

Format for Research Scholars Details



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Details of funding agency/scheme	NA
Title of the research topic	EDUCATIONAL RIGHTS OF THE CHILDREN IN CHILD CARE INSTITUTIONS WITH SPECIAL

	REFERENCE TO STATE OF ODISHA: A SOCIO-LEGAL EXPOSITION.
<p><u>Abstract of the research work (max. 300 words)</u></p>	<p>Millions of children, who have experiences diverse forms of social exclusion for myriad of reasons, pay heavy consequences. Such children have been victim to multiple forms of silent and unsurmountable emergencies, such as hunger, poverty, destitution, illiteracy etc.; they are systematically deprived of the quality education, while many have not set foot inside a school. Children’s access to education is affected by a wide range of factors which may include age, sex, family structure, household wealth, economic and domestic roles, health status, access to health services, perceived safety of children specially the girls in school, external factors such as distance of the school from the home etc. One of the reasons for deprivation of access to education is lack of parental supervision and guidance. Early demise of parents and being orphaned is a major factor that affect children’s access to education. Other vulnerable children, out of parental guidance and supervision too face similar fate._Poor enrolment in school, less attendance and poor performance are among the most prominent issue that is faced by these children.</p> <p>The prevailing situation of pandemic has also hit these children hard. The Supreme Court of India, last year, suo moto took cognizance and made order to secure the educational rights of Orphan and Vulnerable children living in child care institutions (CCI). The cognizance have also been taken for children who became orphan due to Covid-19. The court also directed all States to report its proper implementation. The poor conditions of these vulnerable children are not only alarming or new for the pandemic period but it was also prevailing since long back. According to a report published in TOI by Poulomi Shukla, there are 2 crore orphans in India, which is more than total population of Sri Lanka. According to it, on the UNICEF data base, there are no official figures of vulnerable children from countries like Euthopia, Indonesia; it is reported that the row for India is blank1. Orphans and abandoned children living in childcare institutions are always subjected to discrimination and are excluded from the mainstream. In fact, childcare institutions are generally located in outskirts of the city which is one of the factors that they cannot have</p>

	<p>proper access to school. The scholar has visited certain CCI and had the experiences how existing legal norms and guidelines are flouted. For instance, Right to Free and Compulsory Education Act, 2009 and the Juvenile Justice (care & Protection) Act, 2015 read with their respective model rules directs for the free supplies of the basic stationery, books, copies, uniforms etc. , but these children are not receiving them. Though many changes are introduced by the Ministry of Women & Child Development (MWCD) in recent years, yet there is no officials complete information / data about the exact number of children those are being taken care up under governmental programmes or structure. In fact, there is no proposal for census or sample survey to get an official estimate to the number of orphans and abandoned children. A state wise comprehensive list of orphanages, CCIs either registered or unregistered have never been prepared by the Central Government. Though both the central and state government have some sorts of data with respect to number of orphanages in different state but both the data are inconsistent and contradicts each other. For example the Odisha MWCD shows that the total number of Children's home in Odisha is 218 where the data as per CIF report of 2018² conducted by MWCD shows that Odisha state have 355 children's homes. In fact the ministry in the said report itself declared "It was brought to my notice that despite CCIs being in existence for decades in some form or the other, no attempt had been made to map these CCIs or assess standards available in them." Can we imagine how Government is allocating funds to them for their rehabilitation and re-integration without any actual estimates of number of the orphans residing? It is a glaring example of lackadaisical approach of the State and its machineries have towards these children. There are few processes in the functioning of this CCIs which itself excludes these children from access to education, for example, the process of giving surnames/names. In our country mostly the social security is provided on the basis of caste. This caste are further identified by way of surnames. Orphans those are brought to the such CCIs at a very early age, they don't carry any surname which deprived them from availing the welfare benefits of government.</p>
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Progress of the research work	Data Collection is under progress
Journal Publication	1. Critical Study on the Legal Policies Relating to Education: With Special Reference to Trafficked Children Living in Childcare Institutions, by Neha Sharma & Dr. Prayas Dansana, Published in Institutionalised Children Explorations and Beyond, by SAGE Publications, December 2022 Available at: https://doi.org/10.1177/23493003221135494

