

**MINUTES OF THE 11<sup>TH</sup> REGULAR MEETING (ON-LINE) OF EXECUTIVE COUNCIL**  
**SCHEDULED ON 10 FEB 2021 AT 11AM**

11<sup>th</sup> regular meeting (on-line) of the Executive Council was held on 10 Feb 2021 at 11:00 AM through Zoom App. **Following were present: -**

Prof. Annpurna Nautiyal, Vice Chancellor	Chairperson
Prof. Sumitra Kukreti	Member (Visitor Nominee)
Prof. Aditya Shastri	Member (Visitor Nominee)
Prof. Raj Kumar	Member (Visitor Nominee)
Prof. Dinesh Kumar Nauriyal	Member (UGC Nominee)
Dr. Kailash Chandra Sharma	Member (Chancellor Nominee)
Prof. V.A. Bourai	Member (Principal)
Prof. S.S. Rawat, HNBGU	Member (Dean)
Dr. Arun Pant, HNBGU	Member (Associate Professor)
Dr. Ajay Kumar Khanduri, Registrar, HNBGU	Secretary (Ex-Officio)

At the outset, Prof. Annpurna Nautiyal, Vice Chancellor/Chairperson welcomed the Hon'ble members of the Executive Council and expressed special gratitude to the outside members who, despite their busy schedules, very graciously spared time to attend the meeting.

Thereafter, the Registrar/Member Secretary presented agenda items before the Council for discussion and approval.

**Following agendas were placed before the Executive Council for its consideration:**

<p><b><u>Agenda Item No. 1:</u></b>  <b>Confirmation of Minutes of 10<sup>th</sup> Meeting of the Executive Council held on 7 Nov 2020, and two emergent meetings of EC held on 30 Nov 2020 and 5 Jan 2021 in on-line mode.</b></p> <p>Minutes of the meeting were circulated to all members. Copy of the minutes of the regular meeting held on 7 Nov 2020 (<b>Annexure-1</b>) are placed for confirmation.</p> <p>Another emergent meeting of EC was held on 30 Nov 2020 through Zoom App to accord approval for conducting of convocation and awarding of degrees to eligible students. Convocation was held successfully. Copy of the minutes (<b>Annexure-2</b>) are placed for confirmation of Executive Council, please.</p> <p>Another emergent meeting of EC was held on 5 Jan 2021 (<b>Annexure-3</b>) through Zoom App. Copy of the minutes are placed for confirmation of Executive Council, please.</p> <p>Submitted for kind ratification by Executive Council, please.</p>	<p><b><u>Resolution:</u></b>          Executive Council perused and confirmed the minutes of 10<sup>th</sup> Meeting of the Executive Council held on 7 Nov 2020, and two emergent meetings of EC held on 30 Nov 2020 and 5 Jan 2021.</p>
<p><b><u>Agenda Item No. 2:</u></b>  <b>Action Taken Report on the minutes of 10<sup>th</sup> meeting of Executive Council held on 7 Nov 2020.</b></p> <p>Action taken reports as provided by Administration section is attached (<b>Annexure-4</b>) for kind perusal and ratification by the Executive Council, please.</p>	<p><b><u>Resolution:</u></b>          Executive Council perused the ATRs submitted and noted the same.</p>
<p><b><u>Agenda Item No. 3:</u></b>  <b>Request for confirmation of minutes of Academic Council held on 30 Nov 2020 (Annexure-5) and 11 Dec 2020 (Annexure-6).</b></p> <p>An emergent meeting of Academic Council was held on 30 Nov 2020 and 11 Dec 2020. Minutes were circulated to all concerned.</p> <p>Submitted for kind consideration and approval by the Executive Council, please.</p>	<p><b><u>Resolution:</u></b>          Executive Council perused and confirmed the minutes of emergent meeting of the Academic Council held on 30 Nov 2020. Executive Council also perused and confirmed the minutes of emergent meetings of the Academic Council held on 11 Dec 2020 with modification in the minutes of Agenda item no.1 as follows-</p> <p>"Executive Council directed to send a proposal to MoE for establishment of separate new 'Women only Campus' of the University at land available with the University at Nunisain near Kirtinagar in place of converting any of the existing</p>



