

ACTION HISTORY OF RTI REQUEST No.FSOID/R/P/25/00011**Applicant Name** kumar kalbande**Text of Application** Please find attachment**Reply of Application** कृप्या एटेचमेंट देखे।

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	17/07/2025	Sugandha Srivastava-(CPIO)	
2	REQUEST DISPOSED OF	06/08/2025	Sugandha Srivastava-(CPIO)	

[Print](#)

फा.सं. File No.: 17-25/2024-FE

भारत सरकार / Government of India

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

Ministry of Environment, Forest & Climate Change
(वन स्थापना प्रभाग / Forest Establishment Division)

MoEFCC, 4th Floor, Block-3,
Old CBI Building, CGO Complex,
नई दिल्ली / New Delhi - 110003

दिनांक : 07.07.2025

To,

Shri Kumar Bhaskar Kalbande,
C/o Mrs A B Kalbande
Balaji Appt Flat No 15-3,
Atrey Lay Out Pratap Nagar,
Nagpur, Pin:440022,
(m) +91-9356009568,
email: kumarkalbande@gmail.com-

Subject: An RTI Application MOENF/R/E/25/00883 dated 22.06.2025 from Kumar Bhaskar Kalbande, C/o Mrs A B Kalbande Balaji Appt Flat No 15-3, Atrey Lay Out Pratap Nagar, Nagpur, Pin:440022, (m) +91-9356009568, email: kumarkalbande@gmail.com- reg.

Sir,

Kind reference to the above RTI Application MOENF/R/E/25/00883 dated 22.06.2025 submitted by you, and it is to submit that the information sought pertains to FSI, Dehradun, and forwarded to FSI Dehradun for reply to the RTI applicant directly.

Further, your kind attention is invited to the Hon'ble CIC order dates 19.02.2024 in CIC/MOENF/A/2023/608903, CIC/MOENF/A/2023/603459, CIC/FSOID/A/2023/609550, CIC/FSOID/A/2023/611538, CIC/FSOID/A/2023/647520 (Kumar Kalbande vs CPIO -MoEFCC and FSI) which states ".....The Commission further observes that the Appellant with locomotor disability is filing such large number of RTI applications and the Commission fails to understand as to how he manages to file and maintain the records of such number of RTI applications/first appeals/second appeals. The Appellant has not been judicious in the use of RTI Act and has been using it as a tool to harass the Public Authority through hundreds of applications to settle his personal vendetta arising out of his transfer from Nagpur to Kolkata. The above advisory for disciplinary authority is reiterated in this case also. The Appellant is therefore, admonished and is cautioned to exercise his right to information in an informed and judicious manner. Further, he is advised to approach appropriate forum to redress his grievance."

The First Appellate Authority is Shri B. Abhay Bhaskar, DIGF(FE), MoEFCC, New Delhi.

(Birbal Ram Meena)

US(FE)/CPIO

Email: birbalmeena.69@gov.in

Copy to:

1. CPIO, FSI, Dehradun: with a request to kindly look into the transferred RTI under Section 6(3) from the FE Division as stated above and available information may kindly to submitted to the RTI Applicant.

248

RTI REQUEST DETAILS (आरटीआई अनुरोध विवरण)

Registration Number (पंजीकरण संख्या) :	MOENF/R/1/25/00883	Date of Receipt (प्राप्ति की तारीख) :	22/06/2025
Type of Receipt (रसीद का प्रकार) :	Online Receipt	Language of Request (अनुरोध की भाषा) :	English
Name (नाम) :	Sh. Kumar Bhaskar Kalbande	Gender (लिंग) :	Male
Address (पता) :	C/o Mrs A B Kalbande Balaji Appt Flat No. 15-3, Atrey lay Out Pratap Nagar, Nagpur, Pin:440022		
State (राज्य) :	Maharashtra	Country (देश) :	India
Phone Number (फोन नंबर) :	+91-9356009568	Mobile Number (मोबाईल नंबर) :	+91-9356009568
Email-ID (ईमेल-आईडी) :	kumarkalbande@gmail.com		
Status (स्थिति)(Rural/Urban) :	Urban	Education Status :	Above Graduate
Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?) :	No	Citizenship Status (नागरिकता) :	Indian
Amount Paid (राशि का भुगतान) :	10) (original recipient)	Mode of Payment (भुगतान का प्रकार) :	Payment Gateway
Does it concern the life or Liberty of a Person? (क्या यह किसी व्यक्ति के जीवन अथवा स्वतंत्रता से संबंधित है?) :	No(Normal)	Request Pertains to (अनुरोध निम्नलिखित संबंधित है) :	B.R Meena (FE)

Please find the attachment. The Divyang person without salary and hence may consider the RTI under life and liberty clause of RTI as any moment person could die of starvation

Provide following information under RTI Act 2005

- Information Sought (जानकारी मांगी):
1. Certified copies of further correspondence on email dated 22/6/2025.
 2. Certified copies of further correspondence on Petition issued by Rashtrapati Bhavan dated 13/6/2025.
 3. Certified copies of all the related documents including Notesheet of each letter and processing
- I am ready to pay legal charges

Print

Save

Close

247

Appeal and Intimation of Indefinite Hunger Strike from 31st May 2025 by Divyang Central Government Employee

1 message

Kumar Kalbande <kumarkalbande@gmail.com>

To: secy-moef@nic.in, dgfindia@nic.in

Sun, 22 Jun, 2025 at 16:31

To,
Competent Authority
MOEFCC
New Delhi

The applicant is requesting the appointment with concerned authorities in order to escalate the issues urgently. You are most humbly submitted to kindly provide me the appointment earliest possible and action taken report may please provided to me.

Regards
Kumar Bhaskar Kalbande
9356009568

[Quoted text hidden]

संख्या-13-2/2025-RTI - 1745

भारत सरकार
भारतीय वन सर्वेक्षण
पे0ऑ0-आई0पी0ई0, कौलागढ़ मार्ग
देहरादून-248195

दिनांक: 6 जुलाई, 2025

सेवा में,

Shri Kumar Bhaskar kalbande C/o Mrs A B Kalbande,
Balaji Appt, Flat No-15-3,
Atrey Layout, Pratap Nagar,
Nagpur-440022,
Maharashtra.
Mobile No-9356009568.

