

## ANNEXURE - I

MINUTES OF THE 71<sup>st</sup> MEETING OF THE EXECUTIVE COUNCIL HELD ON 27/04/2022 AT 11.00 A.M. through blended mode (online/ offline) IN THE CONFERENCE HALL, ADMINISTRATIVE BLOCK, BPS MAHILA VISHWAVIDYALAYA, KHANPUR KALAN (SONIPAT).

**The following were present:-**

1. Prof. Sudesh,  
Vice-Chancellor Chairperson
2. Dr. Anju Manocha,  
Joint Director O/o DGHE Panchkula,  
Nominee of Additional Chief Secretary,  
Deptt of Higher Education, Haryana Ex-officio-Member
3. Sh. Ranbir Singh,  
Nominee of Technical Education Department
4. Prof. Ipshita Bansal,  
Dean, Faculty of Commerce & Mgt. -do-  
Dean Students Welfare
5. Prof. Ajit Singh, -do-  
Dean, Faculty of Engineering & Technology
6. Dr. Suman Dalal, -do-  
Dean, Faculty of Physical Education  
Dean Faculty of Education
7. Prof. Amrita, -do-  
Dean, Faculty of Arts & Languages
8. Prof. Surender Mor, -do-  
Dean, Faculty of Social Sciences
9. Dr. Neelam Jain, -do-  
Dean, Faculty of Sciences,  
Chairperson, DPER,  
BPSMV, Khanpur Kalan
10. Prof. Mahesh Dadhich, -do-  
Dean, Faculty of Ayurvedic Medicine  
Principal, MSM Institute of Ayurveda
11. Prof. Vijay Nehra, -do-  
Dean Faculty of Laws
12. Dr. Veena, Principal, -do-  
BPS Institute of Higher Learning,
13. Smt. Kamla Rani Chancellor's Nominee  
House No. 12, University Campus,  
BPSMV, Khanpur Kalan.
14. Prof. Sunita Srivastava, -do-  
Department of Physics,  
Punjab University, Chandigarh,
15. Prof. Anju Ahuja, -do-  
Sr. Consultant Obstetrician & Gynaecologist,  
Founder Pro. Vice-Chancellor, Baba Mastnath University,  
House No. 2478, Sector-1, HUDA, Rohtak
16. Smt Kamlesh Kumari, Supdt. (FD)  
Nominee of ACS, Finance, Haryana
17. Prof. Shweta Singh, Other Member  
Dept. of Management

18. Dr. Ravi Bhushan,  
C.O.E.  
19. Dr. Neelam Malik,  
Registrar

Special invitee

Secretary

*Quorum was complete.*

At the outset, the Vice-Chancellor welcomed all the members, to the 71st meeting of the Executive Council. Accepting the felicitation, Prof. Sudesh Hon'ble Vice-Chancellor expressed her gratitude to the State Government for providing her with the opportunity to serve Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan, a unique and holistic institution founded by legendary Bhagat Phool Singh. She assured the House that she will leave no stone unturned in the overall development of the University that has a historical past relevance. Further, she added that NAAC accreditation shall be her focal agenda. She desired that all the faculty and staff to make their sincere and collaborative efforts in this regard and assured them full cooperation. Besides this, she said that filling up the vacant teaching and non-teaching posts in the University, digitalization of the University, promotions of all eligible faculty members under the Career Advancement Scheme, would be her priority.

She also informed the House that six students of the University have participated in 'Khelo India University Games' held at Bangalore. Out of these six students, four have won the bronze medals in the boxing game.

Further, she informed the house that a Subject committee consisting of 18 members including MLAs of Haryana and DGHE, Haryana visited the University on 02-12-2021 and recommended that the Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan has the potential for becoming a Central University. The University is making concerted efforts to be a Central University by pursuing the matter at the State Govt level.

Before taking up the agenda item, the Registrar introduced the nominee of ACS, Higher Education, Smt. Dr Anju Manocha, to the House. All the members also congratulated her on being nominated to the Executive Council of BPSMV, Khanpur Kalan

After the exchange of pleasantries, the formal agenda items with the permission of the Chairperson were taken up by the Secretary, Executive Council.

- 1 Confirmation of the Minutes of 67<sup>th</sup> emergent meeting of Executive Council held on 19/04/2021.**

Resolved that the minutes of 67<sup>th</sup> emergent meeting of Executive Council held on 19/04/2021 be confirmed.

- 2 Follow up Action Report.**

Resolved that the action taken report of 67<sup>th</sup> emergent meeting of Executive Council held on 19/04/2021 be noted.

- 3. Confirmation of the Minutes of 68<sup>th</sup> meeting of Executive Council held on 21/05/2021.**

Resolved that the minutes of 68<sup>th</sup> meeting of Executive Council held on 21/05/2021 be confirmed.

*APK*

**4 Follow up Action Report.**

Resolved that the action taken report of 68<sup>th</sup> meeting of Executive Council held on 21/05/2021 be noted.

**5 Confirmation of the Minutes of 69<sup>th</sup> emergent meeting of Executive Council held on 15/11/2021.**

Resolved that the minutes of 69<sup>th</sup> emergent meeting of Executive Council held on 15/11/2021 be confirmed.

**6 Follow up Action Report.**

Resolved that the action taken report of 69<sup>th</sup> emergent meeting of Executive Council held on 21/05/2021 be noted.

**7 Confirmation of the Minutes of 70<sup>th</sup> emergent meeting of Executive Council held on 29/12/2021.**

Resolved that the minutes of 70<sup>th</sup> emergent meeting of Executive Council held on 29/12/2021 be confirmed.

**8 Follow up Action Report.**

Resolved that the action taken report of 70<sup>th</sup> emergent meeting of Executive Council held on 29/12/2021 be noted.

**9 To note the appointment in r/o Prof. Rajendra kumar Anayath, Vice-Chancellor, Deen Bandhu Chotu Ram University of Science and Technology, Murthal, Sonapat as Vice-Chancellor, BPS Mahila Vishwavidyalaya, Khanpurkalan, Sonipat ( Additional Charge).**

Resolved that the appointment of Prof. Rajendra Kumar Anayath, as Vice-Chancellor, BPS Mahila Vishwavidyalaya, Khanpur Kalan (Additional Charge) be noted.

**10. To note the appointment & Terms and Conditions of Appointment in respect of Dr. Neelam Malik, Registrar, BPSMV Khanpur Kalan conveyed by the Principal Secretary to Government of Haryana, Higher Education Department, Chandigarh.**

Resolved that the appointment and terms & conditions of Dr. Neelam Malik, as Registrar, BPSMV Khanpur Kalan be noted and extended their best wishes to her.

**11 To note the Action Taken by the Hon'ble Vice-Chancellor in granting study leave in respect of Dr. Meenakshi Katyal, Assistant Professor, Department of Management Studies to attend the Faculty Development Programme (FDP) at IIM Ahmedabad w.e.f. 15.05.2019 to 31.08.2019 (with pay) instead of duty leave.**

Resolved that the action taken by the then Vice-Chancellor be noted and approved.

- 12 To note the action taken by the Vice-Chancellor to appoint Dr. Murti Malik, Associate Professor, Institute of Higher Learning as Chief Warden (officiating) in anticipation of approval of the Executive Council.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 13 To note the action taken by the Vice Chancellor to execute Power Purchase Agreement with M/S Sukhbir Agro Ltd. New Delhi.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 14 To note the action taken by the Vice-Chancellor in anticipation of approval of the Executive Council regarding regularization of services of Dr. AnkitGarg, Computer Assistant/DEO for the period from 17.01.2020 to 22.09.2020 (i.e. 8 Months 6 days) spent on deputation at Association of Indian Universities Delhi (AIU, Delhi) after expiry of lien period.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved as a special case. Further resolved that this will not be quoted as precedent in future.

- 15 To note the action taken by the Hon'ble Vice-Chancellor in anticipation of approval of Executive council regarding increase in the workmen strength of Sanitation Staff through outsource under part-1 policy from 81 to 90.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 16 To note the action taken by the Vice Chancellor in anticipation of approval of Executive Council regarding engagement in respect of Dr.Kumari Darshna Devi, Ex-Acharya, Kanya Gurukul Sr. Sec School, Regional Centre Kharal under BPSMV Khanpur Kalan, as Assistant instead of Advisor/ OSD against the sanctioned and vacant post of Assistant in RC Kharal on a consolidated salary of Rs. 35400/- per month, on contract basis, for a period of one year.

Resolved that the action taken by the then Vice-Chancellor for making contractual engagement of Dr. Darshna Kumari on the post of Assistant at Regional Centre Kharal for a period of one-year upto 08.7.2022 be noted and approved. Further, it was informed that she is serving in Gurukul Kharal for the last about 45 years and still there is a need of such experienced person in Regional Centre Kharal. Moreover, her work and conduct is found satisfactory till date. After a detailed deliberation, it was resolved that she may be granted further extension of one year upto 08.7.2023 on the existing terms and conditions.

- 17 To note the action taken by the Vice Chancellor regarding granting extension in contractual engagement of Sh. Labh Singh, SDE (Electrical) for one more year w.e.f. 15.09.2021 to 14.09.2022.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.





- 18 To note the action taken by the Vice- Chancellor in anticipation of approval of the Executive Council regarding appointment of Sh. Deepak, Advocate, Chamber no. 110, District Court, Rohtak as Legal Advisor on retainer ship basis initially for a period of 06 months on consolidated remuneration of Rs. 25000/- per month.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 19 To note the action taken by Vice-Chancellor in anticipation approval of the Executive Council to grant extension to Sh. Devender Singh, Accountant engaged on re-employment basis for a period of one year from 26.12.2020 to 25.12.2021.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 20 To note the action taken by the Vice- Chancellor in anticipation of approval of the Executive Council regarding grant of extension to Sh. Devender Singh, Accountant on re-employment basis for a period of one year from 26/12/2021 to 25/12/2022.

Resolved that the action taken by the then Vice-Chancellor as above be noted and approved.

- 21 To consider and approve the extension of E.O.L. (without pay) alongwith lien for one more year w.e.f. 31.07.2021 to 30.07.2021 in respect of Dr. Geeta Singh, Director, UGC-HRDC, BPSMV, KhanpurKalan.

The Vice-Chancellor informed the august house that case for grant of extension to Dr. Geeta Singh should have been resolved before 30.7.2021 by the then Vice-Chancellor, however, at present almost nine months have already passed. After a detailed deliberation, it was resolved that the extension of EOL upto 30.7.2022 be granted to Dr. Geeta Singh as a special case. Thereafter she be asked to join back immediately.

- 22 To consider and approve the recommendations of the Screening-cum-Evaluation-Committee held on 12.4.2021 for grant of AGP Rs.8000/- under CAS to Dr. Savina, Assistant Professor in Botany in BPSIHL, BPSMV KhanpurKalan in the pay scale of Rs.15600-39,100 on successful completion of five years of service in AGP Rs.7000/- in light of the UGC guidelines received from State Govt. vide memo No. KW-7/18-2009 C-IV(3) dated 21.07.2011.

Resolved that the recommendations of the Screening-cum-evaluation committee as above be approved.

- 23 To consider and approve LTC Scheme for the University Pensioners as mentioned in the University Accounts Code, Clause 17.3.

After a detailed deliberations, it was resolved that the item may be deferred as the University Account Code in toto has already been approved by the Executive Council in its 21<sup>st</sup> meeting held on 17.06.2010. Further resolved that if there is any amendments/changes in the existing relevant clause pursuant to any notification received from the State Govt., the same be placed before the Executive Council, if required.

- 24 To consider and approve the confirmation of Sh. Mahipal Singh as Assistant Registrar w.e.f 19.09.2019 on successful completion of one year probation period after promotion,

Approved.

- 25 To consider and approve the confirmation of Sh. Kuldeep Singh as Assistant Registrar w.e.f 19.09.2019 on successful completion of one year probation period after promotion.

Approved.

- 26 To consider the guidelines/instructions received from the Principal Secretary to Govt. Haryana, Higher Education Department, Chandigarh regarding revival of post of Pro-Vice Chancellor in the State Universities of Haryana.

The matter was discussed in detail and it was resolved that before taking any final decision in the matter, the action taken by the other neighbouring Universities be sought. Thereafter, a detailed proposal be placed before the House again.

- 27 To consider & approve the recommendations made by the committee constituted by the Vice-Chancellor to frame the promotion policy for Technical Staff of BPSMV, Khanpur Kalan (Sonapat), held on 15.09.2021, 29.10.2021 and 12.11.2021 (Annexure-29, Pages-82-90)

Resolved that the recommendations of the committee as above be approved.

- 28 To consider and decide period of validity of an advertisement as well as extension of period of validity of the Advertisement No. R/01/Jan/2019.

Resolved that the advertisement No. R/01/Jan/2019 be cancelled and the fee be refunded to the candidates by giving 15 days time on the website of the University.

- 29 To consider and approve the extension in deputation period in r/o Smt. Usha Narula, Superintendent presently working as Assistant Registrar at Pt. B.D. Sharma University of Health Science, Rohtak w.e.f 21.07.2022 to 10.03.2023.

Resolved to approve the same as a special case. However, it will not be considered as a precedent in future.

- 30 To note the appointment of Prof. Sudesh, Vice-Chancellor, BPS Mahila Vishwavidyalaya, Khanpur Kalan (Sonipat).

The members of the E.C. congratulated Prof. Sudesh on becoming Vice-Chancellor of BPSMV, which was established with an aim to empower women through education. The Registrar informed the House that terms and conditions in respect of Prof. Sudesh, as Vice-Chancellor have been received from the State Government.

Resolved that the appointment of Prof. Sudesh, Vice-Chancellor, BPSMV Khanpur Kalan along with terms and conditions be noted and the Executive Council extended their best wishes to her.

- 31 To note the action taken by the Vice-Chancellor to appoint Dr. Suman Dalal, Associate Professor, Institute of Teacher Training and Research as Chief Warden in anticipation of approval of the Executive Council w.e.f. 29/03/2022.

Resolved that the action taken by the Vice-Chancellor as above be noted and approved.

- 32 To consider the revised policy and rules against Sexual Harassment of Women at workplace framed as per the guidelines received from University Grants Commission for Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions Regulations, 2015 in light of Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

Resolved that the recommendations of the committee as above in light of the guidelines issued by UGC be approved.

- 33 To consider the case for engagement of Er. Virender Singh Maan, Chief Engineer (Retd.), UHBVN, Haryana as Technical Expert (Electrical), on visit basis @ Rs. 5000/- per visit plus Travelling Allowance subject to a maximum of five visits in a month, for a period of one year due to shortage of experienced technical staff in the Engineering Wing of the University.

Resolved that the case for engagement of Sh. Virender Singh Maan as Technical Expert (Electrical) on visit basis @ Rs. 5000/- per visit plus Travelling Allowance subject to a maximum of five visits in a month, for a period of one year be approved.

- 34 To consider the case for engagement of Sh. Ravinder Singh Malik, Executive Engineer (Retd.), Irrigation Department, Haryana as Technical Expert (Civil), on visit basis @ Rs. 5000/- per visit plus Travelling Allowance subject to a maximum of five visits in a month, for a period of one year due to shortage of experienced technical staff in the Engineering Wing of the University.

Resolved that the case for engagement of Sh. Ravinder Singh Malik as Technical Expert (Civil) on visit basis @ Rs. 5000/- per visit plus Travelling Allowance subject to a maximum of five visits in a month, for a period of one year be approved.

- 35 To note the action taken by the Hon'ble Vice Chancellor for granting extension in the contractual period to h. Arjun Prasad as Horticulture Consultant on the existing terms and conditions @ Rs. 4000/- per visit + travelling allowance subject to a maximum of five visits in a month for a period of another one year w.e.f 01.04.2022 to 31.03.2023.

Resolved that the action taken by the Vice-Chancellor as above be noted and approved.

Any other item

- 36 To consider and approve the annual report for the year 2021.

Resolved that the annual report of the University for the Year 2021 be approved.

- 37 To Note the action taken by the Vice-Chancellor while exercising the powers conferred upon her under the provisions in the subsection 6 of Section 11 of the University Act- 2006 for the approval of recommendations of DPC meeting held on 18.07.2019 to grant ACP/Promotion to the teaching staff of BPS Mahila Polytechnic, Khanpur Kalan Sonipat.

Resolved that the action taken by the then Vice Chancellor be noted and approved. However, Dr. Anju Manocha, nominee of ACS, Department of Higher Education, raised an observation on this item saying that a complaint has been received from Smt. Neelam Poonia, Lecturer, BPS Mahila Polytechnic. After considering observations of Dr. Anju Manocha the House further resolved that complaint submitted by Smt. Neelam Poonia be examined at the administrative level as per rules of the University.

- 38 To consider & approve the revised income & expenditure for the year 2021-22& budget estimates for the year 2022-23 recommended by the Finance Committee in its meeting held on 20/04/2022.

Resolved that the income and Expenditure for the year 2021-22 and budget estimates for the year 2022-23 as recommended by the Finance Committee in its meeting held on 20.04.2022 be approved.

The meeting ended with a vote of thanks to the Chair.

  
Registrar

## Annexure-2

**Report of follow-up action on the decisions taken by the Executive Council in its 71<sup>st</sup> meeting held on 27/04/2022.**

Res No.	Particulars	Follow up action taken
1	Confirmation of the Minutes of 67 <sup>th</sup> emergent meeting of Executive Council held on 19/04/2021	Noted
2.	Follow up Action Report.	Noted
3.	Confirmation of the Minutes of 68 <sup>th</sup> meeting of Executive Council held on 21/05/2021	Noted
4	Follow up Action Report	Noted
5	Confirmation of the Minutes of 69 <sup>th</sup> emergent meeting of Executive Council held on 15/11/2021	Noted
6	Follow up Action Report	Noted
7	Confirmation of the Minutes of 70 <sup>th</sup> emergent meeting of Executive Council held on 29/12/2021	Noted
8	Follow up Action Report	Noted
9	To note the appointment in r/o Prof. Rajendra kumarAnayath, Vice-Chancellor, Deen Bandhu Chotu Ram University of Science and Technology, Murthal, Sonapat as Vice-Chancellor, BPS Mahila Vishwavidyalaya, Khanpurkalan, Sonipat ( Additional Charge)	Noted
10	To note the appointment & Terms and Conditions of Appointment in respect of Dr. Neelam Malik, Registrar, BPSMV Khanpur Kalan conveyed by the Principal Secretary to Government of Haryana, Higher Education Department, Chandigarh	Noted
11	To note the Action Taken by the Hon'ble Vice-Chancellor in granting study leave in respect of Dr. Meenakshi Katyal, Assistant Professor, Department of Management Studies to attend the Faculty Development Programme (FDP) at IIM Ahmedabad w.e.f. 15.05.2019 to 31.08.2019 (with pay) instead of duty leave	Order issued vide Enst. No. BPSMV/ET-II/22/1765-67 dated 31/05/2022
12	To note the action taken by the Vice-Chancellor to appoint Dr. Murti Malik, Associate Professor, Institute of Higher Learning as Chief Warden (officiating) in anticipation of approval of the Executive Council	Email w.r.t. the appointment has been sent on 13/05/2022.

13	To note the action taken by the Vice Chancellor to execute Power Purchase Agreement with M/S Sukhbir Agro Ltd. New Delhi	Noted and implemented at site/field.
14	To note the action taken by the Vice-Chancellor in anticipation of approval of the Executive Council regarding regularization of services of Dr. Ankit Garg, Computer Assistant/DEO for the period from 17.01.2020 to 22.09.2020 (i.e. 8 Months 6 days) spent on deputation at Association of Indian Universities Delhi (AIU, Delhi) after expiry of lien period	Office order issued vide No. BPSMV/EN-III/22/919-22 dated 18/05/2022.
15	To note the action taken by the Hon'ble Vice-Chancellor in anticipation of approval of Executive council regarding increase in the workmen strength of Sanitation Staff through outsource under part-1 policy from 81 to 90	Noted
16	To note the action taken by the Vice Chancellor in anticipation of approval of Executive Council regarding engagement in respect of Dr. Kumari Darshna Devi, Ex-Acharya, Kanya Gurukul Sr. Sec School, Regional Centre Kharal under BPSMV Khanpur Kalan, as Assistant instead of Advisor/ OSD against the sanctioned and vacant post of Assistant in RC Kharal on a consolidated salary of Rs. 35400/- per month, on contract basis, for a period of one year	Engagement noted and extension letter beyond 08/07/2022 for a period of one year, has been issued vide this office letter No. BPSMV/EN-I/22/833 dated 11/05/2022.
17	To note the action taken by the Vice Chancellor regarding granting extension in contractual engagement of Sh. Labh Singh, SDE (Electrical) for one more year w.e.f. 15.09.2021 to 14.09.2022	Noted & letter has been issued vide letter No. BPSMV/EN-I/22/1078 dated 20/06/2022.
18	To note the action taken by the Vice-Chancellor in anticipation of approval of the Executive Council regarding appointment of Sh. Deepak, Advocate, Chamber no. 110, District Court, Rohtak as Legal Advisor on retainer ship basis initially for a period of 06 months on consolidated remuneration of Rs. 25000/- per month	Noted & letter has been issued vide letter No. BPSMV/EN-I/22/1061 dated 17/06/2022.
19	To note the action taken by Vice-Chancellor in anticipation approval of the Executive Council to grant extension to Sh. Devender Singh, Accountant engaged on re-employment basis for a period of one year from 26.12.2020 to 25.12.2021	The extension letter vide letter No. Inst.Ayu.21/228 dated 18/08/2021 was issued to Sh. Devender Singh for a period of six months (from 26/12/2020 to 25/12/2021) as per order of the University authorities.
20	To note the action taken by the Vice-Chancellor in anticipation of approval of	The extension letter vide letter No. Inst.Ayu.21/447 dated

	the Executive Council regarding grant of extension to Sh. Devender Singh, Accountant on re-employment basis for a period of one year from 26/12/2021 to 25/12/2022	09/12/2021 was issued to Sh. Devender Singh for a period of six months (from 26/12/2021 to 25/12/2022) as per order of the University authorities.
21	To consider and approve the extension of E.O.L. (without pay) alongwith lien for one more year w.e.f. 31.07.2021 to 30.07.2021 in respect of Dr.Geeta Singh, Director, UGC-HRDC, BPSMV, KhanpurKalan	Order issued vide Enst. No. BPSMV/ET-III/22/1577 dated 24/05/2022.
22	To consider and approve the recommendations of the Screening-cum-Evaluation-Committee held on 12.4.2021 for grant of AGP Rs.8000/- under CAS to Dr.Savina, Assistant Professor in Botany in BPSIHL, BPSMV KhanpurKalan in the pay scale of Rs.15600-39,100 on successful completion of five years of service in AGP Rs.7000/- in light of the UGC guidelines received from State Govt. vide memo No. KW-7/18-2009 C-IV(3) dated 21.07.2011	Noted for implementation
23	To consider and approve LTC Scheme for the University Pensioners as mentioned in the University Accounts Code, Clause 17.3.	Deferred as the University Account code in toto has already been approved by the E.C. in its meeting held on 17/06/2010. The same has been circulated to the constituent colleges/schools of the University vide letter No. BPSMV/EN-II/866-72 dated 12/05/2022.
24	To consider and approve the confirmation of Sh. Mahipal Singh as Assistant Registrar w.e.f 19.09.2019 on successful completion of one year probation period after promotion	Confirmation letter has been issued vide this office letter No. BPSMV/EN-I/22/838 dated 11/05/2022.
25	To consider and approve the confirmation of Sh. Kuldeep Singh as Assistant Registrar w.e.f 19.09.2019 on successful completion of one year probation period after promotion	Confirmation letter has been issued vide this office letter No. BPSMV/EN-I/22/842 dated 11/05/2022.
26	To consider the guidelines/instructions received from the Principal Secretary to Govt. Haryana, Higher Education Department, Chandigarh regarding revival of post of Pro-Vice Chancellor in the State Universities of Haryana.	In accordance with the approval of the Executive Council a letter to all the sister Universities was forwarded by the branch vide letter No. BPSMV/Acad./22/1251-57 dated 11/05/2022 and subsequent reminder vide letter no. BPSMV/Acad/22/2813-16 dated 12/09/2022, the reply is still awaited .
27	To consider & approve the	Policy framed and sent to the

	recommendations made by the committee constituted by the Vice-Chancellor to frame the promotion policy for Technical Staff of BPSMV, Khanpur Kalan (Sonipat), held on 15.09.2021, 29.10.2021 and 12.11.2021	Unviversity website Incharge for uploading on the University website vide this office letter No. BPSMV/EN-III/22/923 dated 18/05/2022.
28	To consider and decide period of validity of an advertisement as well as extension of period of validity of the Advertisement No. R/01/Jan/2019	Advertisement has been withdrawn and notice of withdrawn of Advt. was sent to University website Incharge vide this office letter No. BPSMV/En-I/22/ 01/06/2022 for uploading on the Univesity website.
29	To consider and approve the extension in deputation period in r/o Smt. Usha Narula, Superintendent presently working as Assistant Registrar at Pt. B.D. Sharma University of Health Science, Rohtak w.e.f 21.07.2022 to 10.03.2023	Extension letter has been issued has been issued vide this office letter No. BPSV/EN-I/22/849 dated 12/05/2022.
30	To note the appointment of Prof. Sudesh, Vice-Chancellor, BPS Mahila Vishwavidyalaya, Khanpur Kalan (Sonipat)	Noted
31	To note the action taken by the Vice-Chancellor to appoint Dr. Suman Dalal, Associate Professor, Institute of Teacher Training and Research as Chief Warden in anticipation of approval of the Executive Council w.e.f. 29/03/2022	The lter has been issued vide this office letter No. BPSMV/Acad/22/1182 dated 06/05/2022.
32	To consider the revised policy and rules against Sexual Harassment of Women at workplace framed as per the guidelines received from University Grants Commission for Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions Regulations, 2015 in light of Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013	In compliance to the decision of the E.C. the notification of the committee has been issued vide letter No. Acad/22/2677-2715 dated 6/9/2022 and the same has also been uploaded on the website.
33	To consider the case for engagement of Er. Virender Singh Maan, Chief Engineer (Retd.), UHBVN, Haryana as Technical Expert (Electrical), on visit basis @ Rs. 5000/- per visit plus Travelling Allowance subject to a maximum of five visits in a month, for a period of one year due to shortage of experienced technical staff in the Engineering Wing of the University	Appointment letter issued to Sh. Virender Singh Maan vide this office No. BPSMV/EN-I/22/753 dated 04/05/2022.
34	To consider the case for engagement of Sh. Ravinder Singh Malik, Executive Engineer (Retd.), Irrigation Department, Haryana as Technical Expert (Civil), on visit basis @ Rs. 5000/- per visit plus	Appointment letter issued to Sh. Ravinder Singh Malik vide this office No. BPSMV/EN-I/22/758 dated 04/05/2022.



	Travelling Allowance subject to a maximum of five visits in a month, for a period of one year due to shortage of experienced technical staff in the Engineering Wing of the University	
35	To note the action taken by the Hon'ble Vice Chancellor for granting extension in the contractual period to h. Arjun Prasad as Horticulture Consultant on the existing terms and conditions @ Rs. 4000/- per visit + travelling allowance subject to a maximum of five visits in a month for a period of another one year w.e.f 01.04.2022 to 31.03.2023	Noted and letter has been issued vide this office No. BPSMV/EN-I/22/1063 dated 17/06/2022.
36	Any other item  To consider and approve the annual report for the year 2021	Noted
37	To Note the action taken by the Vice-Chancellor while exercising the powers conferred upon her under the provisions in the subsection 6 of Section 11 of the University Act- 2006 for the approval of recommendations of DPC meeting held on 18.07.2019 to grant ACP/Promotion to the teaching staff of BPS Mahila Polytechnic, Khanpur Kalan Sonipat	Under process.
38	To consider & approve the revised income & expenditure for the year 2021-22& budget estimates for the year 2022-23 recommended by the Finance Committee in its meeting held on 20/04/2022	After approval of the Executive Council the revised income & expenditure for the year 2021-22 and budget estimate for the year 2022-23 placed before the Univeristy Court. After receipt, the approved budget will be allocated to the Deptts/Branches etc. with the approval of the authority.



Annexure-3

High Court Matter

Urgent

From

Director General, Higher Education,  
Haryana, Panchkula.

To

The Vice Chancellor,  
Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan, Sonapat.

Memo No. 5/89-2019 UNP (1), E-office No. 19042  
Dated, Panchkula, the 21/9/2021

**Subject:- CWP No.767 of 2019 – Dr. Bhoopal Chandra Arya and others vs.  
B.P.S. Mahila Vishwavidyalaya, Khanpur Kalan and others.**

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Kindly refer to your letter No. MSM/Inst./Ayu/2021/328, dated 08.07.2021  
on the subject cited above.

I have been directed to enclose herewith a copy of advice of F.D.  
contained in their U.O. No. 6/35/2017-4PR(FD)/18303, dated 19.08.2021 and  
requested that the action in the matter may kindly be taken in accordance with the  
advice of the F.D. immediately and the compliance report thereof may kindly be sent  
to this office within 10 days positively, so that the office may be able to file the reply  
within the limitation after getting it approved /vetted from the F.D.

Encl: As above

*[Signature]*  
Deputy Director UNP,  
for Director General, Higher Education,  
Haryana, Panchkula

Government of Haryana  
Finance Department



-37-

हरियाणा सरकार  
वित्त विभाग

Subject:- CWP No. 767 of 2019 - Dr. Bhoopal Chandra Arya & Others  
Vs. B.P.S. Mahila Vishwavidhyalaya, Khanpur Kalan, Sonapat  
& Others.

<<<0>>>

The Administrative Department is advised as under:-

1. To grant the UGC pay scale to the Petitioners as a measure personal to the petitioners only on the post of Associate Professor also without NPA as the component of NPA is with State pay scale and not with UGC Scales.
2. Further, the NPA granted with UGC pay scale to the petitioners by the University at its own level should be recovered/ adjusted.
3. The reply in present case be prepared accordingly and the same be sent to Finance Department for its vetting/ approval within one month positively.

Administrative Department's file alongwith Draft Reply is returned herewith.

19/8/2021

Accounts Officer (PR)

for Additional Chief Secretary to Government Haryana,  
Finance Department

To

The Additional Chief Secretary to Government Haryana,  
Higher Education Department.

U.O. No. 6/35/2017-4PR(FD)/ 18303,

Dated 19.08.2021

PSHE  
19.08.21

DGHE  
20/8/21

DG/400P.

DG/290

DG/290  
U-I

CFMS No. 3577...Dated 20.8.21  
O/o PSHE

"CONSERVE WATER - SAVE LIFE"

Annexure-4

**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283007, 283530, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

No. MSM/Inst./Ayu/2021/545

Dated: 01/11/2021

**HIGH COURT MATTER (URGENT)**

To,

Director General Higher Education,  
Shiksha Sadan, Sector-05  
Panchkula, Haryana,

**Subject: - CWP No. 767 of 2019, Dr. Bhoopal Chandra Arya and others  
v/s BPS Mahila Vishwavidyalaya, Khanpur Kalan and others.**

Sir

Kindly refer to your office Memo No. 5/89-2019 UNP (1) E. office No. 19042 dated 02-09-2021 and this office letter No. MSM/Inst./Ayu/2021/483 dated 14.09.2021 on the subject cited above.

In this connection, it is informed that the arrear to the petitioners has been released and NPA already granted has also been recovered/adjusted.

With regards

Yours sincerely,

*[Signature]*  
10/11/21  
Registrar



## Annexure - 5

16. **Statement of the case:** To consider the recommendations of house allotment committee with regard to amendments in existing rules of allotment of residential accommodation for allotment of residences/houses/staff quarters laid down in Chapter-XXXIV of University Calendar Volume-III. The House Allotment Committee recommends the following amendments in the existing rules/clauses as per proceeding of the meeting held on 11.02.2021 in the office of the Deputy Registrar.(Gen.), duly approved by the University competent Authority.

	Existing Clauses in Rules	Recommendation of the House Allotment Committee
Clause No.5	Asstt. Professor/ Group A Officers AGP/GP of Rs.5400 and above & Hostel Wardens.	Asstt. Professor/ Group A Officers AGP/GP of Rs.5400 and above & Hostel Wardens/ Hostel Supervisor.
(i)		
Clause/ Category- 6 (ii)	<u>Preference Under essential category.</u> <ol style="list-style-type: none"> <li>Hostel Warden (According to their entitlement preferable nearest to the hostel).</li> <li>PS to VC (As per their entitlement).</li> <li>PA to PVC (As per their entitlement).</li> <li>PA to Registrar (As per their entitlement).</li> <li>One of the Deputy Registrars as per the discretion of Vice Chancellor.</li> <li>Any other officer to be incorporated by the Executive Council on the recommendation of the Vice Chancellor.</li> </ol>	<u>Preference Under essential category.</u> <ol style="list-style-type: none"> <li>Hostel Warden (According to their entitlement preferable nearest to the hostel).</li> <li>PS to VC (As per their entitlement).</li> <li>PA to PVC (As per their entitlement).</li> <li>PA to Registrar (As per their entitlement).</li> <li>One of the Deputy Registrars as per the discretion of Vice Chancellor.</li> <li>Any other officer to be incorporated by the Executive Council on the recommendation of the Vice Chancellor.</li> </ol> <p>However, the committee is of the opinion that in addition to the above mentioned essential categories, the regular Hostel Attendant/ Hostel Supervisor/ Hospital Staff/Group C and D employees of V.C.'s and Registrar office may also be included in the essential category. However the application(s) of the staff under essential category shall be forwarded with specific recommendation of the concerned HOD.</p>
	Existing Clauses in Rules	Recommendation of the House Allotment Committee

Category-19 (ii)	An allottee who surrenders the residence shall not be considered again for allotment of accommodation in the Vishwavidyalaya.	An allottee who surrenders the residence shall not be considered again for allotment of accommodation in the Vishwavidyalaya upto Two years.
(iii)		
(iv)	<u>Recommendations of the HAC regarding transit house.</u> HAC recommends, House No.9 of Mahila Polytechnic (Old house) and Flat No.D-1/1 of Lecturer quarter be considered as transit house and the same be maintained by S.D.E. (Civil) & regular supervision be done by General Branch.	

The matter was placed before the Hon'ble Vice Chancellor who has ordered to refer the matter to the Executive Council for consideration and approval.

17. To consider and approve the recommendations of the Selection Committee dated 17.03.2021 for grant of promotion as Professor (Stage-IV to Stage- V) under CAS in the pay band -IV (Rs. 37,400-67,000+GP Rs. 10000/-) in respect of Dr. Ashok Verma, Associate Professor, Department of English on successful completion of three years of services as Associate Professor with Ph.D in light of UGC guidelines received from State Govt. vide memo No. KW-7/18-2009 C-IV (3) dated 21.07.2011.

**Statement of Case:-**

As per the UGC guidelines received through State Govt. vide memo No. KW-7/18-2009 C-IV (3) dated 21.07.2011 and as per provision in the para 8.0, sub para 8.1 (xiii) for CAS promotion of Professors.

"Associate Professor completing three years of service in the AGP of Rs. 9,000 and possessing a Ph.D. Degree in the relevant discipline shall be eligible to be appointed and designated as Professor, subject to other conditions of academic performance as laid down in Annexure-IV. No teacher other than those with a Ph.D. shall be promoted, appointed or designated as Professor, the pay band for the post of Professors shall be Rs. 37,400-Rs. 67,000 with AGP of Rs. 10,000".

Further, as per provision in the University Act-2006, statute 24, the Vice-Chancellor constituted the Selection Committee. The meeting of the committee was held on 17.03.2021 through video-conferencing. The recommendations of the committee are kept in sealed envelope. The Hon'ble Vice-Chancellor ordered that the recommendations of the Selection Committee be placed before the Executive Council for consideration and approval.



14. To consider and approve the action taken by the Vice-Chancellor under statute 22 (1) (d) of the University Act, in appointing Prof. Shweta Singh as Chairperson of the Department of management w.e.f 11.09.2020 for a period of three years.

Considered and approved.

15. To consider & accord ex-post-facto approval for extension of study leave (with pay) for 04 months from 14/03/2021 to 13/07/2021 to Smt. Dinesh Kumari, Librarian, BPSITTR, BPSMV, Khanpur Kalan, Sonapat for pursuing Ph. D. in Library and Information Science from M.D. U. Rohtak, on the recommendation of the Chairperson ITTR.

Considered and approved

16. To consider the recommendations of house allotment committee with regard to amendments in existing rules of allotment of residential accommodation for allotment of residences/houses/staff quarters laid down in Chapter-XXXIV of University Calendar Volume-III.

The House approved the above recommendations of the House Allotment Committee. Further resolved that in future, the General Branch must ensure that the allotted house should be worth living in all possible respects before issuing allotment order.

17. To consider and approve the recommendations of the Selection Committee held online on 17.03.2021 for grant of promotion as Professor (Stage-IV to Stage- V) under CAS in the pay band -IV (Rs. 37,400-67,000+GP Rs. 10000/-) in respect of Dr. Ashok Verma, Associate Professor, Department of English on successful completion of three years of services as Associate Professor with Ph.D in light of UGC guidelines received from State Govt. vide memo No. KW-7/18-2009 C-IV (3) dated 21.07.2011.

The house approved the above recommendations of the Selection Committee.

18. To consider and approve the recommendations of the Selection committee dated 14.09.2020 for grant of promotion as Professor (Stage-IV to Stage- V) under CAS in the pay band -IV (Rs. 37,400-67,000+GP Rs. 10000/-) in respect of Dr. Sandeep Berwal on successful completion of three years of services as Associate Professor with Ph.D in light of UGC guidelines received from State Govt vide memo No. KW-7/18-2009 C-IV (3) dated 21.07.2011.

The case was discussed in detail. Some members informed that an email had been received from Prof. Vimal Joshi, Former Dean, Faculty of Law, BPSMV stating that the present case is not acceptable according to prevailing rules as Dr. Berwal is presently not in the active service of BPSMV and his lien has also been terminated. After a detailed deliberation, it was resolved that a clarification be sought from UGC or State Government in this regard and the same be put up before the EC at the earliest, preferably within a time limit of 3 months.

# Annexure - 6 2016-19

3.

बायो-मेट्रिक अटेंडेंस के लिए खरीदे गए टेबलेट्स (इलेक्ट्रॉनिक उपकरण) का प्रयोग में न होना- रु. 1.71 लाख बी.पी.एस महिला विश्व विद्यालय खानपुर कला, सीनीपत के लेखाओं की जांच में पाया गया कि वर्ष 2016 में, विश्वविद्यालय प्रशासन द्वारा 1,71,159/- रुपये का भुगतान करके 17 टेबलेट खरीदे गए थे। इन उपकरणों का उपयोग विश्वविद्यालय के कर्मचारियों के सदस्यों की बायो-मेट्रिक उपस्थिति के लिए किया जाता था। आगे की जांच में पाया गया कि उपरोक्त सभी उपकरण उपयोग में नहीं थे और गैर-कार्यात्मक थे।

AR (Gen)

4.

आवासीय परिसर/सरकारी आवास के लाभकारी उपयोग में कमी: BPS महिला विश्व विद्यालय विद्यालय खानपुर, सीनीपत के अभिलेखों की जांच में पाया गया कि 95 में से 77 सरकारी आवास आवंटित पाए गए और शेष 18 सरकारी आवास (टाइप- III, IV और V) 2016 से 2019 तक खाली और अनुपयोगी पाए गए। विश्वविद्यालय प्रशासन ने उनके उपयोग के लिए किसी भी योजना की परिकल्पना नहीं की। इस प्रकार, प्रशासन ने बुनियादी ढांचे के लाभ से सरकार को वंचित किया और किराए के रूप में कमाने का अवसर भी खो दिया।

AR (Gen)

पैरा 5: सामान्य नियमों और शर्तों के उल्लंघन के बावजूद निविदा ठेकेदार के पक्ष में।

हरियाणा सरकार ने सेवाओं/गतिविधियों की आउटसोर्सिंग के लिए एक नीति (फरवरी 2009) जारी की, जिसके अनुसार सेवाओं/गतिविधियों को उन विभागों द्वारा आउटसोर्स किया जाना था जिन विभागों को पद स्वीकृत नहीं किए गए थे तथा वे व्यक्ति त्थतम सज्जदरी और वैधानिक शुल्क पर लगाये जायेंगे। भगत फूल सिंह महिला विश्व विद्यालय, खानपुर कला (सीनीपत) के अभिलेखों की जांच में पाया गया कि सुरक्षा व्यवस्था के कार्य, सैसर्स हाई टेक सिनियोरिटी सर्विस, जीव को जनवरी 2017 से दिसंबर 2017 की अवधि के लिए अर्थात् एक वर्ष के लिए आवंटित किया गया था जो कि दोनों पक्षों की लिखित आपसी सहमति से उसी दर पर एक वर्ष के लिए बढ़ाया जा सकता था।

AR (Gen)

उपरोक्त अनुबंध के सामान्य नियमों और शर्तों के अनुसार, यह स्पष्ट था कि यदि ठेकेदार, अनुबंध या असंतोषजनक प्रदर्शन में निर्धारित किए गए कार्य को शुरू/निष्पादित करने में विफल रहता है या अनुबंध की वैधानिक आवश्यकताओं को पूरा नहीं करता है, तो कुलप्रति का अधिकार सुरक्षित है कि वे ठेकेदार का ई.एम.डी. और परफॉरमेंस सिनियोरिटी को जब्त कर ले और फर्म को इस प्रकार के निविदा में आगे लेने से नकार साल की अवधि के लिए ब्लैकलिस्ट कर दें।

आगे की जांच में पाया गया कि उपरोक्त फर्म की सुरक्षा सेवाओं के एक वर्ष पूरा करने के बाद, सुरक्षा सेवाओं को किराए पर देने के लिए नया टेंडर जारी किया जाना था। इस दौरान रजिस्ट्रार द्वारा एक आदेश पारित किया गया था कि नए टेंडर जारी करने से पहले, उपर्युक्त फर्म द्वारा प्रदान की गई सुरक्षा सेवाओं की असंतोषजनक रिपोर्ट संबंधित विभाग से प्राप्त की जाए।

इसके जवाब में, मुख्य सुरक्षा अधिकारी (CSO) ने फरवरी 2018 और सितंबर 2018 में उपरोक्त फर्म की असंतोषजनक सेवाओं के बारे में एक पत्र प्रस्तुत किया था। CSO के अनुसार, यहां तक कि ठेकेदार टर्न, लाठी आदि जैसे बुनियादी उपकरण प्रदान करने में बुरी तरह विफल रहा था। हालांकि, उस पत्र को प्राप्त करने के बाद संबंधित शाखा (सामान्य शाखा) द्वारा या सी.एस.ओ. द्वारा फर्म को कोई चेतावनी/कारण बताओ नोटिस

## Annexure - 7

5

### 8. Retrenchments and Recoveries:

Rs. 3,39,369/- were retrenched from the bills produced in audit during the period under report owing to wrong calculations and irregular/excess payment. Internal check should be strengthened to avoid such occurrence in future and suitable action may also be taken against the official responsible under intimation to audit.

### 9. Temporary advances:-

Temporary advances to the tune of Rs. 32,05,02,880/- only as detailed in Appendix 'D' of this report were unadjusted as on 31.03.2019. Some of the advance was outstanding from the inception of the university. This was contrary to financial principle as the advances should draw only on absolute necessary and required for immediate disbursement. The same needs to be got adjusted within one month from the date of drawl. The advances drawn so far may be got adjusted immediately in the financial interest of the University and the tendency of drawing advances needs to be restricted. This is brought to the special notice of university authority to look into and suitable action may be taken against the officers/officials who have not rendered the adjustment accounts of advance as yet and compliance shown to audit.

### 10. Short recoveries/Non-recoveries and loss and revenue:

i) During post audit of the account of Agriculture Land of University for the period 2006-07 to 2016-17, many irregularities regarding the short recoveries/non recoveries and loss of revenue were noticed such as non-auction of land, non-recovery amount of lease from leasee, non-maintenance of tree register etc. as detailed in Appendix 'E' of the report. The same is brought to the notice of University Authorities for taking appropriate action in the matter.

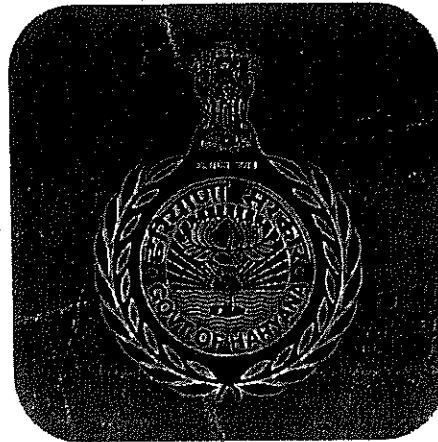
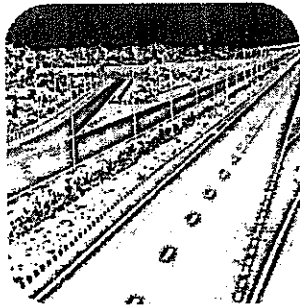
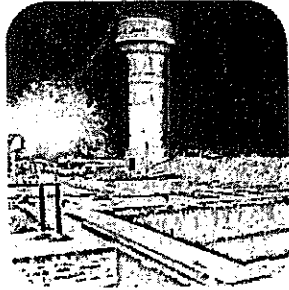
ii) 95 no. of houses were got constructed from state owned HSRBDC, Ltd and got completed up to December 2008 but the same were not allotted to the employees i.e. teaching staff as well as non-teaching staff which has resulted in to loss of license fee to the university as well as unnecessary payment of house rent during the period under audit and continued 18 nos. of staff accommodation were lying vacant as on 31.03.2019 in different categories as detailed below. The State Government has incurred crore of rupees on the construction of these accommodations which were lying vacant since long. The matter is brought to the notice of the University Authorities to look into personally and take necessary steps to utilized unoccupied accommodation in the financial interest of the University under intimation to audit.

48 nos. House 600 sqf covered area IIInd type		32 no. House 1220 sqf covered area IIIrd type		15 no. House 1882 sqf. covered area IVth type	
Allotted	Vacant	Allotted	Vacant	Allotted	Vacant
35	13	31	01	12	03

iii) While checking the records, it was noticed that the arrear amounting to Rs. 6,55,058/- as detailed below on account of shops of rent was outstanding against the tenants up to 31.03.2019. This is highly unsatisfactory. The same may be made good alongwith panel interest and credit shown to audit.

		Amount in Rs.
Sr.No.	Shop No./Name of the tenants	Amount outstanding as on 31.03.2019 including penalty amount
1	Hosiery (Shop No. 2)	7274/-
2	General Store (Shop No. 3)	1,71,534/-
3	Beauty Parlor (Shop No. 6)	65,411/-
4	Milk Parlor (Shop No. 9)	1,16,223/-
5	Spice & Sugar (Shop No. 10)	93,016/-
6	Medicinal Store and allied item	41,539/-
7	Book and Stationery (shop no. 7)	31,009/-
8	Photostat Shop	1957/-
9	Popcorn Shop	26,728/-
10	Swadeshi Bkri Kendre	553/-
11	Restaurant (Shop No. 5)	43,485/-
12	K.D. Food/Bakeri Shop	56,329/-
	Total	6,55,058/-

iv) The university is getting grid supply from UHBVN Ltd. Gohana since inception of university i.e. 18.08.2006. The total amount of Rs. 3,02,07,871/- was paid in financial year 2018-19 for its five connections out of these connections no. BS 7/9 is used for electric supply to university buildings, constituent colleges, institutions running under self finance scheme like BAMS College & Hospital, Campus School, Guest house, Canteen, Bank, Post



# HARYANA PWD CODE

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**GOVERNMENT OF HARYANA**

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(Applicable w.e.f. 1.11.2009 vide Govt. Notification No. 9/16/05-3B&R(W) dated 19.10.2009)



HARYANA PWD CODE 

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Published in October, 2009  
(Copies - 1000 only)

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Published by  
Haryana State Roads and Bridges  
Development Corporation Limited,  
Panchkula  
On behalf of  
Government of Haryana

Copies can be had from the  
o/o Haryana State Roads and Bridges  
Development Corporation Limited,  
Bay No. 13-14, Sector 2,  
Panchkula - 134112.

PANCHKULA 2009

Price : Rs. 400/-  
(Plus packing & Postage)

Printed at :  
Printing Centre, 2235, Sector 21-C, Chandigarh

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heavy volume of traffic so as to attract private capital or some other facilities such as parking spaces, bus stands etc. Scope of work and level of maintenance are defined, toll rates are fixed (with penalties for non-performance or sub-standard performance), period for initial improvement of the road/other facility to the specified standard and period of concession or share of toll revenue are also laid down, and the work is allotted to the entrepreneur offering maximum payment to the Government.

#### **MAINTENANCE OF BUILDINGS**

**27.8.1** The provisions of this para apply only to the buildings which are either constructed by B&R department out of public funds for its own use or for other Government departments including rest houses, or those buildings which are entrusted by Haryana Government to B&R department for maintenance. Responsibility of maintenance of buildings constructed by Irrigation Department and Public Health Engineering Department for their own use shall be of the concerned departments.

**27.8.2** Responsibility of maintenance of buildings constructed by PWD (B & R) as deposit works will be of the owner. In a special case, maintenance of such buildings may be undertaken by PWD (B & R) as a deposit work.

**27.8.3** Non-engineering maintenance like, dusting, sweeping, washing, scavenging, up-keep of hygiene, disposal of waste material and garbage, etc. shall be the liability of the user department. The said department shall also be responsible for maintenance of furniture and equipment.

**27.8.4** It should be understood that neglect of maintenance hastens deterioration of the structure and services besides causing dissatisfaction and unsafe conditions. Maintenance must receive the same concerted attention as original construction and should follow a rigorous schedule of planning, budgeting, monitoring, inspection and quality control. Superintending Engineer should hold quarterly review meetings to ensure that maintenance activities are evenly spread and that there are no undesirable arrears. In no case should building maintenance be relegated towards the concluding month(s) of the financial year.

**27.8.5** Programme of maintenance should be preceded by detailed inspection. Inspection should be done preferably in the company of a responsible person of the user department as he is expected to be in the best position to highlight any problem of maintenance or to list out the items requiring attention. The inter-se priority between various requirements should be determined on the following criteria:

- (a) Safety aspects including drainage, should be given the upper-most priority;
- (b) Functional aspects like, cracked floor, broken glass-panes, defective services; and
- (c) Routine maintenance, such as white-washing, painting etc.

**27.8.6** Various maintenance operations should be properly sequenced and coordinated to avoid unnecessary disruption, inconvenience and repetitive visits. Underlying cause of a problem should be first tackled before undertaking repairs. For



example, seepage of roof may be due to one or more of factors like, defective slope, infiltration of water, choked pipe, leaking faucet, porous surface, opening out of joints, development of cracks, etc. Having identified the root of the problem, appropriate remedial measures should be taken.

**27.8.7** Annual repairs of public buildings should be taken in hand as soon as possible. However, repairs of court buildings should be done on holidays or when the courts are closed for vacation, in consultation with the judicial officer in-charge. Similarly, repairs of educational buildings should be undertaken when the institution is on vacation.

