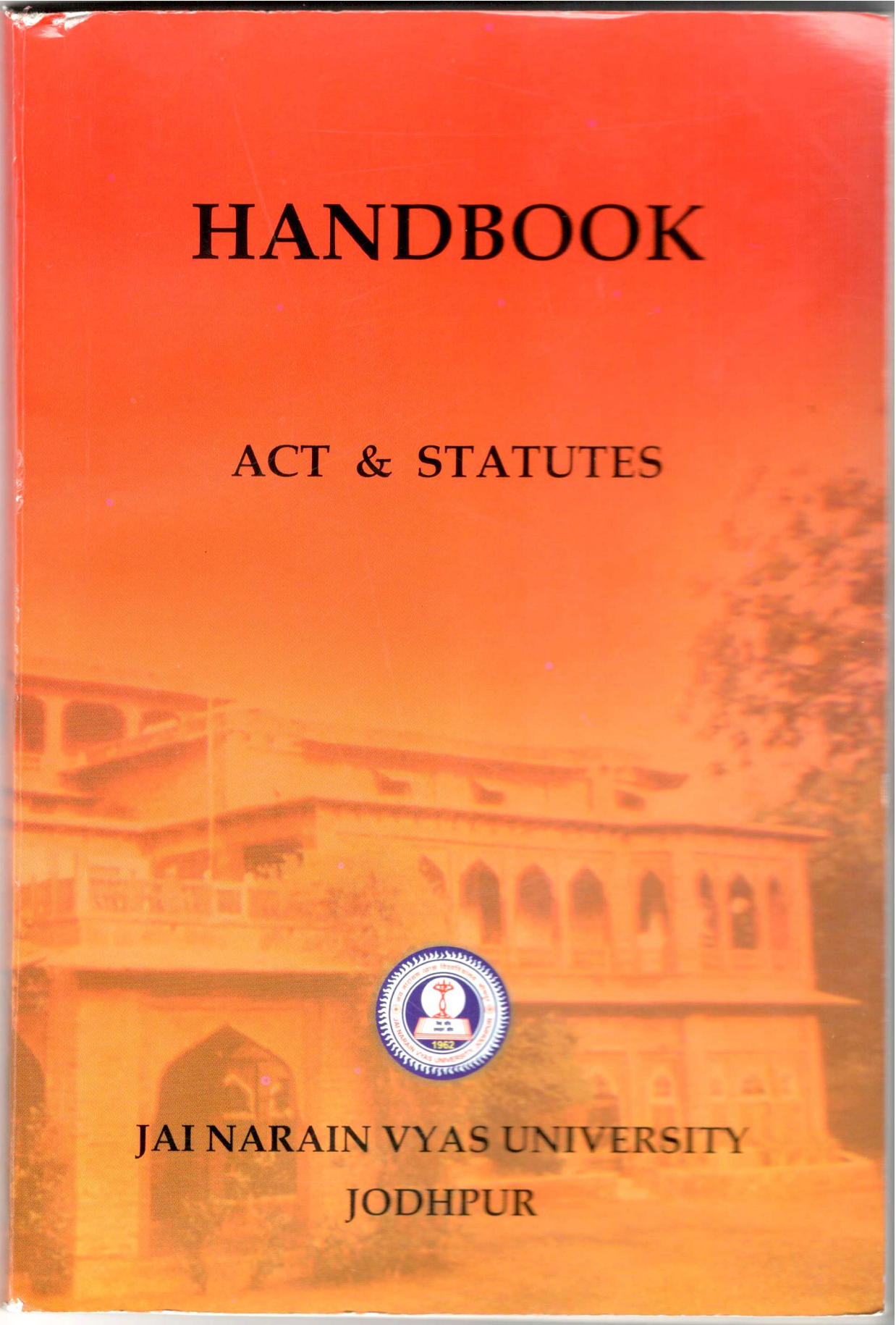
# HANDBOOK

## ACT & STATUTES



JAI NARAIN VYAS UNIVERSITY

JODHPUR

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# *JAI NARAIN VYAS UNIVERSITY, JODHPUR

## ACT, 1962

**(Act No. 17 of 1962 as amended)**

*An Act to provide for the establishment and incorporation of a University at Jodhpur in the State of Rajasthan*

Be it enacted by the Rajasthan State Legislature in the Thirteenth Year of the Republic of India as follows :

Short title and commencement

1. (1) This Act may be called *Jai Narain Vyas University, Jodhpur Act, 1962.

(2) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint.

Definitions

2. In this Act and in the Statutes, unless the subject or context otherwise requires,—

*(a) "College" means a constituent or an affiliated college of the University enumerated in or under sub-section (1) of section 5 and shall include †an autonomous college as well as a college admitted to the privileges of the University in accordance with or under this Act;

†*Explanation :* 'autonomous college' means an educational institution declared as such under the provision of this Act.

(aa) "Director" means the Head of a constituent college and includes, where there is no Director, the person for the time being appointed to act as Director;

*(aaa) "Faculty" means a Faculty of the University;

*Explanation I :* 'constituent college' means a college recognized as such in accordance with the provisions of this Act and the Statutes and Ordinances,

*Explanation II :* 'recognized college' means a college recognized by the University as such in accordance with the provisions of this Act and the Statutes and Ordinances;

(b) "institution" means an institution for research or specialized studies in any branch of knowledge recognized by the University;

(c) "hostel" or "hall" means a unit of residence for students of the University* or College provided, maintained or recognized by it;

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1. Received assent of the Governor on 6 June 1962.
2. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 12 June, 1962.

† Substituted by Jai Narain Vyas University, Jodhpur (Amendment) Act 1991, Rajasthan Act No. 35 of 1992.

(d) "Principal" means the head of the college* other than a constituent college and includes, when there is no Principal, the person for the time being appointed to act as principal and, in the absence of the Principal or the Acting Principal, a Vice-Principal duly appointed as such;

(e) "Statutes", "Ordinances" and "Regulations" mean respectively the Statutes, Ordinances and Regulations of the University made under this Act;

(f) "teachers" include professors, readers, lecturers and other persons imparting instruction and guiding and conducting research in the University or in any college or institution;

(g) "University" means *Jai Narain Vyas University, Jodhpur;

(h) "registered graduate" means a graduate registered under the provisions of this Act and Statutes; and

(i) "Student" means a student who pursues a regular course of study in a department of the University or in a college or institution.

*The University

3. (1) The Chancellor and the existing Vice-Chancellor of the Jai Narian Vyas University, Jodhpur and the existing members of the Senate, Syndicate and Academic Council of the University and all persons who may hereafter become such officers or members of the aforesaid bodies of the University shall, so long as they continue to be such officers or members, constitute a body corporate by the name of Jai Narain Vyas University, Jodhpur.

(2) The University shall have perpetual succession and a common seal, and shall sue and be sued by the said name.

Powers of the University

4. The University shall have the following powers, namely:—

(1) to provide for instruction in such branches of learning as the University may think fit, and to make provision for research and for the advancement and dissemination of knowledge;

(2) to hold examinations and to grant to, and confer degrees and other academic distinctions on, persons who have pursued a course of study in the University or in any college or institution;

(3) to confer honorary degrees or other distinctions on approved persons in accordance with the Statutes;

(4) to grant such diplomas to, and to provide such lectures and instruction for, persons, not being members of the University, as the University may determine;

(5) to co-operate with other Universities and authorities in such manner and for such purposes as the University may determine;



(6) to institute professorships, readerships, lecturerships and any other teaching post required by the University;

(7) to appoint or recognize persons as professors, readers or lecturers or otherwise as teachers of the University*; and its constituent college;

(8) to institute and award fellowships, scholarships, exhibitions, medals and prizes, in accordance with the Ordinances;

*(9) to maintain and manage hostels or halls, to admit to all or any of its privileges colleges, other than constituent or affiliated colleges enumerated in or under sub-section (1) of section 5, and to withdraw all or any of those privileges and to recognize hostels or halls not maintained by the University and to withdraw any such recognition;

†(9-A) to confer autonomous status on a college, institution or a department, as the case may be, subject to such conditions as may be laid down in this Act or as may be prescribed by the Statutes and to withdraw the autonomy;

(10) to demand and receive payment of such fees and other charges as may be authorized by Ordinances;

(11) to supervise and control the residence and discipline of students of the University* and its constituent colleges and to make arrangements for promoting their health and general welfare;

(12) to make grants from the funds of the University for assistance to extra-mural teaching;

(13) to make special arrangements in respect of the residence, discipline and teaching of women students;

(14) to award certificates of proficiency in specified subjects, other than those for which degrees and diplomas are awarded by the University, and to make provision for instruction for the same under conditions laid down in the Ordinances;

(15) to acquire, hold and manage and dispose of property, movable and immovable, including trusts and endowments, for the purposes of the University;

(16) to borrow on security of University property, and subject to the prior concurrence of the State Government money for the purposes of the University; and

(17) to do all such other acts and things, whether incidental to the powers aforesaid or not as may be requisite in order to further the objects of the University as a teaching and examining body and to cultivate and promote the arts, sciences and engineering and other branches of learning and technology.

†Substituted by Jai Narain Vyas University, Jodhpur (Amendment) Act 1991, Rajasthan Act No. 35 of 1992.

5. *The colleges and jurisdiction of the University.*—

(1) The University shall have the following constituent and affiliated colleges :—

I. *Constituent colleges*—

(a) Kamla Nehru College for Women; and

(b) Institute of Evening Studies.

II *Affiliated colleges*—

(a) Lachoo Memorial College of Science, Jodhpur;

†(b) Shah Goverdhan Lal Kabra Teachers' College, Jodhpur;

(c) Onkarmal Somani College of Commerce, Jodhpur;

‡(d) [ ]

††(e) Mahila Mahavidhyalaya, Jodhpur; and

††(f) Shri Nakoda Parshwanath Jain Mahavidhyalaya, Jodhpur.

Provided that the State Government may, in consultation with the University, by notification published in the Official Gazette, enumerate such other college as it deems fit to be a constituent or affiliated college of the University.

(2) The jurisdiction of the University shall extend to and the powers conferred by or under this Act shall be exercisable by it in the University departments, its constituent and affiliated colleges and colleges which may be admitted by it to the privileges of the University in accordance with or under this Act.

(3) The State Government may, by order in writing :—

(a) require any college to terminate, with effect from such date as may be specified in the order, its association with, or its admission to the privileges of, any other University incorporated by law to such extent as may be considered necessary and proper, or

(b) exclude, to such extent as may be considered necessary and proper, from admission to the privileges of the University any college specified in the order which, in the opinion of the State Government, is required to be associated with or admitted to the privileges of, any other University:

Provided that no order made under this sub-section,—

(a) shall be made otherwise than with the concurrence of the Chancellor of the University, or

(b) shall be made so as to take effect during the middle of an academic session.

†ification published in Rajasthan Gazette Extraordinary on May 12, 1994.
No. 39 dated 17.5.1988 and notified vide No.JU/Aca/2856 dated 12.1.1989.
ed vide Syn. Res. No. 52/2002 and notified vide No. JNVU/Aca/A/7867 dated 2.8.2003.



6. (1) The office of the University shall be located at Jodhpur which shall be the headquarters of the Vice-Chancellor. **Office of the University**

(2) The convocations for the conferment of degrees shall ordinarily be held at Jodhpur.

7. The University shall, subject to the provisions of this Act and Statutes, be open to all persons of either sex and of whatsoever race, creed, caste or class and no consideration whatsoever shall be paid to such distinctions in respect of any privileges, award, appointment or promotion by the University : **University open to all classes etc.**

Provided that nothing in this section shall be deemed to require the University to admit to any course of study students exceeding the number prescribed or with academical or other qualifications lower than those prescribed for such course.

8. (1) All teaching recognized by the University shall be conducted in the University or in colleges and institutions; provided that for the purposes of clause (12) of section 4, the teaching so aided, may be recognized by Ordinances for general or specific purposes. **Teaching of the University**

(2) The authorities responsible for organizing such teaching shall be prescribed by the Statutes.

(3) The courses of study and curricula shall be prescribed by the Ordinances and, subject thereto, by the Regulations.

9. The following shall be the officers of the University :— **Officers of the University**

(1) the Chancellor,

(2) the Vice-Chancellor,

(3) the Registrar,

(4) the Deans of the Faculties, and

(5) such other persons in the service of the University as may be declared by the Statutes to be officers of the University.

10. (1) The Governor of Rajasthan shall be the Chancellor. He shall by virtue of his office be the Head of the University and shall, when present thereat, preside over the Senate and at convocations of the University. **Chancellor**

(2) The Chancellor shall have the right to cause an inspection to be made by such person or persons as he may direct, of the University, its buildings, laboratories, workshops and equipments, and of any college, hall, hostel or institution maintained or recognized by the University, and also of the examinations, teaching and other work conducted or done by the University, and to cause an enquiry to be made in like manner in respect of any matter connected with the University. The Chancellor shall in every case give notice to the University of his intention to cause an inspection or enquiry to be made and the University shall be entitled to be represented thereat.

(3) The Chancellor may address the Vice-Chancellor with reference to the result of such inspection or enquiry and tender such advice as he may deem fit to officer regarding the action to be taken by the University.

(4) The Vice-Chancellor shall act in accordance with the advice so tendered and communicate to the Chancellor the action taken in pursuance thereof.

(5) If the Vice-Chancellor does not, within a reasonable time, take action to the satisfaction of the Chancellor, he may, after considering any explanation furnished or representation made by the Vice-Chancellor, issue such directions as he may deem fit and the University shall be bound to comply with such directions.

(6) The Chancellor shall have such other powers as may be conferred on him by the Statutes or Ordinances.

ıancellor

11. (1) The Vice-Chancellor shall be a whole-time paid officer of the University and shall be appointed by the Chancellor* on the advice of the State Government upon the recommendation of a selection committee consisting of the following, namely :—

(i) a person nominated by the Syndicate,

(ii) a person nominated by the Chairman, University Grants Commission, and

(iii) an educationist nominated by the Chancellor,

and the Chancellor shall appoint one of these three persons as the Chairman of the Committee.

*(2) The emoluments and other conditions of service of the Vice-Chancellor shall be such as may be prescribed by the Statutes and shall not be varied to his disadvantage after his appointment.

(3) The Vice-Chancellor shall hold office for a period of three years and will be eligible for re-appointment for a second term and such reappointment shall be made upon the recommendation of the selection committee referred to in sub-section (1), provided that no person shall hold the office of Vice-Chancellor for more than two terms.

(4) The Vice-Chancellor may, at any time, relinquish office by submitting, not less than 60 days in advance of the date on which he wishes to be relieved, his resignation to the Chancellor.

ıted by Jai Narain Vyas University, Jodhpur (Amendment) Ordinance No. 4 of 1974 with effect from 30 974'. Confirmed by section 2 of Jai Narain Vyas University, Jodhpur (Amendment) Act 1974 (Act No. 6 of the following provision in the Act of 1962 :

vacancy is filled under sub-section (1), the Registrar shall carry on the current duties of the office of the ncellor, but such temporary arrangement shall not extend beyond a maximum period of six months, e specific authority of Chancellor."

d in Rajasthan Gazette Extraordinary, Part IV B, dated 31 January 1974.



(5) Such resignation shall take effect from the date determined by the Chancellor and conveyed to the Vice-Chancellor.

*(6) When a permanent vacancy in the office of the Vice-Chancellor occurs by reason of his death, resignation, removal or the expiry of his term of office, it shall be filled by the Chancellor in accordance with sub-section (1) and for so long as it not so filled, stop-gap arrangement shall be made by him under and in accordance with sub-section (7).

*(7) When a temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, suspension or otherwise or when a stop-gap arrangement is necessary under sub-section (6), the Registrar shall forthwith report the matter to the Chancellor who shall make, on the advice of the State Government, such arrangement for the carrying on of the functions of the office of the Vice-Chancellor as he deems fit.

**Powers and authorities of the Vice-Chancellor**

12. (1) The Vice-Chancellor shall be the principal executive and academic officer of the University, and shall, in the absence of the Chancellor, preside at meetings of the Senate and at any convocation of the University. He shall be an ex-officio member and Chairman of the Syndicate and the Academic Council. He shall have the right to speak in, and to take part in the proceedings of, the meetings of any other authority or body of the University but shall not, merely by virtue of this sub-section, be entitled to vote thereat.

(2) It shall be the duty of the Vice-Chancellor to ensure the faithful observance of the provisions of this Act, the Statutes and the Ordinances and he shall, without prejudice to the powers of the Chancellor, possess all such powers as may be necessary in that behalf.

(3) The Vice-Chancellor shall have power to convene meetings of the Syndicate, the Senate and the Academic Council:

Provided that he may delegate this power to any other officer of the University.

(4) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline therein.

(5) In any emergency, when, in the opinion of the Vice-Chancellor, immediate action is required, the Vice-Chancellor shall take such action as he may deem necessary and shall at the earliest opportunity report the action taken to the officer, authority, or body who or which in the ordinary course would have dealt with the matter, but nothing in this sub-section shall be deemed to empower the Vice-Chancellor to incur any expenditure not duly authorized and provided for in the budget.

(6) Where any action taken by the Vice-Chancellor under sub-section (5) affects any person in the service of the University to his disadvantage, such person may prefer an appeal to the Syndicate within fifteen days from the date on which the action so taken is communicated to him :

Provided that the Syndicate may entertain an appeal under this sub-section after the expiry of the period of limitation prescribed by the same, if it is satisfied that there were sufficient grounds for the applicant being unable to file the appeal within such period.

(7) Subject to the provisions contained in sub-sections (5) and (6), the Vice-Chancellor shall give effect to the orders of the Syndicate regarding the appointment, suspension, removal or dismissal of officers and teachers of the University.

*(8) Without prejudice to the powers of the Chancellor under sub-section (2) of section 10, the Vice-Chancellor shall have, for good and sufficient cause, power to make an enquiry himself or to cause it to be made, by such officer or officers of the University as he may direct, against a teacher ; and

(9) The Vice-Chancellor shall exercise such other powers as may be prescribed by the Statutes and the Ordinances.

**Other officers**

13. The mode of appointment and the functions of the officers of the University other than the Chancellor and the Vice-Chancellor, in so far as they are not provided for in this Act, shall be prescribed by the Statutes and Ordinances.

**Authorities of the University**

14. The following shall be the authorities of the University :—

(i) the Senate,

(ii) the Syndicate,

(iii) the Academic Council,

(iv) the Finance Committee,

(v) the Faculties,

(vi) the Committees of Courses and Studies, and

(vii) such other authorities as may be declared by the Statutes to be the authorities of the University.

**The Senate**

15.(1) The Senate shall be the supreme authority of the University, and shall have the power to review the acts of the Syndicate and the Academic Council, and shall exercise all the powers of the University not otherwise provided for by this Act or the Statutes.

†(2) The Senate shall consist of the following persons, namely:-

I. *Ex-Officio Members :*

(i) the Chancellor,

† Substituted by Jai Narain Vyas University, Jodhpur (Amendment) Act 1972 (Act No. 12 of 1972) which received assent of the Governor on 21 June 1972[1] for the following provision in the Act of 1962 :

"15(2) The constitution of the Senate and the term of office of its members, other than ex-officio members, shall be prescribed by the Statutes."

[1] Published in Rajasthan Gazette Extraordinary, Part IV A, dated 28 June 1972.

[These amendments came into force with effect from 15 August 1972.]



(ii) the Vice-Chancellor,

(iii) all former Vice-Chancellors,

(iv) Vice-Chancellors of other Universities in Rajasthan,

(v) The Registrar,

(vi) The Deans of Faculties,

(vii) The Chief Justice of Rajasthan High Court, Jodhpur,

(viii) The Minister for Education, Rajasthan,

(ix) The Chairman, Board of Secondary Education, Rajasthan,

(x) The Director of College Education, Rajasthan,

(xi) The Director of Education (Primary and Secondary), Rajasthan,

(xii) The Director of Technical Education, Rajasthan,

(xiii) Two members, not below the rank of the Head of the following Departments, to be nominated by the State Government, by rotation :—

(i) Medical,

(ii) Industries and Commerce,

(iii) Forest,

(iv) Public Works,

(v) Mines and Geology, and

(vi) Development and Planning,

(xiv) all the members of the Syndicate,

(xv) all the Heads of University Departments of the status of a Professor or a Reader,

*(xvi) one Principal or Head of constituent or affiliated colleges or institutions elected by the Principals and Heads of such colleges or institutions from amongst themselves,

(xvii) one member of the State Legislature nominated by the Speaker,

(xviii) one member each nominated by (i) the Ministry of Defence Research and Development Organisation, (ii) Oil and Gas Commission, and (iii) the Central Arid Zone Research Institute, Jodhpur,

(xix) Chairman, Jodhpur Municipal Board/Corporation,

(xx) not more than two members to be nominated by the State Government.

II. *Life Members :*

(xxi) every person, who had made a donation to the University, at any one time of an amount of, or of

property valued at, one lakh rupees or more, or a representative nominated in this behalf by such person during his life time:

Provided that in the case of the donor being a corporate body the membership shall last for a period of twenty years from the date of acceptance by the University of such donation.

III. *Other Members :*

(xxii) two persons elected by the Academic Council from amongst its members,

*(xxiii) two persons, not being in the service of the University or college or connected with the management of an affiliated college or a recognized hall or hostel, elected by the registered graduates of the University from amongst themselves,

*(xxiv) (a) eight teachers, other than the Heads of University departments and Principals or Heads of constituent and affiliated colleges of the University (by whatever name designated) elected by the teachers from amongst themselves,

(b) Deleted†

(xxv) persons who have rendered distinguished service to education, not exceeding two in number, nominated by the Chancellor,

(xxvi) two persons nominated by the State Government, and

(xxvii) two persons to be co-opted by the Senate belonging to any two of the following professions, namely:

(i) Law,

(ii) Medicine,

(iii) Engineering and Technology,

(iv) Industry and Commerce,

(v) Forestry,

(vi) Auditing and Accountancy.

*Explanation* : None shall be regarded as eligible for election under the foregoing clause (xxvii) unless he :

(a) holds qualification entitling him to practise the profession concerned,

(b) has prior to the date fixed for the return of nomination of persons for election under this clause practised the profession concerned for not less than five consecutive years, and

† Deleted by section 2 of Jai Narain Vyas University, Jodhpur (Amendment) Act 1977 (Act No. 6 of 1977). Published in the Rajasthan Gazette Extraordinary, Part IV A, dated 19 August 1977, Received assent of Governor on 19 August 1977.

The provision deleted was :



(c) resides within area over which the University has its territorial jurisdiction under section 5 of the Act.

Till persons in sub-clause (xxii), (xxiii) and (xxvii) are elected, their places will be temporarily filled by persons nominated by the Chancellor.

(xxviii) (a) four persons shall be elected as follows :

*(1) two students of the University departments or its constituent and affiliated colleges shall be elected by the Presidents of the Students'Unions of University departments and of such colleges of the University and ten representatives including the President of the Central Students Union, elected by the executive of the Central Students' Union, and

(2) two persons shall be elected from amongst themselves by—

(i) the students who have obtained highest percentage of marks in various subjects at the post-graduate (previous) examinations of the University in preceding year,

(ii) the students who have obtained highest percentage of marks at various University examinations at undergraduate and degree level in the preceding year, and

(iii) two representatives, elected from amongst themselves by the registered scholars in University Departments, Constituent Colleges and recognized colleges and institutions, who are not employed in University departments, constituent colleges and recognized colleges and institutions,

*Provided that :

(a) a person other than a registered scholar as mentioned in sub-clause (a)(2)(iii), who has passed High School examination more than eight years ago or Pre-University examination more than seven years ago or has taken or is likely to take more than one year in excess of the period prescribed for the course of which he has been or is a student or has not been a student of the University for at least one year, shall not be so elected under sub-clause (a),

(b) he shall automatically cease to be a member of the Senate on his ceasing to be a student or registered scholar, which entitles him to be elected as such.

*Explanation :* The election of the persons under clauses (xxiv) and (xxviii) shall be held in accordance with the system of proportional representation by means of the single transferable vote and the voting at such election shall be by secret ballot.

*(xxix) President and Senior Vice-President of the Central Students' Union shall be ex-officio other than members.

(3) if any body of persons entitled to elect a member fails to do so, within the time prescribed by the Senate, the Senate may appoint as member any person whom that body of persons could have elected as a member,

*(4) Members of the Senate, other than ex-officio members, life members and other members elected under clauses (xxii), (xxiv) and (xxviii) or nominated under clauses (xxv) and (xxvi) of sub-division III of sub-section (2), shall hold office for a period of five years but the members who have been elected or nominated under the provisions of the Statutes and are continuing as such shall remain as such members for their remaining term as if they are elected or nominated under the provisions of this section. The other members elected under clause (xxii) and clause (xxiv) shall hold office or a period of three years, those elected under clause (xxviii) for the current academic session in which they are elected while those nominated under clause (xxv) and clause (xxvi) for a period of one year,

(5) the election of the two persons by the Academic Council from amongst its members shall be on the basis of simple majority,

(6) for the purpose of sub-clause (xxvii) also, the system of election by simple majority shall be followed.

**Syndicate**

†16. *Syndicate*— (1) The Syndicate shall be the executive body of the University and shall consist of the following persons, namely :—

i) Vice-Chancellor;

*ii) two persons nominated by the Vice-Chancellor from amongst the Deans of faculties or Directors of constituent colleges or Principals of affiliated colleges;

† Substituted by Jai Narain Vyas University, Jodhpur (Amendment) Ordinance 1981 (Ordinance No. 1 of 1981). Published in Rajasthan Gazettee Extraordinary, Part IV B, dated 19 May 1981. Received assent of Governor on 19 May 1981. Confirmed by section 2 of Jai Narain Vyas University, Jodhpur (Amendment) Act 1981 (Act No. 9 of 1981). Published in the Rajasthan Gazette Extraordinary, Part IV A, dated 5 October 1981. Received assent of Governor on 3 October 1981. (The Act shall be deemed to have come into force on 19 May 1981.)

See Appendix I to 'Part I : Act' for progressive changes in the composition of the Syndicate



iii) two University Professors nominated by the Vice-Chancellor;

iv) one educationist nominated by the Chancellor;

v) Director of College Education, Rajasthan;

vi) two persons nominated by the State Government;

*vii) two teachers who have put in not less than seven years teaching experience in an institution of higher education in Rajasthan as on 1st January immediately preceding the year in which elections are held, other than University Professors, Deans, Principals, Heads of affiliated colleges and Directors of constituent colleges of the University, to be elected by the teachers of the University and of its constituent and affiliated colleges from amongst themselves;

viii) two members of the State Legislature nominated by the State Government; and

ix) one person to be elected by the Senate from amongst students who are elected as 'other members' of the Senate under sub-clause (a) of clause (xxviii) of sub-division III of sub-section (2) of section 15 and the ex-officio 'other members' of the Senate under clause (xxix) of sub-division III of sub-section (2) of the said section.

*Explanation :* The student members elected under clause (ix) shall not be associated with the —

(a) appointment of examiners;

(b) finance;

(c) selection of the employees of the University.

*(2) The elected members and members nominated under clause (iv), (vi) and (viii) shall hold office for a period of three years and members nominated under clauses (ii) and (iii) for a period of one year from the date of election or nomination, as the case may be.

**The Academic Council**

17. The Academic Council shall be the chief academic body of the University, and shall, subject to the provisions of this Act, the Statutes and the Ordinances, have the control and general supervision and be responsible for the maintenance of standards of instruction, education and examination within the University, and shall exercise such other powers and perform such other duties as may be conferred or imposed upon it by the Statutes. It shall have the right to advise the Syndicate on all academic matters. The constitution of the Academic Council and the term of office of its members, other than ex-officio members, shall be prescribed by the Statutes.

**Powers and duties of other authorities of the University**

18. Subject to the provisions of this Act, the constitution, powers and duties of the authorities of the University, other than the Senate, the Syndicate and the Academic Council, shall be provided for by the Statutes.

**University Board**

19. The University shall include a Residence, Health and Discipline Board and such other Boards as may be prescribed by the Statutes.

**Constitution etc. of Boards**

20. The constitution, powers and duties of the Residence, Health and Discipline Board and all other Boards of the University shall be prescribed by the Ordinances.

**Statutes**

21. Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely :—

(a) the constitution, powers and duties of the Senate, the Syndicate, the Academic Council, the Finance Committee and such other bodies as it may be deemed necessary to constitute from time to time, †[except for the constitution of the Senate].

(b) the election, and continuance in office of the members of the said bodies, including the filling of vacancies of members, and all other matters relative to these bodies for which it may be necessary or desirable to provide;

(c) the appointment, powers and duties of the officers of the University;

(d) the constitution of a pension or provident fund and the establishment of an insurance scheme for the benefit of the officers, teachers and other employees of the University;

(e) the conferment of honorary degrees;

(f) the withdrawal of degrees, diplomas, certificates and other academic distinctions;

(g) the establishment or abolition of faculties, departments, hostels or halls, colleges and institutions;

(h) the conditions under which colleges and institutions may be admitted to the privileges of the University and the withdrawal of such privileges including the laying down of minimum standards of admission to the concerned colleges and institutions;

(i) the institution of fellowships, scholarships, studentships, exhibitions, medals and prizes;

(j) the provision for the establishment of a Co-ordination Committee to consider matters of common interest between the University and other Universities and the State Government;

*(k) the appointments, powers and duties of the Directors of constituent colleges;

†[ ] Add by the section 4 of Jai Narain Vyas University, Jodhpur (Amendment) Act, 1972 (Act No. 12 of 1972) which received assent of the Governor on 21 June 1972. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 28 June 1972. Vide Education Group (III) Department Notification F. 3(59)/Edu./Gr.III/72 dated 2 August 1972, this amendment came into force w.e.f. 15-8-1972.



*(l) the conditions under which colleges and institutes may be affiliated to the University and the withdrawal of such affiliation, including the laying down minimum standard of admission to the concerned colleges and institutions; and

(m) all other matters which by this Act are required to be, or may be, provided for by the Statutes.

**Statutes how made**

22. (1) Subject to the provisions of this Act, the Senate may, from time to time, make new or additional Statutes and amend or repeal existing Statutes in the manner hereafter in this section provided.

(2) The Syndicate may propose to the Senate draft Statutes for acceptance and promulgation by the Senate, and such draft Statutes shall be considered by the Senate at its next meeting.

(3) The Senate may approve any such draft Statute as is referred to in sub-section (2) or reject it or return it to the Syndicate for reconsideration, either in whole or in part, together with any amendments which the Senate may suggest :

Provided that the Syndicate shall not propose the draft of any Statute or any amendment of a Statute affecting the status, powers or constitution of any existing authority of the University until such authority has been given an opportunity of expressing its opinion upon the proposals, and any opinion so expressed shall be in writing and shall be considered by the Senate.

(4) Any member of the Senate may propose to the Senate the draft of any Statute and the Senate may either reject the proposal or refer the same for consideration to the Syndicate, which may either reject the proposal or submit the draft Statute to the Senate in such form as the Syndicate may approve, and the provisions of this section shall apply in the case of any draft Statute so submitted as they apply in the case of a draft Statute proposed to the Senate by the Syndicate.

(5) Every new Statute or additional Statute or any amendment or repeal of a Statute shall require the previous approval of the Chancellor, who may sanction promulgation or disallow or remit it for further consideration.

**Ordinances**

23. Subject to the provisions of this Act and the Statutes, the Ordinances may provide for all or any of the following matters, namely :—

(a) the admission of students to the University and their enrolment as such;

(b) the courses of study to be laid down for all degrees, diplomas and certificates of the University;

(c) the degrees, diplomas, certificates and other academic distinctions to be awarded by the University, the qualifications for the same, and the measures to be adopted for granting and obtaining of the same respectively;

(d) the fees to be charged for courses of study in the University and for admission to the examinations, degrees, and diplomas of the University;

(e) the conditions of the award of fellowships, scholarships, studentships, exhibitions, medals and prizes;

(f) the conduct of examinations, including the term of office and manner of appointment and the duties of examining bodies, examiners and moderators;

(g) the maintenance of discipline among the students of the University;

(h) the conditions of residence of students at the University;

(i) the special arrangements, if any, which may be made for the residence, discipline, and teaching of women students, and the prescribing for them of special courses of study;

(j) the emoluments and the terms and conditions of service of teachers of the University and other staff of the University;

(k) the management of colleges, institutions, hostels and halls founded, maintained, or recognized by the University;

(l) the supervision and inspection of colleges institutions, hostels and halls admitted to the privileges of the University; and

(m) all other matters which by this Act or the Statutes are to be, or may be, provided for by the Ordinances.

**Ordinances how made**

24. (1) *Ordinances shall be made by the Syndicate, but no such Ordinance shall take effect until it has been approved by the Chancellor :

Provided that no Ordinance concerning admission to the University, or to its examinations, courses of study, schemes of examination, attendance and appointment of examiners shall be considered unless a draft of such Ordinance has been proposed by the Academic Council.

(2) The Syndicate shall not have power to amend any draft proposed by the Academic Council under the provisions of sub-section (1), but may reject it or return it to the Academic Council for reconsideration, either in whole or in part, together with any amendments which the Syndicate may suggest :

Provided that no Ordinance affecting the income or expenditure of the University shall be made, amended, repealed or added to, unless prior consent in writing of the State Government to the draft of such Ordinance has been obtained.



(3) All Ordinances made by the Syndicate shall be submitted to the Senate, and shall be considered by the Senate at its next meeting. The Senate shall have power, by a resolution passed by a majority of not less than two-thirds of the members voting, to cancel any Ordinance made by the Syndicate and such Ordinance shall from the date of such resolution be void.

**Regulations**

25. (1) The authorities of the University may make Regulations consistent with this Act, the Statutes and the Ordinances—

(a) laying down the procedure to be observed at their meetings and the number of members required to form a quorum;

(b) providing for all matters which by this Act, the Statutes, or the Ordinances are to be prescribed by the Regulations; and

(c) providing for all other matters solely concerning such authorities or committees appointed by them, and not provided for by this Act, the Statutes or the Ordinances.

(2) Every authority of the University shall make Regulations providing for the giving of notice to the members of such authority of the dates of meetings and of the business to be considered at such meetings, and for the keeping of a record of the proceedings of meetings.

(3) The Syndicate may direct the amendments, in such manner as it may specify, of any Regulation made under this section or the annulment of any Regulations made thereunder :

Provided that any authority or Board of the University which is dissatisfied with any such directions may appeal to the Senate, whose decision in the matter shall be final.

**Residence of students**

26. Resident students shall reside in the accommodation provided by the University or approved by the Vice-Chancellor, subject to the conditions prescribed.

**Hostels and Halls**

27. (1) The hostels or halls shall be such as may be maintained by the University or approved and recognized by the Syndicate on such general or special conditions as may be prescribed by the Ordinances.

(2) The wardens and superintending staff of the hostels and the halls shall be appointed in the manner prescribed by the Ordinances.

(3) The conditions of residence in the hostels and halls shall be prescribed by the Ordinances and every hostel or hall shall be subject to inspection by any member of the Residence, Health and Discipline Board authorized in this behalf by the Board, and by any officer of the University or other person authorized in this behalf by the Syndicate.

(4) The Syndicate shall have power to suspend or withdraw the recognition of any hostel or hall which is not conducted in accordance with the conditions prescribed by the Ordinances.

Conferment of autonomous status

†27-A. (1) An affiliated college or a recognized institution or a University department may be conferred the autonomous status by the University in the matter of admission of students, prescribing the courses of studies, imparting instructions and training, holding or examinations and the power to make necessary rules for the purposes.

(2) The Syndicate shall for the purpose of satisfying itself about the standards of education in such a college, institution or department, may direct an enquiry to be made in the prescribed manner by a standing committee consisting of such persons as are deemed fit.

(3) On receipt of the report of the said committee and the recommendations of the Academic Council thereon, the Syndicate on being satisfied, shall refer the matter to the University Grants Commission and the State Government to obtain their concurrence.

(4) On receipt of such concurrence, the University shall confer the autonomous status on the college, the institution or the department, as the case may be.

(5) The status of autonomy may be granted initially for a period of five years subject to review by an expert committee to be constituted for this purpose.

The committee shall comprise the following namely :—

(a) one nominee of the University;

(b) one nominee of the State Government;

(c) one nominee of the University Grants Commission;

(d) one Principal of an autonomous college to be nominated by the Vice-Chacellor; and

(e) an officer of the University.

(6) The committee shall submit its report to the Syndicate for further action.

(7) The University shall continue to exercise general supervision over such college, institution or department and to confer degrees on the students of such college, institution or department.

(8) The autonomous college, institution or department shall appoint such committees as may be prescribed for the proper management relating to academic, financial and administrative affairs.

(9) Every autonomous college, institution or department shall furnish such reports, returns and other informations as the Syndicate may require from time to time to judge efficiency.

(10) The Syndicate shall cause every autonomous college, institution or department to be inspected from time to time.

†Added by Jai Narain Vyas University, Jodhpur (Amendment) Act, 1991, Rajasthan, Act No. 35 of 1992.



†Withdrawal of autonomous status

27-B. (1) The conferment of autonomous status may be withdrawn by the University if the college, institution or department has failed to observe any condition of its conferment or the efficiency thereof has so deteriorated that in the interest of education it is necessary to do so.

(2) Before an order under sub-section (1) is made, the Syndicate shall, by one month's notice in writing, call upon the college, institution or department to show cause why such an order should not be made.

(3) On receipt of the explanation, if any, made by the college, institution or department in reply to the notice, the Senate shall, after consulting the Syndicate and the Academic Council and the University Grants Commission report the matter to the State Government.

(4) The State Government shall, after such further enquiry, if any, as may be deemed fit, record its opinion in the matter and convey its decision to the University and the University shall thereupon make such order as it deems fit.

(5) Where in the case of an autonomous college, institution or department, the autonomous status conferred under section 27-A is withdrawn by an order made under sub-section (4), such college, institution or department, as the case may be, shall cease to have an autonomous status from the date specified in the order.

University Fund

28. (1) The University shall establish a fund to be called the University Fund.

(2) The following shall form part of, or be paid into, the University Fund :—

(a) any contribution or grant by Government,

(b) the income of the University from all sources, including income from fees and charges,

(c) Trusts, bequests, donations, endowments and other grants, if any, and

(d) Such other moneys as may be credited to the University Fund or may be prescribed by the Statutes.

(3) The matters to which the University Fund shall be applied and appropriated shall be prescribed by the Statutes.

(4) All expenses incurred under, and in pursuance of, any provision contained in this Act shall be met out of the University Fund.

†Added by Jai Narain Vyas University, Jodhpur (Amendment) Act, 1991, Rajasthan, Act No. 35 of 1992.

Annual Report

29. The annual report of the University shall be prepared under the direction of the Syndicate, and shall be submitted to the Senate on or before such date as may be prescribed by the Statutes, and shall be considered by the Senate at its annual meeting. The Senate may pass resolutions thereon which shall be communicated to the Syndicate.

Audit and Accounts

30. (1) The annual accounts and balance sheets of the University shall be prepared under the directions of the Syndicate, and all moneys accruing to, or received by, the University, from whatsoever source drawn, and all amounts disbursed or paid shall be entered in the accounts.

(2) The accounts shall be audited in such manner as may, after consultation with the State Government, be prescribed by Statutes, by such auditors of high standing as the State Government may appoint in this behalf, and the cost of such audit shall be a charge on the University Fund.

(3) The accounts, when audited, shall be printed in such form as may, after consultation with the State Government, be prescribed by Statutes and the copies of such accounts together with the copies of audit report shall be submitted by the Syndicate to the Senate and the State Government.

