

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION: PRIVATE SCHOOL BRANCH (PSB)
OLD SECRETARIAT, DELHI- 110054

No.F.DE.15(1025)/PSB/2022/1933-1940

Dated: 24/04/24

CIRCULAR

Sub:- Guidelines for admission under EWS/DG and Children with Disabilities Category as defined in the Right of Persons with Disability (RPWD) Act, 2016 at Entry Level Classes (Pre-school/Nursery, Pre-primary/KG and Primary/Class- 1) in Private Unaided Recognized Schools (except Minority Schools) of Delhi for the academic session 2024-2025.

1. As per Section 12(1)(c) of RTE Act, 2009, all Private Unaided Recognized Schools (except Minority Schools) are under obligation to admit at least 25% of strength at the entry level (Pre-School/Nursery, Pre-primary/KG & Primary/Class-1) class(es) by children belonging to Economically Weaker Section, Disadvantaged group and CWSN in neighbourhood and provide free and compulsory education till completion of elementary education.
2. Directorate of Education is facilitating admissions of Economically Weaker Sections/Disadvantages Group Category and Children with Disabilities Category in Private Unaided Recognized Schools under Delhi School Education Act & Rules, 1973 and RTE Act, 2009, at the entry level classes (Pre-school/Nursery, Pre-primary/KG and Primary/Class-1) for academic session 2024-2025 through COMPUTERIZED ONLINE ADMISSION SYSTEM. The applicant may access the Directorate's Website i.e. www.edudel.nic.in and click on "EWS/DG Admission" link available on home page for applying.
3. Admission under: -
 - (1). EWS Category- (Annual income less than 1 lakh rupees/BPL/AAY)
 - (2). DG category- (SC/ST/OBC -Non-creamy layer/Orphan/Transgender and the children living with or affected by HIV) shall be made through computerized lottery system in Private Unaided Recognized Schools (except Minority schools) for 22% seats (EWS/DG) under the Provisions of Right to Education Act, 2009 read with notification No. F.19/DDE(IEDSS)/Admi.Cel/PSB/2018/26923 dated 23.07.2018

and No Private Unaided Recognized School provisionally recognized by Directorate of Education (DoE) shall admit any child offline at entry level classes.

(3). In accordance with notification No. F.19/DDE(IEDSS)/Admi.Cel/PSB/2018/26923 dated 23.07.2018, 3% seats will be for Children with Disability (CWSN-Children with Special Needs) within the 25% seat reserved.

4. The Directorate of Education, GNCTD started the process of online allotment of seats in EWS/DG/CWSN category by computerized draw of lots at the entry level of class(es) in the Private Unaided Recognized schools (except Minority Schools) recognized under DSEAR, 1973 w.e.f. year 2016-17, and from year 2018-19 it was further extended in Private Unaided Recognized schools (except Minority Schools) recognized under RTE Act, 2009.
5. The Private Unaided Schools recognized/provisionally recognized up to Primary level (Vth Class) by MCD and NDMC, have been included in the Computerized Online Admission System for EWS/DG/CWSN category admissions at entry level as per Section 12(1)(c) of RTE Act, 2009 for which a separate circular/order may be issued by the MCD and NDMC. Directorate of Education is only making arrangement for Online Computerized Draw of Lots for the Private Un-aided Schools under MCD and NDMC. The grievances regarding admission/seats of EWS/DG/CWSN category students will be dealt by MCD and NDMC at their own level.
6. Only a single registration can be done by using one Mobile Number. All communication related to application/admission process will be made only through that phone number.
7. Only a single application shall be filed for a child by an applicant for online admission process. Multiple applications filed for a child shall lead to cancellation of candidature of the child, even after succeeding in the draw of lots for admission. Also, in accordance to circular dated 04.10.2023 issued by Director (Education), it is mandatory to submit Aadhaar No. of Parents/Legal Guardian for applying for the admission at entry level under EWS/DG/CWSN in Private Unaided Recognized

Schools of Delhi to avoid duplicacy of applications. However, the Aadhaar No. of child is not mandatory for applying online for admission under EWS/DG/CWSN category.

8. A child can avail only one-time benefit for admission at entry level under EWS/DG/CWSN category in Private Unaided Recognized Schools (except Minority schools) vide order No. DE.15(1025)/PSB/2023/Pt.file/7706-7711 dated 01.09.23. A child already admitted under EWS/DG/CWSN category cannot apply again for admission under EWS/DG/CWSN category in Private Unaided Recognized Schools.

9. The schedule for the said online admission process is as follows:

ADMISSION SCHEDULE

Opening of Online Module for filling online application by the EWS/DG/CWSN by applicant.	30.04.2024 (Tuesday)
Last Date of Submission of online application by the EWS/DG and Children with Disabilities category applicants.	15.05.2024 (Wednesday)
The date of first computerized draw of lots for EWS/DG and Children with Disabilities category applicants.	20.05.2024 (Monday)

10. Any person residing in Delhi, having the residence proof of Delhi and requisite Income Certificate issued by the Revenue Department of GNCT of Delhi, BPL/AAY(Ration Card/ Food Security Card Holder) are eligible for applying in these Private Unaided Recognized Schools for admission of their ward under Economically Weaker Section Category.

