

F.Y. 2021-22
F.Y. 2022-23
F.Y. 2023-24
FEE REGULATORY COMMITTEE (SELF FINANCED SCHOOL)
(Ahmedabad zone)

Order No: 1

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No.FRC / 861 - Ahmedabad-Rural / 862 / Final Order / 2021-22 / 872-74

U-Dise Code: 24070402612

Date of order : 12-02-2024

Dispatch date : 26-02-2024

To,
Zydus School for excellence,
Nr. Godhavi Village,
B/h. Vanashree Farm,
Bopal Sanand Road,
Ahmedabad - 382 115

:: READ ::

- (1) Proposal for the A.Y: 2021-22 submitted by Zydus School for excellence, Nr. Godhavi Village, B/h. Vanashree Farm, Bopal Sanand Road, Ahmedabad - 382 115, for Pre Primary, Primary, Upper Primary, Secondary and Higher Secondary (Gen.) and Higher Secondary (Sci.) (CBSE English Medium) along with relevant documents.
- (2) Provisional order passed by the FRC on 24-01-2022 for academic year 2021-22, 2022-23 & 2023-24.
- (3) Modified Provisional Order passed by the FRC to keep in abeyance for the final order for academic year 2021-22, 2022-23 & 2023-24 till the disposal of SCA No. 15329 of 2019.
- (4) Notice to remain present for hearing on 31-01-2024.

(U.M.Bhati)

Chairman,
FRC, A'bad zone.

Corrigendum Final order - 2021-22 to 2023-24 - Zydus School for Excellence, Godhavi.

- (5) School written submission to order to pass final order for academic year 2021-22, 2022-23 & 2023-24 after the disposal of SCA No. 15329 of 2019.
- (6) Letter of the school rectify mistake in the order dtd.12-02-2024 by the FRC.

Corrigendum FINAL ORDER
after the disposal of SCA No. 15329 of 2019
against the provisional order dtd.24-01-2022
for the academic year 2021-22, 2022-23 & 2023-24.

1. Zydus School for excellence, Nr. Godhavi Village, B/h. Vanashree Farm, Bopal Sanand Road, Ahmedabad – 382 115, has filed its proposal for Academic Year 2021-22 for Pre Primary, Primary, Upper Primary, Secondary and Higher Secondary (Gen.) and Higher Secondary (Sci.) (CBSE English Medium) along with relevant documents. After considering the said proposal along with the documents attached therewith, the Fee Regulatory Committee hereby the provisional fees for the academic year 2021-22.
2. After considering the proposal of school of dated 31.05.2021 to fixing the fees for the year : 2021-22 and other documents and perusal of the Revised Final order of FRC dated : 29.03.2019 for the academic year : 2017-18 with 5% rise per each year in academic year : 2019-20 that is for Pre Primary Rs.44100/-, for Primary Rs.44100/-, for Upper Primary Section Rs. 44100/-, for Secondary Section Rs. 51818 and for Higher Secondary (Gen.) Rs. 54022/-, Higher Secondary (Sci.) Rs. 57330/- (CBSE English Medium) for the academic year : 2019-20.
3. Moreover gone through the earlier Provisional order of the FRC of dated : 24.02.2020 for the A.Y : 2020-21 and also read final order of dated 23.12.2020, its become clear that FRC passed final order as per the Govt. Resolution of dated 07.10.2020 due to COVID pandemic. As per the letter of the school of dated 31.05.2021, FRC has determined the fess for the A.Y : 2021-22 to 2023-24.

(U.M.Bhatt)

Chairman,
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Corrigendum Final order – 2021-22 to 2023-24 - Zydus School for Excellence , Godhavi.

4. Then after committee take stands to consider covid pandemic situation from March- 20 to till the date, all the school runs online and physical school started for the secondary education approx in the month of July-2021 and all are affected by worst economic condition's. So many parents loose their jobs their earning also affected and government also passed necessary resolutions on dated 07.10.2020 for the ceiling limit of fees for the academic year: 2020-21 and directed to collect fees which is determined by the FRC in the A.Y: 2019-20 and also collected 75% of aforesaid of the A.Y: 2019-20. So committee comes to conclusion that their must be some balance fee structure should be decided for both parents and relevant school also. So for that some criteria taken in the consideration. By looking to the financial statement and the real condition of pandemic situation. There may be some standing expanse occurred by the school in running the school online. Likewise salary of the teacher's Etc., simultaneously the parents also suffer economical loss and they also having expense for the Wi-Fi connection etc. and also even though they have paid 75% fees of A.Y: 2019-20 to the school. And parent's of above school and above school authorities passed through above situation. Hence committee determined the just and fair fee structure for the A.Y: 2021-22 on the basis of the fee structure determined by the FRC for the A.Y: 2019-20 and giving reasonable rise to the school, Hence, passed following provisional order for A.Y: 2021-22.

| Section CBSE English Medium | Final Fees determined by the committee for academic year 2019-20 | Fees proposed by the school for academic year 2021-22 | Fees provisionally determined by the committee for academic year 2021-22 |
|-----------------------------------|---|---|--|
| Pre Primary | 44100/- | 68000/- | 46500/- |
| Primary | 44100/- | 66000/- | 46500/- |
| Upper Primary | 44100/- | 75000/- | 46500/- |
| Secondary | 51818/- | 86000/- | 54500/- |
| Higher Secondary (Gen.) | 54022/- | 118000/- | 57000/- |

(U.M.Bhatt)

Chairman,

FRC, A'bad zone.

