HON'BLE HIGH COURT MATTER MOST URGENT/OUT AT ONCE TIME BOUND

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.I/646-651

Dated: - 27-09-2023

To

All Head of the Departments, (List Enclosed)
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,

With reference to the subject cited above, I am directed to forward herewith copy of letter case No.2868/1011/2022/12/2958-2971 dated 25.09.2023 received from the State Commissioner for Persons with Disabilities, addressed to the Chief Secretary, Delhi and copy endorsed to all concerned department, Govt. of NCT of Delhi as well as autonomous and local bodies.

In the instant matter, the State Commissioner for Personal with disabilities had summoned 10 major departments i.e. DoE, DJB, H&FW, MCD, DTC, NDMC, Rehabilitation Services, DSW, I&FC and TTE under Section 82 of Rights of Persons with Disabilities, where the backlog of vacancies are at higher side, for appearance on 13.09.2023 with details of action taken and reasons for delay in forwarding requisitions to DSSSB. After due deliberation and post detailed discussion on 13.09.2023, it was decided that the requisitions to DSSSB/UPSC would be forwarded by all these ten departments latest by 24.09.2023 and the Commission interacted with these departments and after due deliberations, however, the requisite information /action taken/compliance report are still awaited from most of the departments.

Further, in this matter Chief Secretary, Delhi has directed that all concerned departments (List enclosed) will furnish compliance report within a fortnight i.e. latest by **12.10.2023**.

Contd.

It is, therefore, requested to kindly look into the matter personally and arrange to furnish a compliance report in the matter to the effect that requisitions in respect of all pending backlog vacancies for persons with disabilities have been sent to the concerned board (DSSSB/UPSC) latest by 12.10.2023 positively in the prescribed proforma enclosed herewith through email on **monitoringcellservices@ gmail.com** as well as through **SPECIAL MESSENGER** so that the matter may be placed before the Chief Secretary, Delhi within the stipulated time for kind perusal.

Yours faithfully,

hupyul

Encl: As above.

(AMITABH JOSHI)
DEPUTY SECRETARY (SERVICES)

No.F.16 (10)/Court/2018/S-III/Vol.I/646-651

Dated: 27/09/2023

Copy for information to:-

- 1. The State Commissioner for Persons with Disabilities, 25-D, Mata Sundri Road, Near Guru Nanak Eye Centre, New Delhi with reference to communication No.2868/1011/2022/12/2958-2971 dated 25.09.2023 alongwith the reply dated 26.09.2023 of DTC, dated 23.09.2023 of TTE and dated 12.09.2023 of I&FC for information please.
- 2. The SO to Chief Secretary, Govt. of NCT of Delhi.
- 3. The Section Officer (Monitoring Cell) Service 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 as mentioned in the instant letter.
- 4. The Section Officer (Co-ordination), Coordination Branch, Services Department, GNCTD with the request to upload the letter on the official website of the department.

5. Guard file.

(AMITABH JOSHI)
DEPUTY SECRETARY (SERVICES)

FURNISHING OF INFORMATION REGARDING SENDING REQUISITIO TO DSSSB/UPSC FOR FILLING UP THE BACK LOG OF VACNCIES (DIRECT RECRUITMENT) 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.

DIRECT RECRUITMENT

NAME	OF	THE	DEPARTMENT	
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	Total									,		

(Signature) Stamp

Note:-All concerned department may furnish revised upto date requisite information regarding filling up of back log vacancies in their department as intimated by them (Data Enclosed). The requisite information may be furnished strictly as per proforma along with soft copy through given email address.

978/C

LIST OF DEPARTMENT FOR FURNISHING OF INFORMATION REGARDING FOR FILLING UP THE BACK LOG OF VACNCIES FOR PERSONS WITH DISABILITIES PROMOTION QUOTA)/DIRECT RECRUITMENT 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.

