

**MINUTES OF THE 31ST EMERGENT MEETING OF THE EXECUTIVE COUNCIL
YEAR-2015**

**Sunday, the 1st March, 2015 at 12.30 P.M.
Venue : Guest House, University of Allahabad**

MEMBERS PRESENT

1. Prof. N.R. Farooqi	Chairman
2. Prof. Vijay Krishna	Member
3. Prof. Rakesh Khanna	Member
4. Prof. Mridula Tripathi	Member
5. Prof. Pradeep Bhargava	Member
6. Prof. K.S. Misra	Member
7. Dr. Vandita Verma	Member
8. Shri Bhoore Lal	Member
9. Shri Rajeev Srivastava	Member
10. Mr. Shyam Lal	Member
11. Shri Anugrah Narayan Singh	Member
12. Prof. R.C. Tripathi	Member
13. Prof. C.L. Khetrapal	Member
14. Shri A.K. Kanojia, Finance Officer	Special Invitee
15. Prof. B.P. Singh, Registrar	Secretary

Members who could not attend the meeting owing to their pre-occupation.

1. Dr. Kamla Devi
2. Prof. A. Satyanarayana
3. Dr. Banalata Mohanty
4. Prof. B.N. Tiwari
5. Sri Dinesh Kumar Srivastava
6. Sri R.S. Raaj

The Chairman extended a warm welcome to the Hon'ble members, and welcomed the new member of the Executive Council, Prof. Mridula Tripathi, Dean, Faculty of Arts as well placed on record the gratitude of the Executive Council for the services rendered by the outgoing member, Prof. Jagdish Narain, the Dean, Faculty of Commerce. After ascertaining that the quorum was complete, the Chairman called the meeting to order and agenda items were taken up. The Registrar informed the Hon'ble members of the Council that due to typographical error the following corrections may kindly be allowed to be made :-

- (1) The adjourned meeting of Executive Council dated 27-01-2015 will be read as 30th meeting instead of 28th meeting of the Executive Council.
- (2) The emergent meeting of Executive Council dated 01-03-2015 will be read as 31st meeting instead of 29th meeting of the Executive Council.

Agenda No. 01/31 To consider the appeal of Shri Rajendra Kumar Khare, retired, Head Clerk of K.P. Training College, Allahabad against the Order dated 11-12-2008 of the then Vice-Chancellor Prof. R.G. Harshe, in compliance of the order dated 07-08-2014 of the Hon'ble High Court, Allahabad in Writ Petition No. 22962 of 2014.

Note : *The matter was placed before the Executive Council on 27-01-2015 vide Resolution 26/28. The Executive Council authorized the Registrar to submit a report on the application dated 26-05-2009 of Shri Rajendra Kumar Khare after providing opportunity of hearing both parties. The letter no. 05/R/36/2015 dated 04-02-2015 along-with the report of the Registrar after hearing the Principal and Shri Rajendra Kumar Khare was sent to the Hon'ble members of the Council for their opinion.*

Resolution No.01/31 In compliance of the order dated 07-08-2014 of the Hon'ble High Court in Writ Petition No.22962 of 2014 and orders of the Hon'ble High Court dated 16-10-2014 in Contempt

Application (Civil) No.5793 of 2014 and order dated 11-12-2014 in Contempt Application (Civil) No.7008 of 2014, the matter was placed before the Executive Council vide Agenda No.26/28 dated 27-01-2015. The Executive Council in its meeting dated 27-01-2015 authorized the Registrar to provide opportunity of hearing to both the parties in the matter. The Registrar heard both the parties on January 31, 2015. The entire proceedings including the enquiry report submitted by the Inquiry Officer Shri Chandra Shekar Lal, Retd. District Judge, the order dated 11-12-2008 passed by the then Vice-Chancellor Prof. R.G. Harshe, the appeal filed by Shri Rajendra Kumar Khare against the aforesaid order of the then Vice-Chancellor and the documents submitted by the Principal before the Registrar on 31-01-2015 and the relevant Court orders were placed before the Executive Council for consideration, as to (i) condonation of delay in filing the appeal dated 26-05-2009 by Shri R.K. Khare, and (ii) deciding the appeal on merits and in accordance with law.

The Executive Council considered the delay caused by the petitioner in filing the appeal against the order dated 11-12-2008 of the then Vice-Chancellor and it was noted that the delay was to the tune of two and half months and the petitioner had submitted before the Registrar that due to harassment caused by the Committee of Management by not allowing him to join on his post and due to the mental trauma suffered by him during the period he could not file the appeal in time. The Council **resolved** to condone the delay as the reasons adduced were sufficient. In any case, the very fact that the Registrar has given the opportunity of hearing to the applicant on 31-01-2015 in accordance with the Executive Council Resolution No.26/28, dated 27-01-2015, amounts to condonation of delay in filing he appeal.