(4) It shall be lawful for the State Government to require any person who is found to have spent or misappropriated or authorized the expenditure of funds in excess of amounts provided in the budget or in violation of any provision of this Act, the Statutes or the Ordinances, to reimburse the amount so spent or misappropriated and the State Government may take all such steps as may be deemed necessary to effect the recovery thereof and steps so taken shall be without prejudice to any other action which may be taken under any other law :

Provided that the State Government shall, before requiring any person as aforesaid, give him a reasonable opportunity of making a representation.

(5) The Syndicate shall also prepare, before such date as may be prescribed by the Statutes, a statement of the financial estimates for the ensuing year.

(6) The annual accounts and the financial estimates shall be considered by the Senate at its annual meetings and the Senate may pass resolutions with reference thereto and communicate the same to the Syndicate.

Disputes as to constitution of University authorities and bodies

31. If any question arises whether any person has been duly elected, or appointed as, or is entitled to be, a member of any authority or other body of the University, the matter shall be referred to the Chancellor, whose decision thereon shall be final.



Constitution of Committees

32. Where any authority of the University is given power by this Act or the Statutes to appoint committees, such committee shall, save as otherwise provided, consist of members of the authority concerned and of such other persons (if any) as the authority in each case may think fit.

Filling of casual vacancies

33. All casual vacancies among the members (other than ex-officio members) of any authority or other body of the University shall be filled, as soon as conveniently may be, by the person or body who appointed, elected or co-opted the member whose place has become vacant; and the person appointed, elected or co-opted to a casual vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he fills would have been a member.

Proceedings of University authorities and bodies not invalidated by vacancies

34. No act or proceeding of any authority or other body of the University shall be invalidated merely by reason of the existence of vacancy or vacancies among its members.

Conditions of service

35. (1) Every salaried officer and teacher of the University shall be appointed by means of a written contract. The contract shall be lodged with the Registrar of the University, and a copy thereof shall be furnished to the officer or teacher concerned.

(2) Any member of the public services in India who it is proposed to appoint to a post in the University shall, subject to the approval of such appointment by the Government (concerned) have the option :—

(i) of having his services lent to the University for a specified period and remaining liable to revert to, or to be recalled by, the Government concerned; or

(ii) of resigning Government service on entering the service of the University.

(3) Any dispute arising out of a contract between the University and any officer or teacher of the University shall, on the request of such officer or teacher, be referred to a tribunal of arbitration consisting of one member appointed by the Syndicate, one member nominated by the officer or teacher concerned and considered acceptable by the Vice-Chancellor, and an umpire appointed by the Chancellor. The decision of the tribunal shall be final and no suit shall lie in any civil court in respect of the matters decided by the tribunal. Every such request shall be deemed to be a submission to arbitration within the meaning of the Arbitration Act, 1940 (Central Act X of 1940) and all the provisions of that Act, with the exception of section 2 thereof, shall apply accordingly.

Pension and provident fund

36. (1) The University shall constitute, for the benefit of its officers, teachers, clerical staff and servants, in such manner and subject to such conditions as may be prescribed by the Statutes, such pension, insurance or provident fund as it may deem fit.

(2) Where any such pension, insurance or provident fund has been so constituted or where any such pension, insurance or provident fund has been constituted by a college under rules which have been approved by the State Government, the State Government may declare that the provisions of the Provident Funds Act, 1925 (Central Act XIX of 1925), shall apply to such fund, as if it were a Government provident fund.

†(3) —

†(4) —

**Appointment of special officer by State Government**

37. (1) At any time after the passing of this Act, and until such time as the authorities of the University shall have been duly constituted, or until such further time as the Syndicate may desire, a Special Officer shall be appointed by the State Government for the University.

(2) It shall be the duty of the Special Officer to convene the first meeting of the Senate and of the Syndicate within six months of his assuming charge of his appointment. He shall be empowered to appoint such clerical and menial staff as may be necessary. No member of the clerical or menial staff shall be permanently employed until his appointment has been confirmed by the Syndicate.

(3) The Special Officer shall be empowered to incur all necessary expenditure, subject to the approval of the Chancellor.

**Reference to Government officers to be construed in case of change of designation, as reference to corresponding officers.**

38. Where any provision of this Act or of the Statutes, Ordinances, Regulations refers to an officer of the Government by designation then, if that designation is altered or that office ceases to exist, the reference shall be construed as a reference to the altered designation, or as the case may be, to such corresponding officer as the Government may direct.

**Transitory Provisions**

*39. On the date of the commencement of the Jodhpur University (Change of Name and Amendment) Act, 1984,—

(a) any person holding office as Vice-Chancellor of the University shall, on such commencement, be the Vice-Chancellor of the University so reconstituted and shall continue to hold the said office and to exercise all powers and to perform all duties conferred on the Vice-Chancellor by or under the provisions of this Act for the residue of his term as Vice-Chancellor of the University of Jodhpur;

(b) the members of the authorities, bodies and committees of the University, shall be deemed to be respectively the members of

†(3) Where the University has constituted a provident fund under sub-section (i), such fund shall, notwithstanding anything contained in any law for the time being in force, be deposited in State Government Treasury in accordance with such directions as the State Government may, from time to time by an order in writing give, and thereupon, —

(i) the subscriber to the fund shall be entitled to interest on the balance in his provident fund account at the same rate at which the State Government servant is for the time being entitled to on the balance in his provident fund account; and

(ii) the rules for the time being in force relating to the limits of withdrawals from the provident fund as applicable to such Government servant shall, so far as may be, apply to the subscriber.

(4) Nothing in this section shall apply to a provident fund constituted by the University to which the Employees Provident Fund Act, 1952 (Central Act 19 of 1952) applies.]‡



the authorities, bodies and committees of the University so re-constituted and shall continue to exercise all powers and perform all duties conferred on the authorities, bodies and committees by or under this Act or the Statutes;

(c) the appointments of the Registrar and all other officers and servants of the University which are lawfully subsisting shall be deemed to have been made under and for the purposes of this Act and the Registrar and all such officers and servants shall continue to hold office and to act, subject to the conditions governing the terms of their office or employment except in so far as such conditions may be altered by competent authority;

(d) all colleges admitted to the privileges of the University shall be deemed to be the colleges admitted to the privileges of the University so reconstituted;

(e) all registered scholars in University departments and colleges of the University shall be deemed to be registered scholars in the departments and colleges of the University so reconstituted;

(f) all property, movable or immovable and all rights, interests of whatever kind, powers and privileges of the University shall be deemed to be transferred to and vested in the University so re-constituted and shall be applied to the objects and for the purposes of the university so reconstituted;

(g) all benefications or grants accepted or received by or promised to the University shall be deemed to have been accepted or received by or promised to the University so re-constituted, and all the conditions on which such benefications or grants were accepted or received or promised shall be deemed to be valid under this Act;

(h) all dues, liabilities and obligations incurred and lawfully subsisting in favour of or against the University shall be the dues, liabilities and obligations in favour of or against the University so re-constituted;

(i) any will, deed or other document, which contains any bequest, gift, trust in favour of the University or any nomination, filed in the University shall be construed as if the University as reconstituted is named therein;

(j) the appointments of all the examiners of the University as lawfully subsisting shall be deemed to have been made under and for the purposes of this Act and such examiners shall continue to hold office and to act until fresh appointments are made;

(k) all Statutes, Ordinances and Regulations, all notices and orders made or issued under the Jodhpur University Act, 1962 shall, so far as such Statutes, Ordinances, Regulations,

notices and orders are not inconsistent with the provisions of this Act, continue in force until they are superseded or modified or withdrawn under the provisions of this Act; and

(l) all references to the University in any enactment or other instruments issued under an enactment, shall be construed as references to the University so re-constituted.

*Explanation* :— For the purposes of this section, the expressions :

(i) "this Act" means the Jodhpur University Act, 1962 as amended by the Jodhpur University (Change of Name and Amendment) Act, 1984;

(ii) "University" means the University of Jodhpur as constituted by or under the Jodhpur University Act, 1962; and

(iii) "the University so re-constituted" means Jai Narain Vyas University, Jodhpur as reconstituted by or under the principal Act as amended by the Jodhpur University (Change of Name and Amendment) Act, 1984.

**Removal of difficulties**

*40.(1) The State Government may for the purpose of removing any difficulties, particularly in relation to the "re-constitution of the University of Jodhpur as Jai Narain Vyas University, Jodhpur, by or under the provisions of the Jodhpur University (Change of Name and Amendment) Act, 1984, hereafter in this section refered to as the Amending Act, in matters covered by this Act" shall be substituted;

(a) direct that this Act, shall during such period as may be specified in the order, take effect subject to such adaptations whether by way of modification, addition or omission and *consistent with the Amending Act as it may deem fit to be necessary or expedient, or

(b) make such other temporary provisions for the purpose of removing any such difficulties as it may deem fit to be necessary or expedient :

*Provided that no such order shall be made after †[twelve months] from the date of the commencement of Amending Act.

‡(2) The provisions made by order under sub-section (1) shall have effect as if enacted in this Act and any such order may be made so as to be retrospective to any date not earlier than the *date of commencement of the Amending Act.

† [ ] Substituted with effect from 29 October 1963 by the Jodhpur University (Amendment) Ordinance 1963[1] and confirmed by section 2(1) of the Jodhpur University (Amendment) Act 1964 (Act No. 4 of 1964)[2], for 'twelve months' in the Act of 1962.

[1] Published in Rajasthan Gazette Extraordinary, Part IV B, dated 29 October 1963.

[2] Published in Rajasthan Gazette Extraordinary, Part IV A, dated 29 March 1964.

# *JAI NARAIN VYAS UNIVERSITY, JODHPUR

## (REMOVAL OF DIFFICULTIES) ORDER, 1963

**(See Section 39)**

†Whereas certain difficulties have arisen in giving effect to the provisions of *Jai Narain Vyas University, Jodhpur Act, 1962 (Rajasthan Act 17 of 1962);

Now, therefore, in exercise of the powers conferred by section 39 of the said Act, the State Government makes the following order.

**Short title, commencement and duration**

1. (1) This order may be called *Jai Narain Vyas University, Jodhpur (Removal of Difficulties) Order, 1963.

(2) It shall be deemed to have come into force on the 16th day of July, 1962, and shall remain in force for a period of two years.

**Definitions**

2. In this Order, unless the context otherwise requires —

(1) 'Act' means *Jai Narain Vyas University, Jodhpur Act, 1962 (Act 17 of 1962);

(2) 'Section' means Section of the Act;

(3) 'Special Officer' means Special Officer appointed under section 37; and

(4) 'Vice-Chancellor' means Vice-Chancellor of the University appointed under section 11.

**Temporary powers of Vice-Chancellor**

3. Notwithstanding anything contained in sections 4, 8, 13, 22, 24, 27, 28 and 35(1) or any other provisions of the Act, the Vice-Chancellor may, by an order in writing while this order is in force and until the Statutes or Ordinances, as the case may be, are duly made and brought into force,—

(a) exercise the powers of the University—

(i) to institute, subject to the approval of the State Government, professorships, readerships, lecturerships and other teaching posts required by the University;

(ii) to appoint or recognise persons as professors, readers or lecturers or otherwise as teachers of the University; and

(iii) to appoint officer of the University :

Provided that no person shall be permanently appointed or recognized under parts (ii) and (iii) above until his appointment has been confirmed by the Syndicate;

† Notification F. (98) Edu./Cell-III/62 dated 29 October 1963. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 29 October 1963.

Provided further that the Vice-Chancellor may authorise the Special Officer, for the purpose of sub-section (1) of section 35, to execute contracts on behalf of the University and such contracts shall be lodged with the Special Officer;

(iv) to acquire, hold and manage property, movable and immovable, including trusts and endowments for the purpose of the University;

(b) specify the authorities responsible for organising the teaching recognised by the University;

(c) provide for all or any matters specified in clause (c), (g) and (h) of section 21 and associate with or admit any college or institution within the municipal limits of the city of Jodhpur to the privileges of the University under section 5;

(d) provide for all or any matters specified in section 23;

(e) maintain or approve and recognise hostels and halls;

(f) exercise the powers of the University to establish the University Fund and prescribe the moneys to be credited to the said Fund and the matters to which the said fund shall be applied and appropriated, prepare a statement of financial estimates of the University for the current year, direct the investment and placing of the fund in proper custody and authorise the Special Officer or any other officer or person to operate upon the said fund with such powers of credit and withdrawal therefrom as may be specified.

**Validity of Orders made**

4. All orders or directions made by the Vice-Chancellor under this Order shall be deemed to have been validly made, and all actions taken in pursuance of such directions or orders shall be deemed to have been lawfully taken, notwithstanding anything inconsistent therewith in the Statutes and Ordinances finally made under the Act.

# THE RAJASTHAN UNIVERSITIES TEACHERS (ABSORPTION OF TEMPORARY LECTURERS) ORDINANCE, 1978

(Ordinance No. 5 of 1978)

*An Ordinance to provide for the absorption of temporary lecturers of longstanding, working in the Universities in Rajasthan.*

Whereas, the Rajasthan State Legislative Assembly is not at present in session and the Governor is satisfied that the circumstances exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred on him by Article 213 of the Constitution of India, the Governor of the State of Rajasthan is hereby pleased to make and promulgate in the Twenty-ninth year of the Republic of India the following Ordinance, namely :—

**Short title, extent and commencement**

1. (1) This Ordinance may be called the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Ordinance, 1978.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

**Definitions**

2. In this Ordinance, unless the subject or context otherwise requires,—

(i) 'department concerned' means the department of the University concerned in which the vacancy of a lecturer exists;

(ii) 'relevant law' means the Rajasthan Universities Teachers and Officers (Special Conditions of Service) Act, 1974 and any enactment of the Rajasthan State Legislature establishing a University in Rajasthan, and it includes the Statutes, Ordinances, bye-laws, rules, notifications or orders made thereunder and as amended from time to time;

(iii) 'Screening Committee' means a Committee appointed under the provisions of this Ordinance to scrutinise the academic record and report(s) about the work and conduct of the temporary lecturers;

(iv) 'temporary lecturer' means a lecturer appointed in the pay scale prescribed by the University concerned for the lecturers and on temporary basis as stop gap arrangement but shall not include lecturers appointed on contract basis or those in foreign service and serving the University concerned on deputation;

(v) 'University concerned' means the University in which the temporary lecturers are working; and

Made and promulgated by the Governor on 8 June 1978. Published in

(vi) 'Vice-Chancellor' means the Vice-Chancellor of the University concerned and includes any person who for the time being performs the functions of the Vice-Chancellor of the University concerned according to the relevant law.

(2) All other expressions used but not defined in this Ordinance shall have the meaning respectively assigned to them under the relevant law.

**Substantive appointment of temporary lecturers**

3. All temporary lecturers as were appointed as such on or before the 25th day of June, 1975 and are continuing as such at the commencement of this Ordinance shall be considered by the University concerned for their absorption and substantive appointment on the recommendation of the Screening Committee constituted under section 4 subject to their fulfilling the conditions of eligibility including minimum qualifications prescribed by the University concerned under the relevant law as applicable on the respective dates of their temporary appointments and subject also to the availability of substantive vacancies of lecturers in the department concerned.

**Constitution of the Screening Committee**

4. The Screening Committee shall consist of the following :—

(i) Vice-Chancellor of the University concerned who shall be Chairman of the Committee;

(ii) The Head of the department concerned of the University;

(iii) The Dean of the Faculty concerned;

(iv) The senior most Professor/Reader of the department if he is not the Head of the Department; and

(v) One expert, not connected with the University concerned and having special knowledge in the subject in which a lecturer is to be screened, to be nominated by the Chancellor.

**Appointment to be under the Act No. 18 of 1974**

5. The lecturers appointed to the substantive posts in pursuance of the provisions of this Ordinance shall be deemed to have been appointed under the provisions of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974 (Act No.18 of 1974).

**Last date of making substantive appointments**

6. No appointment in pursuance of this Ordinance shall be made after the expiry of the 31st August, 1978.

**Termination of the services of the temporary lecturers not substantively appointed**

7. The services of a temporary lecturer who is considered for substantive appointment under section 3 and 4 but is not substantively appointed on or before the 31st day of August, 1978 shall stand terminated on the expiry of that day.

**Ordinance to have over-riding effect**

8. The provisions of this Ordinance shall have effect notwithstanding anything contained in the relevant law.

# THE RAJASTHAN UNIVERSITIES TEACHERS (ABSORPTION OF TEMPORARY LECTURERS) ACT, 1979

(Act No. 7 of 1979)

*An Act to provide for the absorption of temporary lecturers of longstanding, working in the Universities in Rajasthan.*

Be it enacted by the Rajasthan State Legislature in the Thirtieth Year of the Republic of India as follows :

**Short title, extent and commencement**

1. (1) This Act may be called the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Act, 1979.

(2) It extend to the whole of the State of Rajasthan.

(3) Except section 10, which shall come into force at once, the other provisions of this Act shall be deemed to have come into force on the 8th day of June, 1978.

**Definition**

2. In this Act, unless the subject or context otherwise requires :

(i) 'department concerned' means the department of the University concerned in which the vacancy of a lecturer exists;

(ii) 'relevant law' means the Rajasthan Universities Teachers and Officers (Special Conditions of the Service) Act, 1974 and any enactment of the Rajasthan State Legislature establishing a University in Rajasthan, and it includes the Statutes, Ordinances, bye-laws, rules, notifications or orders made thereunder and as amended from time to time;

(iii) 'Screening Committee' means a Committee appointed under the provisions of this Act to scrutinise the academic record and report(s) about the work and conduct of the temporary lecturers;

(iv) 'temporary lecturer' means a lecturer appointed in the pay scale prescribed by the University concerned for lecturers and on temporary basis as stop-gap arrangement but shall not include lecturers appointed on contract basis or those in foreign service and serving the University concerned on deputation;

(v) 'University concerned' means the University in which the temporary lecturers are working; and

(vi) 'Vice-Chancellor' means the Vice-Chancellor of the University concerned, and includes any person who for the time being performs the functions of the Vice-Chancellor of the University concerned according to the relevant law.

Received assent of the Governor on 17 April 1979.

(2) All other expressions used but not defined in this Act shall have the meaning respectively assigned to them under the relevant law.

**Substantive appointment of temporary lecturers**

3. All temporary lecturers as were appointed as such on or before the 25th day of June, 1975 and were continuing as such at the commencement of the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Ordinance, 1978 (Ordinance No. 5 of 1978) shall be considered by the University concerned for their absorption and substantive appointment on the recommendation of the Screening Committee constituted under section 4 or section 5, as the case may be subject to their fulfilling the conditions of eligibility including minimum qualifications prescribed by the University concerned under the relevant law as applicable on the respective dates of their temporary appointments and subject also to the availability of substantive vacancies of lecturers in the department concerned.

**Constitution of the Screening Committee**

4. The Screening Committee shall consist of the following :

(i) Vice-Chancellor of the University concerned who shall be Chairman of the Committee;

(ii) the Head of the Department concerned of the University;

(iii) the Dean of the Faculty concerned;

(iv) the senior most Professor/Reader of the Department if he is not the Head of the Department; and

(v) one expert, not connected with the University and having special knowledge in the subject in which the lecturer is to be screened, to be nominated by the Chancellor.

**Re-Screening**

5. (1) Notwithstanding anything contained in section 7 or any other provision of the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Ordinance, 1978 (Ordinance No. 5 of 1978), the services of temporary lecturer, who was considered for substantive appointment by a Screening Committee but was not found suitable, shall be deemed not to have terminated and he shall continue to be a temporary lecturer till he is again considered for substantive appointment under section 3 after his re-screening under sub-section (2) of this section.

(2) A temporary lecturer who was considered for substantive appointment by the Screening Committee referred to in section 4, but was not found suitable shall be again considered by the Screening Committee re-constituted in the same manner as is provided in that section.

**Appointment to be under the Act No. 18 of 1974**

6. The Lecturers appointed to the substantive posts in pursuance of the provisions of the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Ordinance, 1978 (Ordinance No. 5 of 1978) or of this Act shall be deemed to have been appointed under the provisions of the Rajasthan



Universities Teachers and Officers (Special Conditions of Service) Act, 1974 (Act No.18 of 1974).

**Last date of making substantive appointments**

7. No appointment in pursuance of this Act shall be made after the expiry of the 31st day of August, 1979.

**Termination of the services of the temporary lecturers not substantively appointed**

8. The services of a temporary lecturer who is considered for substantive appointment under section 3, 4 and 5 but is not substantively appointed on or before the 31st day of August, 1979 shall stand terminated on the expiry of that day.

**Act to have overriding effect**

9. The provisions of this Act shall have effect notwithstanding anything contained in the relevant law.

**Repeal and Savings**

10. (1) The Rajasthan Universities Teachers (Absorption of Temporary Lecturers) Ordinance, 1978 (Ordinance No. 5 of 1978) and the Rajasthan Universities Teachers (Absorption of Temporary Lecturers) (Amendment) Ordinance, 1978 (Ordinance No. 8 of 1978) are hereby repealed.

(2) Notwithstanding such repeal but subject to the provisions of sub-section (1) of section 5 of this Act anything done or any action taken under the said Ordinances shall be deemed to have done or taken under this Act.

# THE RAJASTHAN UNIVERSITIES TEACHERS AND OFFICERS (Selection for Appointment) ACT 1974 (Act No. 18 of 1974)†

*As amended by*
*Ordinance 4 of 1976*
*Act No. 24 of 1976*
*Act No. 9 of 1977*
*Ordinance No. 7 of 1983*
*Act No. 18 of 1984*
*Act No. 24 of 1995*
*Act No. 3 of 1998*

AN ACT

*to provide for selection for appointment of teachers and officers of the Universities in Rajasthan and for matters connected therewith.*

Be it enacted by the Rajasthan State Legislative Assembly in the Twenty-fifty Year of the Republic of India as follows :

**Short title and extent**

1. (1) This Act may be cited as the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974.

(2) It extends to the whole of the State of Rajasthan.

**Definitions**

2. (1) In this Act, unless the subject or context otherwise requires:

(i) "Backward Classes" means such Backward Classes of citizens, other than the Scheduled Castes and the Scheduled Tribes, as may be notified in the Official Gazette by the State Government from time to time;[1]

(ii) "faculty concerned" means the Faculty of the University concerned in which a vacancy in the post of a teacher is to be filled up by selection;

(iii) "Head of Department concerned" means the Head of Department of a subject taught in the faculty concerned and includes any person who for the time being performs the functions of the Head of Department in the University concerned in accordance with the relevant law;

(iv) "officer" means the Registrar, the Deputy Registrar, the Assistant Registrar, the Librarian of a University and includes any other officer by whatever name designated and declared by the Statutes to be an officer of that University;

(v) 'rules' means rules made by the Syndicate under this Act;

† See Appendix II to 'Part I : Act' for progressive changes in this Act.
[1] Amended by Act No. 24 of 1995.



(vi) "relevant law" means an enactment of the Rajasthan State Legislature establishing a University in Rajasthan and it includes the Statutes, Ordinances, bye-laws, rules, notifications or Orders made thereunder and as amended from time to time;

(vii) "Schedule" means a schedule to this Act;

(viii) "Syndicate" in relation to a University means the Syndicate and where there is no Syndicate, [the Board of Management]† or such other body by whatever name called, of that University constituted by the relevant law;

(ix) "teacher" means a Professor, Reader or a Lecturer of any faculty of a University and such other person, by whatever name designated by or under the relevant law, imparting instruction or conducting and guiding research or extension programmes in a University;

(x) "University" means a University established in Rajasthan by an Act of the State Legislature;

(xi) "University concerned" means the University in which vacancy in the post of a teacher or an Officer is to be filled up under and in accordance with the provisions of this Act; and[1]

(xii) "Vice-Chancellor" means the Vice-Chancellor of the University concerned, and includes any person who for the time being is carrying on the functions of the office of the Vice-Chancellor of the University concerned according to the relevant law.

(2) All other expressions used but not defined in this Act shall have the meaning respectively assigned to them under the relevant law.

**Restrictions on appointments of Teachers and Officers.**

3. (1) Notwithstanding anything contained in the relevant law, as from the commencement of this Act, no teacher and no officer in any University in Rajasthan shall be *appointed* except on the recommendations of the Selection Committee constituted under section 5.

(i) for the existing sub-section (2), the following shall be substituted; namely :—

(ii) Every appointment of a teacher or of an officer in any University made in contravention of sub-section (1) shall be null and void.

Provided that the University may, with prior permission of the State Government, extend the term of appointment of such *ad hoc* or urgent temporary teachers who were appointed as stop gap arrangement prior to, and working as such immediately before, the commencement of the Rajasthan Universities Teachers and Officers (Selection for

† Two words 'Board of Management' shall be deemed always to have been substituted (for the words 'Executive Committee') on and from 9 August 1983. (Act No. 18 of 1984).
[1] Amended by Act No. 3 of 1998.

Appointment) (Amendment) Act, 2003 (Act No. 7 of 2003), for a period of six months at a time until regular appointments are made in accordance with sub-section (1).

Appointment of Officers on deputation

†[4. (1) Notwithstanding anything to the contrary contained in this Act or the relevant law, if the Vice-Chancellor of the University concerned is of the opinion that—

(a) efficient and proper management of the administrative affairs of the University so requires; or

(b) for any good reason, the University is not able easily to fill up a vacancy in the post of Registrar in that University in accordance with the provisions contained and the procedure provided elsewhere in this Act and the relevant law;

he may make a request in writing to the State Government to place the services of an officer of the State Government having administrative experience in the affairs of the State of atleast five years, at the disposal of that University for appointing him to the post of Registrar of the University for a period not exceeding three years in the first instance and the State Government may, after considering such a request, place the service of such an officer of the State Government at the disposal of the University for such appointment and thereupon the authority competent in the University concerned to make appointment to the post of Registrar shall appoint such officer of the State Government as Registrar of that University for a period not exceeding the period as aforesaid.

(2) An appointment of an officer of the State Government as Registrar of any University shall for all purposes be valid and shall not be liable to be questioned on the ground that the appointment has been made in contravention of any other provision of this Act or of the relevant law whether such contravention relates to qualifications or experience laid down about eligibility for appointment to the post of Registrar in that University or to the procedure provided for selecting or appointing a person to such post in this Act or in such law or both.

(3) If a further request in writing of the nature referred to in sub-section (1) is made by the Vice-Chancellor of the University concerned, the term of deputation of the officer of the State Government appointed as Registrar of that University under the said sub-section may be agreed to by the State Government to be extended for a further period not exceeding one year.

† The above new section 4 shall be deemed always to have been inserted. (Act No. 18 of 1984).



(4) Notwithstanding anything to the contrary contained in the relevant law or elsewhere in this Act,—

(a) the Finance Officer (by whatever name designated in a University) to be appointed as such in the University concerned shall; and

(b) an Engineer, a Security Officer, an Officer on Special Duty, an Estate Officer or such other officer or officers (by whatever name designated in a University) as may be specified in the rules, may,

be an officer of the State Government sent on deputation for that purpose to such University.]

Constitution of Selection Committees

5. (1) For every selection of a teacher or of an officer in a University, there shall be constituted a Committee consisting of the following :

(i) Vice-Chancellor of the University concerned, who shall be the Chairman of the Committee;

(ii) an eminent educationist to be nominated by the Chancellor for a period of one year;

(iii) an eminent educationist to be nominated by the State Government for a period of one year;

(iv) one member of the Syndicate to be nominated by the State Government for a period of one year; and

(v) such other persons as members specified in column 2 of the First Schedule for the selection of the teachers and officers mentioned in column 1 thereof :

Provided that where the appointment of a teacher is to be made in the Faculty of Agriculture in any University or in any University-College imparting instruction or guiding research in agriculture there shall be one more expert to be nominated by the Syndicate out of a panel of names recommended by the Indian Council of Agriculture Research :

Provided further that the Selection Committee for teaching posts in the faculty of engineering and technology shall also include an expert to be nominated by the Syndicate out of a panel of names recommended by All India Council of Technical Education.

(2) The eminent educationists nominated under clause (ii) and clause (iii) of sub-section (i) and the member of the Syndicate mentioned under clause (iv) of the said sub-section shall be members of every selection committee constituted during the course of one year from the date of his nomination;

Provided that the member for a Selection Committee nominated under caluses (ii), (iii) or (iv) of sub-section (1) shall continue to be the member of every Selection Committee even after the expiry of his term until a fresh nomination is made by the Chancellor or, as the case may be, by the State Government subject, however, that fresh nomination of such member for Selection Committee shall be made within a period not exceeding three months from the date of expiry of his term.

(3) No person shall be eligible to be nominated as an expert on any selection committee in any one year if he has been a member of any two selection committees during the course of the same year.

**Procedure of Selection Committee**

6. (1) The quorum required for the meeting of a selection committee constituted under section 5 shall not be less than five out of which at least two shall be the experts, if the selection to be made is for the post of a Professor or Reader and at least one shall be expert if the selection is to be made for the post of a Lecturer or any other post of a teacher equivalent thereto. The quorum required for the meeting of a selection committee for selection of non-teaching posts shall be not less than one half of the number of the members of the selection committee, out of which at least one shall be an expert.

(2) The selection committee shall make its recommendations to the Syndicate. If the Syndicate disapproves the recommendations of the selection committee, the Vice-Chancellor of the University concerned shall submit such recommendations alongwith reasons for disapproval given by the Syndicate to the Chancellor for his consideration and the decision of the Chancellor thereon shall be final.

(3) Every Selection Committee shall be bound by the qualifications laid down in the relevant law of the University concerned for the post of a teacher or as the case may be, of an officer.

(4) The Selection Committee, while making its recommendations to the Syndicate under sub-section (2), shall prepare a list of candidates selected by it in order of merit and shall further prepare a reserve list in the same order and to the extent of 50% of the vacancies in the posts of teachers or officers for which the selection committee was constituted under sub-section (1) of section 5 and shall forward the main list and the reserve list alongwith its recommendations to the Syndicate.

**Disqualification for sitting as member in Selection Committees**

7. A person shall be disqualified from sitting as a member of any selection committee and from taking part in any selection under this Act if he is personally interested in a candidate seeking selection to the post of a teacher or an officer in any University.



**Vacancy or defect not to invalidate Selections**

8. Subject to the provisions as to the requirement of quorum, no act, proceeding or selection made by a Selection Committee shall be questioned on the ground of the existence of any vacancy or defect in the nomination of a member of such Committee.

**Transfer of Officer**

9. (1) The Chancellor may for administrative reasons, transfer an officer of a University to any other University.

(2) Such officer upon his transfer shall carry with him to the University which he is transferred such other conditions of service as may be specified in the order of transfer.

**Reservation of posts**

10. Notwithstanding anything contained in the relevant law, as from the date of commencement of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendement) Act, 1984, there shall be reserved by the University concerned, 16% posts for Scheduled Castes and 12% posts for Scheduled Tribes candidates for appointment to the posts of teachers and officers to be appointed in the University in pursuance of every selection made under this Act :

Provided that if, in any selection, persons belonging to such castes or such tribes are not appointed in such percentage as is provided for this section, whether by reason of their not having applied for selection or by reason of their not having been selected, the number of posts by which such percentage falls short shall be carried forward upto a maximum period of three years.

10-A. *Reservation of posts for Backward Classes.*— Notwithstanding anything contained in the relevant law, as from the date of commencement of the Rajasthan Universities Teachers and Officers (Selection for Appointment) (Amendment) Act, 1995 (Act No. 24 of 1995), there shall be reserved in the University concerned, twenty one per cent posts for Backward Classes for appointment to the posts of teachers and officers to be appointed in the University in pursuance of every selection made under this Act :

Provided that in the event of non-availability of the eligible and suitable candidates from amongst Backward Classes in a particular year, the vacancies so reserved for them shall be filled in accordance with the normal procedure.[1]

11. *Transitional Provisions relating to ex-cadre Promotion Scheme.*— Personal promotion granted against ex-cadre posts under the erstwhile scheme of personal promotion, shall be entirely personal to the teacher concerned and the ex-cadre post to which such personal promotion was granted shall cease to exist as soon as the teacher promoted to such a post ceases to hold that post permanently for any reason whatsoever, and on his ceasing to hold such ex-cadre post, the original post from which such personal promotion was made of a teacher shall revive.[2]

[1] Amended by Act No. 24 of 1995.

**Act to have overriding effect**

12. (1) The provisions of this Act shall have effect notwithstanding anything contained in the relevant law.

(2) So much of the relevant law as provides for the matters covered by this Act shall, as from the commencement of this Act, cease to have effect as respects those matters.

**Power to make rules**

13. The Syndicate of the University concerned may make rules for carrying out of the provisions of this Act.[1]

**Repeal and savings**

14. (1) The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Ordinance 1974 (Ordinance No. 17 of 1974) promulgated on the 21st day of July, 1974 is hereby replaced.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the correspondence provisions of this Act as if this Act has commenced on the 21st day of July, 1974.

**Savings and Validation**

Notwithstanding the expiry of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1983 (7 of 1983), all actions taken or things done—

(a) during the period of the Ordinance was in force; or

(b) during the period commencing with the expiry of the said Ordinance and extending upon the date of commencement of this Act.

If taken or done in accordance with the provisions of the principal Act as amended by the said Ordinance shall be and shall be deemed always to have been lawfully or validly taken or done and shall not be liable to be questioned before any Court, Tribunal or authority by any person or authority on the ground that the said Ordinance was not in force.

FIRST SCHEDULE

| 1 | 2 |
|---|---|
| 1. Deans or Associated Dean of College or Dean of Student Welfare and Director of the School of Basic Sciences and Humanities, Director of Research Station, Director of Agricultural Experiement Station, Director of Extension Education and Associate Director or any other teacher having his pay in the scale not lower than of the Professor. | Three experts not connected with the University concerned to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University. |
| 2. Professor | (i) Dean or, as the case may be, Chairman of the faculty if he is a Professor; with reference to the Agriculture Wing of the Mohan Lal Sukhadia University, however, the Chairman of the faculty concerned, the Dean or, as the case may be, the Director of the college concerned, the Director, Research concerned and the Director, Extension Education; |
| | (ii) Head of the Department concerned if he is a Professor; otherwise the senior most Professor in the Department; |
| | (iii) Three experts not connected with the University concerned having special knowledge in the subject in which a Professor is to be appointed to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University. |
| 3. Reader, Lecturer and any other teacher having his pay in the scale of a Reader or a Lecturer but lower than that of the Professor. | (i) Dean or, as the case may be, Chairman of the faculty if he is a Professor; with reference to the Agriculture Wing of the Mohan Lal Sukhadia University, however, the Chairman of the faculty concerned, the Dean or, as the case may be, the Director of the college concerned, the Director, Research concerned and the Director, Extension Education; |
| | (ii) Head of the Department concerned if he is a Professor; otherwise the senior most Professor in the Department; |
| | (iii) Two experts not connected with the University con- |

[1] Amended by Act No. 3 of 1998.

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|---|---|---|
| | | knowledge in the subject in which a Reader, Lecturer or any other such teacher is to be appointed to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University. |
| 4. | Registrar, Deputy Registrar, Assistant Registrar or any other officer having the pay scale equivalent to or lower than that of the Registrar and Deputy Registrar but not lower than that of the Assistant Registrar. | One expert not connected with the University concerned to be nominated by the Vice-Chancellor of such University. |
| 5. | Librarian | Three experts not connected with the University concerned having special knowledge of Library Science and Library Administration to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Syndicate of such University. |
| 6. | Deputy Librarian, Assistant Librarian or Junior Technician in the Library or any other Officer in the Library having his pay in a scale not lower than that of the Lecturer. | Two experts not connected with the University concerned having special knowledge of Library Science and Library Administration to be nominated by the Vice-Chancellor of such University. |

*Explanation I* : The expression "expert or experts not connected with the University concerned", wherever used in the Schedule, shall mean such experts who are neither in the employment of the University concerned nor are members of the Senate, Board of Management, Syndicate or the Academic Council of such University at the time when the selection committee is constituted.



*Explanation II* : Three or, as the case may be, two experts to be nominated by the Vice-Chancellor of the University concerned for the selection of the teachers specified at Serial No. 1, 2 and 3 in column 1 of this Schedule shall be chosen by him on the advice of a committee consisting of a member of the Rajasthan Public Service Commission to be nominated by the State Government after consultation with the Chairman of the said Commission who will be the Chairman of the committee, the eminent educationist nominated under clause (iii) or sub-section (1) of section 5 and the member of the Syndicate nominated under clause (iv) of the said sub-section of the said section and said committee shall from out of the panel of names recommended by the Academic Council recommend to the Vice-Chancellor of the University concerned names of at least twelve experts for each selection committee which shall be in order of priority.

## LAW (LEGISLATIVE DRAFTING) DEPARTMENT

## NOTIFICATION

Jaipur, May 7, 1999

F.2 (3) Vidhi/2/99.—In pursuance of clause (3) of Article 348 of the Constitution of India the Governor is pleased to authorise the publication in the Rajasthan Gazette of the following translation in the English Language of the Rajasthan (Lok Sewaon Mein Niyuktion ka Viniyaman Aur Staff ka Suvyavasthtikaran) Act, 1999 (1999 ka Adhiniyam Sankhya 6) :

## THE RAJASTHAN (REGULATION OF APPOINTMENTS TO PUBLIC SERVICE AND RATIONALISATION OF STAFF) ACT, 1999

(Act No. 6 of 1999)

*(Received the assent of the Governor on the 5th day of May 1999)*

An Act

*to regulate appointments and prohibit irregular appointments in offices and establishments under the control of the State Government, local authorities, public corporations and Universities etc. and matters connected therewith and incidental thereto.*

Be it enacted by the Rajasthan State Legislature in the Fiftieth year of the Republic of India as follows :

**Short title, extent and commencement**

1. (1) This Act may be called the Rajasthan (Regulation of Appointments to Public Services and Rationalisation of Staff) Act, 1999.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall come into force at once.

**Definitions**

2. In this Act, unless there is any thing repugnant in the subject or context :

(i) 'Competent authority' means the officer or authority specified by the State Government by notification to exercise the powers and perform the functions of a competent authority under this Act and different authorities may be specified for different purposes with respect to different districts, different departments or different institutions;

(ii) 'daily wage employee' means any person who is employed in any public service on the basis of payment of daily wages and includes a person employed, on the basis of nominal muster roll or consolidated pay either on full time or part time or piece rate basis, or as a workcharged employee, and also includes any other similar category of employees, by whatever designation called, other than, those who are selected and appointed on a sanctioned post in accordance with the relevant rules on a regular basis;

(iii) 'Government Company' means any company incorporated under the Companies Act, 1956 (Central Act No. 1 of 1956) in which not less than fifty one per cent of the paid up share capital is held by the State Government and includes a company which is subsidiary of such a Government Company;

(iv) 'local authority' means :

(a) A Panchayati Raj institution established under the Rajasthan Panchayati Raj Act, 1994 (Act No. 13 of 1994) :

(b) A Municipality, constituted under the Rajasthan Municipalities Act, 1959 (Act No. 38 of 1959); and

(c) Any other Local Bodies, Corporations and Universities etc. established or declared as local bodies under any Rajasthan law for the time being in force;

(v) 'Public Service' means services in any office or establishment of :

(a) The State Government;

(b) A Local Authority;

(c) A Government Company or undertaking wholly owned or controlled by the State Government;

(d) A body established under any law made by the Legislature of the State whether incorporated or not including a University; and

(e) any other body established by the State Government or a society registered under any law relating to the registration of societies for the time being in force and receiving funds from the State Government either fully or partly for its maintenance, or any educational institution whether registered, or not but receiving aid from the State Government.



**Application**

3. The provisions of this Act shall apply to all public services.

**Prohibition of daily wage appointments and regulation of temporary appointment**

4. (1) The appointment of any person in any public service to any post, in any class, category or grade as a daily wage employee shall be prohibited.

