



GOVERNMENT OF MAHARASHTRA

महाराष्ट्र शासन

MAHARASHTRA STATE COMMISSION FOR PROTECTION OF CHILD RIGHT

3<sup>rd</sup> floor, Government Transport service, Sir Pochakhanwala Rd Worli, Mumbai

Telephone No. २४९२०८९७/९५ Fax no. २४९२०८९६ Email I.D.mscpr@gmail.com

क्र. बाहआ-2015/15-16/प्र.क्र. 54/

दि. 22/08/2016

बालहक्क संरक्षण अधिनियम 2005 व बालकांचा मोफत व सक्तीचा शिक्षण अधिनियम 2009 अंतर्गत आयोगासमोरील दि.12/08/2016 रोजीची सुनावणीचे कार्यवृत्त.

अ. क्र.	प्रकरण क्रमांक	विषय	उपस्थित पक्षकारांची नावे	आयोगाचे निर्णय/आदेश
1	केस नं. 190/2012	दि. 7/8/2012 रोजी मुंबई मिरर या वृत्तपत्रात Three school deny admission to disabled boy	<ol style="list-style-type: none"> <li>Pavana Anchels Principal The B.J.P.C. Institution</li> <li>Alka Shivre B.O. Aided Section</li> <li>Anes Sheikh Under Secretary M.U.D.</li> <li>श्री. ए. एस. दहिफले सुपरीटेंडेंट शिक्षण निरीक्षक दक्षिण विभाग</li> </ol>	In pursuance of Hon'ble High Court's order, all three institutions were called for hearing after issuing notices. However only B.J.P.C. institution represented by Principal Pavana Anchels appeared, other two institution were unrepresented. Directed Principal, B.J.P.C. institution to file reply by 26 <sup>th</sup> August. Minority department was represented by Mr. Shaikh, Under Secretary, directed to file reply about minority status of these institutions alongwith terms and conditions, as prescribed for them. Directed the Education department represented by Dahifale to file reply regarding applicability of Right to Education Act, 2009 and disability Act, 1995 in this matter. Listed matter on 26/8/2016.
2	केस नं. 40/2016	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2015 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही रायगड मिलिट्री स्कूल, बेहराम बाग न्यु लिंक रोड, ओशिवरा, जोगेश्वरी पश्चिम यांनी प्रवेश दिला नाही म्हणुन पालक श्रीमती सरिता यादव आणि मोहमद शकिल जलील खान यांनी शाळेच्या विरोधात तक्रार केली आहे.	<ol style="list-style-type: none"> <li>राजिंदर कौर शिक्षण निरीक्षक</li> <li>वैशाली शिंदे, शिक्षण विभाग</li> </ol>	Petitioner did not appear. All the institutions against whom cases were filed, unrepresented. Ms. Vaishali Shinde, State Coordinator and Rajendra Kaur, inspector, School education department who appeared on behalf of school education department directed to file reply within seven days. Listed matter on 26/8/2016

		करूनही रायगड मिलीट्री स्कूल , बेहराम बाग न्यु लिंक रोड , ओशिवरा , जोगेश्वरी पश्चिम यांनी प्रवेश दिला नाही म्हणुन पालक श्रीमती शहनाझ रशिद बालोच यांनी शाळेच्या विरोधात तक्रार केली आहे	राजिंदर कौर शिक्षण निरीक्षक	Petitioner did not appear. Inspector representing school education department has been directed to file reply in this matter pertaining to the admission of the child of petitioner under R.T.E. Act. Listed matter on 26/08/2016.
4	केस नं. 42 /2016	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2015 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही जानकीदेवी पब्लिक हायस्कूल अंधेरी पश्चिम यांनी प्रवेश दिला नाही म्हणुन पालक परविन रसोल पटाण यांनी शाळेच्या विरोधात तक्रार केली आहे..	Ms. Sunita Massey Jankidevi Public School Principal	Heard the parties. School represented by Principal, petitioner was absent. Principal showed her readiness to provide admission however letter sent by the school on the petitioner's address as mentioned in school's record returned back. Directed the respondent to submit reply within two days indicating her readiness to give admission to Petitioner's child. Directed representative of school to send admission letter once again on the address as provided in the petition. Copy of admission's letter to be attached with the reply. Matter listed on 26/8/2016.
5	केस नं. 226 / 2014	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2014 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही समीरा शकील शेख यांची सिटी इंटरनॅशनल स्कूल विरोधात तक्रार	गैरहजर	Petitioner and respondent both were absent. Listed matter on 26/8/2016
6	केस नं. 223 / 2014 केस नं.113 / 2014	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2014 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही नलीनी देते यांची सी.बी.एम.स्कूल विरोधात	1. एस.आर. जाधव अॅडमीन. मॅनेजर शारदाश्रम विद्या मंदिर 2. श्रीमती रजिता एल. बाले हेड मिस्ट्रेस शारदाश्रम विद्या मंदिर 3. सुधा एस. तळाशीलकर सुपरीटेडेंट शिक्षण विभाग बीएमसी 4. अॅड. अजय पालवे	Petitioner was not present. Respondent No.4 represented by Advocate Ajay Palave who filed his Vakalatnama, sought four weeks time. Due to urgency granted two weeks time. Matter listed on next hearing.