S.N.	Department
1.	Planning
2.	DSIIDC
3.	I&FC
4.	WCD
5.	Law & Justice
6.	DJB
7.	IT
8.	Food Safety
9.	Ayush
10.	DTC
11.	Chief Electoral Office
12.	Services
13.	Rehabilitation Services
14.	TTE
15.	Drugs Control
16.	Audit
17.	Revenue
18.	Dte.of Economics & Statistics
19.	Social Welfare
20.	MCD
21.	Education
22.	NDMC
23	UTCS D. H.: A wind through & Marketing Roard
24	Delhi Agricultural & Marketing Board
25.	DUSIB
26.	H&FW
27.	GAD
28.	Finance Paginters Co operative Society
29.	Registrar Co-operative Society

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-110002
Phone: 011-23216002-04, Email: comdis.delhi@delhi.gov.in
[Vested with powers of Civil Court under the Rights of Persons with Disabilities Act, 2016]

Case No. 2862/1011/2022/12/2958-297)

Dated: 25/9/23

To

The Chief Secretary,
Govt. of NCT of Delhi,
5th Level, Delhi Secretariat,
I.P. Estate, New Delhi – 110 002.

Sub:- "Contempt of Hon'ble High Court Order in Case WP(C) No. 8455/2017 dated 06.03.2023

Hon'ble High Court, Delhi vide its judgment dated 6th March 2023, in response to the Writ Petition No. WP(C) 8455/2017 & CM Application 34834/2017 filed by National Federation of the Blind against Govt. of NCT of Delhi, directed Chief Secretary, Delhi to fill up the backlog vacancies reserved for Persons with Disabilities in Govt. of NCT of Delhi by not providing reservation in promotion to Disabled Persons.

- 2. The Hon'ble High Court also mentioned in its judgment that State Commissioner for Persons with Disabilities (SCPD) would monitor the Special Recruitment Drive of GNCTD.
- 3. In compliance of Hon'ble High Court judgement dated 06.03.2023, undersigned vide D.O. letter dated 22.03.2023 to GNCTD (Chief Secretary) and copy to UPSC, DSSSB and Services Department, requested to adhere to the time frame prescribed by Hon'ble High Court, Delhi for filling up the backlog vacancies and departments were directed to forward requisitions to DSSSB/UPSC within a month i.e. by April 2023 and to complete all procedural formalities to fill up the backlog vacancies under direct recruitment and promotion quota, within 3 months from the date of order of Hon'ble Delhi High Court.
- 4. Inspite of regular follow up by the Services Department, GNCTD and DSSSB for filling up the vacant posts meant for PwDs, desired results have not been achieved so far.

- A Summon under Section 82 of the RPwD Act, 2016, was issued to ten major 5. defaulting departments i.e. DoE, DJB, H&FW, MCD, DTC, NDMC, Rehab Services, DSW, I&FC and TTE, to appear in the Court of State Commissioner on 13th September, 2023, with details of action taken and reasons for delay in forwarding requisition to DSSSB.
- Post detailed discussions & deliberation on 13th Sept., 2023 it was decided 6. that requisitions to DSSSB/UPSC would be forwarded by all these ten deptts. latest by 24.09.2023, with status report to Services Department thereof.
- To avoid contempt of Hon'ble High Court, these measures were adopted and 7. all these ten major departments were duly explained that it will be sole responsibility of the concerned department in case may adverse stricture by the Hon'ble Court in the subject matter.
- · For kind information please. 8.