Sub:- Information under RTI Act, 2005.

महोदय,

उपरोक्त विषय के संदर्भ में यह सूचित किया जाता है कि आपके आर.टी.आई. आवेदन संख्या MOENF/R/E/25/00914 दिनांक 26.06.2025, MOENF/R/E/25/00280 दिनांक 25.06.2025, MOENF/R/E/25/00883 दिनांक 22.06.2025 एवं MOENF/R/E/25/00884 दिनांक 22.06.2025 के द्वारा मांगी गई सूचना के संबंध में यह कहना है कि आपके पत्रों के द्वारा मांगी गयी सूचना इस पत्र के साथ संलग्न की जा रही है।

2. यदि आप इस उत्तर से संतुष्ट नहीं हैं तो इस पत्र की प्राप्ति की तिथि से तीस दिनों के भीतर आप निम्नांकित प्रथम अपीलीय प्राधिकारी के समक्ष अपील दायर कर सकते हैं।

श्रीमती मीरा अय्यर (प्रथम अपीलीय अधिकारी),
भारतीय वन सर्वेक्षण,
कौलागढ़ मार्ग, देहरादून-248195
फोन नं०.- 01352755037

भवदीया,

सुगंधा श्रीवास्तव
(सुगंधा श्रीवास्तव)
लोक सूचना अधिकारी

प्रतिलिपि:- CPIO/US (FE Division), पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय के कार्यालय ई-मेल दिनांक 08.07.2025 के संदर्भ में।

प्रो. 6/8/2025

OK
6/8/25

संख्या-13-7/2025-प्रशा0-1573

भारत सरकार
भारतीय वन सर्वेक्षण
डाकघर-आई0पी0ई0, कौलागढ़ मार्ग
देहरादून-248195

दिनांक 28 जुलाई, 2025

सेवा में,

लोक सूचना अधिकारी
भारतीय वन सर्वेक्षण
कौलागढ़ मार्ग, देहरादून।

विषय:- RTI under the Right to information Act, 2005.

संदर्भ:- पत्र संख्या:-13-2/2025-आर0टी0आई0-1391 दिनांक 17.07.2025.

महोदया,

उपरोक्त विषय के संदर्भ में यह सूचित किया जाता है कि Shri Kumar Kalbande, Maharashtra के निम्नलिखित आर0टी0आई0 आवेदन पत्रों के द्वारा मांगी गई संबंधित सूचना उपलब्ध रूप में प्रशासन अनुभाग से प्रेषित की जा रही है:-

1. Registration No. MOENF/R/E/25/00914 दिनांक 26.06.2025
2. Registration No. MOENF/R/E/25/00280 दिनांक 25.06.2025
3. Registration No. MOENF/R/E/25/00883 दिनांक 22.06.2025
4. Registration No. MOENF/R/E/25/00884 दिनांक 22.06.2025

भवदीय,

(मुंदे अश्विंद दत्त)

उप निदेशक (का0 एवं प्रशा0)

संलग्नक:-उपरोक्तानुसार

सुगन्धा
28/7/25

BA cell.

E-MAIL

File No. 13-15/2022-Admin-Part- 1260
 Government of India
 Ministry of Environment, Forest & Climate Change
 Forest Survey of India
 P.O.-I.P.E., Kaulagarh Road
 Dehradun-248195

Date 13 December 2023

Subject: 1) Regarding joining of Sh. Kumar Kalbande in the O/o Regional Director, Regional Office (Eastern), Kolkata.

2) Regarding stopping medical treatment of Sh. Kumar Kalabande by closing his CGHS Card.

With reference to the emails dated 08.12.2023 received from Sh. Kumar Kalbande on the above mentioned subjects, the following point are informed:

1. Sh. Kumar Kalbande has been relieved dated 30.07.2021 by the Regional Director, Regional Office (Central), Nagpur and have asked to join Regional Office (Eastern), Kolkata, hence question of handing over charge does not arise. As per records there is no charge lying with Sh. Kumar Kalbande, which has been confirmed by Regional Director, Regional Office (Central), FSI, Nagpur. In case of anything is pending to be done/completed/returned, this will be communicated to the Regional Director, Regional Office (Eastern), FSI, Kolkata, in due course from Regional Director, Regional Office (Central), FSI, Nagpur.
2. The LPC has been issued to Regional Office (Eastern), FSI, Kolkata vide letter dated 22.11.2021 and a copy of which was also provided to Sh. Kumar Kalbande in reply to his Public Grievance No. MOEAF/E/2023/0001096 vide letter no. E-484/2019/194 dated 25.05.2023.
3. In order to make any payment to Sh. Kumar Kalbande, Sh. Kumar Kalbande needs to be mapped on the PFMS at Regional Office (Eastern), FSI, Kolkata as he was relieved from the Regional Office (Central), FSI, Nagpur. Sh. Kumar Kalbande can be mapped only after joining his place of posting i.e. Regional Office (Eastern) Kolkata. Hence no tour advance, medical payment etc. can be given to Sh. Kumar Kalbande without his joining. Moreover, an advance of Rs. 22,000/- is pending with Sh. Kumar Kalbande. Once he joins at his new place of posting all payments due to him will be cleared as per rules.
4. In one of the e-mail dated 08th December 2023, addressed to DG FSI, Dehradun, Sh. Kumar Kalbande have stated that he is keen on joining at Kolkata. In another e-mail dated 08th December, addressed to DGF & SS (copy marked to DG FSI) Sh. Kumar Kalbande have written that he wishes to travel to FSI, HQ, Dehradun for redressal of his grievances. Since he has the finances available to travel to FSI, HQ, Dehradun, it is strongly suggested that he may use the same for travelling to Kolkata for joining, he may utilise the same to travel to Kolkata. This way his salary will also start, his pending bills (if any) will get paid and he can draw advances as admissible.
5. Regarding application of Section 38 of Disability Act, it is to inform that this office is always ready to provide high support to every disabled employee. It is also informed that vide letter no. 13-15/2022-Admin-Part-1810 dated 01.08.2023, Sh. Kumar Kalbande was asked to appear in the

Govt. Medical College & Hospital for re-examination of his Temporary disability, but it is learnt from Regional Director, Regional Office (Central), FSI, Nagpur that Sh. Kumar Kalbande have not appeared in the Govt. Medical College & Hospital for re-examination.

