

GOVT. OF NCT OF DELHI
DEPARTMENT OF SOCIAL WELFARE
(ADMINISTRATION BRANCH-II)
7TH FLOOR, MSO BUILDING, I.P. ESTATE
NEW DELHI-110002

F.No.44(11)/2022/DSW/Estt./ 17577-17636

Dated:-

28/12/22

CIRCULAR

Sub:-Compliance of the Hon.ble Delhi High Court,s judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD)

Please find enclosed a copy of mail alongwith a letter F.No. 30-40/2022-DD-III dated 03.11.2022 received from Under Secretary to the Government of India, Ministry of Social Justice and Empowerment, Department of Empowerment of Persons with Disabilities (Divyangjan), regarding Compliance of the Hon,ble Delhi High Court,s judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD) for necessary action in order to comply the aforesaid judgment of the Hon'ble Delhi High Court.

Encl:- As above.



Section Officer (Admn-II)

To

- Sr. System Analyst, DSW for uploading the circular on the Department website.

F.No.44(11)/2022/DSW/Estt./

Dated:-

Copy to:-

1. PPS to Secretary (SW), GLNS Complex, Delhi Gate, Delhi.
2. PA to Director (SW), GLNS Complex, Delhi Gate, Delhi.
3. All DDs / DSWOs/DDO/HOO/Supdt./In-charge of Homes/ Institutions/Schools..
4. Guard File..



Section Officer (Admn-II)

605/cc
28/12/22

Subject: Fwd: Compliance of the Hon'ble Delhi High Court's Judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD)

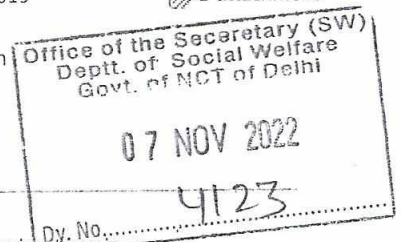
From : Garima Gupta <pssw@nic.in>

Mon, Nov 07, 2022 03:26 PM

Subject : Fwd: Compliance of the Hon'ble Delhi High Court's Judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD)

1 attachment

To : Dr Pooja Joshi IAS <dsw@nic.in>, DD A.Madhavi <asstdirector2010@gmail.com>, DD Litigation <litigation_dsw@rediffmail.com>



From: depwdlegal@gmail.com

To: socialwelfareadaman@yahoo.co.in, "Garima Gupta" <pssw@nic.in>, secsw-sect@goa.in, secswd@gujarat.gov.in, sje@hry.nic.dot.in, "M. Sudha Devi" <socialjesecy-hp@nic.in>, "socialwelfare adm" <socialwelfare.adm@gmail.com>, swdjharkhand@gmail.com, prlsecy-wc@karnataka.gov.in, sjsecykerala@gmail.com, secretarypaladakh@gmail.com, "District Collector UT of Lakshadweep" <lk-coll@nic.in>, "Principal Secretary Social Justice" <pssocialjustice@mp.gov.in>, "psec socjustice" <psec.socjustice@maharashtra.gov.in>, "principalsecretary pv ias" <principalsecretary.pv.ias@gmail.com>, "dte swmeg" <dte_swmeg@yahoo.in>, swdshillong@gmail.com, "socialwelfaredepartment nagaland" <socialwelfaredepartment_nagaland@yahoo.com>, "Bhaskar Jyoti Sarma" <ssepsec.od@nic.in>, "Udayakumar C I.A.S." <secywel.pon@nic.in>, "ACSSSWCD" <psss@punjab.gov.in>, ps-sje@rajasthan.gov.in, sikkimwomenandchild@gmail.com, secywdap@tn.gov.in, wcdsctg2014@gmail.com, secretaryswse010422@gmail.com, shubh-honey@yahoo.co.in, lalrinlianafanai30@gmail.com, secdsw@gmail.com, "Establishment II Branch Delhi High Court" <delhihighcourt@nic.in>

Cc: "DK Panda" <panda.dk@gov.in>

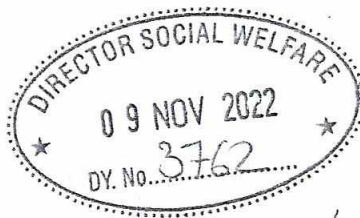
Sent: Monday, November 7, 2022 12:47:01 PM

Subject: Compliance of the Hon'ble Delhi High Court's Judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD)

Sir/Madam,
PFA for consideration.

