

In the High Court of Judicature for Rajasthan

Jaipur Bench

D.B. Civil Writ Petition (PIL) No.3673/2013

3.8.2016.

HON'BLE MR.JUSTICE AJAY RASTOGI
HON'BLE MR.JUSTICE J.K.RANKA

Mrs. Naina Saraf, for the petitioner.
Mr. NM Lodha, Advocate General with
Mr. Vishal Sharma, for the State.

Instant public interest petition has been filed by a practicing lawyer & officer of this Court with the complaint that as per the scheme launched 'Swach Bharat Abhiyan' it is expected from the authorities to provide basic facilities to the students of the govt. educational institutions and urgent need for providing adequate toilet facilities and drinking water as the reasons leading to the discontinuance of the studies of the children in the State.

Detail orders were passed by this Court calling for the reports as to whether adequate toilets and drinking water facilities have been provided in the govt. educational institutional and status report placed by the state authorities was also made available and this Court vide order dt.20.2.2015 took note of the report submitted by the Bharat Gyan Vigyan Samiti, Rajasthan which referred to water facilities, Toilet Infrastructure & Toilet Cleanliness provided in the various educational institutions and also made recommendations as to how proper care can be taken of providing toilet & drinking water facilities and also for its maintenance.

Last compliance report has been submitted by the Govt. through Advocate General dt.4.5.2016 in which it is stated that there are 55428 Primary & Upper Primary Schools in the State of Rajasthan and District-wise break up of Schools have been submitted in the form of Ann.A and out of 55428 Schools, 53442 Schools are running in Government owned

buildings and in all the co-education schools there is separate facility of Urinals and Toilets for male and female students and there is no Government School where facility of Toilet and Urinals is not available. That apart there are 195 Government Colleges, out of which, 43 Colleges are for girls and remaining 152 Colleges there is co education and in all Government Colleges there are adequate facilities of toilet and urinal. That apart there are 13756 Govt. Secondary & Sr. Secondary Schools and all the schools have separate facilities of toilet for boys & girls.

Although statement has been made by the Govt. but the petitioner's counsel submits that if this Court considers appropriate may cross check the same and the details may be obtained on the proforma which has been placed on record in the form of Ann.A/2 be sent to the concerned Full Time Secretary, District Legal Services Authority who may identify at least minimum 10 Primary/Upper Primary Schools and Sr./Secondary Schools through para legal volunteers, that may facilitate in passing further orders in the matter.

Ld. Adv. General has no objection if the survey is being conducted through Full Time Secretary, District Legal Services Authority as proposed.

Taking note thereof, we consider appropriate that let the survey of at least 10 Govt. Educational Institutions of Primary/Upper Primary Schools and Sr. Secondary/Secondary Schools of different Panchayat Samitis in 7 districts out of 33 districts in the State of Rajasthan namely; Jaipur District, Bharatpur, Alwar, Bhilwara, Churu, Pali & Banswara be conducted in the first phase.

Let proforma Ann.A/2 be sent to the Full Time Secretary, District Legal Services Authority of the respective districts who are at liberty to identify the Govt. Educational Institutions in different Panchayat Samitis and may take assistance of the para legal volunteers and get proforma (Ann.2) duly filled and signed by the authorized person of the institution

A copy of this order along with Proforma (Ann.A/2) be sent to the Full Time Secretary, District Legal Services Authority of the Districts; Jaipur District, Bharatpur, Alwar, Bhilwara, Churu, Pali & Banswara for necessary compliance.

The matter be placed before the Court immediately after all the reports are received.

(AJAY RASTOGI), J.

dsr/-



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