

C.C.S. UNIVERSITY, MEERUT

(Former Meerut University, Meerut)

HANDBOOK VOLUME - I



C.C.S. UNIVERSITY,
MEERUT



MEERUT UNIVERSITY

HANDBOOK

Volume I



PART - A

THE UTTAR PRADESH STATE UNIVERSITIES ACT, 1973

As re-enacted and amended by :
U.P. Act No. 29 of 1974; and

Further amended by :
U.P. Act No. 21 of 1975
U.P. Act. No. 5 of 1977 and
U.P. Ordinance No. 14 of 1977

PART - B

**FIRST STATUTE OF THE
UNIVERSITY OF MEERUT**

(as amended uptodate)

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U.P. STATE UNIVERSITIES ACT, 1973
(U.P. ACT NO. 10 OF 1973)
AN INTRODUCTORY NOTE

Prior to the enactment of the U.P. State Universities Act, 1973, the various Universities in Uttar Pradesh were being regulated by separate Acts. Several commissions and committees appointed by the Government of India and the State Government had pointed out the necessity of improving the functioning of the Universities, and, therefore, the Uttar Pradesh State Universities Act, 1973 was enacted to amend and consolidate the law with a view, in particular, to toning up the academic and financial administration of higher education in the State of Uttar Pradesh. This Act provides for the re-organisation of the Court, the Executive Council and other bodies of the University and also contains provisions for the following matters which were not provided for in the law.

- (a) Security of service of teachers of degree colleges.
- (b) Constitution of Selection Committee for the appointment of Principals and teachers of degree Colleges.
- (c) Introduction of correspondence courses and allowing persons to appear as private candidates.
- (d) Opening of post-graduate classes in associated colleges of Allahabad and Lucknow Universities with the previous approval of the Chancellor.
- (e) Provision for autonomous colleges and working men's colleges.
- (f) Provision for gratuity for teachers, killed or wounded in incidents arising out of their duties connected with the conduct of examinations.
- (g) Disqualifications of members of the Executive Council from participation in matters in which their personal interest is involved.
- (h) Supersession of the Executive Council in case of failure to discharge functions properly.
- (i) Students, participation in the University administration.
- (j) Penalty for charging capitation fees whether in the form of donations or otherwise for admission of students to degree colleges.
- (k) Regulation of the administration of degree colleges.
- (l) Barring suits in civil courts in respect of day to day functioning of the Universities.

The provisions of this Act, in the first instance, were enforced by way of an Ordinance (U. P. State Universities Ordinance, 1973) which was promulgated on June 12, 1973 and was made enforceable w. e. f. June 18, 1973. As the State of Uttar Pradesh was, at that time, under the President Rule, the ordinance was repealed by President's Act No. 10 of 1973 published in the Gazette of September 2, 1973, and made effective from September 3, 1973 with the provision that anything done or any action taken under the said ordinance shall be deemed to have been done or taken under this Act as if this Act had commenced on the 18th day of June, 1973. The President's Act was repealed and re-enacted with some modifications by the U. P. Universities (Re-enactment and Amendment) Act, 1974 (U. P. Act No 29 of 1974) published in the Gazette on September 25, 1974. The Act was further amended by the U. P. Education Laws Amendment Act, 1975 (U. P. Act No. 21 of 1975) published in the Gazette on May 3, 1975. It was again amended by U. P. Education Laws Amendment Ordinance, 1976 effective from December 28, 1976 and also by U. P. Education Laws Amendment Ordinance 1977 effective from April 21, 1977. The Ordinance of 1977 was repealed by the U. P. Education Laws Amendment Act, 1977 (U. P. Act No. 5 of 1977) which was published in the Gazette on July 24, 1977 and came into force on April 21, 1977. Section 39 of Act No. 5 of 1977 provides that, notwithstanding such repeal, anything done or any action taken under the Principal Act, as amended by the ordinance of 197 and the ordinance of 1976, shall be deemed to have been done or taken under the corresponding provisions of the Principal Act as amended by Act No. 5 of 1977, as if the provisions of Act No. 5 of 1977 were in force at all material times. Recently, the Act has been further amended by U. P. Homeopathic Medicine Amendment Ordinance, 1977. (U. P. Ordinance No. 14 of 1977).

The Act No. 10 of 1973, as enacted and amended is applicable to all the State Universities, except the Agricultural Universities.

In exercise of the power contained in Section 50 (1) of the Act, the State Government has framed the First Statutes of the Meerut University which were published in the Gazette on April 20, 1977 and were made effective from 1st May, 1977. Since then twenty amendments have in First Statutes of the University have been received from the State Government which have been incorporated in this Volume.

January 1, 1987
MEERUT UNIVERSITY
MEERUT

CHANDER BHAN
Registrar

PART-A
CONTENTS
CHAPTER I
PRELIMINARY

Section	Page
1. Short title, commencement and application	1
2. Definitions	2
CHAPTER II THE UNIVERSITIES	
3. Incorporation of Universities	3
4. Establishment of new Universities and alteration of the areas or names of Universities	4
5. Territorial Exercise of powers	6
6. University open to all classes and creed	7
7. Powers and duties of the University	7
7A. Additional Power and duties of certain University	9
CHAPTER III INSPECTION AND INQUIRY	
8. Visitation	9
CHAPTER IV OFFICERS OF THE UNIVERSITIES	
9. Officers of the University	12
10. The Chancellor	12
11. Pro-Chancellor	13
12. The Vice-Chancellor	13
13. Powers and duties of the Vice-Chancellor	15
14. The Pro-Vice-Chancellor	17
15. The Finance Officer	18
16. The Registrar	19
17. Centralisation of services of Registrar, Deputy Registrar and Assistant Registrars	19
18. Other Officers	20
CHAPTER V AUTHORITIES OF THE UNIVERSITY	
19. Authorities of the University	20
20. Constitution of the Executive Council	21
21. Powers and duties of Executive Council	22
22. The Court	25
23. Powers and duties of the Court	26
24. Meeting of the Court	26
25. Academic Council	27
26. The Finance Committee	28

27. The Faculties	28
28. Admissions Committee	29
29. Examinations Committee	30
30. Other Authorities	31

CHAPTER VI

APPOINTMENT AND CONDITION OF SERVICE OF TEACHERS AND OFFICERS

31. Appointment of teachers	31
32. Contract of appointment of teachers of the University	39
33. Constitution of Pension, Insurance or Provident Fund.	39
34. Limits of additional remunerative work permissible to teachers	39
35. Conditions of service of teachers of affiliated or associated colleges other than those maintained by Government or local authority	40
36. Tribunal of Arbitration	41

CHAPTER VII

AFFILIATION AND RECOGNITION

37. Affiliated Colleges	42
38. Associated Colleges	43
39. Disqualification for membership of management	44
40. Inspection etc. of Affiliated and Associated Colleges	45
41. Constituent Colleges	46
42. Autonomous Colleges	46
43. Working Men's Colleges	46
44. Institutes	46

CHAPTER VIII

ADMISSIONS AND EXAMINATIONS

45. Admission of Students	47
46. Bar of charging any donation etc. for admission to a College	47
46A. Contribution or donation to Colleges	48
47. Halls, hostels and delegacy of the University	48
48. Examinations	49

CHAPTER IX

STATUTES, ORDINANCES AND REGULATIONS

49. Statutes	49
50. Statutes how made	50
51. Ordinances	51

52. Ordinance how made	52
53. Regulations	54

**CHAPTER X
ANNUAL REPORTS AND ACCOUNTS**

54. Annual Report	55
55. Accounts and Audit	55

**CHAPTER XI
REGULATION OF DEGREE COLLEGES**

56. Definition	56
57. Power of the State Government to issue notice	57
58. Authorised Controller	58
59. Section 58 not applied to minority Colleges	59
60. Duty to deliver possession to Authorised Controller	59

**CHAPTER XIA
PAYMENT OF SALARY TO TEACHERS AND OTHER
EMPLOYEES OF DEGREE COLLEGES**

60A. Definitions	60
60B. Payment of Salary within time and without unauthorised deductions	61
60C. Power to inspect	61
60CC. Supernumerary post of teachers	62
60D. Salary Payment Accounts	62
60E. Liability of State Government for Salary	63
60F. Punishment for default	64
60G. Finalty of orders	64
60H. Power to make Rules	64

**CHAPTER XII
PENALTIES AND PROCEDURE**

61. Penalties	65
62. Cognizance by courts	66
63. Offences by Registered Societies	66

**CHAPTER XIII
MISCELLANEOUS**

64. Manner of appointment of officers and members of authorities	66
65. Filling of Casual Vacancies	67
66. Proceeding not to be invalidated by vacancies etc.	67
67. Removal from membership of the University.	67

68. Reference to the Chancellor	
68A. Power of Vice-Chancellor to enforce his order against management	68
69. Bar of suit	68
70. Mode of proof of University record	69
CHAPTER XIV	
TRANSITORY PROVISIONS	
71. Continuation of existing officers of the University	70
72. Constitution of authorities	70
72A. Special Provision about Kashi Vidyapith	71
73. Powers to remove difficulties	71
74. Repeal of certain enactments	72
75. Amendment of U.P. Act XXIV of 1965	75
76. Repeal of U.P. Ordinance 1 of 1973 and Savings	75
The Schedule	
Area within which the Universities shall exercise jurisdiction	76

**THE UTTAR PRADESH STATE UNIVERSITIES
ACT, 1973**

(Act No. 10 of 1973)¹

President's Act No. 10 of 1973 as re-enacted and amended by U. P. Act No. 29 of 1974 and further amended by U. P. Act No. 21 of 1975 and U. P. Act No. 5 of 1977.

It is hereby enacted as follows)²

**CHAPTER I
PRELIMINARY**

1. (1) This Act may be called the Uttar Pradesh State Universities Act, 1973.

Short title,
commence-
ment and
application

(2) It shall come into force on such date as the State Government may, by notification in the *Gazette*, appoint and different dates may be appointed in relation to different existing Universities and references to commencement of this Act in relation to an existing University shall be construed as the date on which this Act comes into force in relation thereto.

(3) In its application to the Varanaseya Sanskrit Vishvavidyalaya (which after the coming into force of this Act in relation to that University shall be called the Sampurnanand Sanskrit Vishvavidyalaya), the State Government may (from time to time)³ by notification in the *Gazette*, make such exceptions or modifications not affecting the substance, in the provisions of this Act, as the circumstances may require.

(4) (a) In its application to the Kashi Vidyapith after it is established as a University under sub section (2) of section 4, the State Government may, by notification in the *Gazette*, make such exceptions or modifications not affecting the substance, in the provisions of this Act, as the circumstances may require.

(b)

-
1. For Statement of Objects and Reasons, see U. P. Gazette extra ordinary dated 2 Sep. 1973.
 2. Substituted by Act No. 29 of 1974 for the words "Enacted" by the President in the Twenty-fourth year of the Republic of India".
 3. inserted by Act No. 21 of 1975.
 4. omitted by Act No. 29 of 1974.

Definitions,

2. In this Act, unless the context otherwise requires—

(1) "Academic Council," "Court" and "Executive Council" mean respectively the Academic Council, the Court and the Executive Council of the University ;

(2) "affiliated college" means an institution affiliated to the University in accordance with the provisions of this Act and Statutes of that University ;

(3) "area of the University" means the area specified in respect of the University by or under section 5 or section 4, as the case may be ;

(4) "associated college" means any institution recognised by the University and authorised under provisions of this Act (and the Statutes of the University)¹ to provide for the teaching necessary for admission to a degree of the University.

(5) "autonomous college" means an affiliated or associated college declared as such in accordance with the provisions of Section 42 ;

(6) "constituent college" means an institution maintained by the University or by the State Government and named as such by the Statutes ;

(7) "Director", in relation to an Institute, means the head of such Institute ;

(8) "existing University" means the University of Lucknow, Allahabad, Agra, Gorakhpur, Kanpur or Meerut or the Sampurnanand Sanskrit Vishvavidyalaya, as the case may be ;

(9) "faculty" means a faculty of the University ;

(10) "hall (or college) of a University" means a unit of residence for students maintained or recognised by the University at which provision is made for imparting tutorial and other supplementary instruction ;

(11) "hostel of a University" means a unit of residence for students maintained or recognised by the University, other than a hall and "hostel of an affiliated or associated college" means a unit of residence for students of that college ;

(12) "Institute" means an Institute established by the University under section 44 ;

(13) "management" in relation to an affilia-

1. inserted by Act 29 of 1974.

ted or associated college means the managing committee or other body charged with managing the affairs of that college and recognised as such by the University ;

Provided that in relation to any such, college maintained by a Municipal Board or a Nagar Mahapalika, the expression 'management means' the education Committee of such Board or Mahapalika as the case may be and the expression 'Head of the Management' means the chairman of such Committee¹

(14) "prescribed" means prescribed by Statutes ;

(15) "Principal", in relation to an affiliated, associated or a constituent college, means the head of such college :

(16) "registered graduate" means a graduate of the University registered under the provisions of this Act or under any enactment repealed by this Act ;

(17) "Statutes", "Ordinances" and "Regulations" means respectively the Statutes, Ordinances and Regulations of the University ;

(18) "teacher" means a person employed (for imparting instructions or guiding or conducting research in the University or in an Institute or in a constituent, affiliated or associated college)² and includes a Principal or a Director.

(19) "teacher of the University" means a teacher employed by the University for imparting instruction and guiding or conducting research either in the University or in an Institute or in constituent college maintained by the University ;

(20) "University" means an existing University or a new University established after the commencement of this Act under section 4 ;

(21) "Working Men's College" means an affiliated or associated college recognised as such in accordance with the provisions of section 43.

CHAPTER II THE UNIVERSITIES

3 (1) The Chancellor, the Vice-Chancellor and the members of the Executive Council, the Court and the Academic Council for the time being holding office

Incorporation of Universities.

1. Proviso added by U.P. Act No. 12 of 1978.
2. substituted by Act 29 of 1974.

as such in any University shall constitute a body corporate by the name of that University.

(2) Each University shall have perpetual succession and common seal and shall sue and be sued by its name.

Establishment of new Universities and alteration of the area or names of Universities.

4. (1) With effect from such date as the State Government may by notification in the Gazette appoint in that behalf, there shall be established a University of Kumaun at Naini Tal and a University of Garhwal at Srinagar (District Garhwal) for the areas respectively specified in the Schedule.

((1-A) with effect from such date or dates as the State Government may by notification in the Gazette appoint in this behalf, there shall be established:—

(a) (a) University of Bundelkhand at Jhansi :

(b) (a) University of Avadh at Faizabad; and

(c) (a) University of Rohilkhand at Bareilly :

for the areas respectively specified in the Schedule.

(1-B In relation to the Universities to be established under sub-section (1-A).

(a) the State Government shall appoint interim officers of the Universities (other than the Chancellor) and shall constitute interim authorities of such Universities in such manner as it thinks fit;

(b) the officers appointed and members of the authorities constituted under clause (a) shall hold office upto 31st Dec. 1981 or until the appointment of officers or the constitution of the authorities in accordance with clause (c) whichever be earlier¹.

(Provided that the State Government may, by notification, extend the term of the members of such authorities for a period not exceeding one year.)²

(c) the State Government shall take steps for the appointment of officers and constitution of authorities of such Universities in accordance with the provisions of this Act, so that the same may be completed before the expiry of the respective terms of the interim officers and members under clause (b) }

(2) With effect from such date as the State Government may, by notification in the Gazette, appoint in that behalf the institution known as Kashi Vidyapith at Varanasi shall be deemed to be a University established under the provisions of this Act.

1. Substituted by U.P. Act of 1978.

2. Added by Act No. 5 of 1977.

(3) As from the date appointed under sub-section (2),—

(a) the society known as the Kashi Vidyapith, Varanasi, shall be dissolved, and all property movable and immovable, and rights, powers and privileges of the society shall be transferred to and vest in the University and shall be applied to the objects and purposes for which the University is established;

(ii) all debts, liabilities and obligations of the said society shall be transferred to the University and shall thereafter be discharged and satisfied by it ;

(iii) all references in any enactment to the said society shall be construed as reference to the University ;

(iv) any will, deed or other document, whether made or executed before or after the commencement of this Act, which contains any request, gift or trust in favour of the said society shall be construed as if the University was therein named instead of such society ;

(v) Subject to the provisions of this Act, every person employed immediately before the said date in the said society shall with effect from that date, become an employee of the University by the same tenure and upon the same conditions of service or conditions as similar thereto as changed circumstances may permit, as he would have held under the said society, if such notification had not been issued.

(4) The State Government may, by notification in the *Gazette* :—

(a) increase the area of a University ;

(b) diminish the area of a University ; or

(c) alter the name of a University.

Provided that no such notification shall be issued except with the previous approval by resolution, of both the Houses of the State Legislature.

(5) Any notification under this section may contain such provisions for the amendment of the Schedule and the Statutes, Ordinances and Regulations of the University or Universities affected by such notification, as may be necessary to give effect to the provisions of the notification, and thereupon the Schedule and such Statutes, Ordinance and Regulations shall stand amended accordingly.

(6) Without prejudice to the generality of the provisions of sub-section (5), any notification under this section may provide for the following matters, namely :—

(a) provisions in respect of representation of various interests or classes of persons in the authorities of the University or Universities affected by the said notification ;

(b) provisions for exercise of option by registered graduates of any then existing University to continue to remain registered graduates of same University or to get registered with a newly established University so however, that no person shall be registered graduate of more than one University ;

(c) such other supplemental, incidental and consequential provisions as the State Government may deem necessary.

Explanation—For the purposes of this section and section 5: “Kashi Vidyapith” means the institution known as Kashi Vidypith at Varanasi established and administered by the Society known as Kashi Vidypith registered under the Societies Registration Act, 1860 (21 of 1860) in respect of which the Nirikshak Sabha of the said Society has passed a resolution on 28th May 1972 requesting the State Government to take over the entire movable and immovable properties of the said institution and to convert it into a State University.

Territorial
exercise of
powers.

5. (1) Save as otherwise provided by or under this Act, the powers conferred on each University (other than the Sampurnanand Sanskrit Vishvavidyalaya and the Kashi Vidyapith) shall be exercisable in respect of the area for the time being specified against it in the Schedule.

(2) The Sampurnanand Sanskrit Vishvavidyalaya may affiliate institutions situated in any part of the territory of India and recognize teachers of, and admit to its examinations candidates from such territory or abroad :

Provided that the Vishvavidyalaya shall not—

(a) affiliate an institution outside Uttar Pradesh, or

(b) recognize any teacher employed in an institution situated outside Uttar Pradesh and maintained by any Government, except upon the recommendation of the Government concerned.

(3) Nothing in this Act relating to affiliation or recognition of colleges shall apply to the Kashi-Vidyapith.

(4) Notwithstanding anything contained in subsection (1), the powers conferred on the Kanpur University in respect of instruction and research in the Ayurvedic and Unani systems of medicine and advancement and dissemination of knowledge thereof shall be exercisable throughout Uttar Pradesh.

{(5) Notwithstanding anything contained in subsection (1) the homeopathic educational or instructional institutions throughout Uttar Pradesh may be affiliated to the University of Agra or the Kanpur University.}*

(6) The University shall be open to all persons irrespective of class or creed, but nothing in this section shall be deemed to require the University to admit to any course of study a larger number of students than may be determined by the Ordinances :

University open to all classes and creed.

Provided that nothing in this section shall be deemed to prevent the University from making special provisions for admission of students belonging to the Scheduled Castes or Scheduled Tribes.

(7) The University shall have the following powers and duties, namely—

Powers and duties of the university

(1) to provide for instruction in such branches of learning as the University may think fit and to make provision for research and for the advancement and dissemination of knowledge ;

(2) to admit any college to the privileges of affiliation or recognition or to enlarge the privileges of any college already affiliated or recognised, as the case may be, or to withdraw or curtail any such privilege and to guide and control the work of affiliated and associated college ;

(3) to institute degrees, diplomas and other academic distinctions ;

(4) to hold examinations for, and to grant and confer degrees, diplomas and other academic distinctions to and on persons, who—

(a) have pursued a course of study in the University, a constituent college or an affiliated college, or associated college ; or

(b) have carried on research in the University or in an institution recognised in that behalf by the

* inserted by Homeopathic Medicine (Amendment) Act, 1977, U. P. Act No. 14 of 1977,

University or independently, under conditions laid down in the Statutes and the Ordinances ; or

(c) have pursued a course of study by correspondence whether residing within the area of the University or not, and have been registered by the University, subject to such conditions as may be laid down in the Statutes and Ordinances as external candidates ; or

(d) are teachers or other employees in the University or in an Institute or in a constituent or affiliated or associated college or in any other educational institutions under conditions laid down in the Statutes and the Ordinances or are inspecting officers permanently employed in the Department of Education of the State Government, and have carried on private studies under conditions laid down in the Statutes and the Ordinances ; or

(e) are women residing within the area of the University and have carried on private studies under conditions laid down in the Statutes and Ordinances ; or

(f) are blind and are residing within the area of the University and have carried on private studies under conditions laid down in the Statutes and the Ordinances ;

(5) to hold examinations for and to grant the degree of Bachelor of Arts or Commerce or Master of Arts or Commerce to persons residing within the area of the University who have carried on private studies under conditions laid down in the Statutes and the Ordinances ;

(6) to confer honorary degree or other academic distinction in the manner and under conditions laid down in the Statutes ;

(7) to grant such diplomas to, and to provide such lectures and instructions for persons, not being students of the University, as the University may determine ;

(8) to co-operate or collaborate with other Universities and authorities in such manner and for such purposes as the University may determine ;

(9) to institute teaching posts required by the University and to appoint persons to such posts ;

(10) to recognize teachers for giving instruction in halls ;

(11) to lay down the conditions of affiliation or recognition of colleges and to satisfy itself by periodical inspection and otherwise that those conditions are satisfied ;

(12) to institute and award scholarships, fellowships (including travelling fellowship), studentships and prizes in accordance with the Statutes and the Ordinances ;

(13) to institute and maintain halls and hostels and to recognize places of residence for students of the University, i.e. Institutes or the constituent or affiliated or associated colleges ;

(14) to demand and receive such fees and other charges as may be fixed by the Ordinances ;

(15) to supervise and control the residence and to regulate the discipline of students of the University, the Institute and the constituent or affiliated or associated colleges and to make arrangements for promoting their health ;

(16) to create administrative, ministerial and other necessary posts and to make appointments there-to ; and

(17) to do all such acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University.

(7. A.) Upon being authorised by the State Government by notification under the Uttar Pradesh Homoeopathic Medicine Act, 1951, the University of Agra or the Kanpur University, as the case may be, shall—

Additional Power and duties of certain University.

(a) hold examinations for and grant diplomas in Homoeopathy.

(b) take over the functions of holding of examinations for courses prescribed by the Board of Homoeopathic Medicine constituted under the said Act and granting diplomas and shall exercise and perform all the powers and functions of such Board under the said Act with respect to holding of such examinations and granting of diplomas.)¹

CHAPTER III INSPECTION AND INQUIRY

8. (1) The State Government shall have the

Visitation

1. Inserted by the Uttar Pradesh Homoeopathic Medicine (Amendment) Act 1977, U.P. Act No. 14 of 1977.

right to cause an inspection to be made by such person or persons as it may direct, of the University or any constituent college or any Institute maintained by the University, including its buildings, libraries, laboratories, workshops and other work conducted or done by the University or such colleges or Institute or to cause an enquiry to be made in the like manner in respect of any matter connected with the administration and finances of the University or such college or such Institute.

(2) Where the State Government decides to cause an inspection or inquiry to be made under sub-section (1), it shall inform the University of the same through the Registrar, and any person nominated by the Executive Council may be present at such inspection or inquiry as representative of the University and he shall have the right to be heard as such ;

Provided that no legal practitioner shall appear, plead or act on behalf of the University as such inspection or inquiry.

(3) The person or persons appointed to inspect or inquire under sub-section (1) shall have all the powers of a civil court, while trying a suit under the Code of Civil Procedure, 1908, for the purpose of taking evidence on oath and of enforcing the attendance of witnesses and compelling production of documents and material objects, and shall be deemed to be a civil court within the meaning of sections 345* and 346* of the Code of Criminal Procedure, 1973,* and any proceeding before him or them shall be deemed to be judicial proceeding within the meaning of sections 193 and 228 of the Indian Penal Code.

(4) The State Government shall address the Vice-Chancellor with reference to the result of such inspection or inquiry, and the Vice-Chancellor shall communicate to the Executive Council the views of the State Government with such advice as the State Government may offer upon the action to be taken thereon.

(5) The Vice-Chancellor shall then within such time as the State Government may fix, submit to it a report of the action taken or proposed to be taken by the Executive Council.

(6) If the University authorities do not within a reasonable time, take action to the satisfaction of the State Government, the Government may, after considering any explanation which the University authorities may furnish, issue such directions as it may think

* Substituted vide U.P. Act 5 of 1977.

fit, and the University authorities shall be bound to comply with such directions.

(7) The State Government shall send to the Chancellor a copy of every report of an inspection or inquiry caused to be made under sub-section (1) and of every communication received from the Vice-Chancellor under sub-section (5) and of every direction issued under sub-section (6) and also of every report or information received in respect of compliance or non-compliance with such direction.

(8) Without prejudice to the provisions of sub-section (6) if the Chancellor on consideration of any document or material referred to in sub-section (7) of this section include any report of an inquiry held before the commencement of this Act, is of opinion that the Executive Council has failed to carry out its functions or has abused its powers, he may, after giving it an opportunity of submitting a written explanation, order that in supersession of the said Executive Council, an *ad hoc* Executive Council consisting of the Vice-Chancellor and such other persons not exceeding ten in number as the Chancellor may appoint in that behalf including any member of the superseded Executive Council, shall for such period not exceeding two years as the Chancellor may from time to time specify, and subject to the provisions of sub-section (11) exercise and perform all the powers and functions of the Executive Council under this Act.

(9) Nothing in section 20 shall apply to the composition of the *ad hoc* Executive Council that may be constituted under sub-section (8).

(10) Upon an order being made under sub-section (8), the term of Office of all members of the Executive Council superseded thereby, including *ex-officio* members, shall cease and all such members shall vacate their offices as such.

(11) During the period of operation of an order under sub-section (8), the provisions of this Act, shall have effect subject to the following modifications, namely—

(a) in section 20, *after* sub-section (5), the following sub-section shall be deemed *inserted*—

'(6) A meeting of the Executive Council shall be held at least once every two months'.

(b) in section 21, in sub-section (1), *after* the words "subject to the provisions of this Act", the words 'and subject also to the control of the Chancellor' shall be deemed *inserted*.

(c) in section 24, in sub-section (2), the words 'and shall upon a requisition in writing signed by not less than one-fourth of the total membership of the Court' shall be deemed omitted.

(12) A fresh Executive Council shall be constituted in accordance with the provisions of section 20 with effect from the expiration of the period of operation of an order under sub-section (8).

(13) Any Statute, Ordinance, Regulation or order made during the period of operation of an order under sub-section (8), in accordance with the provisions of this Act, as deemed modified by virtue of the provisions of sub-section (11), shall, notwithstanding the expiration of such period, continue in force until amended, repealed or rescinded in accordance with the provisions of this Act.

CHAPTER IV

OFFICERS OF THE UNIVERSITIES

Officers of
the Univer-
sity.

9. The following shall be the officers of the University—

- (a) the Chancellor;
- (b) in the case of Sampurnanand Sanskrit Vishvavidyalaya only, the Pro-Chancellor;
- (c) the Vice-Chancellor;
- (d) in the case of Universities referred to in sub-section (1) of section 14, the Pro-Vice-Chancellor;
- (e) the Finance Officer;
- (f) the Registrar;
- (g) the Dean of the Faculties;
- (h) the Dean of Students Welfare;
- (i) such other officers as may be declared by the Statutes to be the officers of the University.

The Chan-
cellor.

10. (1) The Governor shall be the Chancellor of the University. He shall, by virtue of his office, be the Head of the University and the President of the Court and shall, when present, preside at meeting of the Court, and at any convocation of the University

(2) Every proposal for the conferment of an honorary degree shall be subject to the confirmation of the Chancellor.

(3) It shall be the duty of the Vice-Chancellor to furnish such information or records relating to the administration of the affairs of the University as the Chancellor may call for.

(4) The Chancellor shall have such other powers

as may be conferred on him by or under this Act or the Statutes.

11. (1) Maharaja Vibhuti Narain Singh of Varanasi shall continue to be the Pro-Chancellor for life of the Sampurnanand Sanskrit Vishva-vidyalaya.

(2) The Pro-Chancellor shall, in the absence of the Chancellor, preside at meetings of the Court and at any convocation of the Vishva-vidyalaya.

(3) The Pro-Chancellor shall have such other powers as may be conferred upon him by or under this Act or the statutes.

Pro-Chancellor.

12. (1) The Vice-Chancellor shall be a whole-time salaried officer of the University and shall be appointed by the Chancellor except as provided by sub-section (5) or sub-section (10) from amongst the persons whose names are submitted to him by the Committee constituted in accordance with the provisions of sub-section (2).

The Vice-Chancellor

(2) the Committee referred to in sub-section (1) shall consist of the following members, namely :—

(a) one person (not being a person connected with the University, an Institute, a constituent college, an associated or affiliated college or a hall or Hostel) to be elected by the Executive Council: (at least three months before the date on which a vacancy in the office of the Vice Chancellor is due to occur by reason of expiry of his term.)*

(b) one person who is or has been a Judge of the High Court of Judicature at Allahabad including the chief Justice thereof, nominated by the said Chief Justice, and

(c) one person to be nominated by the Chancellor who shall also be the convenor of the Committee. (Provided that where the Executive Council fails to elect any person in accordance with clause (a), then the Chancellor shall nominate in addition to the person nominated by him under clause (c), one person in lieu of the representative of the Executive Council.)**

(3) The Committee shall, as far as may be, at least sixty days before the date on which a vacancy in the office of the Vice-Chancellor is due to occur by reason of expiry of term or resignation under sub-section (7), and also whenever so required and before such date as may be specified by the Chancellor, sub-

* Inserted by U. P. Act No. 5 of 1977.

** Inserted by U. P. Act No. 5 of 1977.

mit to the Chancellor the names of not less than three and not more than five persons suitable to hold the office of the Vice-Chancellor. The Committee shall, while submitting the names, also forward to the Chancellor a concise statement showing the academic qualifications and other distinctions of each of the persons so recommended, but shall not indicate any order of preference.

(4) Where the Chancellor does not consider any one or more of persons recommended by the Committee to be suitable for appointment as Vice-Chancellor or if one or more of the persons recommended is or are not available for appointment and the choice of the Chancellor is restricted to less than three persons, he may require the Committee to submit a list of fresh names in accordance with sub-section (3).

(5) If the Committee in the case referred to in sub-section (3) or sub-section (4) fails or is unable to suggest any names within the time specified by the Chancellor (or if the Chancellor does not consider any one or more of the fresh names recommended by the Committee to be suitable for appointment as Vice-Chancellor)* another Committee consisting of three persons of academic eminence shall be constituted by the Chancellor which shall submit the names in accordance with sub-section (3).

(6) No act or proceeding of the Committee shall be invalidated merely by reason of the existence of a vacancy or vacancies among its members or by reason of some person having taken part in the proceedings who is subsequently found not to have been entitled to do so.

(7) The Vice-Chancellor shall hold office for a term of three years from the date on which he enters upon his office :

Provided that the Vice Chancellor may by writing under his hand addressed to the Chancellor resign his office, and shall cease to hold his office on the acceptance by the Chancellor of such resignation.

(8) Subject to the provisions of this Act, the emoluments and other conditions of service of the Vice-Chancellor shall be such as may be determined by the State Government by general or special order in that behalf.

(9) The Vice-Chancellor shall not be entitled to the benefit of any pension, insurance or provident fund constituted under section 33.

* Inserted by Act 5 of 1977 and be deemed always to have been inserted.

{Provided that when any teacher or other employee of any University or any affiliated or associated college is appointed as Vice-Chancellor, he shall be allowed to continue to contribute to the Provident fund to which he is a subscriber and the contribution of the University shall be limited to what it had been contributing immediately before his appointment as Vice-Chancellor.)*

(10) In any of the following circumstances (of the existence of which the Chancellor shall be the sole judge), the Chancellor may appoint any suitable person to the office of Vice-Chancellor for a term not exceeding six months as he may specify—

(a) where a vacancy in the office of Vice-Chancellor occurs or is likely to occur by reason of leave or any other cause not being resignation or expiry of term, of which a report shall forthwith be made by the Registrar to the Chancellor;

(b) where a vacancy in the office of Vice-Chancellor occurs and it cannot be conveniently and expeditiously filled in accordance with the provisions of sub-sections (1) to (5);

(c) any other emergency;

Provided that the Chancellor may, from time to time, extend the term of appointment of any person to the office of Vice-Chancellor under this sub-section, so however, that the total term of such appointment (including the term fixed in the original order) does not exceed one year.

(11) Until a Vice-Chancellor appointed under sub-section (1) or sub-section (5) or sub-section (10) assumes office, the Pro-Vice-Chancellor, if any, or where there is no Pro-Vice-Chancellor, the senior-most Professor of the University in the case of the University of Gorakhpur and any University mentioned in or specified under section 38, or the senior-most Principal of an affiliated college in the case of any other University shall discharge the duties of the Vice-Chancellor as well.

13. (1) The Vice-Chancellor shall be the principal executive and academic officer of the University and shall—

Powers and duties of the Vice-Chancellor.

(a) exercise general supervision and control over the affairs of the University including the constituent colleges and the Institutes maintained

*Inserted by Act No. 21 of 1975 and be deemed always to have been inserted.

by the University and its affiliated and associated colleges ;

(b) give effect to the decisions of the authorities of the University ;

(c) in the absence of the Chancellor, preside at meetings of the Court and at any convocation of the University.

(d) be responsible for the maintenance of discipline in the University.

(e) be responsible for holding and conducting the University examinations properly and at due times and for ensuring that the results of such examinations are published expeditiously and that the academic session of the University starts and ends on proper dates¹.

(2) He shall be an *Ex-officio* member and Chairman of the Executive Council, Academic Council and the Finance Committee.

(3) He shall have the right to speak in and otherwise to take part in the meeting of any other authority or body of the University but shall not by virtue of this sub-section be entitled to vote.

(4) It shall be the duty of the Vice Chancellor to ensure the faithful observance of the provisions of this Act, the Statutes and the Ordinances and he shall, without prejudice to the powers of the Chancellor under sections 10 (and 68)² possess all such powers as may be necessary in that behalf.

(5) The Vice-Chancellor shall have the power to convene or cause to be convened meetings of the Executive Council, the Court, the Academic Council and the Finance Committee :

Provided that he may delegate this power to any other officer of the University.

(6) Where any matter is of urgent nature requiring immediate action and the same could not be immediately dealt with by any officer or the authority or other body of the University empowered by or under this Act to deal with it, the Vice-Chancellor may take such action as he may deem fit and shall forthwith report the action taken by him to the Chancellor and also to the officer, authority, or other body who or which in the ordinary course would have dealt with the matter :

Provided that no such action shall be taken by the

1. Inserted by U.P. Act 5 of 1977.

2. Inserted by Act 29 of 1974.

Vice-Chancellor without the previous approval of the Chancellor, if it would involve a deviation from the provisions of the Statutes or the Ordinances :

Provided further that if the officer, authority or other body is of opinion that such action ought not to have been taken it may refer the matter to the Chancellor who may either confirm the action taken by the Vice-Chancellor or annul the same or modify it in such manner, as he thinks fit and thereupon, it shall cease to have effect or, as the case may be, take effect in the modified form, so however, that such annulment or modification shall be without prejudice to the validity of anything previously done by or under the order of the Vice-Chancellor :

Provided also that any person in the service of the University who is aggrieved by the action taken by the Vice-Chancellor under this sub-section, shall have the right to appeal against such action to the Executive Council within three months from the date on which decision on such action is communicated to him and thereupon, the Executive Council may confirm modify or reverse the action taken by the Vice-Chancellor.

(7) Nothing in sub-section (6) shall be deemed to empower the Vice-Chancellor to incur any expenditure not duly authorised and provided for in the budget.

(8) Where the exercise of the power by the Vice-Chancellor under sub-section (6) involves the appointment of an officer or a teacher of the University, such appointment shall terminate an appointment being made in the prescribed manner or on the expiration of a period of six months from the date of the order of the Vice-Chancellor, whichever is earlier.

(9) The Vice-Chancellor shall exercise such other powers as may be laid down by the Statutes and the Ordinances.

14. (1) The section applies only to the Universities of Lucknow, Allahabad and Gorakhpur and to any other University specified in that behalf by the State Government by notification in the Gazette. The-Pro-Vice Chancellor

(2) The Vice-Chancellor, if he considers necessary, may appoint a Pro-Vice Chancellor from amongst the Professors of the University.

(3) The Pro-Vice-Chancellor appointed under sub-section (2) shall discharge his duties in addition to his duties as a Professor.

(4) The Pro-Vice-Chancellor shall hold office at the pleasure of the Vice-Chancellor.

(5) The Pro-Vice-Chancellor shall get an honorarium of Rupees three hundred per month.

(6) The Pro-Vice-Chancellor shall assist the Vice-Chancellor in respect of such matters, as may be specified by the Vice-Chancellor in this behalf from time to time and shall preside over the meetings of the University in the absence of the Vice-Chancellor and shall exercise such powers and perform such duties as may be assigned or delegated to him by the Vice-Chancellor.

The Finance
Officer

15. (1) There shall be a Finance Officer for the University, who shall be appointed by the State Government by a notification published in the *Official Gazette*, and his remuneration and allowances shall be paid by the University.

