

**BEFORE SHRI SUNIL DUTT SHARMA, HON'BLE MEMBER H.P. PRIVATE  
EDUCATIONAL INSTITUTIONS REGULATORY COMMISSION SHIMLA-171009.**

Case No. Nil

Date of Institution: 10.03.2017

Date of Decision: 19.05.2017

**In the matter of:**

L R Group of Institutions, Solan

**ORDERS**

This common order shall dispose off numerous complaints made by the students, faculty and parents against the L R Institute Solan (herein after referred as institution) on various issues such as:-

1. Appointment of Principal/Director in the Law faculty.
2. Affiliation of Law department from Himachal Pradesh University, Shimla.
3. Faculty Status.
4. Issue regarding refund of fee on behalf of institution on the ground of excess charging, refunds and salaries of following:
  - a) Ms. Priyanka Sharma
  - b) Ms. Akanksha Sharma
  - c) Ms. Anchal Thakur
  - d) Ms. Gitanshu Kaushal
  - e) Mr. Vishal Kaushal
  - f) Ms. Shivi Sharma, Faculty of Engg. L R Institute (payment of salary)
  - g) Dr. Nisha Sharma, Principal L R Institute (Payment of salary)
5. Directions with respect to the institution to be specific with the amount of fee charged for the respective discipline.

After receiving the numerous complaints from the above mentioned students and faculty, notice to the Management of L R Institute Solan was issued on 10.03.2017 and they were directed to appear before this Commission on various dates through authorise representative along with entire records pertaining to above issues.

All the above issues are being discussed in brief as they were dealt during the course of entire proceedings on the various dates.

**1. Appointment of Principal in the Law faculty:**

The Commission on 27.03.2017 issued a letter to the management of L R Institute regarding explaining the position for the appointment of Principal in the faculty of Law L R Institute. In response, Dr. R.B. Sharma, Director of L.R. institution appeared in person and apprised this Commission through his response filed before the Commission on 13.04.2017 that Dr. Jaswant Singh, S/o Sh. Kanshi Ram has been

appointed as the new principal of L.R. Institute of legal Studies vide appointment letter dated 20.03.2017 issued to him.

**2. Affiliation of Law department from Himachal Pradesh University, Shimla:**

On 03.05.2017 Dr. R B Sharma, Director L R Institute appeared in person and submitted the notification dated 28.09.2016 issued by H.P. University related to the affiliation of law department (academic session 2015-16). However, they are further directed to submit the copy of notification for current academic session as and when received from the H P University.

**3. Faculty Status:**

On 03.05.2017 Dr. R B Sharma, Director L R Institute Solan appeared and submitted a detailed record with respect to the strength of faculty for every discipline along with experience and qualification of the teachers with respect to the faculty and the courses from the perusal of the record. The copy of the advertisement tendered by the institution for the faculty which reflects their efforts, however, the institution is directed to submit the new appointed faculty before the commencement of next academic session.

**4. Issue regarding refund of fee on behalf of institution on the ground of excess charging, refunds and salaries of following people:**

**a) Ms. Priyanka Sharma:**

In this case a complaint was received from Sh. Ram Prasad Sharma, f/o Ms. Priyanka Sharma alleging that his daughter was admitted in the first semester of B.Tech (CSE) course with the L R Institute on 20.08.2014 for which she was charged with fee of Rs. 34,800/- on 28.07.2014. Unfortunately after attending college for 5 days she fell sick due to which her parents were intimated by the institution and were asked to take her home. However, due to long ailment she could not join the college back and therefore, she intimated the institution that she intends to withdraw her admission and accordingly her admission fee may be refunded.

Though it was admitted by the institution that the same shall be refunded in due course as the admission procedure in the institution still going on yet the same was not refunded to her.

On summoning the institution before this Commission, the representative of the institution submitted its defence by enclosing guidelines of AICTE over the refund policy and has refuted the allegation levelled against them by submitting that no refund (except security deposited) in case of receipt before / after the start of academic session and seats could not be filled by the institution.

