

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

**Subject : Complaint against BOMIS Lawaypora Srinagar**

1. Mr. Showkat Ahmad ..... (Complainant)
2. Chairman/Principal BOMIS Lawaypora Srinagar  
.....Respondent

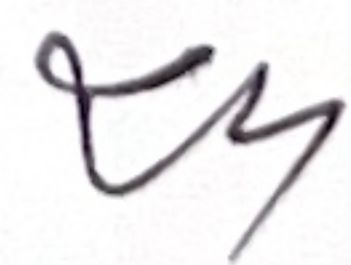
**ORDER**

A complaint was received by this Committee against your school for charging Fee which was not authorized by FFRC. Cognizance of the matter was taken and you were given notice to appear before this committee on 24<sup>th</sup> of August 2023. You failed to appear on the said date and a direction was issued that the matter be placed before the Committee for appropriate action. On your failure Communication was issued by this office on 6<sup>th</sup> of October 2023 to appear before the committee to provide you another opportunity to present your defense before the Committee.

On 20<sup>th</sup> of November Mr Fayaz Ahmad Chairman of the school reported in the FFRC office. He informed that he has not received any communication from this office as it was sent on a incorrect email address. Mr. Fayaz Ahmad provided an alternative email address for any future communications. He assured that necessary documents are being prepared and will be submitted in this office in shortest period of time. These facts were duly recorded on the file.

As of now more than six months have passed but you have not submitted file for regulation of fee. This is clear violation of the stipulated rules. According to rule VII of Rules and Regulations of Jammu and Kashmir Private Schools (Fixation, Determiation and Regulation of Fee) rules, 2022 private schools are required to submit proposal on proper format for fixation of fee to the committee before three months from commencement of new academic session. In case the school fails to submit proposal for fixation regulation and determination of fee within stipulated time the Chairperson is empowered to initiate necessary action for non compliance, provided by rules as under:

- i. *The Committtee shall recommend to the appropriate authority to bar the Private School from taking any new admission for next academic year or to impose a fine equivalent to 10 percnet of the total revenue generated by the private school/society /trust person of individual in the preceding year, as applicable;*





- ii. In addition, the Committee may recommend to the appropriate authority for taking the following action; (a) to take over the management of the private School until it submits a proposal and once the management of the private School has been taken over, the Government shall appoint an Administrator not below the rank of Sub-Divisional Magistrate as Administrative Head of the Private School to ensure its smooth functioning at the cost of School's fund. During this period, no further developmental/procurmement/construction activities shall be taken up in the Private School except activities related to education and safety of children; (b) the apprrppriate authority may withdraw permission and the recongnitionof the Private School as per the procedure laid down;

It has come to the notice of this Committee that, as of today, the school is charging fee without any authorization. Despite direction given by the committee and undertaken by the Chairman of the school on 20<sup>th</sup> of Nov 2023 to submit file for regulation of fee alongwith requisite documents within the shortest period, he has failed to do the same and made himself liable for action as per the rules the details of which are given herein above. The fee being charged by the school if found to be exhorbitant by this committee shall have to be refunded to the affected students.

Before initiating action of imposing fine of 10% of total revenue generated by Private School the Chairman of the school is directed to appear in person before this forum on 20<sup>th</sup> of May 2024 at 2 PM, failing which action as proposed shall be taken against the school without further notice. List on 20<sup>th</sup> of May 2024 at 2 PM.

  
16/5/24  
**Justice Sunil Hali**

(Former Judge)

**Chairperson**

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

No. **FFRC/Comp/2024/Sgr/4036**

Dated: 16/05/2024

**Copy to the :**

1. Principal, Birla Open Minds International School Lawaypora Srinagar for compliance.
2. Complainant for information and compliance