Corrigendum Final order - 2021-22 to 2023-24 - Zydus School for Excellence, Godhavi

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|-------------------------|---------|----------|---------|
| Higher Secondary (Sci.) | 57330/- | 170000/- | 60000/- |
|-------------------------|---------|----------|---------|

5. The above provisional order passed on 24-01-2022 and at the relevant time SCA No. 15329 of 2019 was pending. Then on 23-06-2022, the FRC passed another Modified provisional order after an objection raised by the school against the provisional order dtd.24-01-2022 agreeing with the submission of school representative to keep provisional and final order for the A.Y : 2021-22 in abeyance till the final out come disposed of matter before the Hon. Gujarat High Court. Then the matter was decided by the Hon'ble High Court on 22-07-2021 and pending SCA No. 15329 of 2019 was also decided as allied matter in SCA No.2356 of 2021 dtd.22-07-2021.

6. Notice issued by the FRC to remain present and the school representatives Su.Shri.Alka Murthy (Principal), Shri.J.B. Gor (Representative), Mr.Nikunj Raval (Advocate) and Shri. Srinivas Kotra(Representative) were present on 31-01-2024. They produced written submission and mainly to consider the judgment of Hon'ble High Court of Gujarat of SCA No.2356 of 2021 dtd. 22-07-2021. It is stated that 5% has been considered by the FRC in the order of fee structure of 2017-18 to 2019-20 but on account of passage of time as well as inability of parents to pay belatedly, the school was only able to collect 50% of such amount permitted by the FRC only for the year 2023-24. The FRC has ordered 5% rise in the 2021-22 for the year 2022-23 and 2023-24 and requested to consider 6.62% inflationary cost for minimum wages, financial assistance to 17 students 129 RTE students. Lastly requested to approve the proposed fee structure.


7. The FRC is required to exercise the power conferred upon it in a very balanced manner so as to see that on one hand the school management is not deprived of the legitimate fees to be charged from the students and the students also should not suffer by paying exorbitant fees charged by the Self Financed School. The object of the Gujarat Self Financed Schools (Regulation of Fees) Act, 2017 is to prevent " **profiteering** " which is defined in Section-

2(r). According to the judgment of Hon'ble Gujarat High Court in SCA No. 2356 of 2021 dtd. 22.07.2022, the school is entitled to collect one month fee as term fees twice in a year and also one month fee as admission fee in case of new admission. While determining the fees structure, it is always to be kept in mind that parents have high ambition to connect their children with reputed school and achieve modern and effective education which may lead their children towards a path of their great success in life. At the same time, it should be the expectation of all concerns from the leading institutions that they can always take care of expectations of others and provide the superb opportunity of studying in their institutions at the possible lowest rate of fee structure.

8. On consideration of the provisional order passed on 24-01-2022, for the academic year 2021-22 to 2023-24, 5% rise has been given by the FRC. At that time the school was not entitled to collect two terms fees in a year and an admission in case of new admission fee as per the order of the Hon'ble High Court of Gujarat. After pronouncement of the judgment on 22-07-2021, the school is entitled to collect two terms fees in a year and an admission fee in case of new admission which can be calculated as fee divided by 12 x 2 = two month terms fee which school is entitled to collect and fee divided by 12 = one month admission fee for a new admission which school is entitled to collect during the year. In the concise opinion of the FRC, these increases may be 16% for a year. So, the FRC has decided to keep the same fee structure to prevent exorbitant fee from the parents and the school management can very well understand the increase for the past years and coming years.

9. Hence, considering the entire scenario of the school, the FRC has determined the just and fair fees **considering the provisional order and judgment and written submission of the school, for the academic year 2021-22, 2022-23 and 2023-24**, the FRC has determined fees for smooth running of the school as against the proposal as shown in below table.

(U.M.Bhatt)

 Chairman,
FRC, A'bad zone.

Corrigendum Final order – 2021-22 to 2023-24 - Zydus School for Excellence, Godhavi

| Section CBSE English Medium | Final Fees determined by the committee for academic year 2019-20 | Fees proposed by the school for academic year 2021-22 | Fees provisionally determined by the committee for academic year 2021- 22 | Fees Finally determined by the committee for academic year 2021-22 (After decision of SCA No.2356/2021) |
|--------------------------------------|--|---|--|---|
| Pre Primary | 44100/- | 68000/- | 46500/- | 46500/- |
| Primary | 44100/- | 68000/- | 46500/- | 46500/- |
| Upper Primary | 44100/- | 75000/- | 46500/- | 46500/- |
| Secondary | 51,818/- | 86000/- | 54500/- | 54500/- |
| Higher Secondary (Gen.) | 54022/- | 1,18,000/- | 57000/- | 57000/- |
| Higher Secondary (Sci.) | 57330/- | 1,70,000/- | 60000/- | 60000/- |

8. The above order passed by the FRC and it was sent to the school on 17-02-2024. Then the school has made written request to rectify the final order as there is an error apparent on the record. It is stated therein that provisional order for the 2021-22 to 2023-24 has been attached for kind reference. The school is not asking unreasonable hike/rise in the fees but the genuine 5% rise given in the order has not been considered while passing the above order. This is an error apparent on the record which require to be rectified by the FRC.

