

ITEM 1

TO CONSIDER confirmation of Minutes of the Executive Council Meeting held on March 30, 2017.

NOTE

The Minutes of the Executive Council meeting held on March 30, 2017, was circulated to the Hon'ble Members of the Executive Council vide email dated 17.04.2017 with the request to send their comments/suggestions. Since no member has given any comment, the Minutes have been circulated to the concerned sections for initiating action on the decision of the Executive Council under the approval of the Vice-Chancellor.

The Executive Council may peruse and confirm the Minutes.

ITEM 2

TO CONSIDER confirmation of Minutes of the Executive Council Meeting held on July 22, 2017.

NOTE

The Minutes of the Executive Council meeting held on July 22, 2017, was circulated to the Hon'ble Members of the Executive Council vide email dated July 22, 2017 with the request to send their comments/suggestions. Since no member has given any comment, the Minutes have been sent to the RAC for implementing the decision of the Executive Council under the approval of the Vice-Chancellor.

The Executive Council may peruse and confirm the Minutes.

ITEM 3

TO CONSIDER the action taken on the decisions of the Executive Council in its meeting held on March 30, 2017.

NOTE

The action taken report is placed at **APPENDIX-3.**

The Executive Council may kindly peruse.

ACTION TAKEN REPORT

on the decisions of the Executive Council Meeting held on
March 30, 2017

ITEM NO.	Particulars		Action Taken
1.	<p>CONSIDERED confirmation of Minutes of the Executive Council Meeting held on November 07, 2016.</p>	<p>The members perused the Minutes and resolved that the Minutes of the meeting dated 07.11.2016 of the Executive Council be confirmed with the following incorporation at Item No. 27 ECR No. 405:</p> <p>“Before discussion the Vice-Chancellor will constitute a group of senior officers to get a complete report on the entire matter for its final resolution.”</p> <p>RESOLVED THAT the Minutes of the Executive Council meeting held on November 07, 2016 as per <u>APPENDIX-1</u> be confirmed with the aforesaid incorporation at Item No. 27 ECR No. 405.</p>	<p>Decisions of the Executive Council recorded for implementation.</p>
2.	<p>CONSIDERED the action taken on the decisions of the Executive Council in its meeting held on November 07,</p>	<p>RESOLVED THAT the action taken on the decisions of the Executive Council in its meeting held on November 07, 2016 placed at <u>APPENDIX-2</u> of</p>	<p>Decision of the Executive Council recorded.</p>

	2016.	the Agenda be recorded.	
3.	CONSIDERED the orders of the Vice-Chancellor regarding confirmation of teachers and Group 'A' Officers of the University.	RESOLVED THAT the orders of the Vice-Chancellor for confirmation of teachers and Group 'A' Officers of the University as per <u>APPENDIX-3</u> of the Agenda be approved.	Decision of the Executive Council recorded.
4.	CONSIDERED the orders of the Vice-Chancellor regarding performance of the duties of the Registrar, Banaras Hindu University vide notification dated 02.02.2017	RESOLVED THAT the orders of the Vice-Chancellor regarding performance of the duties of the Registrar, Banaras Hindu University vide notification of date: 02.02.2017 as per <u>APPENDIX-4B</u> of the Agenda be approved.	Approval of the Executive Council communicated to the Joint Registrar (Admin.-Teaching) for record.
5.	CONSIDERED the orders of the Vice-Chancellor regarding performance of the duties of the Finance Officer, Banaras Hindu University vide notification of date 02.02.2017	RESOLVED THAT the orders of the Vice-Chancellor regarding performance of the duties of the Finance Officer, Banaras Hindu University in terms of statute 5 (2) notified vide notifications dated 19.08.2016 and 02.02.2017 as per <u>APPENDICES-5A</u> and <u>5B</u> respectively of the Agenda, be approved.	Approval of the Executive Council communicated to the Joint Registrar (Admin.-Teaching) for record.
6.	CONSIDERED the orders of the Vice-Chancellor	RESOLVED THAT the orders of the Vice-Chancellor regarding	Approval of the Executive Council communicated to the

	<p>regarding performance of the duties of the Controller of Examinations, Banaras Hindu University vide notification of date 02.02.2017</p>	<p>appointment of Dr. S.K. Upadhyay, Professor, Department of Statistics, as Additional Controller of Examinations, in addition to his own duties, be approved.</p> <p>RESOLVED further that Vice-Chancellor's order regarding performance of the duties of the Controller of Examinations, Banaras Hindu University vide notification of date 02.02.2017 as per Appendix 6 of the Agenda, be approved.</p>	<p>Joint Registrar (Admin.-Teaching) for record.</p>
7.	<p>CONSIDERED the decision of the Investment Committee for investing funds of Banaras Hindu University during the period from 17.08.2016 to 15.02.2017</p>	<p>RESOLVED THAT the decision of the Investment Committee for investing funds of Banaras Hindu University during the period from 17.08.2016 to 15.02.2017 as per APPENDIX-7 of the Agenda be approved.</p>	<p>The decision of the Executive Council communicated to the Finance Officer.</p>
8.	<p>CONSIDERED sending of twenty six (26) Decorative Art objects of Bharat Kala Bhavan, Banaras Hindu University to be displayed in the Craft Museum,</p>	<p>RESOLVED THAT the order of the Vice-Chancellor permitting sending of twenty six (26) Decorative Art objects of Bharat Kala Bhavan, Banaras Hindu University to be displayed in the Craft Museum, Bada Lalpur,</p>	<p>Approvals of the Executive Council communicated to the Director, Bharat Kala Bhawan, B.H.U. to display the twenty six Decorative Arts Objects in craft museum.</p>

	Bada Lalpur, Varanasi organized by Ministry of Textiles, Government of India, New Delhi.	Varanasi organized by Ministry of Textiles, Government of India, New Delhi as per <u>APPENDIX-8B</u> of the Agenda, be approved.	
9.	CONSIDERED recommendation of compassionate appointments committee made in its meeting held on 20.12.2016.	RESOLVED THAT in order to clear the backlog and to provide immediate relief to suffering families, the recommendation of Compassionate Appointments Committee made in its meeting held on 20.12.2016 for enhancing the percentage of quota for compassionate appointment upto 10% of vacancies be approved for a further period of two years viz 31.12.2018 in continuance to the last extension which expired on 31.12.2016.	The decision of the Executive Council communicated to the Assistant Registrar, Coordination Cell, BHU. This has been implemented.
10.	CONSIDERED financial assistance for Kidney transplant to Shri Sumit Kumar Shah, Office Assistant cum Computer Personnel, Controller of	RESOLVED THAT an amount of Rs. 1.60 lakh at par with the amount paid to some students for the similar ailment be approved, as a special case not to be cited as precedent. RESOLVED further that	The decisions of the Executive Council communicated to the Finance Officer and the Joint Registrar (GAD) for needful action. Decisions implemented.

	Examinations, BHU.	the University should consider covering such employees under some suitable medical insurance schemes to avoid such prayer, in future.	
11.	CONSIDERED the amendment in the rules regulating part-time engagement of Non-teaching staff and payment of remuneration for such engagement.	RESOLVED THAT the amendment in the rules regulating part-time engagement of Non-teaching staff and payment of remuneration for such engagement, be approved.	The decision of the Executive Council communicated to the Joint Registrar (Admin.-Non-Teaching), BHU for implementation.
12.	CONSIDERED the orders of the Vice-Chancellor accepting the report of Inquiry Committee exonerating Dr. P.K. Srivastava, Department of Biochemistry, Institute of Sciences, BHU from the charges levelled against him.	RESOLVED THAT the orders of the Vice-Chancellor accepting the report of Inquiry Committee, exonerating Dr. P.K. Srivastava, Department of Biochemistry, Institute of Sciences, BHU from the charges levelled against him, be approved.	The decision of the Executive Council communicated to the Deputy Registrar (Vigilance & Confidential Section), BHU for needful action. Decision implemented
13.	CONSIDERED the representation of Prof. Vinay Kumar Singh, Department of	RESOLVED THAT the penalty of 'censure' be imposed on Dr. Vinay Kumar Singh, Professor, Department of Hindi for his misconduct.	The decisions of the Executive Council communicated to the Deputy Registrar (Vigilance & Confidential Section), BHU for needful

	Hindi, Faculty of Arts, on the report of inquiry of charges levelled against him.	RESOLVED further that he may not be considered for any administrative/ financial responsibility in future.	action. Accordingly an Office order vide No. R/V&CS/2017/169/70 dated May 11, 2017 has been issued to Dr. Vinay Kumar Singh imposing the penalty of 'Censure' on him.
14.	CONSIDERED the report of the Complaint Committee on its inquiry into the truth of the charges levelled against Prof. V. Balaji, Faculty of Performing Arts, BHU by Dr. Supriya Shah and Dr. Swarna Khuntia, Assistant Professors, Faculty of Performing Arts, BHU.	RESOLVED THAT the recommendations of the Complaint Committee as stated above be approved in toto except with the minor change at Sr. No. 1 of the recommendations to the effect that he be awarded formal penalty of 'censure' instead of letter of warning.	The decision of the Executive Council communicated to the Deputy Registrar (Vigilance & Confidential Section), BHU for needful action. Accordingly an order imposing penalty of 'Censure' has been issued to Prof. V. Balaji, Department of Instrumental Music, Faculty of Performing Arts, BHU vide no. R/V&CS/2017/DVB-Vol-II dated 11 May, 2017. He has also not been entrusted with any administrative position in future till his retirement.
15.	CONSIDERED the report of the Inquiry Officer appointed to inquire into the charges framed against Dr. Ravi Pratap Singh, Ex-Director, Institute of Agricultural Sciences, B.H.U.	RESOLVED THAT the report of the Inquiry Committee constituted to look into the charges framed against Dr. Ravi Pratap Singh, Ex-Director, Institute of Agricultural Sciences be accepted and further followup action as required under Rule 15 (2) of CCS (CCA) Rules 1965 be taken.	The decision of the Executive Council communicated to the Deputy Registrar (Vigilance & Confidential Section), BHU for needful action.

