

QUESTION DETAILS

MINISTRY OF : WOMEN AND CHILD DEVELOPMENT

RAJYA SABHA

UNSTARRED QUESTION NO 598
TO BE ANSWERED ON 07.02.2019
Child adoption process

598. Shri G.C. Chandrashekhar

Will the Minister of WOMEN AND CHILD DEVELOPMENT be pleased to state:-

- (a) whether 90 per cent of 11 million abandoned kids are girls and only thousands are adopted every year and if so, the details thereof;
- (b) the details of abandoned children living in Government and non-Government homes, State-wise;
- (c) whether total apathy and corruption has led to adoption process being reduced to a commercial transaction;
- (d) if so, whether the Central Adoption Resource Authority (CARA) has failed to regulate placement agencies, avoid delays and duplication of adoption process; and
- (e) if so, the steps taken by Government in this regard?

Answer

MINISTER OF STATE IN THE MINISTRY OF WOMEN AND CHILD DEVELOPMENT
(DR. VIRENDRA KUMAR)

(a) At present, adoption of children is done under the Juvenile Justice (Care and Protection of Children) Act, 2015 and the Hindu Adoptions and Maintenance Act (HAMA), 1956. Details (gender-wise) of the number of children placed in In-country & Inter-country Adoptions under the Juvenile Justice (Care and Protection of Children) Act, 2015, during last three years and current year (upto December, 2018) are as under:

Year In-country Adoption Inter-country Adoption

M F T M F T

2015-2016

1156 1855 3011 226 440 666

2016-2017

1295 1915 3210

148 430 578

2017-2018

1333 1943 3276

198 453 651

2018-2019

(upto December, 2018) 903 1249 2152 144 271 415

Source: CARINGS

It has been noticed that number of female children placed in In-country & Inter-country Adoptions has been more in number than the male children during last three years and current year (upto December, 2018). A large number of domestic adoptions also happen under the Hindu Adoptions and Maintenance Act (HAMA), 1956 and the corresponding data on adoption is not available with the Ministry of Women and Child

1950 and the corresponding data on adoption is not available with the Ministry of Women and Child Development.

(b): All Child Care Institutions (CCIs) are registered by the respective States & Union Territories(UTs) as per Section 41 of the Juvenile Justice (Care and Protection of Children) Act, 2015. The status of CCIs which has been given by the respective States/UTs is attached as Annexure-I. Out of the 9073 CCIs reported by the State/UT Governments, 7907 are registered under the Juvenile Justice (Care and Protection of Children) Act, 2015 and 2096 are being given grants under the Integrated Child Protection Scheme where in a total of 77,235 children are covered. Details attached as Annexure-II.

(c): No. The Juvenile Justice Act, 2015 and Adoption Regulation, 2017 which are administered by MWCD, provide for the manner of the process of adoption. However, some cases of violation of these provisions of Law have come to light since the promulgation of this Act & Regulations, the details of which alongwith the details of action taken by MWCD, Govt. of India in each such case be seen at Annexure-III.

(d): Yes. The Central Adoption Resource Authority (CARA) has framed the Adoption Regulations, 2017 which was notified by the Government of India under Section 68(c) of the Juvenile Justice (Care and Protection of Children) Act, 2015 on 4th January, 2017 under Section 2(3) of the said Act and has come to force in the country w.e.f. 16th January, 2017, thus replacing the Guidelines Governing Adoption of Children, 2015. One of the key features of the new Regulations is stipulated time-lines for each process in the stages of adoption and fixed responsibilities of the different agencies/stakeholders. Further, the Online application - Child Adoption Resource Information and Guidance Systems (CARINGS) has brought in greater transparency and has streamlined the adoption process, especially the Inter-country adoption for which CARA has been the designated as the Central Authority under the Hague Convention for Inter-country Adoptions.

