

BEFORE DR S.P. KATYAL, MEMBER, H.P. PRIVATE EDUCATIONAL INSTITUTIONS
REGULATORY COMMISSION, SHIMLA-171009.

Case No.:21 of 2019

Instituted on: 03.07.2019

Decided on: 09.06.2020

In the matter of:

Private Medical and Dental College Students's Parents Association

.....Petitioner

Versus

Maharishi Markendeshwer University, Kumarhatti Solan.

.....Respondent

ORDERS

Letters No. EDN-A-Ka (5)-40/2018 dated 25.04.2019 and 01.05.2019 were received by the Commission from the Principal Secretary (Education) to the Govt. of Himachal Pradesh alongwith number of complaints from various complainants including Private Medical and Dental College Students's Parents Association regarding various shortcomings of Maharishi Markandeshwar University, Solan. The Chairman HP-PERC deputed the Secretary HP-PERC to enquire into the matter on 30.05.2019. The Secretary HP-PERC submitted inquiry report on 28.06.2019 highlighting various shortcomings and findings. Upon receiving the report the Chairman HPPERC directed to institute a Case and sought a reply from the respondent University. Registrar of the University through his personal appearance during the hearing explained the position in details regarding all the points and submitted supporting documents. Based on the Submission and documents submitted by the the University the following conclusions are drawn point wise:-

1. 45 students of 2013-14 batch have been charged one year extra fee for 6th year against the normal course period of 5 years The University authorities are intentionally harassing he students financially as well as mentally for raising the voice against which is evident of the fact such huge no. of students have been retained for 6th year.

Regarding this Point University submitted that all the admitted students were well informed about the fee structure through the prospectus. Matter is decided by Hon'ble High Court of H.P in CWP No. 22 of 2018.

2. Attendance is marked on rough papers in both clinical as well as theory classes and is manipulated later on as per their whims and fancies to retain the students or finding excuses to harass the students directly or indirectly for finical extortion and vindictiveness.

Regarding this Point respondent University is directed to provide biometric record.

3. The students being debarred from the classes and examination due to non-payment of fee. They are mentally harassed by asking them just 1-2 days before examinations to deposit the huge amount of fee.

Regarding this Point University is submitted that MCI rules and regulations specifies the norms which have been adhered to by the University.

4. The University is not issuing fee receipts despite taking so much huge amount of tuition fee and other charges which shows the malafide intentions of the University, because as in case of such demand of receipts by the students, they are intimidated for retention/ reverse or other consequences.

Regarding this Point respondent University is directed to issue receipts to all the students admitted and for all the charges.

5. The University charging security amount of Rs./50,000/- in addition to the Bank Guarantee, which is not only very high but illegal also.

Regarding this Point University is submitted that the Prospectus of the University mentioned the same to which students have agreed at the time of admission. Bank guarantee has been done away by the University.

6. The Original documents/ Academic records of the students are being kept by the University unlawfully for whole period of MBBS course.

Regarding this Point University submitted that MCI rules required the same which are being followed by the University.

7. The fees for 5 years regular MBBS course is being deposited in a bank at Solan whereas additional fees of 6 year are being deposited in the bank at Mullana, Haryana. This shows that University is not adhering financial transparency.

Regarding this Point University submitted that MCI rules are being followed and fee collected from students is deposited in the accounts of MMU only.

8. The hostel charge of Rs. 1.30 Lakh from each student are being charged and similarly water, electricity & library charges are being levied exorbitantly from the students from bank date and more vis-a-vis to the M.Sc. students having same facilities.

Regarding this Point University submitted that all the charges have been approved by the Govt. of HP and all the students have been informed about this before taking admission in MBBS course.

9. Fake files of patients are being prepared by the students especially from intern students just to convince the MCI and other inspecting agencies otherwise they are threatened and intimidated for retention/ reverse besides other consequences.

The point needs to be verified at the time of inspection being conducted by the HP-PERC

10. University authorities are repeatedly misbehaving and threatening to the students/parents for raising the voice against the University and their management.
Regarding this Point for only specific complaint the students are directed to approach law and forcing agency specifying the date, time and nature of incident.
11. Despite huge fee University has taken Bank Guarantee unlawfully and most of the parents belong from humble background has raised loans to fulfil the financial greed of the University. Further despite Commission orders dated 09.05.2018, the University has not returned back the bank guarantee to the students as yet.
Regarding this Point University is submitted that the University not taking any Bank Guarantee.
12. 61 students of 2017-18 batch have been debarred from the sitting in the classes and examination by the University to which the Commission has also issued notice vide order dated 11.04.2019 inspite of that the University has not obeyed the orders of the Commission
Regarding this Point University is directed to provide the biometric attendance sheet within 15 days
13. University is not paying the stipend to the intern students and keeping them in financial hardships, whereas in Govt. as well as various other Private Medical Colleges it is being paid. Hence the students have to pay all charges to the University despite day and night & services being provided to the University.
Regarding this Point University submitted that there are no guidelines/ directions from MCI and it is not mandatory requirement for MBBS students.
14. University is still charging IDC funds from the students despite it has been stopped by the Hon'ble High Court of H.P.
The matter has already been decided by Hon'ble High Court in CWP 22 of 2018.

Order be uploaded on the website of the Commission

Copy of order be supplied to the parties.

Announced

Date: 9th June, 2020.

Sd-
(Dr. S.P. Katyal)
Member