16.	CONSIDERED the decisions of the Academic Council taken in its meeting dated 17.03.2017	RESOLVED THAT the minutes of the meeting of the Academic Council held on 07.11.2016 as per APPENDIX-16 of the Agenda be approved.	The decision of the Executive Council communicated to the Deputy Registrar (Academic), BHU.
17.	CONSIDERED the approval of recommendation of Selection Committees for appointment and promotion of teachers (under CAS) and appointment of officers etc. of the University.	RESOLVED THAT the recommendations of Selection Committees for appointment, promotion of teachers under CAS, re-employment of teachers and appointment of Registrar, Controller of Examinations and other Group A non-teaching officers be approved as per APPENDIX-17 of the Agenda.	The decision of the Executive Council communicated to the Joint Registrar (Recruitment & Assessment Cell), BHU for needful action. Appointment/ Promotion Orders issued.
18.	CONSIDERED the recommendation of the screening committee for conferment of the Emeritus Professorship and Distinguished Professorship to the retired Professors of the University.	RESOLVED THAT the recommendations of the Committee be accepted and Prof. Ramesh Chandra Mishra, Department of Psychology, Faculty of Arts, Prof. Vanashree, Department of English, Faculty of Arts and Prof. Aruna Sinha, Department History, Faculty of Social Sciences be appointed as Emeritus Professor of the University under	Appointment letters have been issued and they joined their respective posts on Emeritus Professor and Distinguish Professor respectively.

		<p>the provision contained in Statute 40(1) and Ordinance 12 of the Statute and Ordinances of the University with effect from the date of their joining.</p> <p>RESOLVED FURTHER that Prof. B.N. Singh, Department of Zoology, Institute of Science and Prof. R.K. Pandey, Institute of Management be conferred with the Status of Distinguished Professor of the University in accordance with provisions of Ordinance 12.</p>	
19.	<p>CONSIDERED the report of the Fact Finding Committee constituted to inquire into the facts of charges levelled against Dr. Ram Adhar Singh, Head, Department of Chemistry, B.H.U. by the teachers of the department.</p>	<p>RESOLVED THAT disciplinary proceeding under Rule 14 of CCS(CCA) Rules 1965 be initiated against Prof. Ram Adhar Singh, Head Department of Chemistry, Institute of Science.</p> <p>RESOLVED further that till the inquiry is completed and action thereon is taken, in the interest of fairness of inquiry, the charge of the Head, Department</p>	<p>The decision of the Executive Council communicated to the Deputy Registrar, (V&CS), BHU. Accordingly an office order No. R/V&CS/2017/Com.Tech-Chem.-/1000 has been issued that Prof. Bachcha Singh, Dean, Faculty of Science will held the charge of Head, Department of Chemistry, Institute of Science with immediate effect in addition to his normal duties till further</p>

		of Chemistry, Institute of Science would rest with the Dean, Faculty of Science.	order.
20.	CONSIDERED developments in the matter of conversion of employees under CPF scheme to GPF-cum-Pension scheme following ECR No. 204 dated June 29, 2014, and ECR No. 315 dated 29.09.2015 for consideration of the Executive Council.	RESOLVED THAT request for conversion of CPF to GPF be approved and regulated in terms of judgment of the Hon'ble High Court Delhi dated 24.08.2016 and orders dated 23.01.2017 of MHRD on the issue under intimation to UGC/MHRD.	The decision of the Executive Council communicated to the Joint Registrar, (Admin.-Teaching), BHU. A committee has been constituted vide notification No. AB/SB & Pension/CPF-GPF/2017-18/16279 dated 11.07.2017 to decide the modalities & guidelines for conversion of employees under CPF scheme to GPF. Sanction of MHRD is awaited.
21.	CONSIDERED the orders of the Vice-Chancellor regarding constitution of the Departmental Promotion Committee of Horticulturists Unit, BHU	RESOLVED THAT the orders of the Vice-Chancellor regarding reconstitution of the Departmental Promotion Committee of Horticulturists Unit be approved.	The decision of the Executive Council communicated to the Assistant Registrar, Coordination Cell, BHU
22.	TO RECORD the orders of the vice-Chancellor regarding constitution of the Departmental Promotion Committee of Rajeev Gandhi	RESOLVED THAT the orders of the Vice-Chancellor regarding reconstitution of the Departmental Promotion Committee of Rajeev Gandhi South Campus (RGSC), Barkachha, be	The decision of the Executive Council communicated to the Assistant Registrar, Coordination Cell, BHU

	South Campus (RGSC), Barkachha, BHU	approved.	
23.	TO RATIFY the orders dated 17.01.2017 of the Vice-Chancellor, BHU for extension of cut-off date of Rolling Advt.No.02/2026-2017 for teaching and non-teaching positions.	RESOLVED THAT the orders dated 17.01.2017 of the Vice-Chancellor, BHU for extension of cut-off date of Rolling Advt.No.02/2016-2017 for teaching and non-teaching positions as per APPENDIX-23 be approved.	The decision of the Executive Council communicated to the Joint Registrar (Recruitment & Assessment Cell), BHU for needful action.
24.	CONSIDERED the appeal dated 19.10.2016 of Prof. Ajit Kumar Pandey, Department of Sociology, Faculty of Social Science, BHU to expunge the penalty of withholding the increment of pay for three years for non-cumulative effect.	RESOLVED THAT the Vice-Chancellor be authorized to constitute a committee to look into the appeal dated 19.10.2016 of Prof. Ajit Kumar Pandey, Department of Sociology, FSS and the findings/ recommendations of the said committee be put up to the Executive Council in its next meeting.	The decision of the Executive Council communicated to the Joint Registrar (Recruitment & Assessment Cell), BHU for needful action. Committee has been constituted which has submitted its report.
25.	CONSIDERED the request to Dr. Vishwanath Pandey, Ex-Information and Public Relations Officer, BHU for the restoration of Grade Pay of Rs.8700/- in Pay	RESOLVED THAT a committee consisting of a senior faculty member, Registrar, Finance Officer and Controller of Examinations may look into the request made by Dr. Vishwanath Pandey for restoration	The decision of the Executive Council communicated to the Deputy Registrar, (Admin.-Teaching), BHU. A Committee under the chairmanship of Director Institute of Management Studies has been constituted.

	Band-IV which was provisional extended to him w.e.f. 01.01.2006.	of Grade Pay of Rs.8700/-. RESOLVED FURTHER that the same committee may also look into the issue of financial upgradation/MACP allowed to Dy. Registrars, which was subsequently objected to by UGC/MHRD.	Report is awaited.
26.	CONSIDERED the representations of Dr. V. Shunmuga Sundaram, Professor, Faculty of Commerce to give advantage of promotion as Professor under Career Advancement Scheme and the appointment as Professor under Direct Recruitment Scheme (Open Post) in the same Department i.e. Faculty of Commerce, decided in the same Executive Council Meeting.	RESOLVED THAT Vice-Chancellor be authorized to constitute a committee consisting of one/two senior Faculty Members/Emeritus Professors alongwith Registrar, Finance Officer and Co-ordinator, Legal Cell as its members to examine the issue and submit its findings/recommendations for consideration of the Executive Council.	The decision of the Executive Council communicated to the Deputy Registrar, (Admin.-Teaching), BHU. Accordingly a committee has been constituted under the Chairmanship of Prof. O.N. Srivastava, Emeritus Professor to arrive at a decision on the representation of Dr. V. Shunmuga Sundaram.

