

Karnataka Lokayukta
(Under Section 7 of the Karnataka Lokayukta Act, 1984)

CASE NUMBER : **COMPT/LOK/BCD/1887/2018**
District : **Bangalore (U)**

BY :

1. SUO MOTO,

The Udayavani- Daily Kannada Newspaper dated
02/07/2018. Honble Lok Order Dated:06/07/2018.

Mobile/Landline: 00000000000

COMPLAINANT/S

AGAINST :

1. PRINCIPAL SECRETARY

Principal Secretary to Govt, Education Department,
(Primary and Secondary education),MS Building,
Bangalore

2. COMMISSIONER,

The Commissioner of Public Instruction,Nrupathunga
Road, K.R.Circle, Bangalore

3. DIRECTOR

The Director, Department of Public Instructions,Primary
Education, Bangalore

4. DIRECTOR

Director of Public Instruction, Secondary
Education,Bangalore

5. DEPUTY DIRECTORS

Deputy Directors of Public Instructions, Bangalore Urban
District, Bangalore

RESPONDENT/S

Allegation/Grievance Dereliction of duty
Brief :

Received From : Suo Moto.

Received On : 06-07-2018

BCD/1887/2018
Seal and Signature

Complaint stands **ARE-1**
allotted to :

SCRUTINY AND OPINION

- ೨ -

KARNATAKA LOKAYUKTA : BENGALURU

No: COMPT/LOK/BCD/1887/2018/ARE-1

Date: 06-07-2018

ORDER

The 'Udayavani' - daily Kannada newspaper dated 02-07-2018 has published a news items under the heading "ಮಕ್ಕಳ ಸುರಕ್ಷತಾ ನಿಯಮಗಳಿಗೆ ಕಿಮ್ಮತ್ತು ನೀಡದ ಖಾಸಗಿ ಶಾಲೆಗಳು". It is useful to extract the relevant portion of the publication, which reads as hereunder:

“ಬೆಂಗಳೂರು: ನಾಲ್ಕು ವರ್ಷ ಹಿಂದೆ ನಗರದ ಖಾಸಗಿ ಶಾಲೆಯೊಂದರಲ್ಲಿ ಆರು ವರ್ಷದ ಬಾಲಕಿ ಮೇಲೆ ಲೈಂಗಿಕ ದೌರ್ಜನ್ಯ ನಡೆದಿತ್ತು. ಬಳಿಕ ಶಾಲೆಗಳಲ್ಲಿ ಮಕ್ಕಳ ಸುರಕ್ಷತೆಗಾಗಿ ಸರ್ಕಾರ ರೂಪಿಸಿದ್ದ ಹಲವು ನಿಯಮಾವಳಿಗಳು ಕಾಗದದಲ್ಲೇ ಉಳಿದಿವೆ. ಅಂದರೆ ಸುರಕ್ಷತಾ ನಿಯಮಗಳನ್ನು ಖಾಸಗಿ ಶಾಲೆಗಳು ಪಾಲಿಸುತ್ತಿಲ್ಲ. ಸರ್ಕಾರ ಕೂಡ ನಿಯಮಗಳ ಕಟ್ಟುನಿಟ್ಟಿನ ಅನುಷ್ಠಾನಕ್ಕೆ ಮನಸ್ಸು ಮಾಡಿಲ್ಲ.

ಶಾಲೆಗಳಲ್ಲಿ ಮಕ್ಕಳ ಸುರಕ್ಷತೆ ಸಮಿತಿ ರಚಿಸುವುದು, ಭದ್ರತಾ ಸಿಬ್ಬಂದಿ, ಸ್ವಚ್ಛತಾ ಸಿಬ್ಬಂದಿ, ವಾಹನ ಚಾಲಕರ ಪೂರ್ವಪರ ಮಾಹಿತಿ ಪರಿಶೀಲನೆ ಸೇರಿದಂತೆ ಸರ್ಕಾರ ನಿಯಮಾವಳಿ ರೂಪಿಸಿತ್ತು. ಆದರೆ, ನಗರದ ಮೂರು ಸಾವಿರ ಖಾಸಗಿ ಶಾಲೆಗಳ ಪೈಕಿ ಬೆರಳೆಣಿಕೆ ಶಾಲೆಗಳು ಮಾತ್ರ ಈ ನಿಯಮ ಪಾಲಿಸುತ್ತಿವೆ ಎಂದು ಪೊಲೀಸ್ ಇಲಾಖೆ ಮೂಲಗಳು ತಿಳಿಸಿವೆ.