(2) The Finance Officer shall be responsible for presenting the budget (annual estimates) and the statement of accounts to the Executive Council and also for drawing and disbursing funds on behalf of the University.

(3) He shall have the right to speak in and otherwise to take part in the proceedings of the Executive Council but shall not be entitled to vote.

(4) The Finance Officer shall have the duty—

(a) to ensure that no expenditure, not authorised in the budget, is incurred by the University (otherwise than by way of investment);

(b) to disallow any proposed expenditure which may contravene the provisions of this Act or the terms of any Statutes or Ordinances;

(c) to ensure that no other financial irregularity is committed and to take steps to set right any irregularities pointed out during audit;

(d) to ensure that the property and investments of the University are duly preserved and managed.

(5) The Finance Officer shall have access to and may require the production of such records and documents of the University and the furnishing of such information pertaining to its affairs as in his opinion may be necessary for the discharge of his duties.

(6) All contracts shall be entered into and signed by the Finance Officer on behalf of the University.

(7) Other powers and functions of the Finance Officer shall be such as may be prescribed.

16. (1) The Registrar shall be a whole-time Officer of the University.

The
Registrar.

(2) The Registrar shall be appointed in accordance with, and his conditions of service shall be governed by, rules made under section 17.

(3) The Registrar shall have the power to authenticate records on behalf of the University.

(4) The Registrar shall be responsible for the due custody of the records and the common seal of the University. He shall be *ex officio* Secretary of the Executive Council, the Court, the Academic Council, the Admission Committee and the Examination Committee and of every Selection Committee for appointment of teachers of the University, and shall be bound to place before these authorities all such information as may be necessary for the transaction of their business. He shall also perform such other duties as may be prescribed by the Statute and Ordinances or required, from time to time, by the Executive Council or the Vice-Chancellor but he shall not, by virtue of this subsection, be entitled to vote.

(5) Subject to the superintendence of the Examination Committee, the Registrar shall conduct the examinations and make all other arrangements necessary therefor and be responsible for the due execution of all processes connected therewith.

(6) The Registrar shall not be offered nor shall he accept any remuneration for any work in the University save such as may be provided for by rules made under section 17.

17. (1) The State Government shall, by rules made by notification in the Official Gazette, provide for the creation of a separate service of Registrars, Deputy Registrars and Assistant Registrars, common to all the Universities and regulate the recruitment and conditions of service of persons appointed to any such service.

Centralisation
of services of
Registrar
Deputy Regis-
trar and Assi-
stant Regist-
rars.

{Provided that any rules made under this subsection may be made retrospectively to a date not earlier than October 31, 1975.}

(2) When any such service is created, the persons then serving on the (administrative)² posts of Regist-

1. Inserted by Act No. 5 of 1977.

2. Inserted by Act No. 29 of 1974.

rars, Deputy Registrars and Assistant Registrars, if confirmed before May 14, 1973, shall be absorbed in the service finally, and other persons serving on the said posts may, if found suitable, be absorbed in such service either provisionally or finally, and if, in the later case, any person is not absorbed finally, then his services shall be deemed to have been terminated on payment of one month's salary as compensation.

(3) Where any person referred in sub-section (2) is absorbed in the service, the conditions of service applicable to him shall not be less advantageous than those applicable to him before his absorption, except that he shall be liable to transfer from one University to another.

Provided that such absorption in the service shall not operate as a bar against holding or continuing to hold any disciplinary proceedings against a member of the service in respect of any act committed before the date of such absorption.

(4) All rules made under this section shall, as soon as may be after they are made, be laid before each House of the State Legislature, while it is in session, for a total period of not less than thirty days extending in its one session or more than one successive sessions and shall unless some later date is appointed, take effect from the date of their publication in the *Gazette* subject to such modifications or annulments as the two Houses of the Legislature, may during the said period agree to make, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

Other officers.

18. The powers of officers of the University other than the Chancellor, the Pro-Vice-Chancellor, the Vice-Chancellor, the Pro-vice-Chancellor, the Finance Officer and the Registrar shall be such as may be laid down by the Statutes and the Ordinances.

CHAPTER V

AUTHORITIES OF THE UNIVERSITY

Authorities of the University.

19. The following shall be the authorities of the University—

- (a) the Executive Council;
- (b) the Court;
- (c) the Academic Council;
- (d) the Finance Committee;
- (e) the Boards of Faculties;
- (f) the Selection Committees for appointment of teachers of the University;

- (g) the Admissious Committee;
 - (h) the Examinations Committee; and
 - (i) such other authorities as may be declared by the Statutes to be authorities of the University.
20. (1) The Executive Council shall consist of—
- (a) the Vice Chancellor, who shall be the Chairman thereof;
 - (b) the Pro-Vice-Chancellor, if any;
 - (c) the Deans of two Faculties, by rotation in the manner prescribed;
 - {(d) in the case of Universities of Agra, Gorakhpur, Meerut, Kumaun or Garhwal;
 - (i) one Professor other than the Pro-Vice-Chancellor or a Dean referred to the clause c) above, one Reader and one Lecturer of the University, to be selected in the manner prescribed;
 - (ii) three Principals and two other teachers of affiliated colleges, to be selected in the manner prescribed, and in the case of any other University mentioned in or notified under sub-section (1) of section 37, four Principals and four other teachers of affiliated Colleges to be selected in the manner prescribed.)¹
 - (e) in the case of a University mentioned in or notified under sub-section (1) of section 38—
 - (i) two Professers other than the Pro-Vice-Chancellor or a Dean referred to in clause (c) above, two Readers and two Lecturers of the University, to be selected in the manner prescribed;
 - (ii) one Principal of an associated college to be selected in the manner prescribed;
 - (f) four persons to be elected by members of the Court from among such of them as are not enrolled as students of or in the service of the University or an Institute or of a constituent college or an affiliated or associated college or a hall or hostel;
 - (g) four persons of academic eminence to be nominated by the Chancellor.

Constitu-
tion of the
Executive
Council

1. substituted by Act No. 5 of 1977.

(2) The terms of office of members mentioned in—

- (i) clauses (c), (d) and (e) of sub-section (1) shall be one year.
- (ii) clause (f) of sub-section (1) shall be 3 years; and
- (iii) clause (g) of sub-section (1) shall be two years.¹

(3) No person shall be a member of the Executive Council under clause (f) or clause (g) of sub-section (1) for more than two consecutive terms.

(4) Notwithstanding anything in sub-section (1), no person shall be elected or nominated as a member of the Executive Council unless he is a graduate.

(5) A person shall be disqualified for being chosen as, and for being, a member of the Executive Council if he or his relative accepts any remuneration for any work in or for the University or any contract for the supply of goods to or for the execution of any work for the University;

Provided that nothing in this sub-section shall apply to the acceptance of any remuneration by a teacher as such or for any duties performed in connection with an examination conducted by the University or for any duties as Superintendent or Warden of a training unit or any hall or hostel or proctor or tutor or for any duties of a similar nature in relation to the University.

Explanation—In this section “relative” means the relations defined in section 6 of the Companies Act, 1956 and includes the wife’s (or husband’s) brother, wife’s (or husband’s) father, wife’s (or husband’s) sister, brother’s son and brother’s daughter.

Powers and
duties of
Executive
Council

21. (1) The Executive Council shall be the principal executive body of the University, and subject to the provisions of this Act, have the following powers, namely :—

(i) to hold and control the property and funds of the University;

(ii) to acquire or transfer any movable or immovable property on behalf of the University;

(iii) to make, amend or repeal Statutes and Ordinances;

(iv) to administer any funds placed at the disposal of the University for specific purposes;

(v) to prepare the budget of the University;

(vi) to award scholarships, fellowships, bursaries, medals and other rewards in accordance with the Statutes and Ordinances;

(vii) to appoint officers, teachers and other employees of the University and to define their duties and the conditions of their service, and to provide for the filling of temporary casual vacancies in their posts;

(viii) ()¹ to fix the fees, emoluments and travelling and other allowances of the examiners;

(ix) (subject to the Provisions of Section 37)² to admit any college to the privileges of affiliation or recognition or enlarge the privileges of any college already affiliated, recognise or withdraw or curtail any such privilege.

(x) to arrange for and direct the inspection of Institutes, affiliated, associated or constituent colleges, halls, hostels and other places of residence of students;

(vi) to direct the form and use of the common seal of the University;

(xii) to regulate and enforce discipline among members of the teaching, administrative and other staff of the University in accordance with the Statutes and the Ordinance;

(xiii) to manage and regulate the finances, accounts, investments, property, business and all other administrative affairs of the University, and for that purpose, to appoint such agents as it may think fit;

(xiv) to invest any money belonging to the University (including any income from trust and endowed property) in such stocks, funds, shares or securities as it shall from time to time think fit or in the purchase of immovable property in India, with the like power of varying such investment from time to time;

(xv) to provide the buildings, premises, furniture and apparatus and other means needed for carrying on the work of the University;

(xvi) to enter into, vary, carry out and cancel contracts on behalf of the University;

(xvii) to regulate and determine all other matters concerning the University as well as Institutes, constituent, affiliated and associated colleges in accordance with this Act, the Statutes and the Ordinances.

(2) No immovable property of the University shall, except with the prior sanction of the State Government, be transferred (except by way of letting from month to month in the ordinary course of management) by the Executive Council by way of mortgage,

1. omitted by Act No. 5 of 1977.
2. inserted by Act No. 5 of 1977.

sale, exchange, gift or otherwise, nor shall any money be borrowed or advance taken on the security thereof except as a condition of receipt of any grant-in-aid of the University from the State Government, or, with the previous sanction of the State Government, from any other person.

(3) No expenditure in respect of which approval of the State Government is required by this Act or the Statutes or Ordinances shall be incurred except with such approval previously obtained and no post shall be created either in the University or in any Institute or constituent college maintained by the University except with the prior approval of the State Government {or except in accordance with any general or special order of the State Government.}¹

{(3-A) The Executive Council may, with the prior approval of the University Grants Commission and the State Government, create supernumerary post of a teacher of the University with a view to enabling a teacher who is for the time being holding a responsible position of national importance in India or abroad in educational administration or other similar assignments, to retain his lien and seniority as such teacher and also to continue to earn increments in his pay scale during the period of his assignment and to contribute towards the provident fund and earn retirement benefits, if any, in accordance with the Statutes;

Provided that no salary shall be payable to such teacher by the University for the period of such assignment.}²

(4) The pay and other allowances to various categories of the employees of the University or of any Institute or constituent college or affiliated or associated college shall be such as may be approved by the State Government.

(5) The Executive Council shall not exceed the limits of recurring and non-recurring expenditure to be incurred in each financial year fixed by the Finance Committee.

(6) The Executive Council shall not take any action in regard to the number, qualifications and emoluments of teachers, and the fees payable to examiners, except after considering the advice of the Academic Council and the Boards of Faculties concerned.

(7) The Executive Council shall give due consideration to every resolution of the Court, and take such

1. Inserted by Act No. 21 of 1975.
2. Inserted by Act No. 5 of 1977.

action thereon as it shall deem fit and report to the Court, the action taken or, as the case may be, the reasons for non-acceptance of the resolution.

(5) The Executive Council may, subject to any conditions laid down in the Statutes, delegate such of its powers as it deems fit to an officer or any other authority of the University, or to a Committee appointed by it.

22. (1) The Court shall consist of the following members, namely :— The Court

Class I—Ex officio Members

- (i) The Chancellor ;
- (ii) The members of the Executive Council ;
- (iii) The Finance Officer ;

Class II—Life Members

(iv) in the case of an existing University, every person who was a life member of the Court or Senate immediately before the commencement of this Act ;

Class III—Representatives of Teachers, etc.

- (v) all heads of departments of the University and of constituent colleges maintained by it ;
- (vi) the Deans of Faculties of Medicine and Engineering, if they are not members of the Executive Council ;
- (vii) two representatives of provosts and wardens of hostels and halls of the University and of its constituent colleges and Institutes to be selected by rotation in the manner prescribed ;
- (viii) all Principals of constituent colleges maintained by the State Government ;
- (ix) fifteen teachers to be selected in the manner prescribed ;
- (x) two representatives of the managements of the affiliated or associated colleges to be selected by rotation in the manner prescribed ;

Class IV—Registered Graduates

(xi) fifteen representatives of registered graduates to be elected, by registered graduates of such standing as may be prescribed from amongst such of them as are not in the service of the University or of an Institute or of a constituent college or in the service or connected with the management of affiliated college, associated college, hall or hostel ;

Class V—Representation of Students

(xii) one student from each of the Faculties, who having secured the highest marks in that Faculty at the preceding degree examination of any University is pursuing a course of study for a post graduate degree or a law or a medical or engineering degree in the University (including an affiliated or associated college);

Class VI—Nominees of Chancellor

(xiii) *

Class VII—Representatives of the State Legislature

(xiv) two members of the Legislative Council to be elected by it ;

(xv) five members of the Legislative Assembly to be elected by it.

(2) The term of office of members of each class, except Classes, I, II and V, mentioned in sub-section (1) shall be three years and the term of the members of the said Class V shall be one year.

Powers and duties of the Court.

23 The Court shall be an advisory body and subject to the provisions of this Act, it shall have the following powers and functions, namely :—

(a) to review, from time to time, the broad policies and programmes of the University and to suggest measures for the improvement and development of the University ;

(b) to consider and pass resolutions on the annual report and the annual accounts of the University and the audit report thereon ;

(c) to advise the Chancellor in respect of any matter which may be referred to it for advice ; and

(d) to perform such other duties and exercise such other functions as may be assigned to it by this Act or the Statutes or by the Chancellor.

Meeting of the Court.

24. (1) The Court shall meet once a year on a date to be fixed by the Vice-Chancellor and such meeting shall be called the annual meeting of the Court.

(2) The Vice-Chancellor may, whenever he thinks fit, and shall, upon a requisition in writing signed by not less than one-fourth of the total membership of the Court, convene a special meeting of the Court

* Omitted by Act No. 29 of 1974.

25, (1) The Academic Council shall be the principal academic body of the University and subject to the provisions of this Act, the Statutes and the Ordinances—

Academic Council.

(a) shall have the control and general regulation of, and be responsible for the maintenance of standard of instruction, education and research carried on or imparted in the University ;

(b) may advise the Executive Council on all academic matters including matters relating to examinations conducted by the University ; and

(c) shall have such powers and duties as may be conferred or imposed upon it by the Statutes.

(2) The Academic Council shall consist of the following members, namely :—

(i) the Vice-Chancellor ;

(ii) the Deans of all Faculties, if any ;

(iii) all Heads of Departments of the University and where there is no department in a subject in the University, the senior-most teacher from affiliated colleges, representing the subject on the Faculty concerned ;

(iv) all Professors of the University who are not Heads of Departments ;

(v) the Principals of constituent colleges and the Directors of Institutes, if any ;

(vi) two professors, from each constituent college, if any, by rotation in order of seniority to be determined in the manner prescribed ;

(vii) three Principals of affiliated or associated colleges to be selected by rotation in the manner prescribed ;

(viii) fifteen teachers to be selected in the manner prescribed ;

(ix) the Dean of Student Welfare ;

(x) the Librarian of the University ; and

(xi) five persons of academic eminence to be co-opted in the manner, prescribed.

(3) Subject to the provisions of section (65)¹, the term of office of members other than *ex officio* members shall be such as may be prescribed.

1. Substituted by Act No. 5 of 1977.

The Finance
Committee.

26. (1) The Finance Committee shall consist of—
- (a) the Vice-Chancellor ;
 - (b) the Pro-Vice-Chancellor if any ;
 - (c) the Registrar ;
 - (d) one person not being a member of the Executive Council or the Academic Council or a person in the service of the University or an Institute or of a constituent college, or a member of the managing committee of any affiliated or associated college, or a person in the service of such college, to be elected by the Executive Council ; and
 - (e) the Finance Officer who shall also be the Secretary of the Committee.

() The Finance Committee shall advise the Executive Council on matters relating to the administration of property and funds of the University. It shall, having regard to the income and resources of the University, fix limits for the total recurring and non-recurring expenditure for the ensuing financial year and may, for any special reasons, revise during the financial year the limits of expenditure so fixed and the limits so fixed shall be binding on the Executive Council.

(3) The Finance Committee shall have such other powers and duties as may be conferred or imposed on it by this Act or the Statutes.

The Faculties.

27. (1) The University shall have such Faculties as may be prescribed.

(2) Each Faculty shall comprise such departments of teaching as may be prescribed and each department shall have such subjects of study as may be assigned to it by the Ordinance.

(3) There shall be a Board of each Faculty, the constitution (including the term of office of its members) and powers and duties of which shall be such as may be prescribed.

(4) There shall be a Dean of each Faculty who shall be chosen from amongst the Professors by rotation in order of seniority and shall hold office for three years :

[Provided that in the case of a Medical Engineering, Ayurvedic or Fine Arts College, the Principal of such college shall be the *ex officio* Dean of Medical Engineering, Ayurvedic or Fine Arts Faculty, as the case may be :]*

Provided further that where there is more than one such college, the Dean-ship of each such faculty shall rotate amongst the Principals of such colleges :

{Provided also that if there is no Professor in the Faculty, the office of the Dean shall be held by Readers, and if there are no Readers, then by other teachers in that Faculty, by rotation in order of seniority.}*

(5) The Dean shall be the Chairman of the Board of Faculty and be responsible for—

(a) the organization and conduct of the teaching and research work of departments comprised in the Faculty ; and

(b) the due observance of the Statutes, Ordinances and Regulations relating to the Faculty.

(6) {In each Department of teaching in the University, there shall be a Head of the Department whose appointment shall be regulated by the Statutes :

Provided that every person holding the office of the Head of Department immediately before the date of commencement of this sub-section shall, subject to the provisions of this Act and the Statutes, continue to hold office on the same terms and conditions as he held immediately before the said date)**

(7) The Head of Department shall be responsible to the Dean for the organization of teaching in the department and have such other powers and duties as may be provided in the Ordinances.

(8) There shall be constituted in accordance with the provisions of the Ordinances, Boards of Studies in respect of different subjects of study and more than one subject may be assigned to one Board of Studies.

28 (1) There shall be an Admissions Committee of the University the constitution of which shall be such as may be provided for in the Ordinances. Admissions Committee.

(2) The Admissions Committee shall have the power to appoint such number of sub-committees as it thinks fit.

(3) Subject to the superintendence of the Academic Council and to the provisions of sub section (5), the Admissions Committee shall lay down the princi-

*Substituted by Act No. 5 of 1977.

**Substituted by Act No. 29 of 1974.

ples or norms governing the policy of admission to various courses of studies in the University and may also nominate a person or a sub-committee as the admitting authority in respect of any course of study in an Institute or a constituent college maintained by the University.

(4) Subject to the provisions of sub-section (5), the Committee may issue any direction as respects criteria of methods of admissions (including the number of students to be admitted,* to constituent colleges maintained by the State Government and to affiliated or associated colleges, and such directions shall be binding on such colleges.

(5) Notwithstanding anything contained in any other provisions of this Act, admissions to medical and engineering colleges (and to courses of instruction for degrees in education or Ayurvedic and Unani systems of medicine (including the number of students to be admitted) shall be regulated by such orders which if necessary may be with retrospective effect but not effective prior to January ; 1979 as the State Government may by notification in the Gazette, make in that behalf.

Provided that no order regulating admissions under this sub-section shall be inconsistent with the rights of minorities in the matter of establishing and administering educational institutions of their choice.**

(6) No student admitted to any college in contravention of the provisions of this section shall be permitted to take up any examination conducted by the University, and the Vice-Chancellor shall have the power to cancel any admission made in such contravention.

Examinations Committee. 29. (1) There shall be an Examinations Committee in the University the constitution of which shall be as may be provided for in the Ordinances.

(2) Except as provided in sub-section (2) of section 42 the Committee shall supervise generally all examinations of the University, including moderation and tabulation, and perform the following other functions, namely :—

(a) to appoint examiners and moderators and if necessary, to remove them ;

* Inserted by Act No. 21 of 1975.

** Inserted by U.P, Act No. 15 of 1980.

(b) to review from time to time the results of University examinations and submission of reports, thereon to the Academic Council;

(c) to make recommendations to the Academic Council for the improvement of the examination system ;

(d) to scrutinise the list of examiners proposed by the Board of Studies, finalise the same and declare the result of the University.

(3) The Examinations Committee may appoint such number of sub-committees as it thinks fit, and in particular, may delegate to any one or more persons or sub-committees the power to deal with and decide cases relating to the use of unfair means by the examinees.

{ (4) Notwithstanding anything contained in this Act, it shall be lawful for an Examinations Committee or, as the case may be, for a sub-committee or any person to whom the Examinations Committee has delegated its powers in this behalf under sub-section (3), to debar an examinee from future examinations of the University, if in its or his opinion, such examinee is guilty of using unfair means at any such examination.}*

30. The constitution, powers and duties of other authorities of the University shall be such as may be prescribed.

CHAPTER V APPOINTMENT AND CONDITION OF SERVICE OF TEACHERS AND OFFICERS

31. (1) Subject to the provisions of this Act, Appointment the teachers of the University and the teachers of an of teachers. affiliated or associated college (other than a college maintained exclusively by the State Government shall be appointed by the Executive Council or the Management of the affiliated or associated college, as the case may be, on the recommendation of a Selection Committee in the manner hereinafter provided.

(2) The appointment of every such teacher, Director and Principal not being an appointment under sub-section (3), shall in the first instance be on pro-

*Inserted by Act No. 5 of 1977 words 'or by a local authority', omitted by U.P. Act 12 of 1978 as well in the entire Chapter VI.

bation for one year which may be extended for a period not exceeding one year :

Provided that no order of termination of service during or on the expiry of the period of probation shall be passed—

(a) in the case of a teacher of the University, except by order of the Executive Council made after considering the report of the Vice-Chancellor and (unless the teacher is himself the Head of the Department), the Head of the Department concerned ;

(b) in the case of Principal of an affiliated or associated college, except by order of the Management ; and

(c) in the case of any other teacher of an affiliated or associated college, except by order of the Management made after considering the report of the Principal and (unless such teacher is the senior most teacher of the subject), also of the senior-most teacher of the subject.

Provided further that no such order of termination shall be passed except after notice to the teacher concerned giving him an opportunity of explanation in respect of the grounds on which his services are proposed to be terminated :

Provided also that if a notice is given before the expiry of the period of probation or the extended period of probation, as the case may be, the period of probation shall stand extended until the final order of the Executive Council under clause (a) of the first proviso or, as the case may be, until the approval of the Vice-Chancellor under section 35 is communicated to the teacher concerned.)*

(3) (a) In the case of teacher of the University other than a Professor, the Vice-Chancellor in consultation with the Dean of the Faculty and the Head of the Department concerned and an expert nominated by the Chancellor in that behalf and in the case of a teacher of an affiliated or associated college, the Management in consultation with an expert nominated by the Vice Chancellor in that behalf may make officiating appointment in a vacancy caused by the grant of leave to an incumbent for a period not exceeding ten months without reference to the Selection Com-

mittee, but shall not fill any other vacancy or post likely to last for more than six months without such reference.

(b) Where before or after the commencement of this Act, any teacher is appointed (after reference to a Selection Committee) to a temporary post likely to last for more than six months, and such post is subsequently converted into a permanent post a vacancy caused by the grant of leave to an incumbent for a period exceeding ten months and such post subsequently becomes permanently vacant or any post of same cadre and grade is newly created or falls vacant in the department then unless the Executive Council or the Management, as the case may be, decides to terminate his services after giving an opportunity to show cause, it may appoint such teacher in a substantive capacity to that post without reference to a Selection Committee :

Provided that this clause shall not apply unless the teacher concerned holds the prescribed qualifications for the post at the time of such substantive appointment, and he has served continuously for a period of not less than one year after his appointment made after reference to a Selection Committee :

Provided further that appointment in a substantive capacity under this clause of a teacher who had served, before such appointment, continuously for a period of less than two years, shall be on probation for one year which may be extended for a period not exceeding one year, and the provisions of sub-section (2) shall apply accordingly.†

(4) (a) The Selection committee for the appointment of a teacher of the University (other than the Director of an Institute and the Principal of a constituent college), shall consist of—

(i) the Vice-Chancellor, who shall be the Chairman thereof :

(ii) the Head of the Department concerned :

Provided that the Head of the Department shall not sit in the Selection Committee, when he is himself a candidate for appointment or when the post concerned is of a higher rank than his substantive post and in that event his office shall be filled by the Professor in the Department and if there is no Professor by the Dean of the Faculty ;

{Provided further that where the Chancellor is satisfied that in the special circumstances of the case, a Selection Committee cannot be constituted in accordance with the preceding proviso he may direct the constitution of the Selection Committee in such manner as he thinks fit.}¹

(iii) in the case of a Professor or Reader, three experts, and in any other case, two experts to be nominated by the Chancellor ;

(iv) in the case of appointment of teachers in a department of a constituent medical college upgraded under any scheme sanctioned by the Central Government, one nominee each of the Central Government and the State Government ;

(v) in the case of appointment of teachers of an Institute or constituent college, the Director of the Institute or the Principal of the constituent college as the case may be.

(b) The Selection Committee for the appointment of the Director of an Institute or the Principal of a constituent college shall consist of—

(i) the Vice-Chancellor, who shall be the Chairman thereof ;

(ii) two experts to be nominated by the Chancellor.

(c) The Selection Committee for the appointment of the Principal of an affiliated or an associated college (other than a college maintained exclusively by the State Government) shall consist of— 101

(i) the Head of the Management, or a member of the Management nominated by him who shall be the Chairman;

(ii) [one of the Deans or Professors of those Faculties, which comprise subjects taught in the college to be nominated by the Vice-Chancellor:]²

(iii) one member of the Management nominated by the Management ; and

(iv) two experts to be nominated by the Vice-Chancellor ;

Provided that in the case of appointment of the Principal of an affiliated college, the Dean of Faculty shall not sit in the Selection Committee, if he is himself a teacher of that college ; .

1. Inserted by Act No. 5 of 1977.

2. Substituted by Act No. 5 of 1977.

Provided further that in the case of colleges established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India the experts shall be nominated by the Management from out of a panel of five experts suggested by the Management and approved by the Vice-Chancellor.

[Provided also that in the case of colleges referred to in the preceding proviso, the Dean or Professor who shall be the member of the Selection Committee under sub-clause (ii) shall also be nominated by the Management from out of a panel of five Deans or Professors suggested by the Management and approved by the Vice-Chancellor and if the requisite number of such Deans or Professors is not so available, the panel may include the names of Principals of affiliated or associated colleges]¹

(d) The Selection Committee for the appointment of other teachers of an affiliated to associated college (other than a college maintained exclusively by the State Government shall consist of

(i) the Head of the Management or a member of the Management nominated by him, who shall be the Chairman ;

(ii) the Principal of the college and another teacher of the college nominated by the Principal;

(iii) two experts to be nominated by the Vice-Chancellor :

[Provided that in the case of a college where there is no Principal or other teacher available for being a member of the Selection Committee under subclause (ii), the remaining members referred to in this clause shall constitute such Selection Committee.]²

Provided further that in the case of colleges established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India, the experts shall be nominated by the Management from out of a panel of five experts suggested by the Management and approved by the Vice-Chancellor.

(5) (a) a panel of six or more experts in each subject of study shall be drawn up by the Chancellor after consulting the corresponding faculty in Indian Universities or such academic bodies or research institutions in or outside Uttar Pradesh as the Chancellor

1. Inserted by Act No. 5 of 1977.

2. Inserted by Act No. 29 of 1974 and be deemed always to have been inserted.

may consider necessary. Every expert to be nominated by the Chancellor under sub-section (4) shall be a person whose name is borne on such panel.

(b) The Board of each Faculty shall maintain a standing panel of sixteen or more experts in each subject of study, and every expert to be nominated by the Vice-Chancellor under sub-section (4) shall be a person whose name is borne on the panel.

(c) A panel referred to in clause (a) or clause (b) shall be revised after every three years.

[(d) The Chancellor or the Vice-Chancellor, as the case may be, may intimate in a specified order, a larger number of names of experts than required under subsection (4) for serving as his nominees on the Selection Committee. In such case, on any person whose name appears higher in the specified order not being available for a meeting of the Selection Committee, a person whose name appears nearest lower in the specified order shall be requested to serve on the committee.]¹

Explanation I.—For the purposes of this subsection, a branch of subject in which a separate course of study is prescribed for a post-graduate degree or for Part I or Part II thereof shall be deemed to be a separate subject of study.

Explanation II. - Where the post of teacher to be selected is common to more than one subject of study, the expert may belong to either of such subjects of study.

(6) No recommendation made by a Selection Committee referred to in sub-section (4), shall be considered to be valid unless one of the experts had agreed to such selection.

(7) Subject to the provisions of sub-section (6), the majority of the total membership of any Selection Committee shall form the quorum of such Committee.

[(7-A) It shall be open to the Selection Committee to recommend one or more but not more than three names for each post]²

(8) (a) In the case of appointment of a teacher of the University, if the Executive Council does not

1. Inserted by Act No. 29 of 1974.

2. Inserted by Act No. 29 of 1974 and be deemed always to have been inserted.

agree with the recommendation made by the Selection Committee, The Executive Council shall refer the matter to the Chancellor along with the reasons of such disagreement, and his decision shall be final.

[Provided that if the Executive Council does not take a decision on the recommendations of the Selection Committee within a period of four months from the date of the meeting of such Committee, then also the matter shall stand referred to the Chancellor, and his decision shall be final.]¹

(b) In the case of appointment of a teacher of an affiliated or associated college, if the Management does not agree with the recommendation made by the Selection Committee, the Management shall refer the matter to the Vice-Chancellor along with the reasons of such disagreement, and his decision shall be final ;

Provided that in the case of appointment of a teacher of an affiliated or associated college, established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India, if the Management does not agree with the recommendation made by a Selection Committee, the Management shall have the right to appoint another Selection Committee and the decision of that Committee shall be final.

(9) The disqualification of members of Selection Committee for appointment of teachers of the University and the Principals and other teachers of such affiliated or associated colleges on the ground of interest for participating in the deliberations of such Committees and other matters relating to appointment of such Principals and teachers shall be prescribed by the Statutes.

(10) No selection for any appointment under this section shall be made except after advertisement of the vacancy in at least three issues of two newspapers having adequate circulation in Uttar Pradesh.

[(11) (a) No teacher recommended by the Selection Committee shall be appointed by the Management of an affiliated or associated college (other than a college maintained exclusively by the State Government) unless prior approval of the Vice-Chancellor has been obtained.

(b) The Management shall, as soon as possible, after the meeting of the Selection Commi-

tee, submit the recommendations of the Committee, along with other relevant documents to the Vice-Chancellor for approval.

(c) The Vice-Chancellor, if he is satisfied that the candidate recommended by the Selection Committee does not possess the minimum qualifications or experience prescribed, or that the procedure laid down in the Act for the selection of the teacher has not been followed, shall convey to the Management, his disapproval :

Provided that if the Vice-Chancellor does not convey his disapproval within a period of one month from the date of receipt of the documents referred to in clause (b), or does not send to the Management any intimation in connection therewith, he shall be deemed to have approved of the proposal.]¹

[(12) Notwithstanding anything contained in this section, the Executive Council, with the prior approval of the Chancellor, or the Management with the prior approval of the Vice-Chancellor, may appoint on deputation on the post of a teacher any Government servant who possesses the qualifications prescribed for the post.]²

[(13) The Principal of the King George's Medical College, Lucknow, shall be appointed on the recommendation of the Selection Committee constituted under clause (b) of sub-section (4) from amongst the Professors of the said College, and the provisions of sub-section (10) shall not apply in relation to such selection.]³

31 A. Personal promotion to teachers of University (1) Notwithstanding anything to the contrary contained in any provision of this Act, a Lecturer or Reader in the University substantively appointed under Section 31, who has put in such length of service and possesses such qualifications, as may be prescribed, may be given personal promotion, respectively to the post of Reader or Professor. (2) such personal promotion shall be given on the recommendation of the Selection Committee, constituted under clause (a) of sub-section (4) of Section 31, in such manner and subject to such conditions as may be prescribed. (3) Nothing contained in this section shall affect the posts of the teachers of the University to be filled in by direct appointment in accordance with the provisions of Section 31.]⁴

1. Substituted by Act No. 5 of 1977.

2. and 3. Inserted by Act No. 5 of 1977.

4. Inserted by U.P. Act No, 9 of 1985.

32. (1) Except as otherwise provided by Statutes, no salaried officer and teacher of the University shall be appointed except under a written contract which shall be consistent with the provisions of this Act, the Statutes and the Ordinances. Contract of appointment of teachers of the University

(2) The original contract shall be lodged with the Registrar and a copy thereof shall be furnished to the officer or teacher concerned.

(3) In the case of an officer or teacher employed before the commencement of this Act, all contracts in force, immediately before such commencement, shall, to the extent of any inconsistency with the provisions of this Act or the Statutes or the Ordinances, be deemed to have been modified by the said provisions.

(4) Notwithstanding anything contained in any contract or other instrument, teachers of any constituent medical college shall not have the right of private practice, except to such extent, if any, and subject to such conditions and restrictions as the State Government may by general or special order specify.

33. The University and every affiliated or associate college shall constitute, for the benefit of its officers, teachers and other employees, in such manner and subject to such conditions as may be [specified by general or special order by the State Government]¹ such pension, insurance or provident fund, as it may deem fit including a fund from which such teachers or their heirs, as the case may be, shall be paid pension or gratuity in the event of their incurring disability, wound or death in connection with the discharge of their duties as Superintendent of a Centre or invigilator as defined in Uttar Pradesh Universities (Provisions Regarding Conduct of Examinations) Act, 1965.

34. (1) The conditions regarding payment of remuneration to the teachers of the University or for an affiliated or an associated college for any duties performed in connection with any examination conducted by an Indian University or any body other than Public Service Commission shall (X X X)² be such as may be prescribed. Limits of additional remunerative work permissible to teachers

(2) No teacher of the University or of an affiliated or associated college shall at any time, hold more

1. Substituted by Act No 21 of 1975.

2. The words 'and the holding of the "remunerative offices" by them' deleted by Act No. 29 of 1974.

than one remunerative office carrying duties other than teaching or duties connected with any examination.

Explanation—The words "remunerative offices" include the offices of Warden or Superintendent of a Hall or Hostel, Proctor, Games Superintendent, Librarian, and any office in the National Cadet Corps, National Sports Organisation, National Social Service Scheme and University Employment Exchange.

Conditions of service of teachers of affiliated or associated colleges other than those maintained by Government or local authority,

35. (1) Every teacher in an affiliated or associated college (other than a college maintained exclusively by the State Government) shall be appointed under a written contract which shall contain such terms and conditions as may be prescribed. The contract shall be lodged with the University and a copy thereof shall be given to the teacher concerned, and another copy thereof shall be retained by the college concerned.

(2) Every decision of the Management of such college to dismiss or remove a teacher or to reduce him in rank or to punish him in any other manner shall, before it is communicated to him, be reported to the Vice-Chancellor and shall not take effect unless it has been approved by the Vice-Chancellor :

Provided that in the case of colleges established and administered by a minority referred to in clause (1), of Article 30 of the Constitution of India, the decision of the management dismissing, removing or reducing in rank or punishing in any other manner any teacher shall not require the approval of the Vice-Chancellor, but, shall be reported to him (and) unless he is satisfied that the procedure prescribed in this behalf has been followed, the decision shall not be given effect to.

(3) The provisions of sub-section (2) shall also apply to any decision to terminate the services of a teacher, whether by way of punishment or otherwise, but shall not apply to any termination of services on the expiry of the period for which the teacher was appointed :

Provided that in the case of colleges established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India, the decision of the Management terminating the service of any teacher shall not require the approval of the Vice-Chancellor, but, shall be reported to him and unless he is satisfied that the procedure prescribed in this behalf has been followed, the decision shall not be given effect to.

(4) Nothing in sub-section (2) shall be deemed to apply to an order of suspension pending inquiry, but any such order may be stayed, revoked or modified by the Vice-Chancellor :

Provided that in the case of colleges established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India, such order may be stayed, revoked or modified by the Vice-Chancellor only if the conditions prescribed for such suspension are not satisfied

(5) Other conditions of service of teachers of such colleges shall be such as may be prescribed.

36. (1) Any dispute arising out of a contract of appointment referred to in section 32 or section 33 shall be referred to a Tribunal of Arbitration which shall consist of the following members, namely :

(a) in the case of an officer or teacher of the University, one member nominated by the Executive Council, one member nominated by the officer or teacher concerned and one member (who shall act as convener) nominated by the Vice-Chancellor.

(b) in the case of a teacher of an affiliated or associated college, one member nominated by the Management of the college, one member nominated by the teacher concerned, and one member (who shall act as convener) nominated by the Vice-Chancellor :

Provided that in the case of colleges established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India, the Convener shall be selected by the nominees of the management and the teacher concerned out of a panel of five persons suggested by the management and approved by the Vice-Chancellor :

Provided further that in the event of their failure to appoint the Convener within the time prescribed the Vice-Chancellor shall nominate a Convener out of the panel.

(2) If for any reason, a vacancy occurs in the office of a member of the Tribunal, the appropriate person or body concerned shall nominate another person in accordance with provisions of sub-section (1) to fill the vacancy and the proceedings may be continued before the Tribunal from the stage at which the vacancy is filled.

(3) The decision of the Tribunal shall be final and binding on the parties and shall not be questioned in any court.

(4) The Tribunal of Arbitration shall have the power—

- (i) to regulate its own procedure :
- (ii) to order reinstatement of the officer or teacher concerned; and
- (iii) to award salary to the officer or teacher concerned, after deducting therefrom such income which such officer or teacher might have otherwise derived during his suspension, removal, dismissal or termination from service.

(5) Nothing contained in any law for the time being in force relating to arbitration shall apply to an arbitration under this section.