27.	<p>CONSIDERED the representation and request of Sri Satya Narayan Prasad, Library Information Assistant, for regularizing his service from 01.02.1991 instead of 01.04.2007 and to provide benefits like pension, GPF, promotion, etc.</p>	<p>RESOLVED THAT the benefit of GPF-cum-Pension Scheme, MACP and other admissible retirement benefits be extended to Sri Satya Narayan Prasad, Library Information Assistant treating his qualifying service from the date of temporary appointment in graded salary viz. 01.02.1991 onwards.</p>	<p>The decisions of the Executive Council communicated to the Assistant Registrar, (Admin.- NT-Dev), BHU. Decision implemented.</p>
28.	<p>CONSIDERED AND REPORT the orders of the vice-Chancellor dated 24.03.2017 regarding transfer of one Associate Professor to the Department of Cardiology, IMS, BHU.</p>	<p>RESOLVED THAT the orders of the Vice-Chancellor dated 24.03.2017, based on resolution of Policy and Planning Committee of IMS regarding transfer of one post of Associate Professor of Nuclear Medicine to the Department of Cardiology, IMS, BHU and designating senior most Assistant Professor of the Department of Cardiology as Associate Professor on adhoc basis till the regular selection is made on the said post following due process, be approved.</p>	<p>The decision of the Executive Council communicated to the Joint Registrar (Recruitment & Assessment Cell), BHU for needful action.</p>

<p>Ex-Agenda Item 1</p>	<p>The Council considered the request dated 25.03.2017 of Dr. S. Chooramani Gopal, Padmshree awardee and Distinguished Professor of Banaras Hindu University for allowing her to retain the University Quarter No.B-5/F-2, Meera Colony as special case.</p>	<p>RESOLVED THAT the request of Dr. S. Chooramani Gopal be approved and she be allowed to retain the said accommodation for a further period of two years with immediate effect. By such time she should make arrangement for her stay.</p> <p>RESOLVED THAT the request of Dr. S. Chooramani Gopal be approved and she be allowed to retain the said accommodation for a further period of two years with immediate effect. By such time she should make arrangement for her stay.</p>	<p>The decision of the Executive Council communicated to the Assistant Registrar (Estates), BHU for needful action.</p>
<p>Ex-Agenda Item 2</p>	<p>The Vice-Chancellor informed the house that the University has been sanctioned many posts for smooth running of S.S. Hospital (Appendix-30A). The house was further informed that bed grant from the University Grants</p>	<p>RESOLVED THAT that D.O. No. F. 42-7/2012(CU) Vol. III dated 29th March, 2017 of University Grant Commission, New Delhi as per <u>APPENDIX-30A</u> of the Agenda in respect of sanction of posts at S.S. Hospital and Trauma Centre, IMS, BHU, be recorded.</p>	<p>The decision of the Executive Council communicated to the Medical Superintendent, SSH, The Dy. Registrar (Admin.-NT) and The Dy. Registrar (Recruitment & Assessment Cell), B.H.U.</p>

	<p>Commission has also been doubled from Rs. 1 lac per bed to Rs. 2 lac per bed (Appendix-30B). The Council expressed its happiness over the development and congratulated the Vice-Chancellor for this achievement and hoped that with these sanctions the S.S. Hospital would be in much better position to serve the masses.</p>	<p>RESOLVED FURTHER that D.O. No. F.19-16/2005(CU) dated March 29, 2017 of University Grant Commission, New Delhi as per <u>APPENDIX-30B</u> of the Agenda enhancing the rate of maintenance charges from Rs. 1 lac per bed to Rs. 2 lac per bed in S.S. Hospital and Trauma Centre of BHU, be recorded.</p>	
<p>Ex-Agenda Item 3</p>	<p>CONSIDERED letter December 16, 2010 issued in respect of administrative and financial problems at Barkachha.</p>	<p>RESOLVED THAT that necessary clarifications may be issued under the approval of the Vice-Chancellor</p> <p>RESOLVED FURTHER that on the contrary, the University may workout some scheme to motivate teachers for going to Barkachha in the academic interest.</p>	<p>The decision of the Executive Council communicated to the Dy. Registrar (Admin.-Teaching), The Dy. Registrar (GAD), B.H.U. and The Professor-In-Charge, RGSC, Barkachha. Accordingly the Vice-Chancellor vide letter No. AB/RGSC/ECR-440(2)/16673 dated 13.07.2017, has desired that the Director/Dean may be requested to evolve some mode wherein the teachers of their concerned Faculties are motivated to visit RGSC, Barkachha</p>

ITEM 4

TO CONSIDER the action taken on the decisions of the Executive Council in its meeting held on July 22, 2017.

NOTE

Orders of Appointment approved by the Executive Council have been issued to the Selected Candidates.

The Executive Council may kindly peruse.

ITEM 5

TO RECORD AND APPROVE the orders of the Vice-Chancellor regarding confirmation of teachers and Group 'A' Officers of the University.

NOTE

Based on the recommendations of the Statutory Selection Committees, the Executive Council appoints Faculty members/Group 'A' officers on probation for one year. After successful completion of the probation period and subject to satisfactory *APAR/ACR*, these faculty members/Group 'A' officers are confirmed on their respective posts.

A list of the University teachers who have been confirmed under the orders of the Vice-Chancellor between 10.03.2017 to 28.02.2017 is placed at **APPENDIX-5**.

The performance of these teachers/ Group 'A' officers was reported upon by their respective controlling officers, who are the Heads of Departments and Deans in the case of teachers and Heads of the Office/ immediate superior officers in the case of Group 'A' officers. These reports of the teachers along with the comments of the office with respect to the fulfillment of other requirements were then placed before the Vice-Chancellor, who has been authorized by the Executive Council vide its Resolution No.29 dated May 15, 1977 for deciding the confirmation cases of teachers/Group 'A' officers and reporting the same to the Executive Council. The Vice-Chancellor has approved the confirmation of these teachers and Group 'A' Officers in accordance with the aforesaid Executive Council Resolution.

The Executive Council may peruse the cases, record and approve the orders of the Vice-Chancellor.

ITEM 6

TO CONSIDER AND APPROVE the decisions of the Investment Committee for investing funds of Banaras Hindu University during the period from 18.03.2017 to 20.06.2017

NOTE

As laid down under para 137(i) of the Accounts rule, all investments made with the approval of the Investment Committee are required to be reported to the Executive Council at short intervals. A gist of investments made with the approval of Investment Committee, during the period from 18th March, 2017 to 20th June, 2017 out of different funds of the University is placed at **APPENDIX-6**

The Executive Council may peruse and approve.

ITEM 7

TO CONSIDER AND APPROVE the decisions of the Investment Committee for investing funds of Banaras Hindu University during the financial year 2016-17.

NOTE

All investments made with the approval of the Investment Committee are required to be reported. After completion of the financial year 2016-17, the final report depicting a clear picture of investment made and interest accrued/actual earned as per the decision taken in the Investment Committee in each of its meeting held during the financial year 2016-17 out of different funds of the University is placed at **APPENDIX-7**.

The Executive Council may peruse and approve.

ITEM 8

TO CONSIDER approval of recommendation of Selection Committees for promotion of teachers under CAS, and for appointment on open teaching/school teaching positions.

NOTE

Meeting of Selection Committee for direct recruitment/promotion as Assistant Professor, Associate Professor and Professor in the Institute of Medical Sciences, College of Nursing, Faculty of SVDV and Institute of Environmental Sustainable Development and on school teaching position in Central Hindu Boys School, Central Hindu Girls School and Ranveer Sanskrit Vidyalaya were held from 27.07.2017 to 19.08.2017. Details are enclosed as **APPENDIX-8**.

As per the provisions of the Statute 15 of BHU Statutes the Executive Council is vested with the power to appoint Teachers and Group 'A' Officers. Recommendation of Selection Committee for recruitment on School teaching positions are also approved by the Executive Council. Accordingly in terms of the provisions of Ordinance 11 A (1&2) the recommendations of the Selection Committees for appointment to the teaching positions and School teaching position are placed before Executive Council for its consideration and approval.

The sealed envelopes containing recommendations of the Selection Committees for the aforesaid appointments will be placed on table.

The Executive Council may consider and approve the recommendations.

ITEM 9

TO CONSIDER the recommendations of the Committee constituted to examine the issue and arrive at a decision on the representation of Dr. V.S. Shunmuga Sundaram, Professor, Faculty of Commerce to provide advantage of promotion as Professor under CAS and the appointment as Professor under Direct Recruitment Scheme (Open Post) in the same department i.e. Faculty of Commerce.

NOTE

The Executive Council at its meeting held on 01.06.2005 while considering the promotion of Readers and Professors under CAS from their due date of eligibility in terms of University Grants Commission's letter No. F.31-21/98(CU) dated March 17, 2005 has passed following resolution vide ECR No. 374:

"RESOLVED that in terms of the UGC letter No. F.31-21/98(CU) dated March 17, 2005, the promotions of Readers and Professors under Career Advancement Scheme be given from their due date of eligibility or from 27.07.98 whichever is later with financial benefits.

RESOLVED FURTHER that those who were selected on open post as well as promoted under Career Advancement Scheme, be given an option to choose one of them"

Dr. V.S. Sundaram has been promoted as Professor (Stage-5) in the Faculty of Commerce, BHU by upgrading the post held by him (on personal basis) under CAS in PB-IV (Rs. 37400-67000/-) with APG Rs. 10000/- by Executive Council in its meeting held on 5th February, 2014. Simultaneously, he has been appointed as Professor in the same department under Direct Recruitment against open post by the Executive Council in its same meeting held on 5th February, 2014. Dr. Sundaram has joined the aforesaid post on 07.02.2014 (FN).