(e): The Specialised Adoption Agencies (SAAs) who are found to be not complying with the Adoption Regulations, 2017 are being issued show cause notices as per Regulation 25(3) of Adoption Regulations, 2017 after which they are either fined or their recognition is suspended/revoked, as per the provision of Section 65(4) of the JJ Act, 2015 and Regulation 25 of the Adoption Regulations, 2017, if they are found to be violating the provisions of the Act and/or the Regulations. Details are placed at Annexure-III.

ANNEXURE-I

ANNEXURE-I REFERRED TO IN REPLY OF RAJYA SABHA UNSTARRED QUESTION NO. 598 REGARDING 'CHILD ADOPTION PROCESS' FOR 07.02.2019 RAISED BY SHRI G. C. CHANDRASHEKHAR.

STATUS OF CHILD CARE INSTITUTIONS as on 08.01.2019.

1 States/UTs

No. of CCIs

(CH/OH/SH/POS/OS/SAA)

No of Registered CCIs

No of CCIs in pipeline for registration

No. of Unregistered CCIs

1. Andaman and Nicobar

2. Andhra Pradesh 941 779

158

78

3. 3 Arunachal Pradesh 11 11 2 0

4. Assam 121 122 2 1

5. Bihar 86 83 3 3

6. Chandigarh 10 10 Nil Nil

7. Chattisgarh 80 79 3 0

8. Dadra & Nagar Haveli 2 2 - 0

9. Daman & Diu Nil Nil Nil Nil
10. Delhi 103 50 33
11. Goa 80 80 1 1
12. Gujarat 122 121 8 1
13. Haryana
91
81
5
5 (Under Closure)
14. Himachal Pradesh 53 47 Nil 6
15. Jammu & Kashmir 181 70 34 77
16. Jharkhand 138 120 03 18
17. Karnatak 1300 1134 41 115
18. Kerala 1396 817 52 579
19. Lakshadweep
20. Madhya Pradesh 117 117 11 Nil
21. Maharashtra 908 908 37
22. Manipur 126 126 16 Nil
23. Meghalaya 99 99 2 Nil
24. Mizoram 52 52 - -
25. Nagaland 68 68 3 0
26. Odisha 270 270 6 0
27. Puducherry 64 63 1 0
28. Punjab 61 61 0 0
29. Rajasthan 24 240 39 0
30. Sikkim 28 28 3 0
31. Tamil Nadu 1267 1263 4 Nil
32. Telangana 516 465 47 4
33. Tripura 30 30 0 0
34. Uttar Pradesh 207 207 27 0
35. Uttarakhand 42 41 1 0
36. West Bengal 263 263 1 0
37. Total 9073 7907 543 888

ANNEXURE-III

ANNEXURE-III REFERRED TO IN REPLY OF RAJYA SABHA UNSTARRED QUESTION NO. 598 REGARDING 'CHILD ADOPTION PROCESS' FOR 07.02.2019 RAISED BY SHRI G.C. CHANDRASHEKHAR.

DETAILS OF REPORTED ILLEGAL ADOPTIONS

(after enactment of the Juvenile Justice (Care and Protection of Children) Act (2015) i.e. - w.e.f. 15th January, 2016)

S.No. Name of Agency / PAP / Others

Remarks

1. Government of Karnataka Cases of alleged child trafficking and sale of children from Naseema Nursing Home in Mysore District, Karnataka. Action has been taken by the State Govt.
2. Joka Millenium Old Age Home, 24 North Pargana, West Bengal Agency closed down after agency found to be indulging in promotion of illegal adoption.
3. North Bengal's People's Development Centre, Jaipaiguri, West Bengal Agency closed down by the State Govt. of West Bengal after agency found to be indulging in illegal adoption.
4. Marwadi Charitable Trust, Jalgaon, Maharashtra Illegal adoptions were reported. Agency closed down by Govt. of Maharashtra on the directions of CARA.

5. Pallishri Mahila Samiti, Kendrapada, Odisha Inspection carried out by CARA & SARA. Based on preliminary inquiry, CARA has written a letter to the Principal Secretary of the Govt. of Odisha to take action against the agency.
6. Mahila Jan Shishu Kalyan Kendra, Bokaro, Jharkhand The Agency was close down by the State Govt. of Jharkhand due to alleged illegal adoptions by the institution.
7. Udaan (Kilkari), Bhopal, Madhya Pradesh
An inquiry was carried out against the agency and based on the recommendations in the inquiry report, the Ministry had issued an order to Govt. of Madhya Pradesh recommending closure of the agency immediately.

