BEFORE THE STATE COMMISSIONER FOR PERSONS WITH DISABILITIES
ADD: 3RD FLOOR, BUILDING 'B', GOA HOUSING BOARD, NEW MARKET COMPLEX, PORVORIM-GOA, 403521.

Case no.11/Comm-PwDs/2023-24/1093

Shri. Deepak Vinayak Shenvi Malkarnekar,
Flat No. 125, Ekawade Plaza,
Pimpolcotta, Quepem –Goa. **-Complainant**

V/s

The Inspector,
Department of Civil Supplies
and Consumer Affairs,
Quepem Taluka, Quepem-Goa. **-Respondent-I**

The Director,
Department of Civil Supplies
and Consumer Affairs,
1ST Lift, 2ND Floor,
Junta House, Panaji Goa. **-Respondent-II**

Case filed on: 13/11/2023
Decided on: 07/12/2023

1. This Commission is in receipt of Complaint dated 13/11/2023 from Shri. Deepak Vinayak Shenvi Malkarnekar a Person with 82% having Baker Muscular Dystrophy, Physical Disability, working as UDC in Civil Supplies Department Office, Quepem Taluka, Quepem-Goa, who has made a Complaint/Representation to this Commission with regards to requesting the Civil Supplies Department, Government of Goa to permit him to work from home.

2. He further stated that due to his **Baker Muscular Dystrophy Disability**, he is not able to stand-up by his own and need support while walking, while sitting and getting up from chair.

3. Upon receipt of the Complaint dated 13/11/2023 hearing notice was issued on 22/11/2023 to the Respondent I (The Inspector, Department of Civil Supplies and Consumer Affairs) and Respondent –II (The Director, Department of Civil Supplies and Consumer Affairs) to remain present for hearing which was fixed on **27th Nov 2023** at **11:45 am** in the Court of the State Commissioner for Persons with Disabilities **Add:** 3RD Floor, Building 'B', Goa Housing Board, New Market Complex, Porvorim-Goa.

4. On 27/11/2023 the Complainant was present for hearing and both the Respondent I & II were present, the State Commissioner for Persons with Disabilities, went through the Complaint/Reprenstation made by Shri. Deepak Vinayak Shenvi Malkarnekar and discussed it with both the Respondent I & II.

5. Upon hearing the Complainant and both the Respondent I and II, and going through the issue concerned in the complaint, and considering the Rights of Persons with Disabilities Act 2016. This Commission deemed fit to pass the following interim order.

P.T.O

Department of Civil Supplies and Consumer Affairs Panaji-Goa
RECEIVED
Signature:
Date: 07/12/23

ORDER

1. This Commission considering the Complaint/Reprenstation made by Shri. Deepak Vinayak Shenvi Malkarnekar, a Person with 82% Baker Muscular Dystrophy, Physical Disability, working as UDC in Civil Supplies Department Office, Quepem-Goa. has requested the Civil Supplies Department, Government of Goa to permit him to work from home, due to his **Baker Muscular Dystrophy Disability to his legs** which makes him to fall down frequently and Constantly need support while walking, while sitting and getting up from chair. We hereby recommend.

2. Respondent-II, The Director, Department of Civil Supplies and Consumer Affairs, 1ST Lift, 2ND Floor, Junta House Panaji-Goa, to issue an interim order to allow the Complainant Shri. Deepak Vinayak Shenvi Malkarnekar to work from home by considering his Disability, till the final order is passed.

3. Further the Respondent-I, on receipt of interim order received from Respondent- II, is recommended to immediately allow Shri. Deepak Vinayak Shenvi Malkarnekar to work from home as per his efficiency and ability to work, considering his disability.

4. This Commission recommends Complainant to make arrangement to pick-up files/assignment work given from office and after finishing the work or completing assignment work will make arrangement to drop office files/assignment work back, as to ensured that no inconvenience is caused to smooth functing of the Office

5. Further the Complainant Shri. Deepak Vinayak Shenvi Malkarnekar shall cooperate and coordinate with the Respondent-I, and Respondent-II as per the interim order issued.

6. Further the Respondent I and Respondent II shall submit compliance report on the recommendation made herein above, to this office within the period of 15 days on receipt of this order.

Given under my hand and seal of this Commission, on this day of **07th December 2023**

State Commissioner for Persons with Disabilities
Government of Goa

(GURUPRASAD R. PAWASKAR)
(State Commissioner)
for Persons with Disabilities,
Porvorim-Goa