9. On close scrutiny of para-8 of this final order dtd.12-02-2024, it clearly reflects that the words “ So, the FRC has decided to keep the same fee structure to prevent exorbitant fee from the parents and the school management can very well understand the increase for the past years and coming years.” Therefore, the words the FRC has decided to keep the same fee structure means that the fee structure of 2021-22,2022-23 and 2023-24 order ought to be continued. On perusal of the provisional order

(U.M.Bhatt)-


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Corrigendum Final order – 2021-22 to 2023-24 - Zydus School for Excellence, Godhavi


dtd.24-01-2022, it clearly implements the condition No.6 which is reproduced as under :

6. If the school have no objections on above provisional order of the A.Y.2021-22, then treated above order as final order and as per the final order, the school is permitted to collect the fees for the academic year 2022-23 and 2023-24 by giving rise on the above provisional fees order. i.e.(add 5% in the A.Y.2022-23 and on above add 5% in the A.Y.2023-24.

10. On consideration of the above facts by the FRC, the order passed on 12-02-2024 ought to be considering the provisional order passed by the FRC on 24-01-2022 as out ward No.FRC/A'bad Zone/ Ahmedabad Rural/862/21-22/19730-32 dispatch date: 01-02-2022. However, due to inadvertence in consideration of the condition No.6, the order dtd.12-02-2024 passed without considering the condition No.6 of the provisional order dtd.24-01-2022. the FRC had to pass the order by adding 5% for the A.Y.2022-23 and above by adding 5% for the A.Y.2023-24. This increase is for all school uniformly and order is still being passed the FRC. The same is the error apparent on the face of the record is necessary to be considered. The FRC has decided to correct the the error apparent on the face of the record to review the same and to correct the order dtd.12-02-2024 and to pass corrigendum order for the academic year 2021-22, 2022-23 and 2023-24. So, the corrigendum order has been passed by the FRC which has been shown in the below table :

| Section | Fees Finally determine d by the committee for academic year 2021-22 | Fees proposed by the school for academic year 2021-22 | Fees Finally determined by the committee for academic year 2022-23 (by adding 5%) | Fees Finally determined by the committee for academic year 2023-24 (by adding 5%) |
|-----------------------------|---|---|---|---|
| ICSCCE English Medium | | | | |

(U.M.Bhatt)

 Chairman,
FRC, A'bad zone.

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|-------------------------|---------|------------|----------|----------|
| Pre Primary | 46500/- | 68000/- | 48,825/- | 51,266/- |
| Primary | 46500/- | 68000/- | 48,825/- | 51,266/- |
| Upper Primary | 46500/- | 75000/- | 48,825/- | 51,266/- |
| Secondary | 52000/- | 86000/- | 54,600/- | 57330/- |
| Higher Secondary (Gen.) | 57000/- | 1,18,000/- | 59850/- | 62843/- |
| Higher Secondary (Sci.) | 60000/- | 1,70,000/- | 63,000/- | 66,150/- |

:: Terms and conditions ::

- (1) The school is not permitted to collect fees more than the fees determined for the academic year: 2021-22 except permissible.
- (2) It is further made clear that the School is permitted to collect term fees of ~~one month as permitted for two terms in a year~~ and admission fees of one month only in case of new admission.
- (3) It is also made clear that the School should either return the excess fees collected by the School for the previous year or give adjustment thereof, in the fees of 2024-25 quarters.
- (4) This corrigendum final order for the A.Y.2021-22 and the school is permitted to collect fees for the academic year 2022-23 and 2023-24 by giving 5% rise on the above final fees order (i.e. add 5% in the A.Y.2022-23 and on above add 5% in the A.Y.2023-24) is as shown in the table.

(U.M.Bhatt)

 Chairman,
FRC, A'bad zone.

Corrigendum Final order - 2021-22 to 2023-24 - Zydus School for Excellence, Godhavi.

(5) If the School Management has any grievance against the final order of the fees determined by the Committee, it shall have a right to file revision application before the Hon'ble Fee Revision Committee, Gandhinagar along with challan of Rs.10,000/- as fee for filing Revision.

(6) Any violation of this order shall be dealt with by the Committee in accordance with law, on being brought to the notice of the Committee by any aggrieved party.

(7) The School is directed to place the final order determining the final fees on its notice board as well as on its website in Gujarati and English.


(U.M.Bhatt)
Chairman

Sd _____
(B. N. Patel)
Member

Copy forwarded to:

1. District Education Officer, Ahmedabad Rural for necessary action.
2. District Primary Education Officer, Ahmedabad Rural, for necessary actions by them.

