



MINUTES
OF
108th MEETING
OF THE
EXECUTIVE COUNCIL

HELD ON
24th November 2016 AT 02.00 P.M.
AT HEMANGA BISWAS COMMITTEE ROOM OF
THE VICE-CHANCELLOR'S SECRETARIAT

ASSAM UNIVERSITY
(A CENTRAL UNIVERSITY ESTABLISHED BY AN ACT
OF PARLIAMENT)
SILCHAR



Assam University, Silchar

Minutes of the 108th Meeting of the Executive Council held on 24th November 2016 at 2.00 p.m. in the Conference Room of the Vice-Chancellor's Secretariat, Assam University, Silchar

Members present :

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| 1. Prof. Dilip Chandra Nath, Vice-Chancellor | : Chairman |
| 2. Prof. Anil Kumar Goswami, Visitor's Nominee | : Member |
| 3. Prof. B. S. Purkayastha, Dean, School of Physical Sciences | : Member |
| 4. Prof. Rama Bhattacharya, Dean, School of Ind. Lang. & Cul. St. | : Member |
| 5. Prof. Nagendra Pandey, Dean, School of Earth Sciences | : Member |
| 6. Prof. A. Mazumder, Dean, School of Management | : Member |
| 7. Prof. N. N. Pandey, Professor, Dept. of Education | : Member |
| 8. Dr. Mortuja Hussain, Principal, N. C. College, Badarpur | : Member |
| 9. Dr. Mizarun Rahman, Principal, Haflong Govt. College | : Member |
| 10. Prof. Sumanash Dutta, Finance Officer i/c | : Permanent Invitee |
| 11. Mr. Debasish Chakraborty, President, AUNTEA | : Special Invitee |
| 12. Dr. Sanjib Bhattacharjee, Registrar | : Ex-officio Secretary |

At the outset, the Chairman welcomed all the Members. Also, the new members were introduced who attended the meeting for the first time namely Prof. Rama Bhattacharya, Dean, School of Indian Language & Cultural Studies, AUS, Dr. Mortuja Hussain, Principal, N. C. College, Badarpur. On being permitted by the house thereafter, the meeting formally started.

(A) Item for confirmation:

Item No. 1 : Confirmation of the minutes of the 107th Meeting of EC :

EC:108:11-16:1 : The minutes of the 107th Meeting of the Executive Council held on 6th November 2016 is placed for consideration and confirmation.

Resolution : The minutes of the 107th Meeting of the Executive Council held on 6th November 2016 were circulated. The members perused the minutes and confirmed the same.

(B) Items for approval and ratification by the Council :

Item No. 2 : Regularisation of period of absence in respect of Dr. Ajita Tiwari, Asstt. Prof, Dept. of Agricultural Engineering :

EC:108:11-16:2 : Dr. Ajita Tiwari, Assistant Professor, Dept of Agricultural Engineering has submitted an application for regularization of her period of absence from 27/10/2014 to 4/5/2015 by granting child care leave. It may be noted that Dr Tiwari did not mention any particular period of leave in her application dated 22/11/2014. As per rule an employee has to apply for child care leave to the authority well in advance. After getting approval from the authority then only the employee can proceed on leave. In the case of Dr Tiwari it was not done from her part. Moreover, in her applications dated 10/10/2014 and 22/11/14 she stated that for the want of quarter facility she was not in a position to resume her duties. It was not a justification of granting child care leave. These applications cannot be treated as leave applications as she did not follow proper procedure for applying for leave. This period of absence from 26/10/14 to 4/5/15 (i.e. 6 months 11 days) can be treated as unauthorized absence as per CCS (Leave) Rule.

Resolution : The members discussed the issue in detail and it was decided to look into the matter administratively and till the issue is mitigated the Council advised the administration to keep the matter in abeyance.

