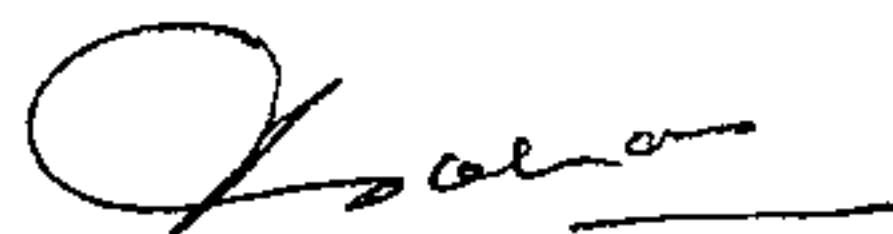


**MINUTES OF THE NINTH MEETING OF THE BOARD OF MANAGEMENT OF SHRI LAL BAHADUR SHASTRI RASHTRIYA SANSKRIT VIDYAPEETHA, NEW DELHI HELD ON 05.05.2015 AT 10.30 A.M. IN THE OFFICE OF THE JOINT SECRETARY (CU&L), DEPARTMENT OF HIGHER EDUCATION, MINISTRY OF HUMAN RESOURCE DEVELOPMENT, GOVERNMENT OF INDIA, SHASTRI BHAWAN NEW DELHI-110 001**

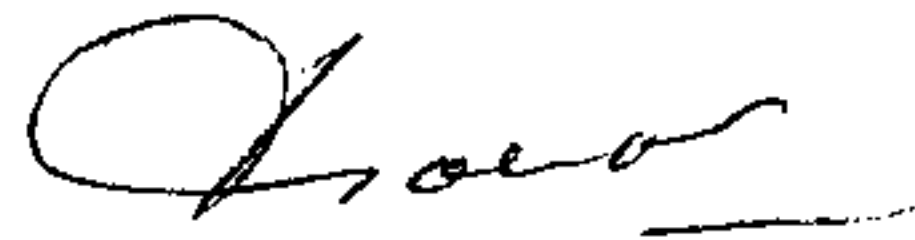
**PRESENT**

- |    |   |   |             |
|----|---|---|-------------|
| 1. | Prof. Ramesh Kumar Pandey,<br>Vice-Chancellor (i/c) &<br>Professor & Head (Res.& Pub.)<br>Shri Lal Bahadur Shastri<br>Rashtriya Sanskrit Vidyapeetha,<br>New Delhi-110016                             | - | Chairperson |
| 2. | Dr. Sukhbir Singh Sandhu,<br>Joint Secretary (Central Universities & Languages)<br>Department of Higher Education,<br>Ministry of Human Resource Development,<br>Shastri Bhawan,<br>New Delhi-110 001 | - | Member      |
| 3. | Shri Chamu Krishna Shastry,<br>Senior Consultant,<br>1st Floor, Kamala Nilaya,<br>Behind Post Office, Sharada Nagar,<br>Sringeri-577139, Karnataka  | - | Member      |
| 4. | Dr.Chand Kiran Saluja,<br>Director,<br>Sanskrit Promotion Foundation,<br>Vedabhavanam, 2 <sup>nd</sup> floor,11204/5,<br>GaushalaMandir Marg,<br>Doriwalan, Delhi-110006                              | - | Member      |
| 5. | Prof. V. Kutumba Shastri,<br>Vice-Chancellor,<br>Somnath Sanskrit Vishwavidyalaya,<br>Veraval, Gujrat   | - | Member      |

- |     |   |   |              |
|-----|---|---|--------------|
| 6.  | Prof. Radhavallabh Tripathi,<br>Former Professor of Sanskrit,<br>Sagar University, MP &<br>Ex-Vice-Chancellor, RSS, New Delhi   | - | Member       |
| 7.  | Prof. Krishna Kant Sharma,<br>Professor,<br>Department of Vedic Darshan,<br>Sanskritvidya Dharamvigyan Sankaya,<br>Banaras Hindu University,<br>Varanasi-221005                       | - | Member       |
| 8.  | Dr. (Ms.) Sangeeta Khanna,<br>Associate Professor,<br>Shri Lal Bahadur Shastri<br>Rashtriya Sanskrit Vidyapeetha,<br>New Delhi-110016   | - | Member       |
| 9.  | Shri S. Sitarama Murthy,<br>Deputy Secretary (L)<br>Govt. of India<br>Department of Higher Education,<br>Ministry of Human Resource Development,<br>Shastri Bhawan, New Delhi-110 001 | - | Spl Invitee  |
| 12. | Shri Pawan Mehta,<br>Under Secretary (L)<br>Govt. of India<br>Department of Higher Education,<br>Ministry of Human Resource Development,<br>Shastri Bhawan, New Delhi-110 001         | - | Spl. Invitee |
| 13. | Dr. BK Mohapatra,<br>Registrar,<br>Shri Lal Bahadur Shastri<br>Rashtriya Sanskrit Vidyapeetha,<br>New Delhi-110016  | - | Secretary    |

Prof. Veer Sagar Jain and Prof. Ichcha Ram Dwivedi, Members could not attend the meeting. The Chairperson extended a warm welcome to the members present in the meeting and introduced the newly nominated member on the Board of Management by the Government of India. Manglacharan was performed by Prof. Krishna Kant Sharma, Esteemed Member of the BOM. The following agenda items were taken up for consideration:

- Item No.9.1** To report the Office Order F.No.3-2/2011-Skt.I (Vol.II) dated 09.04.2015 of the Ministry of Human Resource Development, Department of Higher Education, Government of India regarding entrustment of charge of Vice-Chancellor to Prof. Ramesh Kumar Pandey, Senior most Professor of the Vidyapeetha in accordance with the UGC (Institutions Deemed to be Universities) Regulations, 2015.

