

**Before the Maharashtra State Commission for
Protection of Child Rights.**

**Appeal under section 31 & 32 of Right to Education
Act 2009**

Case No.261 / 2011-12

PRATHAM, N.G.O. ... **Complainant**

V/s

Municipal Corporation ... **Respondent**

PRATHAM, a Non Governmental Organisation, made complaint before the Commission on the basis of case study as carried out by it, regarding pathetic situation of School situated at 'M' Ward, Rafi Nagar, Mumbai. The Commission took cognizance and issued notices to Additional Municipal Commissioner and office bearer of Rafi Nagar School. Hearings took place on 7/1/2012, 13/12/2011 and 23/1/2013. The complainant has submitted, detailed report in term of conditions of class rooms. Contents of report are given as under:

2. Report submitted by the Pratham reveal that the said school which is running under the Municipal Corporation is in diplidated condition. The provision as mentioned under the R.T.E. is not being followed. Study rooms, latrines, recreation room etc are also not sufficient. Teachers are not as per norms laid down under the Act. Municipal Corporation represented by Dy. engineer has filed reply. In reply it is mentioned that proposal to construct school building have been submitted to the Urban Development Department for clearance

and NOC. In the reply nothing has been mentioned about filling of the vacant posts, recruitment of teacher, improvement in quality of education etc. Officer who represented the M.C.G.M. ^{was} ~~did~~ not able to give answers as asked by the Commission.

3. In the report submitted by the PRATHAM, it is mentioned that, all schools which are running under the M.C.G.M., are facing same problems, hence issue is needed to be generalised on the basis of legal aspect and report submitted by the PRATHAM.

4. In view of the report submitted by the PRATHAM, and reply given by the opposite party. The Commission's recommendations are as under.

I. Municipal Corporation is directed to submit detailed report regarding lower and upper primary schools run under the Corporation in terms of provision of R.T.E. Act 2009.

II. The Municipal Corporation should undertake detailed study in order to improve the quality of education in the schools run under Municipal Corporation.

Matter is disposed off with above recommendation.

By order and seal of Commission.



(A.N.Tripathi)
I.F.S.

Secretary
Maharashtra state commission for
protection of child rights