

SUPPLEMENTARY AGENDA

BHAGAT PHOOL SINGH MAHILA VISHWAVIDYALAYA, KHANPUR KALAN

SUPPLEMENTARY AGENDA FOR THE 76th MEETING OF THE EXECUTIVE COUNCIL TO BE HELD ON 01/09/2023 AT 11.00 A.M. THROUGH BLENDED (PHYSICAL AND ONLINE) MODE IN THE CONFERENCE HALL, ADMINISTRATIVE BLOCK, BHAGAT PHOOL SINGH MAHILA VISHWAVIDYALAYA, KHANPUR KALAN.

15. To ratify the action taken by the Vice-Chancellor regarding extension in engagement as Adjunct Faculty in the Department of Geography for one year beyond 21.08.2023 in respect of Prof. M.S. Jaglan on the terms and conditions already approved.

Statement of the case:-

A proposal has been received from the Chairperson, Department of Geography, BPSMV, Khanpur Kalan with regard to extend the period of one year as Adjunct Faculty in respect of Prof. M.S. Jaglan for smooth functioning of the teaching classes for the Department of Geography.

It is submitted that Prof. M.S. Jaglan was engaged as Adjunct Faculty in the Department of Geography initially for a period of six months with an honorarium of Rs. 5000/- per day of service (having minimum engagement of two hours) subject to a maximum of Rs. 100000/- (Rs. One Lakh only) per month. The same was noted and approved by the Executive Council in its meeting held on 05.04.2023 vide resolution No. 8.

The above proposal submitted by the Chairperson, Department of Geography, BPSMV, Khanpur Kalan with regard to extend the period of one year as Adjunct Faculty in respect of Prof. M.S. Jaglan was put-up to the Vice-Chancellor, who after due consideration has granted extension in engagement for one year beyond 21.08.2023 in anticipation of approval of the Executive Council and ordered to place the same to the Executive Council for ratification.

16. To consider and approve the recommendation made by the Committee constituted regarding to clarify difference between the Charity Fund and Students' Aid Fund held on 25.07.2023 at 11.00 A.M. under the Convenership of the Dean Students' Welfare.

Statement of the Case:-

The Executive Council vide resolution no. 4 of its 21st meeting held on 17.06.2010 has approved the policy to grant financial assistance to the poor & deserving students of BPSMV, Khanpur Kalan (Sonipat). At present the financial assistance is being granted to such students as per above policy.

As per Chapter-XXIX of University Calendar Volume-III (Rules & Resolutions), there is a provision of 'Students' Aid Fund', which was approved, vide resolution no. 9 of 28th Executive Council meeting held on 15.06.2012. The purpose of this fund is also the same as mentioned in above para.

In order to streamline the said provision a committee was constituted to clarify the difference between Charity Fund and Students' Aid Fund. The committee after conducting several meetings recommended that nomenclature of scheme may be 'Students' Aid Fund' as per University Calendar Volume-III instead of Charity Fund. The guidelines for disbursement of Students' Aid Fund have also been prepared by the committee which are attached at (**Annexure-21, pages-69-81**).

The recommendations of the committee were put up to the Vice-Chancellor who after due consideration has desired to place the same before the Executive Council for consideration.

17. To consider & approve the recommendations kept in sealed envelope of the Selection Committee held on 22.08.2023 for grant of promotion to the following teachers of University/ Constituent colleges/ Institutes under CAS as Associate Professor (Stage-III to Stage-IV) under CAS in the pay band-IV (Rs. 37,400-67,000 + GP Rs. 9,000/-) on successful completion of three years of service as Assistant Professor in AGP of Rs. 8,000/- 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 the State Government as mentioned in para 8.0 regarding Revised pay Scale, Service conditions, and Career Advancement Scheme for teachers and equivalent positions; and as per the provision clause-10.7, Assistant Professor completing three years of teaching in third grade (stage-3) shall be eligible, subject to the qualifying conditions and the API based PBAS requirements prescribed by these Regulations, to move to the next higher grade (stage-4) and to be designated as Associate Professor. Accordingly, the Vice-Chancellor constituted the Selection Committee as per University Act-2006 statute 24 and the meeting of the Selection Committee was held on 22.08.2023.