The Board of Management noted the Second Amendment of the UGC (Institutions Deemed to be Universities) Regulations, 2015 followed by the Office Order F.No.3-2/2011-Skt.I (Vol.II) dated 09.04.2015 of the Ministry of Human Resource Development, Department of Higher Education, Government of India duly approved by the Hon'ble Minister of HRD and issue of Notification No.LBSV/2/Reg/Add.Charge-VC/2015/54 dated 09.04.2015 by the Vidyapeetha regarding entrustment of charge of Vice-Chancellor to Prof. Ramesh Kumar Pandey, senior most Professor of the Vidyapeetha. *It was resolved to adopt the Clause- 6.2(iii) of UGC (Institutions Deemed to be Universities) Regulations, 2010 duly amended in 2015. Accordingly the existing Rule-30 (ii) of the Memorandum of Association of SLBSRSV stands amended w.e.f 12.01.2015 i.e. the date of publication of amended regulation, 2015 in the Gazette of India, which is stated as under:*

| Existing Rule-30 (ii) of the Memorandum of Association of SLBSRSV   | Amended as:  |
|---|--|
| Rule-30-(ii) In case the office of the Vice-Chancellor becoming vacant due to death, resignation or otherwise and in case of his/her absence due to illness or any other cause, the Pro Vice-Chancellor, and in his/her absence, any other person as appointed by the Chancellor, shall perform the duties of the Vice-Chancellor until a new Vice-Chancellor is appointed, or the existing Vice-Chancellor resumes duties, as the case may be. | In case of the office of the Vice-Chancellor becoming vacant due to death, resignation or otherwise and in case of his/her absence due to illness or any other cause, the Pro Vice-Chancellor, and in his/her absence, the Senior most Professor shall perform the duties of the Vice-Chancellor until a new Vice-Chancellor is appointed, or the existing Vice-Chancellor resumes duties, as the case may be. |

- Item No.9.2** To consider the minutes of the special meeting of the Board of Management held on 23.12.2014 for confirmation.

The Board of Management considered the minutes of the Special meeting of the Board of Management dated 23.12.2014. It was noted that the minutes of the Special meeting were circulated to all the members of the Board of Management to point out the discrepancy if any, within a period of one month from the date of issue of the office letter No.LBSV/82/Reg/Spl. BoM/2014/1783 dated 06/07.01.2015. No discrepancies have been pointed out by any member except




two internal members - Prof. Veer Sagar Jain, Dean, Faculty of Darshan and Dr. Ichcha Ram Dwivedi, Dean, Faculty of Sahitya & Sanskriti. These two members vide their letters dated 07.01.2015 and 01.05.2015 addressed to the Secretary (BoM) and the Chairperson(BoM) have raised certain objections despite the fact that they did not raise any objection during the discussion on this agenda item. The Board of Management considered their letters dated 07.01.2015 and 1.5.2015 and did not find any relevance in their submissions. *Accordingly, it was resolved to confirm the minutes of the Special (8th) meeting of the Board of Management held on 23.12.2014 in toto without incorporating any amendment as majority of the members did not find any discrepancy in the recording of the minutes.*

- Item No.9.3** To consider and adopt the Secretary's Report on the action taken on the minutes of the Special meeting of the Board of Management held on 23.12.2014.

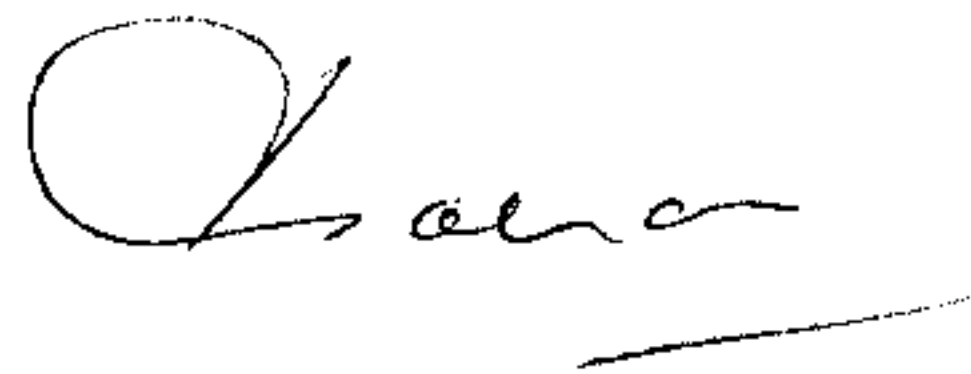
The Board of Management *resolved to note the Secretary's Report regarding the Action Taken on the Special meeting of the Board of Management held on 23.12.2014.*

- Item No.9.4** To report the Peer Team Visit (PTV) of NAAC at Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeetha, New Delhi from 12th to 15th May, 2015 for the purpose of accreditation as per the letter received from National Assessment and Accreditation Council (An Autonomous Institution of the University Grants Commission), Bangalore vide letter No. NAAC/NR0KR/PTV(DLUNGN10134)/2015 dated 08.04.2015.