Keeping in view of the EC Resolution No. 374, circulated vide letter dated 11.07.2005, Dr. Sundaram was requested vide letter dated 04/07.09.2015 to exercise an option to retain only one post of Professor either under CAS or the Direct Open Post.

Thereafter, Dr. Sundaram requested that he was promoted as Professor under CAS w.e.f. 03.04.2013. At the same time he was also appointed on Direct Recruitment (Open Post) w.e.f. 07.02.2014. Accordingly, his pay may be fixed in PB-IV Rs. 37400-67000/- with AGPRs. 10000/- from the date of eligibility (i.e. 03.04.2013) in the old post on promotion as Professors under CAS but at the same time his joining in the Direct Post must be retained.

In support of his request he has cited the case of Dr. Rajkumar, Professor, Management Studies as instance. Dr. Sundaram has stated that in the circular dated 11.07.2005, it is nowhere mentioned that the rule is applicable only to specific Deptt./Faculty or at the University level. Therefore his case should be viewed in light of the case of Prof. Rajkumar, Faculty of Management Studies.

In this connection, it is submitted that:

Dr. Rajkumar is at present working as professor in Management Studies. Dr. Rajkumar was promoted as Professor in Faculty of Commerce under CAS as well as he was appointed on the post of Professor (open post) in Faculty of Management Studies. He joined first as Professor in Faculty of Commerce on CAS and then joined as Professor in Management Studies on Direct Post. He has been given full financial benefits for his promotion under CAS from the date of his eligibility as Professor in Faculty of Commerce as well as benefits of joining on open category post as Professor in Faculty of Management Studies after promulgation of the aforesaid circular dated 11.07.2005.

As on date teaching faculties getting promoted under CAS and Direct Appointment in the same department through the same selection committee are being asked to retain only one of the two options, whereas teaching faculties getting appointments under CAS & Direct Appointment in different faculties are allowed to retain both the options.

Opinion of the Registrar in this matter is as under:

"The issue raised above reflects anomalous situation. There are few representations for allowing both CAS& Direct within the Faculty also. There appears no strong reason in not allowing the prayer once we have agreed & implemented in case of interfaculty."

The Sr. Standing Counsel has agreed with the above opinion of the Registrar.

The Executive Council in its meeting held on March 30, 2017, considered the representations of Dr. V. Shunmuga Sundaram, Professor, Faculty of Commerce to give advantage of promotion as Professor under Career Advancement Scheme and the appointment as Professor under Direct Recruitment Scheme (Open Post) in the same Department i.e. Faculty of Commerce, decided in the same Executive Council Meeting. The matter was discussed in detail and the following was resolved vide ECR No. 435, item No. 26:

RESOLVED THAT Vice-Chancellor be authorized to constitute a committee consisting of one/two senior Faculty Members/Emeritus Professors alongwith Registrar, Finance Officer and Co-ordinator, Legal Cell as its members to examine the issue and submit its findings/recommendations for consideration of the Executive Council.

In compliance to the above decision of the Executive Council a Committee was constituted vide Notification No. AB/52-L-37/6601-608 dated 15.05.2017 under the chairmanship of Prof. O.N. Srivastava, Emeritus Professor, Department of Physics, Institute of Science. The Committee has submitted its report. The recommendations of the committee are quoted below **(APPENDIX-9)**:

- 1. The ECR 374 dated 17.03.2005 may be reviewed.**
- 2. As a matter of policy, faculty members who are selected on an open post as well as promoted under CAS by the same selection committee may be permitted to join both the positions promotion under CAS and on Open post subsequently.**
- 3. Accordingly, Dr. V. Shunmuga Sundara, Faculty of Commerce may be permitted to join both the positions promotion under CAS and on Open post subsequently.**

In view of above Executive Council may kindly consider and decide.

ITEM 10

TO CONSIDER AND APPROVED the order dated 22.10.2016 on the recommendation of a Committee of Officers with regard to preparation of inter se seniority of the laboratory attendants of the Institute of Science appointed through direct recruitment in the year 2010 and onwards.

NOTE

Some vacant posts of Lab. Attendant in the Institute of Science were advertised vide Advertisement No.1/2006-07(post Code-4121). Accordingly, based on the overall performance of the candidates in the interview, the Selection Committee constituted for the purpose had recommended the name of 27 candidates under UR, 07 candidates under SC, 03 candidates under ST & 12 candidates under OBC categories separately (alongwith Panel/waitlists) without specifying any order of merit or inter se merit among the candidates of different categories. The appointment letter were issued to selected candidates under the approval of the Vice-Chancellor dated 10.12.2009 by giving one month time to join the post.

Subsequently, 20 candidates under 25% promotion quota & 02 candidates by absorption as well as 16 more candidates (12 Gen, 02 SC & 02 ST) by another Selection Committee against Advertisement no. 2/2009-10(Post Code 4202) have been appointed on the posts of Laboratory Attendant up to 2012. In this case too no inter se merit or seniority among different categories of candidates was mentioned by the Selection Committee.

The relevant Rules of seniority contained in Ordinance 8 of the BHU Calendar, Part-1 Volume-1, 1983 is reproduced here under:

"The Seniority of employees in a particular grade shall be determined with reference to the date of satisfactory completion of probation, provided that the relative seniority of all direct recruits shall be determined by the order of merit in

which they are selected for such appointments; persons appointed as a result of earlier selection being senior to those appointed as a result of a subsequent selection."

Since, the Selection Committees in their recommendation, against aforesaid advt. no.1/2006-07 & Advt.no.02/2009-10, have not mentioned any order of merit or have not drawn any inter se merit among candidates of different categories hence it may not be possible to draw the seniority list based on the order of merit of the candidates recommended by the Selection Committee. The Selection Committees recommended the list of selected candidates category wise i.e. Gen, SC, ST & OBC.

In this connection, a meeting of following Officers was held on 20.06.2016 to consider the issue regarding preparation of inter se seniority of the Laboratory Attendant of the Institute of Science.

1. The Director, Institute of Science
2. The Registrar
3. The Joint Registrar(Admin.NT)
4. The Joint Registrar(RAC)
5. The Deputy Registrar (RAC)
6. The Assistant Registrar, Institute of Science
7. The Assistant Registrar (Admin.NT)
8. The Assistant Registrar (Admin. RAC)
9. The Assistant Registrar(Co-ordination Cell)

In which following was decided:

"..As a special case under the circumstances, the seniority list of the concerned Laboratory Attendants may be drawn on the basis of their actual date of joining in the post . If two or more candidates have joined on the same date(s) the candidate older in age will take precedence in seniority.

The Recruitment & Assessment Cell should be informed to bring to the notice of concerned

Selection Committee to specify the order of merit and combined merit of the selected candidate of different categories while making recommendations for recruitment on non-teaching positions in future."

The V.C. on 22.10.2016 has approved the Minutes of the above meeting held on 20.06.2016.

The Executive Council may consider and decide.

ITEM 11

TO REPORT the order of the Vice-Chancellor to re-designate the Readers of the Faculty of Dental Sciences, IMS appointed after 31.12.2008 as Associate Professor from their respective date of joining.

NOTE

The UGC under Regulations, 2010 has prescribed guidelines that there will be three designations as Professor, Associate Professor and Assistant Professor in the Universities and Colleges. It has also prescribed guidelines that for the teachers of Dental Sciences, the norms/Regulations of Dental Council of India shall apply.

The Dental Council of India prescribed three designations of teaching positions in the Dental Colleges i.e. Professor, Reader and Assistant Professor (Lectures).

However, in terms of the prescribed guidelines of the UGC, vacant positions of Associate Professor were advertised in the Faculty of Dental Sciences, IMS, BHU. During the Selection Committee meeting for selection to the post of Associate Professor in the Faculty of Dental Council, IMS, BHU, the Visitor's Nominee made an objection that the designation of Associate Professor has not been implemented in any Dental College/Institution.

Accordingly, all the candidates were asked to submit an undertaking to accept the position of Reader instead of Associate Professor as advertised. All the candidates gave an undertaking to this effect and accordingly, on the recommendation of Selection Committee duly approved by the Executive Council, the selected candidates were appointed as Reader and they joined the same.

In the subsequent advertisement No. 05/2012-13 (post code 2636) the vacant posts in Dental Science were advertised as Reader. Dr. Rajesh

Bansal was appointed on the post of Reader and joined the same on 03.12.2013. After his appointment he, vide his representations dated 30.05.2016 & 21.06.2016, requested the Vice-Chancellor to change his designation from Reader to Associate Professor [Annexure-1] as there is no designation of Reader in the University system now as per UGC Regulation, 2010.

On receipt of the representation of the Dr. Rajesh Bansal to change his designation from Reader to Associate Professor, the matter was placed before the Teachers Grievance Committee which recommended the following:

“RESOLVED to recommend that the designation of Dr. Rajesh Bansal be changed from Reader to Associate Professor which will be in conformity with the Notification vide letter No. 1/32/2006-U.II/U.I(i) dated 31st December 2008 issued by the Ministry of Human Resource & Development, Department of Higher Education, Govt. of India, New Delhi.”