(2) No urgent temporary appointment shall be made in any public service to any post, in any class, category or grade without the prior permission of the competent authority and such appointment shall also be consistent with such conditions as may be imposed by the competent authority.

**Prohibition of creation of posts**

5. (1) No post shall be created in any office or establishment relating to a public service without the previous sanction of the competent authority.

(2) Any appointment made to any post created in violation of sub-section (1) shall be invalid and the provisions of sections 8, 9 and 15 shall *mutatis mutandis* apply to such appointments.

**Prohibition of revision of pay, allowances, perquisites, honorarium, compensatory allowances etc.**

6. No revision of pay, allowances, perquisites, honorarium, compensatory allowances etc. in respect of any employee or elected or nominated member, chairperson or any office bearer etc. of the establishments or offices mentioned under section 3 of this Act, shall be made without the approval of competent authority.

**Regulation of recruitment**

7. No recruitment or appointment other than those referred to in sub-section (2) of section 4, in any public service to any post in any class, category or grade shall be made except :

(a) from the panel of candidates selected and recommended for appointment by the Rajasthan Public Service Commission where the post is within the perview of the said Commission; or

(b) From a panel prepared by a Selection Committee constituted for the purpose in accordance with the relevant rules or orders issued in that behalf; or

(c) where recruitment or appointment otherwise than in accordance with clauses (a) and (b) is permissible, from the candidates having the requisite qualifications and in accordance with the relevant rules and/or orders.

*Explanation :* For the removal of doubts it is hereby declared that nothing in this section shall apply to compassionate appointments made in favour of son/daughter/ spouse of any person employed in public service who dies in harness in accordance with the relevant rules and/or orders issued from time to time.

**Bill not to be passed**

8. The Treasury Officer/Sub Treasury Officer or Accounts Officer or any other Officer or authority who is charged with the responsibility of passing the salary bill shall not pass such first bill of any person appointed to public service unless a certificate issued by the Appointing Authority to the effect that the appointment has been made in accordance with the provisions of section 7 or sub-section (2) of section 4 is attached to the salary

**Bar to regularisation of services**

9. No person who is a daily wage employee and no person who is appointed on an urgent temporary basis and is continuing as such at the commencement of this Act shall have or shall be deemed ever to have a right to claim for regularisation of services on any ground whatsoever and the services of such person shall be liable to be terminated any time with due notice:

Provided that in the case of workmen falling within the scope of section 25-F of the Industrial Disputes Act, 1947 (Central Act No. 14 of 1947), retrenchment compensation as may be payable under the said Act shall be paid in case of termination of services by way of retrenchment :

Provided further that nothing in this section shall apply to the workmen governed by Chapter V-B of the Industrial Disputes Act, 1947 (Central Act No. 14 of 1947).

*Explanation :* For the removal of doubt it is hereby declared that the termination of services under this section shall not be deemed to be dismissal or removal from service but shall only amount to retrenchment or termination simpliciter, not amounting to any punishment.

**Power to give directions**

10. For the purpose of enforcing the provisions of this Act, it shall be competent for the State Government, the Director of Treasuries and Accounts, the Director of Inspection, the Director of Local Fund Audit Department, the concerned Chief Accounts Officer, Financial Advisor/Senior Accounts Officer etc. or Head of the Department of the government, or local authority to issue such directions as may be deemed fit to their subordinates and the subordinates shall comply with such directions and where any subordinate functionary is guilty of non-compliance with such directions, it shall be deemed that such functionary is guilty of misconduct and shall be liable to be proceeded against under the disciplinary rules applicable to him.

**Abatement of claims**

11. Notwithstanding anything contained in any judgement, decree or order of any court, tribunal or other authority, the claims for regular appointment of all daily wage employees and persons appointed on an urgent temporary basis, shall stand abated and accordingly :

(a) no suit or other proceeding shall be instituted or maintained in any court, tribunal or other authority by the daily wage or temporary appointees against the State Government or any other employer of public services specified under sub-clause (b) to (e) of clause (v) of section 2 for the regularisation of the services;

(b) no court shall enforce any decree or order directing the regularisation of the services of such persons; and

(c) all suits or other proceedings pending in any court or tribunal claiming the regularisation of services shall abate.

**Review Committees**

12. (1) After the date of commencement of this Act, the State Government may constitute a Review Committee with an officer not below the rank of a Secretary to the Government



as the Chairperson and such number of members of such rank as it may deem fit to review :

(a) the existing staff pattern in any office or establishment employing persons belonging to any public service keeping in view the workload of such office or establishment; and

(b) the pay scales, allowances, exgratia payments, bonus, pension, gratuity and other terminal benefits and perquisites applicable to the post belonging to any public service of such office or establishment keeping in view the qualifications and job requirements of each such post.

(2) After undertaking review under sub-section (1), the Review Committee shall submit a report alongwith its recommendations to the State Government for such action as may be prescribed by rules made in this behalf.

(3) The Review Committee shall regulate its own procedure for discharging the functions under this section.

(4) All orders and decisions of the Review Committee shall be authenticated by the chairperson or a member authorised by him in this behalf.

*Explanation :* For the purpose of this section, Secretary to the Government includes a Principal Secretary or Special Secretary to the Government.

**Review Committee to exercise the powers of a civil court in certain matters.**

13. (1) The Review Committee constituted under section 12 shall, while discharging the duties under this Act, have all the powers of a civil court while trying a suit under the code of Civil Procedure, 1908 (Central Act No. V of 1908) in respect of the following matters, namely :

(a) summoning & enforcing the attendance of any person and examining him on oath;

(b) requiring the discovery and production of any document;

(c) receiving evidence on affidavits;

(d) requisitioning any public record or copy thereof from any court or office; and

(e) issuing Commissions for the examination of witnesses or documents.

(2) For the purpose of discharging its duties, the Review Committee shall have the right to inspect or cause to be inspected any office or establishment referred to in sub-section (1) of section 12.

**Offences and punishments**

14. (1) Any person or authority who contravenes the provisions of this Act shall, apart from the penalties otherwise provided for, in conviction by a competent court having jurisdiction be punishable with imprisonment for a term which shall not be less than six months and which may extend upto two

years and also with fine which shall not be less than five thousand rupees but which may extend upto ten thousand rupees.

(2) No court shall take cognizance of offence punishable under this section except on a complaint filed by a competent authority with the previous sanction of the State Government.

Penalties

15. (1) Where any holder of an elective office or any officer or functionary or other authority makes any appointment in contravention of the provisions of this Act :

(a) in the case of the holder of an elective office, it shall be deemed that he has abused his position or power and accordingly, the competent authority, shall initiate proceedings for his removal, and

(b) in the case of an officer or functionary or other authority, it shall be deemed that he is guilty of misconduct and the competent authority shall initiate action under the disciplinary rules applicable to him.

(2) All appointments made in public service in contravention of the provisions of this Act shall be unauthorised and any payments made as a consequence of such appointment out of the funds of the State Government or of the concerned local authority or of other bodies or institutions as specified under sub-clauses (c) to (e) of clause (v) of section 2, as the case may be, shall be deemed to be unauthorised, and the same shall be recoverable in the manner as may be prescribed, from the officer or functionary or other appointing authority who makes such appointments, and where the recovery is not possible in the prescribed manner, the same shall be recoverable as arrears of land revenue.

Penalty for abettors

16. Whoever abets any offence punishable under this Act shall be punished with the punishment provided for in this Act for such offence.

Offences by companies

17. (1) Where an offence punishable under the provisions of this Act is committed by a company, every person, who at the time of committing the offence was incharge of, and was responsible to the company for the conduct shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly :

Provided that nothing contained in this sub-section shall render any such person liable to any punishment, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where any offence against the provisions of this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any



Director, Manager, Secretary or other officer of the company, such functionary shall be liable to be proceeded against and punished accordingly.

*Explanation :* For the purpose of this section —

(a) "Company" means a company as defined in the Companies Act, 1956 (Central Act No. 1 of 1956) and includes a University, a firm, a society or other association of individuals; and

(b) "Director" means —

(i) in relation to a University established by law for the time being in force; or

(ii) in relation to a society or other association of individuals or bodies, registered, formed, constituted or established, as the case may be, under any law for the time being in force;

or

(iii) in relation to any other institution;

the person who, by whatever name designated, is empowered or entrusted with the powers to make appointments under the concerning law for the time being in force or otherwise, as the case may be.

Protection of action taken in good faith

18. No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done in pursuance of this Act or the rules made thereunder.

Act to override other laws

19. The provisions of this Act shall have effect notwithstanding anything contained in any other law for the time being in force or in any rule, regulation, bye law, standing order made or resolution passed by any local authority, Government Company/ Undertaking, other body or society specified under sub-clauses (b) to (e) of clause (v) of section 2, or in any judgement, decree or order of any court, tribunal or other authority.

Power to make rules

20. (1) The State Government may, by notification in the Official Gazette, make rules for carrying out all or any of the provisions of this Act.

(2) All rules made under this Act, shall be laid, as soon as may be after they are so made, before the House of the State Legislature, while it is in session, for a period of not less than fourteen days which may be comprised in one session or in two successive sessions and if before the expiry of the session in which they are so laid or in the session immediately following, the House of the State Legislature makes any modification in any of such rules or resolves that any such rules should not be made, such rules shall thereafter have effect only in such modified form or be of no effect, as the case may be, however that any such modification or annulment shall be without prejudice to the validity of anything previously done thereunder.

## LAW (LEGISLATIVE DRAFTING) DEPARTMENT

## (GROUP-II)

## NOTIFICATION

Jaipur, August 5, 2008

No. F.2(40)Vidhi/2/2008.—In pursuance of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorize the publication in the Rajasthan Gazette of the following translation in the English language of the Rajasthan Vishwavidhyalayon Ke Adhyapak (Asthayi Adhyapakon ka Aamelan) Adhiniyam, 2008 (2008 Ka Adhiniyam Sankhyank 22) :-

*(Authorized English Translation)*

# THE RAJASTHAN UNIVERSITIES' TEACHERS (ABSORPTION OF TEMPORARY TEACHERS) ACT, 2008

(Act No. 22 of 2008)

*[Received the assent of the Governor on the 3rd day of August, 2008]*

An Act

*to provide for the absorption of temporary teachers of long standing, working in the Universities of Rajasthan.*

Be it enacted by the Rajasthan State Legislature in the Fifty-ninth Year of the Republic of India, as follows :-

**Short title, extent and commencement**

1. (1) This act may be called the Rajasthan Universities' Teachers (Absorption of Temporary Teachers) Act, 2008.

(2) It extends to the whole of the State of Rajasthan.

(3) It shall be deemed to have come into force on and from 12th June, 2008.

**Definitions**

2. (1) In this Act, unless the subject or context otherwise requires,-

(i) "Department concerned" means the Department of the University concerned in which the vacancy of a teacher exists;

(ii) "relevant law" means the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974) and any enactment of the Rajasthan State Legislature establishing a University in Rajasthan, and it includes the Statutes, Ordinances, Regulations, by-laws, rules, notifications or orders made thereunder and as amended from time to time.

(iii) "screening committee" means a Committee appointed under the provisions of this Act to scrutinize the academic record and report(s) about the work and conduct of the temporary teachers;

(iv) "temporary teacher" means a teacher appointed in accordance with the provisions of sub-section (3) of section 3 of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974) in the pay scale prescribed by the University concerned on temporary basis as stop-gap



arrangement, after due public advertisement of vacancies, or a teacher appointed on part time basis and continuing in the pay scale prescribed by the universities but shall not include a teacher appointed on contract basis or those in foreign service and serving the University concerned on deputation;

(v) "University concerned" means the University in which the temporary teachers are working; and

(vi) "Vice-chancellor" means the Vice-chancellor of the University concerned, and includes any person who for the time being performs the functions of the Vice-chancellor of the University concerned according to the relevant law.

(2) All other expressions used but not defined in this Act shall have the meaning respectively assigned to them under the relevant law.

**Substantive appointment of temporary teachers**

3. All temporary teachers continuing as such at the commencement of this Act shall be considered by the University concerned for this absorption and substantive appointment on the recommendation of the Screening Committee constituted under section 4, subject to their fulfilling the condition of eligibility, including minimum qualification, prescribed by the University concerned under the relevant law and subject to the availability of substantive vacancies of teachers in the Department concerned.

**Constitution of Screening Committee**

4. The Screening Committee shall consist of the following, namely:-

(i) Vice-chancellor of the University concerned who shall be Chairperson of the Committee;

(ii) Dean of the faculty concerned;

(iii) the Head of Department concerned of the University concerned;

(iv) the senior most Professor/Reader of the Department, if he is not the Head of Department;

(v) one expert, not connected with the University concerned and having special knowledge in the subject in which the teacher is to be screened, to be nominated by the Vice-chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University;

(vi) one member to be nominated by the Chancellor.

(vii) an eminent educationist to be nominated by the State Government; and

(viii) one member of the Syndicate/Board of Management to be nominated by the State Government.

**Appointment to be under**

5. The teachers appointed to the substantive posts in pursuance of the provisions of this Act shall be deemed to have been

Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974).

**Last date for making appointments**

6. No appointment in pursuance to the provisions of this Act shall be made after the expiry of 180 days from the date of the commencement of this Act.

**Termination of the services of temporary teachers not substantively appointed**

7. The services of a temporary teacher, who is considered for substantive appointment under sections 3 and 4 but is not substantively appointed on or before the expiry of 180 days from the date of the commencement of this Act, shall stand terminated on the date of such expiry.

**The Act to have overriding effect**

8. The provision of this Act shall have overriding effect notwithstanding anything contained in the relevant law.

**Repeal and Savings**

9. (1) The Rajasthan Universities' Teachers (Absorption of Temporary Teachers) Ordinance, 2008 (Ordinance No. 3 of 2008) is hereby repealed.

(2) Notwithstanding such repeal, all things done, actions taken or orders made under the said Ordinance shall be deemed to have been, taken or made under this Act.

## EDUCATION DEPARTMENT

## NOTIFICATION

*[No. F. 3(21)Edu/Gr.III/83]*

*G.S.R. 58.*— In exercise of the powers conferred by sub-section (13) of section 11 of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974, the State Government hereby makes the following rules, namely :—

1. *Short title of commencement.*— (1) These rules may be cited as the Rajasthan University Teachers and Officers (Selection for the Appointment) Rules, 1983.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Annual Performance Appraisal Reports.*— The University concerned shall maintain for all teachers of the University Annual Performance Appraisal Reports on and after the year 1982-83 in such form as may be prescribed by the Syndicate or the Board of Management, as the case may be, of the University.

3. *Special Performance Appraisal Reports.*— For the purpose of making personal promotion to ex-cadre posts in the year 1983, the University concerned shall maintain a Special Performance Appraisal Report in such form as may be prescribed by the Syndicate or, as the case may be, Board of Management of the University concerned and the same shall be made available to the committee constituted under section 11 for making personal promotions to such posts.

4. *Presence of members of the committee.*— All the members of the committee specified in column 2 of the Second Schedule shall have to be present in making selection for personal promotion to ex-cadre posts and for making their recommendations under section 11.



## APPENDIX I to 'PART I : ACT'

### Progressive Changes in the Composition of the Syndicate

*(Reference: page 12 of Act)*

1. The composition of the Syndicate was initially provided by Statute 4 of the First Statutes as follows :

St. 4 :

(1) the Syndicate shall be the executive body of the University and shall consist of the following persons, namely :

(i) the Vice-Chancellor,

(ii) the Chief Justice, Rajasthan High Court, Jodhpur,

(iii) two Deans, nominated by the Vice-Chancellor in rotation,

Provided that no Dean shall be nominated for two successive terms,

(iv) the Director of College Education, Rajasthan,

(v) two Educationists to be nominated by the Chancellor,

(vi) two University Professors nominated by the Vice-Chancellor,

Provided that no University Professor shall be nominated for two successive terms, and

(vii) two members of the Senate being non-teachers elected by the Senate, one of whom shall be registered graduate.

(2) The term of the office of the elected and nominated members of the Syndicate shall be three years.

(3) Five members of the Syndicate shall form a quorum.

2. The above provision was superseded by section 3 of Jodhpur University (Amendment) Act, 1972 (Act No. 12 of 1972)[1]. By this section 16 of the principal Act was substituted by the following :

"16. *The Syndicate.*— (1) The Syndicate shall be the executive body of the University and shall consist of the following persons, namely :—

(i) the Vice-Chancellor,

(ii) the Chief Justice, Rajasthan High Court, Jodhpur,

(iii) two Deans nominated by the Vice-Chancellor in rotation,

(iv) the Director of College Education, Rajasthan,

(v) two educationist to be nominated by the Chancellor,

(vi) two University Professors nominated by the Vice-Chancellor :

Provided that no University Professor shall be nominated for two successive terms;

(vii) two members of the Senate being non-teachers, elected by the Senate, one of whom shall be a registered graduate,

(viii) two persons elected by the Senate from amongst persons who are elected as "Other Members" of the Senate under clause (xxiv) of sub-division III of sub-section (2) of section 15, and

(ix) two members of the State Legislature nominated by the Speaker.

(2) The term of office of the elected and nominated members shall be three years, but the members who have been elected or nominated under the provisions of the Statutes and are continuing as such, shall remain as such members for their remaining term as if they are elected or nominated under the provisions of this section.

(3) Five members of the Syndicate shall form a quorum."

3. (a) By Jodhpur University (Amendment) Ordinance 1974 (Ordinance 28 of 1974)[2] the following clause was inserted in sub-section 1 of section 16 of the Act after clause (ix) :

[1] [Received assent of Governor on 21 June 1972. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 28 June 1972.]

[2] [Made and promulgated by Governor on 17 December 1974. Published in Rajasthan Gazette Extraordinary, Part IV B, dated 18

"(x) One person elected by the Senate from amongst students who are elected as "Other Members" of the Senate under clause (xxviii) of sub-section III of sub-section (2) of section 15 and the *ex-officio* members of the Senate under clause (bb) of sub-division III of sub-section (2) of the said section."

(b) Further the following new sub-section (4) was inserted after sub section (3) of section 16 in the principal Act :

"4" Persons who are members under clause (x) of sub-section (1) shall not be associated with the appointment of examiners or with the Committee of Selection of the employees of the University, the finance committee and with such other committee as the State Government may, by notification in the official Gazette, specify."

4. The amemdment as above inserted by Ordinance 28 of 1974 were confirmed by Act No. 7 of 1975.[1]

5. By the Jodhpur University (Amendment) Ordinance 1975 section 16 of the principal Act was amended and a new composition for the Syndicate was provided. This was superseded by Act No. 26 of 1975.

6. For section 16 of the Act, the following was substituted by Jodhpur University (Second Amendment) Act 1975 (Act No. 26 of 1975).[2]

"16. *Syndicate.*— (1) The Syndicate shall be the executive body of the University and shall consist of the following persons, namely :—

(i) Vice-Chancellor;

(ii) two persons nominated by the Vice-Chancellor from amongst the Deans of Faculties or the Deans or Directors of the constituent colleges or recognized colleges;

(iii) two University Professors nominated by the Vice-Chancellor;

(iv) two Educationists nominated by the Chancellor;

(v) Director of College Education, Rajasthan; and

(vi) One person nominated by the State Government.

(2) Members of the Syndicate, other than the Vice-Chancellor and the Director, College Education, Rajasthan, shall hold office for a period of three years from the date of their nomination."

7. For section 16 of the Act the following was substituted by the Jodhpur University (Amendment) Act 1977 (Act No. 6 of 1977).[3]

"16. *Syndicate.*— (1) The Syndicate shall be the executive body of the University and shall consist of the following persons, namely : —

(i) Vice-Chancellor;

(ii) Director of College Education;

(iii) Two eminent educationists to be nominated by the Chancellor;

(iv) One Professor from amongst the Professor of the University to be nominated by the Vice-Chancellor in rotation, in accordance with their inter se seniority as Professor in the University;

(v) Two Deans of faculties, to be nominated by the Vice-Chancellor, in rotation, in accordance with their inter se seniority as Professor/Director/Principal of Post-Graduate College;

(vi) One Principal, to be nominated by the Vice-Chancellor from amongst the Principals of Constituent Colleges and Recognised Colleges in rotation in accordance with their seniority as Principal;

(vii) Two teachers, who have put in not less than seven years teaching experience in the institution of higher education in Rajasthan on 1st January immediately preceding the year in which elections are held, other than University Professors, Deans, Principals/Heads of recognized/constituent colleges, to be elected by the teachers of recognized/constituent colleges from amongst teachers;

[1] [Received assent of Governor on 15 March 1975. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 15 March 1975.]

[2] [Received assent of Governor on 19 August 1975. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 22 August 1975. By section (2) of this Act, it came into force w.e.f. 10 July 1975.]

[3] [Received assent of Governor on 19 August 1977. Published in Rajasthan Gazette Extraordinary, Part IV A, dated 19 August 1977.



(viii) Two members of the State Legislature nominated by the Speaker thereof;

(ix) Two persons, to be elected by the Senate from amongst its non-teacher and non-student members who are not the employees of the University or any of the colleges recognized by it;

(x) One person to be elected by the Senate from amongst students who are elected as "other members" of the Senate under sub-clause (a) of clause (xxviii) of sub-division III of sub-section (2) of section 15 and the *ex-officio* "other Members" of the Senate under sub-clause (bb) of clause (xxviii) of sub-division III of sub-section (2) of the said section.

*Explanation.*— (1) The expression 'eminent educationist' means a person who has had close association with an institution of higher learning for a considerable period of time or who has made distinctive contribution in the field of education and learning or in the sphere of educational administration.

(2) The student members elected under clause (x) shall not be associated with the —

(a) appointment of examiners;

(b) finance;

(c) selection of the employees of the University.

(3) The inter se seniority of the Principals of Government and aided colleges shall be as determined by the Director of College Education and of others as determined by the Vice-Chancellor.

(2) The members of the Syndicate other than the Vice-Chancellor and Director of College Education shall hold office for a period of three years from the date of their nomination or election as the case may be.

(3) No person referred in clause (iii) to (x) of sub-section (1) shall be eligible for election and/or nomination for more than two terms."

8. Section 16 of the Act referred to above was amended by Jodhpur University (Amendment) Ordinance 1981 (Ordinance No. 1 of 1981). The amendment was confirmed by section 2 of the Jodhpur University (Amendment) Act 1981 (Act No. 9 of 1981).

9. Section 16 of the Act referred to above was amended by Jodhpur University (Change of Name and Amendment) Act, 1984 (Act No. 1 of 1992) which is as follows :

*Amendment of section 16, Rajasthan Act 17 of 1962.*— In section 16 of the principal Act, —

(1) In sub-section (1), —

(a) clause (ii) shall be substituted by the following, namely :—

"(ii) two persons nominated by the Vice-Chancellor from amongst the Deans of faculties or Directors of constituent colleges or Principals of affiliated colleges;"

(b) for clause (vii), the following clause shall be substituted, namely :—

"(vii) two teachers who have put in not less than seven years teaching experience in an institution of higher education in Rajasthan as on 1st January immediately preceding the year in which elections are held, other than University Professor, Deans, Principals, Heads of affiliated colleges and Directors of constituent colleges of the University, to be elected by the teachers of the University and of its constituent and affiliated colleges from amongst themselves;" and

(c) in clause (ix), for the expression "sub-clause (bb) of clause (xxviii)", the expression "clause (xxix)" shall be substituted; and

(2) for sub-section (2), the following sub-section shall be substituted, namely :—

"(2) The elected members and members nominated under clauses (iv), (vi) and (viii) shall hold office for a period of three years and members nominated under clauses (ii) and (iii) for a period of one year from the

## APPENDIX II to 'PART I : ACT'

### Progressive Changes in the Rajasthan Universities Teachers and Officers (Selection for Appointment) Act, 1974

*(Ref. : page 32 of Act)*

A provision for securing an impartial selection of personnel by a uniform standard of recruitment in all the Universities of Rajasthan was first made by Ordinance No. 17 of 1974. The later amending Acts/Ordinances were :

1. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974. Act No. 18 of 1974.
2. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1976. Ordinance No. 4 of 1976.
3. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Act, 1976. Act No. 24 of 1976.
4. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Act, 1977. Act No. 9 of 1977.
5. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1983. Ordinance No. 7 of 1983.
6. The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Act, 1984. Act No. 18 of 1984.

## THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SPECIAL CONDITIONS OF SERVICE) ACT, 1974†

(Act No. 18 of 1974)

*(Received the assent of the Governor on the 11 September, 1974.)*

AN ACT

to provide for special conditions of service of teachers and officers of the Universities in Rajasthan and for matters connected therewith.

Be it enacted by the Rajasthan State Legislative Assembly in the Twenty-fifth Year of the Republic of India as follows :

1. *Short title and extent :* This Act may be called the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974.

(2) It extends to the whole of the State of Rajasthan.

2. *Definitions :* (1) In this Act, unless the subject or context otherwise requires :

(i) "faculty concerned" means the faculty of the University in which the vacancy of a teacher is to be filled by selection to be made under this Act;

(ii) "Head of the department concerned" means the Head of that department of the University concerned, in which the vacancy of a teacher is to be filled in by selection under this Act, and includes any person who for the time being performs the function of the Head of the department of the University concerned in accordance with the relevant law;

(iii) "officer" means the Registrar, the Deputy Registrar, the Assistant Registrar, the Librarian of a University and includes any other officer by whatever name designated and declared by the Statutes to be an officer of that University;

(iv) "prescribed" means prescribed by rules made under this Act;

(v) "relevant law" means an enactment of the Rajasthan State Legislature establishing a University in Rajasthan and it includes the Statues, Ordinances, bye-laws, rules, notifications or Orders made thereunder and as amended from time to time;

(vi) "Schedule" means the schedule to this Act;

(vii) "Syndicate" means the Syndicate of a University and includes the Executive Council, if any, constituted by the relevant law;

† The Act was preceded by issuance of "The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Ordinance, 1974 (Ord. No. 17 of 1974)" made and promulgated by Governor on 21 July 1974 and published in Rajasthan Gazette Extraordinary, dated 23 July 1974.



(viii) "teacher" means a Profesor, Reader or a Lecturer of any faculty of a University and such other person, by whatever name designated by or under the relevant law, imparting instructions, guiding and conducting research in a University;

(ix) "University" means a University established in Rajasthan by an Act of the State Legislature;

(x) "University concerned" means the University in which any vacancy of a teacher or of an officer is to be filled up;

(xi) "Vice-Chancellor" means the Vice-Chancellor of the University concerned, and includes any person who for the time being performs the functions of the Vice-Chancellor of the University concerned according to the relevant law.

(2) All other expressions used but not defined in this Act shall have the meaning respectively assigned to them under the relevant law.

3. *Restrictions on appointments of teachers and officers :*

(1) Notwithstanding anything contained in the relevant law, as from the commencement of this Act, no teacher and no officer in any University in Rajasthan shall be appointed except on the recommendations of the Selection Committee constituted under section 4.

(2) Save as otherwise provided in sub-section (3), every appointment of a teacher or of an officer in any University made in contravention of sub-section (1) shall be null and void.

(3) Nothing herein contained shall apply to the appointment of a teacher or an officer as a stop-gap arrangement for a period not exceeding six months or to the appointment of a part-time teacher.

4. *Constitution of Selection Committee :*

(1) For every selection of a teacher or of an officer in a University, there shall be constituted a committee consisting of the following :

(i) Vice-Chancellor of the University concerned who shall be the Chairman of the committee;

(ii) an eminent educationist to be nominated by the Chancellor for a period of one year;

(iii) the Education Commissioner, Rajasthan or the Director of College Education, Rajasthan when nominated by the Education Commissioner, Rajasthan; and

(iv) such other persons as members specified in column 2 of the Schedule for the selection of the teachers and officers mentioned in column 1 thereof.

(2) For purposes of this selection, the eminent educationist to be nominated by the Chancellor shall be chosen from out of panel of names drawn up by a committee consisting of the Chancellor's nominee who will be the Chairman of the committee, a nominee of the Chairman, University Grants Commission, and a nominee of the Vice-Chancellor of the University concerned.

(3) The person nominated by the Chancellor under sub-section (2) shall be the member of every selection committee constituted during the course of one year from the date of his nomination.

Provided that the Chancellor may for good reasons cancel the nomination at any time before the expiry of the period of his nomination.

(4) No person shall be eligible to be nominated as an expert on any selection committee in any one year if he has been a member of any two selection committees during the course of the same year.

(5) No person who has been nominated as an expert on any selection committee under this section shall be eligible to participate in the selection of a teacher if during the course of two years preceding the date of selection, either any of the candidates for selection has been the student of the expert or the expert has examined the thesis of such candidate.

5. *Procedure of selection committees :*

(1) The procedure to be followed by a selection committee in making its recommendation and the criteria to be applied in making the selection as also the quorum required for its meeting shall be prescribed.

(2) Every selection committee shall be bound by the qualifications laid down in the relevant law for the post of a teacher or of an officer.

6. *Disqualification for appointment on the committee :*

(1) A person shall be disqualified for being or for continuing as a member of any selection committee or for taking part in any selection under this Act if he—

(a) is personally interested in a candidate for any selection; or

(b) is of unsound mind; or

(c) is adjudged insolvent; or

(d) has by [reason] of health or any other bodily infirmity, become incapable of acting; or

(e) is convicted of an offence of moral turpitude or is arrested for an offence against the security of State; or

(f) has so abused his position as a member of any selection committee as to render his continuance on the selection committee detrimental to the interest of the University or of the general public.

7. *Vacancy or defect not to invalidate selections :*

Subject to the provisions as to the requirement of quorum, no act, proceeding or selection made by a selection committee shall be questioned on the ground of the existence of any vacancy or defect in the nomination of a member of such committee.

8. *Transfer of officers :*

(1) The Chancellor may for administrative reasons, transfer an officer of a University to any other University.

(2) Such officer upon his transfer shall carry with him to the University to which he is transferred such other conditions of service as may be specified in the order of transfer.

9. *Act to have over-riding effect :*

(1) The provisions of this Act shall have effect notwithstanding anything contained in the relevant law.

(2) So much of the relevant law as provides for the matters covered by this Act shall, as from the commencement of this Act, cease to have effect as respects those matters.

10. *Power to make rules :*

(1) The State Government may, by notification in the official Gazette, make rules for carrying out the purposes of this Act, and, in particular, and without prejudice to the generality of the foregoing power, such rules may provide for any matter which is by this Act, required to be prescribed or for which rules may be made under this Act.

(2) All rules made under this Act, shall be laid for not less than thirty days before the State Legislature as soon as possible after they are made and shall be subject to such rescission or modification as the State Legislature may make, during the session in which they are so laid or the session immediately following.

11. *Repeal and savings :*

(1) The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Ordinance 1974 (Ordinance No. 17 of 1974) promulgated on the 21st day of July, 1974 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act as if this Act has commenced on the 21st day of July 1974.



## SCHEDULE

| 1 | 2 |
|---|---|
| 1. Professor | (i) Dean of the Faculty concerned [if he is a Professor and where he is not a Professor any Professor of the Deptt. concerned nominated by the Vice-Chancellor];[1] |
| | (ii) Head of the Department concerned if he is a Professor; |
| | (iii) Two persons [as experts who are][2] not connected with the University concerned [and] who have special knowledge of or interest in the subject with which the Professor to be appointed will be concerned, [one of whom] to be nominated by the Syndicate, [...][3] out of a panel of names recommended by the University Grants Commission and the other [to be nominated by the Vice-Chancellor out of a panel of names recommended by the Academic Council of the University concerned][4]. |
| 2. Reader, Lecturer and any other teacher by whatever name designated having his pay in the scale of a Reader or a Lecturer but lower than that of the Professor. | (i) One Professor of the Department concerned to be nominated by the Vice-Chancellor; |
| | (ii) Two persons [as experts who are][5] not connected with the University [concerned][6], who have special knowledges of or interest in the subject with which the candidate to be selected will be connected, one of whom shall be nominated by the Syndicate out of a panel of names recommended by the University Grants Commission and the other shall be nominated by the Vice-Chancellor out of a panel of names recommended by the Academic Council of the University concerned. |
| 3. Registrar, Deputy Registrar, Assistant Registrar or any other officer by whatever name designated and having the pay scale equivalent to or lower than that of the Registrar and Deputy Registrar but not lower than that of the Assistant Registrar. | One member of the Syndicate nominated by it. |
| 4. Librarian | Two persons not connected with the University who have special knowledge of the subject of library Science or library administration, out of whom one to be nominated by the Syndicate out of a panel of names recommended by the University Grants Commission, and the other to be nominated by the Vice-Chancellor concerned. |

[1] Added by Act. [This did not form part of the Ordinance No. 17.]
[2] Added by Act.
[3] Deleted by the Act, the words "one of whom shall be" occurring in the Ordinance.
[4] Added by the Act.
[5] Added by the Act.

# THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SPECIAL CONDITIONS OF SERVICE) (AMENDMENT) ACT, 1976†

*[Received the assent of the Governor on the 17th day of April, 1976.]*

*An Act to amend the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974.*

1. *Short title.*— This Act may be called the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Act, 1976.

2. *Amendment of section 2, Rajasthan Act 18 of 1974.*— In sub-section (1) of section 2 of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974 (Rajasthan Act 18 of 1974), hereinafter referred to as the 'principal Act',—

(i) for clause (iv) the following clause shall be substituted, namely :—

"(iv) "rules" means rules made by the Syndicate under this Act";

(ii) for clause (vii), the following clause shall be substituted, namely :—

"(vii) "Syndicate" in relation to a University means the Syndicate and where there is no Syndicate, the Executive Committee or such other body, by whatever name called, of that University constituted by the relevant law"; and

(iii) in clause (viii), for the words, "guiding and conducting research in a University", the words "or conducting and guiding research or extension programmes in a University" shall be substituted.

3. *Amendment of section 3, Rajasthan Act 18 of 1974.*— In sub-section (3) of section 3 of the principal Act, after the expression "a part-time teacher", the expression "or of a teacher or officer in the pay scale lower than that of Lecturer or Assistant Registrar respectively" shall be inserted.

4. *Amendment of section 4, Rajasthan Act 18 of 1974.*— For section 4 of the principal Act, the following section shall be substituted, namely :—

"4. *Constitution of selection committees*- (1) For every selection of a teacher or of an officer in a University, there shall be constituted a committee consisting of the following :—

(i) Vice-Chancellor of the University concerned, who shall be the Chairman of the committee;

(ii) an eminent educationist to be nominated by the Chancellor for a period of one year;

(iii) an eminent educationist to be nominated by the State Government for a period of one year;

(iv) one member of the Syndicate to be nominated by the State Government for a period of one year; and

(v) such other person as members specified in column 2 of the Schedule for the selection of the teachers and officers mentioned in column 1 thereof :—

Provided that where the appointment of a teacher is to be made in the faculty of agriculture in any University or in any University College imparting instruction or guiding research in agriculture there shall be one more expert to be nominated by the Syndicate out of a panel of names recommended by the Indian Council of Agriculture Research :

Provided further that the selection committee for teaching posts in the faculty of engineering and technology shall also include an expert to be nominated by the Syndicate out of a panel of names recommended by the All India Council of Technical Education.

(2) The eminent educationists nominated under clause (ii) and clause (iii) of sub-section (1) and the member of the Syndicate nominated under clause (iv) of the said sub-section shall be members of every selection committee constituted during the course of one year from the date of his nomination.

†Published in Rajasthan Gazette Extraordinary, Part IV A, dated 17 April 1976 at page 17 to 30.



(3) No person shall be eligible to be nominated as an expert on any selection committee in any one year if he has been a member of any two selection committees during the course of the same year."

5. *Amendment of section 5, Rajasthan Act 18 of 1974.*— For section 5 of the principal Act, the following section shall be substituted, namely :—

"5. *Procedure of Selection Committees.*— The Syndicate of the University concerned shall prescribe, by rules, the quorum required for the meeting of a selection committee required to be constituted under section 4 which shall not be less than one half of the members of each selection committee.

(2) The selection committee shall make its recommendations to the Syndicate. If the Syndicate disapproves the recommendations of the selection committee, the Vice-Chancellor of the University concerned shall submit such recommendations alongwith reasons for disapproval given by the Syndicate to the Chancellor for his consideration and the decision of the Chancellor thereon shall be final.

(3) Every selection committee shall be bound by the qualifications laid down in the relevant law of the University concerned for the post of a teacher or, as the case may be, of an officer."

6. *Amendment of section 6, Rajasthan Act 18 of 1974.*— For section 6 of the principal Act, the following section shall be substituted, namely :—

"6. *Disqualification for sitting as member in selection committees.*— A person shall be disqualified from sitting as a member of any selection committee and from taking part in any election under this Act if he is personally interested in a candidate seeking selection to the post of a teacher or an officer in any University."

7. *Amendment of section 10, Rajasthan Act 18 of 1974.*— For section 10 of the principal Act, the following section shall be substituted, namely :—

"10. *Power to make rules.*—The Syndicate of the University concerned may make rules for carrying out the purposes of this Act."

8. *Amendment of Schedule, Rajasthan Act 18 of 1974.*— For the existing Schedule to the principal Act, the following Schedule shall be substituted, namely :—

## "SCHEDULE"

| 1 | 2 |
|---|---|
| 1 Dean or Associated Dean of College or Dean of Student Welfare and Director of the School of Basic Sciences and Humanities, Director of Research Station, Director of Agricultural Experiment Station, Director of Extension Education and Associate Director or any other teacher having his pay in the scale not lower than of the Professor. | Three experts not connected with the University concerned to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University. |
| 2 Profesor | (i) Dean of the Faculty concerned, if he is a Professor subject, however, that in case of the University of Udaipur, Dean of the concerned College or Director of the concerned School or Director of Agricultural Experi-ment Station or Director of Extension Education, as the case may be;<br>(ii) Head of the Department concerned if he is a Professor;<br>(iii) Three experts not connected with the University concerned having special knowledge in the subject in which a Professor is to be appointed to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic |

| | | |
|---|---|---|
| 3. | Reader, Lecturer and any other teacher having his pay in the scale of a Reader or a Lecturer but lower than that of the Professor. | (i) Dean of the Faculty concerned, if he is a Professor subject, however that in case of the University of Udaipur, Dean of the concerned College, or Director of the concerned School or Director of Agricultural Experiment Station or Director of Extension Education, as the case may be;<br>(ii) Head of the Department concerned if he is a Professor;<br>(iii) Three experts not connected with the University concerned having special knowledge in the subject in which a Reader, Lecturer or any other such teacher is not be appointed to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Academic Council of such University. |
| 4. | Registrar, Deputy Registrar, Assistant Registrar or any other officer having the pay scale equivalent to or lower than that of the Registrar and Deputy Registrar but not lower than that of the Assistant Registrar. | One expert not connected with the University concerned to be nominated by the Vice-Chancellor of such University. |
| 5. | Librarian | Three experts not connected with the University concerned having special knowledge of Library Science and Library Administration to be nominated by the Vice-Chancellor of the University concerned out of a panel of names recommended by the Syndicate of such University. |
| 6. | Deputy Librarian, Assistant Librarian or Junior Technician in the Library or any other officer in the Library having his pay in a scale not lower than that of the Lecturer. | Two experts not connected with the University concerned having special knowledge of Library Science and Library Administration to be nominated by the Vice-Chancellor of such University. |

*Explanation I.* The expression "expert or experts not connected with the University concerned", wherever used in the Schedule, shall mean such experts who are neither in the employment of the University concerned nor are members of the Senate, Board of Control, Syndicate or the Academic Council, of such University at the time when the selection committee is constituted."