(6) No suit or proceedings shall lie in any court in respect of any matter which is required by sub-section (1) to be referred to the Tribunal of Arbitration.

Provided that every decision of the Tribunal referred to in sub-section (3) shall be executable by the lowest court having territorial jurisdiction, as if it were a decree of that court.

CHAPTER VII

AFFILIATION AND RECOGNITION

Affiliated Colleges

37. (1) This section shall apply to the Universities of Agra, Gorakhpur, Kanpur and Meerut and such other Universities (not being the Universities of Lucknow and Allahabad) as the State Government may by notification in the *Gazette* specify.

(2) The Executive Council may, with the previous sanction of the Chancellor, admit any college which fulfils such conditions of affiliation, as may be prescribed, to the privileges of affiliated or enlarge the privileges of any college already affiliated or subject to the provisions of sub-section (8), withdraw or curtail any such Privilege :

[x x x x]

(3) It shall be lawful for an affiliated college to make arrangement with any other affiliated college situated in the same local area, or with the University, for co-operation in the work of teaching or research.

1. Proviso omitted by Act No. 5 of 1975.

(4) Except as provided by this Act, the management of an affiliated college shall be free to manage and control the affairs of the college and be responsible for its maintenance and upkeep, and its Principal shall be responsible for the discipline of its students and for the superintendence and control over its staff.

(5) Every affiliated college shall furnish such reports, returns and other particulars as the Executive Council or the Vice-Chancellor may call for.

(6) The Executive Council shall cause every affiliated college to be inspected from time to time at intervals not exceeding five years by one or more persons authorised by it in that behalf, and a report of the inspection shall be made to the Executive Council.

(7) The Executive Council may direct an affiliated college so inspected to take such action as may appear to it to be necessary within such period as may be specified.

(8) The privileges of affiliation of a college which fails to comply with any direction of the Executive Council under sub-section (7) or to fulfil the conditions of affiliation may, after obtaining a report from the Management of the college and with the previous sanction of the Chancellor, be withdrawn or curtailed by the Executive Council in accordance with the provisions of the Statutes.

(9) Notwithstanding anything contained in sub-sections (2) and (8), if the Management of an affiliated college has failed to fulfil the conditions of affiliation, the Chancellor may, after obtaining a report from the Management and the Vice-Chancellor, withdraw or curtail the privileges of affiliation.

38. (1) This section shall apply to the Universities of Lucknow and Allahabad and such other Universities not being the Universities of Agra, Gorakhpur, Kaapur or Meerut or the Sampurnanand Sanskrit Viswavidalaya) as the State Government may, by notification in the *Gazette*, specify.

Associated
Colleges.

(2) Associated colleges shall be such as may be named by the Statutes.

(3) It shall be lawful for an associated college to make arrangements with any other associated college or colleges or with the University for co-operation in the work of teaching.

(4) The conditions of recognition of an associated college shall be prescribed by the Statutes or im-

sed by the Executive Council, but no associated college shall, except with the previous approval of the Chancellor, be authorised to impart instruction for post-graduate degrees :

Provided that if an associated college is refused recognition for imparting instructions for post-graduate degrees, such college may, with the approval of the Chancellor, be granted affiliation by any University referred to in section 37, anything in section 5 notwithstanding, and thereupon, such college shall cease to be an associated college:

(5) Except as provided by this Act, the Management of an associated college shall be free to manage and control the affairs of the college and be responsible for its maintenance and up-keep. The Principal of every such colleges shall be responsible for the discipline of its students and for the superintendence and control over its staff.

(6) The Executive Council shall cause every associated college to be inspected from time to time at intervals not exceeding three years by one or more persons authorised by it in this behalf and a report of the inspection shall be made to the Executive Council.

(7) The recognition of an associated college may, with the previous sanction of the Chancellor, be withdrawn by the Executive Council, if it is satisfied after considering any explanation furnished by the management, that it has ceased to fulfil the conditions of its recognition or that it persists in making default in the performance of its duties under this Act or in the removal of any defect in its work pointed out by the Executive Council.

(8) Notwithstanding anything in this section or in section 5, a college situated within the area of any University to which this section applies, may with the consent of that University be admitted to the privileges of affiliation by any University to which section 37 applies.

Disqualifica-
tion for mem-
bership of
management

39. A person shall be disqualified for being chosen as, and for being, a member of the management of an affiliated or associated college (other than a college maintained exclusively by the State Government or by local authority), if he or his relative accepts any remuneration for any work in or for such college or any contract for the supply of goods to or for the execution of any work for such college :

Provided that nothing in this section shall apply to the acceptance of any remuneration by a teacher as such or for any duties performed in connection with an examination conducted by the college or for any duties as Superintendent or Warden of a training unit or of a hall or hostel of the college or as proctor or tutor or for any duties of a similar nature in relation to the college.

Explanation—The term 'relative' shall have the meaning assigned to it in the *Explanation* to section 20.

40. (1) The State Government shall have the right to cause an inspection to be made by such person or persons as it may direct, of any affiliated or associated college, including the buildings, laboratories and equipments thereof and also of the examinations, teaching and other work conducted or done by it, or cause an inquiry to be made in respect of any matter connected with the administration and finances of such college.

Inspection,
etc., of affi-
ated and
Associated
Colleges.

(2) Where the State Government decides to cause an inspection or inquiry to be made under sub-section (1), it shall inform the Management of the same and a representative, appointed by the Management and where the Management fails to appoint a representative, the Principal of the college may be present at such inspection or inquiry and shall have the right to be heard on behalf of the Management but no legal practitioner shall appear, plead or act on behalf of the college at such inspection or inquiry.

(3) The person or persons appointed to inspect or inquire under sub-section (1) shall have all the powers of a civil court while trying a suit under the Code of Civil Procedure, 1908, for the purpose of taking evidence on oath and of enforcing the attendance of witnesses and compelling production of documents and material objects, and shall be deemed to be a civil court within the meaning of sections 480 and 482 of the Code of Criminal Procedure, 1898 and any proceeding before him or them shall be deemed to be judicial proceeding within the meaning of sections 193 and 228 of the Indian Penal Code.

(4) The State Government may communicate to the Management, the result of such inspection or inquiry and may issue directions as to the action to be taken and the Management shall forthwith comply with such directions.

(5) The State Government shall inform the Vice-Chancellor about any communication made by it to the Management under sub-section (4).

(6) The State Government may, at any time, call for any information from the Management or Principal of an affiliated or associated college in connection with such inspection or inquiry.

Constituent colleges.

41. (1) Constituent colleges shall be such as may be named by the Statutes.

(2) The Principal of a constituent college shall be responsible for the discipline of the students enrolled in the college and shall have general control over the ministerial and inferior staff allotted to the college. He shall exercise such other powers as may be prescribed by the Statutes.

Autonomous colleges.

42. (1) The University may grant in the manner prescribed, to an affiliated or associated college which satisfies the conditions prescribed in that behalf, the privileges of varying, for the students receiving instruction in such college, the courses of study prescribed by the University, and holding examination in the courses so varied.

(2) The extent to which the courses may be varied and the manner of holding the examination conducted by such college shall be determined in each case by the University.

(3) Such a college shall be declared in the manner prescribed as an autonomous college.

Working Men's Colleges.

43. (1) The University may, under such conditions as may be prescribed, recognize an affiliated or associated college as a "Working Men's College" for the purpose of providing courses for degrees to persons, otherwise eligible for admission to such courses, who may be unable to be enrolled as whole-time students by reason of being engaged in business, trade, agriculture or industry or employed in any other form of service.

(2) The courses for such students shall extend over a period which shall not be less than one and a half times the duration prescribed for such courses for other students.

(3) Each such course shall be organized separately.

Institutes

44. The University may establish one or more Institutes to organize and conduct teaching and research in any subject.

CHAPTER VIII

ADMISSIONS AND EXAMINATIONS

45. (1) No student shall be eligible for admission to the course of study for a degree unless — Admission of students

(a) he has passed—

(i) The Intermediate Examination of the Board of High School and Intermediate Education, Uttar Pradesh, or of any University or Board incorporated by any law for the time being in force ; or

(ii) any examination, or any degree conferred by any other University, being an examination or degree recognised by the University, as equivalent to the Intermediate Examination or to a degree of the University ; and

(b) he possesses such further qualifications, if any, as may be specified in the Ordinances :

Provided that the University may prescribe by Ordinances any lower qualifications for admission to a degree in Fine Arts.

(2) The conditions under which students may be admitted to the diploma courses of the University shall be prescribed by the Ordinances.

(3) The University shall have the power to recognize (for the purposes of admission to a course of study for a degree), as equivalent to its own degree, any degree conferred by any other University or, as equivalent to the Intermediate Examination of any Indian University, any examination conducted by any other authority.

(4) Any student whose work or conduct is unsatisfactory may be removed from the University or an Institute or a constituent college or an affiliated or associated college in accordance with the provisions of the Ordinances.

46. No person connected with the management of an affiliated or associated college and no Principal or other teacher or other employee thereof shall directly or indirectly take or receive or cause to be taken or receive any contribution, donation, fees or any other payment of any sort, either in cash or in kind, except the fees at the rates laid down in the Ordinances, from or on behalf of any pupil [as a condition for Bar of charging any donation, etc. for admission to a college.

granting him admission to or permitting him after such admission to continue in such college]

Contribution or-donations to colleges.

[46 A. Where a contribution or donation, either in cash or in kind is taken or received by any affiliated or associated college including a college maintained exclusively by the State Government or a local authority, the contribution or donation so received shall be utilized only for the purpose for which it was given to it and in the case of a college maintained exclusively by the State Government any cash contribution or donation shall be credited to the personal ledger account of such institution which shall be operated in accordance with the general or special orders of the State Government.]¹

Halls, hostels and delegacy of the University.

47. (1) This section shall apply to the Universities of Lucknow, Allahabad, Gorakhpur and such other University the State Government may by notification specify.

(2) The halls and hostels of the University shall be—

(a) those maintained by the University and named in the Statutes ;

(b) those recognised by the Executive Council on such general or special conditions as may be provided by the Ordinances.

(3) The warden and other staff of the halls and hostels shall be appointed in the manner provided by the Ordinances.

(4) The Executive Council shall have power to suspend or withdraw the recognition of a hall or hostel which is not maintained in accordance with the conditions referred to in clause (b) of sub section (2) :

Provided that no such action shall be taken without giving to the management of such hall or hostel an opportunity of making a representation against the proposed action.

(5) There shall be a Delegacy to superwise the arrangements relating to the residence, health and welfare of students of the University not residing in or under the care of any constituent college or hall. The constitution, power and duties of the Delegacy shall be prescribed by the Statutes.

1. Substituted by Act No. 5 of 1977.
2. Inserted by Act No. 5 of 1977.

48. Subject to the provisions of this Act, and Examinations the Statutes, the Examinations Committee shall direct the arrangements for the conduct of examinations.

CHAPTER IX

STATUTES, ORDINANCES AND REGULATIONS

49. Subject to the provisions of this Act, the Statutes may provide for any matter relating to the University and shall, in particular, provide for—

(a) the constitution, powers and duties of the authorities of the University ;

(b) the election, appointment and term of office of the members of the authorities of the University, including the continuance in office of the first members, and the filling in of vacancies in their membership, and all other matters relating to these authorities for which it may be necessary or desirable to provide ;

(c) the powers and duties of the officers of the University ;

(d)* the classification and recruitment (including minimum qualifications and experience) of Principals and other teachers of the University and of affiliated and associated Colleges, the maintenance by them of their annual academic progress report, the rules of conduct to be observed by them and their emoluments and other conditions of service, including provisions relating to compulsory retirements.

(e)* the recruitment (including minimum qualifications and experience) and their emoluments and other conditions of service (including provisions relating to compulsory retirement) of persons appointed to other posts under the University ;

(f) the constitution of a pension or provident fund or the establishment of an insurance scheme for the benefit of officers, teachers and other employees of the University ;

(g) the institution of degree and diplomas ;

(h) the conferment of honorary degrees ;

(i) the withdrawal of degrees and diplomas ; certificates and other academic distinctions ;

(j) the establishment, amalgamation, abolition and reorganisation of Faculties ;

* Substituted by Act No. 5 of 1977 and be deemed always to have been substituted.

(k) the establishment of departments of teaching in the Faculties ;

(l) the establishment, abolition and reorganisation of halls and hostels maintained by the University ;

(m) the conditions under which colleges and other institutions may be admitted to the privileges of affiliation or recognition by the University and the conditions under which any such privilege may be withdrawn ;

(n) the recognition of the Management of any affiliated or associated college ;

(o) the number, minimum qualifications and experience, the emoluments and other conditions of service, including the age of retirement and provisions relating to compulsory retirement of salaried employees (not being teachers) of the University or an affiliated or associated college, and the preparation and maintenance of record of their service ;]

(p) the institution of scholarships, fellowships, studentships, medals and prizes ;

(q) the qualifications, conditions and manner of registration of graduates and the maintenance of a register of registered graduates :

(r) the holding of convocation, if any ; and

(s) all other matters which by this Act are to be or may be provided for by the Statutes.

Statutes how made

50. (1) The First Statutes of the University shall be made by the State Government by notification in the *Gazette* and in the case of any existing University, for so long as the First Statutes are not so made, the Statutes as in force immediately before the commencement of this Act, in so far as they are not inconsistent with the provisions of this Act, shall, subject to such adaptations and modifications whether by way of repeal, amendment or addition as may be necessary or expedient, as the State Government may by notification in the *Gazette* provide, continue in force, and any such adaptation or modification shall not be called in question.

[(1A) The State Government may by notification in *Gazette* amend whether by way of addition, substitution or omission, the First Statutes at any time (upto December 31, 1987)* and any such amendment

* Substituted by Act No. 5 of 1977.

may be retrospective to a date not earlier than the date of such commencement.]¹

[(2) The Executive Council may, at any time (after December 31, 1987)* make new or additional Statutes or may amend or repeal the Statutes referred to in sub-section (1) or sub-section (1A)]².

(3) The Executive Council shall not propose the draft of any Statute affecting the status, power or constitution of any authority of the University until such authority has been given an opportunity of expressing its opinion upon the proposal and any opinion so expressed shall be in writing and shall be submitted to the Chancellor.

(4) Every new Statute or addition to a Statute or any amendment or repeal of a Statute shall be submitted to the Chancellor who may assent to it or withhold his assent therefrom or remit it to the Executive Council for further consideration.

(5) A Statute passed by the Executive Council shall have effect from the date it is assented to by the Chancellor or from such later date as may be specified by him.

51. (1) Subject to the provisions of this Act and the Statutes, the Ordinances may provide for any matter which by this Act or the Statutes is to be or may be provided for by the Ordinances. Ordinances

(2) Without prejudice to the generality of the provisions of sub-section (1), the Ordinances shall provide for the following matters, namely—

(a) the admission of students to the University and their enrolment and continuance as such ;

(b) the courses of study to be laid down for all degrees, diplomas and other academic distinctions of the University ;

(c) the conditions under which students shall be admitted to the examinations, degrees and diplomas of the University and shall be eligible for the award of such degrees and diplomas ;

(d) the conditions of the award of scholarships, fellowships, studentships, bursaries, medals and prizes;

(e) the conditions of residence of students at the

1 & 2. Inserted by Act No. 29 of 1974 and amended by Ordinance No. 6 of 1986.

• Substituted by Act No. 15 of 1977 & amended by U.P. Act of 1985.

University and the management of halls and hostels maintained by the University ;

(f) the recognition and management of halls and hostels not maintained by the University ;

(g) the maintenance of discipline among the students of the University ;

(h) all matters relating to correspondence courses and private candidates ;

(i) the formation of parent-teacher association ;

(j) the fees which may be charged by the University or by an affiliated or associated college for any purpose ;

(k) the conditions subject to which persons may be recognised as qualified to give instructions in halls and hostels ;

(l) the conditions and mode of appointment and the duties of examining bodies, examiners, moderators, invigilators and tabulators ;

(m) the conduct of examinations ;

(n) the remuneration and allowances including travelling and daily allowances to be paid to persons employed on the business of the University ;

(o) all other matters which by this Act or the Statutes are to be or may be provided for by the Ordinances.

Ordinance
how made

52. (1) The First Ordinances of each existing University shall be the Ordinances as in force immediately before the commencement of this Act in so far as they are not inconsistent with the provisions of this Act ;

Provided that for the purpose of bringing the provisions of any such Ordinances into accord with the provisions of this Act and the Statutes, the Chancellor may by order make such adaptations and modifications of the Ordinances whether by way of repeal, amendment or addition as may be necessary or expedient and provide that the Ordinances shall as from such date as may be specified in the order have effect subject to the adaptations and modifications so made and any such adaptation or modification shall not be called in question.

(2) The First Ordinances of the Universities of Kumaun and Garhwal and of any other University to be established after the commencement of this Act

shall be made by the State Government by notification in the *Gazette*.

(3) Save as otherwise provided in this section, the Executive Council may, from time to time, make new or additional Ordinances or may amend or repeal the Ordinances referred to in sub-sections (1) and (2) :

Provided that no Ordinance shall be made—

(a) affecting the admission of students or prescribing examinations to be recognized as equivalent to the University examinations or the further qualifications mentioned in sub-section (1) of section 45 for admission to the degree courses of the University, unless a draft of the same has been proposed by the academic council ; or

(b) affecting the conditions and mode of appointment and duties of examiners and the conduct or standard of examinations or any course of study except in accordance with a proposal of the Faculty or Faculties concerned and unless a draft of such Ordinance has been proposed by the Academic Council ; or

(c) affecting the number, qualifications and emoluments of teachers of the University or the income or expenditure of the University, unless a draft of the same has been approved by the State Government.

(4) The Executive Council shall not have power to amend any draft proposed by the Academic Council under sub-section (3) but may reject it or return to the Academic Council for reconsideration either in whole or in part together with any amendments which the Executive Council may suggest.

(5) All Ordinances made by the Executive Council shall have effect from such date as it may direct and shall be submitted as soon as may be to the Chancellor.

(6) The Chancellor may, at any time, signify to the Executive Council his disallowance of such Ordinances other than those referred to in clause (c) of the proviso to sub-section (3) and from the date of receipt by the Executive Council of intimation of such disallowance, such Ordinances shall become void.

(7) The Chancellor may direct that the operation of any Ordinance other than those referred to in

clause (c) of the proviso to sub-section (3) shall be suspended until he has an opportunity of exercising his power of disallowance. An order of suspension under this sub-section shall cease to have effect on the expiration of one month from the date of such order.

Regulations

53. (1) Subject to the provisions of this Act, the Statutes and the Ordinances, an authority or other body of the University may make Regulations—

(a) laying down the procedure to be followed at its meeting and the number of members required to form the quorum ;

(b) providing for all matters which by this Act, the Statutes or the Ordinances are to be provided by Regulations ; and

(c) providing for any other matter solely concerning such authority or body and not provided for, by this Act, the Statutes and the Ordinances.

(2) The Regulations made by any authority or other body of the University shall provide for the giving of notice to its members of the dates of meetings and the business to be transacted thereat and for the keeping of record of the proceedings of such meetings.

(3) The Executive Council may direct any authority or other body of the University other than the Court to cancel or to amend in such form as may be specified in the direction, any Regulation made by such authority or body and such authority or body shall thereupon cancel or amend the regulation accordingly :

Provided that any authority or other body of the University, if dissatisfied with any such direction may appeal to the Chancellor who may after obtaining the views of the Executive Council pass such orders as he thinks fit.

(4) The Academic Council may, subject to the provisions of the Ordinances, make Regulations providing for the course of study for any examination, degree or diploma of the University only after the Board of Faculty concerned has proposed a draft of the same.

(5) The Academic Council shall not have power to amend or reject any draft proposed by the Board of Faculty under sub-section (4), but may return it to the Board for further consideration together with its own suggestions.

CHAPTER X
ANNUAL REPORTS AND ACCOUNTS

54. (1) The Annual Report of the University Annual report shall be prepared under the direction of the Executive Council and shall be submitted to the Court a month before its annual meeting and the Court shall consider it in its annual meeting.

(2) The Court may, by resolution, make recommendations on such report and communicate the same to the Executive Council which may take such action thereon as it thinks fit.

55. (1) The annual accounts and balance sheet Accounts and of the University shall be prepared under the direction audit. of the Executive Council and all moneys accruing to or received by the University from whatever source and all amounts disbursed or paid shall be entered in the accounts maintained by the University.

(2) A copy of the annual accounts and the balance sheet shall be submitted to the State Government which shall cause the same to be audited.

(3) The annual accounts and the balance-sheet audited shall be printed and copies thereof shall, together with copies of the audit report be submitted by the Executive Council to the Court and the State Government.

(4) The Executive Council shall also prepare, before such date as may be prescribed, the budget for the ensuing year.

(5) Every item of new expenditure above such amount as may be prescribed which it is proposed to include in the budget shall be referred by the Executive Council to the Finance Committee which may make recommendations thereon.

(6) The Executive Council shall, after considering the recommendations if any, of the Finance Committee approve the budget finally.

(7) The annual accounts, the balance-sheet and the audit report shall be considered by the Court at its annual meeting and the Court may, by resolution, make recommendations with reference thereto and communicate the same to the Executive Council.

(8) It shall not be lawful for the Vice-Chancellor or the Executive Council to incur any expenditure—

(a) either not sanctioned in the budget, or

in the case of funds granted to the University, subsequent to the sanction of the budget, by the State Government or the Government of India or the University Grants Commission or any international organisation or Foundation, save in accordance with the terms of such grant :

Provided that notwithstanding anything in subsection (7) of section 13, the Vice-Chancellor may, in the case of fire, flood, excessive rainfall or other sudden or unforeseen circumstances, incur non-recurring expenditure not exceeding rupees five thousand not sanctioned in the budget and he shall immediately inform the State Government in respect of all such expenditure;

(b) on any litigation in opposition to any order of the Chancellor purporting to be made under section 68.

55 A. Surcharge (1) An officer specified in any of the clauses (c) to (i) of section 9 shall be liable to surcharge for the loss, waste or misapplication of any money or property of the University, if such loss, waste or misapplication is a direct consequence of his neglect or misconduct.

(2) The procedure of surcharge and the manner of recovery of the amount involved in such loss, waste or misapplication shall be such as may be prescribed.

CHAPTER XI

REGULATION OF DEGREE COLLEGES

Definitions.

56. In this Chapter, unless the context otherwise requires—

(a) "property", in relation to an affiliated or associated college, includes all property, movable and immovable belonging to or endowed wholly or partly for the benefit of the college, including lands, buildings (including hostels), works, library, laboratory, instruments, equipment, furniture, stationery, stores, automobiles and other vehicles, if any, and other things pertaining to the college, cash on hand, cash at bank, investments, and book debts and all other rights and interests arising out of such property as may be in the ownership, possession, power or control of the college and all books of account, registers, and all other documents of whatever nature relating thereto, and shall also be deemed to include

* Inserted by U.P. Act No. 12 of 1978.

all subsisting borrowings, liabilities and obligations of whatever kind of the college.

(b) "salary" means the aggregate of the emoluments including dearness or any other allowance for the time being payable to teacher or other employee after making permissible deductions.

57. If the State Government receives information in respect of any affiliated or associated college (other than a college maintained exclusively by the State Government or a local authority) — Power of the State Government to issue notice.

(i) that its Management has persistently committed wilful default in paying the salary of the teachers or other employees of the college by the twentieth day, of the month next following the month in respect of which or any part of which it is payable; or

(ii) that its Management has failed to appoint teaching staff possessing such qualifications as are necessary for the purpose of ensuring the maintenance of academic standards in relation to the college or has appointed or retained in service any teacher in contravention of the Statutes or Ordinances; or

(iii) that any dispute with respect to the right claimed by different persons to be lawful office-bearers of its Management has affected the smooth and orderly administration of the college ; or

(iv) that its Management has persistently failed to provide the college with such adequate and proper accommodation, library, furniture, stationery, laboratory, equipment, and other facilities as are necessary for the efficient administration of the college ; or

(v) that its Management has substantially diverted, misapplied or misappropriated the property of the college to the detriment of the college,

it may call upon the Management to show cause why an order under section 58 should not be made :

Provided that where it is in dispute as to who are the office-bearers of the Management, such notice shall be issued to all persons claiming to be so.

Authorised
Controller.

58 (1) If the State Government after considering the explanation, if any, submitted by the Management under section 57 is satisfied that any ground mentioned in that section exists, it may, by order, authorise any person (hereinafter referred to as the Authorised Controller) to take over, for such period not exceeding two years as may be specified, the management of the college and its property to the exclusion of the Management, and whenever the Authorised Controller so takes over the management, he shall, subject only to such restrictions as State Government may impose, have in relation to the management of the college and its property all such powers and authority as the Management would have if the college and its property were not taken over under this sub-section :

Provided that if the State Government is of opinion that it is expedient so to do in order to continue to secure the proper management of the college and its property, it may, from time to time extend the operation of the order, for such period, not exceeding one year at a time, as it may specify, so however, that the total period of operation of the order, including the period specified in the initial order under this sub-section does not exceed five years ;

Provided further that if at the expiration of the said period of five years, there is no lawfully constituted Management of the college the Authorised Controller shall continue to function as such until the State Govt. is satisfied that the Management has been lawfully constituted*

Provided further that the State Government may at any time revoke an order made under this sub-section.

(2) Where the State Government, while issuing a notice under section 57 is of opinion, for reasons to be recorded, that immediate action is necessary in the interest of the college, it may suspend the Management, which shall thereupon cease to function and make such arrangement as it thinks proper for managing the affairs of the college and its property till further proceedings are completed :

Provided that no such order shall remain in force for more than six months from the date of actual

* Inserted by U.P. Act No. 4 of 1983.

taking over of the Management in pursuance of such order :

Provided further that in computation of the said period of six months, the time during which the operation of the order was suspended any order of the High Court passed in exercise of jurisdiction under Article 226 of the Constitution or any period during which the management failed to show cause in pursuance of the notice under section 57, shall be excluded

(3) Nothing in sub-section (1), shall be construed to confer on the Authorised Controller the power to transfer any immovable property belonging to college (except by way of letting from month to month in the ordinary course of management) or to create any charge thereon (except as a condition of receipt of any grant-in-aid of the college from the State Government or the Government of India).

(4) Any order made under this section shall have effect notwithstanding anything inconsistent therewith contained in any other enactment or in any instrument relating to the management and control of the college or its property :

Provided that the property of the college and any income therefrom shall continue to be applied for the purposes of the college as provided in any such instrument.

(5) The Director of Education (Higher Education) may give to the Authorised Controller such directions as he may deem necessary for the proper management of the college or its property, and the Authorised Controller shall carry out those directions.

59 Nothing contained in section 58, shall apply to a college established and administered by a minority referred to in clause (1) of Article 30 of the Constitution of India. Clause 58 not applied to minority colleges

60. (1) Where an order has been passed under section 58 in respect of a college, every person in whose possession or custody or under whose control any property of the college may be, shall deliver the property to the Authorised Controller forthwith. Duty to deliver possession to the Authorised Controller.

(2) Any person who on the date of such order has in his possession or under his control any books or other documents relating to the college or to its pro-

perty shall be liable to account for the said books and other documents to the Authorised Controller and shall deliver them up to him or to such person as the Authorised Controller may specify in this behalf.

(3) The Authorised Controller may apply to the Collector for delivery of possession and control over the college or its property or any part thereof, and the Collector may take all necessary steps for securing possession to the Authorised Controller of such college or property, and in particular, may use or cause to be used such force as may be necessary.

CHAPTER XI A*

PAYMENT OF SALARY TO TEACHERS AND OTHER EMPLOYEES OF DEGREE COLLEGES

Definitions

60-A. In this Chapter, unless, the context otherwise requires—

(i) 'College' means any college affiliated to or recognized by any University in accordance with the provisions of this Act or the Statutes made thereunder and for the time being receiving maintenance grant from the State Government (but does not include a college maintained exclusively by the State Government or a Nagar Palika)

(ii) 'Deputy Director' means the Regional Deputy Director of Education and includes any other officer authorised by the State Government to perform all or any of the functions of the Deputy Director under this Chapter ;

(iii) 'employee' in relation to a college means a non-teaching employee of such college ;

(a) in respect of whose employment maintenance grant was being paid by the State Government during the financial year 1974-75;

or

(b) who was appointed to a post with the permission of the Director of Education (Higher Education).

(iv) 'maintenance grant' means such grant in-aid of a college as the State Government by general or special order in that behalf directs to be treated as maintenance grant appropriate to the level of that college ;

(v) 'salary' shall have the meaning assigned to it in clause (b) of section 56 ;

(vi) 'teacher' in relation to a college, means a teacher in respect of whose employment maintenance grant was being paid by the State Government during the financial year 1974-75, or who is employed with the approval of the Vice-Chancellor of the University concerned ;

(a) to a post created, before April 1, 1975, with the permission of the Vice-Chancellor concerned ; or

(b) to a post created, after March 31, 1975, with the permission of the Director of Education (Higher Education).

60-B. (1) Notwithstanding any contract to the contrary, the salary of a teacher or other employee of any college in respect of any period after the 31st day of March, 1975, shall be paid to him before the expiry of the 20th day or such earlier day as the State Government may, by general or special order in that behalf, appoint, of the month next following the month in respect of which or any part of which it is payable.

Payment of Salary within time and without unauthorised deductions

(2) The salary shall be paid without deductions of any kind except those authorised by this Act, the Statutes or the Ordinances, or by any other law for the time being in force.

60-C. (1) The Deputy Director may at any time for the purposes of this Chapter, inspect or cause to be inspected any college or hall for such information and records (including registers, books of account and vouchers) from its management with regard to the payment of salaries to its teachers or employees or give to its management any direction for the observance of such canons of financial propriety (including any direction for retrenchment of any teacher or employee or for prohibition of any wasteful expenditure) as he thinks fit.

Powers to inspect

(2) Every direction for retrenchment under subsection (1) shall be issued after obtaining the prior approval of the Director of Education (Higher Education) and shall specify a future date on which such retrenchment shall become operative.

(3) Where any direction for retrenchment is issued in accordance with sub-sections (1) and (2), the teacher or the employee concerned shall, with effect from the date specified in such direction, cease to be a teacher or employee of the college for the purposes of the maintenance grant payable under this Chapter.

Supernumerary post of teachers.

60-CC. The Vice-Chancellor may with the prior approval of the State Government, create any supernumerary post with a view to enabling a teacher who is for the time being holding responsible position of national importance in India or abroad in educational administration or other similar assignment to retain his lien and seniority as such teacher and also to continue to earn increments in his pay scale during the period of his assignment, and to contribute towards provident fund and earn retirement benefits, if any, in accordance with the Statutes :

Provided that no salary shall be payable to such teacher by the college for the period of such assignment.

60-D. (1) The management of every college shall, for the purposes of disbursement of salaries to its teachers and employees open in scheduled bank or a Co-operative bank or post office, a separate account (hereinafter in this Chapter called "Salary Payment Account") to be operated jointly by a representative of the management and by the Deputy Director or such other officer as may be authorised by the Deputy Director in that behalf :

Provided that after the Salary Payment Account is opened, the Deputy Director may, if he is, subject to any rules made under section 60-A, satisfied that it is expedient in the public interest so to do, instruct the bank that the account shall be operated by the representative of the management alone, and may at any time revoke such instruction :

Provided further that in the case referred to in sub-section (3), or where in any other case after giving to the Management an opportunity of showing cause, the Deputy Director is of opinion that it is necessary or expedient so to do, the Deputy Director may instruct the bank that the Salary Payment Account shall

be operated only by himself or by such other officer as may be authorized by him in that behalf, and may at any time revoke such instruction.

(2) The State Government may, from time to time, require by general or special order that the Management of a college shall deposit in the Salary Payment Account, such portion of the amount received, from students as fees and also such portion, if any, of the income received from any property, movable or immovable belonging to or endowed wholly or partly for the benefit of the college, and by such date, as may be specified in that order, and thereupon, the Management shall be bound to comply with such direction.

(3) Where the Deputy Director is of opinion that the Management has failed to deposit the fees in accordance with the provision of sub-section (2) or the orders issued thereunder, the Deputy Director may, by order, prohibit the Management from realising any fees from the students and thereupon the Deputy Director may realise the fees (either through the teachers of the college or in such other manner as he thinks fit) directly from the students and shall deposit the fees so recovered in the Salary Payment Account.

(4) The State Government shall also pay into the salary Payment Account such amount as Maintenance grant, which, after taking into consideration the amounts deposited under sub-sections (2) and (3), is necessary for making payment in accordance with sub-section (5).

(5) No money credited to the Salary payment Account shall be applied for any purpose except the following, namely:—

(a) for payment of salary to the teachers and other employees of the college falling due for any period after March 31, 1975 ;

(b) for crediting the Management's contribution, if any, to the provident fund accounts of teachers and employees of the college concerned

(6) The salary of a teacher or employee shall be paid by transfer of the amount from the Salary Payment Account to his account, if any, in the same bank, or if he has no account in that Bank, then by cheque.

60-E. (1) The State Government shall be liable for payment of salaries of teachers and employees of

every college due in respect of any period after March 31, 1975.

(2) The State Government may recover any amount in respect of which any liability is incurred by it under sub-section (1) by attachment of the income from the property belonging to or vested in the college as if that amount were an arrear of land revenue due from such college.

(3) Nothing in this section shall be deemed to derogate from the liability of the college for any such dues to the teacher or employee.

60-F. (1) If any default is committed in complying with any direction under section 60-C, or with the provisions of section 60-B, or section 60-D, every person who at the time of default was committed was manager or any other person vested with the authority to manage and conduct the affairs of the college shall, unless he proves that the default was committed without his knowledge or that he exercised all due diligence to prevent the commission of the default, be punishable, in the case of a default in complying with the provisions of section 60-B with fine which may extend to one thousand rupees, and in the case of any other default, with imprisonment which may extend to six months or with fine which may extend to one thousand rupees or with both.

(2) No court shall take cognizance of any offence punishable under this section except with the previous sanction of the Deputy Director.

(3) Every offence under this section shall be cognizable, but no police officer below the rank of a Deputy Superintendent, shall investigate any such offence without the order of a Magistrate of the first class or make arrest therefore without a warrant.

(4) No court below the rank of a Magistrate of the first class shall take cognizance of an offence under this section.

Finality of orders.

60-G. No order made or direction given by the State Government, the Director of Education (Higher Education), the Deputy Director or other officer in exercise of any power conferred by or under this Chapter shall be called in question in any court.

60-H. (1) The State Government may, by notification in the *Gazette*, make rules for carrying out the purposes of this chapter.

(2) All rules made under this Chapter shall, as

soon as may be after they are made, be laid before each House of the State Legislature while it is in session for a total period of thirty days comprised in its one session or more than one successive sessions and shall, unless some later date is appointed, take effect from the date of their publication in the official *Gazette*, subject to such modifications or annulments as the two Houses of Legislature may during the said period agree to make, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

CHAPTER XII.

PENALTIES AND PROCEDURE

61. (1) Whoever contravenes the provisions of section 46 shall, on conviction, be punished with imprisonment for a term which may extend to three months or with fine which may extend to one thousand rupees or both. Penalties

(2) Any person who—

(a) having in his possession, custody or control any property of a college in respect of which an order has been made under section 58 wrongfully withholds such property from the Authorised Controller appointed under that section or from any person authorised by him in that behalf; or

(b) wrongfully obtains possession of any property of such college; or

(c) wilfully withholds or fails to furnish to the Authorised Controller or any person specified by him as required by sub-section (2) of section 6J any books or other documents which may be in his possession, custody or control; or

(d) wilfully obstructs any person from duly carrying out all or any of the provisions of this Act:

shall, on conviction, be punished with imprisonment for a term which may extend to one year, or with fine, or with both :

Provided that the Court trying any offence under clause (a) or clause (b) of this sub-section may, at the time of convicting the accused person, order him to deliver up or refund within a time to be fixed by the Court any property wrongfully withheld or wrongfully

obtained or any book or other document wilfully withheld.

Cognizance
by Courts.

62. No court shall take cognizance of an offence punishable under section 61 except with the previous sanction of the Director of Education (Higher Education).

Offences by
registered
societies

63. (1) If the person committing the offence under section 61 is a society registered under the Societies Registration Act, 1860, the society as well as every person in charge of and responsible to the society for the conduct of its business at the time of the commission of the offence shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

Provided that nothing contained in this section shall render any such persons liable to any punishment, if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in subsection (1) where any offence under this Act has been committed by a registered society and it is proved that the offence has been committed with the consent or connivance of, or that the commission of offence is attributable to any neglect on the part of any member of the society, such member shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

CHAPTER XIII MISCELLANEOUS

Manner of ap-
pointment of
officers and
members of
authorities.

64. (1) Except as expressly provided by this Act or the Statutes, officers of the University and members of authorities of the University shall so far as may be, be chosen by methods other than election.

(2) Where a provision is made in this Act or the Statutes for any appointment by rotation or according to seniority or other qualifications, the manner of rotation and determination of seniority and other qualifications shall be such as may be prescribed.

(3) Where a provision for an election is made in this Act, such election shall be conducted according to the system of proportional representation by means of the single transferable vote, and where provision for an election is made in the Statutes it shall be held in

such manner as the Statutes may provide.

(4) Except as expressly provided by this Act, no officer or employee of the University shall be eligible to seek election to any authority or other body of the University.

65. (1) Any casual vacancy among the members, other than *ex-officio* members of any authority or body of the University shall be filled in the same manner in which the member whose vacancy is to be filled up was chosen, and the person filling the vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he fills would have been a member. Filling of casual vacancies

(2) A person who is a member of an authority of the University as a representative of another body, whether of the University or outside, shall retain his seat on such authority for so long as he continues to be the representative of such body and thereafter till his successor is duly appointed.