		करूनही साधना विद्यालय इंग्लिश एलपी प्लॉट नं 2 , सायन पश्चिम यांनी प्रवेश दिला नाही म्हणुन पालक नुर मोहम्मद खान यांनी शाळेच्या विरोधात तक्रार केली आहे...	सुधा एस. तळाशीलकर सुपरीटेडेंट शिक्षण विभाग बीएमसी	Petitioner was absent. Directed the representative of education department to file reply pertaining to the admission under R.T.E. Act. Listed matter on 26/8/2016.
8	केस नं. 43 /2016	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2015 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही लिटिल अँजेल स्कुल , सांताक्रुझ यांनी प्रवेश दिला नाही म्हणुन पालक श्रीमती शेख रेहना मोहमद रफिक यांनी शाळेच्या विरोधात तक्रार केली आहे..	श्री संदिप शेट्टी क्लार्क लिटिल अँजेल स्कुल	Heard party. Petitioner was not present. Little Angel School represented by Mr.Sandip shetty, placed a written reply before the Commission mentioning that child of petitioner has been admitted in the school. Therefore <b>disposed the matter without any recommendation.</b>
9	केस नं. 44 /2016	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2015 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही सरस्वती विद्यामंदिर एज्युकेशन सोसायटी सीबीएसई स्कुल, माहिम यांनी प्रवेश दिला नाही म्हणुन पालक श्रीमती नजदार अजमता अहेमद यांनी शाळेच्या विरोधात तक्रार तक्रार केली आहे.	श्री. ए. एस. दहिफले सुपरीटेडेंट शिक्षण निरीक्षक दक्षिण विभाग	Petitioner was absent. Directed representative of Education inspector to file joint reply in these matters. List matter on 26/8/2016.
10	केस नं. 45 /2016	RTE 25% ऑनलाईन प्रवेश प्रक्रिया 2015 अंतर्गत प्रवेश देण्याचे प्रस्तावित करूनही सेंट अँन्थोनी इंग्लिश स्कुल , धारावी यांनी प्रवेश दिला नाही म्हणुन पालक शेख इम्तियाझ सत्तार, शेख तब्बसुम साजीद , शाह मोहम्मद अहसान, शेख नझामीन गुलाम , मोहमद इस्माईल, बेग गुलझार सलीम यांनी शाळेच्या विरोधात तक्रार तक्रार केली आहे.	1.श्री.मोहमद इम्तियाज तक्रारदार 2. श्री.मोहमद एहसान तक्रारदार 3.श्रीमती गुलजार सलीम तक्रारदार 4. श्रीमती एलीझाबेथ क्लार्क सेंट अँन्थोनी स्कुल	Heard parties. Admitted by the petitioners that their children have been admitted in the school and now petitioners have no grievance, regarding admission. However petitioners raised the issue of non supply of books and uniforms by the Government. On this issue Vaishali Shinde who appeared, stated before the Commission that issue pertaining to supply of books, uniform etc are under consideration with the Government. Directed to file written reply within two days. Listed matter on 26/8/2016.