(Ranjan Mukherjee)

State Commissioner for Persons with Disabilities

Case No. 2862/1011/2022/12/

Dated:

Copy to:-

1. Pr. Secretary (Services), GNCT of Delhi, 75th Level, Delhi Secretariat, New Delhi - 110 002.

2. The Chairman, DSSSB, FC-18, Karkardooma, Delhi - 110 092.

3. The Director, Department of Education, GNCT of Delhi, Old Secretariat, Delhi - 110 054.

- 4. The Chief Executive Officer, Delhi Jal Board, Varunalaya, Jhandewalan, New Delhi - 110 005.
- 5. The Pr. Secretary (Health & Family Welfare), Govt. of NCT of Delhi, 9th Level, Delhi Secretariat, I.P. Estate, New Delhi - 110 001.
- 6. The Commissioner, Municipal Corporation of Delhi, Dr. S.P. Mukherjee Civic Centre, Minto Road, Delhi - 110 002.
- 7. The Chairman-cum-Managing Director, Delhi Transport Corporation. I.P. Estate, New Delhi - 110 001.
- 8. The Chairperson, New Delhi Municipal Council, Palika Kendra, Sansad Marg, New Delhi - 110 004.
- 9. The Director, Department of Social Welfare, 7th Floor, MSO Building I.P. Estate, New Delhi - 110 001. (In respect of Departments of Social Welfare and Rehabilitation Services)

10. The Chief Engineer, Irrigation & Flood Control Department, L.M. Bund Office Complex, Shastri Nagar, Geeta Colony, Delhi – 110 031.

11. The Secretary, Department of Training & Technical Education, Govt. of NCT of Delhi, Muni Maya Ram Marg, Pitam Pura, New Delhi-110 034.

Copy for information:

1. The Registrar, Delhi High Court, Sher Shah Road, New Delhi - 110 001.

2. Shri Santosh Kumar Roongta, 164, Lawyers Chambers, Delhi High Court, New Delhi.

Subject: - WPC No. 8455/2017 titled as National Federation of Blind Vs Govt. of NCT of Delhi Backlog vacancies in above said matter

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Action taken report by the concerned department regarding filling up of backlog vacancies under Direct Recruitment Quota

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requistion sent to DSSSB on 27.07.2022 for requistion sent to DSSSB on 27.07.2022 for 05 vacancies of Senior scientific Asssistant (Chemistry). The diretions of Hon'ble Hngh fourt for filling the vacnacies in time bound manner conveyed to DSSSB on 10.04.2023	on the space of OH includded in the							recommended by DSSSB is under process and delayed due to required/essential qualifiaction related issues	The appointment of pharmacist (avurveda)			Date on which if not reason thereof requisition sent to DSSSB/ UPSC

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						24.04.2023	20 05 2022 8															DSSSB/	sent to	requisition	Date on which
		process	Examine of RRs for the post of MTS is under								10.04.2023	Hingh court for filling the vacancies in time	05 vacancies of sample carrier (erstwhile	01 Back log vacancy of OH included in the requistion sent to DSSSB in 24.06.2022 for		10.04.2023	in time boundmanner conveyed to DSSSB on	of Hon'ble High Court for filling the vacancies	requisition sent to DSSSB in 24.06.2022 for	01 backlog vacancy of HH included in the				requisition not reason thereof	E



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												ř	19.05.2023												Date on which requisition sent to DSSSB/
	Post filled up through out sourced RR notified (Roster under Process)												to DSSSB of JE(C) & (E) each on 26.10.2021	sent by DAMB on 26.10.2021). The 02	in the requisition for the post of LDC earlier	A letter dated 19.05.2023 was sent to DSSSB to incorporate 04 posts of backlog vacancies		-			Aiready sent on 28.10.2022				Date on which if not reason thereof requisition sent to DSSSB/

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Total				I& FC		Name of Department
	D	C	В	Þ	Group (A,B,C, D)	No. of backlog vacancies identified for PwDs as intimated to services Department/SCPD
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and the suppose.	0			,		Date on which requisition sent to DSSSB/
	No fresh recruitment is being done in Group-D	Requisition for three posts of junior Engineer (Civil) for vacancies against PwD has already been sent to the DSSSB for direct recruitment, prior to 06.03.2023 vide letter dated 21.12.2021	Requisition was sent to UPSC on 13.01.2020, however no PwD candiae had been slected under this category. Further no fresh requisition has sent to UPSC as the process of appointment is on going. After completion of on going process of appointment the fresh requisition will be sent to UPSC	Requisition was sent to UPSC on 26.06.2019, However no PwD candidate had been slected under this category.	The same of the sa	Date on which if not reason thereof requisition sent to DSSSB/