66 No act or proceeding, of any authority or body or committee of the University shall be invalid merely by reason of—

Proceeding not to be invalidated by vacancies, etc.

(a) any vacancy or defect in the constitution thereof, or

(b) some person having taken part in the proceedings who was not entitled, to do so, or

(c) any defect in the election, nomination or appointment of a person acting as members thereof or.

(d) any irregularity in its procedure not affecting the merits of the case.

67 The Court may by a two-third majority of the members present and voting remove any person from membership of any authority or other body of the University upon the ground that such person has been convicted of an offence which, in the opinion of the Court, is an offence involving moral turpitude or upon the ground that he has been guilty of scandalous conduct or has behaved in a manner unbecoming of a member of the University and may upon the same grounds withdraw from any person any degree, diploma, or certificate conferred or granted by the University. Removal from membership of the University.

Reference to
the Chance-
llor.

68. If any question arises whether any person has been duly elected or appointed as, or is entitled to be, a member of any authority or other body of the University, or whether any decision of any authority or officer of the University (including any question as to the validity of a Statute, Ordinance or Regulation not being a Statute or Ordinance approved by the State Government or by the Chancellor)¹ is in conformity with this Act or the Statutes or the Ordinances made thereunder, the matter shall be referred to the Chancellor and the decision of the Chancellor thereon shall be final :

Provided that no reference under this section shall be made—

(a) more than three months after the date when the question could have been raised for the first time ;

(b) by any person other than an authority or officer of the University or a person aggrieved ;

Provided further that the Chancellor may in exceptional circumstances—

(a) act *suo motu* or entertain a reference after the expiry of the period mentioned in the preceding proviso ;

(b) where the matter referred relates to a dispute about the election, and the eligibility of the person so elected is in doubt, pass such orders of stay, as he thinks just and expedient :

(c)²

Power of Vice-
Chancellor to
enforce his
order against
Management.

³68-A. (1) Where a decision of the Management of an affiliated or associated college to dismiss, remove or to reduce a teacher in rank or to punish him in any other manner or to terminate his services, has not been approved by the Vice-Chancellor or where an order of suspension of such teacher has been stayed, revoked or modified by the Vice Chancellor in accordance with the provisions of this Act or of an Act repealed by section 74, and the management has committed default in paying the salary of such teacher which became due to him in consequence of the Vice-Chancellor's order, the Vice-Chancellor may pass an order, requiring the

1. Inserted by Act No. 71. of 1975.
2. Omitted by Act No. 5 of 1977.
3. Inserted by Act No. 5 of 1977.

management to pay the amount of salary as may be specified in the order and during the period of suspension, may also require the Management to pay the suspension allowance at the rate of one-half of the salary payable, if the said amount has not been paid.

(2) In any such case as is referred to in sub-section (1), the Vice-Chancellor may also order reinstatement of the teacher concerned subject to such terms and the conditions as he thinks fit.

(3) The amount of salary or suspension allowance required to be paid under an order of the Vice-Chancellor under sub-section (1), shall on a certificate issued by him to that effect, be recoverable by the Collector as arrears of land revenue.

(4) Every order of the Vice-Chancellor under sub-section (2) shall be executable by the lowest civil court having territorial jurisdiction as if it were a decree of that court.

(5) No suit shall lie against any management or teacher in respect of any matter for which a relief can be granted by the Vice-Chancellor under this section.

[69 No suit or other legal proceedings shall lie against the state government or the Director of Education (Higher Education) or the Deputy Director (as defined in section 60-A) or the Authorised Controller or the University or any officer, authority or body thereof in respect of anything done or purported or intended to be done in pursuance of the Act or the Rules or the Statutes or the Ordinances made thereunder]* Bar of Suit

70. (1) A copy of any receipt, application, notice, order, proceeding, or resolution of any authority or committee of the University or other documents in possession of the University or any entry in any register duly maintained by the University, if certified by the Registrar, shall be received as *prima facie* evidence of such receipt, application, notice, order, proceeding, resolution or document or the existence of entry in the register and shall be admitted as evidence of the matters and transactions therein recorded where the original thereof would, if produced, have been admissible in evidence. Mode of proof
of University
record.

(2) No officer or servant of the University shall in any proceeding to which the University is not a party, be required to produce any document, register or other record of the University the contents of which can be proved under sub-section (1) by a certified copy, or to appear as a witness to prove the matters and transactions recorded there in unless by order of the court made for special cause.

CHAPTER XIV

TRANSITORY PROVISIONS

Continuation
of existing
Officers of
the University

71. Subject to the provisions of this Act, every person holding office as an officer of an existing University on the date immediately before the commencement of this Act, shall continue to hold office on the same terms and conditions until the expiration of his term of office.

Constitution
of authorities

72. [(1) Every authority of an existing University shall, as soon as may be after the commencement of this Act, be constituted in accordance with the provisions of this Act, and every person holding office as a member of such authority immediately before the commencement of this Act shall, on such commencement, cease to be such member]¹

(2) Until any authority of the University is constituted under sub-section (1), the State Government may, by order direct from time to time by whom and in what manner the powers, duties and functions exercisable or dischargeable under this Act by any authority of University shall be exercised or discharged :

Provided that no such direction shall be issued after December 31, 1981.²

(3) The Administrative Committees and the Academic Committees constituted, in pursuance of sub-section (2) of section 67 of the Uttar Pradesh State Universities Ordinance, 1973, shall, on the 15th September, 1973, stand dissolved except as respects things done or omitted to be done by such Committees before that date, but nothing in this sub-section shall be deemed to preclude that State Government from

1. Substituted by Act No. 21 of 1975 and deemed always to have been substituted.
2. The words 'one year from—the date of commencement of the Act' deleted and 'December 31, 1976', substituted by Act No. 21 of 1975. '1976' changed to 1977 by Act No. 5 of 1977.

taking, as from that date, such action under sub-section (2) as it thinks fit.

{72-A Notwithstanding anything contained in this Act —

(a) Every person holding office as an officer (other than the Chancellor) of the Kasbi Vidyapith on the date immediately before its establishment as a university shall continue to hold office as such on the same terms and conditions except as respects tenure as he held on the said date until fresh appointments are made under clause (b) ;

(b) as soon as may be after the commencement of this section, the State Government may appoint interim officers of the said university (other than the Chancellor) and shall constitute interim authorities of the said university in such manner as it thinks fit, upon which the corresponding officers referred to in clause (a) shall cease to hold office and the corresponding authorities shall stand dissolved forthwith;

(c) the officers appointed and the members of the authorities constituted under clause (b) shall hold office upto Dec. 31, 1981, or until the appointment of the officers or the constitution of the authorities in accordance with clause (d) whichever be earlier².

(d) the State Government shall take steps for the appointment of officers and constitution of authorities of the said university in accordance with the provisions of this act, so that the same may be completed before the expiry of the respective terms of the interim officers and members under clause (c)².

73. (1) The State Government may, for the purpose of removing any difficulty, particularly in relation to the transition from the provisions of the enactments repealed by section 74 to the provisions of this Act, by order published in *Official Gazette*, direct that the provisions of this Act, shall during such period as may be specified in the order, have effect subject to such adaptations whether by way of modification, addition or omission as it may deem to be necessary or expedient ;

Provided that no such order shall be made (after December 31, 1981)³.

1. Inserted by the Act No 29 of 1974.

2. Substituted by Act No 5 of 1977 and be deemed always to have been substituted.

3. Substituted by Act No 5 of 1977.

(2) Every order made under sub-section (1) shall be laid before both Houses of the State Legislature.

(3) No order under sub-section (1) shall be called in question in any court on the ground that no difficulty as is referred to in sub-section (1) existed or required to be removed.

Repeal of certain enactments.

74. (1) The following enactments are hereby repealed, with effect from the respective dates on which this Act is brought into force in relation to the existing University concerned, namely—

- (a) the Lucknow University Act, 1920;
- (b) the Allahabad University Act, 1921;
- (c) the Agra University Act, 1926;
- (d) the Gorakhpur University Act, 1956;
- (e) the Varanaseya Sanskrit Vishwavidyalya Act, 1956; and
- (f) the Kanpur and Meerut Universities Act, 1965.

[(2) Notwithstanding such repeal—

(a) all appointments made, orders issued, degrees or diplomas conferred or certificates issued, privileges granted or other things done (including registration of graduates) under any such enactment, shall be deemed to have been respectively made, issued, conferred or granted or done under the corresponding provisions of this Act and except as otherwise provided by or under this Act continue in force unless and until they are superseded by any order made under this Act;

(b) all proceedings of Selection Committees which took place before the commencement of this Act and all action by the Management or by the Executive Council, as the case may be, in respect of the recommendations of such Selection Committees, where no orders of appointment on the basis thereof were passed before the commencement of this Act, shall, notwithstanding that the procedure for selection has been modified by this Act, be deemed to have been valid but further proceeding in connection with such pending selections shall be taken in accordance with the provisions of this Act and be continued from the stage where they stood immediately before such commencement.]*

*Substituted by Act No. 21 of 1975.

(3) Notwithstanding anything in sub-sections (1) and (2), or in any other provisions of this Act—

(a)¹

(b)²

(c) where any institution has applied for affiliation to the University of Agra in accordance with the provisions of the Agra University Act, 1926, before June 18, 1973 and such application was pending on the said date, and the place where the institution is situated lies under this Act outside the area of the University of Agra, such application may be disposed of by the competent authorities of the University of Agra as if the institution would be affiliated to that University, and upon the grant of such application by the Chancellor, the institution would stand affiliated to the University within whose territorial jurisdiction as specified in section 5, the institution would lie;

(d) until fresh panels of experts are drawn up under sub-section (5) of section 31, the Chancellor or the Vice-Chancellor as the case may be, may nominate experts to a Selection Committee under that section from out of the panels in existence immediately before the commencement of this Act ;

[Provided that the provisions of Explanations I and II to said sub-section (5) shall apply also to the panels of experts referred to in this clause and to nominations made from such panels under this clause.]³

(e) until a Finance Officer is appointed in a University, the functions of the Finance Officer under this Act shall be performed by a Dean of Faculty nominated by the Chancellor in that behalf ;

(f) until rules are made under section 17, any vacancy in a post of Registrar, Deputy Registrar or Assistant Registrar may be filled on a provisional basis by the Chancellor in the case of the post of Registrar and by the Vice-Chancellor in the case of the post of Deputy Registrar or Assistant Registrar.

(g) Every student of the Kashi Naresh Government Degree Coliege, Gyanpur, or the

1. Omitted by Act No. 29 of 1974.
2. Omitted by Act No. 5 of 1977.
3. Inserted by Act No. 21 of 1975.
4. Inserted by Act No. 29 of 1974.

Gövernment Degree College, Jakhni, situated in District Varanasi, or the Government Degree College, Rishikesh, situated in District Dehra Dun, who—

(1) immediately before the commencement of Uttar Pradrsh State University Ordinance, 1973, was studying for a degree of the University of Agra ; or

(2) was admitted as a student of any of the said colleges during the academic year 1973-74 for a degree of the said University ; or

(3) is eligible to appear at any degree examination of the said University in the year 1974 or in the year 1975 (or in the year 1976)¹ as an ex-student ;

shall be permitted to complete his course in accordance with the syllabus of the University of Agra, and necessary arrangements for the instruction and examination of such students shall be made by the University of Agra and on the results of such examination, the degree may be conferred by that very University ;

²(h) until the Faculties are constituted in the Universities referred to in sub-section (1) or sub-section (1-A) or section 4, the Selection Committee referred to in clause (c) of sub-section (4) of section 31 shall consist of the following members, namely—

(1) the Head of the Management or a member of the Management nominated by him, who shall be the Chairman ;

(2) one member of the Management nominated by the Management ; and

(3) three experts to be nominated by the Vice-Chancellor.

³(i) every person residing within the area of the University of Gorakhpur who was permitted by the Agra University, to appear in B. A. Part I or M. A. Part I Examination of 1974 from the Kashi Naresh Government Degree College, Gyanpur, Varanasi Centre and who, on the result of that exa-

1. Inserted by Act No. 21 of 1975:

2. Inserted by Act No. 29 of 1974.

3. Inserted by Act No. 5 of 1977 and deemed always to have been inserted.

mination, has been declared successful, shall be permitted by the University of Agra to appear in the B. A. Part II or M. A. Part II Examination, as the case may be, of the said University from the Kashi Naresh Government Degree College, Gyanpur, Varanasi. Centre, during the academic years 1974-75 and 1975-76 and on the results of such examination the degree may be conferred by that very University; and such examination shall be deemed to be valid ;

(j) any person residing within the area of the University of Allahabad or the University of Lucknow may be permitted by the University of Kanpur (hereinafter in this clause referred to as the said University) to appear in an examination referred to in clause (5) of section 7. and on the result of such examination, a degree may be conferred by the said University notwithstanding that such person was not residing within the area of the said University.

75. In section 3 of the Uttar Pradesh Universities (Provisions Regarding Conduct of Examinations) Act, 1965, for the words "two months" the words "six months" shall be substituted. Amendment of U. P. Act XXIV of 1965.

76. (1) The Uttar Pradesh State Universities Ordinance, 1973, is hereby repealed. U. P. Ordinance 1 of 1973 Repeal and savings.

(2) Notwithstanding any such repeal, anything done or any action taken under the said Ordinance shall, subject to the provisions of sub-section (3) of section 72, be deemed to have been done or taken under this Act as if this Act had commenced on the 18th day of June, 1973.

THE SCHEDULE

(See Section 5)

Serial No.	Name of the University	Area within which the University shall exercise jurisdiction
1	2	3
1.	The University of Lucknow.	Area within a radius of sixteen kilometers from the Convocation Hall of the University.
2.	The University of Allahabad.	Area within a radius of sixteen kilometers from the Convocation Hall of the University.
3.*	The University of Agra : (i) until the establishment of the University of Rohilkhand. (ii) upon the establishment of the University of Rohilkhand.	Districts of Agra, Aligarh, Bareilly, Bijnor, Badaun, Etah, Mainpuri, Mathura, Moradabad, Pilibhit, Rampur and Shajahanpur. Districts of Agra, Aligarh, Etah, Mainpuri and Mathura.
4.*	The University of Gorakhpur : (i) until the establishment of the University of Avadh. (ii) with the establishment of the University of Avadh.	Districts of Azamgarh, Bahraich, Ballia, Basti, Deoria, Faizabad, Ghazipur, Gonda, Gorakhpur, Jaunpur, Mirzapur, Pratapgarh, Sultanpur and Varanasi. Districts of Azamgarh, Ballia, Basti, Deoria, Ghazipur, Gorakhpur, Jaunpur, Mirzapur and Varanasi.
5.**	The University of Kanpur : (i) until the establishment of the Universities of Bundelkhand and Avadh.	Districts of Allahabad, Banda, Bara Banki, Etawah, Farrukhabad, Fatehpur, Hamirpur, Hardoi, Jalaun, Jhansi, Kanpur, Lakshimpur-Kheri, Lalitpur, Lucknow, Rae-Bareilly, Sitapur and Unnao, excepting the area which lies within the limits of the Universities of Allahabad and Lucknow.

(ii) upon the establishment of the University of Avadh, but until the establishment of the University of Bundelkhand.

(iii) upon the establishment of the University of Avadh and also the University of Bundelkhand.

- 6.* The University of Meerut.
- 7.* The University of Kumaun.
- 8.* The University of Garhwal.
- 9.* The University of Bundelkhand.
- 10.* The University of Avadh.
- 11.* The University of Rohilkhand.

Districts of Allahabad, Banda, Etawah, Farrukhabad, Fatehpur, Hamirpur, Hardoi, Jalaun, Jhansi, Kanpur, Lakhimpur-Kheri, Lalitpur, Lucknow, Rae-Bareilly, Sitapur and Unnao, excepting the area which lies within the limits of the Universities of Allahabad and Lucknow.

Districts of Allahabad, Etawah, Farrukhabad, Fatehpur, Hardoi, Kanpur, Lakhimpur-Kheri, Lucknow, Rae-Bareilly, Sitapur and Unnao excepting the area which lies within the limits of the Universities of Allahabad and Lucknow.

Districts of Bulandshahr, Meerut, Muzaffarnagar and Saharanpur.

Districts of Almora, Nainital and Pithoragarh.

Districts of Chamoli, Dehradun, Garhwal, Tehri-Garhwal and Uttar Kashi.

Districts of Banda, Hamirpur, Jalaun, Jhansi and Lalitpur.

Districts of Bahraich, Bara Banki, Faizabad, Gonda, Pratapgarh and Sultanpur.

Districts of Budaun, Bareilly, Bijnor, Moradabad, Pilibhit, Rampur and Shahjahanpur.

* Substituted by Act No. 29 of 1974.

** Substituted by Act No. 31 of 1975.

Part B



First Statutes

of the

University of Meerut

**(Published vide notification
no. 469/xv-10-77-39 (9)-76 of 20.4.77)**

CONTENTS

Chapter	Page
1. Preliminary	1
2. Officers and other functionaries of the University	2
2-A Status of the Executive Councillors.	9
3. The Executive Council	9
4. The Court	11
5. Academic Council	13
6. The Finance Committee	14
7. The Faculties	16
8. Other Authorities and Bodies of the University	
Disciplinary Committee	22
9. Boards	24
10. Classification of Teachers	25
11. Qualifications and Appointment of Teachers in the University	26
12. Constituent College	36
13. Affiliated Colleges	36
14. Conferment and withdrawal of Degree and Diplomas	44
15. Convocation	45
16. I Conditions of Service of Teachers of University	45
II Leave Rules for Teachers of University	49
III Age of Superannuation	52
IV Other Provisions	53
17. I Conditions of services of Teachers of Affiliated Colleges	54
II Leave Rules for Teachers of affiliated Colleges	57
III Age of Superannuation	58
IV Other Provisions.	59
18. I Seniority of the Teachers of University	59
II Seniority of Principals and Teachers of Affiliated Colleges	52
19. Autonomous College	64
20. Working Men's College	67
21. Miscellaneous	69
22. Qualifications and Conditions of Service of Non- teaching staff of the Affiliated Colleges.	70
23. Surcharge	81
Appendix 'A'	84
Elecction by Proportional Representation by means of Single Transferable Vote	
Appednix B	93
Form of Agreement with Members of Teaching Staff of the University	
Appendix C	95
Code of Conduct for Teachers	
Appendix D	95
(1) Form of Agreement with a Teacher (other than a principal) in Affiliated Colleges	
(2) Form of Agreement with a Principal in Affiliated Colleges	97
(3) Form of Annual Academic Progress Report	99
Appendix E	
List of Colleges	100
Proforma for self-assessment	102

In pursuance of the provisions of clause (3) of article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of notification no. 469/XV-1C-77-39 (9)-76, dated April 20, 1977 :

No. 469/XV-1C-77-39 (9)-76

Dated Lucknow, April 20, 1977

In exercise of the powers conferred by sub-section (1) of section 50 of the Uttar Pradesh State Universities Act, 1973, as amended and re-enacted by the Uttar Pradesh Universities (Re-enactment and Amendment) Act, 1974, the Governor is pleased to make the following First Statutes for the University of Meerut :—

FIRST STATUTES OF THE UNIVERSITY OF MEERUT

CHAPTER I

PRELIMINARY

1.01. (1) These statutes may be called the Section 50 (1). Meerut University First Statutes, 1977.

(2) They shall come into force on May 1, 1977.

1.02. (1) All existing Statutes and all such Section 50 (1). Ordinances of the University, as are inconsistent with these Statutes, are to the extent of such inconsistency, hereby rescinded and shall forthwith cease to have effect except as respect things done or omitted to be done before the commencement to these Statutes.

() The Uttar Pradesh State Universities First Statutes (Age of Superannuation, Scales of Pay and Qualifications of Teachers), 1975, issued with Government notification no. 4546/XV-10-75, dated July 25, 1975, as amended by Government notification no. 7251/XV-10 15-60 (115)-73, dated October 20, 1975 shall, in relation to the University of Meerut stand repealed with effect from the date of such commencement.

1.03. In these Statutes, unless the context otherwise requires —

(a) 'Act' means the Uttar Pradesh State Universities Act, 1973, as re-enacted by the Uttar Pradesh Universities (Re-enactment and Amendment) Act, 1974 and amended from time to time ;

(b) 'clause' means a clause of the Statute in which that expression occurs ;

(c) 'section' means a section of the Act ;

(d) 'University' means the University of Meerut ;
and

(e) word and expressions used but not defined
in these Statutes shall have the meaning assigned to
them in the Act.

Sections 49
and 50.

1.04. In these Statutes, all references to the age
of a teacher, shall be construed to be references to
the age according to the date of birth of the teacher
concerned as mentioned in his High School certificate
or that of any other examination recognised as equi-
valent thereto.

CHAPTER II OFFICERS AND OTHER FUNCTIONARIES OF THE UNIVERSITY

The Chancellor

(Section (10)
& 49 (c))

2.01. (1) The Chancellor may, while consi-
dering any matter referred to him under section 68, call
for such documents or information from the University
or parties concerned, as he may deem necessary, and
may, in any other case, call for any documents or in-
formation from the University.

(2) Where the Chancellor calls for any docu-
ments or information from the University under clause
(1), it shall be the duty of the Registrar to ensure that
such documents or information are promptly supplied
to him.

(3) If in the opinion of the Chancellor, the
Vice-Chancellor wilfully omits or refuses to carry out
the provisions of the Act or abuses the powers vested
in him and if it appears to the Chancellor that the
continuance of the Vice-Chancellor in office is detri-
mental to the interests of the University, the Chance-
llor may, after making such enquiry as he deems
proper, by order, remove the Vice-Chancellor.

(4) The Chancellor shall have power to suspend
the Vice-Chancellor during the pendency or in contem-
plation of any inquiry referred to in clause (3).

The Vice-Chancellor

Section 13 (9)
& 49 (c).

2.02. The Vice-Chancellor shall have power to
call for such documents and information from an affi-
liated college in respect of any matter connected with
teaching, examination, research, finance or any matter
affecting the discipline or efficiency of teaching in the
College, as he thinks fit.

Finance Officer

2.03. When the office of the Finance Officer is vacant or when the Finance Officer is, by reason of illness, absence or any other cause unable to perform the duties of his office, the duties of the office shall be performed by one of the Deans of the Faculties nominated by the Vice-Chancellor and if for any reason the same is not feasible, then by the Registrar or by such officer as may be nominated by the Vice-Chancellor. Section 9 (c).

2.04. The Finance Officer – Sections 15 (7) & 49 (c).

(a) shall exercise general supervision over the funds of the University ;

(b) may advise it in any financial matter either *suo motu* or on his advice being sought ;

(c) shall keep a constant watch on the state of the cash and bank balances and on the state of investments ;

(d) shall collect the incomes, disburse the payments and maintain the accounts of the University ;

(e) shall ensure that the registers of building, land, furniture and equipment are maintained up-to-date and that stock checking of equipment and other consumable materials is conducted regularly in the University ;

(f) shall probe into any unauthorised expenditure and other financial irregularities and suggest to the competent authority, disciplinary action against persons at fault ;

(g) may call for any information or return from any department or unit of the University that he may consider necessary for the performance of his duties ;

(h) shall arrange for the conduct of continuous internal audit of the accounts of the University, and shall pre-audit such bills as may be required in accordance with any standing orders in that behalf ;

(i) shall perform such other functions in respect of financial matters as may be assigned to him by the Executive Council or the Vice-Chancellor ;

(j) shall, subject to the provisions of the Act and statutes, exercise disciplinary control in terms of clauses (2) and (3) of Statute 2-06 over all the employees in the Audit and

Accounts Section of the University below the rank of the Assistant Registrar (Accounts), Registrar and shall supervise the work of the Deputy/Assistant (Accounts) and the Accounts Officer.

Sections 13 (9), 15(7) & 49 (c). 2.05. If any difference of opinion arises between the Vice-Chancellor and the Finance Officer on any matter concerning the performance of the functions of the Finance Officer, the question shall be referred to the State Government whose decision shall be final and binding on both the officers.

The Registrar

Sections 13 (9), 16 (4), 21 (i) (vii), 21 (8) & 49 (c) & (e). 2.06 (1) Subject to the provisions of the Act and the Statutes, the Registrar shall have disciplinary control over all employees of the University, other than the following namely—

- (a) officers of the University ;
- (b) Deputy Registrars and Assistant Registrars ;
- (c) teachers of the University, whether in relation to their work as teacher or while holding any remunerative office or in any other capacity, such as examiner or invigilator ;
- (d) the Librarian ;
- (e) employees in the University in the Accounts and Audit Section.

(2) The power to take disciplinary action under clause (1) shall include the power to order dismissal, removal, reduction in rank, reversion, termination or compulsory retirement of an employee referred to in the said clause, and shall also include the power to suspend such employee during the pendency, or in contemplation of an inquiry.

(3) No order shall be made under clause (2) except after an inquiry in which the employee has been informed of the charges against him and given a reasonable opportunity of being heard in respect of those charges and where it is proposed after such inquiry, to impose on him any such penalty, until he has been given a reasonable opportunity, of making representation on the penalty proposed, but only on the basis of the evidence adduced during such inquiry :

Provided that his clause shall not apply in the following cases, notwithstanding that the order is based on any charge (including a charge of misconduct or inefficiency), if such order does not disclose on its face that it was passed on such basis :—

(a) An order of reversion of an officiating promotee to his substantive rank.

(b) An order of termination of service of a temporary employee.

(c) An order of compulsory retirement of an employee after he attains the age of fifty years.

(d) An order of suspension.

2.07 An employee of the University aggrieved Sections 21 & 49. by an order referred to in Statute 2.07 may prefer an appeal (through the Registrar) to the Disciplinary Committee constituted under statute 8.01, within fifteen days from the date of service of such order on him. The decision of the Committee on such appeal shall be final

2.08. Subject to the provisions of the Act, it Section 16. shall be the duty of the Registrar—

(a) to be the custodian of all the properties of the University unless otherwise provided for by the Executive Council ;

(b) to issue all notices convening meetings of the various authorities referred to in section 16 (4) with the approval of the competent authority concerned and to keep the minutes of all such meetings ;

(c) to conduct the official correspondence of the Court, the Executive Council and the Academic Council ;

(d) to exercise all such powers as may be necessary or expedient for carrying into effect the orders of the Chancellor, Vice-Chancellor or various authorities or bodies of the University of which he acts as secretary ;

(e) to represent the University in suits or proceedings by or against the University, sign powers of attorney and verify pleadings

Deans of Faculties

2.09. (1) If a casual vacancy occurs in the Sections 27 (4) office of the Dean of a Faculty the senior-most & 49 (b). Professor, and where no Professor is available in that Faculty, the senior-most Reader in the Faculty shall perform the duties of the Dean.

(2) No person shall continue to be a Dean after he has ceased to hold the post by virtue of which he came to hold the office of Dean.

Sections 27 (4)
64 (2) & 74 (3)
(b).

2.10. (1) Except in the case of Medical Faculty or except a Faculty where there is only one Professor, a teacher who on the date of commencement of these Statute has—

(a) held the office of Dean for a period of three years or more, shall be deemed to have had his turn and the teacher next eligible in order of seniority shall assume office as Dean with effect from the commencement of these Statutes :

(b) not completed three years as Dean shall continue to hold the office of Dean till the completion of the period of three years and on such completion the teacher next eligible in order of seniority shall assume office as Dean.

(2) For the purpose of computing the period during which a teacher has held the office of Dean—

(a) any period during which such teacher was prevented from entering upon or continuing in the office of Dean by an order of any Officer of the University or of any court, shall be excluded.

(b) any period during which any teacher has, under an order of any officer of the University or of any court, been allowed to hold the office of Dean, it being ultimately found that he was not legally entitled to hold such office during that period, shall count towards his term of office of Dean when he next gets his turn.

Sections 18 &
49 (c).

2.11. The Dean of the Faculty shall have the following duties and powers :

(i) He shall preside at all meetings of the Board of Faculty and shall see that the various decisions of the Board are implemented.

(ii) He shall be responsible for bringing the financial and other needs of the faculty to the notice of the Vice-Chancellor.

(iii) He shall take necessary measures for the proper custody and maintenance of libraries, laboratories and other assets of the departments comprised in the faculty.

(iv) He shall have the right to be present and to speak at any meeting of the Boards of Studies pertaining to his faculty but shall have no right to vote thereat unless he is member thereof.

The Dean of Students Welfare

Sections 18, 21
(1) (xvii) &
49 (c).

2.12 The Dean of Students Welfare shall be appointed from amongst the teachers of the University, who possess teaching experience of not less than 10

years and who are not below the rank of a Reader, by the Executive Council on the recommendation of a committee consisting of the Vice-Chancellor and two senior-most Deans of Faculties.

2.13. The teacher who is appointed as Dean of Students Welfare shall perform his duties as Dean in addition to his own duties as teacher. Section 11 & 49.

2.14. The term of office of the Dean of Students Welfare shall be three years unless determined earlier by the Executive Council : Section 49.

Provided that the Dean of Students Welfare holding office as such on the date immediately preceding the date of commencement of these Statutes shall be deemed to have been appointed under Statute 2.12.

2.15. (1) The Dean of Students Welfare shall be assisted by a set of teachers (to be selected in the manner laid down in the Ordinances), who shall perform their duties in addition to their normal duties of teachers. The teachers so selected shall be called Assistant Deans of Student's Welfare. Sections 18 & 49 (c).

(2) One of the Assistant Deans of Students Welfare shall be appointed from amongst the lady teachers of the University who shall look after the welfare of the girl students.

2.16. (1) It shall be the duty of the Dean of Students Welfare and the Assistant Deans of Students Welfare to assist generally the students in matters requiring help and guidance, and in particular, to help and advise students and prospective students in— Sections 18 & 49 (c) & (d).

(i) obtaining admission to the University and its courses ;

(ii) the choice of suitable courses and hobbies ;

(iii) finding living accommodation ;

(iv) making messing arrangements ;

(v) obtaining medical advice and assistance ;

(vi) securing scholarships, stipends, part-time employment and other pecuniary assistance ;

(vii) obtaining travel facilities for holidays and educational excursions ;

(viii) securing facilities for further studies abroad ; and

(ix) so conducting themselves in proper pursuit of academic studies as to maintain the traditions of the University.

(2) The Dean of Students Welfare may communicate with the guardian of a student in respect of any matter requiring his assistance when necessary.

Section 49 (c). 2.17 The Dean of Students Welfare shall exercise general control over the Superintendent or Assistant Superintendent of Physical Education if any and the University Medical Officer. He shall perform such other duties as may be assigned to him by the Executive Council or the Vice-Chancellor.

Section 13 (9). 2.18 The Vice-Chancellor may consult the Dean of Students Welfare before taking any action against a student on disciplinary grounds.

Section 49 (d). 2.19. The Dean of Students Welfare may be paid such honorarium out of the funds of the University as the Vice-Chancellor may fix with prior approval of the State Government.

Heads of the Department

Section (49). 2.20. The senior-most teacher in each department of teaching in the University shall be the Head of that Department.

The Librarian

Section (49). 2.21. (1) The University may with the prior approval of the State Government, appoint a whole time librarian. The Librarian shall be appointed by the Executive Council on the recommendation of a Selection Committee, consisting of the following, namely :—

(a) the Vice-Chancellor ;

(b) two experts in Library Science, to be nominated by the Chancellor

(2) Until the Librarian appointed under clause (1) assumes charge of his office the Executive Council may appoint an Honorary Librarian from amongst the Professors of the University for such terms as it thinks fit.

Section 49 (c). 2.22. The qualifications of the Librarian shall be such as may be provided for in the Ordinances.

Section 49 (c). 2.23. The emoluments of the Librarian shall be such as may be approved by the State Government.

Section 49 (c). 2.24. It shall be the duty of the Librarian to maintain the Library of the University and to organise its service in the manner most conducive to the interest of teaching and research.

Section 49 (c). 2.25. The Librarian shall be under the disciplinary control of the Vice-Chancellor ;

Provided that he shall have a right of appeal to the Executive Council against any order of the Vice-Chancellor passed in the disciplinary proceedings against him.

The Proctor

2.26. The Proctor shall be appointed from amongst the teachers of the University by the Executive Council on the recommendation of the Vice-Chancellor. The Proctor shall assist the Vice-Chancellor in the exercise of his disciplinary authority in respect of students of the University and shall also exercise such power and perform such duties in respect of discipline as may be assigned to him by the Vice-Chancellor in this behalf. Sections 18 & 49 (c).

2.27. The Proctor shall be assisted by Assistant Proctors whose number shall be fixed by the Executive Council from time to time. Section 49 (c).

2.28. The Assistant Proctors shall be appointed by the Vice-Chancellor in consultation with the Proctor. Section 49 (c).

2.29. The Proctor and the Assistant Proctors shall hold office for one year and shall be eligible for re-appointment : Sections 49 (c) & 49 (e).

Provided that for so long as his successor is not appointed every Proctor or Assistant Proctor shall continue in office.

Provided further that the Executive Council may, on the recommendation of the Vice-Chancellor, remove the Proctor before the expiry of the said period :

Provided also that the Vice-Chancellor may remove an Assistant Proctor before the expiry of the period.

2.30. The Proctor and the Assistant Proctors may be paid such honorarium out of the funds of the University, as may be fixed by the Vice-Chancellor with prior approval of the State Government. Sections 49 (c) & 49 (e).

CHAPTER II—A

20! A The members of the Executive Council shall be the officers of the University.

CHAPTER III

THE EXECUTIVE COUNCIL

3.01. The Deans of Faculties, who shall be members of the Executive Council under section (c). 20 (1)

20 (1) (c) shall be chosen in the order in which the names of various Faculties are enumerated in Statute 7.01.

Section 20 (1) (d).

3.02. Representation of Professors, Readers and Lecturers of the University under clause (i) of section 20 (1) (d) shall be as follows :—

(a) one Professor to be selected by rotation in order of seniority ;

(b) one Reader to be selected by rotation in order of seniority ;

(c) one Lecturer to be selected by rotation in order of seniority.

Section 20 (1) (d).

3.03. Three Principals and two other teachers of affiliated Colleges who shall be members of the Executive Council under clause (ii) of section 20 (1) (d) shall be selected by rotation in order of seniority as such Principals and teachers, as the case may be.

Section 20 (1) (f).

3.04. Person elected under clause (f) of section 20 (1) shall cease to be members of the Executive Council on their subsequently becoming students of or accepting service in the University, an Institute, a constituent college, an affiliated college or a hall or college or a hostel of the University.

Section 49 (a) & (b).

3.05 No person shall be or continue to be a member of the Executive Council in more than one capacity, and, whenever a person becomes a member of the Executive Council in more than one capacity, he shall within two weeks thereof choose the capacity in which he desires to be member of the Executive Council and shall vacate the other seat. Where he does not so choose, the seat held by him earlier in point of time shall be deemed to have been vacated with effect from the date of expiry of the aforesaid period of two weeks.

Section 21 (8).

3.06. The Executive Council may, by resolution passed by a majority of its total membership, delegate such of its powers as it deems fit to an officer or authority of the University subject to such conditions as may be specified in the resolution.

Sections 20 & 49 (b).

3.07. The meetings of the Executive Council shall be called under the directions of the Vice-Chancellor

Sections 20 & 49 (b).

3.08 The Executive Council shall obtain the opinion of the Finance Officer before considering any proposal involving financial implications.

CHAPTER IV
THE COURT

Representation of teachers. etc.

4.01. Two provosts and wardens of the hostels and halls of the University and its constituent Colleges and Institutes, if any, who shall be members of the Court under clause (vii) of Section 22 (1), shall be selected by rotation on the basis of longest continuous service as such provosts or wardens. Section 22 (1) (vii).

4.02. (1) Fifteen teachers who shall be members of the Court under clause (ix) of section 22 (1), shall be selected in the following manner :— Section 22 (1) (ix).

- (a) one Reader of the University ;
- (b) one Lecturer of the University ;
- (c) the Dean of the Students Welfare ;
- (d) five Principals of affiliated colleges ;
- (e) seven other teachers of affiliated colleges.

(2) The above Readers, Lecturers, Principals and other teachers shall be selected in order of seniority as Readers, Lecturers, Principals or other teachers as the case may be.

4.03. (1) Two representatives of the Management of affiliated colleges who shall be members of the Court under clause (x) of section 22 (1), shall be nominated by the Vice-Chancellor by rotation. Sections 22 (1) (x) & 64 (3).

(2) The Management represented shall be free to send to any meeting of the Court any of its members (including President).

Registration of Graduates and their representation in Court

4.04. The Registrar shall maintain in his Office a Register of Registered Graduates, hereinafter in this Chapter called the Register. Sections 16 (4) & 49 (q).

4.05. The Register shall contain the following particulars :

- (a) The names and addresses of the registered graduates.
- (b) The year of their graduation.
- (c) The name of the University or the college from which they graduated.
- (d) The date on which the name of the graduate was entered in the Register.
- (e) Such other details as the Executive Council may from time to time direct.

Section 49 (q). 4.06. Every graduate of the University from the date of the convocation at which the degree by virtue of which he is to be registered was conferred or would have been conferred on him if he were present thereat shall, on an application in the form approved by the Executive Council and on payment of fee of rupees fifty-one be entitled to have his name registered in the Register. The application shall be made by the graduate himself, and may either be delivered to the Registrar personally or sent by registered post. If two or more applications are received in the same cover, they shall be rejected.

Section 49 (q). 4.07. On receipt of the application, the Registrar shall, if he finds that the graduate is duly qualified and the prescribed fee has been paid, enter the name of the applicant in the Register.

Section 49 (q). 4.08. A registered graduate whose name has been borne on the Register for one year or more on June 30, preceding the date of notification for the election shall be entitled to vote at the election of the representatives of registered graduates.

