

राजस्थान सरकार
सूचना प्रौद्योगिकी और संचार विभाग

क्रमांक: F5(737)/सु.प्रो./तक./2013/पार्ट-2/ 02359/2018 जयपुर, दिनांक: 02/08/2018

समस्त विभागाध्यक्ष (जिला कलेक्टर सहित) / मुख्य कार्यकारी अधिकारी,
समस्त विभाग / निगम / बोर्ड / राजकीय उपक्रम /
स्वायत्तशासी संस्थान / शैक्षणिक संस्थान ।

विषय: माननीय सर्वोच्च न्यायालय में विचाराधीन प्रकरण संख्या रीट पीटीशन (सी) 243/2005 में दिये गये निर्देशों की पालना हेतु विभागीय वेबसाईट्स / पोर्टल्स / एप्लीकेशन्स / सार्वजनिक दस्तावेजों को दिव्यांगजन / विशेष योग्यजन की सुलभता के अनुरूप (fully accessible) बनाये जाने बाबत ।

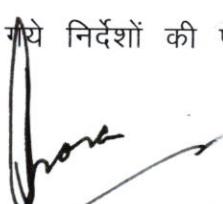
संदर्भ: 1. निदेशक, विशेष योग्यजन के पत्रांक : एफ16(1) / नि.वि.यो. / 2018 / 21633
दिनांक : 20.02.2018 ।
2. मुख्य सचिव के पत्रांक एफ5(849) / DoIT / Tech / 2014 / Part-I / 1 / 28445 / 2015 दिनांक : 18.02.2015 ।

उपरोक्त विषयान्तर्गत माननीय सर्वोच्च न्यायालय, नई दिल्ली में विचाराधीन प्रकरण संख्या रीट पीटीशन (सी) 243/2005, राजीव रत्नांगन आॅफ इण्डिया में दिव्यांगजन अधिकार अधिनियम, 2016 की पालना हेतु निर्देश प्रदान किये गये हैं (निदेशालय विशेष योग्यजन का पत्र मय न्यायालय आदेश संलग्न है)। उक्त निर्देशों के क्रम में समस्त सरकारी विभागों / निगमों / बोर्ड्स / राजकीय उपक्रमों / स्वायत्तशासी संस्थानों / शैक्षणिक संस्थानों इत्यादि को अपनी वेबसाईट्स / पोर्टल्स / एप्लीकेशन्स / सार्वजनिक दस्तावेजों को दिव्यांगजन / विशेष योग्यजन व्यक्तियों की सुलभता के अनुरूप (fully accessible) किया जाना अपेक्षित है ।

इस संबंध में पूर्व में मुख्य सचिव के उपरोक्त संदर्भित पत्रांक दिनांक: 18.02.2015 के बिन्दु संख्या-3 के अनुसार दिशा-निर्देशों (GIGW, WCAG, UAAG and W3C guidelines) की अनुपालना सुनिश्चित करने के निर्देश प्रदान किये गये हैं (प्रति संलग्न है) ।

अतः माननीय सर्वोच्च न्यायालय, नई दिल्ली द्वारा दिये गये निर्देशों की पालना करवाया जाना सुनिश्चित करें ।

संलग्न : उपरोक्तानुसार ।



(अखिल अरोरा)
प्रमुख शासन सचिव एवं आयुक्त

राजस्थान सरकार
सूचना प्रौद्योगिकी और संचार विभाग

क्रमांक: F5(737)/सु.प्रो./तक./2013/पार्ट-2/02359/2018 जयपुर, दिनांक: 02/08/2018

प्रतिलिपि निम्न को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है:

