



बाल हक्क संरक्षण आयोग
महाराष्ट्र शासन



महाराष्ट्र शासन



Maharashtra State Commission for Protection of Child Rights



ANNUAL REPORT

Year 2022-2023



ANNUAL REPORT

2022 – 23

OFFICE

**MAHARASHTRA STATE COMMISSION FOR PROTECTION
OF CHILD RIGHTS**

**3rd FLOOR, GOVERNMENT TRANSPORT SERVICE BUILDING,
SIR POCHKHANWALA ROAD,
WORLI, MUMBAI**

MAHARASHTRA STATE



**MINISTER FOR WOMEN AND CHILD DEVELOPMENT,
GOVERNMENT OF MAHARASHTRA**



HONOURABLE ADVOCATE YASHOMATI THAKUR,
(DATED 30TH DECEMBER 2019 TO 29TH JUNE 2022)

**MINISTER OF STATE,
WOMEN AND CHILD DEVELOPMENT,
GOVERNMENT OF MAHARASHTRA**



HONOURABLE SHRI OMPRAKASH KADU
(DATED 30TH DECEMBER 2019 TO 29TH JUNE 2022)



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

**MINISTER FOR WOMEN AND CHILD DEVELOPMENT,
GOVERNMENT OF MAHARASHTRA**



**HONOURABLE SHRI MANGAL PRABHAT LODHA
(FROM DATE 27TH JUNE 2022 TO 29TH JUNE 2022)**

**MINISTER FOR WOMEN AND CHILD DEVELOPMENT,
GOVERNMENT OF MAHARASHTRA**



**HONOURABLE SHRI SANJAY BANSODE
(FROM DATE 27TH JUNE 2022 TO 29TH JUNE 2022)**



**MINISTER FOR WOMEN AND CHILD DEVELOPMENT,
GOVERNMENT OF MAHARASHTRA**



**HONOURABLE KUMARI ADITI SUNIL TATKARE
(FROM DATE 27TH JUNE 2022 TO 29 TH JUNE 2022)**



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

CHAIRPERSON OF THE MAHARASHTRA STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS



ADVOCATE SMT. SUSHIBEN SHAH

MEMBERS OF THE MAHARASHTRA STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS



ADV. SMT NILIMA CHAVAN



ADV. SMT PRADNYA KHOSARE



ADV. SHRI SANJAY SENGAR



ADV. SMT JAYASHRI PALVE



SMT SAYALI PALKHEDKAR



SHRI CHAITANYA PURANDARE



SECRETARY
MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS



SHRI. UDAY JADHAV, IAS

PERIOD - 18TH JANUARY 2021 TO 16TH MAY 2023.



SHRI. SHIVRAJ PATIL, IAS

PERIOD - 16TH MAY 2023 TO 31ST DECEMBER 2023.

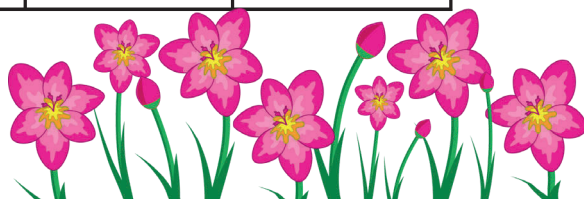


MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS

ADMINISTRATIVE STRUCTURE IN THE COMMISSION'S OFFICE

APPROVED 12 POSTS

Sr no	Designation	Approved Posts	Filled up Post
1	Secretary	1	1
2	Legal Adviser	1	1
3	Administrative Officer	1	0
4	Assistant Administrative Officer and Accounts Officer	1	1
5	Higher Grade Steno Typist	2	0
6	Probation Officer	2	1
7	Clerk	2	2
8	Peon	2	1



AJ1 ABBREVIATIONS

ADGP	Additional Director General of Police
CCI	Childcare Institution
CCSE	Countering Child Sexual Exploitation
CWC	Child Welfare Committee
CWPO	Child Welfare Police Officer
DCPU	District Child Protection Unit
DO	District Officer
DWCD	Department of Women and Child Development
IAS	Indian Administration Services



ICMEC	International Centre for Missing and Exploited Children
IG	Inspector General
IJM	International Justice Mission
IPS	Indian Police Service
JJ Act	Juvenile Justice Act, 2015
JJB	Juvenile Justice Board
MoU	Memorandum of Understanding
MSCPCR	Maharashtra State Commission for Protection of Child Rights
NCMEC	National Centre for Missing and Exploited Children



NCPCR	National Commission for Protection of Child Rights
NCRB	National Crime Records Bureau
PPP	Public-Private Partnerships
PwC	PricewaterhouseCoopers
SC	Supreme Court
SIR	Social Investigation Report
SJPU	Special Juvenile Police Unit
SP	Superintendent of Police



INDEX

Sr. No.	Particulars	Page No.
A	(1) Chairperson's Forward	1
	(2) Establishment of the Commission	3
B	Duties of the Commission	7
	1. Vide State Child Rights Protection Act 2005	7
	2. Under the Right to free and compulsory Education Act, 2009	8
C	Complaint Redressing Machinery	10
	1. Notification - 1	10
	2, Notification – 2	12



INDEX

Sr. No.	Particulars	Page No.
E	1. Complaints of Investigation	15
	2. Workshops / Discussions / Symposium	17
F	Significant Proceedings of the Commission	21
G	Tours and visits of the Commission	31
H	Training imparted by the commission	45
I	Summary of cases	49
J	Audit Report – Financial year 2022 – 2023	51



CHAIRPERSON'S FORWARD

The innocent children bustling with various possibilities is the real asset of any nation. They are not only the citizens of today, but are the future of our nation. Hence it is our common responsibility to protect, harness and promote their childhood. The Indian Constitution guarantees the right to life, development, participation and protection to each of its citizen and which are equally applicable to the children as well. The State Government established the Maharashtra State Commission for Protection of Child Right on date 24th July 2007 for protection and conservation of the same.

Creation of a proper surrounding conducive for a safe healthy and confident life for every child is the principal objective of the commission. The commission coordinates with various government departments for ensuring effective implementation of the Child Rights Protection Act 2005, Juvenile Justice Act 2015, Protection of Children against Sexual Offences Act 2012 and Right to Education Act 2009. The commission takes serious cognizance of every complaint received in respect of offences against any child and attempts to ensures that every child gets justice. Besides ensuring the disposal of complaints, the commission also implements various workshops, awareness initiatives, counselling and various enlightenment programs for overall benefit of the children.