6. No one has stopped Sh. Kumar Kalbande from joining at Regional Office (Eastern), FSI, Kolkata. Even the Regional Director, Regional Office (Eastern), FSI, Kolkata has also recently sent an e-mail regarding this and asking him to join at Kolkata. Hence, Sh. Kumar Kalbande is asked to stop mis-representing things and join at his place of duty.
7. Regarding stopping of CGHS, it is to inform that Sh. Kumar Kalbande is unauthorizedly absence from duty since 1/2021. He has been transferred to Regional Office (Eastern), FSI, Kolkata on 30.07.2021, and relieved from Regional Office (Central), FSI, Nagpur on the same day. It is pertinent to mention that CGHS facilities can be availed by the Central government employees on fulfilling the extant criteria and on payment of the prescribed fees. In his case, fees for CGHS card, which is Rs 450/- per month could not be deducted by his offices for almost 03 years (Regional Office (Central), FSI, Nagpur for the period from 1/2021 to 7/2021 and Regional Office (Eastern), FSI, Kolkata from 8/2021 till date) as Sh. Kumar Kalbande is not drawing any salary for being unauthorizedly absent. The CGHS authorities have been informed about his unauthorized absence, non-payment towards CGHS card and his transfer from Regional Office (Central), FSI, Nagpur to Regional Office (Eastern), FSI, Kolkata. After joining at Regional Office (Eastern), FSI, Kolkata, his deductions for the CGHS will start again based on which CGHS authorities can be asked for reviving the CGHS card.

This is issued with the approval of the Director General, Forest Survey of India.


(Munche Arvind Dattu)
IFS
Deputy Director (P&A)
Forest Survey of India

Sh. Kumar Kalbande,
Junior Technical Assistant,
Regional Office (Eastern), Kolkata
Email- kumarkalbande@gmail.com

Copy to:

1. DGF&SS, MoEF&CC, New Delhi.
2. Regional Director, Regional Office (Central), Nagpur.
3. Regional Director, Regional Office (Eastern), Kolkata.



290

E-MAIL

File No. 13-15/2022-Admin-Part-1/1164
Government of India
Ministry of Environment, Forest & Climate Change
Forest Survey of India
P.O.-I.P.E., Kaulagarh Road
Dehradun-248195

Date/7 November 2023

Subject: Requesting allowances for Departmental Inquires and other relief regarding.

With reference to the email dated 24.10.2023 received from Sh. Kumar Kalbande on the above mentioned subject. In this regard, I am directed to inform that as per the FR Rule 53, Sh. Kumar Kalbande is not entitled for subsistence allowance.

This is issued with the approval of the Disciplinary Authority.


(Mundhe Arvind Dattu)
IFS
Deputy Director (P&A)
Forest Survey of India

Sh. Kumar Kalbande,
Junior Technical Assistant,
Regional Office (Eastern), Kolkata
Email- kumarkalbande@gmail.com

Copy to:

1. Regional Director, Regional Office (Central), Nagpur for information.
2. Regional Director Regional Office (Eastern), Kolkata for information.
3. Shri Kumar Kalbande, Balaji Apartment, Atré Layout, Pratap Nagar, Nagpur-440022.
4. Shri Kumar B. Kalbande, S/O Bhaskar Kalbande, Behind Nabira College, Katol Rathi Layout, Katol Nagpur-441302.

ई-मेल/स्पीड पोस्ट

147

संख्या 7-20/2021-प्रशासन-3690

भारत सरकार

भारतीय वन सर्वेक्षण,

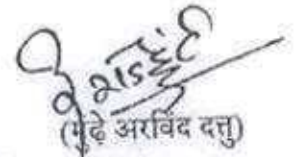
पो0ओ0-आई0पी0ई0,

कोलागढ़ रोड, देहरादून-248195

दिनांक जुलाई, 2022
01/8

विषय: 1) Regarding providing subsequent allowances to attend the inquiries.
2) Requesting not to use my personal email id for official inquiry communication and intimation

उपरोक्त विषय पर आपके पत्र दिनांक 23.06.2022 के संदर्भ में मुझे यह सूचित करने का निर्देश हुआ है कि आपका स्थानांतरण क्षेत्रीय कार्यालय (पूर्वी), कोलकाता हो चुका है, क्षेत्रीय कार्यालय (पूर्वी), कोलकाता कार्यालय में ज्वाइन होने के बाद ही आपको Salary एवं medical bills का भुगतान किया जा सकता है। इस कार्यालय में आपके द्वारा प्रस्तुत किये गये ई-मेल एवं स्थायी पते पर ही संपर्क किया जा रहा है, अन्य कोई ई-मेल एवं स्थायी पता आपके द्वारा इस कार्यालय में प्रस्तुत नहीं किया गया है।


(मुद्दे अरविंद दत्त)

उप निदेशक (एफ.सी.एम.-II)

श्री कुमार कलबंदे,
कनिष्ठ तकनीकी सहायक,
भारतीय वन सर्वेक्षण,
क्षेत्रीय कार्यालय (पूर्वी), कोलकाता

प्रतिलिपि:

1. Regional Director, Regional Office (Central/Eastern), Nagpur/Kolkata for information.
2. Shri Kumar B. Kalbande, Balaji Apartment, Atrre Layout, Pratap Nagar, Nagpur-440022.
3. Shri Kumar B. Kalbande, CPWD Type 4 Qtr 1 Block 66, Opp. to IBM, Civil Lines, Nagpur-440001.
4. E-mail- kumarkalbande@gmail.com.