Sr. No.	Name of the Teacher	Name of Department	Stage	Due date of Promotion
1.	Dr. Anshu Bhardwaj	Management Studies	Stage-III to IV	01.07.2022
2.	Ms. Neetika	BPSIHL	Stage-III to IV	05.11.2022
3.	Dr. Parvinder Kaur	BPSIHL	Stage-III to IV	06.11.2022

The recommendations of the committee are kept in three separate sealed envelopes.

The above matter was placed before the Hon'ble Vice-Chancellor who ordered that the recommendations of the Selection Committee be placed before the Executive Council for consideration and approval.

18. To ratify the action taken by the Vice-Chancellor in anticipation of the approval of the Executive council regarding to waive off the outstanding penalty amount against the shop vendors of the University.

Statement of the case:-

The shops of the University are being let out on rent to various vendors from time to time. The extension in time period along with 10% enhancement every year could not be carried out for these shops for the period mentioned below against column 'C'. Due to the same, an amount of arrear of the enhanced rent along with penalty has become due against the concerned shop vendors. The details of the outstanding rent arrear and the penalty on the rent against the various shop vendors/shops as per the calculation sheets (**Annexure-22, Page-82-115**) are as under:-

A	B	C	D	E	F
Sr. No.	Shop Name	Period	Rent Arrear amount	Rent Penalty amount	Remarks
1	Cafeteria (court case)	August 2013 to January 2018	2,77,270/-	96,540/-	The University has filed a suit against the concerned vendor for recovery of the rent arrear and penalty amount.
2	Hosiery	February 2017 to July 2020	91,063/-	4,850/-	---
3	General Store	July 2012 to June 2022	11,19,285/-	2,37,312/-	----
4	Restaurant	February 2017 to October 2022	2,36,924/-	34,818/-	---
5	Beauty Parlor	August 2013 to October 2022	5,47,493/-	1,88,181/-	---
6	Book and Stationary Shop	July 2012 to October 2022	2,79,664/-	41,587/-	---
7	Boutique (court case)	July 2012 to December 2017	7,65,420/-	1,64,157/-	The University has filed a suit against the concerned vendor for recovery of the rent arrear and penalty amount.
8	Milk Parlour	July 2012 to October 2022	2,45,675/-	00/-	---
9	Coffee Shop	July 2012 to October 2022	3,15,842/-	1,34,179/-	---
10	Vegetables, Fruits and Juice	October 2012 to October 2022	82,409/-	13,954/-	---
11	Photocopy Shop	July 2016 to October 2022	56,723/-	7,996/-	---
12	Swadeshi Bikri Kendra Shop	May 2016 to October 2022	71,639/-	4,041/-	---
13	Bakery Shop	February 2017 to October 2022	2,39,779/-	60,918/-	---
14	Medical Store	September 2012 to October 2022	1,41,889/-	44,123/-	---
15	Pop Corn Khoka	December 2012 to October 2022	64,166/-	21,719/-	---

Many requests were received from the shop vendors regarding to waive of the outstanding rent arrear and penalty amount of the shops. Considering the same, a committee consisting of the following members was constituted by the Vice-Chancellor for giving its recommendations regarding full settlement of the pending **penalty amount** of the rent against the vendors of the University shops.

- | | | |
|----|------------------------------|----------|
| 1. | Registrar, BPSMV | Convener |
| 2. | Finance Officer, BPSMV | Member |
| 3. | Nodal Officer(Legal),BPSMV | Member |
| 4. | Assistant Registrar(General) | Member |

The committee gave its final recommendations on 28.07.2023 which are reproduced as under:

‘Penalty amount imposed on the shopkeepers be waived off considering their requests and General Branch to calculate their dues after deducting the penalty amount’ (Annexure-23, Page-116-118).

