

23.02.2026**DRAFT OF THE BIHAR COACHING CENTRES (CONTROL AND REGULATION)****BILL, 2026**

A

Bill

to make provisions for coaching centres of the State to register, control, regulate and determine minimum standards and requirements for registration of such centres, to take care of interests of students and provide them career guidance and psychological counselling for mental well-being, to take appropriate measures to provide security and reduce stress among students enrolled in the coaching centres, and to provide better academic support and holistic development of students in preparation of different competitive examinations and admission into specialized institutions etc. and for matters connected therewith or incidental thereto.

Be it enacted by the Bihar State Legislature in the Seventy-seventh Year of the Republic of India, as follows:-

1. **Short title, extent and commencement-** (1) This Act may be called the Bihar Coaching Centres (Control and Regulation) Act, 2026.
- (2) It shall extend to the whole of the State of Bihar.
- (3) It shall come into force from the date of its notification in the Official Gazette.

2. **Definitions-** In this Act, unless the context otherwise requires-

- (a) “advertisement” means and includes any notice, circular, label, wrapper, billboard and poster etc. in any form including print, digital, broadcast, designed to promote service or brand to attract attention of potential customers, and to persuade them to take a specific action;
- (b) “Authority” means Bihar Coaching Centres (Control and Regulation) Authority to be notified by the Government under section 3 of this Act;
- (c) “coaching” means tuition, instructions or guidance in any branch of learning imparted to students;
- (d) “coaching centre” includes a centre, established, run, or administered by any person or group of persons to provide coaching for more than 25 students in any study programme or

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competitive examinations or academic support to students studying in any institution;

- (e) "District Committee" means committee constituted under section 5 of this Act;
- (f) "fees" means the sum of money paid for coaching to the registered coaching centre and includes admission fees, teaching fee, registration fees etc.;
- (g) "Government" means Government of Bihar;
- (h) "Hostel" means a residential accommodation provided by a coaching centre or person or a society, trust, company to ten or more students on payment basis;
- (i) "institution" means school or any other educational institution recognized or controlled by, or affiliated to a Board, or controlled or recognized by State/Central Government, an affiliated college, and associated college, a constituted college, a university or educational institution established under the Act of Central Government or State Government;
- (j) "parent" means biological father or mother of a student and for the purpose of this Act, includes a person who has legal responsibility for a student, regardless of biological connection;
- (k) "person" means an individual and includes a group of persons or a body corporate, or a trust, firm or society or an institution;
- (l) "prescribed" means prescribed under this Act or by rules made under this Act;
- (m) "proprietor" means a person who owns a coaching centre;
- (n) "registered coaching centre" means the coaching centre registered under this Act;
- (o) "rules" means rules made under this Act;
- (p) "student" means a student enrolled in coaching centre;
- (q) "students' parent" means parent of the student enrolled in the coaching centre;
- (r) "tutor" means a person who guides or trains students in any coaching centre and includes tutor giving specialized tuitions; and
- (s) "University" means a university established or incorporated by or

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under a Central Act or a State Act, and includes any such institution as may, in consultation with the University concerned, be recognized by the University Grants Commission in accordance with the regulations made in this behalf under University Grants Commission Act, 1956 (Central Act No. 3 of 1956).

3. Establishment and constitution of the Bihar Coaching Centres (Control and Regulation) Authority- (1) After the commencement of this Act, the State Government shall, by notification in the Official Gazette, establish and constitute for the purpose of this Act, an Authority, to be called the Bihar Coaching Centres (Control and Regulation) Authority.

(2) The Authority shall consist of the following, namely:-

- (i) Additional Chief Secretary, Education Department -
Ex Officio Chairman
- (ii) Director General of Police or his nominee not below the rank of Deputy Inspector General of Police - *Ex Officio* Member
- (iii) Secretary, Education Department - *Ex Officio* Member
- (iv) Secretary, Higher Education Department - *Ex Officio* Member
- (v) Secretary, Health Department - *Ex Officio* Member
- (vi) Secretary, Social Welfare Department - *Ex Officio* Member
- (vii) Secretary, Youth, Employment and Skill Development Department - *Ex Officio* Member
- (viii) Director, Secondary Education - *Ex Officio* Member
- (ix) Director, Primary Education - *Ex Officio* Member
- (x) Director, SCERT - *Ex Officio* Member
- (xi) An officer not below the rank of Accounts Officer nominated by the Secretary, Finance Department - *Ex Officio* Member
- (xii) Two representatives from coaching centres nominated by the Chairman of the Authority- Member
- (xiii) Five representatives from student's parents nominated by the Chairman of Authority out of which one member shall necessarily be from SC / ST community, one member shall necessarily be from BC / EBC community, one member necessarily be a female and one member shall necessarily be such that his / her ward is from physically disabled category