स्पीड पोस्ट/ई-मेल

संख्या 7-7/2021-प्रशासन-पार्ट - 553

भारत सरकार

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

भारतीय वन सर्वेक्षण,

पो0ऑ0-आई0पी0ई0,

कौलागढ़ रोड, देहरादून-248195

दिनांक 14 मई, 2025

विषय: Inquiry Report for representation- regarding

उपरोक्त विषय पर आपके विरुद्ध चल रही अनुशासनात्मक कार्यवाही की जाँच रिपोर्ट इस आशय के साथ प्रेषित की जाती है कि उक्त जाँच रिपोर्ट के संबंध में अपना अभ्यावेदन 15 दिनों के भीतर महानिदेशक महोदय के समक्ष प्रस्तुत करें।

यह महानिदेशक महोदय एवं अनुशासनात्मक प्राधिकारी के अनुमोदन से जारी किया जाता है।

संलग्न: जाँच रिपोर्ट


(मुद्रित अरविंद प्रसाद)
भा.व.से.

उप निदेशक (का० एवं प्र०)

श्री कुमार कालबांडे,

कनिष्ठ तकनीकी सहायक,

क्षेत्रीय कार्यालय (पूर्वी), कोलकाता

ई-मेल- kumarkalbande@gmail.com, kumaarkaalbande@gmail.com,

kumaarkalbande@gmail.com, sunandhabhashkarkalbande@gmail.com

प्रतिलिपि:

1. क्षेत्रीय निदेशक, भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (केन्द्रीय), नागपुर को इस आशय के साथ प्रेषित किया जा रहा है कि वे श्री कुमार कालबांडे को यह पत्र उनके आवासीय पते पर अपने कार्यालय से किसी कर्मचारी को भेजकर उन्हें सौंपने के संबंध में उचित कार्यवाही करने का कष्ट करें।
2. Shri Kumar Kalbande, C/o Mrs S B Kalbande, Balaji Appt Flat No. 16-5-A, Atrey Layout, Pratap Nagar, Nagpur- 440022.
3. Shri Kumar B. Kalbande, C/o Bapu S Charde, Tapasya, Laxmi Nagar, Near Dhartimurti Road, Katol, Nagpur - 441302



न्यायालय मुख्य आयुक्त दिव्यांगजन

COURT OF THE CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)

दिव्यांगजन सशक्तिकरण विभाग/Department of Empowerment of Persons with Disabilities (Divyangjan)

सामाजिक न्याय और अधिकारिता मंत्रालय/Ministry of Social Justice & Empowerment

भारत सरकार/Government of India

5वाँ तल, एन.आई.एस.डी. भवन, जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075 ; दूरभाष : (011) 20892364

5th Floor, N.I.S.D. Bhawan, G-2, Sector-10, Dwarka, New Delhi-110075; Tel.:

(011) 20892364

Email: ccpd@nic.in; Website: www.ccdisabilities.nic.in

Case No: 13545/1022/2022

In the matter of —

Shri Kumar Kalbande
CPWD Type 4 Quarter 1
Block 66, Civil Lines Nagpur
Email:kumarkalbande@gmail.com

...Complainant

Versus

The Director General
Forest Survey of India
Ministry of Environment Forest & Climate Change,
Kaulagarh Road, P.O. IPE Dehradun
Uttarakhand – 248195
Email : dgfsi@fsi.nic.in, jdfti@fsi.nic.in

... Respondent

1. Gist of the Complaint:

Shri Kumar Kalbande, a person with 50% locomotor disability filed a complaint on 05.06.2022 before the Court of the Commissioner of Persons with Disabilities, Government of Maharashtra regarding the cancellation of his transfer order and posting to place near his native place. The Complainant was working as a Junior Technical Assistant at the Forest Survey of India and is a resident of Maharashtra. The Complainant was transferred to Kolkata which is very far from his native place. His salary was also stopped for over 16 months including during the period of Covid-19 lockdown by using "No Work No Pay" rules. It was also alleged that the Estate Manager forced the applicant to evacuate the quarter. The Complainant has made multiple representations to the SCPD, Maharashtra regarding this. As the opposite party in this matter happened to be an establishment under the control of the Central Government, the State Commissioner vide his letter dated 06.10.2022 forwarded the matter to this Court under the provisions of Section 75 (1) (b) of the RPwD Act, 2016 (In short "the Act"). The matter was taken up with the Respondent vide Notice dated 11.11.2022.

2. Submissions made by the Respondent

2.1 The Dy. Director (P&A) Forest Survey of India, Dehradun vide letter dated 12.12.2022, filed the reply and submitted that Forest Survey of India (FSI), Dehradun, an organization under the MoEF&CC, assesses forest cover assessment, which is a wall-to-wall mapping exercise based on remote sensing supported by intensive ground verification and field data from National Forest Inventory. ISFR is an important report for the Government of India, required for policy-making at the Centre and state level and reporting the Forest Cover/tree cover/forest inventory/growing Stock/Carbon Sink related area at several international forums.

2.2 The Respondent further submitted that the matter has been referred to the current employer of the Complainant Forest Survey of India, Regional Office (Eastern) Kolkata regarding the submission of proper application, medical certificate, and other relevant documents if any submitted by the complainant. After receipt of the documents, his case will be considered as per the extant rules.

2.3 The Respondent submitted that the Complainant has been serving in the Forest Survey of India, Regional Office (Central), Nagpur since 2009, he was transferred along with 4 other employees in the public interest. The transfer order of the Complainant along with 4 other employees was issued on 30.07.2021 which is around a year ago while his disability as claimed by the Complainant is since 11.05.2022 (attached). This indicated that the Complainant was transferred almost a year before his date of claim of temporary disability. Instead of joining, the Complainant started using the influence of ministers and public representatives to cancel his transfer order. He started writing letters to several senior officers of the Ministry and Sh. Bhupender Yadav, Hon'ble Minister of Environment, Forest and Climate Change, and other public representatives rather than joining his new place of posting. The Respondent stated that the Complainant has been involved in sexual harassment activities in the office. The female employees who were working in the office complained in writing. After the inquiry by the Internal Complainant Committee, the Director General, the Forest Survey of India issued a charge sheet to him. Necessary action is in process in this regard.

