

MAULANA AZAD
NATIONAL INSTITUTE OF TECHNOLOGY
BHOPAL-462 003



Minutes
of the
54th (2018 - 3) MEETING OF
THE BOARD OF GOVERNORS

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The 54th meeting of the Board of Governors (BoG) was held on 08.09.2018 at 1500 Hours at Institute Committee Room, Director's Office, MANIT Campus, Link Road No.3, Bhopal – 462003.

Following members attended:

1. Prof Bhim Singh, Chairperson
2. Prof N S Raghuwanshi, Director MANIT
3. Shri Shailendra Sharma, Member
4. Shri Pankaj Sharma, Representative of Principal Secretary, Technical Education, Government of Madhya Pradesh, Member
5. Prof N D Mittal, Member
6. Prof Praveen Kaushik, Member

Following members joined the meeting on Video-conferencing:

1. Ms Nandini Harinath, Member
2. Prof R V Raja Kumar , Member
3. Shri K Rajan, Representative of AS(TE) , MHRD Member

Chairperson welcomed all the members. Thereafter the Agenda was taken up.

BoG-54(2018-3)/A-1: Confirmation of the Minutes of the 53rd BoG meeting held on 14/07/2018

The Minutes of the 53rd BoG meeting which were earlier circulated to all the members of the BoG, were taken up for confirmation. No comments in writing were received from any member. Dr Raghuwanshi said that the decision under item C-3 should have read as "Government funded" instead of "MHRD funded". On suggestion of Prof R V Raja Kumar members took up ATN on decisions of the last meeting first. Thereafter, members considered the minutes and same were confirmed with above modification incorporated.

BoG-54(2018-3)/A-2 : Action Taken Report on the decisions of 53rd BoG meeting

The Action Taken Report on the decisions of 53rd BoG meeting held on 14/07/2018 was presented to the members. Members noted the action taken by the institute. On LRC matters Prof R V Raja Kumar wanted Shri Malhotra to brief the members. Shri Malhotra was summoned to be present when LRC item was taken up to brief the members. Board was assured that in case of Shri Rajak the final outcome of search of records shall be presented to the Board at its next meeting.

BoG-54(2018-3)/A-3: Presentation of Minutes of 37th Finance Committee meeting held on 14/7/2018

Shri Rajan was informed that no comments were received from JS & FA , MHRD. Members then approved the minutes of the 37th Finance Committee meeting.

BoG-54(2018-3)/A4: Re-Constitution of Building Works Committee

Comments of the MHRD that “The institute should include new names for nomination of member in BWC to avoid repetition of the members already serving BWC for a long time” received was read out by the Registrar, MANIT. After discussions BoG added new members to replace the existing members under statute 12 (vi):

1. Head of the Civil Engineering Wing of Bhopal CPWD Zonal Office
2. Head of the Electrical Engineering Wing of Bhopal CPWD Zonal Office

Board further resolved that the existing permanent invitee status has become redundant which has been there as per MHRD letter No F23-14/2010-TS.III dated 23rd August 2010 as no such change was made when statutes were amended as mentioned therein.

However Chairperson, Building and Works Committee may invite any person as Special Invitee, based on need when ever felt necessary.

BoG-54(2018-3)/A5: 100% Tuition Fee waiver to SC/ST students of Post graduate courses and Research Scholars

MHRD letters No. F23-35/2009 TS.III dated 23rd June 2009 and F No. 28-2/2013.TS.III dated 21st October 2014 were perused by members. Members noted that 39th BOG held on 7th November 2014 had adopted the letter dated 21st October 2014. Members noted that letter dated 23rd June 2009 also had directed about existing exemptions of tuition fees to SC/ST students of B. Tech and M. Tech. admitted to NITs.

MHRD comments conveyed has asked the institute to wait for the instructions/ directions in this regard as the matter is under examination at MHRD as per resolution of NIT Council at their 11th meeting on 18th July 2018. Shri Rajan informed that MHRD informed that based on previous communication some institutes are charging fees while others are not. He informed that MHRD will communicate the decision based on decision of NIT Council shortly for Uniform policy.

Board in view of MHRD observation resolved to wait for MHRD direction/ instruction in this regard.