Item No. 3 : Matter related to Lien of Dr Vinay Kumar Rao, Asstt. Prof, Dept. of History :

EC:108:11-16:3 : Dr. Vinay Kumar Rao, Assistant Professor, Dept. of History (on lien) was granted lien for one year w.e.f. 13/8/2015 to join his new assignment at Central University of Punjab (CUP), Bathinda. After six months he has applied for extension of lien for another year since the probation period of Central University of Punjab is two years. On 28/7/2016 he has applied for transfer of lien from Central University of Punjab to Central University of Haryana via email (when he has already left the University of Punjab). In that mail he has also stated that he has already joined Central University of Haryana on 12/7/2016 by tendering technical resignation from Central University of Punjab on 11/7/2016.

Since Dr Rao has joined another University (i.e. Central University of Haryana) without taking any prior permission from his parent institution i.e. Assam University his joining at CUH is quite irregular. He has violated the terms and conditions of the AU Regulation of Lien. In this regard a legal opinion was sought from the Asstt Solicitor General of India (ASGI). The ASGI has opined that a show

cause notice is required to be issued to Dr Rao why he will not be terminated from the service of Assam University on violating the terms and conditions of lien.

Resolution : The matter was thoroughly examined and the members were in the opinion that show cause notice needs to be served to the incumbent concerned as per CCS guidelines.

Item No. 4 : Change of home town in respect to Dr Prodipto Das, Asstt. Prof., Dept. of Computer Science :

EC:108:11-16:4 : Dr. Prodipto Das, Assistant Professor, Dept. of Computer Science has applied for change of home town from Dholai, Assam to Kolkata. He has submitted his application in the prescribed format of change of home town. It may be noted that Dr Das has applied for change of home town for the first time as per service record. He is entitled to change his home town as per CCS Rule.

Resolution : The matter was discussed and approved.

Item No. 5 : Change of home town in respect to Dr. Parthankar Choudhury, Professor, Dept. of Ecology & Environmental Science :

EC:108:11-16:5 : Dr. Parthankar Choudhury, Professor, Dept of Ecology & Environmental Science has applied for change of home town from Silchar, Assam to Kolkata. He has submitted his application in the prescribed format of change of home town. The relevant document such as electricity connection bill etc. has been submitted by Dr Choudhury. It may be noted that Dr Choudhury has applied for change of home town for the first time as per service record. He is entitled to change his home town as per CCS Rule.

Resolution : The matter was discussed and approved.

However, while discussing the issue the house is in the opinion that a detail guideline is necessary to be prepared for change of home town incorporating the present provisions adopted in other Universities. The Vice Chancellor is also authorized to act accordingly for such future cases.

Item No. 6 : Extension of lien in respect of Dr. Tapan Kr Basantia, Asstt. Prof., Dept of Education :

EC:108:11-16:6 : Dr. Tapan Kr Basantia, Assistant Professor, Dept. of Education (now on lien) has applied for extension of his lien for another two years w.e.f. 6/1/2017 to 5/1/2019. It may be noted that Dr Basantia was granted lien for one year w.e.f. 6/1/2016 to 5/1/2017 to enable him to join his new assignment as Associate Professor at Central University of South Bihar, Patna. As per his offer of appointment issued by Central University of South Bihar the probation period of Dr

Basantia is two years. As per the AU Regulation for grant of Lien the maximum period of granting lien is two years. Hence Dr Basantia can be granted extension of lien for one more year only w.e.f. 6/1/2017 to 5/1/2018.

Resolution : The matter was discussed and the Council approved the same for one year only.

Item No. 7 : Completion of Probation Period of teachers (Silchar Campus) :

EC:108:11-16:7 :

Sl. No	Name of Teacher	Designation	Department	Date of Joining	Date of Completion of probation period
1.	Ajay Kumar Singh	Asso. Prof.	Education	16.03.2015	15.03.2016
2.	Biswa Ranjan Roy	Asstt. Prof.	Computer Science	23.01.2015	22.01.2016
3.	Dr. Monoj Kr. Paul	Asstt. Prof.	Chemistry	09.04.2015	08.04.2016
4.	Dr. Sanjib Sengupta	Asstt. Prof.	Mathematics	09.04.2015	08.04.2016

Resolution : The matter was discussed and the Council approved the same.