1. समस्त अतिरिक्त मुख्य सचिव/प्रमुख शासन सचिव/शासन सचिव/सम्भागीय आयुक्त/विशिष्ट शासन सचिव।
2. निजी सचिव, प्रमुख शासन सचिव, सूचना प्रौद्योगिकी एवं संचार विभाग, जयपुर।
3. राज्य सूचना विज्ञान अधिकारी, राष्ट्रीय सूचना-विज्ञान केन्द्र, राज., सचिवालय, जयपुर।
4. निदेशक, विशेष योग्यजन, राजस्थान, जयपुर।
5. निदेशक तकनीकी, राजकॉम्प इन्फो सर्विसेज लिमिटेड (RISL), योजना भवन, जयपुर।
6. समस्त विभागीय नोडल अधिकारी, (आईटी) / (वेबसाईट)।
7. समस्त परियोजना प्रभारी अधिकारी, DoIT&C/RISL, जयपुर।
8. प्रभारी अधिकारी, RSDC/Bhamashah Data Centre/DR Site, DoIT&C, जयपुर/जोद्यपुर।
9. समस्त अतिरिक्त निदेशक/सिस्टम एनालिस्ट (संयुक्त निदेशक)/एनालिस्ट-कम-प्रोग्रामर (उप निदेशक)/प्रोग्रामर।

✓
(आशुतोष एम. देशपाण्डे)
तकनीकी निदेशक एवं
संयुक्त शासन सचिव

राजस्थान सरकार
निदेशालय विशेष योग्यजन

जी 3/1 ए, राजमहल होटल के पीछे, सिविल लाईन, जयपुर
क्रमांक : एफ 16(1)नि.वि.यो./2018/ २०६२३

दिनांक २०/२/१८

अतिरिक्त मुख्य सचिव,
सूचना प्रौद्योगिकी एवं संचार विभाग,
जयपुर।

कार्यालय प्रमुख शासन सचिव
आयोजना, सू. ओ. एवं संचार
डायरी नं. ०६५३
दिनांक २२०२/२०१८

विषय:- माननीय सर्वोच्च न्यायालय, नई दिल्ली में विचाराधीन प्रकरण संख्या आदेश दिनांक रिट पीटीशन (सी.) 243/2005, राजीव रत्नांशु, बनाम यूनियन ऑफ इण्डिया में दिये गये निर्देशों की पालना सुनिश्चित करने वाले बाबत।

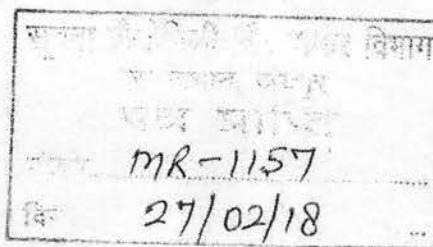
महोदय,

उपरोक्त विषयान्तर्गत माननीय सर्वोच्च न्यायालय, नई दिल्ली में विचाराधीन प्रकरण संख्या रिट पीटीशन (सी.) 243/2005, राजीव रत्नांशु, बनाम यूनियन ऑफ इण्डिया में दिव्यांगजन अधिकार अधिनियम 2016 की पालना हेतु निर्देश प्रदान किये गये हैं। उक्त निर्देशों में आपके विभाग द्वारा निम्नानुसार कार्यवाही अपेक्षित हैं:-

(viii) Comprehensive revision of target deadlines under accessibility of knowledge and ICT Ecosystem. At least 50% of central and state govt. website are to meet accessibility standards by March 2017. At least 50% of the public documents are to meet accessibility Standards by March 2018.

On this action point, the petitioner has sought five 86 directions. Again, there cannot be any dispute that such provisions have to be made as Disabilities Act, 2016 itself mandates that. The only question is about the time schedule. On certain aspects, AIC had itself mentioned the target date. In any case, let there be a study undertaken in this behalf as well by the Union of India and report be filed within three months stating as to by what date(s) compliance shall be made. (आदेश लेल्या)

अतः उपरोक्तानुसार निवेदन है कि माननीय सर्वोच्च न्यायालय, नई दिल्ली द्वारा दिये गये निर्देशों की पालना सुनिश्चित करवाकर प्रगति रिपोर्ट निदेशालय को भिजवाने का श्रम करावे, ताकि पालना रिपोर्ट से माननीय सर्वोच्च न्यायालय, नई दिल्ली को निर्धारित तिथि से पूर्व अवगत करवाया जा सके।



भवदीया

५५
२०/२/१८
(अनुपमा जोरवाल)
निदेशक

ITEM NO.1501
(FOR JUDGMENT)

COURT NO.6

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(s) (Civil) No(s). 243/2005

RAJIVE RATURI

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

([HEARD BY : HON. A.K. SIKRI AND HON. ASHOK BHUSHAN, JJ.])

