chairmanffc@gmail.com Website: www.jkffc.in

è

Phone No.: Sgr: 0194-4034841 Jmu: 0191-2956990

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

Order No:- 146 FFRC (FF) of 2024

Dated: 10 /2/2024

Sub: Fixation and Regulation of Fee of Heritage School Sector-D Sainik Colony, Jammu.

Heritage School Sector-D Sainik Colony Jammu submitted file for fixation and regulation of fee structure of the school which has been registered in FFRC office under No.FFRC/FF/2021/Jmu/503.

The fee structure of the school has been regulated by this committee vide order No: 384 FFRC(FF) of 2022, dated: 13-04-2022. The Committee in the said order fixed the fee for the session (s) 2022-23,2023-24 and 2024-25,the details reproduced hereunder;

Fee Charged in 2019-20

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition	2540	2540	2540	3415	3415	3415	3415	3415
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Tuition	3815	3815	3815	4240	4240	Comm.	Comm.	X
Fee						5000	5000	
						Sc. 5270	Sc.5270	
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual	10600	10600	10600	15370	15370	15370	15370	15370
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual	15370	15370	15370	15370	15370	15370	15370	X
Fee								

\$ 5

Fee fixed by the Committee;

Session ;2022-23

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition	2600	2600	2600	3485	3485	3485	3485	3485
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Tuition	3885	3885	3885	4320	4320	Hum.5080	Hum.5080	X
Fee						Sc. 5350	Sc.5350	
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual	10750	10750	10750	14700	14700	14700	14700	14700
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual	14700	14700	14700	14700	14700	14700	14700	X
Fee								

Session; 2023-24

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition	2660	2660	2660	3555	3555	3555	3555	3555
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Tuition	3965	3965	3965	4400	4400	Hum.5170	Hum.5170	X
Fee						Sc. 5440	Sc.5440	
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual	10950	10950	10950	14950	14950	14950	14950	14950
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual	14950	14950	14950	14950	14950	14950	14950	X
Fee								

5

A

Session; 2024-25

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition	2730	2730	2730	3635	3635	3635	3635	3635
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Tuition	4045	4045	4045	4490	4490	Hum.5260	Hum.5260	X
Fee						Sc. 5530	Sc.5530	
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual	11200	11200	11200	15250	15250	15250	15250	15250
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual	15250	15250	15250	15250	15250	15250	15250	X
Fee								

There has been reduction of 4.3% in annual fee of 2019-20 in classes 1st to 12th while fixing the same for year 2022-23 and then subsequent increase of 1.7% and 2% for year 2023-24 and 2024-25.

Similarly there has been an increase of 1.5% to 2.6% increase in different classes for session(s) 2022-23 to 2024-25.

The School being aggrieved of the order dated 13-04-2022 submitted a review application on 10-05-2023 vides receipt No. 541. The school management in its review application submits as under;

"The last fee revision of 6% on tuition fee and annual charges as per order No. 01 FFC of 2019 dated 28-01-2019 which was implemented in the academic year 2019-20.

The minimum wages were last revised in the year 2017 under minimum wages Act vide SRO 460 dated 26th October 2017 issued by the Government of Jammu and Kashmir, Labour & Employment, Civil Secretariat, Srinagar. Before the pandemic in, 2019-20 the total salary/Wages were apprx. 77000000.

Subsequently due to covid-19 pandemic, no fee hike was undertaken for the academic years 2020-21 and 2021-22. During these pandemic years, no teaching/non-teaching staff was retrenched and full salary was paid to all employees during the corresponding period. However during these two years, the school was not allowed to collect admission charges and caution money as collection of fee under these two heads were prohibited by a Government order in October 2020.

Once again the minimum wages act has been revised as per the minimum Wages act Vide SRO 513 dated 12th October, 2022 issued by Government of Jammu and Kashmir, Labour & Employment, Department Civil Secretariat Srinagar.



The proposed Salaries of the teaching as well as non-teaching staff as per the revised wages Act rose to 92500000 appx.

4.0

Keeping the salary revision into consideration, a fee hike of 6% is being undertaken in tuition fee as well as annual charges in the academic year 2023-24 as per order No.01 FFC of 2019 dated 28-01-2018 whereby automatic fee hike of 6% was allowed annually ,though there has been no hike for the session of 2020-21 and 2021-22.