Item No. 8 : Compulsory retirement of Smt. Rita Ghosh, LDC :

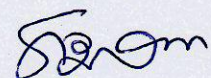
EC:108:11-16:8 : Smt. Rita Ghosh joined in AUS on 15.09.1995 as LDC. Since her joining, she used to remain unauthorizedly absent and negligent in duties for which she was warned many times and even kept her salary withheld which were later regularized on receipt of leave applications by according post-facto approval. She was so much habituated to remain absent without prior information to her Supervisory Officers followed by submission of leave application in some pretext or other and in this way she exhausted all her admissible leaves. When there was no other kind of leave available to her, she applied for 1st spell of CCL for one year w.e.f 17.04.2010, 2nd spell of CCL for another one year w.e.f 17.04.2011 and again Half Pay Leave for 120 days w.e.f.16/04/2012 in continuation of earlier leaves without bothering whether her leave applications were sanctioned or not. In the meantime, she was informed that her leave applications couldn't be sanctioned as per CCS leave rule and she was asked to report for duty but without resuming to her duty, she insisted to grant her leave applications. Finding no ways to pursue her to resume to duty, the University authority framed a charge-sheet on 02.04.2012 under CCS (CCA) Rule 1965 against her for willful disobedience of order issued by a Superior Officer and habitual absence without permission and overstaying of leave and asked her to appear before the Inquiry Committee. Instead of appearing before

the Inquiry Committee, she replied in writing not only denying the charges but also challenged the authority of Prof. Niranjana Roy, Registrar (i/c), saying that an In-charge Registrar cannot frame a chargesheet against a permanent Government Official and again requested to grant her leaves. At last, on 11.09.2015, she reported to join duty and immediately on 14.09.2015, she submitted Extra Ordinary leave application w.e.f 29.04.2010 to 11.09.2015 which was not accepted. Later, she was asked to appear before the Inquiry Committee in person or through her representative. She did so and there after completing all formalities, the Inquiry Officer submitted its Final report whose summary is that "Smt. Rita Ghosh did not comply with the office order and failed to approach for joining the duty until 11th September, 2015 and the report also mentioned that as per Rule 12 (FR & SR Part-III, Leave Rule) and Rule 7(2) of all India Service Rule 1955, no govt. servant can be granted any kind of leave exceeding five years. Absence from duty, with or without leave for a continuous period exceeding 5 years other than on Foreign Service implied that such govt. servant has deemed to resign from govt. service. Accordingly, Inquiry Officer concluded that Smt Ghosh is found to be offender with regard to both the above charges framed against her". Legal opinion on the matter was taken from S.C. Kheyal, Assistant Solicitor General of India & Standing Counsel of Assam University at Gauhati High Court and his considered opinion is that "the charges are proved against the delinquent as reflected from the inquiry report and the documents so annexed and necessary order of penalty may be passed against her as provided in the CCS (CCA) Rules 1965 by the competent authority". One of the major penalties under the provision of CCS (CCA) Rule 11(vii), 1965 is to send her to compulsory retirement.

Resolution : The matter was discussed in detail considering all pros and cons and it was decided to serve the notice for compulsory retirement to her as per the legal report.

