

**Office of the Chairperson
Committee for Fixation & Regulation of Fee of Private
Schools, J&K (FFRC)**

Order No: 590-FFRC (FF) of 2021
Dated: 27-10-2021

Sub: Fixation and Regulation of fee of Monarch Secondary School, Magam Road, Handwara, Kupwara.

Monarch Secondary School, Magam Road, Handwara, Kupwara submitted file for fixation and regulation of fee structure of the School, which has been registered in FFRC office under No. **FFRC/FF/2021/Kup/760**.

Record shows that School is being run as a Partnership concern. Partnership Deed placed on record shows that Partners are sharing profits in 50:50 ratio.

In the identical circumstances, orders in respect of some schools were passed and United Public Higher Secondary School, 52, Sec – 2, Channi, Himmat, Purmundal, Jammu is one such school.

The record of School under discussion also reflects the same situation which had arisen in United Public Higher Secondary School, 52, Sec – 2, Channi, Himmat, Purmundal, Jammu. The facts of the two schools are almost similar.

The facts of this case are governed by order No.415 – FFRC (FF) of 2021 dated 11.08.2021. The relevant part of the aforesaid order is taken note of:



“Hon’ble the Supreme Court has consistently stated that Education is not business, but a work of charity. The Educational Institutions are to be run on no profit no loss basis, of course with scope for maintaining of surplus of 10% to 15%, which amount is to be spend on welfare and providing good education to children.

From the times immemorial, education has been treated as a noble cause. Imparting education has never been commerce.

Both, in fact and in law, setting-up of school for imparting education is charitable work and people who set-up educational institution hold the same as trustees for the benefit of public at large.

The matter is referred to Principal Secretary to Government School Education Department, for passing of appropriate orders in accordance with law, in respect of the School.

The School Management and Partners are required to dissolve the partnership deed and constitute a trust, for running the School.

The Partners of the firm are restrained from receiving any monetary benefits from the School Funds, till further orders.

The Principal of School shall open an account in a Schedule Bank in the name of School which shall be operated upon by Principal, one Partner and a representative of School Parents’ Association.

Until further orders, the Partners/ School Management shall not make hike in Fee Structure.

The salary of teaching and non-teaching staff shall be paid by Principal, and documents witnessing same shall be signed by one Partner and representative of School Parents’ Association.

The parents shall deposit fee which is being paid at present in the account to be opened and operated as directed hereinabove. This part of order, however, shall not be construed that Fee Structure of School is regulated. Separate orders will be passed about same.



Principal and Partners to submit compliance report within two (02) weeks.

The education of students shall continue unhampered and all steps shall be taken by School Management to provide quality education to students.”

The aforesaid order/directions shall apply in all fours to this case also. These directions shall be complied with and compliance report submitted within week's time.

The other school managements have taken steps for complying with the orders and fee structures of some of these schools have already been regulated by FFRC.

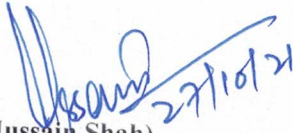
Sd/-
Justice Muzaffar Hussain Attar
(Former Judge)
Chairperson
Committee for Fixation & Regulation
Of Fee of Private Schools J&K (FFRC)

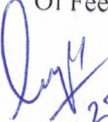
Dated: - 27 / X /2021

No. FFRC/FF/2021/Kup/760

Copy to:-

1. Director School Education Kashmir for information and n/a;
2. Secretary J&K Board of School Education, for information;
3. Private Secretary to Principal Secretary to Government School Education Department, for information of the Principal Secretary;
4. P.A. to Chairperson FFRC for information of the Hon'ble Chairperson, FFRC;
5. Principal, Monarch Secondary School, Magam Road, Handwara, Kupwara, for compliance;
6. I/C Website for uploading the same on official website;
7. Office file.


(Nazir ul Hussain Shah)
Administrative Officer
Committee for Fixation & Regulation
Of Fee of Private Schools J&K (FFRC)


27/10/21