BoG-54(2018-3)/B-1: LRC Matter Update

BoG-54(2018-3)/B-2: Vigilance Matters

Prof. Aditya Goel, CVO MANIT who was invited as the Special Invitee, was present when this Agenda item was taken up.

1. Case of Dr. Sanjay Soni:

Board noted the following:

1. That CVO, MHRD had referred the matter of improper waiver of liquidated damages to CBI for investigation.
2. That CBI in its report in case No. RC-PE0082010A0001/CBI/BZ/2010 dated 12/07/2010 to CVC received vide MHRD No. C-13011/92/2010-Vig dated 24th November 2010 recommended RDA for minor penalty proceedings against Dr K S Pandey, the then Director, MANIT, Dr H K Khaira, Dean (TEQIP), MANIT Bhopal, Dr S C Shrivastava , Chairman (MIS), MANIT and Shri Sanjay Soni , Coordinator (Central Facility) & Professor Incharge, Store , MANIT Bhopal for committing gross misconduct by way of negligence and failure to deliver their responsibility with utmost sincerity. And No action against Dr Ashutosh Sharma, Professor/ Dean (admin) MANIT since retired.
3. That Inquiry officer Dr. Gajendra Dixit in his Inquiry report against Dr Sanjay Soni guilty of clause 3(1)(i), 3(1)(ii) of CCS (Conduct Rules) however no violation of clause 3(2)(i) was found.
4. That Board of Governors at its 49th Meeting held on 7th June 2017 considered the Inquiry report along with the representation of the Charged Officer and resolved to recover 5% of the total liquidated damage of Rs.17,97,519.00 from Dr. Sanjay Soni and directed that the matter may be referred to CVC for further guidance. The Board further resolved that the penalty amount imposed upon Dr. Sanjay Soni be recovered in 12 equal installments from his salary subject to the decision of CVC.
5. That the penalty of recovery thus worked out to Rs. 89876 (rounded-off to the nearest rupee).
6. That Registrar had sent the case to MHRD earlier and then on their advice vide letter dated 21st February 2018 to CVC directly on 28th March 2018.
7. That CVC vide No. 018/EDN/015/ dated 7th May 2018 sought clarification as to why first stage advice was not sought. And also

view of CVO, MANIT with respect to specific misconduct and penalty to be imposed and that decision / view of Disciplinary Authority is also not clear.

8. That CVO , MANIT has observed that
 - a. The then Registrar had submitted the case to CVC without the CVO comments.
 - b. Based on perusing the CBI & Inquiry Authority report read along with representation of Charged Officer opined and agreed with Investigation agency recommendation to the extent that Minor Penalty preferably of Censure could be imposed on the CO for the misconduct concluded by the I.A.
9. That as per CCS (CCA) conduct rules prescribed Minor penalties under Rule 11 are (i) Censure; (ii) Withholding of his promotion; (iii) recovery from his pay of the whole or part of any pecuniary loss caused by him to the Government by negligence or breach of orders; (iii a) reduction to a lower stage in the time-scale of pay by one stage for a period not exceeding three years, without cumulative effect and not adversely affecting his pension. (iv) Withholding of increments of pay.

Considering the above, Board resolved that the Minor penalty imposed earlier was under Rule 11 (iii) which was recovery from his pay of the whole or part of any pecuniary loss caused by him to the Government by negligence or breach of orders and propose that 5% of total liquidated damage of Rs.17,97,519.00 which worked out to Rs.89,876.00 (rounded-off to the nearest rupee) be recovered from Dr. Sanjay Soni in twelve monthly installments.

Board noted that the Institute had erred in not obtaining the first stage advice from CVC and asked the Institute to adhere to the procedure prescribed by CVC strictly in future.

2. Case of Smt. Savita Raje :

In the case of purchase of TEQIP (CVC Ref. No. 010/EDN/056/94555 dated 18/7/2010) a case was made out against following officials for various lapses pertaining to various items:

1. Dr K S Pandey, the then Director, MANIT,
2. Dr H K Khaira, Dean (TEQIP), MANIT Bhopal,
3. Dr S C Shrivastava , Chairman (MIS), MANIT and
4. Shri Sanjay Soni, Coordinator (Central Facility) & Professor In-charge, Store, MANIT Bhopal.