ANNEXURE-II REFERRED TO IN REPLY OF RAJYA SABHA UNSTARRED QUESTION NO. 598 REGARDING 'CHILD ADOPTION PROCESS' FOR 07.02.2019 RAISED BY SHRI G.C. CHANDRASHEKHAR.

Detail of 2018-19 (up to 4th february 2019)

Institutional Care [Homes] Open Shelters Specialised Adoption Agencies CWC JJB SCPS DCPU SARA
Total Beneficiaries

# State	No. Assisted	Beneficiaries	No. Assisted	Beneficiaries	No. Assisted	Beneficiaries	No. Assisted	Beneficiaries	No. Assisted	Beneficiaries	
1 Andhra Pradesh	66	2316	13	342	14	144	13	13	1	2802	
2 Arunachal Pradesh	4	73	0	0	1	6	21	21	1	17	
3 Assam	37	1332	5	57	21	46	33	33	1	1435	
4 Bihar	38	1768	7	172	20	202	38	38	1	2142	
5 Chhattisgarh	54	2115	9	105	9	73	27	27	1	2293	
6 Goa	23	1188	3	378	2	16	2	2	1	1582	
7 Gujarat	45	1706	3	55	12	86	33	33	1	1847	
8 Haryana	28	1397	21	644	6	52	21	21	1	2093	
9 Himachal Pradesh	33	1270	3	38	1	11	12	12	1	1319	
10 Jammu and Kashmir	12	691	0	0	2	20	22	22	1	711	
11 Jharkhand	36	1448	5	125	15	217	24	24	1	1790	
12 Karnataka	80	2998	40	1153	25	107	33	30	1	4258	
13 Kerala	30	788	4	100	12	65	14	14	1	953	
14 Madhya Pradesh	67	2804	8	348	26	243	51	51	1	3395	
15 Maharashtra	77	2307	3	162	16	199	38	35	1	2668	
16 Manipur	42	1160	14	296	7	55	16	9	1	1511	
17 Meghalaya	44	923	4	172	6	7	11	11	1	1102	
18 Mizoram	36	1195	0	0	5	50	8	8	1	1245	
19 Nagaland	39	477	3	35	4	5	11	11	1	517	
20 Orissa	96	6859	12	244	23	223	30	30	1	7326	
21 Punjab	13	463	0	0	0	22	22	1	20	1	463
22 Rajasthan	91	2883	21	405	12	40	33	34	1	3328	
23 Sikkim	16	557	4	52	4	6	4	4	1	615	
24 Tamil Nadu	189	11915	12	264	20	169	34	32	1	12348	
25 Tripura	23	717	2	58	6	49	8	8	1	824	
26 Uttar Pradesh	93	5164	20	500	12	120	75	75	1	5784	
27 Uttarakhand	20	318	2	36	0	0	13	13	1	354	
28 West Bengal	65	5890	33	850	22	273	25	23	1	7013	
29 Telangana	42	1343	0	0	11	342	31	31	1	1685	

30 Andaman & Nicobar 8 367 - 0 - 0 3 3 1 3 0 367
31 Chandigarh 7 225 0 0 1 14 1 1 1 1 1 239
32 Dadra and Nagar Haveli - 0 - 0 - 0 1 1 1 1 1 0
33 Daman and Diu 0 0 - 0 - 0 2 2 1 2 1 0
34 Lakshadweep - 0 - 0 - 0 1 1 - - - 0
35 Delhi 28 1479 13 415 3 60 10 3 1 10 1 1954
36 Puducherry 28 1145 2 33 2 15 4 4 1 4 1 1193
Total 1510 67281 266 7039 320 2915 725 702 35 703 34 77235

[ENGLISH VERSION](#)

[HINDI_VERSION](#)