After considering the recommendations of the Committee, the Vice-Chancellor has approved the case regarding waiving off the penalty amount pending against the shops mentioned against each (in column E), for the period shown in column ‘C’ at pre page in anticipation of the approval of the Executive Council and ordered to refer the same for ratification of the same.

19. **To consider & approve the recommendations of the Selection Committee held on 22.08.2023 for appointment of Assistant Professor in Rog Nidan evam Vikriti Vigyana against leave vacancy on a consolidated remuneration of Rs. 63720/- per month initially for a period of one year or till the existence of the leave vacancy.**

Statement of Case:-

Dr. Deshmukh Prashant Nareshrao, Assistant Professor, MSM Institute of Ayurveda has been relieved on 27/03/2023 to join as Assistant Professor at NIA Jaipur. He has been granted lien for one year. As per norms of CCIM governing body of MSM institute of Ayurveda, one Assistant Professor in Rog Nidan evam Vikriti Vigyana is compulsory required. Further, the vacancies arises out of Retirement, Resignations or transfers etc. either Govt. of Private shall be filled by the Institution within 90 days from the date of vacancy of the post or before 31st December of every year whichever is earlier under intimation to this Council.

Accordingly, the said vacant post has been advertised by the University against leave vacancy on 13/07/2023 on a consolidated remuneration of Rs. 63720/- per month (initial of FPL-9 +20% NPA). After that, the Vice-Chancellor constituted a Selection Committee as per University Act-2006 statute 24 and the meeting of the Selection Committee was held on 22.08.2023 and the recommendations of the committee are kept in a sealed envelope.

The above matter was placed before the Hon'ble Vice-Chancellor who ordered that the recommendations of the Selection Committee be placed before the Executive Council for consideration and approval.

20. To consider and approve the recommendations of Advisory Committee of Centre for Society-University Interface & Research (CSUIR) regarding revision in the remuneration to the faculty members of CSUIR, equivalent to the Guest faculty/visiting faculty of BPSMV i.e. Rs. 1000/- per lecture.

Statement of the Case:-

Centre for Society-University Interface & Research (CSUIR) offer add-on courses in Micro Finance, Cooperative Management and Folk Medicine. CSUIR does not have its own teaching staff. During the inception of the Centre, it was decided that being an add-on courses, there is no need of appointing separate teaching staff for these courses. The teaching staff will be associated from various UTDs/Institutions of BPSMV and they will be paid remuneration for the same. Therefore, since, 2010, the faculty members of CSUIR are being paid remuneration of Rs. 500 per lecture.

Now, the advisory committee of CSUIR has taken decision in the meeting, held on 16th February, 2023 and 21st April, 2023 (**Annex-24, page-119-121**) to revise the remuneration for the faculty members of CSUIR, which is equivalent to the Guest Faculty/visiting faculty of BPSMV i.e. Rs. 1000/- per lecture with a ceiling of Rs. 10,000/- per month.

Keeping in view of the recommendations of the advisory committee of CSUIR, the Vice Chancellor has ordered to place the matter before the Executive Council Meeting for consideration and approval of the same.

21. To ratify the action taken by the Vice-Chancellor in approving the proposal to make the payment of EPF amount and allied dues from August 2006 to September 2022 in respect of Cooks/Helper/Teaching Assistants of the university.

Statement of the case:-

Cooks/helpers working in Mahasabha Gurukul Vidyapeeth Khanpur Kalan and Bainswal Kalan were getting their remuneration from the Mess Fund account of the concerned institute. With the establishment of BPS Mahila Vishwavidyalaya on 18.08.2006, all movable/ immovable property of Mahasabha Kanya Gurukul Khanpur Kalan has been vested in the BPS Mahila Vishwavidyalaya, Khanpur Kalan vide Section 36 (1) of Ordinance No. 4 of Haryana State legislative Act No. 31 of 2006 dated 10.11.2006. In compliance of the above ordinance all the institutions working has become the constitute Institute of the Bhagat Phool Singh Mahila Vishwavidyalaya w.e.f. 18.08.2006. Therefore, they have been governed under the rules and regulations of the University framed from time to time.

