



BENCH REPORT

RAJNANDGAON CHHATTISGARH

12th july, 2019

NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS
NEW DELHI

Working Report

INTRODUCTION

National Commission for Protection of Child Rights (NCPCR) conducted a series of Camps and Benches for taking up grievances/complaints/representations pertaining to violation and deprivation of child rights. The camps are organised at district level across India. In a series of Bench/Camp, NCPCR organized a Bench at Rajnandgaon District, Chhattisgarh on 12.07.2019. Honorable Members of the Commission, Shri. Yashwant Jain and Smt Rosy Taba with a team of five Consultants and District administration of Rajnandgaon conducted a day-long hearing of the cases of complaints, representations, suggestions as well as sensitized the officials, NGOs, concerned citizens and the complainants.

The Bench covered 5 District of Chhattisgarh - Kawardha, Bemetara, Durg, Balod and Rajnandgaon.



Objective

The purpose of the Bench was to reach out to more and more children across the country. Such Camps and Benches will be taking up grievances/complaints/representations pertaining to violation of child rights. One of the objectives is also to strengthen 115 Aspirational Districts identified by NITI Aayog. In this regard, a District level Bench of NCPCR was scheduled for 12th July 2019 at Rajnandgaon Division. Nearby Districts- Kawardha, Bemetara, Durg, Balod were also covered for the Bench. Sitting of NCPCR's Bench will serve as a platform to disseminate information amongst stakeholders about child rights and role of NCPCR in ensuring Child Rights.

Preparatory Work – (Before the sitting of the Bench/Camp)

Pre Bench Activities:

Following steps were taken by the Commission before NCPCR's Bench at Rajnandgaon, Chhattisgarh.

- **Sharing of the Decision to hold the Bench with District & State Administration:**
After deciding upon the schedule of NCPCR's Bench/camps, a letter was sent to the District Collector of the concerned Districts on 8th July, 2019 with copy of guidelines for the procedure of the Bench/Camp.
- **Video Conference & Follow-ups with the District and State Administration:**
After sending the letter, the second step was to conduct video conference with the concerned nodal officers of the District. Accordingly video conference was conducted under able guidance of Shri. Yashwant Jain, Member, NCPCR. All the concerned officials of five Districts were present for VC. Procedure of the Bench/Camp was briefed during the VC and District Administration was asked to conduct press meet and maximum awareness.
- **Information to NGOs & Follow ups:**
NCPCR after taking out list of 216 NGOs from *Niti Aayog Darpan portal*, sent invitations to the NGOs for their contribution in spreading awareness and mobilizing the complainant at the venue. Also information regarding the Bench was given over phone to all the NGOs.

Preparation for the Event :

A team comprised of five technical Experts of different subject areas like- health & psychology, child labour, POCSO, Education and Juvenile Justice from NCPCR Ms. Shaista K Shah, STE,

Child Health, (ii) Ms. Payal Sharma, Consultant, Child Labour, (iii) Ms. Sugandha Jain, Consultant, POCSO Division (iv) Ms. Deepti Yadav, Consultant, Juvenile Justice, and (v) Ms. Karishma, Consultant, Education Division reached Rajnandgaon on 10th July 2019. There were 216 NGOs as per the list provided to us by the commission.

Inspection of Schools, Aanganwadi Centres, CCIs Hospitals etc-

NCPCR officials conducted inspections in one school, one Aanganwadi centre, one Primary Health Care Centre and one Children Home. NCPCR team was accompanied by District Child Protection Unit (DCPU). The objective of conducting the inspection was to assess all the aspects of child rights and to review the standards of the care and facilities provided to the children in AWC's and School and simultaneously to



take *suo motu* cognizance on the matters pertaining to child rights violations in these institutes as per CPC Act, 2005.

School Visit- The team members of NCPCR visited Government Primary School Motipur Rajnandgon. Following issues were identified by the team:

- The School had no boundary wall. It stands right in the middle of a huge field.
- The field used for different purposes. It had no playground for sports. Huge vehicles drive through the field when the children playing in their recess time, posing danger to the lives of the children. The school was not following any safety norms and guidelines.
- The school had no separate toilets for boys and girls and lacks in hygiene and sanitation.
- The drinking water facility was not proper. Also, the water motor system and live electrical

- Un covered wires were inside the drinking water room which poses risk for the children as they go to that room for drinking water.
- The school had Mid-day meal kitchen room and store rooms for storing rations.
- The school was built attached to drainage sewage which makes the children sick.



