



राज्यमेव 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. 7610/1014/2017

Dated: 24 July, 2017

In the matter of:-

Dr. Satish Chandra Tiwari R2348
<satish2bhu@gmail.com>

Complainant

Versus

Tezpur University
Through the Registrar R2349
Napaam, Tezpur, Sonitpur
Assam - 784028

Respondent

Date of Hearing: 14.07.2017

Present:

1. Complainant absent
2. Shri Biren Das, Registrar on behalf of Respondent.

ORDER

The above named complainant Dr. Satish Chandra Tiwari filed a complaint through an e-mail dated 25.01.2017 under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act 1995, hereinafter referred to as the Act regarding recruitment to the post of Assistant Professor in Department of Commerce in Tezpur University.

2. The complainant in his complaint submitted that he has applied for the post of Assistant Professor (Category-Gen-PwD-OH) in Department of Commerce in Tezpur University and was shortlisted for interview which was held on 14.12.2016 & 15.12.2016. He further submitted that University had clearly mentioned in their advertisement that they will prefer a PhD degree holder first and the seat was reserved for PwD-Gen-OH but the seat was filled by a person who belonged to PwD-OH-OBC and non PhD.

3. The matter was taken up with the respondent vide letter dated 20.02.2017 under Section 59 of the Act. In response, Registrar, Tezpur University vide their letter dated 24.04.2017 has inter-alia submitted that the selected candidate belongs to PwD-OH who happens to be from OBC category. He is also NET.JRF and doing PhD from Delhi University. He further submitted that a new Senior level faculty positions of Professor and Associate Professor were also reserved for PwD. However, due to lack of suitable candidates belonging to PwD for these higher level positions, the University appointed additional no. of PwDs against the posts of Assistant Professor (in place of those higher level positions), where they could find suitable candidates so as to enhance the presentation of PwDs in overall Group 'A'.

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सरोजिनी हाउस, 6, भगवान दास रोड, नई दिल्ली-110001; दूरभाष: 23386054, 23386154; टेलीफैक्स : 23386006
Sarojini House, 6, Bhagwan Dass Road, New Delhi-110001; Tel.: 23386054, 23386154; Telefax : 23386006

E-mail: ccpd@nic.in; Website: www.ccd disabilities.nic.in

(कृपया भविष्य में पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखें)

(Please quote the above file/case number in future correspondence)

4. Complainant vide letter dated 03.04.2017 informed that Registrar, Tezpur University has given him dissatisfactory information. Therefore, upon considering the respondent's letter dated 24.07.2016 and complainant's letter dated 03.04.2017, it was decided to hold a personal hearing in the matter and therefore, the case was listed for hearing on 11.07.2017

5. During the hearing, representative of the respondent reiterated their submission already submitted by them vide letter dated 27.05.2016. After hearing, It was found by this court 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.

6. The case is disposed off.



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