CBI recommended RDA (Regular Departmental Enquiry) for minor penalty against above officials,

5. And No action against Dr Ashutosh Sharma, Professor/ Dean (admin) MANIT since retired.

Board noted that Institute as per advice of CVO, MANIT to give another opportunity, has given the same vide memorandum No.R-37/2018/145 dated 17/08/2018, however, Smt. Savita Raje, Associate Professor and the Ex-Registrar neither availed the opportunity nor has submitted any reply.

Board considering that Dr Savita Raje, the then Registrar failed to implement the decision of the Board and has offered no explanation despite being given ample opportunity to do so and decided not to give her any further chance and that no purpose will be served in conducting any further enquiry and proposes to impose Minor penalty of Censure under Rule 11 (i) upon her.

3. Shri Ajit Narayan Case:

4. Shri K K Dhote Case :

Board noted that Institute has issued memorandum to get the version of the delinquent officer. On receiving the same it shall be placed with comments of CVO for Board to consider further course of action.

5. Prof . Rajnish Shrivastava Case:

Board noted that the case as per CVC letter F No 017/EDN/008/374211 dated 20/03/2018 as communicated by MHRD vide letters dated 27/03/2018 and 13/4/2018, has been closed. As regards the matter pertaining to his VRS as decided by the Board at last meeting the request along with legal advice obtained is referred to the MHRD as per decision of the 53rd BoG.

BoG-54(2018-3)/B-3: Non-Teaching Staff Committee Report

Board considered the report of the committee and asked the institute to examine the same and place to the Board specific points/ proposals for consideration of the Board for adoption, approval, and action on individual action at next meeting.

BoG-54(2018-3)/B-4: Approval of Degrees, Medals and Prizes

Board was apprised that 37th Senate at its meeting held on 5th September 2018 has recommended the degrees, medals and prizes. Board resolved to approve the same. Board resolved that the scroll of degree recipients must be placed to the Board in future. Board authorized the Chairperson to sign the scroll on behalf of the Board.

BoG-54(2018-3)/B-5: Pay Fixation of Director

Board considered the letter of MHRD F.No.14-17/2016-TS.III dated 02/08/2018 that “if he opts to draw pay of his parent post, basic pay plus Deputation (Duty) allowance should not exceed Rs.79,000/ referred here is the maximum of HAG scale of Rs.67000-79000. As such, his pay can be fixed at basic pay of Rs.79000/. The 7th CPC HAG level is (Rs.182200-Rs.224100).

Board also took note of DoP&T OM No. 6/8/2009-Estt.(Pay-II) dated 17th June 2010 and DoP&T OM No. 2/11/2017-Estt. (Pay-II) dated 24th November 2017.

Board observed that as Director of NIT is a member of the Board , and MHRD is appointing authority of the Board , Board recommends that the pay of the Director MANIT be fixed as here as under:

Effective Date	Existing Pay	Proposed revised basic pay (being the basic pay at IIT Kharagpur on date of joining at MANIT)
24/07/2017 (date of joining)	210000 (fixed) + 5000	217600 (fixed)

plus deputation allowance @Rs.4000/ p.m. will be payable from date of joining at MANIT, Bhopal (as per Para 6.1(c) of DoPT OM dated 17th June 2010, which will stand revised when allowances are revised by MHRD for NIT) subject to the condition that Basic Pay, from time to time, plus deputation (Duty) allowance shall not exceed the basic pay in the Apex level i.e. Rs. 2,25,000/- as per DoP&T OM dated 24th November 2017.

Board further resolved that this recommendation be sent to MHRD to approve the same for the reasons stated above.

BoG-54(2018-3)/B-6: Action under CCS(CCA) Rule in case of one Group D Absconding Employee

Board noted the provision in the NITSER Act Rule 24 (a) and resolved that MHRD may be approached to issue a clarification on the appointment on non-academic staff in any cadre on appointment on posts in pay scales the maximum of which is ₹10500 or below in light of revision of pay scales.

Board further resolved to empower the Director for taking action in all cases of absconding employees and then place the same to Board for ratification at next meeting immediately after the action.

