सत्यमेव जयते
न्यायालय मुख्य आयुक्त दिव्यांगजन
**COURT OF CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)**
दिव्यांगजन सशक्तिकरण विभाग/**Department of Empowerment of Persons with Disabilities (Divyangjan)**
सामाजिक न्याय और अधिकारिता मंत्रालय/**Ministry of Social Justice & Empowerment**
भारत सरकार/**Government of India**
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**Case No.: 14204/1031/2023**

**In the matter of —**

Ms. Hemajyoti Behera **...Complainant**

**Versus**

The Secretary, Central Board of Secondary Education **...Respondent No.1**

The Principal, The Aditya Birla Public School, Veraval, Gujarat **...Respondent No.2**

## 1. Gist of the Proceedings:

1.1 The above-mentioned complaint filed by Ms. Hemajyoti Behera concerned the denial of admission under the CWSN quota for her son, Master Adarsh Kumar Behera, at Aditya Birla Public School, Veraval, Gujarat. She alleged that the school claimed non-receipt of the application and filled the CWSN seat with a general category student, while lacking a special educator. The school denied rejecting the admission, attributing the issue to the parents' failure to complete the process and submit a disability certificate. They also claimed the complainant sought employment, which was against policy. Subsequently, three hearings on 22.09.2023, 14.11.2023, and 13.02.2024, and a CBSE inspection confirmed the absence of a special educator despite having 1,425 students and one CWSN enrolment. The court, referencing violations of provisions under the RPwD Act, 2016, and Supreme Court directives on inclusive education, observed systemic non-compliance by the school. Although admission was later offered, the school environment remained unsupportive. The Court directed the CBSE to report on staff training, CWSN enrolment, and infrastructure across schools, while noting that no further intervention was necessary for the individual complaint since the child had moved to another school.

## 2. Observations and Recommendations:

2.1 This Court noted that with the Complainant's child withdrawn, no further intervention of this Court is warranted. However, an Action Taken Report on full implementation of the RPwD Act, 2016, shall be forwarded by the Respondent No. 1 within 3 months from the date of issue of these recommendations.

2.2 This is issued with the approval of the Chief Commissioner for Persons with Disabilities.

Digitally signed by
PRAVEEN PRAKASH AMBASHTA
Date: 30-07-2025 18:09:12

**(Praveen Prakash Ambashta)**
**Dy. Chief Commissioner**