II. Three experts to be nominated by the Vice-Chancellor of the University concerned for the selection of the teachers specified at Serial Numbers 1, 2 and 3 in column 1 of this Schedule shall be chosen by him on the advice of a committee consisting of a member of the Rajasthan Public Service Commission to be nominated by the State Government after consultation with the Chairman of the said Commission who will be the Chairman of the Committee, the eminent educationist nominated under clause (iii) of sub-section (1) of section 4 and the member of the Syndicate nominated under clause (iv) of the said sub-section of the said section and said committee shall from out of the panel of names recommended by the Academic Council recommend to the Vice-Chancellor of the University concerned names of at least six experts for each selection committee which shall be in order of priority."

9. *Repeal and savings.*— (1) The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1976 (Ordinance No. 4 of 1976)† is hereby repealed.

(2) Notwithstanding such repeal, any thing done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by the Act.



## THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SPECIAL CONDITIONS OF SERVICE) (AMENDMENT) ACT, 1977

(Act No. 9 of 1977)

*[Received the assent of the Governor on the 19th day of August, 1977.]*

*An Act further to amend the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974.*

Be it enacted by the Rajasthan State Legislature in the Twenty eighth Year of the Republic of India as follows :—

### STATEMENT OF OBJECTS AND REASONS

The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974 (Act No. 18 of 1974) contains minor lacunas in the compositions of Selection Committees. The quorum is not specified and a Selection Committee can proceed with the selections even without experts being present. These defects have been removed in the amendments proposed.

Hence the Bill.

1. *Short title and commencement.*— (1) This Act may be called the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Act, 1977.

(2) It shall come into force at once.

2. *Amendment of section 5, Rajasthan Act 18 of 1974.*— Sub-section (1) of section 5 of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974 (Act No. 18 of 1974), hereinafter referred to as the principal Act, shall be substituted by the following, namely :—

"(1) The quorum required for the meeting of a Selection Committee constituted under section 4 shall not be less than six, out of which at least two shall be the experts, if the selection to be made is for the post of a Professor or Reader, and at least one shall be expert, if the selection to be made is for the post of a Lecturer or any other post of a teacher equivalent thereto. The quorum required for the meeting of a Selection Committee for the selection of non-teaching posts shall be not less than one half of the number of the members of the Selection Committee, out of which at least one shall be an expert."

3. *Amendment of Schedule, Rajasthan Act 18 of 1974.*— In the existing Schedule to the principal Act, the following amendments shall be made :—

(1) The entry in column 2 of item (i) against serial No. 2 shall be substituted by the following:—

"(1) Dean of the Faculty concerned if he is a Professor or Principal of a Post-graduate college, subject however, that in case of the University of Udaipur, Dean of the concerned Colleges or Director of the concerned School or Director of Agricultural Experiment Station or Director of Extension Education as the case may be";

(2) The entry in column No. 2 of item No. (ii) against serial No. 2 of the Schedule shall be substituted by the following, namely :—

"(ii) Head of the department concerned if he is a Professor, otherwise the senior most Professor in the department";

(3) The entry in column 2 of item No. (i) against serial No. 3 of the Schedule shall be substituted by the following, namely :—

"(i) Dean of the Faculty concerned if he is a Professor or Principal of a Post-graduate college, subject, however, that in case of the University of Udaipur, Dean of concerned College, or Director of the concerned School or Director of Agricultural Experiment Station or Director of Extension Education, as the case may be";

(4) The entry in column No. 2 of item No. (ii) against serial No. 3 of the Schedule shall be substituted by the following, namely :—

"(ii) Head of the department concerned if he is a Professor, otherwise the senior most Professor in the Department."

† Published in Rajasthan Gazette Extraordinary, Part III A, dated 28 July 1977, Page 37 to 40.

## THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SPECIAL CONDITIONS OF SERVICE) (AMENDMENT) ORDINANCE, 1983

(Ordinance No. 7 of 1983)

*(Made and promulgated by the Governor on the 3rd day of October, 1983)*

AN ORDINANCE

further to amend the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974.

Whereas, the Rajasthan Legislative Assembly is not in session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action in this behalf;

Now, therefore, in exercise of the powers conferred upon him by clause (1) of Article 213 of the Constitution of India, the Governor of the State of Rajasthan hereby promulgates in the Thirty-fourth Year of the Republic of India, the following Ordinance, namely :—

1. *Short title and commencement.*— (1) This Ordinance may be cited as the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1983.

(2) It shall come into force at once.

2. *Citation of the principal Act.*— The Rajasthan Universities' Teachers and Officers (Special Conditions of Service) Act, 1974 (Rajasthan Act No. 18 of 1974), hereinafter referred to as the principal Act, shall henceforth be cited as the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974.

3. *Amendment of the long title.*— In the long title of principal Act, for the expression "Special Conditions of Service", the expression "Selection for Appointment" shall be substituted.

4. *Amendment of section 1, Rajasthan Act 18 of 1974.*— In sub-section (1) of section 1 of the principal Act, for the word "called", the words "cited as" and for the expression "Special Conditions of Service", the expression, "Selection for Appointment" shall be substituted.

5. *Amendment of section 2, Rajasthan Act 18 of 1974.*— In section 2 of the principal Act,—

(a) for clauses (i) and (ii), the following clauses shall be substituted, namely :—

"(i) "ex-cadre post" means post of a Professor or a Reader created by the State Government under section 11 outside the regular cadre of teachers in any University in Rajasthan by up-grading the post of a Lecturer or of a Reader in any faculty of any such University for the purpose of filling it up by personal promotion made in accordance with and under this Act;

(ii) "faculty concerned" means the faculty of the University concerned in which,—

(a) a vacancy in the post of a teacher is to be filled up by selection, or

(b) an ex-cadre post of Reader or Professor is to be filled up by personal promotion of a Lecturer or Reader,

to be made in accordance with and under this Act;

(iii) "Head of Department concerned" means the Head of Department of a subject taught in the faculty concerned and includes any person who for the time being performs the functions of the Head of Department in the University concerned in accordance with the relevant law";

(b) the existing clauses (iii), (iv), (v), (vi), (vii), (viii), (ix), (x) and (xi) shall respectively be re-numbered as clauses (iv), (v), (vi), (vii), (viii), (ix), (x), (xi) and (xii) thereof;

(c) in clause (vii) as so re-numbered, for the word "the", the word "a" shall be substituted;

(d) in clause (viii) as so re-numbered, for the word "Executive Committee", the words "Board of Management' shall be and shall be deemed always to have been substituted on and from 9th day of August, 1983;



(e) for clause (xi) as so re-numbered, the following clause shall be substituted, namely :—

"(xi) "University concerned" means the University in which a vacancy in the post of a teacher or an officer is to be filled up or an ex-cadre post of Professor or Reader is to be filled up, by personal promotion of a Reader or, as the case may be, of Lecturer, in accordance with and under this Act";

and

(f) in clause (xii) as so re-numbered, for the expression "performs the functions of the", the expression "is carrying on the functions of the office of the" shall be substituted.

6. *Amendment of section 3, Rajasthan Act 18 of 1974.*— in section 3 of the principal Act,—

(a) in sub-section (3), for the words "six months", the words "one year" and for the punctuation mark full-stop appearing at the end of the said sub-section, the punctuation mark colon shall be substituted;

(b) after sub-section (3) as so amended, the following proviso and explanation shall be inserted, namely :—

"Provided that no person who has been rejected by a selection committee constituted under sections 5 shall be appointed as a teacher or an officer by way of stop-gap arrangement under this sub-section.

*Explanation.*—The expression "appointed" in sub-section (1) shall mean a teacher or an officer in any University initially appointed as such teacher or officer or not appointed by way of promotion."

7. *Insertion of new section 4, Rajasthan Act 18 of 1974.*— After section 3 of the principal Act as so amended, the following new section shall be and shall be deemed always to have been inserted, namely :—

"4. *Appointment of officers on deputation.*— (1) Notwithstanding anything to the contrary contained in this Act or the relevant law, if the Vice-Chancellor of the University concerned is of the opinion that,—

(a) efficient and proper management of the administrative affairs of the University so requires; or

(b) for any good reason, the University is not able easily to fill up a vacancy in the post of Registrar in that University in accordance with the provisions contained and the procedure provided elsewhere in this Act and the relevant law; or

(c) a suitable person is not available for appointment to the post of Registrar in that University as a measure of stop-gap arrangement under sub-section (3) of section 3,

he may make a request in writing to the State Government to place the services of an officer of the State Government having administrative experience in the affairs of the State of at least five years, at the disposal of that University for appointing him to the post of Registrar of the University for a period not exceeding 3 years in the first instance and the State Government may, after considering such a request, place the service of such an officer of the State Government at the disposal of the University for such appointment and thereupon the authority competent in the University concerned to make appointment to the post of Registrar shall appoint such officer of the State Government as Registrar of that University for a period not exceeding the period as aforesaid.

(2) An appointment of an officer of the State Government as Registrar of any University shall for all purposes be valid and shall not be liable to be questioned on the ground that the appointment has been made in contravention of any other provision of this Act or of the relevant law whether such contravention relates to qualifications or experience laid down about eligibility for appointment to the post of Registrar in that University or to the procedure provided for selecting or appointing a person to such post in this Act or in such law or both.

(3) If a further request in writing of the nature referred to in sub-section (1) is made by the Vice-Chancellor of the University concerned, the term of deputation of the officer of the State Government appointed as Registrar of that University under the said sub-section may be agreed to by the State Government to be extended for a further period not exceeding one year.

(4) Notwithstanding anything to the contrary contained in the relevant law or elsewhere in this Act, the Finance Officer (by whatever name designated in a University) to be appointed as such in the University concerned shall be an officer of the State Government sent on deputation for that purpose to such University.

8. *Amendment of section 4, Rajasthan Act 18 of 1974.*— The existing section 4 of the principal Act shall be re-numbered as section 5 thereof and in section 5 as so re-numbered, in sub-section (2), the punctuation mark full-stop appearing at the end of the said sub-section shall be substituted by the punctuation mark colon and after sub-section (2) as so amended, the following proviso shall be inserted, namely :—

"Provided that the number for a Selection Committee nominated under clauses (ii), (iii) or (iv) of sub-section (1) shall continue to be the member of every Selection Committee even after the expiry of his term until a fresh nomination is made by the Chancellor or, as the case may be, by the State Government subject, however, that fresh nomination of such member for Selection Committee shall be made within a period not exceeding three months from the date of expiry of his term."

9. *Amendment of section 5, Rajasthan Act 18 of 1974.*— The existing section 5 of the principal Act shall be re-numbered as section 6 thereof and in section 6 as so re-numbered,—

(a) in sub-section (1), for the figure "4", the figure "5" and for the word "six", the word "five" shall be substituted; and

(b) after sub-section (3), the following new sub-section shall be inserted, namely :—

"(4) The Selection Committee, while making its recommendations to the Syndicate under sub-section (2), shall prepare list of candidates selected by it in order of merit and shall further prepare a reserve list in the same order and to the extent of 50% of the vacancies in the posts of teachers or officers for which the selection committee was constituted under sub-section (1) of section 5 and shall forward the main list and the reserve list alongwith its recommendations to the Syndicate."

10. *Re-numbering of sections 6, 7 and 8, Rajasthan Act 18 of 1974.*— The existing sections 6, 7 and 8 of the principal Act shall, respectively, be re-numbered as sections 7, 8 and 9 thereof.

11. *Insertion of new sections 10 and 11, Rajasthan Act 18 of 1974.*— After section 9 of the principal Act as so re-numbered, the following new sections shall be added, namely :—

"10. *Reservation of posts.*— Notwithstanding anything contained in the relevant law, as from the date of commencement of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1983, there shall be reserved by the University concerned, 16% posts for Scheduled Castes and 12% posts for Scheduled Tribes candidates for appointment to the posts of teachers and officers to be appointed in the University in pursuance of every selection made under this Act :

Provided that if, in any selection, persons belonging to such castes or such tribes are not appointed in such percentage as is provided for in this section, whether by reason of their not having applied for selection or by reason of their not having been selected, the number of posts by which such percentage falls short shall be carried forward upto a maximum period of three years.

11. *Personal promotion against ex-cadre posts.*— (1) Notwithstanding anything contained in the relevant law or in this Act, the State Government may in order to provide promotional opportunities to stagnant deserving teachers, create ex-cadre posts of Professors or Readers in each faculty of a University to the extent of one-third of eligible persons as on 1st January of each year, subject, however, to the condition that the total number of ex-cadre posts created of Readers or Professors shall at no point of time exceed one-third of the total number of posts of Lecturer or Reader, as the case may be, in any faculty at such time.

(2) A Lecturer or a Reader in a University shall be entitled to only one personal promotion under this section during his service in any of the Universities subject to his being eligible for such promotion under this section.

(3) When ex-cadre posts are created by the State Government in a faculty of a University, the distribution of such posts within the various departments of the University in a particular faculty would be made by a committee consisting of the Vice-Chancellor of the University concerned, Deans of faculties and the Education Secretary.



(4) The ex-cadre posts of Professors created in a year shall be filled in by personal promotion on the basis of merit alone from amongst Readers who,—

(a) have been regularly selected to the post of a Reader;

(b) have put in continuous twelve years service as Reader after regular selection as on 1st January of the year in which such promotion is to be considered; and

(c) possess the qualifications laid down in the relevant law of the University concerned for appointment to the post of Professor.

(5) The ex-cadre posts of Readers shall be filled in by personal promotion on the basis of seniority-cum-merit from amongst Lecturers who,—

(a) have been regularly selected on the post of the Lecturer;

(b) have put in continuous eighteen years service as Lecturer after regular selection as on 1st January of the year in which such personal promotion is to be considered; and

(c) possess the qualifications laid down in the relevant law of the University concerned for appointment to the post of Reader.

*Explanation.*— The expression "service" in sub-section (4) and sub-section (5) shall include service rendered as a Lecturer in any college established or run by the State Government after regular selection as such Lecturer.

(6) For the purpose of consideration for personal promotion to any of the category of ex-cadre posts referred to in sub-section (4) and sub-section (5), the Vice-Chancellor of the University concerned shall prepare separate eligibility lists of Lecturers and Readers who are eligible under this section to be considered for such promotion on ex-cadre posts of Professors or Readers allocated to a department of a faculty by the committee referred to in sub-section (3).

(7) For every selection of a Lecturer or a Reader in a University for personal promotion to an ex-cadre post in accordance with and under this section, there shall be constituted a committee consisting of members specified in column 2 of Second Schedule for the selection to the ex-cadre posts mentioned in column 1 thereof.

(8) The committee referred to in sub-section (7) shall consider the case of all eligible Lecturers and Readers for personal promotion to the ex-cadre posts of Reader or, as the case may be, of Professor of a department of a faculty of the University to which such post is allocated under this section and in doing so, shall take into account the service record, the Annual Performance Appraisal Reports (including Special Performance Appraisal Report), the academic work done, disciplinary proceedings initiated and penalties, if any, imposed on such Lecturers or, as the case may be, such Readers. The committee may also take personal interview of such eligible Lecturers and Readers to test their suitability. It shall prepare a list containing name of Lecturers and Readers found suitable for personal promotion to such ex-cadre posts in order of preference.

*Explanation* I. The expression "academic work" in this sub-section shall mean and include guidance of research work, publication of books and research papers in standard journals.

II. Adverse report in Annual Performance Appraisal Reports or penalties imposed in disciplinary proceedings pertaining to a period beyond five years from the year of selection shall not be considered by the committee.

(9) The committee shall send the list referred to in sub-section (8) with its recommendations to the Syndicate of the University concerned. If the Syndicate disapproves the recommendations of the Selection Committee, the Vice-Chancellor of the University concerned shall submit such list and recommendations alongwith reasons for disapproval given by the Syndicate to the Chancellor of the University concerned for his consideration and the decision of the Chancellor thereon shall be final.

(10) Personal promotion to an ex-cadre post shall be made by the authority competent to make appointment of Readers or, as the case may be, of Professors in the University concerned according to the approval to the Syndicate of the University concerned and in case of disapproval of the recommendations of the Selection Committee by the Syndicate, according to the decision of the Chancellor.

(11) The personal promotions granted against ex-cadre posts under this section shall be entirely personal to the teacher concerned and ex-cadre post to which such

personal promotion is granted shall cease to exist as soon as the teacher promoted to such a post ceases to hold that post permanently for any reason and on ceasing of such ex-cadre post, the original post from which such personal promotion was made of a teacher, shall revive.

(12) The inter-se seniority of Readers and Professors regularly appointed in a University under the relevant law or in pursuance of the selection made under section 5 and section 6 and of all those who are granted personal promotion to an ex-cadre, post after the date of commencement of the Rajasthan Universities' Teachers and Officers (Special Conditions of Service) (Amendment) Ordinance, 1983 shall be regulated by the date of their regular appointment or personal promotion to an ex-cadre post, as the case may be.

(13) The State Government may make rules for carrying out the purposes of this section."

12. *Re-numbering of sections 9, 10 and 11, Rajasthan Act 18 of 1974.*— The existing sections 9, 10, and 11 of the principal Act shall respectively be re-numbered as sections 12, 13 and 14 thereof.

13. *Amendment of re-numbered section 13, Rajasthan Act 18 of 1974.*— For section 13 of the principal Act as so re-numbered, the following section shall be substituted, namely : —

"13. *Power to make rules.*— The Syndicate of the University concerned may make rules for carrying out the provisions of this Act except the provisions contained in section 11."

14. *Amendment of the Schedule to Rajasthan Act 18 of 1974.*— In the Schedule to the principal Act,—

(a) for the word "SCHEDULE", the words "FIRST SCHEDULE" shall be substituted;

(b) for the expression "Three experts" appearing in column 2 against categories of Teachers specified at Serial Nos. 1 and 2 of column 1, the expression "Two experts" shall be substituted;

and

(c) in Explanation II, for the word "six", the word "twelve" shall be substituted.

15. *Insertion of Second Schedule to Rajasthan Act 18 of 1974.*— After the existing Schedule as so amended, the following new Schedule shall be added, namely : —

"SECOND SCHEDULE"

| 1 | 2 |
|---|---|
| 1. Professor | (i) Vice-Chancellor of the University concerned ... Chairman<br>(ii) One of the Professors in the department of the faculty concerned to be nominated by the Vice-Chancellor by rotation every year.<br>(iii) One subject expert to be taken from Rajasthan other than from the University concerned and nominated by the Vice-Chancellor from a panel of three experts to be prepared by the Academic Council of the University concerned.<br>(iv) Education Secretary, Government of Rajasthan or in his absence, the Director of College Education, Rajasthan. |
| 2. Reader | (i) Vice-Chancellor of the University concerned ... Chairman<br>(ii) One of the Professors in the department of the faculty concerned to be nominated by the Vice-Chancellor by rotation every year.<br>(iii) Education Secretary, Government of Rajasthan or in his absence, the Director of College Education, Rajasthan." |



## APPENDIX III to 'PART I : ACT'

## [THE] UNIVERSITY GRANTS COMMISSION ACT, 1956

*[ACT 3 OF 1956]*

An act to make provision for the co-ordination and determination of standards in Universities and for that purpose, to establish a University Grants Commission.

Be it enacted by Parliament in the Seventh Year of the Republic of India as followed :—

### CHAPTER I

### PRELIMINARY

1. *Short title and commencement.*— (1) This Act may be called THE UNIVERSITY GRANTS COMMISSION ACT, 1956.

(2) It shall come into force on such date† as the Central Government may, by notification in the Official Gazette, appoint.

2. *Definitions.*— In this Act, unless the context otherwise requires,—

(a) "Commission" means the University Grants Commission established under section 4;

(b) "executive authority", in relation to a University, means the chief executive authority of the University (by whatever name called) in which the general administration of the University is vested;

(c) "Fund" means the Fund of the University Grants Commission constituted under section 16;

(d) "member" means a member of the University Grants Commission and includes a Chairman ††[and Vice-Chairman];

(e) "prescribed" means prescribed by rules made under this Act;

(f) "University" means a University established or incorporated by or under a Central Act, a Provincial Act or a State Act, and includes any such institution as may, in consultation with the University concerned, be recognized by the Commission in accordance with the regulations made in this behalf under this Act.

3. *Application of Act to institution for higher studies other than Universities.*— The Central Government may, on the advice of the Commission, declare, by notification in the Official Gazette, that any institution for higher education, other than a University, shall be deemed to be a University for the purposes of this Act, and on such a declaration being made, all the provisions of this Act shall apply to such institution as if it were a University within the meaning of clause (f) of section 2.

### CHAPTER II

### ESTABLISHMENT OF THE COMMISSION

4. *Establishment of the Commission.*— (1) With effect from such date as the Central Government may, by notification in the Official Gazette, appoint, there shall be established a Commission by the name of the University Grants Commission.

(2) The said Commission shall be a body corporate having perpetual succession and a common seal, and shall by the said name sue and be sued.

‡[5. Composition of the Commission. (1) The Commission shall consist of—

(i) a Chairman,

(ii) a Vice-Chairman, and

(iii) ten other members,

to be appointed by the Central Government.

(2) The Chairman shall be chosen from among persons who are not officers of the Central Government or of any State Government.

—Amended by Act 33 of 1972, 59 of 1984.

—Extended by Act 26 of 1968.

† 5-11-1956 is the date appointed—See Gaz. of India, Pt. II, S. 3, P. 1882.

†† Inserted by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 2 (17-6-1972).

‡ Substituted for former S. 5 by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 3 (17-6-1972).

(3) Of the other members referred to in clause (ii) of sub-section (1) —

(a) two shall be chosen from among the officers of the Central Government, to represent that Government;

(b) not less than four shall be chosen from among persons who are, at the time when they are so chose, teachers of Universities; and

(c) the remainder shall be chosen from among persons —

(i) who have knowledge of, or experience in agriculture, commerce, forestry or industry;

(ii) who are members of the engineering, legal, medical or any other learned profession; or

(iii) who are Vice-Chancellors of Universities or who, not being teachers of Universities are; in the opinion of the Central Government, educationists of repute or have obtained high academic distinctions :

Provided that not less than one-half of the number chosen under this clause shall be from among persons who are not officers of the Central Government or of any State Government.

(4) The Vice-Chairman shall exercise such of the powers, and discharge such of the duties of the Chairman as may be prescribed.

(5) Every appointment under this section shall take effect from the date on which it is notified by the Central Government in the Official Gazette.]

6. *Terms and conditions of service of members.*— †(1) A person appointed as Chairman, Vice-Chairman or other member shall, unless he becomes disqualified for continuing as such under the rules that may be made under this Act,—

(a) in the case of Chairman, hold office for a term of five years; and

(b) in the case of Vice-Chairman or any other member, hold office for a term of three years :

Provided that —

(i) a person who has held office as Chairman or Vice-Chairman shall be eligible for further appointment as Chairman, Vice-Chairman or other member; and

(ii) a person who has held office as any other member shall be eligible for further appointment as Chairman, Vice-Chairman or other members :

Provided further that a person who has held office for two terms in any capacity, whether as Chairman, Vice-Chairman or other member, shall not be eligible for any further appointment as Chairman, Vice-Chairman or other member.]

(2) A member may resign his office by writing under his hand addressed to the Central Government, but he shall continue in office until his resignation is accepted by the Central Government.

‡[(3) If a casual vacancy occurs in the office of the Chairman, whether by reason of his death, resignation, or inability to discharge his functions owing to illness or other incapacity, the Vice-Chairman holding office as such for the time being shall, notwithstanding anything contained in sub-sec. (2) of section 5, act as the Chairman and shall, unless any other person is appointed earlier as the Chairman, hold the office of the Chairman for the remainder of the term of office of the person in whose place he is to so act :

Provided that where no Vice-Chairman is holding office at the time when the vacancy in the office of the Chairman occurs, the Central Government shall, notwithstanding anything contained in sub-section (2) of section 5, appoint any other member to act as the Chairman and the person so appointed shall not hold the office of the Chairman for a period exceeding six months.

(4) If a casual vacancy occurs in the office of the Vice-Chairman or any other member, whether by reason of his death, resignation or inability to discharge his functions owing to illness or other incapacity such vacancy shall be filled up by the Central Government by making a fresh appointment and the member so appointed shall hold office for a term of three years.

† Substituted for former sub-section (1) by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 4 (17-6-1972).

‡ Substituted for former sub-section (3) and (4) by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 4 (17 June 1972).



(5) The Office of the Chairman and the Vice-Chairman shall be wholetime and salaried and subject thereto, the terms and conditions of service of the Chairman, Vice-Chairman and other members shall be such as may be prescribed.]

7. *Meetings of the Commission.*— The Commission shall meet at such times and places and shall observe such rules of procedure in regard to the transaction of business at its meetings as may be provided by regulations made under this Act.

8. *Vacancies amongst members or defect in constitution not to invalidate acts or proceedings of the Commission.*— No act or proceedings of the Commission shall be deemed to be invalid by reason merely of any vacancy in, or any defect in the constitution of the Commission.

9. *Temporary association of persons with the Commission for particular purposes.*— (1) The Commission may associate with itself, in such manner and for such purposes as may be determined by regulations made under this Act, any person whose assistance or advice it may desire in carrying out any of the provisions of this Act.

(2) A person associated with it by the Commssion under sub-section (1) for any purpose shall have a right to take part in the discussions relevant to that purpose, but shall not have a right to vote at a meeting of the Commission, and shall not be a member for any other purpose.

10. *Staff of the Commission.*— Subject to such rules as may be made by the Central Government in this behalf, the Commission may appoint a Secretary and such other employees as it may think necessary for the efficient performance of its functions under this Act and the terms and conditions of service of the employees shall be such as may be determined by the Commission.

11. *Authentication of orders and other instruments of the Commission.*— All orders and decisions of the commission shall be authenticated by the signature of the Chairman or any other member authorized by the Commission in this behalf and all other instruments issued by the Commission shall be authenticated by the signature of the Secretary or any other officer of the Commission authorized in like manner in this behalf.

## CHAPTER III

## POWERS AND FUNCTIONS OF THE COMMISSION

12. *Functions of the Commission.*— It shall be the general duty of the Commission to take, in consultation with the Universities or other bodies concerned, all such steps as it may think fit for the promotion and co-ordination of University education and for the determination and maintenance of standards of teaching, examination and research in Universities, and for the purpose of performing its functions under this Act, the Commission may—

(a) inquire into the financial needs of Universities;

(b) allocate and disburse, out of the Fund of the Commission, grants to Universities established or incorporated by or under a Central Act for the maintenance and development of such Universities or for any other general or specified purpose;

(c) allocate and disburse, out of the Fund of the Commission, such grants to other Universities as it may deem [1][necessary or appropriate for the development of such Universities or for the maintenance, or development, or both, of any specified activities of such Universities] or for any other general or specified purpose :

Provided that in making any grant to any such University, the Commission shall give due consideration to the development of the University concerned, its financial needs, the standards attained by it and the national purpose which it may serve;

[2][(cc) allocate and disburse, out of the Fund of the Commission, such grants to institutions deemed to be Universities in pursuance of declaration made by the Central Government under section 3, as it may deem necessary, for one or more of the following purposes, namely :—

(i) for maintenance in special case,

[1] Substituted for "necessary for the development of such Universities" by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 5 (17-6-1972).

(ii) for development,

(iii) for any other general or specified purpose;]

[1][(ccc) establish, in accordance with the regulations made under this Act, institutions for providing common facilities, services and programmes for a group of universities or for the universities in general and maintain such institutions or provide for their maintenance by allocating and disbursing out of the Fund of the Commission such grants as the Commission may deem necessary;]

(d) recommend to any University the measures necessary for the improvement of University education and advise the University upon the action to taken for the purpose of implementing such recommendation;

(e) advise the Central Government or any State Government on the allocation of any grants to Universities for any general or specified purpose out of the Consolidated Fund of India or the Consolidated Fund of the State, as the case may be;

(f) advise any authority, if such advice is asked for, on the establishment of a new University or on proposals connected with the expansion of the activities of any University;

(g) advise the Central Government or any State Government or University on any question which may be referred to the Commission by the Central Government or the State Government or the University, as the case may be;

(h) collect information on all such matters related to University education in India and other countries as it thinks fit and make the same available to any University;

(i) require a University to furnish it with such information as may be needed relating to the financial position of the University or the studies in the various branches of learning undertaken in that University, together with all the rules and regulations relating to the standards of teaching and examination in that University respecting each of such branches of learning;

(j) perform such other functions as may be prescribed or as may be deemed necessary by the Commission for advancing the cause of higher education in India or as may be incidental or conductive to the discharge of the above functions.

†[12A. *Regulation of fees and prohibition of donations in certain cases.*—

(1) In this section,—

(a) "affiliated", together with its grammatical variations, includes in relation to a college, recognition of such college by, association of such college with, and admission of such college to the privileges of, a university;

(b) "college" means any institutions, whether known as such or by any other name which provides for a course of study for obtaining any qualification from a university and which, in accordance with the rules and regulations of such university, is recognized as competent to provide for such course of study and present students undergoing such course of study for the examination for the award of such qualification;

(c) "prosecution", in relation to a course of study, includes promotion from one part or stage of the course of study to another part of stage of the course of study;

(d) "qualification" means a degree or any other qualification awarded by a university;

(e) "regulations" means regulations made under this Act;

(f) "specified course of study" means a course of study in respect of which regulations of the nature mentioned in sub-section (2) have been made;

(g) "student" includes a person seeking admission as a student;

[1] Inserted, ibid, 1984 (59 of 1984), S. 2 (1-10-1984).

† Section 12A renumbered as S. 12-B, and S. 12-A inserted by the University Grants Commission (Amendment) Act, 1984 (59 of 1984), S. 3 (1-10-1984).



(h) "university" means a university or institution referred to in sub-sec. (1) of section 22.

(2) Without prejudice to the generally of the provisions of section 12 if, having regard to —

(a) the nature of any course of study for obtaining any qualification from any university;

(b) the types of activities in which persons obtaining such qualification are likely to be engaged on the basis of such qualification;

(c) the minimum standards which a person possessing such qualification should be able to maintain in his work relating to such activities and the consequent need for ensuring, so far as may be, that no candidate secures admission to such course of study by reason of economic power and thereby prevents a more meritorious candidate from securing admission to such course of study; and

(d) all other relevant factors,

the Commission is satisfied that it is necessary so to do in the public interest, it may, after consultation with the university or universities concerned, specify by regulations the matters in respect of which fees may be charged, and the scale of fees in accordance with which fees shall be charged in respect of those matters on and from such date as may be specified in the regulations in this behalf, by any college providing for such course of study from, or in relation to, any student in connection with his admission to, and prosecution of, such course of study :

Provided that different matters and different scales of fees may be so specified in relation to different universities or different classes of colleges or different areas.

(3) Where regulations of the nature referred to in sub-section (2) have been made in relation to any course of study, no college providing for such course of study shall —

(a) levy or charge fees in respect of any matter other than a matter specified in such regulations;

(b) levy or charge any fees in excess of the scale of fees specified in such regulations; or

(c) accept, either directly or indirectly, any payment (otherwise than by way of fees) or any donation or gift (whether in cash or kind),

from, or in relation to any student in connection with his admission to, and prosecution of, such course of study.

(4) If, after making, in relation to a college providing for a specified course of study, an inquiry in the manner provided by regulations, and after giving such college a reasonable opportunity of being heard, the Commission is satisfied that such college has contravened the provisions of sub-section (3), the Commission may, with the previous approval of the Central Government, pass an order prohibiting such college from presenting any students then undergoing such course of study therein to any university for the award of the qualification concerned.

(5) The Commission shall forward a copy of the order made by it under sub-section (4) to the university concerned, and on and from the date of receipt by the university of a copy of such order, the affiliation of such college to such university shall, in so far as it relates to the course of study specified in such order, stand terminated and on and from the date of termination of such affiliation and for a period of three years thereafter affiliation shall not be granted to such college in relation to such or similar course of study by that or any other university.

(6) On the termination of the affiliation of any college under sub-section (5), the Commission shall take all such steps as it may consider appropriate for safeguarding the interests of the students concerned.

(7) The provisions of this section and the regulations made for the purposes of this section shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force.]

[1][[2]12B]. *Prohibition regarding giving of any grant to a University not declared by the Commission fit to receive such grant.*— No grant shall be given by the Central Government, the Commission, or any other organization receiving any funds from the Central Government, to a University which is established after the commencement of the University Grants Commission (Amendment) Act, 1972, unless the Commission has, after satisfying itself as to such matters as may be prescribed, declared such University to be fit for receiving such grant.]

13. *Inspection.*— (1) For the purpose of ascertaining the financial needs of a University or its standards of teaching, examination and research, the Commission may, after consultation with the University, cause an inspection of any department or departments thereof to be made in such manner as may be prescribed and by such person or persons as it may direct.

(2) The Commission shall communicate to the University the date on which any inspection under sub-sec. (1) is to be made and the University shall be entitled to be associated with the inspection in such manner as may be prescribed.

(3) The commission shall communicate to the University its views in regard to the results of any such inspection and may, after ascertaining the opinion of the University, recommend to the University the action to be taken as a result of such inspection.

(4) All communications to a University under this section shall be made to the executive authority thereof and the executive authority of the University shall report to the Commission the action, if any, which is proposed to be taken for the purpose of implementing any such recommendation as is referred to in sub-sec. (3).

14. *Consequences of failure of Universities to comply with recommendations of the Commission.*— If any University [3][grants affiliation in respect of any course of study to any college referred to in sub-section (5) of section 12A in contravention of the provisions of that sub-section or] fails within a reasonable time to comply with any recommendation made by the Commission under S. 12 or S. 13. [4][or contravenes the provisions of any rule made under clause (f) or clause (g) of sub-sec. (2) of S. 25, or of any regulation made under clause (e) or (f) or clause (g) of section 26,] the Commission, after taking into consideration the cause, if any, shown by the University [5][or such failure or contravention,] may withhold from the University the grants proposed to be made out of the Fund of the Commission.

15. *Payment of the Commission.*— The Central Government may, after due appropriation made by Parliament by law in this behalf, pay to the Commission in each financial year such sums as may be considered necessary for the performance of the functions of the Commission under this Act.

16. *Fund of the Commission.*— (1) The Commission shall have its own Fund and all sum which may, from time to time, be paid to it by the Central Government and all the receipts of the Commission (including any sum which any State Government or any other authority or person may hand over to the Commission) shall be carried to the Fund and all payments by the Commission shall be made therefrom.

(2) All moneys belonging to the Fund shall be deposited in such banks or invested in such manner as may, subject to the approval to the Central Government be decided by the Commission.

(3) The Commission may spend such sums as it thinks fit for performing its functions under this Act, and such sums shall be treated as expenditure payable out of the Fund of the Commission.

[1] Inserted by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 6 (17-6-1972).
[2] Section 12-A renumbered as S. 12-B by the University Grants Commission (Amendment) Act, 1984 (59 of 1984), S. 3 (1-10-1984).
[3] Inserted by the University Grants Commission (Amendment) Act, 1972 (33 of 1972), S. 7 (17-6-1972).
[4] Substituted for "for its failure to comply with such recommendation", ibid.
[5] Inserted, ibid, 1984 (59 of 1984), S. 4 (1-10-1984).



17. *Budget.*— The Commission shall prepare, in such form and at such time each year as may be prescribed a budget in respect of the financial year next ensuing showing the estimated receipts and expenditure, and copies thereof shall be forwarded to the Central Government.

18. *Annual report.*— The Commission shall prepare once every year, in such form and at such time as may be prescribed, as annual report giving a true and full account of its activity during the previous year; and copies thereof shall be forwarded to the Central Government and the Government shall cause the same to be laid before both Houses of Parliament.

19. *Account and audit.*— (1) The Commission shall cause to be maintained such books of account and other books in relation to its account in such form and in such manner as may, in consultation with the Comptroller and Auditor-General of India, be prescribed.

(2) The Commission shall, as soon as may be after closing its annual accounts, prepare a statement of accounts in such form, and forward the same to the Comptroller and Auditor-General by such date, as the Central Government may in consultation with the Comptroller and Auditor-General, determine.

(3) The accounts of the Commission shall be audited by the Comptroller and Auditor-General at such times and in such manner as he thinks fit.

(4) The annual accounts of the Commission together with the audit report thereon shall be forwarded to the Central Government and the Government shall cause the same to be laid before both Houses of Parliament and shall also forward a copy of the audit report to the Commission for taking suitable action on the matters arising out of the audit report.

## CHAPTER IV

## MISCELLANEOUS

20. *Directions by the Central Government.*— (1) In the discharge of its functions under this Act, the Commission shall be guided by such directions on questions of policy relating to national purposes as may be given to it by the Central Government.

(2) If any dispute arises between the Central Government and the Commission as to whether a question is or is not a question of policy relating to national purpose, the decision of the Central Government shall be final.

21. *Returns and Information.*— The Commission shall furnish to the Central Government such returns or other information, with respect to its property or activities as the Central Government may, from time to time, require.

22. *Right to confer degrees.*— (1) The right of conferring or granting degree shall be exercised only by a University established or incorporated by or under a Central Act, a Provincial Act or a State Act or an institution deemed to be a University under section 3 or an institutions specially empowered by an Act of Parliament to confer or grant degrees.

(2) Save as provided in sub-section (1), no person or authority shall confer, or grant, or hold himself or itself out as entitled to confer or grant, any degree.

(3) For the purpose of this section, "degree" means any such degree as may, with the previous approval of the Central Government, be specified in this behalf by the Commission by notification in the Official Gazette.

23. *Prohibition of the use of the word "University" in certain cases.*— No institution, whether a corporate body or not, other than a University established or incorporated by or under a Central Act, a Provincial Act or a State Act shall be entitled to have the word "University" associated with its name in any manner whatsoever :

Provided that nothing in this section shall, for a period of two years from the commencement of this Act, apply to an institution which immediately before such commencement, had the word "University" associated with its name.

24. *Penalties.*— Whoever contravenes the provisions of section 22 or section 23 shall be punishable with fine which may extend to one thousand rupees, and if the person contravening is an association or other body of individuals, every member of such association or other body who knowingly or wilfully authorizes or permits the contravention shall punishable with fine which may extend to one thousand rupees.

25. *Power to make rules.*— (1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters namely :—

(a) the procedure for the retirement of members under section 6;

(b) the disqualifications for continuing as a member of the Commission;

(c) the terms and conditions of service of members of the Commission;

(d) the terms and conditions of service of employees appointed by the Commission;

(e) the additional functions which may be performed by the Commission under clause (j) of section 12;

(f) the returns and information which are to be furnished by Universities in respect of their financial position or standards of teaching and examination maintained therein;

(g) the inspection of Universities;

(h) the form and manner in which the budget and reports are to be prepared by the Commission;

(i) the manner in which the accounts of the Commission are to be maintained;

(j) the form and manner in which returns or other information are to be furnished by the Commission to the Central Government;

(k) any other matter which has to be, or may be, prescribed.

[1][(3) The power to make rules conferred by this section shall include the power to give retrospective effect from a date not earlier than the date of commencement of this Act, to the rules or any of them but no retrospective effect shall be given to any rule so as to prejudicially affect the interests of any person to whom such rule may be applicable.]

26. *Power to make regulations.*— (1) The Commission [2][may, by notification in the Official Gazette, make regulations] consistent with this Act and the rules made thereunder,—

(a) regulating the meetings of the Commission and the procedure for conducting business threat;

(b) regulating the manner in which and the purposes for which persons may be associated with the commission under section 9;

(c) specifying the terms and conditions of service of the employees appointed by the Commission;

(d) specifying the institutions or class of institutions which may be recognized by the Commission under clause (f) of section 2;

(e) defining the qualifications that should ordinarily be required of any person to be appointed to the teaching staff of the University having regard to the branch of education in which he is expected to give instructions;

(f) defining the minimum standards of instruction for the grant of any degree by any University;

(g) regulating the maintenance of standards and the co-ordination of work or facilities in Universities;

[3][(h) regulating the establishment of institution referred to in clause (ccc) of section 12 and other matters relating to such institutions ;

(i) specifying the matters in respect of which fees may be charged and scales of fees in accordance with which fees may be charged by a college under sub-section (2) of section 12A;

(j) specifying the manner in which an inquiry may be conducted under sub-section (4) of section 12A].