The commission implemented the following initiatives during the period under review :-

- 1) Keep Playing (खेलते रहो)
- 2) Child Friendly Award (बालस्नेही पुरस्कार)

Similarly reviewed the POCSO and J.J. laws, and developed special protocol for the rehabilitation of children and held hearings of various pending cases. This initiatives have ensured justice, protection to the children and ensured an appropriate direction to their bright future.

The commission has caused a positive change in the lives of thousands of children. The commission is ensuring a competent and concrete structure with the cooperation from police, courts, child welfare committees, health and educational institutions, which will help create a safe and respectful environment for each and every child. I feel that when we see the growing a social awareness about the children's rights in Maharashtra state, this is definitely a result of the work done by the commission. I am convinced that the Maharashtra State Commission for Protection of Child Rights is always alert to ensure protection, development opportunity and justice to the children in our state.

All of us should ensure that every child in our state leads a happy, safe and respectable childhood because this is our real national wealth

- Advocate Sushiben Shah

MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS



AJ2 ESTABLISHMENT OF THE COMMISSION

The Maharashtra State Commission for Protection of Child Rights was established as a statutory body in July 2007 vide Child Rights Protection Act 2005 (No 4 of 2006) for protection, promotion and defending the child rights. The law defines Child to be a person less than eighteen years of age. The section 2 (B) of the Act includes the following rights granted by the principal standards adopted by the Children's Rights Convention approved by the United Nations General Assembly. The principal standards adopted by the Children Rights Convention are as follows :

- The child will be protected against all type of discrimination on the basis of race, color, sex, language, religion political or other inclinations, national racial or social origin, property, disability, birth or social status of the child.
- The interests of the child shall be primary in all the actions connected with it.
- The child shall be entitled to get identification, name and nationality.
- Every child is entitled to right to live, life and development by birth which includes maximum achieved health standards to treatment facilities and education as well, which were directed towards development of fully capable personality. The children are entitled to social security benefits.
- Every child shall be entitled to take rest and engage itself in sports and entertainment initiatives.



- Every Child shall be entitled to ideal mental, spiritual, moral and social development.
- No child can be illegally transferred, abducted, sold or trafficked for any immoral purposes in any nature. The children's opinion shall be given its due importance.
- The child cannot be separated from its parents against its wishes. The Child can be separated from the parents only if it is necessary for its benefit.
- The child deprived of family environment shall be entitled to special protection and assistance afforded by the state.
- The institutions responsible for the upbringing or protection of the child shall comply the stipulated standards of established service and facilities.
- The child shall be protected from economic exploitation.
- The children should not be subjected to illegal use of intoxicating drugs and substances causing ill effects on the mind.
- A mentally or physically unfit child should enjoy his life completely and entirely, which shall ensure his dignity, enhance self reliance and enable him to actively participate in the society.
- The child should be safe from all type of physical and mental violence, misconduct, injury, neglect or abuse or exploitation including sexual exploitation.



- Every child should be protected from each and every form of sexual exploitation
- To inspect any remand home or residence or institution under the control of the State Government, along with the institutions operated by organizations including their officials where children have been taken into possession with the objective of treatment, improvement or protection or the premises which were allocated to them for their residence and if required to take them to such officers for remedial action. ;
- To inquire into the grievances or take Su-MOTO cognizance of the following matters
- Violation of child rights and depriving them of the same. ;
- Non implementation of the laws meant for the protection and development of the children .
- Non implementation of policy decisions, guidelines or instructions intended to reduce the troubles of children and ensure their benefit as well as to grant them relief and to raise the various points arising in such cases with the competent authority and other appropriate duties for enhancement of child rights incidental thereto. .
- To analyse the prevailing policies, laws and practices for evaluating the compliance of sessions related to child rights and submit the reports on the working of such security measures annually and at periodic intervals deemed fit by the commission ;
- To conduct formal investigation in cases where the child itself or any concerned individual on its behalf has expressed concern ;



- To promote and respect all the government departments / institutions related with the children as well as their work and to consider their opinion / outlook seriously
- Every child should be protected from each and every form of sexual exploitation
- Presentation and dissemination of information related to child rights. ;
- To collect and analyse information related to the children. ;
- To promote inclusion of child rights in school curriculums, and to impart training to teachers and other employees related to the children,
- No child can be subjected to atrocities or any cruel, inhuman or undignified treatment or punishment or illegally deprived from any type of his liberty.
- Any child who is victim of any type of neglect, exploitation or atrocity should be physically and mentally rehabilitated and all appropriate measures will be taken to promote his reintegration into the society.
- International Humanitarian law Rules applicable to children affected by armed conflict or war like situation shall be honored.
- Every child accused of or identified for violating the law is entitled to dignified and appropriate treatment.
- The confidentiality about identity of any child accused or convicted for violation of law shall be protected from illegal interference or entry into his house and his dignity and self respect should be protected.



B] DUTIES OF THE COMMISSION

1.

VIDE THE STATE CHILD RIGHTS PROTECTION ACT 2005

- 1. To verify and review any protection to child rights offered vide or under any Act and recommend measures for its effective implementation;
- As a measure of that precaution or required by the commission, to submit annual or periodic reports to the State Government;
- To inquire into the violation of children's rights and to recommend action in such cases.
- To examine all the matters prohibiting to take advantage of child rights of children affected by terrorism, communal violence, H I V / AIDS, trafficking, abuse, harassment and exploitation, pornography and prostitution and to recommend action in such cases. ;
- To pay attention to children requiring special care and protection, which includes estranged, neglected and affected, legally challenged, minor, orphaned children and and to recommend action in such cases.;
- To study international conventions and other means and to regularly review the prevailing policies, planning of programs and other initiatives related to child rights and to recommend action in such cases:
- To undertake and promote research related to child rights;



To literacy about child rights in various constituents of the society and to enhance awareness about the various solutions available for protection of the children rights through publications, media, symposia and other available media.

2.]

UNDER THE RIGHT TO FREE AND COMPULSARY EDUCATION ACT 2009

Following duties have been entrusted to the Child Rights Protection Commission vide section 31 and 32 of the Right to Education Act 2009

- To examine and review the protection of rights granted vide the said Act (Right to Education Act 2009) and to recommend measures for its effective implementation.
- To inquire into complaints related to free and compulsory education of the children.
- To take necessary action for protection of child rights in terms of section 15 and 24 of the Child Rights Act 2005.
- While conducting inquiry into any matter related to the Child Rights laws and compulsory education, they shall possess the same authority as vested in the commission vide section 14 and 24 of the Child Rights Act 2005.
- Not withstanding anything included in section 31, any individual can submit written complaint related to the child rights vide the Right to Education to the functioning local authority of the area of operation.