2.4 Regional Director, Regional Office (Central), Nagpur has come to know that the Complainant got a Government job with a fake experience certificate which was issued by his father, who was RFO, Hingani Range at that time. The concerned deputy Conservator of Forests, Wardha has confirmed that his office and the office of the RFO under his jurisdiction have never issued such an experience certificate, and the certificate used by Sh. Kumar Kalbande to get a job in FSI is a fake certificate. He stated that the Complainant has never worked in the forest department. For this chargesheet has been served to the Complainant on 29.04.2022. The necessary disciplinary action is in progress.

2.5 The Respondent stated that the complainant's cumulative unauthorized absence since 01.04.2020 is more than 1 ½ years. His attendance month-wise from April 2020 to March 2021 is completely nil. The Complainant has the habit of being absent from the office for more than 200 days in a year. The charge sheet has been already served in this case to the Complainant.

3. Submissions made in the Rejoinder:

285

3.1 The Complainant has submitted the Rejoinder vide letter dated 14.02.2023 and reiterated his complaint and inter alia submitted that the Respondent does not follow the DoPT OM dated 31.03.2014 regarding exemption of PwD employees from the rotational transfer.

4. **Hearing(1):** A hearing online through video conferencing was conducted on 26.05.2023. The following parties/representatives were present during the hearing:

1. Shri Kumar Kalbande, with Shri Akshay Jain, **Complainant**
2. Shri Kamal Pandey, Dy. Director, FSI for **Respondent**

4.2 During the Online hearing the Complainant submitted that after receipt of the transfer order, he visited the Kolkata Office for joining, but he was not allowed to join. The Respondent denied the statement of the Complainant and submitted that he was given an opportunity to join the Kolkata Office, but he didn't join his duties at the office.

4.3 The Chief Commissioner asked the parties to show the documents/evidence in support of their statements. Both parties requested time for filing the supporting documents.

4.4 The Chief Commissioner accepted their request and granted 05 working days to file the supporting documents.

4.5 The Record of Proceedings for the hearing was issued to the parties on 06.06.2023.

5. **Evidence/documents filed by the parties:**

5.1 No documents/evidence in support of his statement was received from the Complainant till date.

5.2 The Respondent vide email dated 06.06.2023 filed his response and a chronology of events in respect of the transfer of the Complainant from 30.07.2021 to 02.06.2023. In the chronology as mentioned at serial number 19, the Complainant vide email dated 01.11.2022 had requested only for providing a place to stay at Kolkata. His request was forwarded to RO, Kolkata through email dated 15.11.2022. The FSI, Kolkata vide email dated 21.11.2022 replied to FSI, Nagpur with a copy to the Complainant that the Complainant neither had mentioned the date of his arrival at Kolkata nor the period of stay in the Guest House. The FSI Kolkata also requested the FSI Nagpur to inform the Complainant to provide the date of arrival and the period of stay in the Guest House.

6. **Hearing (2):** An online hearing was conducted on 18.12.2023. The following parties/representatives were present during the hearing:

- (1) Shri Kumar Kalbande, Complainant in person
- (2) Shri Arvind Munde, Dy. Director FSI, for Respondent

7. Record of Proceedings:

7.1 The representative of the Respondent submitted that the Complainant was transferred to Kolkata on 30.07.2021 from Nagpur. He has not joined his duties at the new place of his till date is on unauthorized absence. The Respondent attempted many times for his joining at RO, Kolkata so that all dues could be paid to him. Further, an inquiry is ongoing against the Complainant on the charge of submitting a fake experience certificate to secure employment, which is almost complete and the report is likely to be submitted soon. During the inquiry, his previous employer as per the experience certificate submitted by the Complainant, informed that no such person had worked there and also no payment was made towards him. Further, the appointment of the Complainant was not from the PwD quota. The Complainant submitted a temporary disability certificate on 11.05.2022, i.e. after 9 months of his transfer. The photo on his disability certificate was at least 10 years old. The disability certificate was verified by the GMC, Nagpur, who asked the Complainant to appear for re-examination. The same was communicated to him.

7.2 It was further submitted that as regards sexual harassment, an internal inquiry is in progress and the hard disc of the computer has been sent to Forensic Lab, Pune. The forensic report is still awaited.

7.3 The Complainant submitted that he tried to join RO Kolkata, but he was provided with accommodation on the 3rd floor. The lift was not working and he was unable to stay there. He filed a police complaint there and submitted the videos as evidence. In RO, Kolkata, there are two posts for JTA and both were filled. There is no post available for him. Regarding the experience certificate, the Complainant submitted that he had worked in the forest department on a daily wage basis as a contractual worker. Regarding disability certificate, it was issued by GMC, Nagpur after he met an accident on 11.05.2022. He visited GMC, Nagpur for a medical re-examination but was not entertained as his Identity Card was held by RO, Nagpur. He was not paid with salary during the Covid-19 period. He also submitted that he has video evidence in support of his claims.

7.4 After hearing both the parties this Court observed that during the last hearing conducted on 26.05.2023 both parties were asked to submit certain documents/evidence in support of their statements but they have not submitted the same as yet. The Court asked the Respondent about reasons for the delay in internal inquiry for fake experience certificate and sexual harassment. The Chief Commissioner for Persons with Disabilities directed both parties to submit documents, videos, and any other evidence in support of their statement within 48 hours so that the next course of action can be taken.

8. Submissions made by the Complainant after the issue of the R.o.P. dated 31.12.2023:

8.1 The Complainant vide email dated 05.03.2024 submitted that he did not get any relief even after the issuance of this Court's letter of Legal framework dated 29.01.2024 to the Respondent. Further, he submitted that the Respondent Department is conspiring to dismiss him from the service by forcing an ex-parte inquiry. Further, he reiterated his complaint and submitted the following prayers:

1. Action on non-compliance of Legal Framework Notice dated 29.01.2024 issued by this Court.
2. Compliance on DoP&T OM dated 08.12.2022.
3. Immediate action on continuous atrocities and harassment happening to a Person with Disability.