**27.8.8 Decentralisation.** Considering the ever-increasing number of Government buildings, the strategy of their maintenance should be geared towards decentralisation. The features of this system would generally be as follows:

- (a) Residential buildings which are for the exclusive use of a department should be maintained by the concerned department itself. Where structural aspects or safety or estate services are involved, PWD should be approached for advice or execution;
- (b) Routine maintenance of non-residential buildings and special repairs of a minor nature (up to the financial limit as may be fixed by the Government from time to time) may be done by the concerned department at its own level. The department will, with the approval of the Government, lay down a procedure for preparation, scrutiny and sanction of estimates, and execution of repairs. For this purpose, it may engage technically qualified personnel as required or draw them on deputation. Significant or major special repairs and additions and alterations involving structural safety should be done through B&R department;
- (c) Departments (like Education, Health) having a large stock of buildings may set up engineering cells for execution of works of petty nature, routine maintenance and minor special repairs. Staff for manning these cells should preferably be drawn from the engineering departments of the State Government or engaged on contract;
- (d) Important buildings and campuses like, Medical College, Mini Secretariat, State Guest House, etc. should be maintained entirely by PWD. If situation demands, a dedicated construction and maintenance wing may be set up for such institutions;
- (e) To meet the requirement of funds for maintenance carried out by the user department at its own level, the following procedure will be followed:
  - (i) B&R department will, with the approval of Finance department, transfer to the concerned department a suitable tranche of maintenance grant received by it through budgetary allotment. Alternatively, the Finance department may directly allocate maintenance funds to the concerned department; and

- (ii) The concerned department will augment the above allocation by creating a building fund, and wherever permitted by the Government, through levy of user charges.

**27.8.9 User Complaint/ Feedback Register.** Whatever may be the agency of maintenance, a system should be instituted through which the user can register his complaint and record his requirement of maintenance or minor changes. This may be in the form of service centre / complaint cell, which will be appropriately manned and preferably have a telephone. On-line registration of complaints may be introduced in due course.

**27.8.10** Complaints should be attended to on the basis of priority combined with seniority and severity. Date and time of receipt of complaints as also their attendance should be recorded in the register, which should be periodically checked by a responsible official. Feedback of the user may be obtained through interaction.

## **27.9 MAINTENANCE OF ROADS**

**27.9.1** The maintenance of roads is very important from the citizen point of view and economic considerations, and constitutes high priority for the State. The basic policy parameters in this regard aim at:

- (a) Providing safe and comfortable riding quality to users and preventing deterioration of road assets of the State (safety of bridges being the first consideration);
- (b) Providing sufficient funds, preferably dedicated funds, for road maintenance;
- (c) Establishing mechanism for allocation of funds between ordinary maintenance, bridge maintenance and periodic maintenance of pavement and special repairs;
- (d) Using a rational Pavement Management System (PMS) for optimisation of maintenance strategy, prioritisation of maintenance programme, judicious allotment of funds, effective execution of works, their monitoring and control; (a similar approach for Bridge Management System to be followed in respect of maintenance of bridges);
- (e) Appropriate procedures of inspection, checks and technical audit; and
- (f) Keeping history sheet of maintenance (like, health chart) of every road, kilometre-wise and year-wise, in a suitable format, as also of all bridges.

**27.9.2** The road maintenance/repairs usually get classified into three main heads:

- (a) Ordinary repairs;
- (b) Periodic renewals; and
- (c) Special repairs and flood damage repairs

**27.9.3** Ordinary repairs and maintenance include pothole repairs, crack sealing, pavement edge and shoulder repair, clearance of side drains, maintenance of

# Annexure - 9

A/R Estimate for \_\_\_\_\_

1. S.M.B. No. \_\_\_\_\_ Page \_\_\_\_\_

2. Year of Construction \_\_\_\_\_ Capital cost of Building \_\_\_\_\_

Sr. No	Description	H.S.R.	Total Qty.	Life	Net Qty.	Rate	Premium	Total Amount	Remarks
1.	White washing one coat	16.46		1 Yr.					
2.	Painting one coat with synthetic enamel paint	16.7		2 yr.					
3.	Distempering one coat with dry distemper	16.55		1 Yr.					
4.	Painting one coat with emulsion paint	16.31		1 Yr.					
5.	Two coat of exterior paint weather shield	16.79 (a)		3 Yr.					
6.	Distempering Washing oil bound distemper one coat	16.59		3 Yr.					
7.	Tile terracing	13.14		20 Yr.					
8.	Kotah Stone Flooring	14.62		40 Yr.					
9.	White Glazed Tiles	14.48 (ii)		10 Yr.					
10.	40 mm. thick terrazzo flooring and topping	14.25 (a)		35 Yr.					
11.	50mm thick conglomerate floor	14.9		15 Yr.					
12.	12mm thick C.P. 1:6	15.7		15 Yr.					
13.	15mm thick C.P. 1:6	15.12		15 Yr.					
14.	10mm thick C.P. 1:4	15.52		15 Yr.					
15.	6mm thick C.P. 1:4	15.50		15 Yr.					
16.	20mm thick C.P.	15.34		15 Yr.					
17.	Cement pointing 1:2 deep	15.60		15 Yr.					
18.	Cement pointing 1:2 flush	15.62		15 Yr.					
19.	Supplying and fixing glass panes	17.36 (e)		10 Yr.					
20.	Wire gauge fixed on chowkats	17.33		15 Yr.					
21.	Providing and fixing commercial block Board.								
22.	Factory Manufactured paneled door or glazed window, shutters of commercial hard wood.	17.90 (b)							
23.	Painting two coat with surkshha Paint	N.S.							
24.	Cleaning of Rain water pipe								
25.	Cleaning of roof								
26.	Filling for oil bound & emulsion	16.1		1 Yr.					
27.	Precast Terrazzo Tiles ¼	14.44 (t)		35 Yr.					
28.	Chequered Tiles 10"x10"	14.45		20 Yr.					
29.	12mm thick glass pans	N.S.							
30.	Colour washing one coat	16.49		1 Yr.					
31.	Plinth area	N.S.		14 Yr.					

# Annual Repair Estimate of .....

E. I. C. No. 28-w-71/19545-635/WL Dt. 6-11-83

## ANNUAL REPAIRS

## PERIODICAL REPAIRS

Serial No.	Name of Building
16.46	White washing
16.49	Colour washing
15.58	Gobri leaping on roof
16.40	Oiling and cleaning
16.46	White washing ceiling
16.39	Colour washing interior
16.35	Distemper work
16.8	Dark colour painting doors and windows (outside). 2 years.
16.8	Dark colour painting doors & windows (in side) 3 year.
16.40	Oiling wood work which is not to be painted 3 years.
15.56	Mud plaster on roof 3 years.
15.30	A. C. Sheet roofing 15 years.
14.12	Conglomerate flooring 15 years.
14.25	Terrazzo flooring. 35 years.
15.7	Cement plaster (inside) 15 years.
15.7	Cement plaster (outside) 15 years.
15.59	Lime pointing 10 years.

15.60	Cement pointing (out side) 15 years.
15.60	Cement pointing (in side) 20 years
10.132	Cement concrete 1:2:4 payment 7" thick 25 years.
14.4	Ceramic glazed tiles 20 years.
14.41	Kotah stone tile flooring 40 years.
14.396	Red sand stone flooring 40 years.
14.7	Ironite flooring 40 years.
16.31	Plastic emulsion painting 5 years.
16.32	Cement based paint such as snowcon 3 years
15.13	Tile terracing on roof. 20 years.
17.24	Glazing up to 4 mm thick.
17.24	For public institution Primary health centres (a) School. 10 years.
17.24	For Residence 20 years (b)
	Main building at Rs. 1.50 per Sq. ft
	Out-house at Rs. 1.00 per Sq. ft

Part of  
Estab  
ment

Addressed to ALL S.E.S & F.E.S. IN HARYANA.

Remarks

Total Qty.	Rate	Unit	Amount
	0.55	Sqm.	
	0.60	Sqm.	
	0.60	Sqm.	
	1.10	Sqm.	
	0.35	Sqm.	
	0.80	Sqm.	
	2.40	Sqm.	
	3.35	Sqm.	
	3.10	Sqm.	
	1.10	Sqm.	
	3.05	Sqm.	
	73.90	Sqm.	
	31.80	Sqm.	
	73.20	Sqm.	
	10.65	Sqm.	
	10.65	Sqm.	
	5.15	Sqm.	

9.90	9.90	64.249	196.01	201.139	1.99.20	6.40	3.10	52.95	123.15	123.15
Sqm.	Sqm.	cum	Sqm.	Sqm.	Sqm.	Sqm.	Sqm.	Sqm.	Sqm.	Sqm.

Bhagat Phool Singh Mahila Vishwavidyalaya Khanpur Kalan

Proceedings of the selection committee meeting held on 02.05.2022 for the selection of Legal Advisor on visit basis through Walk-in Interview.

The following members were present:

- |   |  |                |
|---|--|----------------|
| 1 | Dr. Neelam Malik, Registrar, BPSMV.                  | Convenor       |
| 2 | Dr. Amit Kamboj, Registrar,<br>DBRANLU, Rai, Sonapat | Outside Expert |
| 3 | Assistant Registrar, ENT, BPSMV.                     | Member         |

The committee has interviewed the following candidates for the said post as per the eligibility conditions published in the advertisement:

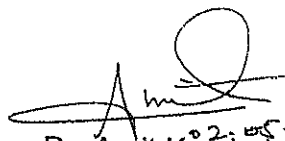
- 1 Smt. Mukesh Jakhar D/o Sh. Dharambir singh
- 2 Sh. Deepak S/o Sh. Ramniwash
- 3 Smt. Pooja Sangwan D/o Sh. Krishan Chander
- 4 Sh. Rajiv Chopra D/o Ramphal Chopra

After interviewing the above candidates, the committee recommends the Sh. Deepak S/o Sh. Ramniwash may be engaged as Legal Advisor on visit basis @ Rs.4000. per visit including Travelling Allowance subject to maximum of six visits per month.

**Waiting List:-**

- 1 Pooja Sangwan D/o Sh. Krishan Chander

  
(Neelam Malik)  
Convenor

  
Dr. Amit Kamboj  
Outside Expert

  
(Rajesh Kumar)  
Member

ANNEXURE-11

## Bhagat Phool Singh Mahila Vishwavidyalaya

Khanpur Kalan (Sonapat), Haryana-131305  
(A state University established by Act 31 of 2006)

Advt.No.22/04/01

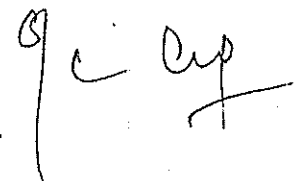
### Walk-in interview

Applications are invited from all the eligible candidates for the post of Legal Advisor on visit basis for a period of 06 months. An amount of Rs. 4000/- per visit including TA/DA shall be paid subject to the maximum 06 visits per month.

- i. Degree in Law from a recognised University/Institute.
- ii. Five years experience at district Bar Association.

The desirous candidate having requisite qualifications and fulfilling other eligibility conditions may come for walk-in-interview on 2<sup>nd</sup> May 2022 at 10.00 A.M in the conference hall adjacent to the O/o the Vice Chancellor. The candidates are directed to bring three sets of their Curriculum vitae with self attested copies of all educational certificates and experience etc. Incomplete applications shall not be entertained. The University has right to cancel the advertisement without assigning any reason. No TA/DA will be paid to candidates for attending the interview.

  
REGISTRAR



3. बायो-मेट्रिक अटेंडेंस के लिए खरीदे गए टेबलेट्स (इलेक्ट्रॉनिक उपकरण) का प्रयोग में न होना रु. 1.71 लाख : बी.पी.एस महिला विश्व विद्यालय खानपुर कला, सोनीपत के लेखाओं की जांच में पाया गया कि वर्ष 2016 में, विश्वविद्यालय प्रशासन द्वारा 1,71,159/- रुपये का भुगतान करके 17 टेबलेट खरीदे गए थे। इन उपकरणों का उपयोग विश्वविद्यालय के कर्मचारियों के सदस्यों की बायो-मेट्रिक उपस्थिति के लिए किया जाता था। आगे की जांच में पाया गया कि उपरोक्त सभी उपकरण उपयोग में नहीं थे और गैर-कार्यात्मक थे।

4. आवासीय परिसर/सरकारी आवास के लाभकारी उपयोग में कमी: BPS महिला विश्व विद्यालय विद्यालय खानपुर, सोनीपत के अभिलेखों की जांच में पाया गया कि 95 में से 77 सरकारी आवास आवंटित पाए गए और शेष 18 'सरकारी आवास' (टाइप- III, IV और V) 2016 से 2019 तक खाली और अनुपयोगी पाए गए। विश्वविद्यालय प्रशासन ने उनके उपयोग के लिए किसी भी योजना की परिकल्पना नहीं की। इस प्रकार, प्रशासन ने बुनियादी ढांचे के लाभ से सरकार को वंचित किया और किराए के रूप में कमाने का अवसर भी खो दिया।

पैरा: 5. सामान्य नियमों और शर्तों के उल्लंघन के बावजूद निविदा ठेकेदार के पक्ष में।

हरियाणा सरकार ने सेवाओं/गतिविधियों की आउटसोर्सिंग के लिए एक नीति (फरवरी 2009) जारी की, जिसके अनुसार सेवाओं / गतिविधियों को उन विभागों द्वारा आउटसोर्स किया जाना था जिन विभागों को पद स्वीकृत नहीं किए गए थे तथा वे व्यक्ति न्यूनतम मजदूरी और वैधानिक शुल्क पर लगाये जायेंगे। भगत फूल सिंह महिला विश्व विद्यालय, खानपुर कला (सोनीपत) के अभिलेखों की जांच में पाया गया कि सुरक्षा व्यवस्था के कार्य, मैसर्स हाई टेक सिक्योरिटी सर्विस, जीव को जतवरी 2017 से दिसंबर 2017 की अवधि के लिए अर्थात् एक वर्ष के लिए आवंटित किया गया था जो कि दोनों पक्षों की लिखित आपसी सहमति से उसी दर पर एक वर्ष के लिए बढ़ाया जा सकता था।

उपरोक्त अनुबंध के सामान्य नियमों और शर्तों के अनुसार, यह स्पष्ट था कि यदि ठेकेदार, अनुबंध या असंतोषजनक प्रदर्शन में निर्धारित किए गए कार्य को शुरू / निष्पादित करने में विफल रहता है या अनुबंध की वैधानिक आवश्यकताओं को पूरा नहीं करता है, तो कुलपति का अधिकार सुरक्षित है कि वे ठेकेदार का ई.एम.डी. और परफॉरमेंस सिक्योरिटी को जब्त कर लें और फर्म को इस प्रकार के निविदा में भाग लेने से चार साल की अवधि के लिए ब्लैकलिस्ट कर दें।

आगे की जांच में पाया गया कि उपरोक्त फर्म की सुरक्षा सेवाओं के एक वर्ष पूरा करने के बाद, सुरक्षा सेवाओं को किराए पर देने के लिए नया टेंडर जारी किया जाता था। इस दौरान रजिस्ट्रार द्वारा एक आदेश प्रारित किया गया था कि नए टेंडर जारी करने से पहले, उपर्युक्त फर्म द्वारा प्रदान की गई सुरक्षा सेवाओं की संतोषजनक रिपोर्ट संबंधित विभाग से प्राप्त की जाए।

इसके जवाब में, मुख्य सुरक्षा अधिकारी (CSO) ने फरवरी 2018 और सितंबर 2018 में उपरोक्त फर्म की असंतोषजनक सेवाओं के बारे में एक पत्र प्रस्तुत किया था। CSO के अनुसार, यहां तक कि ठेकेदार टार्च, लाठी आदि जैसे बुनियादी उपकरण प्रदान करने में बुरी तरह विफल रहा था। हालांकि, उस पत्र को प्राप्त करने के बाद संबंधित शाखा (सामान्य शाखा) द्वारा या सी.एस.ओ. द्वारा फर्म को कोई चेतावनी / कारण बताओ नोटिस

8. Retrenchments and Recoveries:

Rs. 3,39,369/- were retrenched from the bills produced in audit during the period under report owing to wrong calculations and irregular/excess payment. Internal check should be strengthened to avoid such occurrence in future and suitable action may also be taken against the official responsible under intimation to audit.

9. Temporary advances:-

Temporary advances to the tune of Rs. 32,05,02,880/- only as detailed in Appendix 'D' to this report were unadjusted as on 31.03.2019. Some of the advance was outstanding from the inception of the university. This was contrary to financial principal as the advances should draw only on absolute necessary and required for immediate disbursement. The same needs to be got adjusted within one month from the date of drawl. The advances drawn so far may be got adjusted immediately in the financial interest of the University and the tendency of drawing advances needs to be restricted. This is brought to the special notice of university authority to look into and suitable action may be taken against the officers/officials who have not rendered the adjustment accounts of advance as yet and compliance shown to audit.

10. Short recoveries/Non-recoveries and loss and revenue:

(i) During post audit of the account of Agriculture Land of University for the period 2006-07 to 2016-17, many irregularities regarding the short recoveries/non recoveries and loss of revenue were noticed such as non-auction of land, non-recovery amount of lease from leasee non-maintenance of tree register etc. as detailed in Appendix 'E' of the report. The same is brought to the notice of University Authorities for taking appropriate action in the matter.

(ii) 95 no. of houses were got constructed from state owned HSRBDC, Ltd and got completed up to December 2008 but the same were not allotted to the employees i.e. teaching staff as well as non-teaching staff which has resulted in to loss of license fee to the university as well as unnecessary payment of house rent during the period under audit and continued 18 nos. of staff accommodation were lying vacant as on 31.03.2019 in different categories as detailed below. The State Government has incurred crore of rupees on the construction of the accommodations which were lying vacant since long. The matter is brought to the notice of the University Authorities to look into personally and take necessary steps to utilize unoccupied accommodation in the financial interest of the University under intimation to audit.



ANNEXURE - 14

FIA

Sh. T.K. Sharma, IAS, (Retd.)  
Flat No. C-501, Premier Urban Apartments,  
Sector-15, Part-2, Gurugram

To

The Vice-Chancellor  
BPSMV, Khanpur Kalan  
Sonipat

**Sub.: Appointment as Enquiry Officer.**

Madam,

Please refer to your letter No. BPSMV/LGR/F-3221/20/404-409 dated 11.11.2020. The undersigned was appointed as Enquiry Officer to find out the erring official responsible for missing record, if any, on point no. 'K' of RTI application dated 01.09.2018 filed by Sh. Sultan Singh in RTI appeal case no., 2782 2019. I have completed the enquiry and the enquiry report is attached herewith alongwith the photocopy of the relevant official record.

You are requested, to release the balance honorarium.

Encl: As above.

*Sh. T. K. Sharma*  
Sh. T. K. Sharma  
Enquiry Officer

## Enquiry Report

The undersigned was appointed inquiry officer to find out the erring officials responsible for missing record, if any, on point no. K of RTI application dated 01/09/2018 filed by Sh. Sultan Singh, in RTI Appeal case no 2782 of 2019 before Ld. Information Commission Haryana, Chandigarh vide letter no. BPSMV/LGR/F-3221/20/404-409 dated 11/11/2020.

The RTI application submitted by Sh. Sultan Singh was seen by me. The information sought under point K is as under:-

"The interview of Sh. Vimal Joshi for the post of Professor was held on 17/9/2012. The copies of the letter/email/fax through which the members of selection committee were called for the interview may be supplied".

The record pertaining to the formation of Selection Committee and subsequent actions by various officials was scrutinised.

A note for constituting the Selection Committee was put up by Assistant (ET) on 03/09/2012. This note was routed through Supdt. (ET), AR (ET) and Registrar to Vice- Chancellor. On this note the decision was recorded as:-

--"17th September, 2012 at 3.00 p.m.

-- Selection Committee constituted separately

-- Draft letter put up separately by PS to VC

-- Letter to applicants be issued from Estb. Branch"

The then Vice- Chancellor directed PS to put up letter to members giving date and time. It is clear from the above decision that members were to be informed through letter by the VC and Ps was to put up the draft letter. The establishment branch was responsible for sending the interview letters to the candidates. These letters were sent by AR (ET) copies enclosed.

As per orders Sh. Dalbir Singh PS to VC got the panel of Experts approved on 3/9/2012 and also put up the draft letter to VC. It is noted on the margin of noting sheet that Email were sent by Hon'ble V.C. (Copy Enclosed). One of the member Dr. Veer Singh expressed his inability to attend the meeting telephonically as per noting of the then PS to V.C. Sh. Dalbir Singh on 15/9/2012. The member was replaced and he was informed on phone and Email was also sent to him. This was approved by the Hon'ble V.C. on 15/9/2012. *By M.L. Ranga, chairman nominal was duly informed vide letter no BPSMV/VC/12/188 Dated 4.9.2012 (copy enclosed)*

On 17/9/2012 Sh. Dalbir Singh PS to V.C. recorded to send the copy of the note to Registrar/AR (ET) for record after retaining a copy in the office. The copy of this note was sent on 18/9/2012 and is available in the file of establishment branch.

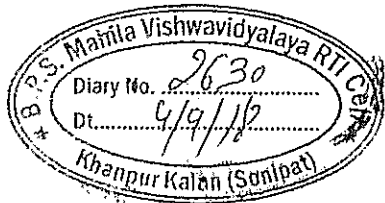
The above facts show that the copy of the letter sent through Email was not sent to the Registrar/AR (ET). I had talked to Sh. Dalbir Singh on phone. He told that the Emails were not sent from the official e-mail of the university as the names of the members were kept secret till the interview. The then Vice Chancellor has intimated through the Email dated 26 October 2020 that copies of the said Emails are not available in her personal account.

In my view the copies of the said Emails sent to the members were not taken and hence are not available in the establishment branch or in the record kept by Ps to VC. No official of the establishment branch can be held responsible for non-availability of the Emails.

Dated 15/12/2020

35

TK Sharma (Sd/-)  
The Vice Chancellor  
Haryana Information Commission



राज्य जन सूचना  
अधिकारी नं० बी पी एस एन बी,  
खानपुर काला - 131305  
जिला - सोनीपत

विषय: दरखास्त अधीन RTI Act 2005  
महोदय जी,

1- प्राची का नाम व पता :- सुलतानसिंह स नं० जी 2  
नोब: नपा 6507701 बी पी एस एन बी कैम्पस खानपुर  
काला - 131305 जिला - सोनीपत

2- सूचनाओं का समय :- विश्वविद्यालय में स्थापना  
के बाद से लेकर इतिहास मपील / शिकापत  
के निपटारे तक।

3- सूचनाओं का विषय :- साधारण व प्रशासनिक,

4- मांगी जाने वाली सूचनाओं का विवरण :-

A- श्री आकाश गुलिलया वर्क ऑफ सोशल वर्क  
में प्रो. वी. उनकी नियुक्ति बारे श्री Rohan Lal  
(HOD) HCS ने Enquiry में Report 08-04-2017 को  
PC को Submit की थी;

उस Enquiry Report के Submission के बाद  
विश्वविद्यालय ने जो कार्यवाही की है उसकी तमाम Notings  
भी प्रतीक्षा देने

B- श्री विमल जोशी HOD Law के रिक्वायर्जुमंड  
2016 को P.C. Act के तहत केस दर्ज हुआ था/संबंध  
में उस के बाद व. स. ए. से जो पत्र मई 2017 तथा मई 2018  
में जो पत्र BPSM में भेजे हैं उन पत्रों की प्रतीक्षा देने  
तथा उन पर विश्वविद्यालय की PC तथा Registration ने  
जो कार्यवाही की है उन भी Notings तथा उन द्वारा  
प्राप्त 08/08/17 की प्रतीक्षा देने।

C- प्राची के Submission Dem. RTI के रिक्वायर्जुमंड

K — श्री Vinay Joshi के प्रोपोजर पद पर ~~विचार~~  
Interview 17-09-2012 को हुआ था / Interview  
के लिए Selection Committee के नेमबरमान  
को बुलाने के लिए जो पत्र आने हो या Email में  
हो या Fax (भेजा) हो तो उनकी प्रतीप्ता देवे /

L — Law Dept के प्रोफ पद के इन्तीदवार श्री A.S.  
Dabral को पत्र 15 सितम्बर 2012 तथा ओफिस नाच  
निवाड़ी को पत्र 01-10-2012 पर VC ने क्या Action  
(आप की तमाम Notings) की प्रतीप्ता देवे /

M — पत्र नं. PRSMV/ET/13/1579 नं. 12-07-2013 भी पाली  
देवे / इस पत्र के बाद प्रोफ. Maheshwar ने Vinay Joshi की  
Screening की Report मिलती तारीख को विश्वविद्यालय  
में जमा कराई उस वांछ्य वांस्पेच्य Register की  
Inspection कराई जावे तथा Report जो जाने Page की प्रती दे

N — Vinay Joshi की प्रोफ पद पर नियुक्ति के बाद उसके  
Eligibility address करने के लिए Sh. V.K. Aggarwal  
VC जीपर को लगाया गया जिसने अपनी Report 01-01-201  
को University में Submit की। इस बारे में निम्न सुचना  
देने /

(i) जिस पत्र के द्वारा University ने Eligibility address  
करने वाले V.K. Aggarwal को जो पत्र मिले उसकी  
प्रती देवे / वांस्पेच्य के Register की जोरो आपी देवे /

(ii) — V.K. Aggarwal ने अपनी Report Submit करने  
वाले Receipt रजिस्टर की पत्र भी प्रती देवे तथा उसकी  
Inspection भी करावे /

(iii) उस द्वारा जमा कराई गई Report की EC (Ex. Comm.)  
में क्या रखा गया /

(iv) इस कार्य के लिए विश्वविद्यालय ने V.K. Aggarwal  
को कितना पैसे दिए /

# B.P.S. MAHILA VISHWAVIDYALAYA

(A State University Recognized Under Sec. 2 (f) and 12 (B) of the UGC Act 1956)

KHANPUR KALAN (SONEPAT)

Date.....

Sub: Constitution of Selection Committee for the post of Professor of Law

Applications for various teaching and Non-teaching posts were invited vide BPSMV, Khanpur Kalan Advertisement No. 01/July/2012. In response to the above-mentioned advertisement, 03 applications for the post of Professor of Law were received. (Gen. Category).

Screening Committee for the above-mentioned post was constituted and its proceedings are placed at flag 'A' all three applicant / candidate have been found eligible for the said post.

The Selection Committee may be constituted by the Hon'ble Vice Chancellor for conducting the interview for the post in question. It is stated that in terms of Clause 24(I) of BPSMV Act a Selection Committee for any appointment of Professor/ Reader/ Lecturer shall consist of:

- (i) The Vice Chancellor
- (ii) The Dean of the Faculty
- (iii) The Chairperson of the Deptt. concerned if he/ she is a Professor
- (iv) The senior most Professor in the Deptt. except where otherwise decided by the Vice Chancellor
- (v) Three persons not connected with the university nominated by the Vice Chancellor from a panel of names drawn up by the Academic Council on the basis of their special knowledge of, or interest in the subject with which the person is concerned;

Provided that the Vice Chancellor may add more names to the panel in special circumstances and report these to the Academic Council at its next meeting.

However, in terms of recommendations of UGC Expert Committee, following shall also be the members of the Selection Committee:-

- (i) An academician who is the nominee of the Visitor/Chancellor, wherever applicable
- (ii) An academician representing SC/ST/OBC/Minority/Women/Differently-able categories, if any of the candidates representing these categories in the applicant, to be nominated by the Vice Chancellor, if any of the above members of the Selection Committee do not belong to that category

May kindly be submitted to Vice Chancellor for information and orders please.

Supdt (ET)

AR (Estt.)

Asstt (ET)

*Samuel*  
3/9/12

*am*  
3/9/12

*Aug*  
3/9/12

*is put up  
letter to members  
give order & time*  
3/9/12

- 17<sup>th</sup> September, 2012 at 3.00 pm.
- Selection Committee constituted separately.
- Draft letter put up separately by P.S. & V.C.
- Letters to applicants be issued from Estt. Branch.

*Regd. for* - *Aug* 4/9/12 *am* *4/9* 03/09/12  
AR (ET) *agrar*

613

# E.P.S. Mehila Vishwavidyalaya

Subject: Constitution of Selection Committee for the posts of Professor in Law -  
Interview - 17.09.2012.

The following experts have been nominated by the Hon'ble Vice Chancellor  
for attending the Selection Committee meeting to be held on 17.09.2012 for the  
posts of Professor in Law :-

1. Prof. Ranbir Singh  
Vice Chancellor  
National Law University  
Dwarka, New Delhi.
2. Dr. P.S. Jaiswal  
Vice Chancellor  
Rajiv Gandhi National University of Law  
Patiala.
3. Dr. Veer Singh  
Director (Academics)  
Chandigarh Judicial Academy  
Sector - 43 D,  
Chandigarh - 160 022.

\* Draft letter to the above Experts is put up for approval please.

*(Dalbir Singh)*  
PS to VC  
03.09.2012

Hon'ble VC

*Tamir Hat*  
3/9/12

In Veer Singh (Rank 3 above) has regretted his  
inability (telephonically) to attend the meeting as his Doctor has  
advised him not to travel.

As desired, Dr. V. Vijayakumar, Vice Chancellor,  
Pamul Nadu Dr. Ambedkar Law University, Chennai was  
requested over phone and he has kindly agreed to attend to  
our request. Email has been sent to him.  
Submitted please.

*(Dalbir Singh)*  
15/9/12

Hon'ble VC

*Tamir Hat*  
15/9/12

Registrar

VC/PS/2406  
18/9/12

\* Email sent to  
Hon'ble VC

At keep a copy of  
the order and send  
it to Registrar  
Dr. Vinod  
17/9/12

Copy Retained

Vinod  
18/9/12

614 - 217 - 90

# Bhagat Phool Singh Mahila Vishwa ~~Malaya~~ <sup>22</sup>

**Khanpur Kalan (Sonapat), Haryana-131305**

(A State University Recognized Under Sections 2 (f) and 12 (B) of the UGC Act, 1956)

Office No. 01263-283001, 283002, Fax No. 01263-283779,

[www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Minutes of the meeting of Selection Committee held on 17.09.2012 at 10:30 Am  
in the office of Hon'ble Vice Chancellor to interview for the post of Professor of Law.

Members Present:-

1. Vice Chancellor - *Dr. (Mrs) Pankaj Mittal*
2. Chancellor's Nominee - *Dr. M. L. Rana, VC, GTU, Hissar*
3. Subject Expert - *Prof. Rankin Singh, VC, NLU, Delhi*
4. Subject Expert - *Prof. P. S. Jaswal, VC, <sup>RG</sup> National Law Univ, Patna*
5. Subject Expert - *Prof. V. V. Jayaraman, VC, The Tamil Nadu Dr. Ambedkar Law Univ, Chennai*
6. Registrar (Member Secretary)

The committee interviewed the following Candidates.

1. Dr. Arvinder Singh Dalal S/o Sh. Jagdev Singh - *Didn't attend the inter*
2. Dr. Vimal Joshi S/o Dr. Harish Chander - *Attended*
3. Dr. Onkar Nath Tiwari S/o Late Sh. Govind Deo Tiwari, - *Marked attendance did not appear for*

The committee recommends the following candidate(s) in order of merit

Sr No.	Person recommended for selection ( in order of merit)	Whether pay protection recommended ( in the later case , the amount is also to be shown)	Reasons for higher start, if any
01	<i>Dr Vimal Joshi</i>	<i>Pay Protection as per rules.</i>	

*pmi #12*  
17/9/12  
Vice Chancellor

*M.L. Rana*  
Chancellor's nominee

*R. Singh*  
(Subject Expert)

*Prof. V. V. Jayaraman*  
17/9/12  
(Subject Expert)

*Prof. P. S. Jaswal*  
(Subject Expert)

*Prof. Asha Kadyan*  
17/9/2012  
Registrar (Member Secretary)

*Prof. V. V. Jayaraman*

*Prof. P. S. Jaswal*



**Bhagat Phool Singh Mahila Vishwavidyalaya**

**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-27301283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/12/ 2283

Dated: 04-09-2012

**Speed Post**

To

Dr. Onkar Nath Tiwari  
S/o Sh. Late Govind Dev Tiwari  
# 110-S, Murari Bagicha, (Azad Nagar)  
P.O. Jungle Tuls Ram Bichahya,  
PAC- Camp,  
Gorakhpur (UP)- 273014

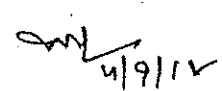
**Sub: Interview for the Post of Professor in Law.**

Please refer to your application for the post cited above against  
Advt No 01/July /2012:

You are hereby informed that interview for the above post will be held on  
17.09.2012 at 03:00 PM in the office of Vice- Chancellor, BPSMV, Khanpur  
Kalan, (Sonapat).

You are requested to report for the interview 30 minutes before the  
scheduled time for verification of document and other pre-interview formalities.  
You should also bring all original testimonials/ certificates of your academic/  
professional qualification experience/ publications. Also documents in support of  
claiming API score may kindly be made available at the time of interview.

No. TA/DA will be paid to attend the interview.

  
Assistant Registrar (ET)  
for Registrar.





**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/12/2281

Dated: 04-09-2012

Speed Post

To

Dr. Arvinder Singh Dalal  
Associate Professor  
S/o Sh. Jagdev Singh,  
Dept. of Law, M.D. University  
Rohtak

**Sub: Interview for the Post of Professor in Law.**

Please refer to your application for the post cited above against Advt No 01/July/2012.

You are hereby informed that interview for the above post will be held on 17.09.2012 at 03:00 PM in the office of Vice- Chancellor, BPSMV, Khanpur Kalan, (Sonapat).

You are requested to report for the interview 30 minutes before the scheduled time for verification of document and other pre-interview formalities. You should also bring all original testimonials/ certificates of your academic/ professional qualification experience/ publications. Also documents in support of claiming API score may kindly be made available at the time of interview.

No. TA/DA will be paid to attend the interview.

Assistant Registrar (ET)  
for Registrar



**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/12/2282

Dated: 54-09-2012

Speed Post

To

Dr. Vimal Joshi ✓  
S/o Dr. Harish Chander Joshi,  
# Duplex, Type III MDU Campus  
Rohatk

**Sub: Interview for the Post of Professor in Law.**

Please refer to your application for the post cited above against Advt No 01/July /2012.

You are hereby informed that interview for the above post will be held on 17.09.2012 at 03:00 PM in the office of Vice- Chancellor, BPSMV, Khanpur Kalan, (Sonapat).

You are requested to report for the interview 30 minutes before the scheduled time for verification of document and other pre-interview formalities. You should also bring all original testimonials/ certificates of your academic/ professional qualification experience/ publications. Also documents in support of claiming API score may kindly be made available at the time of interview.

No. TA/DA will be paid to attend the interview.

  
Assistant Registrar (ET)  
for Registrar

Letters to the outside experts.

Vice Chancellor <vc@bpswomenuniversity.ac.in>  
Dr Pankaj Mittal <pankajugc@gmail.com>

24 October 2020 at 18:21

Dear Dr. Mittal,

As you are aware, a case on the appointment of Prof. Vimal Joshi is going on. The complainant, Sh. Sultan Singh has been asking time and again for the copy of letters sent to the outside experts for the Selection Committee of Prof. Vimal Joshi. Now, it has come through the State Information Commission, Haryana also. The official records indicate that the information to the outside experts was sent by the then Vice-Chancellor through her personal email.

As you were the Vice-Chancellor at that time, may I request you to share the details, if any, for providing the same to the SIC as well as to the applicant.

It may please be treated as most urgent.

Copy of the relevant note sheet is attached herewith.

With warm regards,

**Prof. Sushma Yadava**

Vice-Chancellor

Bhagat Phool Singh Mahila Vishwavidyalaya,

Khanpur Kalan, Sonapat, Haryana - 131305

Telephone: 01263-283013, 283111, Fax No. 01263-283779

Website: www.bpswomenuniversity.ac.in

&

Professor : Public Policy & Governance, IIPA, New Delhi

Member : University Grants Commission, New Delhi

Member : Press Council of India, New Delhi

President : Indian Political Science Association (2015-17)

Pro-Vice-Chancellor, IGNOU (2013-15)

Professor : Dr. Ambedkar Chair, IIPA (2005-13)

RTI Information.pdf

759K

Pankaj Mittal <pankajugc@gmail.com>

Vice-Chancellor <vc@bpswomenuniversity.ac.in>

26 October 2020 at 11:31

Dear Dr Sushma Yadava,

Thanks for your mail.

I went through your mail and notings.

I would like to apprise you that I do not have the copies of the said e-mails in my personal account, i.e. pankajugc@gmail.com.

With warm regards,

Dr. (Mrs.) Pankaj Mittal  
Vice-Chancellor



भगत फूल सिंह महिला विश्व विद्यालय  
खानपुर कलां, सोनीपत, हरियाणा - 131 305  
Bhagat Phool Singh Mahila Vishwavidyalaya  
Khanpur Kalan, Sonapat, Haryana - 131305

Tel. No : 01263-283111 (O) 283500 (R) 283779 (I)

E-mail : vc@bpswomenuniversity.ac.in

Website : www.bpswomenuniversity.ac.in

No. BPSMV/VC/12/188

Dated:- 04/9/2012

Sub: Appointment as Chancellor's Nominee on the Selection Committee

Dear Dr. Ranga,

I would like to thank you for agreeing to give time for holding the meeting of Selection Committee for the posts of Professor in Department of Management and Department of Law. The Selection Committee meeting would be held at 11.00 a.m. on 17<sup>th</sup> September, 2012 in Vice-Chancellor's office.

You are requested to make it convenient to attend.

With regards,

Yours sincerely,

( Pankaj Mittal )

Dr. M.L.Ranga,  
Vice-Chancellor,  
G.J.University, Hisar

Director General, Higher Education,  
Haryana, Panchkula.

To

The Registrar,  
Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan,  
District Sonapat.

Memo No. 7/111-2018 UNP(1),  
Dated, Panchkula, the 2/11/2021

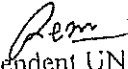
Subject:-

Clarification regarding promotion case of Dr. Sandeep Berwal,  
Associate Professor to the post of Professor under CAS-  
Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur  
Kalan (Sonapat).

\*\*\*\*\*

Kindly refer to your letter No. BPSMV/ET-II/21/1127, dated 09.07.2021 on the  
subject cited above.

I have been directed to inform you that action in the matter may be taken by  
the University at its level strictly in accordance with the rules and regulations/instructions of  
the UGC and State Government..

  
Superintendent UNP,  
for Director General, Higher Education,  
Haryana, Panchkula.

## Annexure-17

- 6.2 The minimum norms of Selection Committees and Selection Procedures as well as Assessment Criteria and Methodology requirements for the above cadres, either through direct recruitment or through Career Advancement Schemes Regulations, shall be as per these regulations.
- 6.3 The criteria for promotions under Career Advancement Scheme as given in these regulations shall be effective prospectively from the date of notification of these regulations. However, to avoid hardship to the faculty members who have already qualified or are likely to qualify shortly under existing regulations, a choice may be given to the faculty members to opt for being considered for promotions under existing regulations itself. This option can be exercised only within two years from the date of notification of these regulations.
- I. A teacher who wishes to be considered for promotion under CAS may submit in writing to the university/college, with three months in advance of the due date, that he/she fulfils all qualifications under CAS and submit to the university/college the Assessment Criteria and Methodology Performa as evolved by the concerned university duly supported by all credentials as per the Assessment Criteria and Methodology guidelines set out in these Regulations. In order to avoid delays in holding Selection Committee meetings in various positions under CAS, the University/College should immediately initiate the process of screening/selection, and shall complete the process within six months from the date of application. Further, in order to avoid any hardships, candidates who fulfill all other criteria mentioned in these Regulations, as on and till the date on which these regulations is notified, can be considered for promotion from the date, on or after Date, on which they fulfill these eligibility conditions, provided as mentioned above.
  - II. The Selection Committee specifications as delineated in Clauses 5.1 to 5.3 are applicable to all direct recruitments of Faculty Positions and Career Advancement promotions of Assistant Professor to Associate Professor and to that of Associate Professor to Professor.
  - III. CAS promotions from a lower grade to a higher grade of Assistant Professor shall be conducted by a "Screening cum Evaluation Committee" adhering to the criteria laid outas in the Tables 1, 2 and 3 of Appendix III.
  - IV. CAS promotions being a personal promotion to the incumbent teacher holding a substantive sanctioned post, on superannuation of the individual incumbent, the said post shall revert back to its original cadre.
  - V. The incumbent teacher must be on the role and active service of the Universities/Colleges on the date of consideration by the Selection Committee for /CAS Promotion.
  - VI. Candidates shall offer themselves for assessment for promotion, if they fulfill the minimum grading indicated in the appropriate Assessment Criteria and Methodology system tables by submitting an application and the required Assessment Criteria and

Annexure-18

Bhagat Phool Singh Mahila Vishwavidyalaya

Khanpur Kalan (Sonapat), Haryana-131305

(A state University established by an Act 31 to 2006)

Ref No. BPSMV/ET-II/20/1476

Dated: 08/09/20

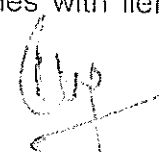
To,

Dr. Sandeep Berwal,  
Professor, Department of Education,  
CRSU, Jind

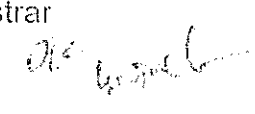
Sub: Regarding Extra Ordinary Leave (without pay) w.e.f. 11.01.2020 to 10.01.2021.

This has reference to your request on the subject cited above.

I have been directed to inform you that your Extra Ordinary Leave (without pay) have been extended for another one year by the competent authorities with lien on the post of Associate Professor w.e.f. 11.01.2020 to 10.01.2021.


  
Assistant Registrar (ET)  
for Registrar

Endst. No. BPSMV/ET-II/20/1477-81

Dated: 

Copy of the above is forwarded to the following for information and further necessary action:-

1. The Registrar, CRS, University, Jind.
2. The Chairperson, BPSITTR, BPSMV, Khanpur kalan.
3. The Finance Officer, BPSMV, Khanpur kalan.
4. P.S. to Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan.
5. P.A. to the Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan.

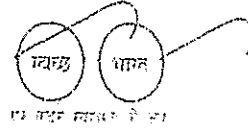
  
Assistant Registrar (ET)  
for Registrar

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Annexure 19

चौधरी रणबीर सिंह विश्वविद्यालय, जीन्द  
Chaudhary Ranbir Singh University, Jind  
(Established by the State Legislature Act 28 of 2014)



Dr. Rajesh Punia  
Registrar

No. CRSU/Estt./2020/1036

Ph. No.: 01681-241004

E-mail: registrar@crsu.ac.in

Dated: 12-11-2020

To

Prof. Sandeep Berwal (under suspension).  
Department of Education,  
Ch. Ranbir Singh University,  
Jind.

Sub: Confirmation.

Kindly refer to this office letter no. CRSU/Estt./2020/839 dated 05.10.2020 on the subject cited above.

I have been directed to inform you that your services-as Professor, Department of Education are hereby confirmed w.e.f. 12.10.2020 i.e. expiry of seven days of issuing of aforesaid letter in terms of Executive Council Resolution no. 06 of its 21<sup>st</sup> meeting held on 18.09.2020.

R. Punia  
11/11/2020  
REGISTRAR

Endst. No. CRSU/Estt./2020/1037-41

Dated: 12-11-2020

Copy of above is forwarded to the following for kind information and necessary action:

1. Registrar, BPSMV, Khanpur Kalan, Sonapat.

2. Finance Officer, Chaudhary Ranbir Singh University, Jind.

3. Deputy Director (Audit), Chaudhary Ranbir Singh University, Jind.

4. PS to Vice-Chancellor (for kind information of the Vice-Chancellor), Chaudhary Ranbir Singh University, Jind.

5. PA to Registrar (for kind information of the Registrar, Chaudhary Ranbir Singh University, Jind.

Assistant Registrar (Estt.)  
for Registrar

-196-

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**Annexure - 20**  
**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**  
Office No. 01263-283001, 283002, Fax No. 01263-283779,  
www.bpswomenuniversity.ac.in

Ref No. BPSMV/ET-II/21/ 876


Dated: 02/04/21

To

Dr. Sandeep Berwal  
Deptt. of Education  
Ch. Ranbir Singh University,  
Jind

Sub: Termination of lien.  
Sir,

This has reference to letter bearing Endst No. CRSU/Estt./2020/1037-41 dated 12.11.2020, wherein it has been conveyed that your services have been confirmed at CRSU, Jind to the post of Professor w.e.f. 12.10.2020. Accordingly, your lien is hereby terminated in this University w.e.f. date of confirmation i.e 12.10.2020.

  
Deputy Registrar (ET)  
for Registrar

Endst. No. BPSMV/ET-II/21/ 877-81

Dated: 02/04/21

Copy of the above is forwarded to the following for information and necessary action:-

1. The Registrar, Chaudhary Ranbir Singh, University, Jind.
2. Finance Officer, BPSMV, Khanpur Kalan
3. Chairperson, ITTR, BPSMV, Khanpur Kalan,
4. P.S. to Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan.
5. P.A. to Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan.

  
Deputy Registrar (ET)  
for Registrar

17



डाक्टर ने कहा कि मैं आज मछली के सर पर प्रयोग करने से निराशा हो गई हूँ।  
 किन्तु मछली के जिवा जिसी के बताये हुए बवटों में जाई गई। जो कि मेरे  
 से गलती हो गई। डॉक्टर ने कहा कि मैं जाऊँ। जो मेरे हाथ में नं. 14 के 5006 के  
 रजिस्ट्रार के पास में लिखल नोट जाई है।

डॉक्टर तन्वीर सिंह गाई, तुभास गाई, जोगेंद्र सिंह सहायक उपकार्डर  
 इकाई सिंह SUP, गहूत सिंह SUP, जोगेंद्र सिंह गाई, स्वामी सिंह गाई,  
 वसुधैर सिंह गाई बगैराने एक स्वर में कहा कि मछली लड़की  
 व लड़की लुगाए लेखार काँरा की बकामी को पुर्वनिर्देशी के बाकी  
 पर्याय चल रही थी। जिस पर हम बाकी दिना से गाँव कर रहे थे।  
 जो हमारा शोक था। वह हाल पुरा हो गया है। मछली पहले  
 बवट A2 जिसे कि लगे लुगाए रहते हैं पहले गई डॉक्टर  
 2 हाँके बाद लुगाए बापिया मिलकर प्रिया न आपने बवट A2 में  
 इस मछली लड़की को डूपा लिया। डॉक्टर लुगाए लेखार व प्रिया लेखार  
 ने पुर्वनिर्देशी व हाफसरा के बाकी की नजर देखा की है। डॉक्टर  
 बापिया की है। डॉक्टर महिला पुर्वनिर्देशी को बकामी किया है। जो  
 बापिया की हाँके होते प्रहारे सेला नही करा-चाड़े वा। जो  
 इस निमित्त बर्ष के लिए न होकर बापिया की व हाफसरा के  
 बापियों की पालना न करने एक अच्छे बापिया का मजुत नही  
 दिया है। मछली, लुगाए बापिया उपकार्डर के बिना बापिया  
 बापिया की जावे। ताकि बापिया ने भी कोई ऐसी हाफसरा न हाँके चाये।  
 रिपोर्ट सेवा में प्रस्तुत है।

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गवर्धन गोर-3

Rambhar  
रामभर सिंह गार्ड  
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जलजान:  
जलजान सिंह गार्ड  
9416095767

सुरेश  
सुरेश सिंह गार्ड  
9198133841282

sup. Bharat Singh University  
9050551124 Security

9034868462  
SUP. Raghav Singh

9466592281  
Jagindar Singh  
17-11-2011

Sushash 17-11-2011  
9813988831  
Teshu

17-11-2011  
9050263384

Ram Singh  
राम सिंह

9050331822  
सुरेश सिंह गार्ड  
सुरेश सिंह गार्ड

9812016476

उपरोक्त विषय एक बहुत ही गंभीर मामला  
है इस पर विशेष दशावधि/सुरक्षा कार्य  
वाही हेतु प्रायश: है।

CHIEF SECURITY OFFICER  
B.P.S. Mahila Vishwavidyalaya  
Khanpur Kalan (Sonapat)  
17-11-2011

1439  
104-6-6  
ANNEX

**Bhagat Phool Singh Mahila Vishwavidyalaya**

**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001,283002, Fax No. 01263-283779, www.bpswomenuniversity.ac.in

The Vice-Chancellor under section II (6) of the BPSMV, Act 2006 has ordered to place Sh. Sushil Kumar Lecturer, College of Education BPSMV, Khanpur Kalan under suspension with immediate effect, pending inquiry. Charge sheet will follow. During suspension, he will not leave the station without prior permission of the Vice-Chancellor.

*Shushil*

REGISTRAR

Endst.No. BPSMV/ET/11/2486-94

Dated: 18.11.2011

Copy of the above is forwarded to the following for information and necessary action:-

1. Sh. Sushil Kumar, Lecturer, College of Education, BPSMV, Khanpur Kalan.
2. HOD, College of Education, BPSMV, Khanpur Kalan.
3. Controller of Examination, BPSMV, Khanpur Kalan.
4. Finance Officer, BPSMV, Khanpur Kalan
5. Chief Warden., BPSMV, Khanpur Kalan
6. Chief Security Officer, BPSMV, Khanpur Kalan
7. PA to Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan
8. PA to Pro-Vice Chancellor (for kind information of the Pro-Vice-Chancellor), BPSMV, Khanpur Kalan
9. PA to Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan.

*Shushil*

Registrar

c/c



## Bhagat Phool Singh Mahila Vishwavidyalaya

Khanpur Kalan (Sonapat), Haryana-131305

Office No. 01263-283001, 283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/12/ 287

Dated: 13-2-12

Confidential

### MEMORANDUM

Sh. Sushil Kumar, Lecturer (Under Suspension) BPS College of Education, Khanpur Kalan, is hereby informed that it is proposed by the competent authority to take action against him on the grounds set out in the enclosed statement of charges.

Sh. Sushil Kumar is hereby required to state in writing within a period of fifteen days from the receipt of this memorandum by him whether he admits the truth of all or any of the charges, what explanation or defence, if any, he has to offer and whether he desires to be heard in person.

Sh. Sushil Kumar is hereby further informed that if for the purpose of preparing his written statement, he wishes to have an access to the relevant official records, he should inspect the same in the office of the Assistant Registrar (Estt. Teaching) on any working day after making prior appointment with him. It is, however, pointed out that only such documents will be shown to him as are in possession of the University and were strictly relevant to the case. If in the opinion of the competent authority, it is not desirable, in the public interest, to allow him access to any document, or a document which is not in the possession of the University, such access shall be refused.

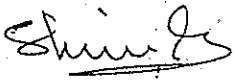
If Sh. Sushil Kumar wishes to consult any other relevant record, which is not in the custody of the University, it is for him to undertake its inspection. It is, however, made clear to Sh. Sushil Kumar that his failure to inspect the documents shall not constitute a valid ground for delay in submission of his written statement and if the

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written statement is not received by the undersigned before the expiry of period, specified above, it shall be presumed that he has none to submit.

The written statement should be submitted direct to the undersigned.

The receipt of this memorandum with enclosures may be acknowledged.

Encls. As Above

  
Registrar

Sh. Sushil Kumar  
Lecturer (Under Suspension)  
BPS College of Education  
Khanpur Kalan.



3  
To

The Registrar (Disciplinary Authority)

BPS Mahila Vishwavidyalaya

Khanpur Kalan-131305.

