



MINUTES OF THE SPECIAL MEETING OF THE BOARD OF MANAGEMENT OF SHRI LAL BAHADUR SHASTRI RASHTRIYA SANSKRIT VIDYAPEETHA, NEW DELHI HELD ON 23.12.2014 AT 10.00 A.M. IN THE OFFICE OF THE JOINT SECRETARY (CU&L) & VICE-CHANCELLOR (I/C), SHASTRI BHAWAN, DEPARTMENT OF HIGHER EDUCATION, NEW DELHI-110 001

PRESENT

1. Shri Sukhbir Singh Sandhu, - Chairperson
Joint Secretary (Central Universities & Languages)
to the Govt. of India & Vice-Chancellor(i/c)-SLBSRSV,
Department of Higher Education,
Ministry of Human Resource Development,
Shastri Bhawan, New Delhi-110 001
2. Shri Chamu Krishna Shastry, - Member
SR Consultant, MHRD,
1st Floor, Kamala Nilaya,
Behind Post Office, Sharada Nagar,
Sringeri-577139, Karnataka
3. Prof. V. Kutumba Shastri, - Member
Vice-Chancellor,
Somnath Sanskrit Vishwavidyalaya,
Veraval, Gujrat
4. Prof. Radhavallabh Tripathi, - Member
Former Professor of Sanskrit,
Sagar University, MP &
Ex-Vice-Chancellor, RSS, New Delhi
5. Prof. Krishna Kant Sharma, - Member
Professor,
Department of Vedic Darshan,
Sanskritvidya Dharamvigyan Sankaya,
Banaras Hindu University,
Varanasi-221005
6. Prof. Ramesh Kumar Pandey, - Member
Professor & HoD (Res. & Pub.),
Shri Lal Bahadur Shastri
Rashtriya Sanskrit Vidyapeetha,
New Delhi-110016
7. Prof. Veer Sagar Jain, - Member
Dean, Faculty of Darshan,
Shri Lal Bahadur Shastri
Rashtriya Sanskrit Vidyapeetha,
New Delhi-110016.

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| 8. | Prof. Ichcha Ram Dwivedi,
Dean, Faculty of Sahitya & Sanskriti,
Shri Lal Bahadur Shastri
Rashtriya Sanskrit Vidyapeetha,
New Delhi-110016. | - | Member |
| 9. | Dr. BK Mohapatra,
Registrar,
Shri Lal Bahadur Shastri
Rashtriya Sanskrit Vidyapeetha,
New Delhi-110016 | - | Secretary |

Dr. Savita, Member could not attend the meeting.

The Chairperson extended a warm welcome to the members present in the meeting and introduced the newly nominated members on the Board of Management by the Chancellor and the Government of India. Manglacharan was performed by Prof. I.R.Dwivedi, Member. The following agenda items were taken up for consideration:

Item No.1 To consider and approve the draft Annual Report for the year 2013-2014 of Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeetha, New Delhi

The Board of Management noted that as per statutory provision, the Annual Report (2013-2014) of the Vidyapeetha has to be submitted in both the houses of Parliament on or before 31.12.2014 through the Nodal Ministry under Rule- 58 of the Memorandum of Association. The Joint Secretary (CU & L), Ministry of HRD, Government of India, Department of Higher Education vide letter No.1-14/2014-Skt.II dated 3rd December, 2014 has also directed the Vidyapeetha to forward the Annual Report and Audit Report for the year 2013-2014 to the Ministry for laying on the table of both the Houses of Parliament latest by 31.12.2014.). Prof. Veer Sagar Jain was requested to submit the corrections, if any, latest by evening of 23.12.2014 to incorporate in the draft Annual Report. The Chairman advised to ensure that all information for the relevant period be incorporated properly.

