Case No. CCPD/15411/1033/24 **Dated:** 12/10/2026

Case No.: CCPD/15411/1033/2024

In the matter of:

Complainant:

Mr. Nitin Jatav

Respondent(s):

The Commissioner, Navodaya Vidyalaya Samiti

RECORD OF PROCEEDINGS

1. Hearing: A hearing in the hybrid mode was conducted on **13.03.2026**, wherein the following were present :

Sl. No.	Name & Designation of the Attendees (Smt./Shri)	On behalf of	Mode of Presence
1.	Ashok Kumar, Asst. Commissioner Admin. (NVS Bhopal)	Respondent	Online
2.	Vijay Kumar Bajpai, Deputy Commissioner (HQ)	Respondent	Online

2.1 The Complainant did not appear in the hearing despite prior intimation. Repeated attempts to contact him during the hearing were unsuccessful. Accordingly, the matter was taken up in his absence.

2.2 The Respondent submitted that, pursuant to an inquiry into the complaint, the Principal and three other staff members named in the complaint were transferred from the school on administrative grounds. It was further submitted that the student had failed the Class IX annual examination and, despite being provided two opportunities to appear in the re-test, did not appear. The student was

subsequently registered for Class X with the Central Board of Secondary Education (CBSE) but did not appear in the examination. The Respondent further informed that the parent has approached the High Court of Madhya Pradesh, Gwalior Bench, seeking transfer of the student to another Jawahar Navodaya Vidyalaya.

2.3 The Respondent further submitted that there is no provision for transfer of students up to Class X in Jawahar Navodaya Vidyalayas, as students are required to continue their studies in the district to which they are allotted under the area-wise reservation system. It was stated that transfer is permissible only in Classes XI–XII and that too in exceptional circumstances.

2.4 The Court noted that the CBSE framework provides for direct admission to Class X in certain circumstances, subject to the prescribed conditions, including production of the relevant documents such as the List of Candidates (LOC) and Transfer Certificate. In this context, the Court observed that the Respondent may examine whether, in the peculiar facts and circumstances of the present case, an appropriate solution can be considered, particularly in view of the allegations of discrimination and harassment involving a child with disability. The Court further observed that the availability of an appropriate administrative remedy may avoid the need for the parent to seek judicial intervention before the High Court.

2.5 The Respondent, Navodaya Vidyalaya Samiti, is directed/recommended to furnish the following documents/information within 10 days:

2.5.1 A copy of the inquiry report;

2.5.2 Details of the action taken against the staff members named in the complaint, including copies of the relevant transfer orders; and

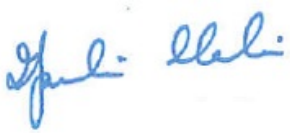
2.5.3 Relevant records pertaining to the student's medical treatment, attendance

and examination status.

2.6 A copy of this Record of Proceedings, along with the documents/information furnished by the Respondent, shall be provided to the Complainant. The Complainant shall be granted 10 days from the date of receipt thereof to file his rejoinder, if any.

2.7 In case no rejoinder is received within the stipulated period, the matter shall be considered on the basis of the material available on record and appropriate orders may be passed. In case a rejoinder is filed, the same shall be forwarded to the Respondent for final remarks, if any,

Yours faithfully,



(Ipsita Mitra)
Dy. Chief Commissioner