

From

Commissioner and Director General  
School Education, Haryana,  
Chandigarh

To

The Manager,  
Modern Vidya Niketan Sr. Sec. School Sec.17, Faridabad.

Memo No. 7/75-97 S-I (4)

Dated, Chandigarh, the

9-12-05

**Subject: - SHOW CAUSE NOTICE**

Your management is running school namely Modern Vidya Niketan Sr. Sec. School Sec.17, Faridabad, affiliated with Central Board of School Education, New Delhi (CBSE). To comply with the necessary requirement provided under the Rules for affiliation with the CBSE, the Education Department, Government of Haryana has issued No Objection Certificate (NOC) to your institution.

Whereas in the public interest litigation 15500 of 1997 the Hon'ble Punjab and Haryana High Court has given the directions to the State Govt. to take decision on the writ petition of the petitioner by treating it as representation of the petitioner regarding fee structure and demanding exorbitant fee from the students by various public schools affiliated with CBSE.

That in compliance of the Hon'ble Courts directions you were asked to supply the fee structure of past 5 years and present in person on 20.05.2005 & 17.06.2005 to explain the position vide office order dated 11.05.2005 & 06.06.2005. But you failed to supply the required information to the State Govt. in time and did not present yourself before undersigned on 20.05.2005 and 17.06.2005. The officer of this Directorate was deputed on 19.10.2005 to collect the information from your institution regarding fee structure and fee fixation formula under the obligation of HUDA /CBSE by-laws. You have refused to show the record and did not provide the relevant information to the Inspecting Officer with the contention that school is affiliated with CBSE and the officers from Haryana Education Department cannot check the record of the school. The above act of refusing to show the relevant record as required for the Court case clearly shows that you have violated the provisions of Haryana School Education Rules, 2003 and affiliation bye laws of CBSE.

That as per conditions of recognition under Rule 30(1) (a) (xxvii) of Haryana School Education Rules 2003, all the records of the schools are open to inspection by any officer authorized by the Director or the appropriate authority at any time and the school furnishes such information as may be necessary to enable the Government or the Director to Discharge its or his obligations to the affiliated board, as the case may be. Even as per affiliation bye laws of CBSE "The school shall supply information and returns called for by Board /State or Central Govt. within the prescribed time given for its furnishing to the authority concerned and there will be no objection to the school authority on the inspection of school by the officers of Haryana Education Department." Further under Section 4 (6) of Haryana Schools Education Act 1995 "Every existing recognized school or schools which are already affiliated with Boards

Council for Indian School Certificate Examinations other than Board of School Education, Haryana (to obtain 'No Objection Certificate' from the Government, shall be deemed to have been notified under this section and shall be subject to the provisions of this Act and the rules made there under.)

Since you have failed to abide by the conditions of affiliation bye laws of CBSE and provisions of Haryana School Education Rules, 2003 and your non cooperative attitude in the implementation of the Court's directions renders yourself liable to action under the provision of these Rules. Therefore, I am of the view that why recognition and NOC granted to your school should not be withdrawn for non adhering the conditions of recognition in exercise of the power conferred upon me, under rule 43(1) (a) and (b) of Haryana School Education Rules, 2003. However before taking any final decision in the matter I hereby give you an opportunity to clarify your position. Your reply, if any, should reach the undersigned within 15 days from the receipt of this notice failing which it will be presumed that you have nothing to say in this regard and ex-parte decision will be taken against you.



FR  
DDA/AEO/ARO/SDE(S)  
SR/AO/SO  
ASST./School

Admn.  
5/1/17  
A/Ad

75/5  
23/2-05

(K.K.Khandelwal)  
Commissioner and Director General  
School Education, Haryana, Chandigarh

Endst. No. EVEN

Dated, Chandigarh, The 14/2-05

A copy is forwarded to the following for information and necessary action: -

- 1. Chief Administrator HUDA, Panchkula.
- 2. Secretary, Central Board of School Education, New Delhi.
- 3. Administrator HUDA, Faridabad.
- 4. District Education Officer, Faridabad.

for Commissioner and Director General  
School Education, Haryana, Chandigarh

Endst No 72 → Dated 3-1-06

A copy of the above is forwarded to the Estate Office HUDA Faridabad for information & n/a etc.

Administrator  
Haryana Urban Dev. Authority  
Faridabad