Notwithstanding the fixed expenses in the shape of salaries and wages, all factors governing the school management which includes periodic repairmen and maintenance, capital acquisition of computers and allied electronic gadgets, furniture and fixtures etc. are all subject to inflatory trends which are documented by Ministry of Statistics and Programme implementation, national statistical office at regular intervals.

It is pertinent to mention that school is awaiting up-gradation of its infrastructure which includes construction of new block of appx. 30000sq.ft. air conditioning of school building, furnishing of school auditorium along with squash and lawn tennis courts which require huge capital investment.

The schools request 8% to 10% hike in fee to maintain high standards of infrastructure as well as qualified and trained faculty."

During 2019-20 to 2022-23 period there has been an increase in recurring expenses like salaries etc by around 17%. In 2019-20 the expenses were Rs 92851856 and in 2022-23 the amount is Rs, 109036286 and increase of Rs. 16184430.

Analysis of Financial position of Heritage School Sainik Colony Jammu.

Income as per Actual Fee structure

Fee Head	2022-23
Roll	2686
Tuition Fee	132795840
Annual Fee	37362260

ncome as per audit Report

Fee Head	2022-23
Tuition Fee	122736600
Annual Fee	38473000
Other income	1406709
Total Income minus Transport	162616309





Expenditure

Expenditure Head	2022-23
Salary	79384895
Rent	28687509
Telephone	231084
Electricity	732798
Total Expenditure	109036286
Other Expenditure	36675967
Total Expenditure	145712253
Surplus/Deficit	16904056 (10%)

Major Expenditures; (2019-20)

S.No	Expenditure Head	Amount
01	Generator running and maint.	1179708
02	Health & House keeping	2306133
03	Building Repair and Maintenance	7608221
04	Lease Rent	11997559
05	Student activity	2441415
06	Electric repair	1354791

Major Expenditures; (2022-23)

S.No	Expenditure Head	Amount
01	Generator running and maint.	6244432
02	Health & Sanitation	2420979
03	Building Repair and Maintenance	7053114
04	Lease Rent	28687509
05	Student activity	1410444
06	MUN Charges	910540
07	Electric repair and Maintenance	1037137

The financial position reveals that major expenditure is made on those heads which are variable in terms of expenditure. The expenditure may be much more in one year and less in subsequent years. Such expenses like Generator running and maintenance, Health and sanitation, Building Repair and Maintenance, Student activity, Electric repair and Maintenance, amounting to Rs.18166106 in 2022-23 are compared with expenses under these heads in 2019-20. The expenses are far more exorbitant. The expenses on Generator running and maintenance in 2019 are Rs. 1179708 and in 2022-23 it has gone upto 6244432. Similarly Repair and maintenance, student activity, Electric repair and maintenance are highly exorbitant when compare to expenses on similar heads in schools having similar infrastructural and other facilities. Such expenses being unjustified cannot be made base for giving hike in fee structure, only a reasonable amount is considered keeping in view the school also does not suffer loss.

Every School has a right to make a good infrastructure but it has to be gradual, a huge burden cannot be transferred to students in building infrastructure in one go. Every addition shall commensurate with actual requirement.

& G

A



We have considered the review application of the School. The school had challenged the Order no. 384 FFRC (FF) of 2022, 31 -04- 2022 in the Hon'ble High Court which stayed the implementation of the order of this Committee. As the consequence of which the school on its own raised the fee structure for 2023-24, approximately 6 to 7% on tuition fee and 6% an annual fee. As already mentioned herein above, average increase in tuition fee as well as annual fee was raised at an average 2% by the Committee. Keeping the fee structure of 2022-23 fixed by Committee as a base line, the present fee structure of the school is given herein below:-

Session; 2023-24

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition	2755	2755	2755	3700	3700	3700	3700	3700
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th &12 th	11 th & 12 th	X
Tuition Fee	4120	4120	4120	4580	4580	Comm.5385	Sc.5670	X
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual	11400	11400	11400	15600	15600	15600	15600	15600
Fee								
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual Fee	15600	15600	15600	15600	15600	15600	15600	X

For determining and regulating the fee of the school, the two things are to be kept in mind i.e revenue and expenditure. If it is found that revenue exceeds the expenditure then it becomes necessary for the committee to examine as to whether fee can be enhanced or not. In case the expenditure exceeds the revenue the inevitable consequence is that fee has to be hiked. One of the most important factors which are also to be kept in mind is that the school should have surplus of 10 to 15% which is required to be utilized for the development of the school. Rationalization of these three factors will be determinative factor in regulating the fee of the school. This is also important that the laws enacted by the legislatures of the others states of the country have provided that there has to be an increase in the fee structure, which shall directly correspond to the increase in inflation. Most of the acts have provided a fixed percent of fee which is required to be enhanced every year in other states.

