

DoP&T. We had got information from the (i) Ministry of Mines; (ii) Ministry of Commerce & Industries; (iii) Central Administrative Tribunal and (iv) Department of Animal Husbandry, Dairying and Fisheries which were forwarded to Mr. S.K. Rungta, complainant. After this, the information from the (i) Ministry of Power; (ii) Department of Industrial Policy and Promotion; (iii) Ministry of Road Transport & Highways; and (iv) Department of Electronic & Information Technology was received, which we could not send to the complainant. The same will now be sent. The respondent who have brought the information relating to their Ministry/Department may hand over the same to our representative.

2. The complainant submitted that at the outset I would like to thank Hon'ble Secretary and Chief Commissioner's office for taking my complaint very seriously. It is not only an important issue of discharging under the Persons with Disabilities Act but also it relates to the implementation of Hon'ble Supreme Court's Orders. I would very briefly say that the Hon'ble Supreme Court in his judgment has interpreted Section 33 of the Persons with Disabilities Act that 3 percent vacancies for persons with disabilities are to be computed in the cadre strength that is one point. Second point is that after computation, you will have to distribute these vacancies on the basis of the said computation among the three categories of disabilities i.e. Visual Impairment or blindness, hearing impairment and locomotor disability equally, that means you will have to give one percent reservation to each of the three categories. We cannot combine any of the category to the other. In this regard DoP&T has issued various Office Memorandums, probably the last one is of dated 22nd May, 2015, in which Roster etc. was also annexed. The Roster is to be maintained on the vacancies based on this principle. Some of the Departments have supplied the Roster and some of them have not. I have a lot of data available with me and, in fact, to my utter disappointment that for the consideration of the Hon'ble Court some of the Departments have not supplied the Roster. Now coming to the point on the basis of which the complaint has been made. If we look on each and every reply which they have reported on this point to the Department of Personnel & Training and Hon'ble Supreme Court in my petition, everyone has given very less vacancies and you will see that though you have made appointments of VH persons which is not the case. My calculation from the entire analysis of the vacancies mentioned in your reply before the Supreme Court is that not even 5% reservation has been given by each of the Department to the VH. In some cases, I will also be able to show. From the figures of the Ministry of Defence, I will be able to show that. Many Departments as part of the Special Recruitment Drive have only mentioned such and such reserved vacancies for PH. Some Departments have tried to dilute blind and low vision by conveniently. Thus the vacancy reserved only for low vision is identified for blind and low vision as well. Even further among the low vision, a discrimination is being made and, therefore, we have made this complaint. Now, that is very big backlog other than as reported to DoP&T. Whereas under Section 37 of the Persons with Disabilities Act, this Court can call any requisite document. We are also concerned to provide copy of the advertisement issued for filling up the backlog of vacancies.