The local authority shall decide the matter after receiving the complaint, as per Section 32(1).

Any individual aggrieved due to decision of the local authority can prefer appeal to the State Commission. The State Commission shall decide the said appeal vide section 32 (3) of the Act.



C] COMPLAINT REDRESSING MACHINERY:

1. NOTIFICATION¹

- The State Commission for Child Rights is a statutory organization constituted vide Protection of Child Rights Act 2005. The State Government has constituted the State Commission vide order no C R C / 2006 / C R 139 / D -3 dated 24th July 2007.
- In terms of the authority vested vide sub section (1) j and (1) (j) (I) (ii) (iii) as well as sub section (1) k of section 13 read with sub section (1) of section 14 in the Commission, it has approved the implementation of proposal for stipulating the work procedure of the proposals of these provisions under consideration. Accordingly the work procedure is being stipulated as follows.
- The distribution of work for complying sub section (1) (j) (I) (ii) (iii) of section 13 has been effected on similar lines as the Information Commission and Maharashtra Administrative Tribunal.
- A - 1) The Principal Bench of the Commission shall be located at Mumbai and Judgment benches shall be located at Aurangabad and Nagpur.
- A - 2) The commission shall receive complaints under the Child Rights Protection Act 2005 at Mumbai and forward the same to its concerned bench.



- The members of the concerned benches shall decide the change in the location of their hearings within their area of operation.
- Quorum of minimum two members is required for any hearing.
- Decisions of transfer of any member from one bench to another shall be taken in the commission's meetings.
- IF any important matter is included, the said matter shall be heard at Mumbai before the entire quorum of the commission. The Honorable Chairperson or Secretary (referred as Member Secretary) shall decide whether the nature of any case is significant or otherwise. Hearing before the entire quorum of the commission shall be held at least once. The meeting of the commission as well as its entire quorum may be organised on the same day.
- Considering the work load on the members, the Chairman can depute them from one block to another for hearing.



2. NOTIFICATION 2

In terms of State Government instructions dated 24th July 2005, Maharashtra Commission for Protection of Child Rights has rechristened the commission established for protection of child rights as “Child Rights Protection Commission and drafted rules on date 31st of May 2010 on behalf of the State Government.

PROCEDURE

- Any individual / institution / authority can suo motu seek redressal for the following deeds or misdeeds committed by State and Central Government or any other authority / institution, with the State Child Rights Commission.
- **Denial and detraction of child rights**
- **Non implementation of Acts passed for the protection and development of children.**
- **Non compliance of policy decisions, guidelines or restrictions to reduce the troubles faced by the children and not ensuring their welfare and not providing them any relief therefrom.**
- **Any other things felt necessary and coincidental in the aforesaid work for promotion of child rights or any other matter.**
- All the applications should be addressed to the Secretary, Maharashtra State Commission, for Protection of Child Rights third floor, G T S building, Sir Pochkhanwala Road, Worli Mumbai 400 030 .
- Name, description and complete correspondence address of the applicant and defendant will be decided on every application. It should be typewritten



MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS

- The application should be submitted in six copies along with the certified copies of the documents attached with the application, which should be accompanied by duly attested supporting affidavit. All the pages of the application should be serially numbered.
- The applicant should forward a copy of the application to all the defendants and attach photo copy of post office or courier acknowledgment thereof with the application .
- Every application shall have an index of documents and enclosures thereof.
- After receipt of application, notice will be served on all the parties through the advocate or electronic or any other media specified by the state or central government in this behalf. The notice shall mention the date and location of hearing before the commission.
- The commission can serve public notice to all the parties through news papers in cases where many applications dealing with a single or similar public cause are received. In such cases, the commission can decide about sharing the expenditure to be incurred for publication of such notice.
- The defendant shall have the liberty to record written objections to the application in the nature of counter affidavit (containing evidence of delivery of advance copies to the defendant) which should contain of response on merits and responses or negations of a general nature will not be considered. If the Central or State Government or Government undertaking or office of any authority owned managed or controlled by the Central / State Government is the defendant, the counter affidavit should be signed by their head of office.
- The commission shall have the following authority –



- **To Requisition any documents from any individual or central governemnt or state government or any other officials. .To summon any individual for witness / submission of evidence and procure other evidences from such persons on affidavit.**
- **To ensure presence / seek assistance of the individuals (officer / (s) in reference to its working.**
- Any institution including minimum two members shall be competent to hear and issue orders on the applications. .
- The commission shall conduct area visits as per requirement and conduct public hearing through one or more members or specially invited individuals or through central / state government officials, voluntary organizations, other institutions and experts with the officials and voluntary organizations.
- In such cases the commission can issue interim orders wherever possible ; Final order will be issued within a period of 90 days from the date of such interim order.
- After affording the opportunity of hearing to the parties, the commission shall issue written order and forward copies thereof the concerned parties.
- All the orders passed by the committee will be certified by the secretary under the seal and stamp of the commission.



COMPLAINTS AND INVESTIGATION

E-1] INQUIRES AND HEARINGS CONDUCTED THEREON BY THE COMMISSION

- In terms of Women and Child Development Department office order dated 30th December 2021, The charge of Chairman's office was entrusted to the Commissioner, Integrated Child Development Scheme. Honorable Smt Rubal Agarwal (I A S) accepted the said charge on date 12th January 2022. She held the said post till date 3rd May 2022.
- In terms of Women and Child Development Department Government Notification dated 29th April 2022, the Chairman and six members of the commission were appointed. The newly elected commission assumed charge on date 4th May 2022. The Maharashtra State Commission for Protection of Child Rights held a total of 214 hearings from the said date till the end of December 2022 at its Worli headquarters, Women and Child Development Department, Mantralaya Mumbai, District Collector Office Pune, District Collector Office Thane, Divisional Commissioner Office Nashik, and Deputy Divisional Commissioner Office Aurangabad. During the said hearings, the applicants as well as the defendant schools, institutions, concerned government offices were given an opportunity to submit their say orally and in writing as well Principals of natural justice have been followed in the said cases.



- 11 cases have been filed in the records at the administrative level since January 2022 till March 2022. Similarly 78 cases were disposed off Since May 2022 till December 2022 and thus aggregate 89 cases were disposed off.
- The commission heard 158 cases during the period from January 2023 till December 2023. The said hearings were held at the commission's Mumbai office, District Council Ahmednagar, District Women and Child Development Office at Pune and Kolhapur.
- Aggregate 72 cases were disposed off during the period from January 2023 till December 2023. .



