile the data from all the departments/establishments and forward the outcome at the earliest



(Ranjan Mukherjee)
State Commissioner for PWDs

Copy to Chief Secretary, GNCT of Delhi, 5th Level, Delhi Secretariat, I.P. Estate, New Delhi – 110 002, for information.

66716

HON'BLE HIGH COURT MATTER
MOST URGENT/TIME BOUND

GOVERNMENT OF NCT OF DELHI
SERVICES DEPARTMENT (VACANCY CELL)
5TH LEVEL, B -WING, DELHI SECRETARIAT,
I.P. ESTATE, NEW DELHI-110002

NO.16(10)/Court/2018/S-III/Vol./ 302-308/598 Dated:28.03.2023

ORDER

**Sub: Regarding High Court, Delhi Judgment dated 06.03.2023 in r/o
WPC No.8455/2017 & CM APPL.34834/2017 titled as National
Federation of the Blind Vs Govt, of NCT of Delhi and ANR.**

Whereas a Public Interest Litigation (PIL) No. WPC 8455/2017 was filed before Hon'ble High Court Delhi titled as National Federation of the Blind Vs. Govt. of NCT of Delhi & Anr. for non-filling of vacancies reserved for Blind & Low Vision candidates and not-providing reservations to them as per the provisions of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and Right of Persons with Disabilities Rules 2017.

2. The Hon'ble High Court of Delhi vide order dated 06.03.2023 in WP(C) No.8455/2017 and Civil Misc. Appl. No.34834/2017 has directed as under:-

"12 In light of this aforesaid, this Court is of the opinion that the vacancies, which are in existence, are required to be filled up as soon as possible and, accordingly, the Chief Secretary, GNCTD is directed to undertake a special recruitment drive for filling up the back-log of vacancies for the Person with Disabilities in a time bound manner.

13. The GNCTD is directed to carry out a special recruitment drive for Persons with Disabilities as reported in Case No 2862/1011/2022/12/428-431 by different Departments /Establishments of GNCTD pursuant to our directions dated 19.11.2022 and the vacancies be filled up by adhering to the time schedule detailed as under:-

(a) The concerned Departments/Establishments will send a requisition to the Delhi Subordinate Services Selection Board (DSSSB)/Union Public Services Commission (UPSC), as the case may be within 30 days from today;

(b) The notification of advertisement by DSSSB/UPSC, as the case may be, for filling up back-log of vacancies for person with benchmark disabilities against requisition sent to them be issued within 30 days from the date of receiving requisition;

(c) The DSSSB/UPSC as the case may, shall conduct written test/interview/process of selection within 30 days from the last date of receipt of applications by the DSSSB/UPSC; and

(d) The DSSSB/UPSC, as the case may, shall declare the result and the process of appointment be concluded within a period of 30 days from the date of declaration of result/interview.

14. As far as filling up the vacancies reported by different Departments/Establishments against the reservation for promotion as observed by the learned SCPD is concerned, the following schedule shall be adhered to;

(a) Notification of eligible candidates for consideration against vacancies reported for being filled up by promotion and obtaining of Annual Performance Assessment Report (APAR) or other relevant information in respect of eligible candidates be issued within a period of 45 days from today;

(b) Convening of Departmental Promotion Committee (DPC)/Interview by the concerned authority be concluded within 45 days from the date of finalization of the list of eligible candidates: and

(c) The order of appointment be issued within 30 days from the date of convening of DPC/Interview, as the case may be.

15. As this Court is disposing of the present PIL, the learned SCPD shall continue to monitor this special recruitment drive and after the special recruitment drive/the process of promotion is over, he shall be free to examine the issue by summoning the vacancy-wise, roster from 33 departments/establishments of GNCTD who have reported 'NIL' vacancy position as well as 'NIL' vacancies in some of the other departments also. The SCPD after examination of the said record will again workout backlog of vacancies, if any, and shall be free to direct the concerned departments/establishments to fill up the backlog of vacancies so worked out by him. In the manner and method as directed by him by adhering to the time schedule as framed by this Court.

6051c

18. This Court also makes it very clear that any deviation in the time schedule framed by this Court will invite Contempt of Court proceedings and this Court shall be initiating suo- moto contempt proceedings in case of non-compliance of the order passed by this Court read with the order passed by SCPD in the time frame as framed by this Court.

19. With the aforesaid observations, the present PL stands disposed of

3. The copy of detailed order dated 06.03.2023 of the Hon'ble High Court of Delhi and the D.O. letter No.2862/1011/2022/12/961 dated 22.03.2023 of State Commissioner for Persons with Disabilities are also enclosed herewith for ready reference.

4. In this connection, all the Head of Departments, Govt. Of NCT of Delhi/PSUs/Autonomous/Local Bodies are requested to undertake a special recruitment drive for filling up the back log of vacancies for Persons with Disabilities in a time bound manner as per following time schedule:-

Direct Recruitment

		Action by
Time limit for concerned Departments/Establishments of GNCTD for sending requisition to DSSSB/UPSC	By 05.04.2023.	All Departments/ Establishments of GNCTD
Time limit for DSSSB/UPSC for notification of advertisement	With 30 days from the date of receiving requisition (upto 05.05.2023)	DSSSB/UPSC
Time limit for conducting written test/interview /process of selection by DSSSB/UPSC	Within 30 days from the last date of receipt of application requisition	DSSSB/UPSC
Time limit for declaring the result and the conclusion of process of appointment by the DSSSB/UPSC	Within 30 days from the date of declaration of result/interview	<u>DSSSB /UPSC</u>

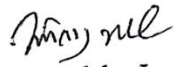
Promotion

		Action by
Notification of eligible candidates against vacancies reported and obtaining of APAR/relevant information in respect of them	By 20.04.2023	All Departments/Establi shments of GNCTD
Convening of DPC/Interview	By 04.06.2023	-do-
Order of appointment	By 04.07.2023	-do-

5. Any deviation in the above time schedule would invite contempt proceedings and the onus for non-compliance will rest with the Head of Department (s) concerned.

6. This issues with the prior approval of the Chief Secretary, Delhi.

Encl:As above


(Amitabh Joshi)
Deputy Secretary (Services)

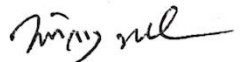
NO.16(10)/Court/2018/S-III/Vol./ 302-308/598 Dated:28.03.2023

Copy for compliance:-

1. All Heads of the Department, Govt. of NCT of Delhi/PSUs/Autonomous /Local Bodies.
2. The Secretary, Union Public Service Commission, Dholpur House, Shahjahan road, New Delhi-110069.

Copy for information:-

1. The Principal Secretary to Hon'ble Lt. Governor, Delhi.
2. All ACS/Pr. Secretaries/Sectaries, Govt. of NCT of Delhi.
3. The State Commissioner, State Commission for Persons with Disabilities, 25-D, Mata Sundari Road, Near guru Nanak Eye Centre, New Delhi-110002.
4. The Staff Officer to the Chief Secretary, Delhi.
5. The Section Officer (Co-ordination), Services Department with the request to upload the same on the official website of the Service Department.
5. Guard file.


(Amitabh Joshi)

Deputy Secretary (Services)