WITH

W.P. (C) No. 228/2006 (PIL-W)

Date : 15-12-2017 These petitions were called on for pronouncement of judgment today.

For Petitioner(s) Mr. Baij Nath Patel, Adv.
Ms. Sweta, Adv.
Ms. Romila, Adv.
Mr. V.N. Ragupati, Adv.

Ms. Jyoti Mendiratta, AOR

For Respondent(s) Mr. Jugal Kishore Gilda, Adv.General
Mr. Aniruddha P. Mayee, AOR
Mr. Chirag Jain, Adv.

Mr. K.V. Jagdishvaran, Adv.
Ms. G. Indira, AOR

Mr. Edward Belho, AAG
Mr. K. E.Sema, Adv.
Mr. Amit Kumar Singh, Adv.
Mr. K. Luikang Michael, Adv.

Mr. Milind Kumar, AOR

Mr. Jogy Scaria, AOR

Mr. M. Yogesh , AOR

Ms. Hemantika Wahi, AOR
Ms. Jesal Wahi, Adv.
Ms. Mamta Singh, Adv.

Ms. Aruna Mathur, Adv.

Mr. Avneesh Arputham, Adv.
Ms. Anuradha Arputham, Adv.
Ms. Simran Jeet, Adv.
M/S. Arputham Aruna And Co, AOR

Mrs. Niranjana Singh, AOR

Mrs. D. Bharathi Reddy, AOR

Mr. Ratan Kumar Choudhuri, AOR

Mr. Rajesh Srivastava, AOR

Mr. R.R. Rajesh, Adv.
Mr. Raj Bahadur, Adv.

Mr. P. V. Yogeswaran, AOR

Ms. Pragati Neekhra, AOR

Ms. K. Enatoli Sema, AOR

Mr. Nishe Rajen Shonker, AOR

Mrs. Anil Katiyar, AOR

Mr. Kamini Jaiswal, AOR

Mr. Ranjan Mukherjee, AOR

Mr. Anil Shrivastav, AOR

Mr. Raj Singh Rana, AOR

Mr. M. Shoeb Alam, AOR
Ms. Fauzia Shakil, Adv.
Mr. Ujjwal Singh, Adv.
Mr. Mojahid Karim Khan, Adv.

Mr. Jatinder Kumar Bhatia, AOR
Mr. Mukesh Verma, Adv.

Mr. Kuldip Singh, AOR
Mr. Hitesh Kumar Sharma, Adv.
Mr. T.V. Talwar, Adv.

Ms. Narmada, Adv.
Mr. Chanchal Kumar Ganguli, AOR

Ms. Diksha Rai, AOR

Mr. Gopal Singh, AOR

Ms. Vimla Sinha, Adv.
Mr. Rituraj Biswas, Adv.
Mr. Manish Kumar, Adv.
Mr. Pranab Prakash, Adv.
Mr. Shivam Singh, Adv.
Mr. Aditya Raina, Adv.
Mr. Shreyas Jain, Adv.
Mr. Kumar Milind, Adv.
Ms. Ambika Gautam, Adv.