	<p>campuses to convert into 'Women only Campus'</p> <p>Executive Council also approved to issue notification for 'Charaus Campus' as separate campus of the university. However, it was reiterated that there will not be any change in the administrative structure of Charaus Campus.</p>
<p><b>Agenda Item No. 4:</b> Request for ratification of the minutes of the Finance Committee scheduled to be held on 6 Feb 2021</p> <p>A meeting of the Finance Committee is scheduled to be held on 6 Feb 2021 through Zoom App. Minutes of the FC shall be sent before the scheduled date of EC meeting.</p> <p>Submitted for kind consideration and ratification by Executive Council, please.</p>	<p><b>Resolution:</b> It was informed to the Executive Council that the meeting of the Finance Committee was held on 6 Feb 2021 but the minutes of the meeting are yet to be finalized and shall be placed in the forthcoming meeting of the Executive Council for consideration.</p> <p>Executive Council noted the same.</p>
<p><b>Agenda Item No. 5</b> To consider and approve the recommendation(s) made by the Selection Committee(s) for direct recruitment and promotion under Career Advancement Scheme (CAS)</p> <p>Selection Committee(s) have made the recommendation for direct recruitment of faculty members for various posts advertised vide Advt. No. RO/2019/358A dated 31.07.2019 and Advt. No. HNBU/Admin. (T)/2019/02 dated 22.08.2019 with the promotion of eligible faculty members under the Career Advancement Scheme (CAS) in the III phase of selection process held in the month of January/February 2021.</p> <p>The sealed envelopes of recommendations of the selection committee(s) are placed before the Council (on the table) for consideration and approval by the Executive Council, please.</p>	<p><b>Resolution:</b> Before discussion on this agenda, Executive Council deliberated upon agenda item no. 10, pertaining to the representation dated 22-01-2021 submitted by Prof. MridulaJugran, Dean, School of Art &amp; Communication Languages regarding issues of online interview process.</p> <p>The EC was apprised that considering the importance of recruitment process and prevailing Covid-19 guidelines of the GoI and State Governments, the Executive Council of the University authorised the university for holding faculty interviews in on-line mode under Agenda Item no. 10 in its 10<sup>th</sup> regular meeting held on 07-11-2020. On the basis of this authorisation, the University completed on-line interview/selection process for faculty positions in the subjects/departments of Hindi, Drawing &amp; Painting, Journalism and Law as mentioned in Agenda Item no.-5.</p> <p>After detailed discussions and deliberations, the Council concluded that the representation of Prof. MridulaJugran is neither substantive nor based on the facts or tenable; therefore, representation of Prof. MridulaJugran was summarily rejected and set aside by the Council.</p> <p>Thereafter, the Council deliberated upon agenda item no. 5 and directed Registrar/Member Secretary to open the sealed envelopes containing recommendations of the selection committees.</p> <p>Accordingly, the sealed envelopes containing the recommendations of the Selection Committee(s) held from 09 January 2021 to 02 February, 2021 for direct recruitment and promotion under Career Advancement Scheme (CAS) in the subject/department of Hindi, Drawing &amp; Painting, Journalism and Law were opened before the Executive Council.</p>