Sections 22 (1) (xi) & 49 (q). 4.09. A registered graduate shall be eligible to seek election under clause (xi) of section 22 (1), if his name has been borne on the Register for at least three years on June 30, preceding the date of election.

Sections 22 (1) (xi), & 49 (q). 4.10. A representative of registered graduates elected under clause (xi) of section 21 (1) shall cease to be a member on entering the service of the University or of an Institute or a constituent college, an affiliated college, a hostel, a hall or being connected with the management of an affiliated college, a hall or hostel or on becoming a student, and the seat so vacated shall be filled up by the person available who secured the next highest votes at the time of the previous election for the residue of his term

NOTE—The names of the Registered Graduates who are dead shall be struck off.

Section 22 (1) (xi), (xii). 4.11. A registered graduate, who is already a member of the Court in another capacity, may seek election as a representative of registered graduates, and on his being so elected, the provisions of statute 305 shall *mutatis mutandis* apply.

Sections 22 (1) (xi). 4.12. The election of the registered graduates under this Chapter shall be held in accordance with the system of proportional representation by means of single transferable vote as laid down in Appendix A.

4.13. The term of the members of the Court Sections 22 (2) shall commence from the date of the first meeting of & 49 (b).
the Court.

CHAPTER V
ACADEMIC COUNCIL

5.01. Two Professors from the constituent Section 25 (2) college maintained by the State Government who shall (vi) be members of the Academic Council under clause (vi) of section 25 (2) shall be selected in order of seniority as Professor in that college.

5.02. Three Principals of affiliated colleges of Sections 25 (2) the University, who shall be members of the Academic (vii). 25 (3) & Council under clause (vii) of section 25 (2), shall be ⁴⁹(b). selected in order of seniority as Principal of such colleges

5.03. Fifteen teachers who shall be members of Sections 25 (2) the Academic Council under clause (viii) of section 25 (viii) & 49. (2) shall be selected in the following manner :—

(a) one Reader of the University by rotation in order of seniority ;

(b) two Lecturers of University by rotation in order of seniority ;

(c) twelve teachers of the affiliated colleges (not being Principals) by rotation in order of seniority.

NOTES—(1) Not more than two teachers from the same affiliated college shall be members under this Statute

(2) In the event of more than two teachers of the same college being entitled to be members of the Academic Council under this Statute, the senior-most teachers, shall be members of the Academic Council. Teachers so passed over shall have their turn in rotation next time.

5.04. Five persons of academic eminence who Sections 25 (2) shall be members of the Academic Council under (xi) & 49 (b). clause (xi) of section 25 (2) shall be co-opted by the members mentioned in clauses (i) to (x) of that section, who shall be called to a meeting by the Registrar, from amongst persons who are not employees of the University, a constituent college, an Institute, an affiliated college, a hall or hostel.

5.05. Members under clauses (vi), (vii), (viii) Sections 25 (3) and (xi) of section 25 (2), shall hold office for a period & 49 (b). of three years.

Section 25 (1)
(c).

5.06. Subject to the provisions of the Act, these Statutes and the Ordinances, the Academic Council shall have the following powers, namely—

(i) to scrutinize and make its recommendations on proposals submitted by the Boards of Studies through the Faculties in regard to the courses of study and to recommend principles and criteria on which examiners and the inspectors may be appointed, for the institution of the Executive Council ;

(ii) to report on any matter referred or entrusted to it by the Court or the Executive Council ;

(iii) to advise the Executive Council in regard to the recognition of the diplomas and degrees of other Universities and institutions and in regard to their equivalence with the diplomas and degrees of the University or the Intermediate Examination conducted by the Board of High School and Intermediate Education, Uttar Pradesh ;

(iv) to advise the Executive Council in regard to the qualifications required to be possessed by persons imparting instruction in particular subjects for the various degrees and diplomas of the University ; and

(v) to perform in relation to academic matters all such duties and to do all such acts as may be necessary for the proper carrying out of the provisions of the Act, the Statutes and the Ordinances.

Sections 25
and 49 (b).

5.07. The meetings of the Academic Council shall be called under the directions of the Vice-Chancellor.

CHAPTER VI

THE FINANCE COMMITTEE

Section 49 (b)

6.01. The term of membership of the person referred to in clause (d) of section 26 (1), shall be one year, provided that he shall continue in office till the election of his successor. No such member shall hold office successively for more than three terms.

Sections 26 (3)
and 49 (a).

6.02. Items of new expenditure not already included in the financial estimates, shall be referred to the Finance Committee in the cases of—

(i) non-recurring expenditure if it involves an expenditure of ten thousand rupees or above; and

(ii) recurring expenditure, if it involves an expenditure of three thousand rupees or above :
Provided that it shall not be permissible for any officer or authority of the University to treat an item which has been split into several parts falling under a budget head as several items of smaller amount and withhold it from the Finance Committee.

6.03. The Finance Committee shall, on or before such date as may be provided for in this behalf by the Ordinances consider all items of expenditure referred to it under Statute 6.02 or Statute 6.42 and shall make and communicate to the Executive Council as soon as may be, its recommendations thereon. Sections 26 (3) and 49 (a).

6.04. If the Executive Council, at any time after the consideration of the annual financial estimates (i. e. the budget) proposes any revision thereof involving recurring or non-recurring expenditure of the amounts referred to in Statute 6.02, the Executive Council shall refer the proposal to the Finance Committee. Section 26 (3) and 49 (a)

6.05. The annual accounts and the financial estimates of the University prepared by the Finance Officer shall be laid before the Finance Committee for consideration and thereafter submitted to the Executive Council for approval. Section 26 (1) and 49 (a)

6.06. A member of the Finance Committee shall have the right to record a minute of dissent, if he does not agree with any decision of the Finance Committee. Section 26 (3) and 49 (a)

6.07. The Finance Committee shall meet at least twice every year to examine the accounts and to scrutinise proposals for expenditure. Section 26 (3) and 49 (a)

6.08. The meeting of the Finance Committee shall be convened under the directions of the Vice-Chancellor and all notices for convening such meetings shall be issued by the Finance Officer, who shall keep the minutes of all such meetings. Sections 15 (7) and 49 (a)

CHAPTER VII
THE FACULTIES

7.01. The University shall have the following Section 27 (1) Faculties, namely ;

- (a) Faculty of Agriculture.
- (b) Faculty of Arts.
- (c) Faculty of Commerce and Business Administration *
- (d) Faculty of Education.
- (e) Faculty of Engineering and Technology.
- (f) Faculty of Law.
- (g) Faculty of Medicine.
- (h) Faculty of Science.

Section 27 (3)

7.02. (1) The Board of Faculty other than Faculties of Law, Commerce, and Business Administration, Education and Engineering and Technology shall be constituted as follows :

- (i) The Dean of the Faculty who shall be the Chairman.
- (ii) One senior-most teacher who shall either be a Principal or senior-most teacher of a post-graduate department for each of the subjects comprised in the Faculty and recognised up to Post-graduate standard.
- (iii) One senior-most teacher who shall be a Principal or senior-most teacher of a Department for each of the subjects comprised in the Faculty and recognised up to first degree standard only
- (iv) Three senior-most teachers in the Faculty other than Principals and teachers mentioned in clauses (ii) and (iii) above provided that no two shall profess the same subject and belong to the same college, where there is more than one college recognised for the teaching of the subject. The teachers so passed over shall not lose their turn in rotation next time.
- (v) All Professors of the University and of Constituent Colleges in subjects comprised in the Faculty.
- (vi) Seven persons possessing expert knowledge of the subjects comprised in the Faculty or subjects allied to them, not in the service of the University or any of its colleges, to be nomina-

* Meerut University (Thirteenth Amendment First Statute 1983) w. e. f 14.2.1984.

ted by the Vice-Chancellor from the following categories :

- (a) Professors in Universities;
- (b) Present or retired Principals of Post-graduate colleges;
- (c) Directors of Research Institutes or in the case of Medical Faculty, the Civil Surgeon of Meerut :

Provided that the numbers of member from category (b) shall not exceed three.

(2) The teachers under items (ii), (iii) and (iv) of clause (1) shall be chosen by rotation in order of seniority.

7-03. The Board of the Faculty of Law shall be constituted as follows : Section 27 (3)

- (i) The Dean of the Faculty who shall be the Chairman.
- (ii) All Professors of the University and of Constituent colleges belonging to the Faculty if any.
- (iii) Five teachers of Law who shall be either Principals or the senior-most teachers by rotation in order of seniority from among teachers of the affiliated colleges, provided that one of them shall belong to a college teaching up to LL. M. standard.
- (iv) Two teachers of Law other than Principals and teachers mentioned in clause (iii) above by rotation in order of seniority from among teachers of affiliated colleges, provided both of them shall not belong to the same college. The teachers so passed over shall not lose their turn in rotation next time.
- (v) Three persons possessing expert knowledge of the subjects comprised in the Faculty or subjects allied to them, not in the service of the University or any of its colleges to be nominated by the Vice-Chancellor from the following categories :
 - (a) Professors in Universities;
 - (b) Present or retired Principals of Post-graduate colleges;
 - (c) Directors of Research Institutes :Provided that the number of members from category (b) shall not exceed one.
- (vi) The District Judge of Meerut.

Section 27 (3)

7.04. The Board of the Faculty of Commerce and Business Administration shall be constituted as follows :

- (i) The Dean of the Faculty;
- (ii) All Professors of the University and of constituent colleges belonging to the Faculty, if any;
- (iii) Five¹ teachers of the subject who shall be either Principals or the senior-most teachers of Post-graduate department by rotation in order of seniority from among teachers in affiliated colleges.
- (iv) Three teachers teaching Post-graduate classes other than Principals and teachers mentioned in clause (iii) above, by rotation in order of seniority from among the teachers of affiliated colleges, provided that not more than one shall belong to one college. The teachers so passed over shall not lose their turn in rotation next time.
- (v) Convener of Board of Studies in Economics in the University.
- (vi) President of the Western U. P. Chamber of Commerce, Meerut.
- (vii) President of the Chamber of Commerce and Industry U. P.
- (viii) Three persons possessing expert knowledge of the subjects comprised in the Faculty or subjects allied to them, not in the service of the University or any of its colleges, to be nominated by the Vice-Chancellor from the following categories :
 - (a) Professors in Universities;
 - (b) Present or retired Principals of Post-graduate colleges;
 - (c) Directors of Research Institutes :

Provided that at least two of the above persons shall belong to categories (a) and (c).

Section 27 (3)

7.05. The Board of the Faculty of Education shall be constituted as follows :

- (i) The Dean of the Faculty;
- (ii) All Professors of the University and of Constituent colleges belonging to the Faculty;
- (iii) Five teachers of Education who shall be either Principals or the senior-most teachers of Departments by rotation in order of seniority

- from among teachers of affiliated colleges, provided that at least two of them shall belong to a department teaching up to M. Ed. standard;
- (iv) Three teachers, other than Principals and teachers mentioned in clause (iii) above by rotation in order of seniority from among teachers of affiliated colleges, provided that not more than one shall belong to same college. The teachers so passed over shall not lose their turn in rotation next time.
 - (v) Regional Deputy Director of Education, Meerut *ex-officio*;
 - (vi) Three persons possessing expert knowledge of the subjects comprised in the Faculty or subjects allied to them, not in the service of the University or any of its colleges, to be nominated by the Vice-Chancellor from the following categories:
 - (a) Professors in Universities;
 - (b) Present or retired Principals of Post-graduate colleges.

7.06. The Board of the Faculty of Technology Section 27 (3) and Engineering shall be constituted as follows :

- (i) The Dean of the Faculty;
- (ii) All Professors of the University and of Constituent colleges belonging to the Faculty, if any;
- (iii) All Principals of Colleges affiliated to the University in the Faculty;
- (iv) Five teachers of the subjects comprised in the Faculty who shall be Heads of Departments by rotation in order of seniority from among teachers of affiliated colleges, provided that no two profess the same subjects. The teachers so passed over shall not lose their turn in rotation next time;
- (v) Three persons possessing expert knowledge of the subjects comprised in the Faculty or subjects allied to them, not in the service of the University or any of its colleges, to be nominated by the Vice-Chancellor from the following categories :
 - (a) Professors in Universities;
 - (b) Present or retired Principals of Post-graduate colleges;
 - (c) Directors of Research Institutes;

Provided that the number of members from category (b) shall not exceed one.

Section 27 (3)
and 49 (b)

7.07. (1) Save as otherwise provided in this Chapter, members of the Board of Faculty other than *ex-officio* members shall hold office for a period of three years.

(2) The meetings of the Board of Faculty shall be convened under the directions of its Chairman.

Section 27 (3)

7.08. Subject to the provisions of the Act, the Board of each Faculty shall have the following powers namely—

- (i) to make recommendations to the Academic Council regarding the courses of study, after consulting the Boards of Studies concerned;
- (ii) to make recommendations to the Academic Council regarding the teaching and research work of the University in the subjects assigned to the Faculty;
- (iii) to consider and make recommendations to the Academic Council on any question, pertaining to its sphere of work which may appear to it necessary and on any matter referred to it by the Academic Council.

Section 27 (2)

7.09. The following shall be the departments comprised in the Faculty of Agriculture :

(1) For Post-graduate Department :

- (i) Agricultural Botany.
- (ii) Agricultural Chemistry.
- (iii) Agricultural Economics.
- (iv) Agronomy.
- (v) Horticulture.
- (vi) Animal Husbandry and Dairying.

(2) In case of colleges teaching Agriculture for the first degree only, the following shall be departments of studies :

1. *Agricultural Chemistry.*
2. *Agronomy :*
 - (i) Agricultural Economics.
 - (ii) Agricultural Engineering.
 - (iii) Agricultural Extension.
 - (iv) Agronomy.
3. *Animal Husbandry and Dairying :*
 - (i) Animal Husbandry.
 - (ii) Dairying.
 - (iii) Veterinary Science.
 - (iv) Zoology and Entomology.
4. *Horticulture and Agricultural Botany :*
 - (i) Agricultural Botany.
 - (ii) Horticulture.
 - (iii) Plant Pathology.

7.10. The following shall be the departments comprised in the Faculty of Arts : Section 27 [2]

- (1) Urdu.
- (2) Economics.
- (3) Drawing and Painting.
- (4) Education
- (5) English and Modern European and other Foreign Languages.
- (6) Geography.
- (7) Hindi.
- (8) History.
- (9) Home Science.
- (10) Music.
- (11) Philosophy.
- (12) Political Science.
- (13) Psychology.
- (14) Sanskrit and Prakrit Languages.
- (15) Sociology.
- (16) Anthropology
- (17) Arabic and Persian.
- (18) Ancient History and Culture.
- (19) Linguistics.

7.11. The following shall be the department comprised in the Faculty of Commerce and Business Administration* : Section 27 [2]

- (1) Commerce.
- (2) Business Administration.

7.12. The following shall be the department comprised in the Faculty of Education : Section 27 [2]

1. Education.

7.13. The following shall be the departments comprised in the Faculty of Engineering and Technology : Section 27 [2]

1. Engineering and Technology.

7.14. The following shall be the department comprised in the Faculty of Law : Section 27 [2]

1. Law.

7.15. The following shall be the departments comprised in the Faculty of Medicine : Section 27 [3]

1. Anatomy.
2. Anaesthesia.
3. Bio-Chemistry.
5. Dentistry.
4. Dermatology and Venereal Diseases.

6. Ear, Nose and Throat.
7. Forensic Medicine.
8. Human Metabolism and Endocrinology.
9. Medicine.
10. Ophthalmology.
11. Obstetrics and Gynaecology.
12. Orthopaedics.
13. Paediatrics.
14. Pathology and Bacteriology.
15. Pharmacology and Materia Medica.
16. Physiology.
17. Radiology.
18. Social and Preventive Medicine.
19. Tuberculosis.
20. Surgery.

Section 27 [2]

7.16. The following shall be the Departments comprised in the Faculty of Science :

- (1) Botany.
- (2) Chemistry.
- (3) Defence Studies.
- (4) Geology.
- (5) Mathematics.
- (6) Physics.
- (7) Statistics.
- (8) Zoology.
- (9) Home Science.
- (10) Applied Mathematics & Computer Science.

CHAPTER VIII

OTHER AUTHORITIES AND BODIES OF THE UNIVERSITY DISCIPLINARY COMMITTEE

Section 49.

8.01. (1) The Executive Council shall constitute, for such term as it thinks fit, a Disciplinary Committee in the University which shall consist of the Vice-Chancellor and two other persons nominated by it :

: Provided that if the Executive Council considers it expedient, it may constitute more than one such Committees to consider different cases or classes of cases.

(2) No teacher against whom any case involving disciplinary action is pending shall serve as a

* Meerut University (Tenth Amendment) First Statutes, 1982 deemed to have come into force on June 17, 1978.

** Meerut University (Sixteenth Amendment) Statutes, 1984 w. e. f. 15 12 1984.

member of the Disciplinary Committee dealing with the case.

(3) The Executive Council may at any stage transfer any case from one Disciplinary Committee to another Disciplinary Committee.

8.02. (1) The functions of the Disciplinary Committee shall be as follows :— Section 49.

(a) to decide any appeal preferred by an employee of the University under Statute 2.07;

(b) to hold inquiry into cases involving disciplinary action against a teacher or the Librarian of the University;

(c) to recommend suspension of any employee referred to in subclause (b) above pending or in contemplation of inquiry against such employee;

(d) to exercise such other powers and perform such other functions as may, from time to time, be entrusted to it by the Executive Council.

(2) In case of difference of opinion among members of the Committee, the decision of the majority shall prevail.

(3) The decision or the report of the Committee shall be laid before the Executive Council as early as possible to enable the Executive Council to take its decision in the matter.*

DEPARTMENTAL COMMITTEES

8.03. There shall be a Departmental Committee in each Department of teaching in the University to assist the Head of the Department appointed under Statute 2.20. Section 49.

8.04. The Departmental Committee shall consist of :— Section 49.

(i) The Head of the Department, who shall be Chairman.

(ii) All Professors in the Department, and if there is no Professor, then all Readers in the Department. ^{11.}

(iii) In a department which has Professors as well as Readers, then two Readers by rotation according to seniority for a period of three years.

(iv) In a Department which has Readers as well as lecturers, then one lecturer and in

a department which has no Readers, then two lecturers, by rotation according to seniority for a period of three years :

Provided that for any matter specifically concerning any subject or speciality, the seniormost teacher of that subject or speciality, if not already included in the foregoing heads, shall be specially invited for that matter.

Section 49.

8.05. The following shall be the functions of the Departmental Committee :—

(i) to make recommendations regarding distribution of teaching work among the teachers of the department;

(ii) to make suggestions regarding co-ordination of the research and other activities in the department;

(iii) to make recommendations regarding appointment of staff in the Department for which the Head of Department is the appointing authority;

(iv) to consider matters of general and academic interest to the department.

Section 49.

8.06. The Committee shall meet at least once in a quarter. The minutes of its meeting shall be submitted to the Vice-Chancellor.

EXAMINATIONS COMMITTEE.

Section 29
& 49 (a).

8.07. The Examinations Committee may, on the recommendation of the person or persons or the sub-committee referred to in sub-section (3) of section 29, debar an examinee from appearing in any future examination or examinations if in the opinion of the Committee, such examinee was guilty of misbehaviour or of using unfair means at any examination conducted by the University.

CHAPTER IX

BOARDS

Section 49.

9.01. The University may in addition to the Boards of Faculties and the Boards of Studies, have the following Board, namely :—

(a) The Board of Students Welfare.

Section 49
& 51.

9.02. The powers, functions and the constitution of the Board of Students Welfare shall be such as may be laid down in the Ordinances.

Provided that the Ordinance, relating to the Board of Students Welfare shall provide for the representation of the students also, and the term of such student representatives shall be one year.

9.03. For so long as the new Board is not constituted in accordance with Statute 9.02, the Board existing on the date immediately before the commencement of these Statutes shall continue to function. Sections 49 & 51.

CHAPTER X.

CLASSIFICATION OF TEACHERS

10.01. There shall be following classes of teachers of the University : Sections 31 & 49 (d).

- (1) Professors,
- (2) Readers, and
- (3) Lecturers.

10.02. Teachers of the University shall be appointed in the subjects on whole-time basis in the scales of pay approved by the State Government : Sections 31 & 49 (d).

Provided that part-time lecturers may be appointed in subjects in which, in the opinion of the Academic Council such lecturers are required in the interest of teaching or for other reasons. Such part-time lecturers may receive salary ordinarily not exceeding one-half of the initial salary of the scale for the post to which they are appointed. Persons working as Research Fellows or as Research Assistants may be called upon to act as part-time lecturers.

10.03. The Executive Council may on the recommendations of the Academic Council, appoint :— Sections 31 & 49 (d).

(1) Professors of academic eminence and outstanding merit on special contract in accordance with the Ordinances in that behalf;

(2) Honorary Emeritus Professors who shall :—

- (a) deliver lectures on special subjects;
- (b) guide research;
- (c) be entitled to be present in meetings of the Board of Faculty concerned and to take part in its discussions but will not have the right of vote;
- (d) be provided with facilities for study and research in the libraries and laboratories of University as far as possible; and
- (e) be entitled to attend all Convocations: Provided that a person shall not, merely by virtue of holding the post of a Professor in the Department as an honorary Emeritus Professor, be eligible to hold any office in the University or in any Authority or Body thereof.

Section 21 (1)
(xvii), 31 &
49 (O).

10.04. Instructors or Teaching Research Assistants may be appointed by the Executive Council on such terms and conditions as may be provided for in the Ordinances.

Sections 31 &
49 (O).

10.05. (a) The Principal and other teachers of affiliated colleges shall be employed on whole time basis in the scales of pay approved by the State Government.

(b) Subject to the provisions of clause (iv) of Statute 20 02, the proportion of part-time teachers shall not exceed at any time one-fourth of the strength of the full time teaching staff in the department concerned :

Provided that where the number of teachers in a department is less than four, the appointment of one part-time teacher may be permitted by the Vice-Chancellor.

Provided further that the proportion of part-time teachers in the Law Department may be one-half of the strength of the full-time teaching staff in the department.*

Section 49 (O).

10.06. No part-time teacher in an affiliated college shall hold any other office in that college.

CHAPTER XI

Part I

QUALIFICATIONS AND APPOINTMENT OF TEACHERS IN THE UNIVERSITY

Section 49.

11.01. (1) In the case of the Faculty of Arts (except the Department of Music) and the Faculties of Commerce and Business Administration and Science the following shall be the minimum qualifications for the post of a Lecturer in the University, namely :

(a) A doctorate degree or research work of an equally high standard in relevant subject; and

(b) consistently good academic record with first or high second class Master's degree, or an equivalent degree of a foreign University in a relevant subject.

(2) In the case of the Department of Music in the faculty of Arts, the following shall be the minimum qualifications for the post of a Lecturer in the University, namely :

* Proviso added by Meerut University (Fourth Amendment) Statutes, 1979 w. e. f. 12.6.1979.

Either—

- (a) consistently good academic record with first or high second class Master's degree, or any equivalent degree or diploma recognised by the University; and
- (b) Two years research or professional experience or creative work and achievement in his field of specialisation or a combined research and professional experience of three years in the field as an artist of outstanding talent.

OR

a traditional or a professional artist with highly commendable professional achievement in the subject concerned.

(3) In the case of the Faculty of Education, the following shall be the minimum qualifications for the post of a Lecturer in the University, namely :

Either—

- (a) a doctorate degree in Education or research work of an equally high standard; and
- (b) consistently good academic record with first or high second class Master's degree or an equivalent degree of a foreign University in a relevant subject.

OR

- (a) a doctorate degree in any University discipline or research work of an equally high standard; and
- (b) consistently good academic record with an M. Phil. degree in Education (which may be acquired while in service) or an equivalent degree of a foreign University.

(4) In the case of the Faculty of law, the minimum qualification for the post of a Lecturer in the University shall be a degree of Master of Laws with consistently good academic record.

(5) If the Selection Committee is of the view that the research work of a candidate as evident either from his thesis or from his published work is of very high standard, it may relax any of the qualifications prescribed in sub-clause (b) of clause (1) or sub-clause (b) of clause (3), as the case may be.

(6) Where in cases referred to in clauses (1) and (3) no candidate possessing doctorate degree or equivalent research work is available or is considered

suitable, a person possessing a consistently good academic record (Weightage being given to M. Phil. or equivalent degree or research work of quality) may be appointed provided he has done research work for at least two years, or has practical experience in a research laboratory or organisation, on the condition that he obtains a doctorate or gives evidence of research work of equivalent high standard within five years of his appointment, failing which he shall not be able to earn future increments until he fulfils the requirements.

(7) For the purpose of this Statute :

(a) marks above the mid-point between the minimum percentage of marks fixed by the University for award of first and second divisions are said to be high second class marks;

(b) a candidate for lecturership in the faculty of Education having obtained either an average of 55 per cent marks in the two examinations prior to Master's degree, that is to say Intermediate and Bachelor's degree examinations, as also in the examination for B. Ed. (irrespective of the marks obtained in any of the three examinations), or 50 per cent marks in each of the three examinations separately is said to have consistently good academic record.

(c) a candidate for lecturership in the Faculty of Law having obtained either an average of 55 per cent marks in the two examinations that is to say examination for LL.B. and examination for any other Bachelor degree (irrespective of the marks obtained in any of the two examinations), or 50 per cent marks in each of the two examinations separately, is said to have a consistently good academic record;

(d) a candidate (other than a candidate for lecturership in the Faculty of Education and the Faculty of Law) having obtained either an average of 55 per cent marks in the two examinations prior to Master's degree that is to say Intermediate and Bachelor's degree examinations (irrespective of the marks obtained in any of the two examinations) or 50 per cent marks in each of the two examinations separately, is said to have consistently good academic record.

11.02. (1) In the case of the Faculty of Arts (except the department of Music), and the Faculties of Commerce, Science, Education and Law, the following shall be the minimum qualifications for the post of

Section 49.

- (a) a Reader in the University, namely : .
- (i) good academic record with a doctorate degree or equivalent published work, and active engagement in research or innovation in teaching methods or production of teaching materials; and
 - (ii) Five years experience of teaching or research including at least three years as Lecturer or in an equivalent position :

Provided that the requirement contained in sub-clause (ii) may be relaxed in the case of a candidate who, in the opinion of the Selection Committee, has outstanding research work to his credit.

- (b) a Professor in the University, namely :

Either :—

Eminent scholar with published work of high quality and active engagement in research and ten years experience of teaching or research and experience of guiding research at doctorate level;

OR

Outstanding scholar with established reputation for significant contribution to knowledge.

(2) In the case of the Department of Music in the Faculty of Arts, the following shall be the minimum qualifications for the post of a Reader in the University, namely :

- (a) Either :—

- (i) consistently good academic record with first or high second class Master's degree, or an equivalent degree or diploma recognised by the University; and
- (ii) two years research or professional experience or creative work and achievement in his field of specialisation or a combined research and professional experience of three years in the field as an artist of outstanding talent.

OR

a traditional or a professional artist with highly commendable professional achievement in the subject concerned; and

(b) five years teaching experience of Degree or Post-graduate class in the subject.

Section 49.

11.03. No selection of a teacher made between August 1, 1975 and October 20, 1975 on the basis of the U. P. State Universities First Statutes (Age of Superannuation, Scales of Pay and Qualifications of Teachers) 1975, referred to in clause (2) of Statute 1.02 as they stood before their amendment by notification no. 7251/XV 10—75 60 (115)-73, dated October 20, 1975, shall be affected by these Statutes.

Section 31 & 49 (d).

11.04. The advertisement of vacancy referred to in section 31 (10) shall ordinarily allow at least three weeks time, from the date of the issue of newspapers in which the advertisement is published, to the candidates to apply for the vacancy.

Section 31 [9] & 49 [d]

11.05 (1) Meetings of the Selection Committee for appointment of teachers in the University shall be convened under the orders of the Vice-Chancellor.

(2) The Selection Committee shall not consider the name of a person for appointment as teacher of the University unless he applies for it :

Provided that in the case of appointment of a Professor, the Committee may, with the approval of the Vice-Chancellor, consider the names of persons who have not applied.

(3) A member of the Selection committee shall withdraw, from a meeting of the Committee or of the Executive Council, as the case may be, if the question of appointment of any of the relatives (as defined in the Explanation to section 20) of such member is being or is likely to be considered at such meeting.

Sections 30 & 31.

11.06 (1) If the Selection Committee recommends more than one candidate for appointment, it may in its discretion arrange their names in order of preference. Where the committee decides to arrange the names in order of preference, it shall be deemed to have signified that in the event of the first being not available, the second may be appointed, and in the event of the second also being not available, the third may be appointed, and so on.

(2) The Selection Committee may recommend that no suitable candidate for appointment is available. In such a case, the post shall be re-advertised.

Section 49 [d]

11.07. The recommendations of the Selection Committee and proceedings of the Executive Council pertaining thereto shall be treated as strictly confidential.

11.08. If the work and conduct of a teacher appointed under section 31 (2)—

(i) is considered satisfactory, the Executive Council may at the end of period of probation (including the extended period, if any) confirm the teacher :

(ii) is not considered satisfactory, the Executive Council may terminate the services of the teacher in accordance with the provisions of section 31 during or on the expiry of the period of probation (including the extended period, if any).

11.09 The Selection Committee shall meet at the Headquarters of the University.

11.10 Members of the Selection Committee shall be given not less than fifteen days notice of the meeting reckoned from the date of despatch of such notice. The notice shall be served either personally or by registered post,

11.11. At least fifteen days notice reckoned from the date of despatch shall be given to the candidates prior to the meeting of the Selection Committee. The notice shall be served either personally or by registered post.

11.12 The travelling and daily allowances of the members of the Selection Committee shall be paid by the University at the rates prescribed by Ordinances.

11.12 A- In very special circumstances and on the recommendation of the Selection Committee, the Executive Council may allow, up to five advance increments, at the time of initial appointment, to such teachers as possess exceptionally high academic attainment and experience. If in any case it is necessary to give more than five advance increments, prior approval of the State Govt. shall be obtained before making the appointment.

11.12-B. (1) Notwithstanding anything to the contrary contained in Statute 11.02 or in any other Statute the following categories of teachers of the University shall be eligible for personal promotion to the post of Readers or Professors, as the case may be :

Readers post—

(i) Lecturers who are Ph. D. and have put in at least 13 years full-time continuous service, as such.

(ii) Lecturers, who are not Ph. D. but have put in

at least 16 years full-time continuous service, as such.

Professor's post—

Readers who have put in at least 10 years full time continuous service as such.

Explanation—Reader shall mean a teacher who has worked as Reader in a University.

(2) The service, referred to in clause (1), must have been rendered on an approved post—

- (i) in permanent, temporary or *ad hoc* capacity;
- (ii) in this University or in any other University,

Post-graduate or Under-graduate college or Institute, so however that at least five years permanent service must have been rendered in this University after regular selection through the selection committee constituted under clause (a) of sub-section (4) of section 31 of the Act.

(3) The teacher of the University who is eligible for personal promotion shall submit a Self-Assessment Report in the proforma given in Appendix E, containing information relating to his satisfactory work, to the Registrar.

Explanation—Satisfactory work shall mean the work done with reference to the work expected from a teacher of the University under University Regulations, Statutes or Ordinances.

(4) The Selection Committee, constituted under clause (a) of sub-section (4) of section 31 of the Act shall consider the Self-Assessment Report, Service Record (including Character Rolls) and such other relevant records as may be placed before, or as considered necessary, by it. The meeting of the Selection Committee for considering cases of personal promotion shall be held at least once every year.

Part II
QUALIFICATIONS AND APPOINTMENT
OF TEACHERS IN THE AFFILIATED
COLLEGES

11.13 (1) In the case of any college affiliated to the University, the following shall be the minimum qualifications for the post of a Lecturer in the Faculty of Agriculture, Faculty of Arts (except the Department of Music), the Faculty of Commerce and the Faculty of Science, namely : Section 49.

- (a) an M. Phil. degree or a recognised degree beyond the Masters level or published work indicating the capacity of the candidate for independent research work ; and
- (b) consistently good academic record with at least first or second class Master's degree or an equivalent degree of a foreign University, in a relevant subject.

(2) In the case of any college affiliated to the University, the following shall be the minimum qualifications for the post of a Lecturer in the Faculty of Education :

- (a) an M. Phil degree or a recognised degree beyond the Master's level or published work indicating the capacity of the candidate for independent research work; and
- (b) a consistently good academic record with at least first or high second class Master's degree in Education and also Master's degree or an equivalent degree of a foreign University, in a relevant subject.

(3) In the case of any college affiliated to the University, the following shall be the minimum qualifications for the post of a Lecturer in the Department of Music in the Faculty of Arts, namely :

Either—

- (a) consistently good academic record with first or high second class Master's degree or an equivalent degree or diploma recognised by the University, in a relevant subject; and
- (b) two years research or professional experience or evidence of creative work and achievement in his field of specialisation or a combined research and professional experience of three years in the field as an artist of outstanding talent

Or—

a traditional or a professional artist with highly commendable professional achievement in the subject concerned.

(4) In the case of any college affiliated to the University, the minimum qualifications for the post of a Lecturer in the Faculty of Law shall be a degree in Master of Laws with consistently good academic record.

(5) If the Selection Committee is of the view that the research work of a candidate as evident either from his thesis or from his published work is of a very high standard, it may relax any of the qualifications prescribed in sub-clause (b) of clause (1), or sub-clause (b) of clause (2), as the case may be.

(6) Where no candidate possessing the qualification prescribed in sub-clause (a) of clause (1) or sub-clause (a) of clause (2) is available or considered suitable the college, on the recommendation of the Selection Committee, may appoint a person possessing a consistently good academic record on the condition that he obtains such qualifications within five years of his appointment, failing which he shall not be able to earn future increments until he fulfils the requirements.

(7) for the purpose of this Statute :

(a) the expression high second class marks shall have the same meaning as given to it in sub-clause (a) of clause (7) of Statute 11.01 :

(b) the expression consistently good academic record in relation to the Faculty of Education or Faculty of Law or other Faculties shall have the same meaning as given to it in sub-clause (b) or sub-clause (c) or sub-clause (d) of clause (7) of Statute 11.01, as the case may be.

(8) Where a confirmed teacher of an associated or affiliated college of this or any other University, having at least five years teaching experience who fulfilled the qualifications prescribed in the Statutes or Ordinance of this or as the case may be of any other University at the time of his initial appointment to the post of a Lecturer in that college, is a candidate for the post of a lecturer in any other affiliated college of this University, or after retrenchment from any college of this or any other University, where he served, a candidate for the post of lecturer in the same or any other affiliated college of this University the qualifications

laid down in this Statute shall not be insisted upon in this respect and he will be deemed to possess the requisite qualifications for such appointment.

11.14. In the case of any college affiliated to the University, the following shall be the minimum qualifications for the post of Principal for a—

Section 49

(1) *Degree College—*

(a) a consistently good academic record (that is to say, the overall record of all assessment throughout the academic career of a candidate) with first high second class (that is to say, with an aggregate of more than 54 percent marks) Master's degree or an equivalent degree of a foreign University in one of the subjects taught in the college or in a subject allied or inter-connected there with* and

(b) a doctorate degree in one of the subjects taught in the college, with 7 years experience of teaching degree classes :

Provided that if a candidate possesses 12** years or more experience of teaching Degree classes or 7** years or more experience of teaching post graduate classes or if he is or has been a confirmed Principal of four years or more standing of any degree college, the Selection Committee may relax the requirement of doctorate degree.

*Provided that in the case of a person appointed under this provision before June 30, 1979, his future increments shall not be withheld, unless he fails to fulfill the requirements by June 30, 1984.***

*Provided further that if the Selection Committee is of the view that the research work of a candidate as evident either from his thesis or from his published work is of a very high standard, it may relax any of the qualifications prescribed in sub-clause (a).****

(2) *Post-graduate College—*

(a) a consistently good academic record (that is to say, the overall record of all assessments through out the academic career of a candidate) with first or high second class (that is to say, with an aggregate of more than 54 percent marks) Master's degree or an equivalent degree of a foreign University in one of the subjects taught in the college; and

* Meerut University (fifth amendment) Statutes 1980 w.e.f. 9-9-1980.

** Meerut University (seventh amendment) Statutes 1980 w.e.f. 25-11-1980.

*** Meerut University (Tenth amendment) Statutes, w.e.f. 29-5-1982.

**** Meerut University (sixth Amendment) Statutes, 1980 w. e. f. 6-10-80.

(b) a doctorate Degree in one of the subjects taught in the college, with 7 years experience of teaching post-graduate classes or five years experience of Principalship of a degree college :

Provided that if a candidate possesses 10 years experience of teaching post graduate classes or 20 years or more experience of teaching degree classes or seven years experience of Principalship of a degree College or if he is or has been confirmed Principal of five years or more standing of any post-graduate college, the Selection Committee may relax the requirement of doctorate degree.

Provided further that if the Selection Committee is of the view that the research work of a candidate as evident either from his thesis or from his published work is of a very high standard it may relax any of the qualifications prescribed in sub-clause (a)".

Section 31 &
49 (o)

11.15. The provisions of Statutes 11.03 to 11.11 (excepting Statutes. 11.08) shall *mutatis mutandis* apply in case of appointment of Principals and teachers of affiliated colleges as they apply to the teachers of the University.

Section 31 &
49 (o).

11.16. The travelling and daily allowances of the members of the Selection Committee for the appointment of Principals and teachers of affiliated colleges shall be borne by the college concerned.

CHAPTER XII

CONSTITUENT COLLEGE

Section 41.

12.01. The Lal Lajpat Rai Memorial Medical College, Meerut maintained by the State Government, shall be the Constituent College of the University.