Item No. 9 : Matter related to enhancement of remuneration from ₹ 2,000/- p.m. to ₹ 3,000/- p.m i.r.o Shri Keshab Sil, EPF facilitator of AUS :

EC:108:11-16:9 : Shri Keshob Sil of "Your consultancy & IT Services", Meherpur, Silchar was appointed on 02/09/2013, Assam University, Silchar on contractual basis for a period of six months with a consolidated pay of ₹ 2,000/- p.m in order to facilitate the University to open the EPF account of daily wagers/Contractual staffs to general EPF challan, to make necessary arrangement for remittance of EPF contribution to EPF organization and also to provide necessary support to the subscribers in case of taking advance/withdrawal/settlement of other claims with EPF organization. Considering the necessity of his service, University authority has been continuously extending his engagement after expiry of every six months. The incumbent submitted an appeal to enhance his consolidated remuneration and it was agreed in principle to place the matter of enhancement of consolidated remuneration to ₹3,000/- p.m before Executive Council.



Resolution : The matter was discussed and the Council approved the same.

Item No. 10 : Matter related to higher pay band with GP of ₹ 6,600/- in the P.B-3 under DACP Scheme i.r.o Dr. Shatabisha Roy Choudhury, Lady Medical Officer, Health Centre, AUS :

EC:108:11-16:10 : In pursuance to the Ministry of Health & Family Welfare, GOI. O.M. No. F.No. A 45012/2/2008-CHS-V dtd 29.10.2008 and UGC order No. F.30-9/99 (CU) dtd 20 .01.2003, Dr. Shatabisha Roy Choudhury, Lady Medical Officer is placed in the next grade i.e Senior Lady Medical Officer in the PB-3 with GP of ₹ 6,600/- under Dynamic Assured Career Progression Scheme (DACP scheme) w.e.f 03.09.2016 vide order 103/808/2012-Estt/1236-1296 dtd 10.11.2016.

Resolution : The matter was discussed and the Council ratified the same.

Item No. 11 : Matter related to 43rd meeting of the Finance Committee

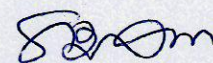
EC:108:11-16:11 : The 43rd meeting of the Finance Committee was slated on 19th November 2016. The minutes of the meeting was placed before the Council as **Annexed** for consideration and approval.

Resolution : 43rd meeting of the Finance Committee was held on 19th November 2016 and all the items minuted were perused by the members of the Council. The Executive Council approved all the points covered under the minute with an observation on **item No. FC: 43/08** that the administration be more careful about the submission of prescribed proforma of the UGC to the Building Committee for recommendation. Also the latest guidelines issued time to time for construction related matter be followed by the Engineering Section with utmost care and responsibility. The members were in the opinion that the Engineering Section of the University be instructed to complete the pending works as early as possible maintaining the specific instructions of the Govt. of India.

Item No. 12 : Proposals from Engineering Section of AUS :

EC:108:11-16:12 :

(i) In 2007 university decided to undertake two works viz: (i) Construction of pump house & GI water supply pipe line from fishery pond to PHE water treatment water reservoir. (ii) Providing & fitting fixing of 7.5 HP 3-phse water supply motor pumps with 22mm 3½ core armored underground cable & necessary accessories. Names of contractors who were awarded the said works are - Sri Ajitesh Roy, Irongmara & Sri Debasish Paul Choudhury, Silchar. Both the contractors had completed the works in time and University is utilizing the pump house & the motor pump but till date no payment been made to the contractors as the concerned file is misplaced.



Accordingly a committee was constituted to look in to the matter and the committee recommended settling the matter through arbitration.

Now as decided by the competent authority the committee report is placed before the Council for discussion and decision.

Resolution : The matter was discussed and decided that independent technical person be involved for evaluation of the estimated cost and thereafter the matter shall be placed before the arbitrator.

(ii) Purchase of D.G. set for the department of Electronics and Telecommunication, AU

HOD, Electronics and Telecommunication has mooted a proposal for purchase of 100 kva D.G. set for the department with an estimated amount of Rs. 6,74,260.00. The Central Purchase Committee has also approved the proposal of the department. The finance section has proposed to concur this estimated expenditure out of the - Mobilised Resource Fund of the University subject to approval by the Executive Council of the University, hence placed before the Council.

