सत्यमेव जयते

Azadi Ka Amrit Mahotsav

केंद्रीय दत्तक-ग्रहण संसाधन प्राधिकरण
Central Adoption Resource Authority

G20 भारत 2023 INDIA

CARA

महिला एवं बाल विकास मंत्रालय, भारत सरकार

Ministry of Women & Child Development, Government of India

Child Legally Free for Adoption (LFA) By CWC

ORPHAN/ ABANDONED CHILD

(Section 31,32,36 & 38 ; Rule 19 and Regulation 6)

"Orphan" means a child— (i) who is without biological or adoptive parents or legal guardian; or (ii) whose legal guardian is not willing to take, or capable of taking care of the child [Section 2(42)]

"Abandoned Child" means a child deserted by his biological or adoptive parents or guardians, who has been declared as abandoned by the Committee after due inquiry [Section 2(1)]

1. **Production of child in need to care and protection (CNCP) before CWC within 24 hrs. by officials/officer bearers/individuals mentioned in Section 31(1). [Form 17]. Additionally, the report to be submitted before local police station within 24 hrs.**
2. **Interim care/short term placement order by CWC either to a SAA or a CCI [Form 18]**
3. **CWC to assign a social worker/case worker/child welfare officer to conduct and submit the Social Investigation Report within 15 days (Form 22)**
4. **Details of the child to be uploaded on the Designated Portal by SAA/DCPU within 3 Days.**
5. **Tracing out the biological parents/legal guardians**

a) CWC to direct DCPU to advertise the particulars/photographs of the child in national newspaper where the child was found within 3 days. In case child is from another State, the publication shall be done in the known place of origin of the child in local language. Simultaneously, the data to be uploaded on Track Child or Khoya Paya portal.

b) DCPU to submit a report to CWC within 30 days from the date of production of the child

c) CCI/SAA to submit report to CWC within 30 days from the date of production comprising of information shared by the child during the interim care along with details of persons who approached to claim the child. (In case of older child, spot visit to be done to the place, if child shares any details)

d) Non-receipt of report from the local police regarding the traceability of biological parents as per the specifications given below shall be deemed non-traceable:

i. Child 0-2 years= 2 months **ii. Child above 2 years = 4 months**

6. **Declaring the child legally free for adoption (Schedule I) by CWC within 3 days after the expiration of stipulated timeline referred in point 5 (d)**
7. **Single order to be passed by CWC in case of siblings/twins.**

It may be noted that no First Information Report (FIR) shall be registered against any biological parent in the process of inquiry related to surrendered or abandoned child- Section 38 (1)

CWC: Child Welfare Committee; SAA: Specialised Adoption Agency; ; DCPU: District Child Protection Unit CCI: Child Care Institution
CWC: Child Welfare Committee; 'Sections' related to Juvenile Justice (Care and Protection of Children) Act, 2015 (amended in 2021); 'Rules' related to Juvenile Justice (Care and Protection of Children) Model Rules, 2016 (amended in 2022); 'Regulations' related to Adoption Regulations 2022

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