– Member

- (3) The term of nominated non-government members shall be one year from the date of their nomination. A nominated non-government member shall not be eligible to be nominated for a consecutive tenure. No remuneration or honorarium or any other payment shall be provided to the nominated non-government members.
- (4) For the purpose of nomination of non-government members, the Chairman shall invite applications by way of public notice and shall nominate the non-government members after conducting an interview.

4. Powers and functions of the Authority-

- (1) The Authority shall meet as often as may be necessary but at least once in every two months at such time and such place as may be prescribed.
- (2) The Authority shall monitor performance of District Committee and give directions to the district authorities, as are necessary for ensuring compliance of provisions of this Act and rules and orders made thereunder.
- (3) The Authority may issue general guidelines from time-to-time in consonance with the objectives and provisions of this Act to regulate the coaching centres within the state of Bihar.
- (4) The Authority may issue special orders in the interest of the overall well-being of the students in extraordinary circumstances such as pandemic, extreme weather conditions, famine, flood etc.
- (5) The Authority shall establish and maintain a portal with features as may be prescribed, in accordance with the provisions set forth herein.
- (6) The Authority may establish a 24x7 call centre for each district for the purpose of addressing grievances of students enrolled in coaching centres.
- (7) The Authority shall ensure that District Committee redresses grievances in a prescribed time limit.
- (8) The Chairman of the Authority shall entertain the appeal preferred under section 21 of this Act against the order of the District Committee.
- (9) The Authority or any officer authorized by general or special order in this behalf by the Chairman, if he has reason to believe that, there is or

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has been any contravention of provisions of this Act or the rules made thereunder, may inspect any premises of coaching centre and ask for any such records, accounts, register or other documents for the purpose of ascertaining whether there is or has been any such contravention and if the Authority is of the view that further action is required the Authority may refer the matter to District Committee for necessary action.

(10) The Authority shall, for the purpose of discharging its functions under this Act, have the same powers of a civil court as are vested in a court under the Code of Civil Procedure, 1908 (Central Act No. 5 of 1908) while performing functions under the Act, in respect of the following matters, namely:-

- (a) summoning and enforcing the attendance of witnesses;
- (b) requiring the discovery and production of any documents
- (c) requisitioning any public record or copy thereof from any office;
- (d) receiving evidence on affidavits; and
- (e) issuing commissions for inspection

(11) Any other function for interest of students, holistic development of students, career guidance, psychological counselling and mental well-being etc. of students.

5. District Committee- (1) The State Government shall constitute a District Committee as prescribed, in each district.

(2) The District Committee shall consist of the following members, namely:-

- (i) District Magistrate - *Ex Officio* Chairman
- (ii) Superintendent of Police - *Ex Officio* Member
- (iii) Additional District Magistrate (Administration) –
Ex Officio Member
- (iv) Deputy Development Commissioner - *Ex Officio* Member
- (v) Chief Medical Officer - *Ex Officio* Member
- (vi) A psychiatrist from Government Hospital to be nominated by the
Chief Medical Officer - *Ex Officio* Member
- (vii) District Education Officer - *Ex Officio* Member
- (viii) An officer not below the rank of Accounts Officer nominated by

the Chairman of the District Committee- *Ex Officio* Member

(ix) Principal of any Government Post Graduate College at district headquarter nominated by Chairman - Member

(x) Two representatives from coaching centres nominated by the Chairman of the District Committee- Member

(xi) Two representatives from student's parent nominated by the Chairman of District Committee – Member

(4) The term of nominated non-government members shall be one year from the date of their nomination. A nominated non-government member shall not be eligible to be nominated for a consecutive tenure. No remuneration or honorarium or any other payment shall be provided to the nominated non-government members.