Date: 27/2/12

Subject: Reply of the memorandum and statement of charges vide Ref No. BPSMV/ET/12/387 dated 13/2/12.

Madam,

I Sushil Kumar, Lecturer in Education, BPS Institute of Education, Khanpur Kalan, was served with a memorandum and statement of charges vides Ref No. BPSMV/ET/12/387 dated 13/2/12. However, the charge sheet did not disclosed the documents to be relied upon in support of the charge-sheet or the list of witnesses.

I requested the permission to inspect the documents supporting the charges vide letter no ET/253 dated 17/2/12.

After waiting for the written permission upto 11:00 am on 23/2/12, I contacted the Establishment Branch (Teaching), telephonically on 23/2/12. The permission to inspect the documents at 3:00 pm in the Establishment Branch (Teaching) was given by AR Establishment (Teaching) as the file with the orders of the Vice chancellor was just received in the branch.

I along with my wife went to the Establishment Branch (Teaching) at 3:00 pm. On inspection of the file containing the documents claimed as supporting the charges, only following documents were available on record:

1. Complaint by the CSO.
2. Preliminary enquiry report.
3. Representation by the girl student
4. Representation by Ms. Priya Dhingra
5. Photocopy of the photograph of a signboard, "Residences Students Are Not Allowed" placed somewhere in the university campus.

The request for extension of time to prepare my reply was also denied.

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117 102

Reply against the statement of charges levelled upon me are as follows

Para.1

- a. The statement in Para (1), that security officials followed the girl and found that she entered house no. A-1/2 is false as the complaint by the CSO on record says that Mr. Taqdir and Mr. Subhash, guard had told that the girl entered the 'A' block stairs. Hence, the charge that the girl had entered in house no. A-1/2 is baseless and frivolous.
- b. The statement that I was present alone in the house is wrongly speculated. I am a married person and happily living with my wife and son.
- c. The charge that I have violated university instructions is again false as no instructions of the university was found on record except photocopy of a photograph of a signboard placed somewhere in the university showing "RESIDENCES STUDENTS ARE NOT ALLOWED". Hence, there is no question of violating any alleged university instructions by me.

Hence, the charge is beyond the facts on file and based only on personal intentions and perception of complainant/s.

Para -2

- a. The statement that I have defied the search orders of the CSO is absolutely wrong, concocted and an afterthought. The complaint does not even say that I had defied any search orders. Moreover, the complaint of CSO deliberately has not shown any time of his arrival on the scene alongwith Dr. Suman Dalal, Dr. Sumitra, Chief Warden and other university staff. All the above said officials carried out the search of the house no.A-1/2 and the girl was not found present, on the contrary, she was found in house No. A-2/2. In the complaint by CSO placed on record does also mention that they have searched the house. Hence, the question that I did not open the door and refused to search the house is wrong.

Therefore, the charge that I defied search order or that I had any motive of hiding the presence as well as the identity of the girl is baseless and false and beyond the facts on file.

3  
Para-3

- 147-54-48
- a. The statement that the girl rushed out of house no. A-1/2 and entered house no. A-2/2 is false, baseless and unconceivable as rushing of the girl from house no. A-1/2 to A-2/2 is not possible in the presence of the strict vigil of the security officials as ordered by the CSO that too when the house no. A-1/2 was locked. The statements of Ms. Priya Dhingra and the girl student available on record does also show that the girl had come to house no. A-2/2 only. As per the statement on record, the security officials had only doubt if the girl was present in house no. A-1/2 and to clear the same doubt they had already searched my house no. A-1/2.

Para-4

- a. The statement that some other male teachers viz. Dr. Sandeep Berwal, Reader, BPS College of Education, Dr. Yogesh Thakur, Lecturer, Mr. Vikas Malik, Lecturer, SES were present in house no. A-1/2 is wrong and shows malafide intentions to target the male faculty only to create gender discrimination. The fact is that all the above-mentioned male faculty members accompanied me along with CSO and others when the search of my house was carried out after I was taken along to my house from the department.
- b. The statement of calling the girl to my house while I was alone amounts to violation of expected norms of society is absolutely refutable, baseless and concocted with the intention of maligning my image among the student fraternity. There is no question of calling a girl student to my house that too when she is no more the student of College of Education. I stay in the house with my wife and child, the question of my being alone is also false. The girl in her statement available on record clearly mentioned that she was harassed, pressurised in the presence of police. Many questions were asked against her character and an attempt was made to force her to agree to what they wish her to write, however still she did not relent under pressure and therefore there is nothing on record to show that the girl admitted her alleged fault. Dr. Sumitra Jatyan pressurised the girl to write against me. Hence, it does not amount to my violation of expected norms of society. I deny the charge strongly.

10 148-55-  
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Para (5)

- a. As mentioned in the statement in Para (5) that I have violated university instructions is false and incorrect. As already stated in Para 1(c) above that as no instructions of the university was found on record except photocopy of a photograph of a signboard placed somewhere in the university showing "RESIDENCES STUDENTS ARE NOT ALLOWED". Hence, there is no question of violating any alleged university instructions by me.
- b. The statement of attempting to entice a girl student as stated in the statement of charges is a baseless, false, and created only to terrorise me. It is a personal whim and perception of complainant/s and not based on any intelligible and verifiable facts.
- c. The statement attempting to destroy evidence by not permitting on the spot search of his house is incorrect and false. The complaint does not even say that I had obstructed any search attempt. As already stated in Para-2 (a), in the presence of all the officials the search of the house no.A-1/2 was carried out and no girl was found there. In the complaint by CSO placed on records does also mention that they have searched the house. Hence, the question that I did not permit on the spot search of my house is false.

Para (6)

- a. I strongly deny the statement of charges as levelled upon me in Para (6). There is nothing in the documents as on record to show that I have been frequently calling the said girl student to my house at night/odd hours for the last two years when she was studying in B.Ed. and M.Ed. Hence, the allegation is false and frivolous and I strongly condemn the same.
- b. I also strongly deny the charge of gender exploitation levelled upon me as it is baseless and clearly shows that just a vague statement/report by the newspaper vendor and security officials is whimsical, fabricated one, and cannot be the basis for the construction of charges of such a serious nature. Such kind of act by fabricating false statement only shows the malafide intentions to ruin the life of the student and reputation of the teacher. Hence, there is no question of moral turpitude on my part and I once again strongly deny such a serious allegation levelled upon me.

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Para (7)

-11-      -149-  
                 -56-  
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a. Again, the statements in the Para-7 are just the whim / perceptions of the person framing the charges and not based on the intelligible and verifiable facts and therefore, I strongly deny the same.

Therefore, it is clear that all the charges levelled against me are far from the truth, not supported by anything on the record and are even against the facts on record of the file. Allegations are nothing but based on motivated fabrications, malaified whims and baseless perception, which can emerge only from mischievous minds. Therefore, the same deserves to be dropped.


Once again, I would like to remind you that in the past, also, many times attempts, though of different nature, were made to harass me at the instance of the same elements and unnecessary hurdles were created in my service incidents. However, I did not take it serious and kept neglecting the same. The reason of ignoring the same was not that I was not affected with the same but with a hope that the administration will take care of such issues and elements themselves and in due course of time, the things will be settle down. Moreover, in the academic interest of this pious university I have never let the pressure of such conspiracies impinge upon the academic output of mine. Nevertheless, this time it is unbearable torture not only for me but also for my whole family.

Thus, I strongly deny and condemn these kind of grave, unsubstantiated, frivolous, false and spurious charges levelled upon me and request the authorities to withdraw all the charges levelled upon me.

Thus, in the light of all the above submissions I request the authority to revoke my suspension and reinstate me retrospectively.

Thanking you,

With regards,

  
27/2/12

Sushil Kumar  
Lecturer in Education  
BPS Institute of Education  
BPSMV

16. Payment of remuneration to Sh. Jaipal Dahiya, Technical Advisor.

Resolved that payment be made on pro-rata basis where visits are less than ten.

Further, resolved that charter of duties and responsibilities be prepared / maintained.

17. Considered the establishment of frontline demonstration Centre under Public Sector.

Resolved to approve the establishment of proposed Centre and congratulated the Vice-Chancellor for taking such innovative steps.

18. Considered the action taken by Vice-Chancellor in placing Sh. Sushil Kumar, Lecturer, BPS College of Education under suspension on the basis of report received from Chief Security Officer and preliminary inquiry regarding case of moral turpitude.

The matter was discussed at length and resolved that the action taken by the Vice-Chancellor be approved.

Further, resolved that charge-sheet be issued immediately and inquiry be expedited within one month. The Vice-Chancellor be authorized to appoint Inquiry Officer. Also the code of conduct be devised to avoid future recurrences.

19. Considered the Age of direct recruitment in the University.

Resolved that the basis for enhancement of age by MDU Rohtak be verified first.

To consider the report of the Inquiry Officer appointed by the Vice Chancellor as resolved by the Executive Council vide resolution no. 18 dated 20.01.2012 to inquire into the complaint received from Chief Security Officer against Sh Sushil Kumar, Assistant Professor, BPS, ITTR (Under suspension) and also the legal opinion of University Counsel thereon.

The House discussed the matter in detail, and examined the Enquiry Report submitted by Sh. R.C. Sharma and legal opinion received from Sh. Tribhuvan Dahiya, University Counsel. It was resolved that since the enquiry did not seem to be conducted in a proper manner as per the legal opinion of the University Counsel, a fresh enquiry be conducted in a time bound manner.

5. To consider the contents of the Notifications/letters received from the Government of Haryana.

The House noted the notification/letters received from the Government regarding reservation policy of the State Government for implementation in the University.

6. To consider the request of Dr. R.D. Sharma, Superintendent (now Assistant Registrar on deputation at Ambedkar University, Delhi) to allow him to join as Assistant Registrar again on deputation basis at YMCA University of Science & Technology, Faridabad.

Considered the request of Dr. R.D. Sharma, Superintendent (Assistant Registrar on deputation) for joining as Assistant Registrar in YMCA University of Science & Technology, Faridabad on deputation again. The House was apprised of the fact that there are no such regulations in this University and MDU regulations are silent on the issue. However, there

ANNEXURE - 25

ANNEXURE

V

238 CWP-11684-2013

SUSHIL KUMAR

VS

BHAGAT PHOOL SINGH MAHILA VISHWAVIDYALAYA KHANPUR  
KALAN AND ORS

Present: Mr. Rajbir Sehrawat, Advocate for the petitioner.

Mr. Tribhuvan Dahiya, Advocate for respondent Nos.1,2 & 4.

Mr. Ashok K. Sharma, Advocate for respondent Nos.3 & 5.

On request of learned counsel for the petitioner, adjourned to  
04.07.2013.

Till the next date of hearing, if fresh inquiry report is  
submitted, no final action shall be taken.

May 30, 2013  
sarita

(Rajesh Bindal)  
Judge



Considered the recommendations of the committee and it was resolved that the criteria prepared by the committee shall be circulated among all the Heads of the University Teaching Departments for inviting suggestions. Further, the Executive Council authorized the Vice-Chancellor to approve the criteria after considering the suggestions, received from the Heads and the recommendations of the Committee.

10. Engagement of Architect Consultant for the work of construction of New Library Building in the campus of BPSMV, Khanpur Kalan.

Considered and approved the engagement of M/s Bhargava & Associates, Architect Consultant for the construction of new Library Building in the University.

11. To Consider the recommendation of Enquiry officer appointed by the Vice-Chancellor in view of decision of the Executive Council vide resolution No. 04 dated 30.03.2013 to enquire into the complaint received from Chief Security Officer against Sh Sushil Kumar, Assistant Professor, BPS ITTR (Under suspension).

Considered the report of 2<sup>nd</sup> Enquiry Officer and it was decided that the University should proceed further for taking action on the basis of 2<sup>nd</sup> Enquiry Report. A Show Cause Notice be served to Sh. Sushil Kumar, Assistant Professor, BPSITTR (under suspension) denoting that the University is going to take action on the basis of report of 2<sup>nd</sup> Enquiry and he should be asked to explain his position as to why the action should not be taken against him on the basis of the report of 2<sup>nd</sup> inquiry report. However, as the matter is subjudice the final decision in the matter would be taken after the decision of the Hon'ble High Court.

12. To consider Change in the Status of Privately Managed Govt. Aided School KGSSS to Kanya Gurukul Govt. Senior Secondary School.

Considered and approved. The matter be sent to the State Government for approval.

Annexure-27

ANNEX

16

VII

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**Bhagat Phool Singh Mahila Vishwavidyalaya**

**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001,283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/14/ 999

Dated: 24/3/14

**MEMORANDUM**

The 2<sup>nd</sup> Enquiry Officer appointed to enquire into the charges levelled against you vide office letter no. BPSMV/ET/13/851 dated 18.04.2013 has submitted his report on 25.10.2013. The said report was placed before the appointing authority i.e Executive Council in its meeting held on 13.12.2013. A copy of the report is enclosed.

The Executive Council, after careful consideration agrees with the conclusions recorded by the enquiry officer against each of the charges and therefore is provisionally of the view that disciplinary action be taken against you based on the report of the enquiry committee and before doing so, a show cause notice on the proposed action be served to you. Any representation which you may like to make in that connection will be considered before the proposed action is taken.

Such representation, if any, should be made in writing, and submitted to the Vice Chancellor, so as to reach not later than 21 days from the receipt of this communication by you. In case no reply is received within the stipulated period, action in this matter as per University rules shall be initiated against you.

Encl. As above (43 pages)

Registrar

92 sw 1  
21/3/14

Sh. Sushil Kumar,  
Assistant Professor (Under Suspension)  
H.No. A-1/2, University Campus,  
BPSMV, Khanpur Kalan

ET/519  
17/4/14

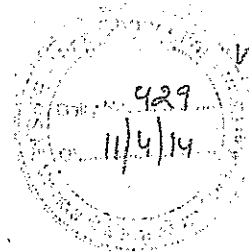
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(Confidential)

To,  
The Vice Chancellor,  
BPS Mahila Vishwavidyalaya,  
Khanpur Kalan-131305.  
Date: 11/04/2014



VC/PB/444  
18/4/14

Subject: With reference to memorandum Ref. No. BPSMV/ET/14/999 dated 24-3-14

Respected Madam,

I was suspended vide letter Endst. No. BPSMV/ET/11/2486-94 dated 18/11/11 received on 19/11/11.

A memorandum along with illegally conducted de novo enquiry report containing 43 pages only without the supporting documents, was served to me vide Ref. No. BPSMV/ET/14/999 dated 24-3-14, which required me to submit a reply, within 21 days of the date of receiving it. The following may kindly be considered in this regard:

1. The said memo also did not mention the rule under which the de novo inquiry was initiated against the undersigned.
2. I have already filed my objection / protests against the decision of the punishing authority i.e. the Executive Council to start the illegal De Novo Enquiry, the same was communicated to the authorities vide Registered AD no. RD217939398IN dated 1/6/13 and also faxed on 4/6/13 at Registrars' Office. But rather than communicating the decision which is still awaited, the authorities continued with the de novo enquiry illegally.
3. The undersigned was deliberately not given the subsistence allowance for the month of May 2013 not before 8/06/2013 in order to initiate the ex parte proceedings. Therefore, I was deliberately denied the opportunity of natural justice and further increasing my mental financial and social harassment for a prolonged period.
4. In spite of such a harassment faced by the undersigned, I appeared before the enquiry officer and participated during the proceedings under protest on 14/6/2013, but unfortunately neither I was given list of witnesses or permitted to place on records my objections, requests and the documents nor I was given an appropriate and reasonable opportunity of being heard which is against the natural justice and further increasing my mental harassment. The same was also communicated to the Worthy Registrar vide a letter diary in the Registrar's Office on 14/06/2013 (copy enclosed) and thus, with a prejudice mindset

Regret  
H. Chandra

15/4/14

16/4/14

20/4/14

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only the illegal ex parte proceeding was continued against the undersigned further increasing mental and social harassment.

5. This illegally conducted de novo enquiry without any rule under provision is only an attempt to fabricate the evidences of first enquiry report so as to bring new illegal and irrelevant evidences in order to ignore completely the first enquiry report. The following are some examples:

a. **Production of new documents:** the incriminating documents like the names of additional witnesses (which were not produced by the PO during the first enquiry), preparation of internal award lists by someone else for the B.Ed. 1 Semester session 2009-10 (which has been deliberately constructed as an afterthought by Dr. Suman Dalal as it is irrelevant to the charges levelled upon me in the charge sheet) etc. which are being relied upon in this illegally conducted de novo enquiry were neither available on record during the first enquiry nor were made available to the first inquiry officer during the first inquiry proceedings. This clearly shows that these so claimed evidences are fabricated, concocted and planned by the conspirators to further increase my mental harassment and malign my image, which clearly proves that I have been denied the opportunity of natural justice.

b. **New version by most of the prosecution witnesses:** Mr. Ranbir Singh (PW-4) has falsely stated that he along with Sh. Subhash and Sh. Takdir Singh tried to search the house of Sh. Sushil Kumar which is contradictory to his earlier recorded statement. Furthermore, he again falsely stated that he has seen the girl rush out of house no. A-1/2 and entered in the house no. A-2/2 at around 7:30 am because Sh. Bharat Singh (PW-12) has clearly stated that on reaching the university on 17-11-11 at around 8:40 am, he (Sh. Bharat Singh) went on the incidental place along with Balwan guard and Surender Singh Guard and found only Subhash guard, Takdir Singh, Joginder Singh and Raghbir Singh at the incidental place.

This clearly proves that the fabricated versions have been deliberately recorded by the inquiry officer to prove the concocted allegations which itself speaks the volume of the malafide intent involved.

Similarly, Dr. Suman Dalal (PW-2) and Dr. Sumitra Devi (PW-3) out of vengeance and enmity in their statements in the illegally conducted de novo enquiry stated an entirely new version by putting false allegations which were not relevant to the alleged charges. They themselves have been the biggest offender and have been given shelter by the authorities to continue with their misdeeds. Putting such false allegations upon me is a clear cut evidence of the malafide intentions involved. Allowing PW-2 and PW-3 to state irrelevant by the inquiry officer further strengthens the malafide intentions to fix me somehow.

68

195 322 158 123

Similar attempt has been tutored by the other prosecution witnesses.

- c. Deliberately adding new witnesses: the illegally conducted de novo enquiry has been conducted by the inquiry officer with a prejudice is further strengthened from the fact that inspite of majority of the prosecution witnesses who have already recorded their statements in the first enquiry and were cross-examined by me, have been once again asked to record their statements with malafide intentions. However, as per the Law laid down by the High Court, additional witnesses that have been mentioned in the illegally conducted de novo enquiry report cannot be included and is against the law.
- d. Crossing the jurisdiction: Inspite of having no provision for conducting the de novo enquiry, the inquiry officer went beyond his brief by repeatedly allowing Dr. Suman Dalal (PW-2) to put false allegations against me. As per the procedure known to law, an inquiry officer is not called upon to comment upon false and baseless allegations which are not the part of the charge sheet. This clearly proves that he traversed his jurisdiction and recorded unwanted and uncalled findings with prejudice, which are not sustainable being beyond the scope of the enquiry itself.
6. The said memo which itself neither disclose under which rule of the university disciplinary action be taken nor does it attach any evidence by which the allegations levelled against me are to be substantiated, clearly implies that inspite of the exoneration of the undersigned as per the report of the first enquiry conducted by Sh. R.C. Sharma, there was no evidence to substantiate the allegations levelled against me. In short by not providing me the evidences by which allegations are to be substantiated and to deny me any opportunity of informed and full defence is an attempt to deny me natural justice.
7. This illegally conducted de novo enquiry without any rule of the BPSMV gains strengthen from the fact that it was not only conducted ex parte, but also, my objections, requests and documents which I wished to submit under protest were deliberately ignored by the inquiry officer Sh. M. S. Malik, which clearly proves denying my human rights and speaks volume about the intent involved and is thus against the principle of natural justice.

In view of the above, it is requested that my suspension order and the chargesheet be directed to be withdrawn immediately and the decision may be taken based on the first enquiry report as submitted by Sh. R.C. Sharma.

80-323-159-1247

In case present enquiry report of the illegally conducted de novo enquiry is to be relied upon then directions are issued to provide me the certified copies of the incriminating documents available with the university which are relevant to the case so that I may reply to the said memo under reference. I hope that you as the Executive and Academic Head of the University would ensure that I am provided an opportunity of well-informed and full defence against the allegations contained in said charge sheet.

So it is prayed that the charge sheet against me kindly be dropped ignoring the report of the second enquiry officer as the matter is subjudice in the High Court. It is further requested in case present enquiry report is to be relied upon then 21 days limit of giving my representation specified in the memorandum may be directed to begin from the day that I receive all the evidences by which the allegations levelled against me are claimed to be substantiated so that I have sufficient time to prepare my defence.

Yours sincerely,



(Sushil Kumar)

Lecturer in Education

BPS Institute of Education,

BPSMV, Khanpur Kalan.

Enclosure:

Copy of the letter submitted to the registrar office on 14/6/2013 with reference to letter no,

BPSMV/ET/13/1237 dated 4.6.13

(total 5 pages including enclosure)

Annexure - 28

ANNEX 17

21

VII

125/180

Tribhuvan Dahiya

Advocate, Punjab and Haryana High Court

#2073 Sector 21, Panchkula- 134116

Phones: (0172) 2520186 (Telefax), 3290965 (R) 09316133863

(M)

E-mail :

tribhuvandahiya@gmail.com

THROUGH E- MAIL

10<sup>th</sup> June 2014

Dr. Vimal Joshi

BPSM University

Khanpur Kalan

**Subject-** Legal opinion in the case of Sh. Sushil Kumar.

Dear Dr. Joshi sahib,

The orders of the Hon'ble High Court in this case is very clear. The court vide interim orders dated 30<sup>th</sup> May 2013 and 29<sup>th</sup> august 2013 ordered as follows-

"In case fresh inquiry report is submitted, no final action shall be taken till orders of the court"

I had already given my opinion in this case through e mail on 8/11/2013 that-

" The university is at liberty to proceed further and take action on the fresh inquiry report in accordance with law, short of taking final decision"

In the light of above the university issued him the show- 22-10-14  
cause notice dated 24/03/2014 with an enclosure of 43 pages. 126

The delinquent submitted the reply received in the office of the Vice Chancellor on 11/04/2014. Now the memorandum and its reply are to be placed before the Executive Council for consideration. But, as per orders of the court no final action shall be taken till further orders of the court"

In these circumstances, in my opinion the university now has to wait till the orders of the court for taking any final decision in the mean time if the delinquent required the copies of any documents which are necessary enclosures of the inquiry report may be supplied to him hiding the identity of the expert/person to prevent possibility of any type of harm to him/her. X



Advocate TRIBHUVAN DAHIYA



shall be recovered from his/her pay as specified in these bye-laws. The employee shall not be entitled to HRA for non-occupancy period also.

14. Change of residence/staff quarter:

i. Change of residence shall not be a matter of right of any allottee. Before allotment of any staff quarters in a block, the allotting authority may at his discretion circulate by notification along with the application form prescribed at "Schedule-I - (page Nos...) amongst all the allottees of the same block to exercise their option for change of accommodation. Change shall be offered as per the seniority to be counted w.e.f. the date of occupation of the quarters in a particular block irrespective of the priority date. Once an employee is permitted to change his accommodation either from upper floor to lower floor or from lower floor to upper floor, he shall not be permitted any more change of accommodation in future except under situations when he becomes entitled to higher category of accommodation.

ii. It is the discretion of the Vice-Chancellor to float any vacant accommodation inviting applications for change of accommodation from one floor to the other on seniority basis or she may directly allot the accommodation to any eligible employee without permitting such change of accommodation depending upon the exigency of the situation.

iii. If an officer fails to accept a change of residence offered to him within five working days from the date of the issue of such offer of allotment letter, he/she shall not be permitted any change of accommodation in future except under situations when he/she becomes entitled to higher category of accommodation.

iv. Once the change of accommodation is permitted after accepting the offer, the process of occupation of the new residence must be completed within 7 working days and the earlier residence shall be surrendered within this period failing which market rent shall be charged on the earlier residence w.e.f. the 8th day onwards till the date of surrender of the old residence or the new residence as the case may be.

15. Period for which allotment subsists and the concessional period for retention:

An allotment of residence ordinarily shall continue to be in force until the employee ceases to be in the service of the Vishwavidyalaya. It shall however be within the competence of the Vice-Chancellor to cancel the allotment, in case any employee violates any of the terms and conditions of allotment of these rules due to whatsoever reasons.

The allotment of a residence shall come to an end automatically on the happening of any of the following events mentioned below. The employee or his legal representatives, as the case may be, on their written request may be allowed the grace period mentioned against each event at col.3 below, to vacate the premises. The grace period shall not confer any right on the allottee/legal representatives to retain the accommodation as the case may be and the allotting authority may at his discretion cancel the allotment, in case the accommodation is required by the Vishwavidyalaya. The events as mentioned below at S.No. (i) to (xi) shall apply in case of allotment under general pool, essential categories and ear-marked accommodations (except VC's, PVC's Bungalow). In case of VC, PVC and Registrar's accommodation, the events as mentioned at S.No.(xii) shall apply. The allottee/legal representative may be permitted to retain the quarters for the period noted against the events on payment of license fee as mentioned below:-

Animesh - 30

II



# Bhagat Phool Singh Mahila Vishwavidyalaya

Khanpur Kalan (Sonipat), Haryana-131305

Office No. 01263-282338, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

BPSMV/Gen/21/ 964

Dated: 11-08-2021

## Gentle Reminder

To

Prof. Sushma Yadava, Ex. Vice Chancellor,  
BPSMV, Khanpur Kalan.

Sub:- Regarding vacation of Vice Chancellor's residence.

Respected Madam,

Kindly refer to this office letter No. BPSMV/Gen/21/834 dated 12.07.2021 vide which your goodself was allowed to retain the Vice Chancellor's residence for a period of two months w.e.f. 07.06.2021 to 06.08.2021 as per University rules. The stipulated period has already lapsed and the said house has not been vacated till date.

Therefore, it is very kindly requested to vacate the Vice Chancellor's residence within two days after clearing the pending dues, if any.

11.08.2021  
Superintendent (Gen.)  
for Registrar

Endst. No. BPSMV/Gen/21/965 to 968

Dated: 11-08-2021

Copy of the above is forwarded to the following for information and necessary action:-

1. The Executive Engineer, BPSMV, Khanpur Kalan.
2. The Finance Officer, BPSMV, Khanpur Kalan.
3. PS to VC (for kind information of the Vice Chancellor), BPSMV, Khanpur Kalan.   
11/08/21
4. PA to Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan.   
11/08/21

12.08.21  
C.V.C. Prof. S. Yadav  
B.P.S.M.V.

11/8/21

11/8/21  
o/c

11.08.2021  
Superintendent (Gen.)  
for Registrar

Annexure-31

III

## Vacating the V C residence

Inbox



Sushma Yadava <sushma.iipa@gmail.com>

Jan 2, 2022,  
3:14 PM

to Vice, me, registrar, governor

Dear Prof Anayath,

Namaskar !

This is to inform you that due to number of constraints, official as well as personal, I have been able to vacate the V C residence today. The delay may kindly be condoned.

Thanks for your kind support .

With Warm Regards,

Prof. Sushma Yadava, Ph.D

Member, University Grants Commission,  
&  
Former Vice-Chancellor, B P S Women University(2018-21)

Former Professor, Public Policy and Governance, IIPA , IPEstate, New Delhi,

Former P V C , IGNOU (2013-15)

75

		allottees irrespective of the date of allotment.
		*In case any officer joins the new assignment on deputation in another organization/department and wants to occupy the house in the parent department, he/she is entitled to retain the house for the period as long as he is on deputation as per MDU rules/shall be required to deposit the HRA received from the borrowing organization/department along with the license fee as admissible under rule.
(ix)	Leave on medical grounds	Full period of leave
(x)	On proceeding on training	Full period of training
(xi)	Maternity leave	For the period of maternity leave plus leave granted in continuation up to a maximum of 5 months
(xii)	Rent Free reserved accommodation (VC, PVC's Bungalow and Registrar's Residence):-	Rent free accommodation for a period of three months from the date of officer's death.
	(a) On death of the officer	
	(b) On resignation, dismissal or removal	Rent free accommodation for a period of two months from the date of resignation, dismissal or removal.
	(c) On retirement, completion of term	Rent free accommodation can be retained for a period of two months.

- a. In special circumstances, the Vice-Chancellor is authorized to increase the period of retention of the staff quarters (except VC, PVC's Bungalow and in case of those allottees having their own houses in the village Khanpur Kalan or Gohana Town) up to a maximum period of two months on ten times of the normal license fee beyond the limitation period as prescribed in Rule-15 above. If it exceeds two months, the matter shall be reported to the Executive Council for an appropriate decision in this regard. As regards the rent free reserved accommodation, the matter shall be referred to the Executive Council for approval.
- b. Any employee retaining the accommodation for whatever reasons beyond the permissible limit will be charged license fee equal to double the market rent unless he has sought and obtained prior approval of the competent authority.
- c. An allottee may be permitted to retain the accommodation for a certain period on market rent which shall in any case not exceed a maximum period of 3 months after the entire grace period is over including the period of two months already availed on ten times of the normal license fee with the prior approval /permission of the Vice-Chancellor.
- d. If an employee who has been allotted the Staff Quarter of the Vishwavidyalaya before or after the date of issue of the rules of the Allotment of Residential Accommodations", 2012 owns a house in

ANNEXURE - 33

# HARYANA STATE HIGHER EDUCATION COUNCIL

Tel. No. : 0172-2570743

E-mail : chairpersonhshec@gmail.com

Takniki Shiksha Sadan

Bays No. 7-12, Sector - 4,

Panchkula - 134112

No.1/4-2020 Adv./HSHEC

Dated: 17.07.2020

Subject:- Follow up action on the decision taken in the first meeting of the Council held on 17.10.2019 - Reviewing the curriculum of all courses by the Universities and involvement of Alumni and representatives from industry and profession in Board of Studies and Academic Council of the Universities - report to be submitted to Hon'ble Chancellor.

\*\*\*\*\*

Respected Dr. Sushma Yadav Ji


Namaskar

Greetings from Haryana State Higher Education Council.

Your kind attention is invited to Council memo No. Ch./HSHEC/1128-1143 dated 11.11.2019 vide which besides reviewing the curriculum of all the courses, a request was made to include representatives of alumni, profession, trade and industry in the Academic Council and Board of Studies initially as special invitees and gradually to make provision in the Statutes.

Since the report is now required to be submitted to the Hon'ble Chancellor, an update regarding action taken may kindly be shared with the Council on priority basis and within a week in any case.

With kind regards,

  
(K.K. Agnihotri)

Advisor, HSHEC





Bhagat Phool Singh Mahila Visl..

Khanpur Kalan (Sonepat), Haryana-131305

Office No. 01263-283001, 283002, Fax No. 01263-283779, www.bpswomensuniversity.ac.in

Handwritten signature and stamp with the word 'Handwritten' and a circular stamp containing the word 'List'.

NOTIFICATION

The Vice-Chancellor is pleased to constitute a committee consisting of the following for grant of ACP/promotion to the teachers of BPS Mahila Polytechnic:-

- |                                      |             |
|--------------------------------------|-------------|
| 1. Vice-Chancellor                   | Chairperson |
| 2. Dean Academic Affairs             | Member      |
| 3. Principal, BPS Mahila Polytechnic | Member      |
| 4. One member from DTE               | Member      |
| 5. Registrar                         | Secretary   |

REGISTRAR

Endst. No. BPSMV/ET/17/817-821

Dated: 27/03/2017

Copy of the above is forwarded to the following for kind information and necessary action.

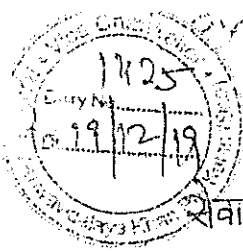
1. The Principal Secretary to Govt., Haryana, Technical Education Deptt., Haryana, with a request to depute his nominee for the said committee.
2. Dean Academic Affairs, BPSMV, Khanpur Kalan
3. Principal, BPS Mahila Polytechnic, BPSMV, Khanpur Kalan
4. PA to the Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan
5. PA to Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan

Assistant Registrar (ET)  
for Registrar

Handwritten signature and initials 'de'.







Annexure 35

19/12/2019

CVO

उपकुलपति जी,

भक्त फूलसिंह महिला विश्व विद्यालय खानपुर कला, सोनीपत।

विषय: — थोपी गंड प्रिंसिपल सुमिता कन्या गुरुकुल व. मा. विद्यालय (भक्त फूलसिंह महिला विश्वविद्यालय) खानपुर कला, सोनीपत द्वारा महाफर्जीवाड़ा करके, फर्जी अनुभव-प्रमाण-पत्रों के आधार पर प्राचार्य-पद पर नियुक्ति की जांच कराकर कार्यवाही करने बारे विज्ञापन-पत्र।

माननीया!

प्रिंसिपल सुमिता ने भक्त फूलसिंह महिला विश्व विद्यालय खानपुर कला, सोनीपत के कन्या गुरुकुल व. मा. विद्यालय में प्राचार्य-पद के लिए Application-form (Advance-Copy) रजिस्ट्रार-कार्यालय में डायरी-रजिस्टर क्रमांक: 381 दिनांक: 20-08-2009 को जमा कराया था। देखें पृ. सं. - 2,3

General Terms & Conditions के अनुसार Through Proper Channel Apply न कर Advance-Copy के पैरा-16 के क्रम संख्या-01 से 04 तक में चार संख्याओं के अनुभव-प्रमाण-पत्रों की प्रविष्टियां की हैं। देखें पृ. सं. 3 पर।

फर्जी-तरीके से तैयार अनुभव-प्रमाण-पत्रों के महाफर्जीवाड़े और Application-form (Advance-Copy) में फर्जी-प्रविष्टियों का विस्तृत-विवरण आगामी पृष्ठों में देखें, पढ़ें और कार्यवाही करें।

विशेष: — अनुभव-प्रमाण-पत्रों और आवेदन-फार्म में की गई प्रविष्टियों में भी एकरूपता नहीं है।

संलग्न पृ. सं. - 34

दिनांक: - 04-12-2019

विज्ञापन-कर्ता: -

के. ए. ए. ए.

देखें पृ. सं. 37, श्री पूर्णेश्वर  
 7. P.O. खानपुर कला  
 जिला - सोनीपत /  
 पिन - 941639-754

Annexure-36

AET-1001  
18/12/20

CF-6567

From

Sh. T.K. Sharma, IAS, (Retd.)  
Flat No. C-501, Premier Urban Apartments,  
Sector-15, Part-2, Gurugram

To

The Registrar  
BPSMV, Khanpur Kalan  
Sonipat

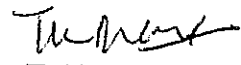
**Sub.: Appointment as Enquiry Officer.**

Madam,

Please refer to your letter No. BPSMV/ET-III/20/1805 dated 05.10.2020. The undersigned was appointed as Enquiry Officer to enquire into the complaint of Sh. Dev Parkash S/o Sh. Puran Singh, Khanpur Kalan against Mrs. Sumita, Principal, KGSSS. I have completed the enquiry and the enquiry report is attached herewith alongwith the annexures.

You are requested, to release the balance honorarium and Secretarial Assistance of Rs. 3000/- as per Government instructions.

Encl: As above.

  
Sh. T. K. Sharma  
Enquiry Officer

## Inquiry Report

The undersigned was appointed inquiry officer vide letter no. BPSMV/ET-III/20/1805 dated, 05/10/2020 to inquire into the complaint made by Sh. Dev Parkash S/O Sh. Puran Singh, (henceforth called as complainant) Resident of Khanpur Kalan against Mrs. Sumita, Principal, Kanya Gurukul Senior Secondary School.

The details of the papers attached with the complaint and the office record relating to the appointment were scrutinized on 16/10/2020. As the complainant had questioned the authenticity of experience certificates of Mrs. Sumita, Principal hence it was decided to get the experience certificates verified from the issuing authorities. The University was directed to get the certificates verified. The next date of inquiry was fixed on 9/12/2020 after the receipt of verification reports. The complainant was informed accordingly and requested to produce the documents in support of the allegations levelled in the complaint.

On 9/12/2020 the statements of the complainant and Mrs. Sumita were recorded. The documents submitted by Mrs. Sumita were taken on record which are placed at annexure-D. Sh. Dev Parkash complainant stated that he had made the complaint dated, 4/12/2019 in which he levelled the allegations of selection of Mrs. Sumita as Principal on the basis of wrong experience certificates. He further stated that these allegations were levelled on the basis of information collected by him under R.T.I. Act from various institutions and the details are given in the complaint. He also stated that the experience certificate issued by the Kurukshetra University should not have been considered as the experience of Higher Education is not recognised as per Haryana Education Code. The complainant has also alleged that the certificate issued by D.A.V. School Shahabad is fake as the certificate was not issued by Reena Nagrath, Manager, of the school. The complainant stated that the signatures of Reena Nagrath on Experience certificate does not tally with the signatures as shown in the E.P.F record and the complainant also claimed that Reena Nagrath had told him about it verbally.

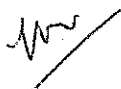
Mrs. Sumita denied the allegations levelled by the complainant and stated that she was selected on the post of Principal, Kanya Gurukul Senior Secondary School, BPSMV after following proper procedure for the appointment as per norms i.e. advertisement, scrutiny of documents by screening committee and interview. She also stated that she fulfils all the eligibility criteria for the said post and joined on this post on 29/1/2010(A.N). All the documents i.e. educational qualifications and experience certificates attached with the application form and produced at the time of interview are genuine. Moreover through Dy.S.P. C.I.D., C.M. flying squad vide enquiry no. CID/CB/SPT/17/863 in the year 2018 has verified the genuineness of all the documents after thorough investigations. She stated that the allegations levelled by Sh. Dev Parkash are false and frivolous and requested to file the complaint made with malafide intentions. The statements of the complainant and Mrs Sumita are placed at Annexures-1&2 respectively.

I have gone through the contents of complaint and the documents attached with the complaint carefully. The complaint is based on the information sought by the complainant from the BPS Mahila Vishwavidyalaya Khanpur Kalan, Institute of Laws, Kurukshetra University,

Central Board of Secondary Education Panchkula and Employees Provident Fund Organisation. On the basis of information gathered, the complainant had tried to prove the experience certificates of Mrs. Sumita as fake on the basis of reasoning mentioned in the complaint. The complainant has tried to arrive at his own conclusions based on the basis of the information received by him. He picked up the information selectively and ignored the information which did not suit him. For Example he sought information from CBSE on application forms of extension of affiliation by DAV Centenary Public School Shahabad for the year 2008- 2009 & 2009-2010. The information (Page 24-28 of the complaint) clearly shows Mrs. Sumita as Principal of the school but complainant still claims the experience certificate of this school as false.

It has also been revealed from the official documents that the complainant is the husband of Mrs. Ratni Malik who was a teacher in the Kanya Gurukul Sr. Sec. School BPSMV Khanpur Kalan. She also applied for the post of Principal against the advertisement dated, 26/7/2009 but her candidature was rejected on the basis of overage. She filed a civil suit against the university before the learned Civil Judge (Jr. Division) Gohana, when her candidature for the post of Principal was rejected by the screening committee being overage. She also raised the issue that the advertisement was not as per the Haryana Education Code but the suit was dismissed on 23/12/2014. An appeal (civil appeal no. 45 of 2015) before the Learned Additional Judge Sonapat has also been dismissed being infructuous and on the other grounds mentioned in the order on 23/8/2018. <sup>Annex-3</sup> The Civil Miscellaneous application on the basis of R.T.I. information was also not allowed by the Learned Additional District Judge as being not relevant to the case.

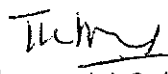
After considering the documents attached with the complaint and verification reports of the experience certificates of Mrs. Sumita, I have come to the conclusion that the complainant has tried to make a completely false story out of the information collected by him under R.T.I. Act. The experience certificates submitted by Mrs. Sumita at the time of applying for the post of Principal were got verified from the issuing institutions. All the certificates have been found to be genuine and correct. The claim of the complainant about the experience certificate issued by Reena Nagrath, Manager DAV Centenary Public School being fake does not hold ground in the face of letter no. DAV/SHB/20-21/465 Dated, 2/12/2020 by which the present Manager has verified that the experience cum NOC certificate bearing ref no. sbd/09/441 dated 19/12/2009 has been issued by the then Manager of DAV Centenary Public School Shahabad, Mrs. Reena Nagrath. Director Institute of Law Kurukshetra University has also verified that the character certificate was obtained by Mrs. Sumita vide letter no 2656 dated 06/07/2006. This certificate contains the period of working as Lecturer on contract basis from 7/7/2003 (A.N) to 30/6/2006 (A.N). Hence the allegation that the certificate issued by Institute of Law is fake does not hold ground and therefore is baseless. Similarly, Principal, S.D. Vidya Mandir, sector 12, HUDA, Panipat has verified the genuineness of the experience certificate stating that she has worked in the Institution from 01/04/1998 to 06/07/2003. The website of CBSE clearly shows the affiliation no. as 530195 a copy of which is placed at annexure-3. Principal, ST. Mary's Convent Sr. Sec. School has also verified the genuineness of the experience certificate. All the verification reports are placed at annexures -4, 5, 6, and 7. The contention of the complainant that the experience of Kurukshetra University should not



have been considered is baseless in view of the eligibility condition mentioned in the advertisement. As per advertisement 8 years teaching experience is required after B.Ed. degree and the candidate should have passed M.A /M.Sc. / M. Com.in second division. Even if the experience of Kurukshetra University is not counted then also Mrs Sumita is eligible for the post as she has more than 8 years of teaching experience in various schools including more than two years' experience as head of DAV Centenary Public School.

Therefore in view of above facts the complainant has miserably failed to prove the charge of selection of Mrs. Sumita as Principal on the basis of fake experience certificates. The complainant has no locus-standi to assail the selection as he was not a candidate for the post. However it seems that he is levelling false charges as his wife Mrs. Ratni Malik was not considered for the post of Principal being more than 40 years of age at the time of submitting her application. The Civil Suit filed by her in the court of Civil Judge (Junior Division) Gohana was also dismissed on 23/12/2014 and the appeal against the order was also dismissed by the Learned Additional District Judge Sonipat on 23/8/2018. The present complaint has been filed on 4/12/2019 by the complainant and is based on conjectures and surmises. The contention of the complainant that the experience certificates are not in a particular format and hence fake is totally misplaced and unreasonable. The institutions do issue the experience certificates in different formats and the genuineness can be verified from the institutions only. In this case all the institutions have verified the genuineness of the certificates issued by them. Hence there is no substance in the allegations of appointment of Mrs Sumita on the basis of fake experience certificates levelled by the complainant. It is recommended to file the complaint as it has been found to be baseless.

Dated, 15/12/2020

  
T.K.Sharma I.A.S. (Retd.)  
Inquiry Officer



## Annexure - 37

Copy of extract resolution No. 5 of the 15<sup>TH</sup> meeting of executive council held on 29.01.2009 at 11.30 a.m.

5. Considered the facilities to be provided to all the Deans/Heads of the Departments.

RESOLVED that the following facilities be approved to all the Deans/Heads of the Departments:-

- i) Budget to be earmarked
- ii) One Steno/Clerk and one Peon
- iii) Entertainment Charge @ Rs. 500/- p.m. to the Chairperson of the Department and Rs.1000/- to the Principal of maintained/constituent college.
- iv) Telephone facilities.





Copy of extract resolution no. 39 of 41<sup>th</sup> meeting of the executive council held on 20.2.2015 at 11.30 a.m.

39. To consider and approve the payment of Entertainment/Refreshment allowance for the officers of the University.

Sr.No.	Designation	Re-imbusement amount
1.	Dean Academic Affairs	Rs 1000/-
2.	Deputy Registrar/Executive Engineer/ Assistant Registrar	Rs 500/-

Considered and approved the above proposal with the addition that the above allowances shall also be available to all Deans of the faculties and DSW to the tune of Rs. 1000/- per month.

Copy of extract resolution no. 12 of 46<sup>th</sup> meeting of the executive council held on 11/02/2016 at 11.00 a.m.

**12. To consider the payment of Entertainment/Refreshment allowance for the officers of the Librarian, Proctor and the Chief Warden as under:-**

<b>S.No.</b>	<b>Designation</b>	<b>Entertainment/ Refreshment Allowance</b>
1.	Librarian	Rs. 1000/- p.m.
2.	Proctor	Rs. 1000/- p.m.
3.	Chief Warden	Rs. 1000/- p.m.

Considered and **Resolved** that the word 'allowance' be replaced by 'reimbursement' & the House approved that Entertainment/Refreshment reimbursement on account of entertainment in discharging the additional duties be approved.

Further **Resolved** that instead of submitting the bills of the expenditure incurred for reimbursement of Entertainment/Refreshment allowances, all the concerned officials be required to submit a self certification in this regard as per their entitlement.

Copy of extract resolution no.17 of the 50<sup>th</sup> meeting of the executive council held on 30/12/2016 at 11.00 a.m.

17. To consider the payment of Entertainment/Refreshment allowance to those officials (Teaching and Non-Teaching) who are discharging duties in capacity of Co-ordinator/ Incharge of Department/Centre/Branch/Cell etc. as under:

S.No.	Designation	Proposed Entertainment/Refreshment Allowance
1.	All the officials (Teaching and Non-Teaching) who are discharging duties in capacity of Co-ordinator/Incharge of Department/Centre/ Branch/Cell	Rs. 500/- p.m.

Considered and approved.



1710/2022/RTI (DHE)

प्रमाण.

मुख्य सचिव, हरियाणा सरकार

ACSH  
2/2/22

संज्ञा में

अतिरिक्त मुख्य सचिव, हरियाणा सरकार  
उच्चतर शिक्षा विभाग।

ONE (88)  
03/2/22

यादि क्रमांक 63/60/2017-1 चौकसी-1  
दिनांक चण्डीगढ़, 02.02.2022

विषय:-

जांच क्रमांक 11 दिनांक 15.12.2017, सोनीपत विरुद्ध डा० पवन कुमार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत व अन्य।

DD-VNP

उपरोक्त विषय पर इस विभाग के पत्र क्रमांक 63/69/2017-1 चौकसी-1 दिनांक 5.12.2017 के संदर्भ में।

2. विषयोक्त मामले में राज्य चौकसी ब्यूरो, हरियाणा से जांच करवाई गई है। इस विभाग द्वारा जांच रिपोर्ट का परीक्षण किया है तथा परीक्षणोंपरान्त यह विभाग महानिदेशक, राज्य चौकसी ब्यूरो, हरियाणा के सुझाव से सहमत है। जांच करने पर पाया है कि श्री कृष्ण कुमार ढाका, तत्कालीन अधीक्षक, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कलां सोनीपत व प्रतिवादी राजेश कुमार, तत्कालीन सहायक हाल सहायक रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कलां, सोनीपत द्वारा रिकार्ड गुम करने व गलत सूचना तैयार करके उच्च अधिकारियों को गुमराह करने वारे आरोपियों के विरुद्ध कड़ी अनुशासनिक (Major Penalty) कार्रवाई की जाये।

3. अन्वेषण अधिकारी की अन्तिम रिपोर्ट तथा महानिदेशक, राज्य चौकसी ब्यूरो, हरियाणा की टिप्पणी पत्र क्रमांक 18082, दिनांक 17.11.2021 की एक-एक प्रति आपको तदनुसार कार्रवाई हेतु भेजी जाती है।

ACSH  
Diary No. 588  
Date 03-2-22

9/11/22

अधीक्षक चौकसी-1 शाखा  
कृते: मुख्य सचिव, हरियाणा सरकार

पृष्ठांकन क्रमांक 63/69/2017-1 चौकसी-1

दिनांक 02.02.2022

एक प्रति महानिदेशक, राज्य चौकसी ब्यूरो, हरियाणा पंचकूला को उनके पत्र क्रमांक 18082, दिनांक 17.11.2021 के संदर्भ में सूचनार्थ प्रेषित है। उक्त मामले में प्राप्त हुआ समस्त रिकार्ड (5 फाईल) मूल रूप में आपको लौटाया जाता है।

-sd-

अधीक्षक चौकसी-1 शाखा  
कृते: मुख्य सचिव, हरियाणा सरकार।

संलग्न रिकार्ड

1. शिकायत फाईल पेज 01 से 437 तक।
2. कथन फाईल पेज 01 से 271 तक।
3. पुलिस फाईल पेज 1 से 68 तक।
4. प्रलेख फाईल न० 01 पेज 01 से 201 तक।
5. प्रलेख फाईल न० 02 पेज 01 से 1223 तक।

HE & Spl. Secy.

