



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. 4196/1014/2015

Dated: 12 July, 2017

In the matter of:-

Ms. Nasreen

President

Welfare Committee of the Deaf & Dumb

Office Address Flat No. 305, Sai Ram

Complex, East Anand Bagh, Malkajgiri, Hyderabad

Complainant

Versus

Special Employment Exchange for Physically Handicapped

Through the Regional Employment Officer

Azamabad, Hyderabad - 500202

Respondent No. 1

Vocational Rehabilitation Centre for Handicapped

Through the Director

ATI Campus, Vidya Nagar, Hyderabad - 500007

Respondent No. 2

Date of Hearing: 04.07.2017

Present:

1. Complainant absent.
2. Dr. Aquib Javed, Joint Director, DGE/MOL&E and Shri M.V.Jaya Mohana Rao, Dy. Director on behalf of Respondent.

ORDER

The above named complainant Ms. Nasreen, President, Welfare Committee of the Deaf & Dumb, Hyderabad filed a complaint dated 20.04.2015 under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act 1995, hereinafter referred to as the Act against Handicapped Employment Exchange and VRC, Hyderabad.

2. The complainant while bringing in collective cause of the members of the said Welfare Committee submitted that they are registered with the Handicapped Employment Exchange and VRC, Hyderabad and waiting for employment for more than 16 - 18 years. VRC is not fulfilling the needs of persons with disabilities. The complainant has lodged complaint against some of the officials of VRC regarding discrimination and have also sought their transfer.

3. The matter was taken up with the respondent vide this Court's letter dated 11.05.2015 under Section 59 of the Act. Despite reminder dated 09.03.2017, no response was received from respondent. Therefore, personal hearing was scheduled for 04.07.2017

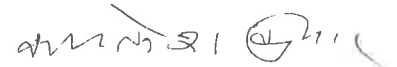
4. During the hearing, representative of the respondent has submitted that they are only functioning as a mediator between the employees and employment seekers. Hence, liability of compliance of statutory provisions regarding reservation in employment of persons with disabilities is not within their sphere of duties and they do not owe any responsibility in this regard.

5. The respondent through their representative further submitted that the complainant is in the habit of making frequent complaints with no logical base while making respondent a party to the case, despite the fact that they are not related to the cause or the grievance raised by the complainant. They have cited 03 such complaints from the complainant, which have already been disposed of by this court, namely 667/1014/2013, 2209 to 2236/1011/2014 and 5282/1011/2015.

6. The respondent has also submitted copy of the letter reference no. DGC-C-18018/2/2014-EE-II dated 18.04.2016, in support of their submission that the complainant had also approached the AP State Human Right Commission seeking relief on the same/similar grounds, but the same was disposed off by the Commission as the complainant failed to bring out specifically the instances of violation of a particular procedure by VRC concerned.

7. The matter was heard by this Court and it was opined that on the basis of the facts of the case, there is no violation of the provisions of the Right to Persons with Disability Act, 2016, causing this Court to interfere or pass a direction to the respondent.

8. The case is disposed off.



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