11. Economic Weaker Section (EWS)

- a) "Income certificate (less than 1 lakh rupees annually) must be issued by the Revenue Department of GNCT of Delhi". Date of Issue of Income certificate or application/Receipt for issue of income certificate must be before the last date of applying for online admission process. BPL/AAY(Ration Card/ Food Security Card Holder) issued from GNCT of Delhi are eligible under Economic Weaker Section for applying in these Private Unaided Recognized Schools for admission of their ward under Economically Weaker Section Category.

12. Disadvantage Group (DG) category: -

Schedule Caste, Schedule Tribe, Other Backward Class (Non-creamy layer). Orphans, Transgender and all children living with or affected by HIV, shall be considered as Disadvantaged Group Category as defined in Section 2 (d) of the RTE Act, 2009. Schedule Caste, Schedule Tribe, Other Backward Class (Non-creamy Layers) must have certificate issued by Revenue department of GNCT of Delhi. A valid Non-creamy layer certificate must be required along with Other Backward Class Certificate for availing benefit under Other Backward Class (Non-creamy Layers). Orphans (Notification No. F. 15(172)/DE/ACT/2010/4926-40 dated 17.10.2012, Transgender (notification dated 09.10.2014) and all children living with or affected by HIV (Notification dated 06.07.2017) shall be included in DG category. Income certificate is not required to claim the benefit of DG Category.

The applicant under Children with Disability Category must have disability certificate issued by Govt. Hospital as mentioned in assessment, guidelines issued under RPWD Act, 2016. The certificate of disability issued under the persons with disabilities (equal opportunities, protection or rights and full participation) Act, 1995 (of 1996) shall continue to be valid after commencement of the act for the period specified therein. Income certificate is also not required to the applicant under Children with Disability Category.

13.Regarding Age Limit: -

The eligible age limits for admission in the entry level classes (Pre-school/Nursery, Pre-primary/KG and Primary/Class-1) for EWS/DG category will be the same as it was in the previous year i.e.

Class	Age limit as on 31.03.2024
Pre-school/Nursery	3-5 years
Pre-primary/KG	4-6 years
Primary/Class-1	5-7 years

Age criteria for Children with Special Needs:-The Child with Disabilities Category have disability certificate issued from a Government Hospital as mentioned in assessment guidelines issued under RPWD Act, 2016.The certificate of disability issued under the persons with disabilities (Equal opportunities, protection or rights and full participation) Act,1995(1 of 1996) shall continue to be valid after commencement of the act for the period specified their in. In continuation of the order F.265/DDE(IEDSS)/Admn.Cell/2017-18/2609-2613 dated 11.09.2017 (Person with benchmark disability' as a person with not less than forty percent of a specified disability where specified disability has not been defined in measurable terms and includes a person with disability where specified disability has been defined in measurable terms, as certified by the certifying authority") and F.213/DDE(IEB)/Admn.Cell/2022/6417-6431 dated 09.08.2023. The age criteria for Children with Disabilities Category is

Class	Age Limit for Children with Disabilities/CWSN category on 31/03/2024
Pre-school/Nursery	3-7 years
Pre-primary/KG	4-8 years
Primary/Class-1	5-9 years

Income certificate is not required to claim the benefit of CWSN category.

14. Regarding prohibition of demand of Capitation Fee/Donation at the time of admission.

"Capitation fee means any kind of donation or contribution or payment other than the fee notified by the school" As per the order of Hon'ble High Court in LPA 196/2004 in the matter of Rakesh Goyal vs. Mont Fort School and section 13(1) of RTE Act, 2009 no school or person shall, while admitting a child, collect any Capitation fee. Donation from the parents. Any school or person who contravenes this provision and receive Capitation fee, shall be punishable fine which may extent to 10 times the Capitation charged.

15. Residential address is main criteria for allotment of seat through computerized draw. However, it has been observed that Parents/Guardian manipulate by opting wrong Locality/Sub-Locality/Sub-Sub-Locality deliberately in order to get admission in a preferred school. Therefore, necessary amendment/changes have been done in online registration form in respect of filling details regarding Residential Address (i.e. Locality/Sub-Locality/Sub-Sub-Locality), which is as under:-

Residential Address	
Locality	Area
Sub-Locality	Village/Colony/Apartment/Sector/Pocket/
Sub-Sub Locality	Block/Gali etc.

All Parents/Guardian who will fill wrong information regarding residential address as per amendment to get admission in a preferred school, then admission of the child will be liable for cancellation.

16.The admission/allotment of the child shall be cancelled in case the documents submitted by the applicant at the time of admission or at later stage is found to be forged/fake. Candidature/ admission shall be cancelled if variation is found in details filled in online application and documents submitted at the time of admission. There is no provision for change in data submitted by Parents/Legal guardian at the time of application, so request for change cannot be considered.

17. Multiple/ Duplicate entries/applications, if found at any stage, shall be liable to cancellation of candidature /admission of the candidate. The school once allotted to the applicant through the computerized draw of lots shall not be changed under any circumstances.

18. A monitoring Cell shall be constituted in each district under the chairmanship of the Deputy Director of Education (Districts) to redress the queries and grievances pertaining to online application of EWS/DG/ Children with disabilities category admission and to ensure admission of successful candidates selected through computerized draw of lots in accordance with instructions and guidelines issued by DOE.

19. In addition to the above, for any grievance relating to admission process in EWS/DG & Children with Disabilities category in the Private Unaided Recognized Schools of DoE, complaints or queries may be raised at helpline number 9818154069 (between 10.00 AM to 5.00PM on all working days (Monday to Friday)).

