

HRC NO. 2385/08

District: Hyderabad

**ANDHRA PRADESH STATE HUMAN RIGHTS COMMISSION**  
**"GRUHA KALPA" M.J.Rbad, Hyderabad - 500001**

S.R.No: 4262/08

Date: 15.7.2008.

**15-7-2008**

This petition has been filed by Hyderabad District Recognised Schools' Association.

The Office-bearers and the members including the parents of the children are present.

In one voice, they complain of the disturbance being caused to the student community and consequentially to the teachers and the like in view of the bandhs organized by political parties, that too, very frequently.

Of course, there is some theory that bandhs are the ways to express resentment on some issues democratically so that they are attended to and answered by the State. Those bandhs are different, which are normally observed by a group of workers or employees, as the case may be. Without entering into any kind of discussion, it can be said without any contradiction that bandhs cannot disrupt or interrupt the studies of the student-community. Education is the fundamental right and in turn is a human right, and, according to this Commission, after human right to health, the second comes the right to education. In fact, the Constitution recognized this as a fundamental right, and, particularly, for the student-community between 6 and 14 years, and, what is more, the same has been incorporated as Article 21-A by Constitution Amendment in the year 2002. This fundamental right, which in turn is a human right, has got

to be protected by the State by preventing the bandhs, which interrupt, interfere and disturb the rights of the student-community mentioned supra. The State has got a duty to see that this important human right is not violated.

Hence, there shall be a direction to the Principal Secretary to Government of Andhra Pradesh, School Education, to see that bandhs are not held disrupting the studies and curricula of the student-community of the schools and the Commissioner of Police, Hyderabad is directed not to permit organizing bandhs by any political party or organization which cause disturbance to the normal functioning of the schools. The Director of School Education is also directed to see that this order is strictly complied with.

All the aforesaid authorities are directed to file their compliance reports before this Commission by 21.7.2008.

Call on 21.7.2008.

The Secretary is directed to fax this order to all the above authorities immediately and also furnish a copy free of cost to the President of the Hyderabad District Recognised Schools' Association, who has filed this petition.

  
CHAIRPERSON