*The Board of Management noted the proposed Peer Team (PTV) of NAAC visit of Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeetha from 12th to 15th May, 2015 for assessment and accreditation of the functioning of Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeeth in accordance with the letter No. NAAC/NR0KR/PTV (DLUNGN10134)/2015 dated 08.04.2015 of the National Assessment and Accreditation Council (An Autonomous Institution of the University Grants Commission), Bangalore and authorized the Vice-Chancellor(i/c) to take all necessary action for proper assessment of the Vidyapeetha.*

- Item No.9.5** To consider and approve the minutes of the 4th meeting of the Finance Committee held on 29.05.2014.

The Board of Management considered the minutes of the 4th meeting of the Finance Committee held on 29.05.2014 and *it was resolved to approve the minutes of the 4th meeting of the Finance Committee with the observations that the UGC (Institution Deemed to be Universities) Regulations, 2010 amended in 2014 & 2015 and the instructions/orders of the GOI/UGC in respect of the items No.4.6 & 4.10 (3) be followed.*



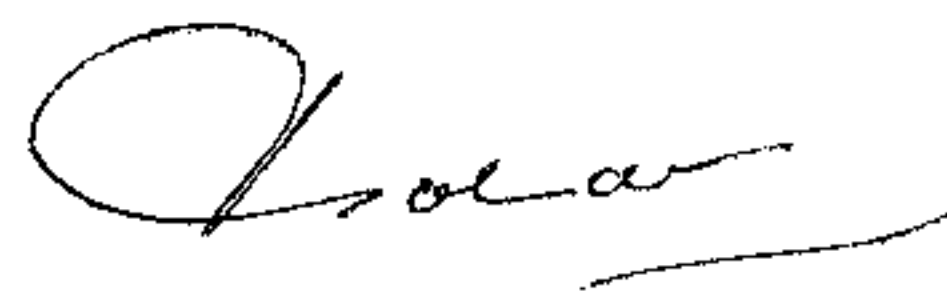
**Item No.9.6 To consider and approve the proposed amendments in the existing Memorandum of Association of the Vidyapeetha.**

The Board of Management noted that in pursuance of the resolution No.7.4 dated 19.05.2014 of the Board of Management, a Committee was constituted by the Vice- Chancellor (i/c) of the Vidyapeetha to finalize the draft Memorandum of Association of the Vidyapeetha, keeping in view the provisions of the UGC (Institutions Deemed to be Universities Regulations) 2010 amended in 2014 & 2015 and other relevant instructions/directives of the UGC/Govt. of India issued from time to time. The UGC vide their letter No.6-2/83(CPP-I) dated 23.9.2014 and F.61(ii)/2006(CPP-I/DU) dated 24.3.2015 has intimated that the Vidyapeetha may prepare its revised MoA and Rules in accordance with the UGC (Institution Deemed to be Universities) Regulations, 2010 and its amendments of 2014 and 2015. The revised MoA and Rules are required to be submitted strictly on or before 30.6.2015. The Ministry of HRD, Govt. of India vide their letter No.5-2/2014-Skt.I dated 26.2.2015 & 7.4.2015 has also directed to furnish the revised MoA/Rules along with a certificate, signed and countersigned by the Registrar and Vice-Chancellor respectively, certifying that all provisions in the MoA/Rules are in consonance with the UGC (Institution Deemed to be Universities) Regulations, 2010, 2014, 2015 and extant DOPT guidelines and instructions. Accordingly, the Committee has finalized the draft Memorandum of Association (2015) which is in accordance with the UGC (Institution Deemed to be Universities) Regulations, 2010, 2014, 2015 and extant DOPT guidelines and instructions. Wherever, changes have been made by the Committee according to the requirements of the Vidyapeetha and the regulations are silent on certain areas such as powers and functions of the Governing Body, nominations of SC/STs in the statutory bodies, establishment of complaint committee, anti ragging committee etc. In addition to the above, the name of the Society has been proposed as Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeetha Society, New Delhi in place of Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapetha, New Delhi.

Before considering the draft Memorandum of Association, the Joint Secretary (CU & L) - Member of the BoM advised to await the instructions of the Ministry of HRD, Government of India/UGC that are likely to be issued shortly with regard to the deemed to be universities. Therefore, the matter may be taken up at the next meeting. *Accordingly, it was resolved to defer this matter till further instructions from the Ministry of the HRD, Govt. of India/UGC are received.*

**Item No.9.7 To consider the recommendations of the Committee dated 07.10.2014 constituted by the Vice-Chancellor relating to the review of teacher-students ratio of different departments of the Vidyapeetha in accordance with the ratio fixed by the UGC and as per the decision of the 5th meeting of the Board of Management held on 10.07.2013.**

The Board of Management was appraised of the following resolution adopted at its 5th meeting held on 10.7.2013 in this matter relating to the "Teacher-student ratio" in the Vidyapeetha, keeping in view the Audit Para No. (2) (ii) dated 06.06.2012.

