

CASE NUMBER : **COMPT/LOK/MYS/2246/2018**
District : **Dakshina Kannada**

BY :

1. SUO MOTO

As per the Order of Honble Lokayukta Date: 10/08/2018

Mobile/Landline:

COMPLAINANT/S

AGAINST :

1. PRINCIPAL SECRETARY TO GOVERNMENT,

Education Department, Primary and Secondary
Education, M.S. Building, BENGALURU.
560001

2. DEPUTY COMMISSIONER,

Mangalore, DAKSHINA KANNADA District.

3. CHIEF EXECUTIVE OFFICER,

Zilla Panchayath, DAKSHINA KANNADA District.

4. COMMISSIONER,

Public Instructions, Nrupatunga Road, K.R. Circle,
BENGALURU.
560001

5. DEPUTY DIRECTOR,

Public Instructions, DAKSHINA KANNADA District.

6. BLOCK EDUCATION OFFICER,

Belthangady Taluk, Mangalore, DAKSHINA
KANNADA District.

RESPONDENT/S

Allegation/Grievance

Brief : Dereliction of Duty.

Received From : Suo Moto.

Received On : 10-08-2018

Seal and Signature

**Complaint stands
allotted to :**

ARE-6

SCRUTINY AND OPINION

KARNATAKA LOKAYUKTA : BENGALURU

No:

Date: 10-08-2018

ORDER

The news item published in Kannada daily 'Prajavani' dated 10-08-2018 under the heading/title "ಬೆಳ್ತಂಗಡಿ ತಾಲ್ಲೂಕಿನ ಪಟ್ಟಮೆ ಗ್ರಾಮದಲ್ಲಿರುವ ಮೂಲ ಸೌಕರ್ಯ ವಂಚಿತ ಶಾಲೆಯ ದುಸ್ಥಿತಿ - ಅಕ್ಷರ ದಾಸೋಹ ದಾಸ್ತಾನು ಕೊಠಡಿಯಲ್ಲೇ ತರಗತಿ" has high-lighted that in Anaru Government Higher Primary School located in Patrame Village of Belthangady Taluk in Dakshina Kannada District, is in a very bad shape making it totally unsuitable for imparting education to the children of the village. The high-lights of the paper publication is that one building has already collapsed and another building is in the stage of collapse and the classes are being held in the room meant for storing the food items. It is useful to extract the relevant portion of the publication, which reads as hereunder:

"ನೆಲ್ಯಾಡಿ (ಉಪ್ಪಿನಂಗಡಿ) : ಬೆಳ್ತಂಗಡಿ ತಾಲ್ಲೂಕಿನ ಪಟ್ಟಮೆ ಗ್ರಾಮದ
ಅನಾರು ಸರ್ಕಾರಿ ಉನ್ನತೀಕರಿಸಿದ ಹಿರಿಯ ಪ್ರಾಥಮಿಕ ಶಾಲೆಯಲ್ಲಿ

ಒಂದು ಕಟ್ಟಡ ಕುಸಿದು ಬಿದ್ದಿದೆ. ಇನ್ನೊಂದು ಕುಸಿಯುವ ಹಂತದಲ್ಲಿದೆ.
ಅಕ್ಷರ ದಾಸೋಹ ದಾಸ್ತಾನು ಕೊಠಡಿಯಲ್ಲಿ ಪಾಠ ನಡೆಯುತ್ತಿದೆ!

ರಂಗಮಂದಿರದಲ್ಲಿ ಒಂದು ತರಗತಿ, ಶಾಲಾ ಕಚೇರಿಯಲ್ಲಿ
ಇನ್ನೊಂದು ತರಗತಿ ನಡೆಯುತ್ತಿದ್ದರೆ, ಕುಸಿದು ಬೀಳುವ ಸ್ಥಿತಿಯಲ್ಲಿರುವ
ಕಟ್ಟಡದಲ್ಲಿ ಮೂರು ತರಗತಿಗಳು ನಡೆಯುತ್ತಿವೆ.

ಶಾಲೆಯ ಹೆಸರಿನೊಂದಿಗೆ ಎ-ಗ್ರೇಡ್, 'ಉನ್ನತೀಕರಿಸಿದ ಶಾಲೆ'
ಎಂಬ ಹೆಗ್ಗಳಿಕೆ ಇದೆ. ಆದರೆ ಮೂಲಸೌಲಭ್ಯ ಮಾತ್ರ ಇಲ್ಲ.