NON GOVERNMENTAL ORGANISATION (NGO) Consultative Meet

A meeting with NGOs of Kabirdham District was organised at DC's Office on 10th July, 2019 at 3.00 pm. Meeting was attended by officials of ICPS and Child Welfare Committee and NGOs including Childline of Kabirdham. After meeting with NGOs at Kabirdham, another meeting was held with NGOs of Rajnandgaon, Durg, Kawardha and Bemetara at DC's office at 5.30 on 10th July. Meeting was attended by all the functional NGOs of above mentioned four districts of Chhattisgarh. Apart from NGOs, DSWO and DCPOs were also present for the meeting. The procedure of NCPCR's Bench, function of NCPCR and role of NGOs was briefed in the meeting. The NGOs representatives interacted with the team of NCPCR members and put forward there queries specific issues related to child rights in their region. Total 45 NGOs attended the meeting.

Meeting with District officials-

A meeting with all the concerned officials from Department of WCD, Health, Social Welfare, Police, Education etc from Rajnandgaon, Kabirdham, Bemetara, Durg, Balod districts were held on 11th July, 2019 at DC's office. Meeting was chaired by ADM, Rajnandgaon and team of NCPCR. The concerned nodal officials in the meeting were briefed about the procedure of the Camp/Bench and their roles and responsibilities. Officials were also asked to ensure their presence during the Bench/Camp for redressal of complaints. They were also asked to submit data of their respective Departments. Data was sought in a prescribed format from all the respective Department Heads.

District officials informed that awareness on NCPCR's upcoming Bench has been generated through various mediums and Pamphlets have been distributed and pasted in institutions such as schools, Anganwadi centres, hospitals and at other public places etc.

Table-1-Details of NGOs as per Niti Aayog Darpan portal and number of NGOs attended meeting-

S.NO.	NAME OF THE DISTRICT	TOTAL NO. OF NGO'S	NGO ATTENDED CONSULTATION MEET
1.	Rajnandgaon	71	13
2.	Durg	111	8
3.	Kabirdham	04	5
4.	Bemetara	12	0
5.	Balod	21	0
	Total	219	26

Note- On the day of sitting of the bench there were total of 26 Ngos present from Rajnandgaon, Durg and Kabirdham district.

Total number NGOs as per the Niti Aayog Darpan Portal	219
Total NGOs present in the meeting (i.e. on 10 th July)	16
Total NGOs present on the day of the Bench	26
Total NGOs who were present with complaint apart from the meeting that held on 10 th July 2019.	8

ON THE DAY OF THE SITTING OF THE CAMP/BENCH-An OVERVIEW-

On 12th July 2019 Bench was headed by Shri. Yashwant Jain and Smt Rosy Taba, Members, NCPCR was held at District Collector's office at Rajnandgaon, Chhattisgarh. Following were the main features of the Bench-

- **Help/Facilitation Desk-** A Help/Facilitation Desk was set up outside of main hall. 10 teachers of the schools, volunteers of Childline and NGOs were appointed by the District Administration.
- **Registration Desk-** Each and every complaint was registered and token with a number was given to the complainant. Volunteers from Child line, NGOs and DCPOs were deputed for registration of complaints/grievances.
- **Remarks/Comments of the concerned Departments-** After registration of complaints, concerned authorities were asked to give their comments /remarks on the complaints. Volunteers were designated for the work.