ಶಾಲೆ ಸಂಖ್ಯೆ 3 ಸಾವಿರ, ಅರ್ಜಿ ಕೇವಲ 29: ಶಿಕ್ಷಣ ಇಲಾಖೆ ಮಾಹಿತಿ ಪ್ರಕಾರ ನಗರದಲ್ಲಿ ಮೂರು ಸಾವಿರ ಖಾಸಗಿ ಶಾಲೆಗಳಿವೆ. 2018ರ ಸಾಲಿನಲ್ಲಿ ಇದುವರೆಗೂ 29 ಶಾಲೆಗಳು ಮಾತ್ರ ಪೊಲೀಸ್ ಇಲಾಖೆಯಲ್ಲಿ ಸಿಬ್ಬಂದಿ ಪರಿಶೀಲನಾ ಅರ್ಜಿ ಸಲ್ಲಿಸಿವೆ. ಈ ಪೈಕಿ 11 ಶಾಲೆಗಳು ಅರ್ಜಿಗಳ ಪರಿಶೀಲನೆ ನಂತರ ಅವುಗಳನ್ನು ವಾಪಸ್ ಪಡೆದು ಸರ್ಕಾರದ ಸೂಚನೆಗಳನ್ನು ಪಾಲಿಸಿವೆ. 18 ಶಾಲೆಗಳು ಅರ್ಜಿ ವಾಪಸ್ ಪಡೆದಿಲ್ಲ. ಇನ್ನು ಕೆಲ ಶಾಲೆಗಳು

ಕಳೆದ ವರ್ಷ ಅರ್ಜಿ ಸಲ್ಲಿಸಿದ್ದು, ಪರಿಶೀಲನೆ ಮುಗಿದರೂ ಪರಿಶೀಲನಾ ಪತ್ರ ಪಡೆದಿಲ್ಲ. ಈ ಬಗ್ಗೆ ಸಂಬಂಧಿಸಿದ ಶಾಲಾ ಆಡಳಿತ ಮಂಡಳಿಗೆ ಸೂಚಿಸಿದರೂ ಸ್ಪಂದನೆ ಇಲ್ಲ ಎನ್ನುತ್ತಾರೆ ಪೊಲೀಸ್ ಅಧಿಕಾರಿಗಳು.

ಪ್ರತಿ ವರ್ಷ ಶಾಲಾ ಸಿಬ್ಬಂದಿ ಮಾಹಿತಿ ನವೀಕರಣ ಮಾಡಿಕೊಳ್ಳಬೇಕೆಂಬ ನಿಯಮವಿದೆ. ಆದರೆ, ಯಾವ ಶಾಲೆಯೂ ಈ ನಿಯಮ ಪಾಲಿಸುತ್ತಿಲ್ಲ. ಇಂಥ ಶಾಲೆಗಳ ವಿರುದ್ಧ ಕ್ರಮ ಕೈಗೊಳ್ಳಲು ಯಾವುದೇ ಮಾನದಂಡವಿಲ್ಲ ಎಂಬ ಕಾರಣಕ್ಕೆ ಪೊಲೀಸರು ಕೂಡ ಕೈಕಟ್ಟಿ ಕುಳಿತಿದ್ದಾರೆ.

