



सत्यमेव जयते

केंद्रीय दत्तक-ग्रहण संसाधन प्राधिकरण Central Adoption Resource Authority

(भारत सरकार के महिला एवं बाल विकास मंत्रालय का सांविधिक निकाय)

(A Statutory Body of Ministry of Women & Child Development, Government of India)



सं./No. CARA-LP03/32/2023 (111925)



दिनांक / Date 26/12/2023

OFFICE MEMORANDUM

Sub: Standing instructions for fair and transparent Adoption Committee proceedings-reg.

Adoption process is carried out in accordance with the provisions of Juvenile Justice (Care and Protection of Children) Amendment Act, 2021 and Adoption Regulations, 2022. It has been observed that PAPs/PAP are being rejected by Specialised Adoption Agencies (SAAs) on various grounds which are not fair, transparent and justifiable as per Adoption Regulations, 2022. It has been decided that the Adoption Committee shall ensure to comply the following directions while deciding the adoption matters.

2.1 Every Specialised Adoption Agency (SAA) shall conduct its functions towards Prospective Adoptive Parents (PAPs) as stipulated in regulation 30 (3) of Adoption Regulations, 2022.

2.2 The suitability of PAPs is ascertained by Home Study Report (HSR) and eligibility of PAPs should be determined as per regulation 5 of Adoption Regulations, 2022. There should be no deviation on this aspect except concealment or contradictory facts submitted by PAPs.

2.3 As stipulated in regulation 5 (1) of Adoption Regulation, 2022 Adoption Committee should ensure that PAPs are financially capable to raise child. There is no minimum income criteria of PAPs/PAP in the Regulations, therefore, the financial capability of PAPs/PAP should be ascertained by the Adoption Committee objectively based on the living cost of PAPs/PAP and their place of residence.

2.4 The PAPs may be rejected on health ground only if both the PAPs have life threatening medical conditions. This situation should also be examined in light of medical expert advice and willingness/capacity of other PAP in case of couple.

2.5 No PAPs/PAP should be rejected by Adoption Committee in case of life style diseases such diabetes, hypertension etc. if the condition of PAPs/PAP is under control with medication; or the grounds of Illiteracy of PAPs/PAP as there is no such eligibility criterion in Adoption Regulations, 2022 or on the grounds of lack of counseling and preparedness for adoption of PAPs/PAP. The PAPs/PAP may be provided proper counseling by HSR agency or any expert in the field of child adoption and PAPs/PAP should be provided time for the same. The Adoption Committee should reconsider such cases after 15 days. In such cases, if the opinion of expert is adverse for the proposed adoption, the case may be rejected.

2.6 Efforts should be made by all members of the Adoption Committee to take decision on the basis of consensus.

(Dr. Jagannath Pati)
Director (Programme)

Copy to:

All State Adoption Resource Agencies (SARAs), District Child Protection Units (DCPUs) and Specialised Adoption Agencies (SAAs)

पश्चिमी खंड-8, विंग-2, द्वितीय तल, रामकृष्ण पुरम, नई दिल्ली-110066 (भारत)
West Block-8, Wing-2, 2nd Floor, R.K. Puram, New Delhi-110066 (India)
टोलफ्री / Tollfree : 1800-11-1311, 011-26760471, 26760472, 26760473
ई-मेल / E-mail : carahdesk.wcd@nic.in, वेबसाइट / Website : www.cara.nic.in