

GOVERNMENT OF NCT OF DELHI
DIRECTORATE OF EDUCATION
(PRIVATE SCHOOL BRANCH)
OLD SECRETARIAT, DELHI - 110054

No. DE-15/362/PSB/2017/21557-63

Dated: 10/01/2018

CIRCULAR

Subject:- Guidelines for admission of EWS/DG Category children at Entry Level Classes (Pre-School/Nursery, Pri-Primary/KG and Class-I) in Private Unaided Recognized Schools (except minority schools) of Delhi for the academic session 2018-19.

1. In continuation of this Directorate's Circular No.12430-35 dated 04-12-2017 and 30.12.2017, Directorate of Education is facilitating admissions of Economically Weaker Sections /Disadvantaged Group Category in Private Unaided Schools recognized under Delhi School Education Act & Rules, 1973 at the Entry Level Classes (Pre-School/Nursery, Pre-Primary/KG and Class-I) for academic session 2018-19 by making COMPUTERIZED ONLINE ADMISSION SYSTEM.

2. Admissions of EWS (annual income less than one lakh rupees)/DG category (SC/ST/OBC Non-creamy layer/Physically Challenged/ Orphan and Transgender and all children living with or affected by HIV) shall be made through Computerized Lottery System in the said schools against 25% seats reserved for them under the provisions of Right to Education Act, 2009.

3. The schedule for the said online admission process is as follows:-

Admission Schedule:-

Uploading details of schools / residential areas falling in neighborhood of each participating school.	Upto 15/01/2018 (Monday)
# Taking suggestions from schools regarding residential areas in the neighborhood of the participant schools by a team set-up at the zonal level, for further streamlining of details.	15/01/2018 (Monday) to 18/01/2018 (Thursday)
Opening of online module for filling online application.	22/01/2018 (Monday)
Last date of submission of online application by the EWS/DG category applicants.	21/02/2018 (Wednesday)
The date of first computerized draw of lots.	07/03/2018 (Wednesday)

A facility is hereby provided to all participant schools to examine the list of schools / residential areas in the neighborhood. In case of any updation/ correction / suggestion, the same shall be addressed to the committee set-up in each zone where such representation can be submitted at the zonal offices between 10.00AM to 5.00 PM from 15/01/2018 (Monday) to 18/01/2018 (Thursday).

4. Any person residing in Delhi, having the residence proof of Delhi and requisite income Certificate (less than one lakh rupees annually) issued by the Revenue Department of GNCTD or BPL/AAY (ration card/Food Security Card holder are eligible for applying in these Private Unaided Recognized Schools for admission of their ward under Economically Weaker Section Category. The condition of minimum residency period of 03 years in Delhi for applying to admission under EWS & Disadvantaged Group Category has been waived off. (Copy of Circular No.DE-15/Act-I/WPC No.3168/13/2013/11734-11738 dated 14/11/2013 issued in pursuance of Hon'ble High Court of Delhi Order dated 07/10/2013 in WPC No.3168/2013 is enclosed Annexure-I).

5. Scheduled Caste, Scheduled Tribe, Other Backward Class (Non-Creamy Layer), Children with Disability as defined in the Right of Persons with Disability Act, 2016, Orphans, Transgender and all children living with or affected by HIV shall be considered as Disadvantaged Group Category as defined in Section 2 (d) of the RTE Act-2009. **(Income Certificate is not required to claim the benefit of DG Category)**. (Copy of notification and instructions No.F.15(172)/DE/Act/2010/4926-40 dated 17/10/2012 in r/o 'Orphan' & notification dated 09/10/2014 in r/o Transgender and all children living with or affected by HIV are enclosed as Annexure-II,III & IV).

6. Regarding Age Limit.

- (a) For admission the Pre-school(Nursery), Pre-Primary(KG) and class-I, the minimum age for admission in this class shall be three years, four years and five years respectively by 31st March of the year in which admission is being sought in accordance with this Directorate of Education order No.F/DE/15/1031/ACT/2007/7002 dated 24.11.2007.
- (b) Vide order dated 18.12.2015, this Directorate fixed the upper age limit for admission in entry level classes, which is as under:-

For Pre-School	Less than 04 years as on 31 st March of the year in which the admission is sought.
For Pre-Primary	Less than 05 years as on 31 st March of the year in which the admission is sought.
For Class-I	Less than 06 years as on 31 st March of the year in which the admission is sought.