*.....the Vice-Chancellor be authorized to constitute an expert committee to review the position of all such departments where the teacher-students ratio is lower than the UGC prescribed ratio i.e. 1:15 and consider whether such departments be allowed to continue in future without any social utility. The Committee may also take into consideration the rare disciplines/subjects which could not be sacrificed for good on this ground and submit specific recommendations with proper justification to continue such departments in spite of lower Teachers-Students ratio than the ratio prescribed by the UGC. The Committee shall also suggest measures to be undertaken by the Vidyapeetha for improvement in the students enrollment in all the disciplines. The UGC may be requested to place the matter relating to the teacher-student ratio of the language institutions on separate footing at least for such rare departments without equating with the modern departments in the light of the recommendations of the proposed Committee. Till such time, further recruitment of teachers in these departments as mentioned above be kept in abeyance.*

Accordingly, a Committee was constituted by the Vice-Chancellor (i/c) to review the "Teacher-student ratio" of all the departments of the Vidyapeetha, keeping in view the afore-mentioned mandate coupled with the prescribed ratio i.e. 1:15 of the UGC. The meeting of the Committee was convened on 7th October, 2014. As per the operative part of the recommendations of the Committee is quoted below :

*"The committee recommended to request the University Grants Commission to safeguard the Traditional Indian Science and give support for its proper development. The Teacher-Student ratio developed for modern subjects should not be applied in traditional subjects. Accordingly, the GoI can develop and preserve the scientific knowledge of Indian Traditional Shastras and its branches which have been written in Sanskrit. It is not only the humble duty of the Government of India to preserve the Indian traditional scientific subjects but also its social responsibility. For the said responsibility, the Committee is of the view that the Government of India has established traditional universities."*

*After going through the afore-cited position, the Board of Management resolved to concur with the recommendations of the Committee dated 7th October, 2014. However, before filling-up of the teaching positions by the regular Vice-Chancellor in those departments where teacher-student ratio is lower than the UGC prescribed ratio, the recommendations of the Committee be forwarded to the UGC for consideration and communicate its instructions relating to the continuation of such departments in future and also filling up of the vacant teaching positions of the Vidyapeetha.*




**Item No.9.8: To consider the matter regarding the promotion of teaching staff of the Vidyapeetha under the Career Advancement Scheme of the UGC and also the non-teaching staff of the Vidyapeetha.**

The Board of Management noted that during the XI Plan period, the UGC sanctioned several teaching and non-teaching posts to the Vidyapeetha under the Scheme of Capacity expansion for OBC Reservation and also under the XII Plan. These vacant posts along with the vacant non-plan posts were advertised by the Vidyapeetha as per the roster points. But due to the untimely death of the Vice Chancellor, Prof. Vachaspati Upadhyaya, and the short spells of the subsequent acting Vice-Chancellors followed by the expiry of the validity of advertisements, these posts could not be filled up so far. Further, the promotion cases of the teaching staff of the Vidyapeetha under the Career Advancement Scheme of the UGC have not been considered. Owing to this, majority of the teachers have not been considered for promotions under CAS in due time. This has been affecting their career growth and morale adversely.

The BoM further noted that as per the letter No.19-58/2014-Desk (U) dated 7.8.2014 and No.19-58/2014-Desk (U) dated 9.10.2014 of the MHRD, the Acting Vice-Chancellor should not exercise the statutory powers under Rule 12(2) of CCS(CCA) Rules, 1965. However, the Acting Vice-Chancellor could perform routine nature of work of the university, which includes appointments on temporary basis and convening the meetings of the Committee like Finance Committee, Executive Council and Academic Council. Decisions like amending the statutes, bringing new ordinances or amending the ordinances, appointment of permanent teaching and non-teaching staff, creation of new posts etc. should not be taken by the acting Vice-Chancellors. Earlier, the Ministry of HRD vide their letter No.1-5/2013-Skt.I dated 27.2.2014 had clarified to fill-up/appoint/recruit the posts as per the extant MoA/Bye-Laws/Statute of the Vidyapeetha. In the MoA/Bye-Laws/Statute of the Vidyapeetha and the UGC's Regulations, 2010 as well as the afore-cited letter dated 9.10.2014 of the Ministry, there was no such provision which prevents the Vice-Chancellor (i/c) from holding the meetings of the Selection Committee for promotion of the teaching staff under the Career Advancement Scheme of the UGC along with non-teaching staff of the Vidyapeetha.

The Board of Management observed that in the clarification received from the MHRD vide its letter No.19-58/2014-Desk (U) dated 9.10.2014, the Acting Vice Chancellor has not been refrained from taking up promotional cases of Teaching and Non-Teaching employees and thus the Vice-Chancellor(i/c) is competent to take up promotional cases of Teachers under CAS and Non-Teaching Employees. *Accordingly, it was resolved that the Vice- Chancellor (i/c) be authorized to initiate the process of promotion of teachers under the Career Advancement Scheme, engagement of contract teachers/guest faculties and promotion of non-teaching staff as per prescribed guidelines/rules.*






**Item No.9.9: (a)To report the action taken by the Vice-Chancellor on the report dated 31.08.2014 of the Fact Finding Committee duly constituted by the Board of Management to look into the veracity and gravity of the incident dated 30.01.2014 in which several teachers including the Deans were allegedly involved.**

The Board of Management carefully perused the Agenda Note, Report of the Fact Finding Committee dated 31.8.2014 and the Orders of the Vice-Chancellor (i/c) dated 30.01.2015. *Accordingly, the Board of Management resolved to ratify the Orders dated 20.01.2015 of the Vice-Chancellor extending the time-limit of submission of report by the F.F.C up to 31.08.2014 post-facto and exonerating all concerned by treating the matter as closed in the interest of the functioning of this institution.*

**(b) To report the action taken by the Vice Chancellor and Joint Secretary (CU & L) & CVO, M/o.HRD on the report of the CVO of the Vidyapeetha dated 12.3.2014.**