			<p>1.आशा तराडकर सुपरवायझर मरीयम पब्लीक हायस्कूल 2.सय्यद शबिस्टा हेड इनचार्ज मरीयम पब्लीक हायस्कूल 3 समिना सय्यद तक्रारदार 4.एस.ए. वडियार शिक्षणाधिकारी बीएमसी 5.सुधा तळाशीलकर सुपरीटेंडेंट बीएमसी 6. राजिंदर कौर शिक्षण निरीक्षक</p>	<p>Petitioner appeared herself. Mariyam Public school represented by head incharge Sayyad Shabista and Superintend Asha Taradkar. Petitioner admitted before the Commission that due to continuous mental and physical harassment committed upon her children petitioner forced to shift her children from the said school to another school and now her children are studying in Rajrani Malhotra Vidyalaya, Near Shanti Van Mhada, Oshiwara, Mumbai 53. In this matter two issues are arising, first corporal punishment upon children which fall under Commission for Protection of Child Rights Act and other issue under Right to Education Act. So far first issue is concern directed the representative of school to file reply within seven days covering issues raised in complaint. So far issue No.2 is concerned Petitioner has orally submitted before the Commission that even though child is admitted in another school but issue of payment of fees is still under dispute. While under R.T.E. Act 2009, children of petitioner are entitled for free education. Directed the representative of school education department to file reply on the issue of demand of fees within seven days. Representative of Education department admitted to try to resolve the matter. Matter listed on next hearing.</p>
12	केस नं. 63/2015 -16	Rui Farooq Danawala complaint against Senior police Inspector D.N.Nagar police station Andheri police station Mumbai	<p>1.A.B.Kshirsagar PI D.N.Nagar Police Station. 2. Farooq Danawala complaintant</p>	<p>Petitioner Shri Mohammad Farooq, father of child Ahmed Danawala appeared in person sought one month time to file rejoinder on the report submitted by Senior Police Inspector. Granted time. Listed matter after one month.</p>

		Mrs.Raksha Mirani for his child custdy	Dr. Raksha Mirani Respondent	Heard parties. Respondent Ms. Raksha Mirani appeared. Email received from petitioner requesting for listing matter on next hearing on account of his ill health. This matter has been listed thrice but on the request of the petitioner granted last opportunity directed to appear on next hearing. If petitioner fails to appear on next hearing then recommendation shall be made on the basis of available records. Listed matter on 26/8/2016.
14	केस नं. 62/2015 -16	सुरेशकुमार सिंग नवी मुंबई यांची ऽRequest for staura on action taken with respect of Master Rushil Singh ऽ Medigo Legal Case on Child Abuse. ऽ	1-Suresh Kumar complaintant 2.API R.R.Pathan	Petitioner appeared, directed the petitioner to submit affirmed petition along with certified relevant documents within seven days. Listed the matter on 26/8/2016.
15	केस नं. 90/2015 -16	सुमोटो केस दि. 16.04. 2016 रोजी हिंदुस्थान टाइम्स मध्ये आलेली बातमी ऽCase registered against food outlet after students fall ill. ऽ	1.श्रीमती पल्लवी कुलकर्णी एपीआय खार पोलीस स्टेशन 2.श्री. समीर चासकर पीएसआय ताडदेव पोलीस स्टेशन 3.Priyank Vasani Vice President IIMUN 4.Mr.Chandwani Regisatrar TS Engg. College	Heard parties. Report submitted by the Police Inspector (investigating officer). Respondent No. 1 represented by Priyank Vasani requested four week time to file reply, request admitted. Directed to file reply by 1 <sup>st</sup> week of September. Directed investigating officer to file chargesheet within specified time. Listed the matter on 26/8/2016.
16	केस नं. 244/201 5-16	Rakesh Kumar request for intervention/action for resuming of my son ऽ school with immediate effect.	1.Advt. Uttam Dhawale Respondant ऽ 2. Pooja Jha Respondant 3. Machhindra Sutar DCPO Pune.	Petitioner was absent. Protection officer appeared. Respondent and her Advocate Dhawale both appeared before the Commission and filed written submission. Directed the learned advocate to submit affirmed reply alongwith certified copies of documents. Directed to file counter reply on the report of protection officer if required. Listed the matter on 26/8/2016.

( अ.ना.त्रिपाठी )

( संजय कुमार )

सचिव  
बाल हक्क संरक्षण आयोग

प्रभारी अध्यक्ष  
बाल हक्क संरक्षण आयोग