While considering the recommendation, the Vice-Chancellor ordered to seek clarification from DCI. Accordingly a clarification from DCI was sought in this regard vide letter dated 22.08.2016 and DCI clarified that:

“The Registrar, BHU University Varanasi U.P. be informed that there is neither any provision in Revised BDS Course Regulation, 2007 to re-designate the post of Reader as Associate Professor nor any such designation (i.e. of Associate Professor) exists in the said Regulation, therefore the DCI is not a position to give any opinion in the said matter.”

Thereafter the Vice-Chancellor constituted a committee consisting of following, duly notified vide Notification no. AB/14-L-924/36776-782 dated 23.11.2016, was constituted [Annexure-2] to take a decision on the aforesaid representations of Dr. Rajesh Bansal, Reader, Faculty of Dental Sciences, Institute of Medical Sciences regarding change of his designation from Reader to Associate Professor:

The Director, Institute of Medical Sciences, BHU	Chairman
The Dean, Faculty of Dental Sciences, IMS, BHU	Member
The Registrar, BHU	Member
The Finance Officer, BHU	Member
The Joint Registrar (RAC), BHU	Member
The Deputy Registrar, Admin.-Teaching, BHU	Member Secretary

The Committee in its meeting held on 09.12.2016 considered the guidelines of MHRD, Govt. of India vide its Notification no. 1-32/2006-U.II/I.I(1) dated 31.12.2008 which interalia provide as under:

- (i) There shall be only three designations in respect of teachers in universities and colleges, namely, Assistant Professors, Associate Professors and Professors. However, there shall be no change in the present designation in respect of Library and Physical Education Personnel at various levels.
- (ii) The pay of teachers and equivalent positions in Universities and Colleges shall be fixed according to their designations in two pay bands of Rs. 15600-39100 and Rs. 37400-67000 with appropriate "Academic Grade Pay" (AGP in short). Each Pay Band shall have different stages of Academic Grade Pay which shall ensure that teachers and other equivalent cadres covered under this Scheme, subject to other conditions of eligibility being satisfied, have multiple opportunities for upward movement during their career.

The Committee also took note of reply of DCI to a RTI query quoted as under:

"DCI lays down the qualification of the dental teachers but does not fix the pay scales of the teachers of various faculties."

It was also noted that AMU, JMI and ESIC Dental College have already implemented the designation of Associate Professor.

After considering the matter the Committee resolved to recommend as under:

"Following Readers appointed after 31.12.2008 under rolling advertisement numbers mentioned against each in the Faculty of Dental Sciences be re-designated as Associate Professor in

PB-IV (37400-67000) with AGP Rs. 9000/- with effect from their dates of joining against each:

Name	DoJ	Advertisement No.	Post Code
Dr. Farhan Durrani	25 06.2010	02/2009-10	2428
Dr. Atul Bliatnagar	09.07.2010	02/2009-10	2424
Dr. Vinay Srivastava	06.12.2010	02/2009-10	2429
Dr. H.C. Baranwal	04.12.2010	02/2009-10	2426
Dr. Rajesh Bansal	03.12.2013	05/2012-13	2636
Dr. Adit	10. 07.2015	07/2014-15	2634"

The Vice-Chancellor approved the recommendations of the committee [Annexure-3] and the same has been notified vide the Notification no. AB/14-L-924/5389-5410 dated 06.05.2017, re-designating all the Readers, as mentioned above as Associate Professor in PB-IV (37400-67000) with AGP Rs. 9000/- with effect from their respective dates of joining as Reader.

The report of the committee is placed at **(APPENDIX-11)**

It was also approved that henceforth, recruitment on vacancies in the Faculty of Dental Sciences, IMS will be made as Associate Professor, instead of Reader.

The Executive Council may consider and approve.

ITEM 12

TO CONSIDER AND DECIDE on the report of the complaint committee on its inquiry into the truth of the charges lavelled against Prof. S.C. Singh, Faculty of Management Sciences, B.H.U. by Ms. Jyotsana Bala, Ex-MBA (IB) Students of Faculty of Management Studies, BHU.

NOTE

The Executive Council in its meeting held on 23.04.2016 considered the letter no.F.No.8/C150003660/2015/NCW/SS/SJ dated 1st April, 2016 of Ms. Laldingliani Sailo, Member, National Commission for Women, Government of India, New Delhi in the cases of Dr. Supriya Shah and Dr. Swarna Khuntia, Assistant Professor, Department of Instrumental Music Faculty of Performing Arts, BHU making allegations of misconduct against Prof. V. Balaji, the then Dean, Faculty of Performing Arts, and resolved as under:

RESOLVED THAT the Complaints Committee be reconstituted which will make an inquiry into all the three complaints viz., complaint of Dr. Supriya Shah and Dr. Swarna Khuntia against Dr. V. Balaji, Faculty of Performing Arts and complaint of Ms. Jyotsna Bala against Prof. S.C. Singh, Faculty of Management Studies afresh in accordance with the provisions of Sexual Harassment of Women at Workplace (Prohibition, Prevention and Redressal) Act, 2013 in a transparent, judicious and reasoned manner.

In compliance to the ECR No. 374 dated 23.04.2016, the Complaints Committee was reconstituted vide Notification No. R/GAD/Comm.(40)/12491 dated 17.06.2016. The Chairperson of newly constituted Complaints Committee has submitted its report on 25.03.2017 **(APPENDIX-12)**.

Clause 13(1) to (4) of Chapter V of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 deal with the inquiry report, of which Clause 13(3) is quoted below:

13(3) Where the Internal Committee or the Local Committee, as the case may be arrives at the conclusion that the allegation against the respondent has been proved, it shall recommend to the employer or the District Officer, as the case may be –

(i) to take action for sexual harassment as a misconduct in accordance with the provisions of the services rules applicable to the respondent or where no such service rules have been made, in such manner as may be prescribed.

Further, Clause 8(3) of the University Grants Commission (Prevention, prohibition and redressal of sexual harassment of women employees and students in higher education institutions) Regulations, 2015 provides as given below:

8. (3) The inquiry has to be completed within a period of ninety days from the receipt of the complaint. The inquiry report, with recommendations, if any, has to be submitted within ten days from the completion of the inquiry to the Executive Authority of the HEI. Copy of the findings or recommendations shall also be served on both parties to the complaint.

As per the aforesaid Clause 8 of the UGC Regulation, 2015, a copy of the report of the Complaints Committee was made available to Ms. Jyotsna Bala and Prof. S.C. Singh vide letter Nos. R/V&CS/2017/174/01 and R/V&CS/2017/174/02 dated April 03, 2017 dated 03.11.2016 respectively with the request to file appeal within a period of thirty days from the date of the recommendations.

In response to this Prof. S.C. Singh, Faculty of Management Studies has submitted his appeal vide dated 12.04.2017 and humbly prayed that the appeal may be allowed and recommendations of the newly constituted Complaints Committee dated 24.03.2017 may be rejected.

Jyotsana Bala, MBA (IB) has objected to the recommendation of the committee suggesting penalty of compulsory retirement to Prof. S.C. Singh vide letters through email and letter dated June 1 and 10, 2017 respectively. She further implores that Prof. S.C. Singh has not only ruined her mental setup forever and she is sure that he has assaulted other female students who had not had courage to report to V.C. Ms. Jyotsana Bala feels that compulsory retirement would allow him to get all benefits of a retired employee so she has appealed to the Executive Council for imposing penalty of dismissal from service on Prof. S.C. Singh.

In view of the above the Executive Council may consider and decide.

ITEM 13

TO CONSIDER the representation of Dr. Ravi Pratap Singh, Department of Genetics & Plant Breeding, Institute of Agricultural Sciences, B.H.U against the report of the Committee constituted to inquire into the charges levelled against him.

NOTE

An inquiry was instituted against Dr. Ravi Pratap Singh, Department of Genetics & Plant Breeding, Institute of Agricultural Sciences for inquiring into the following charges:

Prof. Ravi Pratap Singh, Director, Institute of Agricultural Sciences had submitted a verbatim copy of proposal for release of HUBR 2-1 rice variety thereby plagiarizing a proposal already submitted by Prof. Rajesh Singh, Department of Genetics & Plant Breeding, Institute of Agricultural Sciences, BHU.

By committing the above act, Dr. Ravi Pratap Singh, aforesaid, has indulged himself in gross academic dishonesty shown lack of integrity, and has behaved in manner unbecoming of a University employee and thereby violated Rules 3(1) (i) and (iii) of CCS (Conduct) Rules, 1964.

The Inquiry Committee in its report has inter alia found that:

After considering all the facts and circumstances during the submission of proposal and also prior to that I am of the opinion that charge of submitting a verbatim copy of proposal for release of HUBR 2-1 variety by Dr. Ravi Pratap Singh, Charged Officer is TRUE. However, the another essential element of the charge i.e. PLAGIARIZING does not seem to be convincing and is not found to be in its real sense, as the extent of Plagiarizing cannot be assessed in the instant inquiry based on the documents and statements of the witnesses and by the case put up by the Presenting Officer.

