

HIDAYATULLAH NATIONAL LAW UNIVERSITY, RAIPUR (CHHATTISGARH)
MINUTES OF THE EXECUTIVE COUNCIL MEETING DATED 22.09.2012

A meeting of the Executive Council of Hidayatullah National Law University under the Chairmanship of Hon'ble Mr. Justice H.L. Dattu, Judge, Supreme Court of India and the Visitor of the University, took place on 22.09.2012 at 11.30 a.m. at the Board Room of the University at Raipur, wherein the following Hon'ble Members were present:

1. Hon'ble Mr. Justice H.L. Dattu, Judge, Supreme Court of India and the Visitor, Hidayatullah National Law University.
2. Hon'ble Mr. Justice Sunil Kumar Sinha, Judge, High Court of Chhattisgarh
3. Hon'ble Mr. Justice T.P. Sharma, Judge, High Court of Chhattisgarh
4. Prof. (Dr.) Sukh Pal Singh, Hon'ble Vice-Chancellor, Hidayatullah National Law University
5. Shri Sanjay K. Agrawal, Advocate General, Chhattisgarh
6. Shri A.K. Samant Ray, Secretary, Law and Legislative Affairs Department, Government of Chhattisgarh
7. Shri Shailendra Dubey, Chairman, State Bar Council Chhattisgarh
8. Dr. Nirmal Shukla, Senior Advocate, High Court of Chhattisgarh
9. Shri Faisal Rizvi, Advocate & Member, Bar Council of India.
10. Dr. Avinash Samal, Faculty Member, HNLU.

The Vice-Chancellor welcomed all the members. After verifying the quorum, the agenda items were taken up and decided as under:

Sl.	Agenda Item
1.	<u>Perusal and approval of the minutes of the Executive Council meeting dated 17.12.2011</u> <u>Decision:</u> Minutes of the Executive Council meeting dated 17.12.2011 were perused and confirmed.
2.	<u>Status/Compliance report of the decisions taken in Executive Council meeting dated 17.12.2011</u> <u>Decision:</u> <u>Agenda Item No. 2(B): Discussion and decision regarding issue of balance payment to NCCL</u> On this agenda item, the Executive Council approved the recommendations of the Finance Committee as under: <ol style="list-style-type: none">(1) The balance amount of Rs.4,32,83,628/- (Rupees Four Crores Thirty Two Lacs Eighty Three Thousand Six Hundred and Twenty Eight) may be paid to M/s. NCCL, Hyderabad against the bills certified/verified by Engineer-in-Charge (i.e. Certified/verified by P.W.D.) as under:<ol style="list-style-type: none">(a) In view of rectification of most of the defects, 70% of the certified/verified amount may be released.(b) The remaining 30% of the certified/verified amount may be released after rectification of remaining defects/completion of remaining work.(2) The claim/bill of M/s. NCCL for Rs.1.70 Crores against R.A. Bill No. 23 for work done upto 30.09.2009, and also bills for subsequent work done which are yet to be raised by M/s. NCCL before final handing over, may be got verified/certified by a three member Committee consisting of the University Engineer, Executive Engineer, NRDA who is also a member of the Building Committee of the University and one more Engineer of the Government Department/government undertaking. Based on the verification of this committee, payment towards R.A. Bill No. 23, and subsequent work, may be released to M/s. NCCL.