ಸರ್ಕಾರದ ಆದೇಶವನ್ನು ಗಂಭೀರವಾಗಿ ಪರಿಗಣಿಸದ ಖಾಸಗಿ ಶಾಲೆಗಳು, ಏನಾದರೂ ಅನಾಹುತ ನಡೆದರೆ ಮಾತ್ರ ಮಕ್ಕಳ ಸುರಕ್ಷತೆ ಸಮಿತಿ, ಪೊಲೀಸ್ ಪರಿಶೀಲನೆ ಬಗ್ಗೆ ತಲೆಕೆಡಿಸಿಕೊಳ್ಳುತ್ತವೆ. ನಂತರ ಮೌನಕ್ಕೆ ಶರಣಾಗುತ್ತವೆ. ಹೀಗಾಗಿ ನಿಯಮ ಪಾಲಿಸದ ಶಾಲೆಗಳ ವಿರುದ್ಧ ಕ್ರಮ ಕೈಗೊಳ್ಳುವ ಅಧಿಕಾರವನ್ನು ಪೊಲೀಸರಿಗೆ ನೀಡಿದರೆ ಮಾತ್ರ ಈ ಸಮಸ್ಯೆಗೆ ಪರಿಹಾರ ಸಿಗಲಿದೆ ಎನ್ನುತ್ತಾರೆ ಹಿರಿಯ ಪೊಲೀಸ್ ಅಧಿಕಾರಿಯೊಬ್ಬರು. ಪೂರ್ಣ ಪ್ರಮಾಣದ ಪರಿಶೀಲನೆಗೆ 1500 ರೂ: ನಗರ ಪೊಲೀಸ್ ಆಯುಕ್ತರ ಕಚೇರಿ ಆವರಣದಲ್ಲಿ ಕೊಡಲಾಗುವ ಪರಿಶೀಲನಾ ಅರ್ಜಿಗೆ 500 ರೂ. (ಅಪರಾಧ ಹಿನ್ನೆಲೆ ಮಾತ್ರ) ಹಾಗೂ ಪೂರ್ಣ ಪ್ರಮಾಣದ ಪರಿಶೀಲನೆಗೆ 1,500 ರೂ. ಶುಲ್ಕ ನಿಗದಿ ಮಾಡಲಾಗಿದೆ. ಪೂರ್ಣ ಪರಿಶೀಲನೆ ವೇಳೆ ಸಿಬ್ಬಂದಿಯ ಪೂರ್ವಾಪರ, ಅಪರಾಧ ಹಿನ್ನೆಲೆ, ಆತ ಹಿಂದೆ ಕೆಲಸ ಮಾಡುತ್ತಿದ್ದ ಸಂಸ್ಥೆ, ವಿಳಾಸ ಎಲ್ಲವೂ ಪತ್ತೆಯಾಗುತ್ತದೆ. ಆದರೆ, ವಿಭಾಗದ ಅಧಿಕಾರಿಗಳ ಪ್ರಕಾರ ಕೆಲವೇ ಸೆಕ್ಯೂರಿಟಿ ಏಜೆನ್ಸಿಯವರು ನೇಮಕ ಸಂದರ್ಭದಲ್ಲಿ ಪೂರ್ಣ ಪ್ರಮಾಣದ ಪರಿಶೀಲನೆ ನಡೆಸುತ್ತಾರೆ. ನೇರವಾಗಿ ನೇಮಕ ಮಾಡಿಕೊಳ್ಳುವ ಮಾಲೀಕರು, ಶಾಲೆಗಳು ಯಾವುದೇ ಮಾಹಿತಿ ಪಡೆಯುವುದಿಲ್ಲ.

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2. The news item extracted above, indicates that ,inspite of the instructions/directions given by the authorities of the State, the Management of the Schools/ Principals/Head Masters of the private schools have failed to take necessary steps to protect the safety and security of



the students. If the above portion of the statement published in the newspaper is correct, it depicts a very bad state of affairs by the management of private schools in the matter of administration of the institution under their control.

3. It is well settled that the position of the teacher with the student is that of Loco Parentis. Therefore, it is the duty of the teachers or the management of the school to take as much care as a parent takes care of his child. During the school hours, the child is required to be under the care and protection of the teachers and other authorities/management of the school. The authorities/management and the principals of the school have an implied obligation to take such care and precaution that is required of them to protect the safety and security of the children who attend the school and protect their interest. While imparting quality education, the welfare of the children cannot be ignored by the management and principal/teachers of the school. Even in the absence of any instruction given by the state/authorities, the management/principal/teacher of the school as noticed by me earlier, have an implied obligation to take care of the safety and security of the students attending the schools. However, the news item published shows that though there are around 3000 private schools in Bengaluru, less than 15 have complied the instructions given by the authorities.

