



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.3409/1141/2015

Dated:- 15-09-2016

In the matter of:

Shri T. Raghava,
A-1, New 43 (Old-122),
Car Street, Triplicane,
Chennai-600005.

D333

..... Complainant

Versus

Ministry of Law & Justice,
Through Secretary,
Department of Legal Affairs,
(Notary Cell), 4th Floor,
Shastri Bhawan,
New Delhi-110001..

D334

..... Respondent

Date of hearing : 27.07.2016, 08.09.2016

Present :

27.06.2016

1. Complainant absent.
2. Respondent absent.

08.09.2016

1. Complainant absent.
2. Respondent absent.

ORDER

The above named complainant, a person with hearing impairment filed a complaint dated 26.12.2014 under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995, hereinafter referred to as the 'Act', regarding not adhering to his request to admit him as a Notary.

2. The complainant submitted that on 08.12.2011, he completed 10 years as an advocate and also submitted all relevant papers and no objection certificate from the Bar Council but when he checked from the High Court, Chennai, he was informed that they are only forwarding authority and have no idea about the outcome. The complainant has requested to admit him as Notary and intimate him about the outcome of his application.

3. The matter was taken up with the respondents vide this Court's letter dated 03.06.2015 followed by reminder dated 14.08.2015 and 02.11.2015.

4. Whereas since no reply was received from the respondent, upon considering the complaint dated 26.12.2014 and subsequent representation dated 03.08.2015 of the complainant, a hearing was scheduled on 27.07.2016.

.....2/-

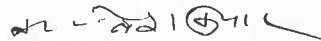
5. The complainant vide his letter dated 18.07.2016 has informed that he has to visit USA on 20.07.2016 and it will not be possible for him to attend the proceedings on the said date and time in person. He, therefore, requested to decide the matter on the papers lodged and pass valuable orders. He may be excused in attending the Court as advised.

6. None appeared on behalf of the respondent. Nor any intimation has been received about their inability to attend the hearing on 27.07.2016 despite the fact that the copy of the Notice of Hearing was sent on 15.6.2016 by Speed post. This Court noted with serious concern, the utter disregard shown by the respondent by neither intimating their inability to attend the hearing nor caring to appear to explain their versions of the case. In the interest of natural justice, the case was adjourned for 08.09.2016.

7. During the hearing on 08.09.2016, none appeared on behalf of the parties nor any intimation has been received about their inability to attend the hearing, despite the fact that the Record of Proceedings was sent to parties on 26.08.2016 by Speed Post. This Court noted with serious concern, the utter disregard shown by the parties.

8. This Court observed that the complainant is no more interested in pursuing the matter further as neither he appeared before the Court nor has sent his request regarding his inability to attend the hearing. This Court, in the light of Rule 42 of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Rules, 1996, dismissed the case in default

9. Ordered accordingly.



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