(5) For the purpose of nomination of non-government members, the Chairman shall invite applications by way of public notice and shall nominate the non-government members after conducting an interview.

6. Powers and functions of the District Committee-

(1) The District Committee shall carry out the following functions:-

(a) to ensure implementation of the policies, recommendations, and directions of the Bihar Coaching Centres (Control and Regulation) Authority;

(b) to register the coaching centre and to renew the registration certificate or refuse the renewal, as per provision of section 7 of this Act;

(c) to take all such steps as necessary for ensuring the promotion and protection of students along with ensuring imparting of quality education in all coaching centres;

(d) to ensure that the coaching centre does not charge total fee in one time and option shall be given to the parents to pay the fee in minimum four equal instalments within the duration of the course;

(e) to constitute Grievance Redressal Cell at the district and block level for prompt and effective resolution of the grievances of students and their parents as may be prescribed;

(f) to take steps to rein in the malpractices of bogus advertisement, false claims, lucrative offers etc. by coaching centres;

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- (g) to enquire about the complaints made by the students or parents as per the provisions of section 18 of this Act;
- (h) to inspect *suo moto* or upon any complaint, any records of a coaching centre by itself or any person or persons authorised by the Chairman of District Committee. The owner or person-in-charge of the coaching centre shall produce before the District Committee such records as may be required during the inspection;
- (i) to give directions for refund of remaining fee in case a student has paid for the course in full and is leaving the course in the middle of the prescribed period out of the fees deposited earlier for the remaining period, on pro-rata basis within ten days. District Committee may direct to refund the hostel fees and mess fee etc. if the student is staying in the hostel of the coaching centre;
- (j) to ensure that teachers serving in regular cadre strength in any government institute do not engage in teaching in coaching centres;
- (k) to ensure that the owner or person-in-charge of a coaching centre shall maintain such records, registers or other documents, as may be prescribed;
- (l) to ensure that complaint and suggestion box is installed in each coaching centre and shall arrange to collect periodically the complaints and suggestions posted in such boxes;
- (m) to ensure that coaching centres do not conduct coaching classes for those students who are also studying in higher education institutions/schools during their higher education institutions/schools' hours, so that their regular attendance in such institutions/schools remains unaffected;
- (n) to ensure that coaching centre shall keep in view the schedule of School Assessment as set out by the Central and State Education Boards and accordingly adjust the study hours of the coaching centre;
- (o) to maintain accounts of the amount received on account of the coaching centres from the registration fee, penalty, any other source etc. and for this purpose it shall open a bank account and

shall maintain the account of income and expenditure. The transactions in this account shall have to be audited every year as may be prescribed. The statement of account so audited shall be submitted to the Authority at the end of each financial year;

- (p) to meet as often as may be necessary at such time and place as may be decided by the Chairman of the District Committee but not less than once in every two months;
- (q) to ensure refund of entire fee to the student by the coaching centre in case of cancellation of registration, or self- closure of coaching centre; and
- (r) any other functions as may be prescribed.

(2) The District Committee shall, for the purpose of enquiry under this Act, have the same powers of a civil court as are vested in a court under the Code of Civil Procedure, 1908 (Central Act No. 5 of 1908) while performing functions under the Act, in respect of the following matters, namely:-

- (a) summoning and enforcing the attendance of witnesses;
- (b) requiring the discovery and production of any documents;
- (c) requisitioning any public record or copy thereof from any office;
- (d) receiving evidence on affidavits; and
- (e) issuing commissions for inspection.

7. Registration of the Coaching Centre.- (1) After the commencement of this Act, no coaching centre shall be established or run without obtaining valid registration certificate.

(2) Coaching centre existing on the date of commencement of this Act, shall apply for registration within a period of three months from the date of commencement of this Act.

(3) Application for the registration of coaching centre shall be made to the District Committee, through the online portal established by the Authority for this purpose, within whose local jurisdiction such coaching centre is situated, in the prescribed form along with registration fee of Rs. 15,000 /- (Fifteen thousand only) and such documents as may be prescribed.

(4) In case of coaching centre having multiple branches, each of such branches shall be treated as separate coaching centre and it shall be necessary to

submit a separate application for registration of each branch.