CHAPTER XIII

AFFILIATED COLLEGES

Section 37.

13.01. The list of colleges affiliated to the University as on the date of the publication of these Statutes is given in Appendix 'E'.

AFFILIATION OF NEW COLLEGES

Section 37 &
49 (m).

13.02. Every application for affiliation of a College shall be made so as to reach the Registrar not less than 12 months before the commencement of the session in respect of which the affiliation is sought :

Provided that the Chancellor may, in special circumstances reduce the said period in the interest of higher education to such extent as he may deem necessary.

13.03. Every application for affiliation of a college shall be accompanied by a Bank Draft payable to the University, for a sum of Rs. 2,000 which will be non-refundable. Section 37 & 49 (m).

13.04. Before an application for affiliation is placed before the Executive Council, the Vice-Chancellor must be satisfied with regard to the following particulars, namely,— Section 37 & 49 (m).

(a) that the provisions of Statutes 13.05, 13.06 and 13.07 have been complied with ;

(b) that the institution satisfies the demand for higher education in the locality ;

(c) that the Management concerned has provided or has adequate financial resources to provide for—

(i) suitable and sufficient building ;

(ii) adequate library, furniture, stationery, equipments and laboratory facilities ;

(iii) two hectares of land (excluding covered area) ;

(iv) facilities for health and recreation of the students ;

(v) payment for salary and other allowance to the employees of the college for at least three years.

13.05. The constitution of the Management of every college shall provide that— Section 37 & 49 (m).

(a) the Principal of the College shall be *ex-officio* member of the Management ;

(b) twenty five per centum of the members of the Management, are teachers (including the Principal) ;

(c) the teachers (excluding the Principal) referred to in clause (b) are such members for a period of one year by rotation in order of seniority ;

(cc) one member of the Management shall be from the non-teaching class III employees of the College selected for a period of one year by rotation in order of seniority*.

(d) subject to the provisions of clause (c) no two members of the Management shall be related to each other within the meaning of the Explanation to Section 20 ;

(e) no change in the said constitution shall

* Inserted Meerut University (Fifth Amendment) Statutes 1980 w.e.f. 29-1980.

be made except with the prior permission of the Vice-Chancellor ;

(f) if any question arises whether any person has been duly chosen as, or is entitled to be a member or office-bearer of the Management or whether the Management is legally constituted, the decision of the Vice-Chancellor shall be final;

(g) the college is prepared to place before any person or persons authorised by the Vice-Chancellor or before the Panel of Inspectors appointed by the University all original documents pertaining to income and expenditure of the college including the accounts of the Society, Trust, Board or Parent body under which may be operating.

(h) the income from the Endowment Funds referred to in Stute 13.06 shall be available for the maintenance of the College.

Section 37 &
49 (m).

13.06. (1) For every college (other than a college exclusively maintained by the State Government or by a local authority), there shall be a separate endowment fund which shall be pledged with the Registrar of the University and which shall not be alienated so long as the college continues to exist, of the value of—

(i) Rs. 2.5 lakhs in the case of a college applying for affiliation in—Arts.

(ii) Rs. 2.5 lakhs in the case of a college applying for affiliation in—Commerce.

(iii) Rs. 2.5 lakhs in the case of a college applying for affiliation in—Education.

(iv) Rs. 2.5 lakhs in the case of a college applying for affiliation in—Law.

(v) Rs. 3 lakhs in the case of a college, applying for affiliation in—Science

(vi) Rs. 3 lakhs in the case of a college applying for affiliation in - Agriculture to be provided exclusively for degree classes.

(2) If the college wants affiliation upto post-graduate standard, additional Endowment Fund of the value of Rs. 20,000 per subject in the case of Arts, Commerce, Education or Law and Rs. 30,000 per subject in the case of Science or Agriculture shall have to be provided for.

(3) Such Endowment Funds shall be invested in Fixed Deposit Account of a Scheduled Bank or in such other manner as the University may direct.

13.07. A college seeking affiliation in any course requiring laboratory work shall further satisfy the University that—

(a) separate laboratories as provided in each branch of Science and that each of them is suitably equipped, and

(b) sufficient and suitable apparatus and equipment are provided for the carrying of experimental work.

13.08. If the Vice-Chancellor is satisfied with regard to matters in the preceding Statutes, the application shall be placed before the Executive Council which shall appoint a Panel of Inspectors to inspect the college and make a detailed report on all relevant matters. The Panel so appointed shall include the Regional Deputy Director of Education in the case of a boys' or co-educational college and the Regional Inspectress in the case of Girls' college.

13.09. Ordinarily all inspections shall be completed within 4 months of the receipt of an application for affiliation. No application for affiliation shall be granted by the Executive Council unless it is satisfied about the financial soundness and of the available resources of the college proposed to be affiliated on the report of the panel of Inspectors. The process of grant or refusal of application should ordinarily be completed before 15th May of the year in which it is proposed to start the classes.

13.10. Where the affiliation to a college is granted subject to certain conditions, the college, shall not admit or register students unless the Vice-Chancellor after due inspection has issued a certificate that the conditions imposed by the University have been duly fulfilled. If there are practical difficulties for the Vice-Chancellor to inspect the college personally, he may nominate a qualified person or persons to inspect the college concerned.

AFFILIATION OF COLLEGES FOR NEW DEGREES OR ADDITIONAL SUBJECTS

13.11. Every application from an affiliated college for starting courses of instructions for a new degree or in new subjects shall be made so as to reach the Registrar before the 15th of August of the year preceding the one in which it is proposed to start such courses.

13.12. Each college applying for affiliation for a new degree or a new subject, shall remit with its application a sum of Rs. 200 for each subject with a minimum of Rs. 400 and a maximum of Rs. 1,000 which will be non-refundable.

Sections 37
& 49 (m).

13.13. No application for affiliation in a new subject shall be considered unless the Registrar gives a certificate in writing that the conditions of affiliation and of previous affiliation have been fulfilled in total.

Sections 37
& 49 (m).

13.14. If the Vice-Chancellor is satisfied in regard to the need for such affiliation and if the college has fulfilled and continues to fulfil all conditions of previous affiliation the application shall be placed before the Executive Council which shall appoint a Panel of Inspectors and the provisions of Statute 13.08 shall apply.

Section 37 &
49 (m).

13.15. Ordinarily, all inspections referred to in Statute 13.14 shall be completed by the end of October, to enable the Executive Council of the University to scrutinise the reports of inspection well in time.

Section 37
and 49 (m).

13.16. Restrictions imposed by Statute 13.10 shall apply to an Affiliated College applying for affiliation for new degree or additional subjects.

Section 37
and 49 (m).

13.17. Every affiliated college shall strictly observe the rules laid down by the University regarding admission to colleges, residence and discipline of students.

Section 37
and 49 (m).

13.18. Every affiliated college shall make available to the University its buildings, libraries and laboratories with their equipments and appurtenances and also the services of such of its teaching and other staff as may be necessary for the purposes of conducting the University examinations.

Section 37
and 49 (m).

13.19. Every affiliated college shall have on its staff teachers having such qualifications who shall be given such grades of pay, and be governed by such other conditions of services as may be laid down from time to time in the Ordinances or in the orders of the State Government in that behalf :-

Provided that no Ordinance relating to grades of pay and qualifications shall be made without the prior approval of the State Government.

Section 37
and 49 (m).

13.20. When the office of the Principal of an affiliated college falls vacant, the Management may appoint any teacher to officiate as Principal for a period of three months or until the appointment of a regular Principal, whichever is earlier. If on or before the expiry of the period of three months, any regular Principal is not appointed, or such a Principal does not assume office, the senior-most teacher in the college shall officiate as Principal of such college until a regular Principal is appointed.

Section 37
and 49 (m).

13.21. Every affiliated college shall observe the conditions set out in Statutes 13.04 to 13.07 :

Provided that in the case of a college affiliated before the commencement of these Statutes, the Vice-Chancellor may require the Management of such college to fulfil and observe such of the conditions set out in Statutes 13.04, 13.06 and 13.07 which the Vice-Chancellor considers reasonable:

Provided further that if the Management of such college fails to comply with the requirements issued under the preceding proviso within the time specified by the Vice-Chancellor, the Vice-Chancellor may take steps for the withdrawal of the affiliation in accordance with Statutes 13.28 to 13.32.

13.22. Every affiliated college shall by 15th August every year submit to the Registrar a certificate from the Principal that the conditions laid down for affiliation have continued to be fulfilled. Section 37 and 49 (m).

13.23. Every affiliated college shall maintain the registers required for affiliated college, and shall submit returns from time to time to the Registrar in such forms as may be required by the University. Section 37 and 49 (m).

13.24. (1) Where the Executive Council or the Vice-Chancellor causes any affiliated college to be inspected it or he may communicate to the college the result of such inspection together with its or his views thereon and direct the Management regarding the action to be taken. Section 37 and 49 (m).

(2) Where the Management of an affiliated college does not take action to the satisfaction of the Executive Council, or the Vice-Chancellor the Council may, either on its own motion or on a report to that effect received from the Vice-Chancellor after considering any explanation furnished or representation made by the Management issue such directions as it may think fit, and the Management shall comply with such direction, failing which the Executive Council may proceed to take action under or in accordance with Statute 13.31:

13.25. Information regarding all posts in the teaching staff of the college that fall vacant temporarily within 15 days of their falling vacant. Section 37 and 49 (m).

13.26. The number of students in a class or section in an affiliated college shall not, except with the previous permission of the Vice-Chancellor, exceed 60 for purposes of lectures in the class room but in no case, shall exceed 80. Section 37 and 49 (m).

13.27. Before a new section in any class is opened by any college, full information regarding additional staff required (together with their qualifications and salaries, time-table for the new section, Section 37 and 49 (m).

accommodation available and provision for additional equipment and Library facilities), shall be sent to the University and prior permission of the Vice-Chancellor be obtained.

WITHDRAWAL OF AFFILIATION

Section 37 (8) and 49 (m). 13.28. Continuance of affiliation shall depend on continued fulfilment of conditions laid down by the University.

Section 37 (8) and 49 (m). 13.29. An affiliated college shall be deemed to have been dis-affiliated if it fails to send up any candidate for an examination conducted by the University for three successive years.

Section 37 (8) and 49 (m). 13.30. The Executive Council may direct a college not to admit students to a particular class if the conditions laid down for starting the class have in the opinion of the Executive Council been disregarded by the college concerned. The classes may, however, be restarted with the prior permission of the Executive Council when the conditions are fulfilled to its satisfaction.

Section 37 (8) and 49 (m). 13.31. If a college disregards the requirements of the University regarding the fulfilment of the conditions of affiliation and fails to fulfil the conditions in spite of notice issued by the University, the Executive Council may with the previous sanction of the Chancellor, suspend the affiliation till the conditions are fulfilled to the satisfaction of the Executive Council.

Section 37 (8) and 49 (m). 13.32. (1) The Executive Council may with the prior sanction of the Chancellor, deprive an affiliated college of the privileges of affiliation either wholly or for any degree or subject, if it fails to comply with the directions of the Executive Council or to fulfil the conditions of affiliation or for gross mismanagement, or if for any other reason the Executive Council is of opinion that the college should be deprived of such affiliation.

(2) If the salaries of the staff are not paid regularly, or if the teachers are not paid their salaries to which they were entitled under the Statutes or the Ordinances, the college concerned, would be liable to withdrawal of affiliation within the meaning of this Statute.

Section 37 (8) and 49 (m). 13.33. The Executive Council shall, before taking any action under the preceding Statute call upon a college to take, within a specified period, such action as may appear to be necessary in respect of

any of the matters referred to in the conditions of affiliation.

13.34. Whenever there is a dispute regarding the management of an affiliated college, persons found by the Vice-Chancellor to be in actual possession and control of the college properties may, for purposes of the Act and these Statutes be recognised to constitute the Management of such college until a court of competent jurisdiction orders otherwise : Section 49(o).

Provided that the Vice-Chancellor shall before making an order under this Statute, afford an opportunity to the rival claimants to make written representations.

Explanation—In determining the question as to who is in actual possession and control of the college properties the Vice-Chancellor shall have regard to the control over the funds of the Institution and over the actual administration, the receipt of the income from the property of the Institution and to other relevant circumstances which might have bearing on the question to be determined.

FINANCE, AUDIT AND ACCOUNTS

13.35. (a) The Management of each affiliated college shall be assisted by a Finance Committee which shall consist of— Section 49.

(i) the President or the Secretary of the Management, who shall be the Chairman ;

(ii) two other members elected by the Management from amongst themselves ;

(iii) the Principal (*ex-officio*) ;

(iv) the senior-most teacher-member of the Management (*ex-officio*) ;

(b) The Principal of the College shall be the Secretary of the Finance Committee and be entitled to convene its meeting.

13.36. The Finance Committee shall prepare the annual budget of the college (except of the Student Funds) which shall be placed before the Management for their consideration and approval. Section 49.

13.37. New expenditure, not already included in the budget of the college shall not be incurred without references to the Finance Committee. Section 49.

13.38. The recurring expenditure provided in the budget shall be controlled by the Principal subject to any specific directions that may be given by the Finance Committee. Section 49.

Section 49. 13.39. All Students' Funds shall be administered by the Principal assisted by different committees such as Games and Sports Committee, Magazine Committee, Reading Room Committee, and the like which shall include representatives of students of the college concerned.

Section 49. 13.40. Accounts of the Students' Funds shall be audited by a qualified auditor appointed by the Management not from amongst its members. The audit fees will be a legitimate charge on the Students' Funds of the college. The audit reports shall be placed before the Management.

Section 49. 13.41. The Students' Funds and the fee income from the Hostels shall not be transferred to other fund and no loan shall be taken from these funds for any purpose whatsoever.

CHAPTER XIV CONFERRMENT AND WITHDRAWAL OF DEGREE AND DIPLOMAS

Sections 7(6)
10(2) and 49(h) 14.01. (1) The Degree of Doctor of Letters (D. Litt.) or Mahamahopadhyaya. *Honoris Causa* may be conferred upon such persons as have contributed substantially to the advancement of Literature, Philosophy, Art, Music, Painting or any other subject assigned to the faculty of Arts, or for conspicuous services rendered by them to the cause of education.

(2) The degree of Doctor of Science (D.Sc.) *Honoris Causa*, may be conferred upon such persons as have contributed substantially to the advancement of any branch of science or technology or to planning, organising or developing scientific and technological institutions in the country.

(3) The degree of Doctor of Laws (LL.D.) *Honoris Causa* may be conferred upon persons, who are distinguished lawyers, judges or jurists or statesmen who have made noteworthy contribution to the public good.

Sections 7(7)
10(2) & 49(h) 14.02. The Executive Council may, *suo motu* or on the recommendation of the Academic Council by a resolution passed by a majority of its total membership and also of not less than two thirds of the members present and voting submit a proposal for conferment of honorary degree, to the Chancellor for confirmation under section 10 (2) :

Provided that no such proposal shall be submitted in respect of a person who is a member of any authority or body of the University.

14.03. Before taking any action under section 67 for the withdrawal of any degree, diploma or certificate conferred or granted by the University, the person concerned shall be given an opportunity to explain the charges against him. The charges framed against him shall be communicated by the Registrar by registered post and the person concerned shall be required to submit his explanation within a period of not less than fifteen days of the receipt of the charges. Sections 49(1) and 67.

14.04. Every proposal for the withdrawal of an honorary degree shall require previous sanction of the Chancellor. Section 49(1) and 67.

CHAPTER XV CONVOCATION

15.01. (1) A Convocation for conferring its degrees, diplomas and other academic distinctions may be held by the University not more than once in a year of such date and at such time as the Executive Council may appoint. Section 49 (r)

(2) A special convocation may be held by the University with the prior approval of the Chancellor.

(3) The convocation shall consist of the persons specified in sub-section (1) of section 3 as constituting the body corporate of the University.

15.02. A local convocation may be held at each affiliated college on such date and such time as the Principal may with the prior approval of the Vice-Chancellor in writing, appoint. Section 49(r).

15.03. Combined convocations may be held by two or more colleges in the manner prescribed in Statute 15.02. Section 49 (r).

15.04. The procedure to be observed at the convocations referred to in this Chapter and other matters connected therewith shall be such as may be laid down in the Ordinances. Section 49 (r).

15.05. Where the University, or any affiliated college does not find it convenient to hold convocation in accordance with Statute 15.01 to Statute 15.04, the degrees, diplomas and other academic distinctions may be despatched to the candidates concerned by registered post. Section 49 (r).

CHAPTER XVI

Part I

CONDITIONS OF SERVICE OF TEACHERS OF UNIVERSITY

16.01. Except in the case of an appointment referred to in Statute 10.03 (1) or appointment under Section 49 (d).

section 31 (3) in a vacancy caused by the grant of leave to a teacher for a period not exceeding 10 months or of an appointment under section 13 (6), teachers of the University shall be appointed on a written contract in the form set out in Appendix 'B'.

Section 49 (d). 16.02. A teacher of the University shall at all times maintain absolute integrity and devotion to duty and shall observe the code of conduct as set out in Appendix C, which shall form part of the agreement to be signed by the teacher at the time of appointment.

Section 49 (d). 16.03. A breach of any of the provisions of the Code of Conduct as set out in Appendix C shall be deemed to be a misconduct within the meaning of Statute 16.04 (1).

Section 49 (d). 16.04. (1) A teacher of the University may be dismissed or removed or his services terminated on one or more of the following grounds—

- (a) willful neglect of duty ;
- (b) misconduct;
- (c) breach of any of the terms of contract of service;
- (d) dishonesty connected with the University Examinations;
- (e) scandalous conduct or conviction for an offence involving moral turpitude;
- (f) physical or mental unfitness;
- (g) incompetence;
- (h) abolition of the post.

(2) Except as provided by section 31 (2), not less than three months notice (or where notice is given after the month of October then three months notice or notice ending with the close of the session, whichever is longer) shall be given on either side for terminating the contract, or in the lieu of such notice, salary for three months (or such longer period as aforesaid) shall be paid or refunded as the case may be.

Provided that where the University dismisses or removes or terminates the services of a teacher of the University under clause (1), or when the teacher terminates the contract for breach of any of its terms by the University, no such notice shall be necessary.

Provided further that the parties will be free to waive the condition of notice in whole or in part by mutual agreement.

Section 32(2). & 49 (d). 16.05. The original contract of appointment referred to in section 32 shall be lodged with the

Registrar for registration within three months of the date of appointment.

16.06. (1) No order dismissing, removing or terminating the services of a teacher of the University on any ground mentioned in clause (1) of Statute 16.04 (except in the case of a conviction for an offence involving moral turpitude or of abolition of post), shall be passed unless a charge has been framed against the teacher and communicated to him with a statement of the grounds on which it is proposed to take action and he has been given adequate opportunity—

Section 21(1)
(XVII)&49[d].

- (i) of submitting a written statement of his defence;
- (ii) of being heard in person, if he so desires; and
- (iii) of calling and examining such witnesses in his defence as he may desire :

Provided that the Executive Council or an officer authorised by it to conduct the enquiry may, for sufficient reasons to be recorded in writing refuse to call any witness.

(2) The Executive Council may, at any time ordinarily within two months from the date of the Inquiry Officer's report pass a resolution dismissing or removing the teacher concerned from service or terminating his services mentioning the grounds of such dismissal, removal or termination.

(3) The resolution shall forthwith be communicated to the teacher concerned.

(4) The Executive Council may, instead of dismissing, removing or terminating the services of the teacher, pass a resolution inflicting one or more of the lesser punishments, namely, reducing the pay of the teacher for a specified period not exceeding three years, stopping increments of his salary for a specified period and depriving the teacher of his pay (but not the subsistence allowance) during the period of his suspension, if any.

16.07. (1) The Disciplinary Committee referred to in Statute 8.01 may recommend the suspension of a teacher during the pendency or in contemplation of an inquiry into charges against him, on the grounds mentioned in sub-clauses (a) to (e) of clause (1) of Statute 16.04. The order of suspension if passed in

Sections 21(1)
(XVII)&49(d).

contemplation of an enquiry shall cease at the end of four weeks of its operation unless the teacher has in the meantime been communicated the charge or charges on which the inquiry was contemplated.

(2) A teacher of the University shall be deemed to have been placed under suspension—

(a) with effect from the date of his conviction, if in the event of a conviction for an offence, he is sentenced to a term of imprisonment exceeding 48 hours and is not forthwith dismissed or removed consequent to such conviction ;

(b) in any other case, for the duration of his detention, if he is detained in custody, whether the detention is for any criminal charge or otherwise.

Explanation—The period of 48 hours referred to in sub-clause (a) of this clause, shall be computed from the commencement of the imprisonment after the conviction and for this purpose, intermittent periods of imprisonment, if any, shall be taken into account

(3) Where the order of dismissal or removal from service of a teacher of the University is set aside or declared or rendered void in consequence of any proceedings under the Act or these Statutes or otherwise, and the appropriate officer, authority or body of the University decides to hold a further inquiry against him, then if the teacher was under suspension immediately before such dismissal or removal, the suspension order shall be deemed to have continued in force on and from the date of the original order of dismissal or removal.

(4) During the period of his suspension, the teacher of the University shall be entitled to get subsistence allowance in accordance with the provisions of Chapter VIII of Part II of the U. P. Government's Financial Hand Book, Volume II (as amended from time to time) which shall *mutatis mutandis* apply.

Sections 21(1)
(XvII)&49(d).

16.08. In computing the maximum period for purposes of clause (2) of Statute 16.06 or clause (1) of Statute 16.07, the period during which a stay order from any court of law is in operation, shall be excluded.

Section 34 (1)

16.09. No teacher of the University shall draw for any duties performed in connection with any

examination referred to in Section 34 (1) in any calendar year, any remuneration in excess of one-sixth of the aggregate of his salary in that calendar year or three thousand rupees, whichever is less.

16.10. Notwithstanding anything contained in Section 49 (d), these Statutes—

(i) a teacher of the University who is a member of Parliament or State Legislature shall not, throughout the term of his membership, hold any administrative or remunerative office in the University ;

(ii) if a teacher of the University is holding any administrative or remunerative office in the University from before the date of his election or nomination as a member of Parliament or the State Legislature, then he shall cease to hold such office with effect from the date of such election or nomination or with effect from the commencement of these Statutes, whichever is later ;

(iii) a teacher of the University who is elected, or nominated to Parliament or the State Legislature, shall not be required to resign or to take leave from the University for the duration of his membership or, except as provided by Statute 16.11 for attending the meeting of any House or Committee thereof.

Explanation—The membership of any authority or body of the University or the Deanship of a faculty or the Principalship of any college shall not be deemed to be an administrative or remunerative office for the purposes of this Statute.

16.11. The Executive Council shall fix a minimum number of days during which such teacher shall be available in the University for his academic duties ;

Provided that where a teacher of the University is not so available because of the sessions of the Parliament or the State Legislature, he shall be treated on such leave, as may be due to him, and if no leave is due, then on leave without pay.

Part II

LEAVE RULES FOR TEACHERS OF THE UNIVERSITY

16.12. Leave shall be of the following categories :

- (a) casual leave;
- (b) privilege leave;
- (c) sick leave:

- (d) duty leave;
- (e) long term leave;
- (f) extraordinary leave;
- (g) maternity leave.

Section 49 (d) 16.13. Casual leave shall be on full pay for not more than seven days in a month or 14 days in a session and shall not accumulate. It will not ordinarily be combined with holidays, but in special circumstances the Vice-Chancellor may waive this condition for reasons to be recorded in writing.

Section 49 (d). 16.14. Privilege leave shall be on full pay for ten working days in a session and may accumulate up to 60 working days.

Section 49 (d). 16.15. Sick leave shall be on the difference between the current rate of pay and the total cost of the leave arrangements if any, with a minimum of half pay, for one month in a session and shall not accumulate.

Section 49 (d). 16.16. Duty leave up to 15 working days shall be on full pay for attending meetings of any of the University bodies, *ad hoc* Committees and Conferences of which a teacher may be *ex-officio* member or to which he may have been nominated by the University and for conducting examinations of the University.

Section 49 (d). 16.17. Long-term leave, which shall be on half pay for one month in a session, and may accumulate upto twelve months may be granted for reasons such as prolonged illness, urgent affairs, approved studies or preparatory to retirement :

Provided that such leave can be granted only after five years of continuous service except in the case of prolonged illness .

Provided further that in case of prolonged illness, the leave may, at the discretion of the Executive Council, be on full pay for a period not exceeding six months.

Provided also such teachers as are selected for Teachers Fellowship by the University Grants Commission or for training or study in a foreign country under any other scheme sponsored by the Commission, may be granted leave on full pay for the duration of such fellowship, training or study on such terms and conditions as may be specified by the State Government.

16.18. Extraordinary leave shall be without pay. Section 49 (d). It may be granted for such reasons as the Executive Council may deem fit for a period exceeding three years initially but may be extended for a period not exceeding two years under special circumstances except in the circumstances mentioned in Statute 16.10.

Explanation 1. A teacher who holds a permanent post or who being permanent on a lower post has been officiating on a higher post for more than three years, shall subject to the concurrence of the State Government, be entitled to count the period of extraordinary leave sanctioned for undertaking higher scientific and technical studies towards his increment in the time scale.

Explanation 2. Subject to the concurrence of the State Government, a teacher who holds a temporary post and has been sanctioned such leave shall, on return from such leave be entitled to get his pay fixed in accordance with Fundamental Rule 27 of the Financial Handbook, Volume II, Parts II to IV at such stage in the time scale as he would have got had he not proceeded on such leave provided that the study for which such leave was sanctioned was in the public interest.

16.19. Maternity leave on full pay to female teachers for a period which may extend up to three months from the date of its commencement or to six weeks from the date of confinement, whichever, is earlier :

Provided that such leave shall not be granted for more than three times in the entire service of the teacher.

16.20. Leave cannot be claimed as a matter of right. If the exigencies of the occasion demand, the sanctioning authority may refuse leave of any kind and may even cancel the leave already granted.

16.21. Sick leave or long term leave on account of prolonged illness can be granted, on the production of a medical certificate from a registered medical practitioner. In case of such leave exceeding 14 days the Vice-Chancellor shall be competent to call for a second certificate of a Registered Medical Practitioner approved by him.

16.22. The authority competent to grant leave will be the Vice-Chancellor except in the case of long

term leave and extraordinary leave, which will be granted by the Executive Council.

Part III

AGE OF SUPERANNUATION

Sections 49

16.23. In this Part, the expression 'new scale of pay' means the scale of pay admissible to a teacher in accordance with the G. O. no. Shiksha XI-9045/XV-(7)-73, dated December 28, 1974 as amended from time to time.

Section 49.

16.24. (1) The age of superannuation of a teacher of that University governed by the new scale of pay shall be sixty years.

(2) The age of superannuation of a teacher of the University not governed by the new scale of pay shall be sixty years.

(3) No extension in service beyond the age of superannuation shall be granted to any teacher after the date of commencement of these Statutes :

Provided that a teacher—

(i) Whose date of superannuation does not fall on June 30 ;

(ii) Whose date of birth is July 1 and who having been employed from before the commencement of these Statutes continues to be in service as such on the date of commencement of the Meerut University (Twenty second Amendment) First Statutes, 1985 : shall continue in service till the end of the academic session, that is, June 30 following, and will be treated as on re-employment from the date immediately following his superannuation till June 30, following.

Provided further that such physically and mentally fit teachers shall be reappointed for a further period of one year, after June 30 following the date of their superannuation, as were imprisoned for taking part in freedom struggle of 1942 and are getting freedom fighters pension.

Section 49

16.25 Every teacher of the University who on August 1, 1975 was serving on extension beyond the age of superannuation specified in Statute 16.24 and such extension was granted before the said date, shall retire on the expiry of the period of extension in accordance with the provisions of the Statutes and Ordi-

nances in force on the said date, but such teacher shall not be entitled to avail the new scales of pay.

16.26. The date of superannuation of a teacher of the University shall, subject to the provisions of Statute 16.24 be the date immediately preceding the 60th birthday of such teacher. Section 49.

Part IV

OTHER PROVISIONS

16.27. Any contract of appointment between a teacher and University entered into before the commencement of these Statutes shall be subject to the Provisions of the Statutes contained in this Chapter, and shall be deemed to be modified in accordance with the provisions of this Chapter and in accordance with the terms contained in the form set out in 'Appendix B' read with Appendix C. Section 32 and 49.

16.28. A teacher of the University dismissed on any of the grounds mentioned in clause (b), clause (c), clause (d) or clause (e), of Statute 16.04 (1) shall not be re-employed in any University or in any college affiliated or associated with any such University in any capacity. Section 49.

16.29. (1) Every teacher of the University shall prepare in duplicate his Annual Academic Progress Report in Form 3 of Appendix D. The original report shall be lodged with the Vice-Chancellor and the copy thereof shall be retained by the teacher himself. Section 49.

(2) The original Report shall before being lodged with the Vice-Chancellor be countersigned in the case of teacher other than the Head of a Department by the Head of the Department concerned.

(3) The report in respect of an academic session shall be lodged by the end of July following the said session, or within one month from the close of the session whichever is later

16.30 Every teacher of the University shall be bound to comply with the directions of the officers and authorities of the University in connection with the examinations conducted by the University. Section 49.

16.31. Where under the provisions of the Act or these Statutes or the Ordinances, a teacher is required to be served with any notice and such teacher is not in station, the notice may be sent to him by registered post at his last known address. Section 49.

CHAPTER XVII

Part I

CONDITIONS OF SERVICES OF TEACHERS
OF AFFILIATED COLLEGES

Section 49 (o) 17.01. The provisions of this Chapter shall not apply to the teachers of any college exclusively maintained by the State Government or a local authority.

Section 49 (o) 17.02. Except in the case of an appointment under section 31 (3) in a vacancy caused by the grant of leave to a teacher for a period not exceeding 10 months, teachers of an affiliated college shall be appointed on a written contract in Form (1) or Form (2) set out in Appendix D, as the case may be.

Section 49 (o) 17.03. (1) A teacher of an affiliated college shall at all times maintain absolute integrity and devotion to duty and shall observe the Code of Conduct as set out in Appendix 'C' which shall form part of an agreement to be signed by the teacher at the time of appointment.

(2) A breach of any of the provisions of the Code of Conduct as set out in Appendix 'C' shall be deemed to be a misconduct within the meaning of Statute 17.04 (1).

Section 49 (o) 17.04. (1) A teacher of an affiliated college (other than a Principal) may be dismissed or removed or his services terminated on one or more of the following grounds –

- (a) wilful neglect of duty;
- (b) misconduct, including disobedience to the orders of the Principal;
- (c) breach of any of the terms of contract of service;
- (d) dishonesty connected with the University or College examinations;
- (e) scandalous conduct or conviction for an offence involving moral turpitude;
- (f) physical or mental unfitness;
- (g) incompetence;
- (h) abolition of the post with the prior approval of the Vice-Chancellor.

(2) A Principal of an affiliated college may be dismissed or removed, or his services terminated on grounds mentioned in clause (1) or on the ground of continued mismanagement of the college.

(3) Except as provided by clause (4), not less than three months' notice (or where notice is given after the month of October, then three months' notice or notice ending with the close of the session whichever is longer) shall be given on either side for terminating the contract of service or in lieu of such notice, salary for three months (or longer period as aforesaid) shall be paid or refunded, as the case may be :

Provided that where the Management dismisses or removes or terminates the services of a teacher, under clause (1) or clause (2) or when the teacher terminates the contract for breach of any of its terms by the Management, no such notice shall be necessary :

Provided further that the parties will be free to waive the condition of notice, in whole or in part by mutual agreement.

(4) In the case of any other teacher appointed in a temporary or officiating capacity his services shall be terminable, by one month notice or on payment of salary in lieu thereof, on either side.

17.05. The original contract of appointment of a Principal or other teacher shall be lodged with the University for registration within three months of the date of appointment. Section 49 (o)

17.06. (1) No order dismissing, removing, or terminating the services of, a teacher on any ground mentioned in clause (1) or clause (2) of Statute 17.04 (except in the case of a conviction for an offence involving moral turpitude or of abolition of post) shall be passed unless a charge has been framed against the teacher and communicated to him with a statement of the grounds on which it is proposed to take action and he has been given adequate opportunity— Section 49 (o)

(i) of submitting a written statement of his defence;

(ii) of being heard in person, if he so desires; and

(iii) of calling and examining such witnesses in his defence as he may desire :

Provided that the Management or the officer authorised by it to conduct the inquiry may, for sufficient reasons to be recorded in writing refuse to call any witness.

(2) The Management may, at any time, ordinarily within two months from the date of the Inquiry Officer's report pass a resolution dismissing or removing

the teacher concerned from service terminating his services mentioning the grounds of such dismissal, removal or termination.

(3) The resolution shall forthwith be communicated to the teacher concerned and also be reported to the Vice-Chancellor for approval and shall not be operative unless so approved by the Vice-Chancellor.

(4) The Management may instead of dismissing, removing, or terminating the services of the teacher pass a resolution inflicting one or more of the following lesser punishments, namely—

- (i) reduction of pay for a specified period;
- (ii) stoppage of annual increments for a specified period not exceeding three years :
- (iii) deprivation of his pay not including subsistence allowance during the period of his suspension if any.

The resolution by the Management inflicting, such punishment shall be reported to the Vice-Chancellor and shall be operative only when and to the extent approved by the Vice-Chancellor.

Section 43 (o)

17.07. The Management shall have the power to suspend a teacher during the pendency or in contemplation of an inquiry into charge against him, on the grounds mentioned in sub-clauses (a) to (e) of clause (1) of Statute 17.04. In an emergency, (in the case of a teacher other than Principal) this power may be exercised by the Principal in anticipation of the approval of the Management. The Principal shall immediately report such case to the Management. The order of suspension if passed in contemplation of an inquiry, shall cease at the end of four weeks of its operation unless the teacher has in the meantime been communicated the charge or charges on which the inquiry was completed.

Section 49.

17.08. In computing the maximum period for purposes of clause (2) of Statute 17.06 and Statute 17.07 any period during which a stay order from any court of law is in operation shall be excluded.

Section 49.

17.09. No teacher of an affiliated college shall draw for any duties performed in connection with any examination referred to in section 34 (1), in any calendar year any remuneration in excess of one-sixth

of the aggregate of his salary in that calendar year or three thousand rupees, whichever is less.

17.10. Notwithstanding anything contained in Section 49. these Statutes—

(i) a teacher of an affiliated college who is a member of Parliament or State Legislature shall not, throughout the term of his membership hold any administrative or remunerative office in the college or in the University.

(ii) if a teacher of an affiliated college is holding any administrative or remunerative office in the college or in the University from before the date of his election or nomination as a member of the Parliament or the State Legislature, then he shall cease to hold such office with effect from the date of such election or nomination or with effect from the commencement of these Statutes whichever is later ;

(iii) a teacher of an affiliated college who is elected or nominated to the Parliament or the State Legislature shall not be required to resign or to take leave from such college for the duration of his membership or, except as provided by Statute 17.11 for attending the meetings of any House or Committee thereof.

Explanation—The membership of any authority or body of the University or the Deanship of a Faculty or the Principalship of any college shall not be deemed to be an administrative or remunerative office for the purposes of this Statute.

17.11. The Management of an affiliated college shall, with prior approval of the Vice-Chancellor, fix a minimum number of days during which such teacher shall be available in the college for his academic duties : Section 49.

Provided that where a teacher of the college is not so available because of the sessions of the Parliament or the State Legislature, he shall be treated on such leave as may be due to him, and if no leave is due then leave without pay.

Part II

LEAVE RULES FOR TEACHERS OF AFFILIATED COLLEGES

17.12. The provisions of Statutes 16.12 to 16.22 relating to the Leave Rules of teachers of the Univer- Section 49.

sity shall be applicable to the teachers of an affiliated college with the substitution of the words "Management" and "Principal" for the words "Executive Council" and "Vice-Chancellor" respectively.

Part III

AGE OF SUPERANNUATION

Section 49. 17.13. In this part, the expression "new scale of pay" shall have the meaning assigned to it in Statute 16.23.

Section 49. 17.14. (1) The age of superannuation of a teacher of an affiliated college shall be 60 years ;

(2) The date of superannuation of such a teacher shall be the date immediately preceding his 60th birthday.

Section 49. 17.15. No extension in service beyond the age of superannuation shall be granted to any teacher after the date of commencement of these Statutes.

Provided that a teacher—

- (i) whose date of superannuation does not fall on June 30 ; or
- (ii) whose date of birth is July 1 and who having been employed from before the commencement of these Statutes continues to be in service as such on the date of commencement of the Meerut University (Twenty second Amendment) First Statutes, 1985 : shall continue in service till the end of the academic session, that is, June 30 following, and will be treated as on re-employment from the date immediately following his superannuation till June 30, following.

Provided further that such physically and mentally fit teachers shall be reappointed for a further period of one year, after June 30 following the date of their superannuation, as were imprisoned for taking part in freedom struggle of 1942 and are getting freedom fighter's pension.

17.16. Every teacher of an affiliated college who on August 1, 1975 was serving on extension beyond the age of superannuation specified in Statute 17.14 and where such extension was granted before the said date, shall retire on the expiry of the period of extension in accordance with the provisions of the

Statutes and Ordinances in force on the said date, but such teacher shall not be entitled to avail the new scale of pay.