E-2] WORKSHOPS / DEMINAR / SYMPOSIUM



Conference and symposium of various institutions, organizations and administrative offices at Sahyadri Guest House on account of International Anti Child Labour day. (12th June 2022 till 20th June 2022) :-

A program was organized on the occasion of International Anti Child Labour Day on date 12th June 2022 under the joint auspices of the Maharashtra State Commission for Child Right and Child Development Department and Labour Commissioner, Maharashtra State for a child labour free Maharashtra State. Advocate Sushiben Shah, the Chairman and Advocate Nilima Chavan, the member of the commission were present as chief guests on the occasion. Honorable Shri Satish Deshmukh, Labour Commissioner Maharashtra State, Advocate Shirin Lokhande, Additional Labour Commissioner of Konkan Division, Smt Nilambari Bhosale, Deputy Labour Commissioner, Mumbai City, District Women and Child Labour officer and other dignatories were present on the occasion.





Organization of symposium on child sexual abuses in the country



The study reports on Sexual violence against children in India (SVAC) were published in a function held on date 29th July 2022 at the hands of Chairman Advocate Sushiben Shah, member Advocate Smt Nilima Chavan, Special Inspector General of Police of Department for Prevention of abuses on women and children, Maharashtra State Shri Deepak Pande. A symposium of experts on “Redressal of Children from Sexual Offences – Experiences and Challenges “ was also organized on the occasion. Special Inspector General of Police Shri Deepak Pande and various voluntary organizations such as Majlis, Joining Forces for Children India, Vidhayak Bharati, UNICEF, Child Line India working in the field of child welfare and experts participated in the symposium. It was emphasised to urgently provide support person and probationary officer for children victims in POCSO cases and the Chairman instructed all the concerned machineries to take incidental action in the matter.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**



Organization of symposium on Child Marriage free Maharashtra

A program on Child Marriage Free Maharashtra was organized on date 29th September 2022 under the joint auspices of Maharashtra State Commission for Protection of Child Rights and Kailash Satyarthi Foundation. Child Marriage free Maharashtra state within two years was the objective behind the said program.



State Level symposium on implementation of POCSO Act organized by Mumbai High Court.

The Chairman of the commission participated in the State Level symposium on implementation of POCSO Act organized by Mumbai High on date 30th September 2022. Various Government machineries also participated in the program.





A meeting was organized with representatives of social organization named Youth

A meeting was organized with representatives of social organization named Youth Child line which was attended by Chairman Honorable Smt Sushiben Shah, Secretary Shri Uday Jadhav (I A S) , legal adviser Shri Pramod Badgi, Chief Administrative Officer Smt Madhavi Bhosale, and Probation Officer Smt Kalpana Khambait on behalf of the commission. A discussion about the procedure to be followed for immediate registration of children's complaints and various points on child exploitation and the functional machineries therefor were discussed. Information with respect to emergency helpline number 1098 for assisting the children in need of care and protection was also ascertained.

The youth organization president Shri Vijay Kharat, and Youth Child Line Mumbai City center coordinator Shri Jitendra Chaugule presented a copy of the Indian Constitution to the Chairman and members of the commission.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

F] SIGNIFICANT PROCEEDINGS OF THE COMMISSION

The commission has played an active role while discharging its duties and responsibilities. The details thereof are as follows.

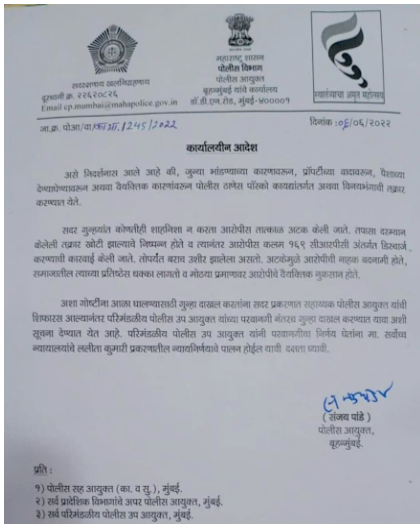
- The Commission has visited the regional headquarters at Pune, Aurangabad, Nashik and Thane and held meetings of various administrative machineries connected with the child justice mechanism in the region. Various matters relating to schemes, Acts and complaints were discussed with the meetings held with Child Welfare Committees, Juvenile Justice Boards, District Women and Child Welfare Offices, District Child Protection Units, Labour Department, Police Department, Education Department Child line and other voluntary organizations functioning for the child welfare were discussed in these meetings.
- The commission members from Aurangabad Division had brought the increasing incidences of misusing of narcotic drugs amongst the adolescent minors to the notice of the commission. The said narcotic drugs locally known as “Batma” contains “Niosin “as one of its principal components and is used by children and youth for addiction purposes. Hence the commission during its visit to the district headquarters convened a meeting on date 26th August 2022 and summoned the Commissioner of Police Aurangabad, Superintendent of Police Aurangabad Rural, Food and Drugs Department officials and District Women and Child Development Officer, Child Welfare Committee, members of Juvenile Justice Board, and other concerned local officials therein.



- The Honorable Police Commissioner, Aurangabad reported in the meeting that in order to control the growing incidences of consumption of the aforesaid narcotic drugs, they pharmacies should sell them if prescribed by any registered medical practitioner. However it has come to notice that they are sold in the pharmacy shops without any prescription. He further opined that all the concerned should be appraised of precautions and prohibitory measures to protect the children and youth from misuse of the drugs. Similarly he further mentioned that.
- It was further revealed that it was expected of the Food and Drugs Department to take action if the medical shopkeepers were selling these drugs without proper medical prescription, which is not being taken.
- Incidental to the same, the commission vide its letter dated 11th October 2022 advised the Food and Drugs Administration, Mumbai that the unauthorized use and sale of such drugs used for addiction can be checked and prevented if the pharmacy shopkeepers are compelled to sell them only on production of a prescription from a registered medical practitioner and maintain a photo copy of the same and adhar card of the purchaser in their record and the said drugs are periodically checked and verified by the authorities and exhorted them to take appropriate action in the matter .
- Child Guard Campaign :- The commission has embarked upon a campaign by name “” Child Guard Campaign “ for encouraging the general public to volunteer for the noble cause of protecting the children in the society from undesirable things and to create awareness about such things amongst the children.



- The commission has published the entire details of the said campaign on its website. The commission held a dialogue with the M S W students of Chhatrapati Shahu Institute of Business Education and Research, senior citizens, members of the Kolhapur District Bar Association with respect to various aspect of this campaign and disseminated and canvassed about the same.