The Executive Council considered in detail the report dated 25-09-2006 submitted by the Enquiry Committee and the service records and the written submission submitted by the Principal, K.P. Training College in respect of Shri R.K. Khare. The service records of Shri R.K. Khare show that disciplinary action has been taken against him by the Committee of Management for three times in the following years:

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|------------------------|---|-------------------------------|
| (i) In the year 1985 | - | Sri R.K. Khare was terminated |
| (ii) In the year 1997 | - | Sri Khare was suspended |
| (iii) In the year 2007 | - | Sri Khare was removed. |

The latest enquiry report in question has considered following three charges against Shri R.K. Khare :-

- (i) gross negligence of duties
- (ii) insubordination and disobedience
- (iii) dishonesty and misconduct

The Enquiry Committee has concluded that Shri R.K. Khare is guilty of all the three aforementioned charges. The Executive Council after full deliberations concluded that there were sufficient grounds for indicting Shri R.K. Khare by the Enquiry Committee and the charges against him are substantiated from the enquiry report. The findings of the then Vice-Chancellor in the order dated 11-12-2008, that the charges are general and without foundation and that the rule of natural justice has not been strictly complied, were not agreed to by the Executive Council.

*After thorough deliberation on the issue involved in view of the charges proven, the lack of commitment of Shri R.K. Khare, and history of his service records, the Executive Council **resolved that** the decision of the then Vice-Chancellor of stopping two increments of Shri R.K. Khare deserves no modification and his appeal dated 26-05-2009 is accordingly disposed of.*



Agenda No. 02/31 To further consider issues related to the re-employment of teachers after superannuation pursuant to decision of Executive Council under agenda no. 22/28 dated 27-01-2015.

Resolution No.02/31 The Executive Council considered the question of tenure of re-employment of teachers after superannuation in the light of Clause 8(c) of the Ordinance XLI and Guideline 4 of the *Model Guidelines for Re-employment of Superannuated Teachers* issued under Circular dated 15.02.2008 approved by the UGC and referred to in Clause 2.3.2 of the *U.G.C. Regulations on Minimum Qualifications for Appointment of Teachers and other Academic Staff in Universities and Colleges and measures for Maintenance of Standards in Higher Education, 2010*, and **resolved** that in the case of those teachers who have availed re-employment upon their superannuation up to the end of the academic session concerned under Clause 8(c) of Ordinance XLI, the further re-employment under the UGC's Model Guidelines, shall commence on the completion of their initial reemployment (i.e. their re-employment up to the end of the academic session of their superannuation) and directed the Registrar to modify the orders issued for re-employment in the light of foregoing considerations.

With the permission of Chair, the following matters were considered :-

Agenda No. 03/31 To consider the decentralization of admissions to the University hostels like Sir A.N. Jha Hostel, University of Allahabad.

Resolution No.03/31 The Executive Council **resolved** to decentralize the admission to the hostels of the University as is being presently done by Sir A.N. Jha Hostel of the University. The Executive Council further resolved that the Committee for hostel admissions should consist of five members inclusive of the warden of the respective hostel being the Chairman and Superintendent being the Convener. In the Committee at least one member should belong separately to OBC and SC categories.


Agenda No. 04/31 Hiring of services of a person with expertise in Finance and Accounts as OSD to the Vice-Chancellor.

Resolution No.04/31 The proposal for hiring the services of an appropriate person with expertise in Finance and Accounts as OSD to assist the Vice-Chancellor in financial matters was considered and it was resolved that the services of such a person can be hired after selecting him through a Search Committee consisting of (i) The Vice-Chancellor as Chairman, (ii) Prof. R.C. Tripathi, Member, EC and (iii) One expert in Finance and Account from Accountant General's Office.

Agenda No. 05/31 Representation received from Workers Union, University of Allahabad regarding regularization of daily wages class-IV employees in pursuance of decision of the Executive Council.

Resolution No.05/31 The Executive Council considered the representation of Workers Union of the University for implementing the resolution dated 06-08-2014 of the Executive Council for regularization of Daily Wages Class IV (Group D) employees at the earliest, and instructed the Registrar to request the concerned Committee to finalize the list by 31st March, 2015.

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


(Prof. B. P. Singh)
Registrar
(Secretary)


(Prof. N. R. Farooqi)
Vice-Chancellor
(Chairman)