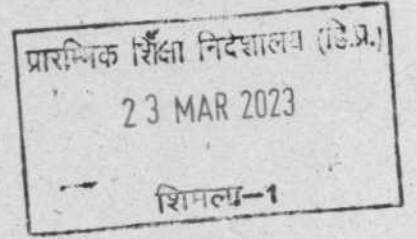


Proceeding of meeting held on 22.3.2023 with all the Representatives of Private Schools Associations of H.P. under the chairmanship of Sh. Ghanshyam Chand, Director Elementary Education of Himachal Pradesh regarding 25% admission of children belonging to weaker and disadvantaged group in private schools. The following were present:-

1. Dr. Bhuwan Sharma, HPAS  
Joint Director(Adm.) Elementary Education
2. Sh. Joginder Singh, DDEE  
Directorate of Elementary Education
3. Er. U.S. Chauhan, State President,  
H.P. Public School Association, H.P.
4. Mr. R.D. Kashyap,  
U.S. Chauhan School.
5. Mr. Kundan Thakur, President,  
Pvt. School Association, Sirmour, H.P.



&

20 other members of Private Schools Associations of H.P (list enclosed).

At the outset, the Director Elementary Education welcomed all the participants of Private Schools Associations of H.P and informed regarding all the orders/directions of Hon'ble High Court of H.P. in CWP No. 3807/2022 titled as Namita Maniktala Vs State dated 11.1.2023 and 15.3.2023 regarding implementation of 25% admission of children belonging to weaker section and disadvantaged groups in private schools in Himachal Pradesh in accordance with the guidelines for admission and reimbursement to the children as per RTE Act, 2009. The directions of the Hon'ble Court are as follow:-

"Even though, the learned Advocate General has placed on record instructions dated 14.03.2023, however, there appear to be only lip service to the compliance of order passed by this Court on 11.01.2023. What is required of the respondents is actual implementation of the provisions of the Right to Education Act and the directions passed by this Court on 04.01.2023. The session for the winter closing schools has already commenced, therefore, we need to have the entire details regarding the admissions with respect to 25% reservation of seats for students belonging to the weaker sections and disadvantaged groups.

As regards the summer closing schools, which will only commence in the month of April, 2023, the details of the admissions can be supplied thereafter.

In the given facts and circumstances, the respondents are directed to supply us the complete details of the admissions made for the time being to the winter closing schools against the aforesaid 25% category. List on 29.03.2023."

The Director, Elementary Education requested all the participants of Private Schools Associations to advertise the 25% reserved posts under weaker sections and disadvantaged groups on the notice board of school and on prominent public places i.e. Panchayat Ghar, different wards of Panchayats, Bus Stops, Municipal Councils, different wards of Municipal Councils etc. & ensure admission under 25% weaker section and disadvantaged group and provide the entire details regarding the admissions with respect to 25% reservation of seats for students belonging to the weaker sections and disadvantaged groups.

All the Private Schools Associations of H.P members shared that they have implemented the provision, partly, but there is no clarity about the provision made in guidelines issued by the Govt. under Section 12 1(c) of the RTE Act. It was further clarified that, the matter has been taken with the Govt. and revised guidelines are awaited. It was, however, reiterated that Hon'ble High Court has declared sub clause (a) & (b) of Section (1) of the guidelines ultra vires and the same has attained finality as it has not been contested by the Govt. In view of above facts, the admission process for 25% reservation for weaker section should have taken place in the State, but unfortunately due to lack of clarity in the matter, many districts have not implemented the orders of Hon'ble High Court fully

Further, the Department of Elementary Education of H.P. has notified Per Child Cost for Primary school(I-V) ₹3948 and Upper Primary School(VI-VIII) ₹4,424.80 for the financial year 2022-23 and 2023-24 respectively. The Deputy Director Elementary Education Hamirpur has submitted 157 students fee reimbursement cases in which ₹1574760/- fee has been reimbursed in this year 2022-23 in accordance with the guidelines of Department of Elementary Education dated 06.6.2015 for 25% weaker section and disadvantaged group in private unaided schools.

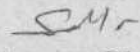
The Director Elementary further clarified the order/directions of the Hon'ble High Court of H.P. to the participants of Private Schools Associations and they ensured the chair that they will get it implemented in letter & spirit.

Beside this, the participating members of the private schools were apprised about the meeting held with all the Deputy Directors Elementary Education of H.P. and all BEEOs of H.P. through Video Conference on dated 21.3.2023 vide which directions to implement the Hon'ble High Court orders/directions and submission of complete details of the admissions made for the time being in the winter closing schools against the aforesaid 25% category alongwith the action taken report of the BEEOs' regarding implementation of Hon'ble Court order/directions dated 11.1.2023 were given.

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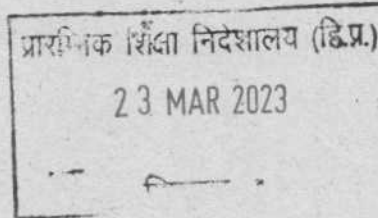
It was, therefore, reiterated that all the Private schools should submit desired information through the Deputy Director(s) of the concerned district within 02 days positively. Simultaneously, all the summer closing private schools should ensure to provide 25% reservation to weaker section & disadvantaged groups as per mandate of RTE Act, 2009 and submit compliance latest by 15.04.2023, so that the Hon'ble Court could be apprised about the same.


The meeting ended with vote of thanks to and from the chair.

  
**Ghanshyam Chand, HPAS**  
**Director, Elem. Education**  
March, 2023.

Endst. No. Even, Dated: Shimla-1, the  
Copy to:-

- 1.) The Secretary (Education) to the Govt. of H.P. for information please.
- 2.) The District Attorney (Education) Dte. of Elem. Edu. for necessary action please.
- 3.) All the Deputy Directors of Elementary Education of H.P. for further necessary action and strict compliance within two days positively.
4. All the BEEO's of H.P. for further necessary action and strict compliance within two days positively.
- ✓ 5. Incharge/Nodal Officer, I.T. Cell of this office to email the letter to all DDEEs of H.P and upload the proceeding on the Department official website.
6. Guard File.



  
**Ghanshyam Chand, HPAS**  
**Director, Elem. Education**