The Police Commissioner, Mumbai vide office order dated 6th June 2022 instructed to register offence under POSCO Act only after duly obtaining permission from the Deputy Commissioner of Police of the zone on the recommendations of the Assistant Commissioner of Police. k There was a possibility of delay in registration of first information report in the POCSCO cases due to this office order which was against the provisions of the Act and hence the commission submitted a written memorandum to the Police Commissioner and the Home Minister in this connection. Similarly a meeting was organized with the Honorable Police Commissioner, Mumbai. The commission chairman Advocate Sushiben Shah, and members namely Advocate Sanjay Sengar, Shri Chaitanya Purandare, Advocate Jayashri Palve, Advocate Nilima Chavan, Smt Sayali Palkhedkar and Advocate Pradnya Khosare were present for the said meeting



and a separate meeting was arranged with the Home Minister and the matter was discussed therein.

As such and incidental to the same the said office order dated 6th June 2022 and 17th June 2022 was withdrawn and the police commissioner office issued a press note in this regard.

“Keep Playing “ Programs organized on the occasion of Child Rights week from dates 20th November till 24th November :-



Dated 20th and 21st November 2022

The Child Rights Week is celebrated every year during the period from dates 20th to 24th November. On this occasion “Keep Playing “ was organized on dates 20th and 21st November 2022 at Priyadarshani Park, Malbar Hill Mumbai. The said event was organized under the joint auspices of the Commission, UNICEF and Women and Child Development Department. Private voluntary organizations such as IJM, Youth Child Line, Bal Asha Trust, CRY foundation, Samtol Foundation, Vidhayak Bharati, Child Line, Kailash Satyarthi Foundation, Plan India also participated and assisted in conducting the program.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

About 6000 children from various schools and NGOs participated in this program on both the days. Various initiatives were held for overall development and entertainment of the children. Drawing and sports competitions, music, magic shows, puppet shows, earthen vessels, Tattoo, adventure sport items and various sports entertainment events were organized. Children were made aware about the good touch and bad touch through dialogue in reference to sexual offences related with children and posters exhibition with “Police Kaka “and “Police Didi “as the central theme with cooperation from the Special Inspector General of Police of the Department for Prevention of Atrocities on Women and Children.



New operating

The commission chairman Advocate Sushiben Shah, Secretary Shri Uday Jadhav (IAS), Members – Advocate Nilima Chavan, Smt Sayali Palkhedkar, Inspector General of Police from Department for Prevention of Atrocities on Women and Children Shri Deepak Pande, Commissioner of Women and Children Development, Pune Smt RVimala, Basketball player Divya Singh, Smt Alpa Vhora from UNICEF, and many other renowned players and representatives from private voluntary organizations were present.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

MEETING AND SIGNIFICANT CORRESPONDENCE WITH THE DEPARTMENT OF MINORITIES

1. The 25% admission process envisaged in the Right to Free and Compulsory Education for Children Act 2009 is not applicable to minority institutions. It has come to the notice of the commission that some needy and eligible children were given admission under the RTE admission process. It has also come to the notice of the commission that majority schools in Maharashtra opt for minority status and search for loopholes with an intention to deny the right to education to the deprived children provided in the Right to free and compulsory Education for Children Act 2009.
2. The commission vide letter dated 15th November 2022 addressed to the Department of Minorities, Mantralaya Mumbai has mentioned the following facts .
3. A) The Department of Minorities of the Government grants Religious and Linguistic Minority status certificates in the state. It is expected that at least 50 % number of students of their total intake capacity should belong to the concerned religious or linguistic minority group. Incidental to the aforesaid provision, the commission requisitioned the information of minority community students vis a vis the total number of students admitted in minority non aided schools in Southern Mumbai Jurisdiction for the last three years, filled up by themselves on UDIAS portal through the Education Department.



B) Perusal of the said information revealed that 21 out of total 69 schools enjoying minority status had admitted minimum 50 % out of their aggregate admitted students from the minority community. Proportion of minority students in the remaining schools was miniscule. It is observed that the said schools are violating the criteria stipulated in their minority school status certificate.

C)Prima facie most of the minority schools are deviating from the 25 % admission process under the Right to Free and Compulsory Education for Children Act 2009 and applying their own rules and laws for admission to their schools. Similarly since these schools seek loopholes after obtaining the minority status institution for themselves, their minority status certificates are required to be completely verified.

In this reference, a meeting was organized at the Department of Minorities at Mantralaya on date 10th November 2022. Secretary of the Department of Minorities, and other senior officials, Education Officer of Municipal Corporation of Greater Mumbai, Schools Inspector for Southern Mumbai area and representatives from office of Deputy Director of Education for Mumbai Division were present for the meeting. After discussions, following decisions were taken in the said meeting.

Detailed database of the religious or linguistic minority institutions in Maharashtra state which have been granted the minority status certificate by the Department for Development of Minorities and schools run by them.

In case of institutions which have been granted religious or linguistic minority status by the Department for Development of Minorities:



A) Genuineness of such certificate should be reviewed and bogus certificates detected (if any) should be cancelled.

B) A policy decision be taken after consultations in reference to granting religious or linguistic minority status certificate in terms of Department for Minorities Department Government Resolution no M E I – 2012 / case no 12 / O D – 5 Mantralaya Mumbai 400032. .

A time bound program for implementing the aforesaid (A) and (B should be prepared and action should be taken accordingly.

Updation of the commission website

After assuming the charge by the commission, many changes were effected in the commission's website. The said website has been customized to make it more user friendly for its common and general users and a lot of useful information has been uploaded on the site.

a)The information related to office bearers of the commission, orders passed by the commission and its duties thereof, various administrative machineries connected with the juvenile justice system such as Child Development Committees, Juvenile Justice Boards, Women and Child Development Department, District Child Protection Unit, Child line etc has been published. Similarly various bare acts related to children, E complaint proforma for redressal of complaints, details of Information officers and Appellate Authorities under the Right to Information Act, and information related to Child Rights Act 2005, Right to Free and Compulsary Education to Children Act 2009 and other Acts related to the children has also been updated



- Detailed information related to the benefit of the girls such as My Daughter Bhagyashri scheme, Save and Educate the Girl Child scheme, Child Care Scheme, Nursery / Day care centre Rules, Indira Gandhi Maternity Cooperation Scheme, Sabala scheme for empowerment of adolescent children, Kishore Shakti scheme, Integrated Child Development Scheme, Manodhairya scheme has been published on the website.
- Contact details – for example address, telephone numbers, mobile numbers, E mail ids of the District Women and Child Development officer, Children Welfare Committees, Juvenile Justice Boards, District Child Protection Unit, Probation homes, special homes, Children Homes, Open Shelter houses etc and the Anti Human Trafficking Units has been updated on the website.
- The commission has improved and updated the Chirag App. All the aforesaid information is provided therein in the form of Frequently Asked Questions and is connected with the E complaint tab on the commission's website and in turn to the Email.



