

of 5.5.13

gth E.C

# National Law University, Odisha

Date:-28<sup>th</sup> May, 2013

## Minutes of

the meeting of the Executive Council was held on 5<sup>th</sup> & 19<sup>th</sup> May, 2013 at the Kathjodi campus of the University. Following were present: ✓

1. Hon'ble Mr. Justice Indrajit Mohanty, Judge, Orissa High Court
2. Sri Asok Mohanty, Advocate General, Orissa
3. Mr. Pinaki Nandan Pattnaik, Asst. Professor, Management, NLUO
4. Mr. Yogesh Pratap Singh, Asst. Professor, Law, NLUO
5. Prof. V. Nagraj, Vice-Chancellor(in the Chair), NLUO
6. Dr. Pabitra Mohan Samal, Registrar, in-charge, NLUO, Member Secretary.

The following members were granted leave of absence:

1. Prof. S.S. Singh, Director (Vice Chancellor), NLUO, Bhopal.
2. Mr. Ashok Kumar Parija, Nominee of the Bar Council of India.
3. Mr. Gopal Krishna Mohanty, Chairperson, Bar Council of India.
4. Prof. N.L. Mitra, Former Vice Chancellor, NLSIU, Bangalore & NLU, Jodhpur & Presently Chancellor of KIIT University, Bhubaneswar.
5. Prof. Balraj Chouhan, Ex-Vice Chancellor, RMLNLU, Lucknow, U.P.

After detailed deliberations following decisions were taken:

### Agenda Item No. 1

#### **Confirmation of minutes of the Executive Council meeting held on 20<sup>th</sup> Jan, 2012**

The minute dated 20.01.2013 of the Executive Council Meeting was confirmed by the Executive Council with an observation to substitute the following in the Agenda item No. 16

"The executive council after detailed deliberations, taking into account the fact that Prof. Ali, submitted the answer sheet immediately, admitted the charge, prayed for leniency as suggested by the Registrar in his note, in supersession of Agenda, he may be warned and undertaking may be obtained from him not repeat such dereliction of duty in the days ahead.

**Agenda Item No.2**

To report the recommendation (Minute) of the Finance Committee Meeting held on 26<sup>th</sup> March 2013

After detailed discussion, the Committee approved the recommendation of the Finance Committee with an observation that expenses must not exceed the budgetary limit in any specific components and the Finance Officer / Accountant must be vigil to that aspect.

**Agenda Item No.3**

To report the Audited Accounts of the University for the year 2011-12

The Executive Council Members had a detailed deliberation and considered the Audited accounts of the University for the year 2011-12 by M/s. B.N. Misra and Co., the Chartered Accountant and approved.

**Agenda Item No.4**

To report the second Supplementary Budget estimation for the year 2012-13

The Council approved the second Supplementary Budget for the year 2012-13 with a direction to prepare the Budget Estimation with due care to avoid such short of actual requirements.

**Agenda Item No.5**

To report the budget estimation for the year 2013-14

After detailed deliberations the Executive Council approved the Budget Estimation report for the year 2013-14 in view of the Finance Committee recommendation dated 26.03.2013.

#### Agenda Item No.6

##### **Consideration of the Personal Pay of Vice-Chancellor**

The Executive Council Members had a detail discussion and resolved to obtain approval from the Hon'ble Chancellor under Statute 18 of the NIJO statutes with proper note to be placed by one of the esteemed member of the Committee / Registrar.

#### Agenda Item No.7

##### **Appointment of the Statutory Auditor for the Financial year 2012-13**

The Executive Council Members after detailed deliberation resolved that fresh applications be invited from the intending Chartered Accountant Firms with observing due formalities and the Vice-Chancellor to place the report with suggesting the name of appropriate firm to be appointed as statutory Auditor for the Financial year 2012-13 in the next Executive Council Meeting.

#### Agenda Item No.8

##### **Deferred Agenda items of Executive Council Meeting held on 20<sup>th</sup> January 2013.**

**Agenda item No. 3** (To report the decision of the Selection Committee held for the post of Asst. Professor of Law)

"The Vice-Chancellor opened the sealed envelope of the decision of the Selection Committee held for the post of Asst. Professor of Law and the Executive Council Members after detail discussion, advised him to go ahead with the appointment".

**Agenda item No. 4** (To report the teaching position in the Departments of Arts, Management and Law along with the lecture load and sanctioned position.)