Hearing by the Bench

The Commission conducted its first Bench in Chhattisgarh State at Rajnandgaon for the Districts- Kabirdham, Bemetara, Durg, Balod and Rajnandgaon at District Collector's office at Rajnandgaon in Chhattisgarh. The Bench was held on 12.07.2019. The Bench was headed by Sh. Yashwant Jain and Smt. Rosy Taba, Honorable Members, National Commission for the Protection of Child Rights (NCPCR), Shri. Jai Prakash Maurya, DM, Rajnandgaon, Shri. S.N.Motwani, ADM , shri. A.K.Bajpai, ADM, Balod, and SP, Rajnandgaon and Smt. Prabha Dube, Chairperson and Members, SCPCR, Chhattisgarh were present on the dais. DM Rajnandgaon and DSWO Rajnandgaon welcomed members, NCPCR at the starting of the programme. After lighting of the



lamp, Sh. Yashwant Jain, Member, NCPCR delivered key note address and briefed about the NCPCR Bench/Camp and indicators of Niti Aayog. Chairperson, SCPCR, Chhattisgarh also appreciated the idea of strengthening of aspirational Districts.

Highlights of the Camp held at Rajnandgaon-

In total the bench received **170** complaints (including *suo motu*)- All the complaints were redressed by the Bench . 09 complaints were submitted by the districts authorities of Kabirdham, Bemetra, Durg, Balod and Rajnandgaon. The Bench received total of 170 complaints –out of this decision was given in 120 complaints by the bench. Complaints were received from various civil society organizations and individual complainants. Below is the information on the total number of cases received during the sitting of the bench.

Data of complaints- NGO wise-

S. No.	Name of the Ngo	Total Complaints	District	Nature of complaints
1.	Jan kalyan Samajik Sansthan	5	Rajnandgaon	
2.	Samarth Charitable Trust	6	Kabirdham	
3.	Chhattisgarh Parents Association	9	Rajnandgaon	
4.	CERWS	2	Durg	
5.	Sutra Samaj Sevi Sansthan	1	Durg	
6.	Sneh Sawodya sansthan	1	kabirdham	
7.	Childline	1	Kabirdham	
8.	Paryojana Gram Vikas Sansodhan	5	Mungeli	
	Total	30		

Data of complaints-

S. No.	Cases	Total
1.	Individual Complaints	125
2.	Complaints represented by any other NGOS or institution	31
3.	Complaint submitted by district officials	9
4.	Complaints taken up by NCPCR(Suo-moto)	5
	Total	170

Details of complaints received and heard by the Bench—as per CPR

Name of the District	Education	Juvenile Justice	Child Health	Child Labour	POCSO	Total
Rajnandgaon	80	8	25	0	8	121
Balod	1	0	2	0	0	03
Bemetara	1	0	1	0	4	06
Durg	0	3	0	0	5	08
Kabirdham	16	2	14	0	0	32
Total	98	13	42	0	17	170

DISCLAIMER: The data presented above is the initial data as per the day of the Camp/ Bench.

.NO	TOTAL NUMBER OF CASES	TOTAL NUMBER
1.	Cases received by the Bench/Camp	170
2.	Cases heard by the Bench	120
3.	Cases submitted by the district officials	09
4.	Cases registered but not heard	50

The complaints are segregated on two levels:-

- a) District Wise
- b) Area Wise (Under CPR Act,2005)

a) District Wise

S.NO	NAME OF THE DISTRICTS	TOTAL COMPLAINTS
1	Rajnandgaon	121
2	Balod	03
3	Bemetara	06

4	Durg	08
5	Kabirdham	32
	Total	170

Graph-2- Number of cases (District Wise)

Area Wise (Under CPCR Act,2005)

Education

Education department received total of 98 cases. The natures of complaint are further divided in 5 sections:

S. No.	Nature of Complaints	Total Numbers
1.	Complaint regarding financial assistance and scholarships	20
2.	Complaint regarding school infrastructure	32
3.	Basic amenities	5
4.	Others	22
5.	Admission	19
	Total	98

POCSO

17 cases were registered under POCSO.

It has been observed that in most of the cases the girls were sexually harassed in schools. Also, one of the complaints is pertaining to victim compensation.

S. NO.	Nature of Complaint	Total
1.	Complaint of sexual assault in schools	13
2.	Victim Compensation	1
3.	Complaint related to safety of child	1
4.	Cases pending before the court	2
	Total	17

Juvenile Justice

After scrutinizing the complaints, it seems the cases were more related to non availability or non

issuance of certificates. Further for accommodation, education, safety and security of child in general.