G] TOURS AND VISITS OF THE COMMISSION

The commission visited the Government Girls Rehabilitation Centre at Deonar on date 13th May 2022.



Chairman of the Commission Advocate Sushiben Shah, Secretary Shri Uday Jadhav, members – Advocate Nilima Chavan, Smt Shobha Shelar, and District Women and Child Development Officer were present on the occasion. During the visit, the residing rooms of all the inmate girls and the facilities available therein was reviewed. The commission assured to provide permanent gas and light connection to the institution.



Review of child marriage prohibition action in Nagpur district on date 25th May 2022



The information related to the prevention of marriages of many adolescent girls occurring in Nagpur district was ascertained from the concerned machinery. It was also directed to remain in contact with such girls to ascertain their future course and ensure their proper rehabilitation by designing and implementing appropriate schemes and initiatives in this regard. The Chairperson and the Secretary also directed in the review meeting to ensure that none of the incidences of child marriage and child labour should occur in the district and strict legal action should be taken vide the Child Labour Act and Child Marriage Prevention Act 2006. It was also directed to release 3 % funds reserved by the District Planning Committee for women and children for ensuring appropriate security of the girls and children in the district



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**



The Maharashtra State Commission for Protection of Child Rights Chairperson Advocate Sushiben Shah, member Shri Sanjay Sengar and secretary Shri UdayJadhav (I.A.S.) visited the government girls hostel at Katol Road Nagpur and inspected the institution

The Maharashtra State Commission for Protection of Child Rights conducts review meeting incidental to the invalid adoption cases at Nagpur on date 25th May 2022



The meeting was held on date 25th May 2022 under the chairmanship of the Chairman Advocate Sushiben Shah in the presence of secretary Shri Uday Jadhav (I A S) and Advocate Shri Sanjay Sengar. The Additional District Collector, Joint Commissioner of Police, Deputy Director of Health Department Nagpur, Shri Ravindra Patil the Divisional Deputy Commissioner of Women and Child Development Department Nagpur, District Women and Child Development Officer Shri Ravindra Patil, Shri Aniruddha Patil, Shri Mushtak Pathan and other officials were present for the meeting.

During the review meeting, information with respect to the illegal trafficking of babies done by the director of an orphanage in the district was ascertained from the concerned Women and Child Development Department and the Police Department submitted report of the criminal action taken in the matter. Similarly the opinions and suggestions of the Police Department and Health Department with respect to prevention of such invalid child sale incidences was ascertained and the Police Department, Health Department and Women and Child Development Department were directed to take joint action to immediately prevent the sale of children in this manner and the Police Department was directed to conduct in depth inquiry of the director of the concerned orphanage institution in the said matter of trafficking of children.

Honorable Members Shri Chaitanya Purandare and Advocate Jayashri Palve visited the Children's Home and Probation Home at Yerwada Pune



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

The Honorable Members of the Commission namely Advocate Nilima Chavan, Advocate Jayashri Palve and Shri Chaitanya Purandare remained present in the commission on date 3rd June 2022 and reviewed the minutes of the hearings held at Pune on dates 26th and 27th May 2022 ,under the guidance of the Commission Chairperson Honorable Smt Sushiben Shah and Honorable Secretary Shri Uday Jadhav. They ascertained the details of all the cases and read the files of the next 49 cases.

Visit at Government Secondary and Higher Secondary Ashram School at Vinval Tehsil Javhar District Palghar on date 5th August 2022



The Maharashtra State Commission for Protection of Child Rights Chairperson Advocate Smt Sushiben Shah, Members namely Advocate Smt Nilima Chavan, Smt Sayali Palkhedkar, visited the Government Secondary and Higher Secondary Ashram School at Vinval Tehsil Javhar District Palghar on date 5th August 2022.



They also visited the Central Kitchen for the three Ashram schools at Vinval Tehsil Javhar District Palghar. Smt Ayushi Singh (I A S) the Project Officer and Assistant District Collector of Integrated Tribal Development Project Javhar, Palghar District Collector Shri Govind Bodke, Assistant Project Officer (Administration) shri Vijay More, Assistant Project Officer (Education) Shri Subhash Pardeshi and District Women and Children Development Officer Shri Mallinath Kamble were also present on the occasion.

Review meeting of the commission at Aurangabad Police Commissioner office on date 26th August 2022



The review meeting of the Maharashtra State Commission for Protection of Child Rights with Aurangabad Police Commissioner Dr Nikhil Gupta (I P S) and District Superintendent of Police Shri Manish Kalwania (I P S) was held on date 26th August 2022.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

The law and order situation in Aurangabad with respect to children was discussed. Principally the matters of wide spread sale of drugs in the form of button tablets, POSCO, child friendly police cell, S J P U, display of child friendly machinery at every police station and child friendly F I R were discussed in the meeting and instructions for appropriate action in the matter were issued.



Commission's home visit on date 30th August 2022 in reference to illegal termination of pregnancy at Beed



The Maharashtra State Commission for Protection of Child Rights physically visited the residence of the victim family at Bakarwadi District Beed and ascertained the facts.



The Commission Chairperson Advocate Smt Sushiben Shah, and Honorable Members Shri Chaitanya Purandare and Advocate Pradnya Khosare, went to Bakarwadi and held dialogue with the three girls who lost their mother in termination of pregnancy case. The Commission Chairperson Advocate Smt Sushiben Shah counselled them for mental support and ascertained the legal aspects of the matter during her discussion with Dr Nandkumar Thakur, the District Superintendent of Police. Similarly assured that the Child Rights Commission would take the responsibility of the rehabilitation and education of the victim girls and take appropriate action in the matter. She also ascertained the medical condition of the girls and directed the concerned machinery to take appropriate measures in the matter. The officials of District Child Welfare Committee, District Juvenile Justice Board members and District Women and Child Development Officer were present at the meeting.

Similarly the Child Rights Commission also visited Pali, where son of AIDS affected couple was not allowed to sit in the school and discussed the matter with the villagers, Sarpanch, Education Officer, School authorities and other parents. Similarly also discussed with the children involved in the matter. During the discussion, the Commission Chairperson instructed to ensure removal of the misconceptions about AIDS amongst the general public and not to discriminate the children in such cases. Similarly also appealed the administration to organize AIDS awareness programs during the ensuing Ganesh and Navaratri festivals in order to remove misconceptions amongst the villagers.



