



SHANTHA SINHA
Chairperson

भारत सरकार
GOVERNMENT OF INDIA

राष्ट्रीय बालक अधिकार संरक्षण आयोग
NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

D.O. No. 18/04/2011-NCPCR (PD)/20148¹⁵ Date: 13th September, 2011
20150

Dear

This is in response to the letter No. KK/listingchildreninhomes/001/2011-12, dated 26th August 2011 from the Director, Kolkata Konsultant, a consulting wing of "Community Action Society" West Bengal, regarding listing and restoration of children from Child care Institutions of West Bengal to their respective States by Kolkata Konsultants.

At the onset we appreciate the concern for restoration of children in institutional care in West Bengal to their respective States in the country. This is in line with the provision of Section 57 of the Juvenile Justice (Care & Protection of Children) Act 2000 and its Amendment Act 2006. West Bengal will lead in "Interstate restoration" of children in the country, as it will bring the child nearer to his/her native people and restoration to his/her biological family will be easier.

The Department of Women & Child Development & Women Welfare, West Bengal, has also been requested by the Director, Kolkata Konsultants for permission for identifying and restoring the children from other States. We also appreciate that they are planning to generate the support of a network - Campaign Against Child Labor (CACL) and have also approached the NCPCR for the same.

The National Commission for Protection of Child Rights agrees "in principle" to allow for this exercise and would like to share with you the details required as per Annexure A, prepared at NCPCR.

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The details in the Annexure need to be filled by Kolkata Konsultants and shared with your office and NCPCR, as the procedures involved should be child friendly and care should be taken that such an exercise does not result in any physical, mental, psychological harm or trauma to the child.

We therefore request you to affirm the same while granting permission.

With

Yours sincerely,

Sd/-

(Shantha Sinha)

Sh. S.K. Ghosh IAS,
Special Secretary,
Department of Women & Child Development & Social Welfare,
Government of West Bengal,
Writers Building,
Kolkata-700001

Cop to:

- ✓ 1. Shri Samar Ghosh IAS, Chief Secretary, Govt. of West Bengal, Writers Building, Kolkata-700001
2. Smt. Rinchen Tempo, IAS, Secretary, WCD & Social Welfare, Deptt. Of Women and Child Development & Social Welfare, Government of West Bengal, Kolkata-700001
3. Mr. Partha Roy, Director, Kolkata Konsultants, ED 130, Rajdanga Main Road, Kolkata-700107

Shantha
(Shantha Sinha)

ANNEXURE A

PERFORMA FOR IMPLEMENTING SECTION 57 OF JUVENILE JUSTICE (CARE & PROTECTION OF CHILDREN) ACT 2000

(TRANSFERRING OF CHILDREN FROM ONE STATE INSTITUTION TO ANOTHER STATE

S.NO	ACTIVITY TO BE UNDERTAKEN	RESPONSIBILITY ASSIGNED TO PERSON /ORGANIZATION	CONTACT DETAILS OF THE PERSON/ORGANISATION	TIME FRAME	OUTCOME
A.	CHILDREN				
A.1.	Seeking their views on the issue of shifting them (FGDs)				
A.2.	Initiate counseling for each child				
A.3.	Prepare Individual case study				
A.4.	Arrange for meeting with concerned CWC				
B.	CWC				
B.1	Present the case study along with the child				
B.2	Seek directions, if any				
C	STATE GOVT.				
C.1	Share the decision taken with the CWC/JJB as the case may be				
C.2	Seek permission if required				
C.3	Inform the State to which the child is transferred				
C.4	Seek affirmation from that State				
C.5	Arrange for transfer				