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4. In the light of what is stated above, I am of the view, in the larger public interest and more particularly in the interest of the students attending the private schools, it is desirable to take the above paper publication as a source/material to institute suo-motu proceedings for the purpose of safety, security and welfare of the students who attend the private schools. It is needless to point out that the non-compliance of directions it affects right to life and liberty guaranteed to the students under Article 21 of the Constitution of India.
5. The concerned officers of the state, who have a duty to inspect the schools and enforce the rules and regulations/circulars issued by the authorities of the state to protect the safety and security of the children attending the school, cannot be ignored and treated lightly.
6. Therefore, in exercise of the power conferred on me under Section Sections 7(1)(b) and 9(3)(a) & (b) of the Karnataka Lokayukta Act, 1984, this is a fit case to register suo-moto case in view of the news item published in 'Udayavani' referred to above and the office is directed to treat the said news item as source material and suo-moto proceedings is required to be instituted for the purpose of further investigation.
7. The office is directed to register a suo-moto case. For the purpose of effective investigation and securing report,



I am of the view that the notice is required to be issued to the following officers:

1. Principal Secretary to Government, Education Department (Primary and Secondary Education), M.S.Building, Bengaluru;
2. The Commissioner of Public Instructions, Nrupathunga Road, K.R.Circle, Bengaluru - 560 001.
3. The Director, Department of Public Instructions, Primary Education, Bengaluru-560 001;
4. The Director, Department of Public Instructions, Secondary Education, Bengaluru-560 001;
5. All the Deputy Directors of Public Instructions, Bengaluru Urban District.

8. The Respondents are directed to submit a report with reference to each of the schools located in Bengaluru Urban District, the steps taken by each of the school to protect the safety and security of the students attending the schools and Compliance of the instructions/circulars given by the authorities of the Government to protect the safety and security of the school children. Such report shall be submitted to the Lokayukta on or before 06-09-2018.



BCD/1887/2018

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9. The Respondents 1 to 4 shall take effective steps not only to submit the report, and also to implement the instructions/directions issued by the authorities to protect the safety and security of the students.

10. Further, I am of the view, it is in the larger interest of the children who are younger students, to direct the Additional Director General of Police, Karnataka Lokayukta, Bengaluru, to get 10% of the total private schools in Bengaluru Urban District inspected and submit a report with regard to the steps taken by such schools to protect the safety and security of the students and also to comply with the instructions/directions issued by the authorities of the state and the relevant rules framed by the state. All the officers of the state, who are in charge of managing affairs of the private schools, shall co-operate with the Lokayukta Police to comply with the direction given above.

11. The notice to the above officers also may be sent through e-mail.

12. Notice may also be issued to Sri. Mohan Bhadravathi, who has published the said news item, for information and further assistance in the matter.




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BE/1887/2018.

13. Communicate this order by post and also through e-mail, to all the Officers referred to above, forthwith.

List this case on **06-09-2018 at 03-00 p.m.**


(Justice P. Vishwanatha Shetty),
Lokayukta,
Karnataka State.

AS*

14) ARLO-4)

15) ARE-1)

16) 06/09/2018.

ARE-1.

ಗೌ. ಲೋಕಾಯುಕ್ತ-
-ರವರ ಆದೇಶದಂತೆ
ಎದುರುದಾರರಿಗೆ ನೋಟಿಸ್
ಜಾರಿ ಮಾಡಿದ್ದು, ನಿಸ್ಪೃತಿ
ಮಂಡಿಸಿದೆ.

ಎದುರುದಾರರಿಗೆ E-mail
ಮೂಲಕೆ ದಿ: 06/09/2018
- ರಂದು ಗೌ. ಲೋಕಾಯುಕ್ತರವರ
- ಮುಖ್ಯ ಹಾಜರಾಗುವಂತೆ ಮುಖ್ಯ
ನೀಡಲಾಗಿದೆ.

ಅಪನಿರ್ದೇಶಕರು (ಅಡ್ವೈಟ್)

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ಬೆಂಗಳೂರು ದಕ್ಷಿಣ ಜಿಲ್ಲೆರವರ
ಆದೇಶ ದಿ: 04/09/2018 ಬಂದಿದ್ದು,
ಈ ಶಿಕ್ಷಕರ ವಿಚಾರಣೆಗೆ ಪ್ರಯುಕ್ತ ಹಾಜರಾಗಲು
ಸಾಧ್ಯವಾಗುವುದಿಲ್ಲ ಎಂದು ತಿಳಿಸುತ್ತಾರೆ.