No. 784  
Date 14-2-2022

सूचना

सूचनाधिकारी,  
राज्य चौकसी ब्यूरो,  
सोनीपत, हरियाणा।

सूचना

गुरुकुल विद्यापीठ, हरियाणा सरकार,  
खानपुर कलां, सोनीपत।

सूचना

/राज्य चौकसी ब्यूरो, सोनीपत

दिनांक

जांच क्रमांक 11 दिनांक 15.12.2017, सोनीपत।

विषय:-

1. डा0 पवन कुमार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत।
2. श्री कृष्ण कुमार ढाका तत्कालीन अधीक्षक कार्यालय रजिस्ट्रार, सहायक रजिस्ट्रार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत। (सेवानिवृत्त)।
3. श्री राजेश कुमार, तत्कालीन सहायक, हाल सहायक रजिस्ट्रार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत।

यादी:-

यह जांच आपके कार्यालय के यादी क्रमांक 63/60/2017-1 चौकसी-11 दिनांक 05.12.2017

2017 की अनुपालना में दर्ज रजिस्टर की गई थी। जिसमें डा0 एच0सी0 जोशी0, 62 औमेक्स सिटी, रोहतक की शिकायत के आधार पर उच्चतर शिक्षा विभाग पंचकूला की अनुशंसा पर निम्नलिखित आरोप की पडताल की जानी थी। इस आरोप की पडताल निरीक्षक, फूल सिंह, राज्य चौकसी ब्यूरो, उपकेन्द्र सोनीपत द्वारा पुलिस अधीक्षक, राज्य चौकसी ब्यूरो, रोहतक मण्डल, रोहतक की देखरेख में की गई है। पडताल के दौरान जांच अधिकारी द्वारा प्राप्त किये गये कथनों/प्रलेखों का सम्बन्धित फाईलों में लगा देखा जा सकता है। पडताल फलस्वरूप जांच अधिकारी द्वारा आरोप बारे जो निर्णय लिया गया है, उस बारे टिप्पणी निम्न प्रकार से है:-

आरोप	टिप्पणी आरोप
शिकायतकर्ता श्री डा0 एच0सी0 जोशी0, 62 औमेक्स सिटी, रोहतक ने आरोप लगाया है कि हरियाणा सरकार शिक्षा विभाग के पत्र क्रमांक 20/1-2006 / यू0एन0पी0(1) दिनांक 21.9.2016 अनुसार भगत फूल सिंह महिला विश्वविद्यालय खानपुर कलां सोनीपत अस्तित्व में आने पर विज्ञापन दिनांक 4.5.2007 अनुसार लैक्चरर/रीडर व प्रोफेसर इत्यादि पदों के लिये आवेदन आमंत्रित किये गये थे जिसमें वेतन प्रशासन के साथ समझौता करके निर्धारित करने बारे लिखा था। विज्ञापन अनुसार पदों बारे पदों की स्थिति नियमित या अस्थाई बारे कोई दर्शन नहीं था। कानून विभाग में लैक्चरर के पदों की भर्ती के लिये दिनांक 13.6.2007 को चयन समीति द्वारा साक्षत्कार लिया गया। इसके बाद विश्वविद्यालय द्वारा जून, 2007 में विभिन्न नियमित पदों की भर्ती के लिये विज्ञापन	जांच अधिकारी द्वारा प्रस्तुत कथनों, प्रलेखों व अन्तिम रिपोर्ट के अवलोकन से पाया गया है कि महासभा गुरुकुल विद्यापीठ हरियाणा भैसवाल कलां व कन्या गुरुकुल खानपुर कलां को भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत के तौर पर स्थापित करने के लिये हरियाणा सरकार द्वारा कानून बनाकर दिनांक 10.11.2006 को अधिसूचना जारी की गई। अधिसूचना की प्रति प्रलेख फाईल न0 2 के पेज न0 737 पर लगी देखी जा सकती है। जिसकी पालना में वित्तियुक्त एवं प्रधान सचिव हरियाणा सरकार, शिक्षा विभाग, चण्डीगढ़ द्वारा अपने पत्र क्रमांक 20/1-2006 यू0एन0पी0(1) दिनांक 21.9.2006 अनुसार पूर्व शिक्षा संस्थाओं में कार्यरत अध्यापन-गैर अध्यापन सभी स्टाफ को विश्वविद्यालय के स्टाफ में परिवर्तन करने का तथा बजट अलाट करने का निर्णय लिया गया तथा महिला विश्वविद्यालय खानपुर कलां के लिये अलग-2 पदों की स्वीकृति प्रदान की गई। पत्र की प्रति प्रलेख फाईल न0 2 के पेज न0 649-657 पर लगी देखी जा सकती है। जांच से पाया है कि महिला विश्वविद्यालय खानपुर कलां, सोनीपत द्वारा विभिन्न अध्यापन व गैर अध्यापन स्टाफ की भर्ती के लिये दिनांक 4.5.2007 को विज्ञापन जारी करना पाया गया है। विज्ञापन अनुसार लैक्चरर/प्रोफेसर/प्रवाचक तथा सहायक प्रोफेसर की भर्तियां निकाली गईं जिनमें पदों को कोई संख्या वर्णित नहीं की गई व वेतन भत्ते नेगोशियेबल बारे लिखा गया। उपरोक्त पदों की भर्ती को स्थाई/अस्थाई की श्रेणी का भी विज्ञापन में कोई उल्लेख नहीं किया गया। विज्ञापन की प्रति प्रलेख फाईल न0 2 के पेज न0 5 पर लगी देखी जा सकती है। विभिन्न पदों की भर्ती के लिये योग्य उम्मीदवारों द्वारा आवेदन किया गया, जिनका इन्द्राज कुल-सचिव महिला विश्वविद्यालय खानपुर कलां, सोनीपत के रजिस्टर में किया हुआ है। रजिस्टर की फोटो प्रतियाँ प्रलेख फाईल न0 2 के पेज न0 7-223 पर लगी देखी जा सकती है। कानून विभाग में सहायक प्रोफेसर पद के लिये डा0 प्रमोद मलिक, मिस सीमा दहिया, श्री मति राजेश हुड्डा व प्रतिवादी पवन कुमार द्वारा आवेदन करना पाया गया। जिनके दस्तावेजों की प्रतियाँ प्रलेख फाईल न0 2 के 363 से 385 पर लगी देखी जा सकती है। जांच से पाया है कि उपरोक्त विज्ञापन में प्रकाशित विभिन्न पदों के

जहाँ विज्ञापन दिया गया। जिससे कानून विभाग के लेक्चरर को नौकी भी विज्ञापन दिया हुआ था। जून 2007 के विज्ञापन पदों की साक्षात्कार दिनांक 11.7.2007 के चयन समिति द्वारा किया गया जिसमें श्री अनिल कुमार बल्लारा, श्री विनोद कुमार को कानून विभाग में नियमित लेक्चरर पद के लिये चयनित किया गया। लेकिन विज्ञापन दिनांक 4.5.2007 के तहत चयनित किये गये 4 लेक्चरर के पदों के उम्मीदवारों को नियुक्ति पत्र जारी करत हुये नियुक्ति पत्र में 'रेग्युलर' शब्द लिखा गया और वेतन का वर्णन किया गया जबकि विज्ञापन में कोई वर्णन नहीं था। डा० पवन कुमार के नियुक्ति पत्र में 'पैन' से 'रेग्युलर' शब्द लिखा गया जबकि इन चयनित लेक्चरर को 'रेशनलाईज्ड' स्टाफ में शामिल किया हुआ था और इन लेक्चररों का वेतन अनुदान सहायता स्कीम से दिया जा रहा था। जिससे सिद्ध होता है कि उपरोक्त चारों लेक्चरर अस्थाई आधार पर चयनित हुये थे। क्योंकि वर्ष 2010 में शिक्षा विभाग से उपरोक्त पदों की स्वीकृति प्राप्त हुई है। इस प्रकार पवन कुमार की नियुक्ति विश्वविद्यालय के कर्मचारियों/अधिकारियों द्वारा मिलीभगत करके बैंक डोर से की गई है।

विश्व उम्मीदवारों द्वारा किए गए आवेदन में कानून विभाग की प्राथमिकी नम्बर फाईल नं० 2 के पेज नं० 227-477 पर देखी जा सकती है। प्रनियादी पवन कुमार लेक्चरर कानून विभाग व अन्य उम्मीदवारों को गठित चयन समिति द्वारा दिनांक 13.6.2007 को हरियाणा निजाम, गजपट-3, चण्डीगढ़ में साक्षात्कार किया गया और चयन समिति द्वारा कानून विभाग के लेक्चरर पद के लिये श्रीमति राजेश कुड्डा, श्रीमति सीमा ग्रहिया, प्रतिवादी डा० पवन कुमार व प्रमोद मलिक का चयन किया गया। श्रीमति अनुराधा गुप्ता, आई०ए०एस०,उप-कुलपति, अध्यक्ष समिति, प्रो० वी०के० वन्तल, प्रो० ज्ञान चन्द, प्रो० जैसवाल को समिति सदस्य तथा मिस सुमेधा कटारिया, एच०सी०एस०, कुलसचिव को सचिव सदस्य के तौर पर चयन समिति के सदस्य रहे हैं। चयन समिति द्वारा अपनी चयन प्रक्रिया प्रोफार्मा में उपरोक्त चारों लेक्चररों का चयन करते समय उपरोक्त पद को नियमित नहीं बताया गया है और ना ही वेतन भत्ते बारे कोई वर्णन किया गया है। चयन समिति की प्रक्रिया शीट की प्रति प्रलेख फाईल नं० 2 के पेज नं० 895 पर लगी देखी जा सकती है।

जॉच से पाया है कि चयन समिति द्वारा उपरोक्त चारों लेक्चररों को चयनित करने के उपरान्त रजिस्ट्रार कार्यालय द्वारा दिनांक 18-6-07 को भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत की कार्यकारिणी परिषद की छठी गोष्ठी में एजेन्डा नं० 9 के रूप में रखा गया। गोष्ठी एजेन्डा में पदों की भर्ती के लिये माननीय उच्च न्यायालय पंजाब एवं हरियाणा चण्डीगढ़ द्वारा सिविल याचिका नं० 5368 वर्ष 2007 में पारित आदेश दिनांक 3.4.2007 अनुसार याचिकाकर्ताओं की सेवाएं स्टेटस को रखी जायेगी, बारे उल्लेख किया गया और दिनांक 13.6.2007 को नियमित आधार पर उम्मीदवारों के चयन हेतु लिये गये साक्षात्कार के परिणाम को माननीय अदालत के निर्णय के बाद सीलशुदा लिफाफे को खोलकर परिणाम जारी कर दिया जायेगा। माननीय अदालत के आदेशों की प्रतियाँ एवं एजेन्डा की प्रति प्रलेख फाईल नं० 1 के पेज नं० 99, 160 व 151 पर लगी देखी जा सकती है। उपरोक्त कानून विभाग के चयनित उम्मीदवारों को यू०जी०सी० स्केल 8000-13500 रुपये देने का निर्णय एजेन्डा में लिया गया। इसके बाद उपरोक्त चारों लेक्चररों के चयन मामले को दिनांक 16.7.2007 को कार्यकारिणी परिषद विश्वविद्यालय खानपुर कला की सातवीं गोष्ठी में एजेन्डा नं० 5 के रूप में रखा गया और कार्यकारिणी परिषद द्वारा उपरोक्त चारों लेक्चररों के पदों को स्थाई आधार पर चयन करने की सिफारिश को स्वीकर करते हुये उप-कुलपति को नियुक्ति पत्र जारी करने के लिये अधिकृत किया गया। एजेन्डा की प्रति प्रलेख फाईल नं० 1 के पेज नं० 155 पर लगी देखी जा सकती है। रजिस्ट्रार कार्यालय द्वारा दिनांक 26.7.2007 को नियुक्ति पत्र जारी करने पाये गये हैं। उपरोक्त नियुक्ति पत्रों की रजिस्ट्रार कार्यालय की कार्यालय प्रतियों में हस्तलिखित 'रेग्युलर बेसिस' शब्द लिखे हुये पाये गये हैं। जिनकी प्रतियाँ प्रलेख फाईल नं० 2 के पेज नं० 517-531 पर लगी देखी जा सकती है। जॉच से पाया गया है कि नियुक्ति पत्रों की अन्य प्रतियों में टाईपशुदा 'रेग्युलर बेसिस' शब्द लिखे हुये हैं जिससे प्रतीत होता है कि तत्कालीन रजिस्ट्रार द्वारा नियुक्ति पत्रों को हस्तलिखित शब्द 'रेग्युलर बेसिस' लिखकर अनुमोदन करवाया गया है। उसके बाद नियुक्ति पत्रों की अन्य प्रतियों में टाईपशुदा शब्द लिखकर नियुक्ति पत्र जारी किये गये हैं। नियुक्ति पत्रों की अन्य प्रतियाँ प्रलेख फाईल नं० 2 के पेज नं० 1201-1211 पर लगी देखी जा सकती है। नियुक्ति पत्रों को प्रतिवादी कृष्ण कुमार ढाका, तत्कालीन अधीक्षक, कार्यालय रजिस्ट्रार व शिकायतकर्ता डा० विमल जोशी कानून विभाग अध्यक्ष द्वारा अपने लघु हस्ताक्षरों से तैयार करके सुमेधा कटारिया, एच०सी०एस० तत्कालीन रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत द्वारा जारी करने पाये गये हैं। उपरोक्त चारों लेक्चरर कानून विभाग में कार्यरत हैं।

जॉच से यह भी पाया गया है कि उपरोक्त विज्ञापन दिनांक 4.5.2007 में कानून विभाग के उपरोक्त लेक्चरर के अतिरिक्त अन्य प्रकाशित पदों पर चयनित उम्मीदवारों को भी नियमित आधार पर चयन करके नियुक्ति पत्र जारी किये हैं। इसके अतिरिक्त चयन समिति द्वारा अपनी चयन प्रक्रिया शीट में चयनित उम्मीदवारों को नियमित पदों/यू०जी०सी० पे-स्केल पर चयन करना लिखा हुआ है। चयन प्रक्रिया शीट की प्रतियाँ प्रलेख फाईल नं० 2 के पेज नं० 479-489 पर लगी देखी जा सकती है।

रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत द्वारा जून, 2007 में 'प्रोफेसर, रीडर, लेक्चरर, कानून विभाग व शिक्षा अध्यापक, प्रिंसीपल बहुतकनीकी संस्था में पदों की भर्ती के लिये यू०जी०सी० पे-स्केल व नियमित आधार पर पुनर्विज्ञापन जारी करना पाया गया है। इस विज्ञापन में मई, 2007 के पिछले विज्ञापन का कोई वर्णन नहीं है। विज्ञापन की प्रति प्रलेख फाईल

न० 2 के पेज न० 661 पर लगी देखी जा सकती है। इस विज्ञापन में वर्णित पदों में लिखित नमूनापत्रों द्वारा आवेदन किये गये वरन्नायक एवं वरन्नायक वरन्नायक रजिस्ट्रार में उम्मीदवारों के नामों का उद्घाटन किया हुआ है। जिसकी प्रतियाँ प्रलेख फाइल न० 2 के पेज न० 663-707 पर लगी देखी जा सकती है। उपरोक्त विज्ञापन पत्रों की प्रतीति न० 17 दिनांक 22.7.2007 का उम्मीदवारों का साक्षात्कार लेकर चयन प्रक्रिया शुरू की गयी। प्रत्येक उम्मीदवार को विश्वविद्यालय प्रशासन द्वारा नियुक्ति पत्र जारी करने पाये हैं। इस विज्ञापन में प्रकाशित पदों की भर्ती में शिकायतकर्ता डा० विमल जोशी का बतौर प्राफेसर कानून विभाग में प्रतिनियुक्ति के आधार पर व डा० अनिल बलहारा का कानून विभाग में लेक्चरर के पद पर चयन होना पाया गया है। चयन प्रक्रिया 11.7.2007 की फोटोप्रतियाँ प्रलेख फाइल न० 2 के पेज न० 711 व 713 पर लगी देखी जा सकती है। शिकायतकर्ता डा० विमल जोशी के बतौर प्राफेसर कानून विभाग के नियुक्ति पत्र की प्रति प्रलेख फाइल न० 2 के पेज न० 729 पर लगी देखी जा सकती है। श्री अनिल बलहारा को लेक्चरर कानून विभाग के पद पर भर्ती करने पर जारी किये गये नियुक्ति पत्र की प्रति प्रलेख फाइल न० 2 के पेज न० 1099 पर लगी देखी जा सकती है।

जॉच से पाया है कि विज्ञापन दिनांक 4.5.2007 व जून, 2007 से सम्बन्धित असल कार्यालय फाइल रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत के कार्यालय से गायब होनी पाई गई है। विज्ञापन से सम्बन्धित असल कार्यालय फाइल के अभाव में विज्ञापन दिनांक 4.5.2007 में प्रकाशित पदों की भर्तियों को स्थाई या अस्थायी पदों के स्वरूप को बताया नहीं जा सकता क्योंकि पदों को प्रकाशित करने से पहले विश्वविद्यालय प्रशासन द्वारा पदों की संख्या, सरकार से स्वीकृति व पदों के स्वरूप (स्थायी/अस्थायी) के सम्बन्ध में कार्यालय नोटिंग पर लिये गये निर्णय से पता चल सकता था। विज्ञापन/ भर्ती से सम्बन्धित फाइल रजिस्ट्रार कार्यालय व स्थापना शाखा द्वारा डील की जाती रही है। इनके कार्यालयों में किसी क्लर्क/सहायक या अन्य अधिकारी द्वारा कार्यालय से स्थानांतरण/नई नियुक्ति होने पर किसी फाइल/सीट का कोई चार्ज लेने-देने का रिकार्ड नहीं है। उपरोक्त भर्ती प्रक्रिया के दौरान मुख्यतः प्रतिवादी कृष्ण कुमार ढाका, बतौर अधीक्षक व प्रतिवादी राजेश कुमार क्लर्क/सहायक तैनात रहे हैं। उपरोक्त दोनों के अतिरिक्त श्री ईश्वर सिंह, सहायक, श्री प्रवीण कुमार, सहायक, सभी क्लर्क आउटसोर्स स्कीम के तहत कार्यरत रहे हैं। इस अवधि के दौरान श्री समुन्द्र सिंह, अधीक्षक (सेवानिवृत्त) व श्री बलजीत सिंह मलिक, अधीक्षक (सेवानिवृत्त) की नियुक्ति रही है। इसके बाद श्रीमति मन्जु रानी सहायक के तौर पर दिनांक 21.12.2013 से स्थापना शाखा में कार्यरत चली आ रही है। रजिस्ट्रार कार्यालय द्वारा दिनांक 19.5.2017 को माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ में लम्बित मामले के सम्बन्ध में उपरोक्त विज्ञापन से सम्बन्धित कार्यालय की असल फाइल को अनुपलब्धता की सूचना दी गई। जिसकी प्रति प्रलेख फाइल न० 1 के पेज न० 144 पर लगी देखी जा सकती है। जिसके सम्बन्ध में माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ के आदेश दिनांक 23.10.2017 को अनुपालना में डा० डी० आर० यादव, मैडिको-लीगल- एडवाइजर, हरियाणा सरकार व निदेशक, पी० जी० आई० एम० एस०, रोहतक (सेवानिवृत्त) को एक सदस्यीय जॉच दल का गठन किया गया। पत्र दिनांक 18.12.2018 की प्रति प्रलेख फाइल न० 1 पेज न० 145 पर लगी देखी जा सकती है।

उपरोक्त के अतिरिक्त गठित चयन समितियों द्वारा विज्ञापन दिनांक 4.5.2007 अनुसार चयनित लेक्चररों, प्राफेसरों व अन्य पदों (स्थायी/अस्थायी का स्वरूप वर्णन किये बिना) को विश्वविद्यालय खानपुर कला की कार्यकारिणी परिषद द्वारा पारित प्रस्ताव/एजेन्डा अनुसार स्थाई नियुक्ति करने एवं यू०जी०सी० पे-स्केल देने की स्वीकृति उपरान्त सभी विवादित पदों पर भर्ती/चयन किये गये उम्मीदवारों को अन्तिम रूप दे दिया गया है। जिस कारण विज्ञापन में वेतन भत्ते तथा स्थाई/अस्थायी पदों को वर्णन नहीं किये जाने पर भी अब अस्थायी नहीं माना जा सकता है। इसलिये कार्यकारिणी परिषद द्वारा लिया गया निर्णय ही अन्तिम है। इसके अतिरिक्त विज्ञापन दिनांक 4.5.2007 व 7.6.2007 से सम्बन्धित कार्यालय की असल फाइल के गायब होने के मामले को माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ के आदेश की पालना में डा० डी० आर० यादव, मैडिको-लीगल- एडवाइजर, हरियाणा सरकार व निदेशक, पी० जी० आई० एम० एस०, रोहतक (सेवानिवृत्त) के जॉच हेतु एक सदस्यीय जॉच दल गठित किया गया था। डा० डी० आर० यादव, मैडिको-लीगल-



इसी सम्बन्ध में विश्वविद्यालय प्रशासन द्वारा उपरोक्त आरोपों के सम्बन्ध में अपने स्तर पर एक जांच समिति का गठन किया गया था। जिसके प्रोफेसर पी०सी० पताजली पूर्व वाईस चांसलर, पी० प्रीत सिंह पूर्व रजिस्ट्रार एम०डी०यू० रोहतक व सहायक रजिस्ट्रार सदस्य मनोनीत किये गये थे। जांच समिति द्वारा प्रशासन को अपनी रिपोर्ट दिनांक 20.1.2020 को पेश की जिसके अनुसार विश्वविद्यालय के कार्यालय प्रशासन द्वारा स्वीकृत पदों पर चयनित किये गये सहयक प्रोफेसर व अन्य स्टाफ को रेशनलाईजेशन श्रेणी में डालकर लापरवाही दिखाई गई है। इसी प्रकार चयनित उम्मीदवारों को जांच समिति द्वारा नियमित पे-स्कल पर चयनित करना अपनी रिपोर्ट में दर्शाया है। इसके अतिरिक्त जांच समिति द्वारा दी गई रिपोर्ट में दर्शाया है कि 14 लेक्चरर ( 8 आयुर्वेद व 6 कानून विभाग) की नियुक्ति बजट पदों के विरुद्ध प्रत्यक्ष भर्ती मोड द्वारा की गई है जिनका नाम विश्वविद्यालय की स्थापना के बाद प्रशासनिक शाखा द्वारा मनमाने ढंग से रेशनलाईजेशन सूची में डाला गया है जो बिल्कुल गलत है। प्रोफेसर विमल जोशी और डा० अनिल बल्हारा एक ही विज्ञापन के तहत नियुक्ति किये गये। डा० विमल जोशी की नियुक्ति स्वीकृत पद के विरुद्ध दर्शाया है जबकि डा० अनिल बल्हारा, श्रीमति राजेश हुड्डा, श्रीमति सीमा दहिया, प्रमोद मलिक व प्रतिवादी डा पवन कुमार कानून विभाग के 5 सहायक प्रोफेसर की नियुक्ति को 190 पद जो रेशनलाईजेशन पदों में सरकार के पत्र दिनांक 27.2.2009 के तहत स्वीकृत किये गये थे के अन्तर्गत दर्शाया है जहां तक इन

अध्यापक की नियुक्ति विज्ञापन दिनांक 4 मई 2007 अनुसार राज्य पत्र के विज्ञापन प्रकाशित होने के बाद ही की गई है। विश्वविद्यालय ने इस संबंध में एक सहायक आयोग के माध्यम से जांच किया है, जो कर्मचारी के रूप से उचित नहीं है जांच की प्रति प्रलेख फाइल 1 के पेज नं० 04-176 पर लगी देखी जा सकती है।

इस प्रकार प्रतिवादी राजेश कुमार तत्कालीन सहायक हाल सहायक कृष्ण-नाथ और प्रतिवादी कृष्ण कुमार ढाका तत्कालीन अधीक्षक (संवर्गित) द्वारा विज्ञापित पदों के 14 दिवसों के रेशनलाईजेशन के तहत प्रस्ताव भेजकर शिक्षा विभाग, हरियाणा सरकार को गलत सूचना देकर पदों को लोअर ग्रेड को सौंप दिया है। इसके अतिरिक्त विश्वविद्यालय द्वारा गलत जांच के माध्यम से प्रतिवादी राजेश कुमार तत्कालीन सहायक स्थापना शाखा का विज्ञापन एवं नियुक्ति से संबंधित अग्रिम फाइल/रिकार्ड को गुप्त करने का जिम्मेवार माना है। प्रतिवादी कृष्ण कुमार ढाका तत्कालीन अधीक्षक वर्ष 2013 में संवर्गित हो चुका है। प्रतिवादी राजेश कुमार तत्कालीन सहायक हाल सहायक रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कला, सोनीपत लोक सेवक होते हुये रिकार्ड को गुप्त किया गया है तथा रेशनलाईजेशन सूची गलत तैयार करके उच्चाधिकारियों को भेजा करके सरकार को गलत सूचना दी गई है। लेकिन आरोपियों द्वारा रिकार्ड/विज्ञापन एवं अनुमोदित पदों की स्वीकृति की फाइल गुप्त करके व वर्गित पदों को रेशनलाईज पदों में मिलाकर किसी से न तो अनुचित लाभ प्राप्त किया जाना पाया गया है और न ही आरोपी कर्मचारियों द्वारा अनुचित लाभ का ईसादा पाया गया है। इसलिए प्रतिवादी कृष्ण कुमार ढाका, तत्कालीन अधीक्षक, महिला विश्वविद्यालय खानपुर कला सोनीपत व प्रतिवादी राजेश कुमार, तत्कालीन सहायक हाल सहायक रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कला, सोनीपत के विरुद्ध विभागीय कार्यवाही करने का सुझाव दिया जाता है।

अतः आरोप उपरोक्त सीमा तक सिद्ध रहा।

(रजनीश कुमार)

उप अधीक्षक (का०)

कृते : महानिदेशक,

राज्य चौकसी ब्यूरो, हरियाणा।

संलग्न:-

1. अन्तिम रिपोर्ट की एक प्रति।
2. शिकायत फाइल पेज नं० 01 से 437 तक।
3. पुलिस फाइल पेज नं० 01 से 68 तक।
4. कथन फाइल पेज नं० 01 से 271 तक।
5. प्रलेख फाइल नं० 01 पेज नं० 0 से 201 तक।
6. प्रलेख फाइल नं० 02 पेज नं० 01 से 1223 तक।

राज्य चौकसी ब्यूरो

अन्तिम रिपोर्ट

उपरोक्त, सोनीपत

विषय:- जांच क्रमांक नं० 11 दिनांक 15.12.2017 सोनीपत।

- विवरण:-
- 1 डा० पवन कुमार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कला, सोनीपत।
  - 2 श्री कृष्ण कुमार दाका तत्कालीन अधीक्षक कार्यालय रजिस्ट्रार, सहायक रजिस्ट्रार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कला, सोनीपत। (सोपानित)
  - 3 श्री राजेश कुमार, तत्कालीन सहायक, हाल सहायक रजिस्ट्रार, भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कला, सोनीपत।

परिचय:-

यह जांच अतिरिक्त मुख्य सचिव, हरियाणा सरकार, चौकसी विभाग के यादी क्रमांक 63/60/2017-1 चौ०(11) दिनांक 5.12.17 की अनुपालना में महानिदेशक, राज्य चौकसी ब्यूरो, हरियाणा, पंचकुला के पृष्ठ क्रमांक 16038/1-6/रा०चौ०ब्यू० दिनांक 15.12.2017 अनुसार दर्ज रजिस्ट्रार होकर पुलिस अधीक्षक, राज्य चौकसी ब्यूरो, हरियाणा, रोहतक मण्डल, रोहतक के डायरी नं० 3993 दिनांक 19.12.2017 अनुसार पड़ताल हेतु प्राप्त हुई थी। जिसमें डा० एच०सी० जोशी, 62 ओमेक्स सिटी, रोहतक की शिकायत के आधार पर उच्चतर शिक्षा विभाग पंचकुला की अनुशंसा पर निम्नलिखित आरोप की पड़ताल की जानी है।

आरोप:- यह कि हरियाणा सरकार शिक्षा विभाग के पत्र क्रमांक 20/1-2006 /यू०एन०पी०(1) दिनांक 21.9.2016 अनुसार भगत फूल सिंह महिला विश्वविद्यालय खानपुर कला सोनीपत अस्तित्व में आने पर विज्ञापन दिनांक 4.5.2007 अनुसार लैक्चरर/रीडर व प्रोफेसर इत्यादि पदों के लिये आवेदन आमंत्रित किये गये थे जिसमें वेतन प्रशासन के साथ समझौता करके निर्धारित करने वाले लिखा था। विज्ञापन अनुसार पदों वाले पदों की स्थिति नियमित या अस्थायी वाले कोई वर्णन नहीं था। कानून विभाग में लैक्चरर के पदों की भर्ती के लिये दिनांक 13.6.2007 को चयन समिति द्वारा साक्षत्कार लिया गया। इसके बाद विश्वविद्यालय द्वारा जून, 2007 में विभिन्न नियमित पदों की भर्ती के लिये विज्ञापन जारी किया गया। जिसमें कानून विभाग के लैक्चरर के पदों का भी विज्ञापन दिया हुआ था। जून 2007 के विज्ञापित पदों का साक्षत्कार दिनांक 11.7.2007 को चयन समिति द्वारा किया गया जिसमें श्री अनिल कुमार बल्हारा, श्री विनोद कुमार को कानून विभाग में नियमित लैक्चरर पद के लिये चयनित किया गया। लेकिन विज्ञापन दिनांक 4.5.2007 के तहत चयनित किये गये 4 लैक्चरर के पदों के उम्मीदवारों को नियुक्ति पत्र जारी करत हुये नियुक्ति पत्र में रैग्युलर शब्द लिखा गया और वेतन का वर्णन किया गया जबकि विज्ञापन में कोई वर्णन नहीं था। डा० पवन कुमार के नियुक्ति पत्र में पैर से रैग्युलर शब्द लिखा गया जबकि इन चयनित लैक्चरर को रेशनलाईज्ड स्टाफ में शामिल किया हुआ था और इन लैक्चररों का वेतन अनुदान सहायता स्कीम से दिया जा रहा था। जिससे सिद्ध होता है कि उपरोक्त चारों लैक्चरर अस्थायी आधार पर चयनित हुये थे। क्योंकि वर्ष 2010 में शिक्षा विभाग से उपरोक्त पदों की स्वीकृति प्राप्त हुई है। इस प्रकार पवन कुमार की नियुक्ति विश्वविद्यालय के कर्मचारियों/ अधिकारियों द्वारा मिलीभगत करके बैंक डोर से की गई है।

जोच:-

उपरोक्त आरोपों की पूर्व पड़ताल तत्कालीन निरीक्षक संजय कुमार, निरीक्षक प्रशान्त, निरीक्षक राजपाल, निरीक्षक कैलाशचन्द, राज्य चौकसी ब्यूरो, उपकेन्द्र सोनीपत व उसके बाद मेरे द्वारा पुलिस अधीक्षक, राज्य चौकसी ब्यूरो हरियाणा, रोहतक मण्डल रोहतक की सीधी देख-रेख में पूर्ण करके अन्तिम रिपोर्ट की दो प्रतियाँ तैयार की गई हैं। पड़ताल के दौरान प्राप्त किये गये कथनों व प्रलेखों को सम्बंधित फाईलो में लगे देखे जा सकते हैं। पड़ताल फलस्वरूप आरोप वाले जो पाया गया है, उस बारे मेरी राय निम्न प्रकार से है:-

राय आरोप :-

इस सम्वन्ध में डॉक्टर पवन कुमार पुत्र श्री प्रेम सिंह हाल निवासी 225-सी0, सेक्टर 4 रोहतक ने अपने कथन का0 फा0 के पेज न0 39, 69-77 व 121-123 पर बतलाया है कि वह वर्तमान में महिला विश्वविद्यालय खानपुर कला के विधि विभाग में असिस्टेंट प्रोफेसर के पद पर कार्यरत हैं। शिकायतकर्ता द्वारा एक आपराधिक साजिश के तहत तथ्यों को तोड़ मोड़कर पेश किया गया है और शिकायतकर्ता ने पूर्ण तथ्यों को बताया कम और छुपाया ज्यादा है। शिकायतकर्ता मेरी जानकारी के अनुसार हमारे विभाग के अध्यक्ष डॉ विमल जोशी के स्व0 पिता है और नुझे संदेह है कि शिकायत पर डॉ विमल जोशी ने हस्ताक्षर किए हैं। डॉ विमल जोशी की हैंडराइटिंग का नमूना और उनके पिता श्री एच0 सी0 जोशी की हस्ताक्षर का नमूना बैंक अकाउंट से लेकर हैंडराइटिंग जांच करवाया जाए और महिला विश्वविद्यालय से पूछा जाए कि क्या आज तक एच0सी0 जोशी नामक व्यक्ति ने कोई आर0टी0आई0 एक्ट के तहत कोई जानकारी डा0 पवन कुमार की नियुक्ति के संदर्भ में मांगी गई है। शिकायत का पैरा वाईज जबाब इस प्रकार है। It is a matter of record कि बी0पी0एस0 महिला विश्वविद्यालय को हरियाणा विधान सभा द्वारा वर्ष 2006 में स्थापित किया गया है। Letter Memo No 20/1&2006 UNP (1) Financial Commissioner & Principal Secretary to Govt. Of Haryana Education Department द्वारा यंहा पहले से कार्यरत कर्मचारियों के absorption एवं rationalisation हेतु भेजा गया था। शिकायतकर्ता द्वारा वर्णित विज्ञापन महिला विश्वविद्यालय खानपुर कला के द्वारा मई 2007 में प्रमुख समाचार पत्रों जिसमें The Tribune इत्यादि शामिल है में प्रकाशित किया गया था और विज्ञापन के माध्यम से विश्वविद्यालय द्वारा Highly motivated and creative professors/ readers/ assistant professors/ lecturers( fulfilling UGC qualifications) से उनके Resume/CV मांगे थे ताकि वे a) 5 year B.A. LL.B(Hons) programme, b) Be.Ed/M.Ed/M.A. Education; c) Masters in journalism and mass Communication; d) Masters in English lecturers, Language and communication, e) Courses in foreign Languages French, German and Sapanish; f) 4G/PG in various subject like Home Science Sociology के पाठ्यक्रम के स्टूडेंट को पढ़ा सकें और उक्त विज्ञापन में अंतिम तिथि 22 मई, 2007 अंकित थी। उक्त विज्ञापन में अंकित था कि Enrolments negotiable, Commensurate with qualifications and experience. परन्तु शिकायतकर्ता ने जानबूझकर छुपाया की विज्ञापन में विद्यालय की एडजेक्टिव काउंसिल ने अंग्रेजी की एम0 ए0 पाठ्यक्रम के लिए 4 लेक्चरर रवि भूषण, श्री हिमांशु परमार, मिस शालिनी एवं मिस गीता फोगाट को अंग्रेजी विभाग में यू0जी0सी0 पे स्केल 8000-13500 में रेगुलर बेसिस पर नियुक्ति का अनुमोदन किया और उक्त सभी को अंग्रेजी विभाग में स्थाई रूप से नियुक्ति पत्र दिया गया है। इसी तरह से विज्ञापन के संदर्भ में स्पेनिश भाषा को पढ़ाने के लिए मिस प्रीति पंत को लेक्चरर के पद पर यू0जी0सी0 पे स्केल में स्थाई तौर पर नियुक्त किया गया और इसी विभाग के अनुराधा चौधरी को रशियन भाषा को पढ़ाने के लिए लेक्चरर के पद पर यू0जी0सी0 पे स्केल में स्थाई तौर पर नियुक्त किया गया। इसी तरह B-Ed/M-Ed/M.A Education के विद्यार्थियों को शिक्षा विभाग में पढ़ाने के लिए श्री सुशील कुमार एवं मिस प्रियंका दीगरा को स्थाई तौर पर यू0जी0सी0 पे स्केल में नियुक्ति की दी गई है और इसी विज्ञापन के तहत विधि विभाग में सोशलॉजी के लिए श्री आशीष कुमार को स्थाई तौर पर यूजीसी पे स्केल में नियुक्ति दी गई है। मैं भी उक्त विज्ञापन के संदर्भ में बी0ए0- एल0 एल0 बी0 5 साल प्रोग्राम के विद्यार्थियों को पढ़ाने हेतु अपना सी0वी0/रेज्युम उक्त समय के रजिस्ट्रार को भेजा था और उस विषय में विश्वविद्यालय द्वारा विज्ञापन के संदर्भ में साक्षात्कार हेतु सभी कैंडिडेट को पत्र दिया गया था जिसका एक नमूना एक कैंडिडेट मिस राजेश हुड्डा को इन्टरव्यू के लिए पत्र जिसमें उम्मीदवार को 10:30 बजे सुबह कमेटी रूम हरियाणा निवास, सै-3, चंडीगढ़ बाबत सूचित किया गया था। उच्च पदों के लिए साक्षात्कार विश्वविद्यालय की वाइस चांसलर श्रीमती अनुराधा गुप्ता आई0ए0एस0 की चेयरमैनशिप की अगुवाई में सिलेक्शन कमेटी जिसमें प्रोफेसर बी0के0 बंसल फोरमर डीन, फैंकल्टी ऑफ लॉ, पंजाब यूनिवर्सिटी 3) प्रोफेसर ज्ञान चंद, रिटायर्ड प्रोफेसर फैंकल्टी आफ लॉ यूनिवर्सिटी आफ दिल्ली 4) प्रोफेसर पी0एस0 जैसवाल, रिटायर्ड प्रोफेसर फैंकल्टी आफ लॉ यूनिवर्सिटी आफ पंजाब, चण्डीगढ़ हाल उन कुलपति, नैशनल लॉ यूनिवर्सिटी, पटियाला व

प्रति चुनवा कटारिया, रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर ने संवे समेत सभी कॉन्डिटेन इंटरव्यू लिया था और उसके बाद सिलेक्शन कमेटी ने निम्नलिखित अनुसार नाम ऑर्डर ऑफ मेरिट बनाए किया है।

क्रम	नाम
1	राजेश हुड्डा
2	सीमा सहिया
3	पवन कुमार (क्रम 4 से 5)
4	प्रमोद मलिक

No other Candidate was suitable

और उक्त recommendations को विश्वविद्यालय की Highest decision making body जिसका नाम Executive Council है के सामने उसकी sixth meeting के Agenda के रूप में पेश किया गया। Executive Council की 6<sup>th</sup> meeting 18<sup>th</sup> June 2007 को Committee Room, Haryana Niwas, Chandigarh में हुई और उक्त मीटिंग के 9<sup>th</sup> Agenda का विषय "Appointment of four lecturers in UGC Scale 8000-13500" है और आगे वर्णित है "The lecturers who had been appointed on contract basis in PSD Law collage before the University come into existence have got "Sataus" Punjab and Haryana High Court. The next meeting is fixed for 17<sup>th</sup> July, 2007. The Court has not barred holding of Interviews for selection of candidates on regular basis but the result of interviews held on 13-6-2007 has been sealed and according to legal opinion the appointment letters should be issued only after the court's decision expected on the issue in next hearing. E.C. may authorise the Vice-Chancellor to issue appointment, if the Court directs as such, in due course of time so that academic work does not suffer when the session starts और Executive Council ने उक्त meeting में Resolution no 9<sup>th</sup> पारित किया। जोकि वर्णित करता है कि "Appointment of four lecturers in Law in UGC Scale of Rs. 8000-13500. The proposal was approved and V.C. was authorized to issue appointment letters on vaction of stay. लेकिन शिकायतकर्ता ने एक आपराधिक साजिश के तहत उक्त इसी एजेंडा एवं रेजोल्यूशन को छुपाया था कि मुझे मुकदमे में डाला जाए क्योंकि उक्त एजेंडा साफ करता है कि हमारी नियुक्ति यानी 25 जुलाई, 2007 जो कि विश्वविद्यालय की स्थापना वर्ष 2006 के बाद हुई है और कुछ प्राध्यापक जो कि विश्वविद्यालय की स्थापना से पहले गुरुकुल महासभा के द्वारा अनुबंध पर नियुक्त किए गए थे और उन्होंने पंजाब एवं हरियाणा हाईकोर्ट से स्थाई नियुक्ति होने तक स्टे आर्डर प्राप्त किया हुआ था और लीगल ओपिनियन के अनुसार स्थाई नियुक्ति आदेश जारी रहने तक नहीं हो सकती किंतु कोर्ट ने स्टे आदेश में विश्वविद्यालय को स्थाई नियुक्ति के लिए इंटरव्यू लेने से मना नहीं किया हुआ है और Executive Council को उक्त एजेंडा से बताया गया कि स्थाई नियुक्ति के लिए इंटरव्यू 13 जून, 2007 को ले लिए गए हैं और साक्षात्कार का परिणाम एक लिफाफे में बंद कर दिया गया है। उसके स्टे आदेश हटने के बाद 4 लेक्चरर को विधि विभाग में यूजीसी पे स्केल 8000-13500 में उप कुलपति नियुक्ति पत्र दे सकती है और Executive Council ने उप कुलपति को नियुक्ति पत्र देने के लिए अधिकृत किया। शिकायतकर्ता ने जानबूझकर यह नहीं बताया कि उप समय में पी0एस0डी0 लॉ संस्था जो कि वर्तमान में विधि विभाग के रूप में जाना जाता है 5 वर्षीय बी0ए0 एल0एल0बी0 का कोर्स वर्ष 1999-2000 से संचालित कर रहा था और बार काउंसिल ऑफ इंडिया के नियमानुसार केवल चार लेक्चरर उक्त पाठ्यक्रम को चलाने के लिए पर्याप्त नहीं है। शिकायतकर्ता ने यह जानबूझकर नहीं बताया कि उक्त विज्ञापन के संदर्भ में दो व्यक्तियों का नाम पवन कुमार था और ना ही दर्शाया कि सिलेक्शन कमेटी ने पहले सीरियल नंबर अंकित किया है वह दोनों पवन कुमार को distinguish (अन्तर) करने के लिए क्रम 4 से 5 मेरे नाम के पीछे लिखा है न कि आगे और क्रम 4 पर कोई भी रिक्त

स्थान नहीं है क्योंकि इस कम0 स0 4 पर प्रमोद कुमार का नाम अंकित है और ना ही विज्ञापन में कोई रिजर्वेशन का जिक्र है जबकि शिकायतकर्ता ने लगभग 10 साल बाद अपने आप रिजर्वेशन पॉलिसी को विज्ञापन में वर्णित ना होने के बावजूद लागू कर दिया, शिकायतकर्ता ने अपनी शिकायत में यह नहीं बताया कि मैं अपने आप को कम0 स0 3 पर अंकित करने का प्रयास क्यों करूंगा। जब कि मेरा नाम पहले ही सिलेक्शन कमेटी द्वारा क्रम संख्या तीन पर अंकित किया है और क्रम संख्या 4 पर प्रमोद कुमार का नाम अंकित है। PSD Institute of law presently known as department of laws गुरुकुल महासभा द्वारा वर्ष 1999-2000 में स्थापित किया गया था और वर्ष 2007 में यहां पाँचो वर्ष की छात्राएं शिक्षा ग्रहण कर रही थी। बार काउंसिल ऑफ इंडिया के नियम अनुसार विश्वविद्यालय के लिए आवश्यक था कि यहां चार लेक्चरर के अलावा एक प्रोफेसर एवं 2 रीडर और कम से कम 3 लेक्चरर का होना जरूरी था और इसी जरूरत को पूरी करने हेतु विश्वविद्यालय ने 13 जून, 2007 में दोबारा एक विज्ञापन दिया। जिसका साक्षात्कार 11 जुलाई, 2007 को चण्डीगढ़ में हुआ। उसी सिलेक्शन कमेटी जिसने 13 जून, 2007 को मई 2007 के विज्ञापन के सन्दर्भ में साक्षात्कार लिया था, दोबारा साक्षात्कार लिया, जिसमें 3 लेक्चरर लॉ को अनुमोदन किया गया और डा0 विमल जोशी को प्रोफेसर के लिए अनुमोदित किया उसके पश्चात उक्त recommendation के लिये यूनिवर्सिटी की Executive Council की सातवीं मीटिंग दिनांक 16 जुलाई, 2007 का ऐजेन्डा तैयार किया गया और AGENDA 5 जिसका शीर्षक "Approval of appointment of Professor/Reader/ Lecturers in Law" था और जिसमें आगे वर्णित है कि "The selection committee has recommended candidates for appointment of Professor/Reader/Lecturers in Law in UGC Scale on regular basis. The V.C. may be authorized to issue appointments on vacation of stay by the Punjab & Haryana High Court." और Executive Council ने resolution 5 में अंकित किया है कि "Approval of appointment of Professor/Reader/Lecturers in Law Approved" और श्री आशीष कुमार की नियुक्ति मई 2007 के विज्ञापन के सन्दर्भ में की गई है न कि जून, 2007 के विज्ञापन पर। अतः यह दर्शाता है कि कोर्ट का स्टे आदेश होने की वजह से जो साक्षात्कार 13 जून, 2007 और 11 जुलाई, 2007 को हुये उनका परिणाम बन्द लिफाफे में रखा गया और Executive Council ने अपनी छठी व सातवीं मीटिंग में दोनों परिणामों को घोषित करने के लिये उप कुलपति को अधिकृत किया और उक्त Executive Council की मीटिंग में जिसमें मेरे व अन्य चयनित उम्मीदवार की नियुक्ति के उप कुलपति को अधिकृत किया गया था उसमें निम्नलिखित अधिकारियों ने भाग लिया था।

- 1 Mrs Anuradha Gupta, I.A.S., Vice- Chancellor.
- 2 Sh. Ankur Gupta, I.A.S., Special Secretary to Govt. Haryana, Health Department.
- 3 Sh. Anil Malik, I.A.S., Director, Higher Education, Haryana.
- 4 Mrs. Neerja Shekhar, I.A.S., Deputy Commissioner, Panchkula.
- 5 Sh. D.P.S. Nagal, Deputy Commissioner, Sonipat.
- 6 Sh. M.P Gupta, Director Technical Education, Haryana.
- 7 Ms. Sumedha Kataria, Registrar, B.P.S. Mahila Vishvidhalya, Khanpur.