The Board of Management after noting the contents of the Audit Report 2013-14 duly forwarded by the Office of the Director General of Audit. (Central Expenditure) vide letter No.AMG-IV/SAR/SLBSRSS/10-6/2014-15/ dated 19.11.2014 resolved to approve the draft Annual Report for the year-2013-2014 for submission to the Parliament through the Ministry along with the Audit Report (2013-2014

The BoM further considered the minutes of its 7th meeting dated 19.5.2014 and resolved to confirm the minutes of 7th meeting of the BoM.

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Item No.2 To consider ratification of the Orders dated 14.10.2014 of the Vice-Chancellor(i/c) regarding engagement of Standing Counsel and Advocates in panel of the Vidyapeetha

The Board of Management noted that in accordance with Rule-4 (xxxxv) of the Memorandum of Association of the Vidyapeetha, the Board of Management is competent to appoint the Standing Counsel and panel of lawyers to represent the Vidyapeetha in the Supreme Court, High Courts, Lower Courts and other courts and fix the legal fees and other expenses in a reasonable manner. The earlier panel which was prepared with the prior approval of the Finance Committee and Executive Council was valid up to 31.12.2014. Before expiry of the term, the Vice-Chancellor(i/c) vide his orders dated 14.10.2014 had engaged the legal counsels of the Vidyapeetha administratively based on the recommendations of an Internal Committee dated 13.10.2014. The Board of Management noted that in the afore-said Committee no external member has been involved and the then Vice-Chancellor (i/c) has engaged the legal counsels of the Vidyapeetha without any authorization of the BoM.

Accordingly, the Board of Management resolved that *the action to prepare a panel of legal counsels of the Vidyapeetha through a committee comprising at least one legal Expert to be constituted by the Vice Chancellor be initiated afresh and the recommendations of the committee be placed before the BOM at its next meeting. Till such time, the earlier panel which has been duly approved by the Finance Committee and Executive Council be allowed to provide their legal services as per existing terms and conditions. It was further resolved that advocates newly empanelled by the then VC i/c be given a chance by the committee while screening the process of selection for empanelment . It was further resolved that performance of the empanelled advocates be reviewed at least in every three months.*

Item No.3 Any other item with the permission of the Chair

(i)To consider the written submissions of Prof. Ramesh Kumar Pandey, Professor & Head, Department of Research & Publication dated 17.12.2014 against the Show-Cause Notice F.No. LBSV/VCO/2014/337 dated 15.07.2014, Charge-sheet F.No. LBSV/VCO/2014/338 dated 15.7.2014 and Memorandum No. VCO/LBS/DP/2014/342 dated 14.08.2014.

Prof. Ramesh Kumar Pandey recused himself from the discussion and decision making process. Subsequently, the Board of Management, being the Disciplinary Authority as Rule-4 (ix) of the MoA of the Vidyapeetha read with Clause-4.4 of the UGC (Institutions Deemed to be Universities) Regulations, 2010, carefully considered the written submissions dated 17.12.2014 of Prof. Ramesh Kumar Pandey, Professor & Head, Department of Research & Publication on the Show-Cause Notice dated 15.07.2014, Charge-Sheet dated 15.07.2014 and Memorandum dated 14.08.2014 issued by the then Vice-Chancellor (i/c) of the Vidyapeetha as per the report of the FFC of the Ministry of HRD and keeping in view the Resolution No.7.8(4) of the Board of Management dated 19.5.2014.



Accordingly, it was resolved that *the written submissions submitted by Prof. Ramesh Kumar Pandey in his defence are convincing and therefore, be accepted in toto. and Prof. Ramesh Kumar Pandey be exonerated of all the charges framed against him and charge-sheet be treated as withdrawn. All concerned be intimated accordingly.*

(ii) To report the letter No.1-11/2014-Skt. dated 18.11.2014 of the Ministry of HRD, Department of Higher Education, Shastri Bhawan, New Delhi followed by the Office Order No.F.1(219)LBSV/Admn./2003/2014/1511 dated 19.11.2014 and Office Order No.F.1(219)LBSV/Admn./2003/2014/1542 dated 19.11.2014 issued by the Vidyapeetha

