

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION
Old Secretariat, Delhi-110054

No. F.DE/ACT-I/Comp./KPS/2016/ 7803-7809

Dated: 13/04/2016

ORDER

Whereas, the Parents of Kalka Public School, Alaknanda, New Delhi-110019 filed various detailed complaints in the Office of Hon'ble Chief Minister Delhi, alleging various irregularities and violation of Delhi School Education Act, 1973 and rules made there under (hereinafter referred to as the DSEAR, 1973);

AND Whereas, the aforesaid complaints were forwarded to this Directorate with the directions to go through the complaints and take a suitable action against the Management of the said school.

AND Whereas, the parents have made the following allegations against the school authority:-

- 1 The school authority has increased the school fee which includes tuition fee, development fee, annual fee along with other fees for the academic session 2016-17 without approval of this Directorate.
- 2 The parents have been compelled to purchase the books and stationery from school shop on very high rates in comparison to the market rates and no receipt against the purchase of books & stationery.
- 3 The school authority is charging activity fee.
- 4 Transportation fee is on very high rates comparison to the market/private transportation/public transportation.
- 5 The quality of the education in the school is very poor.
- 6 The Principal of the school is involved in politics within the school premises.
- 7 The school authority is charging swimming fee without providing any suitable swimming activity.
- 8 The school is not providing brother/sister concession.
- 9 The school is charging basic hygienic fee.
- 10 The behaviour of teachers towards the students are not up to the mark.
- 11 The basic facilities/infrastructure in the school is very poor.
- 12 The school is not providing single parent concession.

AND Whereas, the parents of the school have also provided the copy of fee receipt for the academic year 2016-17 showing therein the various types of heads under which the school is taking charges against them i.e:-

- 1 Annual Charges
- 2 Medical
- 3 Magazine
- 4 Tuition Fee



Received
Vinoth
14/4/2016
12:00 noon


- 3 Magazine
- 4 Tuition Fee
- 5 Pupil Fund
- 6 Development Fee
- 7 ICT FEE
- 8 I.T./Work Experience Fee
- 9 Swimming
- 10 Late/Re-Admission Fee
- 11 Transport Charges

AND Whereas, as far as enhancement of school fee is concerned, the Directorate vide order dated 19.02.2016 has already issued directions in compliance of order of Hon'ble High Court dated 19.01.2016, delivered in W.P.(C) No.4109/2013, titled as Justice for All Vs Govt. of NCT of Delhi. The operative part of the said letter dated 19.02.2016 is re-produced as under:-

“Therefore, in pursuance to the directions delivered in the judgment as referred above, all the private unaided recognized schools running on the land allotted by DDA/other Govt. agencies on concessional rates or otherwise shall not increase the rates of tuition fee without the prior sanction of Directorate of Education. Accordingly, Point no.6 of this Directorate’s circular dated 16.04.2010 is modified to the extent that the Managing Committee of such schools is not competent to increase the fee to be charged from the students, provided that the allotment letter of the land of such schools/society must contain the condition of seeking prior approval of Director (Education) before increasing the rates of tuition fees”.

The comparative chart of the fee (some of the heads) charged by the school authority for class-IV for the academic session 2015-16 & 2016-17 is as under:-

Fee Heads	Fee in the session 2015-16	Fee in the session 2016-17	Remarks
Annual Charges	8,500	13,500	Appx. 59% (enhanced)
Tuition fee	7,500	11,100	Appx. 48% (enhanced)

Therefore, the enhancement of school fee without prior approval of this Directorate is contravention of the above said order as well as order of Hon'ble High Court.

AND Whereas, compulsory purchasing of books and stationery on higher rates from the school counter/shop without issuing any receipt is concerned, this is in contravention of rule 168 of Delhi School Education Rules, 1973. The school cannot compel any student/parent to purchase books and stationery from the school counter/shop.

AND Whereas, the charging of activity fee, swimming fee, transportation fee and basic hygienic fee from the students/parents is concerned, a proper justification is required from the school authority. In pursuance of fee receipt of the school enclosed

with the complaints, no proper justification is mentioned/given. The school is required to comply with the rule 176 & 177 of Delhi School Education Rules, 1973.

AND Whereas, the involvement of political activity within the school premises is concerned, it is clear cut violation of Rule 50(ix) of DSER, 1973.

AND Whereas, insufficient infrastructure/basic facilities in the school is concerned, which is clear cut violation of rule 50 (vii) & (viii) of DSER, 1973.

AND Whereas, the poor quality of education in the school is concerned, the school authority is required to provide facility to the students in pursuance of rule 51 of DSER, 1973.

AND Whereas, the behaviour of the teachers towards the students in the school is concerned, the behaviour/relation of the teachers should be cordial towards the students/parents of the school and same is governed by rule 122 of Delhi School Education Rules, 1973.

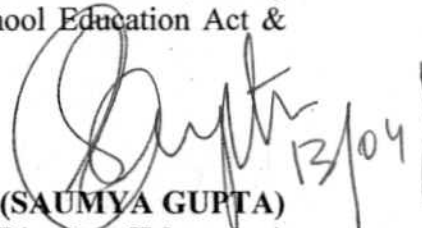
AND Whereas, on going through the said complaints, it reveals that the allegations levelled against the school authority by the parents seems to be genuine and required further clarification from the school authority.

NOW Therefore, in view of the aforesaid violations of various provisions of the Delhi School Education Act, 1973 and rules made there under and non compliance of the order of the Directorate as mentioned above, the Managing Committee/Manager of the Kalka Public School, Alaknanda, Delhi is hereby directed to:-

- 1 Refund the entire enhanced fee to the parents, so collected by the school authority for the academic session 2016-17.
- 2 Not enhance any type of school fee from the academic session 2016-17 onwards without approval of this Directorate.
- 3 Charge the school fee from the students/parents of the school as per the prescribed heads of DSEAR, 1973.
- 4 The school authority cannot compel to the students/parents of the school to purchase the books & stationery from the school's shop/counter and issue proper receipt accordingly against any purchase.
- 5 The school authority is also advised to collect all types of fee and contributions through cheque/DD to ensure the transparency in the functioning of the school.



The Managing Committee/Manager of the said Kalka Public School is also directed to submit the compliance report within 07 days on receipt of this order, failing which appropriate action under relevant provisions of Delhi School Education Act & Rules, 1973 may be taken.


(SAUMYA GUPTA)
Director (Education)

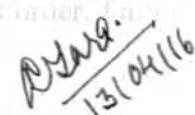
**Managing Committee/Manager
Kalka Public School,
Alaknanda, New Delhi -110019**

No. F.DE/ACT-I/Comp./KPS/2016/ 7803-7809

Dated: 13/04/2016.

Copy for information to:-

1. Principal Secretary to Hon'ble Chief Minister;
2. Secretary to Hon'ble Deputy Chief Minister/ Minister (Education), Delhi
3. OSD to Chief Secretary, Delhi
4. Secretary (Education)
5. DDE (SE)
6. DDE of concerned Zone


(P. LATA TARA)
Deputy Director of Education (Act - I)