Mr. S.S. Shamshery, AAG
Mr. Amit Sharma, Adv.
Mr. Ankit Raj, Adv.
Ms. Indira Bhakar, Adv.
Mr. Sandeep Singh, Adv.
Ms. Ruchi Kohli, AOR

Mr. M. T. George, AOR

Mrs. B. Sunita Rao, AOR

Mr. V. K. Verma, AOR

Mr. V. N. Raghupathy, AOR

M/S. Corporate Law Group, AOR

Ms. Ranjeeta Rohatgi, AOR

Mr. Gurmeet Singh Makker, AOR

Mr. Guntur Prabhakar, AOR

Mr. Anil Grover, Adv.
Mr. Piyush Hans, Adv.
Mr. Satish Kapoor, Adv.
Mr. Sanjay Kumar Visen, AOR

Mr. V. G. Pragasam, AOR

Mr. T. Mahipal, AOR

Mr. Mishra Saurabh, AOR

Mr. Gopal Prasad, AOR

Ms. Susmita Lal, AOR

Mr. Sudarshan Singh Rawat, AOR

Mr. M. R. Shamshad, AOR

Mr. C. K. Sasi, AOR

Mr. Nishant Ramakantrao Katneshwarkar, AOR

Mr. B. S. Banthia, AOR

Hon'ble Mr. Justice A.K. Sikri pronounced the judgment of the Bench comprising His Lordship and Hon'ble Mr. Justice Ashok Bhushan.

The writ petitions are disposed of with the following directions:

(i) Making 20-50 important government buildings in 50 cities fully accessible December 2017 (State Govt. Buildings)

Since, this deadline is set by the AIC itself, this should be met. In any case, as per the provisions of Section 46 of the Disabilities Act, 2016, all Government buildings providing any services to the public are to be made fully accessible by June, 2019 which has to be adhere to.

(ii) Making 50% of all the govt. buildings of the national capital and all the state capitals fully accessible by December 2018.

Though the deadline for identifying the buildings was fixed as February 28, 2017, according to status report dated August 8, 2017, only seven States have identified the buildings. Remaining States are directed to identify the buildings by February 28, 2018 and it is made clear that no further time in

this behalf shall be granted. Insofar as deadline for retrofitting is concerned, the work should be completed by December, 2018.

(iii) Completing accessibility audit of 50% of govt. buildings and making them fully accessible in 10 most important cities/towns of states/UTs not covered in targets (i) and (ii) by December 2019.

Position regarding this action point is the same as noted in respect of action point 2, namely, only seven States have submitted their list of 10 most important cities/towns and not a single building has been identified so far. The States are, therefore, directed to identify 10 most important cities/towns and complete accessibility audit of 50% of Government buildings in these cities/towns by February 28, 2018. Likewise, retrofitting of these be completed by December 2019 as per the revised deadline set out by CCC.

(iv) Central Govt. buildings.

Having regard to the comments given by the petitioner in its affidavit dated August 23, 2017 on this aspect, time frame of August, 2018 is given for completing this target.

(v) Accessibility in airports. Completing accessibility audit of all the international airports and making them fully accessible by December 2016.

The demand of the petitioner that Civil Aviation Ministry should follow the prescribed template i.e.

IIT Roorkee template on the Government website appears to be justified which should be implemented as expeditiously as possible. The Union of India should thereafter conduct the accessibility and audit and upload the same on the website by June, 2018.

(vi) Accessibility in Railways. Ministry of Railways was required to make all A1, A and B category railway stations fully accessible by July 2016. 50% of all railway stations to made fully accessible by March 2018.

As is clear from the affidavit dated June 30, 2017 filed by the petitioner, as many as 12 directions are sought under this action point. Insofar as providing of various facilities in the railway stations are concerned, which are listed by the petitioner, there cannot be any dispute that the Indian railways is statutorily obligated to make those provisions. The petitioner has, however, sought time bound directions for providing such facilities. Wherever the provisions of the Disabilities Act, 2016 prescribe the deadlines, the respondent is to provide those facilities within those time framework. Insofar as other facilities are concerned, in respect of which the petitioner wants those facilities by specified period, we are not fixing such a period. Instead, we direct that the appropriate/competent authority in the railways shall make an assessment in this behalf so as to

ascertain as to by what date(s) these facilities will be provided. Such a study can be undertaken and exercise be completed within a period of three months and report in that behalf shall be filed in the Court, chalking out the progressive plan.

(vii) 10% of government owned public transport carriers are to be made fully accessible by March 2018.

