

PROCEDURE FOR IMPOSITION OF PENALTIES

The Board shall have the powers to impose penalties mentioned in chapter 12 in the manner as given in this chapter.

- 13.1 The penalties defined in clause 12.1 and sub-clauses thereto may be ordered to run con-currently or consecutively.
- 13.2 The Board may take any or all of the following action to verify the facts and collection of evidences in the matter :
 - 13.2.1 Seek report or clarification from the school.
 - 13.2.2 Seek comments or reports from other authorities and concerned quarters.
 - 13.2.3 Cause a surprise inspection to be conducted of the school.
 - 13.2.4 Any other action that may be deemed fit to verify the facts.
- 13.3 After verification of facts the Board shall serve a "Show Cause Notice" to the School setting out the reasons for the proposed action.
- 13.4 The school will be required to submit its reply along with the documentary proof, if any, to the board in not more than 30 days from the date of receipt of the notice.
- 13.5 In case no reply/compliance/comments have been received from the school within the stipulated period of show cause notice, further action will be taken by the board in the light of the material and evidences available on file/records.
- 13.6 The reply of the school submitted to the board will be scrutinized by the board in the light of material available on records and the information received/gathered from various quarters and the action regarding closing of the complaint or imposing penalty will be taken in accordance with the provisions of these bye-laws.
- 13.7 The Board will issue speaking orders in respect of the penalty imposed on the school and terms of such penalty.
- 13.8 In case the penalty imposed is of disaffiliation, the name of school will be added to the list of disaffiliated schools available on the website.
- 13.9 The State Government concerned shall also be informed about the withdrawal of Affiliation.
- 13.10 The school may send a representation against the order of the board imposing penalty. The school will have only one opportunity of making representation against the order of the board.
- 13.11 In case the penalty imposed is of fine, the representation will only be considered after the fine has been deposited in the board's account and a proof to this effect has been produced by the school.
- 13.12 After considering the representations the Board may pass appropriate orders.
- 13.13 Once the representation submitted by the school has been considered and appropriate orders have been passed by the Board no further representation will be considered by the Board.
- 13.14 The future and welfare of the students studying in the school will be kept in mind will imposing penalty on the school.

- 13.15 In case of disaffiliation or downgrading of a school the students who are already studying in the school in classes IX, X, XI and XII, as the case may be, will be allowed to appear in the Board's exam in their respective batches from the same school or from a school approved or decided by the Board.
- 13.16 All clauses containing the provisions related to penalties will be applicable to the cases of regular affiliation to the extent practicable.
- 13.17 In cases mentioned in clauses 12.2.5 and 12.2.6, the Board may withdraw affiliation without giving any notice under clause 13.3 to the school.

~~~~~

Anurag Tripathi
ANURAG TRIPATHI, IRPS
SECRETARY
Central Board of Secondary Education
Preet Vihar, Delhi

34/69