20. The mechanism for redressal of the queries and grievances pertaining to the admission process in the Private Unaided Schools Recognized of MCD and NDMC will be dealt by MCD and NDMC separately.

All the above directions are issued for strict compliance by all concerned and non-compliance of the order shall be viewed seriously.

This issues with the prior approval of Competent Authority.



(Patil Pranjal Lehensingh, IAS)
Addl. DIRECTOR (EDUCATION)

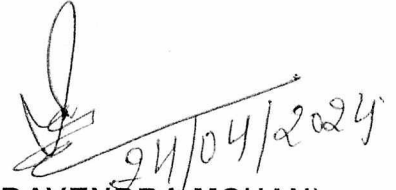
No.F.DE.15(1025)/PSB/2022/ 1933-1940

Dated: 24/04/24

Copy to:-

1. PS to Commissioner (MCD) with the request to issue direction to their Directors (Education) for issuance of subsequent admission notice, Helpline numbers & mechanism for redressal of grievances and queries regarding admission under EWS/DG/CWSN category at entry level in their Private Unaided Recognized Schools.
2. PS to Secretary (Education), Directorate of Education, GNCT of Delhi.

2. PA to Director (Education), GNCTD.
3. Director (Education), MCD with the request for issuance of subsequent admission notice.
4. Director (Education), NDMC with the request for issuance of subsequent admission notice.
5. Helpline numbers. & mechanism for redressal of grievances and queries regarding admission under EWS/DG category at entry level in their Private Unaided Recognized Schools.
6. All district DDEs with the direction to ensure strict compliance of the above said directions for admission of successful candidates.
7. SO (IT) with a request to upload the circular on departmental website as public circular.
8. Guard File.

A handwritten signature in black ink, followed by a diagonal line and the date '24/04/2024' written in black ink.

(DAVENDRA MOHAN)
DEPUTY DIRECTOR OF EDUCATION (PSB)

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT :
DELHI-II0054.

No.F.19/DDE(EDSS)/Admin.Cell/PSB/2018/26931

Date: 23/7/18

CERTIFICATE

It is hereby certified that the contents of the soft copy as well as the hard copy as given in notifications No.F.19/DDE(EDSS)/Admin.Cell/PSB/2018/26923 dated 23/07/2018, are the same and also approved by the Competent Authority. A copy of the aforesaid notification has been e-mailed to (gadegazette.delhi@gov.in) in the (PDF) as well as MS word format.

(Signature)
23/7/18
(YOGESH PRATAP)
DEPUTY DIRECTOR OF EDUCATION (PSB)
9810122892

(Handwritten mark)
23/7/18

(दिल्ली राजपत्र भाग-4 असाधारण में प्रकाशनार्थ)
राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार
शिक्षा निदेशालय, पुराना सचिवालय, दिल्ली-110054

दिनांक: 23/07/2018

अधिसूचना

सं.एफ.19/डीडीई(आई.ई.डी.एस.एस)/एडमिन.सेल/पीएसबी/2018/26923.- दिल्ली विद्यालय शिक्षा नियमावली, 1973 के नियम 43 के साथ पठित दिल्ली विद्यालय शिक्षा अधिनियम, 1973 (1973 का 18वां) की धारा 3 की उप-धारा (1) के द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तथा निःशुल्क एवं अनिवार्य बाल शिक्षा अधिनियम, 2009 की धारा 35 की उप-धारा (2) के साथ पठित धारा 2 की खण्ड (घ) के प्रावधानों के अंतर्गत राष्ट्रीय राजधानी क्षेत्र दिल्ली के उपराज्यपाल के अनुसार प्रकाशित दिल्ली स्कूल शिक्षा (आर्थिक रूप से कमजोर तथा लाभहीन वर्ग के विद्यार्थियों के लिए निःशुल्क सीटें) आदेश 2011 अद्यतन संशोधित में निम्नलिखित संशोधन का आदेश करते हैं, अर्थात्:-

1. संक्षिप्त शीर्षक एवं प्रारम्भ (1) इस आदेश को दिल्ली स्कूल शिक्षा (आर्थिक रूप से कमजोर तथा लाभहीन वर्ग के विद्यार्थियों के लिए निःशुल्क सीटें) संशोधन आदेश, 2018 कहा जायेगा।

(2) यह तत्काल प्रभाव से प्रभावी होगा।

2. दिल्ली स्कूल शिक्षा (आर्थिक रूप से कमजोर तथा लाभहीन वर्ग के विद्यार्थियों के लिए निःशुल्क सीटें) आदेश 2011 के खण्ड 3 के उप-खण्ड (क) के स्थान पर निम्नलिखित खण्ड प्रतिस्थापित किया जाए, अर्थात्:-

3 (क) "सभी विद्यालय, जो कि निःशुल्क एवं अनिवार्य बाल शिक्षा अधिनियम, 2009 के उपबंधों के अंतर्गत धारा 2 के खण्ड (द) के उप-खण्ड (iii) एवं (iv) में विनिर्दिष्ट हैं, कक्षा प्रथम में निकटवर्ती क्षेत्रों के आर्थिक रूप से कमजोर तथा लाभहीन वर्ग से सम्बंधित बच्चों को उस कक्षा की संख्या बल का कम से कम 25 प्रतिशत तक प्रवेश देंगे तथा उनकी प्रारंभिक शिक्षा के पूरा होने तक उपरत अधिनियम, 2009 की धारा 12 के उप-धारा (1) के खण्ड (ग) के उपबंधों के तहत निःशुल्क शिक्षा प्रदान करेंगे।