	<p>(3) That there is no provision in the contract agreement executed between HNLU and NCCL for payment of interest and other charges to contractor on outstanding payments. Hence, payment on this account cannot be considered. Intimation to this effect may be given to M/s. NCCL. Penalty also cannot be imposed on the contractor since there is no provision in the contract agreement executed between HNLU and NCCL.</p> <p>(4) After making the above payments to M/s. NCCL (incl. the bills yet to be checked & verified alongwith such additional bills, if any, that may be raised by the contractor at the time of raising final bills for the work executed after submission of R.A. Bill No.23), it shall be considered as full and final payment.</p>
3.	<p><u>Perusal of Resolution No. 01 of 2012 approved by Executive Council by circulation.</u> <u>Decision:</u> The Executive Council confirmed its approval to Resolution No. 01 of 2012 already approved by circulation.</p>
4.	<p><u>Status/developments on the agenda items taken up and decided in the Finance Committee meetings dated 07.12.2011, 20.03.2012, 17.08.2012, 29.08.2012 and 06.09.2012.</u></p> <p><u>Agenda Item No. 4(1)</u> <u>Perusal and approval of status of payments made from State Government Capital Grant for various construction/development activities. Perusal and approval of the proposed activities to be carried out from the balance State Government Grant for completion of the University Campus.</u></p> <p><u>Decision 4(1):</u> The Executive Council approved the recommendations of the Finance Committee meetings for taking up construction activities and utilization of State Government Grant Capital Grant to the tune of Rs.645.34 Lacs out of the balance amount of Rs.748.31 Lacs as proposed.</p> <p><u>Agenda Item No. 4(2)</u> <u>Regarding 2nd Convocation Ceremony:</u></p> <p><u>Decision 4(2):</u> The Executive Council thoroughly went through the break-up proposed for the 2nd Convocation Ceremony as recommended by the Finance Committee. The Executive Council accorded approval of Rs.16.00 Lacs and approval of additional Rs.1.00 Lac in case any exigency arises.</p> <p>It was also unanimously decided that expenditure on printing of Invitation Cards, Kits for the Dignitaries and Guests, Badges for Dignitaries, Faculty and Student Volunteers should be reduced substantially. It was further decided that additional expenditure on local conveyance should not be incurred as proposed rather it was unanimously decided that the University should institute Five New Gold Medals for the students from this amount. However, the Hon'ble Visitor expressed his desire that the Convocation Ceremony should be a grand one with active participation of all concerned which the Executive Council heartily welcomed.</p> <p>As discussed and desired by the Hon'ble Visitor, most of the members of the Executive Council proposed for institution of Gold Medals in the University. It was decided that for instituting Gold Medals at the University, the following dignitaries will donate minimum Rs.55,000/- per Medal (minimum Rs.50000/- for instituting a Corpus for Gold Medal and Rs.5000/- for meeting the expenditure for Gold Medal to be awarded in the 2nd Convocation Ceremony).</p>

The details of Gold Medals are as under:

For LL.M.

Existing Gold Medals

Sl.	Particulars	No. of Medals
1.	University Gold Medal – 1 st Rank Holder	01
2.	Nani A. Palkhiwala Gold Medal – LL.M. Topper	01
Total		02

For B.A. LL.B. (Honours)

Existing Gold Medals

Sl.	Particulars	No. of Medals
1.	University Gold Medal – 1 st Rank Holder	01
2.	Chancellor's Gold Medal – Overall Best Performance donated by Shri Ravindra Shrivastava, Senior Advocate	01
3.	Syed Afzal Ahmed Rizvi Gold Medal (For Criminal Law and Advocacy) – Donated by Mr. Faizal Rizvi, Advocate and Member, Bar Council of India	01
4.	Shri Vidyadhar Mishra Memorial Gold Medal donated by Shri Prashant Mishra, the then Advocate General Chhattisgarh for the student securing First Position in the overall merit list in the final year examination of the University, every year.	01
Total		04

Proposed New Gold Medals (Name of the Gold Medals and the areas where they are to be given are to be provided by donors)

Sl.	Particulars of Donors/persons instituting the Gold Medal	No. of Medals
1.	Hidayatullah National Law University	05
2.	Dr. Raman Singh, Hon'ble Chief Minister, Chhattisgarh	02
3.	Shri Sanjay K. Agrawal, Advocate General Chhattisgarh	02
4.	Dr. Nirmal Shukla, Senior Advocate, HC of CG	02
5.	Shri Faisal Rizvi, Advocate & Member, BCI	01
6.	Shri Shailendra Dubey, Chairman, State Bar Council Chhattisgarh	01
7.	Shri Ravindra Shrivastava, Senior Advocate, Supreme Court of India	01
8.	Shri V.K. Munshi, Senior Advocate, HC of CG	01
Total		15

Hon'ble Visitor also expressed his desire that he will get more Gold Medals instituted in the Hidayatullah National Law University so as to encourage the students. The Executive Council expressed its thanks to the Hon'ble Visitor for taking initiatives and getting more and more Gold Medals instituted in the University.