(c) The Hon'ble High Court stayed the aforesaid order vide its order dated 05.02.2016 in WPC 962/2016 in the matter of Suman Mishra Vs. GNCT of Delhi and other connected petitions and the stay had operated for academic year 2016-17 and 2017-18.

(c) The Hon'ble High Court stayed the aforesaid order vide its order dated 05.02.2016 in WPC 962/2016 in the matter of Suman Mishra Vs. GNCT of Delhi and other connected petitions and the stay had operated for academic year 2016-17 and 2017-18.

(d) The Hon'ble High Court vide its last order dated 30.10.2017 in WP(C) 1023/2017 and 3606/2017 disposed of all the connected petition regarding the fixing of upper age limit for EWS/DG category admission at the entry level classes in Private Unaided Schools of Delhi and fixed the age limit for the session 2017-18 as under:-

Class	Age limit as on 31.03.2017
Pre-school/Nursery	3-5 years
Pre-primary/KG	4-6 years
Class-I	5-7 years

(e) However, with a view to provide adequate notice/time to the parents/guardians to plan for the admission of their wards and in light of direction of Hon'ble High Court vide its order dated 20.01.2017 in WP(C) 408/2017 and WP(C) 409/2017 it has been decided to implement the above said upper age limit (as referred in Para 6(b)) with effect from 2019-20.

(f) Therefore, for academic session 2018-19, eligible age limits for admission in the entry level classes (Pre-School/Nursery, Pre-Primary/KG and Class-I) is as under as directed by the Hon'ble High Court vide order dated 26.04.2017 in WPC 3606/2017.

Class	Age limit as on 31.03.2018
Pre-school/Nursery	3-5 years
Pre-primary/KG	4-6 years
Class-I	5-7 years

7. Regarding prohibition of demand of Capitation fee/Donation at the time of admission.

"Capitation fee means any kind of donation or contribution or payment other than the fee notified by the school" As per the order of Hon'ble High Court in LPA 196/2004 in the matter of Rakesh Goyal vs. Mont Fort School and section 13(1) of RTE Act, 2009 no school or person shall, while admitting a child, collect any Capitation fee, Donation from the parents. Any school or person who contravenes this provision and receive Capitation fee, shall be punishable fine which may extent to 10 times the Capitation charged."

8. Monitoring Cell

A Monitoring Cell shall be constituted in each district under the Chairmanship of the Deputy Director (District), to redress the queries and grievances pertaining to online application of EWS/DG category admission and to ensure admission of successful candidates selected through computerized draw of lots in accordance with instructions and guidelines issued by DoE by each and every concerned Private Unaided Recognized School.

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9. In addition to the above, for any grievance relating to admission process in EWS/DG category, complaints or queries may be registered at the link <http://doepvt.delhi.gov.in> or at helpline numbers 8800355192 & 8800355146 (between 10.00 AM to 5.00 PM on Monday to Friday).

10. All the above directions are issued for strict compliance by all concerned and non compliance of the order shall be viewed seriously.

This issues with the approval of Competent Authority.

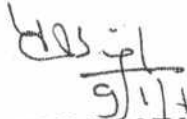

(YOGESH PRATAP)
DEPUTY DIRECTOR OF EDUCATION (PSB)

No. DE.15/362/PSB/2017/21557-63

Dated: 16/01/2018

Copy to:

1. PS to Secretary (Education), Directorate of Education, GNCTD.
2. PS to Director, Directorate of Education, GNCTD.
3. All Regional Director of Education, GNCTD with the request to ensure the compliance of above said direction by all the district DDEs.
4. All Deputy Director of Education, GNCTD with the request to ensure the compliance of above said direction.
5. SO (IT) to upload the same on the departmental module.
6. Guard File.