	<p>The Executive Council considered and unanimously approved the recommendation(s) of the Selection Committee(s)/Screening-cum-Evaluation Committee(s). Approved list of selected candidates is placed at <b>Annexure-A</b>. The Executive Council further authorised the Vice Chancellor to notify the list of selected candidates and issue Appointment Orders to the selected candidates immediately.</p>																														
<p><b>Agenda Item No. 6</b> <b>Request for consideration of disaffiliation of Uttaranchal (PG) College of Bio-Medical Sciences &amp; Hospital, Dehradun (Annexure-7) and also Combined (PG) Institute of Medical Sciences &amp; Research (Annexure-8)</b></p> <p>Uttaranchal (PG) College of Bio-Medical Sciences &amp; Hospital, Dehradun vide its letter no. UCBMSH/3000/20 dated 17 Jun 2020 has requested the university to shift Para-Medical Courses from our university to HNB Uttarakhand Medical Education University from Academic Session 2019-20.</p> <p>Combined (PG) Institute of Medical Sciences &amp; Research, Dehradun vide its letter no. CIMS&amp;R/ADD/2020-21/365 dated 17 Jun 2020 has also requested the university to shift Para-Medical Courses from our university to HNB Uttarakhand Medical Education University from Academic Session 2019-20.</p> <p>Submitted for kind consideration and approval by the Executive Council, please.</p>	<p><b>Resolution:</b> Executive Council perused both the letters as mentioned in agenda no. 6, discussed in details and approved to issue NOC to both the above colleges to get disaffiliated from the HNBGU as per their request letters.</p>																														
<p><b>Agenda Item No. 7</b> <b>Request for ratification of letter no. Affiliation/785 dated 22 Sep 2020 (Annexure-9), Affiliation/827 dated 15 Oct 2020(Annexure-10), and Affiliation/960 dated 16 Dec 2020 (Annexure-11).</b></p> <p>Affiliation Section has sent the letter no. Affiliation/785 dated 22 Sep 2020 to GRD Girls Degree College, Dehradun for depositing the FDR for Affiliation Fee.</p> <p>Affiliation Section has sent the letter no. Affiliation/827 dated 15 Oct 2020 to MHRD to allow the university to continue affiliation of Indian Military Academy, Dehradun.</p> <p>Affiliation Section has sent the letter no. Affiliation/960 dated 16 Dec 2020 to disaffiliate Science and Art courses of Dhanori College, Haridwar.</p> <p>Submitted for kind ratification/decision of Executive Council on above matters, please.</p>	<p><b>Resolution:</b> Executive Council perused all the 3 letters as mentioned in the above agenda no. 7 and ratified the decision taken by the university. The EC also supported that the IMA is an institution of eminence of Gol, therefore, it would be an honor for the university to retain its affiliation.</p>																														
<p><b>Agenda Item No. 8</b> <b>Request for sanction of Extra Ordinary Leave/HPL to Faculty members (Annexure-12).</b></p> <p>The following teaching faculty were sanctioned Extra-Ordinary Leave / HPL by the Hon'ble Vice-Chancellor in anticipation of approval of Executive Council:-</p> <table><tr><th>Sr No.</th><th>Name of Employee/faculty</th><th>O. No.</th><th>Type of Leave</th><th>Tenure of Leave</th><th>No. of Days</th></tr><tr><td>1.</td><td>Prof. M.P.S. Bisht, Dept. of Geology</td><td>HNBGU/Admin(T)/2020/869 dated 18.11.2020</td><td>EOL</td><td>05.01.2020 to 04.01.2021</td><td>1 Year</td></tr><tr><td>2.</td><td>Jyotshna Sonal, Assistant Professor, Dept. of History</td><td>HNBGU/Admin(T)/2020/915 dated 14.12.2020</td><td>HPL</td><td>01.05.2020 to 04.07.2020</td><td>65 days</td></tr><tr><td>3.</td><td>Prof. Arun Singh Rawat, Dept. of Physics</td><td>HNBGU/Admin(T)/2021/975 dated 07.01.2021</td><td>EOL</td><td>01.01.2021 to 31.12.2025</td><td>5 Years</td></tr><tr><td>4.</td><td>Prof. Surekha Dangwal, Dept. of</td><td>HNBGU/Admin(T)/2021/1009 dated 18.01.2021</td><td>EOL</td><td>19.01.2021</td><td>3 Year</td></tr></table>	Sr No.	Name of Employee/faculty	O. No.	Type of Leave	Tenure of Leave	No. of Days	1.	Prof. M.P.S. Bisht, Dept. of Geology	HNBGU/Admin(T)/2020/869 dated 18.11.2020	EOL	05.01.2020 to 04.01.2021	1 Year	2.	Jyotshna Sonal, Assistant Professor, Dept. of History	HNBGU/Admin(T)/2020/915 dated 14.12.2020	HPL	01.05.2020 to 04.07.2020	65 days	3.	Prof. Arun Singh Rawat, Dept. of Physics	HNBGU/Admin(T)/2021/975 dated 07.01.2021	EOL	01.01.2021 to 31.12.2025	5 Years	4.	Prof. Surekha Dangwal, Dept. of	HNBGU/Admin(T)/2021/1009 dated 18.01.2021	EOL	19.01.2021	3 Year	<p><b>Resolution:</b> Executive Council perused the record submitted by the university sanctioning EOL/HPL as mentioned in above agenda no. 8 and ratified the decision taken by the Vice Chancellor.</p>
Sr No.	Name of Employee/faculty	O. No.	Type of Leave	Tenure of Leave	No. of Days																										
1.	Prof. M.P.S. Bisht, Dept. of Geology	HNBGU/Admin(T)/2020/869 dated 18.11.2020	EOL	05.01.2020 to 04.01.2021	1 Year																										
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4.	Prof. Surekha Dangwal, Dept. of	HNBGU/Admin(T)/2021/1009 dated 18.01.2021	EOL	19.01.2021	3 Year																										