(2) No regulation shall be made under clause (a) or clause (b) or clause (c) or clause (d) [1][or clause (h) or clause (i) or clause (j)][1] of sub-section (1) except with the previous approval of the Central Government.

[1] Substituted by the University Grants Commission (Amendment) Act, 1984 (59 of 1984), S. 5 (1-10-1984).

[2] Substituted for the words "may make regulations" by the University Grants Commission (Amendment) Act, 1984 (59 of 1984), S. 6 (1-10-1984).

[3] Inserted, ibid.



[1][(3) The power to make regulations conferred by this section (except clause (i) and clause (j) of sub section (1) shall include the power to give retrospective effect from a date not earlier than the date of commencement of this Act, to the regulations or any of them but no retrospective effect shall be given to any regulation so as to prejudicially affect the interests of any person to whom such regulation may be applicable.]

[2][27. *Power to delegate.*— The Commission may, [3][by regulations made by notification in the Official Gazette][3] under this Act, delegate to its Chairman, Vice-Chairman or any of its officers, its power of general superintendence and direction over the business transacted by, or in, the Commission, including the powers with regard to the expenditure incurred in connection with the maintenance of the office and internal administration of the Commission.

(2) No regulation shall be made under this section except with the previous approval of the Central Government.][4]

[5][28. *Laying of rules and regulations before Parliament.*— Every rule and every regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session, or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation or both Houses agree that the rule or regulation should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.][6]

[1] Inserted by the University Grants Commission (Amendment) Act, 1984 (59 of 1984), S. 6 (1-10-1984).

LAW (LEGISLATIVE) DEPARTMENT

(Group II)

NOTIFICATION

Jaipur, November 11, 1992

No. F. 2(39) Vidhai/2/92—In pursuance of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorize the publication in the Rajasthan Gazette of the following translation in the English language of the Rajasthan Sarvajanik Pareeksha (Anuchit Sadhanon ki Roktham) Adhiniyam, 1992 (Adhiniyam Sankhya 27 of 1992) :

THE RAJASTHAN PUBLIC EXAMINATION

(PREVENTION OF UNFAIRMEANS) ACT, 1992)

(Act No. 27 of 1992)

( Received the assent of the Governor on the 8th day of November, 1992. )

AN

ACT

*to prevent the leakage of question papers and use of unfairmeans at public examinations and to provide for matters connected therewith and incidental thereto.*

Be it enacted by the Rajasthan State Legislature in the Forty-third Year of the Republic of India as follows :

1. Short title, extent and commencement—(1) This Act may be called the Rajasthan Public Examination (Prevention of Unfairmeans) Act, 1992.

(2) It shall extend to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Definitions—In this Act,—

(a) "examination centre" means any place fixed for holding public examination and includes the entire premises attached thereto;

(b) "public examination" means any of the examination specified in the schedule;

(c) "unfairmeans" in relation to an examination while answering question in a public examination, means the unauthorised help from any person, or from any material written, recorded or printed, in any form whatsoever or the use of any unauthorised telephonic, wireless or electronic or other instrument or gadget; and

(d) the words and expressions used herein and not defined, but defined, in the Indian Penal Code (45 of 1860), have the meanings respectively assigned to them in that code.

3. Prohibition of use of unfairmeans... No person shall use unfairmeans at any public examination.

4. Unauthorised possession or disclosure of question paper.... No person who is not lawfully authorized or permitted by virtue of his duties so to do shall before the time fixed for distribution of question papers to examinees at a public examination :

(a) Procure or attempt to procure or possess, such question paper on any portion or copy thereof; or

(b) impart or offer to impart, information which he knows or has reason to believe to be related to, or derived from or to have a bearing upon such question paper.

5. Prevention of leakage by person entrusted with examination work. No person who is entrusted with any work pertaining to public examination shall, except where he is permitted by virtue of his duties so to do, directly, or indirectly divulge or cause to be divulged or make known to any other person any information or part thereof which has come to his knowledge by virtue of the work being so entrusted to him.

6. Penalty. Whoever contravenes or attempts to contravene or abets the contravention of the provisions of section 3 or section 4 or



punished with imprisonment for a term which may extend to three years or with fine which may extent to two thousand rupees or with both.

7. Penalty for offence with preparation to cause hurt. Whoever commits an offence punishable under section 6 having made preparation for, causing death or any person or causing hurt to any person or assaulting any person or for wrongfully restraining any person or for putting any person in fear of death or hurt or assault or wrongful restraint shall be punished with imprisonment for a term which may extend to three years and shall also be liable to fine which may extend to five thousand rupees.

8. Power to amend Schedule. The State Government may, by notification in the Official Gazette, include in the Schedule any other public examination in respect of which it considers necessary to apply the provisions of this Act and upon the publication in the Official Gazette the Schedule shall be deemed to have been amended accordingly.

THE SCHEDULE

( Section 2)

1. Any examination conducted by the Board of Secondary Education for Rajasthan under the Rajasthan Secondary Examination Act, 1957 (Act No. 42 of 1957).

2. Any examination conducted by any University established by law in India.

3. Any examination conducted by the Rajasthan Public Service Commission or Union Public Service Commission.

LAW (LEGISLATIVE DRAFTING) DEPARTMENT

(Group II)

NOTIFICATION

Jaipur, February 11, 1993

No. F. 4 (10) Vidhai/88—The following Act of the Rajasthan State Legislature received the assent of the President on the 9th day of January, 1993 and is hereby published for general information :

THE INDIAN PENAL CODE (RAJASTHAN AMENDMENT) ACT, 1991

(Act No. 4 of 1993)

(Received the assent of the President on the 9th day of January, 1993.)

AN

ACT

*Further to amend the Indian Penal Code, 1860 in its application to the State of Rajasthan.*

Be it enacted by the Rajasthan State Legislature in the Forty-third Year of the Republic of India as follows :

1. Short title, extent and commencement—(1) This Act may be called the Indian Penal Code (Rajasthan Amendment) Act, 1991.

(2) It shall extend to the whole of the State of Rajasthan.

(3) It shall come into force at once.

2. Amendment of section 21, Central Act 45 of 1860 — In section 21 of the Indian Penal Code, 1860 (Central Act 43 of 1860), in its application to the State of Rajasthan, after clause twelfth, the following new clause shall be added, namely;

"Thirteenth— Every person employed or engaged by any public body in the conduct and supervision of any examination recognized or approved under any law.

Explanation— The expression, 'Public Body' includes —

(a) a University, Board of Education or other body, either established by or under a Central or State Act or under the provisions of the Constitution of India or constituted by the Government, and

(b) a local authority."

*[First Published in the Rajasthan Gazette, Extraordinary Part IV (A), Dated March 3, 1992.]

LAW (LEGISLATIVE DRAFTING) DEPARTMENT

(Group 2)

NOTIFICATION

Jaipur, March 3, 1992

*No. F.2 (13) Vidhi/84.*—The following Act of the Rajasthan State Legislature received the Assent of the President on the 12th day of February, 1992 and is hereby published for general information :—

# *THE JODHPUR UNIVERSITY (CHANGE OF NAME AND AMENDMENT) ACT, 1984*

*(Act No. 1 of 1992)*

*[Received the assent of the President on the 12th day of February, 1992]*

AN

ACT

*To change the name of the University of Jodhpur and to amend further the Jodhpur University Act, 1962.*

Be it enacted by the Rajasthan State Legislature in the Thirty-fifth Year of the Republic of India, as follows :—

1. *Short title and commencement.*— (1) This Act may be cited as the Jodhpur University (Change of name and Amendment) Act, 1984.

(2) It shall come into force at once.

2. *Change of name of the University of Jodhpur.*— (1) The name of the University of Jodhpur constituted and incorporated by the Jodhpur University Act, 1962 (Rajasthan Act 17 of 1962),hereinafter referred to as the principal Act, shall, as from the commencement of this Act, be the Jai Narain Vyas University, Jodhpur.

(2) Any reference to the University of Jodhpur in any law for the time being in force or in any indenture, instrument or other documents shall be read and construed as a reference to that University under its name as altered by this Act.

(3) Nothing in this Act shall affect the continuity of the corporate status of the said University.

3. *Citation of the principal Act.*— The principal Act shall be cited as the Jai Narain Vyas University Act, 1962.

4. *Amendment of section 1, Rajasthan Act 17 of 1962.*— In sub-section (1) of section 1 of the principal Act, for the word "Jodhpur", the words "Jai Narain Vyas" shall be substituted.

5. *Amendment of section 2, Rajasthan Act 17 of 1962.*— In section 2 of the principal Act,—

*(a)* for clause *(a)*, the following clause shall be substituted, namely :—

"(a) "College" means a constituent or an affiliated college of the University enumerated in or under sub-section (1) of section 5 and shall include a college admitted to the privileges of the University in accordance with or under this Act;";

*(b)* after clause *(a)*, the following clauses shall be inserted, namely :—

"(aa) "Director" means the Head of a constituent college and includes, where there is no Director, the person for the time being appointed to act as Director;

(aaa) "Faculty" means a Faculty of the University";



*(c)* in clause *(c)*, between the word "University", and the punctuation mark and the word "provided", the words "or college" shall be inserted;

*(d)* in clause *(d)*, between the words "head of a college", and "and includes", the words "other than a constituent college" shall be inserted; and

*(e)* in clause *(g)*, for the words "University of", the expression "Jai Narain Vyas University", shall be substituted.

6. *Amendment of section 3, Rajasthan Act 17 of 1962.*— For sub-section (1) of section 3 of the principal Act, the following sub-section shall be substituted, namely :—

"(1) The Chancellor and the existing Vice-Chancellor of the University of Jodhpur and the existing members of the Senate, Syndicate and Academic Council of the University and all persons who may hereafter become such officers or members of the aforesaid bodies of the University shall, so long as they continue to be such officers or members, constitute a body corporate by the name of Jai Narain Vyas University, Jodhpur."

7. *Amendment of section 4, Rajasthan Act 17 of 1962.*— In section 4 of the principal Act,—

*(a)* in clause (7), after the words "the University", the words "and its constituent colleges' shall be inserted;

*(b)* for clause (9) the following clause shall be substituted, namely :—

"(9) to maintain and manage hostels or halls, to admit to all or any of its privileges colleges, other than constituent or affiliated colleges enumerated in or under sub-section (1) of section 5, and to withdraw all or any of those privileges and to recognize hostels or halls not maintained by the University and to withdraw any such recognition"; and

*(c)* in clause (11), after the words "of the University", the words "and its constituent colleges" shall be inserted.

8. *Amendment of section 5, Rajasthan Act 17 of 1962.*— For section 5, the following section shall be substituted, namely :—

"5. *The colleges and jurisdiction of the University.*— (1) The University shall have the following constituent and affiliated colleges :—

I. *Constituent Colleges*—

(a) Kamla Nehru College for Women; and

(b) Institute of Evening Studies

II. *Affiliated colleges*—

*(a)* Lachoo Memorial College of Science, Jodhpur;

*(b)* Mahesh Teachers' Training College, Jodhpur; and

*(c)* Onkarmal Somani College of Commerce, Jodhpur.

Provided that the State Government may, in consultation with the University, by notification published in the Official Gazette, enumerate such other college as it deems fit to be constituent or affiliated college of the University.

(2) The jurisdiction of the University shall extend to and the powers conferred by or under this Act shall be exercisable by it in the University Departments, its constituent and affiliated colleges and colleges which may be admitted by it to the privileges of the University in accordance with or under this Act.

(3) The State Government may, by order in writing :—

*(a)* require any college to terminate, with effect from such date as may be specified in the order, its association with, or its admission to the privileges of, any other University incorporated by law to such extent as may be considered necessary and proper, or

*(b)* exclude, to such extent as may be considered necessary and proper, from admission to the privileges of the University any college specified in the order which, in the opinion of the State Government, is required to be associated with or admitted to the privileges of, any other University :

Provided that no order made under this sub-section,—

*(a)* shall be made otherwise than with the concurrence of the Chancellor of the University, or

(b) shall be made so as to take effect during the middle of an academic session".

9. *Amendment of section 11, Rajasthan Act 17 of 1962.*— In section 11 of the Principal Act.—

(a) in sub-section (1),—

(i) in between the words "by the Chancellor" and the words "upon the recommendation", the expression 'on the advice of the State Government' shall be inserted;

(ii) The punctuation mark colon appearing after the words "Chairman of the Committee" shall be substituted by the punctuation mark full-stop and the existing proviso shall be omitted;

(b) the punctuation mark colon appearing after the words "his appointment" in sub-section (2) shall be substituted by the punctuation mark full-stop and the existing proviso to sub-section (2) shall be omitted; and

(c) for sub-section (6) and (7), the following sub-section shall be substituted, namely :—

"(6) When a permanent vacancy in the office of the Vice-Chancellor occurs by reason of his death, resignation, removal or the expiry of his term of office, it shall be filled by the Chancellor in accordance with sub-section (1) and for so long as it not so filled, stop-gap arrangement shall be made by him under and in accordance with sub-section (7).

(7) When a temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, suspension or otherwise or when a stop-gap arrangement is necessary under sub-section (6), the Registrar shall forthwith report the matter to the Chancellor who shall make, on the advice of the State Government, such arrangement for the carrying on the functions of the office of the Vice-Chancellor as he deems fit."

10. *Amendment of section 12, Rajasthan Act 17 of 1962.*— In section 12 of the principal Act,—

(a) After sub-section (7), the following new sub-section shall be added, namely :—

"(8) Without prejudice to the powers of the Chancellor under sub-section (2) of section 10, the Vice-Chancellor shall have, for good and sufficient cause, power to make an enquiry himself or to cause it to be made, by such officer or officers of the University as her may direct, against a teacher,"; and

(b) sub-section (8) shall be re-numbered as sub-section (2) thereof.

11. *Amendment of section 13, Rajasthan Act 17 of 1962.*— The punctuation mark colon appearing after the word "Ordinances" in section 13 of the principal Act shall be substituted by the punctuation mark full-stop and the existing proviso to the said section shall be omitted.

12. *Amendment of section 14, Rajasthan Act 17 of 1962.*— In Section 14 of the principal Act,—

(a) the brackets and figure "(1)" appearing immediately after the marginal heading shall be omitted; and

(b) sub-section (2) shall be omitted.

13. *Amendment of section 15, Rajasthan Act 17 of 1962.*— In Section 15 of the principal Act,—

(a) for clause *(xvi)* of sub-division I of sub-section (2), the following clause shall be substituted, namely :—

"*(xvi)* One Principal or Head of constituent or affiliated colleges or institutions elected by the Principals and Heads of such colleges or institutions from amongst themselves,";

(b) for clause *(xxiii)* of sub-division III of the said sub-section, the following clause shall be substituted, namely :—



"*(xxiii)* two persons, not being in the service of the University or college or connected with the management of an affiliated college or a recognized hall or hostel, elected by the registered graduates of the University from amongst themselves,";

(c) for clause *(xxiv)* of sub-division III of the said sub-section, the following clause shall be substituted, namely :—

"*(xxiv)* eight teachers, other than the Heads of University Departments and Principals or Heads of constituent and affiliated colleges of the University (by whatever name designated) elected by the teachers from amongst themselves,";

(d) in clause *(xxviii)* of sub-division III of the said sub-section,—

(i) sub-clause *(a) (1)* shall be substituted by the following, namely :—

"*(1)* two students of the University departments or its constituent and affiliated colleges shall be elected by the Presidents of the Students' Unions of University Departments and of such colleges of the University and ten representatives including the President of the Central Students Union, elected by the Executive of the Central Students Union, and";

(ii) in sub-clause *(b)*, for the bracket, letter and words "(b) a person other than", the following shall be substituted, namely :—

"Provided that —

*(a)* a person other than";

(iii) for sub-clause *(bb)* and sub-clause *(c)* and the explanation thereunder, the following shall be substituted, namely :—

"*(b)* he shall automatically cease to be a member of the Senate on his ceasing to be a student or registered scholar, which entitles him to be elected as such.

*Explanation.*— The election of the person under clause *(xxiv)* and *(xxviii)* shall be held in accordance with the system of proportional representation by means of the single transferable vote and the voting at such election shall be by secret ballot,";

(e) after clause *(xxviii)* of sub-division III as so amended, the following new clause shall be added, namely :—

"*(xxix)* President and Senior Vice-President of the Central Students' Union shall be ex-officio other members"; and

(f) for sub-section (4), the following sub-section shall be substituted, namely :—

"(4) Members of the Senate, other than ex-officio members, life members and other members elected under clause (xxii), (xxiv) and (xxviii) or nominated under clauses (xxv) and (xvi) of sub-division III of sub-section (2), shall hold office for a period of five years but the members who have been elected or nominated under the provisions of the Statutes and are continuing as such shall remain as such members for their remaining term as if they are elected or nominated under the provisions of this section. The other members elected under clause (xxii) and clause (xxiv) shall hold office for a period of three years, those elected under clause (xxviii) for the current academic session in which they are elected while those nominated under clause (xxv) and clause (xxvi) for a period of one year."

14. *Amendment of section 16, Rajasthan Act 17 of 1962.*— In section 16 of the principal Act,—

(1) in sub-section (1),—

(a) clause *(ii)* shall be substituted by the following, namely :—

"*(ii)* two persons nominated by the Vice-Chancellor from amongst the Deans of faculties or Directors of constituent colleges or Principals of affiliated colleges;"

(b) for clause *(vii)*, the following clause shall be substituted, namely :—

"*(vii)* two teachers who have put in not less than seven years teaching experience in an institution of higher education in Rajasthan as on 1st January immediately preceding the years in which

elections are held, other than University Professors, Deans, Principals, Heads of affiliated colleges and Directors of constituent colleges of the University, to be elected by the teachers of the University and of its constituent and affiliated colleges from amongst themselves;"; and

(c) in clause *(ix)*, for the expression "sub-clause *(bb)* of clause *(xxviii)*,"the expression "clause *(xxix)*" shall be substituted; and

(2) for sub-section (2), the following sub-section shall be substituted, namely :—

"(2) The elected members nominated under clauses (iv), (vi) and (viii) shall hold office for a period of three years and members nominated under clause (ii) and (iii) for a period of one year from the date of election or nomination, as the case may be."

15. *Amendment of section 21, Rajasthan Act 17 of 1962.*— In section 21 of the principal Act,—

(a) after clause *(j)*, the following clauses shall be inserted, namely, —

"*(k)* the appointments, powers and duties of the Directors of constituent colleges;

*(l)* the conditions under which colleges and institutes may be affiliated to the University and the withdrawal of such affiliation, including the laying down minimum standard of admission to the concerned colleges and institutions;"; and

(b) the existing clause *(k)* shall be re-numbered as clause *(m)* thereof.

16. *Amendment of section 22, Rajasthan Act 17 of 1962.*— The existing sub-section (1) of section 22 of the principal Act shall be omitted, the existing sub-sections (2), (3), (4), (5) and (6) shall be re-numbered as sub-sections (1), (2), (3), (4) and (5) respectively thereof and for the expression "sub-section (3)" in sub-section (3) as so re-numbered, the expression "sub-section (2)" shall be substituted.

17. *Amendment of section 24, Rajasthan Act 17 of 1962.*— In sub-section (1) of section 24 of the principal Act, the words "after considering the views of the Senate" shall be omitted.

18. *Insertion of new section 39, Rajasthan Act 17 of 1962.*— After section 38 of the principal Act, the following new section shall be inserted, namely :—

"39. Transitory provisions. On the date of commencement of the Jodhpur University (Change of Name and Amendment) Act, 1984, —

(a) any person holding office as Vice-Chancellor of the University shall, on such commencement, be the Vice-Chancellor of the University so re-constituted and shall continue to hold the said office and to exercise all powers and to perform all duties conferred on the Vice-Chancellor by or under the provisions of this Act for the residue of his term as Vice-Chancellor of the University of Jodhpur;

(b) the members of the authorities, bodies and committees of the University, shall be deemed to be respectively the members of the authorities, bodies and committees of the University so re-constituted and shall continue to exercise all powers and perform all duties conferred on the authorities, bodies and committees by or under this Act or the Statutes;

(c) the appointments of the Registrar and all other officers and servants of the University which are lawfully subsisting shall be deemed to have been made under and for the purposes of this Act and the Registrar and all such officers and servants shall continue to hold office and to act, subject to the conditions governing the terms of their office or employment except in so far as such conditions may be altered by competent authority;

(d) all colleges admitted to the privileges of the University shall be deemed to be the colleges admitted to the privileges of the University so reconstituted;



(e) all registered scholars in University departments and colleges of the University shall be deemed to be registered scholars in the departments and colleges of the University so reconstituted;

(f) all property, movable or immovable and all rights, interests of whatever kind, powers and privileges of the University shall be deemed to be transferred to and vested in the University so re-constituted and shall be applied to the objects and for the purposes of the University so reconstituted;

(g) all benefications or grants accepted or received by or promised to the University shall be deemed to have been accepted or received by or promised to the University so re-constituted, and all the conditions on which such benefications or grants were accepted or received or promised shall be deemed to be valid under this Act;

(h) all dues, liabilities and obligations incurred and lawfully subsisting in favour of or against the University shall be the dues, liabilities and obligations in favour of or against the University so reconstituted;

(i) any will, deed or other documents, which contains any bequest, gift, trust in favour of the University or any nomination, filed in the University shall be construed as if the University as reconstituted is named therein;

(j) the appointments of all the examiners of the University as lawfully subsisting shall be deemed to have been made under and for the purposes of this Act and such examiners shall continue to hold office and to act until fresh appointments are made;

(k) all Statutes, Ordinances and Regulations, all notices and orders made or issued under the Jodhpur University Act, 1962 shall, so far as such Statutes, Ordinances, Regulations, notices and orders are not inconsistent with the provisions of this Act, continue in force until they are superseded or modified or withdrawn under the provisions of this Act; and

(l) all references to the University in any enactment or other instruments issued under an enactment, shall be construed as references to the University so re-constituted.

*Explanation.*— For the purposes of this section, the expressions :

(i) "this Act" means the Jodhpur University Act, 1962 as amended by the Jodhpur University (Change of Name and Amendment) Act, 1984;

(ii) "University" means the University of Jodhpur as constituted by or under the Jodhpur University Act, 1962; and

(iii) "the University so re-constituted" means the Jai Narain Vyas University, Jodhpur as reconstituted by or under the principal Act as amended by the Jodhpur University (Change of Name and Amendment) Act, 1984".

19. *Re-numbering and amendment of existing section 39, Rajasthan Act 17 of 1962.*— The existing section 39 of the principal Act shall be renumbered as section 40 thereof and in section 40 as so re-numbered,—

(a) in sub-section (1), for the expression "transition from the provisions of the University of Rajasthan Act to the provisions of this Act (in the area and in matters covered by this Act)", the expression "re-constitution of the University of Jodhpur as Jai Narain Vyas University, Jodhpur, by or under the provisions of the Jodhpur University (Change of Name and Amendment) Act, 1984, hereafter in this section referred to as the Amending Act, in matters covered by this Act" shall be substituted;

(b) in clause *(a)* of the said sub-section, between the expression "addition or omission" and the expression as it may deem fit, the expression, "and consistent with the Amending Act," shall be inserted;

(c) in proviso to the said sub-section for the expression "two years from the date of commencement of this Act", the expression "twelve months from the commencement of the Amending Act" shall be substituted; and

(d) in sub-section (2), for the expression "Twelfth of June 1962", the expression "date of commencement of the Amending Act" shall be substituted.

LAW (LEGISLATIVE DRAFTING) DEPARTMENT

(Group II)

NOTIFICATION

Jaipur, November 13, 1995

No. F. 2 (34) Vidhi/2/95.— In pursuance of clause (3) of Article, 348 of the Constitution of India, the Governor is pleased to authorise the publication in the Rajasthan Gazette of the following translation in the English language of the Rajasthan Vishwa Vidyalaya ke Adhyapak tatha Adhikari (Niyukti ke liye Chayan) (Sanshodhan) Adhiniyam, 1995 (1995 ka Adhiniyam Sankhya 24) :-

## THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SELECTION FOR APPOINTMENT) (AMENDMENT) ACT, 1995

(Act No. 24 of 1995)

[Received the assent of the Governor on the 6th day of November, 1995. ]

An

Act

*further to amend, the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974):*

Be it enacted by the Rajasthan State Legislature in the Forty Sixth Year of the Republic of India as follows :-

1. *Short title and commencement.*— (1) This Act may be called the Rajasthan Universities Teachers and Officers (Selection for Appointment) (Amendment) Act, 1995.

2. *It shall be decided to have come into force with effect from 7th day of July, 1995.*

2. *Amendment of section 2, Rajasthan Act No. 18 of 1974*—In sub-section (1) of section 2 of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974), hereinafter referred to as the principal Act, clause (i) shall, be re-numbered as clause (i-a) and before clause (i-a) as so re-numbered, the following clause shall be inserted:-

"(i) "Backward Classes" means such Backward Classes of citizens, other than the Scheduled Castes and the Scheduled Tribes, as may be notified in the Official Gazette by the State Government from time to time;".

3. *Insertion of new section 10-A, Rajasthan Act No. 18 of 1974*—After section 10 of the principal Act, the following new section 10-A shall be inserted :-

"10-A. Reservation of posts for Backward Classes—Notwithstanding anything contained in the relevant law, as from the date of commencement of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Act, 1995 (Act No. 24 of 1995), there shall be reserved in the University concerned, twenty one per cent posts for Backward Classes for appointment to the post of teachers and officers to be appointed in the University in pursuance of every selection made under this Act :

Provided that in the event of non-availability of the eligible and suitable candidates from amongst Backward Classes in a particular year, that vacancies so reserved for them shall be filled in accordance with normal procedure."

4. *Repeat and Savings*— (1) The Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Ordinance, 1995 (Ordinance No. 1 of 1995) is hereby repeated.

(2) Notwithstanding such repeal, all actions taken or orders made under the principal Act as amended by the said Ordinance shall be deemed to have been taken or made under the principal Act as amended by this Act.



LAW (LEGISLATIVE DRAFTING) DEPARTMENT

(Group II)

NOTIFICATION

Jaipur, March 30, 1998

No. F. 2(1)Vidhi/2/98.—In pursuance of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorise the publication in the Rajasthan Gazette of the following translation in the English language of the Rajasthan Vishvavidyalayon ke Adhyapak tatha Adhikari (Niyukti ke liye Chayan) (Sanshodhan) Adhiniyam, 1998 (1998 ke Adhiniyam Sankhya 3) :-

(Authorised English Translation)

## THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SELECTION FOR APPOINTMENT) (AMENDMENT) BILL, 1998

(Act No. 3 of 1998)

(Received the asssent of the Governor on the 27th day of March, 1998.)

An

Act

*further to amend the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974.*

Be it enacted by the Rajasthan State Legislature in the Forty-Ninth Year of the Re-public of India as follows :—

1. *Short title and commencement*—(1) This Act may be called the Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Act, 1998.

(2) It shall be deemed to have come into force on and from the 27th December, 1996.

2. *Amendment of section 2, Rajasthan Act No. 18 of 1974.*—In sub-section (1) of section 2 of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974), hereinafter referred to as the principal Act,

(a) the existing clauses (i-a) and (ii) (b) shall be deleted; and

(b) for clause (xi), the following clause shall be substituted, namely:-

"(xi) "University concerned" means the University in which vacancy in the post of a teacher or an Officer is to be filled up under and in accordance with the provisions of this Act; and".

3. *Substitution of section 11, Rajasthan Act No. 18 of 1974.*—For the existing section 11 of the principal Act, the following shall be substituted, namely :—

"11. Transitional Provisions relating to ex-cadre promotion Scheme.—Personal promotion granted against ex-cadre posts under the erstwhile scheme of personal promotion, shall be entirely personal to the teacher concerned and the ex-cadre post to which such personal promotion was granted shall cease to exist as soon as the teacher promoted to such a post ceases to hold that post permanently, for any reason whatsoever, and on his ceasing to hold such ex-cadre post, the original post from which such personal promotion was made of a teacher shall revive."

4. *Amendment of section 13, Rajasthan Act No. 18 of 1974.*—In section 13 of the principal Act, the expression "except the provisions contained in section 11" shall be deleted.

5. *Deletion of Second Schedule.*— The Second Schedule to the principal Act shall be deleted.

6. *Repeat and Savings.*—(1) The Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Ordinance, 1996 (Ordinance No. 2 of 1996) and the Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Ordinance, 1997 ( Ordinance No. 1 of 1997) are hereby repealed.

(2) Notwithstanding such repeal all things done, actions taken or orders made under the principal Act as amended by the said Ordinances shall be deemed

LAW (LEGISLATIVE DRAFTING) DEPARTMENT

(Group II)

NOTIFICATION

Jaipur, April 5, 2003

No. F. 2(14) Vidhi-2/2003.—In pursuance of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorise the publication in the Rajasthan Gazette of the following translation in the English language of the Rajasthan Vishwavidhyalayon ke Adhyapak tatha Adhikari (Niyukti ke liye Chayan) (Sansodhan) Adhiniyam, 2003 (Adhiniyam Sankhyank 7 of 2003) :-

THE RAJASTHAN UNIVERSITIES' TEACHERS AND OFFICERS (SELECTION FOR APPOINTMENT) (AMENDMENT) ACT, 2003

(Act No. 7 of 2003)

[Received the assent of the Governor on the 5th day of April, 2003]

An

Act

*further to amend the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974.*

Be it enacted by the Rajasthan State Legislature in the Fifty-fourth Year of the Republic of India, as follows :-

1. *Short title and commencement.*— (1) This Act may be called the Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Act, 2003.

(2) It shall be deemed to have come into force on and from 1st January, 2003.

2. *Amendment of section 3, Rajasthan Act No. 18 of 1974.*—In section 3 of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) Act, 1974 (Act No. 18 of 1974) hereinafter referred to as the principal Act,—

(i) for the existing sub-section (2), the following shall be substituted, namely :

"(2) Every appointment of a teacher or of and officer in any University made in contravention of sub-section (1) shall be null and void;

Provided that the University may, with prior permission of the State Government; extend the term of appointment of such *ad hoc*, or urgent temporary teachers who were appointed as stop gap arrangement prior to, and working as such immediately before, the commencement of the Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Act, 2003 (Act No. 7 of 2003), for a period of six months at a time until regular appointments are made in accordance with sub-section (1)" and

(ii) existing sub-section (3) shall be deleted.

3. *Amendment of section 4, Rajasthan Act No. 18 of 1974.*—In sub-section (1) of section 4 of the principal Act,—

(i) in clause (b), for the expression "or", appearing at the end, the punctuation mark "," shall be substituted; and

(ii) existing clause (c) shall be deleted.

4. Repeal and savings. —(1) The Rajasthan Universities' Teachers and Officers (Selection for Appointment) (Amendment) Ordinance, 2002 (Ordinance No. 1 of 2003) is hereby repealed.

(2) "Notwithstanding such repeal, all actions taken or orders made under the principal Act as amended by the said Ordinance shall be deemed to have been taken or made under the principal Act as amended by this Act."

# PART II : STATUTES

THE SCHEDULE

# THE STATUTES OF THE UNIVERSITY†

**(See Section 22)**

**Definition**

1. In these Statutes, unless there is anything repugnant in the subject or context :

(a) 'The Act' means Jai Narain Vyas University, Jodhpur Act, 1962 and 'Section' means a Section of the Act; and

(b) 'Officers', 'Authorities', 'Teachers', and 'Ministerial and other Staff' mean, respectively officers, authorities, teachers and ministerial and other staff in the University.

**Senate, composition and term of Office**

2. (1), (2), (3), (4), (5) Superseded.[1]

**Registration of Graduates**

(6) 'Registered graduate' means a graduate Registered under the provisions of the Act.

(7) The Syndicate shall, with the concurrence of not less than two-thirds of the members of the Senate, have power to remove the name of any person from the Register of registered graduates.

(8) The following persons shall, on payment of such fees as specified in Statute 9(ii), be entitled to have their names enrolled in the Register of registered graduates :—

(i) Graduates of Jai Narain Vyas University, Jodhpur of three year's standing and upwards (counted from the date of passing), that have taken their degree at a convocation or in absentia.

(ii) For a period of five years from the commencement of the Act, all graduates of three years standing or upwards of any Indian University incorporated by any law for the time being in force or of any other University which may be approved for this purpose by the Syndicate, provided (i) they belong to the State of Rajasthan by birth or domicile, or (ii) they have studied in any of the degree colleges, which were handed over to Jai Narain Vyas University, Jodhpur at the time of establishment, or (iii) they are members of the staff of the University.

† First Statutes of the University were made by the Government under Sec. 22(1) of the Act and were published in

*Note :* The time limit imposed by this clause related to applications for enrolment and not to continuance as registered graduates of those enrolled.

(9) (i) Applications for enrolment in the Register of registered graduates shall be made by the applicant himself, to the Registrar in the form provided for the purpose.

N.B. : The words 'made by the applicant himself', mean that the application for the registration is to be signed by the applicant himself and not by any one else on his behalf. The application may, of course, be sent to the University either in person, or by registered post.

(ii) Each applicant shall send with the application a fee of Rs. 10/- per registration.

(iii) On receipt of the application the Registrar, if he finds that the applicant is duly qualified, shall cause the name of the applicant to be entered in the register.

(iv) No graduate shall be enrolled during a period of two months immediately preceding an election of registered graduates to the Senate.

(v) Every registered graduate shall inform the Registrar in writing of all changes in his permanent address.

**Election of Registered Graduates**

(10) The members to be elected under Statute 2(xxiii), shall be elected in accordance with system of proportional representation by means of a single transferable vote and in the manner prescribed by Ordinances.

**Meeting of the Senate**

3. †[(1) The Senate shall, on a date to be fixed by the Vice-Chancellor, meet once a year at a meeting to be called 'Annual Meeting' and shall meet at least on one more occasion during the year. Any vacancy among the officers of the University or among the members of the Senate, or the Syndicate or the Finance Committee which ought to be filled by the Senate shall be so filled up at any of the meetings of the Senate.]

(2) The Vice-Chancellor may, whenever, he thinks fit, and shall, upon the requisition in writing signed by not less than 20 members of the Senate, convene a special meeting of the Senate.

(3) A report of the working of the University during the previous year, together with a statement of receipt and expenditure, balance sheet as audited, and the financial estimates shall be presented to the Senate at its annual meeting.

**Syndicate Composition and term of Office**

4. (1), (2) & (3) Superseded.[1]

† Substituted for the following provision in the First Statutes :
"The Senate shall, on a date to be fixed by the Vice-Chancellor, meet once a year at a meeting to be called 'Annual Meeting of the Senate'. At such annual meeting any vacancies among the officers of the University or among the members of the Senate or the Syndicate or the Finance Committee which ought to be filled by the Senate shall be so filled up."
Assented by Chancellor on 18 August 1982. (Senate : 18 November 1980).

[1] Superseded by Act No. 17 of 2006.



5. (1) The Syndicate shall, subject to the control of the Senate, manage and administer the revenue and property of the University and the conduct of all administrative affairs of the University not otherwise provided for.

(2) Subject to the provisions of the Act, the Statutes and the Ordinances, the Syndicate shall, in addition to all other powers vested in it have the following powers, namely :

(i) to appoint, from time to time the Registrar, Librarian, Principals of Colleges and Heads of Institutions established by the University, and such Professors, Readers, Lecturers and other members of the teaching staff as may be necessary on the recommendations of the Selection Committee constituted for the purpose;

Provided that no action shall [...][1] be taken by the Syndicate in respect of the number, qualifications and the emoluments of teachers otherwise than after consideration of the recommendations of the Academic Council;

(ii) to appoint members of the administrative Syndicate Composition and term of Office staff or to delegate the power of appointment to such authority or authorities or officer or officers as the Syndicate may, from time to time, by resolution, either generally or specifically direct;

(iii) to grant leave of absence to any officer of the University, other than the Chancellor and the Vice-Chancellor, and to make the necessary arrangements for the discharge of the functions of such officer during his absence;

(iv) to manage and regulate the finances, accounts, investments, property, business, and all other administrative affairs of the University and, for that purpose to appoint such agents as it may think fit;

(v) to invest any money belonging to the University including any unapplied income; in such Government stocks, [funds, shares][2] or securities as it may, from time to time, think fit or in the purchase of immovable property in India, with the like power of varying such investments from time to time on the advice of the Finance Committee;

(vi) to transfer or accept transfer of any movable or immovable property on behalf of the University;

(vii) to arrange for the provision of the buildings, premises, furniture and apparatus and other means needed for carrying on the work of the University;

(viii) to enter into, vary, carry out and cancel contracts on behalf of the University;

[1] Deleted the word "Librarian" by Act No. 17 of 2006.

(ix) to entertain and redress any grievances of the officers of the University, the teaching staff, and the University's servants, who may, for any reason, feel aggrieved, otherwise than by act of the Senate;

(x) to publish lists of prescribed or recommended text-books, and publish syllabus of the prescribed courses of study;

(xi) to exercise such other powers and perform other duties as may be conferred or imposed on it by the Act or the Statute.

**Academic Council Composition and term of Office**

6. (1) The Academic Council shall consist of the following, namely :

(i) the Vice-Chancellor;

(ii) the Deans of the Faculties;

[(iii) "Professors in the University Departments and Readers holding charge of Head of the University Departments and Principals of Colleges and Institutions admitted to the privileges of the University. Provided that where there is no professor or reader in the department, the teacher who acts as the Head of the Department shall be a member of the Academic Council.][1]

[(iv) 15 Members of the teaching staff of the University, Colleges and Institutions other than the Heads of the Departments elected from amongst themselves by single transferable vote. The tenure of membership of the teachers will be for the period of three years;][2]

(v) three persons, co-opted by the Academic Council who possess special attainments in particular fields of study and are not employees of the University colleges and Institutions.

[(vi) Seven students be chosen in such manner as the Vice-Chancellor may determine.

The tenure for the students will be for one academic year or till the new incumbents are chosen, whichever is earlier provided the students continue as regular students.][3]

[(vii) Director, K.N.U. College for Women;][3]

[(viii) Director, Institute of Evening Studies.][3]

(2) The term of office of the members of the Academic Council, other than ex-officio members, shall be three years.

(3) Fifteen members of the Academic Council shall form a quorum.

[1] Substituted for the following provision in the First Statutes :
"The Heads of the University Department of the status of Professor or Reader or Principals of colleges and institutions admitted to the previleges of the University."
Assented by Chancellor on 16 June 1970.

[2] Substituted. Received assent of Chancellor on 14 July 1975. The provision in the First Statutes was :
"Two members of the teaching staff of the University, colleges and institutions elected by their teachers."
This was replaced by the following :
"Five members of the teaching staff of the University, Colleges and Institutions other than the Heads of the Departments, elected from amongst themselves by single transferable vote". (Assented by Chancellor on 28 April 1973.)

[3] Added. Assented by Chancellor on 20 July 1965. (Senate : 9 December 1964).