The Board of Management carefully perused the Orders dated 11.02.2015 of the Joint Secretary(CU & L) & Vice-Chancellor regarding the submission of vigilance report dated 12.3.2014 by the CVO and *it was resolved to ratify the Orders dated 11.02.2015 of the Vice-Chancellor regarding the closing of the action against the CVO of the Vidyapeetha as no anomaly was observed in his report dated 12.03.2014.*

✓ **Item No.9.10 To consider the report of the Fact Finding Committee dated 01.04.2015 constituted by the Vice-Chancellor pertaining to Shri Vinod Kumar Mishra, Assistant Registrar of SLBSRS Vidyapeetha, New Delhi regarding allegations made by Shri Krishan Kumar Sharma, Ex-Section Officer of the Vidyapeetha.**

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**Item No.9.11 To report the Orders dated 7.4.2015 of the Vice-Chancellor regarding issue of Memo (show-cause notice) dated 8.4.2015 to Shri Vinod Kumar Mishra, Assistant Registrar of SLBSRS Vidyapeetha, New Delhi pertaining to non-submission of reply in the matter of gross dereliction of duty by overstepping his authority and acting in a manner unbecoming of a University Employee.**

The Board of Management deferred the item.

**Item No.9.12 To consider the Appeal dated 6.5.2014 of Shri Devi Dutt to reinstate him on the post of Staff Car Driver under Rule- 4 (ix) and (xxxxvi) of the MoA of the Vidyapeetha keeping in view the orders dated 11.12.2014 of the Chancellor.**

The Board of Management considered the appeal dated 6.5.2014 of Shri Devi Dutt as per the instructions of the Chancellor dated 11.12.2014 *and it was resolved that since no new facts have arisen in the matter, the representation of Shri Devi Dutt be disposed off having no merit.*

✓ **Item No.9.13 To consider the reply dated 13.3.2015 of Dr. Ram Raj Updhyaya to the Memorandum of Charges dated 4.3.2015 issued under Rule 14 of the CCS (CCA) Rules, 1965 as per the Preliminary Inquiry Report dated 10.12.2012 duly approved by the BoM and in accordance with the Order dated 3.2.2015 of the Hon'ble High Court of Delhi in the Civil Writ (C) No.2754/2014.**

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confidential*

*RKL*

*Chancellor*



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✓ **Item No.914: To report the action taken on the report of the Fact Finding Committee of the Government of India.**

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**Item No.9.15: To nominate two members on the Finance Committee of Shri Lal Bahadur Shastri Rashtriya Sanskrit Vidyapeetha**

The Board of Management considered the proposal regarding the nomination of two members on the Finance Committee under Rule -15 (4) of the Memorandum of Association of the Vidyapeetha which provides for "two nominees of the Board of Management, one of whom shall be a member of the Board". *Accordingly, the Board of Management resolved to approve the following nominations on the Finance Committee for a period of three years as per the Rule 15(4) and 16 of the Memorandum of Association of the Vidyapeetha and Clause-3.1(4 and 3.2) of the UGC (Institutions Deemed to be Universities) Regulations, 2010.*

| S.No. | Name  | Effective date of nomination |
|-------|---|------------------------------|
| 1.    | Prof.Radhavallabh Tripathi<br>(Member of the BoM)<br>Former Professor of Sanskrit,<br>Sagar University, MP &<br>Ex-Vice-Chancellor, RSS, New Delhi                                | 05.05.2015                   |
| 2.    | Shri Naveen Soi,<br>Former Director (Finance),<br>IFD, Ministry of Human Resource<br>Development,<br>Govt. of India, Department of Higher<br>Education, Shastri Bhawan, New Delhi | 29.07.2015                   |

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**Item No.9.16 To consider and decide the matter regarding recruitment to the teaching and non-teaching posts advertised vide advertisement No.06/2013.**

The Board of Management was informed that several non-teaching posts were advertised by the Vidyapeetha vide Advertisement No.06/2013 and the written tests in respect of various non-teaching posts were conducted on 08.03.2014. The results of such written tests could not be published till date despite the commitment of the Vidyapeetha to publish the results on 17.03.2014 (extended to the third week of April, 2014 and again extended to 12.05.2014 through the website. Finally, the date of declaration of results was notified for 30th May, 2014. Subsequently, the Vidyapeetha could not stick to its commitment and till date the results of the written test have not been published. Thereafter, the matter has not been brought to the notice of the BoM by the then Vice-Chancellor (i/c)- Prof. Bhaskar Mishra during his tenure.

Earlier, the Ministry of HRD vide their letter No.1-5/2013-Skt.I dated 27.2.2014 had clarified that the Vidyapeetha could take action to fill-up/appoint/recruit the posts advertised vide Advt. No.6/2013 as per the extant MoA/Bye-Laws/Statute of the Vidyapeetha. Subsequently, the Ministry vide its letter No.19-58/2014-Desk(U) dated 7.8.2014 issued another directive to the Vice-Chancellor that the acting Vice-Chancellors could not exercise statutory powers under Rule 12(2) of CCS(CCA) Rules, 1965. Thereafter, the Ministry again issued clarification to all Vice-Chancellors of Central universities vide letter No.19-58/2014-Desk (U) dated 9.10.2014 that *the Acting Vice-Chancellor can perform routine nature of work of the university, which includes appointments on temporary basis and convening the meetings of the Committee like Finance Committee, Executive Council and Academic Council. Decisions like amending the statutes, bringing new ordinances or amending the ordinances, appointment of permanent teaching and non-teaching staff, creation of new posts etc. should not be taken by the acting Vice-Chancellors.*

The BoM noted that the Vidyapeetha has been receiving several queries and written requests from the outside candidates and the departmental candidates regarding declaration of results of written examination. The Ministry of HRD vide its letter No.4-3/2014-Skt.I dated 7.4.2015 has forwarded the online grievance petition of Shri Naresh Kumar on this issue. Further, some representations/grievances have been received from the three Assistant Registrars of the Vidyapeetha in this connection. Till date, the results are still in sealed cover and have not been opened by the Vidyapeetha for want of specific directions from the Board of Management.