और मुझे एवं अन्य लेक्चरर लॉ को नियुक्ति पत्र दिनांक 26-7-2007 को श्रीमति सुमेधा कटारिया, रजिस्ट्रार, भागत फूल सिंह महिला विश्वविद्यालय, खनपुर, द्वारा सभी चयनित उम्मीदवार- मिस राजेश हुड्डा, सीमा दहिया, प्रमोद मलिक व श्री अनिल बलहारा की उपस्थिति में दिये गये। मैं अपना और मेरे साथ नियुक्त हुये तीन अन्य लेक्चरर- मिस राजेश हुड्डा, सीमा दहिया व श्री प्रमोद मलिक के अपॉइंटमेंट लेटर पर रजिस्ट्रार मिस सुमेधा कटारिया के हस्ताक्षर हैं और उनके हस्ताक्षर के नीचे शिकायतकर्ता एवं विधि विभाग के प्रोफेसर एवं विभागाध्यक्ष के लघु हस्ताक्षर भी हैं। Executive Council की छठी मीटिंग का ऐजेन्डा एवं रेज्युलेशन यह

होती है कि हमारी नियुक्तियां यूजीओसी0 स्कूल में रेगुलर वेसिस पर Approve की गई थी और हमें नियुक्ति पर भी रेगुलर वेसिस दिनोंक 26.7.2007 के ही दिए गए हैं। अगर विश्वविद्यालय के रिकॉर्ड में कोई त्रुटि काट दी गई है तो यह भी शिकायतकर्ता की विगत जांच की है। कोई साजिश हो सकती है क्योंकि विधि विभाग का साग रिकॉर्ड हमारा परामर्श चाहता है सर्विस बुको की कार्टरी डमके सुभनरिजन में रही है। मेरे पत्र पर 26.7.2016 का जॉइन करन हेतु ज्वार्निंग पत्र दिया था। गुड नियुक्ति से पहले माह से ही यूजीओसी0 व स्कूल 8000-13500 छठे बतन आयोग की शर्त अनुसार बतन मिलता रहा है। इस बतन का ससं का मुझे मालूम नहीं है, मेरी जानकारी के अनुसार मई 2007 के विज्ञापन के सन्दर्भ में विश्वविद्यालय में अनेको नियुक्तियां रेगुलर वेस पर हुई हैं। उन सभी को सैलरी विश्वविद्यालय द्वारा राज्य सरकार द्वारा दी गई ग्यारता रा प्रदान की गई है। मुझे एवं मेरे साथ में नियुक्त लेक्चरर को विश्वविद्यालय ने कोई रेशनेलाईजेशन पत्र आज तक जारी नहीं किया, जबकि दिनोंक 26.07.2009 को शिकायतकर्ता डा0विमल जोशी द्वारा मुझे मेरी ससं के कंफर्म होने बायत एक पत्र जारी किया गया है। अतः उपर दिए गए ब्यान एवं साक्ष्य दर्शाते हैं कि शिकायतकर्ता ने एक साजिश के तहत शिकायत मुझे आपराधिक मामले में फंसाने के लिए की गई है क्योंकि मेरे शिकायतकर्ता की पुत्र वधू श्रीमती सुषमा जोशी जो कि विश्वविद्यालय के इंस्टीट्यूट ऑफ हायर लर्निंग में एसोसिएट प्रोफेसर के पद पर कार्यरत है के खिलाफ विश्वविद्यालय के टीचर एसोसिएशन के प्रेसिडेंट पोस्ट के लिए इलेक्शन कंटेस्ट किया था जो कि मार्च 2010 में संपन्न हुआ था। उस इलेक्शन में शिकायतकर्ता की पुत्र वधू बुरी तरह असफल रही थी और उसके बाद उनकी पुत्र वधू मेरे सहयोगी प्रोफेसर संदीप बेनीवाल के विरुद्ध एक शिकायत सेक्सुअल हैरासमेंट के बारे में राष्ट्रीय महिला आयोग को दी थी। उसके पश्चात शिकायतकर्ता की पुत्र वधू ने अनेको शिकायतें मेरे विरुद्ध विश्वविद्यालय को दी गई। जिनमें कोई सच्चाई नहीं पाई गई। मेरे सहयोगी डॉ० संदीप बेनीवाल के पिताजी श्री सुल्तान सिंह की शिकायत पर C.M. Flying Squad की Preliminary Investigation के पश्चात महिला थाना, खानपुर कला में शिकायतकर्ता के खिलाफ आईपीसी0 की धारा 420, 468, 471 व 120 बी व पीसी0 एक्ट की धारा 13(1) डी के तहत एक अभियोग नं० 07 दिनोंक 19.7.2016 दर्ज हुआ है। उक्त एफ0 आई0 आर0 के बाद शिकायतकर्ता ने एक शिकायत डी0जी0, विजिलेंस को डॉक्टर संदीप बेनीवाल की चौधरी रणवीर सिंह यूनिवर्सिटी जी० में शिक्षा विभाग में प्रोफेसर ऑफ एजुकेशन पद पर नियुक्ति के खिलाफ की थी। शिकायत पडताल में झूठी एवं आपसी रंजिश का परिणाम पाई गई थी। उक्त नियुक्ति से पहले मैं Institute of Law, कुरुक्षेत्र, यूनिवर्सिटी में स्थाई तौर पर कार्यरत था। उक्त शिकायत में शिकायतकर्ता द्वारा यह ही बताया है कि विज्ञापन दिनोंक 4 मई, 2007 जारी करने से पहले विश्वविद्यालय को वित्तियुक्त एवं प्रधान जचिव हरियाणा सरकार, शिक्षा विभाग चण्डीगढ़ के पत्र क्रमांक नं० 20/1-2006 यूएनपी (1) दिनोंक 21.9.2006 द्वारा वित्तिय सहायता के अलावा टीचिंग स्टाफ भर्ती के लिये प्रोफेसर के 10 पद रीडर के 20 पद एवं लेक्चरर के लिये 40 पद स्वीकृत करने की सूचना दी थी। विश्वविद्यालय ने विज्ञापन दिनोंक 4.5.2007 के द्वारा विभिन्न विषयों के विद्यार्थियों को पढाने हेतु विज्ञापन मांगे और उक्त विज्ञापन के सम्बन्ध में 4 लेक्चरर अंग्रेजी का चयन/साक्षत्कार दिनोंक 29/30.5.2007 को हुआ जिसे श्री रवि भूषण, श्री हिमान्यु परमार, डा शालिनी, व गीता फौगाट का चयन किया गया। उक्त विज्ञापन दिनांक 4 मई 2007 के तहत ही चयनित 4 लेक्चरर इन लॉ पदों को विश्वविद्यालय की स्थापना शाखा में कार्यरत कर्मचारियों द्वारा रेशनेलाईजेशन लेटर के तहत 2 जुलाई, 2008 हरियाणा सरकार को सूचित किया गया कि the university has recruited 08 lecturers in MSM Institute of Ayurveda and 06 lecturers in Department of Laws which need to be sanctioned by the Govt. as both the institutuion are still running under Self Finance Scheme और विश्वविद्यालय ने एक पत्र के चेयरपर्सन डॉ० विमल जोशी को लिखा जिस ने बताया कि रेशनेलाईजेशन के तहत 190 पदों में शामिल किया गया और डॉक्टर विमल जोशी ने एक साजिश के तहत उक्त पत्र को हमें जारी नहीं किया और ना ही विश्वविद्यालय ने आज तक हमें कोई पत्र रेशनेलाईजेशन हेतु जारी नहीं किया है जबकि अन्य सभी कर्मचारियों

10/10/2022

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को जिनको रेशनेलाइजेशन किया गया सभी को रेशनेलाइजेशन लेटर जारी किए गए हैं। जब हमें वर्ष 2016 में तथ्यों का पता चला तो हमने हमारी पोस्ट को वजटिड पोस्ट में शामिल न करके रेशनेलाइजेशन के तहत कवर करने के विरुद्ध एक पत्र डायरी नंबर 2748 दिनांक 24 अगस्त 2016 को तत्कालीन रजिस्ट्रार, प्रोफेसर कविता चौधरी को उक्त गलती को सुधारने हेतु एवं दोषी कर्मचारियों के विरुद्ध कार्रवाई करने हेतु दिया मैंने विश्वविद्यालय में रेशनेलाइजेशन कमेटी में कार्य किया है और किसी भी कमेटी ने हमारे रेशनेलाइजेशन हेतु कोई भी अनुमोदन नहीं किया है और डा० विमल जोशी भी बहुत सारी रेशनेलाइजेशन कमेटी के सदस्य और एक के अध्यक्ष रहे हैं और अगर उन्होंने हमारे रेशनेलाइजेशन का अनुमोदन किया है तो उनके विरुद्ध कार्रवाई की जाए। डा० विमल जोशी के खिलाफ एफ०आई०आर० न० 7 दिनांक 19.7.2016 महिला थाना खानपुर कला की ट्रायल एडिशनल जज सोनीपत के कोर्ट में चल रहा है। कंस के संदर्भ में अभी 12 सितंबर 2018 को एस०एच०ओ०, महिला थाना, खानपुर कला ने कोर्ट में सी०आर०पी०सी० की धारा 173 (8) के तहत एक रिपोर्ट जमा की है जिसकी जांच तत्कालीन डी०एफ०पी० गोहाना श्री राजीव देशवाल ने प्रवर पुलिस अधीक्षक महोदय सोनीपत को पत्र क्रमांक 1198 /डीएसपी/ 4 दिनांक 6 अप्रैल 2018 को सौंपी थी। डा० विमल जोशी ने माननीय पंजाब एवं हरियाणा उच्च न्यायालय में सी०आर०एम० 33822 आफ 2016 के साथ जो झूठे प्रमाण पत्र लगाया गया है। एस०एच०ओ०, महिला थाना, खानपुर कला द्वारा एडिशनल सेशन जज, सोनीपत के कोर्ट में रिपोर्ट धारा 173 (8) की एक प्रति दर्शाता है कि डॉ० जोशी ने दो व्यक्तियों श्रीमती अजिता सिंह सहायक रजिस्ट्रार, डॉ० राम मनोहर लोहिया, विश्वविद्यालय लखनऊ और डा० ऐ० के० पन्त, हेड ऑफ डिपार्टमेंट ऑफ लॉ, कुमाऊं यूनिवर्सिटी, अल्मोड़ा के नकली सिग्नेचर करके नकली प्रमाण पत्र माननीय उच्च न्यायालय में पेश कर अपनी अग्रिम जमानत प्राप्त की। इसके अतिरिक्त श्री राकेश कादयान जे०एम०आई०सी० की कोर्ट ने डॉ० विमल जोशी एवं अन्य कुछ कर्मचारियों/अधिकारियों महिला विश्वविद्यालय खानपुर कला में वर्ष 2007 से 2010 के बीच कार्यरत को प्रथम दृष्टि में डॉक्टर संदीप बेरवाल के खिलाफ क्रिमिनल Conspiracy & Criminal Defamation का दोषी मानते हुए उनके खिलाफ दिनांक 25 सितंबर 2018 को आदेश जारी करते हुए धारा 500 एवं 120 बी भा०द०स० के तहत ट्रायल फेस करने का आदेश जारी किया है। राज्य सूचना आयोग के आदेश के बावजूद पूरी जानकारी ना देने के कारण राज्य सूचना आयोग चण्डीगढ़ ने दिनांक 23 अक्टूबर 2017 को विश्वविद्यालय के अधिकारियों को रिकॉर्ड के विषय में जांच गठित करने के बाद के गुम होने के लिए दोषी अधिकारी के खिलाफ जारी करने का आदेश दिया था। परंतु आज तक अधिकारियों ने कोई जांच करवाने हेतु विश्वविद्यालय के वाइस चांसलर को पत्र नहीं लिखा है।

इस सम्बन्ध में डॉक्टर विमल जोशी पुत्र स्वर्गीय डॉक्टर एच० सी० जोशी निवासी विला नंबर 62, ओमेक्स सिटी रोहतक ने अपने कथन का० फा० के पेज न० 141-143 व 209-271 पर बतलाया है कि उसके पिता स्वर्गीय डॉक्टर एच०सी० जोशी ने डॉक्टर पवन कुमार सहायक प्रोफेसर विधि विभाग, महिला विश्वविद्यालय खानपुर कला की नियुक्ति के खिलाफ शिकायत महामहिम राज्यपाल, हरियाणा को संबोधित करते हुए की थी, जिसकी प्रतिलिपि शिक्षा मंत्री, हरियाणा, प्रधान सचिव, शिक्षा विभाग, हरियाणा, उच्चतर शिक्षा निदेशक, हरियाणा व कुलपति, महिला विश्वविद्यालय खानपुर को की थी। दिनांक 18 फरवरी, 2017 को मेरे पिता स्वर्गीय डॉक्टर एच०सी० जोशी का मात अस्पताल रोहतक में गुर्दे नाकाम होने और सेपितिसिमिया के चलते निधन हो गया था। मैं डा० विमल जोशी अपने पिता का एकमात्र पुत्र होने के कारण उनका विधिक प्रतिनिधि हूँ। मेरे पिता द्वारा की गई शिकायत का उनका वारिस होने के कारण हर तरह से प्रतिनिधित्व करूंगा। भगत फूल सिंह महिला विश्वविद्यालय हरियाणा की विधानसभा द्वारा भगत फूल सिंह महिला विश्वविद्यालय अधिनियम 2005 के तहत 18 अगस्त 2006 को स्थापना की गई। इस विश्वविद्यालय की स्थापना होने के साथ-साथ शिक्षा विभाग के प्रधान सचिव एवं वित्तायुक्त ने एक पत्र कुलपति को जारी किया। निमो नंबर 20/1-2006 यू०एन०पी०(1) दिनांक 21.9.2006 में कहा गया था कि विश्वविद्यालय की स्थापना अध्यादेश नंबर 4/2006 दिनांक 18.08.2006 के द्वारा हो चुकी है। सारे के सारे संस्थान जो अब तक महिला गुरुकुल, खानपुर कला और भैंसवाल कला के अंतर्गत थे वह सब इस विश्वविद्यालय के भाग होंगे और सारे कर्मचारी



(शिक्षक और गैर शिक्षक) जो गद्यराश्या द्वारा संयोजित किसी संस्था में अनुमानित एवं स्वीकृतपद पर कार्य कर रहे थे। उनका रोल और पद विश्वविद्यालय की सेवा में ले लिया जाएगा और वार्षिक कर्मचारियों की सूची में शामिल किया जाएगा। इस पत्र के अनुसार समावेश एवं समायाजन केवल उन्हीं कर्मचारियों को होगा जो विश्वविद्यालय बनने से पहले भुगतान में काम कर रहे थे यानी 18 अगस्त, 2006 से पहले थे। कांटेक्ट, रीडर और प्रोफेसर के पद बिना यह बताए गए थे रेंगुलर है या कांटेक्ट विज्ञापित कर दिए और इस विज्ञापन में वेतन भी निर्गोशियेवल कहा गया था ना कि रेंगुलर वेतन मान। यहां पर यह महत्वपूर्ण है कि विश्वविद्यालय बनने से पहले के शिक्षक लॉ कॉलेज में कार्यरत थे, उन्होंने पंजाब एवं हरियाणा हाईकोर्ट में केस दायर कर दिया था। जिसमें न्यायालय ने कहा था कि इनको तब तक नहीं हटाया जाएगा जब तक कि रेंगुलर शिक्षकों की भर्ती नहीं हो जाती। CWP No 5048 of 2007, CWP No 5368 of 2007। जो पद तारीख 4.5.2007 को विज्ञापित करे गए थे उनका साक्षात्कार 13.6.2007 को हुआ था यहां पर महत्वपूर्ण है कि यद्यपि वह व्यक्ति जिसके विरुद्ध शिकायत है का नाम 4 नं० पर है परन्तु उसे नाम के आगे कम संख्या 5 लिखा हुआ है इसका मतलब उसको पाँचवे नम्बर पर रखा गया था और प्रमोद कुमार नंबर 3 पर हैं और 4 नं० खाली है। नम्बर 5 स्थान राज्य सरकार के रीस्टर के अनुसार के लिए अनुसूचित जाति के लिये सुरक्षित है और यह व्यक्ति अपना राजनैतिक प्रभाव उस समय का दुरुपयोग करके अपना सिलेक्शन करवा गया है। विश्वविद्यालय में फिर से लेक्चरर रीडर और प्रोफेसर के पद विज्ञापित करें जून, 2007 में जिसमें योग्यता शर्तें और वेतनमान विश्वविद्यालय अनुदान आयोग/राज्य सरकार द्वारा निर्धारित दिया गया था और विज्ञापन में रेंगुलर शब्द का भी प्रयोग किया गया था। दूसरे विज्ञापन के जवाब में 11.7.2007 को साक्षात्कार हुआ और श्री अनिल बल्हारा सामान्य एवं श्री विनोद कुमार (अनुसूचित जाति) का चुनाव हुआ और दिनांक 22.7.2007 को श्री आशीष कुमार (कांट्रेक्टुअल) को इस चयन समिति ने चुना तक नहीं अर्थात् उन्होंने इनको रेंगुलर चयन के लायक नहीं समझा। यहां पर यह भी महत्वपूर्ण है कि इन चारों को जो चयन पत्र दिया गया था उसमें रेंगुलर शब्द बाद में काली स्पाही के पेन से लिखा गया था इसका मतलब इन्होंने अपने चयन पत्र में रेंगुलर शब्द अपना राजनैतिक प्रभाव उपयोग करके बाद में डलवाया चयन पत्र प्राप्ति के हस्ताक्षर इनके द्वारा कटिंग वाले पत्र की कार्यालय प्रति में है। इसके पश्चात् सन् 2008 में पुनः 3 लेक्चररों का चयन किया गया जिसमें एक सामान्य और दो आरक्षित पद थे और वह पद हरियाणा सरकार के द्वारा स्वीकृत थे मीमो नंबर 18/328- 2007 यू0एन0पी0 26.6.2008। सन 2010 तक डॉक्टर पवन कुमार और अन्य का वेतन विधि विभाग के बैंक खाते जिसमें कि विद्यार्थियों की फीस जमा होती थी से दिया जाता रहा जबकि हरियाणा सरकार 2006 से बराबर अनुदान राशि भेज रही थी। सन 2010 में विश्वविद्यालय से जब यह कहा गया कि वेतन अधिक है और फीस की मात्रा कम है तो विश्वविद्यालय ने विधि विभाग का वेतन भी अनुदान राशि जो सरकार से प्राप्त होती है से देने का निश्चय किया गया। जब यह वेतन के भुगतान हेतु वित्त विभाग में भेजा गया तो वित्त अधिकारी ने पूछा कि कौन-कौन से पद सरकार से वित्तानुपोषित हैं, विभाग ने विश्वविद्यालय से पत्रांक नं० लॉ/10/201 दिनांक 31.1.2010 द्वारा जिसकी जानकारी मांगी इसके उत्तर में विश्वविद्यालय पत्रांक नं० बी0पी0एस0 एम0वी0/ई0टी0 /10/1288 दिनांक 2.4.2010 में बताया कि सरकार द्वारा रेशनलाइजेशन में दिनांक 27.2.2009 से स्वीकृत होकर आए हैं। रेशनलाइजेशन केवल उन्हीं का किया गया था जो इस संस्थान में विश्वविद्यालय बनने से पहले अर्थात् 18.8.2006 पहले से कार्य कर रहे थे परन्तु डा० पवन कुमार ने तो विश्वविद्यालय 27.7.2007 को ज्वाइन किया था। यहां पर यह बात बड़ी महत्वपूर्ण है और यहां से सारी गड़बड़ी प्रारंभ होती है जहां पर उस समय की कुल-सचिव ने एक नोटिंग तत्कालीन सचिव अनुराधा गुप्ता आई० ए० एस० को लिखा जिसमें दूसरे पेज में यह लिखा कि विश्वविद्यालय ने 6 लेक्चरर विधि विभाग में भर्ती कर दिए हैं जो कि अभी सेल्फफाइनेंस में है और हम इन्हें भी सरकार से मंजूर करवा लेना चाहिए, यह चीजें 20.7.2008 को लिखी गई और कुलपति ने इसे 1 सप्ताह बाद ही मंजूर कर दिया। परन्तु यह बात अति महत्वपूर्ण है कि दिनांक 26.6.2008 को सरकार ने

इसके लिए चार लेक्चरर और दो रीडर के पद क्यों Sanction करे जो विश्वविद्यालय की दिनांक 17.2.2007 की मांग पर दिए गए थे। दिनांक 22.7.2008 को पत्र नंबर वी0पी0एस0एम0वी0/रजिस्ट्रार/08/3410 रजिस्ट्रार द्वारा उच्च शिक्षा आयुक्त को लिखा गया कि पुराने स्टाफ के रेशनलेलाइजेशन के लिए प्रस्ताव कार्यकारी परिषद में रखा गया (12वीं भीटिंग 23.6.2008) और उसमें निश्चित में निर्देशों को भी पत्र में दिया गया जिसमें इन 6 लोगों के रेशनलेलाइजेशन के बारे में कुछ नहीं लिखा गया और सरकार से कह गया कि हमें निम्न पद रेशनलेलाइजेशन के तहत चाहिए जिनमें इनके पद भी सरकार से गलत ब्यानी कर मांग लिए गए। सरकार ने 27.2.2009 को मीमो नंबर 18203/2007 यूएन0पी0 उपर दिये पत्र के अनुसार विश्वविद्यालय बनने से पहले काम कर रहे लोगों को लिए दिए 190 पद स्वीकृत कर दिए ध्यान देने की बात है कि यह पद 18.08.2006 से पहले काम करें अधिकारियों/ कर्मचारियों के लिए थे इनके बिन 27.07.2007 को लगे कर्मचारी एडजस्ट कर सरकार और करदाताओं के पैसे का गलत उपयोग किया। भगत फूल सिंह महिला विश्वविद्यालय अधिनियम 2006 पृष्ठ संख्या 10 धारा 14 साफ-साफ कहती है कि विश्वविद्यालय बिना सरकार की पूर्व अनुमति के किसी भी शिक्षण और गैरशिक्षण पद को ना तो सृजन कर सकती है ना समाप्त कर सकती है ना ही उसका वेतनमान बदल सकती है। इन बातों को ध्यान से देखें तो सबसे पहले जो बात उस समय की रजिस्ट्रार ने पत्रांक में लिखी है। विश्वविद्यालय ने 6 पद बिना अनुमति के भर लिये हैं जो संस्वीकृत भी नहीं थे क्या इसमें सम्मिलित किसी भी विश्वविद्यालय के अधिनियम की धारा 14 के विरुद्ध नहीं थे क्या इसमें किसी भी अधिकारी ने इस बारे में उच्च अधिकारियों को नहीं बताया यह सब बातें बड़े घोटाले की तरफ खुला इशारा करती हैं और पैसे के लेन देन की तरफ ये खुला ही इशारा है। इसका उदाहरण हम वेतन से देख सकते हैं जैसे कि भी समय कांट्रैक्ट टीचर को रु 25000/- मिलते हैं तो रैग्युलर को लगभग लगभग एक लाख तथा अन्य सुविधाएं। इस सारे वेतन विसंगति को हन प्रारंभ से देखे तो अब तक लाखों रुपया वेतन के रूप में गलत दिया गया है क्योंकि जो वेतन इन्हे मिल रहा है वह रेग्युलर का है ना कि कान्ट्रेच्छल का। सारे मामले में प्रारंभ से ही गलत बातें हो रही हैं विश्वविद्यालय अधिनियम की धारा 14 का भंग करा गया है, माननीय उच्च न्यायालय के आदेशों का उल्लंघन किया गया है और गलत लगे व्यक्तियों को उस समय के राजनीतिक प्रभाव एवं पैसे लेन देन के द्वारा गलत ढंग से पद संस्वीकृत करवाकर उस स्कीम के अंतर्गत नियुक्ति करवायी गई है। जिसके अंतर्गत 18.8.2006 से पहले लगे कर्मचारियों का रेशनलेलाइजेशन होना था। उपरोक्त तथ्यों से ये पूर्णतया सिद्ध हो रहा है कि डा0 पवन कुमार की नियुक्ति कान्ट्रेच्छल के पद के रूप में हुई थी और इन्होंने अपना उस समय का राजनीतिक प्रभाव और पैसे का लेने देन कर अपनी नियुक्ति रेग्युलर करवा ली थी, जिसके लिये इनके द्वारा सैट किये विश्वविद्यालय अधिकारियों ने गलत ब्यानी कर पूर्ण रूप से अवैध पदों का निर्माण करवा कर इन्हे उसमें समायोजित कर बड़े घोटाले का जन्म दिया है। दिनांक 18 अगस्त 2006 को हरियाणा सरकार ने भगत फूल सिंह महिला विश्वविद्यालय खानपुर कलां सोनीपत की स्थापना की थी इससे पहले यहां पर गुरुकुल महासभा के द्वारा डिग्री कॉलेज शिक्षा कॉलेज आयुर्वेदिक कॉलेज और ला कालेज और अन्य संस्थाओं का संचालन हो रहा था विश्वविद्यालय की स्थापना के बाद 4 मई 2007 को एक विज्ञापन जारी किया गया इसमें कई पदों दोनों शैक्षिक और गैर शिक्षक पदों के लिए आवेदन मांगे गए थे इस विज्ञापन के अनुसार वेतन अनुभव के अनुसार दिया जाना था और यूजीसी और राज्य सरकार के द्वारा निर्धारित वेतनमानों का विज्ञापन में कोई भी वर्णन नहीं था लेकिन यह कहा गया था कि अधिक योग्यता वाले को अधिक वेतन दिया जाएगा और सेवानिवृत्ति व्यक्ति को हम प्राथमिकता देंगे विज्ञापनों में किन विषयों में शिक्षक चाहिए कितने पद हैं कितने पद आरक्षित हैं और सरकार से अनुमोदित है या नहीं इसका भी कोई विवरण नहीं था इसमें विश्वविद्यालय की कुलपति डॉ. अनुराधा गुप्ता कुलसचिव डॉ. सुमेधा कटारिया थी और श्री कृष्ण कुमार ढाका तथा श्री राजेश नरवाल आदि स्थापना शाखा में कार्यरत थे। उस विज्ञापन के प्रकाशित होने से पहले विश्वविद्यालय की ई0सी0 जो कि सबसे हाई अथॉरिटी होती है और जिसके निर्णय से कुलपति भी बाध्य होती है ने अप्रैल 2007 में यह निर्णय लिया था कि अभी विश्वविद्यालय में स्थाई शिक्षकों की भर्ती की आवश्यकता नहीं है और अस्थाई शिक्षकों की भर्ती कर ली जाए गुरुकुल के समय के जो शिक्षक ला कालेज में कार्य कर रहे थे उन्होंने हाईकोर्ट में केस दायर कर रखा

श्री सीडब्ल्यूआर नंबर 5048 ऑफ 2007 और कोर्ट ने उनके हटाने पर लगा रखा था और राह शिक्षक सेल्फ फाइनेंस रजिस्ट्रार के अंदर लगा रहा थे इन विज्ञापन के प्रारंभ का अस्थाई शिक्षक और कर्मचारियों का था बहुत भी पता लगता था आवेदन किया था जिसमें से केवल 15 लोगों ने आवेदन किया और किसी भी व्यक्ति ने आवेदन नहीं किया जो पता से ही रखाई पद पर कार्य कर रहा हो इस विज्ञापन में त्यों के लिए इंटरव्यू दिनांक 13 जून 2007 को दिया गए और 4 लोगों का चयन किया गया राजेश गुप्ता सीमा दहिया, पवन कुमार व प्रमोद कुमार और सिलवशन कमेटी ने भी निर्धारित और यूजर्स वेतनमान का कोई भी जिक्र अपने निर्णय में नहीं करा जबकि अन्य सभी सिलवशनों में ये किया गया था। यहाँ पर यह बात भी ध्यान में रखने की है कि इनके चयन में सुमेश कटारिया जो उस समय कुलराचिव थी भी शामिल थी। इस विज्ञापन के द्वारा अन्य कई कर्मचारियों का भी चयन किया गया पर उन सभी का चयन स्थाई और कंसोलिडेटेड वेतन पर किया गया था और रशियन भाषा का विज्ञापन में कोई जिक्र भी नहीं होने के बाद भी कुमारी अनुराधा का चयन किया गया और उसको योग्यता पूरी होने तक स्थाई और योग्यता पूरी करने पर अपने आप स्थाई हो जाने का नियुक्ति पत्र जारी किया गया था वह कई वर्षों तक नौकरो करने के बाद अब जा चुकी है इन चारों के चयन के बाद जून 2007 में विश्वविद्यालय ने फिर से एक विज्ञापन शिक्षकों की नियुक्ति के लिए प्रकाशित करवाया इस विज्ञापन में शिक्षकों के विषय, वेतन मान व और पदों के नियमित होने के बारे में साफ-साफ वर्णन किया गया था और डॉक्टर राजेश गुप्ता डॉ सीमा डॉक्टर पवन कुमार और डॉ प्रमोद कुमार ने भी मई 2007 के विज्ञापन पर चयनित होने के बावजूद भी इसमें आवेदन किया क्योंकि उनको पता था कि मई 2007 के पद अस्थाई थे और जून 2007 के विज्ञापन में इन चारों का चयन नहीं हुआ यानी की विश्वविद्यालय इन चारों को स्थाई नियुक्ति देना ही नहीं चाहता था। इन चारों की नियुक्ति अब इसी के सामने अनुमोदित होने को रखी गई थी उस समय हाईकोर्ट के स्टे के कारण किसी ने कोर्ट के स्टे हटने पर इन्हें नियुक्ति देने के लिए अनुमोदन दे दिया। इसके बाद भी तारीख में कोर्ट ने आदेश दिया कि कोर्ट आए हुए महासभा के शिक्षक तथा नियमित नियुक्ति होने के बाद पद पर बने रहने का कोई अधिकार नहीं होगा और इस आदेश के बाद उन्होंने उस समय के अधिकारियों और कर्मचारियों से मिलीभगत करके अपने को अस्थाई नियुक्ति के विज्ञापन के बावजूद स्थाई नियुक्ति के नियुक्ति पत्र जारी करवा लिया इस कार्य को जल्दबाजी में करने के कारण नियुक्ति पत्र में रेगुलर शब्द टाइप होना रह गया नियुक्ति पत्र जारी होने के बाद इसमें पेन से रेगुलर शब्द डाला गया था और सात आठ दिन बाद फिर से दूसरा नियुक्ति पत्र पिछली तारीख में जारी कर दिया गया इन चारों के नियुक्ति पत्र पर अलग-अलग हस्ताक्षर हैं और एक नियुक्ति पत्र में तो किसी के हस्ताक्षर नहीं हैं और इनके जॉइनिंग पत्र में भी पुराने अर्थात् बगैर रेगुलर शब्द वाले नियुक्ति पत्र का संदर्भ है। सन 2010 में जब नया वेतनमान लागू होने वाला था तो विश्वविद्यालय में ये बात उठी कि छठे वेतनमान में इन चारों को वेतन कैसे दिया जायेगा क्योंकि जिस सैल्फ फाईनेंस फंड जो विद्यार्थियों की फीस से बना फंड था उसमें नया वेतनमान में वेतन देने लायक पैसा नहीं है। तो विश्वविद्यालय में इनको भी विश्वविद्यालय फंड से वेतन देने का निर्णय लिया। तब आडिट को सन्तुष्ट करने के लिये इन को सन् 2009 में रेशनलाईजेशन के लिये आये 190 पदों में इन्हे एडजस्ट दिखा दिया गया। ये 190 पद उनके लिये आये थे जो विश्वविद्यालय बनने से पहले महासभा में नियुक्ति में थे और उनके पद सैल्फ फाईनेंस में थे। सन् 2009 और उसके बाद तक अर्थात् 2010 के बाद तक बलवीर कौर विश्वविद्यालय कुलसचिव थी और इन चारों के उससे बहुत अच्छे संबंध थे और वह गिफ्ट लेने के लिए बहुत प्रसिद्ध थी और इस मामले में उसकी भी पूरी मिलीभगत थी। इन चारों की पदोन्नति अब होनी है और यह चारों विश्वविद्यालय पर बगैर चौकसी ब्यूरो क्लीयरनेस लिये पदोन्नति करने का दबाव बना रहे हैं। जोकि हरियाणा सरकार के आदेश के अनुसार मान्य नहीं है पर यह मिलीभगत कर विश्वविद्यालय अधिकारीयो से पदोन्नति करवा सकते हैं। अतः कृपया विश्वविद्यालय में इनकी पदोन्नति पर रोक लगवाये। अन्यथा सरकार के खजाने में लाखों रुपए का नुकसान हो जाएगा। ये चारो एक कमेटी का जिक्र करके शायद आपको भी गुमराह करने की कोशिश कर रहे हैं पर मैं यह साफ करना चाहता हूँ कि विश्वविद्यालय ने कोई भी कमेटी इस विज्ञापन और इन नियुक्तियों पर नहीं बनाई है और जिस कमेटी का जिक्र येकर रहे हैं वह रेशनलाईजेशन के संबंध में है और

उसकी भी रिपोर्ट अभी तक अनुमोदित नहीं हुई है और फाइनेंसियल गैटर होने के कारण जय तक मुख्यमंत्री कार्यालय से अनुमोदन नहीं आ जाता तब तक इस रिपोर्ट की कोई वैधता नहीं है। यहां पर मैं एक एग्जांपल देना चाहता हूं इन चारों में से एक डॉक्टर राजेश हुड़ा यहां महासभा के समय से इस कॉलेज में काम कर रही है उनकी सबसे पहली नियुक्ति 28 मार्च 2003 के विज्ञापन के द्वारा हुई थी इसमें भी शब्द सैलरी नेगोशियेबल था और उनको रु 6000 प्रति माह पर कांटेक्ट में नियुक्ति दी गई थी फिर दूसरी बार इसको 26 जून 2004 के विज्ञापन जिस में भी शब्द सैलरी नेगोशियेबल था में भी रुपए 7000 प्रति माह पर कांटेक्ट में लगाया गया था इनको फिर से 27 मई 2006 के विज्ञापन जिसमें भी शब्द सैलरी नेगोशियेबल था उसने भी इन्हें रुपए 8000 प्रति माह पर कांटेक्ट में लगाया था और 4 मई 2007 के विज्ञापन जिसमें भी शब्द सैलरी नेगोशियेबल था उसके बाद मिलीभगत करके उन्होंने स्थाई नियुक्ति का नियुक्ति पत्र जारी करवा लिया जबकि इनका जून 2007 के स्थाई पदों के विज्ञापन में चयन नहीं किया गया था उपरोक्त सभी बातों को ध्यान में रखते हुए निवेदन है कि विश्वविद्यालय को तुरंत इन चारों की पदोन्नति रोकने के निर्देश जारी किए जाएं क्योंकि यह चारों विश्वविद्यालय में इसके लिए दबाव बना रहे हैं और इस मामले में इन चारों और मामलों में संलिप्त सभी विश्वविद्यालय में नियुक्त उस समय के अधिकारियों / कर्मचारियों के विरुद्ध अपीसी एक्ट सेक्शन 12 एंड 13 और आईपीसी सेक्शन 420, 469, 471 120 बी के तहत मुकदमा दर्ज किया जाये।

इस सम्बन्ध में श्री रमेश चंद्र पुत्र श्री धनपत सिंह वासी मकान नंबर- 825, खानपुर कलां, सोनीपत ने अपने कथन का 0 फा 0 के पेज न 0 155 पर बतलाया कि वह भगत फूल सिंह महिला विश्वविद्यालय में आईटीटी0टी0आर0 संस्था में क्लर्क के तौर पर काम करता है। इससे पूर्व वह रजिस्ट्रार कार्यालय में वर्ष 2006 से सितंबर 2007 तक क्लर्क के तौर पर कार्य किया था। वर्ष 2007 में कुछ प्रोफेसर/लैक्चरर तथा नॉन टीचिंग स्टाफ के लिए विश्वविद्यालय की स्थापना होने के बाद अलग-अलग पदों पर भर्ती के लिए दिनांक 2.5.2007 को डी0पी0आर0ओ0 को अखबार में विज्ञापन निकलवाने के लिए पत्र लिखा गया। उस समय वह केवल टाइप करता था। उस समय कृष्ण कुमार ढाका, अधीक्षक स्थापना शाखा कार्य करते थे। उसके बाद उसकी बदली हो गई इसके अतिरिक्त उसको कोई और ज्ञान नहीं है।

इस सम्बन्ध में श्री राजेश कुमार पुत्र श्री रामेश्वर दास वासी मकान नंबर 634, सेक्टर -7, गोहाना, सोनीपत ने अपने कथन का 0 फा 0 के पेज 157 पर बतलाया कि वह सहायक, कुल-सचिव, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत के तौर पर अगस्त 2015 से कार्यरत है इससे पूर्व उसने महिला विश्वविद्यालय में दिनांक 28.6.2007 को सहायक के तौर पर रजिस्ट्रार के कार्यालय में पदभार ग्रहण किया था। उससे पूर्व श्री रमेश क्लर्क व श्री कृष्ण कुमार ढाका, अधीक्षक कार्यालय द्वारा नियुक्ति से संबंधित फाईले डील की गई है। उसके द्वारा कोई फाईल डील नहीं की गई है। उपरोक्त के अतिरिक्त दिनांक 2.07.2008 को उसके द्वारा विश्वविद्यालय में 176 पदों पर कर्मचारी पहले से कार्यरत थे। जिनकी स्वीकृति सरकार से समायोजित/नियमित करवाने के लिए सरकार को लिखा जाना था तथा 8 लैक्चरर आयुर्वेदिक विभाग के 6 लैक्चरर विधि विभाग के विश्वविद्यालय में कार्यरत होने के बावजूद उनके वेतन भत्ते विश्वविद्यालय द्वारा सेल्फ फाइनेंस स्कीम से दिए जा रहे थे। उपरोक्त 176 पदों के अतिरिक्त 14 लैक्चरर के पदों को भी सरकारी अनुदान प्राप्त करने के लिए मेरे द्वारा नोटिंग कार्यालय पर प्रस्ताव अधिकारियों के माध्यम से लिखा गया था। जिनकी (190 पदों) की स्वीकृति सरकार से प्राप्त हो चुकी है।

इस सम्बन्ध में श्री दीपक पुत्र श्री ओमप्रकाश वासी मोहल्ला छावनी, झज्जर ने अपने कथन का 0 फा 0 के पेज न 0 159 पर बतलाया कि वह रजिस्ट्रार कार्यालय की आर0टी0आई0 शाखा में कार्यरत है। विज्ञापन दिनांक 2.5.2007 व 13.6.2007 से संबंधित कार्यालय की असल रिकॉर्ड फाईल व अन्य रिकॉर्ड की प्रतियां कार्यालय में उपलब्ध ना होने पर राज्य सूचना आयुक्त, हरियाणा, चंडीगढ़ द्वारा दिनांक 23-10-17 को

चयनका रिकार्ड गुप्त होने के संबंध में एक सदस्य कमेटी डी०आर० चादय, निदेशक, पी०जी०आई०एन०एस०, सोनीपत (संवर्धन) को नियुक्त किया हुआ है। जिसके द्वारा यह बात विचारार्थ है।

इसी संबंध में श्रीमती मंडू लाला पत्नी श्री कृष्ण कुमार ढाका मकान नंबर 572, गेट-2, सोनीपत ताल सहायक, कार्यालय स्थापना शाखा, दीपिका भवन फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत में अपने कथन का० फा० के पेज नंबर 161 पर बतलाया कि वह दिनांक 21.1.2013 से सहायक का पद पर काम करती है। उसका भाई दीपिका ढाका से संबंधित कार्यालय फाइलें डीपिका है। डॉक्टर पवन कुमार विधि विभाग की नियुक्ति से संबंधित फाइलें चयन प्रक्रिया- विज्ञापन, साक्षात्कार, चयन समिति इत्यादि शाखा में मौजूद नहीं है केवल चयन कार्यवाही प्रक्रिया (प्रोसीडिंग फाइल) है। लेकिन चयन क्रमांक 265 दिनांक 1.2.18 अनुसार विधि विभाग में सहायक प्रोफेसर के पद पर डॉ पवन कुमार के चयन से संबंधित दस्तावेजों की फोटो प्रतियां विश्वविद्यालय के रजिस्ट्रार कार्यालय की अलग-अलग शाखाओं के रिकॉर्ड से एकत्रित करके आप के कार्यालय को उपलब्ध करवाई गई थी। विज्ञापन दिनांक 4.5.2007 व 13.6.2007 से संबंधित कार्यालय की असल फाइल रिकार्ड में उपलब्ध नहीं है। कार्यालय की चयन प्रक्रिया (प्रोसीडिंग फाइल) अनुसार विज्ञापन दिनांक 2.5.2007 की प्रक्रिया अनुसार डॉ पवन कुमार के अतिरिक्त चयन कमेटी द्वारा अंग्रेजी के लेक्चरर 4 पदों पर विदेशी भाषा के पद पर प्रीति पंत लेक्चरर, दीपांशु विनीता श्रीवास्तव व स्पेनिश भाषा के लिए अनुराधा चौधरी तथा शिक्षा विभाग में 2 लेक्चरर का चयन यू०जी०सी० स्केल पर किया गया। जिसके अनुसार यह पद आज भी नियमित है। उपरोक्त सभी प्रोफेसर/लेक्चरर की नियुक्ति विज्ञापन दिनांक 2.5.07 के संदर्भ में ही हुई है। विज्ञापन से संबंधित कार्यालय फाइल के उपलब्ध ना होने पर रजिस्ट्रार श्रीमती रितु वजाज द्वारा दिनांक 19.05.2007 को डी०एच०ई० पंचकूला द्वारा गठित जांच कमेटी को प्रस्तुत किया गया है।

इसी सम्बन्ध में श्रीमती सविता, कानून विभाग, बी०पी०एस० महिला विश्वविद्यालय, खानपुर कला, सोनीपत में अपने कथन का० फा० के पेज नंबर 163 पर बतलाया कि वह कानून विभाग की स्थापना शाखा में वर्ष 2005 से लिपिक पद पर तैनात है, तथा अधिकारी/कर्मचारियों के वेतन तथा सेवा पुस्तिका से संबंधित पत्राचार कार्य देखती है। कार्यालय रिकॉर्ड अनुसार लेक्चरर डा० पवन कुमार, अनिल बहारा में अन्य लेक्चरर का वेतन बिल माह जुलाई, 2007 व अगस्त 2007 एस० एफ० एस० (सैल्फ फाईनेन्स स्कीम) अनुसार बना कर वेतन का भुगतान किया हुआ है।

इसी सम्बन्ध में श्री कृष्ण कुमार ढाका पुत्र श्री रामू वासी मकान नंबर- 1737, सेक्टर- 2, रोहतक ने अपने कथन का० फा० के पेज नंबर 165 पर बतलाया कि वह बी०पी०एस० महिला विश्वविद्यालय से सहायक कुल-सचिव पद से वर्ष 2013 के दौरान सेवानिवृत्त हुआ है। इससे पूर्व दिनांक 1.6.2007 को उसने बतौर अधीक्षक, एम०डी०यू०, रोहतक से प्रतिनियुक्ति पर कार्यभार ग्रहण किया था। मेरी नियुक्ति से पूर्व रजिस्ट्रार कार्यालय/स्थापना शाखा द्वारा मई 2007 में अलग-अलग पदों के लिए विज्ञापन जारी किया हुआ था। यह विज्ञापन लेक्चरर, सहायक प्रोफेसर वगैरह काफी पदों की भर्ती बारे जारी किया हुआ था। इस भर्ती की श्रेणी कैसी थी अर्थात् नियमित था या अनियमित का आंकलन अब मेरे द्वारा रिकॉर्ड की अनुपस्थिति/अनुपलब्धता के कारण नहीं किया जा सकता। चयन कमेटी द्वारा अन्य पदों पर चयन करने उपरांत चयन प्रक्रिया पर डॉक्टर श्रीमती राजेश हुड्डा, श्रीमती सीमा दहिया, श्री प्रमोद मलिक को कार्यालय से नियुक्ति पत्र जारी किए गए जिस पर मेरे व अध्यक्ष डॉ विमल जोशी व तत्कालीन कुल-सचिव सुमेधा कटारिया एच०सी०एस० द्वारा हस्ताक्षर से जारी किए हुए हैं। रिकॉर्ड कार्यालय के अभाव में यह भी बताने में असमर्थ हूँ कि उपरोक्त सहायक प्रोफेसर की नियुक्ति हरियाणा सरकार द्वारा स्वीकृत पदों पर हुई थी या विश्वविद्यालय प्रशासन द्वारा अपने स्तर पर विज्ञापित किया है।

इसी सम्बन्ध में श्रीमति/डा० राजेश हुड्डा, सहायक प्रोफेसर, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत ने अपने कथन का० फा० के पेज न० 167 पर बतलाया कि In reference to the subject cited above I, Dr, Rajesh Hooda D/o Sh. Dharampal presently working as

Asstt. Prof. in Law in Department of Law BPSMV- Khanpur Kalan states that I was initially appointed/worked on contractual basis for two years from July 2005 to July 2007 on the establishment of the University, University advt. various posts including the post of Asstt. Prof. of Laws in May, 2007 and I applied for the post of Asstt. Prof in Law. I alongwith other candidates namely Dr. Seema Dahiya, Dr. Pawan Kumar and Dr. Parmod Malik got selected for the posts of Asstt. Prof. by the selection committee. After selection, the university gave us appointment letters for the above posts in the UGC Pay Scale of Rs. 8000-13500 on 26-07-2007 and I joined on the above said post and still continueing. As per appointment letter, the selection was made on regular basis. The appointment letter is initiated by Prof. Vimal Joshi.

इसी विषय के सम्बन्ध में डा० प्रमोद कुमार व डा० सीमा दहिया द्वारा श्रीमति/डा० राजेश हुड्डा के दिये गये ब्यान से सहमत होते हुये बताया है कि they are also selected as fresh in the same selection process in the UGC pay scale of Rs. 8000-13500.

इसी सम्बन्ध में श्री अनिल बल्हारा, सहायक प्रोफेसर, कानून विभाग, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत ने अपने कथन का० फा० के पेज न० 169 पर बताया कि reference to an ongoing vigilance inquiry against Dr Pawan Kumar (Asst Prof, Dept of Laws, BPS Women University, Khanpur-Kalan, Sonapat) on a complaint of Dr vimal Joshi. The following disclosure/information may lead to bonafide assistance of the I.O. to investigate the matter from all aspects. It has come to my knowledge that the previous authorities of the concerned university had grossly usurped & violated the BPSMV Act 2006, financial rules & administrative irregularities. The university had kept recruiting teachers ( Prof, Readers, Lecturers) in various Dept/ colleges/Institutes since April 2007 to 2012 (5 years) without taking care of set procedure ( like before advertising new post, analyzing leftover post from central pool sanctioned by FC. The University had just awaken in 2012, then allotted posts to various dept/Institutes/Colleges (as per Sr. No 7 of 28th meeting of EC held on 15.06.2012) even without caring whether the concerned dept is not approved by the FD under budgeted scheme & similar acts were repeated in some more dept/Institutes. During this chaotic act, the university had changed the appointment mode of 14 faculty members (directly recruited mode) to rationalization mode illegally as in Dept of Laws (06 lecturers) & Institute of Ayurveda (8 Lecturers) in 2007 as per copy enclosed. To save their skin, the university adjusted these faculty members (14 lecturers) under rationalization scheme (190 post, approved by the State Govt, actually it was meant for already working staff before establishment of the university. The university had submitted wrong data/information to DHE/FD/State Govt. about these 14 posts & adjusted these under rationalization scheme rather than surrendering theses 14 posts back to FD/state govt. The School of Engineering Sciences (SES) was set up under SFS mode( PPP) vide 10th EC meeting held on 26 Mar 2008) but 15 budgeted post were wrongly diverted by the university from central pool ( 40 lecturers budgeted posts were sanctioned by FD in 2006) in 2012 for those who were recruited in 2008 & onwards. The similar illegality was committed in other Institutes/colleges/Depts. The ET branch/University may have committed various criminal offences regarding this matter as follows: a. The intentionally omitting to produce a document to a public servant/ authority ( DHE, Panchkula, Bureau of Vigilance, Haryana) by a person (ET branch) legally bound to produce such document is a criminal offence & non-cognizable u/ Sec- 175 IPC. b. Giving false information to a public servant (DHE, Panchkula, Bureau of Vigilance, Haryana) in order

... cause legal injury attracts Sec 182, 177 IPC (non-Cognizable). c. Public servant framing an incorrect record ( as ET branch changed my appointment (including 13 others teachers) condition from direct regular mode to rationalized mode in 2010 with a intention to divert few sanctioned post to School of engineering & Sciences (SES) which was running on Self financing scheme- committed financial fraud too with State Govt) /writing with intent to save person ( university official, ET branch) from punishment ( by not producing correct record like Appendix A) attracts Sec 215 I.C. d. The university should have sought approval from FD/State Govt (for changing the status from SFS (self financing scheme) to budget and as well as sanctioned post for School of Engineering & Science). e. Then authorities of university recruited some employees (including teachers) through rationalization scheme (purely contractual employees of erstwhile Institution were appointed as regular employees-the biggest job fraud may be in last ten years in Haryana & amounts to backdoor entry. This issue has not been raised surprisingly at any platform so far. I am also one of those 14 rationalized staff, though, rationalization has no adverse impact on me but still why did they change it at all. It is pertinent to mention here that the University is silent on this issue despite various. I represented for last three years. Moreover, I have been serving as a commissioned officer as Major in the Territorial Army since 29 June 2004 in 112 Infantry BN (TA) Dogra, C/o 56 APO & likely to join unit by 1st August 19.

इसी सम्बन्ध में श्री प्रवीण कुमार, सहायक, नॉन टीचिंग ब्रान्च, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत ने अपने कथन का 0 फा 0 के पेज न 0 207 पर बतलाया, कि वह उपरोक्त कार्यालय में बतौर सहायक जुलाई 2017 से कार्यरत है। इससे पूर्व मैं टीचिंग ब्रांच स्थापना शाखा में सितंबर 2010 से जून 2017 तक कार्यरत रहा। उस समय इस शाखा में मुझसे पहले श्री ईश्वर सिंह सहायक कार्यरत थे। मैं बदल कर दूसरी शाखा में चला गया मेरे समय श्री समुंदर सिंह अधीक्षक (सेवानिवृत्त) 2010 से 2016 के बीच कुछ समय को छोड़कर तैनात रहे। इनके अतिरिक्त श्री बलजीत सिंह मलिक, अधीक्षक भी इस ब्रांच में रहे। उपरोक्त मेरी तैनाती के दौरान लगभग सभी वर्क आउट सोर्स के तहत लगे हुए थे। मुझे मई-जून 2007 के विज्ञापन भर्ती से संबंधित फाइल मेरे द्वारा जहां तक मुझे याद है डील नहीं की गई रेशनलाईजेशन से संबंधित फाइल मेरे से पूर्व नियुक्त सहायको ने डील किया है।

इसी सम्बन्ध में भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत की तत्कालीन रजिस्ट्रार, सुश्री सुमेधा कटारिया आई0ए0एस0 मुख्य प्रशासक, मन्डी बोर्ड पंचकुला को जॉच में शामिल किया गया जिसने अपने पत्र क्रमांक पी0एस0/सी0ए0 न 0 2332 दिनांक 18.9.2020 अनुसार बतलाया कि यह चिंता का विषय था कि भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत विभिन्न प्रकार के पाठ्यक्रमों के साथ नवसृजित होने के नाते प्रारंभिक सेटअप के दौरान अच्छी तरह से उत्तीर्ण और अनुभवी संकाय को आकर्षित करने में सक्षम नहीं है। UGC द्वारा निर्धारित सामान्य वेतनमान को उच्च शुरुआत देने के लिए "निगोशिएबल" शब्द का इस्तेमाल किया गया था। इस शब्द "निगोशिएबल" का उपयोग करने के पीछे तर्क यह था कि ग्रामीण और दूरस्थ स्थान पर स्थित महिला विश्वविद्यालय में प्रतिभाशाली और योग्य शिक्षकों को प्रेरित करना, जहां 2007 में भी बुनियादी सुविधाएं उपलब्ध नहीं थीं। भगत फूल सिंह, महिला विश्वविद्यालय, खानपुर कलां, सोनीपत में अंग्रेजी, विदेशी भाषा, शिक्षा व कानून विभाग में सहायक प्रोफेसर की पदों पर नियमित पे स्केल के आधार पर नियुक्ति की गई थी और उन सहायक प्रोफेसरो का साक्षात्कार दिनांक 13.6.2007 को लिया गया था। चयन कमेटी की सिफारिश पर विश्वविद्यालय की कार्यकारिणी परिषद द्वारा उन सहायक प्रोफेसर के चयन को छठी एवं सातवी मीटिंग में नियमित पे -स्केल के आधार पर अनुमोदित किया गया था। उन सभी चयनित सहायक प्रोफेसरो के नियुक्ति पत्रों पर मेरे हस्ताक्षर हैं। पत्र की प्रति प्रलेख फाइल 1 के पेज न 0 162 पर लगी देखी जा सकती है।

निष्कर्ष आरोप:-

जॉच के दौरान प्राप्त किये गये कथनों, प्रलेखों एवं की गई पड़ताल से पाया गया है कि गहासभा गुरुकुल विद्यापीठ हरियाणा भैंसवाल कलां व कन्या गुरुकुल खानपुर कलां को भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत के तौर पर स्थापित करने के लिये हरियाणा सरकार द्वारा कानून बनाकर दिनोंक 10.11.2006 को अधिसूचना जारी की गई। अधिसूचना की प्रति प्रलेख फाईल नं० 2 के पेज नं० 737 पर लगी देखी जा सकती है। जिसकी पालना में वित्तियुक्त एवं प्रधान सचिव हरियाणा सरकार, शिक्षा विभाग, चण्डीगढ़ द्वारा अपने पत्र क्रमांक 20/1-2006 यूएन०पी०(1) दिनोंक 21.9.2006 अनुसार पूर्व शिक्षा संस्थाओं में कार्यरत अध्यापन-गैर अध्यापन सभी स्टाफ को विश्वविद्यालय के स्टाफ में परिवर्तन करने का तथा बजट अलाट करने का निर्णय लिया गया तथा महिला विश्वविद्यालय खानपुर कलां के लिये अलग-2 पदों की स्वीकृति प्रदान की गई। पत्र की प्रति प्रलेख फाईल नं० 2 के पेज नं० 649-657 पर लगी देखी जा सकती है।

जॉच से पाया है कि महिला विश्वविद्यालय खानपुर कलां, सोनीपत द्वारा विभिन्न अध्यापन व गैर अध्यापन स्टाफ की भर्तियों के लिये दिनोंक 4.5.2007 को विज्ञापन जारी करना पाया गया है। विज्ञापन अनुसार लैक्चरार/प्रोफेसर/प्रवाचक तथा सहायक प्रोफेसर की भर्तियां निकाली गईं जिनमें पदों की कोई संख्या वर्णित नहीं की गई व वेतन भत्ते नेगोशियेबल बारे लिखा गया। उपरोक्त पदों की भर्तियों को स्थाई/अस्थायी की श्रेणी का भी विज्ञापन में कोई उल्लेख नहीं किया गया। विज्ञापन की प्रति प्रलेख फाईल नं० 2 के पेज नं० 5 पर लगी देखी जा सकती है। विभिन्न पदों की भर्तियों के लिये योग्य उम्मीदवारों द्वारा आवेदन किया गया, जिनका इन्द्राज कुल-सचिव महिला विश्वविद्यालय खानपुर कलां, सोनीपत के रजिस्टर में किया हुआ है। रजिस्टर की फोटो प्रतियाँ प्रलेख फाईल नं० 2 के पेज नं० 7-223 पर लगी देखी जा सकती है। कानून विभाग में सहायक प्रोफेसर पद के लिये डा० प्रमोद मलिक, मिस सीमा दहिया, श्री मति राजेश हुड्डा व प्रतिवादी पवन कुमार द्वारा आवेदन करना पाया गया। जिनके दस्तावेजों की प्रतियाँ प्रलेख फाईल नं० 2 के 363 से 385 पर लगी देखी जा सकती है।

जॉच से पाया है कि उपरोक्त विज्ञापन में प्रकाशित विभिन्न पदों के लिये उम्मीदवारों द्वारा किये गये आवेदन से सम्बन्धित दस्तावेजों की प्रतियाँ प्रलेख फाईल नं० 2 के पेज नं० 227-477 पर देखी जा सकती है। प्रतिवादी पवन कुमार लैक्चरार, कानून विभाग व अन्य उम्मीदवारों का गठित चयन समिति द्वारा दिनोंक 13.6.2007 को हरियाणा निवास, सैक्टर-3, चण्डीगढ़ में साक्षात्कार लिया गया और चयन समिति द्वारा कानून विभाग के लैक्चरार पद के लिये श्रीमति राजेश हुड्डा, श्रीमति सीमा दहिया, प्रतिवादी डा पवन कुमार व प्रमोद मलिक का चयन किया गया। श्रीमति अनुराधा गुप्ता, आई०ए०एस०, उप-कुलपति, अध्यक्ष समिति, प्रो० वी०के० बन्सल, प्रो० ज्ञान चन्द, प्रो० जैसवाल को समिति सदस्य तथा मिस सुमेधा कटारिया, एच०सी०एस०, कुलसचिव को सचिव सदस्य के तौर पर चयन समिति के सदस्य रहे हैं। चयन समिति द्वारा अपनी चयन प्रक्रिया प्रोक्रोर्मा में उपरोक्त चारों लैक्चरारों का चयन करते समय उपरोक्त पद को नियमित नहीं बताया गया है और न ही वेतन भत्ते बारे कोई वर्णन किया गया है। चयन समिति की प्रक्रिया शीट की प्रति प्रलेख फाईल नं० 2 के पेज नं० 895 पर लगी देखी जा सकती है।

जॉच से पाया है कि चयन समिति द्वारा उपरोक्त चारों लैक्चरारों को चयनित करने के उपरान्त रजिस्ट्रार कार्यालय द्वारा दिनोंक 18-6-07 को भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कलां, सोनीपत की कार्यकारिणी परिषद की छठी गोष्ठी में एजेन्डा नं० 9 के रूप में रखा गया। गोष्ठी एजेन्डा में पदों की भर्तियों के लिये माननीय उच्च न्यायलय पंजाब एवं हरियाणा चण्डीगढ़ द्वारा सिविल याचिका नं० 5368 वर्ष 2007 में पारित आदेश दिनोंक 3.4.2007 अनुसार याचिकाकर्ताओं की सेवाएं स्टेटस को रखी जायेंगी, बारे उल्लेख किया गया और दिनोंक 13.6.2007 को नियमित आधार पर उम्मीदवारों के चयन हेतु लिख गये साक्षात्कार के परिणाम को माननीय अदालत के निर्णय के बाद सीलशुदा लिफाफे को खोलकर परिणाम जारी कर दिया जायेगा। माननीय अदालत के आदेशों की प्रतियाँ एवं एजेन्डा की प्रति प्रलेख फाईल नं० 1 के पेज



