



सत्यमेव जयते

01C

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.: 2824/1101/2014

Dated: 14.07.2017

Dispatch No.....

In the matter of :

R 2097

Dr. Nitesh Tripathi
Email: niteshtripathi85@gmail.com

.....Complainant

Versus

The Chief Post Master General
Delhi Circle
Meghdoot Bhawan
3rd Floor, Link Road
Jhandewalan, Delhi -110 055

R 2098

.....Respondent

Date of Hearing : 01.06.2017

Present :

1. Complainant - Absent
2. Respondent - Sh. U.S. Gaur, Sr. Postmaster, Delhi East Division, Krishna Nagar Head Post Office, Bldg. Delhi and Sh. B.B. Arya, ASP-(IInd), O/o SSPoS, Delhi East Division, Delhi

ORDER

Dr. Nitesh Tripathi, a person with 65% Locomotor Disability filed a complaint dated 30.09.2014 regarding not making a fully disabled friendly Post Office at Geeta Colony, Delhi under Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 hereinafter referred to as the Act.

2. The complainant submitted that post office at Geeta Colony (East Delhi) situated nearby of the market Churaha which is around more than 3 feet higher from the roadside where he cannot enter for using the Postal & Banking services as there is lack of railing at many stairs at initiation of the stairs & the granite floor is very slippery and is not constructed according to the directions of the RBI & M/o Urban Development.

3. The matter was taken up under Section 59 of the Act with the Chief Post Master General, Delhi Circle vide this Court's letter dated 05.06.2015 followed by reminder dated 13.10.2016.

4. Despite lapse of sufficient time no reply was received, a hearing was schedule on 01.06.2017 at 16.00 hrs.

5. The matter was heard as schedule. The complainant has not appeared during the hearing whercas Shri U.S. Gaur, Sr. Postman, Delhi East Division, Krishna Nagar Head Post Office and Shri B.B. Arya, ASP(IInd), O/o SS Pos, Delhi East Division have present on the behalf of the respondent.

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(कृपया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)
(Please quote the above file/case number in future correspondence)

6. During the hearing representatives of the respondent have submitted a copy of letter No. D-12/II2015-16 dated 30.05.2017 which is addressed to the Asstt Director(Bldg), O/o CPMG, Delhi Circle, New Delhi informing that Section 46 of PWD Act, 1995 says that appropriate Government and the local authority shall, within the limits of their economic capacity and development, provide for provision for making a fully disabled friendly Post Office. In this regards efforts made at Delhi Est Dn level are listed below:

- I. In Jhilmil H.O. the provision of ramp has been made in 2015-2016.
- II. In Vishwas Nagar post Office which was functioning in the first floor is being changed to ground floor by shifting into new building.
- III. In the Post Offices Bhola Nath Nagar, Maujpur, Loni Road and Harsh Vihar(New lease agreement) the Land lord has been directed to make a ramp.
- IV. Proposal for constructing ramp/Lift year wise has already been sent to Circle Office vide office letter No. D-1/misc-Bldg/Prospective Plan/2016-17 dated 17.03.2017 as detailed below:-

2017-18	Krishna Nagar and Jhilmil H.O.
2018-19	Nand Nagari C, Patparganj and Seelampur P.O.
2019-20	Seelampur, Nand Nagari C

As far as Geeta Colony Post Office is concerned, Geeta Colony Pos: Office is functioning in rented building. Land lord of the building has kept the floor level of the Post Office above three feet from the ground due to water logging problem in the area. As it is a rented building no civil work is possible without the consent of the Land lord. Further there is no enough space in the front of the building under reference. Therefore, construction of disabled friendly ramp not seems possible. The agreement of building will be expired on 31.03.2019.

7. In the consideration of above circumstances, the case is disposed off with the directions that the Department of Posts follow the Government's instructions issued by time to time in the letter and spirit wherever is possible so that persons with disabilities survive in the society with dignity as normal persons.



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