5.	English Prof. Suman Bisht, Dept. of Botany	HNBGU/Admin(TI)/2021/ 1013 dated 20.01.2021	EOL	01.12.202 0 to 30.04.202 1	151 Days
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Submitted for kind consideration and approval by the Executive Council, please.

#### **Agenda Item No. 9**

##### **Request for acceptance of representation submitted by Dr S C Singh, Ex-Director (Annexure-13).**

Dr S C Singh, Ex-Director represented vide letter dated 15.03.2019 seeking complete adjustment on the post of 'Professor' in his original Department, i.e., Department of Geography. Pending resolution of his representation he approached the Hon'ble High Court of Uttarakhand, vide WP (SB) No. 584/2019 titled 'Dr S C Singh Vs State of Uttarakhand &Ors.' Wherein the Writ petition was disposed off with direction to the Respondent authorities to consider the representation of the petitioner and pass a reasoned order and communicate the decision to the petitioner within a period of three months.

Although the petitioner never approached the university with a certified copy of the court order for compliance. However, due to COVID-19 pandemic and consequent lockdown, the representation could not be placed before the proper authorities, i.e., the Executive Council for its decision.

Further Hon'ble Supreme Court, vide its final Judgement and Order dated 05.12.2018 in Civil Appeal No. 11856 of 2018 arising out of special leave petition (C) No. 10084 of 2012 titled as 'Dr S C Singh Vs State of Uttarakhand &Ors.' was pleased to dismiss the appeal.

After failing in his appeal, Dr S C Singh approached the HNB Garhwal University vide 15.03.2019 seeking his complete adjustment on the post of Professor which he never held while he was serving in his original department, with complete payment of full salary since December 2005, without even serving/working for a single day.

Since the matter involves the Executive Council, as initially it was the decision of Executive Council, the competent authority of the University, Dr. S C Singh was informed vide university Letter No. HNBGU/L.S./2020/245 dated 12.06.2020, that the representation shall be placed in the next meeting of the Executive Council with the relevant facts for the disposal of his representation at the earliest.

Submitted for kind consideration and decision by the Executive Council, please.

#### **Resolution:**

Detailed discussions was held by the Executive Council on this matter. After deliberation, the Council authorized Vice Chancellor to take appropriate decisions after taking legal opinion on the issue of Dr. S.C. Singh.

#### **Agenda Item No. 10**

##### **Request for a decision on the representation submitted by Prof. Mridulajugran (Annexure-14).**

Representation of Prof. Mridulajugran vide letter dated 22.01.2021 regarding anomalies in an on-line interview for the teaching posts with reference to Section 11(3) of Central University Act, 2009.

Submitted for kind consideration and decision by Executive Council, please.

#### **Resolution:**

As mentioned in the resolution of Agenda item no. 5, it was rejected by the Executive Council because the council found it baseless.