9. Submissions made by the Respondent after R.o.P.:

9.1 The Deputy Director (P&A), FSI, Dehradun vide email dated 19.12.2023 submitted that the Complainant was selected for the post of Deputy Ranger in FSI, Regional Office, Nagpur under the UNRESERVED category and not under the PwD quota. He was transferred from FSI Regional Office(Central), Nagpur to FSI, Regional Office (Eastern), Kolkata vide office order dated 30.07.2021 in the public interest and was relieved from FSI Regional Office(Central), Nagpur vide office order dated 30.07.2021.

9.2 It is further submitted that against the transfer order, the Complainant filed a case O.A. No. 514/2021 in Hon'ble CAT, Nagpur on 17.08.2021 in which the Hon'ble CAT rejected his prayer for interim relief. After that he filed a W.P. No. 3967/2021 in the Hon'ble High Court, Nagpur challenging his transfer order. The Hon'ble High Court in its order dated 27.10.2021 has upheld the transfer order issued by DG, FSI, and has quashed the petition and issued strictures that his behavior is unbecoming of a Government servant for his various acts.

9.3 The Respondent further submitted that the temporary disability certificate with UDID NO. MH0960619850289436 valid up to 11.05.2024, was issued to the Complainant on 11.05.2022 which was 09 months later after his transfer. The Complainant is having the habit of producing medical certificates for his absence every now and then. In this regard, the then Controlling Authority of the Complainant communicated to the Additional Director, CGHS, Nagpur to check the genuineness of the certificates and it was requested to the Medical Superintendent, Government Medical College & Hospital, Nagpur to re-examine the Complainant with respect to temporary disability card. In view of the videos available with the Respondent's office clearly show that the Complainant is driving the vehicle and is walking without any hindrances. The photo posted on the temporary disability ID card is more than 8 years old. The Complainant was asked to appear in the Government Medical College & Hospital, Nagpur for the re-examination of his temporary disability vide letter dated 01.08.2023 but he did not appear for the re-examination.

9.4 The Respondent further submitted that during the Hearing dated 18.12.2023, the Complainant had claimed that he had tried to join at his place of posting i.e. FSI, Regional Office(Eastern), Kolkata. In this regard, it is stated that neither the Headquarters nor the Regional Office (Eastern), Kolkata has any information regarding his attempt to join Kolkata in any form. Moreover, the Regional Director, FSI, Regional Office (Eastern), Kolkata has informed the Respondent through different letters that the Complainant has never joined the Regional Office (Eastern), Kolkata. Contrary to his claim, the Complainant vide his email dated 08.12.2023 addressed to the DG, FSI has requested to book the tickets so that he

could join FSI, Regional Office (Eastern), Kolkata.

9.5 The Respondent further submitted that during the hearing at this Hon'ble Court dated 26.05.2023, the Complainant produced before the Court, a video of the Regional Office, Nagpur stating that the video is of Regional Office (Eastern), Kolkata, and he tried to mislead the Court to believe that he tried to join the Kolkata office but was refused entry. On the perusal of the above incidences, it is clear that he has never joined his place of posting and hence, the Complainant is trying to mislead this Hon'ble Court by providing false information by way of showing videos of FSI Regional Office (Central) Nagpur being shown as video of Regional Office (Eastern), Kolkata. Hence, it is requested to dispose of the complaint as it is devoid of any merit.

10. Submissions made by the Respondent in response to Legal Framework:

10.1 The Deputy Director (P&A), IFS, FSI vide their email dated 12.03.2024, in response to the Legal Framework Notice dated 29.01.2024 submitted that the Complainant is transferred to Kolkata for the first time since his joining at Nagpur in 2009 after a period of more than 13 years. The post of the Complainant is transferable. The motive of the transfer of government officials is to prevent the creation of vested interests to promote transparency in the administration.

10.2 The Respondent further submitted that the Regional Office, FSI, Kolkata had informed that the ramp and washroom facilities are available as per the required specifications on the Ground Floor. Further, one suitable room is also available for attending the office on the ground floor in the Regional Office (Eastern), Kolkata. Hence, all the information is provided as required by this Hon'ble Court.

11. Hearing (3): Another hearing was conducted in the matter on 17.05.2024 in hybrid mode (online/offline). The following parties/representatives were present during the hearing:

Sl No.	Name of the parties / Representatives	For Complainant / Respondent	Mode of Attendance
1.	Shri Kumar Kalbande	Complainant	Physically at the Venue at the CGO Complex
2.	Advocate Rahul Bajaj	For Complainant	Online
3.	Shri Arvind, Deputy Director	For Respondent	Online

12.1 At the outset, the Chief Commissioner for Persons with Disabilities stated that though the initial issues raised by the Complainant before the Court of the Maharashtra State Commissioner for Persons with Disabilities, which in due turn was transferred to this Court related only to transfer to a place other than his native place and stoppage of the pay for the last 16 months, during the pendency of the case several new facts and issues kept cropping up, such as -

- a) an ongoing case of sexual harassment at the office,

- (281)
- b) a purportedly fake experience certificate alleged to have been issued by his own father who was the RFO, Hingani Range at that time, for which another departmental proceedings are underway,
 - c) relying upon a temporary disability certificate issued after 9 months of the issue of the transfer order to challenge the order before this Court,
 - d) agitating the matter of transfer before this Court after the dismissal of the writ petition in the Nagpur Bench of the Hon'ble Bombay High Court and his OA by the CAT Nagpur Bench,
 - e) non-appearance in the GMC Nagpur for the re-examination of disability,
 - f) an alleged attempt to gain entry at the previous office after the issue of the transfer order and after a stern observation of the Hon'ble High Court in their final Order dated 27th October 2021 terming such conduct, if any, as misconduct and unbecoming of a government officer,
 - g) frequent and long-term unauthorized absence from work, which is the subject matter of a third departmental proceedings against the Complainant, etc.