**Powers of the Academic Council**

7. Subject to the Act, the Statutes and the Ordinances, the Academic Council shall, in addition to all other powers vested in it, have the following powers, namely :—

(i) to report on any matter referred to or delegated to it by the Senate or the Syndicate;

(ii) to make recommendation to the Syndicate with regard to :

(a) the creation of teaching post in the University and Colleges and Institutions maintained by the University and the abolition thereof, and;

(b) the classification of the posts referred to in sub-item (a) and their duties attached thereto;

[(c) laying down qualifications for the recruitment of teachers in any subject and the emoluments to be paid to them;][1]

(iii) to formulate and modify or revise schemes for the organization of faculties and to assign to such faculties their respective subjects and also to report to the Syndicate as to the expediency of the abolition or sub-division of any Faculty or the combination of one Faculty with another;

(iv) to make arrangements for the instruction and examination of persons not being members of the University may be necessary;

[2][(v) to promote research and specialised studies within the University, through a Research Board whose composition and functions shall be prescribed in the Ordinances;]

(vi) to recognise diplomas and degrees of another University and Institutions and to determine their corresponding value in relation to the diplomas and degrees of Jai Narain Vyas University;

(vii) to fix, subject to any conditions accepted by the Senate, the time, mode and conditions of awards of fellowships, scholarships, medals and other prizes and to award the same;

(viii) to make recommendations to the Syndicate in regard to fixation of fees, emoluments and travelling and other expenses of the examiners;

(ix) to suggest the conduct of examination and to propose dates for holding them;

(x) to recommend institution of stipends, scholarships, medals and prizes and to make other awards in accordance with the Ordinances and such other conditions as may be attached to the awards;

[1] Added. Assented by Chancellor on 20 July 1965. (Senate : 9 December 1964).

[2] Substituted for the following provision in the First Statutes :
"(v) To promote research and specialised studies within the University, through a Research Board formed for the purpose and consisting of the following :
1. Vice-Chancellor, Chairman,
2. Dean of the Faculty concerned,
3. Head of the Department concerned,
and to require, from time to time, reports on such researches and specialised studies".

(xi) to suggest such forms and registers as are from time to time, to be prescribed by the Act, and

(xii) to perform, in relation academic matters, all such duties and to do all such acts as may be necessary for the proper carrying out of the provisions of the Act, the Statutes and the Ordinances.

**Faculties Composition & term of Office**

8. (1) (a) Each Faculty shall consist of such Departments of studies as may be assigned to it by the Statutes;

(b) Each Department shall consist of the following members, namely :—

(i) teachers of the Department;

(ii) persons appointed to conduct research in the Department;

(iii) honorary Professors, if any, attached to the Department;

(iv) such other persons as may be members of the Department in accordance with the provisions of the Statutes;

[1][(c) Each Department shall have a Head who shall be appointed in the following order of preference :

(1) (i) Professor in the subject by rotation by seniority.

If a Professor who is Head of the Department under clause (1)(i) above goes on leave without pay/EOL, deputation or he goes on any type of leave for a period of not less than 1 month, the next senior most Professor shall be appointed Head of the Department for such period as the person appointed under clause 1(i) is on leave. This period shall not count towards the term.

(ii) In case there is no Professor or all Professors are on leave, Readers by rotation by seniority.

If a Reader who is Head of Department under clause 1(ii) above goes on leave without pay/EOL, deputation or he goes on any type of leave for a period of not less than 1 month, the next senior most Reader shall be appointed Head of the Department for such period as the person appointed under clause 1(ii) is on leave. This period shall not count towards the term.

(iii) In case there is no Professor or Reader or all Professors and Readers are on leave, Lecturers by rotation by seniority.

If a Lecturer who is Head of the Department under clause 1(iii) above goes on leave without pay/EOL, deputation or he goes on any type of leave for a period of not less than 1 month, the next senior most Lecturer shall be appointed Head of the Department for such period as the persons appointed under clause 1(iii) is on leave. This period shall not count towards the term.

2. (i) The term of appointment shall be 3 years.

(ii) A person appointed as Head of a Department can decline or resign his position as Head at any time during his tenure.

3. In case the Vice-Chancellor is of the opinion that the work of the Head of the Department is not in the interest of the Department, he shall present to the Syndicate an account of the same and it shall be open to the Syndicate to remove the Head of the Department and appoint the next senior most man in the order of preference indicated above as Head of the Department.

Provided that before taking such an action the Syndicate shall consider the explanation, if any, submitted by the Head of the Department and that no such action shall be taken without the concurrence of 2/3rd of the members of the Syndicate present in the meeting of the Syndicate.

4. If a person is removed from the Headship under any of the clause above he shall have the right to get reviewed the position from the Syndicate any time after one year of such removal.]

[(e) The duties, functions and powers of a head otherwise than those already prescribed by Act/Statute shall be prescribed by Ordinances.][1]

[1][(2) (a) The University shall have the following faculties :

(i) Arts

(ii) Social Sciences

(iii) Science

(iv) Commerce [and Management Studies][3]

(v) Law

(vi) Engineering

[1] Substituted. Assented by Chancellor on 20 July 1988.

[1] Added. Assented by Chancellor on 30 May 1983.

[2] Clause 2(a), (b) of Statute 8 substituted for the following clause 2 in the First Statutes :

St. 2. "The University may have the following faculties :

i) Arts (English, Sanskrit, Hindi, History, Philosophy and Music);
ii) Social Sciences (Economics, Sociology, Political Science, Geography);
iii) Science;
iv) Commerce;
v) Engineering;
vi) Law;
vii) Education;

and such other faculties as may be constituted from time to time.

Provided that till separate faculties are established two or more faculties may be grouped together."

Amendments assented by Chancellor on 20 July 1965, 16 June 1970, 9 May 1972, 28 April 1973, 14 July 1975, 28 January 1982 and 28 June 1988.

(vii) Education

(viii) Architecture[1]

and such other Faculties as may be constituted from time to time;

[Provided that two or more Faculties may be grouped together.][1A]

(b) The following shall be the Departments of studies assigned to each Faculty.

**Arts :**

(i) English
(ii) Sanskrit
(iii) Hindi
(iv) History
(v) Philosophy
(vi) Music
(vii) Fine Arts & Paintings[2]
(viii) Comparative Literature and Language Studies[2]
(ix) Rajasthani[3]
(x) Patrakarita avam Jansanchar[4]
(xi) Physical Education[5]

**Social Sciences :**

(i) Economics
(ii) Sociology
(iii) Political Science
(iv) Geography
(v) Library Science[6]
(vi) Public Administration[6]

**Science :**

(i) Physics
(ii) Mathematics and Statistics[7]
(iii) Chemistry
(iv) Zoology
(v) Botany
(vi) Geology
(vii) Home Science[6]

1 Added. Assented by Chancellor on 23 April 2002.
1A Substituted for the following :
"Provided that till separate Faculties are established two or more Faculties may be grouped together." by an amendment assented on 16 June 1970.
2 Added. Assented by Chancellor on 9 May 1972.
3 Added. Assented by Chancellor on 14 July 1975.
4 Added. Assented by Chancellor on 5 July 2007.
5 Added. Assented by Chancellor on 21 June 2007.
6 Added. Assented by Chancellor on 21 August 2001.
7 Substituted for "Mathematics." Assented by Chancellor on 28 April 1973.



[**Commerce and Management Studies :**

(i) Accounting
(ii) Business Finance and Economics
(iii) Business Administration
(iv) Management Studies][1]

**Engineering :**

(i) Civil
(ii) Structural
(iii) Mechanical
(iv) Electrical
(v) Mining
(vi) Metallurgy
(vii) Electronics & Communications[2]
(viii) Production & Industrial Engineering[4]
(ix) Computer Science & Engineering[4]
(x) Architecture & Town Planning[4]
(xi) Chemical[4]

**Law :**

Law

**Education :**

(i) Education, and
(ii) Psychology

(3) Each Faculty, (except the Faculty of Engineering][3] shall consist of the following members namely;

(i) [Dean][5] of the Faculty;

(ii) Professors and Readers in the subjects assigned to the Faculty in the University;

(iii) All Heads of the Departments of subjects within the purview of the Faculty in the Colleges and institutions of the degree standard at least, provided that they have at least 8 years experience of teaching degree classes in a subject of the Faculty;

[6][(iv) One or [more lecturers][7] according to the strength of the Department by rotation, according to the seniority from each department of the Faculty; provided that the teacher has at least five years of teaching experience of degree classes in the subject of the Faculty.

1 Substituted for the following provision "**Commerce** : Commerce".
Amendment assented by Chancellor on 28 June 1988.
2 Added. Assented by Chancellor on 28 January 1982.
3 Added. Assented by Chancellor on 6 January 1982.
4 Added. Assented by Chancellor on 29 January 1991.
5 Substituted for the word "Deans". Assented on 20 July 1965.
6 Substituted for the following provision in the First Statutes. Assented on 6 January 1982.
(iv) one or two teachers according to the strength of the Department by rotation, according to seniority from each Department of the Faculty; provided that the teacher has atleast five years of teaching experience of degree classes in a subject of the Faculty;
Note : There shall be only one teacher where the strength of the Department is [not more than five][1] including the Head of the Department.
1Substituted for "not less than 10". Assented on 20 July 1965.

*Note :* There shall be only one [lecturer][1] where the strength of Department is not more than five [and one lecturer for every additional 10 (or part thereof) members of staff in the department.][2]

(v) Two persons co-opted by the Faculty concerned from among persons who are not teachers in the University or in any of its colleges and institutions.]

[(3) (A) The Faculty of Engineering shall consist of the following members :

(i) Dean of the Faculty;

(ii) Professors and Readers in the Department assigned to the Faculty;

(iii) One or two Lecturers according to strength of the Department by rotation according to seniority from each department of the Faculty for a period of three years, provided that the lecturer, has at least five years of teaching experience of degree classes in a subject of the Faculty;

*Note :* There shall be only one teacher where the strength of the Department is not more than five including the Head of the Department.

(iv) The Heads of the Department of Physics, Chemistry, Mathematics, English and Geology.

(v) The senior most teachers in the subject of Physics, Chemistry, Mathematics, English, Social Studies and Geology, posted in the Faculty of Engineering.

(vi) Two persons co-opted by the Faculty from among persons who are not teachers in the University or in any of its colleges and institutions for a period of three years.][3]

(4) The members of a Faculty, other than ex-officio members, shall hold office for a period of three years.

(5) [Deleted.][4]

**Functions of the Faculties**

[9. The Faculties shall perform the following functions :

(i) Subject to the control of the Academic Council, to organize teaching and research work in the Departments of Studies assigned to the Faculty.

(ii) To recommend to the Academic Council courses of studies and curricula for each examination after considering the recommendations of the Committees of Courses and Studies.

1 Substituted for "teacher". Assented on 27 July 1985.
2 Substituted for the words "including the Head of the Deptt.". Assented on 27 July 1985.
3 Statute (3) (A) Added. Assented on 6 January 1982.
4 Deleted the following occurring in the First Statutes by an amendment assented on 20 July 1965 :
"The conduct of the meeting of a Faculty and the quorum required for each faculty shall be prescribead by the Statutes and Regulations."



(iii) To recommend to the Academic Council conditions for the award of degrees, diplomas and other academic distinctions.

(iv) To co-ordinate work in subjects assigned to Faculty.

(v) To secure co-ordination in research whenever desirable.

(vi) To recommend to the Academic Council the combination and sub-division of the Departments or the Faculties.

(vii) To make recommendations to the Academic Council on any other matter referred to them by the Academic Council.

*Note :* In matters of common interest where it might be necessary to obtain the views of more than one faculty, the Vice-Chancellor may convene a joint meeting of the Faculties concerned. At such meetings the Senior most of the Deans concerned shall preside.][1]

**Constitution of Committee of Courses and Studies**

[2][9.A (1) There shall be a Committee of Courses and Studies for each of the subjects mentioned below against the Faculties of Arts, Social Sciences, Science and Education.

(i) Faculty of Arts : English, Hindi, Sanskrit, History, Philosophy, Music, [Fine Arts and Paintings][3], [Comparative Literature and Language Studies, Rajasthani, Patrakarita avam Jansanchar and Physical Education][4]

(ii) Faculty of Social Sciences: Economics, Sociology, Political Science, Geography, Library Science and Public Administration.[5]

(iii) Faculty of Science : Physics, Mathematics, Chemistry, Zoology, Botany, Geology and Home Science.[6]

(iv) Faculty of Education : Education and Psychology.

(2) In the Faculty of Commerce, Law and Engineering, there shall be one Committee of Courses and Studies for each one of them.

(3) Committee shall consist of the following members:

(i) In the Faculties of Arts, Social Sciences, Science and Education, the Committees shall be constituted as follows :

(a) The Head of the Department who shall also be the Convener.

1 Substituted for the following provision in the First Statutes :
"Faculties shall have such powers and shall perform such duties as may be assigned to them by the Statutes and the Ordinances. They shall also consider and make such recommendations to the Academic Council on any question pertaining to their respective spheres or works as may be referred to them by the Academic Council."
Assented by Chancellor on 20 July 1965.
2 Statute 9 (A) (1), (2), (3), (4), (5) : Added. Assented by Chancellor on 20 July 1965. (Senate : 9 December 1964).
3 Added. Assented on 15 November 1970.
4 Added. Assented 16 June 1970.
5 Added. Assented on 27 July 1985.
6 Added. Assented on 21 June 2007.
7 Added. Assented on 3 August 2001.

(b) Readers not exceeding three in number, by rotation in order of seniority in case of subjects taught upto the post-graduate standard, and one in case of subjects upto degree standard.

[1][Provided that if any teacher appointed as a member of the Committee of Courses under St. 9A(3)(i)(b) is on extraordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full term.

Provided further that when the teacher returns from leave he shall be entitled to membership of the Committee of Courses for the remaining period of his term as soon as a vacancy occurs.]

(c) [One or more Lecturers by rotation according to seniority depending on the strength of the department.

i.e. : There shall be one Lecturer for every 10 (or part there of) Lecturers in the Department.][1]

[Provided that if any teacher appointed as member of the Committee of Courses under St. 9A(3)(i)(c) is on extraordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full time.

Provided further that when the teacher returns from leave he shall be entitled to membership of the Committee of Courses for the remaining period of his term as soon as a vacancy occurs.][2]

(d) Two persons other than the teachers of the University having expert knowledge of the subject to be nominated by the Vice-Chancellor in consultation with the convener.

[3][(e) Till a postgraduate Department of Education is established, the Committee of Courses and Studies in Education shall consist of :

1. Substituted for "One Lecturer by rotation in order of seniority". Assented on 27 July 1985.
2. Added. Assented on 27 July 1985.
3. Added. Assented by Chancellor on 30 June 1968.



1. The Dean, Faculty of Arts (Convener).
2. Two experts nominated by the Vice-Chancellor.
3. The Principal, Shah Goverdhan Lal Kabra Teachers' College, Jodhpur (Ex-Officio).
4. One lecturer from Shah Goverdhan Lal Kabra Teachers' College, Jodhpur by rotation in order of seniority to be nominated by the Vice-Chancellor.]

(ii) In the Faculty of Commerce :

(a) The Head of the Department who shall also be the convener.

(b) Readers not exceeding three in number by rotation in order of seniority.

[Provided that if any teacher appointed as member of the Committee of Courses under St. 9A(3)(ii)(b) is on extra-ordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full term.

Provided further that when the teacher returns from leave he shall be entitled to membership of the Committee of Courses for the remaining period of his term as soon as a vacancy occurs.][1]

(c) [One or more lecturers by rotation according to seniority depending on the strength of the department.

i.e. : There shall be one Lecturer for every 10 (or part thereof) Lecturers in the department.][2]

[3][Provided that if any teacher appointed as member of the Committee of Courses under St.9A (3) (ii) (c) is on extra-ordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full term.

1. Added. Assented by Chancellor on 27 July 1985.
2. Substituted for "Two Lecturers by rotation in order of seniority". Assented on 27 July 1985.

Provided further that when the teacher returns from leave he shall be entitled to membership of the Committee of Courses for the remaining period of his term as soon as a vacancy occurs.]

(d) Three persons having expert knowledge of the subject to be nominated by the Vice-Chancellor in consultation with the convener.

(iii) In the Faculty of Law :

(a) The Head of the Department who shall also be the convener.

(b) Readers not exceeding two in number by rotation in order of seniority.

[Provided that if any teacher appointed as member of the Committee of Courses under St. 9A(3) (iii) (b) is on extra-ordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full term.

Provided further that when the teacher returns from leave he shall be entitled to membership of the Committee of Courses for the remaining period of his term as soon as a vacancy occurs.][1]

(c) [One or more Lecturers by rotation according to seniority depending on the strength of the department.

i.e. : There shall be one Lecturer for every 10 (or part thereof) Lecturers in the Department.][2]

[3][Provided that if any teacher appointed as member of the Committee of Courses under St. 9A(3)(iii)(c) is on extra-ordinary leave/leave without pay/deputation for the purpose of taking employment elsewhere or if he is on any other leave for a period not less than three months the next senior most teacher in the department shall be appointed as a member of the Committee of Courses for full term.]

(d) Three persons having expert knowledge in the subject to be nominated by the Vice-Chancellor in consultation with the convener.

(iv) In the Committee of Courses and Studies in Engineering for B.E. degree :

[1] Added. Assented on 27 July 1985.
[2] Substituted for "One Lecturer by rotation in order of seniority". Assented on 27 July 1985.



(a) The Dean of the Faculty shall be the convener,

(b) All Heads of the Departments of subjects assigned to the Faculty,

(c) The Heads of the Departments of Physics, Mathematics, Chemistry and English,

(d) Persons not exceeding five in number having expert knowledge in the subject to be nominated by the Vice-Chancellor in consultation with the convener.

(v) In the Committee of Courses and Studies in Engineering for postgraduate degree :

(a) The Head of the Department shall be the convener,

(b) Two teachers other than the Head of the Department in order of seniority,

(c) Two persons other than the teachers of the University having expert knowledge of the subject to be nominated by the Vice-Chancellor in consultation with the convener.

(4) The term of members, other than ex-officio members shall be three years.

(5) The Committee of Courses and Studies shall recommend to the Faculty concerned courses of studies and curricula in their respective subjects.

[(6) No book written or published by any person who is a member of the Committee of Courses shall be prescribed or recommended for a study for any examination of the University so long as such a person remains a member of the Committee of Courses.][1]

**Equivalence Committee**

[9.B (1) The Equivalence Committee will consist of the following and the term of nominated members will be for a period of three years.

(i) All the Deans of the Faculties,

(ii) One Head of Department from each Faculty to be nominated by the Vice-Chancellor,

(iii) The Committee shall elect its own Chairman.

(2) **Functions :**

(i) to recommend to the Academic Council for recognition the diplomas and degrees of other Universities and Institutions and to determine their corresponding value in relation to the diplomas and degrees of the *Jai Narain Vyas University, Jodhpur,

(ii) to report on all matters regarding equivalence which are referred to it by the Vice-Chancellor,

(iii) to consider applications for recognition of examinations received from other Universities and Bodies and submit its recommendations,

(iv) to consider applications form individuals seeking admission to a particular course of study in this University, as a special case and make its recommendation to the Vice-Chancellor.

(3) Not less than half of the number of members shall constitute the quorum for a meeting.][1]

**Departmental Council Composition, Functions etc.**

[2][9.C (1) Each Department shall have a Departmental Council. The Departmental Council shall be an Authority of the University in terms of Clause (vii) of Sub-Section (1) of Section 14 of Jai Narain Vyas University, Jodhpur Act, 1962.

(2) The Departmental Council shall comprise all teachers of the Department.

(3) The Departmental Council shall meet at least thrice in a year and 33% of the total members of the Departmental Council shall constitute the quorum.

(4) The Head of the Department shall preside over the meetings of the Departmental Council and in his absence the seniormost member of the Department shall preside over the meetings.

(5) *Functions of the Departmental Council :*

(i) The Departmental Council, without prejudice to the powers conferred on other authorities shall organize teaching and research work in the Department.

(ii) The Departmental Council shall recommend to the Committee of Courses and Studies concerned the Courses and Studies and curriculum for its consideration.

(iii) The Departmental Council shall approve and recommend to the Examination Committee a panel of examiners for appointment as examiners in the University. Ordinarily no person will be appointed as an examiner in the University unless his name is approved and included in the panel of examiners by the Departmental Council. The Departmental Council shall prescribe qualifications for inclusion of names in the panel of examiners and other norms for appointment of examiners in the University.

[1] Added. Assented on 8 July 1967. (Senate : 30 April 1967)



(iv) The Departmental Council shall frame guidelines for participation of teachers in Seminars, Symposia, Conferences, Congresses etc. on behalf of the University.

(v) The Departmental Council shall frame guidelines for distribution and utilization of grants received from the U.G.C. and the State other than the Research projects sanctioned to the individual members of the Department.

(vi) The Departmental Council shall frame guidelines for purchase of books and journals in the subject for the Department/Library.

(vii) The Departmental Council shall submit a list of names of experts for consideration of the Academic Council to prepare a panel of experts as provided in the FIRST SCHEDULE to clauses (v) of sub-section (1) of section (5) of the Rajasthan Universities Teachers and Officers Act, 1974, as amended from time to time.

(viii) The Departmental Council shall submit such proposals as it may deem fit for development of teaching, opening of special papers, starting/strengthening the Research Laboratories and for creation of new teaching posts in the Department to the Academic Council and the U.G.C. and the State.

(ix) The Departmental Council shall frame definite guidelines for posting of teachers of the Department for teaching in the various other units in the University.

(x) The Departmental Council shall give its opinion/frame guidelines on all other academic and administrative matters not already covered above and other matters referred to it by the Vice-Chancellor/the Dean of the Faculty concerned.

(6) The Departmental Council shall appoint Committees and their Incharges to help the Head of the Department in implementing the decisions on all policy matters as provided above.

(7) The decision of the Council will be by majority. In case of tie the presiding officer shall have the casting vote.

(8) Where the Head of the Department finds difficulty in implementing the decisions of the Departmental Council, he shall refer the matter to the Vice-Chancellor with reasons, and the decision of the Vice-Chancellor shall be final.

Finance Committee Composition, Functions etc.

10. The Finance Committee shall consist of the following members, namely :

(i) the Vice-Chancellor (Ex-Officio Chairman);

(ii) two persons (being expert in financial matters) nominated by the Chancellor;

(iii) two persons, not employees of the University or a recognized college or institution, elected by the Syndicate;

(iv) one person nominated by the Education Commissioner;

(v) one teacher nominated by the Vice-Chancellor.][1]

Registrar shall be non-member Secretary of the Finance Committee.

(1) Four[2] persons of the Finance Committee shall form a quorum.

[(2) All elected and nominated members shall hold office for three years.][2]

(3) A member of the Finance Committee shall have the right to record a minute of dissent if he dissents from his colleagues.

(4) The Finance Committee shall meet at least twice a year to examine the accounts and scrutinize proposals for expenditure.

(5) The annual accounts and the financial estimates of the University prepared by the Registrar shall be laid before the Finance Committee for consideration and comments and thereafter submitted to the Syndicate for approval.

(6) The Finance Committee shall suggest limits for the total recurring expenditure and the total non-recurring expenditure for the year, based on the income and resources of the University (which in the case of productive work, may include the proceeds of loans). The expenditure incurred by the University shall be within the limits so suggested.

[(7) The Finance Committee shall suggest moneys to be credited to the University Fund and also the matters to which the University Fund may be applied or appropriated.][3]

Standing Committees

11. Subject to the provisions of the Act and the Statutes, any authority of the University may, from time to time, appoint such and as many standing committees or sub-committees or boards as it may deem fit and may, if it deems fit, appoint to them persons who are not members of such authority. Such committees and boards may deal with any subject delegated to them, subject to subsequent confirmation by the authority appointing them.

Additional Powers of the Vice-Chancellor

12. In pursuance of Section 12(8) of the Act, the following powers shall also be exercised by the Vice-Chancellor :

(i) the Vice-Chancellor shall appoint examiners on the advice of an Examination Committee consisting of the Vice-Chancellor

[1] Added. Assented by Chancellor on 14 July 1975.
[2] Added. Assented by Chancellor on 12 April 1991.



[...][1], the Dean of the Faculty concerned and the [Convenor][2] of Committees of Courses and Studies concerned; [and two teachers to be appointed by rotation every year according to seniority][3].

Moderators will [...][4] be appointed by the Vice-Chancellor;

(ii) He will appoint tabulators and checkers; Provided that a person shall not be reappointed as a tabulators or checker for third time;[5]

Results Committee

(iii) the Vice-Chancellor shall declare results of various examinations conducted by the University on the advice of the Results Committee which shall consist of the Vice-Chancellor, the Registrar and the Dean of the Faculty concerned or in his absence one member of the Syndicate to be nominated by the Vice-Chancellor;

(iv) all powers relating to the maintenance of discipline in the University shall rest with the Vice-Chancellor.

13.(1) Superseded.[6]

Appointment and Powers of the Registrar

[7][(2) The qualification/emoluments and conditions of service of Registrar, Deputy Registrar, Assistant Registrar and any other person not below the pay scale of Assistant Registrar of the University as detailed in 'Schedule to the Act 18 of 1974' shall be prescribed by Ordinances.]

(3) The Registrar shall be Ex-Officio Secretary of the Senate, the Syndicate, the Academic Council, but shall not be a member of the Syndicate and the Academic Council.

(4) It shall be the duty of the Registrar :

(a) to be custodian of the records, common seal and such other property of the University as the Syndicate shall commit to his charge;

(b) to issue all notices convening meetings of the Senate, the Syndicate, the Academic Council, the Finance Committee, the Faculties, the Committees of Courses and other Committees appointed by the Authorities of the University;

(c) to keep the minutes of all meetings of the Senate, the Syndicate, the Academic Council, and the Finance Committee;

(d) to conduct the official correspondence of the Senate, the Syndicate, the Academic Council and the Finance Committee;

[1] Deleted the Word "himself". Assented by Chancellor on 20 July 1965.
[2] Substituted for "Conveners". Assented by Chancellor on 28 June 1988.
[3] Inserted. Assented by Chancellor on 28 June 1988.
[4] Deleted "however". Assented on 28 June 1988.
[5] Substituted for "he will also appoint Tabulators and Checkers". Assented by Chancellor on 30 May 1983.
[6] Superseded by Act No. 18 of 1974. The superseded provision was :
"The Registrar shall be appointed by the Syndicate on the recommendation of the Selection Committee consisting of the following, namely :
(i) the Vice-Chancellor; (ii) one person to be nominated by the Syndicate from amongst its members; (iii) an educationist to be nominated by the Chancellor for each appointment."
[7] Substituted for "The emoluments and conditions of service of Registrar shall be such as may be determined by

(e) to arrange for [...][1] the Examinations of the University;

(f) to supply to the Chancellor copies of the agenda of the meetings of the Authorities of the University as soon as they are issued, and the minutes of the meeting of Authorities, ordinarily within a month of the holding of the meeting;

(g) in an emergency, when the Vice-Chancellor is not able to act, to call a meeting of the Syndicate forthwith and to take its directions for carrying on of the work of the University;

(h) subject to the control of the Syndicate, manage the property and investments of the University and be responsible for the preparation of the annual accounts and the financial estimates and for their presentation to the Syndicate and the Senate;

(i) subject to the powers of the Syndicate, be responsible for seeing that all [moneys][2] are expended on the purpose for which they are granted or allotted;

(j) sign all contracts made on behalf of the University;

(k) to perform such other duties as may, from time to time, be assigned to him by the Syndicate.

**The Deans of Faculties**

14. (1) There shall be a Dean of each Faculty who shall be appointed by the Vice-Chancellor in the following order of preference, namely :

(i) Professors in the [subjects assigned to the Faculty in the University by rotation according to their][3] seniority;

(ii) [Readers in the subjects assigned to the Faculty in which there are no Professors.][4]

Note : 1. The [person][5] to be appointed Dean must profess a subject included in the Faculty concerned.

2. In case, in any Faculty, no person satisfies the above qualifications for being nominated as Dean, the Vice-Chancellor shall nominate a Senior Teacher as Dean in the Faculty.

(2) The Dean shall hold office for a term of three years and no person shall be eligible for re-appointment as Dean until a period of at least three years has elapsed after the expiry of his last term :

Provided that the Vice-Chancellor may waive this condition for those professional Faculties which have only one Professor.

[1] Deleted the words "and superintend". Assented by Chancellor on 6 January 1982.
[2] Substituted for "monies". Assented on 20 July 1965.
[3] Substituted for "University or principals of colleges and heads of institutions". Assented on 14 October 1982.
[4] Substituted for "Readers in the subjects in which there are no professors in the University". Amendment assented



(3) The Dean of each Faculty shall be the Chief [Academic and][1] Executive Officer of the Faculty and shall preside at its meetings.

(4) The Dean shall issue the lecture lists of the University in the Departments comprised in the Faculty, and shall be responsible for the conduct of teaching therein.

(5) The Dean shall have the right to be present and to speak at any meeting of any committee of the Faculty but not to vote thereat unless he is a member of the Committee.

**Withdrawal of Degrees and Diplomas**

15. The Senate may, on the recommendation of the Syndicate, by a resolution passed with the concurrence of not less than two-thirds of the members present and voting and subject to the confirmation of the Chancellor withdraw and degree or diploma, certificate and other academic distinction, conferred by the University.

**Honorary Degree**

16. (1) All proposals for the conferment of honorary degrees shall be made by the Academic Council to the Syndicate and shall require the assent of the Senate before submission to the Chancellor for confirmation :

Provided that in the cases of urgency, the Chancellor may act on the recommendation of the Syndicate only.

(2) Any honorary degree conferred by the University may, with the previous approval of the two-thirds of the members of the Senate and the sanction of the Chancellor be withdrawn by the Syndicate.

**University Teachers**

17. (1) Members of the teaching staff in the University shall consist of the following categories :

(a) servants of the University paid by the University and appointed by the Syndicate as Professors, Readers or Lecturers or otherwise as teachers of the University; or

(b) person appointed by the Syndicate as honorary Professors, Readers or Lecturers or otherwise as teachers of the University.

(2) Recognised teachers shall be members of the teaching staff of colleges or institutions.

**Recognition of Teachers**

18. (1) The qualifications of recognized teachers of the University shall be such as may be determined by the Ordinances.

(2) All applications for the recognition of teachers of the University shall be made in such a manner as may be laid down by the Regulations made by the Syndicate in that behalf.

(3) The period of recognition of a teacher of the University as Professor or Reader shall be determined by Ordinances made in that behalf. A person in the service of a College, recognized as a teacher of the University otherwise than as a Professor or Reader shall continue to be recognized as if he is in the service of the College/Institution.

(4) The Syndicate may, on a reference from the Vice-Chancellor, withdraw recognition from a teacher;

Provided that the teacher of the College/Institution concerned, may within a period of thirty days from the date of the order of withdrawal, appeal against the order to the Chancellor whose decision shall be final.

(5) No person shall be appointed or recognized as a teacher of the University except on the recommendation of a Selection Committee constituted for the purposes.

[19. (1) For the selection of all those categories of staff not covered by schedule to the Rajasthan Universities Teachers and Officers (special conditions of services) Act 18 of 1974 as amended by Act 24 of 1976, the composition of selection committees shall be prescribed by the Ordinances and no such staff shall be appointed except on the recommendation of the selection committee so constituted.][1]

(2) The Selection Committee for the recognition of teachers of colleges shall consist of the following members :

(a) For the purpose of recognising a college teacher as a Professor, Reader or Lecturer :

[1] Substituted. Assented by Chancellor on 6th January 1982. (Senate : 18 Nov. 1980).
The provision in the First Statutes as amended was :
19. (1) The Selection Committee for any appointment specified in column (1) of the Table below shall consist of the Vice-Chancellor, an educationist nominated by the Chancellor and the persons specified in the corresponding entry in column (2) of the said Table.

**The Table**

| 1 | 2 |
|---|---|
| Professor<br>Reader | (i) The Dean of the Faculty,<br>(ii) The Head of the Department concerned, if he is a Professor,<br>(iii) Three experts in the subject in the case of Professors and two experts in the subject in the case of Readers and Lecturers; such experts not being under the employments of the University nor are members of the Senate, Syndicate and the Academic Council; such experts shall be nominated by the Vice-Chancellor[1]. |
| Lecturers | (i) The Dean of the Faculty,<br>(ii) The Head of the Department concerned,<br>(iii) Two experts in the subject not connected with the University, nominated by the Vice-Chancellor. |

(a) Four members of the Selection Committee shall form a quorum if the total membership of the Committee, is six or more, and three, if the total membership is five (where the Dean of the Faculty and Head of the Department concerned are the same persons). At least one expert shall be present in the selection of Readers and Lecturers and two experts in the selection of Professors.[2]

[(b) For the selection of other categories of teachers and technical staff or the University, the Vice-Chancellor may appoint such Adhoc Committee or Committees as he deems fit.][3].

[Provided however, that a Committee consisting of the Vice-Chancellor, Chancellor's nominee and the Dean of the Faculty concerned, may recommend to the Syndicate the appointment, of a distinguished scholar, scientist, writer or artist on contract basis for a period of not exceeding three years, on such terms and conditions as the Syndicate may determine. Such appointments may be outside the normal prescribed strength of the teaching departments in the University; and the rules relating to age and qualifications will not apply to such appointments.

Provided further, that the Syndicate may also, on the recommendation of a Committee consisting of the Vice-Chancellor, the Chancellor's nominee, the Dean of the Faculty concerned and Professor-Head of the Department, if any, appoint distinguished teachers in the service of other Universities and institutions, as Visiting Professors in the University, for a period not exceeding two years, on such terms and conditions as the Syndicate may determine][4]

St. 19 (1) Superseded by Act No. 18 of 1974. 19(1) (a) by Act 24 of 1976 and Act 9 of 1977. 19(1)(b) was substituted as above. Both the provisions also stand superseded by Act No. 18 of 1974.

[1] Substituted for "Two experts in the subject not concerned with the University, nominated by the Vice-Chancellor". Assented on 5th May 1970.

[2] Added. Assented on 5th May 1970.

[3] Added. Assented on 20th July 1965. Initially numbered 19(1)(a). Renumbered 19(1) (b) by an amendment assented on 5 May 1970.



(i) the Vice-Chancellor;

(ii) an educationist, nominated by the Chancellor;

(iii) a nominee of the Syndicate;

(iv) the Dean of the Faculty;

(v) the Head of the Department concerned, if he is a Professor;

(vi) two experts not connected with the University, nominated by the Vice-Chancellor.

(3) The meeting of the Selection Committee shall be convened by the Vice-Chancellor.

[(4) The Selection Committee for those categories of staff not covered by Rajasthan Universities Teachers and Officers (special conditions of services) Act 1974, shall consider and present to the Syndicate recommendations as to the appointment referred to it. If the Syndicate is unable to accept the recommendations made by the Committee, it shall record its reasons and submit the case to the Chancellor for final orders.][1]

[Provided that no reference to Chancellor shall be required when a Selection Committee's recommendations pertain to any post carrying a pay scale of 550-1010 (or its revised equivalent from time to time) or below.][2]

(5) Superseded.[3]

[(6) Recommendations of Selection Committee for appointments in the University shall remain valid for a period of 6 months from the date the panel of names recommended by the Selection Committee is approved by the Syndicate and no appointment shall be deemed to have satisfied the requirements of law and to have been validly made unless made within 6 months of the date on which the Syndicate approved the recommendations of the Selection Committee.][4]

[(7) (1) No appointment from the panel of names recommended by a Selection Committee and approved by the Syndicate shall be made in senior grades (like Reader and Professor in Teaching cadres, Deputy Registrar and Registrar in

[1] Substituted for the following :
"The Selection Committee shall consider and present to the Syndicate recommendations as to the appointment referred to it. If the Syndicate is unable to accept the recommendations made by the committee, it shall record its reasons and submit the case to the Chancellor for final orders."
Assented by Chancellor on 6 January 1982 (Senate : 16 November 1980).

[2] Added. Assented by Chancellor on 6 September 1985 (Senate: 18 November 1980).

[3] Superseded the following provision by Act 18 of 1974.
19. (5) That a committee consisting of the Vice-Chancellor, Chancellor's nominee and the Dean of the Faculty concerned, may recommend to the Syndicate the appointment of a distinguished scholar, scientist, writer or artist on contract basis for a period of not exceeding three years, on such terms and conditions as the Syndicate may determine. Such appointments shall be outside the normal prescribed strength of the teaching departments in the University; and the rules relating to age and qualifications will not apply to such appointments.
Provided further, that the Syndicate may also, on the recommendation of a Committee consisting of the Vice-Chancellor, the Chancellor's nominee, the Dean of the Faculty concerned and Professor-Head of the Department, if any, appoint distinguished teachers in the service of other Universities and institutions, as Visiting Professors in the University, for a period not exceeding two years, on such terms and conditions as the Syndicate may determine.

Administration, Deputy Librarain and Librarain in Library, University Engineer) against leave vacancies.][1]

[(2) No adhoc appointment shall be made to fill in vacancies in senior cadres/grades (like Reader, Professor in teaching cadre.)][2]

[(8) A person holding a temporary appointment after due and regular selection shall be eligible for permanent absorption without facing a selection committee again when a permanent vacancy arises provided that the permanent vacancy does not call for any specialization and for this purpose the period served by him in temporary capacity shall count towards probation upto a maximum of one year.

Provided that the person was selected for initial appointment as above in response to an advertisement inviting applications for permanent vacancies but was appointed temporarily for want of a permanent vacancy.][3]

[4][(9) If a post is advertised as a temporary/leave/lien vacancy post, persons whose names are recommended by the Selection Committee holding selections in response thereto shall be appointed temporarily. They shall not be eligible for permanent absorption, should such a vacancy arise later.]

20. The Syndicate may establish Research Fellowships and Scholarships of such value as it may, from time to time, determine tenable for a terms upto three years, for the encouragement for research or original work in such subjects and under such conditions as the Academic Council may by Regulation, prescribe.

**Co-ordination Committee**

21. (1) There shall be Co-ordination Committee to consider matters of common interest between the Universities in the State. The committee shall consist of the following :

(i) the Vice-Chancellors of all the Universities in the State of Rajasthan;

(ii) the Secretary to the Government in the Finance Department;

(iii) the Secretary to the Government in the Education Department;

(2) The Secretary to the government in the Education Department shall be the Member-Secretary of this Committee. This Committee shall meet periodically under the chairmanship of the Ministry of Education, Rajasthan. It shall review all or any aspect of University education that may be sponsored by the Members, or the Government, or the Chancellor and shall consider subjects of common interest such as (i) courses of study and syllabi, (ii) standards of examination, (iii) recruitment of teaching staff,

[1] Added. Assented by Chancellor on 27 May 1982. (Senate :18 November 1980)
[2] Added. Assented by Chancellor on 27 May 1982. (Senate : 18 November 1980).
[3] Added. Assented by Chancellor on 18 August 1982. (Senate : 18 November 1980).



(iv) mode and system of evaluating the work of teachers, (v) the working of various University bodies, (vi) questions relating to the health, discipline, physical development, social and intellectual life and general well being of students, (vii) welfare of teachers and their continued intellectual improvement, and (viii) consideration of specialized studies and research done by various Universities with an aim to avoid unnecessary duplication.

(3) This Committee shall be purely advisory.

(4) It should meet atleast once [a year and can be convened as many times as necessary.][1]

**Conditions governing admission of Colleges/Institutions to the privileges of the University**

22. (1) Colleges or Institutions, within the territorial limits of the *Jai Narain Vyas University, Jodhpur may be admitted to such privileges of the University as the Syndicate may decide on the following conditions, namely :

(i) Every affiliated college shall be a public educational institution;

(ii) The whole of the funds of an affiliated college shall be applied to its own educational purpose;

(iii) Every such College or Institution shall have regularly constituted Governing Body/Council, approved by the Syndicate. [2][At least three representatives of the teaching staff, of whom the Principal of the College or the Head of the Institution shall be one and the remaining two shall be selected from amongst its teachers, and two representatives of the University nominated by the Syndicate shall be included in the Governing Body or Council.]