The bench received 13 complaints from the districts. The complaints are further divided into 6 sections under Juvenile Justice: -

SECTION	NATURE OF COMPLAINTS	TOTAL COMPLAINTS
1	Financial Assistance and Sponsorship	3
2	Tribal related complaints	0
3	Mental harassment & Verbal Abuse	0
4	Child Abuse	0
5	Documents and Certificates	3
6	Other related complaints	7

Health

The bench received 42 complaints from the districts. The complaints are further divided into 5 sections under Child Health: -

SECTION	NATURE OF COMPLAINTS	TOTAL COMPLAINTS
1	Aganwadi infrastructure related	6
2	Complaint regarding Medical treatment	20
3	Complaint regarding Disability Certificate	3
4	Complaint Financial Aid	12
5	Others	1
	TOTAL	42

COMPLAINT ANALYSIS-As per NITI AAYOG INDICATORS

The National bench of NCPCR is being conducted in those districts which are declared 'aspirational' by NITI Aayog. The NITI Aayog analyzed these districts based on 49 indicators segregated in five sectors- Health, Education, Agriculture & Water resources, Financial Inclusion and Basic Infrastructure. NCPCR has a mandate to take complaints in the matters related to child

rights violations. Therefore, the Commission has placed its focus on three key sectors- Education, Health & Nutrition focusing on the facilities provided to children.

EDUCATION

S.NO	SECTOR	NITI AAYOG INDICATORS	COMPLAINTS RECEIVED BASED ON THE INDICATORS	DISTRICT
1	E	Transition rate from primary		
	D U C A T I O N	to upper primary school & Upper primary to secondary		
2		Toilet access: percentage schools with functional girls' toilets	22 complaints received regarding infrastructure in schools	-
3				-
4		Percentage of schools with functional drinking water facility		-
5		Percentage of schools with functional electricity facility at secondary level		--
6		Percentage of elementary schools complying with RTE specified Pupil Teacher Ratio	-	-
7		Percentage of schools providing textbooks to children within 1 month of the start of academic session	-	-

S.NO	SECTOR	NITI AAYOG INDICATORS	COMPLAINTS RECEIVED BASED ON THE INDICATORS	DISTRICT
1	H E A L T H	Proportion of Anganwadis with own buildings	06 complaints received relating to Anganwadi Centre functioning/non-availability	Rajnandgaon

In Education the Commission received complaints related to financial assistance and scholarships, admission/enrollment in schools under norms of RTE Act, 2009, infrastructure and lack of basic amenities, admission of children with disability. The bench/camp has received complaints majorly of financial assistance and admission in schools.

In health major complaints were received regarding financial help for treatment and regarding disability certificates. Complaints were also received regarding infrastructure of Anganwadi centers. Number of children with disability and cerebral palsy appeared in the Bench.

OBSERVATION

- All the Nodal Officers of five Districts Kabirdham, Bemetara, Durg, Balodand Rajnandgaon districts were present for the Bench/camp.
- The Commission received complaints from NGO's, Childline, individual complainants etc. The representation of the NGO's during the proceeding was commendable. The NGO's volunteered for the Bench and also brought the complaints from the Districts.
- The Childline was active during the bench and provided all the necessary assistance required for the bench/camp.
- Number of children with disability with their parents appeared before the Bench. Priority was given to the children and their complaints were heard on the priority basis.
- District Education Officers were instructed to provide admission to children under RTE Act, 2009 and circular should be issued to provide books and uniform under the provision of RTE Act. Member, NCPCR also mentioned that children should not be pressurized buying for uniform, if they will be found doing this than Commission will take strict action against such the authority/ management.

Conclusion

The National Bench/Camp was conducted successfully in Rajnandgaon, Chhattisgarh. NCPCR registered 170 cases and directions were given in 120 cases. Cases of POCSO were heard in child friendly manner in- camera proceedings in a separate room. The commission received overwhelming support and participation from the District authorities, NGO's from all the five Districts. Around 31 complaints were brought by NGOs on complaints regarding child right violation before the bench/camp and some have submitted complaints to their district administration which was received by NCPCR through DCPU of five districts. The volunteers apart from the district administration helped in running the proceedings of the bench/camp

smoothly. Childline from all the districts and teachers, and NGOs were there to help the complainant from registering the complaint to helping them write the complaint for the bench/camp.

