

DIRECTORATE OF SECONDARY EDUCATION: ODISHA, BHUBANESWAR
NO OBJECTION CERTIFICATE

No. 9635 //Dtd.03-04-2023
2C-79-2022-VI

The Hon'ble High Court of Orissa in their order dtd. 14-02-2023 have disposed of WP(C) No.3386 of 2023 filed by Mount Litera Zee School, Bhagabatipur, Dist- Khordha with the following direction in the operative part of the order:

"xxx this Court deems it proper to dispose of the writ application at the stage of admission by directing the opposite party No.2 & 4 to grant of NOC to the Petitioners' school forthwith subject to fulfillment of the criteria which is required to be fulfilled for grant of NOC. Accordingly, it is directed that let the petitioner approach the opposite party Nos.2 & 4 along with a certified copy of this order forthwith. In the event, the petitioner approaches the opposite party Nos.2 & 4 they shall consider the case of the petitioner in the light of the direction given hereinabove as expeditiously as possible, preferably within a period of ten days i.e. not later than 24.02.2023 without being influenced by the decision under Annexure-4. The decision so taken shall be intimated on the very same day to the petitioner. In the event, the NOC is granted to the petitioners' school, the opposite party No.3 shall do well to open the official portal of OASIS and SHIKSHA managed and maintained by the opposite party No.2 allowing the Petitioners' school to login and upload the details forthwith on production of the certified copy of this order. The authorities are directed to act upon production of the certified copy of this order. xxx."

That, the petitioner did not submit any certified copy of the above order, as directed by the Hon'ble Court. In view of the dateline of 10 days allowed by the Hon'ble Court the OP No.2 re-considered the matter and passed a reasoned order vide No. 5647 Dt. 23-02-2023. Based on discussions in the agenda item and decision thereon as recorded in the proceedings the above order dt. 23-02-2023 was issued. The petitioner was not satisfied and he perpetuated the litigation in next round WP(C) No. 6326/2023 and simultaneous CONTC No.2003/2023.

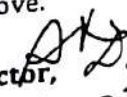
After taking stock of the new developments in the intervening period arising out of compliance made by the petitioner of different deficiencies and after due deliberations with authorities concerned the whole issue was re-examined *de novo* with reference to standpoints agitated in a continuous series of litigations.

Now therefore, No Objection Certificate (NOC) is hereby granted in favour of Mount Litera Zee School, Bhagabatipur, Kantabad, Chandaka, Khordha provisionally for one year from the date of issue subject to following conditions and post facto approval of the HPC:

CONDITIONS


1. The School will be managed by Gurukrupa Foundation Trust, At. Plot No. 45/7, Laxmi Sagar, Bhubaneswar.
2. The No Objection Certificate (NOC) issued hereinabove shall be subject to the terms & conditions as prescribed in G.O No. 30720/SME dtd.23.09.96 and No. 29519/SME dtd. 26.09.1998 read with G.O No. 10011/SME dtd.11.06.2004. Any relaxation extended this year shall be fulfilled within one year.
3. The school shall be open to inspection by the Officers of S & ME Dept. as and when required.
4. No Financial Assistance or any kind of Grant-in-Aid (either recurring or non- recurring) will be claimed by the institution from the Government at any point of time.
5. The High Power Committee shall be competent to review the NOC now granted to the institution concerned and shall be competent to withdraw the same on violation of terms and conditions laid down in Govt. Acts / Rules / Executive Instructions.
6. The Managing Committee shall be constituted in accordance with provisions in Sec-7 of the Odisha Education Act-1969 as amended from time to time.
7. The school shall not be shifted from its present location without prior approval of Director, Secondary Education, Odisha.
8. The ROR of the land on which the school now stands at Bhagabatipur, Dist: Khordha shall be in school name before renewal of this NOC next time or one year whichever is earlier.
9. The Form-I stated to be submitted is not as per format. The School must submit the same within two weeks

This Directorate Order No. 5647 Dt. 23-02-2023 shall stand modified as above.

Director,  3.4.2023
Secondary Education, Odisha.

Memo No. 9636 / Date. 03-04-2023

Copy forwarded to the Chairman, Mount Litera Zee School, Bhagabatipur, Kantabad, Chandaka, Khordha - 752054 for information and necessary action.

 3.4.23
Joint Director (H & S)

Memo No. 9637 / Date. 03-04-2023

Copy forwarded to the District Education Officer, Khordha / Regional Officer,
CBSE, Chandrasekharpur, Bhubaneswar for information and necessary action.

3.4.23
Joint Director (H & S)

Memo No. 9638 / Date. 03-04-2023

Copy forwarded to the Additional Secretary to Govt., School & Mass Education
Department, Odisha, Bhubaneswar for kind information. This may be included in the
agenda items in next meeting of the HPC.

3.4.23
Joint Director (H & S)

Memo No. 9639 / Date. 03-04-2023

Copy forwarded to the Secretary, CBSE, Shikshya Kendra-2, Community Centre,
Preet Vihar, Delhi-110301 for information and necessary action.

3.4.23
Joint Director (H & S)