



सत्यमेव जयते

न्यायालय मुख्य आयुक्त दिव्यांगजन

COURT OF CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)

दिव्यांगजन सशक्तिकरण विभाग/Department of Empowerment of Persons with Disabilities (Divyangjan)

सामाजिक न्याय और अधिकारिता मंत्रालय/Ministry of Social Justice and Empowerment

भारत सरकार/Government of India

Dated: 16.12.2021

Case No. 13031/1141/2021

NOTICE U/S 75 & 77 OF RPwD Act, 2016

To

Shri Mukul Kumar,
Deputy Commissioner, District Kurukshetra,
D.C. office, Kurukshetra, Mini Secretariat
Sector 10, Kurukshetra, Haryana 136118
Email: Kurukshetradeckrk[at]hry[dot]nic[dot]in
Phone: (01744) -220270; Fax: 01744-220935

Sub: Notice to file comments in a Suo-motu matter regarding non-payment of disability pension to the person with disability, District-Kurukshetra (Haryana) [News Clipping – Dainik Savera Times, Ambala Edition dated 16.12.2021 (Hindi)]

Find enclosed a copy of the news clipping on the above mentioned subject.

2. In the news clipping, it is reported that a divyang named Shri Ravindra Singh is not able to get 'Disability Pension' since last 3-4 moths and his disability pension account has also got closed. As per media report the effected person is resident of Nalvi.
3. Section 3(1) of Rights of Persons with Disabilities Act, 2016 provides that every Divyangjan has right to live with dignity and respect for her/his integrity. further, appropriate government is bound by the duty to ensure that this right is effectively enjoyed by every Divyangjan. Needless to say that similar right is guaranteed under Article 21 of Indian Constitution.
4. Further, Section 75 of Rights of Persons with Disabilities Act, 2016 provides that Chief Commissioner shall review the safeguards provided by or under this Act or any other law for the time being in force for the protection of rights of persons with disabilities and recommend measures for their effective implementation. Similar mandate is provided under Section 80 of Rights of Persons with Disabilities Act, 2016 vis a vis State Commissioner.
5. Prima-facie this Court is inclined to take a view that such denial of pension to Divyangjan is an act of harassment and amounts to deprivation of Rights of Divyangjan.

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6. A copy of the same shall also be marked to State Commissioner for Persons with Disabilities, Govt. of Haryana.

7. Accordingly you are directed to file your reply informing this Court about action taken relating to the report mentioned above within 30 days from the date of issue of this notice.

Encl: As above



(Dr. Janak Raj)
Dy. Chief Commissioner

Copy to:

State Commissioner for Persons with Disabilities,
Department of Social Justice and Empowerment,
Antodaya Bhawan, In front of Command Hospital,
Sector-6, Panchkula, Haryana-134102;
E-Mail: scpd.sje-hry@gov.in; sje@hry.nic.in

: This court attracts kind attention of the State Commissioner for Persons with Disabilities, Govt. of Haryana to this whole issue for taking necessary action, along with a copy of the news clipping.

