

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

Order No: 750 -FFRC (FF) of 2021

Dated: 16 /11 /2021

Subject: Fee Regulation Application of Orbit Girls School Peerbagh

Two schools have one common character but in different robes and roles.

It so happened that while examining the record of Orbit Girls School Peer Bagh Hyderpora, it surfaced through the pages of a partnership deed executed on 14th August 2021 that "Aspire Educational Service Pvt. Ltd (AESP)" through Sh. Mubashir Aslam Wafai S/O Late Mohammad Aslam Wafai R/O Soura, Srinagar(referred to as IIIrd party in partnership deed) has entered into partnership with Sh. Naseer Ahmad Shah and Sh Kursheed Ahmad Majajan for running of school "in the name and style of" Orbit Girls School, Peerbagh.

Para(6) of partnership deed provides that profits and losses of the partnership shall be divided and borne by partners in 40%, 40%and 20%.

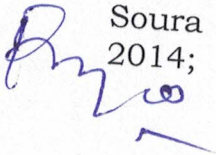
While examining the record , it was pointed out by office that Sh. Mubashir Aslam Wafai is trustee of "Foundation World School Budgam."

Record of "World Foundation School" revealed that a trust deed was executed on 22nd January 2015 between Mr Abdul Subhan Lone, settler cum-treasurer" and Syed Arshid Hussain, **Mubashir Aslam Wafai R/O Soura Srinagar** (Vice Chairman). The trust is named as "Foundation Trust"

FFRC record also shows that a rent deed has been executed on 15-04-2019 between Aspire Educational Service Pvt. Ltd (AESP) through its Managing Director Mr Tawseef Ahmad Lone S/O Mr Ab Subhan Lone R/O Humhama Budgam and M/S The Foundation Trust for Foundation World School Humhama (Budgam) represented by Chairman Syed Arshad Hussain.

From the record of the two schools, it emerges as under :

- (i) Aspire Educational Service Pvt. Ltd (AESP) is partner in "Orbit Girls School" Peerbagh Hyderpora;
- (ii) The Aspire Educational Service Pvt. Ltd (AESP)is represented by Mr. Mubashir Aslam Wafai S/O Late Mohd Aslam Wafaia R/O Soura Srinagar in the partnership deed executed on 14-08-2014;



- (iii) The Aspire Educational Service Pvt. Ltd (AESP) through Mr Mubashir Aslam Wafai in partnership with two other persons has set-up school "Orbit Girls School" and is enjoying fruits of the partnership business.
- (iv) Mr Mubashir Aslam Wafai is trustee (Vice Chairman M/S Foundation Trust, which has set-up Foundation World School at Humhama and Mamath Budgam
- (v) In the rent deed between Aspire Educational Service Pvt. Ltd (AESP) and M/S Foundation Trust for Foundation World School, the status of Mr Mubashir Aslam Wafai is of a trustee cum Vice Chairman of M/S Foundation Trust, and Aspire Educational Service Pvt. Ltd (AESP) is represented by Mr Tawseef Ahmad who is son of Mr Abdul Subhan Lone settler-cum-treasurer of "The World Foundation Trust" which has set-up Foundation World School.
- (vi) The amount transferred to Mr Mubashir Aslam Wafai in financial year 2016-2017, 2017-18, 2018-19 and 2019-20 from school funds of "Orbit Girls School" is at Rs 50,91,917.
- (vii) Foundation World School record shows that during year 01-11-2019 to 31-03-2020 Mr Mubashir Aslam Wafai has received an amount of Rs 15,00,054 from the school funds of Foundation World School.
- (viii) In "Orbit Girls School" Mr Mubashir Aslam Wafai is beneficiary through Aspire Educational Service Pvt. Ltd (AESP) and in "World Foundation School" is beneficiary in the capacity of trustee-cum-Vice Chairperson.
- (ix) The record of the above referred two schools prima facie shows that Aspire Educational Service Pvt. Ltd (AESP) though having a distinct and separate identity on papers, is creature of the persons who have constituted the "Foundation Trust" which has set-up "Foundation World School.

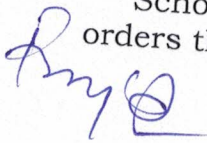
Mr Mubashir Aslam Wafai functions in two different capacities in two different schools, but both schools are rooted in same soil.

The rent which 'Aspire Educational Service Pvt. Ltd (AESP)' is receiving from Foundation World School is prima-facie received by Mr Mubashir Aslam Wafai also.

Howsoever, astutely the threads may be woven; the truth however, shines like the light of a bright sunny day.

After noticing that "Orbit Girls School" is being run as a partnership concern, order No 592-FFRC (FF) of 2021 dated 28-10-2021 was passed and Orbit management was given time to submit compliance report within a weeks time.

School Management has failed to respond till date. The orders thereof will be issued separately.



Any order obtained from any authority by practicing fraud is nullity in law.
In the afore-stated facts and circumstances it becomes duty of FFRC to unearth the complete truth and bring the matter to its logical conclusion.

To achieve this solemn purpose, in the first instance notice to Mr. Mubashir Aslam Wafai to explain his position within two weeks, failing which appropriate orders in accordance with law will be passed.

The record of Foundation World School and Orbit Girls School be tagged and shall henceforth constitute one single record.

Put up on 1st of December.

Sd/-

Justice Muzaffar Hussain Attar

(Former Judge)

Chairperson

Committee for Fixation & Regulation
Of Fee of Private Schools J&K (FFRC)

Dated: - 16 /11 /2021

No. FFRC/FF/2021/Sgr/3537

Copy to:-

1. PA to Learned Advocate General, for the information of Learned Advocate General Kashmir/Jammu.
2. PA to Additional Advocate General for information of Learned Additional Advocate General Kashmir/Jammu
3. Director School Education Jammu/Kashmir for information.
4. Private Secretary to Principal Secretary to Government School Education Department (Member Secretary FFRC) for information of the Principal Secretary;
5. P. A. to Chairperson, FFRC for information of the Hon'ble Chairperson, FFRC;
6. Mr Mubashir Aslam Wafai, Vice Chairman Orbit Girls School Peerbagh for information and compliance
7. Principal Orbit Girls School Peerbagh for information.
8. I/C Website for uploading the same on official website;
9. Office file.

Muzaffar Hussain Attar
16/11/2021

IC Administration

Committee for Fixation & Regulation
Of Fee of Private Schools J&K (FFRC)