BoG-54(2018-3)/B-7: Bhopal Municipal Corporation Request – Construction of Sump and laying a new pipe line through MANIT Campus

Board considered the request of the Bhopal Municipal Corporation (BMC) for permission to lay underground water supply line as replacement, parallel to their existing underground supply line as part of project for augmentation of water supply network of Bhopal for supply to MANIT and surrounding areas.

Board noted that non-completion of the project would affect MANIT and vast other area surrounding MANIT affecting large population dependent upon water supply through this line.

Board further considered that as this would be underground it would no way affect the future land use by MANIT in any manner. Board also considered the assurance of the Commissioner, BMC that any road; boundary wall etc damaged by the process would be fully restored by them.

Considering the above Board resolved to permit BMC lay down the underground pipeline for water supply along the periphery of the Institute so that future construction/ growth in no way is affected complying all technical specifications and norms in this regard. Board also resolved to ask the Institute to enter into a MOU with BMC to ensure that no damage is caused to any of the existing building, infrastructure, service lines, and site before BMC starts the work.

Board further considered the request of BMC for permission for construction of new reservoir in the campus on the existing 2.5 hectare land allotted to them in 1987.

Board noted that though BMC charges MANIT for it's service at the same rate it charges to other bodies, it does not pay any rent to MANIT for use of land. BMC may be approached in writing to consider shifting the reservoir to any other location and if still wants to use the same location it must pay rent for use of land at CPWD or Government rates and after receipt of such readiness of BMC Institute may place the same to the Board for consideration.

BoG-54(2018-3)/B-8: Extension of Deputation to Dr. V.K. Soni, Assistant Professor of Mechanical Engineering, in AICTE, New Delhi

Board considered the request of AICTE to extend the deputation period of Dr. V K Soni for further one more year from 11/12/2018 to 10/12/2019 and approved the same subject to the condition that the consent of the official concerned has been obtained by the AICTE. Board also resolved that in future any request for deputation be placed with the Recruitment Rules of the post along with report of the concerned Head of Department.

BoG-54(2018-3)/B-9 Proposal for Revision of Honorarium and TA/ DA payable to Examiners/Experts visiting Institute for various purposes

Board considered the recommendation of the committee for revision of remuneration/ honorarium and TA/ DA payable to Examiners / Experts visiting the Institute and resolved that as this is a financial matter this is first placed to Finance committee and then be brought to the Board.

BoG-54(2018-3)/C-1: Higher Education Finance Agency [HEFA]

Board noted the progress.

BoG-54(2018-3)/C-2: Ratification of Approval of Departmental Visiting Committee

Board ratified the decision of the Chairperson.

BoG-54(2018-3)/C-3: Ratification of approval of proposed penalty to remove Shri Rajmal, Attendant, from service as per CCS(CCA) Rule

Board ratified the decision of the Chairperson.

BoG-54(2018-3)/C-4: Status of Court Cases

Noted.

BoG-54(2018-3)/C-5: Service Tax Matter

Board expressed satisfaction on the outcome of the case.

BoG-54(2018-3)/C-6: Adoption of MHRD/GOI Orders

Board resolved to adopt the following MHRD/ GOI orders for implementation in the Institute:

1. MHRD Letter F.No.33-1/2018-TS.III (Pt. I) dated August 2018 regarding applicability of transport allowance at enhanced rate in Statutory/Autonomous Bodies

2. MHRD Letter F.No.35-2/2016-TS.III dated 10/08/2017 regarding appointment of persons as Visitor's Nominee on the Selection Committees for recruitment of Academic Staff in the NITs
3. Govt. of India, Ministry of Information and Broadcasting, Directorate of Advertising and Visual Publicity, New Delhi, letter F.No.11/0280/1617-MR&C dated 17/05/2017 regarding publishing of tender notices by all Central Government Ministries/Departments/Attached subordinate offices/Field Offices as per new GFR
4. Letter from Dr. S.S. Sandhu, IAS, Additional Secretary (TE), MHRD, New Delhi dated 29/08/2018 regarding invitation to VVIPs

As there were no further items meeting ended with the thanks to the Chair.

Registrar and Secretary
Board of Governors
MANIT Bhopal