(5) The District Committee after holding an enquiry and after satisfying itself that the applicant has complied with all requirements of this Act and Rules made thereunder, shall within 60 days from the date of receipt of the application for registration of coaching centre, either grant the registration certificate in the prescribed form, or shall communicate to the applicant the order of refusal to grant such registration after recording reasons in writing:

Provided that no order refusing the registration shall be passed except after giving to the person concerned a reasonable opportunity of being heard.

(6) The period of validity of the registration certificate shall be three years unless cancelled earlier for any reason.

(7) Every registered coaching centre shall apply for renewal of registration certificate to the District Committee through the online portal established by the Authority for this purpose, at least three months prior to the date of expiry of such registration, in such form, with a renewal fee of Rs. 10,000 /- (Ten thousand only) and documents as may be prescribed.

(8) The District Committee may, on receipt of an application for renewal of registration certificate in the prescribed form and on payment of the prescribed fees, shall decide on the application for renewal of registration certificate before the expiry of the registration period and may renew the certificate or may communicate the refusal thereof to the applicant before the expiry of the registration period, after recording the reasons for such refusal in writing:

Provided that no order refusing renewal of the registration shall be passed except after giving the person concerned a reasonable opportunity of hearing.

(9) All process in relation to registration / renewal of registration shall be carried out through the web-portal/online mechanism established by the Authority to facilitate the registration of coaching centre in faceless manner with minimum human interface.

(10) After the commencement of this Act, if any person is found to be engaged in running coaching institution without registration, a penalty of rupees 1,00,000/- shall be imposed on him / her / them. In case, the fine is not deposited within fifteen days, the premises in which the coaching was being run, shall be attached and the fine shall be recovered as arrears of land revenue from the attached property.

NOTE: (1) The provisions as prescribed under this Act shall as far as applicable shall be adhered to by the online coaching centres based in the State of Bihar.

(2) The provisions prescribed under this Act shall not be applicable to any coaching facility initiated or undertaken by the state government or its agencies for the educational support of the students.

8. Terms and conditions for registration- (1) No coaching centre shall-

- (i) engage tutors having qualification less than graduation;
- (ii) make misleading advertisement or promises or guarantee of rank or good marks to parents/students for enrolling them in the coaching centre;
- (iii) be registered, if it has less than a minimum two square feet area per student;
- (iv) hire the services of any tutor or person who has been convicted for any offence involving moral turpitude or sexual offence;
- (v) be registered unless it has counselling system as per the requirement of this Act or rules made thereunder;
- (vi) be registered if it does not abide by the provisions contained in the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

(2) The person or proprietor or Director operating coaching centre shall submit an affidavit regarding fulfilment of all mandatory terms and conditions as mentioned in sub-section (1) by 10th May of each year on the portal established by the Authority for this purpose.

(3) Coaching centre shall update the details of the qualifications of tutors, courses/curriculum, duration of completion, hostel facilities (if any), and the fees being charged, easy exit policy, fee refund policy, number of students undertaken coaching from the centre and percentage of number of students finally succeeded in getting admission in higher education institutions etc. as required on the portal established by the Authority for this purpose by 10th May of each year.

(4) Coaching centre shall provide the audited statement of accounts by a Chartered Accountant on the portal established by the Authority for this purpose by 10th May of each year.

(5) Coaching centre shall submit a report of counselling and psychologists support activities as prescribed in section 14 of this Act which shall be counter

signed by at least five students along with their parents / guardians who are enrolled in the coaching centre on the portal established by the Authority for this purpose by 10th May of each year.

(6) Coaching centre shall adhere to the various laws, rules, regulations etc. as applicable in the local jurisdiction.

Provided that the Authority may extend the time for submitting the requisites as prescribed in sub-section (2), (3), (4) and (5) above.

9. Documents to be accompanied with the application for registration-

(1) Every application for registration of a coaching centre shall be accompanied by an affidavit by the applicant – proprietor stating that-

- (a) he shall use only the word ‘registered coaching centre’ and shall not use the words ‘recognized’ or ‘approved’ on any sign board or any prospectus or correspondence or communication of whatever nature or at any place;
- (b) coaching classes for those students who are also studying in higher education institutions / schools, shall not be conducted during their higher education institution’s / school’s hours;
- (c) the necessary information regarding the qualifications of the tutors, time table of the coaching class, the fee charged and general information, as specified, regarding the coaching class shall be displayed on the web portal established by the Authority and notice board at prominent place in the premises of the coaching centre;
- (d) he or any tutor or person employed, in any manner in the coaching centre has not been convicted for any offence involving moral turpitude or sexual offence;
- (e) he shall abide by the condition regarding the specified number of students to be admitted in the coaching class; and
- (f) he shall abide by the other terms and conditions as may be prescribed.