"The Vice-Chancellor opened the sealed envelope in which analysis of work load for the teacher in the Department of Arts, Management and Law were kept and after elaborate discussion,

It was resolved to reduce the excess faculty members from one each in Political Science, Accountancy, Economics and two in Management." The details will have to be worked out by the Vice-Chancellor and Registrar will issue the Orders.

Here it was also decided that in Accountancy, Mr. Debasish Rout, the teacher having the Chartered accountancy qualifications may be appointed as Finance Officer, NLUO on contract basis in addition to his normal duties, initially for a period of two years or until further orders. . He will take over the charge from Finance Officer Mr .K.C. Tripathi with immediate effect .

After handing over the charge Mr. K.C. Tripathi will act as Finance Officer(Project) in matters of the construction activities only. He will be the final authority to release the money and sign the cheque against the grants received from the Govt of Odisha for the NLUO-project. The V.C will concentrate on the Academic Developments of the University .The emoluments of Mr Tripathy will be same until any changes/alterations by the Executive Council.

**Agenda item No. 5** (To report the decision of the Selection Committee held for the post of Registrar and Asst. Registrar)

"The Vice Chancellor apprised the Esteemed Members of the Committee that the appointment order issued to the selected candidate i.e. Dr. T. R. Subramanya, for the post of Registrar, NLUO, who declined the offer vide letter dated 28.01.2013, on the grounds stated therein. The esteemed members of the Committee suggested that the Vice Chancellor may appoint one of the Professors / Associate Professors as Registrar for a period of 3 years on contract basis. .

The report of the selection committee kept in a sealed cover, held for the post of Asst. Registrar was deferred.

**Agenda item No. 6** (To report the decision of the Selection Committee held for the post of Staff Nurse and Executive Secretary)

The Members of the Executive Council advised for early issuance of appointment order to the selected candidate for the post of Staff Nurse before the next academic session commences . Further, it was resolved that the post of Executive Secretary be re-designated as Private Secretary(P.S.) to the Vice Chancellor and to go ahead with the appointment according to the selection committee report.

**Agenda item No. 7** (To report the extension of the Probation of teachers, the appraisal report and the consequent action to be taken)

The Vice Chancellor opened the sealed envelope before the Members of the Executive Council and after detailed deliberation, it was resolved that the Vice Chancellor is to assess the appraisal report of the then Vice Chancellor and to place his views to see if further extension of probation of teachers is necessary and take necessary action thereof by confirming those teachers who fulfill the suitability requirements of the University, if any teacher is not suitable to the University requirements, dispense with their services. Wherever found necessary, probation period may be extended by another six months. The increments may be given to the teachers whose probation is going to be confirmed and those whose probation is going to be extended in case they have put in more than one year service.

**Agenda item No. 9** (To report the recommendations of the Vice Chancellor based on the Screening Committee report of Non-Teaching Staff held on 24.03.2012 & 28.07.2012)

The Vice-Chancellor has been authorized to look into the report of the screening committee and place the same along with the needs of the University before the next E.C. meeting.

**Agenda Item No.9**

**To consider the statutory requirements i.e.. P.F., Gratuity etc.,**

After detailed deliberations the Executive Council approved payment of PF & Gratuity. It was also recommended that the Vice Chancellor has to obtain the scheme adopted by the NLSIU, Bangalore, with regard to the P.F, Gratuity etc. , so that the same may be adopted at NLUO as well after taking necessary approvals from the PF Commissioner.

**Agenda Item No.10**

**Consideration of ESI, Medi-Claim, Medi-reimbursement**

After detailed deliberations the Executive Council approved the proposal to pay medical reimbursement of Rs. 7,500/- per annum per employee and his/ her family on production of bills and prescription. Here it was also decided to take medi-claim policy for the employees. While

taking the medi-claim policy, the model of NLSIU, Bangalore may be followed to the extent possible. The insurance may be taken with public sector insurance companies or with good private sector companies depending upon whoever is giving better services.

#### **Agenda Item No.11**

**To consider the Annual Increment of Teaching & Non-teaching Staff under Probation since more than 1 year .**

After detailed deliberation, the Executive Council resolved to release the annual increment as admissible in favour of the teaching & non-teaching staff who have completed one year of service without this being an indication of either confirming the probation or otherwise.