Agenda Item No. 4(3)

Regarding Applicability of Employees' Provident Funds & Miscellaneous Provisions Act, 1952.

Decision 4(3):

The Executive Council approved the following recommendations of Finance Committee for:

- (a) Remitting the EPF contribution of Rs.36,63,236/- (employee and employer share) with employer's contribution of Rs.19,46,809/- (Rupees Nineteen Lacs Forty Six Thousand Eight Hundred and Nine) alongwith interest and penalty.
- (b) Making demand from the Staff members concerned for their contribution.
- (c) For recovering employees' contribution in suitable instalments in case any employee is not in a position to pay the same in Lump Sum.

Agenda Item No. 4(4)

Regarding Group Gratuity Scheme of LIC.

Decision 4(4):

The Executive Council approved the recommendations of the Finance Committee for:

- (a) Contribution to Group Gratuity Scheme of LIC with initial contribution of Rs.37,21,533/- (Rupees Thirty Seven Lacs Twenty One Thousand Five Hundred and Thirty Three) to LIC of India for obtaining Compulsory Insurance for discharge of employer's liability as per Payment of Gratuity Act, 1972.
- (b) New Pension Scheme may also be examined separately and appropriate action may be taken thereafter by the University after obtaining opinion of the employees.

Apart from the above the Executive Council decided that the University may immediately do the needful for discharging other statutory liabilities also, without any delay.

Agenda Item No. 4(5)

EPF Consultancy Charges & filing of e-returns – Bills of Mr. Dilip Kumar Agrawal, EPF Consultant.

Decision 4(5):

The Executive Council approved the recommendations of the Finance Committee for:

- (a) Payment of Rs.21,500/- (Rupees Twenty One Thousand Five Hundred) to Mr. Dilip Kumar Agrawal, EPF Consultant against his bills raised upto the month of July 2012.
- (b) For engaging Mr. Dilip Kumar Agrawal, EPF Consultant @ Rs.2500/- p.m. for his consultancy charges which would cover all the work related to EPF work. This will be subject to review of his work performance from time to time.

Agenda Item No. 4(6)

Regarding Telephone Allowance

Decision 4(6):

The Executive Council approved the recommendations of the Finance Committee for reimbursement of telephone expenditure to Finance Officer and Personal Assistant, as proposed. However, the Executive Council deferred the matter for reimbursement of telephone expenditure to other office bearers.

Agenda Item No. 4(7)

Regarding Additional Duty Allowance

Decision 4(7):

The Executive Council approved the recommendations of the Finance Committee for payment of Additional Duty Allowance for the following additional assignments involving excess labour, time, efforts and responsibilities in addition to the routine duties and functions related to various posts/assignments i.e. Registrar (Incharge), Controller of Examinations (Incharge), Wardens Girls Hostel, Wardens Boys Hostel, UGC Cell Incharge, University Printing Centre Incharge. The Executive Council also approved payment of Additional Duty Allowance @ 20% of the basic pay and the grade pay of the employee for the above additional assignments subject to a minimum of Rs.5000/- p.m. and a maximum of Rs.10000/- p.m.

However, the Executive Council did not accept the recommendations for payment of Additional Duty Allowance to cook. The Executive Council approved payment of Additional Duty Allowance with prospective effect. The Executive Council also decided that details of payments made as Additional Duty Allowance in the past may be placed in the next meeting of the Executive Council for decision and further necessary action.

Agenda Item No. 4(8)

Regarding revised allocation of UGC grant for construction of buildings under UGC schemes.

Decision 4(8):

The Executive Council approved the recommendations of the Finance Committee for contribution of University's share of Rs.45.00 Lakhs (Rupees Forty Five Lakhs) for completion of the buildings as per UGC guidelines, as proposed.