Here again, Section 41 of the Disabilities Act, 2016 provides for comprehensive accessibility in all modes of transport including but not remitted to the bus transport. Therefore, it becomes the duty of the Union, States as well as Union Territories to ensure that all Government buses are disabled friendly in accordance with the Harmonized Guidelines. Likewise, the respondents are duty bound to see that private buses also become disabled friendly. Thus, we direct the Government to lay down the plan giving the dates by which the aforesaid task shall be undertaken, keeping in view the directions which are sought by the petitioner in this behalf and the same shall be filed within three months.

✓ (viii) Comprehensive revision of target deadlines under accessibility of knowledge and ICT Ecosystem. At least 50% of central and state govt. websites are to meet accessibility standards by March 2017. At least 50% of the public documents are to meet accessibility standards by March 2018.

On this action point, the petitioner has sought five

directions. Again, there cannot be any dispute that such provisions have to be made as Disabilities Act, 2016 itself mandates that. The only question is about the time schedule. On certain aspects, AIC had itself mentioned the target date. In any case, let there be a study undertaken in this behalf as well by the Union of India and report be filed within three months stating as to by what date(s) compliance shall be made.

(ix) Bureau of Indian Standards to embed disability aspect in all relevant parts of revised National Building Code.

It is expected that the respondents would regularly update the Harmonized Guidelines keeping in view the provisions of Disabilities Act, 2016 and technological advancement vis-à-vis the needs of persons with disabilities.

(x) The target of training additional 200 sign language interpreters by March 2018.

Needful be done in this behalf as well within reasonable time and the Government is directed to file an affidavit within three months stating the time period within which the same can be accomplished.

(xi) As per the provisions of Sections 60 and 66 of the Disabilities Act, 2016, all States and Union Territories are required to constitute the Central and State Advisory Boards. In

order to effectively implement the provisions of the said Act, it becomes the duty of the States and Union Territories to constitute such Advisory Boards. Therefore, we direct these Advisory Boards to be constituted by all States and Union Territories within a period of three months from today.

29. Matter be listed for directions after three months on receiving reports in terms of the aforesaid order. In the reports to be filed, the respondents shall also state the follow-up action taken during the intervening period in the meantime.

Pending application(s), if any, stands disposed of accordingly.

(Ashwani Thakur) (Mala Kumari Sharma)
COURT MASTER COURT MASTER
(Signed reportable judgment is placed on the file)



मूलना प्रौद्योगिकी और संचार विभाग

GOVERNMENT OF RAJASTHAN
Department of Information Technology & Communication

U.O. Note

Subject : Regarding development of websites, portals and applications.

In accordance with the decision taken, Department of Information Technology & Communication has initiated Rajasthan Government Web Restructuring Plan, envisaging international standard, web aesthetics, technologically up to date websites & portals and unification & centralization of information available on websites and portals.

Therefore, the following activities are expected from all Government Departments/PSUs/Corporations/Boards/Organizations:-

1. All websites/portals/applications must be on **rajasthan.gov.in** domain only.
2. All websites/portal/applications relating to a Government Department/PSU/Corporation/Board/Organization must be integrated together as one umbrella portal of administrative department.
3. All websites/portals/applications must be compliant to GIGW, WCAG, UAAG and W3C guidelines and must be compatible on all devices.
4. The websites/portals/applications must be hosted at RSDC with shared Administrator rights with Department of Information Technology and Communication (DoIT&C).

All the officers may ensure that immediate action in this regard is taken by Departments/PSUs/Corporations/Boards/Organizations under their administrative control. Further, any recently developed websites / portals / applications, may be reviewed in this light and changed as required. Department of IT&C can be contacted for any further clarification and support.

(C.S. Rajan)
Chief Secretary

All Additional Chief Secretaries,
All Principal Secretaries,
All Secretaries,
Government of Rajasthan

U.O. Note No. : F5(849)/DoIT/Tech/2014/Part-1/ 128445/2015
Jaipur, Dated : 18 February, 2015.