All the Heads of Govt. Aided Schools are hereby directed to ensure that reservation policy for people with disability is strictly implemented in all Govt. Aided schools of Govt. of NCT of Delhi to protect the rights of all the disabled. The Hon'ble Supreme Court of India in Civil Appeal NO.9096 of 2013 in the matter of Union of India and Another Vs. National Federation of the Blind and Others has observed vide order dated 08.10.2013:-

"We are of the view that the computation of reservation for persons with disabilities has to be computed in case of group 'A', 'B', 'C' and 'D' posts in an identical manner viz., 'Computing 3% reservation on total number of vacancies in the cadre strength' which is the intention of the legislature".

Whereas, earlier, the Hon'ble High Court of Kerala in its judgment dated 05.03.2012 in WP(C) 26877/2009(D) has held that provisions of The Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 are also applicable to the Minority Aided Schools.

Now, therefore, the Management Committees/Heads of all Govt. Aided Schools (including Minority Aided Schools) of GNCT of Delhi are hereby directed to adhere to the following instructions scrupulously in view of the order dated 10.01.2014 of Commissioner for Persons with Disabilities, GNCT of Delhi :-

i) A separate post based roster for persons with disabilities be maintained in every Government Aided School in addition to general roster record as per the directions issued by DOPT, Govt. of India, OM No.36035/3/2004-Estt(Res) dated 29.12.2005.

ii) The recent judgement of the Hon'ble Supreme Court dated 8.10.13 and O.M. No.36012/24/2009-Estt(Res) dated 03.12.2013 issued by DOPT, GOI must be adhered to while processing for filling of vacancies reserved for persons with disability. All such vacancies must be filled with back-log.

iii) The Aided Schools will advertise vacancies only after approval from the concerned Dy. Director of the District and the advertisement must also mention the category for which the post advertised is identified.

This issues with the prior approval of the Competent Authority.

(SHASHI KAUSHAL)
SPL. DIRECTOR (ACT-II)

To
All HOS/Manager of Govt. Aided School
(through District DDEs)
(except South West-B)
Copy to:-

1. OSD to Commissioner for Persons with Disabilities, GNCT of Delhi, 25-D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-02.
2. PS to Pr. Secretary(Education), Directorate of Education, Delhi.
3. PS to Director(Education), Directorate of Education, Delhi.
4. All Regional Directors, Directorate of Education, Delhi.
5. All DDEs (except South West-B), Directorate of Education, Delhi with the request to communicate to the E.Os/DEOs/DE’s Nominees of the concerned districts.
6. Incharge(IT) with the request to upload the circular.

(C.P. OSTA)
ADE(ACT-II)