ನಿರ್ದೇಶಕರು, (ಪ್ರಾಥಮಿಕ ಶಿಕ್ಷಣ)

ARE-1.

- ರವರ ಪತ್ರದ ದಿ: 04/09/2018

ಬಂದಿದ್ದು, ಶಿಕ್ಷಕರ ಐನಾಚರಣೆ

ಪ್ರಯುಕ್ತ ಅನುಪಾಲನಾ ವರದಿ

ನೀಡಲು ಕಾಲಾವಕಾಶ ಕೋರಬೇಕು.

ಶಿ.

ಅಧಿಕಾರಿ ಪ್ರೊ.ಎಸ್. ಪುಷ್ಪಾ ನಿರ್ದೇಶಕರು

ಕರ್ನಾಟಕ ಅಧ್ಯಯನ ಕಚೇರಿ ದೆಹಲಿ

ದೆಹಲಿ ಬಂದಿರುವುದು.

ಶಿ.

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KARNATAKA LOKAYUKTA : BENGALURU

No: Compt/Lok/BCD-1887/2018

Date: 06-09-2018

ORDER

This is a suo-moto proceedings instituted pursuant to the news item published in Kannada daily 'Udayavani'.

2. Sri. S. Rajendra, Deputy Director of Public Instructions, Bengaluru South is present along with Sri. Jayaranga C.B., Deputy Director of Public Instructions, Bengaluru North and Sri. Krishna Murthy, Deputy Director of Public Instructions, Bengaluru Rural District.

3. Sri. Mathigowda C, Assistant Director, who is presently posted as Section Officer in the office of the Commissioner of Public Instructions, Bengaluru, is present.

4. Though it is admitted by the officers referred to above, that the notices have been received during the 3rd week of July 2018 and information was sought from the concerned officer immediately thereafter, till now the status report with regard to the direction given by me in my order dated 06-07-2018, has not been filed.

5. The matter relates to the safety of the young children. Therefore, it is expected that everyone concerned in the administration of the school, are required to take effective



BCD/1887/2018

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measures, at least after the issue of notice by me. However, the officers referred to above submitted that, they have sought for information from their subordinates and the information is being awaited. They also submitted that appropriate instructions have been given to take remedial measures, they prayed for 30 days time to file a status report in the light of the direction given by me. In this connection, it is useful to refer to the observation made by me at Paragraphs 8 and 9 of my order dated 06-07-2018, which reads as hereunder:

“8. The Respondents are directed to submit a report with reference to each of the schools located in Bengaluru Urban District, the steps taken by each of the school to protect the safety and security of the students attending the schools and compliance of the instructions/circulars given by the authorities of the Government to protect the safety and security of the school children. Such report shall be submitted to the Lokayukta on or before 06-09-2018.

9. The Respondents 1 to 4 shall take effective steps not only to submit the report, and also to implement the instructions/directions issued by the authorities to protect the safety and security of the students”.

6. The Respondents referred to in my order are directed to comply with the directions given above, on or before 11-10-2018.



7. However, having regard to the facts and circumstances of the case and expecting that immediate steps will be taken to comply with my earlier direction, time is granted till 23-10-2018. By that date, the Respondents are directed to file status report with regard to the steps taken as per the direction given earlier. If they failed to do so, the Respondents are directed to be present in person.

8. Communicate this order to the parties.

List this case on **23-10-2018 at 3-00 p.m.**

P. Vishwanatha Shetty
(Justice P. Vishwanatha Shetty), 6/9/2018
Lokayukta,
Karnataka State.

AS*

೯) 23/10/2018
ನೌ. ಲೋಕಾಯುಕ್ತರವರ
ಆದೇಶದಂತೆ ಎಂದು.

ARE-1.