A Civil Writ Petition No.4277/2015 has been filed in the Hon'ble High Court of Delhi by one of the candidates for the post of LDC for not declaring the results of the written tests conducted on 8.3.2014. The Hon'ble High Court of Delhi vide Order dated 29.4.2015 while disposing the afore-said writ petition has directed the following:



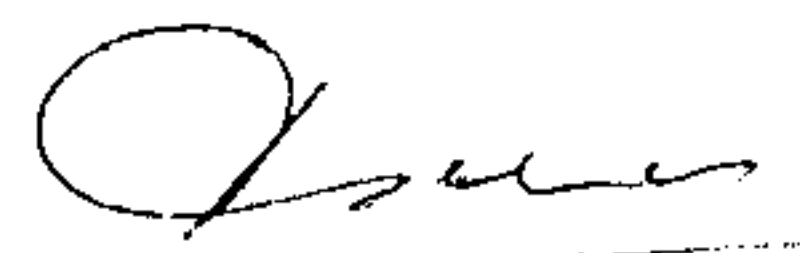

*This writ petition, which seeks limited relief of declaration of results of the selection process, is disposed of with the consent order that the respondent will on or before 31.5.2015 inform the petitioner either of the results or if the selection process is set aside then the reasons why the selection process has not been proceeded with or cancelled by the respondent. 2. Writ petition is disposed of in terms of aforesaid agreed observations.*

The Board of Management was informed that the advertisement No.6/2013 was issued with the orders of the Vice-Chancellor(i/c) which were duly noted by the BoM vide resolution no.6.9 dated 24.1.2014. Further, there were two types of posts advertised under this Advertisement namely; posts carrying the Grade Pay of Rs 5400/- and above and posts carrying the Grade Pay below Rs.5400/-. For the first category of advertised posts, the Vice Chancellor is the Chairman and the Appointing Authority as per the Recruitment Rules and MoA and for the second category of advertised posts, the Registrar is the Chairman of the Selection Committee and is the Appointing Authority as per the Recruitment Rules and MoA. Since the Acting Vice-Chancellor cannot fill-up the permanent positions of the Vidyapeetha as per the afore-quoted letters dated 7.8.2014 and dated 9.10.2014 of the Ministry, the results of the written tests conducted on 8.3.2014 for such posts could not be declared and filled up. Whereas there is no legal hurdle in declaring the results of the Written Tests held on 8.3.2014 in respect of the posts carrying the Grade Pay below Rs.5400/- as the Registrar is the appointing authority for these posts under Rule-23(ii) of the MoA of the Vidyapeetha and has been holding the post on regular basis. Therefore, the rule position as communicated by the Ministry vide their letters dated 7.8.2014 and 9.10.2014 may not restrain those officers who are performing the duties of their respective posts on regular basis. Accordingly, it was resolved that *the appointments on direct recruitment for the posts carrying the Grade Pay of Rs 5400/- and above be kept in abeyance till the regular Vice-Chancellor is appointed.*

*As regards the other posts carrying the Grade Pay below 5400/- for which the Registrar is the appointing authority under Rule-23 of MoA, the results of the Written Tests be published after taking the concurrence of the Ministry. Further, the Acting Vice-Chancellor be authorized to nominate experts for the Selection Committee of these non-teaching posts from the panel of names already approved by the Board of Management.*

**Item No.9.17 To consider and approve the minutes of the 3rd meeting of the Academic Council held on 21.04.2015.**

The Board of Management considered the minutes of the 3rd meeting of the Academic Council held on 21.04.2015 *and it was resolved to approve the minutes of the 3rd meeting of the Academic Council dated 21.4.2015. While confirming the resolution no.3.26(7), it was resolved that Prof. Dr. Chand Kiran Saluja, Director, Sanskrit Promotion Foundation, Vedabhavanam, 2<sup>nd</sup> floor, 11204/5, Gaushala Mandir Marg, Doriwalan, Delhi-110006 (Member of the Board of Management) be nominated as Chairman of the Examination Board of the Vidyapeetha.*



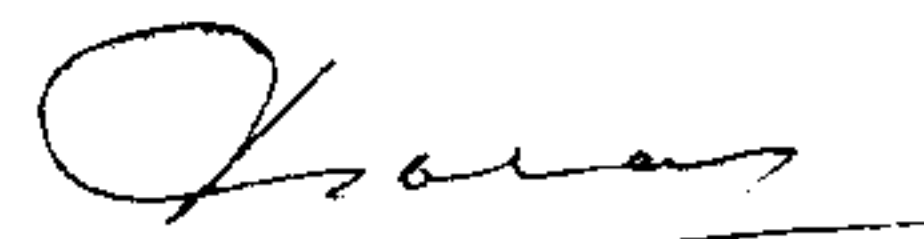
**Item No.9.18 To consider the representation dated 31.12.2014 of Shri Sharwan Kumar, MTS (Driver) regarding promotion on the post of Staff Car Driver.**

The Agenda was not taken-up as the representation dated 31.12.2014 was withdrawn by Shri Sharwan Kumar, MTS.