The Executive Council in its meeting held on March 30, 2017 considered the report of the Inquiry and resolved as under vide ECR No. 424:

RESOLVED THAT the report of the Inquiry Committee constituted to look into the charges framed against Dr. Ravi Pratap Singh, Ex-Director,

Institute of Agricultural Sciences be accepted and further followup action as required under Rule 15(2) of CCS (CCA) Rules 1965 be taken.

In compliance to the above decisions of the Executive Council, a copy of the report of the Inquiry Authority under the Rule 15(2) of CCS (CCA) Rules, 1965, was forwarded to Prof. Ravi Pratap Singh vide letter No. R/V&CS/2017/52 dated 08.005.2017 for submission of his written representation if any, to the Disciplinary Authority within fifteen days from the date of receipt of letter. Dr. Ravi Pratap Singh vide letter dated 18.05.2017 has submitted his representation **(Appendix- 13A)** praying to Hon'ble Executive Council to consider his written representation and reject outrightly the inquiry report submitted by the inquiring authority.**(APPENDIX- 13B)**

In view of above Executive Council may kindly consider and decide.

ITEM 14

TO CONSIDER the report of the Fact Finding Committee constituted to inquire into the charges levilled against Prof. K.K. Mishra, Head, Department of Political Science, Faculty of Social Sciences, B.H.U.

NOTE

Sri Lav Mishra, a Research Scholar of Department of Political Science, BHU has lodged a complaint of extortion, bribe, harassment, blackmail and abuse by Head, Department of Political Science. Considering the serious nature of the complaint the Under Secretary to the Govt. of India vide letter No. C-13011/7/2016-Vig. dated 14th January 2016, forwarded a copy of the complaint dated 13.01.2016 of Shri Lav Mishra, Research Scholar, Department of Political Science, BHU (copy enclosed as **APPENDIX-14A**) alongwith a C.D. containing call recording by Shri Lav Mishra and the letter dated 16.01.2016 of Prof. Shubha Rao, Department of Political Science, B.H.U., to examine and report the fact within a period of two weeks.

A Fact Finding Committee was constituted vide notification No. R/V&CS/2016/2190-2195 dated January 20/21, 2016 to submit the report within seven days. The Fact Finding Committee submitted its report. The conclusion of the findings is as under:

“XXX XXX XXX

It is therefore, established that money (Rs. One Lakh) was demanded by Prof. K.K. Mishra in the name of IPSA Conference and the said amount was deposited by Mr. Lav Mishra in the IPSA account.

The committee also noted that favour was granted to Mr. Lav Mishra by getting the approval of the extension of his Ph.D. registration and forwarding the research fellowship bills through the DRC of the Department despite the fact that Mr. Lav Mishra had been absent for long duration from the Department.

XXX

XXX

XXX

The committee is deeply pained to observe the sad state of affairs in the Department of Political Science, and is constrained to note that all this could not have happened without the involvement and complicity of Prof. K.K. Mishra, Head, Department of Political Science, BHU. In fact, all the facts and circumstances of the case established that the allegations levelled against Prof. K.K. Mishra, Head, Department of Political Science, Faculty of Social Science are true.

The report of the Committee is placed at **(APPENDIX-14B)**

The Executive Council may consider and decide.

ITEM 15

TO CONSIDER the representation of Prof. Vinay Kumar Singh, Department of Hindi to revoke the penalty of 'Censure' imposed on him and review the decision taken by the Executive Council in its meeting held on 30.03.2017 in his case.

NOTE

An inquiry was conducted under Rule 14 of CCS (CCS) Rules, 1965 against Dr. Vinay Kumar Singh on the following articles of charges:

Article 1 Allegation of financial irregularities were levelled against Dr. Vinay Kumar Singh, Department of Hindi, Faculty of Arts, BHU by the inmates of Sardar Vallabhai Patel Hostel during the tenure of his Administrative Wardenship of said hostel.

Article 2 Series of serious financial irregularities (in gross violation of the Accounts Rule of the University and GFR 2005) were reported in respect of purchases related to modular kitchen, Dining Table etc. made by Dr. Vinay Kumar Singh in the capacity of the Dean of Students, BHU.

The inquiry officer found that:

1. Charge mentioned in Article-I i.e. Allegation of financial irregularities leveled against Dr. Vinay Kumar Singh, Department of Hindi, Faculty of Arts, BHU by the inmates of Sardar Vallabhai Patel Hostel during the tenure of his Administrative Wardenship of said Hostel is not proved
2. Charge mentioned in first and second part of Article II (a) relating to modular kitchen in hostels and the one contained in Article II(b) relating to Maitri Jalpan Griha are proved
3. Charge mentioned in Article II (c) relating to Internet wiring is not proved.
4. Charge mentioned in Article II (d) relating to dining table with foldable chairs is proved.
5. Charge mentioned Article II(e) relating to three seater steel chair is proved.

The Executive Council in its meeting held on March 30, 2017, after consideration of the report of the Inquiry Committee, the representation

of Dr. Vinay Kumar Singh and the facts & circumstances of the case, *inter alia* resolved as under vide ECR No. 422, Item 13:

RESOLVED THAT penalty of 'Censure' be imposed on Dr. Vinay Kumar Singh, Professor, Department of Hindi for his misconduct.

RESOLVED FURTHER THAT he may not be considered for any administrative/financial responsibility in future.

The aforesaid decision taken by the Executive Council in its meeting held on March 30, 2017 was communicated to Prof. Vinay Kumar Singh vide letter No. R/V&CS/2017/169/60-70 dated May 11, 2017. In response to it he has submitted his representation vide letter dated 19.05.2017 and has requested to revoke the penalty of 'Censure' and review the decision keeping the self pride, credibility and future of his own in view.

The representation of Dr. Vinay Kumar Singh, aforesaid is placed at **(APPENDIX-15)**

In view of above Executive Council may kindly consider and decide.

ITEM 16

TO CONSIDER the findings of the committee constituted to look into the appeal of Prof. Ajit Kumar Pandey, Department of Sociology, Faculty of Social Sciences.

NOTE

Prof. Ajit Kumar Pandey, Department of Sociology, Faculty of Social Science, BHU has made an appeal dated 19.10.2016 requesting thereby to expunge the penalty of withholding the increment imposed on him as has been done in case of Prof. Ramashraya Parsad Singh.

In this context it is submitted that several allegations related to Administrative, Financial and Academic irregularities were levelled against Dr. Ajit Kumar Pandey while functioning as coordinator of the Centre for the Study of Social Exclusion and Inclusive Policy (CSSEIP). A Fact Finding Committee (FFC) under the Chairmanship of Prof. S.C. Lakhota, Emeritus Professor, Department of Zoology, was constituted vide notification No. R/V&CS/12-13/Ajit Pandey/405 dated 31.07.2012 to find out the facts of the matter. The FFC found evidences of the truth in the Charges.

The report of the Fact Finding Committee was placed before the Executive Council in its meeting held on 28.02.2013. Noting the seriousness of case the Executive Council decided that the inquiry in the case be conducted by a retired judge of the High Court. Accordingly Justice K.D. Shahi, Retired Judge of Allahabad High Court was appointed as an Inquiry Officer. The Inquiry Officer inquired pointwise 21 article of charges framed against Dr. Ajit Kumar Pandey, Professor, Department of Sociology, Faculty of Social Science, BHU and submitted his report summarizing the case as under:

“As discussed individually in each charge some charges are proved some not proved and some disproved. There is definitely breach of Rules and Regulations, Financial and Procedural Irregularities but like other faculties he is also an academican. No action appears to have been taken others who were equally responsible. There are no charges of embezzlement, misappropriation or breach of trust or grabbing any money for his personal use. Looking that there was no malafide on part of Prof. Pandey and whatsoever he did he did for the success of the project within stipulated time, and project was a success and approved by the University and UNICEF both. MoU was signed by both the parties, therefore a lenient view may be taken against Prof. Pandey.”

The matter was again placed before the Executive Council in its meeting held on 05.02.2014. The Executive Council considered the report of Fact Finding Committee, report of the Inquiry Officer, the documents on record and the facts and circumstances of the case and decided to resolve as under vide ECR No. 187.

RESOLVED THAT examining the report of the Fact Finding Committee, report of the Inquiry Officer, the documents on record and the facts and circumstances of the case, it would be appropriate that a penalty of withholding increments of pay for three years with non-cumulative effect be imposed upon Prof. Ajit Kumar Pandey, so that ends of justice could be met.

Accordingly a penalty of withholding increments of pay for three years with non-cumulative effect has been imposed upon Prof. Ajit Kumar Pandey vide order No. R/V&CS/2014/136/477 dated 27 May, 2014

The Executive Council in its meeting held on March 30, 2017 considered the appeal dated 19.10.2016 of Prof. Ajit Kumar Pandey, Department of Sociology, Faculty of Social Science, BHU to expunge the penalty of withholding the increment of pay for three years for non-cumulative effect and resolved as under vide ECR No. 433, Item 24:

RESOLVED THAT the Vice-Chancellor be authorized to constitute a committee to look into the appeal dated 19.10.2016 of Prof. Ajit Kumar Pandey, Department of Sociology, FSS and the findings / recommendations of the said committee be put up to the Executive Council in its next meeting.