1954ರಲ್ಲಿ ಪಟ್ಟಮೆ ಗ್ರಾಮದ ದೇವಸ್ಥಾನದ ಜಗುಲಿಯಲ್ಲಿ
ಪ್ರಾರಂಭ ಆದ ಶಾಲೆ ಇದು. ಜನರ ಸಹಕಾರದಿಂದ ಶಾಲೆಗೆಂದು 3
ಎಕರೆ ಜಾಗ ಗುರುತಿಸಲಾಗಿ ಸಣ್ಣ ಗುಡಿಸಲು ರೀತಿಯಲ್ಲಿ ಮಣ್ಣಿನ
ಗೋಡೆ ನಿರ್ಮಿಸಿ ಇಳಿಸಿ ಕಟ್ಟಲಾದ ಕಟ್ಟಡದಲ್ಲಿ ಶಾಲೆ ಆರಂಭವಾಗಿತ್ತು.
1956ರಲ್ಲಿ, 1975ರಲ್ಲಿ, 1985ರಲ್ಲಿ ಈ ಶಾಲೆಗೆ ಒಟ್ಟು 3 ಕೊಠಡಿ
ಮಂಜೂರಾಗಿತ್ತು.

1985ರಲ್ಲಿ ನಿರ್ಮಾಣ ಆಗಿರುವ ಕೊಠಡಿ 4 ವರ್ಷದ ಹಿಂದೆ
ಕುಸಿದು ಬಿದ್ದಿತ್ತು. 1975ರಲ್ಲಿ ನಿರ್ಮಾಣ ಆಗಿದ್ದ ಕೊಠಡಿಯ
ಗೋಡೆಯಲ್ಲಿ 2011ರಲ್ಲಿ ಬಿರುಕು ಕಾಣಿಸಿಕೊಂಡಿತ್ತು. ಇದೇ ಜುಲೈ
25ರಂದು ರಾತ್ರಿ ಅದು ಕುಸಿದು ಬಿದ್ದಿದೆ.

1956ರಲ್ಲಿ ನಿರ್ಮಾಣವಾಗಿದ್ದ ಕೊಠಡಿ ಮಾತ್ರ ಈಗ ಉಳಿದಿದ್ದು,
ಅದರ ಗೋಡೆಯೂ ಬಿರುಕುಬಿಟ್ಟಿದೆ. ಈ ಕೊಠಡಿಯಲ್ಲಿ ಇದೀಗ ನಲಿಕಲಿ
ಸೇರಿದಂತೆ 3 ತರಗತಿಗಳು ನಡೆಯುತ್ತಿದ್ದು, ಇಲ್ಲಿ ಮಕ್ಕಳನ್ನು
ಕೂರಿಸುವುದಕ್ಕೆ ಭೀತಿ ಎದುರಾಗುತ್ತಿದೆ.



ವಿದ್ಯಾರ್ಥಿಗಳ ಸಂಖ್ಯೆ ಇಳಿಕೆ: ಹಿಂದೆ ಈ ಶಾಲೆಯಲ್ಲಿ 200
ವಿದ್ಯಾರ್ಥಿಗಳು ಇದ್ದರು. ಆದರೆ ಇಲ್ಲಿ ಮೂಲ ಸೌಕರ್ಯದ ಕೊರತೆ
ಎದುರಾಗುತ್ತಿದ್ದಂತೆ ವರ್ಷದಿಂದ ವರ್ಷಕ್ಕೆ ವಿದ್ಯಾರ್ಥಿಗಳ ಸಂಖ್ಯೆ ಕಡಿಮೆ
ಆಗತೊಡಗಿತು. ಇದೀಗ ವಿದ್ಯಾರ್ಥಿಗಳ ಸಂಖ್ಯೆ 67ಕ್ಕೆ ಇಳಿಕೆಯಾಗಿದೆ”.

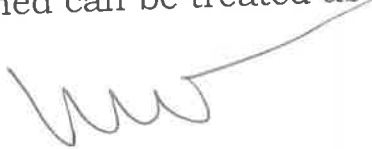
2. The news item extracted above also shows the picture of the school building which has already collapsed and which is in the stage of collapse and also that the students are being taught in a Store Room, etc. The news item extracted above, depicts the casual way in which the Department of Education, who are endowed with the duties and responsibilities of providing quality education to the students, in a comfortable building which do not expose the students for any hazard on account of the bad condition of the building and endanger their life and liberty who attend the school. If the facts set out in the news item is correct, it is a matter of serious concern and depicts the indifference of everyone who are required to provide quality education to the young children. They have totally failed in their duty in looking into the condition of the building at Anaru Government Higher Primary School of Patrame

Village in Belthangady Taluk of Dakshina Kannada District.