#### **Agenda Item No. 11**

##### **Permission of the Executive Council for initiating departmental proceedings in case of Dr. D S Bagri, Associate Professor in HNBGU on CBI Case R.C. EOU-I-2009-E0005.**

With reference to the MHRD Letter No. C.15011/3/210-Vig. dated 06.02.2019 the university was asked to submit the action taken report in case of Dr. D S Bagri, Associate Professor in HNBGU on CBI Case R.C. EOU-I-2009-E0005.

#### **Case History:**

1. With reference to CBI Case No. RC EOU-I / 2009-E-2005 against Dr. DS Bagri, Under Secretary (Vig.), MHRD vide Latter No. C-15011/3/2010-Vig. dated 7th May,

#### **Resolution:**

The Executive Council granted permission to send required information/report to the CVC/MoE on prescribed formats and authorised the Vice Chancellor to take appropriate action in observance of directions issued by the MoE in the subject matter.



2015 stated that the follow up action on the Central Vigilance Commission's OM No. 010/EDN/106/177068 dated 5/6/2012 is still awaited even after the lapse of more than 02 years.

2. The MHRD letter dated 7th May 2015, also referred to the earlier letters of even no. dated 27/4/2012 & reminder dated 20/8/2014, stating that CVC has been pressing hard for expediting proposal for seeking first-stage advice against Dr. D. S. Bagri in the aforesaid matter. It emphasized for follow-up action on CVC's OM to be taken urgently under intimation to MHRD.

3. With the above letter dtd. 7th May 2015 of MHRD first stage advice in case of University of Allahabad was attached for reference.

4. For seeking the first – stage advice of CVC the following documents (06 Annexure) were sent to CVC vide HNBGU Letter ref. no. R.O. / 2015/156 dated 25.07.2015 with intimation copy to MHRD:

(1) Draft Memorandum to be issued to Dr.D.S. Bagri (2) Statement of the article of charges (3) Statement of Imputation of Misconduct or misbehaviour in support of the article of charges framed. (4) List of documents by which article of charges framed (5) List of witness (6) Letter dated 30.11.2011

5. Vide MHRD Letter No. 53-4/2015-Desk (U) dated 14.12.2015 with reference to HNBGU Letter no. RO/2015/249 dated 17.11.2015, the MHRD asked for a copy of the letter sent by HNBGU to CVC for information and records.

6. Director, CVC vide OM No. 010/EDN/106/294074 dated 07.09.2015 asked the HNBGU to submit a proposal in the format prescribed in the CVC's Circular's no. 14/3/06 dated 13.03.2006 and no. 09/12/2014 dated 11.12.2014 along with tentative views/ recommendation of the CVO and the disciplinary authority for seeking the advice.

7. In the meantime CBI HQ, New Delhi vide communication dated 22.09.2015 served Summons/ Warrants to the then Vice-Chancellor (Sanctioning Authority), HNBGU for hearing on 15.10.2015 before the Court of Sh. Sanjeev Shukla, Spl. Judge, CBI, Lucknow.

8. HNBGU vide its letter ref. no. JR/Legal Cell/ 2015 dated 16.12.2015 communicated Under Secretary (Vig.), MHRD with reference to MHRD Letter no. 53-4/2015-Desk (U) dated 14.12.2015 with a copy of the letter sent to CVC by the university.

It was also informed by the university (with a copy of the summons) that hearing of the case has been going on in the court of the Special judge, Anti-Corruption CBI (West), Lucknow Bench.

9. Legal opinion was sought from Mr. Ashish Kumar Pandey, Advocate at the Supreme Court of India by HNBGU vide Letter no. Legal cell/ 166/2016 dated 15.01.2016 on the following points:

*Whether it will be appropriate to submit recommendations of CVO and Vice-Chancellor to CVC for seeking first stage advice considering the fact that the case has been registered while Dr. Bagri was on deputation to AICTE and no act of misconduct done by him during his service at HNBGU?*

*Whether it will be appropriate to submit recommendations to CVC knowing the fact that hearing of the case has already been started before CBI court?*

