

**Government of Jammu and Kashmir
Directorate of School Education, Kashmir**

Subject:- Streamlining of functioning of Private Tuition Centers. .

ORDER NO. 653 DSEK OF 2018

DATED: 24-04-2018

Whereas, the regulation of Private Tuition Centers in the State is governed by the J&K Regulation of Private Tuition Centers Rules-2010, notified by the Government vide Order No. 435-Edu of 2010 dated 30.04.2010 read with Government Order No. 558-Edu of 2015 dated 27.10.2015;

Whereas, Rule 4 of the rules of 2010 provides that every Private Tuition Centers shall, inter alia, notify and display monthly tuition fee charged from students subject-wise and class-wise/course-wise, 15 days before the start of such tuition/course;

Whereas, the grant of registration is subject to various conditions and one such condition provides that the permission shall be restricted for private tuition in two shifts only i.e. one shift half an hour before school timing and other shift half an hour after the working hours of schools;

Whereas, a Public Interest Litigation numbered as PIL No. 17 of 2014 titled Mohammad Ahsan Untoo V/s State of J&K & Ors. Came to be filed in the Hon'ble High Court seeking therein the implementation of above referred norms in letter and spirit;

Whereas, the Division Bench of the Hon'ble High Court of J&K passed an order dated 30.12.2014 in the said matter. Under and in terms of the orders supra, the Hon'ble Division Bench passed various directions. For ready reference direction "e" of the said order is reproduced herein below:

"The Committee shall immediately direct all the Deputy Commissioners of Kashmir Division to visit all the Tuition Centers/Coaching Centers along with the Chief Education Officers of the respective Districts and find out as to whether appropriate facilities, in terms of Rules of 2010, are being provided to the students. They shall also be directed to ensure that the tuition centers/Coaching Centers notify and display monthly tuition fee charged from the students, subject-wise/class-wise/Course-wise. It shall also be ensured that all the tuition centers/coaching centers notify and display the detailed particulars of its faculty members including their qualification and experience"

Whereas, it has been noticed that Rule 4 of the above referred to rules vis-a-vis notifying the fee structure, as also reiterated in the terms and conditions of the registration granted in this regard, is being observed in breach, which also tantamount to willful disobedience of the directions of the Hon'ble Division Bench quoted above;



Whereas, various complaints were received from time to time, regarding deviation of the above referred to norms by the Private Tuition Centers and accordingly notices were issued to the Private Tuition Centers to strictly adhere to the norms combining the fact that the Private Tuition Centers are being run in violation of norms/ regulations;

Whereas, despite issuance of notices to the said Private tuition centers to adhere to the directions / regulations, there was no response to such notices corroborating the fact that the Private Tuition Centers are being run in violation of set norms and regulations;

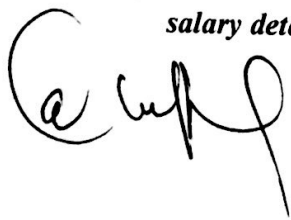
Whereas, a meeting was held on 13.12.2017 with all the stakeholders of private tuitions centers in the Directorate of School Education Kashmir wherein they were instructed to strictly adhere to the extant norms governing the regulation of Private Tuition Centers;

Whereas, it has been noticed that Private Tuition Centers continue to conduct classes in violation of the prescribed timing and as a result thereof, distraction of the students is caused, which leads to various problems including Law and Order problem in certain cases as good number of students who are taking tuition from Private Coaching Centers report late in the schools;

Whereas, a meeting was held on 10.04.2018, under the Chairmanship of Divisional Commissioner, Kashmir. The Law Enforcement agencies during the meeting informed that due to frequent violation of norms/ regulations and allowing students to gather outside tuitions centers, which apart from causing grave law and order problem, creates every likelihood of threat to life and security of such students and general public as well;

Whereas, the situation was reviewed in a meeting held on 22-04-2018 in which Secretary to the Government School Education, Department J&K, the Director School Education, Kashmir, Joint Directors, Chief Education Officers and the Heads of the schools attended which was chaired by the Hon'ble Minister for Education and it was decided to temporarily suspend the authorization to conduct Private tutoring of the students enrolled in schools upto Class 12th, for a period of **90 days**. However, it was further decided that the situation will be reviewed after a period of **15 days** and till then the Private registered tuitions centers will have to provide information on the following points which will help in deciding future course of action in the matter;

- a) *Class-wise number of students enrolled for Private Tutoring;*
- b) *Class-wise fee charged from students' along with the details of authority/norms under which such fee has been fixed.*
- c) *Full details of faculty engaged for coaching/tutoring along with their salary details.*

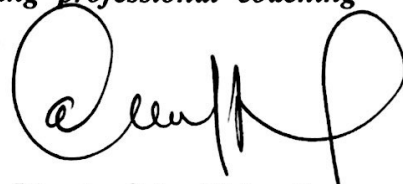


d) Details of infrastructure, location of Private tuition Centers.

In view of the above position, it is hereby ordered that:-

- 1. The authorization to conduct Private academic tutoring by the Private Registered Tuition Centers is suspended for a period of 90 days, subject to review as detailed above;**
- 2. All the registered Private Tuition/coaching Centers shall furnish the details as indicated above with regard to enrolment of the students, fee structure, faculty engaged for coaching/tutoring along with their salary details within a period of 10 days so as to get a proper feedback for deciding future course of action.**
- 3. The un-registered Private Coaching/ Tuition Centers, if any operating, shall be closed immediately.**

However, the above order shall not be applicable in respect of students who have already passed Class 12th and are taking professional coaching through registered Private Coaching/Tuition Centers.



**Director School Education
Kashmir**

NO: DSEK/PS/306

Dated: - 24 / 04 / 2018

Copy to the:-

- 1) Divisional Commissioner Kashmir for information.
- 2) Secretary to Government, School Education Department for information.
- 3) All Deputy Commissioners with the request to direct the District Monitoring Committee to take immediate follow up action.
- 4) All Chief Education Officers for information and necessary action.
- 5) Private Secretary to Minister for Education for information of the Hon'ble Minister.
- 6) Private Secretary to Minister of State for Education for information of the Hon'ble Minister of State.
- 7) Order file/Stock file.