After hearing the arguments in detail and from the perusal of the record this Commission was of the opinion that as the student was unwell and had timely intimated the withdrawal of her candidature, so on medical ground it shall be dealt on sympathetic ground and directed to refund tuition fee.

On 03.05.2017 Dr. R B Sharma submitted a photocopy of cross cheque of Rs.10,000/- drawn on Parwanno Urban Co-operative Bank in favour of Ms. Priyanka Sharma.

**b) & c) Ms. Akanksha Sharma & Ms. Anchal Thakur:**

Both these students have been refunded security amount of Rs. 4000/- each on 24.09.2016 and 20.02.2017 respectively.

**d) & e) Ms. Gitanshu Kaushal & Mr. Vishal Kumar:**

On 06.04.2017 record pertaining to both these students was submitted before this Commission and from the perusal of the record it was evident that both the students have not been charged with any security amount as they both has been admitted to M.Tech course along with scholarship of Rs. 8000/- which included their security amount of Rs. 4000/- and as such both the students has not deposited their security amount at the time of their admission. Hence, they are not entitled for security amount.

**f) Ms. Shivi Sharma, Faculty of Engg. L R Institute (payment of salary):**

Ms. Shivi Sharma was denied of her salary for the month in which she tendered her resignation on the ground that she did not served any notice period before tendering her resignation on 01.08.2016. From the perusal of her record it was evident that there was no such condition of notice period in her service contract / appointment letter. On the other hand the representative of the institution pleaded that because of her resignation from the service without prior notice has affected the working of the institution and studies of the students as it was not possible for the management to bring her replacement, therefore, she does not deserve any salary for that period.

After hearing the parties and material placed on the record I am of the view that the conduct of Ms. Shivi Sharma was uncalled for as it has affected the concern students. However, a lenient view was taken against her and institution was directed to pay her salary for the month after deducting 50% as security amount which comes to Rs. 7500/- which has been refunded on 03.05.2017.

**g) Dr. Nisha Sharma, Principal L R Institute (Payment of salary):**

She had made complaint with this Commission against the institution on the ground of non-payment of her salary for the month of March, 2017 along with non-issuance of her reliving and experience certificate by the institution.

Cognizance was taken on her application and both the parties were summoned for 11.05.2017. On hearing both the parties on 11.05.2017, it was observed that Dr. Nisha Sharma is entitled for the salary for the month of March, 2017. Accordingly, the institution was directed to release the salary for the month March, 2017 of served days as a Principal. Further the institution was also directed to issue reliving and experience certificate to her.

On 18.05.2017 Sh. Anil Kaushal, Clerk submitted cheque number 004623 dated 17.05.2017 drawn on Parwanno Urban Co-operative Bank Ltd. in favour of Dr. Nisha Sharma to the tune of Rs. 32,500/- along with her reliving and experience certificate.

Complainant Dr. Nisha Sharma appeared on 19.05.2017 and submitted that she is satisfied with the amount being given to her vide her separate statement recorded. She further submitted that she have no other grievances related to the administration, management behaviour, or any other kind against the institution. Further, she submitted that she doesn't have any other issue related to the salary submitted in the bank account & operation of the Parwanno Urban Co-Operative Bank Ltd. In case if there is any legal notice served against the L.R. institute of Education & Parwanno Urban Co-Operative Bank Ltd. it shall be treated as cancelled. She has also been supplied with the experience certificate and reliving letter issued from the institution.

**5. Directions with respect to the institution to be specific with the amount of fee charged for the respective discipline:**

On this issue the Director of the institution has submitted that they will keep this issue in mind from today onwards and in the future the same shall be issued accordingly.

Therefore, in view of the discussions made herein above on each individual issue, all of them stand resolved, for the reasons stated therein and no further issues are pending. Hence, accordingly these complaints are disposed off.

Copy of the order to be supplied to L R Group of Institutions, Solan.

Orders be hosted on the website of the HP PERC.

Case file be consigned to record room. In default of submission of compliance the case file be submitted for further orders.

Announced.

Sd/-  
**(Sunil Dutt Sharma)**  
Member