Visited the Backyard school under the Child Development Project at Dharavi under the auspices of National Nutrition Month on date 12th September 2022 and dialogue with the beneficiaries



Various programs were organized under the nutrition mission on dated 12th September 2022 at Neighbourhood School no 25 within the Dharavi Project. The Commission Chairperson Advocate Smt Sushiben Shah, Member Advocate Nilima Chavan, and Shri Uday Jadhav (I A S) held dialogue with the children and parents of the neighbourhood school. A demonstration and information desk of nutritional food as well as exhibition on nutritional food, market and various articles prepared by neighbourhood school teachers was also planned and held on the occasion. The chairperson also guided the pregnant and lactating mothers about the significance of nutritious diet to children in their day to day life.



Felicitation of children who have passed tenth and twelfth standard examinations on date 13th September 2022



A felicitation function of students residing in children's home and probation homes in the Greater Mumbai and Suburbs area operated by Women and Child Development Department and who have passed the tenth and twelfth standard examination, under the joint auspices of Child Hope Trust and Maharashtra State Commission for Protection of Child Rights at Mumbai Stock Exchange. The Chairperson of the commission Advocate Sushiben Shah, Member Advocate Nilima Chavan and Secretary Shri Uday Jadhav (I P S) were present for the said function. Similarly Shri Sunil Arora from Child Hope Trust, Smt Shobha Shelar, the District Women and Child Development Officer of Greater Mumbai city and many other deserving students were present for the function.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

Two days training camp connected with children related laws at Maharashtra Police Academy Nashik on date 18th October 2022.



A training camp for probationary Deputy Superintendents of Police was organized on date 18th October 2022 at the Maharashtra Police Academy, Nashik. The Chairperson stated during the inaugural session that the Maharashtra State Commission for Protection of Child Rights is working with various government machineries for creating awareness for child friendly Maharashtra and the police department is a significant constituent in this mission and appealed them to handle the child related matters sensitively and intimately. The Director of the Maharashtra Police Academy Shri Rajesh Kumar (I P S), District Superintendent of Police Shri Sachin Patil (I P S), Police Commissioner Shri Gaurav Singh (I P S) as well as Maharashtra State Commission for Protection of Child Rights members Advocate Sanjay Sengar, Advocate Nilima Chavan, Advocate Jayashri Palve, Smt Sayali Palkhedkar and Shri Chaitanya Purandare were also present on the occasion. A two day training camp connected with children related laws was organized by the Maharashtra State Commission for Protection of Child Rights and International Justice Mission at the Maharashtra Police Academy Nashik on date 18th October 2022 .



Distribution of toys, educational material and small chairs to small children of women prisoners in Byculla prison through Bank of India on the occasion of children's day on date 14th November 2022



Toys, educational material and small chairs were distributed to small children of women prisoners in Byculla prison through Bank of India on the occasion of children's day on date 14th November 2022 on behalf of Maharashtra State Commission for Protection of Child Rights and District Women and District Women and Child Development Office with the cooperation of Jailor Honorable Shri Gajanan Sarode. Similarly CCDT also distributed packed snacks to these children on this occasion. A dialogue was held with the women and children present on the occasion. There are consistent attempts for completely abolishing the child labour from our country. Besides discussions were held with the Jail Superintendent to ensure delivering benefits of all the child welfare schemes to all the children and they are not dropped out or deprived of education. The Commission Chairperson and Members as well as the District Women and Child Development Officer Smt Shobha Shelar were present on the occasion. Prayas and the teachers, helpers in the concerned neighbourhood school extended their cooperation in the organization of the said program. All the officers and the employees of the District office for Women and Child Development graced the function by their attendance.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

Health camp organized for children on date 24th December 2022 under the joint auspices of Maharashtra State Commission for Protection Child Rights and Municipal Corporation of Greater Mumbai.



A Health camp was organized for children on date 24th December 2022 under the joint auspices of Maharashtra State Commission for Protection of Child Rights and Municipal Corporation of Greater Mumbai. Many health problems were created for common people due to many epidemic diseases. The illness incidence was more amongst the women and children. Measles has proved fatal for the children in Mumbai and the entire state and many are suffering from the disorder.

Hence health check and vaccination camp was organized by the Maharashtra State Commission for Protection of Child Rights along with the D Ward office of the Municipal Corporation of Greater Mumbai. .

500 women and children benefitted from the said camp. They were examined for Malaria, T B and teeth along with the other routine medical examination and vaccination.



**The Commission Chairperson Advocate Sushiben Shah and officials visited
Aditya Birla Children's Home at Chembur Mumbai on date 26th December**

2022



The Commission Chairperson Advocate Sushiben Shah, Secretary Shri Uday Jadhav (I A S) and the District Women and Child Development Officer Shri B H Nagargoje visited Aditya Birla Children's Home at Chembur Mumbai. The visit was against the background of 5 children from the said children's home absconding from there.

All the children's rooms in the children's home were visited. Detailed information with respect to aggregate number of children in the home, and facilities available for them was gathered. There was intimate and affectionate dialogue with the children residing therein Hence the children also opened up and frankly chatted about their future dreams and aims. Attempted to ascertain the problems in their mind. The Chairperson, Secretary and other officials of the Commission collected detailed information. The employees and officials from the children's home as well as the police department were present during the visit. All the concerned were instructed to be vigilant and alert about their study and observations to ensure that such things do not occur again.



**MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS**

H] VARIOUS TRAINING CAMPS WERE ORGANIZED THROUGH THE COMMISSION DURING THE PERIOD FROM JANUARY 2022 TO DECEMBER 2022

Sr no	Date	Location	Participating Agency in the organization	Subject	Speaker	Administrative Machineries participating in the training
1	20th June 2022	Prabodhini Amravati	Women and Child Development Department	Section 74 – 89 of Juvenile Justice Children (Care and Protection) Act 2015	Advocate Sanjay Sangar, Member The Maharashtra State Commission for Protection of Child Right	Training of all the newly appointed Chairpersons and Members of the Child Welfare Committees in the year 2022
2	27th June 2022	Prabodhini Amravati	Women and Child Development Department	Section 74 – 89 of Juvenile Justice Children (Care and Protection) Act 2015	Advocate Sanjay Sangar, Member The Maharashtra State Commission for Protection of Child Right	Training of all the newly appointed Chairpersons and Members of the Child Welfare Committees in the year 2022