-ದಾರಲಗಿ ನೋಟಿಸ್ ಜಾರಿ
ಮಾಡಿದ್ದು, ಸ್ವೀಕೃತಿ ಮುಡಿಸಿದೆ.
ಬಹನಿದೇಶಕರು (ಆಡಳಿತ)
ಬೆಂಗಳೂರು ಗ್ರಾಮಾಂತರ ಜಿಲ್ಲೆ
(R-7) ರವರ ಅನುಪಾಲನಾ
ವರದಿ ದಿ: 17/10/2018

ಬಂಜರುತ್ತದೆ.
ಬಹನಿದೇಶಕರು (ಆಡಳಿತ).
ಬೆಂಗಳೂರು ಉತ್ತರ ಜಿಲ್ಲೆ
(R6) ರವರ ಅನುಪಾಲನಾ
ವರದಿ ದಿ: 05/10/2018

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ಬಂಜರುತ್ತದೆ.
ಬಹನಿದೇಶಕರು (ಆಡಳಿತ)
ಬೆಂಗಳೂರು ದಕ್ಷಿಣ ಜಿಲ್ಲೆ ರವರ
ಅನುಪಾಲನಾ ವರದಿ ದಿ: 09/10/2018 ಬಂಜರುತ್ತದೆ.

$R_1, R_2, R_3, R_4,$

& R_5 ರವರಿಂದ ಅನು

-ಪಾಲನಾ ವರದಿ

ಬಂದಿರುವುದಿಲ್ಲ.

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ARE-1.

KARNATAKA LOKAYUKTA : BENGALURU

No: Compt/Lok/BCD-1887/2018/ARE-1

Date: 23-10-2018

ORDER

Sri. B.K. Basavaraja, Director of Public Instructions (Primary Education), Bengaluru, is present along with Sri. Baiyappareddy, Senior Assistant Director. Sri. S. Rajendra, Deputy Director of Public Instructions, Bengaluru South, Sri. Jayaranga C.B., Deputy Director of Public Instructions, Bengaluru North and Sri. Krishna Murthy, Deputy Director of Public Instructions, Bengaluru Rural District are present.

2. The Deputy Directors of Bengaluru South, Bengaluru North and Bengaluru Rural District have filed status reports. However, it is submitted by Sri. S. Rajendra, Deputy Director of Public Instructions, Bengaluru South that the report submitted by him is not ~~fully~~ complete and he requires one more week time. I have heard Sri. B.K.Basavaraja and the officers referred to above.



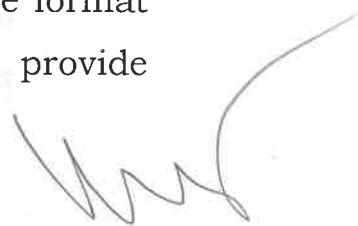
3. In the light of the discussion that has taken place in the course of these proceedings, I am of the view, that it would be in the interest of justice to issue following directions:

- i) The three DDPIs referred to above are to go through the report prepared by their subordinates and take necessary remedial measures in respect of the institutions where ever deficiencies have been referred to in the reports submitted by their subordinates.
- ii) Further, the DDPIs to ensure that regular inspection of all the institutions within their jurisdiction is held by their subordinates. Necessary format to be prepared on that behalf by the concerned DDPIs in consultation with the Director of Public Instructions (Primary Education) and circulate it to their subordinates. The DDPIs shall get the reports periodically from their subordinates and make it as a part of the record to be maintained by them.



iii) Appropriate instructions/directions to be issued periodically to all the educational institutions within the jurisdiction of the DDPIs, keeping in mind the safety of the students in the educational institutions and maintenance of academic standards and maintenance of hygiene in each of the educational institutions. They are to ensure that there is a regular Teachers-Parents Meeting held by each of the educational institutions and necessary instructions could be given to educational institutions to maintain records of regular proceedings on that behalf. Regular reports to be obtained by the DDPIs from their subordinates with regard to the steps taken by them in consultation with the Head Masters/Head Mistresses and Teachers of each of the school to improve the academic standard of each of the students in the schools, more particularly those who require improvement in any of the subjects.