*What will be the university's recommendations to CVC?*

*Whether the University can issue Memo on the basis of charges framed by CBI?*

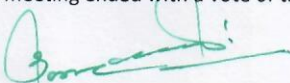
10. Legal opinion has been communicated by the advocate vide letter no. HNBGU / 2016 / LO / 02 dated 15.03.2016, as follows:

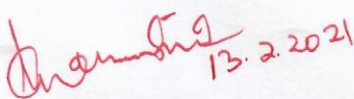
*As per the legal opinion, though the preliminary investigation report discloses prima facie evidence against Mr. D. S. Bagri to take RDA for major penalty any Enquiry Officer as well as the Presenting Officer appointed by the HNBGU University, despite there being Departmental Enquires Act 1972, may not be well-equipped to conduct detailed departmental enquiry and substantiate the charges framed against the delinquent at the departmental level because the alleged crime took place when Mr. Bagri was on deputation as RO, Kanpur in AICTE, an organization which is outside the jurisdictional scope of the university neither the University has the direct power (only through Union of India) to summon the witness for the evidence.*



<p><i>In view of the prima facie evidence against Dr. Bagri, the University has already granted sanction order vide letter Ref. No. VC/ 2011/ 224 dated 30.12.2011 for prosecution (Copy enclosed) with a copy to the MHRD with reference to CVC letter No. 010/EDN/106/144455 dated 13.11.2011. Therefore, either the university should wait for the outcome of the criminal trial against Mr. Bagri or the CBI / CVC should appoint the presenting officer to lead the evidence in the regular departmental enquiry.</i></p> <p>11. With reference to the MHRD Letter No. C.15011/3/210-Vig. dated 06.02.2019 the university was asked to submit the action taken report in case of Dr. D S Bagri, Associate Professor in HNBGU on CBI Case R.C. EOU-I-2009-E0005.</p> <p>12. The Executive Council of the HNBGU is the Competent Authority for initiating departmental proceedings in the matter. Thus, the departmental proceedings may be initiated at the university level against Dr. D S Bagri, Associate Professor with due permission of the Executive Council.</p> <p>Submitted for kind consideration and decision by Executive Council, please.</p>	
<p><b>Agenda Item No. 12</b>  <b>Consideration of 11 Sweepers against the vacant posts of Library Attendant in Library Cadre Level -1 (Rs. 5200-20200 GP 1800/- as per 6<sup>th</sup> CPC) (Annexure-15).</b></p> <p>As per directions of the Hon'ble High Court of Uttarakhand, the HNBGU vide Office Order No. HNBGU/Prashasan/2018/2951 dated 25.06.2018 the 11 Sweepers working at HNBGU were appointed against 11 vacant posts of Library Attendant Level -1 (Rs. 5200-20200 GP 1800/- as per 6<sup>th</sup> CPC) and were on probation for 02 years. The Probation Period of these 11 sweepers has been completed on 25.06.2020.</p> <p>The matter is hereby placed before the Executive Council for consideration regarding confirmation against the vacant posts of Library Attendant.</p>	<p><b>Resolution:</b>  The Executive Council ratified the decision of Vice Chancellor and approved confirmation of subject employees.</p>
<p><b>Agenda Item No. 13</b>  <b>Consideration of Ordinance for Medical Reimbursement (Annexure-16).</b></p> <p>A committee was constituted by the university to peruse and suggest modifications in the existing ordinance and frame new ordinances wherever required.</p> <p>This committee has proposed 'Ordinance for Medical Reimbursement' for regular/retired employees (both teaching and non-teaching) of the university.</p> <p>Submitted for kind consideration and approval by the Executive Council, please.</p>	<p><b>Resolution:</b>  Executive Council perused the ordinance and terms and Medical Attendance &amp; Treatment Rules as submitted by the university and approved to implement the same. However, this should be sent to MoE/UGC for their concurrence.</p>

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

  
(Dr. Ajay Kumar Khanduri)  
Registrar  
Secretary (Ex-Officio)

  
(Prof. Annpurna Nautiyal)  
Vice Chancellor  
Chairperson, Executive Council