GOVERNMENT OF GOA

BEFORE THE STATE COMMISSIONER FOR PERSONS WITH DISABILITIES.

ADD: 1st FLOOR, BUILDING 'B', GOA HOUSING BOARD,
NEW MARKET COMPLEX, PORVORIM GOA.
Email: dis-comm.goa@gov.in
Phone No: 9156321900
Website: scpwd.goa.gov in

No. Comm-PwD/Case no. 13/2023-2024/1621 Date 05/02/2024

Flory & Filipe Fenandes,
R/o Magnificat,
House No 1096,
Segundo Bairro,
Santa Cruz, Ilhas Goa.

-Complainant

V/s

The Secretary,
Village Panchayat,
Santa Cruz, Panaji,
Goa. 403005.

RECEIVED
Dt. 6/2/2024
VILLAGE PANCHAYAT
SANTA CRUZ GOA

-Respondent

1. This Commission is in receipt of complaint dated 08/11/2023 from Raina Fernandes (daughter of Mrs. Flory & Mr. Filipe Fernandes) on behalf of Mrs. Flory & Mr. Filipe Fernandes, R/o above mentioned address in regards to no access to the house from the road.

2. Complainant stated that Mr. Filipe Fernandes is a Parkinson and stroke patient that requires assistance to walk. He is in need of Medical services where he needs to be shifted to GMC via the 108 Ambulance services for which there was substantial delay by the first responders due to there being no access to the house from the road.

3. Upon receipt of the complaint dated notice was issued to the Secretary Village Panchayat, Santa Cruz asking to submit compliance report to the Commission on or before 22/11/2023.

Received Quaudes 08/2/24.

4. As reply not received from the Respondent, Reminder I was issued to submit the report by 08/12/2023.

5. Since no reply received Hearing notice was issued to both the Complainant and Respondent to remain present for hearing which was fixed on **24/01/2024 at 11:00 am** in the Court of State Commissioner for Persons with Disabilities.

6. Complainant and Respondent were present for the hearing, during the course of hearing it was discussed to pass an interim order. Next date of hearing is fixed on **08/02/2024.**

Now this Commission upon considering the facts passes the following interim order for the benefit and safe guard of Person with Disabilities:-

INTERIM ORDER

1. The Respondent is recommended to ensure that the complainant is provided motor able access as shown in Survey no 592 & 599 of Village Calapor, Tiswadi Taluka.
2. The Respondent is directed to submit compliance report of the work done during the next date of hearing.
3. The RPwD Act 2016 underscores the importance of reasonable accommodation and accessibility, and the current situation clearly falls shorts of these requirements.
4. In view of above Respondent is recommended to follow provisions of Rights of Persons with Disabilities Act, 2016 in true letter and spirit.

Given under my hand and seal of this Commission, on this day of 05th February 2024.

State Commissioner
For Persons with Disabilities
Government of Goa

(Guruprasad R. Pawaskar)
State Commissioner for Persons with Disabilities
Porvorim Goa.

O/C