

BEFORE DR K. K. KATOCH, CHAIRMAN, H.P. PRIVATE EDUCATIONAL
INSTITUTIONS REGULATORY COMMISSION, SHIMLA-171009.

Case No.: 06 of 2018
Date of Institution: 22.03.2018
Date of Decision: 23.07.2019

In the matter of:

Dr. Sanjay Saxena, C/o Shri R. C. Saxena Bakshi Ki Goat Janak Ganj Lashkar
Gwalior-474001 (Madhya Pradesh) Email ID sanjaysaxena@gmail.com

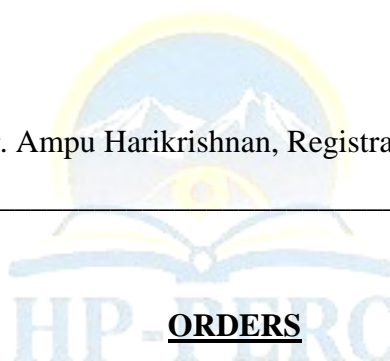
... Complainant

Versus

Indus International University, Bathu, Distt.-Una (HP) through its Registrar.

... Respondent

Present: Dr. Ampu Harikrishnan, Registrar of respondent University.



1. Dr. Sanjay Saxena former Associate Professor in the Department of Chemistry in the Indus International University (hereinafter called IIU/ Respondent University) through email with its source as sanjaysaxena558@gmail.com sent a complaint to the Commission on 12.07.2019 on violation of rules, human rights and worst service conditions in Indus International University, Bathu, Distt. Una (HP).

2. The Complainant had raised issues (1) regarding his own appointment as Associate Professor – stretching of six months probation period to one year; (2) giving few admissions to the University by way of forcing UG, students to take admission in P.G Courses, (3) restricting/ restraining students from migration, (4) relieving of Dr. Saxena as per notice/ continuance / conditioned continuance / relieving within 7 days on getting

replacement. Notice period of 7 of days on getting his substitute on 29.09.2017, respondent decided to relieve the petitioner on 03 Oct. 2017- four days short of commitment. Firstly Respondent University offered to pay salary of 7 days Notice period. Finally, salary of short period of 3 days alongwith one month security deposit was paid to the complainant on 25.11.2017.

3. University again given appointment to the complainant to continue till the entire semester which shows that his performance was satisfactory and he was being kicked out for two reasons (1) higher salary commitment and (2) his refusal to force the UG students to take admission in PG programmes.
4. Complainant also highlighted certain academic discrepancies viz adoption of new grading system but printing of old grading system on the backside of the marksheets. Thereby leaving the stakeholders of the students in quandary as to which system is to be followed to arrive at a result.
5. Complainant stated that doctoral students are also allotted to non-eligible supervisors.
6. Further complainant claimed that University is not having any teacher in mathematics with Ph.D as qualification. Even Ph.D of HoD is yet to be awarded and teaching of masters in Mathematics is being carried out in the University.

Keeping in view the facts heard and present, it is hereby ordered that:-

- (1) University to restrict probation of Dr. Sanjay Saxena –the applicant to six months only as per terms and conditions of appointment letter and percolate the benefits to him if any on this account.
- (2) The allotment of Ph.D. Scholar has been found in order as per prevalent UGC Rules, hence no action required.

- (3) The issuance of marksheets on earlier printed blank sheets not commensurating with the applicable grade notifications is a bad precedence. University is directed to check such irregularities, correct the same and reissue the marksheets/ transcripts afresh.
- (4) University to check for calculation of percentile wherever is to be incorporated and update the record accordingly.
- (5) University admitted a student namely Mr. Arjun Divedi and kept him continually on rolls, which is against the rules. Hence University as per HP-PERC Act 2010 u/s 11 Rule 6(a) impose a penalty twice the amount of fee charged from the student concerned to be deposited with the Commission by 22.08.2019 and also refund the fee to the student. Compliance of above two remittances in this specific instance be submitted by 30.08.2019 to the Commission.
- (6) University to notify a list of Academic Council approved/accredited teachers to act as supervisor for research scholars before admission every year and maintain a proper roster of allotment of admitted students thereafter.

Order be uploaded on the website of the Commission.

Copy of order be supplied to the applicant and respondent University.

Announced

Date : July 23, 2019

Sd/-
(Dr. K.K. Katoch)
Chairman