Resolution : The matter was discussed and deferred for time being, where as the Vice Chancellor is authorized to take appropriate action.

(iii) Minutes of Building Committee Meeting :

Minutes of 83rd, 84th, 85th and 86th meeting of building committees is placed before the Council for approval.

Resolution : The matter was discussed and the Council approved the same.

Item No. 13 : Revised Regulations for introduction of P.G. programme in the affiliated colleges :

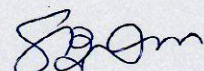
EC:108:11-16:13 : The Director, CDC has forwarded the report of the Committee w.r.t. AC resolution No. AC:76:10-16:17 for consideration by the Council.

The matter was discussed and the Council approved the same.

EC:108:11-16:14.1 : Appointment of DSW, Proctor and CPIO :

Resolution : On the basis of administrative decision taken by the competent authority the following changes were made for some position as under :

- (i) **Prof. P. B. Mazumder**, Dept. of Biotechnology was appointed as Dean, Students Welfare (DSW) in place of Dr. Subhabrata Dutta, Associate Professor, Dept. of Social Work for a period of 03 years w.e.f 01/12/2016 as per the terms and conditions notified.



- (ii) **Dr. Paritosh Mondal**, Associate Professor, Dept. of Chemistry was appointed as Proctor in place of Prof. P. B. Mazumder, Dept. of Biotechnology for a period of 02 years w.e.f. 01/12/2016 as per the terms and conditions notified.
- (iii) **Dr. Pius V. T.**, Assistant Professor, Dept. of Philosophy was appointed as Chief Public Information Officer (CPIO) in place of Dr. Patha Pratim Paul, Dept. of Law. Also **Dr. Umesh Kumar** from the Dept. of Law was appointed as Assistant CPIO as per terms and conditions notified.

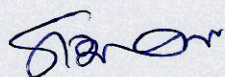
The matter was ratified by the Council.

EC:108:11-16:14.2 : Matter related to Promotion of Dr. Subhra Nag :

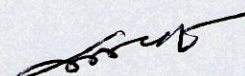
Resolution : The Executive Council observed that the promotion of Dr. Subhra Nag from Reader to Professor in the department of Philosophy with effect from 01/02/2008 was considered by a duly constituted Selection Committee headed by the Vice Chancellor, AUS, within the framework of the UGC Regulations in force (i.e, Regulation of 2000) and the committee unanimously recommended vide minutes dtd. 31/05/2013, the promotion of the incumbent to Professorship w.e.f. 01/02/2008. The directive contained in the judgment/order of the hon'ble High Court at Guwahati dtd. 25/10/2016 in this connection was also perused by the members. The new guidelines contained in the UGC circular (D.O.F. 18-4/2013 (PS/Misc) dtd. 18/8/2015 were also considered by the members in the context of the given case.

Thereafter, the meeting on the basis of the Selection Committee's unanimous recommendations dtd. 31/3/2013 and the UGC circular (D.O.F. 18-4/2013 (PS/Misc) dtd. 18/8/2015 and after examining and verifying all pros & cons of the case under reference, now in pursuance of the hon'ble High Courts judgment dtd. 25/10/2016 and by keeping in view the eight weeks time limit set by the Court for execution of its order, unanimously resolved that, Dr. Subhra Nag be promoted from Reader to the post of Professor with effect from 01/02/2008 in the Dept. of Philosophy in AUS. The Council further resolved that administrative order be immediately issued accordingly and the matter of execution of the order be reported to the hon'ble High Court at Guwahati. An action taken report in this regard be placed in the next meeting of the Executive Council.

There being no other items, the meeting ended with thanks to and from the Chair.



(Dr. Sanjib Bhattacharjee)
Ex-officio-Secretary
Executive Council
Assam University, Silchar



(Prof. Dilip Chandra Nath)
Vice Chancellor & Chairman
Executive Council
Assam University, Silchar