The Executive Council also suggested that whenever the University receives grant for any purpose, the same should be brought to the notice of the Executive Council. However, it was apprised to the Executive Council that the University has been appraising the status of grant received by UGC and State Government from time to time. The status of grant received from UGC was placed in the Finance Committee meeting dated 24.09.2011 and also before the Executive Council in its meeting dated 17.12.2011 for perusal and approval on Page No.65.

Agenda Item No. 4(9)

Perusal and approval of the revised budget estimates for the F.Y. 2012-13 and budget estimates for the F.Y. 2013-14.

Decision 4(9):

The Executive Council approved the revised budget estimates for the F.Y. 2012-13 and budget estimates for the F.Y. 2013-14 as recommended by the Finance Committee.

Agenda Item No. 4(10)

Regarding enhancement in fee for B.A. LL.B. (Honours) and LL.M. and increase of 5 seats in B.A. LL.B. (Honours).

Decision 4(10):

After thoroughly going through the fee structures of various National Law Universities of India, rising expenditure and budget deficit and after going through the recommendations of the Finance Committee, the Executive Council approved the following fee structure to be applicable for the students to be admitted in the University w.e.f. the academic session 2013-14:

FEE STRUCTURE AFTER ENHANCEMENT/REVISION W.E.F. 2013-14

B.A. LL.B. (HONOURS) ANNUAL FEE

SL.	ANNUAL FEE HEAD	INDIAN NATIONAL CATEGORY	NRI/NRI SPOSED CATEGORY	FOREIGN NATIONAL CATEGORY
1	Tuition Fee	80000	USD 4000	USD 5500
2	Library Fee	7500	7500	7500
3	Halls of Residence Charges	12000	12000	12000
4	Internet Charges	5000	5000	5000
5	Campus Development Charge	5000	5000	5000
6	Charges for Student Activities	3000	3000	3000
7	Student Welfare Fund	1500	1500	1500
8	Transportation Charges	4000	4000	4000
9	Medical Fee	2000	2000	2000
10	Electricity Charges	6000	6000	6000
11	Examination Fee	4000	4000	4000
	Total	130000	USD 4000 plus Rs.50000/-	USD 5500 plus Rs.50000/-
	FEE IN INDIAN RUPEES ASSUMING 1 USD = Rs.53/-	130000	262000	341500

SL.	ONE TIME FEE/DEPOSIT	INDIAN NATIONAL CATEGORY	NRI/NRI SPOSED CATEGORY	FOREIGN NATIONAL CATEGORY
1	Admission Fees (One Time)	Rs.5000	USD 1000	USD 1000
2	Caution Money (Refundable)	Rs.25000	Rs.25000	Rs.25000

LL.M. ANNUAL FEE

SL.	ANNUAL FEE HEAD	INDIAN NATIONAL CATEGORY
1	Tuition Fee	26500
2	Library Fee	7500
3	Halls of Residence Charges	12000
4	Internet Charges	5000
5	Campus Development Charge	5000
6	Student Welfare Fund	2000
7	Transportation Charges	4000
8	Medical Fee	2000
10	Electricity Charges	6000
	Total	70000

SL.	ONE TIME FEE/DEPOSIT	INDIAN NATIONAL CATEGORY
1	Admission Fees (One Time)	Rs.5000
2	Examination fee for thesis evaluation	Rs.10000
3	Caution Money (Refundable)	Rs.10000

The Executive Council also approved the recommendations of Finance Committee for increasing 05 seats in NRI/NRI Sponsored category in B.A. LL.B. (Honours) w.e.f. academic session 2013-14 (July 2013 onwards).

Agenda Item No. 4(11)

Creation of posts.