(2) He shall also attach such other documents as may be prescribed or required for registration / renewal of registration on the portal established by the Authority for this purpose.

10. Infrastructure requirements- A coaching centre shall fulfill the following infrastructure related requirement:-

- (a) within the basic structure of the coaching centre / classroom, minimum

two square feet area shall be allocated for each student during a class/batch. There shall be sufficient infrastructure in proportion to the number of students enrolled;

(b) the coaching centre building shall adhere to fire safety codes, building safety codes, Building Bye-laws and other standards and shall obtain a Fire and Building Safety Certificate from the local body concerned;

(c) for the assistance of the students, coaching centre shall have first aid kit and medical assistance/treatment facility. List of referral services like hospitals, doctors for emergency services, police helpline, child helpline 1098 details, fire service helpline, women helpline etc. shall be displayed at conspicuous place;

(d) the classroom and other facilities at the coaching centre building shall be accessible to physically disabled candidates.

(e) the coaching centre building shall be fully electrified, well-ventilated;

(f) safe and potable drinking water shall be available for all students and staffs of the coaching centre;

(g) the coaching centre may be suitably fitted with CCTV cameras wherever required and security shall be well-maintained;

(h) a complaint box or register may be placed at the coaching centre for the students to raise a complaint. Coaching centre shall have committee for redressal of complaints/grievances of students; and

(i) arrangement of separate toilets for males and females shall be made within the coaching centre building premises.

(j) the coaching centre shall have adequate parking spaces for cycles and vehicles of students, teachers and other staffs of the coaching centre in proportion to the area or number of students.

11. Curriculum and classes- For the purpose of achieving holistic development of students and to provide psychological counselling for mental well-being of the students, in respect of curriculum and classes, along with coaching, coaching centres shall-

(i) make efforts to complete the classes in the stipulated time as mentioned in the prospectus;

(ii) provide remedial or support classes to student who require additional support in their academics;

(iii) chalk out time-table to allow the students to relax and recuperate and thus, not build additional pressure on them;

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- (iv) ensure weekly off for students as well as tutors;
- (v) not conduct assessment-test/exam on the day after weekly off;
- (vi) customize leave in such a manner that the students are able to connect with their family during the important and popular local festivals;
- (vii) conduct coaching classes in a way that it is not excessive for a student and it should not be more than 4 hours in a day for a student;
- (viii) endeavour to organize co-curricular activities at regular intervals in addition to conducting regular classes; and
- (ix) make efforts to organize counselling sessions for the development of students' mental health and life skills.

12. Code of conduct for the coaching centre- There shall be a code of conduct for coaching centres registered in the State and every coaching centre must adhere to the code. The salient features of the code of conduct are as follows:-

- (i) the number of students to be enrolled in each class/ batch may be clearly defined in the prospectus and published on website. In no case such enrolment shall be increased in class/batch during the ongoing course;
- (ii) the number of students admitted may be in line with the requirements of maintaining a healthy teacher- student ratio in each class and for creating more opportunities for building relationship with tutors and counsellors. It should be ensured that students are able to connect with the tutor and the student has easy access and visibility to the screen/blackboards;
- (iii) the students shall be well apprised about the difficulty of exams, syllabus, level of intensity of preparation and efforts required before enrolling into the curriculum;
- (iv) the students shall be made aware about the educational environment, cultural living, realities, and difference between preparation of school level examinations and competitive examination;
- (v) apart from options for admission in engineering and medical institutes, information about other career options may be provided to the students, so that they do not get stressed about their future and can choose an alternative career option;

- (vi) parents may be given an option of aptitude test for their ward prior to enrolling them in a coaching institution, thereby enabling an informed decision regarding their career selection;
- (vii) coaching centre should create awareness among students and parents that excessive ambitions may cause mental pressure;
- (viii) coaching centre shall not make public the result of assessment test conducted by it. Keeping the assessment test confidential, it should be used for regular analysis of performance of students and the student whose education performance is deteriorating, should be provided counselling; and
- (ix) There shall be no segregation of batches based on the performance of students.