#### **Agenda Item No.12**

**To report the approval of 12(B) statute by the University Grant Commission**

The Members of the Executive Council appreciated the effort of the University for getting approval of 12 (B) status by the University Grants Commission. The University Grants Commission declared NLUO fit to receive central assistance u/s. 12(B) of the UGC Act, 1956. The necessary proposals in this regard may be sent after finding out the necessary information. At this juncture the VC reminded about the approval of the NLUO by the Bar Council of India. The EC asked the Registrar to look into this.

#### **Agenda Item No.13**

**To report the queries received by the University Grants Commission**

A letter bearing No. F.16-4/2009(SCT) dated 7.3.2013 received from the Joint Secretary UGC and also a letter received from Kashmiri Samiti Delhi(Regd.) dated 01.06.2012 were placed before the Members of the Committee. This is with respect to providing reservation at NLUO for Kashmiri migrants. The Executive Council after detailed deliberations declined to accept the request. This is in conformity with the decision made by the EC in its earlier meeting vide Agenda No. 6.

Here it may also be noted that in respect to the letter received from the Joint Secretary, Ministry of Social Welfare, regarding reservation for physically disabled students, the Vice Chancellor apprised

the Members of the Committee that there is a provision for reservation for disabled persons in admission. The same has been notified to the CLAT.

**Agenda Item No.14**

**To report the Rajiv Gandhi Advocate Training Scheme of the Ministry of Law & Justice, Govt. of India**

A letter along with the scheme received by the Registrar from Ministry of Law & Justice, Govt. of India vide F. No. 14(47)/2010-IC dated 10.04.2013 for Rajiv Gandhi Advocate's Training Scheme was placed before the esteemed Members of the Executive Council. After detailed discussion, it was decided that the Vice Chancellor is to proceed in implementing the scheme and to impart training thereunder preferably young lawyers practicing in the remote areas of the state. Here the Vice-Chancellor appraised the EC about another training programme for Young Advocates on Labour Adjudication to be conducted in the month of January 2014 by Prof. N.R. Madhava Menon, under the aegis of International Bar Association Continuing Legal Education Chair of NLSIU, Bangalore.

**Agenda Item No.15**

**Any other Item with the permission of the Chair**

1. After taking the permission of the Chair, the resignation tendered by the Prof. Krishna Mahajan was discussed and the Members of the Committee resolved to accept his resignation and waived the two months notice period as required.
2. 'The executive council after detailed deliberations, taking into account the representation of Sri M.L. Sankar Karmukuln, Asst. Professor again referred matter to the Finance Committee to consider in its proper perspective". This is with regard to the special allowance payable to the Chief Warden. When the special allowance is paid, whether HRA also has to be paid or may be deducted towards the accommodation provided to the Chief Warden in the Hostel.

3. The Members of the Executive Council were apprised of opening of SBI ATM Counters in the Kathjodi Campus. The Committee Members also agreed to have SBI Branch in the Campus near the proposed Marketing Complex on rental basis.
4. The Members of the Executive Council were apprised of opening of quick service restaurant in the NLUO campus on rental basis. There will be about 3 food counters in addition to two Mess, one mess will serve exclusively vegetarian food and the other mess will have both vegetarian and non-vegetarian food. The students can buy coupons and use the same while availing the food facilities. In addition to the food counters, there will be a small shop which caters to the needs like stationary and day to day requirements of students. This will be situated between the two hostels and next to the existing construction camp office.
5. With regard to unauthorized use of electricity by the construction agencies, the esteemed Members of the Committee have shown their displeasure and asked the Registrar to examine the earlier electricity bills and the escalated electricity bill after the construction agency has started using the electricity from University power lines. The difference amount to be recovered from the construction agencies by the Registrar.
6. The Vice-chancellor appraised the EC about starting of a Post-graduate programme captioned "Hospital Administration, Medical Law and Ethics". This proposal was placed before the Academic Council on 5<sup>th</sup> May, 2013 and the same has been approved by the AC. The EC approved the same by advising the Vice-Chancellor to engage some doctors who have expertise in hospital administration to conduct this course.
7. The Vice-chancellor brought to the knowledge of the Executive Council that there is shortage of law faculty and the existing faculty members are all at the level of Assistant professors except Prof. Hydervalli. The Vice-Chancellor requested the EC to permit him to recruit three Professors and five Associate Professors in Law. The Vice-Chancellor has been authorized to go ahead with the same by following the required procedures.



Registrar, NLUO, Cuttack