(iv) Any change in the constitution of the governing body shall be reported forthwith to the Syndicate.

(v) The Principal of College shall be responsible for the internal administration of the College.

(vi) Every College or institution shall satisfy the Syndicate on the following points, namely :

(a) the suitability and adequacy of its accommodation and equipment for teaching;

(b) the qualifications and adequacy of its teaching staff and the conditions of their service;

(c) the arrangements for the residence, welfare, discipline and supervision of its students(s);

(d) that adequate financial provision has been made for the continued maintenance of the college; and

[1] Substituted for the words "every three months". Assented by Chancellor on 16 March 1977.
[2] Substituted for "and atleast three representatives of the teaching staff of whom the Principal of the College or the Head of the Institution shall be one and the remaining two shall be selected from amongst its teachers.
Provided that the said condition shall not apply in case of colleges and institutions maintained by the Government which shall, however have one representative of the University on each governing body or associated in an advisory capacity where there is no governing body".

(e) such other matters as are essential for the maintenance of the standards of University education.

(vii) Every college shall provide instruction in such subject and in preparation for such examinations as may be authorized in respect of that college, from time to time by the Syndicate.

(viii) Every college shall satisfy the University that it is in all respects suitably organized and conducted.

(ix) Every college shall maintain a proportion of teachers to students which is not smaller than the minimum to be prescribed by Ordinance and which is sufficient for thorough tutorial supervision.

(x) Every college not maintained by a Government shall maintain a provident fund for the benefit of members of its teaching staff, with rules approved by the University.

(xi) A teacher dismissed for misconduct by an affiliated College shall not be employed by any other affiliated college without the previous consent in writing of the Vice-Chancellor.

(xii) No college or institution shall be admitted to any privileges of the University except on the recommendation of the Syndicate made after considering the report of a Committee of Inspection appointed for the purpose by the Syndicate.

(xiii) Colleges and Institutions desirous of admission to any privileges of the University shall be required to intimate their intention to do so in writing so as to reach the Registrar not later than the [30th April][1] preceding the year from which permission applied for is to have effect.

(xiv) A college or institution may not, without the previous permission of the Syndicate and Academic Council suspend instruction in any subject or course of study which it is authorized to teach and teaches.

(2) Appointment to the teaching staff of such colleges or institutions shall be made on the recommendations of a Selection Committee, which shall include the Principal (unless the post to be filled is that of the principal), at least one of the representatives of the University on the Governing body and one expert nominated by the Academic Council.

Provided that the provisions of this clause shall not apply in the case of colleges and institutions maintained by the Government.



(3) Every such college or institution shall be inspected at least once every year by a committee appointed by the Syndicate. The Syndicate after considering report shall forward a copy of the report to the Governing Body of the College or Institution with such remarks, if any, as it may deem fit, for suitable action.

(4) The Syndicate may, after consulting the Academic Council, withdraw any privileges granted to a college or Institution if at any time it considers that the college or institution is not fulfilling the requisite conditions;

Provided that before any privileges are so withdrawn the Governing Body/Government shall be given an opportunity to represent to the Syndicate why such action should not be taken.

(5) Subject to the conditions set forth above, the Ordinances may prescribe any other conditions which may be considered necessary and also the procedure for the admission of colleges and institutions to the privileges of the University and for the withdrawal of those privileges.

23. Notwithstanding anything contained in these Statutes, a person who holds any post in the University or is a member of any Authority or Body of the University in his capacity as a member of a particular Authority or Body or as the holder of a particular appointment shall hold office so long only as he continues to be a member of that particular Authority or Body or the holder of that particular appointment as the case may be.

24. Notwithstanding anything contained in these Statutes, no person who is ordinarily not resident in India shall be eligible to be an officer of the University or a member of any Authority of the University.

25. (1) Any member, other than an ex-officio member, of the Senate, the Syndicate, the Academic Council or any other University Authority or Committee may resign by means of a letter addressed to the Registrar and the resignation shall take effect as soon as such letter is received by the Registrar.

(2) Any officer of the University, (whether salaried or otherwise) may resign his office by letter addressed to the Registrar :

Provided that such resignation shall take effect only on the date from which the same is accepted by the Authority competent to fill the vacancy.

26. (1) Any member of the Senate, the Syndicate or the Academic Council may be removed by a resolution of the Senate, the Syndicate or the Academic Council as the case may be, passed by a majority of not less than two-thirds of its members on either of the following grounds, namely :

(i) the officer has become incapable of performing his

(ii) the officer has been convicted by a court of law of an offence which, in the opinion of the Senate, the Syndicate or the Academic Council, as the case may be, involves moral turpitude.

(2) Notwithstanding anything contained in the terms of his appointment any officer of the University, salaried or otherwise, may be removed from that office by the Authority which is competent to fill the vacancy on either of the following grounds, namely:

(i) the officer has become incapable of performing his duties; and

(ii) the officer has been convicted by a court of law of an offence which, in the opinion of the Senate, the Syndicate or the Academic Council, as the case may be, involves moral turpitude.

Provided that nothing in this clause shall be deemed to effect any rights accruing to an officer appointed on contract in accordance with the terms of the contract.

27. Where by the Statutes or the Ordinances, no provision is made for a President or Chairman to preside over a meeting of any University Authority, Board or Committee or when the President or Chairman so provided is absent, the members present will elect one of their members to preside at the meeting.

28. The University shall establish a Research Board, a Publication Board, Students' Welfare Board, a Library Board and a Board of Sports.

**University Fund**

29. (1) The University Fund shall be kept in [eight separate accounts as below and investment made in such securities/receipts and to such extent][1] as may be approved by the Syndicate :

[(i) *Jai Narain Vyas University Contributory Provident Fund Account;

(ii) *Jai Narain Vyas University Local Fund Account;

(iii) *Jai Narain Vyas University Fund Account;

(iv) *Jai Narain Vyas University Students Aid Fund Account;

(v) *Jai Narain Vyas University Capital Works Account;

(vi) *Jai Narain Vyas University Debt and Deposit Account;

(vii) *Jai Narain Vyas University Teachers Welfare Fund Account;][2]

(viii) *Jai Narain Vyas University Gratuity Fund Account.][3]

[1] Substituted for the words "the personal Deposit Account in Government Treasury, Jodhpur or the Fund may be invested in such securities and to such extent". Assented by Chancellor on 30 June 1968.

[2] Clauses (i) to (vii) inserted by an amendment assented by Chancellor on 30 June 1968.



(2) The Vice-Chancellor shall nominate an officer [or the Finance Officer][1] who shall have the authority to operate the account of the University Fund and to incur all necessary expenditure from it subject to the provisions of the Act and the Statutes.

30. There shall be a detailed running audit of the accounts of the University by the auditors appointed by the Government in accordance with the provisions of the Act.

**Annual Report**

31. (1) The Syndicate shall take all steps to have the annual report of the University prepared under its directions as provided for in the Act and the Statutes for submission to the Senate at least four weeks before the date fixed for the annual meeting of the Senate.

(2) The Syndicate shall take all steps to submit the annual accounts and Balance Sheet of the University, audited in the manner prescribed by the Act and the Statutes, to the Senate and the State Government at least four weeks before the date fixed for the annual meeting of the Senate.

**Financial Estimates**

32. The Syndicate shall prepare the financial estimates for the ensuing year at least eight weeks before the date fixed for the annual meeting of the Senate and shall as soon as possible send a copy of the financial estimates thus prepared to the address of each member of the Senate, the Chancellor and the State Government.

**Provident Fund**

33. (1) There shall be a Provident Fund for the benefit of the permanent [employees of][2] the University.

(2) The management of the Provident Fund shall vest in the Syndicate which may, from time to time, make regulations or issue such general or special directions as may be consistent with the Statutes as to (a) the conduct of business of the Fund and (b) any matter relating to the Fund or its management or the privileges of the depositors not herein expressly provided for, or vary or cancel any regulations made or directions given.

[Provided that there shall be a Provident Fund Committee, whose composition is given hereinafter, for the purpose of advising the Syndicate in matters relating to investment, payments and all other matters in respect of Provident Fund.][3]

(3) (i) Every [whole time employee][4] of the University holding a permanent substantive appointment, or appointed for a fixed period of not less than three years [...][5] shall be entitled and required to subscribe to the Provident Fund [...][6].

[1] Inserted. Assented by Chancellor on 30 January 1983.

[2] Substituted for "officers, clerical staff, and servants employed by". Assented on 30 June 1968. (Senate : 6 May 1968).

[3] Added. Assented on 2 August 1985.

[4] Substituted for 'servant'. Assented on 30 June 1968.

(ii) Persons appointed on probation to substantive appointments will be entitled to subscribe to the Provident Fund, but if their services terminate before their confirmation they shall not be entitled to receive any portion of the University contribution or the interest accruing thereon.

(iii) No employee of the University shall be entitled to the benefits of the Provident Fund whose services in the University entitle him to a pension or on whose account the University contributes to his pension or who has been appointed by the University on [...][1] special terms.

(4) (i) Every employee of the University entitled to the benefits of the Provident Fund shall be required to sign a written declaration in the prescribed form that he has read this Statute and agrees to abide by it, and shall hand in for registration in the University office the names of the persons or person to whom [he/she wished the balances at his/her credit to be paid in the event of his/her death][2].

(ii) The subscriber may from time to time, add or change [his/her nominee by written application to the Registrar].[3]

(iii) A register of such nominees shall be kept in the University Office.

[Provided that, if at the time of making nomination the subscriber has a family, the nomination shall not be in favour of any person or persons other than the members of his/ her family.

(iv) If a subscriber nominates more than one person under Statute 33(4) he/she shall specify in the nomination the amount of share payable to each of the nominees in such manner as to cover the whole of the amount in the event any time.

(v) Every nomination made and every notice of cancellation given, by a subscriber shall to the extent that it is valid, take effect on the date on which it is received by the Registrar.

(vi) That the nomination shall become invalid in the event of the happening of a contingency specified therein :

(i) Provided that if at the time of making the nomination the subscriber has no family, he shall provide in the nomination that it shall become invalid in the event of his subsequently acquiring a family;

(ii) Provided further that if at the time of making the nomination the subscriber has only one member of

[1] Deleted "a consolidated salary or on". Assented on 30 June 1968.
[2] Substituted for "he wishes the balance at his credit to be paid in the event of his death". Assented on 30 June 1968.
[3] Substituted for "his nominee by written application to the Syndicate." Assented on 30 June 1968.



the family, he shall provide in the nomination that the right conferred upon the alternate nominee under clause (a) shall become invalid in the event of his subsequently acquiring other member or members of his family.][1]

[2][(4)(A) Family for the purpose of *Jai Narain Vyas University Contributory Provident Fund means :

(a) in the case of male subscriber, the wife or wives and children of a subscriber and the widows and children of a deceased son of the subscriber.

Provided that if a subscriber proves his wife has been judicially separated from him or has ceased under the customary law of the community to which she belongs to be entitled to maintenance, she shall henceforth be deemed to be no longer a member of the subscriber's family in members to which these rules relate, unless the subscriber subsequently intimates in writing to the Registrar that she shall continue to be so regarded.

(B) The University will not be bound by nor will recognize any assignment or encumberance executed or attempted to be created which affects the disposal of the amount standing to the credit of the subscriber who dies before the amount becomes payable.]

(5) [3][The minimum rate of subscription shall be 9% of the monthly pay but a subscriber at his option may subscribe at a rate higher than 9% of his monthly pay and the amount calculated on this basis shall be deducted from the monthly salary of such employee.]

[Provided that a subscriber may at his option subscribe extra provident fund on a monthly basis and/or in lump sum amount. However, the subscriber may have the choice to revise the amount of monthly subscription of extra P.F. twice a year.

*Note :* If during the period of study leave one subscribes the full amount to his Provident Fund account, the University will also contribute its full share irrespective of what he actually draws as his salary.][4]

[5][(6) The University shall in case of each subscriber make a monthly contribution at the rate of 11% of his pay provided in the case of employees who draw a pay of Rs. 1000/- p.m. and above, the University Contribution shall be at the rate of 9%.

*Note :* "Provided that the revised rates will be made applicable w.e.f. 1-7-1980."]

[(7) (i) The amount of subscription deducted from the monthly pay of each employee together with the contribution by the

[1] Added. Assented on 30 June 1968.
[2] Added. Assented on 30 June 1968.
[3] Substituted. Assented on 15 April 1983. (Senate : 18 November 1980).
[4] Substituted. Assented on 29 June 1978.

University shall be deposited in an account named *"Jai Narain Vyas University Contributory Provident Fund Account" within two days of the receipt of the money so far as possible. The amount shall be deposited in a Savings Bank account opened in 'A' Class Scheduled Bank at Jodhpur as may be decided by the Syndicate from time to time. The account shall be operated in such manner as the Syndicate may direct. The balance of the fund, after keeping in reserve a suitable amount for current needs shall be invested in Small Savings Securities, Fixed Deposits in Scheduled Banks and/or other Government Securities or investments covered by Section 20 of the Indian Trust Act of 1882, on the basis of the recommendations of a Provident Fund [ ][1] Committee as soon as possible, after the accounts are credited, but not later than 7 days from the date of its deposit in *Jai Narain Vyas University Contributory Provident Fund Account.]†

‡[(ii) The Provident Fund [ ][2] Committee referred to in Statute 33(7) (i) above shall consist of the following :

(a) (1) The Vice-Chancellor,

(2) [Three][3] representatives of the subscribers to be nominated by the Vice-Chancellor, [one of them shall be from the Non-Teaching Staff,][4]

(3) One member of the Syndicate to be nominated by the Vice-Chancellor,][5]

(4) The Registrar,

(5) The [Finance][6] Officer of the University who shall be non-member Secretary of the Committee,]‡

[(6) One representative of the Non-Teaching Staff nominated by Vice Chancellor.][7]

† Substituted for the following provisions in the First Statutes by an amendment assented on 30 June, 1968.

"(7) (i) The amount of subscription deducted from the monthly salary of each employee together with the contribution by the University shall be deposited in the Post Office Savings Bank, to the credit of an account opened in the name of each subscriber, within two days of the receipt of the money so far as possible.

The investment of the amount to the credit of subscriber shall also be permissible in Government Securities or Postal Cash Certificates or National Savings Certificates through the Post Office on the condition that :

1. in the case of Government Securities, no security of the face value of less than Rs. 100/- shall be purchased at one time,
2. the Securities shall be kept in the custody of the Accountant General, Posts and Telegraphs, and the receipts thereof in the custody of the Registrar, and
3. the Postal Cash Certificates and the National Savings Certificates shall be kept in the custody of the Registrar."

[1] Deleted the word "Investment". Assented by Chancellor on 14 October, 1982.

‡ Substituted Amendment assented on 30 June 1968. The provision in the First Statutes was :

"(ii) Subscribers to the Provident Fund on whose behalf accounts are opened at the Post Office under the provisions of these Statutes will not be deprived of their right to open ordinary private accounts in the Post Office Savings Bank or to purchase Post Office Cash Certificates or National Savings Certificates or Government Securities, through the Post Office."

[2] Deleted the word "Investment". Assented on 26 December, 1982.

[3] Substituted for "Two". Assented on 14 July, 1975.

[4] Inserted. Assented on 14 July, 1975.

[5] Substituted for "Registrar". Assented on 6 January 1982.

[6] Substituted for "Accounts". Assented on 28 April, 1973.



‡[(b) The term of the nominated members of the Committee shall be 3 years.]

(iii) The subscription paid by the subscriber and the contribution paid by the University shall be entered monthly in a separate account for each subscriber.

[1][(iv) As soon as possible, after the 31 March of each year the Registrar shall send to each subscriber a statement of his/her account, showing the opening balance on the 1st of April of the year, the total amount credited and debited during the year, the total amount of interest accrued as on the 31st March of the year and the closing balance on that date. The Registrar shall attach to the statement account, an enquiry whether the subscriber,

(a) desires to make any alteration in any nomination make by the subscriber;

(b) has acquired a family (in case where the subscriber had made no nomination in favour of the family under rules).

(c) The subscribers should satisfy themselves as to the correctness of the annual statement of account. Errors, if any, should be brought to the notice of the Registrar within 6 months from the date of receipt of the statement.

(d) The Registrar shall, if required by a subscriber once, but not more than once in an year, inform the subscriber of the total amount standing to his/her credit in the Fund at the end of the last month for which his/her account has been written up.]

[2][(v) At the end of a financial year the account of each subscriber shall be credited with an amount of interest accrued to him / her at the rate, proposed by the Provident Fund [ ][3] Committee, after taking into consideration the total interest earned on the deposits and investments made out of the fund. The interest will be distributed pro-rata to subscribers' accounts.][2]

[4][(vi) The Syndicate may, under such conditions, as may be laid down in the Ordinances, permit the payment of premia on life insurance policy or policies on the life of subscriber who is in receipt of a salary not exceeding Rs. 500/- p.m. out of his personal subscription to the Provident Fund account under Statutes 33(5) above.][4]

(8) A subscriber at the termination of his service shall be entitled to receive the amount which accumulates to his credit.

‡ Substituted Amendment assented on 30 June, 1968. The provision in the First Statutes was :

"(ii) Subscribers to the Provident Fund on whose behalf accounts are opened at the Post Office under the provisions of these Statutes will not be deprived of their right to open ordinary private accounts in the Post Office Savings Bank or to purchase Post Office Cash Certificates or National Savings Certificates or Government Securities, through the Post Office."

[1] Substituted for the following provisions in First Statutes. Assented on 30 June, 1968.

"(iv) A statement of the total amount at the credit of each subscriber shall be furnished to him once in the beginning of each year."

[2] Added. Assented on 30 June, 1968.

(9) On a subscriber's death, the amount at his credit shall be paid to the person or persons duly nominated by him or, when no such nomination is made to his legal heir or heirs.

(10) The amount at the credit of a subscriber shall not be subject to any deduction even to cover loss or damage sustained by the University through the subscriber's misconduct or negligence.

(11) †[(i) (1) The payment of an advance from the Provident Fund may be sanctioned by the Vice-Chancellor on a prescribed form to a subscriber from the amount of his/her subscription standing to his/her credit for the following purposes :

(a) meeting the cost of higher education including where necessary, the travelling expenses of his/her own self or of children actually dependent on him/her;

(b) meeting the expenditure in connection with the marriage of a son or a daughter or a real brother or a sister dependent on him/her;

(c) meeting the expenses in connection with the illness, including where necessary, the travelling expenses of the subscriber, or any person actually dependent on him/her;

(d) building or acquiring a suitable house for his/her residence including the cost of the site or repaying any outstanding amount on account of the loan expressly taken for this purpose or reconstruction, or making additions or alterations to a house already owned or acquired by a subscriber;

(e) to purchase a conveyance for the subscriber's personal use;

[(f) for one's own marriage or for such other purposes as may be determined by the Vice-Chancellor to be of urgent necessity.][1]

(2) An advance shall in no case exceed the amount of the member's own subscription standing to his/her credit in the Provident Fund;]

[Provided that for purposes of purchase of land under schemes approved by the P.F. Committee, the subscriber may be granted a loan upto Rs. 6000/- or the total balance available in his account, inclusive of employee's own subscription and the University contribution whichever is less, repayable in not more than 60 instalments. The unadjusted balance if any, in such cases, may be adjusted when final payment of P.F. money is made to him. Such a loan may run concurrently with

† Substituted for the following provisions in the First Statutes by an amendment assented on 30 June 1968.
"No final withdrawal shall be allowed until the termination of the subscriber's service or his death, but in case of necessity of which the Syndicate shall be the sole judge, the Syndicate may allow a subscriber to make a temporary withdrawal of a sum not exceeding the total amount [illegible]



any other loan previously granted to the subscriber for any other purposes, provided the total amount does not exceed the limits specified above.][1]

(ii) Recoveries towards the amount advanced shall be made in monthly instalments not exceeding [Sixty][2] as may be decided by the Syndicate commencing at the first payment of a full month's salary after the advance is granted, but no recovery shall be made from a subscriber when he is on leave otherwise than on full pay.

[3][(iii) An advance shall not be granted to any subscriber till a period of six months has elapsed after the repayment of the last instalment of a previous advance, if any, provided that in case of urgent necessity [ ][4] the sanctioning authority may, after satisfying itself, grant an advance before the expiry of six months from the date of repayment of the last instalment of the previous advance.]

[5][(a) The interest on advance shall be charged at a rate one per cent higher than the interest rate last paid by the University to the account of a subscriber. [The interest on the advance sanctioned under Statute 33(11)(i) would be payable in not more than 12 monthly instalments][6] (the monthly payment being rounded to the nearest whole rupee, 50 paise and above counting as the next higher rupee). Recoveries of interest made under this clause shall be credited to "*Jai Narain Vyas University Contributory Provident Fund Account".][7]

[(b) Notwithstanding anything contained under these Statutes, if the Vice-Chancellor is satisfied that money withdrawn as an advance from the fund has been utilized for a purpose other than that for which sanction was given, the amount of advance shall, with a penal interest calculated at a rate two per cent over and above the rate provided under Statute 33(11)(iii)(a) be repaid by the subscriber to the Fund.][7]

*Note :* In these Statutes "subscription" means the amount paid by the subscriber and "contribution" means the amount contributed by the University.

†[33.(11) (3) A permanent employee of the University, who is a subscriber to the provident fund shall be allowed an advance for construction of a house on a land standing in his name or on which he has acquired a legal title.

[1] Added. Assented on 9 May 1972.
[2] Substituted for "thirty". Assented on 14 July 1975.
[3] Substituted for the following provision in the First Statutes. Amendment assented on 30 June 1968.
"When a subscriber has already taken an advance, he shall not be eligible for a fresh advance until the amount already advanced has been fully paid up."
[4] Deleted the words "due to illness of the subscriber or his / her dependents". Assented on 9 May 1972.
[5] Added. Assented on 30 June 1968.
[6] Substituted for : "It shall ordinarily be recovered in one instalment in the month after the repayment of the principal. If the period of repayment exceeds twenty months, interest may, if the subscriber so desires, be recovered in two equal monthly instalments". Assented on 14 July, 1975.

The advance so granted shall not exceed Rs. 25,000/- or the total balance standing to his credit in the Provident Fund whichever is less. The recoveries of the advance shall be made in monthly instalments not exceeding 100. The first recovery shall commence from the pay to be drawn in the next month of the withdrawal of the advance. The interest on such advance shall be charged at a rate one per cent higher than the interest rate [payable by the bank if invested in the F.D.R. for an equivalent period.][1]

The house so constructed shall have to be insured and mortgaged in favour of the University as security against the advance.]

‡[(12) Final withdrawals from P.F. amount (non-refundable) may be sanctioned by the Vice-Chancellor to a subscriber at any time after completion of ten years of service by the subscriber or when the employee is due to retire on account of superannuation within 10 years. The amount shall be paid out of the amount standing at the credit of the subscriber to the extent of 12 months of pay or balance of his own contribution, whichever is less. Such withdrawals are, however, admissible under the following two conditions :

(i) Building or acquiring a suitable house for his residence (including the cost of site).

or

(ii) Meeting the expenditure in connection with the marriage of a subscriber's daughter.

*Note :* (1) The outstanding balance of the amount of advance taken for the purpose specified at (i) and (ii) above may be converted into non-refundable withdrawal at the request of the subscriber.

(2) In case of subscribers, who were contributing to the P.F. while in State Services, and the amount so contributed has been received by the University from the Government of Rajasthan and credited to their account, the period spent in State Service shall cover for the purpose of this clause.]

†34. [(1) For purposes of payments of premiums towards an insurance policy of a subscriber withdrawals at his/her option, from Provident Fund Account shall be allowed to the extent of 75 per cent only out of the subscription of the subscriber.][2]

[1] Substituted for "declared by the University in the previous year". Assented on 14 July, 1975.

‡ Added. Assented on 14 July, 1975.

† By amendment assented on 30 June, 1968 the Statutes 34 (A), (B), (C), (D), (E), (F), (G), (H) were renumbered 34 (1), (2), (3), (4), (5), (6), (7), (8) respectively.

[2] Substituted by Amendment assented on 30 June 1968 for the following provision in First Statutes :
"34. A. For purposes of payments of premiums towards an insurance policy of a subscriber, withdrawals, at his option, from Provident Fund Account in the Post Office shall be allowed to the extent of 75 per cent only out of the subscription



Provided that no amount shall be allowed to be withdrawn before the details of the proposed policy have been submitted and they are accepted as suitable.

Provided further that no amount may be withdrawn to meet any payments in respect of a policy which is due for payment in whole or part before the subscriber's age of normal superannuation.

(2) A subscriber shall be liable to refund any amount withdrawn towards the payment of insurance premium, if the [Vice-Chancellor][1] later on has any reasons therefore, with interest thereon at the rate [as provided under Statute 33(11)(iii)(b) and the amount so recovered from the emoluments of the subscriber, except interest,][2] shall be placed to the credit of the subscriber in the fund. [The amount of the interest recovered shall be credited to the *"Jai Narain Vyas University Contributory Provident Fund Account".][3]

(3) The University will not make any payments on behalf of the subscribers to insurance companies, or take steps to keep a policy alive.

(b) It is immaterial what form the policy takes; provided that it shall be one effected by the subscriber himself [/herself][3] on his [/her][3] own life and shall (unless it is a policy expressed on the face of it to be for the benefit of his wife [/her husband][3] or of his wife [/her husband][3] and children, or any of them) be such as may be legally assigned by the subscriber himself [/ herself][3] to the University.

†[A policy on the joint lives of the subscriber and his wife [/ her husband][3] shall be a policy on the life of the subscriber himself [/herself][3] for the purpose of this sub-rule.]†

‡[A policy which has been assigned to the subscriber's wife [/husband][3] shall not be accepted unless either the policies first reassigned to the subscriber or both the subscriber and his wife [/her husband][3] join in an appropriate assignment.]‡

(c) The policy may not be effected for the benefit of any beneficiary other than the wife [/husband][3] of the subscriber or the wife [/husband][3] and children, or any of them.

[1] Substituted for "Syndicate". Assented on 30 June, 1968.

[2] Substituted for "allowed by the Post Office Savings Bank and the amount so recovered from the emoluments of subscriber". Assented on 30 June, 1968.

[3] Inserted. Assented on 30 June, 1968.

† This was under the heading 'Explanation 1' in the First Statutes. Heading dropped by amendment assented on 30 1968.

‡ This was under the heading 'Explanation 2' in the First Statutes. Heading dropped by amendment assented on 30

(4) (1) The policy within three months after the first withdrawal from the fund in respect of the policy or in the case of an insurance company whose headquarter is outside India, within such further period as the Registrar, if he is satisfied by the production of the completion Certificate (Interim Receipt) may fix, shall—

(a) Unless it is a policy expressed on the face of it to be for the benefit of the wife [/husband][1] of the subscriber, or of his wife [/her husband][1] and children, or any of them, be assigned by an endorsement on the policy in Form 1 set forth in the Schedule to the University as security for the payment on any sum which may become payable to the fund by the subscriber under Statutes 34(6)34 (8) and delivered to the Registrar.

(b) If it is a policy expressed on the face of it to be for the benefit of the wife [/husband][1] of the subscriber or of his wife [/her husband][1] and children, or any of them, be delivered to the Registrar.

[2][(c) If the policy is not assigned and delivered, within the said period of three months or such further period as the Registrar may under clause (i) have fixed any amount withdrawn from the fund in respect of the policy shall with interest thereon at the rate [as provided under Statute 33(11)(iii) (b),][3] forthwith be paid by the subscriber to the fund or in default be ordered by the Registrar to be recovered by deduction from the emoluments of the subscriber by instalments or otherwise as the [Vice-Chancellor][4] may direct.][2]

(2) The Registrar shall satisfy himself by reference to the Insurance Company where possible that no prior assignment of the Policy exist.

(3) Once a policy has been accepted for the purpose of being financed from the fund the term of the policy shall not be altered.

[5][(4) Notice of Assignment of the policy shall be given by the subscriber to the Insurance Company, and the acknowledgement of the notice by the Insurance Company shall be sent to the Registrar within three months of the date of assignment.]

(5) The subscriber shall not during the currency of the policy, draw any bonus, the drawal of which during such currency is optional under the terms of the policy and the amount of any bonus, which under the terms of the

[1] Inserted. Assented on 30 June, 1968.
[2] Renumbered 34(4)(1)(c) from 34(D) (4). Assented on 30 June 1968.
[3] Substituted for "allowed by the Post Office Savings Bank". Assented on 30 June 1968.
[4] Substituted for "Syndicate". Assented on 30 June 1968.
[5] It was 33(D)(5) in the First Statutes.



policy the subscriber has no option to refrain from drawing during its currency shall be paid forthwith into the fund by the subscriber or in default recovered by deduction from him emoluments by instalments or otherwise as the Syndicate may direct.

34. (6) (1) Save as provided by clause (2) of the Statute 34(8) when the subscriber :

(a) Quits the service,

or

(b) proceeds on leave preparatory to retirement and applies to the Registrar for re-assignment on return of the policy,

or

(c) while on leave, has been permitted to retire or declared by a medical authority to be unfit for further service and applies to the Registrar for assignment on return of the policy,

or

(d) pays to the fund the whole or any amount from the fund for the purpose of payment of premium, the Registrar shall :

(i) if the policy has been assigned to the University under Statute 34, (6) re-assign the policy in Form II set forth in the schedule to the subscriber and make it over to the subscriber,

(ii) if the policy has been delivered to him [/her][1] under clause (1)(b) of the Statute 34(4) make over the policy to the subscriber.

Provided that if the subscriber after proceeding on leave preparatory to retirement or after being while on leave, permitted to retire or declared by a medical authority to be unfit for further service return to duty, any policy so re-assigned or made over shall if it has not matured or been assigned or charged or encumbered in any way, be again assigned to the University and delivered to the Registrar or again delivered to the Registrar, as the case may be in the manner provided in Statutes 34(4) and thereupon the provisions of these Statutes shall so far as may be, again apply in respect of the policy.

Provided further that if the policy has matured or been assigned or charged or encumbered in any way, the provisions of clause 3 of Statute

34(4) applicable to a failure to assign and deliver a policy shall apply.

(2) Save as provided by clause (2) of Statute 34(8) when the subscriber dies before quitting the service, the Registrar shall :

(i) if the policy has been assigned to the University under Statute 34(4) assign the policy in Form III set forth in the Schedule to such persons as may be legally entitled to receive it, and shall make over the policy to such person, together with a signed notice of reassignment addressed to the Insurance Company,

(ii) if the policy has been delivered to him under sub-clause (b) of clause 1 of Statute 34(4) make over the policy to the beneficiary if any, or, if there is no beneficiary, to such person as may be legally entitled to receive it.

(7) (1) Save as provided by clause (2) of Statute 34(8) if a policy assigned to the University under Statute 34(4) matures before the subscriber quits the services and before his [/her][1] death, the Registrar shall realize the amount assured and shall deduct therefrom the whole or any amount withdrawn from the fund in respect of the policy with interest thereon at the rate [as provided under Statute 33 (11)(iii)(a)][2] and shall place the amount so deducted to the credit of the subscriber in the fund [except the interest].[1] The balance if any, shall at the option of the subscriber be paid to the subscriber or placed to the credit of the subscriber in the fund.

(2) Save as provided by clause (2) of Statute 34(8), if a policy delivered to the Registrar under clause (1)(b) of Statute 34(4) matures before the subscriber quits the service and before his [/her][3] death the Registrar shall make over the policy to the subscriber, who shall pay to the fund in respect of the policy with interest thereon at the rate allowed [as provided under Statute 33(11)(iii)(a)][1] and in default, the provisions of clause (4) of Statute 34(4) applicable to a failure to assign and deliver a policy shall apply.

(8) If the policy lapses or becomes assigned, otherwise than to the University under Statute 34(4) charged or encumbered, the provisions of clause (3) of Statute 34(4) applicable to a failure to assign and deliver a policy shall apply.

(2) If the Registrar receives notice of :

(a) an assignment (other than as assignment to the University under Statute 34(4), or

(b) a charge or encumberance on, or

[1] Inserted. Assented on 30 June 1968.
[2] Substituted for "allowed by the Post Office Savings Bank". Assented on 30 June 1968.



(c) an order of a court restraining dealings with the policy or any amount realised thereon, the Registrar shall not—

(i) assign or re-assign or make over the policy as provided in Statute 34(6), or

(ii) realise the amount assured by the policy or dispose of any part of any amount so realised or make over the policy as provided in Statute 34(7) but shall forthwith refer the matter to the Syndicate.

No. I FORM OF ASSIGNMENT TO THE UNIVERSITY

1. A.B. of ..... hereby assign unto *Jai Narain Vyas University, Jodhpur within policy of assurance as security for payment of all sums which under Statute nos. 34(6) to 34(8) laid down by the Syndicate of *Jai Narain Vyas University under Statutes relating to the Provident Fund, may here after become liable to the University Provident Fund. I hereby certify that no prior assignment of the within policy exists.

Date .....20..... Signature of the subscriber

Station One witness to signature

No. II FORM OF RE-ASSIGNMENT BY THE UNIVERSITY

All sums which have become payable by the above named A.B. under Statute nos. 34(6) to 34(8) laid down by the Syndicate of *Jai Narain Vyas University, Jodhpur, under Statutes relating to Provident Fund having been paid and all liabilities for payment by him of any such sums in the future having ceased, *Jai Narain Vyas University, Jodhpur doth hereby re-assign the within policy of assurance to the said A.B.

Dated.....20..... Signature of the Registrar

No. III FORM OF ASSIGNMENT BY THE UNIVERSITY

The above named A.B. having died on the .....day of.....20..... *Jai Narain Vyas University, Jodhpur doth hereby assign the within policy of assurance to C.D.

Dated.....20..... Signature of the Registrar

Fill in particulars of persons legally entitled to receive the policy.

**Payment of Gratuity to University Employees**

†35.(1) These Rules shall be called *Jai Narain Vyas University, Jodhpur Payment of Gratuity to Employees Rules, 1970.

(2) These Rules shall come into force with effect from 1-4-69.

† Substituted. Assented by Chancellor on 28 April 1973.
The provision in the First Statutes was :
"35 Servants employed by the University drawing salary of less than Rs. 50/- per month shall be entitled to gratuity on the following scales :

| | |
|---|---|
| For 30 years' service and over. | 18 months' pay |
| For service over 25 years but less than 30 years | 15 months' pay |
| For service over 20 years but less than 25 years | 12 months' pay |
| For service over 15 years but less than 20 years | 10 months' pay |
| For service over 10 years but less than 15 years. | 8 months' pay |
| For service over 5 years but less than 10 years | 6 months' pay |
| For service of less than 5 years. | Nil |

No person shall, however, be entitled to a gratuity if he is dismissed from service on account of misconduct or for some offence. If a servant dies or becomes insane while in service of the University, the gratuity will be paid to his

(3) *Applicability* : These rules are intended to provide extra retirement benefit which is in the form of ex-gratia payment to the employees of the University. They shall apply to :

(i) All employees joining service in the University on or after the date of coming into force of these rules.

(ii) All employees who are in the service of the University on 1-4-1969 and opt for the gratuity scheme under these rules in the manner detailed in clause 4 below.

These rules shall not apply to the following persons :

(a) Employees holding an appointment under contract, unless the terms of contract provide otherwise,

(b) an appointment for a fixed term,

(c) an appointment on fixed pay,

(d) an appointment on re-employment, [.....][1]

(e) employees on work-charge basis.

(4) *Option* :

(i) Employees in service of the University on 1-4-69 shall have the right to opt for this scheme or (b) to continue existing CPF scheme of the University. Option shall be exercised and communicated to the Registrar in writing within 3 months from the date of notification of the Statute. Option once exercised shall be final and irrevocable, and in case no option is received by the date specified for the purpose it shall be deemed that employee has opted for the gratuity scheme under these rules.

*Exception :*

In case of an employee who is absent from duty on the date of the notification of these rules, on account of being on deputation or study leave either in India or abroad, the Registrar shall send a copy of this Statute to such an employee and shall ask him to exercise his option in the manner and within the period specified above.

(ii) In the case of an employee who was in the service of the University on the date of coming into force of these rules and died whilst still in service on the same date or on a subsequent date before having opportunity of exercising the option under clause (i) above, the person or persons validly nominated under Statute 33 for receiving the amount standing to the credit of the employee's Provident Fund, can make specific request to the Vice-Chancellor to permit the nominee or nominees jointly, to opt for the gratuity scheme and the Vice-Chancellor shall have the discretion to accede to the request of the said nominee or nominees of the deceased provided that any [...][2] payment already made

[1] Deleted "on superannuation (including extensions, if any) either from the University or the State Government". Assented on 14 July 1975.



or agreed to be made on monthly basis to the nominees of the deceased shall reckon towards the amount of death gratuity admissible to him/her under Clause 10.

**Gratuity Fund**

(5) (i) In the case of all employees of the University to whom these rules are applicable the University's share of contribution to the Provident Fund will be reduced by 1/3% from the date of commencement of University contribution to the P.F. in each case which shall be transferred to the Gratuity Fund.

[*Note :* The fraction in the amount, calculated on this basis shall be rounded off to the nearest 5 paise.][1]

(ii) Every temporary employee of the University who under Statute 33 is not eligible to receive the University share of contribution to the Provident Fund, shall subscribe @ 1/3% of his/her substantive pay every month to the Gratuity Fund. In the event of such an employee leaving the service of the University due to any reason whatsoever, except when the employee is dismissed from the service in the University before he/she becomes eligible for payment of gratuity in terms of clause 6 and 9, the total amount so subscribed by the temporary employee to the Gratuity Fund shall be refunded to him.

(iii) On the date of coming into force of this gratuity scheme the University shall constitute a Gratuity Fund by :

(a) Diverting from the Provident Fund accounts of all existing employees who opt for the Gratuity scheme, the amount at the rate of 1/3% from University's share of contribution already credited to the Provident Fund from date on which such contributions by the University started in each case.

(b) Paying into the Fund every month an amount equal to the 1/3% (not to be credited to the employee's Provident Fund) as University's share of contribution in terms of clause 5(i) plus the amount of subscription for Gratuity at the rate of 1/3% realised from the temporary employees in terms of clause 5(ii) above.

**Condition of Payment**

[(6) Gratuity shall be payable to an employee on his rendering satisfactory service to the University till the date he attains superannuation or the date of retirement after extension or his death while in service or on termination of service or leaving service otherwise than on dismissal.

Provided that no gratuity shall be payable to an employee if he resigns from the University service before completing two years of continuous service in the University.][1]

Nominations

(7) (i) Every employee eligible for the benefits of the gratuity scheme of the University, shall be required to sign a Nomination Form (in triplicate) as may be prescribed by the University and send the same through the concerned Head of Department/Office of registration in the office of the Registrar of the University.

(ii) The employee may, from time to time, add, change or cancel one or more nominees by written application addressed to the Registrar through the concerned Head of Department/Office.

(iii) In case of an employee who died while in service and failed to nominate any person to receive the amount of gratuity payable under these rules, or in case the nominee also dies, before payment of the gratuity amount to him/her, the payment of gratuity may be authorised at the discretion of the Vice-Chancellor, to a person or persons; who produces/court and executes/ execute an indemnity bond to refund the amount of gratuity so paid to him/her/them by the University in the event of his/her/their title to succession being found defective.

[2][(8)(i) The amount of gratuity payable in the case of permanent employees of the University who leave university service on superannuation or on retirement after extension in service or on retirement before attaining the age of superannuation or on resignation after completing two years continuous service in the University or on termination of service other-wise than on dismissal shall be calculated at the rates given in Annex. (i) to these rules. However, the amount of gratuity payable shall be subject to a maximum of 16½ months 'emoluments' or Rs. 3,50,000/- whichever is less, with effect from 01-01-97 as per clause (v) of sub-rule (3) of Rule 257 of R.S.R. notified vide F.15(3) FD Rules/97 dated 21-03-1998. Provided that the amount of

[1] Substituted.

