



सत्यमेव जयते

न्यायालय मुख्य आयुक्त विकलांगजन
COURT OF CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES
विकलांगजन सशक्तिकरण विभाग / Department of Empowerment of Persons with Disabilities
सामाजिक न्याय और अधिकारिता मंत्रालय / Ministry of Social Justice and Empowerment
भारत सरकार / Government of India

Case No. 2187/1014/2014

Dated: 10 July, 2017

In the matter of:-

Dr. Anil Kumar Aneja
Vice President

R2006

Complainant

All India Confederation of the Blind
Braille Bhawan, Behind Rajiv Gandhi Cancer Hospital
Sector - 5, Rohini, New Delhi-110085

Versus

Institute of Banking Personnel Selection R2007
Through the Chairman & Managing Director
IBPS House, Near Thakur Polytechnic
90 D.P. Road, Off. Western Express Highway
Kandivali (E), Mumbai-400101

Respondent No. 1

Allahabad Bank
Through the General Manager (HR) R2008
Head Office, Personnel Administration Deptt
Recruitment Cell, 14, India Exchange Place
4th Floor, Kolkata-700001.

Respondent No. 2

Date of hearing: 16.05.2017

Present:

1. Complainant was absent.
2. Shri Raviranjan Mishra along Shri Rajat Arora, Advocates were representing Respondent No. 1.
3. Shri K.K. Verma, CM(Law) and Shri Amarjit Singh Yadav were representing Respondent No.2.

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ORDER

Dr. Anil Kumar Aneja, complainant filed a complaint dated 19.06.2014 under Section 59 of the Persons with Disabilities Act, 1995 before the Court of the Chief Commissioner for Persons with Disabilities regarding appointment of Shri Battula Chiranjeevi to the post of Probationary Officer in Allahabad Bank.

2. The matter was taken up with the Chairman & Managing Director, Institute of Banking Personnel Section, Mumbai and the General Manager(Planning & Development), Allahabad Bank Head office - 2, Kolkata, Respondent Nos. 1 and 2 in the matter vide this Court's letter dated 14.07.2014 to submit their comments on the complaint alongwith final marks (written + interview) obtained by the last candidate selected in his/her respective category and the marks obtained by

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E-mail: ccpd@nic.in; Website: www.ccdisabilities.nic.in
(कृपया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)
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- 2 -

the complainant. The respondent No. 2 was also asked to submit their comments along with the details of vacancies filled since 01.01.1996 and the certificate from the Liaison Officer certifying that the vacancies have been filled since 01.01.1996.

3. IBPS vide letters dated 23.01.2014 and 02.05.2017 respectively intimated that the complainant applied for the post of Probationary Officer in Allahabad Bank under the category OBC. The instructions/guidelines for applying for the recruitment of PO / MTs-III were available in the advertisement/notification dated 10.07.2013. The complainant made an application, after his provisional allotment to Allahabad Bank, to consider him under General category. It was clearly mentioned in the advertisement dated 10.07.2013 displayed on IBPS website, that no change in information furnished in online application is possible after the final submission of the online application. Therefore, the candidature of the complainant was not considered. Moreover IBPS is only a test conducting agency acting as per the mandate given by the Boards of participating organizations. After the provisional allotment, they have no role to play.

4. Allahabad Bank vide letter dated 28.10.2016 intimated that IBPS has been authorized by the bank to conduct Common Written Examination and interview for selection of officers and clerical cadre as per the Common Recruitment Programme for Public Sector Banks approved by the Govt. of India. As per IBPS advertisement under CWE-III for the related post, it was clearly mentioned as "Please note that all the category, date of birth, address, mobile No., email ID, centre of examination...etc. will be considered final and no change/modifications will be allowed after submission of the on-line application form. Candidates are requested to fill in the on-line application form with utmost care as no correspondence regarding change of details will be entertained". The complainant has not exercised the requisite caution while submitting the on-line application as per the advertisement / notification. He has rendered himself ineligible for recruitment to the post of Probationary Officer in JMG Scale I in the Bank's service.

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5. On the basis of replies furnished by the respondents, a hearing was fixed in the matter on 16.05.2017. During the hearing, the complainant was absent while the representatives of both the respondents were present.

6. During the hearing, the representatives of Respondent No. 1 submitted their reply dated 02.05.2017 which was taken on record. They informed the Court that their version is the same as mentioned in the letter. The perusal of the reply is the same as mentioned in para 3 above.

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- 3 -

7. The representatives of Respondent No. 2 did not say in the matter.
8. The Court after hearing the representatives of both the respondents observed that the complainant has erred while filling up the on-line application form. Moreover, there is no violation of any provision of the Persons with Disabilities Act, 1995 and the matter is accordingly disposed off.

Dr. Kamlesh Kumar Pandey

(Dr. Kamlesh Kumar Pandey)
Chief Commissioner for
Persons with Disabilities