परंतु उपरोक्त 25 प्रतिशत सीटों के अंतर्गत 3 प्रतिशत सीटों को मान्यता प्राप्त निजी विद्यालयों में दिव्यांग बच्चों जोकि दिव्यांगता अधिकार अधिनियम, 2016 में वर्णित हैं के प्रवेश हेतु सुरक्षित रखा जायेगा जोकि उच्चतम न्यायालय में दायर विशेष अनुमति याचिका संख्या 12549/2014 शीर्षक उप-राज्यपाल बनाम प्रमोद असोरा में पारित अंतिम परिणाम के अधीन होगा। इस तरह के दाखिलों में



निकटवर्ती क्षेत्रीय मापदण्ड माननीय उच्च न्यायालय में दायर याचिका संख्या 1226/2014 में पारित निर्णय दिनांक 03.04.2014 के आलोक में लागू नहीं होगा।

परंतु यह और कि जहाँ ऐसे विद्यालय, जो विद्यालय पूर्व शिक्षा देते हैं, वहाँ ऐसी विद्यालय में पूर्व शिक्षा में प्रवेश के लिए उक्त उपबंध लागू होगा।

दिनांक 25-01-2007 के आदेश संख्या डी.ई/15/अधि/2006/424 के अधिकरण में कुछ भी रहते हुए विद्यालय (अल्पसंख्यक विद्यालय सहित) जिन्हें सरकार द्वारा भूमि आवंटित की गई थी, वे निकटवर्ती क्षेत्रों के आर्थिक रूप से कमजोर वर्ग के बच्चों को इस निदेशालय के दिनांक 07-01-2011 अधिसूचना में यथा उपबन्धित उसी प्रकार से प्रवेश स्तर (पूर्व शिक्षा/पूर्व-प्राइमरी/कक्षा-1) से ऊपर अन्य कक्षाओं में किये गये सभी प्रवेशों में भी 20 प्रतिशत तक प्रवेश देंगे।

राष्ट्रीय राजधानी क्षेत्र दिल्ली के उपराज्यपाल के
आदेश से तथा उनके नाम पर,


विशेष शिक्षा निदेशक

(TO BE PUBLISHED IN PART-IV) OF THE DELHI GAZETTE-EXTRA ORDINARY)
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT, DELHI-110054.

Delhi, 23rd July, 2018

NOTIFICATION

No.F.19/DDE(UESS)/Admn.Cell/PSB/2018/26923.— In exercise of the powers conferred by sub-section (1) of section 3 of the Delhi School Education Act, 1973 (18 of 1973) read with rule 43 of the Delhi School Education Rules, 1973 and sub-section (2) of section 35 read with clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009, the Lt. Governor of the National Capital Territory of Delhi hereby makes the following order to amend the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantaged Group) Order, 2011, namely:—

1. Short title and commencement (1) This order may be called the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantaged Group) Amendment Order, 2018.

(2) It shall come into force with immediate effect.

2. In the Delhi School Education (Free seats for students belonging to Economically Weaker Section and Disadvantaged Group) order, 2011, for sub-clause (ii) of clause 3, the following clause shall be substituted, namely:—

3(ii) All schools specified in sub clauses (iii) and (iv) of clause (ii) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 shall admit children in class one to the extent of at least twenty-five percent of the strength of that class, from children belonging to weaker sections and disadvantaged groups in neighborhood and provide free and compulsory elementary education till its completion as per provisions of clause (c) of sub-section (1) of section 12 of the said Act, 2009;

Provided that within twenty-five percent seats as referred above, three percent seats shall be reserved in private unaided schools for admission of Children With Disabilities as defined in the Rights of Persons with Disabilities Act, 2016 subject to the final outcome of SLP No. 12549/2014 titled as "Lt. Governor, Delhi and Ors. Vs. Pramod Arora. Such admissions shall be done without considering any



neighborhood criteria in view of the judgment dated 03rd April, 2014 of the Hon'ble High Court in WPC-1225/2014.

Provided further that where such school imparts pre-school education, the above provisions shall apply for admission to such pre-school education;

notwithstanding supersession of order No. F.DE/13/ACT/2006/424, dated 25th January, 2007, the school (including minority) which were allotted land by the government shall also admit children from economically weaker section in neighborhood to the extent of twenty persons in all fresh admissions made in other classes above the entry level (Pre-School/Pre-Primary/Class-I) in the same manner as provided in this Directorate's notification dated 07th January, 2011."

