

**PUBLIC GRIEVANCES COMMISSION**  
**GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI**  
**I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110**  
**Tel Nos. 011-23379900-01 Fax No.011-23370903**

**Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97**

Grievance No. PGC/2018/A.II/Edn./30

Date of hearing: 30.1.2019

Complainant : Sh. Sanjay Chopra – Present.

Respondent : The Director,  
Directorate of Education,  
Govt. of NCT of Delhi,  
Through Ms. Manju Rani Gupta,  
Principal, SKV, Shalimar Bagh.  
Sh. Naveen Yadav, Vice-Principal  
GBSSS, Shalimar Bagh. – Present.

**1. Brief facts of the complaint**

1.1 Shri Sanjay Chopra filed a complaint in PGC against the lackadaisical attitude and non-action of Directorate of Education, GNCT of Delhi towards the unethical, inhumanitarian behavior of Head of School, Shri Naveen Yadav, Vice-Principal/HOS, GBSSS, Shalimar Bagh, which resulted in the sad demise of his wife, Mrs. Anita Chopra, ex-Assistant Teacher working in S.V. Block, BT, Shalimar Bagh, Delhi.

**2. Relevant facts emerging during the hearing**

2.1 An Action Taken report in the form of Inquiry report dated 25.9.2018 has been filed by Ms. Manju Rani Gupta, Principal, SKV, Shalimar Bagh, Delhi along with annexures which *inter alia* points out to the fact that medical fitness dated 25.1.2018 declared her fit to resume only light duties whereas the medical fitness dated 12.2.2018 only declared her to resume her duties. There is no mention whatsoever about light duties so the Head of School can not be held responsible for assigning her a class. Further, if she was issued medical fitness

certificate, then she was fit to resume her duties and question of provision of time to recover does not arise and if she was unfit, how could she join her duties and whether it was ethical to allow her to recover on duty and hence forwarding of case to higher authorities for guidance in the case would be deemed correct.

Further, Ms. Anita Chopra had submitted her medical fitness twice dated 25.1.2018 and 28.1.2018 prior to her joining but could not do so owing to her poor health as proved by the attendance record.

Mrs. Anita Chopra joined the school on 17<sup>th</sup> Feb.2017 on wheel chair with a medical attendant to look after her and she was unable to speak coherently despite the use of voice synthesizer. She was not audible enough. She was herself dependent on her medical attendant for her personal needs which are evident from the statement HOS and supported by the statements of school staff.

2.2 The Inquiry Officer, who was present during the proceedings and the complainant were heard at length and the Commission has gone through the records annexed with the Inquiry Report.

2.3 From the inquiry report and the documents on record, it is evidently clear that there was no fault on the part of Head of School, and the demise of Mrs. Anita Chopra, complainant's wife can not at all be attributed to the action taken by the Head of School keeping in mind the safety of primary students as well as the deteriorating health of the complainant due to a severe "Brain Stroke" which left her unfit for doing day to day works conveniently and on his own. Moreover, it transpired that Mrs. Anita Chopra, deceased employee, was assisted by other class teacher in taking care of her assignment for longer durations even after her joining back the school.

2.4 The Commission is surprised to know that how the complainant and other family members allowed and convinced her to join duties keeping in view his deteriorating health conditions. The important question which remained answered and raises doubt as to how the Medical Certificate was obtained from the Doctors or issued by the Doctor, declaring her fit, under these circumstances. The Commission finds the complainant or family members equally guilty of letting her join the duties knowing fully well that she is not in a position to do so.

The Commission is also surprised that even after producing Medical Fitness Certificate, they allowed Mrs. Anita Chopra to join as teacher on wheel chair with voice synthesizer. The Department should have constituted a Medical Team to verify her medical fitness. This matter should also have been handled more sensitively by the complainant.

**3. Directions of the PGC**

3.1 In view of the inquiry report as well as oral submissions put forth by the Inquiry Officer, the case is disposed as relief prayed are beyond the jurisdiction of this Commission. The complainant, if he so wishes, can agitate his grievances before any other appropriate forum for relief, if any.

**( MRS. MADHU SHARAN)  
MEMBER**

No. . PGC/2018/A.II/Edn./30

Dated:

Copy to :-

1. The Director, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
2. Addl. Director of Education/Nodal Officer, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
3. Shri Sanjay Chopra.