**Item No.9.19 To consider the representation dated 30.1.2014 of Dr.Hari Har Trivedi, Professor regarding seniority on the post of Professor of the Vidyapeetha while considering the appointment as the Dean, Faculty of Ved Vedang.**

The Board of Management considered the representation dated 30.1.2014 of Prof. Hari Har Trivedi regarding his seniority on the post of Professor of the Vidyapeetha for the purpose of appointment as Dean of the Faculty. The Board of Management noted that the seniority of Prof. Hari Har Trivedi has already been recommended by the Committee constituted for this purpose and the recommendation of the committee was approved by the then Vice-Chancellor(i/c) but the subsequent Vice-Chancellor(i/c) reversed the decision and appointed Prof. Prem Kumar Sharma as Dean, Faculty of Veda Vedanga pending the decision of the BOM in the matter. Accordingly, Prof. Prem Kumar Sharma has been appointed as Dean, Faculty of Veda Vedanga. The Board of Management considered the case of dispute of seniority between the two direct recruit Professors of the Vidyapeetha namely Prof. Prem Kumar Sharma and Prof. Hari Har Trivedi of the Vidyapeetha keeping in view the following facts:

1. Prof. Prem Kumar Sharma and Prof. Harihar Trivedi had initially been appointed as Lecturer (Jyotish) and Lecturer(Veda) on 15.07.1987 and 11.09.1987 respectively.
2. Prof. Prem Kumar Sharma was recommended for appointment as Professor (Jyotish) by the Selection Committee at its meeting held on 9.4.2004, whereas Prof. Hari Har Trivedi was recommended for appointment as Professor (Paurohitya) by the Selection Committee at its meeting held on 10.3.2004.
3. The recommendations of the Selection Committee dated 10.3.2004 and 9.4.2004 were approved by the Karya Parishad vide resolution No.51.4 dated 15.4.2004.
3. Accordingly, Prof. Prem Kumar Sharma and Prof. Harihar Trivedi were appointed as Professor in different departments and joined as Professor on the same date i.e. on 16.04.2004.
4. Attention of the Board of Management was drawn to Rule -44 of the MoA pertaining to the seniority according to which the length of service in the grade of Professor shall be taken into consideration. In the instant case length of service of the above-named teachers in the grade of Professor is the same. The relevant rules is quoted below :

*(a) Whenever in accordance with these Rules any person is to hold an office or to be a member of an authority of the Vidyapeetha by rotation of seniority, such seniority shall be determined according to the length of the continuous service of such person in the grade in the Vidyapeetha in accordance with such other principles as the Board of Management may from time to time prescribe.*

Since the Vidyapeetha rules are silent on the issue of common seniority in a particular grade, the Govt. of India rule shall be made applicable under Rule-44 (c) of the MoA read with Clause 8.0 of the UGC (Institutions Deemed to be Universities) Regulations, 2010 (Page No.117) and Clause-16.3 of the UGC, 2010 (Page no.60) and if no supporting rule is available the matter shall be placed before the BoM for an appropriate decision. The relevant rule is quoted below:-

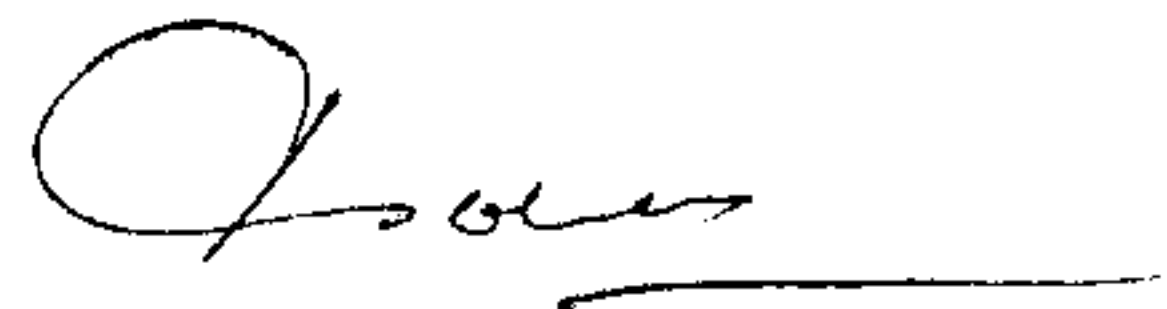
***Rule-44 (c): If two or more persons have equal length of continuous service in a particular grade/cadre or the relative seniority of any person or persons is in doubt, the Registrar may on his/her own notion and shall at the request of any such person, may get the matter disposed off under the Government of India rules and in case no such rule is available, he may submit the matter to the Board of Management whose decision shall be final and binding.***

5. Since both the incumbents had joined through direct recruitment on the same date i.e. on 16.4.2004 and carry equal length of service in the grade of Professor, Rule-44(a) of the MoA quoted above in the instant case could not apply. Hence the matter is to be considered in accordance with Rule-44 (c) to decide the seniority, keeping in view the Govt. of India rules.