100 व 151 पर लगी देखी जा सकती है। उपरोक्त कानून विभाग के चयनित उम्मीदवारों को दिनांक 8000-13500 रुपये देन का निर्णय एजेंडा नं 11 दिया गया। इसके बाद उपरोक्त चारों उम्मीदवारों को चयन समिति की दिनांक 16.7.2007 का कार्यकारी पत्रिका विश्वविद्यालय, खानपुर कला, सोनीपत में एजेंडा नं 5 के रूप में रखा गया और कार्यकारी पत्रिका द्वारा उपरोक्त चारों उम्मीदवारों को चयन समिति के अध्यक्ष भगत फूल सिंह द्वारा सूचनाओं को सौंपकर करवा दिया गया। चयन समिति को नियुक्ति पत्रिका के लिए अधिकृत किया गया। एजेंडा की प्रति प्रलेख फाईल नं 1 के पेज नं 155 पर लगी देखी जा सकती है। रजिस्ट्रार कार्यालय द्वारा दिनांक 26.7.2007 का नियुक्ति पत्र जारी करने पाये गये हैं। उपरोक्त नियुक्ति पत्रों की रजिस्ट्रार कार्यालय की कार्यालय प्रतियां में हस्तालिखित रैग्युलर वेसिस शब्द लिखे हुये पाये गये हैं। जिनकी प्रतियां प्रलेख फाईल नं 2 के पेज नं 517-531 पर लगी देखी जा सकती है। जॉच से पाया गया है कि नियुक्ति पत्रों की अन्य प्रतियों में टाईपशुदा रैग्युलर वेसिस शब्द लिखे हुये हैं। जिससे प्रतीत होता है कि तत्कालीन रजिस्ट्रार द्वारा नियुक्ति पत्रों को हस्तालिखित शब्द रैग्युलर वेसिस लिखकर अनुमोदन करवाया गया है। उसके बाद नियुक्ति पत्रों की अन्य प्रतियों में टाईपशुदा शब्द लिखकर नियुक्ति पत्र जारी किये गये हैं। नियुक्ति पत्रों की अन्य प्रतियां प्रलेख फाईल नं 2 के पेज नं 1201-1211 पर लगी देखी जा सकती है। नियुक्ति पत्रों को प्रतिवादी कृष्ण कुमार ढाका, तत्कालीन अधीक्षक, कार्यालय रजिस्ट्रार व शिकायतकर्ता डा० विमल जोशी कानून विभाग अध्यक्ष द्वारा अपने लघु हस्ताक्षरों से तैयार करके सुमेधा कटारिया, एच०सी०एस० तत्कालीन रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत द्वारा जारी करने पाये गये हैं। उपरोक्त चारों लैक्चरार कानून विभाग में कार्यरत हैं।

जॉच से यह भी पाया गया है कि उपरोक्त विज्ञापन दिनांक 4.5.2007 में कानून विभाग के उपरोक्त लैक्चरार के अतिरिक्त अन्य प्रकाशित पदों पर चयनित उम्मीदवारों को भी नियमित आधार पर चयन करके नियुक्ति पत्र जारी किये हैं। इसके अतिरिक्त चयन समिति द्वारा अपनी चयन प्रक्रिया शीट में चयनित उम्मीदवारों को नियमित पदों/यू०जी०सी० पे-स्केल पर चयन करना लिखा हुआ है। चयन प्रक्रिया शीट की प्रतियां प्रलेख फाईल नं 2 के पेज नं 479-489 पर लगी देखी जा सकती है।

रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत द्वारा जून, 2007 में प्रोफेसर, रीडर, लैक्चरार, कानून विभाग व शिक्षा अध्यापक, प्रिंसीपल बहुतकनीकी संस्था में पदों की भर्ती के लिये यू०जी०सी० पे-स्केल व नियमित आधार पर पुनः विज्ञापन जारी करना पाया गया है। इस विज्ञापन में मई, 2007 के पिछले विज्ञापन का कोई वर्णन नहीं है। विज्ञापन की प्रति प्रलेख फाईल नं 2 के पेज नं 661 पर लगी देखी जा सकती है। इस विज्ञापन में वर्णित पदों के लिये उम्मीदवारों द्वारा आवेदन किये गये दस्तावेजों एवं कार्यालय का डायरी रजिस्टर में उम्मीदवारों के नामों का इन्दाज किया हुआ है। जिसकी प्रतियां प्रलेख फाईल नं 2 के पेज नं 663-707 पर लगी देखी जा सकती है। उपरोक्त विज्ञापित पदों की भर्ती के लिये चयन समिति द्वारा दिनांक 10.7.2007, 11.7.2007, 17.7.2007, 19.7.2007 व दिनांक 22.7.2007 को उम्मीदवारों का साक्षात्कार लेकर चयन प्रक्रिया शीट पर रैग्युलर शब्द लिखकर चयन करना पाया गया है। जिनकी प्रतियां प्रलेख फाईल नं 2 के पेज नं 709-721 पर लगी देखी जा सकती है। चयनित उम्मीदवारों को विश्वविद्यालय प्रशासन द्वारा नियुक्ति पत्र जारी करने पाये हैं। इस विज्ञापन में प्रकाशित पदों की भर्ती में शिकायतकर्ता डा० विमल जोशी का बतौर प्रोफेसर कानून विभाग में प्रतिनियुक्ति के आधार पर व डा० अनिल बलहारा का कानून विभाग में लैक्चरार के पद पर चयन होना पाया गया है। चयन प्रक्रिया शीट दिनांक 11.7.2007 की फोटोप्रतियां प्रलेख फाईल नं 2 के पेज नं 711 व 713 पर लगी देखी जा सकती है। शिकायतकर्ता डा० विमल जोशी के बतौर प्रोफेसर कानून विभाग के नियुक्ति पत्र की प्रति प्रलेख फाईल नं 2 के पेज नं 729 पर लगी देखी जा सकती है। श्री अनिल बलहारा को लैक्चरार कानून विभाग के पद पर भर्ती करने पर जारी किये गये नियुक्ति पत्र की प्रति प्रलेख फाईल नं 2 के पेज नं 1099 पर लगी देखी जा सकती है।

जॉच से पाया है कि विज्ञापन दिनांक 4.5.2007 व जून, 2007 से सम्बन्धित असल कार्यालय फाईल रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय, खानपुर कला, सोनीपत के कार्यालय से गायब होनी

पाई गई है। विज्ञापन से सम्बन्धित असल कार्यालय फाईल के अभाव में विज्ञापन दिनांक 4.5.2007 में प्रकाशित पदों की भर्तियों को स्थाई या अस्थायी पदों के स्वरूप को बताया नहीं जा सकता क्योंकि पदों को प्रकाशित करने से पहले विश्वविद्यालय प्रशासन द्वारा पदों की संख्या, सरकार से स्वीकृति व पदों के स्वरूप (स्थायी/अस्थायी) के सम्बन्ध में कार्यालय नोटिंग पर लिये गये निर्णय से पता चल सकता था। विज्ञापन/ भर्ती से सम्बन्धित फाईल रजिस्ट्रार कार्यालय व स्थापना शाखा द्वारा डील की जाती रही है। इनके कार्यालयों में किसी क्लर्क/सहायक या अन्य अधिकारी द्वारा कार्यालय से स्थानांतरण/नई नियुक्ति होने पर किसी फाईल/सीट का कोई चाज लेने-देने का रिकार्ड नहीं है। उपरोक्त भर्ती प्रक्रिया के दौरान मुख्यतः प्रतिवादी कृष्ण कुमार ढाका, यतौर अधीक्षक व प्रतिवादी राजेश कुमार क्लर्क/सहायक तैनात रहे हैं। उपरोक्त दोनों के अतिरिक्त श्री ईश्वर सिंह, सहायक, श्री प्रवीण कुमार, सहायक, सभी क्लर्क आउटसोर्स स्कीम के तहत कार्यरत रहे हैं। इस अवधि के दौरान श्री समुन्द्र सिंह, अधीक्षक (सेवानिवृत्त) व श्री बलजीत सिंह मलिक, अधीक्षक (सेवानिवृत्त) की नियुक्ति रही है। इसके बाद श्रीमति मन्जु रानी सहायक के तौर पर दिनांक 21.1.2013 से स्थापना शाखा में कार्यरत चली आ रही है। रजिस्ट्रार कार्यालय द्वारा दिनांक 19.5.2017 को माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ में लम्बित मामले के सम्बन्ध में उपरोक्त विज्ञापन से सम्बन्धित कार्यालय की असल फाईल को अनुपलब्धता की सूचना दी गई। जिसकी प्रति प्रलेख फाईल नं० 1 के पेज नं० 144 पर लगी देखी जा सकती है। जिसके सम्बन्ध में माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ के आदेश दिनांक 23.10.2017 की अनुपालना में डा० डी० आर० यादव, मैडिको-लीगल- एडवाइजर, हरियाणा सरकार व निदेशक, पी० जी० आई० एम० एस०, रोहतक (सेवानिवृत्त) को एक सदस्यीय जॉच दल का गठन किया गया। पत्र दिनांक 18.12.2018 की प्रति प्रलेख फाईल नं० 1 पेज नं० 145 पर लगी देखी जा सकती है।

उपरोक्त के अतिरिक्त गठित चयन समितियों द्वारा विज्ञापन दिनांक 4.5.2007 अनुसार चयनित लैक्चरारों, प्रोफेसरों व अन्य पदों (स्थायी/अस्थायी का स्वरूप वर्णन किये बिना) को विश्वविद्यालय खानपुर कला की कार्यकारिणी परिषद द्वारा पारित प्रस्ताव/एजेन्डा अनुसार स्थाई नियुक्ति करने एवं यू०जी०सी० पे-स्केल देने की स्वीकृति उपरान्त सभी विवादित पदों पर भर्ती/चयन किये गये उम्मीदवारों को अंतिम रूप दे दिया गया है। जिस कारण विज्ञापन में वेतन ताले तथा स्थाई/ अस्थायी पदों को वर्णन नहीं किये जाने पर भी अब अस्थायी नहीं माना जा सकता है। इसलिये कार्यकारिणी परिषद द्वारा लिया गया निर्णय ही अंतिम है। इसके अतिरिक्त विज्ञापन दिनांक 4.5.2007 व 7.6.2007 से सम्बन्धित कार्यालय की असल फाईल के गायब होने के मामले को माननीय राज्य सूचना आयोग, हरियाणा, चण्डीगढ़ के आदेश की पालना में डा० डी० आर० यादव, मैडिको-लीगल- एडवाइजर, हरियाणा सरकार व निदेशक, पी० जी० आई० एम० एस०, रोहतक (सेवानिवृत्त) को जॉच हेतु एक सदस्यीय जॉच दल गठित किया गया था। डा० डी० आर० यादव, मैडिको-लीगल- एडवाइजर, हरियाणा सरकार व निदेशक, पी० जी० आई० एम० एस०, रोहतक (सेवानिवृत्त) द्वारा गुम हुये रिकार्ड के सम्बन्ध में जॉच की गई है। इस जॉच रिपोर्ट में राजेश कुमार तत्कालीन सहायक स्थापना शाखा हाल सहायक कुल-सचिव रिकार्ड गुम होने के बारे जिम्मेवार बताया है। जॉच रिपोर्ट की प्रति प्रलेख फाईल 01 के पेज-नं० 177 से 183 पर लगी देखी जा सकती है।

इसके अतिरिक्त जॉच से पाया है कि हरियाणा सरकार द्वारा विश्वविद्यालय की स्थापना करने के उपरान्त वित्तियुक्त एवं प्रधान सचिव, हरियाणा सरकार, शिक्षा विभाग, हरियाणा चण्डीगढ़ के पत्र दिनांक 21.9.2006 अनुसार विश्वविद्यालय के लिये पदों की स्वीकृति दी गई। विश्वविद्यालय के अस्तित्व में आने के बाद पूर्व कार्यरत कर्मचारियों/अधिकारियों के पदों को समायोजित करने के आदेश जारी किये गये। रजिस्ट्रार कार्यालय द्वारा पदों को रेशनलाईजेशन करने के लिये दिनांक 26.6.2007 को एक कमेटी गठित करने का निर्णय लिया गया। जिसकी प्रति प्रलेख फाईल नं० 2 के पेज नं० 541-545 पर लगी देखी जा सकती है। विभिन्न कमेटियों द्वारा विश्वविद्यालय खानपुर कला की कार्यकारिणी परिषद को रेशनलाईजेशन करने से सम्बन्धित सिफारिश करने पर 10 बिन्दुओं से सम्बन्धित कर्मचारी/अधिकारियों के पदों को समायोजित करने का निर्णय लिया गया। जिसके आधार पर प्रतिवादी राजेश कुमार तत्कालीन सहायक द्वारा दिनांक 02.07.2008 को कुल 176 पदों को

प्रस्ताव करने की नॉटिंग तैयार की गई। प्रतिवादी राजेश कुमार, सहायक द्वारा आर्युर्वेदिक विभाग के 8 और कानून विभाग के 6 लेक्चरर, जिनका विश्वविद्यालय द्वारा विज्ञापन जारी करके भर्ती किया हुआ था सैल्फ फाईनेन्स स्कीम में भर्ती प्राप्त कर रहे थे उन पदों को भी रेशनलाईजेशन के लिए उपयुक्त पदों के साथ शामिल करके कुल 190 पदों को प्रस्ताव प्रस्तुत करके अधिकारियों को प्रस्तुत किया। आर्युर्वेदिक विभाग एवं कानून विभाग के प्रस्तावित 14 लेक्चररों के पद रेशनलाईजेशन स्कीम के अंतर्गत प्रस्तावित 14 पदों के तहत वक्तव्य नहीं करते हैं; क्योंकि रेशनलाईजेशन केवल उन्हीं पदों को किया जाना था जो विश्वविद्यालय के अतिरिक्त में आने वाले पदों पर था। आर्युर्वेदिक विभाग एवं कानून विभाग के प्रस्तावित 14 लेक्चररों के पदों को रेशनलाईजेशन के लिये प्रतिवादी राजेश कुमार तत्कालीन सहायक द्वारा प्रस्ताव दिनांक 02.07.2008 में गलत शामिल करके पेश किया गया। जिसकी प्रति प्रलेख फाईल नं 2 के पेज नं 569-571 पर लगी देखी जा सकती है। उपरोक्त 14 पदों की भर्ती विश्वविद्यालय द्वारा विज्ञापन जारी करके चयन समिति द्वारा विश्वविद्यालय अस्तित्व में आने के बाद की गई है। इसलिये उपरोक्त 14 पदों को रेशनलाईजेशन के लिये नहीं भेजा जा सकता था। उपरोक्त पदों के वेतन को सैल्फ फाईनेन्स स्कीम से लेदानकर के अंतर्गत लाने के लिये अधिकारियों को प्रस्ताव भेजना चाहिये था।

उपरोक्त के अतिरिक्त विश्वविद्यालय प्रशासन द्वारा कुल 190 पदों के रेशनलाईजेशन सम्बन्धी कार्यालय प्रक्रिया अनुसार दिनांकित एवं प्रधान सचिव, हरियाणा सरकार शिक्षा विभाग द्वारा अपने पत्र क्रमांक 18/203-2007 यूएनपीओ(2) दिनांक 27.2.2009 अनुसार स्वीकृति प्रदान की गई है। पत्र की प्रति प्रलेख फाईल नं 2 के पेज नं 639-643 पर लगी देखी जा सकती है।

इसी सम्बन्ध में विश्वविद्यालय प्रशासन द्वारा उपरोक्त आरोपों के सम्बन्ध में अपने स्तर पर एक जाँच समिति का गठन किया गया था। जिसके प्रोफेसर पी०सी० पंताजली पूर्व वाईस चांसलर, प्रो० प्रीत सिंह पूर्व रजिस्ट्रार एम०डी०यू० रोहतक व सहायक रजिस्ट्रार सदस्य मनोनीत किये गये थे। जाँच समिति द्वारा प्रशासन का अपनी रिपोर्ट दिनांक 20.1.2020 को पेश की जिसके अनुसार विश्वविद्यालय के कार्यालय प्रशासन द्वारा स्वीकृत पदों पर चयनित किये गये सहायक प्रोफेसर व अन्य स्टाफ के रेशनलाईजेशन श्रेणी में डालकर लाभरवाही दिखाई गई है। इसी प्रकार चयनित उम्मीदवारों को जाँच समिति द्वारा नियमित पे-स्केल पर चयनित करना अपनी रिपोर्ट में दर्शाया है। इसके अतिरिक्त जाँच समिति द्वारा दी गई रिपोर्ट में दर्शाया है कि 14 लेक्चरर (8 आर्युर्वेद व 6 कानून विभाग) की नियुक्ति बजट पदों के विरुद्ध प्रत्यक्ष भर्ती मोड द्वारा की गई है जिनका नाम विश्वविद्यालय की स्थापना के बाद प्रशासनिक शाखा द्वारा मनमाने ढंग से रेशनलाईजेशन सूची में डाला गया है जो बिल्कुल गलत है। प्रोफेसर विमल जोशी और डा० अनिल बल्हारा एक ही विज्ञापन के तहत नियुक्ति किये गये। डा० विमल जोशी की नियुक्ति स्वीकृत पद के विरुद्ध दर्शाया है जबकि डा० अनिल बल्हारा, श्रीमति राजेश हुड्डा, श्रीमति सीमा दहिया, प्रमोद मलिक व प्रतिवादी डा० पवन कुमार कानून विभाग के 5 सहायक प्रोफेसर की नियुक्ति को 190 पद जो रेशनलाईजेशन पदों में सरकार के पत्र दिनांक 27.2.2009 के तहत स्वीकृत किये गये थे के अन्तर्गत दर्शाया है, जहाँ तक इन अध्यापकों नियुक्ति विज्ञापन दिनांक 4 मई 2007 अनुसार बजट पदों के विरुद्ध प्रत्यक्ष भर्ती मोड द्वारा की गई है। विश्वविद्यालय ने इस संबंध में एक मध्यस्थ और गलत तरीके से काम किया है जो कानूनी रूप से उचित नहीं है जाच की प्रति प्रलेख फाईल 1 के पेज नं 01-04-176 पर लगी देखी जा सकती है।

इस प्रकार प्रतिवादी राजेश कुमार तत्कालीन सहायक हाल सहायक कुल-सचिव एवं प्रतिवादी कृष्ण कुमार ढाका, तत्कालीन अधीक्षक (सेवानिवृत्त) द्वारा आर्युर्वेदिक विभाग के 8 लेक्चरर और कानून विभाग के 6 लेक्चरर, जिनको विश्वविद्यालय द्वारा विज्ञापन जारी करके भर्ती किया हुआ था और वे सैल्फ फाईनेन्स स्कीम से वेतन प्राप्त कर रहे थे, उन पदों को भी रेशनलाईजेशन के लिए बदलियति उच्चाधिकारियों को गुमराह करके प्रशासन शिक्षा विभाग, हरियाणा सरकार को भेजकर गलत सूचना देकर मंजूर करवाया गया। इसके अतिरिक्त विश्वविद्यालय द्वारा गठित जाँच समिति द्वारा प्रतिवादी राजेश कुमार तत्कालीन सहायक स्थापना शाखा को विज्ञापन एवं नियुक्ति से सम्बन्धित असल फाईल/रिकार्ड को गुम करने का जिम्मेवार माना है। प्रतिवादी कृष्ण

कुमार ढाका, तत्कालीन अधीक्षक वर्ष 2013 में सेवानिवृत्त हो चुका है। प्रतिवादी राजेश कुमार, तत्कालीन सहायक हाल सहायक रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कला, सोनीपत जिला जेबक होते हुये बदनियति से रिकार्ड को गुम किया गया है तथा बदनियति से रेशनलाईजेशन सूचि गलत गत्या करके उच्चाधिकारियों को गुमरह करके सरकार को गलत सूचना दी गई है। इसलिये प्रतिवादी कृष्ण कुमार ढाका, तत्कालीन अधीक्षक, महिला विश्वविद्यालय खानपुर कला सोनीपत व प्रतिवादी राजेश कुमार, तत्कालीन सहायक हाल सहायक रजिस्ट्रार, भगत फूल सिंह महिला विश्वविद्यालय खानपुर कला, सोनीपत के विरुद्ध भा0द0स0 के धारा 167, 201 409, 418, 424, 465, 466 व 120बी0 के तहत आपराधिक मामला दर्ज किये जाने का सुझाव दिया जाता है। इसके अतिरिक्त अभियोग की तफतीश के दौरान अगर किसी अन्य अधिकारी / कर्मचारी की संलिप्तता पाई जाती है तो उसे भी तफतीश के दौरान देख लिये जाने का सुझाव दिया जाता है।

अतः आरोप सिद्ध रहा।

(फूल कुमार)

जॉच अधिकारी/निरीक्षक,  
राज्य चौकसी ब्यूरो,  
उपकेन्द्र, सोनीपत।

सलगन:- अन्तिम रिपोर्ट-2 प्रतियों

1. शिकायत फाईल पेज 1 से 437 तक।
2. कथन फाईल पेज 1 से 271 तक।
3. पुलिस फाईल पेज 1 से 68 तक।
4. प्रलेख फाईल 1 पेज 1 से 201
5. प्रलेख फाईल 2 पेज 1 से 1223 तक।

ENQUIRY REPORT

Vice-Chancellor, Bhagat Phool Singh Vishwavidyalaya, Khanpur Kalan vide office order Endst. No. BPSMV/RTI/F-2311/1343-45 dated 18-12-2018 constituted a committee, comprising: i) Dr. D.R. Yadav, Medico-Legal Advisor to Govt. of Haryana & Director, PGIMS Rohtak (Retd) and ii) Dr. (Mrs.) Neelam Malik, Deputy Registrar -cum- Officer, Incharge (RTI Cell), BPSMV, Khanpur Kalan, Presenting Officer to conduct a fact finding enquiry into missing record pertaining to RTI application of Dr. Pawan Kumar, Asstt. Professor, Department of Law of the University in his appeal case no. 3991 of 2017 and fix responsibility of the person involved therein.

2. In this context on 18-01-2019, all the concerned including Pawan Kumar were called in the office of the Presenting Officer with records. The applicant/complainant Dr. Pawan Kumar submitted his representations dt. 15-01-2019 (Annexure-C/1) followed by 18-01-2019 (Annexure C/2). He, broadly speaking, had sought information about the selection process of his Department of Law when various faculty posts in May-2007 were first advertised, being an incumbent at that time, he asked for the copy of such Application Forms; Action Taken Report i.e. file notings after receipts of these application forms including that of subsequent June 2007 advertisement; Screening Committee Report; Attendance list of candidates appeared in the interview; Notings vide which appointments made and issued



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appointment letters and file notings leading to issuance of appointment letters with the orders of Registrar and Vice-Chancellor.

3. Dr. Pawan Kumar has pleaded that the above said records including his personal information as sought under point no. 15(b)(d)(e)(f)(g), 8(i) have also not been supplied so far. He has raised accusing fingers that the involvement of Chairperson, Deptt. Of Law, Prof. Vimal Joshi in conspiracy of destroying the above missing record cannot be ruled <sup>out</sup> and Dr. Joshi is biased because despite receiving of a Establishment Branch letter BPSMV/ET/10/1288 dated 04-04-2010 (in which Dr. Pawan Kumar was covered under the posts of rationalization) about which Dr. Joshi maintained conspicuous silence and did not communicate the said letter to any of the lecturers selected against advertisement of May & June 2007.

4. Dr. Vimal Joshi, on the other hand, has stated (Annexure-D/1) that he had joined on 25.7.2007 just 2 days before the joining of Dr. Pawan Kumar & others and they joined in the office of the Registrar. He stated that prior to his joining, there was no permanent Principal/Director/Head of Deptt. and the advertisement of posts/interview/secruitning etc. had been done by the University without the involvement of Department/Institute as per records available in the Department.

5. On checking the records, it has been found that the Application Form of Dr. Pawan Kumar was received on 17-05-2007 at S.No. 235 of the Receipt Register (Annexure-E/1) by Sh. Raj Singh who was

then posted as clerk in Registrar/VC office and now Assistant in VC office. He has stated (Annexure-E/2) that at that time (when the University was newly established), the Registrar/VC offices were working at one place in Polytechnic building where 4 clerks (Sarv Sh. Ramesh Chander, Rajesh Chander, Bhim Singh & he himself), One Supdt. (Sh. Krishan Kumar Dhaka D.O.J. 01-06-2007) and only one Assistant (Sh. Rajesh D.O.J. 28-06-2007) were working at that place. He further stated that all these Application Form were sent on 22.05.2007 to the concerned Established Branch in Registrar/ VC Office.

6. During the course of hearing of the enquiry fixed for 04-06-2019, Sh. Rajesh Kumar, the then Asstt. (date of joining 28-06-2007) now working as Asstt. Registrar, in V.C. office, was asked about the pertinent documents related to the recruitment process of faculty in respect of advertisement issued in May & June-2007 which is a subject matter of the present enquiry. He sought some time to reply after checking from the record of Estt. Branch (Annexure-F) and insisted upon giving the questionnaire before-hand so as to respond to such queries. Accordingly, Vide letter dt. 12-06-2019 (Annexure-F/1) a set of questions were delivered to him. Sh. Rajesh Kumar holding now a responsible assignment of Asstt. Registrar, that too with the Hon'ble Vice Chancellor, rather than clearing the thing himself after checking from Establishment Branch reluctantly responded vide his undated correspondence received back on 27-06-2019 which is vague, non committal and evasive and left everything for the

Establishment Branch to answer (Annexure F/2). Vide question no. 5 relevant information about the date of his assuming the charge of Establishment Branch and its date of relieving from that branch with the documentary proof of the same and his job specification of his posting as Assistant was also asked. In response to it, he replied- "*No job was specifically assigned to me as an Assistant. I had to perform the duty assigned to me by the authorities at different time*". In support of his above contention, no documentary proof has been tendered by him, nor he has supplied any proof of his posting elsewhere. However, on scrutiny of documents, his permanent absorption orders in this University dated 29.03.2008 clearly proves that he was actually working as Asstt. in Registrar office (Annexure G/1). Further documents from Asstt. Registrar Establishment file reveals that Sh. Rajesh Kumar was working as Assistant, as on 2.07.2008 in Establishment Branch of Registrar office (Annexure G/2). In another document (Annexure-G/3) as on 11.09.2008 he was also shown as Asstt. in Registrar Secretariat stipulating proper handing over/ taking over of charge immediately and another Asstt. Sh. Mahipal singh in Establishment Branch. Most relevant document dated 08.10.2008 relates to appointments made in university vide which Sh. Rajesh Kumar was asked to complete the records relating to appointment which he left incomplete earlier at the of his posting on that very seat of appointments to which we are concerned now with in present case (Annexure G/4). All these document clearly prove that Sh. Rajesh

hij.



Kumar was entrusted the job relating to appointments made in the University which pertain to branch of Establishment (unbifureated)

7 Infact an Asstt. in absence of his record keeper, as here in the present case, is the custodian of all records of his branch till such time he is either transferred or promoted. Sh. Rajesh Kumar was promoted as Supdt. on 18.02.2010 and by that point of time eventually the proper handing over and taking over because of the charge of the Establishment Branch, which he was holding earlier, was required to be done by him with the substituted employee so posted in the Establishment Branch such as Sh. Mahipal Singh. But Sh. Rajesh Kumar failed to produce any such proof of his handing and taking over because consqent to his appointment as Asstt. on 28.06.2007, Sh. Rajesh Kumar assumed the charge in Establishment Branch as there was no other Asstt. except one Supdt. & 4 clerks working at a single place, when the University was set up, in Polytechnic building where the office of the Registrar/VC were also functioning together in this small building with shortage of staff. Obviously, by the time interview of faculty concluded by 11.07.2007 and thereafter appointment letter issued on 25.07.2007 onwards to the candidates of May & June 2007 advertisement, all documents relating to selection process, which Dr Pawan Kumar is asking through RTI, must be available at that- time with the only dealing Asstt. of Establishment Branch, Sh. Rajesh Kumar and the proof of those documents so handed over to next Asstt. must be available with Sh. Rajesh Kumar which he failed to produce (Annexure F/3).

From the facts and circumstances narrated above, it is <sup>concluded</sup> conducted that the present Asstt. Registrar Sh. Rajesh Kumar, the then Asstt. Working in Establishment branch who was even asked by the Registrar on 08-10-2008 to complete the records relating to appointment made by the University by that time is responsible for the missing records in question.

DA: As above

92 Pages

*NT/40/2*  
*9/9/19*  
(Dr. Neelam Malik)  
Presenting Officer

*W* *9.9.2019*  
(Dr. D.R. Yadav)  
Enquiry Officer  
696/28, Subhash Nagar  
Rohtak.

Dated: 07.12.2021

LEGAL OPINION

Pertaining to the Report of Enquiry Officer as well as the comments of  
Shri Rajesh Kumar, Assistant Registrar

The undersigned joined the legal profession as a counsel in the year 1982 and started practicing before the Hon'ble High Court of Punjab and Haryana at Chandigarh. The undersigned was elevated to the bench of the Hon'ble High Court of Punjab and Haryana in the year 2011. He demitted his office in the year 2017 after which he resumed practice before the Hon'ble Supreme Court of India. The undersigned was designated as a Senior Advocate (Senior Counsel) by the Hon'ble Supreme Court of India in 2018.

In the last week of October 2021, case papers of the captioned matter were received in the office of the undersigned from Bhagat Phool Singh Mahila Vishwavidyalaya Khanpur Kalan, Sonapat, Haryana ("University"), vide letter dated 18.10.2021 bearing Ref. No. BPSMV/LGR/21/1650, requesting the undersigned to render his legal opinion.

When put into a narrow compass, after a thorough reading of the papers provided by the University, necessary facts of the matter are that one Dr. Pawan Kumar moved an application dated 08.12.2016 under The Right to Information Act, 2005 seeking certain information from the University. In reply thereto, the concerned State Public Information Officer (SPIO) (Estt. Branch) supplied the consolidated information on 25.01.2017. Since the applicant, Dr. Pawan Kumar, was not satisfied with the information that was provided, he filed his first appeal before the First Appellate Authority of the University on 07.02.2017. The First Appellate Authority, vide its order dated 07.02.2017, directed the concerned SPIO to provide the related information within 15 days and the same was supplied to the applicant on 15.03.2017.

Still dissatisfied, Dr. Pawan Kumar filed his second appeal dated 07.04.2017 before the State Information Commissioner, Haryana at Chandigarh. While deciding the said second appeal, vide order dated 23.10.2017, State Information Commissioner directed the public authority of the University to conduct an enquiry regarding missing of record in respect of the RTI application and fix the responsibility of the concerned person.

In compliance of the above said order dated 23.10.2017, when Shri Sanjeev Joshi, SPIO (Estt.) and Prof. Vimal Joshi, SPIO (Law) were to look into the matter, it was at that time that Shri Sanjeev Joshi SPIO (Estt.) pointed out that some record of the University was missing and no one knew who was responsible for the said lapse. A perusal of the record shows that the fact regarding missing of some record was disclosed for the first time only by Shri Sanjeev Joshi on 19.07.2018.

Faced with the above said situation, the University constituted an Enquiry Committee, vide notification dated 18.12.2018, appointing Dr. D.R. Yadav as the Enquiry Officer. Perusal of papers shows the Enquiry Officer sought from the University the name of the official who was deputed at the Office of the Registrar during May, 2007 and June, 2007. The relevant comments of the Assistant (Estt.) recorded on 19.03.2019 are as under:

*In this regard it is stated that there is no such record available in the Establishment Non-Teaching Branch. Henceforth, it is very difficult to inform the names of the employee(s) working in the O/o Registrar during the period under reference.*

Again, the relevant noting dated 11.04.2019 recorded by the Assistant (RTI Cell) reads as under:

*After a detailed discussion between enquiry officer and presenting officer letter has been issued to PA to Registrar requesting therein to*

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*intimate the names of officials doing the work of diary of the application form of Advertisement issued during May-2007 and June-2007 (F/A).*

*It is stated as a reply which is reproduced as under:-*

*On perusal/checking of the record of the office of registrar of the relevant period, it is found that no attendance register of May-2007 is available in the office..*

*Further, submitted that he has joined the office of registrar on 03-09-2010 as Sr. Scale Stenographer and PA w.e.f. 14-08-2014. The Assistant Registrar (ENT) is requested to provide the details of the Non-Teaching staff posted in the office of Registrar during the said period as per establishment record at the earliest (F/A).*

*The Assistant Registrar (ENT) replied that:*

*There is no such record available in the Establishment Non-Teaching Branch. Henceforth, it is very difficult to inform the names of the employee(s) working in the O/o Registrar during the period under reference (NP-7).*

*In this context, it is stated that it is not possible to complete the inquiry without providing the record of the concerned branches of the university.*

*In view of the above, if agree to, the file may be submitted to Registrar for kind information and further orders.*

Later on, it transpired that entry at Serial No. 235 dated 17.05.2007 was made by Shri Raj Singh, Assistant, presently working at VC Office.

Reading of page 10 of the office file shows that the Enquiry Committee had submitted its report and concluded that the present Assistant Registrar Shri

Rajesh Kumar, the then Assistant, was responsible for the missing records in question.

Reading of the papers provided by the University further shows that a representation dated 15.01.2019 was made by the complainant Dr. Pawan Kumar-RTI applicant to the Enquiry Officer, raising an accusing finger towards Prof. Vimal Joshi alleging the conspiracy of destroying official record. This representation also referred to F.I.R. No. 7 dated 19.07.2017 Police Station, Khanpur Kalan under Section 120B, 420, 468, 471 of the Indian Penal Code and Section -13(1)(d) of the Prevention of Corruption Act, 1988 registered against Prof. Vimal Joshi alleging that he secured his appointment to the post of Professor of Law on the basis of forged publications/papers.

*malik*  
Dr. Pawan Kumar wrote another letter dated 18.01.2019 to the Enquiry Officer pointing out that it was established beyond doubt that the relevant record had been destroyed/misplaced by the officials of the Establishment Branch in collusion with Prof. Vimal Joshi as the establishment of the Institute of Law/Department of Law was under supervision of Prof. Vimal Joshi. Still further, Dr. Pawan Kumar vide his letter dated 03.07.2019, informed the Enquiry Officer specifically highlighting very minute details about the office notings recorded by Prof. Vimal Joshi. Bare reading of this letter dated 03.07.2019 goes a long way to show the conduct of Prof. Vimal Joshi coupled with the motive of his involvement in destroying/misplacing the official record as the abovesaid F.I.R. No. 7 dated 19.07.2017 recorded against him on the recommendation of Chief Ministers Flying Squad, had put Prof. Vimal Joshi in the dock, particularly when his anticipatory bail had been rejected by the Ld. Additional Session Judge, Sonipat.

Also, there is a communication dated 06.04.2018 written by Deputy Superintendent of Police, Gohana to the Senior Superintendent of Police, Sonipat regarding abovesaid F.I.R. No. 7 dated 19.07.2017 with an additional allegation against Prof. Vimal Joshi that he got anticipatory bail from the Hon'ble High Court of Punjab and Haryana by filing false and forged documents.

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It is a matter of record that Prof. Vimal Joshi was the Chairperson of the Department of Laws of the University. He wrote two letters to the Enquiry Officer. One is dated 14.03.2019 whereby he replied to queries of the Enquiry Officer. When the abovesaid information submitted by Prof. Vimal Joshi was not found to be sufficient, the Presenting Officer-cum-Deputy Registrar again wrote to the Head of Department of Laws (Prof. Vimal Joshi) vide letter dated 01.07.2019 for supplying specific information and posed three questions. Prof. Vimal Joshi replied vide his letter dated 04.07.2019. Both these letters dated 14.03.2019 and 04.07.2019 written by Prof. Vimal Joshi as Chairperson of Department of Laws to the Enquiry Officer will show that he gave evasive replies on both these occasions.

Further, another very important office note here is the one dated 01.12.2009. Surprisingly, this office note dated 01.12.2009 pertains to the old personal file of Dr. Pawan Kumar alone. This note reads as under:

*Old personal file in respect of Mr. Pawan Kumar lecturer in law consisting medical certificate, application for the post of lecturer and office copy of appointment letter.*

*May kindly be submitted to HOD Department of Law for custody of the same.*

*Submitted for information and onward transmission please.*

Sd/-

HOD Law

Sd/-

Assistant (Estt.)

Sd/-

Assistant Registrar (Estt.)

It is not discernable from the abovesaid note dated 01.12.2009 as to why only the personal file, including copy of appointment letter of Dr. Pawan Kumar, was sought to be kept in the custody of HOD, Department of Law (Prof. Vimal Joshi). It is also a matter of record that the fact regarding missing of record came to be highlighted/pointed out for the first time by the concerned Assistant on

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19.07.2018, when an enquiry was sought to be conducted in compliance of the orders dated 23.10.2017 passed by the State Information Commissioner in the second appeal no. 3991/2017 of Dr. Pawan Kumar.

It is also pertinent to note that the Vice Chancellor, vide a separate enquiry, ordered to enquire into the fact of missing papers from the files of some officials. Accordingly, letter no. 9179-9230 dated 21.11.2017 was issued to all Heads of the Departments including the Chairperson, Department of Laws (Prof. Vimal Joshi). The relevant contents of this letter read as under: -

*the concerned officials shall make counting/scrutiny of all the personal files with proper paging and if any such irregularity is found the same may be referred to the committee constituted by the Vice Chancellor. The dealing assistant of the concerned branch may be directed to keep the personal files and service books of the employees under safe custody and the index of all personal files may also be maintained in the file.*

*Enquiry*  
No report about any missing record is stated to have been made to the said committee by the HOD, Department of Laws (Prof. Vimal Joshi). Further, the appointment letters issued to the lecturers in law were signed by none else but Prof. Vimal Joshi being the head of the Department of Laws. Again, on satisfactory completion of the probation period by the lecturers in law, the case for confirmation of their services was also initiated and processed by Prof. Vimal Joshi himself. Still further, lecturers in law were granted upgradation twice over and on both the occasions, it was Prof. Vimal Joshi who processed the respective files. Had any papers been missing from any file, including that of Dr. Pawan Kumar, it would not have been possible to process their cases for confirmation of their services as well as their upgradation. Prof. Vimal Joshi did not point out at any point of time that any such record was not available or it was found missing despite the fact that it was Prof. Vimal Joshi who was custodian of all the personal files of the lecturers in law.



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Thus, a combined reading of the office noting dated 01.12.2009 reproduced hereinafter and the office noting at page 1 and 2 of the office file will leave no room for doubt that during this period of about 9 years, personal file of Dr. Pawan Kumar remained in the custody of none else but HOD, Department of Law (Prof. Vimal Joshi). A man can tell lies but the circumstances will not. From the above, it becomes very clear that Dr. Pawan Kumar was well justified in raising an accusing finger, categorically and repeatedly towards Prof. Vimal Joshi for destroying/misplacing official records of the University.

During the course of enquiry, Presenting Officer wrote to Shri Rajesh Kumar, Assistant Registrar vide letter dated 12.05.2019 and all the nine questions put to him were specifically replied by Shri Rajesh Kumar on 27.06.2019. The Presenting Officer, also wrote to the Assistant Registrar (Estt. Non-Teaching Branch) of the University vide letter dated 01.07.2019 posing four questions therein which came to be replied vide letter dated 05.07.2019 and para 3 of this communication is relevant which reads as under:

*There is no proof of assuming charge of Assistant/Suptd is available in the office record, whereas there is a document available wherein Establishment branch issued a transfer order i/r/o Shri Rajesh Kumar to work for a week in Establishment branch to complete the record and the then Vice-Chancellor has ordered on the order itself that:- How are transfers of Personal Staff of V.C. made without the knowledge or consent of V.C.? This proves that Shri Rajesh Kumar was working in the office of the Vice-Chancellor as on 08.10.2008 date of office order issued.*

Perusal of the file shows that the Registrar of the University, vide office order dated 08.10.2008, directed Shri Rajesh Kumar, Assistant to work in the Establishment Branch for a week to complete the records relating to appointments made in the industry. However, on the same order and on the same date, strong displeasure was recorded by the Vice Chancellor of the University i.e., "How are the transfers of personal staff of VC made without knowledge or consent of VC?".

Shri Rajesh Kumar made a statement before the Enquiry Officer on 08.07.2019.

Question No. 2 and its answer which are relevant herein read as under:

*Q.2 You were promoted on 18-02-2010 in the post of Supdt., the proof of handing over the charge of your assistant be given.*

*Ans. Since the day of joining in the University, I had worked in Registrar/VC secretariat and at present I am continuing working in the VC secretariat till date. I have already replied that due to shortage of staff and as per verbal orders of the authorities, I had dealt with the files related to establishment branch of the University only not the constituent institutions for a short time. As soon as the other incumbents joined the university the files related to the establishment branch of the University were dealt with by them. Official order regarding the charge of establishment branch may be provided by the establishment non-teaching branch. The information with regard to handing over/taken over of the charge will only be supplied by me after searching all my personal papers which are kept at my home. The same will surely be supplied to the Enquiry Officer, if available. For the same, I need some time.*

*Smaliks*  
In view of the factual background referred to in the foregoing paragraphs, a combined reading of the above said statement made by Shri Rajesh Kumar, his letter dated 05.07.2019 & his reply dated 27.06.2019 as well as the office notings dated 19.03.2019 & 11.04.2019 reproduced hereinabove, makes it crystal clear that there was not even the remotest scope of holding Shri Rajesh Kumar responsible for the missing record. It seems that the Enquiry Officer completely lost sight of the above said glaring facts while arriving at his wholly misconceived conclusion in the enquiry report dated 09.09.2018. Surprisingly, even the specific, categoric and direct allegations levelled by Dr. Pawan Kumar against Prof. Vimal Joshi in his numerous letters/representations have been brushed aside by the Enquiry Officer. Although, the facts were recorded in para 3 and 4 of his enquiry report but no findings thereon were recorded either in favour of or against Prof. Vimal Joshi. It was also not recorded that the allegations levelled by Dr. Pawan

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Kumar against Prof. Vimal Joshi were either false or baseless. Further, having a genuine apprehension about the bias attitude of the Enquiry Officer, Shri Rajesh Kumar, vide his letter dated 07.09.2019, addressed to the VC of the University requested for changing the Enquiry Officer. However, the Enquiry Officer submitted his report in haste on 09.09.2019.

Under the peculiar facts and circumstances noticed hereinabove, any person of prudent mind would arrive at the unassailable conclusion that the enquiry was not conducted in a fair and transparent manner, thereby causing a serious prejudice to Shri Rajesh Kumar, without there being any allegation substantiated against him. Such an enquiry report, having been conducted in an unjust and unfair manner, which runs counter to the official record as well, does not deserve to be acted upon.

Before observing anything on the comments of Shri Rajesh Kumar, it is pertinent to refer to an office noting dated 14.10.2019 wherein an Assistant recorded the unfair manner in which the enquiry was being conducted by the Enquiry Officer. The relevant part of this office note reads as under:



*It is also pertinent to mention here that the inquiry of the said case was conducted two or three times in the office of Deputy Registrar in the presence of Deputy Registrar, Shri Rajesh Kumar, Assistant Registrar, Assistant RTI Cell. The Enquiry Officer talked to Shri Rajesh Kumar, Assistant Registrar in a very rude manner and forced him to give his statement according to the views of Enquiry Officer.*

The undersigned has no reason to disbelieve the truthfulness of the contents of the office note reproduced hereinabove. When the enquiry officer treated Shri Rajesh Kumar in wholly unwarranted and undesirable manner and that too in the presence of Deputy Registrar and Assistant RTI Cell, it can be well imagined as to how seriously the Enquiry Officer was biased against Shri Rajesh Kumar. In such a situation, Shri Rajesh Kumar was fully justified to raise his genuine

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apprehension in his letter dated 07.09.2019 requesting for changing the Enquiry Officer, as the enquiry report was yet to be submitted.

It is the basic principle of natural justice that one must get a fair opportunity to put up her/his best case in defense. When such an opportunity is denied, natural consequence of that would be an unfair enquiry which would result in injustice to the concerned official who might be completely innocent, as Shri Rajesh Kumar *prima facie* seems to be in the case in hand.

The undersigned has minutely gone through the repeated applications/ representations submitted by Shri Rajesh Kumar and finally his comments dated 28.07.2021 on the enquiry report submitted by Shri D.R. Yadav. After a careful perusal of the comments made by Shri Rajesh Kumar, it can be safely concluded that all the comments submitted by Shri Rajesh Kumar were well justified and go a long way to establish his complete innocence beyond any doubt. It is so said because when these comments are examined closely, it is found that the same not only appeal to reason but are supported by the official record as well.

*Amalish*  
It deserves to be highlighted that Shri Rajesh Kumar sought to clarify more than once that right from the date of his joining the University he worked in the Office of Registrar/VC Secretariat. He also clarified that he only dealt with the files relating to the Establishment Branch of the University and not the constituent institutions and that too for a short time. The Enquiry Officer sought to place heavy reliance on the office order dated 08.10.2008 passed by the Registrar directing Shri Rajesh Kumar to work in the Establishment Branch for a week to complete the record relating to the appointments made in the University. However, the Enquiry Officer neither discussed nor discarded but altogether ignored most important observation made by none else but the Vice Chancellor himself on the same day i.e., 08.10.2008 and on the same office order. These glaring facts are not conclusive but only in addition to the comments made by Shri Rajesh Kumar vide his letter dated 28.07.2021.

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JUSTICE RAMESHWAR SINGH MALIK

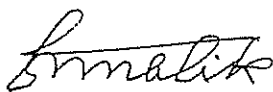
Former Judge  
Punjab and Haryana High Court — 41 —

In view of what has been discussed in the foregoing paragraphs, the undersigned is of the considered opinion that the enquiry report dated 09.09.2019 submitted by Shri D.R. Yadav, Enquiry Officer, is not the result of a fairly conducted enquiry as the basic principles of natural justice have been glaringly violated in denying due opportunity to Shri Rajesh Kumar to defend himself. In this regard, less said the better. Such an enquiry report does not deserve to be acted upon.

The comments furnished by Shri Rajesh Kumar on the enquiry report are very much genuine and well justified. During pendency of the enquiry, the apprehension raised by Shri Rajesh Kumar on 07.09.2019 requesting for changing the Enquiry Officer came true from the conclusion of enquiry report dated 09.09.2019.

Under these peculiar circumstances, where a period of more than 14 years has already lapsed and dozens of assistants, one after the other, remained posted on the concerned seat, the question arises whether it would be even possible to fix the responsibility of any particular official for missing of the official record.

Further, would it be prudent to waste so much public time and money, particularly when the personal file(s) can be easily reconstructed by directing the concerned lecturers/professors to supply the requisite documents pertaining to their selection and appointment, etc. which they would be having in their possession. This, of course, falls in the exclusive domain and discretion of the University.



Justice Rameshwar Singh Malik  
Former Judge,  
High Court of Punjab and Haryana

Annexure-41

Annexure-4

C Pages (42-5)

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Register

To

The Vice-Chancellor,  
BPS Mahila Vishwavidyalaya,  
Khanpur Kalan

Sub.: Enquiry report.

Madam,

The enquiry report of the committee constituted by the Vice-Chancellor to enquire the matter related to inclusion of the names of faculty appointed after inception of the University in the rationalization list is attached herewith containing Enquiry report (09 pages) alongwith Annexures (1 to 72 pages).

*Patanjali*  
20/1/20

Prof. P.C. Patanjali,  
Enquiry Officer

D.A.

Enquiry report (09 pages) alongwith  
Annexures (1 to 72 pages)

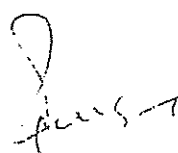
Subject: Enquiry Report regarding inclusion of names of 14 teachers appointed after inception of the University in the Rationalization list.

The facts leading to conduct of this enquiry are as under:

Six teachers of the Law Department represented to the Registrar BPSMV Khanpur Kalan making a request for correction in rationalization list and covering their appointments against sanctioned posts. It was emphasized that they had been appointed after the establishment of the university, whereas rationalization policy was meant for those employees whose names appeared on the rolls of the Mahasabha on the date of the establishment of the university. Copy of letter No.BPSMV/ET/10/1288 dated 2/4/2010 written by Dy. Registrar to the Chairperson Dept. of Laws mentioning their status was also enclosed with the representation (Copy enclosed at Annexure-1). When no action was taken in the matter by University, Dr. Anil Balhara, Assistant Professor in Law Dept. represented to the Vice-Chancellor on 27<sup>th</sup> August, 2018, 10<sup>th</sup> October, 2018 and 09<sup>th</sup> May, 2019 giving details of their case relating to rationalization of the staff. It has been alleged that 14 teachers appointed after the establishment of the university were wrongly placed in rationalization list to adjust teachers appointed in School of Engineering & Sciences which was to be run on SFS as per decision of the Executive Council held on 26<sup>th</sup> March, 2008. It is further alleged that budgeted posts from central pool were allotted to School of Engineering and Sciences and the university unilaterally changed the mode of appointment of 14 teachers (8 teachers from Ayurvedic College and 6 teachers from Law department) from direct recruited mode to rationalization mode even without any communication to the teachers concerned. The teachers came to know about this fact only in 2016 when information was sought from the university under the RTI Act. The copies of the representations of Dr. Anil Balhara may be seen at Annexures 3-11. The teachers have emphasized that rationalized posts were sanctioned by the state government on 27<sup>th</sup> February, 2009 and if their appointments are considered against rationalized posts, they would be losing seniority of about 2 years and will have number of other adverse effects. These teachers have been meeting university authorities to rectify the error and enquire into the matter. To enquire into the whole matter, the Vice-Chancellor constituted an enquiry committee comprising of the following:

- |   |          |
|---|----------|
| 1. Prof. P.C. Patanjali, Former Vice-Chancellor   | Convener |
| 2. Prof. Preet Singh, Ex Registrar, M.D.U. Rohtak | Member   |
| 3. Assistant Registrar Estt. (Teaching)           | Member   |







orders in this regard were passed on 21/11/2019 and conveyed vide letter Endst. No. BPSMV T-1/19/4440-44 dated 21/11/2019.

Proceedings of the Enquiry Committee

The first meeting of the enquiry committee was held on 3/12/2019 at 11:00 A.M. in the conference hall of the Administrative Block. A.R. Estt. (Teaching) was present with the relevant record. Dr. Anil Balhara and some other teachers of the law department were present to represent their case. Dr. Anil Balhara made presentation through video relating to the rationalization and narrated the circumstances which led to inclusion of names of 14 teachers in the rationalization list. He also submitted a written representation to the convener and Members of the Enquiry committee enclosing requisite documents relating to the case. These documents were obtained by him from university under RTI Act. A.R. Estt. (Teaching) was asked to supply copies of the Advertisements, Appointment letters and Proceedings of the EC etc to the committee. He was also asked to intimate the legal status of School of Engineering and to supply information regarding creation of posts of School of Engineering and Sciences by State Government. A.R. (Estt.) was asked to write to the effected teachers of Ayurvedic College and Law Department to make representation regarding their case in the next meeting of enquiry committee scheduled to be held on 10/12/2019, if they so wished.