It is informed that all the employees of erstwhile Maha Sabha have been regularized under rationalization scheme of the University time to time except cooks/helpers which was working in the Hostel/ Mess. Therefore, 34 out of them have approached to the Hon'ble High Court for regularization. The regularization case is subjudice in the Hon'ble Punjab & Haryana High Court, Chandigarh Vide

CWP No.7755 Of 2016 and 27703 of 2017.CWP No.27703 has been merged with the CWP No 7755 Of 2016. The next date of hearing is fixed on 28.08.2023. The cooks and helpers of the University are covered under the policy framed by the University vide resolution No. 03 of the 12th EC meeting held on 23.06.2008 to rationalize the employees who were working before the inception of the university. As per the EC resolution No. 03, point No. 10, it is resolved that, **"the cooks and helpers in hostels may be given DC rates with 10% increase after every five year's service."** Therefore, all the cooks and helpers working in mess of different institution are being paid the DC rates w.e.f. 01.11.2008 as applicable from time to time out of mess fund of concerned institute. However, in between, Messes of all the institutions have been given on contract, therefore, the mess contractor has started paying the salary of cooks/helpers working in the concerned messes.

As per orders of the competent authority, the cooks/Helpers who were engaged before inception of the University started shifting to University Guest House and Co-operative canteen and all the cooks were also shifted to University Guest House and Co-operative canteen.

An ex-employee Mrs.Teenu, Teaching Assistant submitted a complaint to the EPFO office regarding her non enrolment in the EPFO during her tenure after that EPFO office, Sonipat inspected the University record. The inspection was carried out by the team of Enforcement Officers. After scrutiny of record an inspection note / observation memo was issued by the EPFO Office (**Annexure-25, page-122-132**), Sonipat vide which amounting to Rs.12,04,548/- (Twelve lac four thousand five hundred forty eight only) the outstanding dues were calculated by the Enforcement Officers in respect of Teaching Assistant. Therefore, the Challan of EPF in respect of eight teaching assistants were generated & paid as per approval of competent authority. After that the challan of the damage charges along with interest amounting Rs. 10,39,405/- (Ten lac thirty nine thousand four hundred five only) were generated & paid accordingly as non deposition of the same invites further financial implication in the shape of penalty and dues are increased day by day.

It is further submitted that the Enforcement Officers has also inspected the record of Cooks. After checking record by Enforcement Officers, total 59 employees are found whose EPF A/c had not been opened and UAN No. had not been allotted to them and outstanding dues of Rs. 1,62,86,541/- plus allied dues were calculated by the Enforcement Officers. The aadhar card, pan card, bank account etc. were obtained from the cooks for opening the EPF account .Thirty five cooks had submitted relevant documents and their EPF account were opened .Accordingly challans of 35 cooks/Helper amounting to Rs. 1,20,93,623/- (One Crore Twenty lac Ninety Three Thousand Six Hundred Twenty Three only) were generated and paid as per approval of competent authority. In between some cooks/helpers had left the job/expired and no residential address are available in the office record. Hence, the information in this regard could not be communicated to them.

It is also submitted that before depositing the amount/dues and damages charges, legal opinion from the Nodal Officer (Legal Cell) has been sought as the matter is subjudice. Therefore, the amount of only those 35 cooks/helpers who are presently working in the University has been paid (Rs.1,20,93,623/- + 1,76,85,080/- damages charges) as per the EPF calculated by the EPFO office plus damages charges with interest at the time of challan generated.

The matter was put up to the Hon'ble Vice-Chancellor and she has approved the same to avoid further financial complications and ordered that matter be referred to Executive Council for information and take further course of action in view of huge financial liability.