Provided that the Authority may from time-to-time issue general guidelines which shall be adhered to by the coaching centres.

13. Fees- (1) The tuition fees for different courses/curriculum being charged shall be fair and reasonable and receipts for the fee charged must be made available.

(2) The coaching centre must issue a prospectus mentioning the different courses/curriculum, their duration of completion, number of classes, lectures, tutorials, hostel facility, mess and the fees being charged, easy exit policy, fee refund etc. These details shall also be displayed at prominent and accessible place in the premises.

(3) The prospectus, notes and other material shall be supplied by the coaching centre to their enrolled students without any separate fees thereof.

(4) If the student has paid for the course in full and is leaving the course in the middle of the prescribed period, student shall be refunded from out of the fees deposited earlier for the remaining period, on pro-rata basis within ten days. If the student is staying in the hostel of the coaching centre, then the hostel fees and mess fee etc. shall also be refunded in the same manner.

(5) Under no circumstances, the fee on the basis of which enrolment has been made for a particular course and duration shall be increased during the ongoing course.

14. Counsellors and psychologists support- (1) Coaching centre shall establish or engage the mechanism for immediate intervention to provide targeted

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and sustained assistance to students in distress and stressful situation.

(2) The District Committee may take steps to ensure that a counselling system be developed or engaged by the coaching centre and is easily available for the students and parents. Information about the names of psychologists, counsellors and the time they render services shall be provided to all students and parents.

(3) Counsellors and experienced psychologists shall be involved to counsel and provide psychotherapeutic service to students for reducing of mental stress and depression.

(4) Career counsellors shall be onboarded by the coaching centres to assess the student's interest, aptitude and capability, and accordingly guide and counsel the students and their parents with realistic expectations to choose the best career option.

(5) Regular workshops and awareness weeks shall be arranged for parents, students and teachers on mental health and prevention of stress by the coaching centre. It should also focus on basic training in health, good nutrition, personal and public hygiene, disaster response and first-aid as well as scientific explanations of the detrimental and damaging effects of alcohol, tobacco, marijuana and other drugs. The matter of positive parenting should also be stressed upon in the interaction session organized for parents by the coaching centre in the context of students' mental health, resilience and responsible self-care.

(6) Tutors shall undergo training in mental health issues to convey information effectively and sensitively to students about their areas of improvement.

(7) As part of counselling the coaching centre should organize peer group interaction and group-based curricular exercises in discussions, competitions and projects.

(8) The doubts of student shall be resolved by those tutors who have taught in the class so that student feels satisfied.

15. Maintenance of records- The coaching centre should maintain such all records, accounts, registers, or other documents, as may be prescribed.

16. Restriction on shifting of coaching centre- Coaching centre shall conduct coaching only at the place indicated in the registration certificate and shall not be shifted to any place other than its registered address, without the prior

written approval of the District Committee.

17. Monitoring of activities of the coaching centre- The District Committee, or any other officer authorized by the Authority shall conduct continuous monitoring of the activities of the coaching centre and enquire any coaching centre regarding the fulfilment of required eligibility of registration and satisfactory activities of the coaching centre.

18. Complaints- A complaint may be filed before the District Committee through the portal established by the Authority for this purpose, against the coaching centre by the student, parent or tutor/employee of the coaching centre. On receipt of complaint or on receipt of reference from any Authority, the District Committee may either itself or through any of its members authorized for the said purpose by the Chairman of District Committee, shall enquire into the matter, after enquiry the District Committee may pass appropriate order within thirty days from the date of receipt of complaint:

Provided that no order imposing penalty under section 19 shall be passed without providing opportunity of hearing to the coaching centre by serving a show cause notice. Any coaching centre / person in receipt of such show cause shall submit a reply in writing before the District Authority in the manner as may be prescribed within 7 days of receipt of the show cause failing which it shall be deemed that coaching centre has nothing to say in the said matter and the District Committee shall proceed *ex parte*.

