



भारत सरकार
GOVERNMENT OF INDIA
राष्ट्रीय बाल अधिकार संरक्षण आयोग
NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS
नई दिल्ली- ११०००१
NEW DELHI-110 001
INTERIM ORDER



HR
File No: 80550/2017-18/RTE

5403 - 5405

Dated: 21/04/2017

To
Shri P.K.Das
Additional Chief Secretary to Government of Haryana
School Education Department, Plot No. 1/B, Shiksha Sadan
Sector-5, Panchkula, Tel: 0172-2560269 Fax:0172-2560264
Email: edusecondaryhry@nic.in

Subject : Violation of RTE Act : Denial of admission/education due to unavailability of Aadhar Card in Mewat, Haryana

Dear Sir/Madam,

WHEREAS the National Commission for Protection of Child Rights (NCPDR) has been constituted under Section 3 of the Commissions for Protection of Child Rights (CPCR) Act, 2005 (No.4 of 2006) by the Government of India, as a Statutory Body, for dealing with Protection of Child Rights and related matters;

WHEREAS the National Commission for Protection of Child Rights (NCPDR) has taken cognizance of the complaint received from Development and Justice Initiative vide letter dated 28.03.2017 under section 13 and 14 of the CPCR Act, 2005. Development & Justice Initiative is an Organization working in partnership with the United Nations High Commissioner for Refugees (UNHCR), for the welfare of refugees in Mewat, Haryana. The case of complaint is related to the denial of admission/ discontinuation of education to the children of refugees in Nuh and Punhana towns and other areas of Mewat region of Haryana because of the unavailability of an Aadhar card.

WHEREAS the matter is gross violation of the Right of the Child under the Right to Education Act, 2009 that provides for free and compulsory elementary education as mentioned in sub section 1 of Section 3 of the said Act. As per section 14 (2) of the RTE Act, 2009 no child shall be denied admission in a school for lack of age proof ; and section 15 of the said Act states that a child shall be admitted in a school at the commencement of the academic year or within such extended period as may be prescribed: provided that no child shall be denied admission if such admission is sought subsequent to the extended period: Provided further that any child admitted after the extended period shall complete his studies in such manner as may be prescribed by the appropriate Government.



5वा तल, चन्द्रलोक बिल्डिंग, ३६ जनपथ, नई दिल्ली ११०००१-
5th Floor, Chanderlok Building, 36 Janpath, New Delhi-110001
दूरभाष/Ph:011-23478200, फैक्स/ Fax:011-23724026
Web: www.ncpcr.gov.in, Lodge your complaint at : www.ebaalnidan.nic.in

o/c
21/4/17

WHEREAS the matter is pertaining to many children of refugees seeking admission in the government schools in Mewat and the Month of April being the admission period; the Commission decides to issue interim order that the **"NO ADMISSION IS TO BE DENIED TO ANY CHILD SEEKING ADMISSION IN A GOVERNMENT OR GOVERNMENT AIDED SCHOOL IN Haryana"**

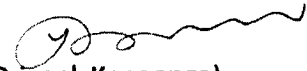
All Concerned authorities at State, District and Local levels are instructed to obey this order and do not try to deny or cause to denial of admission/discontinuation of admission.

The Complainant/s are advised to take the copy of this order while seeking admission of the children and if there is any denial or non-cooperation in the matter of admission may report the matter to this Commission.



(Yashwant Jain)

Member(JJ , Child Labour & POCSO)



(Priyank Kanoongo)

Member (Education)

Copy to :

- 1) **Commissioner**, Gurgaon Division-cum-Chairman, Mewat Development Agency , District Mewat, Government of Haryana Tel: 0124-2324023, 2321572 , Fax: 0124-2321581, commgrg@hry.nic.in
- 2) Development & Justice Initiative, F-11/11 3rd Floor, Malviya Nagar, New Delhi-110017Tel: 011- 41063512, Email: info.daji@gmail.com