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		Π	П				10		SI NO P
	п	Total					Social Welfare		Name of Department
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	aby to a)		30.05.2023 (DSSSB)			8		Date on which requisition sent to DSSSB/
Requisiton of 08 post already sent to DSSSB before 06.03.2023, No more backlog vacancy as on date.	RRs are being amended for the post of Principal (Jr. Scal-Level-10)			For other posts amendment of RRs is under process.		1. Amendement of RRs is under process. 2. in previous report which was sent to Services Department total backlog vacancies were 21 whereas in new report it is 13 as all seven schools have been taken over by the Directorate of Education w.e.f. 01.04.2023. Hence, Group-B teaching posts (8 backlog vacancies) are transferred to Education. Therefore 21 has been reduced to 13		- The second	Date on which if not reason thereof requisition sent to DSSSB/

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Planning Department	Total					Name of Department
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0	0	0	¥	0	A/ID/SLD/ MI	Number of backlog vacancy for which requisition sent to DSSSB/UPSC after judgment dated 06.03.2023
31.03.2023						Date on which requisition sent to DSSSB/
Requisiton to fill up 10 vacancies of Deputy Directors including 01 Vacancy (VH) has already been sent to UPSC vide planning Department letter dated 31.03.2023				No direct recruitment to the post of erswhile Group-D /Class IV (now MTS-Group-C) has been made since 2006. Further, the RRs for the post of MTS is in the process of finalization. (Proposal submitted for the approval of Hon'ble LG). Necessary action to fill up vacant post, including backlog vacancies will be made after finalization of RRs/issuance of notification.		Date on which if not reason thereof requisition sent to DSSSB/

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0	0	0	0	6	0	0	U	¥	Number of backle which requisition DSSSB/UPSC afte dated 06.03.2023
0	0	0	0	7	0	0	7	壬	Number of backlog vacan which requisition sent to DSSSB/UPSC after judgmedated 06.03.2023
0	0	0	0	5	0	0	U	A/ID/SLD/ MI	Number of backlog vacancy for which requisition sent to DSSSB/UPSC after judgment dated 06.03.2023
						0			Date on whic requisition sent to DSSSB/ UPSC
	PwDs Group-C post has already been sent to DSSSB before the judgment dated 06.03.2023	The state of the s					1. Requisition to fill up 244 vacancies of Statistical Assistants including 19 vacancies (OH-4,VH-4,HH-6,A/ID/SLD/MI-5) sent to DSSSB vide planning department letter dated 09.11.2022 2. Requisition to fill up 35 posts of Statistical Officers including 02 post (VH-1,HH-1) sent to UPSC vide letter dated 16.07.2020. However, UPSC vide their letter dated 07.02.2023 has recommended 33 candidates and further informed that 02 posts have been kept vacant as no PH-HI & PH-LV candidates is available for recommendation. 3. One (1) additional vacancy (OH-1) was created due to restructuring of planning and statistical cadre vide letter dated 10.03.2022 (i.e. after sending the proposal for filling up 35 posts of SOs-16.07.2020) and same will be sent to UPSC alongwith two (02) backlog vacancies (VH-1, HH-1) which was kept vacant in earlier recruitment of 35 post of SO after completion of current 33 undergoing recruitment/appointment porcess.	***************************************	Date on which if not reason thereof requisition sent to DSSSB/

