

Government of National Capital Territory of Delhi
Directorate of Education (Act-I) Branch
Old Secretariat, Delhi-54

No. F/DE (15)/Act-I/4607/13/2015/3072-3080

Dated:- 27/8/2015

ORDER

That Hon'ble High Court of Delhi vide Judgement dated 24/11/2014 in WPC No. 4607 of 2013 titled Justice for All Vs Govt. of NCT of Delhi and Anr, directed that-

*"Though we are of the view that the orders in the earlier writ petition i.e. **Social Jurist** (supra) were with respect to all schools without carving out any distinction of primary, middle or secondary schools but to avoid any ambiguity, we direct the Directorate of Education, GNCTD to on yearly basis ensure that all schools including nursery schools which have been allotted land on the condition of admitting 25% of the students in schools established thereon from weaker sections of the society and on freeship basis, abide thereby and if finds any such schools to be in breach, immediately send intimation thereof to the DDA. We also direct the DDA to immediately on receipt of such intimation, initiate the process of cancellation of the leases."*

That as per general terms and conditions of allotment of land, laid down by the Government Land Owning Agency/Delhi Development Authority while allotting the land to the societies for schools, it is mandatory for the Nursery Schools/Play Schools/Creches etc to give 25% admissions of the total strength of these institutions to the children belonging to Economically Weaker Sections (EWS) of the Society and provide free ship to them.

That in order to conduct the admissions of EWS category children smoothly in such institutions, the basic instructions/guidelines are as under:-

- a. Every Nursery School/Play School/Crèche shall notify the total number of its seats of the school viz-a-viz number of seats reserved for Economically Weaker Sections of the society on the Notice Board/Website of the school. The notice board shall be placed at the prominent place in the school which can easily be accessed by the general public.
- b. No registration fee or any cost of prospectus shall be charged from the parents/children applying against EWS seats. The school shall provide registration /admission form to the EWS parents/guardians free of cost.
- c. The school shall acknowledge the application for admission against EWS seats through a receipt and shall assign each application a registration number.
- d. In case, the application of any child is found not in order and is thus rejected, the reason/s for its rejection shall be recorded and communicated to the parents.



- e. Income Certificate issued by a Revenue Officer not below the rank of Tehsildar or BPL Ration Card/AAY Ration Card/Antodaya Ration Card/Food Security Card issued by Food Supplies & Consumer Affairs Department, Govt. of NCT of Delhi shall be considered as proof for claiming the benefit of Economically Weaker Sections by the school. (*Child belonging to Economically Weaker Section means that a child whose parents' total annual income is less than one lakh rupees from all sources*). The genuineness of EWS certificate issued by Revenue Department may be verified by the school authorities online at www.esla.delhi.gov.in>Revenue Department or in paper form from the office of respective District Magistrates of Revenue Department and Ration Cards mentioned above may be verified from respective offices of Food Supplies & Consumer Affairs Department, GNCT of Delhi, before extending the benefits to the applicants on the basis of certificate produced.
- f. The distance criteria adopted for admission of EWS/DG candidates at Entry Level Classes under the provisions of Right to Education Act, 09 shall be applicable to the admission of EWS in Nursery School /Play School/Creches also and preference of admission shall be given in order of distance of residence from the school i.e first, 0-1 km radius, second' 1-3 kms, third, 3-6 kms and beyond 6 kms in case the vacancies still exist.
- g. If the number of applications exceeds the number of seats available in the EWS category, the admission shall be decided through 'Draw of Lots' which shall be conducted in the presence of parents. The school shall inform all the parents about the date of conducting of draw in such cases.
- h. These institutions shall finalize the list of selected EWS children on the date of draw of lots and get it signed by at least five parents present during the draw of lots. The school shall maintain all the records properly for future references and the admission process shall be completed immediately after the draws if any.
- i. The seats meant for EWS category shall be filled with children belonging to the said category only.
- j. No screening procedure i.e. interview, counseling, written or oral test of any type of parents or child shall be conducted for the purpose of these admissions.
- k. The Head of these institutions shall be responsible for compliance of these orders and verification of aforesaid documents related to EWS admissions.

Therefore, Chairpersons/Presidents of all the societies, having allotted land by the Government Agencies for Nursery School/Play School/Creches, running Play school/Crèches/Nursery(Pre-school)/Pre-Primary only, are hereby directed to ensure that the said institutions shall admit at least 25% children of the total strength of the institution/class belonging to Economically Weaker Sections (EWS) of society, wherever any fresh admissions are made, and grant free-ship to them following the above instructions/guidelines strictly.



Further, it is clarified that this order shall apply only to exclusive Play school/Crèches/Nursery(Pre-school)/Pre-Primary running on the land allotted by the Government Agencies but the other Private Unaided Recognized schools, other than Minority, (whether on Govt allotted land or private land) running up to Primary/Elementary/Secondary/Sr. Secondary level with entry level classes as Pre-School/Pre-Primary/Class-I, shall continue to admit at least 25% children belonging to EWS/DG category under the provisions of RTE Act, 09 already notified.

Further, Chairpersons/Presidents of the societies are directed to submit the compliance report for admission of EWS category for the last three years in the enclosed proforma within two weeks from the date of receipt of this order.

Non-compliance of the orders shall be viewed seriously and the same may be brought to the notice of DDA/Land Owning Agencies for cancellation of lease deed of the land of the society/trust.

This issues with the prior approval of the Competent Authority.


ADDITIONAL DIRECTOR OF EDUCATION (ACT 1)

Chairperson/President of all societies/trusts running Nursery /Pre-Primary / Play schools / crèches on the land allotted by the Govt. Land Owning Agencies/DDA and HoS /In-charges of such schools

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Dated:- 27/8/2015

Copy for inf. to -

1. Pr. Secretary to Chief Minister, Delhi
2. PS to Minister of Education, GNCT of Delhi
3. PS to Pr. Secretary, Education
4. PS to Director (Education)
5. All Spl DE/RD/ADE of Directorate of Education.
6. All Districts DDEs
7. All Education Officers
8. OS (IT) with direction to upload the order on the website of the department on the link 'Public Circulars and Orders.'
9. Guard file.


(P.Lata Tara)

DDE (Act-I)

**PERFORMA FOR ADMISSIONS MADE UNDER EWS QUOTA IN
NURSERY/PLAY SCHOOLS –ALLOTTED LAND BY LAND OWNING
AGENCIES/DDA IN DELHI**

1. (a). *Name of the Society-*
(b). *Complete Correspondence Address of the Society-*
(c). *Contact number-*

2. (a). *Name of the Nursery school/play school/creche-*
(b). *Complete Correspondence Address of the Nursery school/play school/creche -*
(c). *Contact number-*

3. (a). *Name and Contact number of the chairman of the society-*
(b). *Name and Contact number of the Incharge of the Nursery school/play school/creche*

4. *Number of children admitted in school.*

<u>Session</u>	<u>Total no. of children</u>	<u>No. of EWS children granted admission</u>
2013-14		
2014-15		
2015-16		

*Signature of the HoS/incharge
Nursery school/play school/creche*

Counter signature of the Chairman of the society