Following the decision taken by the Executive Council in its meeting held on March 30, 2017, the Vice-Chancellor has constituted a committee under the Chairmanship of Prof. I.L. Singh, Department of Psychology, Faculty of Social Sciences, BHU to look into the appeal dated 19.10.2016 of Dr. Ajit Kumar Pandey, Professor, Department of Sociology, Faculty of Social Science, BHU and submit its findings / recommendations for consideration and decision by the Executive Council.

The Committee has submitted its report and conclusion opinion and recommendation of the committee is quoted below:

CONCLUSION

In view of the observations, the committee has unanimously arrived to the conclusion that:

- A. Twenty (20) Charges out of 21 Charges are not proved.
- B. From the report it is crystal clear that nothing beyond the rule in terms of financial discipline has been performed by Prof. A.K. Pandey.
- C. It is also confirmed that no wrongful gain has been made by Prof. A.K. Pandey.
- D. Only Article of Charge no. 6 has been established/proved which is not appropriate as the whole Article of Charges have not been answered in totality by the Inquiring Officer neither for which misconduct Prof. Pandey has been charged vide this specific Article of Charges is also coming out.
- E. The penalty imposed on Prof. Ajit Kumar Pandey, if at all, is based on, the single established Charge no. 6 then it is not bonafied.

OPINION

Based on the above conclusion the committee is of the opinion that the penalty imposed on Prof. Ajit Pandey is not inconsonance with the Inquiry Report. When, the report itself is speaking that he is not culprit of any financial irregularities or misconduct and when the Inquiring Officer is also of the view that there is no Charges of embezzlement, misappropriation of funds and lenient view may be taken then imposing the penalty of withholding increments of pay for three years with non-cumulative effect is not appropriate.

RECOMMENDATION

The penalty imposed on Prof. A.K. Pandey be reviewed.
The Order of imposing the penalty on Prof. A.K. Pandey may be set aside.
Prof. A.K. Pandey may be exonerated of all the Charges.

The copy of the report of the committee placed at
(APPENDIX-16)

In view of above the Executive Council may consider and decide.

ITEM 17

TO CONSIDER AND APPROVE the orders of the Vice-Chancellor to exonerate Dr. Anil Kumar Singh, Assistant Professor, Tourism Management, RGSC (Barkachha), BHU) from the charges levelled against him.

NOTE

Dr. Anil Kumar Singh has been appointed as Lecturer in Tourism Management against advertisement No. 1/2006-17/ vide letter No. AA/VI-RAC/19548 dated 15.02.2008 and as per the terms no. 10 of the said letter, the place of his posting is at Rajiv Gandhi South Campus, Barkachha, Mirzapur.

After promotion as Assistant Professor (Tourism Management) (Stage-2) vide Asstt. Registrar (RAC), BHU letter no. AA/VI-RAC/2908 dated 18.08.2013, he did not report his duty at Rajiv Gandhi South Campus, Barkachha, Mirzapur. It was reported that Dr. Anil Kumar Singh was not taking classes at Rajiv Gandhi South Campus, Barkachha, Mirzapur inspite of warning given by the competent authority. The competent authority in exercise of the powers conferred under Statutes No. 31(a) of Banaras Hindu University and Sub rule (1) of Rule 10 of the Central Civil Services (Classification, Control and Appeal) Rules, 1965 has ordered to place the said Dr. Anil Kumar Singh under suspension with immediate effect and Institute a disciplinary proceeding against him under Rule 14 of the CCS (CCA) Rules, 1965.

Following articles of charges framed against Dr. Anil Kumar Singh, Assistant Professor (under suspension), Tourism Management, RGSC, Barkachha, Mirzapur.

Dr. Anil Kumar Singh, Asstt. Professor (Tourism Management), RGSC after promotion on the post of Assistant Professor (Tourism Management) Stage-III) got his joining report wrongly forwarded by the Head, Department of History

of Arts, Faculty of Arts, BHU on 20.08.2013 by ignoring clarification issued from the Recruitment and Assessment Cell (RAC) vide letter dated 26.09.2013 which clearly mentioned that his place of work is RGSC, Barkachha i.e. the initial place of posting, and insisted to work at Department of History of Arts, Faculty of Arts, BHU. He did not report to OSD-RGSC, Barkachha inspite of the clarification from RAC.

By the above acts, Dr. Anil Kumar Singh, aforesaid has shown lack of devotion to duty and behaved in a manner unbecoming of a university employee and thereby violated Rule 3(1) (i) & (iii) of the CCS (Conduct) Rules, 1964.

Prof. R.P. Shukla, Professor Incharge, RGSC, Barkachha, Mirzapur has been appointed as Inquiring Officer to inquire into the charges framed against Dr. Anil Kumar Singh vide order No. R/V&CS/2016/160/56 dated 25.04.2016. The Inquiry Officer has submitted his report vide letter No. PI/RGSC/MZP/2016-2017/566 dated 17.12.2016. The concluding part of the report is as under:

The officers of the Recruitment & Assessment Cell (RAC) had raised objections on the joining of the Charged Officer in the Department of History of Art, Faculty of Arts and it was claimed that the Charged Officer should have joined through the OSD-RGSC. Subsequently charges of getting the joining report forwarded wrongly and ingoring the clarification from RAC were leveled against the Charged Officer.

The evidences collected during the conduct of inquiry shows that the joining of the Charged Officer was in accordance with the resolution of the Executive Council which, in turn, has proper grounds. Accordingly, the joining report was forwarded by the Head, Department of History of Art, and not that the Charged Officer got it wrongly forwarded. Therefore, the joining of the Charged Officer in the Department of History of Art is found correct.

The letter dated 26.09.2013 by the Dy. Registrar (RAC) is found in contradiction with the resolution of the Executive Council and the promotion letter. However, the Charged Officer could not attend his duty as he was not assigned duty at RGSC.

No evidence of insistence by the Charged Officer to work at the Department of Art was found. It is found that no duty was assigned to the Charged Officer during the concerned period, in RGSC or Department of History of Art.

The warning letter no. AB/18-L-162/29592-596 dated 04.10.2013 of the Registrar, BHU was found not delivered to the Charged Officer. Hence, he was not aware of such warning letter.

Therefore, in the light of the above conclusions, the Disciplinary Authority may consider removing all the articles of charge leveled against the Charged Officer through memorandum no. R/V&CS/2014/160/95 dated 03.02.2014 as the articles of charge are not proved. Thus, the period of suspension of the Charged Officer may be treated as on duty.

A copy of the report of was forwarded to Dr. Anil Kumar Singh under the Rules 15(2) of CCS (CCA) Rules, 1965 and requested vide R/V&CS/2017/160/997 dated March 31, 2017 to make any representation / submission if any, with regard to the aforesaid report within 15 day.

In response to this Dr. Anil Kumar Singh has accepted vide dated 03.04.2017, the report of the Inquiry Committee.

Therefore on careful consideration of the report of the Inquiry Officer and other facts on record, the Vice-Chancellor passed order to exonerate Dr. Anil Kumar Singh, Assistant Professor, Tourism Management, RGSC (Barkachha), BHU from the charges leveled against him vide memorandum no. R/V&CS/2014/160/95 dated February 03, 2014. A copy of the report is placed at **ANNEXURE-17**.

In the light of the above the Executive Council may kindly consider and decide.

ITEM 18

TO CONSIDER the report of the Complaint Committee constituted to inquire the complaint of sexual harassment against Prof. Rama Nand Rai, Department of Chemistry, Institute of Science.

Note:

Ms. Archana Pandey, Research Scholar, had lodged a complaint dated 02.02.2017 by email against her supervisor Prof. Rama Nand Rai, Department of Chemistry, Institute of Science regarding mental and sexual harassment. She had written in her complaint that she was continuously being harassed mentally and sexually by her supervisor due to which she was feeling unsafe and depressed and due to these reasons she cannot continue her research with her present supervisor. The aforesaid complaint has been referred to the Complaint Committee to inquire into the charges leveled against Prof. Rama Nand Rai.

The Chairperson of the Complaint Committee vide letter No. R/Dev/AR/CC/2017-18/40360 dated 26.05.2017 has submitted the report. The committee in its report has not found the charges to be established.

A copy of the report is placed at **APPENDIX-18A**.

A copy of the report was provided to both Ms. Archana Pandey and Prof. Rama Nand Rai vide letter Nos. R/V&CS/RN Rai/2017/151 dated 06.06.2017 and R/V&CS/RN Rai/2017/150 dated 06.06.2017 respectively.