By order and in the name of the Lt. Governor of
the National Capital Territory of Delhi



SPECIAL DIRECTOR OF EDUCATION

Annexure-II

GOVERNMENT OF N.C.T. OF DELHI
DIRECTORATE OF EDUCATION (ACT-I BRANCH)
OLD SECRETARIATE, DELHI - 110 054

No. DE-15/Act-I/WPC No.3168/13/2013/ 71734-11738

Dated: 14/11/13


CIRCULAR

Attention of all recognized unaided private schools is invited to this Directorate's notification No. 15(172)/DE/Act/2013/69 dated 07/01/2011 issued in exercise of powers conferred by section 3 (1) of the Delhi School Education Act 1973 (18 of 1973) read with rule 43 of Delhi School Education Rules 1973 and under the provisions of the Right of Children to Free and Compulsory Education Act, 2009. In this regard Hon'ble High Court of Delhi in its judgement dated 07.10.2013 in WP (C) No. 3168/2013, titled Himangi Vs Govt. of NCT of Delhi has restricted the meaning of Clause 2 (c) of said notification, defining - "Child belonging to Weaker Section" only to mean a child whose parents have total annual income of less than one lakh rupees from all sources. The minimum residency period of 3 years in Delhi for applying to admission under FWS DG categories has been quashed.

The above directions of Hon'ble High court of Delhi are to be strictly complied with by all private unaided schools.

This issues with the prior approval of Competent Authority

The demised judgement dated 07.10.2013 in the above said case is available under the given link.


ADDL. DIRECTOR OF EDUCATION (ACT I)

To

The Management of all unaided recognized private schools.

No. DE-15/Act-I/WPC No.3168/13/2013/

Dated: 14/11/13

Copy to .

1. P.S. to Principal Secretary (Education), Directorate of Education.
2. P.S. to Director (Education), Directorate of Education
3. All RDEs/DDEs, Directorate of Education.
4. O.S. (I.T.) with the request to up-load on the department's website in Public Circulars.
5. Guard file



(P. LATA TARA)
ASSTT. DIRECTOR OF EDUCATION (ACT I)

(TO BE PUBLISHED IN PART-IV OF THE DELHI GAZETTE-EXTRA ORDINARY)
 GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
 (EDUCATION DEPARTMENT)
 OLD SECRETARIATE, DELHI-110054

No.F.15(172)/DE/AC/2010/ 4736-48

Dated: the 11/10/2012

NOTIFICATION

No. F.15(172)/DE/AC/2010. In exercise of the powers conferred by sub-section (1) of section 3 of the Delhi School Education Act, 1975 (18 of 1975) read with rule 43 of the Delhi School Education Rules, 1973 and under the provisions of Right of Children to Free and Compulsory Education Act, 2009, the Lt. Governor of the National Capital Territory of Delhi is pleased to amend the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011 published vide Notification No. 15 (172)/DE/AC/2010/69 dated 07.01.2011 as following, namely :-

1. Short title and commencement - (1) This order may be called the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Amendment Order, 2012.

(2) It shall come into force with immediate effect.

3. Amendment in Clauses 2 and 6- In the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011, -

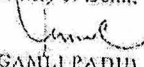
(i) In clause 2, in sub-clause (d) after the words "Child belonging to disadvantaged group" means a child belonging to the Scheduled castes, the Schedule tribes, the other backward classes not falling in the creamy layer, child with special needs and suffering from disability as defined in the Persons with Disabilities (Equal Opportunities, Protection and Full Participation) Act, 1996", the following shall be added, namely :-

"Orphan as defined in The Juvenile Justice (Care and Protection of Children) Rules, 2007".

(ii) In clause 6, after sub-clause (b) the following sub-clause (bb) shall be added, namely:-

"(bb) For the admission of child belonging to Orphan- a certificate issued by the Women and Child Development Department of GNCT of Delhi shall be considered".

By order and in the name of the
 Lt. Governor of the National
 Capital Territory of Delhi.



 (GANLI PADU)
 SPL. SECRETARY (EDUCATION)

No.F.15(172)DE/Acv2010/4926-40

Dated the 17/10/2012

Copy to :-

1. Secretary, MHRD, Govt. of India.
2. Pr. Secretary to Lieutenant Governor, GNCT of Delhi.
3. Pr. Secretary to Chief Minister, GNCT of Delhi.
4. Secretary to Minister of Education, GNCT of Delhi.
5. OSD to Chief Secretary, GNCT of Delhi.
6. Secretary (Education), GNCT of Delhi.
7. Director (Education), GNCT of Delhi.
8. Director (Education), Municipal Corporation of Delhi.
9. Director (Education), New Delhi Municipal Council.
10. Chief Executive Officer, Delhi Cantonment Board.
11. Director, Directorate of Information and Publicity, GNC of Delhi.
12. All Adnl. Directors/RDEs/JDEs/DDEs/ADEs, Dte. of Education, GNCT of Delhi.
13. All Branches Incharges, Dte. of Education, GNCT of Delhi.
14. OS (IT) with the request to place it on the website of Directorate of Education.
15. Guard file.


(G. M. PADU)
SPL. SECRETARY (EDUCATION)

[TO BE PUBLISHED IN PART-IV OF DELHI GAZETTE EXTRA-ORDINARY]
 GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
 DIRECTORATE OF EDUCATION
 OLD SECRETARIAT: DELHI-110054

Dated the 09.10.2014

NOTIFICATION

No.F.DE.23 (42)/DE/RTE/2013-14/1305-1314. In exercise of the powers conferred by clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009) (RTE Act) the Lieutenant Governor National Capital Territory of Delhi is pleased to notify inclusion of a "transgender" child within the meaning of "child belonging to disadvantaged group" as defined in the said section of the RTE Act applicable to all schools situated within the National Capital Territory of Delhi.