12.2 The Ld. Counsel for the Complainant stated that there are a lot of allegations and counter-allegations in this matter. He represented two suggestions for the kind consideration of this Court. Firstly, the Complainant could be given a posting at any place of the Respondent's choice which is accessible and where he can work. The Complainant was posted to Kolkata but when he went there a month ago, the infrastructure was not accessible there. He could not use the lift to get to his office on the first floor. Secondly, with respect to all the departmental proceedings whether it is on sexual harassment or unauthorized absence, can be concluded expeditiously while providing him reasonable opportunities to defend himself, reasonable accommodations in terms of sections 3 and 20 of the RPwD Act, 2016, and accessible location where inquiries are being held. The Ld. Counsel further submitted that it was a malicious transfer and it was also challenged. The Complainant should have joined the Kolkata Office and later on as per the outcome of the pending case before this Court, steps could have been taken.

12.3 When asked by the Court how the disability occurred and why he was not paid salary, the Complainant replied that when the accident happened, he was not being paid the salary from the department. He was undergoing treatment but could not follow up on the treatment as the department did not provide him with medical allowances. In the year 2021, he was on medical leave, when he got Covid positive. During medical leave, firstly his medical allowance was stopped and then his salary was stopped. He wrote to the Director General, FSI, and requested for release of salary and medical allowances. The Director General FSI ordered the department to release his salary but the department stopped his entry in the office at Nagpur. After that, the Ministry of Environment set up an inquiry conducted by the Deputy Director General. The Regional Director asked the Director General to transfer the Complainant to another place. On 29.07.2021, the Deputy Director General issued a notice to his Department, and immediately on the next day, he was transferred to Kolkata. Then he went to the office and was relieved for field work at Ujjain. He went to his office to get the Relieving Order and Last Pay

Certificate but was not provided with the same. He was not allowed to hand over the charge of the store and library for which he was the In-charge. He was declared unauthorized absent by his department. He was asked to join the Kolkata Office. Later on, he proceeded to the Central Administrative Tribunal, where the Respondent submitted false submissions that he was relieved and the Relieving Order was sent to him through speed post. When he asked the Respondent about the acknowledgment, then they replied that it was sent through ordinary post. He was relieved from office in his absence.

12.4 The Complainant further submitted that his name was forwarded to the DG for termination. After that, he got into deep stress and met with an accident. After 3-4 months he got the disability. On 15.05.2023, he attempted to join the Kolkata office and later on he went to Kolkata and stayed there from 10.12.2023 to 12.12.2023. The office was not accessible as the lift was not functional and the ramp was not there. The Ministry of Environment issued a letter to him in the month of February 2024 asking him to join the Kolkata Office. Again he went to Kolkata on 19.04.2024 and waited for a long time inside the office. He again visited the office on 25.04.2024 but it was not accessible. Meanwhile, there was a departmental inquiry conducted by the Nagpur Office. He requested for virtual hearing but no link was provided to him. Later on, he came back to Nagpur. He has been continuously obeying the Respondent's orders. He attempted repeatedly to join the office so that his salary could be released.

12.5 On a query from the Court about the ongoing departmental proceedings, the Respondent submitted that an Internal Complaint Committee was constituted and its preliminary report has already been submitted. The disciplinary authority had already started the inquiry. A letter was issued to the Complainant for attending the inquiry but he did not attend. He did not join the link provided and asked for a link on next day but the Committee members were already preoccupied. On 24.05.2024, a hearing is scheduled in this matter. When asked about the availability of lifts and ramps at the Kolkata Office, the Respondent replied that there is a ramp but the lift is not functional. When the Complainant went to join the Office in Kolkata, a room on the ground floor was provided to him, but instead of joining his duties, he just took photos and videos of the office. A biometric attendance was done for him. A temporary ramp was arranged for him but he did not show any interest in joining even after being asked by the Regional Director and the Deputy Director to do so. He has gone to Kolkata two times and for that videos are available there. He should have joined there so that his salary could have been resumed and medical bills would have been cleared as per the rules. He was asked to appear before the GMC, Nagpur for re-examination of his temporary category three times.

12.6 The Respondent further submitted that the GMC, Nagpur verified that the Disability Certificate of the Complainant was issued by them. The GMC intimated to the Respondent that the Complainant can come anytime from Monday to Friday for the re-examination. Then the Complainant was requested to visit the GMC. His temporary disability was recorded on 11.05.2022 and the validity of his Disability Certificate expired on 11.05.2024.

12.7 The Court observed that the Complainant did not have any disability at the time when his transfer order was issued on 30.07.2021. As such, the action of

299

Respondent can not be faulted on the premise of being violative of reasonable accommodation available to persons with disabilities under the RPwD Act, the rules made thereunder, or any instructions of the government in this regard. As on the date of the last hearing on 17.05.2024, the validity of 2 years of the temporary disability certificate issued on 11.05.2022 has also expired. The fact that the temporary disability certificate was issued less than one month before the case was filed in the Court of the State Commissioner for Persons with Disabilities on 05.06.2022 and after the earlier litigations before the CAT Nagpur Bench and before the Nagpur Bench of the Hon'ble High Court of Bombay failed in yielding any relief in terms of the cancelation of the transfer order of the Complainant and also that the Complainant did not get his disability reviewed and got his certificate renewed within the stipulated time, can not be ignored. The Complainant has not been able to establish his bonafide before this Court. As such, this Court is not inclined to intervene on the issue of transfer of the Complainant from Nagpur to Kolkata.