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<p>Conference attended</p>	<p style="text-align: center;"><u>International/Overseas</u></p> <ol style="list-style-type: none"> 1. Presented research paper titled “Denial of Right to Quality Education to the Children in Care Institutions: A Hindrance for Effective Implementation of Green Passage Scheme” at the one-day International Seminar on “Protection of Women and Children Rights: Issues and Challenges” organized by Law Mantra in The Indian Law Institute New Delhi, Maharashtra National Law University (MNLU)-Nagpur, Maharashtra National Law University- Aurangabad, SRM University- Sonapat & VIT-AP School of Law on 23rd July 2022. 2. Presented research paper titled “Scenario of Domestic Violence during the Covid-19 Pandemic in India” at the international conference “International Korkut Ata Scientific Researchers Conference” held on June 30, 2022, at Osmania Korkut Ata University, Osmaniye, Turkey. 3. Presented research paper titled “Sustainability in Higher Education: A Socio-Legal Exposition” at the international conference “Developing Sustainable Societies through Higher Education, held on May 2022 by Globethics.net. at Geneva, Switzerland. 4. Presented research paper titled ‘A Critical Analysis on the problem of Hostility in Female Child Victims: with special reference to POCSO cases in the State of Odisha’, in an online International Conference on “3rd Women Rights Assembly”, organized by Yadam Institute of Research (YIR-India) in conjunction with the Institute of Asian Crime and Security (IACS-USA), March 2022 <hr/> <p style="text-align: center;"><u>National</u></p> <ol style="list-style-type: none"> 1. Presented research paper entitled “cruelty to animals: a cause of concern in India” in a UGC-sponsored two-day National Seminar on Contemporary Concerns of Environment and Development Dynamics- Legal Perspective organized by Dr. B.R. Ambedkar College of Law, Andhra University, Vishakhapatnam on 29th and 30th November 2022. 2. Presented research paper entitled “Status of Education and Training: The Need for Educational Reforms in Juvenile Correctional Homes” in three-
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	<p>day national seminar on Criminal Justice Reforms: Issues and Challenges organized by Government Law College, Thiruvananthapuram, Kerala, India from 10th November to 12th November 2022.</p> <ol style="list-style-type: none"><li data-bbox="721 344 1445 961">3. Presented research paper titled “NEP and the Future of India with special reference to the Primary School Education in Odisha in National Conference on National Education Policy 2020 jointly organized by Centre for Teacher Education, (Pandit Madan Mohan Malaviya National Mission on Teachers & Teaching (PMMMNTT) Ministry of Education, Government of India) of The Central Institute of Higher Tibetan Studies, Deemed University Sarnath, Varanasi, Teaching Learning Centre, National Institute of Technical Teachers' Training & Research, Bhopal, Dr. B.R. Ambedkar National Law University, Sonapat, Indian Social Responsibility Network (ISRN) & DroitPenale Group: A Unit of Arjun Das Gulati Memorial Society, Prayagraj on 30th & 31st July 2022.<li data-bbox="721 1003 1445 1255">4. Presented paper titled ‘Right Based Educational Approaches for Inclusive Education of Orphans and Vulnerable Children- an analysis of Role of the State.’ in National seminar organized by Aequitas Victoria Research centre in Association with Government Law College, Kozhikode, Kerala, 20th November, 2021.<li data-bbox="721 1262 1445 1507">5. Presented research paper on the topic welfare state and social justice in the national seminar on Constitutional Values in the 21st Century organized by Lajpat Rai Law College, University college of Law, Sambalpur University on 27-28 January, 2018.<li data-bbox="721 1535 1445 1738">6. Presented research paper on “the Right to Education and Its Impact” in the national seminar organized the by Post Graduate Department of Law, Sambalpur University on 17-18th February, 2018.
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Awards	None
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