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				14			SI NO
Total				NDMC	Total		Name of Department
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1	0	0	1	0	0	A/ID/SLD/ MI	Number of backlog vacancy for which requisition sent to DSSSB/UPSC after judgment dated 06.03.2023
		05.06.2023(DS SSB)	15.05.2023 & 15.06.2023(DS SSB)	8			Date on which requisition sent to DSSSB/
		post of Data Entry Operator Gd-B in the year 2012 and Assistant Law Officer in the year 2015 for 02 OH points (one point each respectively but the same not filled due to non-availability of suitable candidates. The requisition for backlog vacancies will be sent to DSSSB in due course on finalization of Recruitment Rules which is being amended. (Note The NDMC ha already sent the requisition to DSSSB prior to Judgement dated 06.03.2023 for 29 vacanices of PwD candidates (OH-03, VH-06,HH-08 & A/ID/SLD/MI-02)	The requisition for filling up backing vacancy 15.05.2023 & as well as fresh vacancy of PwDs has already 15.06.2023(DS sent to DSSSB SSB)	shortly. (03 OH extra working this time.)	III CONTROLLER		Date on which if not reason thereof requisition sent to DSSSB/ UPSC

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	16		_			15		SI No Nama
	Rehabilitation Services	Total				Law, Justice & Legislative Affairs		Name of Department
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00	0	0	0	0	0	0	王	cklog va ion sen fter jud)23
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						;		Date on which requisition sent to DSSSB/
				The RR for the post of MTS has been finalized and approved by the competent authority. The process of filling up of the post is being inititated.	The requisition for 04 Post of Legal Asstt. Sent to DSSSB on 23.07.2021			Date on which it not reason thereof requisition sent to DSSSB/

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				12.05.2023, 24.05.2023, 15.06.2023	15.06.2023					28.06.2023					Date on which requisition sent to DSSSB/
Requsition has already been sent on (02.12.2022 i.e.before 06.03.2023		61 (under process)							RR's Not traceable	Requisitions sent earlier on 14.03.2023 and 09.06.2023 and subsequently revised (corrected) requisitions sent on 28.06.2023			Post of Rehabilitation serviecs are deemed abolished. The RR of Rehabilitation Servcis were framed in 1974 & the new RR are under process and the Group-D posts of Department needs to be upgraded to group-C for which the framing of RR is under process.		Date on which if not reason thereof requisition sent to DSSSB/

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Total				DTC					Education Department	Total				Delhi Jal Board	Total				Name of Department
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												,							Date on which requisition sent to DSSSB/
	recruritment for any post in DTC can only be made after approval of GNCTD.	GNCT vide order dated 20.05.2010	2021.	07 NO vacancy sent NOV-2020& August	2000			Torthcoming requistion.	The ramining vacancy shall be sent alongwith			Requisition of the posts will be forwarded to DSSSB in furture as per extant guidelines. Some posts are filled.	No such requisition has been sent to DSSSB/UPSC. However, in furture guidelines of Government of India will be followed.	There is no backlog vacancy for PWD category of post is already filled.		7	Requisition has already been sent on 22.02 .2023 before 06.03.2023		Date on which if not reason thereof requisition sent to DSSSB/

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								,			Date on which requisition sent to DSSSB/
				NCT of Delhi Accounts Servics are filled up by 100% promotion by selection from amongst the eligible willing officials of GNCTD				received from all the hospitals/medical institututions under h&FW department, GNCTD and hence action to fill up vacancies through DSSSB/Promotion will be taken up now.	The correct data in respect of sanctioned/filled/vacant posts in resepct of different categories of praramedical posts was not available in the department. Now the correct information/data has been the basis of information/data		Date on which if not reason thereof requisition sent to DSSSB/



Γ	_							25		SI No
lotal	Total							Information Technology Department		SI No Name of Department
	6	5 (В	Þ	Group (A,B,C, D)	No. of backlog vacancies identified for PwDs as intimated to services Department/SCPD
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										Date on whic requisition sent to DSSSB/ UPSC
				issued. The process of their oppointment is underway.	candidates. Offer of appointment has been	category recommended by UPSC and	Already sent November 2020, Three candidate against the five vacancies in PWDs			Date on which if not reason thereof requisition sent to DSSSB/

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