It is needless to point out that the format to be prepared should also provide



information mentioned herein below among other relevant matters:

- a) Information with regard to the condition of the school building;
 - b) Information on the accommodation available in the building;
 - c) Information on the number of students in each class, the wash room, toilet, drinking water and other facilities provided in the school and other relevant facts regarding maintenance of hygiene in the institutions concerned.
- iv) The DDPIs to ensure that regular Teachers Training programmes are organized in all the Government and aided institutions and to get it done in the private institutions through the Management Committee of the educational institutions.
- v) The DDPIs to ensure that proper SDMC (School Development & Monitoring Committee) is constituted for every Government School and the performance of that Committee to be reviewed periodically by the concerned officials of

the department keeping in mind the interest of the students and teachers.


- vi) So far as private educational institutions are concerned, DDPIs to ensure that Parents-Teachers Association is formed and they conduct meeting periodically to discuss the problems concerning the administration of the school and the quality of education imparted in each of the educational institutions and other relevant facts.

4. The Director of Public Instructions has assured me that he will coordinate with all the DDPIs of Bengaluru referred to above and ensure that each one of the DDPIs would in-turn ensure their subordinate should carry out the obligations cast on them for the purpose of safety, hygiene and imparting of quality education in each of the educational institutions within their jurisdiction.

5. No doubt, I have initiated suo-moto proceedings on the basis of news item published in Kannada daily newspaper 'Udayavani' dated 02-07-2018 with regard to the conditions of the school within the Bengaluru City,

I am of the view, it is in the larger public interest to direct the Director of Public Instructions to get the information with regard to the conditions of all the Primary and Secondary Schools within the State of Karnataka and to ensure that the reports are filed by DDPIs directly to the Lokayukta office by each of the DDPIs in the State. Therefore three months time is given to submit the report. The Director of Public Instructions (Primary Education) to instruct the concerned DDPIs with regard to the contents of the report to be submitted to this office keeping in mind the report to be submitted by the DDPIs of Bengaluru District and the suggestions made by me above.

6. I am also of the view that it is desirable that the Director of Public Instructions circulates the copy of this order to all the DDPIs in the State to enable them to take remedial measures in the matter of monitoring ^{impairing} education in the educational institutions located within their jurisdiction.



7. The DDPIs are only required to submit the report as stated above. It is also needless to mention that the DDPIs of the District while submitting the report to Lokayukta, in advance furnish a copy of the report to the Director of Public Instructions (Primary Education), Karnataka.

8. In the light of what is stated above, this proceeding is adjourned to 29th January 2019 at 03-00 p.m.

List this case on **29-01-2019 at 03-00 p.m.**

P. Vishwanatha Shetty
 (Justice P. Vishwanatha Shetty),
 Lokayukta,
 Karnataka State. 23/10/2018

AS*

13) 29/01/2019

ARE-1

ಗಾ. ಲೋಕಾಯುಕ್ತೆ -
 - ರವರ ಆದೇಶದಂತೆ
 ಎದುರುದಾರರಿಗೆ ನೋಟಿಸ್
 ಜಾರಿ ಮಾಡಿದ್ದು, ಸ್ವೀಕೃತಿ
 ಮಾಡಿಸಿದೆ.

ನಿರ್ದೇಶಕರು (ಪ್ರಾಥಮಿಕ
 ಶಿಕ್ಷಣ) ರವರ ಹತ್ತಿರ

ತ: 22/10/2018 ಬಾಂಕು-
 - ರುತ್ತದೆ.

ಆಯುಕ್ತರು, ಸಾರ್ವಜನಿಕ
 ಶಿಕ್ಷಣ ಇಲಾಖೆ ಇಲಾಖೆ
 - ರವರ ಹತ್ತಿರ ತ: 15/11/2018

ಬಂಡರು ತೆರೆ

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22-10-2018

KARNATAKA LOKAYUKTA

No:Compt/LOK/BCD-1887/2018

Date:29-01-2019

ORDER

Sri Jayakumar, Director of Public Instructions (Primary Education), Bengaluru is present along with Sri Jaya Ranga, Deputy Director of Public Instructions, Bengaluru North and Sri Biappa Reddy, Senior Assistant Director. Sri Jayaranga, Deputy Director of Public Instructions (North) submitted a status report. The same is placed on record.