By Order and in the name of Lt. Governor of National Capital Territory of Delhi,



(Dr. Madhu Rani Teotia)(IAS)
 Additional Secretary (Education)

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. OSD to Chief Secretary, Govt. of NCT of Delhi.
3. Secretary, MHRD, Govt. of India.
4. Principal Secretary, Education, Govt. of NCT of Delhi.
5. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive officer, Delhi Cantonment Board.
6. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
7. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
8. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
9. OS (IT) with the request to place it on the website of the Department.
10. Guard file.



(Dr. Madhu Rani Teotia)(IAS)
 Additional Secretary (Education)

Annexure V

Annexure IV

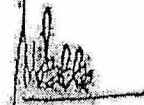
[TO BE PUBLISHED IN PART-IV OF DELHI GAZETTE EXTRAORDINARY]
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT, DELHI-110054

Dated this 06 07 2017

NOTIFICATION

No.F.DE.23 (67)/RTE/2017/421-1433. - In exercise of the powers conferred by sub-clause (ii) (B) of clause (a) read with clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009), the Lieutenant Governor, National Capital Territory of Delhi is pleased to notify inclusion of the words "all children living with or affected by HIV" within the meaning of "child belonging to disadvantaged group" as defined in clause (d) of section 2 of the said Act applicable to all schools situated within the National Capital Territory of Delhi

By order and in the name of Lt.
Governor of National Capital
Territory of Delhi,




(MARCEL EKKA)
Additional Secretary (Education)

No.F.DE.23 (67)/RTE/2017/1421-1433

Date: 06.07.2017

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. Secretary, MHRD, Govt. of India.
3. Pr. Secretary to Chief Minister, Govt. of NCT of Delhi.
4. Pr. Secretary to Minister of Education, Govt. of NCT of Delhi.
5. OSD to Chief Secretary, Govt. of NCT of Delhi.
6. P. S. to Secretary (Education), Government of NCT of Delhi.
7. P. S. to Director (Education), Government of NCT of Delhi.
8. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive officer, Delhi Cantonment Board.
9. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
10. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
11. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
12. OS (IT) with the request to place it on the website of the Department.
13. Guard file.


(MAHESH KUMAR)
Additional Secretary (Subdivision)

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION: PRIVATE SCHOOL BRANCH
OLD SECRETARIAT, DELHI-110054

F.No.DE.15(1025)/PSB/2023/Pt.file/ 8428-8433

Dated: 04/10/23

CIRCULAR

SUBJECT: Regarding Aadhar of Parents/Guardian mandatory for applying for the admission at entry level under EWS/DG/CWSN and from class 2nd onwards under Economic Weaker Section under Freeship scheme in Private Unaided Recognized Schools in Delhi.

1. As per Section 12(1)(C) of RTE Act, 2009, all Private Unaided Recognized Schools (except Minority schools) are under obligation to admit at least 25% of strength of entry level class/classes by children belonging to Economically Weaker Section, Disadvantaged Group and CWSN in neighborhood and provide free and compulsory elementary education till completion of elementary education.
2. Further, the Directorate of Education started the process of online allotment of seats in EWS/DG/CWSN category by computerized draw of lots at the entry level of class/classes in the Private Unaided Recognized school (except Minority) recognised under DSEAR Act & Rule 1973 in year 2016-17, and from year 2018-19 it was further extended in Private Unaided Recognized school (except Minority) recognised under RTE Act, 2009.
3. Under the Freeship Scheme, Directorate of Education, also allotting the Economically Weaker Section category candidates in neighborhood to the extent of 20% against the fresh admissions from classes 2nd onwards through computerized draw of lots after inviting online applications, in the Private Unaided Recognized Schools (Except minority schools) running on the land allotted by DDA/other Government agencies as per land allotment condition.
4. Further, It has also been decided vide order No. DE.15(1025)/PSB/2023/Pt.file/7706-7711 dated 01/09/23 that a candidate can avail one-time benefit for admission at entry level under EWS/DG/CWSN category for elementary education or admission from class 2nd onwards under Freeship scheme in Private Unaided Recognized Schools till completion of Education (except Minority schools) and not allowed any change of school as per settled policy of Directorate of Education.
5. The DoE vide Circular No. 15(840)/PSB/2022/5580-5584 dated 12.07.2022 made the AADHAR mandatory for online applying for admission process for EWS/DG and CWSN category under RTI Act or under Freeship scheme for EWS only in Private unaided recognised Schools in Delhi from the academic session 2023-24. However, the Ld. Single

01/09/23

Judge in WP(C) 9840/2023 titled SASHANK YADAV v. GOVT OF NCT OF DELHI had granted stay against the aforementioned circulars of the DoE through impugned interim order dated 27.07.2023, by holding that the scheme of the Govt. of NCT of Delhi of making Aadhar Card of children mandatory for admission under EWS/DG and CWSN category in private unaided recognized schools is in contravention to the judgment dated 26.09.2018 passed by the Triple Bench of the Hon'ble Supreme Court in writ petition (civil) no. 494 of 2012 Titled as Justice K.S. Puttaswamy (Retd.) and others versus Union of India and Others. It is pertinent to mention that the interim stay granted by the Hon'ble High Court is restricted to the children as it makes seeking AADHAR from the students not in consonance with the Puttaswamy (Supra) judgement.