22. **To consider the case for grant of extension to Sh. Rajbir Singh after superannuation as Daftri on re-employment/contract basis for a period of six months from 03.09.2023 to 02.03.2024 on consolidated salary of Rs. 16900/- per month (initial pay of the post of Daftri)**

Statement of the case

Keeping in view, the shortage of staff, Sh. Rajbir Singh, Ex-Daftri who was retired from the service of university on 28.02.2022, was re-employed as Daftri initially for a period of six months i.e. from 03.03.2023 to 02.09.2023 in BPS Mahila Polytechnic.

Further the Principal has forwarded the request for extension of Sh. Rajbir Singh with the recommendation that his services are required in BPS Mahila Polytechnic.

The case was submitted to the Vice Chancellor who after due consideration has approved the same and further desired to place the same before Executive Council for consideration.

23. **To consider the case to release the pensionary benefits to the Grant-in-Aid employees of Kanya Gurukul Senior Secondary School, Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan.**

Statement of the case:-

The Kanya Gurukul Senior Secondary School was established in 1936 by the then Gurukul Mahasabha. The total number of 17 posts (14 Teaching + 03 Non-Teaching) were sanctioned under Grant-in-Aid for Kanya Gurukul Senior Secondary School, Khanpur Kalan prior to the establishment of the Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan (Sonepat).

The section 36 (1) of BPSMV Act. 2006 states that **(Annexure-26, page-133)**.
"All properties, movable or immovable and all the interest of whatsoever nature and kind therein, vested in the institutions of Mahasabha Gurukul Vidyapeeth Haryana, Bhainswal Kalan and Kanya Gurukul, Khanpur Kalan and the courses run thereunder and the posts created, filled before the commencement of this Act, shall vest in the University" by declaring

Educational Institutions run by Kanya Gurukul Khanpur Kalan & Bhainswal Kalan, as part of the university.

Consequent upon the establishment of BPSMV, Khanpur Kalan, the Finance Commissioner & Principal Secretary to Govt. of Haryana Education Department vide Memo No. 20/1-2006 UNP(1) dated 21.09.2006 intimated the University that the staff working in the said educational institutions on aided posts may be absorbed in the University (**Annexure-27, page-134-137**). Accordingly, the employees of Grant-in-Aid (Teaching and Non-Teaching) were absorbed in the University. However, these posts could not be transferred from Department of Secondary Education to Department of Higher Education Haryana which is the administrative department of BPSMV, Khanpur Kalan.

The Director Higher Education Haryana vide office memo No. 18/105-2009 UNP(3) dated 12.04.2016 intimated implementation of pension scheme for the employees of BPS Mahila Vishwavidyalaya, Khanpur Kalan w.e.f. 18.08.2006. Thereafter, the Director Higher Education vide memo dated 08.12.2016 intimated that the pension scheme will be made applicable for the employees of Kanya Gurukul Khanpur Kalan after transfer of Grant-in-Aid from Secondary Education Department and Elementary Education Department respectively along with the sanctioned posts. The Finance Department, Government of Haryana vide UO No. 60/20/09-2 FD(II/10047 dated 6/7 April, 2016 intimated on Pension Scheme for the employees of BPSMV, Khanpur Kalan that the University shall have to received the amount of employer share along with interest from the initial date of subscription of CPF to the last date of subscription and the whole amount so received will be deposited in the University Corpus Fund meant for Pension Scheme (**Annexure-28, page-138-143**). The following Grant-in-Aid employees of KGSSS have been retired from service and pensionary benefits are pending till date -

1. Smt. Vijay Laxmi, Ex.-TGT Social Science - Retired on 31.07.2018
2. Smt. Manwati, Ex.-TGT Social Science - Retired on 31.05.2019
3. Smt. Saroj Singh, Ex.-TGT Social Science - Retired on 31.03.2023
4. Smt. Sumitra Devi, Ex.-JBT Teacher - Retired on 31.07.2022
5. Sh. Shobhan Singh, Ex.-Clerk - Retired on 31.08.2018

The Grant-in-Aid employees opted the pension scheme of the University with the consent that her University share of CPF along with interest be deposited in the University Corpus Fund.