Annexures-

List of NGOs

S.NO	NAME OF THE NGO	CONTACT DETAILS	EMAIL ID
1.	Jan Kalyan Samajik Sansthan	9424112310	jkssomni@gmail.com
2.	Samarth charitable Trust	9826801058	manjeetkb@gmail.com
3.	Samtra Jan Kalyan Samiti	7024708725	saurabhshri1982@gmail.com

MediaGallery

Pre Bench



सूर्योदय आज रात 05:51 वा • सूर्यास्त बस सुबह 05:32 वा

Weekend पत्रिका राजधानी, रातवार, 13 जुलाई, 2019

तापमान \blacktriangle 32°C \blacktriangledown 26°C

दिल्ली से आई राष्ट्रीय बाल अधिकार संरक्षण आयोग की टीम ने की सुनवाई, कहा बहुत संवेदनशील है पाक्सो एक्ट, पुलिस और प्रशासन भी इसे नहीं समझ पाते, गंभीरतापूर्वक कार्रवाई के लिए दोनों को करेंगे निर्देशित

बच्चों के अधिकार से जुड़े अलग-अलग तरह के 165 आवेदन आए, 120 प्रकरणों पर बेंच ने की सुनवाई

इन मामलों में सुनवाई कांपी-फिताब व यूनिफार्म खरीदने की जरूरत नहीं

कार्रवाई के लिए पुलिस को दंगे निर्देश

बाल यौन शोषण पर कड़ाई से होगा काम

राजधानी में बाल अधिकार संरक्षण आयोग की टीम ने दिल्ली के पाक्सो एक्ट, पुलिस और प्रशासन को बच्चों के अधिकार से जुड़े 165 आवेदनों की सुनवाई की। सुनवाई के दौरान बच्चों के अधिकारों के उल्लंघन के प्रकरणों की सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई।

युनिफार्म का उल्लंघन के मामले की सुनवाई की गई।

आयोजन के 5 सदस्यों द्वारा सुनवाई की सुनवाई के लिए किया गया। 10 प्रकरणों व पाक्सो एक्ट और जिले में बच्चों को प्रभावित करने के लिए किया गया।

ये रहे मुख्य मुद्दे से मौजूद

इससे पहले भी के सुनवाई में बच्चों के अधिकार संरक्षण आयोग के सदस्यों द्वारा सुनवाई की सुनवाई की गई। इससे पहले भी के सुनवाई में बच्चों के अधिकार संरक्षण आयोग के सदस्यों द्वारा सुनवाई की सुनवाई की गई।

विभाग के अधिकारियों से कराया गया मार्गदर्शन

सुनवाई के लिए आयोग के सदस्यों ने आयोग के अधिकारियों को सुनवाई के लिए निर्देशित किया गया। सुनवाई के लिए आयोग के सदस्यों ने आयोग के अधिकारियों को सुनवाई के लिए निर्देशित किया गया।

राष्ट्रीय बाल अधिकार संरक्षण आयोग ने की प्रकरणों की सुनवाई

दुर्ग संभाग अंतर्गत सभी 5 जिलों के बाल अधिकारों के उल्लंघन की सुनवाई

राजधानी में बाल अधिकार संरक्षण आयोग की टीम ने दिल्ली के पाक्सो एक्ट, पुलिस और प्रशासन को बच्चों के अधिकार से जुड़े 165 आवेदनों की सुनवाई की। सुनवाई के दौरान बच्चों के अधिकारों के उल्लंघन के प्रकरणों की सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई।

165 प्रकरणों में से 120 की बेंच ने की सुनवाई

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जल्दतमों की सेवा कर रही क्लब

राजधानी में बाल अधिकार संरक्षण आयोग की टीम ने दिल्ली के पाक्सो एक्ट, पुलिस और प्रशासन को बच्चों के अधिकार से जुड़े 165 आवेदनों की सुनवाई की। सुनवाई के दौरान बच्चों के अधिकारों के उल्लंघन के प्रकरणों की सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई। इस दौरान राष्ट्रीय बाल अधिकार संरक्षण आयोग के सदस्यों द्वारा प्रकरणों की सुनवाई कर अधिकांश के मामलों में सुनवाई की गई।