Sr no	Date	Location	Participating Agency in the organization	Subject	Speaker	Administrative Machineries participating in the training
3	16th July 2022	Police Colony Hall, Nimwadi, Akola	District Legal Services Authority and Police Department, Akola	Role of police in implementation of Juvenile Justice Children (Care and Protection) Act 2015 and POSCO Act 2012	अॅड. श्रीम. रेनिता मेनेझ आणड अॅड. श्री. कार्ल डीसुझा	नाशिक शहर व ग्रामीण मधील सर्व पोलीस अधिकारी व कर्मचारी
4	13th October 2022	Maharashtra Police Academy Nashik	I G M	Role of police in implementation of Juvenile Justice Children (Care and Protection) Act 2015 and POSCO Act 2012	Advocate Smt Renita Menez and Advocate Shri Carlaail D'souza	All the police officials and employees of police department in Nashik city and Rural
5	29th October 2022	Akola	Police Training Centre Akola	Juvenile Justice Children (Care and Protection) Act 2015 and POSCO Act 2012	Advocate Shri Sanjay Sengar	Trainee Police



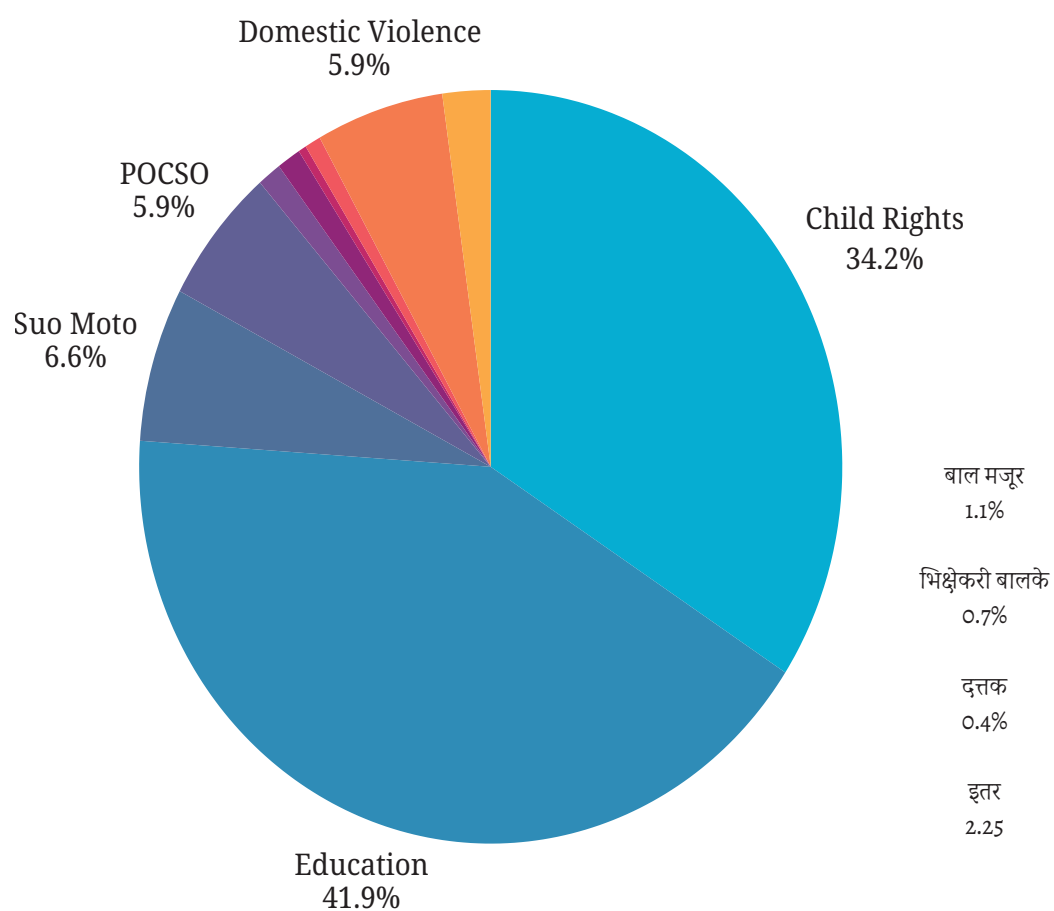
Sr no	Date	Location	Participating Agency in the organization	Subject	Speaker	Administrative Machineries participating in the training
6	8th November 2022	S D P O office Ambajogai	Manasvini Women's Project Institution, Ambajogai	Child Marriages Act 2005	Advocate Sanjay Sangar, Member, Maharashtra State Child Rights protection Commission	Police and neighbourhood school employees
7	20th December 2022	Office of Commissioner of Police, Nashik	Child Line Nashik	Role of police in implementation of Juvenile Justice Children (Care and Protection) Act 2015 and POSCO Act 2012	Advocate Sanjay Sangar and Sayali Palkhedkar, Member Maharashtra State Commission for Protection of Child Right	Police officers and employees



Sr no	Date	Location	Participating Agency in the organization	Subject	Speaker	Administrative Machineries participating in the training
8	21st December 2022	Arora Tower Pune camp	Women and Child Development Department	Child Marriage Prevention Act 2006 and Child Labour (Prohibition and Regulation) Act 1986 and Illegal Trafficking Prohibition Act 1956	Advocate Sanjay Sangar, Member Maharashtra State for Protection of Child Rights Commission	Training of all the newly appointed Chairpersons and Members of the Child Welfare Committees in the year 2022
9	26th December 2022	Arora Tower Pune camp	Women and Child Development Department	Child Marriage Prevention Act 2006 and Child Labour (Prohibition and Regulation) Act 1986 and Illegal Trafficking Prohibition Act 1956	Advocate Sanjay Sangar, Member, Maharashtra State Child Rights protection Commission	Training of all the newly appointed Chairpersons and Members of the Child Welfare Committees in the year 2022



I SUMMARY FOR THE YEAR JANUARY 2023 TO DECEMBER 2023



TOTAL-272



SUMMARY FOR THE YEAR JANUARY 2023 TO DECEMBER 2023

Sr. No.	Subject	Applications received
1	Education	99
2	Suo moto	134
3	POCSO	06
4	Child Marraige	11
5	Custody	03
6	Domestic Violence	02
7	Other	06
8	Total	27



MAHARASHTRA STATE COMMISSION FOR
PROTECTION OF CHILD RIGHTS

J) Audit Report for the year 2022-23 :-

The Audit report is under process and will be submitted separately.

**The dream of a strong nation,
of respecting the voices of children**



बाल हक्क संरक्षण आयोग
महाराष्ट्र शासन

Maharashtra State Commission for Protection of Child Rights

3rd Floor, Government Transport Services Building, Sir Pochkhanwala Road, Worli, Mumbai - 400030.

E-mail :- mscpcr@gmail.com • Phone No.: 022-24920894