2. In my order dated 23-10-2018, I had issued directions as set out in paragraph 3 of the said order. It is useful to extract the said portion of the order, which reads as herein below:

“3. In the light of the discussion that has taken place in the course of these proceedings, I am of the view, that it would be in the interest of justice to issue following directions:

- i) The three DDPIs referred to above are to go through the report prepared by their subordinates and take necessary remedial measures in respect of the institutions where ever deficiencies



have been referred to in the reports submitted by their subordinates.

- ii) Further, the DDPIs to ensure that regular inspection of all the institutions within their jurisdiction is held by their subordinates. Necessary format to be prepared on that behalf by the concerned DDPIs in consultation with the Director of Public Instructions (Primary Education) and circulate it to their subordinates. The DDPIs shall get the reports periodically from their subordinates and make it as a part of the record to be maintained by them.
- iii) Appropriate instructions/directions to be issued periodically to all the educational institutions within the jurisdiction of the DDPIs, keeping in mind the safety of the students in the educational institutions and maintenance of academic standards and maintenance of hygiene in each of the educational institutions. They are to ensure that there is a regular Teachers-Parents Meeting held by each of the educational institutions and necessary instructions could be given to educational institutions to maintain records of regular proceedings on that behalf. Regular reports to be obtained by the DDPIs from their subordinates with regard to the steps taken by them in consultation with the Head Masters/Head Mistresses and Teachers of each of the school to improve the academic standard of each of the students in the schools,



more particularly those who require improvement in any of the subjects.

It is needless to point out that the format to be prepared should also provide information mentioned herein below among other relevant matters:


- a) Information with regard to the condition of the school building;
- b) Information on the accommodation available in the building;
- c) Information on the number of students in each class, the wash room, toilet, drinking water and other facilities provided in the school and other relevant facts regarding maintenance of hygiene in the institutions concerned.
- iv) The DDPIs to ensure that regular Teachers Training programmes are organized in all the Government and aided institutions and to get it done in the private institutions through the Management Committee of the educational institutions.
- v) The DDPIs to ensure that proper SDMC (School Development & Monitoring Committee) is constituted for every Government School and the performance of that Committee to be reviewed periodically by the concerned officials of the department keeping in

mind the interest of the students and teachers.

- vi) So far as private educational institutions are concerned, DDPIs to ensure that Parents-Teachers Association is formed and they conduct meeting periodically to discuss the problems concerning the administration of the school and the quality of education imparted in each of the educational institutions and other relevant facts.”

3. The Deputy Director of Public Instructions of Bengaluru South and Bengaluru Rural Districts have already submitted their reports. It is submitted by the Director of Public Instructions that, remedial steps have been taken in respect of the schools situated within the limits of Bengaluru South, Bengaluru North and Bengaluru Rural District. The said statement is placed on record.

4. However, the report from DDPIs of other districts have not yet been received. Sri Jayakumar submits, if another six weeks time is granted, he will ensure that all the DDPIs of the Districts of the State will submit the report as called for in my earlier order.



5. In view of the submission made, another six weeks time is granted to the DDPIs to comply with the directions given by me extracted above. If there is any default on the part of any one of the DDPI's in not submitting the report as directed above, they are directed to be present on the next date of hearing. **It is needless to point out that their inaction would be viewed very seriously** and it is also needless to point out that, by that date all the DDPIs of the State are required to take effective remedial measures with regard to the deficiencies they found in any of the educational institutions in the state. **The report referred to above is required to be submitted by the DDPIs who have not yet submitted report on or before 12th March 2019.** On such report being filed, ARE-1 is directed to go through the report and submit the scrutiny note.

6. It is also needless to mention, such of those institutions who have failed to comply with the directions given by the officers of the department in taking remedial measures for the purpose of safety,



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hygiene and imparting of quality education, the authorities are required to examine withdrawal of the recognition of such educational institutions from the next academic year.

7. On the next date of hearing, the presence of the officers who have complied with the directions referred to above is dispensed with. However, the officers who failed to submit the report are directed to be present on the next date of hearing.

8. Communicate this order to all the parties concerned.

List this matter on 26th March 2019 at 03.00

p.m.


(Justice P. Vishwanatha Shetty) 29/3/2019
Lokayukta, State of Karnataka

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ARE-1)