(YOGESH PRATAP)
DEPUTY DIRECTOR OF EDUCATION (PSB)

GOVERNMENT OF N.C.T. OF DELHI
DIRECTORATE OF EDUCATION (ACT-I BRANCH)
OLD SECRETARIATE, DELHI - 110 054

Annexure

No. DE-15/Act-I/WPC No. 3168/13/2013/11734-11758

Dated: 17/11/13

CIRCULAR

Attention of all recognized unaided private schools is invited to this Directorate's notification No. NCT/DPE/Act-I/2013/3168 dated 07.10.2013 issued in exercise of powers conferred by section 3 (1) of the Delhi School Education Act 1973 (18 of 1973) read with rule 43 of Delhi School Education Rules 1973 and under the provisions of the Right of Children to Free and Compulsory Education Act, 2009. In this regard Hon'ble High Court of Delhi in its judgement dated 07.10.2013 in WP (C) No. 3168/2013, titled Himangi Vs Govt. of NCT of Delhi has restricted the meaning of clause 2 (c) of said notification defining - "Child belonging to weaker section" only to mean a child whose parents have total annual income of less than one lakh rupees from all sources. The minimum residency period of 3 years in Delhi for applying to admission under EWS/DG categories has been quashed.

The above directions of Hon'ble High court of Delhi are to be strictly complied with by all private unaided schools.

This issues with the prior approval of Competent Authority.

The detailed judgement dated 07.10.2013 in the above said case is available under the given link.

[Signature]
ADDL. DIRECTOR OF EDUCATION (ACT I)

To

The Management of all unaided recognized private schools.

No. DE-15/Act-I/WPC No. 3168/13/2013/11734-11758

Dated: 14/11/13

Copy to:

1. P.S. to Principal Secretary (Education), Directorate of Education.
2. P.S. to Director (Education), Directorate of Education.
3. All RDEs/DDEs, Directorate of Education.
4. O.S. (IT) to upload the request on the department's website in Public Circulars.
5. Guard File.

[Signature]

(H. LATA TARA)
ADDL. DIRECTOR OF EDUCATION (ACT I)

Notification No. 15/172YDE/Act/2012 dated 17.10.2012

Dated: the 17/10/2012

NOTIFICATION

No. 15/172YDE/Act/2012 In exercise of the powers conferred by sub-section (1) of section 3 of the Delhi School Education Act, 1973 (18 of 1973) read with rule 3 of the Delhi School Education Rules, 1973 and under the provisions of Right of Children to Free and Compulsory Education Act, 2009, the Lt. Governor of the National Capital Territory of Delhi is pleased to amend the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011 published vide Notification No. 15/172YDE/Act/2010/69 dated 07.01.2011 as following, namely:-

1. Short title and commencement - (1) This order may be called the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Amendment Order, 2012.

(2) It shall come into force with immediate effect.

5. Amendment in Clauses 2 and 6. In the Delhi School Education (Free Seats for students belonging to Economically Weaker Sections and Disadvantage Group) Order, 2011, -

(A) In clause 2, in sub-clause (d) after the words "Child belonging to disadvantaged group" means a child belonging to the Scheduled castes, the Schedule tribes, the other backward classes not falling in the creamy layer, child with special needs and suffering from disability as defined in the Persons with Disabilities (Equal Opportunities, Protection and Full Participation) Act, 1996, the following shall be added, namely :-
"Orphan as defined in The Juvenile Justice (Care and Protection of Children) Rules, 2007".

(B) In clause 6, after sub-clause (b) the following sub-clause (bb) shall be added, namely:-

"(bb) For the admission of child belonging to Orphan, a certificate issued by the Women and Child Development Department of GNCT of Delhi shall be considered".

By order and in the name of the
Lt. Governor of the National
Capital Territory of Delhi,

(GAMLI PADU)
SPL. SECRETARY (EDUCATION)

No.F.15(172)DE/Act/2010/ 4926-40

Dated the 17/10/2012.