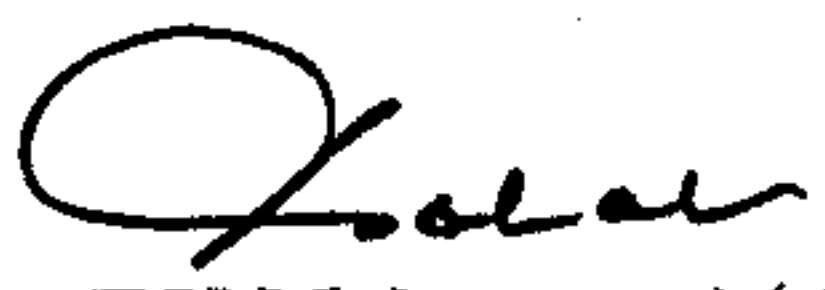
Dr. BK Mohapatra, Registrar recused himself from the discussion and decision making process. Subsequently, the Board of Management noted the contents of the Agenda Note referring the letter No.1-11/2014-Skt. dated 18.11.2014 and No.1-11/2014-Skt.I dated 17.7.2014 of the Ministry of HRD, Government of India and letter No.LBS/340(1) dated 17.7.2014 of Prof. Bhaskar Mishra, the then Vice-Chancellor (i/c) of the Vidyapeetha and the office orders dated 19.11.2014 issued by the Registrar(i/c) of the Vidyapeetha and observed that the suspension order and charge-sheet dated 14.8.2014 issued by Prof. Bhaskar Mishra, the then Acting Vice-Chancellor was without jurisdiction as there was no explicit or unequivocal authorization of the Competent Authority i.e. Board of Management to initiate disciplinary action against Dr.BK Mohapatra, Registrar and appointment of Inquiry Authority and engagement of Consultants in the Disciplinary Cell. The UGC vide their letter No.66-1/2012(CU) dated 25.8.2014 enclosing the letter No.19-58/2014-Desk (U) dated 7.8.2014 of M/o.HRD, Govt. of India had also intimated the then Vice- Chancellor(i/c) that the Acting Vice-Chancellors cannot exercise statutory powers under the CCS(CCA) Rules, 1965 and they may refrain from taking any action in contravention of Rule 12 (2) of the CCS(CCA) Rules,1965. But the then Vice-Chancellor(i/c) has not adhered to the directives of the UGC/Ministry and proceeded for disciplinary action in furtherance of his prayer submitted before the Hon'ble High Court of Delhi in the WP (C) No.2032/2014. The action taken by the Vice-Chancellor(i/c) is not only illegal but appears to have been with mala-fide intention and such illegalities could not be legalized by way of ratification.

After careful consideration, *the Board of Management resolved to nullify all the actions^{in this case} of the then Vice- Chancellor (i/c) keeping in view the afore-mentioned observations and the directive of the Ministry duly communicated vide letter No.1-11/2014-Skt. dated 18.11.2014. The disciplinary proceedings be closed and the charge-sheet be treated as withdrawn. The decision of the Board of Management be communicated to the Hon'ble High Court of Delhi and all concerned at the earliest.*

(iii) To consider the matter regarding placement of Dr. A.S.Aravamudan, Assistant Professor & the matter pertaining to placement of Dr.Phanindra Chaudhary, Asstt. Professor.

After careful consideration, *the Board of Management resolved to approve the reconstitution of the Committee consisting of Prof. P.K.Dixit and Smt. Kalpana Singh, Finance Officer and accepted the recommendations of the Committee dated 17.9.2014 in respect of Dr.A.S.Aravamudan and Dr.Phanindra Chaudhary, Asstt. Professor. The incremental benefit to Dr.Phanindra Chaudhary after his placement in senior scale before 31.12.2008 shall be governed as per the UGC Regulations, 2010 .*

(iv) Resolved that the cases dealt in item nos. 1 & 3(i)&(ii) be treated as confirmed and action be taken accordingly in view of the exigency of the matter.


(BK Mohapatra)
Registrar & Secretary


(Sukhbir Singh Sandhu)
Chairperson