19. Penalties- (1) In case of violation of any of the terms and conditions of registration or general conditions or guidelines prescribed by the Authority or violation of any other provision of this Act or rules or orders passed thereunder, the coaching centre shall be liable for penalties as follows:-

- (i) rupees 50,000/- for first violation; or
- (ii) rupees 2,00,000/- for the second violation; or
- (iii) cancellation of registration for subsequent violation and debar of all the persons involved in management of the coaching centre from engaging in coaching activities for a period of three years.

(2) If coaching centre fails to pay the amount of penalty within one month from the date of passing of the order, the amount may be recovered from the owner / proprietor of coaching centre as arrears of land revenue.

20. Cancellation of registration- The certificate of registration granted

to the coaching centre, without prejudice to any other penal action that may be taken for violation of relevant law, at any time be cancelled, if the concerned District Committee is satisfied that the coaching centre has contravened any of the provisions of the Act or violated any of the terms and conditions subject to which the registration was granted:

Provided that, no such order shall be passed by the District Committee without giving the holder of such certificate a reasonable opportunity of being heard by serving a show cause notice. Any coaching centre / person in receipt of such show cause shall submit a reply in writing before the District Authority in the manner as may be prescribed within 7 days of receipt of the show cause failing which it shall be deemed that coaching centre has nothing to say in the said matter and the District Committee shall proceed *ex parte*.

21. Appeal- (1) Any person aggrieved by any order of District Committee may, within thirty days from the date of receipt of such order, appeal to the Authority in the manner through the portal established by the Authority for this purpose as may be prescribed.

(2) The Authority may entertain the appeal after the expiry of the said period of thirty days if it is satisfied that the appellant had sufficient cause for not preferring the appeal within said period.

(3) The Authority shall dispose of the appeal within sixty days of filing of appeal after giving an opportunity of being heard.

22. Prohibition of misleading advertisement relating to coaching centre- No coaching centre shall publish or cause to be published or take part in the publication of any misleading advertisement relating thereto.

23. Act not to be in derogation of any other law- The provisions of this Act shall be in addition to and not in derogation of the provisions of any other law for the time being in force.

24. Bar of jurisdiction- No civil court shall have jurisdiction in respect of any matter which the State Government or any person or authority is empowered by or under this Act or the rules made thereunder.

25. Power to give directions- The State Government may, from time to time, give such general or specific directions, in writing, as may be necessary, to the Authority for the effective implementation of the provisions of this Act.

26. Power to issue guidelines- The State Government may, from time to

time, issue necessary guidelines for carrying out the purposes of this Act.

27. Protection of act done in good faith- No suit, prosecution, or other legal proceedings shall lie against the Authority and District Committee, or Chairman or any member, officer, employee in respect of anything done or intended to be done in good faith in pursuance of the provisions of this Act or the rules made thereunder.

28. Power to make rules.- (1) The Education Department of the State Government may make rules as required for carrying out the purposes of this Act.

(2) All rules made under this Act shall be laid, as soon as may be after they are so made, before the House of the State Legislature, while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which they are so laid, or of the session immediately following, the House of the State Legislature makes any modifications in any of such rules, or resolves that any such rule should not be made, such rules shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

(3) Every rule made under this Act shall be published by the State Government in the Official Gazette.

29. Power to remove difficulties- (1) If any difficulty arises in giving effect to the provisions of this Act, the Education Department of the State Government may, by notification in the Official Gazette, make such provisions, not inconsistent with this Act, as it deems necessary or expedient for removing the difficulty:

Provided that no order under this section shall be made after expiry of three years from the date of the commencement of this Act.

(2) Every notification issued under this section shall, as soon as may be after it is issued, be laid before the House of State Legislature.

30. Repeal and Savings- (1) The Bihar Coaching Institute (Control and Regulation) Act, 2010 shall be repealed from the date of enactment of this Act.

(2) However, even after this repeal, any work or action taken that has been taken on the basis of the Government resolutions, instructions, directions, Rules, Act enforced prior to the date of enforcement of this Act, shall be deemed to have been



done as if it was done under this Act.

(3) If any provision contained in the notifications, orders, circulars, letters etc. issued for implementation of previous Act, is not in consonance with the provisions of this Act, it shall be deemed to be amended as per the provisions of this Act.