12.8 This Court directs that the disability of the Complainant be reviewed within 30 days by an independent medical board to be constituted for this purpose by the State Government of Maharashtra. A copy of this Order be sent to the State Commissioner for Persons with Disabilities, Govt. of Maharashtra for ensuring implementation of this direction. The Court also directs the Respondent to ensure that all its premises across the country are made accessible for all persons having any kind of specified disabilities within a period of 3 months from the date of issue of this Order. A Compliance/Action Taken Report to be submitted by the Respondent and the SCPD within 3 months from the date of the issue of this Order

13. The case is disposed of accordingly.

Signed by Rajesh Aggarwal

Date: 13-06-2024 11:04:46

(Rajesh Aggarwal)

The Chief Commissioner
for Persons with Disabilities

संख्या: 13-15/2022-प्रशासन-पार्ट - 1981

भारत सरकार

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

भारतीय वन सर्वेक्षण

पीओ- आईपीई, कौलागढ़ रोड

देहरादून -248195

दिनांक: 18 सितम्बर 2024

सेवा में,

मुख्य आयुक्त,
न्यायालय मुख्य आयुक्त दिव्यांगजन,
दिव्यांगजन सशक्तिकरण विभाग,
सामाजिक न्याय और अधिकारिता मंत्रालय,
5वाँ तल, एन.आई.एस.डी. भवन, जी-2,
सेक्टर-10, द्वारका, नई दिल्ली- 110075

विषय: Case No: 13545/1022/2022 के आदेश दिनांक 13.06.2024 के संबंध में।

महोदय,

उपरोक्त विषय पर न्यायालय मुख्य आयुक्त दिव्यांगजन, दिव्यांगजन सशक्तिकरण विभाग, सामाजिक न्याय और अधिकारिता मंत्रालय के आदेश दिनांक 13.06.2024 के अनुपालन में भारतीय वन सर्वेक्षण, मुख्यालय एवं चारों क्षेत्रीय कार्यालयों के संबंध में निम्नलिखित सूचित किया जाता है:-

1. भारतीय वन सर्वेक्षण, मुख्यालय, देहरादून कार्यालय में दिव्यांगजन व्यक्तियों के लिए रैंप, लिफ्ट इत्यादि समस्त सुविधायें उपलब्ध हैं। अतः कार्यालय दिव्यांगजन व्यक्तियों के लिए पूर्णतः अनुकूल है।
2. भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (पूर्वी), कोलकाता कार्यालय में दिव्यांगजन व्यक्तियों के लिए रैंप, लिफ्ट इत्यादि समस्त सुविधायें उपलब्ध हैं। अतः कार्यालय दिव्यांगजन व्यक्तियों के लिए पूर्णतः अनुकूल है।
3. भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (केन्द्रीय), नागपुर कार्यालय में दिव्यांगजन व्यक्तियों के लिए रैंप, लिफ्ट इत्यादि समस्त सुविधायें उपलब्ध हैं। अतः कार्यालय दिव्यांगजन व्यक्तियों के लिए पूर्णतः अनुकूल है।
4. भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (उत्तरीय), शिमला कार्यालय प्रथम एवं द्वितीय तल, केन्द्रीय सदन, हिमलोक परिसर, शिवालिक खण्ड, लॉगवुड, शिमला, हिमाचल प्रदेश पर स्थित है एवं कार्यालय को दिव्यांगजन व्यक्तियों के लिए पूर्णतः अनुकूल बनाने हेतु कार्यपालक अभियंता (वैद्युत), केन्द्रीय लोक निर्माण विभाग, सी.जी.ओ. कम्प्लैक्स, लॉगवुड, शिमला एवं कार्यपालक अभियंता (सिविल), केन्द्रीय लोक निर्माण विभाग, कनेडी कॉटेज, शिमला से लगातार पत्राचार किया जा रहा है तथा प्रयास जारी है।
5. भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (दक्षिणी), बेंगलूर कार्यालय 8 वीं मंजिल, बी-विंग, केन्द्रीय सदन, कोरमंगला, बेंगलूर पर स्थित है, लेकिन इमारत में केवल 7 वीं मंजिल तक लिफ्ट की सुविधा है। कार्यालय को दिव्यांगजन अनुकूल बनाने हेतु कार्यकारी अभियंता, सी.पी.डब्ल्यू.डी (इलेक्ट्रिकल), पहली मंजिल, सी-विंग, केन्द्रीय सदन, कोरमंगला, बेंगलूर को दिनांक 14.06.2024, 16.07.2024 एवं 28.08.2024 को पत्राचार किया गया है जिसका प्रतिउत्तर अभी लॉबेट है। कार्यालय को दिव्यांगजन व्यक्तियों के लिए पूर्णतः अनुकूल बनाने हेतु प्रयास जारी है।

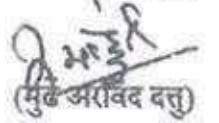
118 (277)

न्यायालय मुख्य आयुक्त दिव्यांगजन, दिव्यांगजन सशक्तिकरण विभाग, सामाजिक न्याय और अधिकारिता मंत्रालय के आदेश दिनांक 13.06.2024 के अनुपालन में यह भी सूचित किया जाता है कि श्री कुमार कालबांडे द्वारा शासकीय वैद्यकीय महाविद्यालय व रुग्णालय, नागपुर में विकलांगता की जाँच के संबंध में इस कार्यालय को कोई भी जानकारी प्राप्त नहीं हुई है। और ना ही श्री कुमार कालबांडे द्वारा अस्थायी विकलांगता कार्ड का नवीकरण (renew) करवाकर इस कार्यालय में प्रस्तुत किया गया है। साथ ही यह भी सूचित किया जाता है कि श्री कुमार कालबांडे ने अपने स्थानान्तरण कार्यालय आदेश दिनांक 30.07.2021 के पश्चात अभी तक भारतीय वन सर्वेक्षण, क्षेत्रीय कार्यालय (पूर्वी), कोलकाता कार्यालय में जवाइन नहीं किया है।

यह पत्र महानिदेशक महोदय के अनुमोदन से जारी किया जाता है।

यह आपके सूचनार्थ प्रस्तुत है।

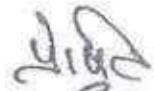
भवदीय,


(मुख्य निदेशक)

भा.व.से.

उप निदेशक (का. एवं प्रशा.)

भारतीय वन सर्वेक्षण ०१८


दिनांक 12/7/2024