6. The DoE has noticed that multiple applications are being filed by an applicant in order to increase the probabilities of their selection in the computerized draw of lots by manipulating with address/name/any other related personal details. Further, it has also been noticed that such applicant got allotment for admission in multiple school because of the altered information furnished during applying online for admission. This malpractice results into defeat of the objective of beneficial schemes implemented for the admission at entry level and under Freeship scheme.
7. In order to dispense away with above said malpractices, a measure to be adopted to overhaul the online admission mechanism. Therefore, it has been decided by the Competent Authority of GNCTD that the Aadhar of Parents/legal Guardian who apply for admission of their wards, is must to achieve the legitimate goal to ensure the fair, transparent, uniform and hassle free admission process, so that the Right of eligible candidate for Free and Compulsory Education guaranteed under Section 12 (1) (c) of RTE Act, 2009 and DSEAR Act, 1973 may not get infringed.
8. Aadhar helps to identify duplicity in applying online for admissions result genuine candidates succeeded in computerized draw of lots, it is clarified that the information so collected qua Aadhar Card at the time of registration of the application form will be only minimal and limited to details contained therein i.e. personal details like Biometric etc. will be not stored, shared with any other agency. Aadhar card of Parents/Guardian to curb the malpractices adopted by several applicants by filling multiple application to increase their chances unfairly for selection.
9. The requirement of production of original Aadhar card of Parents/Guardian at the time of verification of the Aadhar details filled in the application form before the school authorities does not infringe/affect the right of the applicant rather it aims to protect the right of the

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5/11/23

deserving, eligible candidate under the above said category to avail the above said beneficial scheme of admission and will be in the interest of the society at the large.

10. It is pertinent to mention here that all Private Unaided Recognized Schools (except Minority schools) are under obligation to admit at least 25% of strength of entry level class/classes by children belonging to Economically Weaker Section, Disadvantaged group and CWSN in neighborhood and provide free and compulsory elementary education till completion of elementary education and under the Freeship Scheme, Directorate of Education, also allotting the Economically Weaker Section category candidates in neighborhood to the extent of 20% against the fresh admissions from classes 2nd onwards till completion of Education. Therefore, to get the benefit under the both schemes, Aadhar of parents/Guardian is to be mandatory for applying online for admission in the above said two schemes.
11. The Hon'ble LG of NCT of Delhi has conferred power to the Director (Education), Directorate of Education vide clause 10 of Notification No.15(172)/DE/Act/2010/69 dated 07/01/2011 that the Director (Education), Government of National Capital Territory of Delhi may, if he is of opinion that in the interest of school education in Delhi, in general and in order to implement the provisions of this notification in particular, it is necessary so to do, may issue instructions/guidelines/clarifications from time to time.
12. Therefore, to extend the benefit of both the schemes to large number of children/families of the eligible categories and in furtherance of the interim Order dated 27.07.2023 of the Hon'ble High Court of Delhi in WP(C) 9840/2023 titled SASHANK YADAV v. GOVT OF NCT OF DELHI barring the requirement of making AADHAR mandatory for children under EWS/DG and CWSN category in private unaided recognized schools and the Circular dated 12.07.2022 issued by the DoE, it has been decided that Aadhar of Parents/Guardian shall be mandatory for applying online for the admission at entry level under EWS/DG/CWSN category or admission from class 2nd onwards under Freeship scheme in Private Unaided Recognized Schools (except Minority schools).



(HIMANSHU GUPTA)
DIRECTOR (EDUCATION)

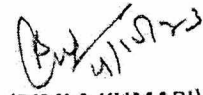
Dated: 04/10/23

F.No.DE.15(1025)/PSB/2023/Pt.file/ 8428-8433

Copy for information to:-

1. PA to Director (Education), Directorate of Education, GNCT of Delhi.
2. PA to Addl. Director (Education), Directorate of Education, GNCT of Delhi.
3. All RDEs, Directorate of Education, GNCT of Delhi.
4. All DDEs (District), Directorate of Education, GNCT of Delhi.

5. All Private Unaided Recognized Schools (except Minority schools) of this Directorate.
6. Incharge (Computer Cell), with the request to upload on official website of this Directorate (in Public Circular).
7. Guard file.



(BIMLA KUMARI)

DEPUTY DIRECTOR OF EDUCATION (PSB)

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION: INCLUSIVE EDUCATION BRANCH
AMRITA SHERGIL SCHOOL BUILDING
BEHIND LADY SHRI RAM COLLEGE,
LAJPAT NAGAR-IV, NEW DELHI-110024**

No. F.213/DDE (IEB)/Admn.Cell/2022/6417-6431

Date: 09th August 2023

ORDER

WHEREAS, Section 16(i) of the Rights of Persons with Disabilities Act, 2016 states that *"The appropriate Government and the local authorities shall endeavour that all educational institutions funded or recognised by them provide inclusive education to the children with disabilities and towards that end shall admit them without discrimination and provide education and opportunities for sports and recreation activities equally with others."*

AND WHEREAS, Section 31 (1) of the Rights of Persons with Disabilities Act, 2016 states that *"Notwithstanding anything contained in the Rights of Children to Free and Compulsory Education Act, 2009 (35 of 2009), every child with benchmark disability between the age of six to eighteen years shall have the right to free education in a neighbourhood school, or in a special school, of his choice."*

AND WHEREAS, Section 3 (1) of the Right of Children to Free and Compulsory Education Act, 2009 states that *"Every child of the age of six to fourteen years, including a child with disability shall have the right to free and compulsory education in a neighbourhood school till the completion of his or her elementary education."*

AND WHEREAS, Section 4 of the Right of Children to Free and Compulsory Education Act, 2009 states that *"Where a child above six years of age has not been admitted in any school or though admitted, could not complete his or her elementary education, then, he or she shall be admitted in a class appropriate to his or her age:*

Provided that where a child is directly admitted in a class appropriate to his or her age, then, he or she shall, in order to be at par with others, have a right to receive special training, in such manner, and within such time-limits, as may be prescribed:

Provided further that a child so admitted to elementary education shall be entitled to free education till completion of elementary education even after fourteen years."



