

Sub: Corporal Punishment

Dear

As you are aware the issue of corporal punishment is a blight on our education system that periodically comes to light in the event of a tragic incident. The National Commission for Protection of Child Rights (NCPCR) has been concerned that while individual incidents get dealt with, systems still do not exist that can engage with this issue in a humane and sustained fashion at all levels.

2. On the basis of a complaint received from the father of late Mr Rouvanjit Rawla, student of La Martiniere School for Boys, Kolkata, NCPCR set up an Enquiry Committee to look into the facts of the case. The Committee submitted its report on 22nd June, 2010. Subsequently the Commission deliberated on the findings of the Committee and has made its recommendations which are attached as Annexure-1.

3. The basic view of the Commission is that corporal punishment should not be tolerated in any form and that it is the responsibility of all sections of society to ensure that it is rooted out not just from our education system but our mindsets are changed as well. For this we have recommended actions of different forms to be taken by the school in question, including its Board of Governors, and also for State and Central Government.

4. The recently passed Right to Education Act has given every child a fundamental right to receive education in an atmosphere free from fear and trauma. Section 17 of the Act categorically states:

“No child shall be subjected to physical punishment or mental harassment” [Section 17(1)]

5. As discussed in the meeting with Mr Kapil Sibal, Hon'ble Minister of Human Resource Development, it is necessary to frame guidelines for implementing this section of the Act. NCPCR will form a Consultative Committee with MHRD's participation to frame guidelines for

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the implementation of Section 17 of the Act. These guidelines are to be subsequently disseminated to State Governments and all school managements through the Ministry.

Yours sincerely,

(Lov Verma)

Encl: As stated above

Ms. Anshu Vaish,
Secretary
Department of School Education & Literacy,
Ministry of Human Resource Development,
Govt. of India,
Shastri Bhawan, NEW DELHI – 110 001.

Copy to:- Sh. D.K. Sikri,
Secretary
Ministry of Women and Child Development
Govt. of India,
Room No. 601, 'A' Wing, Shastri Bhawan
New Delhi – 110 001

(Lov Verma)
Member Secretary