Decision 4(11):

The Executive Council approved the recommendations of the Finance Committee for creation of the following posts:

Name of the Post	Pay Band and Grade Pay	No. of posts
Security Officer	9300-34800 + G.P. 4200	1
Outsourcing Supervisor	5200-20200 + G.P. 2400	1
Driver-cum-Office Assistant	5200-20200 + G.P. 1900	9
Motor Mechanic cum Driver	5200-20200 + G.P. 1800	1
Library Attendant	5200-20200 + G.P. 1800	9
Field Assistant	5200-20200 + G.P. 1800	1
Caretaker-cum-Office Assistant	4440-7440 + G.P. 1300	2
Cook-cum-Attendant	4440-7440 + G.P. 1300	4
Gardener-cum-Attendant	4440-7440 + G.P. 1300	4
		32

Agenda Item No. 4(12)

Regarding adjustment of long outstanding advances/dues.

Decision 4(12):

The recommendations of the Finance Committee meeting in this regard were placed before the Executive Council. The Executive Council deferred the matter for the next meeting of the Executive Council.

	<p><u>Agenda Item No. 4(13)</u> <u>Audit report of the Chartered Accountant for the F.Y. 2011-12 placed for perusal.</u></p> <p><u>Decision 4(13):</u> The recommendations of the Finance Committee meeting pertaining to notes on accounts were placed before the Executive Council. The Executive Council deferred the matter for the next meeting of the Executive Council.</p>																												
5.	<p><u>Perusal and approval of the minutes of the Finance Committee meetings dated 07.12.2011, 20.03.2012, 17.08.2012, 29.08.2012 and 06.09.2012.</u></p> <p><u>Decision:</u> The Executive Council approved the minutes of the Finance Committee meetings dated 07.12.2011, 20.03.2012, 17.08.2012, 29.08.2012 and 06.09.2012 other than the items deferred as above.</p>																												
6.	<p><u>Approval of Confirmation of Employees.</u></p> <p><u>Decision:</u> The Executive Council accorded its approval for confirmation of the following teaching and non-teaching employees as per the above provisions of HNLU Staff Regulations:</p> <table border="1"> <thead> <tr> <th>Sl.No.</th> <th>Name</th> <th>Designation</th> <th>Date of Completion of Probation period</th> <th>Date of Confirmation</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Dr. Dipak Das</td> <td>Associate Professor (Law)</td> <td>15.07.2012</td> <td>16.07.2012</td> </tr> <tr> <td>2.</td> <td>Dr. (Ms.) Kaumudhi M.N. Murthy Challa</td> <td>Assistant Professor (Law)</td> <td>15.01.2012</td> <td>16.01.2012</td> </tr> <tr> <td>3.</td> <td>Mr. Chandrasekhar</td> <td>Assistant Grade-III</td> <td>25.11.2011</td> <td>26.11.2011</td> </tr> <tr> <td>4.</td> <td>Mr. Peter Ekka</td> <td>Assistant Grade-III</td> <td>08.06.2012</td> <td>09.06.2012</td> </tr> </tbody> </table>				Sl.No.	Name	Designation	Date of Completion of Probation period	Date of Confirmation	1.	Dr. Dipak Das	Associate Professor (Law)	15.07.2012	16.07.2012	2.	Dr. (Ms.) Kaumudhi M.N. Murthy Challa	Assistant Professor (Law)	15.01.2012	16.01.2012	3.	Mr. Chandrasekhar	Assistant Grade-III	25.11.2011	26.11.2011	4.	Mr. Peter Ekka	Assistant Grade-III	08.06.2012	09.06.2012
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4.	Mr. Peter Ekka	Assistant Grade-III	08.06.2012	09.06.2012																									
7.	<p><u>Any other matter with the permission of the Chair.</u></p> <p>The status of the deposit work undertaken by Chhattisgarh Housing Board, non-rectification of defects pointed out to the Housing Board and the difficulties faced by the University were appraised to the Executive Council. The Executive Council requested Mr. Sanjay K. Agrawal, Advocate General Chhattisgarh state to discuss the issue with the authorities and officers of the Chhattisgarh Housing Board so that the work is completed at an earliest and defects pointed out are rectified in the interests of the University.</p>																												

The meeting was concluded with Vote of Thanks to the Chair.


REGISTRAR
HIDAYATULLAH NATIONAL LAW UNIVERSITY
RAIPUR (C.G.)