



**COURT OF  
STATE COMMISSIONER  
FOR RIGHTS OF PERSONS WITH DISABILITIES**

**SMT. B. SHAILAJA, M.A., L.L.B  
STATE COMMISSIONER**

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**Show-Cause Notice**

**Case No. RPwD Act/111/2018**

**Date:13 .06.2019**

**Commissioner,  
Telangana Vaidya Vidhana Parishad (TVVP)  
(Premises of Directorate of Medical Education)  
Near Government Maternity Hospital,  
Kothi, Hyderabad.**

**.....Respondent (1)**

**Superintendent,  
District Head Quarters Hospital,  
Bodhan, Nizamabad District.**

**.....Respondent (2)**

On receipt of a complaint dated 21-05-2018, of Sri Manthena Prdeep Kumar, Jr. Asst., O/o District Co-ordinator, Hospital Services, Nizamabad, Telangana State, received from the Court of Chief Commissioner for Persons with Disabilities, Ministry of Social Justice & Empowerment, Government of India, New Delhi, dated 18-07-2018, regarding alleged failure of the department to declare his probation and regularization of his services and sanction of his increments and other associated benefits, the Commissioner, TVVP, Hyderabad has been called upon to examine the complaint and furnish an Action Taken Report to this Court within 30 days from the receipt of the letter so as to extend natural and legal justice to the complainant.

The information furnished by the Superintendent in her letter dated 20-02-2019 and 21-05-2019 is only informative. It is not a redressal of the grievance of the petitioner. The Commissioner, TVVP being the Respondent (1) to take appropriate steps for redressal of the grievance of the petitioner and to furnish the ATR to the Court of the State Commissioner, RPwD Act, 2016. But ATR has not been received so far.

It is also to bring to your notice that as per Section 82 of the RPwD Act, 2016, every Proceeding before the State Commissioner shall be a Judicial Proceeding within the meaning of Section 193 and 228 of the IPC (45 of 1860) and the State Commissioner shall be deemed to be a Civil Court for the purposes of Section 195 and Chapter XXVI of the code of Criminal Procedure 1973 (2 of 1974).

Inaction of the Respondents in the matter that came up before the Court of State Commissioner will attract the provisions of Section 93 of RPwD Act, 2016, which read as follows:

*"Section 93. Whoever, fails to produce any book, account or other documents or to furnish any statement, information or particulars which, under this Act or any order, or direction made or given thereunder, is duty bound to produce or furnish or to answer any question put in pursuance of the provisions of this Act or of any order, or direction made or given thereunder, shall be punishable with fine which may extend to twenty-five thousand rupees in respect of each offence, and in case of continued failure or refusal, with further fine which may extend to one thousand rupees for each day, of continued failure or refusal after the date of original order imposing punishment of fine."*

Now, therefore the Respondent Commissioner, TVVP is hereby called upon to show cause as to why the complaint should not be allowed. A detailed Action Taken Report shall be filed by the Respondent Commissioner, TVVP within (15) days from the date of receipt of this show cause notice, failing which orders deemed fit as per relevant provisions of the RPwD Act, 2016 shall be passed. It shall be construed that the respondents have nothing to say and the matter shall be disposed off based on merits as per records.

This show cause Notice is issued under my hand and seal under Section 93 of RPwD Act, 2016.

**Sd/-**  
**STATE COMMISSIONER**

**// Forwarded by Order //**

  
**OSD TO STATE COMMISSIONER**

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(Ground Floor, Vikalangula Samkshema Bhavan, Nalgonda 'X' Roads, Hyderabad)

email id: [scrpwdact@gmail.com](mailto:scrpwdact@gmail.com)

Phone: 040-24559048

website: [www.scpwd.telangana.gov.in](http://www.scpwd.telangana.gov.in)

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