While considering the revenue and the expenditure of the school based upon the fee fixed by this Committee, there is a marginal increase of 2% in tuition fee and annual fee and in some

Q 2=

₩



categories, it has been reduced by 4 to 5%. As per the calculation made the marginal increase of 2% by in itself does not comply with the parameters for fixation of the fee.

As per the fee determined by this Committee, there is a surplus of approximately 9% as against permissible limits fixed which is approximately 15 to 20%. While fixing the fee structure this committee has not taken into consideration the probable increase in expenditure by the school which approximately is on an average is 10 to 12%, this committee has not taken these factors into consideration while fixing and regulating the fee of the school.

It is important to mention that one of the components of expenditure is rent which is being charged from the school by the landlord which is approximately Rs. 28687507/- . In this behalf school was asked to show the basis on which this rent has been determined. The rent was assessed on the basis of the circle rate fixed by the government of the land in question. It was assessed by an authorized assessor approved by the Income Tax Department. According to which the value of the land which is 63 Kanals comes to approximately 94 Crore and the rent is assessed on the basis 5% which comes approximately, 5 Crore. The school is charging Rs. 28687507/- in this behalf.

The other factor which weighs in our mind is that no reasoning has been given as to why there is only marginal increase of 2% in the fee structure fixed by the Committee. Every order has to disclose the reasons which cannot be seen in the order of this Committee.

After obtaining the stay order of the High Court the school has on its own raised the fee in 2023-24 by increasing it by 4% on the fee fixed by this Committee. Therefore, there has been an increase in 6% on of both annual and tuition fee, which approximate reflects surplus of about 10 to 11%. We have considered the material on the record as produced by the school and considering the same we are of the view that the order passed by the Committee requires to be reconsidered/reviewed. The intended purpose of raising the fee structure is to ensure that the school is able to effect development in the school. It is pertinent to mention that the Chairperson along with his staff inspected the school and found that it fulfills all the requirements which are educationally related. The school has a good infrastructure and a playground and all other facilities which cater to the needs of the students, therefore, the while reviewing the order this committee fixing following fee structure.

de de l

Session; 2024-25

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition Fee	2920	2920	2920	3920	3920	3920	3920	3920
Class	6 th	7 th	8 th	9 th	10 th	11 th &12 th (Comm)	11 th & 12 th (Sc.)	X
Tuition Fee	4370	4370	4370	4850	4850	5710	6010	X
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual Fee	12080	12080	12080	15800	15800	15800	15800	15800
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual Fee	15800	15800	15800	15800	15800	16000	16000	X
One time annual fee for fresh entrants.	15000							

Session; 2025-26

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition Fee	3095	3095	3095	4155	4155	4155	4155	4155
Class	6 th	7 th	8 th	9 th	10 th	11 th &12 th (Comm)	11 th & 12 th (Sc.)	X
Tuition Fee	4630	4630	4630	5140	5140	6050	6370	X
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual Fee	12300	12300	12300	15800	15800	15800	15800	15800
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual Fee	15800	15800	15800	15800	15800	16000	16000	X
One time annual fee for fresh entrants.	15000		•					

Session; 2026-27

Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Tuition Fee	3280	3280	3280	4400	4400	4400	4400	4400
Class	6 th	7 th	8 th	9 th	10 th	11 th &12 th Comm.	11 th & 12 th (SC.)	X
Tuition Fee	4910	4910	4910	5450	5450	6410	6750	X
Class	Nursery	LKG	UKG	1 st	2 nd	3rd	4 th	5 th
Annual Fee	13000	13000	13000	16000	16000	16000	16000	16000
Class	6 th	7 th	8 th	9 th	10 th	11 th	12 th	X
Annual Fee	16000	16000	16000	16000	16000	16000	16000	X
One time annual	16000				•			
fee for fresh								
entrants								

The annual fee for fresh entrants is fixed in view of the fact that the children who are already studying in the school have made a huge financial contribution by paying fee since the establishment of school resulting in development of infrastructure and other facilities. These fresh entrants get advantage of the development of educational facilities and infrastructure for which already enrolled students have made huge contribution as already stated.

Q & L

In this backdrop fresh entrants have to share the responsibility of paying different annual fee for the first year of their admission in school and in subsequent years they will pay same annual be which is fixed in respect of already enrolled students.