The Director Secondary Education, Haryana, Panchkula was requested vide Letter No. KGSSS/2020/10 dated 18.03.2020 and subsequent reminder vide letter No. KGSSS/21/76 dated 07.01.2021 to transfer employer's share of CPF with interest of all the school grant-in-aid employees to the University (**Annexure-29, page-144-149**).

Further, the Director General Higher Education, Haryana, Panchkula has also approached the Director Secondary Education, Haryana and Director Elementary Education, Haryana, Panchkula vide Memo No. 5/12-2020 UNP(3) dated

29.06.2020 to transfer the employer's share of CPF/terminal benefits with interest to the University Corpus Fund as early as possible (**Annexure-30, page-150**)

It is also patient to mention here that one of the grant-in-aid teachers Smt. Manwati had filed a court case vide CWP No. 34192 of 2019 regarding release of her retiral benefits.. The Hon'ble High court has directed the University to pass the speaking order and the same has been issued vide No. KGSSS/2021/79 dated 07.01.2021 (**Annexure-31, page-151-153**). She further filed a CM in the Hon'ble Court to become Principal Secretary, Secondary Education Department, Haryana Government as a party in the said case. The same has been considered and the next date of hearing in the said case is fixed as 04.09.2023.

In response to our earlier request dated 18.03.2020, the reply from Director Secondary Education Panchkula vide Memo No. 1/1-2010 AS(1) dated 15.11.2022 has been received and the same is reproduced as under (**Annexure-32, page-154**):

"You are hereby informed that the employer share of the CPF of the petitioner and other employees cannot be transferred as the same is not covered under Haryana Aided Schools (Special Pension and Contributory Provident Fund) Rules, 2001".

In response to the above letter dated 15.11.2022, the university has again sent a request vide letter No. BPSMV/EN-III/23/267 dated 07.02.2023 to Director, Secondary Education, Haryana regarding Transfer of Contribution of Employer Share of C.P.F with interest. No reply has been received to till date. The tentative financial liability would be approx Rs. one Crore. The retired employees are requesting the University again and again to release their retiral benefits as they are facing financial hardships since the long time.

The case was placed before the Hon'ble Vice-Chancellor who after due consideration has desired that the long pending case of the grant-in-aid staff be placed before the Executive Council for consideration.

- 24. To Consider and approve the proposal for making provision to conduct special / Flexi Exam for those who already passed out with a special fee as prescribed for mercy chance.**

Statement of Case:-

It is submitted that a request received from the students namely Ms. Anjali Chauhan (20023012) and Ms. Kripakshi Sharma (20023018) vide which they have requested to conduct their 4th Semester and 6th Semester re-appear examination, as soon as possible, since they are passed out students (**Annex-33, Pages-155**).

The existing rule for conduct of re-appear examination and proposed amendment in examination ordinance on the analogy of Kurkshetra University, Kurukshetra, in the Academic interest of the students and to save the academic year of the passed out and final year students of all the courses of UTDs, Regional Centres & Affiliated Colleges, it is proposed:

Existing Rule	Proposed Rule
A student having reappear in even/odd semester upto 4 th Semester may reappear in the examination with the regular students. The students having reappear in final (5 th & 6 th) or pass out students may reappear in both even and odd semester's regular examination. (Annex-34, Pages-156-157).	A student having reappear in even/odd semester upto 4 th Semester may reappear in the examination with the regular students. The students having reappear in final (5 th & 6 th) or pass out students may reappear in both even and odd semester's examination. OR Flexi exam on the request of the candidate on a special fee prescribed by the university from time to time. (Annex-35, Pages-158).

It is proposed that the fee applicable for mercy chance examinations be charged for special / flexi examination. (Annexure-36, Pages-159).

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

25. Any other item with the permission of the Chair.

M. Malik
Registrar 8/23