The second meeting of the enquiry committee was held on 10/12/2019 in the conference hall of the Administrative Block. The following teachers of the law department and Ayurvedic college were present:

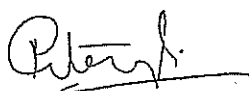
Law Department

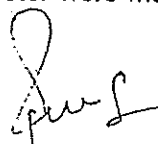
Dr. Rajesh Hooda. Dr. Seema Dahia  
Dr. Pawan Kumar, Dr. Parmod Malik  
Dr. Anil Balhara. Sh. Ashish Kumar

Ayurvedic College

Dr. G.K Panda. Dr. B.C. Arya  
Dr. M.K Sharma. Dr. Naresh Kumar

Dr. Pawan Kumar, Assistant Professor in Law, submitted a written representation to the convener of the committee by enclosing relevant documents. In this representation relevant facts regarding rationalization list have been given. The teachers of Ayurvedic College also submitted copies of Advertisement, proceedings of the selection committee(s) and appointment letters. The concerned teachers made verbal submission also of their ~~case~~ case. The copies of various advertisements of School of Engineering, Copies of appointment letters of teachers, Agenda and proceedings of E.C. of its meeting held on 15/6/2012 etc. were made available to committee by A.R. Estt. (Teaching).









It has also been certified by A.R. (ET) that the documents attached with the representation dated 3/12/2019 of Dr. Anil Balhara, Assistant Professor are as per original/Photocopy of the record available in the Estt. (I) Branch. It may be seen at Annexure 12.

The views of the Establishment Branch have been heard. The documentary evidence and other relevant record have also been perused. The documents submitted by the teachers have also been carefully scrutinized and they have been given proper opportunity of being heard.

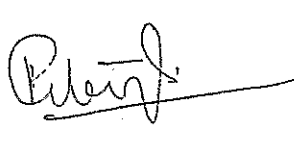

Observations of the committee

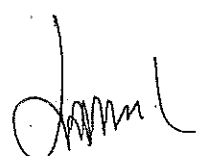
a. Establishment of University

Financial Commissioner & Principal Secretary to Govt. of Haryana, Education Department, Chandigarh wrote a letter to the Vice-Chancellor BPSMV, Khanpur Kalan (Sonapat) on 21/9/2006 stating that Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan has been established vide Ordinance No.-4 of 2006 dated 18/8/2006. It was further informed that the existing Educational Institutions which were earlier under the control of Mahasabha Gurukul Vidyapeeth, Haryana Bhainswal Kalan and Kanya Gurukul, Khanpur Kalan, Sonapat will be part of the university Administration and will be called University colleges/Schools. The staff (Teaching and Non-Teaching) working in the Educational Institutes on aided posts may be absorbed in the university and remaining staff will continue and final decision would be taken by the university. Various Administrative and Teaching posts were also created for the newly established university. Copy of the said letter may be seen at Annexure 13-16

b. Appointments of Teachers inclusion in Rationalization list.

- i. The university issued advertisement to invite applications for the post of Professors, Readers and lecturers in M.S.M Mahila Ayurvedic College, Khanpur Kalan. The last date for receipt of applications was 16<sup>th</sup> April, 2007. The interviews for various posts of lecturers were held on 7/5/2007. The appointments were approved in the meeting of E.C. held on 14/5/2007. After approval of the E.C., appointment letters were issued to the selected teachers. In the appointment letters it is clearly mentioned that the offered posts are on regular basis. It is pertinent to mention here that nature of posts have not been given in the advertisement. The copies of the advertisement, Minutes of EC, Proceedings of Selection Committee and Appointment letters may be seen at Annexures 17-35. These eight teachers are included in rationalization list whereas these were directly recruited teachers against budget posts sanctioned by the State Government vide letter dated 21/9/2006.


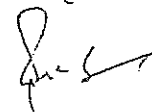


- ii. The university issued another advertisement on 4/5/2007 inviting applications for Professor/Readers/Associate Professor/Lecturer for various departments including Law, Education, Journalism, English, Foreign Languages and various UG/PG courses. The interviews for lecturers in law were held on 13/6/2007. On the recommendation of the selection committee and in pursuance of the E.C.'s decision in its meeting held on 16<sup>th</sup> July, 2007, the appointment letters on regular basis were issued to the selected teachers on 26<sup>th</sup> July, 2007. The appointment letters of selected teachers of Dept. of English, Education and Foreign languages were also issued after approval of the Executive Council. It is pertinent to point out that five teachers of law department namely Dr. Rajesh Hooda, Dr. Seema Dahiya, Dr. Pawan Kumar, Dr. Parmod Malik and Sh. Ashish Kumar have been included in the Rationalization list. The copies of advertisements, EC agenda and proceedings and appointment letter of Pawan Kumar may be seen at Annexures 36-44. It is pointed out that in the advertisement issued on 4/5/2007 the nature of post and number of posts were not specifically mentioned.
- iii. The university issued other advertisement on 20/6/2007 inviting applications for regular posts of Professor, Readers and Lecturers in law, Teacher Education and English. The interviews for the post of lecturer in law were held on 11/7/2007. On the recommendation of selection committee & the E.C.'s decision taken in its meeting held on 16<sup>th</sup> July, 2007, the appointments letter on regular basis was issued to Dr. Anil Balhara on 26<sup>th</sup> July, 2007. The appointment of Dr. Vimal Joshi as professor on deputation was also approved and he also joined as professor. The selections for posts of the lecturers in English and lecturer in Education were subsequently held. It is pertinent to mention here that out of various teachers appointed against this advertisement, only Dr. Anil Balhara has been put in rationalization list. It is further pointed out that only in this advertisement the nature (regular) of post has been given. The copies of advertisement and appointment letters of Dr. Anil Balhara may be seen at Annexures 45-47.

From the above facts it is clear that the appointments of 14 teachers (8 of Ayurvedic College + 6 of Law department) whose names have been arbitrarily included in list of rationalization were made after the establishment of the university by direct recruitment mode against budget posts.

c. Rationalization of staff

To rationalize the staff of constituent colleges/Institutions appointed by the Mahasabha, rationalization policy was approved by E.C in its meeting held on 23<sup>rd</sup> June, 2008. To



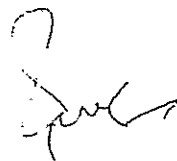
To rationalize the staff appointed by Mahasabha and to get posts sanctioned from the state Govt., a proposal was submitted by Estt. Branch to the Vice-Chancellor, in which it was proposed.

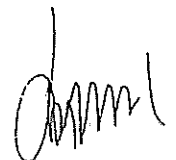
To rationalize the staff we need 175+1 (JE Appointed by Mahasabha) posts in various cadres (List placed at E/c) In addition to above 176 positions, the university has recruited 8 lecturers in MSM Institute of Ayurveda and 6 Lecturers in department of law which need to be sanctioned by the Govt. as both the institutions are still running under self finance scheme.

The proposal for sanction of total 190 posts was put to the Vice-Chancellor. The Vice-Chancellor desired to calculate the financial liability for these posts (A copy of the proposal may be seen at Annexures 48-49) After calculation of financial liability, the proposal was approved by the Vice-Chancellor. The Registrar vide letters dated 22/7/2008 and 31/10/2008 wrote to the Higher Education commission, Haryana making a request for sanction of 190 posts for various institutions taken over by the university. Copies of these letters may be seen at Annexures 50-54. Nothing has been said specifically in these letters about 14 posts/appointments made in the university after the establishment of the university. In response to letter dated 31/10/2008, Financial commissioner & Principal Secretary to Govt. of Haryana Education Department, Chandigarh wrote to the Registrar on 27/2/2009 informing about the rationalization of staff of constituent colleges/Institution and creation of 190 posts for BPSMV Khanpur Kalan which includes 40 post of lecturers. The copy of the letter may be seen at Annexure 55-56

It is clear that the rationalization policy was meant only for those employees whose names appeared on the rolls of Mahasabha on the date of establishment of the university. The names of the 14 teachers of Ayurvedic College and Law Department were wrongly included in the rationalization list. The purpose of the university might have been to get more posts sanctioned from govt. But for that purpose a separate proposal should have been submitted to the State Govt. Further documents of Estt. Branch available at Annexures 57 clearly indicates that the six teachers of the law department were appointed on 27/7/2007 on regular basis. But in the note it is given "pending rationalization and to meet the requirement of the university these 6 teachers were initially appointed against the initially sanctioned posts of 40 lecturers but after creation of 190 posts for rationalization by the state Govt., these posts were covered under rationalization".





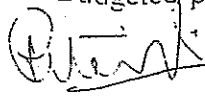
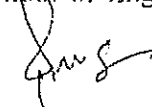


d. Intimation Regarding Rationalization

Dr. Vimal Joshi, Professor & Head wrote to Estt. Branch on 31/3/2010 mentioning the names of the teachers working in Dept. of Law seeking information about the letter No. & the dates of the Govt. in which their posts were sanctioned. Dy. Registrar Estt. vide letter dated 2/4/2010 informed that Prof. Joshi has been appointed against the initially sanctioned post of professor by the State Govt. vide its order No.- 20/1/2006 UNP(1) dated 21/9/2006. Six teachers namely Dr. Rajesh Hooda, Dr. Pawan Kumar, Dr. Seema Dahiya, Parmod Malik, Sh. Anil Balhara and Sh. Ashish Kumar are covered under 190 posts of Rationalization sanctioned by the State Government vide order No.-dated 27/2/2009. copies of these letters may be seen at Annexures 58-59. It is the letter of the Estt. Branch which officially communicated that six teachers of the law department are included in rationalization list. It is pertinent to mention here that no information in this regard was ever given to the concerned teachers of Law Department & Ayurvedic College by Estt. Branch.

Issue of School of Engineering

In his representation Dr. Anil Balhara has alleged that to appoint staff in School of Engineering & Sciences. Budgeted posts from central pool, were transferred to School of Engineering. It has resulted in putting the names of 14 teachers in the rationalization list. The Executive Council in its meeting held on 26 March 2008 decided that School of Engineering & Sciences should be run on self financing basis. The posts for SFS institute are to be created by EC and the approval for these posts is to be obtained from State Govt. These facts can be verified from M.D. University & Other universities. To recruit the staff, posts are to advertised clearly mentioning that the appointments will be made under SFS. The University issued advertisement on 1/6/2008 inviting applications for posts of Professors, Readers for School of Engineering along with posts of other teaching departments. In the advertisement, nature of posts has not been mentioned. In Self Finance Institute appointments against sanctioned budget posts is against norms of SFS and university. The appointment against budget posts were made after approval of the appointment by EC. However on going through record it is noted that the the Executive council in its meeting held on 15/6/2012 has allotted 20 teaching posts to School of Engineering and Sciences out of Central pool, which is contrary to the rules. As reported by A.R. (Academics), there is no change in the status of School of Engineering and Sciences. A.R. (ET) has informed the committee that no posts have been sanctioned by the Govt. for School of Engineering and Sciences (See Annexure 60-61). The transfer of Budgeted posts to School of Engineering and Sciences by

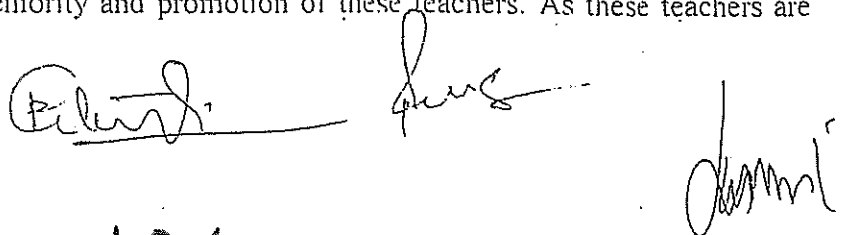
 



EC and making appointment in a SFS Institute on budgeted posts is against the norms which may result in serious complications in future. But from record available it can not be said with certainty that transfer of budgeted post to School of Engineering and Sciences has resulted in inclusion of Names of 14 teachers in list of rationalization. However, the whole issue of School of Engineering and Transfer of Budgeted post to School of Engineering & Sciences needs to thoroughly examined. EC decision about School of Engineering and Sciences is not elaborated. Agenda is also silent. It is not clear whether fee for the courses will be prescribed in such manner that these are self sustained or a separate scheme for such School of Engineering and Sciences will be devised.

#### Findings of the Committee

1. All the 14 teachers were directly recruited against budgeted posts. Their appointment letters clearly mentions the terms and conditions of appointment. The staff considered against rationalization post were issued different type of letters mentioning conditions of rationalization. A copy of the letter issued to Dr. Meena Aggarwal, MSM Institute of Ayurveda, may be seen at Annexure 62. Hence, it is totally wrong on the part of the administration Branch to include the names of the 14 teachers in rationalization list.
2. Prof. Vimal Joshi and Dr. Anil Balhara were appointed under the same advertisement. The appointments of Dr. Vimal Joshi has been shown against sanctioned post of Professor where as appointment of Dr. Anil Balhara is shown to be covered under 190 posts of rationalization sanctioned by state Govt. vide order dated 27/2/2009. The university has acted in an arbitrary & wrongful manner in this regard which is not legally justifiable.
3. The teachers in different departments were appointed against advertisement dated 4<sup>th</sup> May, 2007. However, 5 teachers of law department have been arbitrarily covered under 190 post against rationalization posts, whereas these teachers were appointed by direct recruitment mode against budgeted posts.
4. Though at present the teachers, whose names figure in the rationalization list, have not been adversely affected in the matter of promotion and pay revision etc. They are getting all benefits from date of initial joining. But if these appointments are considered to be covered under rationalization, the posts held by them would be deemed to be sanctioned w.e.f. 27/2/2009 for all purposes. Any junior teacher to them may claim seniority over these teachers. Further, to put them in rationalization list will work as a double edged weapon. It may affect seniority and promotion of these teachers. As these teachers are



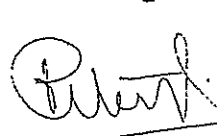
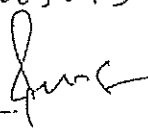
given benefit of seniority, and pay revision from date of initial appointment not w.e.f. 27/2/2009, the other employees included in rationalization list may claim the same benefit as are given to these teachers. It may create an absurd situation for the university administration.

5. The university has no right to change the mode of appointment of teachers from direct recruited mode to rationalized mode in an arbitrary manner.
6. The university or EC can not change the status of Self Financing Institute without approval of State Government. The university has wrongly allotted budgeted post to School of Engineering for the purpose of making appointments, Whereas as per decision of E.C. it is to be run under SFS. The status of Status of School of Engineering and Sciences elaborated by taking the matter to the EC.

#### Recommendations of the Committee

On the basis of the findings, the committee recommends as under:

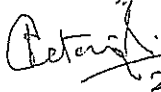
1. All the teachers of law department & Ayurvedic College included in rationalized list be informed in writing clarifying that their names have been wrongly included in the list of rationalization. They may be duly informed that they are directly appointed against the budgeted posts sanctioned vide letter dated 21/9/2006 and are entitled for all benefit from the date of their initial appointments.
2. The perusal of various advertisements issued by the university which may be seen at Annexures 63-65 indicates that the nature of posts, number of posts, categories have not been mentioned. It may lead to ambiguity. Only in advertisement dated 20/6/2007, the nature of post (regular) has been given. Dr. Vimal Joshi and Dr. Anil Balhara were appointed against said advertisement. In future the university must issue advertisement by mentioning the nature of post, number of posts and categories for which the advertisement have been issued. A standard draft of advertisement duly legally wetted be got approved from university authorities for future.
3. On perusal of the appointment letter of Dr. Vijay Nehra, it has been observed that the word 'regular' has not been mentioned. It is also not mentioned whether the appointment has been approved by EC or not. It should be ensured in future that proper appointment letter is issued to the appointee by mentioning all the terms of appointment. A standard draft of appointment letter duly legally wetted be got approved by the Estt. Branch from the University Authorities for future. (See Annexure 66 & 67)


 

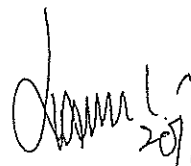


On perusal of the Appointment letters of the teachers it is observed that advertisement numbers against which appointments have been made not mentioned. It is a serious mistake and leads to confusion. In future the Estt. Branch must mention advertisement number in the appointment letters to avoid any confusion.

5. In advertisement issued by the university, it should be clearly mentioned whether the appointment are to be made against budgeted post or under Self Financing Scheme. It will give a clear indication to the applicants. (See Annexure - 62)
6. The School of Engineering is to be run under SFS as per decision of EC. The Posts for the Institute have not been created/sanctioned by state government. The allocation of budgeted posts to the school of engineering and sciences has been made against School of Engineering and Sciences rules. It is recommended that the whole matter be taken up with the state govt. by mentioning all the facts clearly to avoid any future complications and litigation. Further the concept of School of Engineering be got elaborated by taking the matter to the EC. (See Annexures - 69-72)
7. It has been observed that there is poor maintenance of office record and the non-teaching employees are not well conversant with the rules of the university. Proper training programmes for non-teaching employees be organized and the experts be invited to impart training to the employees.
8. The university should formulate its own Self Finance Scheme and it should be duly got approved from EC. The SFS of other universities may be followed as a model. The accounts of income and expenditure of Self Financing Institute should be maintained separately.

  
20/11/20  
P.C. Patanjali

  
20/11/20  
Preet Singh

  
20/11/20  
A.R. Estt. (Teaching)  
Representative officer

## 5. Classification of Categories

- i) Class-A: The post of Deputy Registrar, equivalent and above.
- ii) Class-B: Persons from Superintendent and equivalent and up to the level of Assistant Registrar but not included in category A above.
- iii) Class-C: Persons from Clerk and upto the level of Deputy Superintendent and equivalent but not included in categories A and B above.
- iv) Class-D: Persons including all other Class-IV employees of the University.

### 6.1 Appointing/Punishing Authority

✓ The appointing authority for various categories of University employees shall be as under:

- i) ✓ Executive Council - for Class 'A' and 'B' posts.
- ii) Vice-Chancellor - for 'C' Class posts.
- iii) Registrar - for 'D' class posts of the administrative offices including Chowkidars/Security Staff in the corresponding scale of pay of the Teaching Departments with the explicit approval of the Vice-Chancellor.

6.2 The authority competent to suspend, charge-sheet and issue show cause notice against a University employee shall be as under:

- a) Vice-Chancellor - All Class 'A' and 'B' Officers except as defined under Section-8 of the Act but the matter shall be reported to the Executive Council.
- b) Registrar - All Class 'C' and 'D' officials with the approval of the Vice-Chancellor, unless otherwise provided under the Act and Statutes of the University.


6.3 ✓ The appointing authority shall be the punishing authority, unless otherwise provided under the Act and Statutes of the University.

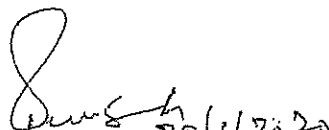
6.4 All non-teaching employees shall be under the administrative control of the Head of Institution or the Office to which they are attached. The Head




On perusal of the Appointment letters of the teachers it is observed that advertisement numbers against which appointments have been made not mentioned. It is a serious mistake and leads to confusion. In future the Estt. Branch must mention advertisement number in the appointment letters to avoid any confusion.

5. In advertisement issued by the university, it should be clearly mentioned whether the appointment are to be made against budgeted post or under Self Financing Scheme. It will give a clear indication to the applicants. (See Annexure - 62)
6. The School of Engineering is to be run under SFS as per decision of EC. The Posts for the Institute have not been created/sanctioned by state government. The allocation of budgeted posts to the school of engineering and sciences has been made against School of Engineering and Sciences rules. It is recommended that the whole matter be taken up with the state govt. by mentioning all the facts clearly to avoid any future complications and litigation. Further the concept of School of Engineering be got elaborated by taking the matter to the EC. (See Annexures - 69-72)
7. It has been observed that there is poor maintenance of office record and the non-teaching employees are not well conversant with the rules of the university. Proper training programmes for non-teaching employees be organized and the experts be invited to impart training to the employees.
8. The university should formulate its own Self Finance Scheme and it should be duly got approved from EC. The SFS of other universities may be followed as a model. The accounts of income and expenditure of Self Financing Institute should be maintained separately.

  
P.C. Paranjali

  
Preet Singh

  
A.R. Estt. (Teaching)  
Operating Officer

- a) of an employee appointed on probation, during or at the end of the period of probation, in accordance with the terms of his appointment or the rules and orders governing probation;
  - b) of a person engaged under a contract: in accordance with terms of the contract;
  - c) of a temporary employee appointed otherwise than under a contract: on the expiration of the period of appointment or on abolition of the post before the due time in accordance with the term of appointment.
  - d) of a temporary employee engaged on a tenure posts or offered term appointment: at the expiration of the tenure or term of appointment as specified in the order of appointment or earlier if the arrangement under which such appointment has been made is abolished.
- viii) Compulsory retirement of a University employee in accordance with the provisions relating to superannuation or retirement.

PUNISHING AUTHORITY:

- ✓ 6.1 Except, where otherwise laid down in the statutes and the ordinances of the University, the authority competent to appoint shall also be competent to impose any of the penalties specified in Rule 5 upon the persons to whom these rules apply.
- 6.2 Notwithstanding generality of provision contained in sub-rule (1) above, the Vice-Chancellor shall be competent to impose any of the minor penalties specified in clauses (i) to (v) of Rule 5, except the officers of the University as defined under Section 8 of the Act.

AUTHORITY TO INSTITUTE PROCEEDINGS:

- 7.1 Except where otherwise provided under these rules, the Executive Council or any other authority empowered by it, by a general or special order, may
- (a) institute disciplinary proceedings against any University employee;

or revoked by the authority which made or deemed to have made the order or by any other authority to which that authority is subordinate.

**PENALTIES:**

5. The following penalties may, for good and sufficient reasons, and as hereinafter provided be imposed on a University employee:

**Minor Penalties**

- i) Warning with a copy on ACR file;
- ii) Censure;
- iii) Withholding of grade increment, without cumulative effect;
- iv) Withholding of promotion;
- v) Recovery from pay of the whole or part of any pecuniary loss caused to the University by negligence or breach of orders.

**Major Penalties**

- vi) Withholding of grade increment(s) with cumulative effect;
- vii) Reduction to a lower stage in the time scale of pay with further directions that as to whether or not the University employee will earn grade increments beyond that lower stage after such reduction;
- viii) Reduction to lower time-scale, grade, post or service shall be a demotion which shall essentially carry with it a bar for future promotion of the University employee to the time-scale of pay, grade, post or service from which he has been so reduced, with or without mention of any specific conditions in the order imposing this penalty

- ix) Compulsory retirement;
- x) Removal from service which shall not be a disqualification for future employment under the University;
- xi) Dismissal from service, which shall ordinarily be a disqualification for future employment under any public interest.

**Explanation:** The following shall not amount to a penalty within the meaning of this rule:

- i) Withholding grade increment(s) of an employee for failure to pass departmental examination or non fulfillment of any such condition in accordance with the rules of orders governing the service or post or the terms of his appointment;
- ii) Stoppage of an employee at the efficiency bar in the time scale on grounds of his unfitness to cross the bar.
- iii) non-promotion of an employee whether in a substantive or officiating capacity, after consideration of his case to a service, grade or post for promotion to which he may be otherwise eligible;
- iv) reversion to a lower service, grade or post of an employee officiating in a higher service, grade or post on the ground that he is considered after trial to be unsuitable for such higher service, grade or post or on administrative grounds unconnected with this conduct.
- v) reversion to his permanent service, grade or post of an employee appointed on probation to another grade or post during or at the end of the period of probation in accordance with the term of his appointment or the rules and orders governing probation;
- vi) suspension pending enquiry;
- vii) termination of the service;

PART-III

## (Punishment &amp; Appeal Rules)

SHORT TITLE:

1. These rules may be called the Maharishi Dayanand University Non-Teaching Employees (Punishment & Appeal) Rules.

DEFINITIONS:

2. In these rules, unless the context otherwise requires:
  - (a) "Appointing authority" in relation to university employee means -
    - (i) the authority empowered to make appointments to the service of which the University employee is for the time being a member; or, to the category of the Service in which the University is for the time being included; or
    - (ii) the authority empowered to make appointments to the post which the University employee for the time being holds; or
    - (iii) the authority which appointed the University employee to such service, category or post, as the case may be.
  - (b) "Chancellor" means the Chancellor of Maharishi Dayanand University, Rohtak.
  - (c) "Punishing Authority" means the authority competent under these rules to impose on a University employee any of the penalties specified in rule 5.
  - (d) "Service" means a service under the University.
  - (e) "University" means Maharishi Dayanand University, Rohtak".

or revoked by the authority which made or deemed to have made the order or by any other authority to which that authority is subordinate.

**PENALTIES:**

5. The following penalties may, for good and sufficient reasons, and as hereinafter provided be imposed on a University employee:

**Minor Penalties**

- i) Warning with a copy on ACR file;
- ii) Censure;
- iii) Withholding of grade increment, without cumulative effect;
- iv) Withholding of promotion;
- v) Recovery from pay of the whole or part of any pecuniary loss caused to the University by negligence or breach of orders.

**Major Penalties**

- vi) Withholding of grade increment(s) with cumulative effect;
- vii) Reduction to a lower stage in the time scale of pay with further directions that as to whether or not the University employee will earn grade increments beyond that lower stage after such reduction;
- Viii) Reduction to lower time-scale, grade, post or service shall be a demotion which shall essentially carry with it a bar for future promotion of the University employee to the time-scale of pay, grade, post or service from which he has been so reduced, with or without mention of any specific conditions in the order imposing this penalty

- ix) Compulsory retirement;
- x) Removal from service which shall not be a disqualification for future employment under the University;
- xi) Dismissal from service, which shall ordinarily be a disqualification for future employment under any public interest.

**Explanation:** The following shall not amount to a penalty within the meaning of this rule:

- i) Withholding grade increment(s) of an employee for failure to pass departmental examination or non fulfillment of any such condition in accordance with the rules of orders governing the service or post or the terms of his appointment;
- ii) Stoppage of an employee at the efficiency bar in the time scale on grounds of his unfitness to cross the bar.
- iii) non-promotion of an employee whether in a substantive or officiating capacity, after consideration of his case to a service, grade or post for promotion to which he may be otherwise eligible;
- iv) reversion to a lower service, grade or post of an employee officiating in a higher service, grade or post on the ground that he is considered after trial to be unsuitable for such higher service, grade or post or on administrative grounds unconnected with this conduct.
- v) reversion to his permanent service, grade or post of an employee appointed on probation to another grade or post during or at the end of the period of probation in accordance with the term of his appointment or the rules and orders governing probation;
- vi) suspension pending enquiry;
- vii) termination of the service;

iii) the teacher shall submit to the Registrar, six monthly reports of progress in his/her studies from his/her supervisor or the Head of the Institution. This report shall reach the Registrar within one month of the expiry of every six months of the study leave. If the report does not reach the Registrar within the specified time, the payment of leave salary may be deferred till the receipt of such report.

#### 14. \*SABBATICAL LEAVE:

i) Permanent, whole-time teachers of the university and colleges who have completed seven years of service as Reader/Associate Professor or Professor may be granted sabbatical leave to undertake study or research or other academic pursuit solely for the object of increasing their proficiency and usefulness to the university and higher education system.

ii). The duration of leave shall not exceed one year at a time and two years in the entire career of a teacher.

iii) A teacher, who has availed himself/herself of study leave, would not be entitled to the sabbatical leave

Provided further that sabbatical leave shall not be granted until after the expiry of five years from the date of the teachers' return from previous study leave or any other kind of training programme of duration one year or more.

vi) A teacher shall, during the period of sabbatical leave, be paid full pay and allowances (subject to the prescribed conditions being fulfilled) at the rates applicable to him/her immediately prior to his/her proceeding on sabbatical leave.

v) A teacher on sabbatical leave shall not take up, during the period of that leave, any regular appointment under another organization in India or abroad. He/she may, however, be allowed to accept a fellowship or a research scholarship or ad-hoc teaching and research assignment with honorarium or any other form of assistance, other than regular employment in an institution of advanced studies, provided that in such cases the Executive Council may, if it so desires, sanction sabbatical leave on reduced pay and allowances.

vi) During the period of sabbatical leave, the teacher shall be allowed to draw the increment on the due date. The period of leave shall also count as service for purposes of pension/contributory provident fund, provided that the teacher rejoins the university on the expiry of his/her leave.

#### 15. Child Care Leave:

For the time being E.C. decision taken vide Resolution No. 17 in its 21<sup>st</sup> Meeting dated 17.06.2010 shall prevail.

#### 16. Child Adoption Leave:-

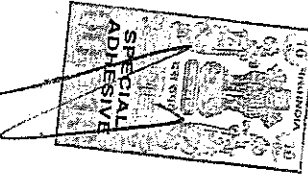
(1) A female University employee with fewer than two surviving children, on valid adoption of a child below the age of one year may be granted Child Adoption Leave for a period of 180 days immediately after the date of valid adoption.

\* Reproduced from UGC & MHRD Regulations received from the State Govt. vide Memo No. KW-7/18-2009C-IV(3) dated 21.07.2011



Annexure - 46

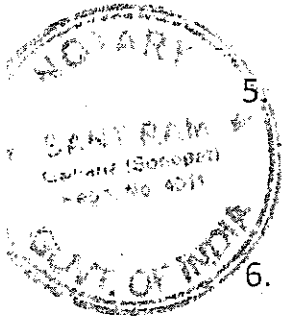
Annex - A



## AFFIDAVIT

I, Dr. Amrita, Professor in Department of English, Bhagat Phool Singh Mahila Vishwavidyalay, hereby state:

1. That I am a permanent whole time teacher in the BPSMV University.
2. That I have completed thirteen years of regular service in this University.
3. That I have not availed any study leave in my entire teaching career since 20<sup>th</sup> Dec. 2001.
4. That I have not attended any kind of training programme of duration one year or more.
5. That I shall not take up any regular appointment under any other organization in Indian and abroad.
6. That I am applying for sabbatical leave for the first time in my entire career.



*Dr. Amrita*  
25/04/2022  
Deponent

Place: *Sonapat*

Date: *25/04/22*

ATTESTED  
*Sr.* *25/04/22*  
NOTARY GOHANE  
(Diri, Sonapat)

## ANNEXURE -47

To consider and approve the new guidelines/Rules received from FC PS Govt. of Haryana, Higher Education Department vide memo No. KW-7/18-2009 C-IV (3) dated 29/04/11.

It was discussed that since latest guidelines/orders have been received vide Govt. orders dated 21/07/2011, hence the same are considered and approved. It was resolved that a time bound action plan be prepared for implementation of the CAS, as per the latest Government orders dated 21/07/2011, there shall be three designations in the university including the constituent colleges namely, Professor, Associate Professor and Assistant Professor. Hence, the CAS will be implemented accordingly in the constituent colleges also. It was also discussed that the nomenclature of the constituent colleges may be changed, appropriately and informed to UGC.

3-  
ANNEXURE-12

Bhagat Phool Singh  
Khanpur Kalan

Mahila Vishwavidyalaya  
Khanpur Kalan, Haryana-131305

Office No. 01263-283001, 283002, 283779. www.bpsmahilavishwavidyalaya.ac.in

Ref No. BPSMV/Acad/11/ 2630-56

Dated: 26-12-2011

To

All the Members of.  
Executive Council,  
BPS Mahila Vishwavidyalaya,  
Khanpur Kalan.

Sub: Revised Minutes of 25<sup>th</sup> meeting of Executive Council.

Sir/Madam,

Please find enclosed herewith the revised Minutes of 25<sup>th</sup> meeting of the Executive Council held on 05/10/2011 at 11.00 a.m. in the Conference Hall of Teaching Block No-1, BPS Mahila Vishwavidyalaya, Khanpur Kalan.

This is for your kind information please.

Yours faithfully,

*Shiv*

Registrar

DA: As above.

Endst. No. BPSMV/Acad/11/ \_\_\_\_\_ Dated: \_\_\_\_\_

Copy of the above is forwarded to the following for information please:-

1. Secretary to Governor-Chancellor (for kind information of His Excellency Governor-Chancellor, Haryana), Haryana Raj Bhavan, Chandigarh.
2. P.S. to Vice-Chancellor (for kind information of the Vice-Chancellor), BPS Mahila Vishwavidyalaya, Khanpur Kalan.
3. PA to PVC (for kind information of the Pro-Vice-Chancellor), BPS Mahila Vishwavidyalaya, Khanpur Kalan.
4. PA to Registrar, (for kind information of the Registrar), BPS Mahila Vishwavidyalaya, Khanpur Kalan.

Registrar

## ANNEXURE - 13

HAGAT PHOOL SINGH MAHILA VISHWAVIDYALAYA KHANPUR KALAN  
AGENDA FOR THE 27<sup>th</sup> MEETING OF THE EXECUTIVE COUNCIL TO BE  
HELD ON 27/03/2012 AT 11.00 AM IN THE CONFERENCE HALL, TEACHING  
BLOCK NO. 1, BPS MAHILA VISHWAVIDYALAYA, KHANPUR KALAN  
(SONIPAT).

6. To consider the change in nomenclature of BPS College of Education  
and BPSM Girls College (maintained colleges of BPS Mahila  
Vishwavidyalaya).

### Statement of the Case

To suitably implement the guidelines/orders circulated by the FCPS,  
Govt. of Haryana, Higher Education Department, vide Memo No. KW-7/18-  
2009 C-IV (3) dated 17/07/2011, the Executive Council in its meeting held  
on 05/10/2011 vide resolution No. 12 has decided that, "the nomenclature  
of the constituent colleges may be changed, appropriately and informed to  
UGC".

In view of the decision of the Executive Council two constituent  
colleges of the University viz. BPS College of Education and BPSM Girls  
Colleges has submitted the proposal to change the nomenclature of their  
College.

The proposed nomenclature of both the colleges is reproduced  
against each in the following manner:-

5. BPS College of Education - BPS Institute of Teacher Training  
and Research.
6. BPSM Girls College - BPS Institute of Higher Learning.

The matter has been placed before the Vice-Chancellor, who after  
due consideration has ordered to refer the same to the Executive Council  
for approval.

### RESOLUTION

6. To consider the change in nomenclature of BPS College of Education  
and BPSM Girls College (maintained colleges of BPS Mahila  
Vishwavidyalaya).

Considered and Approved.

1  
01-04-2013

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# ANNEXURE -14



**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001.283038, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

## NOTIFICATION

Sub:- Change in nomenclature of BPS College of Education and BPSM Girls' College (maintained colleges of BPS Mahila Vishwavidyalaya, Khanpur Kalan).

The Executive Council of BPSMV vide Resolution No. 6 of its 27<sup>th</sup> meeting held on 27/03/2012 has approved the change of nomenclature of following Colleges as mentioned against each:-

1. BPS College of Education - BPS Institute of Teacher Training and Research.
2. BPSM Girls College - BPS Institute of Higher Learning.

All future correspondence(s) in respect of above mentioned Colleges of BPSMV may be addressed to the Chairperson and Principal respectively, with their changed nomenclature.

  
Registrar

Endst.No. BPSMV/Acad/11/ 940-70

Dated:- 12/4/12

A copy of the above is forwarded to the following for information & further necessary action:-

1. Secretary to Governor-Chancellor, (for kind information of the Chancellor) Haryana Raj Bhawan, Chandigarh.
2. The Secretary, University Grants Commission, 35-Feroze Shah Road, New Delhi-110001.
3. The Director General Higher Education, Haryana, Shiksha Sadan, Sector-5, Panchkula.
4. The Regional Director, Northern Regional Committee (NRC), National Council for Teacher Education, Jaipur.
5. All Chairpersons/Deans/Principals/Branch Officers of BPSMV, Khanpur Kalan.
6. PS to Vice-Chancellor (for information of the Vice-Chancellor), BPSMV, Khanpur Kalan.
7. PA to Pro-Vice-Chancellor (for information of the Pro-Vice-Chancellor), BPSMV, Khanpur Kalan.
8. PA to Registrar (for information of the Registrar), BPSMV, Khanpur Kalan.

  
Asstt. Registrar(Acad.)  
For Registrar



From

Principal Secretary to Govt. of Haryana Higher Education  
Department Haryana, Panchkula

To

The Vice Chancellor,  
Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan  
(Sonapat)

Memo No. 18/12-2012 UNP (1)

Dated, Panchkula, the 22-10-2012

Subject: Decision regarding the post of Professor in Constituent  
Colleges of Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan (Sonapat).

Kindly refer to your letter no. BPSMV/ET/11/2630-50 dated

20-12-2011 to the subject cited above:

I have been directed to convey the advice of the State Govt. that  
the designation / post of Professor in the University College/ Constituent  
College be dropped by the University and any decision taken in this regard.  
be withdrawn.

Kamlesh Kani  
Superintendent UNP 19/10/12  
for Principal Secretary to Govt. of Haryana  
Higher Education Department  
Haryana, Panchkula

Put up before  
the regular M.

Bhal.  
26/10/12

Ry

26/10/12  
S(ET) BSM 26/10/12  
H(ET)

A copy of above  
may be forwarded  
to Estt (ET) Branch  
for information.

30/10/12

121

31/10/12

S(ET)

BSM 27/11/12  
H(ET)

152

ANNEXURE 48

14. To consider and approve the withdrawal of decision regarding the post of Professor in Constituent Colleges of BPSMV, Khanpur Kalan.

As the nomenclature of Constituent Colleges stands changed to that of Institutes with the approval of E.C. vide Resolution No. 6 dated 27/03/12 and also as per the provision given in University Act, the case is referred to the UGC. The question of withdrawing the post of Professor at this stage should not arise as there are no longer constituent colleges in the University. The House resolved that the status may be informed to the State Government for re-consideration and approval.

15. To consider and approve the revised proposal (approved by the Executive Council vide Resolution No. 21(11) in its 28<sup>th</sup> Meeting held on 15/06/12) for establishment of Behan Subhasini Devi Chair in B.P.S. Mahila Vishwavidyalaya Khanpur Kalan as directed by State Govt. vide Memo No. 4/4-2012 UNP(5) dated 21/09/12.

Approved.

16. To consider the case for creation/sanction the posts for MSM Hospital in compliance to the Gazette notification of Govt. of India dated 18-07-2012 as "Minimum standard requirements of Ayurveda College and hospital".

Approved.

17. To consider the recommendations of the Departmental Promotion Committee for promotion of teaching posts in MSM Institute of Ayurveda made in the meeting held on 5.11.2012 in the chamber of Vice-Chancellor. The recommendations of the departmental promotion

**Bhagat Phool Singh Mahila Vishwavidyalaya**

**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779,

[www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/13/ 26/

**ANNEXURE 49**

Dated: 06/02/13

To,

The Director General,  
Higher Education Haryana  
Shiksha Sadan,  
Sector- 5,  
Panchkula ( Haryana)

**Sub: Decision regarding the post of professor in Constituent College of BPSMV, Khanpur kalan**

Sir,

This has reference to your office memo No 18/12-2012 UNP (1) dated 22.10.2012 on the subject cited above. it is for your kind information that the Executive Council vide Resolution No.14 in its 30<sup>th</sup> meeting held on 27.11.2012 resolved as under:- ( copy enclosed)

*"As the nomenclature of Constituent Colleges stands changed to that of Institutes with the approval of E.C. vide Resolution No. 6 dated 27/03/12 and also as per the provision given in University Act, the case is referred to the UGC. The question of withdrawing the post of Professor at this stage should not arise as there are no longer constituent colleges in the University. The House resolved that the status may be referred to the State Government for re-consideration and approval."*

You are, therefore, requested kindly to consider the case in light of above decision of the Executive Council, please.

Yours faithfully,

*aw*  
*6/2/13*

Assistant Registrar  
For Registrar

*J/C* *D*  
*DRP (ET)*

Encls: As above



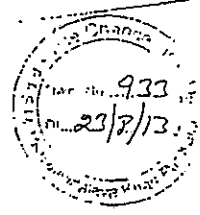
-196- Regd

(C)

~~ATTACHURE~~ - 10

From

Principal Secretary to Govt. Haryana  
Higher Education Department  
Chandigarh



To

The Vice Chancellor,  
Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan (Sonapat)

Memo No.18/12-2012 UNP (1)  
Dated, Panchkula, the 19.8.2013

Subject: Decision regarding the post of Professor in Constituent  
Colleges of Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan (Sonapat) Khanpur Kalan.

\*\*\*\*\*

Kindly refer to your letter no BPSMV/ET/13/261 dated  
6.2.2013 on the subject cited above.

The University generally takes such decision which are arbitrary  
and without the knowledge/ consent of the State Government.

I have been directed to advise you to undo the decision taken in  
this regard and inform the Govt. accordingly. It has further been advised  
that not to over step your authority and create embarrassment for the Govt.

Unails  
Deputy Director-VII  
for Principal Secretary to Govt. Haryana  
Higher Education Department  
Chandigarh

Ry

23/8/13

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24/8/13

24/8/13

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155

— 215 —

~~ANNEXURE - 18~~

BHAGAT PHOOL SINGH MANILA VISHWAVIDYALAYA KHANPUR KALAN

No.BPSMV/ET/13/2347

Dated: 31/10/13

To

The Director General Higher Education Haryana,  
Siksha Sadan, Block-C, Sector-5,  
Panchkula

Sub: Decision regarding the post of Professor in Constituent Colleges of Bhagat  
Phool Singh Manila Vishwavidyalaya, Khanpur Kalan, Sonapat.

Sir,

This is with reference to your letter No.18/12-2012 UNP(1) dated 19.8.2013 on the  
subject cited above.

I would like to clarify that the decision referred in the above letter was taken in the  
30<sup>th</sup> meeting of Executive Council held on 27.3.2012, wherein three nominees of Hon'ble  
Chancellor and two nominees of State Government including nominee of Finance  
Department were present. The nominee of the FC&PS (Higher Education), however, did not  
attend the meeting. Therefore, the decision was taken in complete knowledge of the  
Finance Department of the State Government. Moreover, as per the decision taken by the  
Executive Council, the matter was referred to the State Government for reconsideration and  
approval and the matter still rests with the State Government for approval.

As no decision was taken by the University at its own level in an arbitrary manner,  
the question of undoing the decision does not arise. It is further clarified that the decision of  
the State Govt. regarding non approval of the matter would be conveyed to the Executive  
Council in its next meeting.

With kind regards,

Yours sincerely,

Registrar

31/10/13

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ET/1002  
1/8/11

From

Financial Commissioner and Principal Secretary to  
Govt. of Haryana, Higher Education Department

To

1. The Registrar, Kurukshetra University, Kurukshetra
2. The Registrar, Maharishi Dayanand University, Rohtak
3. The Registrar, Ch. Devi Lal University, Sirsa.
4. The Registrar, Bhagat Phool Singh Mahila Vishwavidyalya, Khanpur Kalan (Sonapat).
5. All the Principals of Government and Government Aided Private Colleges situated in the State of Haryana.



Reg/PB/396  
29/7/11

Memo No. KW-7/18-2009 C-IV(3)  
Dated Panchkula, the 21.7.2011

Subject: Regarding adoption of various recommendations of the UGC & MHRD with regard to minimum qualifications for appointment of teachers and other academic staff in the Universities and Colleges and measures for the maintenance of the standards of Higher Education.


=====

In supersession of this office memo No. KW-7/18-2009 C-IV(3) dated 28.8.2009, 09.09.2009 and 29.04.2011, the State Government after re-considering the recommendations of the Ministry of Human Resource Development, Govt. of India and University Grants Commission as conveyed vide their letter No. 1-32/2006-U.II/U.I(i) dated 31.12.2008 and letter No. 1-3-1/2009, dated 30.06.2010, has decided to issue a revised order on minimum qualifications for appointment of teachers and other academic staff in the Universities and Colleges and measures for the maintenance of the standards of Higher Education. The decisions taken by the State Government are incorporated in the enclosed Appendices.

Anomalies, if any, in the implementation of the scheme may be brought to the notice of Higher Education Department for clarification.

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This issues with the concurrence of the Finance Department conveyed vide their U.O.No.1/46/2009-4PR(FD), dated 19.07.2011.

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.

Endst. No. KW-7/18-2009 C-IV(3)

Dated Panchkula, the 21.7.11


A copy is forwarded to the Secretary to Govt. of India, Ministry of Human Resource Development, Department of Education, New Delhi for information and necessary action.

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.

Endst. No. KW-7/18-2009 C-IV(3)

Dated Panchkula, the 21.7.11

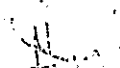
A copy is forwarded to the Secretary, University Grants Commission, Bahadurshah Zafar Marg, New Delhi for information and necessary action.

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.

Endst. No. KW-7/18-2009 C-IV(3)

Dated Panchkula, the 21.7.11

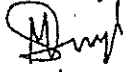

A copy is forwarded to the Accountant General (Accounts) Haryana and Accountant General (Audit) Haryana, Chandigarh for information and necessary action.

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.

Endst. No. KW-7/18-2009 C-IV(3)



Dated Panchkula, the 21<sup>st</sup> 5/11

A copy is forwarded to the Education Secretary, Union Territory, Chandigarh for information and necessary action.

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.  


A copy is forwarded to the Financial Commissioner and Principal Secretary to Govt. Haryana, Finance Department with reference to his U.O.No.1/46/2009-4 PR(FD), dated 19.07.2011.

Dated : 21.7.11

  
Deputy Secretary Higher Education  
for Financial Commissioner & Special Secretary to  
Govt. of Haryana, Higher Education Department.  


Financial Commissioner and Principal Secretary to  
Govt. Haryana, Finance Department

~~SECRET~~  
3

**BPS MAHILA VISHWAVIDYALAYA KHANPUR KALAN**

Extract of Agenda and Resolution No 14 of the 44<sup>th</sup> meeting of Executive Council held on 27/08/2015.

**Agenda**

14. To note the contents of letter No. 18/12-2012 UNP (1) dated 19.08.2013 received from Principal Secretary to Govt. Haryana, Higher Education Department, Chandigarh (Annexure-10, page-116) with regard to decision regarding allocation of the post of Professor in Constituent Colleges of BPSMV, Khanpur Kalan, Sonipat be dropped.

**Statement of the case:-**

The Executive Council in its 25<sup>th</sup> meeting dated 05.10.2011 while noting the contents of the letter as conveyed by the State Govt vide Memo No. KW-7/18-2009 C-IV (3) dated 29.04.2011 resolved vide resolution no.12 as under:-

"It was discussed that since latest guidelines /orders have been received vide Govt orders dated 21.07.2011, hence the same are considered and approved. It was resolved that a time bound action plan be prepared for implementation of the CAS, as per the latest Govt. orders dated 21.07.2011, there shall be three designations in the University including the constituent colleges namely, Professor, Associate Professor and Assistant Professor. Hence, the CAS will be implemented accordingly in the constituent colleges also. It was also discussed that the nomenclature of the constituent colleges may be changed, appropriately and informed to UGC." (Annexure-11, page-117-117(c)).

The Academic Branch vide letter ref no. BPSMV/Acad/11/2630-50 dated 20.12.2011 circulated the minutes of the 25<sup>th</sup> Executive Council to all the members of the Executive Council. (Annexure-12, page-118)

Subsequently, the Executive Council changed the nomenclature of the constituent College in its 27<sup>th</sup> meeting vide resolution no. 6 dated 27.03.2012 which is as under (Annexure-13, page-119):-

3. BPS College of Education - BPS Institute of Teacher Training and Research
4. BPSM Girls College - BPS Institute of Higher Learning.

The same was again circulated by the Academic Branch to all concerned including Director General Higher Education, Haryana, Panchkula vide endst no. BPSMV/Acad/11/940-70 dated 12.04.2012 (**Annexure-14, page-120**).

After going through the above decision, the Principal Secretary to Govt. Haryana, Higher Education Department, Chandigarh vide memo No. 18/12-2012 UNP (1) dated 22.10.2012 has conveyed the advice of the State Govt. as under:- "The designation/post of Professor in the University College/Constituent College be dropped by the University and any decision taken in this regard be withdrawn" (**Annexure-15, page-121**)".

In light of above orders of the State Govt. the matter was again referred to the Executive Council and vide resolution no. 14 dated 27.11.2012 resolved as under (**Annexure-16, page-122**):-

"As nomenclature of Constituent Colleges stands changed to that of institutes with the approval of E.C vide resolution no.6 dated 27.03.2012 and also as per the provision given in University Act, the case is referred to the UGC. The question of withdrawing the post of Professor at this stage should not arise as there are no longer constituent colleges in the University. The house resolved that the status may be referred to the State Govt. for re-consideration and approval."

While quoting the above resolution, the state Govt. was requested to reconsider the case in the light of above decision of the Executive council vide letter no. BPSMV/ET/13/261 dated 06.02.2013 ( **Annexure-17, page-123**)

In response to the above quoted letter dated 06.02.2013 the Principal Secretary to Govt Haryana, Higher Education Department, Chandigarh vide memo No. 18/12-2012 UNP (1) dated 19.08.2013 **as annexed at annexure-10** has categorically mentioned as under:-

"that the University generally takes such decision which are arbitrary and without the knowledge/consent of the State Govt." and advised "to undo the decision taken in this regard and inform the Govt. accordingly" and has also further advised that, " not to over step authority of the University and create embarrassment for the Govt."

As per the above instructions of the State Govt. a reference was made to the Director General Higher Education Haryana vide letter no. BPSMV/ET/13/2347 dated 31.10.2013 (**Annexure-18, page-124**) in which it was clarified that decision of the State Govt. regarding non approval of the matter would be conveyed to the Executive Council in its next meeting. Accordingly, an item was prepared by the office but the then Vice-Chancellor did not approve the item and ordered that for the present there is no requirement to place it before the Executive Council.

The Vice-Chancellor, took the cognizance of long pending compliance of the Govt. instructions referred above and has thus ordered to place the matter before the Executive Council to note the contents of the letter dated 19.08.2013 and make a resolution accordingly.

#### **Resolution**

14. **To note the contents of letter No. 18/12-2012 UNP (1) dated 19.08.2013 received from Principal Secretary to Govt. Haryana, Higher Education Department, Chandigarh with regard to decision regarding allocation of the post of Professor in Constituent Colleges of BPSMV, Khanpur Kalan, Sonipat be dropped.**

The agenda item was deliberated at length and it was resolved that the decision regarding allocation of the post of Professor in constituent Colleges of the university taken vide resolution No.12 dated 05/10/2011 of the Executive Council meeting stands withdrawn and the State Govt. be intimated accordingly.

Further resolved that the Vice-Chancellor be authorized to constitute a committee to deliberate the matter in detail and come out with a concrete proposal on the issue relating to determining the status of the institute of Teachers Training Research (ITTR) and the Institute of Higher Learning (IHL).



(E)

~~217~~  
Annexure-51  
~~56~~

~~Annexure-51~~ (384-1)

# Minutes of the Meeting constituted by the Vice-Chancellor to consider the Status of BPSITTR and BPSIHL

The said committee was held today, the 8<sup>th</sup> Feb, 2017 in the University, in which the following members were present:-

- |                            |             |
|----------------------------|-------------|
| 1. Prof (Dr) Bhim S Dahiya | Chairperson |
| 2. Prof (Dr) B.S Dagar     | Member      |

The third person Prof (Dr) KK Rishi could not attend the meeting for personal reasons.

The committee discussed the draft report prepared on the basis of earlier meetings and finalized the mater concerning, BPSITTR. However, the status of IHL could not be finalized. The Committee therefore submitted either for extension of period of the committee or appointment of a fresh committee for the purpose. The final recommendations are appended below.

