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**GOVERNMENT OF ORISSA  
SCHOOL AND MASS EDUCATION DEPARTMENT**

No. 18614 /SME, Dtd. 21-9-11  
II-SME(B) 96/2011

**NOTIFICATION**

In accordance with the provisions under section - 36 of the Right of Children to Free and Compulsory Education Act, 2009 the State Govt. do here by declare the Director, Elementary Education as the competent authority( Authorised officer) to sanction prosecution for the offences under section-13(2),18(5) and 19(5) of the said Act.

The competent authority on any complaint received from any person has reason to believe that a recognized school has violated the provisions under section 13(2) 18(5) & 19(5) of the Act. shall act in the following manner :

- a) Issue notice to the school specifying the violation and seek its explanation within one month.
- b) In case the explanation is not found to be satisfactory or no explanation is received with in a stipulated period, an enquiry shall be made by himself or through the District Education Officer / District Inspector of Schools/ Inspector of schools as the case may be. The enquiry report shall be made available to the authority ( Authorised officer) within a month.
- c) On receipt of the report of the enquiring officer, the competent authority may institute prosecution for the offences, provided that before instituting such prosecution the school will be given an opportunity of being heard.

**Order:** *Ordered that the notification be published in an extraordinary issue of the Orissa Gazette.*

*By order of the Governor*

Commissioner-cum-Secretary to Govt.

Memo No. 18615 /SME, Date . 21-9-11

Copy forwarded to Gazette Cell in-charge, Orissa Gazette Cell C/O Commerce Department, Orissa Secretariat, BBSR with a request to publish the above notification in an extraordinary issue of the Orissa gazette and supply 500 copies to this Department.

*19/9/2011*  
Addl. Secretary to Govt.

Memo No. 18616 /SME, Date. 21-9-11

Copy forwarded to all Departments of Government for information and necessary action.

  
Addl. Secretary to Govt.

Memo No. 18617 /SME, Date. 21-9-11

Copy forwarded to Director, Elementary Education , Orissa, Bhubaneswar/ Director, Secondary Education, Orissa, Bhubaneswar/ Director, TE & SCERT , Orissa, Bhubaneswar/SPD,OPEPA/ all CI of schools/all DI of schools/Senior Standing Counsel , S&ME Cell, Cuttack / Bhubneswar /all sections of S & ME Department for information and necessary action.

  
Addl. Secretary to Govt.

Memo No. 18618 /SME, Date. 21-9-11

Copy forwarded to P.S. to Minister, S & ME for information.

  
Addl. Secretary to Govt.