As per the Govt. of India instructions contained in the MHA OM No.9/11/55-RPS dated 14.01.1960, ***determination of seniority of persons selected for appointment to different posts in the same grade acquiring different qualification is based on the fact that persons appointed as result of an earlier selection being senior to those appointed as a result of a subsequent selection.***

The Board of Management also noted that the committee constituted by the then Vice-Chancellor (i/c) examined the matter in the light of the GOI Rules and observed that ***the order of selection in respect of both the teachers has to be taken into account in order to decide the seniority of these two Professors.*** As per this ruling, Prof. Harihar Trivedi may be treated as senior in the grade of Professor to Prof. Prem Kumar Sharma as the Selection Committee in respect of Prof. Harihar Trivedi was held earlier than Prof. Prem Kumar Sharma. Thus Prof. Harihar Trivedi was recommended for appointment as Dean, Faculty of Veda Vedanga by the Committee

The Board of Management also noted that the date of birth of Prof. Prem Kumar Sharma and Prof. Harihar Trivedi is 04.03.1961 and 15.08.1955 respectively. Accordingly, Prof. Harihar Trivedi is senior in age and will superannuate earlier than Prof. Prem Kumar Sharma.

After taking into account the rules quoted above, *the Board of Management resolved that the recommendations of the Committee dated 26.3.2014 be accepted and Prof. Harihar Trivedi, Professor (Paurohitya) be treated as senior to Prof. Prem Kumar Sharma, Professor (Jyotish) in the grade of Professor for all purposes. The recommendations of the Committee be implemented and communicated to all concerned.*

**Item No.9.20 To consider the condonation of delay in exercising of option for fixation of pay on promotion on the post of Professor under the CAS of the UGC.**

The Board of Management considered the matter and *it was resolved that the matter be referred to the UGC for clarification.*

**Item No.9.21 Any other item with the permission of the Chair.**

**(i) To consider the representation dated 21.04.2015 of Dr.Sheetla Prasad Shukla, Assistant Professor(Puranetihaas) regarding counting of past services as Research Associate for placement in the senior scale under the Career Advancement Scheme of the UGC.**

The Board of Management considered the representation dated 21.04.2015 of Dr.Sheetla Prasad Shukla, Assistant Professor(Puranetihaas) regarding counting of his past service as the Research Associates at BHU, Varanasi for placement in the senior scale of Lecturer as per the guidelines of the UGC. Since the guidelines issued by the UGC are not clear for counting of the past service of the Research Associates, *it was resolved that the case be referred to the UGC for clarification*

**(ii) To consider the recommendations of the Peer Team of the NAAC (2007) regarding establishment of Centre of Learning Sanskrit for the Foreign Students and a Consultancy Cell.**

The Board of Management noted that the Peer Team of the NAAC (2007), in its report dated 26.3.2007 had recommended for establishment of Centre of Learning Sanskrit for the Foreign Students and also a Consultancy Cell in the Vidyapeetha. The Peer Team had advised that the Vidyapeetha could approach various embassies and explore the possibilities of starting off-shore centers of the university in various countries. Accordingly, *the Board of Management resolved that the Vice-Chancellor (i/c) be authorized to take appropriate action in the matter as per the UGC (Institution Deemed to be Universities) Regulations, 2010, 2014, 2015 and extant Govt. of India guidelines and instructions in this regard.*



**(iii) To report the Civil Writ Petition No.4411/2015 filed by Shri Vinay Kaushik against the Union of India and others**

The Board of Management noted that Shri Vinay Kaushik, a student of Vidhya-Varidhi (Ph.D) of the Vidyapeetha has filed a Civil Writ Petition No.4411/2015 against the Union of India and others before the Hon'ble High Court of Delhi challenging the entrustment of charge of Vice-Chancellor to Prof. Ramesh Kumar Pandey who is holding the post as senior most Professor & Head (Departments of Research & Publication) under the teaching category of the Vidyapeetha. During the meeting, it was intimated to the BoM that the petition has been referred in the court of the Chief Justice of the Hon'ble High Court of Delhi by treating it as Public Interest Litigation which will be listed on 12.05.2015 and taking into account the seriousness of the matter, the Standing Counsel has advised to engage a senior counsel in this matter. *After taking into account all these aspects, the Board of Management resolved to authorize the Vice- Chancellor( i/c) to take appropriate decision in the matter to defend and protect the interest of the institution as well as the Union of India, M/o.HRD as per the advice of the Standing Counsel of the Vidyapeetha.*

**(iv) To consider the matter pertaining to the ongoing dharna by a few students led by Shri Vinay Kaushik since 20.04.2015.**

The Board of Management was apprised of the grievances of the students of the Vidyapeetha regarding release of fellowship to M.Phil/Ph.D students, non-recognition of degrees by the State of Haryana along with the activities of a few students of the Vidyapeetha led by Shri Vinay Kaushik such as staging "Dharna & hunger strike", burning of the effigies of officers and also passing derogatory remarks, shouting slogans as well as the steps taken by the Vice-Chancellor(i/c) to redress the grievances of the students. The BoM was also informed that such agitation without any justifiable reason has created a serious set back in the preparations for the Peer Team Visit of the NAAC and the functioning of the Vidyapeetha. The BoM while taking a serious view of the undesirable action of a handful of students resolved that *the Vice-Chancellor (i/c) be authorized to take strict action for maintaining discipline in the academic interest of the Vidyapeetha as per rule.*

  
(BK Mohapatra )  
Registrar & Secretary

  
(Ramesh Kumar Pandey )  
Vice-Chancellor(i/c) & Chairperson