In response to it Ms. Archana Pandey has submitted her reply dated 22.06.2017. In her reply she has not shown agreement with the recommendation of ICC and has stated that the issue of mental and sexual harassment was totally overlooked by the ICC. The ICC report is

fully based on imagination and feelings, it is totally biased rather than based on fact and evidence and rule of law. **APPENDIX-18B**

Dr. Rama Nand Rai has submitted his reply dated 24 May 2017 with the conclusion that a stricter punishment against Ms. Archana Pandey (under Ph.D. ordinance), a proper inquiry against Prof. R.A. Singh for his scheming in the matter as recommended by the complaints committee and constitution of an external expert committee in the matter of Mr. V.K. Gupta as advised by the complaints committee needs to be implemented as early as early as possible. **APPENDIX-18C**

In the light of the above the Executive Council may kindly consider and decide.

ITEM 19

TO NOTE AND APPROVE for implementation of some amendment to CCS (Pension) Rules, 1972 made by the Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners' Welfare, Govt. of India, vide notification No. 38/80/2008-P&PW (A) (Part II) dated 08.06.2011.

NOTE

The Government of India, Ministry of Personnel, Public Grievances & Pensions, Department of Pension & Pensioners' Welfare, has notified some amendments in CCS (Pension) Rules, 1972 vide notification no. 38/80/2008-P&PW (A) (Part II).

A copy of the notification is placed at **APPENDIX-19**

The aforesaid amendments have been implemented with the approval of Vice-Chancellor.

The Executive Council may consider and approve.

Item 20

TO CONSIDER AND APPROVE officiating pay for holding additional charge of the office of the Finance Officer to Dr. S.B. Patel, Joint Registrar (A/c-II).

Note:

Consequent upon superannuation of Dr. M.R. Pathak, Joint Registrar (UET) holding the additional charge of Finance Officer from the services of the University, Dr. S.B. Patel, Joint Registrar (Admin.)-NT was transferred and posted as Joint Registrar (Accounts)-II and being next in seniority of Joint Registrar, he has also been given the additional charge of the office of the Finance Officer w.e.f. 02.02.2017 vide notification No. AB/DR-T/(T&P)-2017/50389 dated 02.02.2017.

In view of holding additional charge of the office of the Finance Officer Dr. S.B. Patel, Joint Registrar (A/c-II) has been sanctioned remuneration @ Rs. 5975/- (Five thousand nine hundred seventy five) per month vide letter No. AB/2-A/10084-088 dated 05.06.2017.

In view of above Executive Council may kindly consider and decide.

ITEM 21

TO CONSIDER AND APPROVE the order of the Vice-Chancellor of the suspension of Prof. Abhijeet Singh, Institute of Management Studies due to detention under judicial custody w.e.f. 03.02.2017 in Police Station, Paharganj, New Delhi.

Note

Prof. Abhijeet Singh, Institute of Management Studies informed the Deputy Registrar (Admin.-Teaching) vide his letter dated 13.06.2017 that due to enmity and malafide intention, he has been falsely implicated in a case at Police Station Paharganj, New Delhi. The police detained him under judicial custody w.e.f. 03.02.2017 and subsequently released on bail from A.S.J., Tis Hazari Court, Delhi on 09.06.2017.

(Appendix-21A)

It is pertinent to mention here that as per Rule 10 (2) of CCS (CCA) Rules 1965, a Government servant shall be deemed to have been placed under suspension by an order of appointing authority, if he is detained in custody, whether on a criminal charge or otherwise, for a period exceeding forty-eight hours.

In view of the rules stated above, the aforesaid Prof. Abhijeet Singh has been placed under suspension O.O. No. R/V&CS/2017/AS/171 dated 13.06.2017 with effect from the date of detention i.e. 03.02.2017 by the order of the Vice-Chancellor. **(Appendix-21B)**

In view of above Executive Council may kindly consider and approve.

ITEM 22

TO CONSIDER the proposal of the Vice-President, Sri Kashi Sangeet Samaj, Varanasi for establishment of a 'Sangeet Sankul' in the University's Kamachha Complex.

NOTE

The Vice-President Shri Kashi Sangeet Samaj in his letter dated March 1, 2017 has stated that Shri Kashi Sangeet Samaj, the oldest institution of Kashi, dedicated for promotion of the heritage of Indian Classical Music and Banaras Gharana was established in 1906. Sri Kashi Sangeet Samaj has a huge collection of recordings of its own programs as well as other rare recordings. It also has a collection of music instruments used by great maestros and some of which are rare. Since Varanasi has been selected as the Creative City of Music by UNESCO, it is striving to make Varanasi the ambassador of Indian Classical Music and a seat of learning of the great Indian traditions of music. Sri Kashi Sangeet Samaj proposes to create a 'Sangeet Sankul' to facilitate preservation, promotion and popularise the Indian Classical Music in association with the Banaras Hindu University on its Kamachchha Campus. The proposed Sankul will contain the following:

- a. An auditorium with a seating capacity of 300-350 with all the state of the art facilities.
- b. A museum dedicated to music
- c. A modern hostel for students of Ranveer Sanskrit Vidyalaya and the student/research scholars of music with a capacity of 100-150 students.
- d. Common facility of Conference room and classrooms for student of music and research scholars
- e. A facility for stay of visiting maestros and lecturers.

The estimated cost of construction of the proposed Sankul will be around 5-6 crores which, the Kashi Sangeet Samaj will bear. The facility so created by Kashi Sangeet Samaj will be dedicated to BHU. It has further been stated that 'Sangeet Sankul' will go a long way in

promoting the Indian Classical Music and BHU can run music and art classes for the students and research scholars. Regular and part-time courses in Music will be conducted to the beginners as well as Music Appreciation course can also be conducted for creating more awareness about the Indian Classical Music.

The proposal is enclosed at **(APPENDIX-22)**.

As per guidelines received from Ministry of Human Resource Development, Government of India vide letter No. F.No.20-14/2011-Desk U dated 11.10.2011 and F.1-3/2012-Desk (U) dated 12.03.2012 the Executive Council of the University vide resolution No. 01 dated March 15, 2012 has taken following decision:

RESOLVED that the University shall not part with any of its precious land for a non-academic purpose.

RESOLVED FURTHER that in future as well, the spirit of the letter No. F.1-3/2012-Desk(U) dated 12.03.2012 of Ministry of Human Resource Development be honoured and no proposal of parting with University land for a non-academic purpose be considered.

Accordingly the University cannot transfer/alienate any land of the University to any outside agency for a non-academic purpose. However, Sri Kashi Sangeet Samaj is proposing to establish their 'Sangeet Sankul' in collaboration with BHU at the Kamachchha Campus with their financial support. The facility so created will be dedicated and donated to BHU.

The Executive Council may consider and decide.

ITEM 23

TO CONSIDER the proposal of transfer of Acharya Ramchandra Shukla Sahitya Shodh Sansthan with entire movable and immovable properties alongwith its goodwill to the Banaras Hindu University.

NOTE

Prof. Manjeet Kumar Chaturvedi, Mantri, Acharya Ramchandra Shukla Sahitya Shodh Sansthan, Varanasi vide his letter dated 19.04.2017 has made a proposal for the transfer of the above Sansthan with entire movable and immovable properties alongwith its goodwill to the Banaras Hindu University with following declaration/undertaking:

- The land and property and goodwill of Acharya Ramchandra Shukla Sahitya Shodh Sansthan is under the legal, full control and occupancy of him, who is Mantri of the Acharya Ramchandra Shukla Sahitya Shodh Sansthan, hence transference will be smooth.
- The writ petition no. C/52774/2015 (Varanasi), filed by Shri R.D. Shukla and other in Hon'ble High Court of Judicature, Allahabad has not been admitted so far.

Earlier this proposal was received from the Director, Secondary and Higher Education, MHRD, Govt. of India in the year 2006 and it was considered by a committee under the chairmanship of Rector Prof. S. Lele. Since due to the dispute of the Management Committee of the said Sansthan the matter was under litigation in the court of S.D.M. (Sadar), Varanasi the proposal of transfer of Acharya Ramchandra Shukla Sahitya Shodh Sansthan could not be decided. Now the matter of the dispute of the Management Committee of the said Sansthan has been disposed of by the court of S.D.M. (Sadar), Varanasi vide its order dated 09.03.2015 by which he had held that the Management Committee, headed by Prof. Manjeet Kumar Chaturvedi was found to be valid. Further, the Assistant Registrar (Firms Societies

and Chits), Varanasi vide its order dated 01.09.2015 has approved the above Management Committee of Prof. Chaturvedi **(APPENDIX-23)**.

Further a writ petition no. C/52774/2015 (Varanasi) was also filed by Shri R.D. Shukla and other in Hon'ble High Court of Judicature at Allahabad. The petition has not been admitted so far.

In this regard the Standing Counsel of the University at Allahabad High Court has opined as under:

"From the perusal of the records it appears that the writ petition has not yet been admitted nor there is any interim order passed in it and in the circumstances there seems to be no impediment in the University proceeding ahead with the transfer subject to the final outcome of the w/p,"

In the view of above the University may accept the proposal of donation of the proposed properties of Acharya Ramchandra Shukla Sahitya Shodh Sansthan, Varanasi by transfer with the condition that the transfer of the said property to the University shall be subject to the final outcome of the pending W/p no. C/52774/2015 (Varanasi). There will not be any liability on the part of the University on any legal disputes arises later on.

The Executive Council may consider and decide.