Copy to :-

1. Secretary, MHRD, Govt. of India.
2. Pr. Secretary to Lieutenant Governor, GNCT of Delhi.
3. Pr. Secretary to Chief Minister, GNCT of Delhi.
4. Secretary to Minister of Education, GNCT of Delhi.
5. OSD to Chief Secretary, GNCT of Delhi.
6. Secretary (Education), GNCT of Delhi.
7. Director (Education), GNCT of Delhi.
8. Director (Education), Municipal Corporation of Delhi.
9. Director (Education), New Delhi Municipal Council.
10. Chief Executive Officer, Delhi Cantonment Board.
11. Director, Directorate of Information and Publicity, GNC of Delhi.
12. All Addl. Directors/RDEs/JDEs/DDEs/ADEs, Dte. of Education, GNCT of Delhi.
13. All Branches Incharges, Dte. of Education, GNCT of Delhi.
14. OS (IT) with the request to place it on the website of Directorate of Education.
15. Guard file.


(GAMLI PADU)

SPL. SECRETARY (EDUCATION)

Amend-12

TO BE PUBLISHED IN PART IV OF DELHI GAZETTE EXTRA-ORDINARY
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION
OLD SECRETARIAT, DELHI-110054

Dated the 09.10.2014

NOTIFICATION

No. DE. 23 (42)/DE/RTE/2013-14/1305-1314. In exercise of the powers conferred by clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009) (RTE Act) the Lieutenant Governor National Capital Territory of Delhi is pleased to notify inclusion of a "transgender" child within the meaning of "child belonging to disadvantaged group" as defined in the said section of the RTE Act applicable to all schools situated within the National Capital Territory of Delhi.

By Order and in the name of Lt. Governor of National Capital Territory of Delhi,

(Dr. Madhu Rani Teotia) (IAS)
Additional Secretary (Education)

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. OSD to Chief Secretary, Govt. of NCT of Delhi.
3. Secretary, MHRD, Govt. of India.
4. Principal Secretary, Education, Govt. of NCT of Delhi.
5. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive officer, Delhi Cantonment Board.
6. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
7. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
8. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
9. OS (IT) with the request to place it on the website of the Department.
10. Guard file.

(Dr. Madhu Rani Teotia) (IAS)

Annexure - IV

[TO BE PUBLISHED IN PART-IV OF DELHI GAZETTE EXTRA-ORDINARY]
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION, OLD SECRETARIAT: DELHI-110054

Dated the 06.07. 2017

NOTIFICATION

No.F.DE.23 (67)/RTE/2017/1421-1433 - In exercise of the powers conferred by sub-clause (ii) (B) of clause (a) read with clause (d) of section 2 of the Right of Children to Free and Compulsory Education Act, 2009 (35 of 2009), the Lieutenant Governor, National Capital Territory of Delhi is pleased to notify inclusion of the words "all children living with or affected by HIV" within the meaning of "child belonging to disadvantaged group" as defined in clause (d) of section 2 of the said Act applicable to all schools situated within the National Capital Territory of Delhi.

By order and in the name of Lt.
Governor of National Capital
Territory of Delhi,



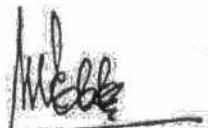
(MARCEL EKKA)
Additional Secretary (Education)

No.F.DE.23 (67)/RTE/2017/1421-1433

Dated: 06.07.2017

Copy to:-

1. Pr. Secretary to Hon'ble Lt. Governor, Delhi.
2. Secretary, MHRD, Govt. of India.
3. Pr. Secretary to Chief Minister, Govt. of NCT of Delhi
4. Pr. Secretary to Minister of Education, Govt. of NCT of Delhi
5. OSD to Chief Secretary, Govt. of NCT of Delhi.
6. P. S. to Secretary (Education), Government of NCT of Delhi
7. P. S. to Director (Education), Government of NCT of Delhi
8. Director (Education), Govt. of NCT of Delhi/Municipal Corporations of Delhi (East/North/South)/New Delhi Municipal Council/Chief Executive officer, Delhi Cantonment Board.
9. Director, Directorate of Information and Publicity, Govt. of NCT of Delhi.
10. All Addl. Directors/RDs/JDs/DDEs/ADEs of Directorate of Education, Govt. of NCT of Delhi.
11. All Branch In charges, Directorate of Education, Govt. of NCT of Delhi.
12. OS (IT) with the request to place it on the website of the Department.
13. Guard file.



(MARCEL EKKA)
Additional Secretary (Education)