AND WHEREAS, a committee was constituted to review and reconsider the existing 4 year age relaxation at Entry Level for admission of Children With Disabilities (CWD)/ Children With Special Needs (CWSN) in Govt/ Govt. Aided/ Private Unaided Recognised Schools under DoE & Schools under Local Bodies of GNCT of Delhi. The committee comprised of members from Directorate of Education, World Health Organisation, Delhi Commission for Protection of Child Rights (DCPCR), Department of Social Welfare, Municipal Corporation of Delhi. The Committee agreed that there is gross dearth of scientific evidence on age relaxation for entry as a measure for development and empowerment of CWD/CWSN especially for children with intellectual disabilities or Autism Spectrum. It is also felt that just admitting a CWD/CWSN to a much lower class in relation to his/ her chronological age just because of his/ her disability may in turn spiral the discrimination, especially with the peers, who are much lower in age compared to CWD/ CWSN. Hence, the purpose of physically placing the CWD/ CWSN in the heterogeneous group for their benefit is compromised. It is also evident from the fact that provisions regarding age relaxation at entry level for admission of Children with Disabilities does not prevail in other countries. Thus, in order to facilitate holistic development amongst children, early identification followed by early intervention should be encouraged so that CWD/CWSN is mainstreamed in true spirit.

In view of the above mentioned facts and recommendations of the committee, by superseding all the previous orders in this regards, the Age limit for admission in the entry level classes (Pre-school/ Nursery, Pre-Primary/ KG and Class-1) for CWD/ CWSN is hereby revised as per the table appended below with immediate effect in Govt./ Govt. Aided/ Private Unaided Recognised Schools of Directorate of Education, GNCTD :-

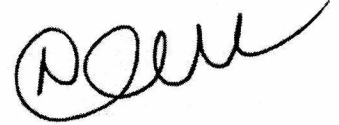
Class	Age Limit for CWD/ CWSN under EWS/ DG Category
Pre-School/ Nursery	3-7 Years
Pre-Primary/ KG	4-8 years
Class-I	5-9 Years

Further, notwithstanding anything mentioned above, the following guidelines, in addition to mandatory provisions like appointment of Special Education Teachers/ Resource Teachers & School Counselors, barrier free infrastructure in school premises as per norms of 10 basic features of accessibility and other facilities envisaged in RTE Act, 2009, RPWD Act, 2016 & National Education Policy, 2020 shall continue to be followed in all Schools under Directorate of Education, GNCTD:-



1. The policy of 'No denial of admission for CWD/CWSN' shall continue to be followed by Govt/ Govt. Aided school authorities. However, admission in age-appropriate class as per RTE Act 2009 by providing age relaxation of 04 years for entry level classes as mentioned in the table above shall continue to be followed for upper classes also in all Govt/ Govt. Aided/ Private Unaided Recognised Schools under Directorate of Education, GNCT of Delhi.
2. (a) CWSN/CWD admitted under DG category via computerized draw of lots shall not be denied admission by any Private Unaided Recognised School.

(b) All Private Unaided Recognised Schools are to adhere to guidelines on age relaxation for admission of CWSN/CWD under General/ Open category promulgated by DoE from time to time.



(HIMANSHU GUPTA)
DIRECTOR (EDUCATION)

No. F.213/DDE (IEB)/Admn.Cell/2022/ 6417- 6431

Date: 09th August 2023

Copy for information to:

1. P.S. to Secretary (Education), GNCT of Delhi
2. P.S. to Hon'ble Secretary, Delhi Commission for Protection of Child Rights (DCPCR), 4th & 5th Floor, ISBT Building, Kashmere Gate, Delhi - 110006
3. P.S. to Director (Education), Municipal Corporation of Delhi, 15th Floor, E-1 Block, Dr. S.P. Mukherjee Civic Center, JLN Marg, New Delhi - 110002
4. P.S. to Director, Department of Social Welfare, 7th floor, MSO Building, I.P Estate, New Delhi - 110002
5. P.A. to Additional DE (PSB), Directorate of Education, GNCT of Delhi
6. P.A. to Additional DE (School), Directorate of Education, GNCT of Delhi
7. P.A. to Joint Director (IEB), Directorate of Education, GNCT of Delhi

Copy for compliance to:

1. The DDEs (PSB), Directorate of Education, GNCT of Delhi
2. All DDEs (District)
3. All DDEs (Zone)
4. HoS of all Govt Schools under DoE, GNCTD
5. HoS/ Manager of all Aided/ Recognised Unaided Private Schools under DoE, GNCTD
6. In-Charge (MIS), Directorate of Education, with the request to upload the Order on Department website
7. Guard File.



(HIMANSHU GUPTA)
DIRECTOR (EDUCATION)