Part IV

OTHER PROVISIONS

17.17. Any contract of appointment between a Principal or other teacher of an affiliated college and the Management entered into before the commencement of these Statutes shall be subject to the provisions of the Statutes contained in this Chapter and shall be deemed to be modified in accordance with the provisions of this Chapter and in accordance with the terms contained in the Form (1) or (2), as the case may be set out in Appendix 'D' read with Appendix 'C'. Section (o)

17.18. A teacher of an affiliated college dismissed on any of the grounds mentioned in clause (b), clause (c), clause (d) or clause (e) of Statute 17.04 (1) shall not be re-employed in any University or in any college affiliated to or associated with any University in any capacity. Section 35 & 49 (o)

17.19. The provisions of clauses (2) to (4) of the Statute 16.07, Statutes 16.28, 16.29 and 16.30 shall *mutatis mutandis* apply to every teacher of an affiliated college with the following modifications, namely— Section 49 (o)

(a) In clauses (2) to (4) Statute 16.07, for the words "Vice-Chancellor", and "Executive Council", the words "Management" and "Vice-Chancellor" shall be *substituted*;

(b) In Statute 16.28 for the words "Vice-Chancellor" and "Head of the Department", the words "Principal" and the "senior-most lecturer in the Department" shall respectively be *substituted*.

CHAPTER XVIII

SENIORITY OF THE TEACHERS OF UNIVERSITY

18.01. Statutes contained in this Chapter shall not affect the *inter se* seniority of teachers employed in the University from before the commencement of these Statutes. Section 16 (d) & 49 (dd)

18.02. It shall be the duty of the Registrar to prepare and maintain, in respect of each category of teachers of the University, a complete and up-to-date seniority list in accordance with the provisions hereinafter appearing. Section 16 (4) & 49 (d)

18.03. The seniority among Deans of the Faculties shall be determined by the length of total period of service they have put in as Deans of the Faculties : Section 49 (d)

Provided that when two or more Deans have held the said office for equal length of time, the Dean who is senior in age shall be considered to be senior for the purposes of this Chapter.

Section (d) 18.04. The seniority among Heads of Departments shall be determined by the length of the total period of service they have put in as Head of Department :

Provided that when two or more Heads of Department have held the said office for equal length of time, the Head of Department who is senior in age shall be considered to be senior for the purposes of this Chapter.

Section 49 (d) 18.05. The following rules shall be followed in determining the seniority of teachers of the University—

(a) A Professor shall be deemed senior to every Reader, and a Reader shall be deemed senior to every Lecturer.

(b) In the same cadre, inter-se seniority of teachers, appointed by personal promotion or by direct recruitment, shall be determined according to length of continuous service in such cadre :

Provided that where more than one appointments have been made by direct recruitment at the same time and an order of preference or merit was indicated by the selection committee or by the Executive Council, as the case may be, the inter-se seniority of persons so appointed shall be governed by the order so indicated :

Provided further that where more than one appointments have been made by promotion at the same time, the inter-se seniority of the teachers so appointed shall be the same as it was in the post held by them at the time of promotion.

(c) When any teacher, holding substantive post in any University (other than the University of Meerut) or in any constituent college or in any institute whether in the State of Uttar Pradesh or outside Uttar Pradesh, is appointed whether before or after August 1, 1981 to a post of corresponding rank, or grade in the University the period of service rendered by such teacher in that grade or rank in such University shall be added to his length of service.*†

*† Meerut University (Ninth Amendment) First Statute 1980 published on 3-4-1982.

(d) When any teacher holding substantive post in any college affiliated to or associated with any University is appointed whether before or after the commencement of these Statutes* as a Lecturer in the University, then one-half of the period of substantive service rendered by such teacher in such college shall be added to his length of service.

(e) Service against an administrative appointment in any University or institution shall not count for the purposes of seniority.

Explanation—In this Chapter, the expression “administrative appointment” means an appointment made under sub-section (6) of section 13.

(f) Continuous service in a temporary post to which a teacher is appointed after reference to a Selection Committee, if followed by his appointment in a substantive capacity to that post under section 31 (3) (b) shall count towards seniority.

18.06. Where more than one teacher are entitled to count the same length of continuous service in the cadre to which they belong, the relative seniority of such teachers shall be determined as below ;

(i) in the case of Professors, the length of substantive service as Reader shall be taken into consideration ;

(ii) in the case of Readers, the length of substantive service as Lecturer shall be taken into consideration ;

(iii) in the case of Professors, whose length of service as lecturer shall be taken into consideration.

18.07. Where more than one teacher are entitled to count the same length of continuous service and their relative seniority cannot be determined in accordance with any of the foregoing provisions, then the seniority of such teachers shall be determined on the basis of seniority in age.

18.08. (1) Notwithstanding anything contained in any other Statute, if the Executive Council—

(a) agrees with the recommendation of the Selection Committee, and approves two or more persons for appointment as teachers in the same Department, it shall, while recording

such approval, determine the order of merit of such teachers ;

(b) does not agree with the recommendations of the Selection Committee and refers the matter to the Chancellor under section 31 (8) (a), the Chancellor shall, in cases where appointment of two or more teachers in the same Department is involved, determine the order of merit of such teachers at the time of deciding such reference.

(2) The order of merit in which two or more teachers are placed under clause (1), shall be communicated to the teachers concerned before their appointment.

Section 19 (i)
& 49 (d)

18.09. (1) The Vice-Chancellor shall from time to time constitute one or more seniority committees consisting of himself as Chairman and two Deans of Faculties to be nominated by the Chancellor.

Provided that the Dean of the Faculty to which the teachers (whose seniority is in dispute), belong shall not be a member of the relative Seniority Committee.

(2) Every dispute about the Seniority of a teacher of the University shall be referred to the Seniority Committee which shall decide the same giving reasons for the decision.

(3) Any teacher aggrieved by the decision of the Seniority Committee may prefer an appeal to the Executive Council within sixty days from the date of communication of such decision to the teacher concerned. If the Executive Council disagrees with the Committee, it shall give reason for such disagreement.

Part II

SENIORITY OF PRINCIPALS AND TEACHERS OF AFFILIATED COLLEGES

Section 49 (c)

18.10. The following rules shall be followed in determining the seniority of Principals and other teachers of affiliated colleges ;

(a) the Principal shall be deemed senior to other teachers in the College :

(b) the Principal of a post-graduate college shall be deemed senior to the Principal of a Degree College :

(c) the seniority of Principals and teachers of the affiliated colleges shall be determined by the length of continuous service from the date of appointment in substantive capacity;

(d) service in each capacity (for example, as Principal or as a teacher), shall be counted from the date of taking charge pursuant to substantive appointment ;

(e) service in a substantive capacity in another University or another degree or post-graduate college whether affiliated, to or associated with the University or another University established by law shall be added to his length of service.

18.11. Where more than one teacher are entitled Section 49 (o) to count the same length of continuous service, the relative seniority of such teachers shall be determined as below :

(i) in the case of Principals, the length of substantive service as a Lecturer shall be taken into consideration ;

(ii) in the case of Lecturers, the seniority in age shall be taken into consideration.

18.12. Where the seniority of a person as Principal is to be determined for the purpose of representation or appointment as such on a university Authority, the length of service only as Principal shall be taken into account. Section 49 (o)

18.13. (1) When two or more persons are appointed as teachers in the same department or in the same subject, their relative seniority shall be determined in order of preferences or merit in which their names were recommended by the Selection Committee. Section 49 (o)

(2) If the seniority of two or more teachers has been determined under clause (1), the same shall be communicated to the teachers concerned before their appointment.

18.14. All disputes regarding seniority of teachers (other than the Principal), shall be decided by the Principal of the College who shall give reasons for the decision. Any teacher aggrieved by the decision of the Principal may prefer an appeal to the Vice-Chancellor within 60 days from the date of communication of such decision to the teacher concerned. If the Vice-Chancellor disagrees from the Principal, he shall give reasons for such disagreement. Section 49 (o)

18.15. All disputes regarding seniority of Principals of affiliated colleges shall be decided by the Vice-Chancellor who shall give reasons for the decision. Any Principal aggrieved by the decision of Section 49 (o)

the Vice-Chancellor may prefer an appeal to the Executive Council within sixty days from the date of communication of such decision to the Principal concerned. If the Executive Council disagrees with the Vice-Chancellor it shall give reasons for such disagreement.

Section 49 (o) 18.16. The provisions of Statutes 18.01, 18.02, 18.05 and 18.08 shall *mutatis mutandis* apply to the teachers and Principals of affiliated colleges as they apply to the teachers of the University.

CHAPTER XIX AUTONOMOUS COLLEGE

Section 42 19.01. The Management of an affiliated college desirous of obtaining the privileges of an autonomous college shall apply to the Registrar specifying clearly—

(a) the variations proposed in or from the course of study prescribed by the University including the institution of a course in a subject not provided for by the University and the substitution of a course for the one prescribed by the University ;

(b) the manner in which the college proposes to hold examinations in the course so varied ;

(c) the details of its finances and assets, the strength and qualifications of its teaching staff, the facilities available for the advance research work and the advance research work already done, if any.

Section 42 19.02. No application under Statute 19.01 shall be entertained unless the college satisfies the following conditions—

(a) It has well established departments of teaching in at least two Faculties giving instruction upto the post-graduate stage in at least six subjects.

(b) It has or is likely to have an adequate and well qualified teaching staff.

(c) The Principal is a teacher or scholar of outstanding merit and possesses administrative experience.

(d) It possesses adequate and satisfactory buildings for all tuitional purposes and for housing the Library, Reading Rooms, the Laboratories and has land for future expansion.

(e) It has a good library and has or is likely to have provision for its regular development.

(f) It has, well equipped Laboratories; if necessary, for the subjects taught therein, and has or is likely to have adequate provision for new acquisitions and replacements.

(g) The Management possesses adequate resources for meeting the extra expenditure involved in the college on attaining the status of an autonomous college.

19.03. Every application under Statute 19.01 shall be accompanied by a Bank Draft payable to the University for a sum of Rs. 2,000 which shall be non-refundable.

19.04. (1) Every application under Statute 19.01 shall be referred to a Standing Committee of each of the Faculties concerned for scrutiny.

Section 42

(2) The Standing Committee for each of the Faculties concerned shall consist of the following members :

(a) The Dean of the Faculty (Convenor);

(b) A representative each of the corresponding Faculty selected by the Executive Council from any two of the Universities established by law in Uttar Pradesh.

(3) If the reports of the Committees are favourable, the Executive Council shall appoint a Board of Inspectors (not exceeding six members) to inspect the college and report on its suitability for being declared as an autonomous college.

(4) The Board of Inspectors shall include the Vice-Chancellor as the Convenor, and the Director of Education (Higher Education) and such other specialists of the subjects as members as the Executive Council may think fit to appoint.

19.05. The report of the Board of Inspectors shall be considered by the Board of the Faculty concerned as well as by the Academic Council, and shall be laid before the Executive Council together with the views of these bodies.

Section 42

19.06. (1) After considering the recommendation of the Board of Inspectors and the reports of the two bodies, referred to in Statute 19.05, if the Executive Council is of opinion that the college is entitled

Section 42

to the privileges mentioned in section 42, it shall submit its proposal to the Chancellor.

(2) On receipt of the proposal and other connected papers under clause (1) and after making such enquiry as he may consider necessary the Chancellor may approve the proposal or reject it ;

Provided that before approving any such proposal the Chancellor may consult the University Grants Commission established under the University Grants Commission Act, 1956.

Section 42

19.07. After the recommendation of the Executive Council has been approved by the Chancellor under Statute 19.06, the Executive Council shall declare the college as an autonomous college and shall specify the matters in respect of which and the extent to which the college may exercise the privileges of an autonomous college.

Section 42

19.08. (1) Subject to the provisions of section 42, an autonomous college shall be entitled—

(a) to frame the courses in the subjects covered by its privileges;

(b) to appoint persons qualified to be appointed as internal or external examiners in such subjects;

(c) to hold examinations and to make such changes in the method of examination and teaching as in its opinion are conducive to the maintenance of the standard of education.

(2) The Boards of Faculties concerned, the Academic Council and the Examination Committee may consider the action taken by the autonomous college under clause (1), and may suggest any change, if necessary.

Section 42

19.09. (1) The results of the autonomous college shall be declared and published by the University which shall mention the name of the college which has presented the results for declaration and publication.

(2) Every autonomous college shall furnish such reports, returns and other information, as the Executive Council may from time to time require to enable it to judge the efficiency of such college.

(3) The University shall continue to exercise general supervision over an autonomous college and to confer degrees on the students of the college passing any examination qualifying for any degree of the University.

19.10. The Executive Council may, at any time, get an autonomous college inspected by a Board of Inspectors, and if, after perusing the report of such inspection, it is of opinion that the college has failed to maintain the requisite standard, or to possess the requisite resources, or that in the interest of education, it is necessary to withdraw the privileges conferred by section 42, the Executive Council may with the prior approval of the Chancellor, withdraw such privileges and thereupon the college concerned shall revert to the position of an affiliated college. Section 42

19.11. (1) For the proper planning and conduct of its work, every autonomous college shall have an Academic Council and a Faculty Board in respect of the Subjects comprised in each Faculty. Section 42

(2) The Academic Council shall be composed of all the Heads of Departments, *ex-officio*, and two other teachers of each subject taught for a post-graduate degree and one teacher of each subject taught for the first degree with the Principal as Chairman. The teachers shall be members of the Council by rotation in order of seniority for three years at a time, provided that no teacher of less than four years' standing shall be a member.

(3) The Academic Council shall review the academic work of the College at quarterly meeting and all proposals regarding courses, examination etc. made by the college shall pass through the said Council.

(4) The Faculty Board shall consist of all teachers of the subjects comprised in the Faculty, of three years' standing as teacher of degree classes. The Faculty Board shall meet at regular intervals (once a month if possible) to consider academic questions and advise the Principal. Proposals regarding courses, examination, etc., shall either originate in or be considered by these Faculty Boards.

19.12. Subject to the provisions of section 42(2) and of this Chapter, the courses of study and other conditions relating to an autonomous college shall be such as may be laid down in the Ordinances. Sections 42

CHAPTER XX

WORKING MEN'S COLLEGE

20.01. (1) The management of an affiliated college, desirous of obtaining the privileges of a Working Men's College shall apply to the Registrar indicating Section 43

ing the demand for such a college in the locality and specifying the degree for which recognition is sought.

(2) A College will not be recognised as a Working Men's College in the Faculties of Science, Law and Medicine.

Section 43

20.02. No application under Statute 20.01 shall be entertained unless the college satisfies the following conditions—

(i) That there is a reasonable demand for such a college in the locality and the management possesses adequate resources for meeting the extra expenditure involved towards the maintenance and running of such a college.

(ii) That the privilege of admission to the Working Men's College shall be restricted to such persons only as are unable to be enrolled as wholtime students by reason of being engaged in business, trade, agriculture or industry, or employed in any other form of service.

(iii) That the college shall hold classes at such hours of the day as generally suits the convenience of the students and do not coincide with the usual business hours.

(iv) That the staff of the Working Men's College shall be separate and, as far as may be, they shall be employed on the whole-time basis. The college may, however, at its option employ part-time teachers also, provided that their number does not exceed one-half of the total number of teachers. The whole-time employees of the college shall be entitled to the scales of pay as are admissible to the employees of the affiliated colleges. The pay of part-time teacher shall, however, be fixed by the management in each individual case and such pay shall be fixed after taking into consideration the number of periods that such teacher shall be required to take per week as compared to the full-time teachers, but in no case this will exceed two-thirds of the minimum of the time scale to which he would have been entitled had he been appointed on a whole-time basis. The appointment of teachers shall be subject to the provisions of Chapter VI of the Act.

(v) That the College is prepared to observe the Statutes; Ordinances and Regulations framed by the University for such a college.

20.03. (1) Every application under Statute 20.01 shall be accompanied by a Bank Draft payable to the University for a sum of Rs. 2,000 which shall be non-refundable.

Section 43.

(2) The application along with necessary papers shall reach the Registrar before 15th of August of the session preceding the one from which the recognition is sought.

20.04. (1) Every such application shall be placed before the Executive Council, and if the application is entertained, the Executive Council shall appoint a Board of Inspectors to inspect the college and report on its suitability for being recognised as a Working Men's College and the conditions on which such recognition should be granted.

Section 43

(2) The report of the Board of Inspectors shall be considered by the Board of Faculty concerned as well as by the Academic Council and shall be laid before the Executive Council together with the views of these bodies.

20.05. Subject to the provisions of the Act and the Statutes the Executive Council may, after considering the report of the Board of Inspectors, the Board of the Faculty concerned and the Academic Council, recognise any affiliated college as a Working Men's College with the prior approval of the Chancellor.

Section 43

20.06. Subject to the provisions of section 43(2) the courses of study and other conditions relating to a Working Men's College shall be such as may be laid down in the Ordinances.

Section 43

20.07. The provisions of clauses (2) and (3) of Statute 19.09 and Statute 19.10 shall *mutatis mutandis* apply to a Working Men's College.

Section 43

CHAPTER XXI MISCELLANEOUS

21.01. The University may institute an award, scholarships, fellowships (including travelling fellowships), studentships, medals and prize in accordance with the provisions laid down in the Ordinances

Section 7 (12)
and 49 (p).

21.02. All elections to an authority or body of the University according to the system of proportional representation by means of single transferable vote shall be held in the manner laid down in Appendix A.

Section 49
and 64.

Section 7.

21.03. Subject to the provisions of section 7, the University may allow any person to appear as a private candidate at any examination conducted by the University provided that—

(a) such person fulfils the requirement laid down in Ordinances; and

(b) such examination does not relate to a subject or course of study in which practical examination is a part of the curriculum.

Section 7.

21.04. The provision of Statute 21.03 shall *mutatis mutandis* apply to correspondence course,

CHAPTER XXII*

QUALIFICATIONS AND CONDITIONS OF SERVICE OF NON-TEACHING STAFF OF THE AFFILIATED COLLEGES

22.00. In this Chapter unless the context otherwise requires the expressions defined in the succeeding Statutes shall be construed accordingly.*

22.01. 'Class Four' means a post carrying a pay scale lower than a pay scale of a Routine Clerk and the expressions 'Class Four' employee and 'Class Four' staff shall be construed accordingly.

22.02. 'College' means a college affiliated to the University in accordance with the provision of the Act or the Statutes of the University but does not include a college maintained exclusively by the State Government or a Local Authority.

22.03. 'Employee' means a salaried employee not being a teacher of a college and its grammatical variations and cognate expressions shall be construed accordingly.

22.03-A. 'Armed forces of the Union' means the Naval, Military or Air Forces of the Union and includes the Armed forces of the former Indian States.

22.03-B. 'Disabled ex-serviceman' means an ex-serviceman who while serving in the 'Armed forces of the Union' was disabled in the course of operation against the enemy or in disturbed areas.

22.03-C. 'Ex-serviceman' means a person who had served in any rank (whether as a combatant or non-combatant) in the Armed Forces of the Union for a continuous period of not less than six months, and—

* Added vide notification No 4089/XV-77 (1) UPA-74/1974 Statutes 1977 Dated Lucknow, May 11, 1977 and came into force the same day.

(i) has been released (otherwise than by way of dismissal or discharge on account of misconduct or inefficiency) or has been transferred to the reserve pending such release, or

(ii) has to serve for not more than six months for completing the period of service requisite for becoming entitled to be so released or transferred to the reserve.*

22.04. Words and expressions used but not defined in the Statutes shall have the respective meaning assigned to them in the Act.

23.01. Subject to the provisions of these Statutes the appointment to the posts of Class Three employees shall be made by the Management of the college** and appointment to the posts of Class Four employees shall be made by the Principal.

Appointing authority.

23.02. The Appointing Authority referred to in Statutes 23.01*** shall have the power to take disciplinary action and award punishment against the class of employee of which he is appointing authority.

23.03. Every decision of the appointing authority referred to in Statute 23.02 shall, before it is communicated to the employee, be reported to the District Inspector of Schools and shall not take effect unless it has been approved by him in writing :

Provided that nothing in this clause shall apply to any termination of service on the expiry of the period for which the employee was appointed :

Provided further that nothing in this clause shall apply to an order of suspension pending enquiry, but any such order may be stayed, revoked or modified by the District Inspector of Schools.

23.04. An appeal against the order of the District Inspector of schools under Statute 23.03 shall lie to the Regional Deputy Director of Education.

24.01. Appointment to the post of Librarian, Deputy Librarian, Physical Education Instructor, Pharmacist, Routine Clerk or any other post either in the pay scale of, or in a pay scale higher than that of Routine Clerk other than the posts mentioned in Statute 24.02 and Statute 24.03 shall be made by direct recruitment on the recommendation of a Selection

* Meerut University (Eleventh Amendment) First Statute 1982 deemed to have come into force on May 11, 1977) (Published on 17-12-1982).

** Meerut University (Fourth Amendment) Statutes 1979 w. e. f. 12-6-1979.

*** Statute 23.01, substituted for clause (1), Ibid.

Committee in the manner provided in Statute 24.06 after advertisement of the vacancy in the newspapers :

Provided that the post of Librarian shall be filled by promotion from the post of Deputy Librarian if the incumbent of latter post possesses the prescribed minimum qualification for the post of Librarian.

24.02. Appointment to the post of Assistant shall be made by promotion according to seniority subject to suitability and fitness from amongst Routine Clerks.

24.03. Appointment to the post of Head Clerk-cum-Accountant, Head Clerk, Accountant, Office Superintendent and Bursar shall be made by promotion on the basis of the recommendation of the Selection Committee in the manner provided in Statute 24.06 according to seniority, subject to suitability and fitness from amongst the existing employees having required qualifications. In case of non-availability of qualified and suitable candidates from amongst the existing staff, appointments on such posts may be made by direct recruitment on the basis of the recommendation of the Selection Committee in the manner provided in Statutes 24.06 after advertisement of the vacancy in newspapers.

24.04. Appointment of employees shall be subject to the approval of the Director of Education (Higher Education), or an officer authorised by him in this behalf. If the approving authority does not within two months from receiving the proposal for approval intimate its disapproval or does not send any intimation in respect of such proposal* to the Appointing Authority, the approving authority shall be deemed to have approved the appointment.

24.05. Appointment of permanent posts shall be made on probation for one year. The period of probation may be extended if the candidate's work is not found to be satisfactory provided that the total period of probation shall not exceed three years. The extended period of probation shall not count for increment

24.06. (1) The Selection Committee for appointment to the post of Librarian, Deputy Librarian or physical Training Instructor shall consist of :

- (i) The Head of the management or a member of the management nominated by him, who shall be the Chairman:

- (ii) the Principal of the college;
- (iii) one officer to be nominated by the Director of Education (Higher Education).

(2) The Selection Committee for the appointment to the remaining posts referred to in Statute 24.01 or Statute 24.03 either by direct recruitment or by promotion shall consist of—

- (i) The Head of the Management or a member of the management nominated by him who shall be the Chairman;
- (ii) the Principal of the College;
- (iii) the District inspector of Schools;
- (iv) the District Employment Officer or an Officer authorised by him in this behalf.

(3) For purposes of direct recruitment to the posts referred to in Statutes 24.01 and 24.03, the vacancy shall be advertised in at least two newspapers having adequate circulation in Uttar Pradesh and names of suitable candidates, shall also be obtained from the concerned District Employment Officer.

(4) Names of candidates for appointment to a post in class four shall be obtained from the concerned District Employment Officer. In the event of non-availability of suitable candidate in such manner post may be advertised.

(5) No employee shall be eligible for payment of salary from the salary payment Account unless the permission, as contemplated by sub-clause (b) of clause (iii) of section 60-A of the Act has been accorded.

(6) If the management does not agree with the recommendations of the Selection Committee, it shall refer the matter to the approving authority alongwith reasons of its disagreement, and the decision of the said authority shall be final.

25.00. Reservation shall be made for Scheduled Caste Scheduled Tribe candidates for appointment to the posts referred to in Statute 27. The percentage of such reservation shall be equal to the percentage prescribed for appointment in Government service. Reservation.

25.01. Ten percent of vacancies in Class III services and posts and five percent of the vacancies in Class IV services and posts, including temporary vacancies which are likely to be made permanent or to continue for a period of more than one year, to be filled by direct recruitment in any year, shall be reserved for being filled by ex-servicemen :

Provided that the vacancies so reserved shall be utilised first for the appointment of disabled ex-servicemen so long as the duties of the post to be so filled are not such as the disabled ex-servicemen are incapable of performing due to disability ; and if any such vacancies still remain unfilled, the same shall then be utilised appointment of other ex-servicemen.*

Nationality.

26.00. A candidate for employment in a college must be —

(a) a citizen of India, or

(b) a Tibetan refugee who came over to India before January 1, 1962, with the intention of permanently settling in India, or

(c) a person of Indian origin who has migrated from Pakistan, Burma, Ceylon and East African Countries of Kenya, Uganda and United Republic of Tanzania (formerly Tanganyika and Zanzibar) with the intention of permanently settling in India :

Provided that a candidate belonging to category (b) or category (c) must be a person in whose favour a certificate of eligibility has been issued by the State Government :

Provided further that a candidate belonging to category (b) will also be required to obtain a certificate of eligibility from the Deputy Inspector General of Police, Intelligence Branch, U. P.

Educational
Qualification

27.01. For appointment in a college to the posts specified below, the minimum qualification shall be as noted against each category—

(i) *Clerical Staff*—For the post of routine clerks, assistants, head clerk-cum-accountant and head clerk, Intermediate or an examination recognized by the State Government as equivalent thereof;

Provided that in the case of head-clerk-cum-accountant and head clerk experience on the post of routine clerk or assistant in a post-graduate or degree or intermediate college for a period of at least ten years shall be necessary.

* Meerut University (Eleventh amendment) First Statutes 1982 deemed to have come in force on May 11, 1977 (Published in 17-12-1982).

(ii) *Laboratory Assistant*—For the post of laboratory assistants, Intermediate or an examination recognized by the State Government as equivalent thereto, in subject with which the laboratory is concerned, or High School or an examination recognized by the State Government as equivalent thereto, with at least five years' experience as laboratory bearer in the laboratory of the subject concerned.

(iii) *Librarian/Deputy Librarian*—First or a Second Class Bachelors' degree in Arts, Science or Commerce and First or Second Class M.Lib. (2 years course), or First or Second class Masters degree in Arts, Science or Commerce and First or Second Class B.Lib. (1 year course):

Provided that in the case of a college where the number of scholars does not exceed five hundred the requirement of M. Lib. or B. Lib. may be relaxed and a candidate holding certificate or diploma in library science may be appointed.

(iv) *Office Superintendent*. For the post of Office Superintendent degree from a recognized university established by law together with at least ten years' working experience as head clerk or accountant in a college affiliated to or associated with a university or in any other similar institution.

(v) *Accountant*—For the post of Accountant, a degree in Commerce from a recognized university established by law, together with at least ten years' working experience as accounts clerk.

(vi) *Bursar*—For the post of Bursar a degree from a recognized university established by law with at least ten years' working experience as Office Superintendent or Accountant in a degree or post-graduate college.

(vii) *Class Four Staff*—For Class IV posts, passed Class V from a recognized school:

Provided that no educational qualification shall be required for the post of sweeper but preference will be given to a person who is educated or is at least able to read and write Hindi in Devnagri script.

(viii) *Other Posts*—For any other posts not covered by the preceding clauses, such minimum qualification as may be specified by the State Government by general or special orders.*

27.01-A. Notwithstanding anything contained in Statute 27.01—

(i) the minimum qualification for appointment of an ex-serviceman to reserved vacancies in Class III services and posts shall be Intermediate wherever the qualification prescribed in this Statute is a degree of University, and High School or any other qualification recognised as equivalent thereto wherever the qualification prescribed in this Statute is Intermediate, and there shall be no relaxation where the prescribed qualification is High School or a qualification equivalent thereto,

(ii) for class IV services and posts the educational qualification shall be required for ex-servicemen otherwise considered suitable in the reserved vacancies in such services and posts.

27.02. No employee who does not possess the qualifications prescribed in clause (i) shall, after the commencement of these Statutes, be eligible for promotion or confirmation unless he attains the aforesaid qualifications :

Provided that nothing contained in clause (i) shall affect the promotions and confirmations made prior to commencement of these Statutes.

Age

28.01. For appointment of an employee in a College through direct recruitment, the minimum age of the candidate shall be 18 years and the maximum age for the post of a routine clerk or a post in equivalent scale of pay, shall be 27 years, and for any other posts referred to in statutes 24.01 and 24.03 shall be 40 years. The maximum age shall be higher by five years in the case of a candidate belonging to a Scheduled Caste or a Scheduled Tribe :

Provided that with the prior consent of Director of Education (Higher Education), the condition of maximum age limit of 40 years referred to above may be relaxed :

Provided further that the maximum age-limit

*Proviso added by Meerut University (Fourth Amendment, Statutes, 1979 w. e. f. 12.6.1979).

shall not apply to an employee referred to in Statute 37.00.

Provided also that for appointment to a vacancy reserved for ex-serviceman, the maximum age shall be higher by the period of service of the candidate in the Armed Forces plus three years.

28.02. The age on the first day of July in the year in which the recruitment is made, shall be the age for the purpose of clause (1).

28.03. In the case of Class IV employee, who has put in a continuous service of three years or more and has the prescribed qualifications, for appointment to the post of a routine clerk or an equivalent post to be filled in by direct recruitment the maximum age-limit may be relaxed up to 40 years. In special circumstances, relaxation beyond the age of 40 years may be made with the prior approval of the Director (Higher Education).

29.00. It shall be the duty of the Appointing Authority to satisfy himself that the character of a candidate for employment by direct recruitment is such as to render him suitable in all respects of employment in a college. Character

NOTE—Persons dismissed by the State Government the Union Government or by any other State Government or a local authority shall be deemed ineligible.

30.00. No candidate shall be employed in a college unless he is in good mental and physical health and free from any physical defect likely to interfere with the efficient performance of his duties. Before a candidate is finally approved for appointment he shall be required to produce a medical certificate of fitness from a Medical Officer Incharge of a hospital established by the State Government. Physical fitness

31.00. The employee shall be given the scale of pay and allowances as may be prescribed by the State Government from time to time. Scale of pay and allowances

Explanation—An ex-serviceman appointed in a vacancy reserved for ex-serviceman shall not be entitled to any higher pay merely on account of his past service in the Armed Forces of the Union.

32.01. Every employee shall maintain highest order of integrity with regard to his work and conduct. Conduct and other matters

32.02. Every employee shall comply with the orders or directions of the Management/the Principal (including the orders or directions issued in the implementation of the orders of the State Government or the University).

32.03. The Principal of the college will maintain the character roll of every employee in which the confidential report about his work and conduct shall be recorded every year. Adverse entries shall be communicated to the employee concerned as soon as possible so that he may improve his work and conduct accordingly.

32.04. An employee aggrieved by an adverse entry may represent to the Manager of the college through the Principal for the expunction of the adverse entry. The power of expunge the adverse entry on the basis of justification therefore shall vest in the Managing Committee of the college concerned.

32.05. A Service Book of every employee shall be maintained under the control of the Principal.

Disciplinary
action

33.00. An employee who disobeys any one or both of the provisions of clauses (1) and (2) of Statute 32 shall be liable to disciplinary action.

Termination
of service and
registration.

34.01. An employee shall be liable to be removed from service on any one or more of the following grounds, namely—

- (a) Gross negligence of duties;
- (b) Misconduct;
- (c) Insubordination or disobedience;
- (d) Physical or mental unsuitability in the discharge of duties;
- (e) Prejudicial conduct or activity against the Government or the university or the college concerned;
- (f) Conviction by a Court of Law on charge involving moral turpitude.

34.02. If temporary employee resigns from service he shall give notice to this effect in writing to the Management of the College one month in advance otherwise he shall have to deposit one month's salary with the college in lieu of the notice. Similarly if the Management of a college decides to terminate the service of an employee the Management shall give one month's notice to the employee or one month's salary in lieu thereof.

34.03. The services of a permanent employee

may be dispensed with on the ground of abolition of post after giving him three months' notice in writing or three months' salary in lieu thereof. A post can be abolished on any one of the following grounds—

- (a) retrenchment on account of financial stringency;
- (b) fall in enrolment of students; or
- (c) discontinuance of the teaching in the subject to which the post relates.

35.00 The age of superannuation of an employee shall be sixty years. An employee who have attained the age of sixty years on or before the date of commencement of these Statutes shall be retired forthwith. Age of super-annuation.

36.01. The leave rules applicable to the Government servants from time to time shall *mutatis mutandis* apply to the employees of like status. Leave.

36.02. The Principal shall be the authority to sanction all kinds of leave to Class IV employees and casual leave to other employees.

36.03. Application of an employee other than Class IV for leave (other than casual leave) shall be forwarded by the Principal with his recommendation to the Manager of the college who shall be the authority to sanction the same.

36.04. All records relating to leave will be maintained by the Principal who shall send copies of the orders sanctioning leave (other than casual leave) to the Regional Deputy Director of Education or the authority authorised by him to disburse the salaries of the employees. The Principal shall also mention the period and nature of leave in the salary bill.

37.00. A whole-time employee of one college appointed to another college receiving maintenance grant from the State Government shall, after regular selection, be entitled to receive salary not less than what he was getting in the college in which he was previously working, if the employee— Miscellaneous.

(a) was permanent on his post in the previous college and such college was on the grant-in-aid list ;

(b) has obtained the permission of the Manager of the previous college for service in the new college and the Management of the previous college has no objection in relieving him;

(c) furnishes a certificate from the Manager

of the previous college to the effect that there were no unusual and adverse circumstances in which the employee left that college;

(d) furnishes the last pay certificate from the previous college duly countersigned by the District Inspector of Schools, concerned.

Explanation—(1) On being appointed in the new college the service rendered in the previous college shall not count towards seniority. Seniority in the new college shall be reckoned from the date of appointment in the new college and the annual increment shall fall due after completing one year's service in the new college from the date of taking over charge of the duties in that college.

(2) The employee shall not be entitled to receive any travelling allowance for journeys performed by him to join his duties in the new college. He shall, however, be allowed journey time at following rates—

(a) one day for each 500 kms. of places connected by Train;

(b) one day for each 150 kms. for places not connected by Train but connected by Bus ;

(c) one day for each 25 kms. for places neither connected by Train nor by Bus.

38.00. Where a confirmed employee or an employee who had been holding a temporary post continuously for not less than three years dies while in service, one dependant of the deceased employee, who applies for a vacant non-teaching post in the college and possesses the minimum educational qualifications for such post may, with prior approval of the Director (Higher Education), be appointed by the Management in relaxation of the procedure for selection and of the maximum age-limit.

*Explanation—*For the purposes of this Statute—

(1) 'dependant' means the son, unmarried or widowed daughter, widow or widower of the deceased.

(2) 'employee' includes teacher employed in the institution.

CHAPTER XXIII
SURCHARGE

Definitions. 38.01. In these Statutes unless there is anything repugnant in the subject or context—

(1) 'Examiner' means the Examiner, Local Fund Accounts, U. P.

(3) 'Government' means the Government of Uttar Pradesh.

(3) 'Officer of the University' means as mentioned in any of the clauses (c) to (h) of Section 9 of the Act and the officers declared as such under Statute 201—A.

38.02. (1) In any case where the Examiner is of the opinion that there has been a loss, waste or misapplication, which includes misappropriation or unjustifiable expenditure, of any money or property of the University as a direct consequence of neglect or misconduct of an Officer he may call upon the Officer to explain in writing why such Officer should not be surcharged with the amount of such loss, waste or misapplication of money or the amount which represents the loss, waste or misapplication of property and such explanation will be furnished within a period not exceeding two months from the date of such requisition is communicated to the person concerned :

Provided that explanation from any of the Officers other than the Vice-Chancellor shall be called form through the Vice-Chancellor.

NOTES—(1) Any information required by the Examiner, or by a person appointed by him for the purpose, for preliminary enquiry shall be furnished and all concerned papers and records shown to him by the Officer (or if such information, papers records are in possession of a person other than the said officer, by such person) within a reasonable time not exceeding two weeks in any case.

(2) Without prejudice to the generality of the provisions contained in clause (1), the Examiner may call for the explanation in the following cases :

(a) Where expenditure has been incurred in contraventions of the provisions of these Statutes or of the Act or the Ordinances or regulations made thereunder;

(b) Where loss has been caused by acceptance of a higher tender without sufficient recorded reasons;

(c) Where any sum due to the University has been remitted in contravention of the provisions of these statutes or of the Act or the Ordinances or regulations made thereunder;

(d) Where loss has been caused to the University by neglect in realising its dues;

(d) Where loss has been to the funds or property of the University on account of want of reasonable care for the custody of such money or property.

(3) On the written requisition of the Officer from whom an explanation has been called the University shall give him necessary facilities for inspection of the connected records. The Examiner, may on an application from the officer concerned allow a reasonable extension of time for submission of his explanation if he is satisfied that the officer charged has been unable for reasons beyond his control to inspect the connected records for the purpose of furnishing his explanation.

Explanation—Making of an appointment in contravention of the Act or Statutes or Ordinances made thereunder shall amount to misconduct and payments to the person concerned of salary or other dues on account of such irregular appointment will be deemed to be a loss, waste or misapplication of University money.

38.03. After the expiry of the period prescribed and after considering the explanation, if received within time, the Examiner may surcharge the officer with the whole or a part of the sum for which such officer may in his opinion be liable :

Provided that in the case of loss, waste or misapplication accruing as a result of neglect or misconduct of two or more officers each such officer shall be jointly and severally liable :

Provided also that no officer shall be liable for any loss, waste or misapplication after the expiry of ten years from the occurrence of such loss, waste or misapplication or after the expiry of six years from the date of his ceasing to be such officer whichever is later.

38.04. An officer aggrieved with an order of surcharge passed by the Examiner may prefer an appeal to the Commissioner of the division in which the University is situated within thirty days from the date on which such order is communicated to him.

The Commissioner may confirm, rescind or vary the order passed by the Examiner or may pass such order as he thinks fit. The order so passed shall be final, and no appeal shall lie against it.