The aforesaid exercise has been undertaken and fee structure regulated in a manner that excluded the commercialization and profiteering of education completely.

An educational institution is being set-up primarily to impart quality education to the students. The school management shall advert its attention and give priority to imparting quality education to the students.

The School Management shall publish only FFRC orders about fee structure and Government Education Department's notices in newspapers. No publicity through advertisement shall be made about School, same being not a business unit.

Charging and collecting of Admission Fee is prohibited by statutes. The school management is prohibited from charging and collecting Admission Fee from the students.

School Management shall not sell uniforms and books in the school premises. The students will be at liberty to purchase books and uniforms at the place of their choice.

Any land/building/vehicle purchased, or building constructed from out of School Funds, in law will be property of School and shall vest in School.

School Funds have to remain in School Corpus and have not to be transferred to any other account excepting the school account.

The School Management shall maintain an account of School Funds (Fee etc.) in a Schedule Bank, which shall be operated by a person(s) authorized by School Management. Record about all the expenses/expenditures shall be maintained with receipts.

All types of fees shall remain in School account and no amount shall be paid or transferred to Trust/ Association of Persons (AoP)/ Body of Individuals (BoI).

The School Management shall also make 20% hike in salary of its employees viz; teaching and non-teaching staff.

Realization of Annual Fee from the students shall be subject to providing the facilities to students and actual expenditure of the school on relevant overheads.

The School management is directed not to charge any fee from the students other than the fee approved by the Committee. The School management shall abide by the section 20E(1) of Jammu and Kashmir School Education Act amended from time to time in charging the school fee.

The Section 20 E (1) provides that "Private schools shall not charge any fee from the students or guardians, except tuition fee, annual fee, transport fee and voluntary special purpose fee such as the picnic, tour and excursions, etc. completely voluntary in nature or any other fee as may be approved by the Committee for Fixation and Regulation of Fee of Private Schools after following the procedure prescribed."

The School management is also directed not charge in any manner, any other fee including admission fee/Security deposit/refundable fee/ or any amount, by whatever name called than the fee mentioned in Section 20 E (1).

The School management is further directed not to make any future enhancement in fee structure under any head without permission of the Committee or charge any fee under any head



created after issuance of this order without seeking prior approval from the Committee.

Non- compliance will attract penal action under Law.

"The fee structure approved is subject to review in case the Committee at any stage finds that the school management has either concealed or provided any wrong information/data desired as per the proforma for fixation and regulation of Fee and/or resorting to profiteering/commercialization."

(The school management shall display this order copy on the school notice Board; upload the same on school website to ensure wide publicity with intimation to this office).

Showkat Ahmad Pir (CA) (Member FFRC)

Sh. Ashok Kuma Sharma, JKAS
Director School Education Jammu.
(Member FFRC)

Smt. Manisha Sarin, JKAS Secretary JKBOSE (Note (Member FFRC)

Dr.Piyash Singla,IAS
Administrative Secretary to Govt.
School Education Department
(Member -Secretary, FFRC)

Justice Sunil Hali
(Former Judge)

Chairperson

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

No. FFRC/FF/2021/Jmu/503

____1 ___/__.

Dated: - 26 / 3 /2024

Copy to:

- 1. Director School Education Jammu/Kashmir for information and n/a;
- 2. Secretary J&K Board of School Education (Member FFRC) for information;
- 3. Mr. Showkat Ahmad Pir CA (Member FFRC) for information;
- 4. PS to Administrative Secretary to Government School Education Department (Member Secretary FFRC) for information of the Administrative Secretary;
- 5. P. A. to Chairperson, FFRC for information of the Hon'ble Chairperson, FFRC;
- 5. Principal, Heritage School Sainik Colony Jammu for compliance;
- 6. I/C Website for uploading the same on official website;
- 7. Office file.

THE JAMMU AND KASHMIR BOARD OF SCHOOL EDUCATION JAMMU

NOTE

Subject:-Fixation and Regulation of fee of Heritage School Sector-D Sainik Colony,

Jammu.

As per the contents of the draft order, the School after obtaining the stay order of the Hon'ble High Court has on its own raised the fee in the year 2023-24 by increasing it by 4% on the fee fixed by the Committee. Thus the matter is sub judice and moreover the fee fixed is on the higher side. For instance for Session 2026-27 for 11th and 12th Classes the monthly Tuition

fee4 is Rs 6750.

(Manisha Sarin) JKAS

SECRETARY

Member, FFRC

Dated: 27-02-2024