Bhim S. Dahiya  
(Bhim S Dahiya)  
8/2/17

B.S. Dagar  
(BS Dagar) 8/2/2017

- 2 - *Amended Page 5*

**REPORT OF THE COMMITTEE CONSTITUTED BY THE VICE-CHANCELLOR  
TO DETERMINE THE STATUS OF BPS INSTITUTE OF TEACHERS  
TRAINING & RESEARCH AND THAT OF THE BPS INSTITUTE OF HIGHER  
LEARNING.**

To understand and deliberate upon the issue involved in the case, the committee comprising Prof. Bhim S. Dahiya, formerly Vice-Chancellor, Kurukshetra University, Kurukshetra, Prof. B.S. Dagar, formerly Head, Department of Education, MDU, Rohtak and Prof. K.K.Rishi, (retired) from KUK, held several meetings. It perused the relevant documents, orders, Act & Statutes of the University, as also the representation of the BPS Institute of Higher Learning (BPS IHL). After a careful and critical examination and detailed discussion with the faculty of IHL, the committee submits its report to the Vice-Chancellor for her further consideration and necessary action in accordance with the Act & Statutes of the University.

The backdrop and the historicity of the case is as under:-

1. After the establishment of the University in 2006, the BPS College of Education and the BPS Girls (Degree) College, both of which were grant-in-aid colleges, were adopted by the University as its constituent colleges. As per the Act of the University, there are 12 "Faculties" in which the faculty of Education is one of these, which is mentioned at S.No. 5. The BPS College of Education (one of the two constituent colleges) being the single institution imparting instruction in the discipline of Education, was ipso-facto, reckoned by the University as the Department of Education. That is why, University, during the year 2007, advertised the post of Professor of Education for BPS College of Education. (it is worth mentioning here that under the UGC norms no college is allowed a post of Professor, unless the college is accorded the status of a Department of a University). Against this post Professor B.V. Santa Maria was appointed as Professor of Education under direct recruitment scheme, who, however, did not join. Then Prof. D.S. Yadav, from KUK was appointed as Visiting Professor in the year 2008, but he also did not join. Finally, the post of Visiting Professor was offered to Prof. C.L.Anand, (a former Vice-

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Chancellor of NEHU) who accepted the offer and worked on the post w.e.f. 01.06.2009 to 31.12.2010.

2. Meanwhile the Executive Council of the University in its meeting held on 26.03.2008, duly upgraded the status of the College of Education to the School of Education with specification in elementary education, early childhood, and Special Education at B.Ed./M.Ed. level. In pursuance of the above stated decision of the Executive Council, the University advertised two posts of Reader for BPS College of Education (which was upgraded to the status of School of Education). These posts were sanctioned posts, received from the Central Pool of the University. Against these posts, two person were appointed: one Dr. Sandeep Berwal, who was appointed as Reader in Education through open selection, and the other Dr. (Mrs.) Suman Dalal, who was appointed as Reader in Education under CAS Scheme.
3. Consequent to the above, the Vice-Chancellor, appointed Dr. Berwal as Chairperson of the School of Education as well as the Dean, Faculty of Education. This clearly proves that the erstwhile College of Education, was de facto and de jure reckoned as the School of Education, for the designation of "Chairperson" is assigned only to the Head of the Department/School in a University system and not to the Head of a College. The Head of College is designated as Principal. It is pertinent to note that the post of Principal of the erstwhile College of Education become redundant and it lying vacant till today.
4. Moreover, in terms of the Statutes 29 of the University, the Academic Council vide resolution No. 1 in its meeting held on 20.01.2009 formally assigned the different departments to their respective faculties and notified the decision through Endst. No. BPSMV/09/Acad/09-379-89 dated 03.03.2009. In the said Endst. the departments that were in existence on the day of A.C. meeting was convened, were assigned to their respective faculties, but for the faculties, which had no corresponding departments

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existing as on 20.01.2009, the department column was left blank in all such cases.

5. Further the Executive Council of the University in its meeting held on 05.10.2011, changed the nomenclature of these institutions – the erstwhile BPS College of Education which was already converted into the School of Education was renamed as BPS Institute of Teachers Training & Research, whereas the BPS Girls (Degree) College was renamed as BPS Institute of Higher Learning.

Observations, comments and recommendations of the committee:-

The committee, after thorough and critical perusal of the historicity, Act and Statutes of the University, alongwith the orders of the State Government given from time to time, gives its observations, comments and recommendations as under:-

Regarding the status of BPS ITTR, the erstwhile College of Education, it is clear that before the University changed its nomenclature in 2012, it had already been upgraded to the status of the School of Education by the E.C. in its meeting held on 26.03.2008, Dr. Sandeep Berwal, was duly appointed by the Vice-Chancellor as Chairperson of the School of Education, as also the Dean, Faculty of Education, in the absence of a Professor. Notwithstanding, the Academic Council in the year 2009 attached the School of Education (the erstwhile College of Education) formally to the Faculty of Education. It is pertinent to note that even as on date, the Head of this institution is called "Chairperson" like other departments of the University, who is appointed by the University for a period of three years on rotation. If it were a College of Education, it would have had Principal as Head. The post of Principal become redundant after the change of the status of BPS College of Education and it is lying vacant even today.

Perusal of the relevant documents shows that the said resolutions of the Executive Council dated 23.03.2008 and of the Academic Council held on 20.01.2009 have not been withdrawn till today by any further resolution of A.C. or the E.C. Obviously the BPS ITTR is still the Department of Education of the University, de jure as well as de facto. And since the College of Education was a single Faculty institution and a constituent part of the University, It was rightfully

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converted into the Department of Education by following a proper procedure of Law. So the decisions of the Executive Council dated 23.03.2008 and of the Academic Council dated 20.01.2009 to consider the College of Education as the Department is, in no way, violative of the Act or Statutes of the University. Moreover, since Education is one of twelve faculties of the University as provided in the Act of the University, entails that a Department must exist corresponding to the faculty to make the faculty functional.

So the conversion of the BPS ITTR to a Department of the University, therefore, is quite in order and rational, because for any institution to be considered as a Department of a University, it should essentially 1) be a constituent part of the University, 2) be a single faculty institution, 3) the faculty to which it may belong must exist in the University at that time, and 4) the University, by following a proper procedure of Law, must attach it to the corresponding existing faculty of the University. And since the BPS ITTR fulfills all the above mentioned essential criteria, it is de jure and de facto the department of education of BPSMV. There is already a precedent in this very University where the erstwhile Law College was changed to the School of Law and further converted into the Department of law. It is, therefore, recommended that the ITTR may be renamed as Department of Education in consonance with general academic structure at par with other departments of the University.

Nevertheless, it appears that University, probably, did not properly perused the case of the College of Education, which was already functioning as the School of Education, under the Faculty of Education in 2011. While considering the proposal of change of nomenclature of the constituent colleges, the ITTR should not have been placed in the same conceptual category as that of the IHL. In fact the erstwhile College of Education was no longer a College of Education but rather School of Education. The two institutions are structurally different and, therefore, can not be considered at par from the point of view of Academic Status and Structure.

The academic status and structure of the IHL (the erstwhile BPS Girls College) is entirely different from that of the BPS ITTR; instead of providing instruction for

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the particular purpose or in a particular area of knowledge or a profession, the IHL provides instruction in a number of areas, which belong to different departments and different faculties of the University. It is, therefore, logically inconvincible to treat the IHL as a single department faculty of the University, nor even an "Institute", for an Institute, by definition, is "an organization established for the promotion of a particular area of study like science, education etc."

In this regard we can follow the precedent or example of KUK where the University maintained colleges still exist as independent college without being amalgamated with the department.

Nevertheless, after listening to the grievances of the teachers of the IHL in person, the committee definitely feels that, though their argument for the College (IHL) for being treated as equivalent to the Department of a University, is logically untenable, yet in keeping with the academic interests of the IHL teachers. Their case may be taken up separately.

In this regard, the instance of KUK, which is the oldest university of Haryana, needs to be studied before finally deciding the status of IHL. The committee suggests to either constitute a separate committee or the period of this committee may be extended further to give its considered recommendations in the case of IHL.

*Bhim S. Dahiya*  
(Bhim S. Dahiya)

*BSA* / 8/2/17  
(B.S. Dagar)

(K.K.Rishi)



Amesure-52 (1-)

**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonepat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET-I/22/ 2174

Dated: 25/07/22

To

The Director,  
Higher Education, Haryana,  
Siksha Sadan, Sector-5,  
Panchkula (Haryana).

Sub.: Regarding change of Status of ITTR of BPSMV, Khanpur Kalan.

Sir,

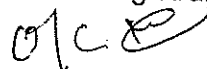
It is stated that the Institute of Teachers' Training & Research (ITTR) of BPSMV, Khanpur Kalan is functioning as an Institute of the University. Prior to functioning as an Institute, its status was BPS College of Education. It is further submitted that as ITTR is a single faculty institution and a constituent part of the University so it was rightfully converted into the Department of Education by following a proper procedure of law. The Faculty of concerned Institute is also requesting again and again to change the status of ITTR as a University Teaching Department.

So, you are requested kindly to change the status of Institute of Teachers' Training & Research (ITTR) as a University Teaching Department of the BPSMV, Khanpur Kalan.

Thanking you,

Yours sincerely,

  
Deputy Registrar (ET)  
for Registrar



Bhagat Phool Singh Mahila Vishwavidyalaya Khanpur Kalan  
 Screening for the post of Deputy Registrar (Contract / Deputation basis).

1. Following Selection Committee was constituted for screening the applications received against advt. no. BPSMV/EN-IV/2022/1332 dated 29.07.2022 & its corrigendum dated 05.08.2022:

- |   |  |             |
|---|--|-------------|
| 1 | Registrar BPSMV Khanpur Kalan                  | Chairperson |
| 2 | Dy. Registrar (ET) BPSMV Khanpur Kalan         | Member      |
| 3 | Finance Officer, BPSMV Khanpur Kalan           | Member      |
| 4 | Assistant Registrar (ENT), BPSMV Khanpur Kalan | Member      |

2. Report of the Screening Committee.

The following were present:

1. Dr. Neelam Malik, Registrar, BPSMV Khanpur Kalan
  2. Sh. Sanjeev Joshi, Dy. Registrar, BPSMV Khanpur Kalan
  3. Sh. Rajbir Singh, Finance Officer, BPSMV Khanpur Kalan
  4. Sh. Rajesh Kumar, Assistant Registrar, BPSMV Khanpur Kalan
- i) The Screening Committee met on 01.09.2022 at 2:30 P.M.
  - ii) 03 application(s) has/have been received for the post of Deputy Registrar.
  - iii) The Screening Committee having carefully gone through the eligibility conditions prescribed in the advertisement for this post who have applied for this post recommended that the following candidates may be called for interview, who is/ are found eligible.

Sr. No.	Name	Whether fulfils the qualifications prescribed, if not reason for calling him for interview	Remarks, if any
1	Mahender Singh	yes	
2			
3			
4			
5			
6			
7			

The following candidates are rejected for reasons noted against their names:

Sr. No.	Name	Reasons for rejections	Remarks, if any
1	Sh. Amit Kataria	Application is not received as per advertisement	
2	Sh. Deepak Kumar	— do —	
3			
4			

(Neelam Malik)  
Chairperson

(Sanjeev Joshi)  
Member

(Rajbir Singh)  
Member

(Rajesh Kumar)  
Member



Bhagat Phool Singh Mahila Vishwavidyalaya Khanpur Kalan

Proceedings of the selection committee meeting held on 05.09.2022 for  
the selection of Deputy Registrar on contractual basis.

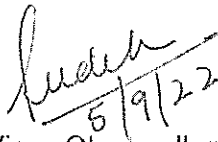
The following members were present:

- |    |  |             |
|----|--|-------------|
| 1. | Vice- Chancellor, BPSMV.                 | Chairperson |
| 2. | Prof. Mahesh Dadhich, Principal Ayurveda | Member      |
| 3. | Dr. Suman Dalal, Associate Prof. BPSITTR | Member      |
| 4. | Registrar, BPSMV                         | Member      |

The committee has interviewed the following candidate for the said post as per the eligibility conditions published in the advertisement:

- 1 Sh. Mahender Singh S/o Sh. Gugan Ram

After interviewing the above candidate, the committee recommends that Sh. Mahender Singh S/o Sh. Gugan Ram may be engaged / appointed as Deputy Registrar on contract basis. The salary / remuneration shall be paid as per rules.

  
(Vice- Chancellor)  
Chairperson

  
(Mahesh Dadhich)  
Member

  
(Suman Dalal)  
Member

  
(Registrar)  
Member

*Annexure - 3*  
**B.P.S. MAHILA VISHWAVIDYALAYA**

(A State University Recognized Under Sec. 2 (F) and 12 (B) of the UGC Act 1956)

**KHANPUR KALAN (SONEPAT)**

Date .....

**Sub:- Regarding approval of the proceedings of the selection committee.**

The University has advertised various posts on deputation / contractual basis for a period of one year, advt. no. 22/07/03 dated 29.07.2022 & its corrigendum dated 05.08.2022 (CP-38-42 & CP-46). Interview for the post of Deputy Registrar on contract basis (against leave vacancy) was held on 05.09.2022 at 11.30 A.M in the University Administrative Block. Proceedings of the selection committee duly signed by the committee members are enclosed herewith for perusal (F/A).

In this connection, it is submitted that the committee interviewed only 01 eligible candidate for the post of Deputy Registrar as per the eligibility conditions published in the advertisement. After interviewing the candidate, the committee recommended that Sh. Mahender Singh S/o Sh. Guran Ram may be engaged / appointed as Deputy Registrar on contract basis (against leave vacancy). The salary / remuneration shall be paid to him as per rules.

In view of the above, the case may be submitted to the Hon'ble Vice-Chancellor for kind consideration and approval of the proceedings of the Selection Committee.

As per statute 23 (2) of University Act, appointments to group A posts (Non Teaching/ Technical) shall be made by the Executive Council on the recommendations of the Establishment/ Selection Committee. Since, no meeting of Executive Council is scheduled in near future, the Vice Chancellor may kindly be requested to approve the said engagement in anticipation of approval of the Executive Council and the matter may reported to the ensuing meeting of Executive Council. (X)

Accordingly, a draft engagement letter is also enclosed herewith for approval, please.

*Suppl (ENT)*

*A-R-ENT*

*If agreed to, may be submitted to the vice-chancellor for consideration*

*Copy to*

*5/9/2022*

*5/9/2022*

*Copy to*

X at pre-page is submitted for approval for

Hon'ble V.C  
MHC/LK  
05/9/22

Prasad  
5/9/22

AR(ENT)  
MHC/LK  
6/9/22

did not

Reference orders of the Hon'ble Vice - Chancellor

are as above.

Accordingly, fair letter addressed to Sh. Mahender Singh regarding Engagement as Deputy Registrar on contract basis (against leave vacancy) is placed below for kind signature of A.R (ENT), please.

dyti  
6/9/2022

dyti(ENT) on leave

AR(ENT)

Cap  
for 19

ASST

/ 8  
AC-4/12/100-1063-25/47.2  
25/7/2012  
Annexure-56

From

Financial Commissioner & Principal Secretary to Govt. Haryana,  
Education Department, Chandigarh.

To

Registrar,  
Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan (Sonapat).

Memo No: 18/203-2007 UNP (2)  
Dated, Panchkula, the: 27-2-09

Subject: - Rationalization of staff of constituent colleges/ institutions and  
creation of posts for Bhagat Phool Singh Mahila Vishwavidyalaya,  
Khanpur Kalan (Sonapat).

Kindly refer to your letter No. BPSMV/Estt./08/1520 dated 31.10.2008

the subject cited above.

The State Government agrees for creation of 190 posts detailed below  
for Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan (Sonapat) with the  
following conditions:-

S. No.	Nomenclature of post	No. of posts
1.	Professor	04
2.	Reader	02
3.	Lecturer	30
4.	PG. Teacher	10
5.	TGT Teacher	14
6.	Superintendent	01
7.	Resident Medical Officer	01
8.	Ayurvedic Medical Officer	03
9.	Accountant	03
10.	Head Clerk	01
11.	Cashier	01
12.	Clerk	10
13.	Assistant Librarian	01
14.	Librarian Schoc.l	01
15.	Up Vaidya	03
16.	Lab Technician	02
17.	X-Ray Technician	01

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18.	O.T Assistant	01
19.	Store Keeper	01
20.	Record Keeper	02
21.	A.N.M	01
22.	Trained Dai	01
23.	Generator Operator	03
24.	Library Restorer	02
25.	Library Attendant	02
26.	Lab. Attendant /Attendant/ Hostel	30
27.	Attendant	
28.	Mali	06
29.	Water Carrier	02
30.	Pump Operator	01
31.	Peon	05
31.	Security Guard/ Gate Keeper/ Chowkidar	13
32.	Sweeper	12
33.	Conductor	02
34.	Hostel Warden	10
35.	Asstt. Security Officer	02
36.	Junior Engineer (Civil)	01
37.	Driver	05
	Total	190

Conditions:-

1. The pay scales of these posts shall be in accordance with the approved pay scales of University Grants Commission/ State Govt. as applicable.
2. The expenditure involved on creation/ filling up of these posts will be borne by the University within the sanctioned budget.
3. The scheme shall be included in the plan schemes.

The above sanction is being issued with the concurrence of Finance Department as conveyed vide their U.O No. 60/87/2FDII/08/4412 dated 26.2.2009.

Under Secretary Higher Education  
for Financial Commissioner & Principal Secretary to Govt. Haryana.  
Education Department, Chandigarh

*(Signature)*

Minutes of the  
at 2.00 P.M.  
Shivawidyalaya, K  
Dr. (Mrs.) Pankaj  
(Sonipat)

of Executive Council held on 23<sup>rd</sup> June,  
ice of the Vice-Chancellor, BPS Mahila  
an (Sonipat) under the chairpersonship of  
ce-Chancellor, BPSMV, Khanpur Kalan

The following attended the meeting:

1. Dr. Mrs.) Pankaj Mittal, Vice-Chancellor - In Chair
2. Sh. Shiv Raman Gaur, IAS, Higher Education Commissioner
3. Sh. Ajit Joshi, IAS, Deputy Commissioner, Sonipat
4. Prof. H.L. Verma, G.J. University, Hisar nominee of FCPS, Technical Education, Haryana
5. Dr. Balbir Kaur, Registrar

The following decisions were taken:-

1. To confirm the minutes of 11<sup>th</sup> EC meeting held on 10.6.2008.

The Minutes of 11<sup>th</sup> meeting of the E.C held on 10.6.2008 were confirmed.

2. To note the follow-up action taken in the 11<sup>th</sup> meeting of the E.C.

The EC noted with appreciation, the action taken by the University on various decisions taken in the 11<sup>th</sup> meeting of the Executive Council.

3. Rationalization of Staff of Constituent Institutions/Colleges.

The EC approved the recommendations of the Committee constituted by the University for rationalizing the staff. The following was approved:-

1. Staff on Grant-in-aid post may be absorbed straightaway.
2. Staff appointed by due procedure and qualified may be absorbed and given regular scale.
3. Staff who have completed 10 years of continuous service and are qualified but where procedure is not followed may be absorbed and given regular scale.
4. Staff having less than 10 years of continuous service, and qualified but procedure not followed, may be absorbed and given regular scale.

23-06-2008. 12th meeting of EC.

- 63 -

11

- ✓ The staff which is not qualified may be given consolidated salary till such time they acquire the required qualifications. Lower post may be considered wherever possible.
6. The staff on fixed salary, without any breaks in service and qualified may be given the fixed salary with annual increase.
  7. The staff on contract basis with due break in service may be given minimum wages i.e. DC rates with 10% increase after five years or revision of minimum wages whichever is higher.
  8. The teaching staff on contract basis in colleges may be given Rs. 10,000/- per month. Similarly the school teacher may be given Rs. 8,000/- per month.
  9. ✓ Hostel Wardens with at least Matric qualifications may be re-designated as Hostel Supervisors with consolidated salary of Rs. 4500/- per month with 10% increase after every five years of service. Those with less than Matric to get minimum wages with 10% increase after every five years of service.
  10. The Cooks and Helpers in the hostels may be given DC rates. However, an increase of 10% for every 5 years of services rendered may be given to the old Cooks.

The Executive Council recommended the creation of equivalent number of posts & advise the University to approach the State Government for its creation. The EC also recommended that the case of 30 employees of TIG, Bhainswal Kalan may also be referred to the State Government for seeking clarification as to whether these employees may also be considered as per the above policy.

Sh. Shiv Raman, Gaur, Commissioner, Higher Education, Haryana advised that the recommendations at Sr. No. 2, 3 & 4 may be implemented only after getting approval of the State Government with regard to sanction of equivalent number of posts.

It was recommended that the case may be referred to the State Govt. for concurrence and approval for implementing the above recommendations.

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(57) /

12  
Annexure - 58

PROCEEDING OF THE COMMITTEE TO LOOK INTO THE PROBLEMS OF  
FACULTY AND WORK OUT THE TERMS AND CONDITIONS OF  
REGULARIZATION/ABSORPTION OF STAFF IN VARIOUS  
COLLEGES/INSTITUTIONS HELD ON 09.09.2009 AT 12:00 NOON

The following were present:

- |    |                    |          |
|----|--------------------|----------|
| 1. | Prof. Vimal Joshi  | Chairman |
| 2. | Dr. Sandeep Berwal | Member   |
| 3. | Dr. D.V.S. Dahiya  | Member   |
| 4. | Sh. K.K. Dhaka     | Secy.    |

The following points were discussed:

✓ (i) The case of Sh. Naresh Kumar, Hostel Warden:

She may be issued the rationalization letter for the post of Hostel Supervisor  
(As per MDU) in the pay-scale of Rs.5000-7850/-

(ii) Ms. Seema, Clerk, College of Education:

Ms. Seema was selected at the time of her appointment in the College as per  
the qualifications supplied by her. She is eligible for the post of clerk cadre.  
Hence, she be given regular scale of Rs. 3050/- as per others.

(iii) Sh. Kamal Ahuja, Lab Technician:

Since he is not qualified for the post of Lab-Technician, the committee is of  
the opinion that if he is willing, his case can be considered by the authorities  
for one step down pos. and refer the case to the government for approval.

(iv) Grant-in-aid Posts:

The representations of the employees under Grant-in-aid post in different  
institutions of the University before establishment of the University may be  
treated as a part of University staff from the very beginning in their respective  
institutions with all service benefits. General circular may be issued.

(v) Case of Dr. Sabina:

Her representation may be dealt with on her personal file through concerned  
principal.

(vi) Sh. Inderjeet, Generator Operator:

Representation may be dealt with on personal file through the principal  
concerned.



Annexure - 59

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# B.P.S. MAHILA VISHWAVIDYALAYA

(A State University Recognized Under Sec. 2 (f) and 12 (B) of the UGC Act 1956)

KHANPUR KALAN (SONEPAT)

Date.....

Subject:- Request of Smt. Naresh Kumari, Hostel Supervisor for regular pay scale.

Smt. Naresh Kumari, Hostel Supervisor vide her representation dated 13.08.2010 has requested that he is working as Hostel Supervisor in this University on DC rates. Further, she has stated that Sh. Inderjeet Singh and Sh. Dharambir Singh, Generator Operators working in the College of Education and Kanya Gurukul Senior Secondary School have been regularized on the lower post as they did not fulfil the qualification of the posts held by them.

In this connection, it is stated that Smt. Naresh Kumari is working as Warden on consolidated salary since 16.07.2005. There were 10 Hostel Wardens working in the University at the time of Mahasabha. Accordingly, 10 posts of Hostel Warden were got sanctioned by the State Government in the lot of 190 posts.

Earlier, this case was examined by this office giving detailed history of each case which were considered by the committee constituted by the Hon'ble Vice-Chancellor from NP-29 to 39 (copy of the same is placed at (F-A). The copy of draft Agenda Items prepared as per orders of the Hon'ble Vice-Chancellor regarding requirement of hostel staff i.e. Hostel Wardens, Hostel Supervisor and Hostel Attendant are also placed at (F-B to F-E) respectively.

It is stated that a proposal of following posts for University Hostels has been submitted to the State Government vide this office letter No.BPSMV/EN/10/490 dated 18.02.2010 (F-F):-

Hostel Warden =05

Hostel Supervisor =18

Hostel Attendant =17

The sanction of the State Government is still awaited.

Since, none of the Hostel Warden is qualified, they are getting consolidated salary in terms of Clause -9 of Resolution No.3 passed by the Executive Council in its meeting held on 23.06.2008 which is reproduced as under (F-G):-

Hostel Wardens with at least Matric qualifications were recommended to be re-designated as Hostel Supervisors with consolidated salary of Rs. 4500/- per month with 10% increase after every five years of service. Those with less than Matric were to get minimum wages as per DC rates, with 10% increase after every five years of service.

In this connection, it stated that the wardens working from the time of then Mahasabha are Matriculate or non-matriculate. The matriculates are getting consolidated salary of Rs.4500/- per month and have re-

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Estt-6042  
23/10/10

F.P.P.

designated as Hostel Supervisors in terms of Executive Resolution referred to above.

954-EN  
18/8/10

Smt. Naresh Kumari has passed her B.A. Examination in the year 2009. The qualification for the post of Hostel Supervisor obtained from the M.D. University are given below (F.H):-

At least Graduate, relaxable in case of Ex-Serviceman. Ex-Serviceman for Girls Hostel must have again the age of 45 years. (Pay scale of Rs.9300-34800+3200 Grade Pay).

RPB/644  
19/10

From the above, it is evident that Smt. Naresh Kumari fulfils the qualification laid down for the post of Hostel Supervisor. It is also stated that the case of Smt. Naresh Kumari was put up before the committee constituted by the Hon'ble Vice-Chancellor for rationalization of staff. The committee recommended as under (F.H):-

"Letters for the post of Hostel Supervisor in the pay scale of Rs.5000-7850/- be issued".

Thus, the request of Smt. Naresh Kumari, Hostel Supervisor may be considered in the following manner:-

1. that one post of Hostel Warden may be down graded to the post of Hostel Supervisor in the pay scale of Rs.9300-34800+3200 Grade Pay as has been done in the case of Sh. Dharambir Singh and Sh. Inderjeet Singh, Generator Operators and she may be given regular appointment against that post.

OR

2. The salary of Smt. Naresh Kumari, Hostel Supervisor may be charged against one sanctioned post of Hostel Warden till the creation of post of Hostel Supervisor by the State Government is received.

Submitted for kind information and orders of the Hon'ble Vice-Chancellor, please.

VC/FM/3218  
19/10/10

VC/RB/4935  
19/10/10

Reg/FM/2555  
19/10/10

Asstt. (EN)  
18/8/10

AR (Estt.)

AR (Estt.)

18.8.10

18.8.10

Register

19/8/10

Examine fresh, keep it in view the rule position.

AR (Estt.) Register

19/10/10

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A5 Annexure-60

**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/ET/12/424

Dated: 16-2-2012

To

Mrs Archana Malik  
W/o Sh Kuldeep Malik  
Department of Law  
BPSMV, Khanpur Kalan.

**Sub: Regularization to the post of Lecturer in History on consolidated salary of Rs. 15000/- PM equivalent to a Teaching Assistant.**

Consequent upon recommendations of the Executive Council, BPSMV, Khanpur Kalan made in its 21<sup>st</sup> meeting held on 17.06.2010 on the proposal of rationalization of left out cases / posts in different departments / institutes of BPSMV, Khanpur Kalan and further, its approval by the Financial Commissioner & Principal Secretary to Govt of Haryana, Education Department as conveyed vide memo no.18/350-2010 UNP(2) dated 30.09.2011 you are brought on the regular strength of Department of Law of the University on the post of Lecturer in History, but you will be paid the maximum pay paid to an Teaching Assistant / Guest faculty in the University i.e. Rs. 15000/-PM till the such time you acquire the UGC prescribed qualification as per the condition of the State Govt rationalization memo no. 18/350-2010 dated 30.09.2011. You will be paid UGC regular pay scale w. e. f. date you acquire the required qualification as per UGC rule.

It is also made clear that your documents relating to the educational qualifications / experience would be verified from the concerned authority. In case any discrepancy is reported, action as per rules of the University will be taken.

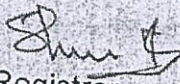
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It is also made clear that your documents relating to the educational qualifications / experience would be verified from the concerned authority. In case any discrepancy is reported, action as per rules of the University will be taken.

Henceforth, you will be governed by the rules and regulations of this University as are framed from time to time. You are required to submit medical certificates from MSM Institute of Ayurveda Khanpur Kalan within 15 days from the date of issue of this letter. The terms and conditions of absorption shall be communicated later after consulting the State Government.

If you accept this offer, you should send your consent to the Registrar through your Principal / Chairperson within 15 days from the receipt of this letter.

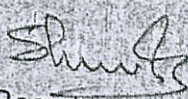
  
Registrar

Ensd. No. BPSMV/ET/12/ 425-429

Dated: 16-2-12

Copy of the above is forwarded to the following for information and necessary action.

1. Principal, MSM Institute of Ayurveda, BPSMV, Khanpur Kalan.
2. Chairperson, Department of Law, BPSMV, Khanpur Kalan.
3. Finance Officer, BPSMV, Khanpur Kalan.
4. PS to Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan.
5. PA to Registrar (for kind information of the Registrar), BPSMV, Khanpur Kalan.

  
Registrar

O/C D.  
BPSMV/ET



-1-  
Annexure - 61  
RC

**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283038 Fax No. 01263-283154, w.w.w.bpswomenuniversity.ac.in

The minutes of the meeting of the committee constituted by the Hon'ble Vice-Chancellor to consider the case of Mrs. Naresh Kumari for rationalization against the post of Hostel Warden held on 17.01.2022.

The following were present:-

- |  |          |
|--|----------|
| 1. Sh. Preet Singh, Ex-Registrar, MDU          | Convener |
| 2. Sh. Chatter Singh, Ex-Deputy Registrar, MDU | Member   |
| 3. Sh. Rajesh Manocha, F.O.                    | Member   |
| 4. Sh. Rajesh Kumar, Assistant Registrar       | Member   |

Sh. Rajesh Kumar, Assistant Registrar (ENT) presented the case before the committee, on the basis of record, which are as under:-

1. Smt. Naresh Kumari was working as Assistant Warden before establishment of the University on consolidated salary of Rs. 3200/-
2. The State Govt. created 190 posts under rationalization scheme vide Govt. letter No. 18/203-2007 UNP(2) dated 27.02.2009, which included 10 posts of Hostel Warden for adjustment of old staff in the respective colleges/institutions. No post of Hostel Supervisor was sanctioned in these 190 posts.
3. EC vide resolution No. 3 (Point No. 5) in its meeting held on 23.06.2008 resolved that the staff which is not qualified may be given consolidated salary till such time they acquire the required qualification. Lower post may also be considered wherever possible.
4. At Sr.No. 9, it was resolved that Hostel Warden with atleast Matric qualification may be re-designated as Hostel Supervisor with consolidate salary of Rs. 4500/-
5. As per decision of E.C., Smt. Naresh Kumari was given 4500/- per month fixed amount.
6. A committee under the Convenorship of Prof. Vimal Joshi in its meeting held on 9.9.2009 recommended that Smt. Naresh Kumari, Hostel Warden may be issued

rationalization letter for the post of Hostel Supervisor in the pay scale of Rs. 5000-7850.

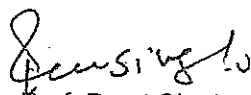
7. As no sanctioned post of Hostel Supervisor was available, Smt. Naresh Kumari could not be issued rationalization letter immediately as per recommendation of the committee.
8. The Estt. Branch at NP-9-of personal file of Smt Naresh Kumari, had recommended that one post of Hostel Warden may be downgraded to the post of Hostel Supervisor and salary of Smt. Naresh Kumari, Hostel Supervisor may be charged against one sanctioned post of Hostel Warden till the creation of post of Hostel Warden.  
None of the recommendation of Esstt. Branch was accepted by Competent Authority
9. The case of Smt. Naresh Kumari was also not considered for any other lower post also. There are some precedents where some cases of rationalization were considered against lower posts and in some cases relaxation of qualifications was also given.
10. The case of Smt. Naresh Kumari was not considered for the post of Hostel Warden on acquiring necessary qualifications for Hostel Warden, whereas in some cases, for example Smt. Archana, Lecturer in Deptt. of Law was given rationalization letter on acquiring required necessary qualification.
11. The posts of Hostel Supervisor were sanctioned by the State Govt. vide letter No. 18/61-2010 UNP(1) dated 08/05/2012. Smt. Naresh Kumari was issued appointment letter for the post of Hostel Supervisor in w.e.f. 15/06/2012 though she had acquired the required qualifications of Supervisor in April 2009.
12. She acquired the qualification for the post of Hostel Warden in March 2013.


**Recommendations:-**


After examining the case in detail and to give a fare justice to Smt. Naresh Kumari and also in view of the past precedent, regarding rationalization of Smt. Archana Malik, Lecturer in Law<sup>Deptt.</sup> on acquiring necessary qualifications, the committee recommends that


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Smt. Naresh Kumari be rationalized against the vacant post of Hostel Warden sanctioned by the State Govt. vide letter No. 18/203-2007 UNP (2) dated 27.02.2009 on acquiring the qualifications for the post of Hostel Warden w.e.f. 20.03.2013 after verifying the exact date from the record. She be given benefit notionally from the said date and actual from the date she assumes the charge as Hostel Warden. Further, before issuing the order, an undertaking may be obtained from Smt. Naresh Kumari that she will withdraw the court case pending in Hon'ble Punjab & Haryana High Court, Chandigarh.

  
Prof. Preet Singh  
Ex Registrar, MDU  
Convener

  
Sh. Chhatar Singh  
Ex Dy. Registrar, MDU  
Member

  
Sh. Rajesh Mahocha  
Finance Officer, BPSMV  
Member

  
Sh. Rajesh Kumar  
AR (ENT), BPSMV  
Member

**Bhagat Phool Singh Mahila Vishwavidyalaya**  
**Khanpur Kalan (Sonapat), Haryana-131305**

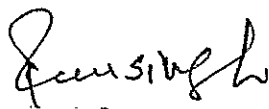
The minutes of the meeting of the committee constituted by the Hon'ble Vice-Chancellor to consider the case of Mrs. Naresh Kumari & other similar cases for rationalization against the post of Hostel Warden held on 06/07/2022. The following were present:-

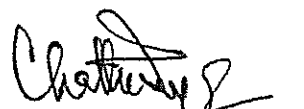
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|---|----------|
| 1 Sh. Preet Singh, Ex-Registrar, MDU          | Convener |
| 2 Sh. Chatter Singh, Ex-Deputy Registrar, MDU | Member   |
| 3 Sh. Rajbir Singh, Finance Officer           | Member   |
| 4 Sh. Rajesh Kumar, Assistant Registrar       | Member   |

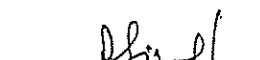
The cases of Smt. Naresh Kumari, Hostel Supervisor, Smt. Poonam Hostel Supervisor, Smt. Santro, Hostel Attendant, Smt. Nirmala, Hostel Attendant and Smt. Ram Bhateri, Hostel Attendant were considered. The writ petitions filed by Smt. Naresh Kumari, Hostel Supervisor, Smt. Poonam Hostel Supervisor, Smt. Santro, Hostel Attendant and Smt. Nirmala, Hostel Attendant were also perused.


The Committee recommends as under:

1. The Case of Ms. Naresh Kumari, Hostel Supervisor which was recommended by the committee for rationalization on the post of Hostel Warden be considered for the post of Hostel Warden with effect from 29.5.2012 i.e. date of publication of her result mentioned in the DMC. The other conditions may be same as recommended by the committee in its meeting held 17.1.2022.
2. The cases of Smt. Poonam Hostel Supervisor, Smt. Santro, Hostel Attendant, Smt. Nirmala, Hostel Attendant may not be considered as the demanded posts did not exist on 27.2.2009. Therefore, the University may await for the decision of the Hon'ble High Court in their cases.
3. The case of Smt. Ram Bhateri, Hostel Attendant may be considered for rationalization on the post of Hostel Supervisor after vacating the said post by Smt. Naresh Kumari and she may be rationalized with effect from the date on which she acquire the requisite qualification i.e. BA.

  
Prof. Preet Singh  
Ex Registrar, MDU  
Convener

  
Sh. Chatter Singh  
Ex Dy. Registrar, MDU  
Member

  
Sh. Rajbir Singh  
Finance Officer  
Member

  
Sh. Rajesh Kumar  
A.R. (ENT)  
Member

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EC - 15/6/2012

University, who shall not be below the rank of Professor on such terms and conditions as the Vice-Chancellor may recommend to the Executive Council:

In view of above provisions for appointment of proctor as women Professor, presently, there is no female Professor available, hence, Vice-Chancellor deemed fit and appointed Dr Shweta Hooda Solanki, Associate Professor as Proctor of the University till further orders.

Hence, it has been decided and ordered by the Hon'ble Vice Chancellor to place the matter before the Executive Council for consideration and approval. The matter is accordingly placed before the Executive Council for consideration and approval.

**13. To Consider the Distribution of posts of Hostels Staff and release of advertisement.**

**Statement of the case:-**

The FC&PS, Govt. of Haryana, Higher Education Department vide their Memo No. 18/61-2010 UNP(1) dated 08.05.2012 (Annex-XI, Pages-681-682), has conveyed the sanction of the State Govt. for the following posts in this University:-

01	Hostel Supervisor	08
02	Hostel Attendant	16

The following conditions have also been imposed:-

- 01 The pay scale and qualifications for the post of Hostel Supervisor will be on the pattern of Maharshi Dayanand University, Rohtak and that of Hostel Attendant on the pattern of BPS Mahila Vishwavidyalay Khanpur Kalan, Sonapat.
- 02 The expenditure involved on creation of these posts will be borne by the University itself and no additional funds will be demanded from the Finance Department.

It is further submitted that we have 10 posts of Hostel Warden in the pay scale of 9300-34800+3300GP, sanctioned under rationalization scheme vide letter No. 18/203-2007 UNP(2) dated 27.02.2009 (Annex-XII, Pages-683-684), for adjustment of old staff in the respective colleges/institutions. It is pertinent to mention here that none of the incumbent under rationalization possess the qualifications of Hostel

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VII

Warden i.e. post graduate with at least 5 years experience of Supervising Hostels.

The Hon'ble Vice-Chancellor pointed out that downgrading the posts will tantamount to University, not being able to fill the post of Hostel Warden with suitable candidate who are qualified for the job.

Keeping in view the observations of the Hon'ble Vice-Chancellor and to avoid loss of posts of Hostel Warden, it may be more appropriate, if the case is placed before the Executive Council with a request to allow the rationalization of old Hostel staff against the newly sanctioned posts as proposed against their names in the attached list (Annex-XIII, 685-687).

After adjustment of the old (under rationalization) staff, the following posts may be allowed to be advertised with qualifications and pay scales mentioned against each:-

Sr. No.	Name of the post	No. of post to be advertised	Qualifications	Pay Scale
1	Hostel Warden	10	Post Graduate with atleast 5 years experience of supervising hostel	Rs. 9300-34800+ Rs. 3300GP
2	Hostel Supervisor	04	At least Graduate with 01 year experience of supervising hostel.	Rs. 9300-34800 + Rs. 3200GP
3	Hostel Attendant	11	10+2 pass	Rs. 5200-20200+ Rs.1900GP

Note: - As per the Reso. No. 28(ii) (Annex-XIV, Pages-688), preference shall be given to the candidates holding Diploma or Degree in Hotel Management/House keeping/Hospitality Management from a recognized Institute or University.

The matter was submitted to the Hon'ble Vice-Chancellor who after due consideration has ordered to place the same before the Executive Council for kind consideration and approval.

## List of Old Hostel Staff

Sr. No.	Name of the Employee	Present Desig.	Date of Birth	Date of Joining	Existing qualifications as on date	Qualifications and pay scale as per MDU/ BPSMV rules	Proposed post and pay scale
1	Ms. Sumitra Devi	Hostel Supervisor	04.04. 64	01.09.99	Parbhakar, B.A. (Political Science)	Hostel <u>Supervisor</u> : At least Graduate	Hostel Supervisor Rs. 9300-34800+3200GP
2	Ms. Poonam	Hostel Supervisor	15.12.72	13.10. 05	B.A.	Pay Scale: Rs. 9300-34800+ Rs.3200GP	Hostel Supervisor
3	Ms. Naresh Kumari	Hostel Supervisor	11.03.73	16.07. 05	B.A., M.A. (Previous)		Rs. 9300-34800+3200GP
4	Ms. Roshni Devi	Hostel Supervisor	10.01.64	22.09.97	Parbhakar, B.A.		Hostel Supervisor
5	Ms. Kamlesh Kumari	Hostel Supervisor	05.07.65	16.10. 01	Matric, Diploma in Commercial Practice and Stenography	Hostel <u>Attendant</u> : Matric	Hostel Attendant Rs. 5200-20200+1900GP
6	Ms. Bhateri	Hostel Supervisor	03.03. 72	09.07. 98	Matric, Prabhakar	Pay Scale: Rs. 5200-20200+ Rs. 1900GP	Hostel Attendant Rs. 5200-20200+1900GP
7	Ms. Nirmala Devi	Hostel Supervisor	07.08.76	06.07. 02	Matric		Hostel Attendant Rs. 5200-20200+1900GP
8	Ms. Santro Devi	Hostel Supervisor	10.01.68	01.12. 98	Matric		Hostel Attendant Rs. 5200-20200+1900GP
9	Ms. Daya Kaur	Hostel Supervisor	01.02.71	23.11. 01	4th	-----	Instead of a regular scale, she may be allowed DC rates till such time she acquires requisite qualifications

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*Annexure - 62*

HARYANA GOVERNMENT  
GENERAL ADMINISTRATION DEPARTMENT  
(IN GENERAL SERVICES-II BRANCH)  
No. 43/5/2001-3GSII

Dated Chandigarh the 27<sup>th</sup> November, 2014

To

1. All the Administrative Secretaries to Government, Haryana.
2. All the Heads of Departments, Haryana.
3. The Divisional Commissioners, Ambala/Hisar/Rohtak and Gurgaon.
4. The Registrar, Punjab & Haryana High Court, Chandigarh.
5. All the Managing Directors/Chief Administrators of Boards/Corporations/Public Undertakings in Haryana.
6. All Deputy Commissioners and Sub Divisional Officers (Civil) in Haryana.

Subject:- Policy for providing Compassionate financial assistance to the family of the deceased person working in Government Department/ Boards/ Corporation/public undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on contract basis through Service Providing Agency.

Sir/Madam,

I am directed to invite your attention on the subject cited above and to say that there being no policy for providing ex-gratia compassionate financial assistance to the family of the deceased person employed in Government Departments/ Boards/ Corporations/public undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on contract basis through Service Providing Agency. The State Government has considered this matter and decided to provide financial assistance to the tune of Rs. 3.00 lacs to the family of a deceased person who was working in Government Department/Boards/ Corporation/public undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on contract basis through Service Providing Agency with the prior approval of the competent authority on the following guidelines:-

- (i) These instructions shall come into force with effect from the date of issue of instructions.
- (ii) **Definitions:-** In these rules the context otherwise requires:-
  - a) "Appointing authority" means the Head of Department/competent Authority as the case may be, where the deceased person was working.
  - b) "Compassionate financial assistance" means the financial assistance to the tune of Rs. 3.00 lacs, provided as ex-gratia assistance to the completely dependent members of the indigent family of the deceased.

- c) "Competent authority" means the Head of the concerned Department/Board/Corporation/Public undertakings where the deceased person was serving.
- d) "Deceased Person" means a person who was working in any Government Department/Boards/ Corporation/Public undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on contract basis through Service Providing Agency at the time of his/her death.
- e) "Dependent" means spouse or son/un-married daughter till they attain the age of 25 years. In case of deceased person being un-married; brother/sister not above the age of 35 or parents.

(iii) **Submission of application in the form of undertaking:-** A dependent of the deceased person shall furnish an affidavit/undertakings by giving complete address, proof of dependency over the deceased, list of other family members with relationship & age.

(iv) **Interpretation:-** If any doubt arises relating to the application, interpretations and scope of these instructions it shall be referred to the Government in the department of General Administration (in General Services-II Branch) whose decision thereon shall be final.

(v) **Exemption/ Relaxation:-** There shall be no exemption/relaxation of any provision of these instructions.

2. Wherever required, the department /Board/Corporation/Public Undertaking concerned would move for adequate provisions in their budget under the appropriate head for this purpose every year.

3. This may please be brought to the notice of all concerned for strict compliance in letter and spirit.

Yours faithfully,

*[Signature]*

(Bhim Singh Negi)

Under Secretary to Government, Haryana,  
Protocol Department. 27/11

Endst: No. 43/5/2001-3GSII

Dated 27.11.2014

A copy each is forwarded to the following for information and necessary action:-

- 1. ✓ All the Registrars of Universities in the State of Haryana.
- 2. The MD/HARTRON.
- 3. The State Informatics Officer (NIC), Haryana Civil Secretariat, Chandigarh for uploading on the websites of the State Government and Chief Secretary's office as well. He is also requested to send this letter by e-mail to all concerned.

*[Signature]*

(Bhim Singh Negi)

Under Secretary to Government, Haryana,  
Protocol Department. 27/11

From

Chief Secretary to Government Haryana

To

- (i) All the Administrative Secretaries to Govt., Haryana
- (ii) All the Heads of Departments, Haryana
- (iii) All the Divisional Commissioners, Deputy Commissioners and SDOs (Civil) in Haryana State
- (iv) The Registrar, Punjab and Haryana High Court, Chandigarh.
- (v) All Managing Director/ Chief Administrators of Boards/ Corporations/Public Undertakings in the State.

Dated Chandigarh, the 28<sup>th</sup> July, 2016

**Subject:** Policy for providing Compassionate financial assistance to the family of the deceased person working in Government Department/Boards/ Corporation/Public undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on contract basis through Service Providing Agency amendment therein.

Sir/Madam,

I am directed to invite your attention to the Government letter No. 43/5/2001-3GSII, dated 27.11.2014 vide which policy to provide Compassionate Financial Assistance to the family of the deceased person working in Government Departments/Boards/Corporations/Public Undertakings under Haryana Government on Adhoc, Daily Wage, Contract basis including the persons working on the contract basis through Service Providing Agency was conveyed.

Now the Government has reconsidered the matter and also decided to provide the financial assistance of Rs.3.00 lakh lumpsum to the Guest Teachers appointed in Government Schools.

Further, Para No.2 (d) of the policy letter issued vide No. 43/5/2001-3GSII dated 27.11.2014 has been amended as under :-

"Deceased person" means a person who was working in any Government Department/Board/Corporation/Public Undertaking under Haryana Government on Adhoc, Daily Wage, Contract Basis, Guest Teacher being including the person working on contract basis through Service Providing Agency at the time of his/her death.

All other terms and conditions as issued vide letter No. 43/5/2001-3GSII, dated 27.11.2014 shall remain unchanged.

Yours faithfully,

*Mohinder Datta*  
Under Secretary, Protocol  
for Chief Secretary to Government, Haryana.

U.O. No. 43/5/2001-3GSII

Dated, Chandigarh the 28<sup>th</sup> July, 2016

A copy is forwarded to the following for information and necessary action:-

1. The Secretary, Council of Ministers, Haryana w.r.t. his U.O. No9/168/2016-2 Cabinet dated 20.07.2016.
2. The State Informatics Officer (NIC), Haryana Civil Secretariat for uploading on the websites of the State Government and Chief Secretary's office as well. He is also requested to send this letter by E-Mail to all concerned.

*Mohinder Datta*  
Under Secretary, Protocol  
for Chief Secretary to Government, Haryana.

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# Bhagat Phool Singh Mahila Vishwavidyalaya

**Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001,283002, Fax No. 01263-283779, [www.bpswomenuniversity.ac.in](http://www.bpswomenuniversity.ac.in)

Ref No. BPSMV/Acad/22/\_\_\_\_\_

Dated: \_\_\_\_\_

To

All the members of  
Executive Council,  
BPSMV, Khanpur Kalan.

**Sub:- 72<sup>nd</sup> meeting of Executive Council.**

Madam/Sir,

It is for your kind information that the 72<sup>nd</sup> meeting of the Executive Council is scheduled to be held on 27/09/2022 at 11.00 a.m. through offline mode, in Conference Hall, Administrative Block, BPSMV Khanpur Kalan.

*you are requested to kindly*  
~~I shall be highly obliged, if you kindly~~ spare your valuable time to attend the said meeting on the above mentioned date, time and venue. The Agenda of the meeting will be sent separately.

With regards,

Yours sincerely,

Registrar

**Endst.No. BPSMV/Acad/22/**

**Dated:**

Copy of the above is forwarded to the following for information, please:-

1. The Secretary to Governor-Chancellor (for kind information of His Excellency Governor-Chancellor, Haryana), Haryana Raj Bhawan, Chandigarh.
2. PS to Vice-Chancellor (for kind information of the Vice-Chancellor), BPSMV, Khanpur Kalan.

Registrar



B.A. LL.B.	120	18	16	2	102	54	3	1	4	2	5	0	43	10	10	20	1	0	16	11	28	1	0
B.B.A. LL.B.	120	18	16	2	102	54	3	1	4	2	5	0	43	10	10	20	1	0	16	11	28	1	0
P.G. Diploma in Cyber Law	20	3	3	0	17	9	0	0	2	1	1	0	5	2	2	3	0	0	3	2	5	0	0
P.G. Diploma in Insurance Law	20	3	3	0	17	9	0	0	2	1	1	0	5	2	2	3	0	0	3	2	5	0	0
Certificat e course in Human Rights	20	3	3	0	17	9	0	0	2	1	1	0	5	2	2	3	0	0	3	2	5	0	0
Bachelor of Physical Education and Sports (B.P.E.S)	50	8	7	1	43	23	1	0	2	1	2	0	17	4	4	9	0	0	7	5	11	1	0
Master of Physical Education and Sports (M.P.E.S)	30	5	4	0	26	14	1	0	2	1	1	0	9	3	3	5	0	0	4	3	7	0	0
B. Pharmac y	60	9	8	1	51	27	1	0	2	1	3	0	21	5	5	10	1	0	8	6	14	0	0

**Bhagat Phool Singh Mahila Vishwavidyalaya****Khanpur Kalan (Sonapat), Haryana-131305**

Office No. 01263-283001, 283002, Fax No. 01263-283779.

[www.bpswomensuniversity.ac.in](http://www.bpswomensuniversity.ac.in)Ref No. BPSMV/ET-II/21/ 473Dated: 02/03/2021

To,

Assistant Registrar  
Academic Branch  
BPSMV, Khanpur Kalan

Sub: Agenda item(s) for the Executive Council.

Please find enclosed herewith a copy of agenda item(s) to be placed before the  
Ensuing meeting of the Executive Council.

1. To consider and approve the action taken by the Vice-Chancellor under statute 22 (1) (d) of the University Act, in appointing Prof. Shweta Singh as Chairperson of the Department of management w.e.f 11.09.2020 for a period of three years. ✓
2. To consider and approve amendment in Statute 20 (1) and addition of clause (6) in Statute 22 of the University Statutes.

Encl: As stated.

Deputy Registrar (ET)  
for Registrard/c Ber

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