Regards,

Isha Arora
Legal Consultant
Department of Empowerment of Persons with Disabilities
Ministry of Social Justice and Empowerment
Mob 9999176817



DSW
DD (Admn) DSW

BA 3243 OF 2019 SHIVAM SONI VS. GNCTD STATES LETTER.pdf
430 KB

From : depwdlegal@gmail.com

Mon, Nov 07, 2022 12:47 PM

Subject : Compliance of the Hon'ble Delhi High Court's Judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD)

1 attachment

To : socialwelfareadaman@yahoo.co.in, Garima Gupta <pssw@nic.in>, secsw-sect@goa.in, secswd@gujarat.gov.in, sje@hry.nic.dot.in, M. Sudha Devi <socialjesecy-hp@nic.in>, socialwelfare adm <socialwelfare.adm@gmail.com>, swdjharkhand@gmail.com, prlsecy-wc@karnataka.gov.in, sjsecykerala@gmail.com, secretarypaladakh@gmail.com, District Collector UT of Lakshadweep <lk-coll@nic.in>, Principal Secretary Social Justice <pssocialjustice@mp.gov.in>, psec socjustice <psec.socjustice@maharashtra.gov.in>, principalsecretary pv ias <principalsecretary.pv.ias@gmail.com>, dte swmeg <dte_swmeg@yahoo.in>, swdshillong@gmail.com, socialwelfaredepartment nagaland <socialwelfaredepartment_nagaland@yahoo.com>, Bhaskar Jyoti Sarma <ssepsec.od@nic.in>, Udayakumar C I.A.S. <secywel.pon@nic.in>, ACSSSWCD <psss@punjab.gov.in>, ps-sje@rajasthan.gov.in, sikkimwomenandchild@gmail.com, secywdap@tn.gov.in, wcdsctg2014@gmail.com, secretaryswse010422@gmail.com, shubh-honey@yahoo.co.in, lalrinlianafanai30@gmail.com, secdsw@gmail.com, Establishment II Branch Delhi High Court <delhihighcourt@nic.in>

Cc : DK Panda <panda.dk@gov.in>

Sir/Madam,

PFA for consideration.

19.12.2022
Sh. Sunil, JA.

F.No. 30-40/2022-DD-III
Government of India
Ministry of Social Justice and Empowerment
Department of Empowerment of Persons with Disabilities (Divyangjan)

5th floor, Pt. Deendayal Antyodaya Bhawan
CGO Complex, Lodhi Road,
New Delhi -3,
Dated: 03.11.2022

To,

Principal Secretary/Secretary, Department of Social Justice of all States/UTs

Subject: Compliance of the Hon'ble Delhi High Court's Judgment dated 07.04.2022 in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD) – reg.

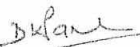
Sir,

I am directed to say that the Central Government enacted the Rights of Persons with Disabilities Act, 2016, which came into force from 19.4.2017. Section 12 of the said Act deals with access to justice and it mandates the appropriate Government to ensure that persons with disabilities are able to exercise right to access any court, tribunal, authority, commission or any other body judicial or quasi-judicial or investigative powers without discrimination on the basis of disability. Sub-section 4 of this Section mandates the appropriate Government to take steps *inter-alia* to ensure that filing departments, registry or any other office of records are supplied with necessary equipment to enable filing, storing and referring to the document and evidence in accessible formats and also to make available all necessary facilities to facilitate recording of testimony, arguments or opinion given by persons with disabilities in their preferred language and means of communication. It may be noted that Section 2 (f) of the aforesaid Act *inter-alia* recognizes Braille, sign language as means of communication.

2. Referring to the above provisions of the RPwD Act, 2016, recently, Hon'ble High Court of Delhi vide its order dated 07.04.2022 while decided on a bail application matter in BA 3243 of 2019 in the matter of Shivam Soni vs. State (GNCTD) has directed the State to make suitable arrangements and provide the court documents in a readable language (Braille script in the present case) to the visually impaired petitioner and prosecutrix. A copy of the Order of the Hon'ble High Court of Delhi is enclosed.

3. In view of the above, you are requested to take up the matter with concerned Department of your State/UT for taking appropriate measures in accordance with Section 12 of the RPwD Act, 2016 and in compliance of the aforesaid Judgment of the Hon'ble Delhi High Court. Action taken in this regard may be intimated to this Department.

Encl: As above


(D.K. Panda)

Under Secretary to the Government of India

Tel.: 011-24369059

Copy to:

The Registrar General,
High Court of Delhi
Shershah Road, New Delhi