38.05. (1) The Officer who has been surcharged shall pay the amount of surcharge within sixty days from the date on which such order is communicated to him or within such further time, not exceeding one year from the said date, as may be permitted by the Examiner :

Provided that where an appeal has been preferred under Statute 38.04 against the order of surcharge passed by the Examiner all proceedings for recovery of the amount from the person who has preferred the appeal may be stayed by the Commissioner until the appeal has been finally decided.

(2) Of the amount of surcharge is not paid within the period specified in clause (1) it shall be recoverable as arrears of land revenue.

38.06. Where a suit is instituted in a court to question an order of surcharge and the examiner or the State Government is a defendant in such a suit, all costs incurred in defending the suit shall be paid by the University and it shall be the duty of the University to make such payment without an delay.

APPENDIX "A"

(See STATUTES 4.12 AND 21.02)

ELECTION BY PROPORTIONAL REPRESENTATION BY MEANS OF SINGLE TRANSFERABLE VOTE

Part I—General

1. Unless there is anything repugnant to the subject or context with reference to any election by proportional representation by single transferable vote :

(i) "Candidate" means a person duly qualified to seek election who has been duly nominated.

(ii) "Continuing candidate" means a candidate not elected and not excluded from the poll at any given time.

(iii) "Elector" means a person who is duly qualified to give his vote in the election.

(iv) "Exhausted Paper" means a ballot paper on which no further preference is recorded for a continuing candidate provided that paper shall also be deemed to be exhausted if—

(a) the names of two or more candidates, whether continuing or not are marked with the same figure and are next in order of preference, or

(b) the name of the candidate next in order for preference, whether continuing or not is marked—

(1) by a figure not following consecutively after some other figure on the ballot paper, or

(2) by two or more figures.

(v) "First Preference vote" means the vote for a candidate against whose name the figure 1 appears on a ballot paper, "Second preference vote" means the vote for a candidate against whose name the figure 2 appears,

“Third preference vote” means that vote for a candidate against whose name the figure 3 appears and so on.

(vi) “Original vote” in regard to any candidate means a vote derived from a ballot paper on which a first preference is recorded for such candidate.

(vii) “Quota” means the lowest value of votes sufficient to secure the return of a candidate.

(viii) “Surplus” means the number by which the value of votes of any candidate, original and transferred, exceeds the quota.

(ix) “Transferred vote” in regard to any candidate means a vote which is derived from a ballot paper on which a second or subsequent preference is recorded for such candidate and the value or part of the value of which is credited to such candidate.

(x) “Unexhausted paper” means a ballot paper on which a further preference is recorded for a continuing candidate.

2. The Registrar shall be the Returning Officer responsible for the conduct of all elections.

3. The Vice-Chancellor shall—

(i) appoint the dates for the various stages of each election in conformity with the provisions of the Statutes and shall have power to alter these dates in case of any emergency except where such alteration contravenes the provisions of the Statutes;

(ii) decide in case of doubt the validity or otherwise of a vote recorded.

4. The election of members of the Court representing Registered Graduates (and such other elections as the Vice-Chancellor may for reasons of convenience or economy direct) shall be conducted by postal ballot. Other elections shall be conducted at meetings of the Authorities or bodies concerned.

5. A voting paper shall be in the following form:

NAME OF UNIVERSITY
Election by Constituency
Name of candidate and Order of preference (to
be indicated in the space) by the numerals 1,
2, 3, etc.

6. An elector in recording his vote—
(i) must place on his voting paper the figure 1 opposite the name of the candidate for whom he votes, and

(ii) may, in addition, indicate the order of his choice or preference for as many other candidates as he pleases, by placing against their respective names the figures 2, 3, 4 and so on, consecutive numericals.

7. A voting paper shall be invalid on which—

(i) the figure 1 is not marked, or

(ii) the figure 1 is placed opposite the name of more than one candidate, or

(iii) figure 1 and some figure are marked opposite the name of the same candidate, or

(iv) the figure 1 is so marked as to render it doubtful to which candidate it is intended to apply, or

(v) in an election by ballot any mark is made by which the voter may afterwards be identified, or

(vi) there is any erasure, or alterations in the figure indicating the voter's preferences, or

(vii) it is not on the form provided for the purpose.

Part II—Elections conducted by Postal Ballot

8. At least three months before the vacancies to be filled by election by postal ballot are due to occur, the Registrar shall cause a notice to be issued under a registered cover to each qualified voter at his registered address calling on him to submit nomination within fifteen days of the posting of the notice. The notice shall be accompanied by a list of voters.

9. The Registrar shall have power to correct any error and supply any omission brought to his notice in the list of voters. If the name of a person is removed from the list, his vote shall not be counted even if he has received the voting paper and recorded his vote, and a certificate, that this has been so done, shall be recorded by the Registrar and the persons, if any, associated with him in preparing the result of the election.

10. Every elector shall have the option of nominating any number of candidates not exceeding the number of places to be filled.

11. Every nomination paper shall be signed by a proposer who shall himself be an elector and shall be accompanied by the assent of the candidate nominated for election either in writing or by signing the nomination paper. It may bear the signature of other electors as supporters of the nomination. But no candidate shall sign as proposer or seconder, a nomination paper on which his own name appears as a candidate.

12. The nomination paper shall be delivered to the Registrar in a closed cover either in person by the proposer or an elector who supports the nomination or through registered post, within the time mentioned in the notice.

13. It shall be open to a candidate to withdraw from an election by sending to the Registrar, so as to reach him before the day and hour fixed as the last day for the receipt of nomination, an intimation of withdrawal in writing signed by himself and attested by a Stipendiary Magistrate, a Gazetted Officer, or the Principal of a College associated with or affiliated to a University. The attestation should be under the seal of the officer concerned.

14. The Registrar shall notify the place, date and time for the opening of the covers containing the nomination papers. Such candidates or electors as may desire to be present may do so on the occasion.

15. The registrar shall prepare list of valid nominations. If the nomination paper is rejected by the Registrar, he shall inform the candidates within two days stating the reasons for such rejection. It shall be open to the candidate to send within three days of the receipt of such communication a request that the matter be referred to the Vice-Chancellor. The matter shall then be referred to the Vice-Chancellor whose decision shall be final.

16. If the number of candidates duly nominated does not exceed the number of places to be filled, the Registrar shall declare them elected. In case any place remains unfilled a fresh election shall be held in like manner to fill it and such election shall be deemed to be a part of general election.

17. If the number of candidates duly nominated exceed the number of places to be filled an election shall be conducted.

18. The Registrar shall within 15 days of the completion of scrutiny send by registered post to each,

elector at his registered address a voting paper together with a cover bearing the name of the constituency only and a larger cover on the left side of which are written or printed the number of elector on the electoral roll, the name of the constituency, and on the right side the address of the Registrar of the University. The Registrar shall also enclose a certificate of identity.

19. (i) The elector shall sign the certificate of identity and have it duly attested by any of the following persons :

(a) The Registrar of any University established by law in India for the time being.

(b) The Principal of a College associated with or affiliated to any such University or Head of a Department of teaching of such University.

(c) Any Gazetted Officer of the Government.

(ii) The Attesting Officer shall attest with his full signature and under his seal.

(iii) The elector shall enclose the voting paper duly filled in but without his name or signature in a smaller cover, and then enclose it in the larger cover along with the certificate of identity duly signed and attested and send the same duly sealed with either by registered post or deliver it personally to the Registrar.

20. The voting paper must reach the Registrar by the time and date fixed. If received after the appointed time and date, it shall be rejected by him.

21. If two or more voting papers are sent in the same cover they shall not be counted.

22. A voter who has not received his voting paper and other connected paper, or who has lost them or whose papers before their return to the Registrar have been inadvertently spoiled, may send a declaration to that effect signed by himself and request the Registrar to send him duplicate papers in place of those not received, lost or spoiled. The Registrar in place of those not received, lost or spoiled, may, if he is satisfied, issue another copy marked "Duplicate".

23. The Registrar shall keep the voting papers sealed and unopened in safe custody until the date and time fixed for their scrutiny.

24. Due notice of such date, time and place of scrutiny shall be given by the Registrar to all the candidates who shall have the right to be present during the scrutiny :

Provided that no candidate shall be entitled to ask for the inspection of such voting paper.

25. The Registrar, where necessary, shall be helped by such other persons as may be appointed by the Vice-Chancellor for assisting him in the scrutiny work.

26. At the appointed date, the time and place the Registrar shall open the covers containing the voting papers and scrutinize them and separate those that are not valid.

27. The valid papers shall then be sorted into parcels, each parcel containing all the papers on which the first preference is recorded for a particular candidate.

28. For the purpose of facilitating the process prescribed by this Statute each ballot paper shall be deemed to be of the value of one hundred.

29. The Registrar shall in carrying out the provisions of the Statute—

(i) disregard all fractions;

(ii) ignore all preferences recorded for candidate already elected or excluded from the poll.

30. The Registrar shall then add together the values of the papers in all the parcels, divide total by a number exceeding by one the number of vacancies to be filled, and add one to the quotient. The number thus obtained shall be the "quota".

31. If at any time candidates equal in number to the number of persons to be elected have obtained the quota such candidates shall be treated as elected and no further proceeding shall be taken.

32. (i) Every candidate the value of whose parcel, on the first preference being counted is equal to or greater than the quota, shall be declared elected.

(ii) If the value of the papers in any such parcel is equal to the quota the papers shall be set aside as finally dealt with.

(iii) If the value of the papers in any such parcel is greater than the quota, the surplus shall be transferred to the continuing candidates indicated on the ballot paper as next in the order of the voter's preference, the manner prescribed in the Statute hereinafter appearing.

33. (i) If and whenever as the result of any operation prescribed by the Statute above, a candidate has

any surplus, that surplus shall be transferred in accordance with the provisions of the Statute.

(ii) If more than one candidate has a surplus the largest surplus shall be dealt with first and the others in a decreasing order of magnitude provided that every surplus arising on the first count of votes shall be dealt with before those arising on the second count; and so on.

(iii) Where two or more surplus are equal, the Registrar shall decide according to the terms prescribed in sub-clause (ii) above which shall be first dealt with.

(iv) (a) If the surplus of any candidate to be transferred arises from original votes only, the Registrar shall examine all papers in the parcel belonging to the candidate whose surplus is to be transferred and divide the unexhausted papers into sub-parcels according to the next preference recorded thereon. He shall also make a separate sub-parcel of the exhausted papers.

(b) He shall ascertain the value of the papers in each sub-parcel and of the unexhausted papers.

(c) If the value of unexhausted papers is equal to or less than the surplus, he shall transfer all the unexhausted papers at the value at which they were received by the candidates whose surplus is being transferred.

(d) If the value of the unexhausted papers is greater than the surplus, he shall transfer the sub-parcels of unexhausted papers and the value at which each paper shall be transferred shall be ascertained by dividing the surplus by the total number of unexhausted papers.

(v) If the surplus of any candidate to be transferred arises from transferred as well as original votes, the Registrar shall re-examine all the papers in the sub-parcel last transferred to the candidate and divide the unexhausted papers into sub-parcels according to the next preference accorded thereon. He shall thereupon deal with the sub-parcels in the same manner as is provided in the case of sub-parcels referred to in the last preceding clause.

(vi) The papers transferred to each candidate shall be added in the form of a sub-parcel to the papers already belonging to such candidate.

(vii) All papers in the parcel or sub-parcels of

an elected candidate not transferred under this clause shall be set aside as finally dealt with.

34. (i) If after all surpluses have been transferred as hereinafter directed less than the number of candidates required has been elected, the Registrar shall exclude from the poll the candidate lowest on the poll and shall distribute his unexhausted papers among the continuing candidates according to the next preferences recorded thereon. Any exhausted papers shall be set aside as finally dealt with.

(ii) The papers containing original votes of an excluded candidate shall first be transferred, transfer value of each paper being one hundred.

(iii) The papers containing transferred votes of an excluded candidate shall then be transferred in the orders of the transfers in which and at the value at which he obtained them

(iv) Each of such transfers shall be deemed to be a separate transfer.

(v) The process directed, by this clause shall be repeated on the successive exclusions one after another of candidates lowest on the poll until the last vacancy is filled either by the election of a candidate with the quota or as hereinafter provided.

35. If as the result of a transfer of papers the value of the votes obtained by a candidate is equal to or greater than the quota the transfer proceedings shall be completed but no further papers shall be transferred to him.

36. (i) If after the completion of any transfer under the said clause the value of the votes of any candidate is equal to or greater than the quota he shall be declared elected.

(ii) If the value of the votes of any such candidate is equal to the quota, the whole of the papers on which such votes are recorded shall be set aside as finally dealt with.

(iii) If the value of the votes of any such candidate is greater than the quota, his surplus shall thereupon be distributed in the manner hereinbefore provided before exclusion of any other candidate.

37. (i) When the number of continuing candidate is reduced to the number of vacancies remaining unfilled the continuing candidates shall be declared elected.

(ii) When only one vacancy remains unfilled and the value of the votes of any continuing candidate

exceeds the total value of all the votes of other continuing candidates, together with any surplus not transferred, that candidate shall be declared elected.

(iii) When only one vacancy remains unfilled and there are only two continuing candidates and those two candidates have each the same value of votes and no surplus remains capable of transfer one candidate shall be declared excluded under the next succeeding clause and the other declared elected.

38. If and when there is more than one surplus to distribute, two or more surpluses are equal or if at any time it becomes necessary to exclude a candidate and two or more candidates have the same value of votes and are lowest on the poll regard shall be had to the original votes of each candidate and the candidate for whom fewest original votes are recorded shall have his surplus first distributed or shall be first excluded, as the case may be. If the values of their original votes are equal, the Registrar shall decide by lot which candidate shall have his surplus distributed or excluded.

30. *Recounting* The Registrar may, either on his own initiative or at the instance of any candidate, recount votes, whether once or more than once when the Registrar is not satisfied as to the accuracy of a previous counting :

Provided that nothing herein contained shall make it obligatory on the Registrar to recount the same more than once.

40. After the scrutiny is completed, the Registrar shall forthwith report the result to the Vice-Chancellor.

41. The Registrar shall place the nomination papers and the ballot papers in a sealed packet which shall be preserved for a period of one year.

Part III—Elections held at Meeting

42. In case of an election conducted at a meeting of a University Authority or body it shall not be necessary to publish the electoral roll for the purpose of eliciting claims and objections or to invite nominations in advance. The members of the Authority or body concerned present at the meeting duly convened shall take part in the election. Names may be proposed for election and candidature withdrawn, in advance or at the meeting. The voting paper supplied to voters shall show the names of which notice was received in time for printing and shall contain blank

spaces, with addition of names including those proposed at the meeting. A notice of the meeting at which the election is to be held mentioning the time, date and place of such meeting together with lists of the members shall be sent by the Registrar to each member. The period of notice shall be fixed by the Vice-Chancellor.

APPENDIX 'B'

(See STATUTES 16.01)

FORM OF AGREEMENT WITH MEMBERS OF
TEACHING STAFF OF THE UNIVERSITY

AGREEMENT made this.....day of
....., 19....., between Sri/Srimati/Kumari
....., of the first part and the Univer-
sity of..... (hereinafter called "the Uni-
versity") of the other part :—

IT IS HEREBY AGREED as follows :

1. That the University hereby appoints Shri/Srimati/Km... the party of the first part, to be a teacher of the University with effect from the date the party of the first part (hereinafter called the teacher) takes charge of the duties of his/her office, and the teacher hereby accepts the engagement, and undertakes to take such part, and perform such duties in the University as may be required of him/her, including the management and protection of the University property or funds, the organization of instruction, the teaching formal or informal and the examination of students, the maintenance of discipline and the promotion of students' welfare in connection with any curricular or residential activities and perform such extra, curricular duties of the University as may be entrusted to him/her and to submit himself/herself to the officers under whom he/she is for the time being placed by the authorities of the University and shall abide by and conform to the Code of Conduct for teachers laid down by the University as amended from time to time :

PROVIDED that the teacher shall be on probation for a period of one year in the first instance and the Executive council may in its discretion extend the period of probation by one year.

2. That, the teacher shall retire in accordance with the provisions of the Statutes of the University.

3. The scale of pay attached to the post of teacher to which the teacher is appointed shall be.

.....The party of the first shall from the date he/she takes charge of his/her said duties be granted pay at the rate of Rs.....Per mensem in the aforesaid scale and shall receive pay in the succeeding stages in the scale unless the annual increment is withheld in pursuance of the provisions of the Statutes :

Provided that where an efficiency bar is prescribed in the time scale, the increment next above the bar shall not be given to the teacher without the specific sanction of the authority empowered to withhold increment.

4. That the teacher shall obey and to the best of his/her ability carry out the lawful directions of any officer, authority or body of the University, to whose authority he /she may, while this agreement is in force, is subject under the provisions of the said Act, or under any Statutes, Ordinances or Regulations made thereunder.

5. That the teacher hereby undertakes to abide by and conform to the Code of Conduct laid down for the teachers, by the University, amended from time to time.

6. That on the termination of this agreement from whatever cause, the teacher shall deliver up to the University all books, apparatus, record and other articles belonging to the University that may be in his possession.

7. In all matters, the mutual rights and obligations of the parties hereto shall be governed by the statutes and Ordinances of the University, for the time being in force, which shall be deemed to be incorporated herein and shall be as such a part of this agreement as if they were reproduced herein, and by the provisions of Uttar Pradesh State Universities Act. 1973.

IN WITNESS WHEREOF the parties hereto affix their hands and seal on the day and year first above written.

.....

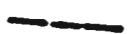
Signature of the Teacher

.....

Signature of the Finance Officer representing the University.

Witnesses :

- 1.
- 2.



APPENDIX 'C'

(See STATUTES 16.02, 16.27, 17.03 AND 17.19)

CODE OF CONDUCT FOR TEACHERS

WHEREAS a teacher, conscious of his responsibilities and the trust placed in him to mould the character of the youth and to advance knowledge, intellectual freedom and social progress, is expected to realise that he can fulfil the role of moral leadership more by example than by precept through a spirit of dedication, moral integrity and purity in thought, word, and deed;

Now THEREFORE, in keeping with the dignity of his calling, this code of conduct is hereby laid down to be truly and faithfully observed :

1. Every teacher shall perform his academic duties with absolute integrity and devotion.
2. No teacher shall show any partiality or bias in the assessment of the students nor shall he practice victimisation against them.
3. No teacher shall incite one student against another or against his colleagues or the Alma Mater.
4. No teacher shall discriminate against any pupil on grounds of caste, creed, sect, religion, sex, nationality or language. He shall also discourage such tendencies amongst his colleagues, subordinates and students, and shall not try to use the above considerations for the improvement of his own prospects.
5. No teacher shall refuse to carry out the decisions of the appropriate bodies and functionaries of the University or the college, as the case may be.
6. No teacher shall divulge any confidential information relating to the affairs of the University or college, as the case may be, to any person not authorised in respect thereof.

APPENDIX 'D'

(See STATUTES 16.28, 17.20, 17.17 And 17.19)
(1) FORM OF AGREEMENT WITH A TEACHER
(OTHER THAN A PRINCIPAL) IN
AFFILIATED COLLEGES
AGREEMENT made this.....day of.....19...

BETWEEN.....of the first part herein referred to as the teacher and the Management of the College..... through the Principal/Secretary of the second part, hereinafter referred to as the college.

WHEREAS, the college has engaged the teacher to serve the College as—subject to the conditions and upon the terms hereinafter contained, now this Agreement witnesseth that the teacher and the college hereby contract and agree as follows :

1. That the engagement shall be from theday of 19 and shall be determinable as hereinafter provided.

2. That the teacher is employed, in the first instance on probation for a period of one year and shall be paid a monthly salary of Rs.....The period of probation may be extended by such further period as the college may deem fit but the total period of probation shall in no case exceed two years.

3. That on confirmation after the period of probation the college shall pay the teacher for the services at the rate of Rs.....(Rupeesonly) per month rising by annual increment of Rs.....to Rs.....per month. The scale of salary shall be subject to such revision as may be made by University with the approval of the State Government from time to time.

4. That the said monthly salary shall become due on the first day of the month following that for which it is earned and the college shall pay it to the teacher not later than the fifteenth of each month

5. That the teacher shall not make any representation to the University or to any member of the Management, except through the Principal who shall forward it to higher authorities.

6. That the teacher shall, in addition to ordinary duties, perform such duties as may be entrusted to him by the Principal in connection with internal administration or activities of the College.

7. In all other respects the mutual rights and obligations of the parties hereto shall be

governed by the Statutes of the University as amended from time to time and by the provisions of the Uttar Pradesh State Universities Act, 1973.

Signed this.....day of.....19.....
on behalf of the Management by.....

By the teacher in the presence of :

Witnesses :

1.....

2.....

**(2) FORM OF AGREEMENT WITH A
PRINCIPAL OF AN AFFILIATED
COLLEGE**

AGREEMENT made thisday of
... ..19; **BETWEEN**
on the first part (hereinafter called the Principal) and
he (hereinafter called the Management)
of College through the President of the
second part.

WHEREAS, the Management has engaged the party of the first part to serve the college as Principal subject to the conditions hereinafter contained, now this **AGREEMENT** witnesseth that the Principal and the Management hereby contract and agree as follows :

1. **THAT THE** contract of service shall commence on the... ..19... ..and shall be determinable as hereinafter provided.

2. That the Principal is employed, in the first instance, on probation for a period of one year and shall be paid a monthly salary of Rs. The period of probation may be extended by another year at the discretion of the Management.

3. That on confirmation after the period of probation, the Management shall pay the Principal at the rate of Rs. (Rupees.....only) per month in the scale of Rs. That scale of salary shall be subject to such revision as may be made by the University with the approval of the State Government from time to time.

4. That the said monthly salary shall become due on the first day of the month following that for which it is earned and the Mana-

gement shall pay it to the Principal not later than the fifteenth of each month

5. The Principal shall perform all such duties as appertaining to the Principal of an affiliated college and shall be responsible for due discharge of such duties. The Principal shall be solely responsible for the internal management and discipline of the said college including such matters as the selection of Text-Books in consultation with the senior-most teacher of the Department concerned, the management of the college timetable, the allocation of duties to all the members of college staff, the appointment of Wardens, Proctors, Games Superintendents, etc., the grant of leave of the staff, the appointment, promotion, control and removal of the inferior staff such as peons, dastaris, gardener, technicians, etc., the granting of freeship and half freeship to students within the number sanctioned by the Management, his control of the college or hostel or hostels through the Warden, the admission, discipline and punishment of students and the organisation of games and other activities. He shall administer all students' funds, such as Games Fund, Magazine Fund, Union Fund, Reading Room Fund, Examination Funds, etc., with the help of Committees appointed by him and in accordance with the directions received by him from time to time from the University, and subject to audit and scrutiny of accounts by qualified accountant appointed by the Management not from amongst its members. The accountant's fee will be the legitimate charge on the students' funds of the college.

He shall have all powers necessary for the purpose, including power in an emergency to suspend members of the staff, including teachers or staff pending report to any decision by the Management. In the spheres of his sole responsibility he shall follow the directions received from the University or Government in connection with the administration of the College. In financial and other matters, for which he is not solely responsible, the Principal shall follow the direction of the Management as issued to him in writing through the Secretary. All instructions by the Management

or the Secretary to the members of the Staff shall be issued through the Principal and no member of the staff shall have a direct approach to any member of the Management except through the Principal.

The Principal shall have all necessary powers of control and discipline in regard to the clerical and administrative staff including the power to withhold increments. All appointments in the Principal's office shall be made with his concurrence.

6 That the Principal shall be an *ex-officio* member of the Management and any other committee appointed by the Management and have the power to vote :

Provided that he shall not be a member of the Committee appointed to inquire into his own conduct.

7. The date of birth of the Principal is ... in proof of which he has produced the High School Certificate/Certificate of ... Examination which is recognised as equivalent to High School Examination and has annexed certified copy thereof.

8. In all other respects, the mutual rights and obligations of the parties hereto shall be governed by the Statutes of the University as amended from time to time and by the provisions of the Uttar Pradesh State Universities Act, 1973.

Signed this... .. day of... .. 19

... .. on ... behalf of the Management by

... ..

By the Principal in presence of ;

Witness (1) Witness (2)

Address Address

... ..

(3) FORM OF ANNUAL ACADEMIC PROGRESS REPORT FOR THE ACADEMIC SESSION... ..

1. Name of the teacher... ..
2. Department to which attached... ..
3. Whether Lecturer, Reader, Professor, Principal etc.

4. Academic qualifications or distinctions achieved, if any, during the session.

5. Details of publications or research work done by the teacher and/or papers read in any national or international conference

6. Number of Research Students under his guidance during the session, and whether any of them has been conferred a research degree

7. Number of Lectures (excluding tutorial classes) delivered in the University or Institute or College, during the session

8. Remarks.

I HEREBY DECLARE that the contents of this Academic Progress Reports are true to my personal knowledge.

Dated 19

Signature of the Teacher.

Counter-signed.

Designation.

APPENDIX 'E'

(See STATUTE 13-01)

1. Meerut College, Meerut.
2. Amar Singh College, Lakhaoti, Bulandshahr.
3. Nathimal Ramsahai Mal Edward Coronation College, Khurja, Bulandshahr.
4. Raghunath Girls College, Meerut.
5. Digambar Jain College, Baraut, Meerut
6. Mahanand Mission Harijan College, Ghaziabad.
7. Janta Vedic College, Baraut, Meerut.
8. Sanatan Dharam College, Muzaffarnagar.
9. Daya Nand Anglo Vedic College, Muzaffarnagar.
10. Sri Saraswati Vidyalaya College, Hapur, Ghaziabad.
11. Nanak Chand Anglo Sanskrit College, Meerut.
12. Jamboo Vidyalaya Jain College, Saharanpur.
13. Kisan Vidyalaya Degree College, Machhra, Meerut.

14. Daya Nand Anglo Vedic College, Bulandshahr.
15. Kisan Degree College, Simbhaoli, Ghaziabad.
16. Multanimal Modi College, Modinagar, Meerut.
17. Maharaj Singh College, Saharanpur.
18. Vaish College; Shamli, Muzaffarnagar.
19. Rashtriya Kisan College, Shamli, Muzaffarnagar.
20. Dev Nagri College, Meerut-
21. Bhartiya Sanskriti Mahavidyalaya College.
Roorkee. Saharanpur,
22. Raja Mahendra Pratap Prem Vidyalaya College,
Narsan, Saharanpur.
23. Gochar Mahavidyalaya, Rampur Manhyran,
Saharanpur.
24. Mahamana Malviya Degree College. Khakra,
Meerut.
25. Ch. Chhotu Ram Degree College, Muzaffar-
nagar.
26. Jatan Swarup Degree College, Sikandrabad,
Bulandshahr.
27. Arya Kanya Pathshala Degree College. Hapur.
28. Krishak Degree College, Mawana, Meerut.
29. Kanhiya Lal Dayanand Anglo Vedic College.
Roorkee, Saharanpur
30. Digambar College, Dibai. Bulandshahr.
31. Rana Shiksha Shiver Degree, College, Pilkhuwa.
Ghaziabad.
32. Swarn Nath Math Jawahar Lal Nehru College.
Hardwar. Saharanpur.
33. Shambhu Dayal College, Ghaziabad.
34. Vidya Vati Mukand Lal Girls College,
Ghaziabad.
35. Sri Kund Kund Jain College, Khatauli. Muzaf-
farnagar.
36. Anglo-Sanskrit College, Mawana. Meerut.
37. Ismail National College for Women. Meerut.
38. Jain Kanya Pathshala Degree College, Muzaf-
farnagar.
39. Durga Prasad Degree College. Anupshahr,
Bulandshahr.
40. Mahila Vidyalaya, Satikund Kankhal, Sahara-
npur.

41. Gurukul Mahavidyalaya, Jwalapur, Saharanpur
42. Arya Kanya Pathshala Degree College, Khurja. Bulandshahr.
43. Munna Lal and Jai Narain Khemka Girls College, Saharanpur.
44. Sanatan Dharm Prakash Chand Girls College, Roorkee, Saharanpur.
45. Lajpat Rai College, Sahibabad, Ghaziabad.
46. Dev Nagri Degree College, Gulaothi. Bulandshahr.
47. Mihir Bhoj Degree College Dadri. Ghaziabad.
48. Kanohar Lal Mahila Mahavidyalaya, Meerut.
49. Ishwar Dayal Prasandi Devi Degree College, Bulandshahr.
50. Agarsen Degree College, Sikandrabad, Bulandshahr.
51. Gandhi Vidya Niketan Degree College, Budhpur Ramala, Meerut.
52. Jain Asthanak Vasi Girls Degree College. Baraut, Meerut.
53. Janta Degree College, Patla, Ghaziabad.

APPENDIX 'E'

(See Statute 11. 12—B)

UNIVERSITY OF MEERUT
PROFORMA FOR SELF-ASSESSMENT

Date.....

SECTION—I

1. Name
2. Designation
3. Date of Birth
4. Academic Qualifications
5. Date of joining the University
6. Date of confirmation
7. Teaching experience

Name of Institution	position held**	From	To	Total period
---------------------	-----------------	------	----	--------------

**Indicate also whether temporary/ad-hoc-permanent.

8. Courses taught at various levels : (Name the courses, give details)—
 - (a) Undergraduate
 - (b) Post-graduate
9. Courses taught during the last three years (give exact details)—
 - (a) Undergraduate
 - (b) Post-graduate
10. Details of source of materials consulted by you for the courses taught (books, journals, etc.)
11. Details of teaching methods/employed by you : (lectures, tutorials, seminars, practicals, etc.).
12. Details of Tutorials during the last academic year :
Under-graduate Courses. Post-graduate Courses.
Number held—
Assignment checked.
13. Were you able to meet the classes allotted to you during the last academic year in any of the levels of regularity given below : (Circle what is applicable)—
 - (a) 90% to 100%
 - (b) 80% to 90%
 - (c) 70% to 80%
 - (d) below 70%

SECTION II

1. Give details of the following degrees—

University	Year of the award	Topic of Dissertation
M. Phil.		
Ph. D.		
D. Litt.		
D. Sc.		

2. Details of thesis, if published. (A copy may be enclosed)—
3. Details of published research papers, books, monographs, reviews, chapter in books, translations and creative writing etc., if any.
4. Participation of conferences, Seminars, workshops. Give details of the papers presented and/or Official position held.
5. Summer Institutes, refresher or orientation course attended. Give details.
6. Details of Research guidance/Professional consultancy, If any.
7. Membership or Fellowship or Professional/Academic Bodies Societies etc. Give details.
8. Any other information regarding academic activities not covered under this section.

SECTION III

*Details of your contribution to the corporate
life of your Institution*

1. (a) Curriculum development;
(b) Cultural/extra curricular activity;
(c) Sports/community and extension services;
(d) Administrative assignment.
(e) Any other.
2. Any other information not covered in the above questionnaire.
I certify that the information given above is correct and
factual to the best of my knowledge.

Signature.....

Department

.....



PART -B
FIRST STATUES
OF THE
UNIVERSITY OF MEERUT
VOLUME-I PUBLISHED IN JANUARY, 1987

Page 51 Statute 16.18, Line 3.
 Word "Not" be inserted between the words
 period and exceeding. The Third line will be read as under :-
 "Council may deem fit for a period not exceeding three years."

Page 100-102 List of Colleges affiliated after the enforcement of statute 13.01.

1. S.S.S.S. Degree College, Rasna (Meerut).
2. Govt. Girls Degree College, Kandhla (Muzaffarnagar).
3. St. Joseph Girls College, Sardhana (Meerut).
4. Govt. Degree College, Noida (Ghaziabad).
5. Sanjay Gandhi Degree College, Sarurpur Khurd (Meerut)
6. Govt. Degree College, Deoband (Saharanpur).
7. Ginni Devi Modi Girls Degree College, Modinagar (GZB.)

Note: (i) College mentioned at Serial No. 41 has been disaffiliated.
 (ii) Names of the following colleges be read as mentioned against each.

<u>Name of college printed in the Hand Book</u>	<u>Amended name</u>
1. (18) Vaish College Shamli Muzaffarnagar.	1. (18) V.V. College, Shamli, Muzaffarnagar.
2. (23) Gochar Mahavidyalaya Rampur Manhyran, Saharanpur.	2. (23) Gochar Maha Vidyalyaya College, Rampur Manhyran Saharanpur.
3. (26) Jatan Swarup Degree College, Sikandrabad, Bulandshahr.	3. (26) Jatan Swarup College, Sikandrabad, Bulandshahr.
4. (27) Arya Kanya Pathshala Degree College, Hapur.	4. (27) Arya Kanya Pathshala College, Hapur.
5. (35) Sri Kund Kund Jain College, Khatauli, Muzaffarnagar.	5. (35) Sri Kund Kund Jain College, Khatauli, Muzaffarnagar

- | | | | |
|----------|---|----------|---|
| 6. (37) | Ismail National College For Women,
Meerut. | 6. (37) | Ismail National Degree College, Meerut |
| 7. (38) | Jain Kanya Pathshala Degree College,
Muzaffarnagar | 7. (38) | Jain Kanya Pathshala College, Muzaffarnagar. |
| 8. (39) | Durga Prasad Degree College, Anupshahr,
Bulandshahr. | 8. (39) | Durga Prasad Baljit Singh College
Anupshahr,
Bulandshahr. |
| 9. (40) | Mahila Vidyalaya Satikund
Kankhal, Saharanpur. | 9. (40) | Kanya Maha Vidyalaya Degree College
Satikund Kankhal,
Saharanpur. |
| 10. (42) | Arya Kanya Pathshala Degree College, Khurja,
Bulandshahr | 10. (42) | Arya Kanya Pathshala College, Khurja,
Bulandshahr. |
| 11. (43) | Munna Lal and Jai Narain Khemka Girls College, Saharanpur. | 11. (43) | MLJN. & K. College,
Saharanpur |
| 12. (46) | Dev Nagri Degree College, Gulaothi,
Bulandshahr. | 12. (46) | Dev Nagri College,
Gulaothi,
Bulandshahr |
| 13. (48) | Kanohar Lal Mahila Maha Vidyalaya,
Meerut | 13. (48) | Kanohar Lal Mahila Mahavidyalaya,
Meerut |
| 14. (16) | Multanimal Modi College,
Modinagar, Meerut | 14. (16) | Multanimal Modi College,
Modinagar, Ghaziabad. |

CORRIGENDA

PART -B

FIRST STATUES

of the

UNIVERSITY OF MEERUT

VOLUME - I PUBLISHED IN JANUARY, 1987

CONTINUED FROM PAGE -32

- (5) The Selection Committee shall submit its recommendation to the Executive Council and the Executive Council shall, subject to the provisions of clause (6), grant personal promotion on the basis of such recommendation.
- (6) The benefit of personal promotion shall be admissible to Lecturers for promotion to the post of Reader only and Reader so appointed by promotion shall not be entitled to personal promotion on the post of the Professor.
- (7) Personal promotion on the post of Reader or Professor, as the case may be, shall take effect from the date of taking over charge of the said post.
- (8) As a result of personal promotion, there shall be no reduction in the workload of the teacher of the University.
- (9) In case a teacher of the University is not found suitable for personal promotion he may offer himself again for such promotion after two years and he shall be considered by the Selection Committee along with the teachers of the University who have since become eligible.
- (10) In case the Selection Committee does not find a teacher of the University suitable for personal promotion, it shall state the reasons.
- (11) (i) The post of Reader or Professor, to which personal promotion is made, shall be deemed to be temporary addition to the cadre of Professor or Reader, as the case may be and the post shall stand abolished on the incumbent ceasing to occupy it.
(ii) On the Reader ceasing to occupy the post of Professor to which he was given personal promotion, new appointment, if any shall be made on the post of Reader and similarly on the Lecturer ceasing to occupy the post of Reader, new appointment, if any, shall be made on the post of *lecturer*.

विश्वविद्यालय कार्यपरिषद् की बैठक दिनांक 04.07.2007 में अध्यक्ष की अनुमति से अन्य मद के अन्तर्गत बिन्दु 2 पर विश्वविद्यालय के दिन प्रति-दिन के कार्यों के निपट जाने के लिए विश्वविद्यालय कार्यपरिषद् द्वारा वित्त नियंत्रक, कुलसचिव एवं विभागाध्यक्षों के वित्तीय अधिकारों में निम्नानुसार वृद्धि किये जाने का निर्णय लिया गया है:-

क्रमांक	पदनाम	पूर्व वित्तीय अधिकार	वृद्धि
01.	वित्त नियंत्रक	रु० 5000/- तक की स्वीकृति	रुपये 25000/- तक
02.	कुलसचिव	रु० 5000/- तक की स्वीकृति	रुपये 25000/- तक
03	विभागाध्यक्ष	रु० 2500/- तक की स्वीकृति	रुपये 10000/- तक

अतः सभी को सूचित किया जाता है कि उपरोक्तानुसार कार्यवाही किया जाना सुनिश्चित करें।

वी०के० सिन्हा
कुलसचिव

विश्वविद्यालय कार्यपरिषद् की बैठक दिनांक 25.05.2012 में अध्यक्ष की अनुमति से अन्य मद को अन्तर्गत बिन्दु 2 पर विश्वविद्यालय के दिन प्रति दिन के कार्यों के निष्पादन हेतु विश्वविद्यालय कार्यपरिषद् द्वारा वित्त नियंत्रक एवं कुलसचिव के वित्तीय अधिकारों में निम्नानुसार वृद्धि किये जाने का निर्णय लिया गया है:-

क्रमांक	पदनाम	पूर्व वित्तीय अधिकार	वृद्धि
01	वित्त नियंत्रक	रु 25,000/- तक की स्वीकृति	रुपये 50,000/-तक
02	कुलसचिव	रु 25,000/- तक की स्वीकृति	रुपये 50,000/-तक

ओम प्रकाश
कुलसचिव