



Central Adoption Resource Authority

केन्द्रीय दत्तक - ग्रहण संसाधन प्राधिकरण

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

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



सं./No.....

CARA-LP02/2/2021-O/o JD(Prg and Admn)(e4748)

दिनांक/ Date.....

dated 20.09.2021

Madam/ Sir

In exercise of the powers conferred by clause (b) and (c) of section 68 read with clause (3) of section 2 of the Juvenile Justice (Care and Protection of Children) Act, 2015 (2 of 2016), the Central Government has notified "Procedure for children adopted under the Hindu Adoption & Maintenance Act, 1956 by persons who desire to relocate child abroad", vide notification no G.S.R. 641 (E), dtd. 17th September 2021 (**copy attached**). A copy of the said Regulations is placed in the website of Central Adoption Resource Authority (CARA) at www.cara.nic.in.

2. The Central Adoption Resource Authority shall register applications for inter-country adoptions concluded under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956).

3. The Adoption (Amendment) Regulations, 2021 shall apply to

(a) all adoption cases under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956) by prospective adoptive parents or adoptive parents residing outside the country.

(b) all adoption cases pertaining to countries outside the Hague Adoption Convention.

4. A common standard procedure has been laid down for all inter-country adoptions concluded under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956), by eligible non-resident Indians or Overseas Citizens of India cardholders, who are to take a child in adoption from India. The cases can be those where adoption deeds have already been registered and for those cases initiated after the coming into force of the Adoption (Amendment) Regulations, 2021.

5. Role of District Magistrate as envisaged in the Government notification vide G.S.R. 641 (E), dtd. 17th September 2021 is placed at **Annexure**

6. You are kindly requested to circulate the instructions to all District Magistrates/State Adoption Resource Agency and District Child Protection Units of your State/UT for necessary compliance.

(Tripti Gurha)

Chief Executive Officer

Principal Secretary/Secretary,
Women & Child Development/Social Welfare Deptt of all States/UTs

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Role of District Magistrate as envisaged in the Government notification vide G.S.R. 641 (E), dtd. 17th September 2021 for “Procedure for children adopted under the Hindu Adoption & Maintenance Act, 1956 by persons who desire to relocate a child abroad”

(1) In the cases where the adoption deed has already been executed in pursuance of adoption under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956), before the commencement of the Adoption (Amendment) Regulations, 2021, the requisite documents supporting the facts of the adoption deed shall be duly verified and recommended by the District Magistrate in the format as provided in **Schedule XXXIII**.

(2) In the cases initiated after the coming into force of the Adoption (Amendment) Regulations, 2021, the following standard common procedure shall be applicable for all inter-country adoptions concluded under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956), by eligible non-resident Indians or Overseas Citizens of India cardholders, who are to take a child in adoption from India.

(a) Central Adoption Resource Authority shall make an online system of receiving such applications through CARINGS (Child Adoption Resource Information & Guidance System), a web-based IT application, and transmit the same to the District Child Protection Officer or District Child Protection Unit through the online portal.

(b) On receiving such applications, the District Magistrate shall get a family background report prepared through the District Child Protection Unit.

(c) The parties to an adoption concluded under the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956) shall jointly present the deed of adoption to the District Registrar with a copy to District Magistrate.

(d) Based on such copy of the deed, the District Magistrate shall conduct such inquiry, as he may deem fit, to satisfy himself that all the provisions of Hindu Adoptions and Maintenance Act, 1956 (78 of 1956), and the stipulations under the regulations have been followed and such inquiry shall be completed within a period of thirty days.

(e) The District Magistrate shall thereafter forward the verification certificate to the Central Adoption Resource Authority certifying the facts as mentioned at **Schedule-XXXIII** and **XXXIV** and the document can be uploaded from the DCPU portal.

3. The District Magistrate may take the help of the District Child Protection Officer or District Child Protection Unit for necessary assistance or may seek the opinion of the State Adoption Resource Agency or Central Adoption Resource Authority in cases of doubt related to an adoption application pending before it.

4. In case the District Magistrate fails to complete the inquiry within thirty days, he shall be bound to give reasons alongwith verification certificate for failing to provide the inquiry report within thirty days.

5. The District Magistrate may ensure that all applications are maintained through a designated information management system developed by the authority or its own office and all records pertaining to such applications are kept in safe custody at the office of the District Child Protection Unit.
