

CENTRAL INFORMATION COMMISSION

(Room No.315, B-Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi 110 066)

Prof. M. Sridhar Acharyulu (Madabhushi Sridhar)

Central Information Commissioner

CIC/CC/A/2014/002385-SA

Vikas Kumar v. PIO, CBSE, Delhi

Important Dates and time taken:

RTI: 05.07.2014	FAO: Nil	SA: 05.11.2014
Disposed of.	Hearing: 14.10.2016	Decided on: 14.10.2016

Parties Present:

1. Appellant: Present.

Public authority: Mr. Manish Kumar Tyagi (Analyst) and Mr. Diwan Chand.

FACTS:

2. The appellant is asking copy of note sheet related to his complaint dated 07.07.2012 along with copy of orders on which competent authority passed the order of inquiry against Bal Bhawan Public School, Mayur Vihar, Delhi. The CPIO stated that copy of the complaint was forwarded to the school on 11.11.2013 for comments and provided copy of note sheet and letter dated 11.11.2013 to the appellant. The appellant approached the Commission.

Decision:

3. The appellant alleged that when he agitated against the increase in fees along with other parents, the school authorities harassed his son during 2012 and he was compelled to withdraw his son from the school. He also alleged that they are harassing other students and their parents. He says that the school cannot be run by family members of the Chairman or any other officer bearers. The CBSE should have acted upon the specific complaint, revealing the names of relatives in the management committee and the affidavit submitted for affiliation

declaring that there are no relatives in the management committee. The purpose of RTI Act is to question the inaction by the state against schools for violation of bye-laws. As per Rule No. 19 of affiliation bye-laws, the society/trust running the school shall ensure that the school is run as a community service and not as a business and that commercialisation does not take place in the school in any shape whatsoever. If the management committee is full of relatives there is a possibility of establishing monopoly and single family rule which is against the democratic administration of a school, the society should assure the CBSE that their school is not shop of teaching or coaching.

4. The appellant says according to bye-laws of CBSE, the management committee of affiliated school should not include persons affiliated by blood. He also stated that CBSE also disaffiliates the schools, if they violate this bye-laws. The CPIO stated that they have sought comment from the school. There was no response from the school. The Commission directs the school to furnish to the appellant and CBSE, copy of affidavit they filed before CBSE for affiliation, a list of members of school management committee along with details of their relationship with the Chairman, or relationship between the members, if any, within 30 days from the date of receipt of this Order.

5. The Commission also directs the CBSE to give certified copy of the affidavit submitted by the management declaring that there are no blood relatives in the committee, and also inform the action taken report on the complaint within 30 days from the date of receipt of this Order. Hence, disposed of.

SD/-

(M. Sridhar Acharyulu)
Central Information Commissioner

Authenticated true copy

(Dinesh Kumar)
Deputy Registrar

Copy of decision given to the parties free of cost.

Addresses of the parties:

1. The CPIO under RTI,
Central Board of Secondary Education,
Shiksha Kendra-II, Community Centre,
Preet Vihar, Delhi-110092.
2. Shri Vikas Kumar,
Plot No. 224, S-II, Shakti Khand-III,
Indirapuram, Ghaziabad-201010.
3. The Manager,
Bal Bhavan Public School,
Pocket-B, Phase-2,
Mayur Vihar,
New Delhi – 110091.