3. Article 21-A of the Constitution of India guarantees the right to free and compulsory education to all children of the age of six to fourteen years. The State Government has introduced several schemes for the benefit of providing quality education to the young children. However, it appears to me that the officers concerned of Belthangady Taluk and Dakshina Kannada District had failed in their duty. The matter requires to be viewed seriously.

4. It is needless to point out that providing quality education means, providing a suitable and good building which is safe and with all the facilities that are required to be provided to the students and attract the students to the school to secure education.

5. In the light of what is stated above, I am of the view, that it is in the interest of public, that the news item published can be treated as source material to exercise the



power conferred on me under Sections 7(1)(b) and 9(3)(a) & (b) of the Karnataka Lokayukta Act, 1984 to institute suo-motu proceedings. Accordingly suo-moto action is initiated. **The office is directed to register suo-moto proceedings.**

6. For the purpose of taking immediate remedial measures and holding the officers/officials responsible for the dereliction of duty in not taking prompt action to take effective measures for the repair/construction of the building, to provide quality education to the students, which has been in existence for last more than six decades, the notices are required to be issued to the officers/officials, mentioned herein below:

1. The Principal Secretary to Government, Education Department (Primary and Secondary Education), M.S.Building, Bengaluru - 560 001;
2. The Deputy Commissioner, Mangaluru, Dakshina Kannada District;
3. The Chief Executive Officer, Zilla Panchayat, Dakshina Kannada District;

4. The Commissioner for Public Instructions, Nrupathunga Road, K.R.Circle, Bengaluru - 560 001;
5. The Deputy Director of Public Instructions, Mangaluru, Dakshina Kannada District;
6. The Block Education Officer, Belthangady Taluk, Mangaluru, Dakshina Kannada District.

7. In the light of the news item published, referred to above, high-lighting the very sad state of affairs, in so far as said Anaru Government Higher Primary School building is concerned, it is desirable to direct **the Respondents i.e., the Deputy Commissioner, Dakshina Kannada District and the Chief Executive Officer, Zilla Panchayat, Dakshina Kannada District to get a survey of all the conditions of the school buildings of the government schools in Dakshina Kannada District and submit a report within a period of three months from the date of receipt of this notice.** The report should contain the name, details of the each school, the number of students in each school and in each class, number of teachers in the school, the condition of the building, the work required to

be carried out to make the condition of the school building safe.

8. Further, since the condition of Anaru Government High Primary School building requires immediate reconstruction/repair, in exercise of the power conferred on me under Section 12(1) of the Karnataka Lokayukta Act, 1984, the Respondents are directed to take immediate remedial measures for re-construction/repair of the said school building or to make suitable alternative accommodation, till the new building is constructed or repairs to the building is carried out.

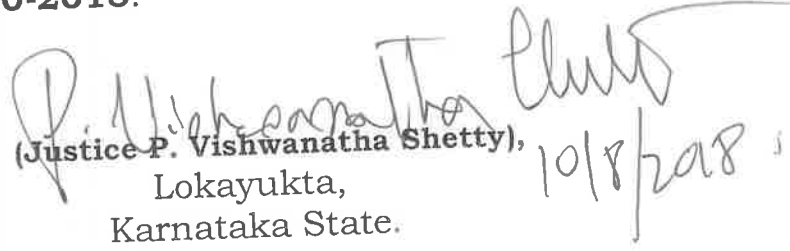
9. The Deputy Commissioner, Dakshina Kannada District and the Chief Executive Officer, Zilla Panchayat, Dakshina Kannada District are directed to send the report with regard to the existing condition of the building and the steps they have taken to construct the new building or carry out the repair of the existing building, etc., and also the steps taken by them to protect the interest of the children to give a quality education immediately by

providing suitable alternative building, etc. **Such report shall be submitted within eight weeks from today.**

10. In the mean while, the Superintendent of Police, Karnataka Lokayukta, Mangaluru, Dakshina Kannada District shall get Anaru Government Higher Primary School premises inspected by Lokayukta Police and submit a report along with the photographs within two weeks from today.

11. Communicate this order to the Respondents referred to above and also to the Superintendent of Police, Karnataka Lokayukta, Mangaluru, Dakshina Kannada District, along with the copy of the paper publication.

List this case on **11-10-2018**.


(Justice P. Vishwanatha Shetty),
Lokayukta,
Karnataka State. 10/8/2018

AS*

12) ARLO-4)

13) ARE-6) M18/8

Page 8 of 8

 11/10/18
M30/8

Completed page 2 31/8/18