(a) St. 35 (6) as incorporated by rules assented on 28 April 1973 was :

"Gratuity shall be payable at the discretion of the Vice-Chancellor to an employee on his rendering satisfactory service to the University till the date he attains the age of superannuation or the date of retirement after extension, or his death while in service, or on termination of service otherwise than on dismissal.

Provided that the amount of gratuity payable to an employee under this Statute shall be reduced by an amount equal to the value of any loss or damage to University property including money caused on account of negligence or criminal offence, or on account of contributory negligence resulting in any loss of University property or money".

(b) This was substituted by the following by an amendment assented on 16 June 1976.

"(6) Gratuity shall be payable at the discretion of the Vice-Chencellor to an emplyee on his rendering satisfactory service to the University or on his attaining the age of superannuation or on retirement after extension in service or retirement before attaining the age of superannuation or on resignation or on his death while in service or on termination of service otherwise than on dismissal.

Provided that no gratuity shall be payable to an employee if he resigns from the University service before completing two years of continuous service in the University."

(c) The Present provision was substituted by amendment assented on 28 October 1985.

[2] Substituted. Amendment assented on 18 July 1987.



maximum gratuity payable shall stand revised to the amount revised by State Government for its employees from time to time.

Provided that the Gratuity payable with effect from 28-12-1991 to 31-12-1996 shall be 16½ months 'emoluments' or Rs. 85,000/- whichever is less.

Provided that the Gratuity payable with effect from 1-9-1986 to 27-12-1991 shall be 16½ months 'emoluments' or Rs.75,000/- whichever is less.

Provided that the Gratuity payable with effect from 1-1-1982 to 30-3-1986 shall be 16½ month 'pay' or Rs.36,000/- whichever is less.

Provided further that the Gratuity payable with effect from 31-10-1974 to 31-12-81 shall be 15 months 'Pay' or Rs. 30,000/- whichever is less.

Provided further that the Gratuity payable with effect from 1-4-74 to 30-10-74 shall be 15 months pay or Rs. 24,000/- whichever is less.

Provided further that the Gratuity payable in case of employee retiring from 1-4-69 to 31-3-74 will be as follows:

| | | |
|---|---|---|
| a) | An employee retiring upto 31st March, 1970. | 3 months' pay or normal gratuity, whichever is less. |
| b) | An employee retiring upto and on 31st March, 1971. | 3½ months' pay or normal gratuity, whichever is less. |
| c) | An employee retiring upto and on 31st March, 1972. | 4 months' pay or normal gratuity, whichever is less. |
| d) | An employee retiring upto and on 31st March, 1973. | 4½ months' pay or normal gratuity, whichever is less. |
| e) | An employee retiring upto and on 31st March, 1974. | 5 months' pay or normal gratuity, whichever is less. |

(ii) For calculating the completed six monthly period of continuous service shown in Appendix I the period or periods spent by the employee on leave without pay or period(s) spent on deputation for which no P.F. contribution has been received from the foreign employer or from the employee in lieu of the foreign employer, shall be excluded.

Gratuity to temporary employee

(9) A person in temporary employment who ceases to be in the University service on account of superannuation or retirement after extension in service or termination after completing not less than 5 years' continuous service shall be, if otherwise eligible for payment of gratuity under these rules, paid gratuity at the rate of 1/3 of a month's pay for

Death Gratuity

(10) In the event of death of an employee, while in service, death gratuity shall be payable to his/her nominee or nominees as under :

A. *For Permanent Employees :*

| | | |
|---|---|---|
| (i) | When death occurs after completion of one year. | 3 months' pay. |
| (ii) | When death occurs after completion of 3 years' service. | 6 months' pay. |
| (iii) | When death occurs after completion of 5 years' or more of service. | 12 months' pay. |

B. *For Temporary Employees :*

| | | |
|---|---|---|
| (i) | When death occurs after completion of 1 years' service. | 1 month' pay. |
| (ii) | When death occurs after completion of 3 years' service. | 2 months' pay. |
| (iii) | When death occurs after completion of 5 years' or more of service. [ ][1] | 3 months' or normal pay Gratuity payable under these rules whichever is greater. |

*Note :* The word "pay" wherever it occurs means the pay which an employee was receiving immediately before the date of his release from University service on superannuation or retirement after extension in service or termination, death or resignation and includes :

(a) Basic pay in the time scale,

(b) Personal pay which is granted in lieu of loss of substantive pay,

(c) Special pay attached to a post; and

(d) Dearness pay, if any.

2. If an employee holding a permanent post in a substantive capacity officiates in a higher post (other than tenure post), borne on a cadre which includes permanent posts, continuously for not less than 3 years, and leaves the University service on account of superannuation or retirement after extension in service or termination, while officiating on such a higher post, the pay drawn by the employee as specified in note 1 above on the officiating post shall be taken into account for calculating his/her gratuity provided that no other employee held lien on the higher officiating post and it is certified that but for his/her retirement on superannuation after extension in service or termination of services the employee would have continued to officiate in the higher post.

3. If immediately before release from University service on superannuation or retirement after extension in service or termination, an employee has been absent from duty on leave with allowances, his/her pay for purpose of gratuity shall be taken what he/she would have drawn had he/she not been absent from duty on leave.



(11) In case provisions of these rules cause undue hardship to an employee, the Syndicate may on merits of each case relax the provision of these rules by issue of specific orders. Power of Relaxation

(12) The power of interpreting the rules shall vest in the Syndicate and the decision of the Syndicate shall be final. Power of Interpretat

## APPENDIX I to St. 35(8)(i)†

Schedule of Gratuity payable to employees of the University under Rule 8.

*For permanent employees :*

| Completed six months Period of continuous service | Scale of Gratuity |
|---|---|
| 1. | ½ month Emolument |
| 2. | 1 month's Emolument |
| 3. | 1½ month's Emolument |
| 4. | 2 month's Emolument |
| 5. | 2½ month's Emolument |
| 6. | 3 month's Emolument |
| 7. | 3½ month's Emolument |
| 8. | 4 month's Emolument |
| 9. | 4⅛ month's Emolument |
| 10. | 4¾ month's Emolument |
| 11. | 5⅛ month's Emolument |
| 12. | 5½ month's Emolument |

1. Substituted. Amendment accepted on 18 July 1983

| | |
|---|---|
| 13. | 5⅞ month's Emolument |
| 14. | 6¼ month's Emolument |
| 15. | 6⅝ month's Emolument |
| 16. | 7 month's Emolument |
| 17. | 7⅜ month's Emolument |
| 18. | 7¾ month's Emolument |
| 19. | 8⅛ month's Emolument |
| Add for each six monthly period of continuous service above 19 | ¼ months emolument subject to maximum of 16½ times the emolument provided that in no case it shall exceed Rs. 85,000/- with effect from 28-12-1991 as per clause (v) of sub-rule (3) of Rule 257 of RSR notified vide F.1 (29) FD (Gr.2)/87 dated 28-12-91 or as amended by the Government of Rajasthan from time to time.<br>Provided that from 1-9-1986 to 27-12-1991 the maximum gratuity payable shall be Rs. 75,000/- or 16½ times of emoluments whichever is less.<br>Provided that from 1-1-1982 to 30-3-1986 the maximum gratuity payable shall be Rs.36,000/- or 16½ times of pay whichever is less.<br>Provided further that from 31-10-74 to 31-12-1981 the maximum gratuity payable shall be Rs. 30,000/- or 15 times of pay whichever is less.<br>Provided further that prior to 31-10-1974 the maximum gratuity payable shall be Rs. 24,000/- or 15 times of pay whichever is less. |

*Note :* For the person retiring prior to 31-3-86, the word 'emoluments' shall mean 'pay' for purpose of calculation of gratuity amount.

[36. Wherever a provision has been made in the Statutes for an election of members and the manner for the election has not been expressly provided such elections shall be held by simple majority.][1]



[36 A. The Election of students from the Senate to the Syndicate shall be held in accordance with the system of proportional representation by means of single transferable vote and the voting at such election shall be by secret ballot.][1]

[37. The Vice-Chancellor shall be a whole time officer of the University. He shall be paid salary of Rs. 25000 (Fixed) or as amended by the government from time to time. If a retired government servant is posted or appointed as a Vice-Chancellor, his pension and amount equal to DCRC will be adjusted against his salary. The Vice-Chancellor shall also be provided with rent free residence furnished by the University.

Provided that the above provision shall be effective from 1st January 1986.][2]

[38. The Vice-Chancellor shall be entitled to the contribution at the rate of 8% by the University on his salary towards his Provident Fund.][3]

[39. He shall also be entitled to leave on full pay at the rate of 1/11th of the period he remains on duty, and such other leave as may be admissible under University Ordinances.][3]

[40. In case of medical facilities and other privileges unless otherwise provided the Vice-Chancellor shall be governed by the relevant Ordinances on the subject governing the terms and conditions of service of the employees of the University.][3]

[41. The Vice-Chancellor shall be entitled to other rights and privileges as might be conferred on him from time to time through the Statutes or Ordinances.][3]

[Provided further that the Vice-Chancellor shall be entitled to D.A. at the State rate of Dearness Allowance as may be prescribed from time to time for Government servant drawing pay in Rajasthan Civil Services (Revised New Pay Scales) Rules, 1976.

This will come in force with effect from 1 August 1983.][4]

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[1] Added. Assented on 14 July 1975.

[2] Substituted. Assented on 26 November 1988. Progressive changes in this Statute are given below.

1. The Vice-Chancellor shall be a whole time officer of the University. He shall be paid a salary of Rs. 2000/- per month and be provided with a rent free residence furnished by the University.
   Assented on 6 November 1965. (Senate : 18 September 1965).
2. The Vice-Chancaellor shall be a whole time officer of the University. He shall be paid a salary of Rs. 2500/- per month and be provided with a rent free residence furnished by the University.
   Provided that the present incumbent of the office of the Vice-Chancellor shall draw the salary of Rs. 2,500/- per month from 1st November 1972.
   Assented on 28 April 1973.
3. The Vice-Chancellor shall be a whole time officer of the University. He shall be paid a salary of Rs. 3000/- per month and that a retired Government servant is posted or appointed as Vice-Chancellor his pension and the amount equal to D.C.R.C. will be adjusted against his salary. The Vice-Chancellor shall also be provided with a rent free residence furnished by the University.
   Provided that the above provision shall be effective from 1st August 1979.
   Assented on 6 January 1982.

[3] Added. Assented on 6 November 1965.

[42. In all cases where elections are held at a meeting of any of the authorities, except in cases of casual vacancies, the notice of the meeting at which the election is to be held shall be sent to the members at least 30 clear days before the date of the meeting. Nominations shall be sent to the Registrar so as to reach him at least 15 clear days before the day of the meeting, and the Registrar shall send a list of such nominations to the members of the authority concerned at least 8 clear days before the day of the meeting. In case an election is held by post, the procedure laid down in the case of the election of members from the registered graduate constituency, shall in so far as possible be followed at the discretion of the Vice-Chancellor.][1]

[42.(a) This procedure will not however apply in cases where members are to be co-opted to any University body. For such co-option the proposals may be made at the meeting itself.][2]

[43. Each nomination shall be in writing, and shall be dated and signed by two members of the authority concerned.

No person shall be nominated as a candidate for election unless he signified his consent on the nomination paper.][1]

[44. A candidate thus nominated for election may withdraw his candidature at any time before the poll is taken at the meeting, either personally or by writing a letter addressed and sent to the Registrar so as to reach him before the hour fixed for the meeting.][1]

[45. If the number of candidates nominated exceeds the number of vacancies to be filled, poll shall be taken at the meeting. Ballot papers with the names of persons nominated printed thereon will be furnished at the meetings held for the purpose of making the election. All the members present at the meeting shall be entitled to vote in the election. The Vice-Chancellor in the case of elections by the Senate, the Syndicate and the Academic Council, shall determine the time during which the ballot box shall be kept open for the receipt of ballot papers and this time-limit shall be notified to the voters in the notice of election. The scrutiny shall be conducted by the Registrar and not less than two scrutinisers to be selected by the Chairman of the meeting from among those present at the meeting.][1]

[46. If the nominations received are less than or equal to the seats to be filled in, the persons so nominated shall be deemed to have been duly elected. For the remaining vacancies fresh nominations shall be invited at the meeting itself and the election held.][1]

[47. The election of two teachers to the Syndicate as required under Section 16(1)(vii) of *Jai Narain Vyas University, Jodhpur Act, 1962 (as amended from time to time) shall be held in

[1] Added. Assented on 6 November 1965



accordance with the system of proportional representation by means of single transferable vote and the voting at such election shall be by secret ballot.][1]

*[48. (i) At least 60 days prior to the date on which the election is to be held the Vice-Chancellor shall nominate a Returning Officer for the election who may be Registrar or a Dean of Faculty. The election shall be held in the manner hereinafter provided. The nomination of the Returning Officer shall be notified.

(ii) The Returning Officer shall prepare the Electoral List (Roll) comprising names of all those eligible to vote at the election and at least 45 days before the date on which the election is to be held publish the said list alongwith the Notification of Election. The Notification and the electoral list shall be given due/wide publicity and their copies shall also be made available to a voter on demand at a price to be fixed by the Returning Officer.

(iii) Objections to the electoral list, if any, shall be required to be made in writing and should reach the Returning Officer upto the prescribed time on the date notified as last date for receiving such objections which shall not be earlier than 15 days from the day on which the electoral list was published. Such date and time for objections shall be notified in the Notification of Election.

(iv) After considering the objections to the electoral list the Returning Officer shall correct the Electoral list within 3 days of the last date fixed for receipt of objections and publish the corrections made.

If an objection is rejected the Returning Officer shall communicate the rejection alongwith the reasons for rejection to the person who had filed the objection within 7 days of the last date for receipt of objections.

(v) As soon as possible after the publication of corrections in the Electoral list the Returning Officer shall by a second notification notify:

(a) the date and time on that date by which the nominations may be filed provided that this date shall not be less than 7 days from the days of publication of the second notification,

(b) the date and time when the nomination papers shall be scrutinized and the place where such scrutiny shall be held,

(c) the last date and time upto which a candidate nominated for election may withdraw his

candidature which shall not be less than 3 days from the date of publication of the list of validly nominated candidate,

(d) the date on which the election shall be held which shall be at least 15 days from the day on which the list of candidates who remain in field after withdrawals, if any, is published,

(e) the place where the polling for election shall be held and the duration of time during which such polling shall be done.

(vi) The date of publication of notification or of any other information regarding election shall be the day on which such notification/information is received by the various Departments/Colleges/Institutions. 'Publication' for all the purpose of election means that the notification is to be sent to all the Departments/ Institutions of the University and the Colleges.

(vii) The nominations shall be made in the prescribed form and must be dated and signed by the proposer and the seconder and must contain their name and designation in full as per the electoral list. The proposer and the seconder must be electors in the constituency from which the election is to be held. No person shall be nominated for election unless he signified his consent in writing on the nomination paper. The signatures of proposer, the seconder and the person nominated shall be attested by an Attesting Officer who shall be one of the following :

(1) The Deans of the Faculties of *Jai Narain Vyas University, Jodhpur.

(2) The Heads of Departments of *Jai Narain Vyas University, Jodhpur.

(3) The Principal of any one of the Colleges of *Jai Narain Vyas University, Jodhpur.

(viii) An elector may propose or second not more than one person.

(ix) As soon as possible, after the time fixed for receipt of the nominations, at a time and place fixed by the Returning Officer, he or any person or persons nominated by him shall scrutinise the nomination papers. The candidate or his agent duly authorised by him in writing in this behalf shall be entitled to be present at such scrutiny.

(x) The nomination paper shall be rejected if it is incomplete in any respect. The nomination paper shall be rejected if name or designation etc. of any one of the proposer, seconder or the candidate nominated fails to conform to what is mentioned in the electoral list or if the attestation has not been properly made or for any other reason that in the opinion of the person scrutinizing the nominations justifies such a rejection.



(xi) In case of any dispute about rejection of a nomination paper or whether a nomination has been validly made the decision of the scrutinizer shall be final. Any dispute regarding the validity of the nomination paper shall be made in writing. If a candidate or his agent wishes to obtain the reason of rejection of the candidate's nomination paper or the reason for rejection of any dispute raised by him, the Returning Officer shall communicate the reasons in writing.

(xii) After the scrutiny of the nomination papers the Returning Officer shall publish the list of the candidates whose nominations are found to have been validly made.

If the number of candidates validly nominated does not exceed the number of vacancies to be filled, the candidates so nominated shall be declared to have been elected.

(xiii) A candidate may withdraw his candidature in writing by the time notified for making such withdrawal. A candidate once having communicated his intention to withdraw in writing to the Returning Officer shall not be allowed to cancel his withdrawal.

(xiv) The Returning Officer shall, after the expiry of the time fixed for withdrawal, prepare a final list of the candidates in run for election and publish it along with the information of place, date and timings of polling for the elections which shall be held at least after 15 days of this notification.

(xv) If the number of candidates left in the field, after the final withdrawal, does not exceed the number of vacancies to be filled, the candidates so remaining shall be declared to have been elected.

(xvi) The Returning Officer shall get the voting papers printed in alphabetical order of the names of the candidates. He shall appoint the Presiding Officer and other election staff, necessary for the purpose.

(xvii) On the day fixed for polling, the voter shall cast their votes in person. No postal ballot shall be allowed. The elections shall be held in accordance with the system of proportional representation by means of a single transferable vote and the voting at such election shall be by secret ballot. The general procedure of proportionate representation shall be adopted in counting and declaration of result.

(xviii) The Presiding Officer shall maintain the account of ballot papers printed, issued, consumed and the number of ballot papers spoiled. When the ballot paper is issued to an elector he shall be asked to sign in token thereof. If a ballot paper is spoiled by an elector before he inserts it into the ballot box, the Presiding Officer

shall issue another ballot paper and shall preserve spoilt ballot paper separately in a sealed cover.

(xix) Before the polling begins the candidates or their authorized agents shall be entitled to inspect the polling booth and the ballot boxes. The ballot box as far as possible must be closed in presence of candidates or their authorized agents and their signatures obtained in certification thereof. The candidates or their authorized agents shall also be entitled to note down the account of ballot papers.

(xx) At the time of polling, typographical errors in name or Department of the elector shall be not taken in consideration in debarring an elector from voting, if the Presiding Officer is satisfied with the identity of the voter.

However, if the name of an elector appears in the concerned electoral roll, but on the day of polling he ceases to be a voter in that constituency, the Presiding Officer shall after ascertaining the correct position from the Returning Officer debar such voter from casting his vote.

In case of all disputes regarding the eligibility, identity of voters, voting procedure etc. unless specifically provided here, the decision of the Presiding Officer shall be final.

(xxi) An elector shall record his vote by placing on the ballot paper the figure 1 opposite the name of the candidate for whom he intends to vote and may in addition indicate the order of his choice or preference for as many other candidates as he pleases by placing against their names the figure 2, 3, 4, 5 and so on, in consecutive numerical order.

(xxii) Preference shall be indicated only by placing the Arabic numerals 1, 2, 3, 4 etc. against the names of the candidates for whom the voter intends to vote. The preference indicated in any other manner shall render the vote invalid.

(xxiii) A vote shall be invalidated, if

(a) the figure 1 standing alone indicating a first preference is not placed;

(b) the figure 1 standing alone, indicating a first preference, is placed opposite the names of more than one candidate;

(c) any preference is repeated;

(d) figures other than the Arabic numerals placed either alone or in addition to the Arabic numerals;

(e) it cannot be determined for which candidate the first preference of the voter is recorded;



(f) any mark is placed by the voter by which he may afterwards be identified;

(g) there is any erasing or alternation in the figures indicating the voter's preferences.

(xxiv) Soon after the polling is over and at such time notified by the Presiding Officers the voting papers shall be scrutinised and counted by the Returning Officer with the help of such other persons as may be nominated by him for the purpose of counting. At the scrutiny or counting of the ballot papers candidates or their authorized agents may be present if they so choose. After the counting is over, the Returning Officer shall declare the result. However, the Returning Officer shall before declaration of results afford an opportunity to the candidates or their authorized agents present to submit any objection that they may have to make. This shall be recorded in the form of a certificate signed by the candidates or the agents present.

(xxv) If any dispute regarding the counting or result is made in writing the Returning Officer shall declare the result only after considering the objection raised. In case the objection is rejected the person making the objection shall be entitled to obtain the reasons of rejection in writing.

(xxvi) In as far as possible elections must be completed. By the date on which the term of previous incumbents expires. However, the Vice-Chancellor may, for good reason postpone the election provided that the election shall have to be completed within 3 months from the date on which the term of previous incumbents expired.

(xxvii) After the declaration of result any dispute about the validity of election shall have to be preferred within 15 days from the date of the declaration of the result. No dispute preferred after the time limit prescribed shall be valid. The dispute regarding elections after the declaration of the results shall be settled in accordance with the provisions of the Act that is S. 31 of the Act.

(xxviii) All such records like used and unused and spoilt ballot papers, voters, signatures list, record of counting etc. shall be preserved in separate sealed covers on which the signatures of the candidates or their authorized agents present at the time of counting shall be obtained and they all shall be sealed then in a bigger cover. The sealed bundle thus prepared shall be preserved for 15 days after the election result is declared and shall be destroyed thereafter if no dispute is raised within that time. If any dispute is raised the bundles shall be sent to the Authority deciding the dispute under Section 31 of Act, if required.]

[49. The following shall be the designations of the University Teachers :

1. Professor
2. Associate Professor in place of Reader
3. Assistant Professor in place of Lecturer.

Provided that the Special conditions of service as envisaged in the Rajasthan Universities Teachers and Officers (Amendment) Act, 1976 (Act No. 24 of 1976) for Readers and Lecturers shall be applicable to Associate Professors and Assistant Professors respectively.

Provided further that for all other purposes, the words Associate Professor and Assistant Professor will be used to as equivalent to and in place of Readers and Lecturers respectively, as provided at the relevant places in the Act, Statutes, Ordinances and Regulations of *Jai Narain Vyas University, Jodhpur.][1]

[1] Added. Accepted on 16 February 1983



## APPLICATION FORM FOR THE GRANT OF LOAN OUT OF PROVIDENT FUND ACCOUNT

1. Name .....
2. Father's name .....
3. Designation .....
4. Department/Faculty/Office .....
5. P.F. Account No. .....
6. Pay and Grade .....
7. Amount of P.F. Loan, if taken previously .....
8. Purpose for which the previous loan was taken .....
9. When was the last instalment paid? .....
10. Amount of loan now required .....
11. Number of instalments in which the loan will be repaid .....
12. Purpose for which the P.F. Loan is required .....

Date Signature

Forwarded to the Registrar with the remarks that nothing is outstanding (instalment/interest) on account of P.F. loan drawn by the applicant.

No. Signature
Dated Designation

### FOR OFFICE USE

1. Balance at credit Rs. .....
2. Balance of previous loan Rs. .....
3. Date of last instalment of recovery of the previous loan Rs. .....
4. Amount admissible for sanction Rs. .....
5. No. of instalments of recovery Rs. .....
6. Amount of each instalment of recovery Rs. .....

Assistant Section Officer

## RECOMMENDATION FOR GRANT OF LOAN

Assistant Registrar (Accounts) Sanctioned

Financial Adviser

Registrar Vice-Chancellor

Recovery orders are placed below for signatures.

Paid Rs.....Vide Cheque No..... of Vr. No.....

Assistant Section Officer

## MEDICAL & HEALTH DEPARTMENT

No. Date .....

I, Dr. .....

after careful, personal examination of the case hereby certify that Mr./Mrs./Miss .....

s/o w/o d/o dependent on .....

an employee of *Jai Narain Vyas University, Jodhpur is, suffering from (mention disease in block letters) .....

and is under my treatment. Mr./Mrs./Miss .....

may need Rs. ..... Rupees .....

approximate to complete the treatment.

Date

Signature & Designation of
Authorised Medical Attendant with Seal



**APPENDIX I to 'PART II : STATUTES'**

**Superseded Provisions: St. 2 (1),(2),(3),(4),(5)**

*(Reference : Page 89)*

2. (1) The Senate shall consist of the following persons, namely :

I. EX-OFFICIO MEMBERS

(i) the Chancellor,

(ii) the Vice-Chancellor,

(iii) all former Vice-Chancellors,

(iv) Vice-Chancellors of other Universities in Rajasthan,

(v) the Registrar,

(vi) the Deans of [Faculties][1].

(vii) the Chief Justice of Rajasthan High Court, Jodhpur.

(viii) the Minister for Education, Rajasthan,

(ix) the Chairman, Board of Secondary Education, Rajasthan,

(x) the Director of College Education, Rajasthan,

(xi) the Director of Education (Primary and Secondary), Rajasthan,

(xii) the Director of Technical Education, Rajasthan,

(xiii) two members, not below the rank of the Head of the following Departments, to be nominated by the State Government, by rotation :

(i) Medical,

(ii) Industries and Commerce,

(iii) Forest,

(iv) Public Works,

(v) Mines and Geology, and

(vi) Development and Planning,

(xiv) all the Members of the Syndicate,

(xv) all the Heads of University Departments of the status of a Professor or a Reader,

(xvi) one Principal/Head of Constituent or recognized colleges/ institutions elected by the Principals of such colleges/ institutions from amongst themselves,

(xvii) one member of the State Legislature nominated by the Speaker,

(xviii) one member each nominated by [(i) the Ministry of Defence Research and Development Organisation],[2] (ii) Oil and Gas Commission and, (iii) the Central Arid Zone Research Institute, Jodhpur,

(xix) Chairman, Jodhpur Municipal Board/Corporation,

(xx) Not more than two members to be nominated by the State Government.

II. LIFE MEMBERS

(xxi) every person, who had made a donation to the University at any one time of an amount of, or of property valued at, one lakh rupees or more, or a representative nominated in this behalf by such person during his life time;

Provided that in the case of the donor being a corporate body the membership shall last for a period of 20 years from the date of acceptance by University of such donation.

III. OTHER MEMBERS

(xxii) two persons elected by the Academic Council from amongst its members,

[1] Substituted for the word 'faculty' occurring in the First Statutes. Received assent of Chancellor on 20 July 1965. (Senate : 9 December 1964).

[2] Substituted for "the Ministry of Defence (i) Research and Development Organisation" occurring in the First Statutes.

(xxiii) two persons, not being teachers, elected by the Registered Graduates of the University from amongst themselves,

(xxiv) two persons elected by teachers other than the Heads of University Departments and Principals/Heads of constituent/ recognized/colleges/institutions from amongst themselves,

(xxv) persons who have rendered distinguished service to education not exceeding two in number, nominated by the Chancellor,

(xxvi) two persons nominated by the State Government, and

(xxvii) [two persons to be co-opted by the Senate][1] belonging to any two of the following professions, namely :

(i) Law,

(ii) Medicine,

(iii) Engineering and Technology,

(iv) Industry and Commerce,

(v) Forestry,

(vi) Auditing and Accountancy.

*Explanation :* None shall be regarded as eligible for election under the foregoing clause (xxvii) unless he (a) holds qualifications entitling him to practise the profession concerned (b) has prior to the date fixed for the return of nomination of persons for election under this clause practiced the profession concerned for not less than five consecutive years, and (c) resides within area over which the University has its territorial jurisdiction under Section 5 of the Act.

Till persons in sub-clause (xxii), (xxiii) and (xxvii) are elected, their places will be temporarily filled by persons nominated by the Chancellor.

(2) If any body of persons entitled to elect a member fails to do so within the time prescribed by the Senate, the Senate may appoint as member any person whom that body of persons could have elected as a member.

(3) Members of the Senate, other than ex-officio members and life members, shall hold office for a period of five years.

(4) The election of the two persons by the Academic Council from amongst its members shall be on the basis of simple majority.

(5) For the purpose of sub-clause (xxvii) also, the system of election by simple majority shall be followed.

[1] Substituted for the words "two persons in number to be elected by Senate" occurring in the First Statutes. Received



## APPENDIX II to 'PART II : STATUTES'

### Progressive Changes in Statute 8(1)(c )

*(Reference : Page 94)*

1. The First Statutes contained the following provision 8(1)(c) :

Each Department shall have a Head who may be a Professor, if there is no Professor, a Reader and whose duties and functions and terms and conditions of appointment shall be prescribed by the Ordinances.

Provided that if there are more Professors or, as the case may be Readers than one in any Department no persons shall be appointed to be the Head of any Department except in accordance with the provisions made in respect thereof by the Statutes.

Provided further that if there is no Professor or Reader in Department, the senior most teacher shall act as the Head of that Department.

2. The following was substituted for the first proviso by amendment assented by Chancellor on 9 May 1972.

"Provided that if there are more professors or readers than one in any department, the Head of the Department shall be appointed by the Vice-Chancellor according to such seniority as has been determined and in the absence of such clearly determined seniority then the Head of the Department shall be appointed by the Vice-Chancellor at his discretion till such seniority is determined or for a period not exceeding 3 years whichever is earlier."

3. Vide assent dated 24 January 1984, the following was substituted as Statute 8(1)(c ).

"Each Department shall have a Head who shall be appointed in the following order of priority;

(i) The Professor or the seniormost Professor if there are more Professors than one;

(ii) If the Professor who is head of the Department under Clause (i) above goes on leave without pay/extra ordinary leave/deputation for the purpose of taking employment elsewhere or if he goes on any other type of leave for a period of not less than one month, the next seniormost Professor.

Provided that if there are more professors than one or only one Professor in the Department and the Vice-Chancellor is satisfied that it will not be in the best interest of the Department to appoint/continue the seniormost among them as the Head, he may for reasons stated in writing and on approval of the Syndicate appoint the next seniormost Professor as Head or if there is only one Professor the seniormost Reader.

(iii) If there is no Professor or if all the Professors are on leave as defined in Clause (ii), the seniormost reader;

(iv) If the Reader who is Head of the Department under Clause (iii) above goes on leave without pay/extra ordinary leave/deputation for the purpose of taking employment elsewhere or if he goes on any other type of leave for a period of not less than one month, the next seniormost Reader;

(v) If there is no Professor and no Reader or if all of them are on leave as defined in Clause (ii) & (iv) the seniormost Lecturer in the Department shall be appointed as Head.

"Provided that if at any time the Vice-Chancellor is satisfied that it will not be in the best interest of the department to continue the seniormost Reader or Lecturer, as Head, he may for reasons stated in writing and on approval of the Syndicate appoint the next seniormost person in the department as Head."

## APPENDIX III to 'PART II : STATUTES'

### Progressive Changes in Statute 33(5)

*(Reference : Page 119 )*

1. The provision in the First Statutes was :

   The rate of subscription shall be 8% of the monthly salary and the amount calculated on this basis shall be deducted from the monthly salary of each employee.

   *Note :* No subscription or contribution shall be made to the Provident Fund by or for the benefit of an employee who is on leave without salary.

2. Substituted by the following by amendments assented on 30 June 1968.

   The minimum rate of subscription shall be 8% of the monthly salary but a subscriber may at his option subscribe at a rate higher than 8% of his monthly salary and the amount calculated on this basis shall be deducted from the monthly salary of each employee.

   *Note :* If during the period of study leave one subscribes the full amount to his Provident Fund Account, the University will also contribute its full share irrespective of the fact what he actually draws as his salary.

3. Substituted by the following amendment assented on 28 April 1973.

   The minimum rate of subscription shall be 8% of the subscriber's monthly pay including dearness pay. A subscriber may however at his option subscribe at a rate higher than the minimum rate. The fraction in the amount calculated on this basis shall be rounded off to the nearest rupee and be deducted from the monthly pay of each subscriber.

4. The following was added at the end of 33(5) by an amendment assented on 14 July 1975.

   "The subscriber may have the choice to revise the amount of extra subscription twice a year."

5. By amendment assented on 29 June 1975, the following was substituted for Statute 33(5).

   The minimum rate of subscription shall be 8% of the subscriber's monthly pay including dearness pay. The fraction in the amount calculated on this basis shall be rounded off to the nearest rupee and be deducted from the monthly pay of each subscriber.

   Provided that a subscriber may at his option subscribe extra provident fund on a monthly basis and/or in lump sum amount. However the subscriber may have the choice to revise the amount of monthly subscription of extra P.F. twice a year.

   *Note* : If during the period of study leave one subscribes the full amount to his P.F. account, the University will also contribute its full share irrespective of what he actually draws as his salary.

### Progressive Changes in Statute 33(6)

1. The provision in the First Statutes was :

   (6) The University shall in the case of each subscriber make a monthly contribution at the rate of 10 per cent of his salary; in the case of employees who draw a salary of more than of Rs. 500/- per month the University contribution shall be at the rate of 8 per cent.

2. By amendment assented on 16 July 1965 the semi colon occurring between the words 'salary' and 'in' was replaced by full stop. And a new sentence started with 'In'.

3. By amendment assented on 30 June 1968 the following was substituted for Statute 33(6) :

   "The University shall in the case of subscriber make a monthly contribution at the rate of 10 per cent of his salary provided that in the case of employees who draw a salary of more than Rs. 500/- per month by University contribution shall be at the rate of $8^{1}/_{3}$ per cent."

4. By amendment assented on 14 July 1975 the following note was added to Statute 33(6) :

   "*Note :* The fraction in the amount calculated on this basis shall be rounded



## APPENDIX IV to 'PART II : STATUTES'

### Progressive Changes to Statute 35(8)(i)

*( Reference : Page 132 )*

1. The initial provision in the Gratuity Rules assented on 28 April 1973 was :

   (8) (i) The amount of gratuity payable in the case of permanent employees of the University who leave University service on superannuation or on retirement after extension in service or on termination shall be calculated at the rates given in Appendix I to these rules. However, the amount of gratuity payable shall be subject to a maximum of 15 months pay or Rs. 24,000/- whichever is less.

   Provided that in the case of an employee in receipt of pay in excess of Rs. 1,800/- p.m. the amount of gratuity payable to him shall be reckoned at Rs. 1,800/- p.m. only.

   Provided further that in the case of an employee retiring on or after 1st April, 1969 but upto and including 31 March 1974, the amount of gratuity payable shall be as follows :

   | | | |
   |---|---|---|
   | (a) | An employee retiring upto and on 31st March, 1970. | 3 months' pay or normal gratuity, whichever is less. |
   | (b) | An employee retiring upto and on 31st March, 1971. | 3½ months' pay or normal gratuity, whichever is less. |
   | (c) | An employee retiring upto and on 31st March, 1972. | 4 months' pay or normal gratuity, whichever is less. |
   | (d) | An employee retiring upto and on 31st March, 1973. | 4½ months' pay or normal gratuity, whichever is less. |
   | (e) | An employee retiring upto and on 31st March, 1974. | 5 months' pay or normal gratuity, whichever is less. |

2. By an amendment assented on 16 July 1976 the portion in [ ] above in Para 1 was replaced by : "or on retirement before attaining the age of superannuation or on resignation after completing two years continuous service in the University or on termination of service otherwise than on dismissal shall be calculated at the rates given in Ann. (i) to these rules."

3. St. 35(8)(i) was again substituted by the following by an amendment assented on 2 December 1985.

   (8)(i). The amount of gratuity payable in the case of permanent employees of the University who leave University service on superannuation or on retirement after extension in service or on retirement before attaining age of the superannuation or on resignation after completing two years continuous service in the University or on termination of service otherwise than on dismissal shall be calculated at the rates given in Annex. (i) to these rules. However, the amount of gratuity payable shall be subject to a maximum of 16½ months pay or Rs. 36,000/- whichever is less. This shall be applicable from 1st January, 1982.

   Provided that the Gratuity payable with effect from 31st October 1974 to 31st December 1981 shall be 15 months pay or Rs. 30,000/- whichever is less.

## APPENDIX V to 'PART II : STATUTES'

### Portion Deleted by Amendment Assented on 16 June 1976

*( Reference : Page 134 )*

No gratuity shall be payable to an employee with less than 5 years continuous service in the University in the event of his/her resigning from the service of the University. An employee who resigns the University service with 5 years or more of continuous service may be paid gratuity at the following rate :

| | | |
|---|---|---|
| (a) | Continuous service of 5 years or more but less than 7 years. | 25% of the normal gratuity as per Appendix I. |
| (b) | Continuous service of 7 years or more but less than 9 years. | 30% of the normal gratuity as per Appendix I. |
| (c) | Continuous service of 9 years or more but less than 11 years. | 35% of the normal gratuity as per Appendix I. |
| (d) | Continuous service of 11 years or more but less than 13 years. | 40% of the normal gratuity as per Appendix I. |
| (e) | Continuous service of 13 years or more but less than 15 years. | 45% of the normal gratuity as per Appendix I. |
| (f) | Continuous service of 15 years or more but less than 16 years. | 50% of the normal gratuity as per Appendix I. |
| (g) | Continuous service of 16 years or more but less than 17 years. | 55% of the normal gratuity as per Appendix I. |
| (h) | Continuous service of 17 years or more but less than 18 years. | 60% of the normal gratuity as per Appendix I. |
| (i) | Continuous service of 18 years or more but less than 19 years. | 65% of the normal gratuity as per Appendix I. |
| (j) | Continuous service of 19 years or more but less than 20 years. | 70% of the normal gratuity as per Appendix I. |
| (k) | Continuous service of 20 years or more but less than 21 years. | 75% of the normal gratuity as per Appendix I. |
| (l) | Continuous service of 21 years or more but less than 22 years. | 80% of the normal gratuity as per Appendix I. |
| (m) | Continuous service of 22 years or more but less than 23 years. | 85% of the normal gratuity as per Appendix I. |
| (n) | Continuous service of 23 years or more but less than 24 years. | 90% of the normal gratuity as per Appendix I. |
| (o) | Continuous service of 24 years or more but less than 25 years. | 95% of the normal gratuity as per Appendix I. |
| (p) | 25 years and above | 100% of the normal gratuity as per Appendix I. |



## APPENDIX VI to 'PART II : STATUTES'

### Progressive Changes in Appendix I to Statute 35(8)(i)

*( Reference : Page 135 )*

(a) The initial provision in the rules assented on 28 November 1973 was : Schedule of Gratuity payable to employees of the University under Rule 8.

For permanent Employees :

| Completed six monthly period of continuous service | Scale of Gratuity |
|---|---|
| 1. | ½ month's pay |
| 2. | 1 month's pay |
| 3. | 1 ½ month's pay |
| 4. | 2 month's pay |
| 5. | 2 ½ month's pay |
| 6. | 3 month's pay |
| 7. | 3 ½ month's pay |
| 8. | 4 month's pay |
| 9. | 4 3/8 month's pay |
| 10. | 4 ¾ month's pay |
| 11. | 5 1/8 month's pay |
| 12. | 5 ½ month's pay |
| 13. | 5 7/8 month's pay |
| 14. | 6 ¼ month's pay |
| 15. | 6 5/8 month's pay |
| 16. | 7 month's pay |
| 17. | 7 3/8 month's pay |
| 18. | 7 ¾ month's pay |
| 19. | 8 1/8 month's pay |
| Add for each six monthly period of continuous service above 19. | ¼ month's pay subject to a maximum of 15 times the pay provided that in no case it shall exceed Rs. 24,000/-. |

(b) By an amendment assented on 2 December 1985 it was substituted by the following : Schedule of Gratuity payable to employees of the University under Rule 8.

For permanent Employees :

| Completed six monthly period of continuous service | Scale of Gratuity |
|---|---|
| 1. | ½ month's pay |
| 2. | 1 month's pay |
| 3. | 1 ½ month's pay |
| 4. | 2 month's pay |
| 5. | 2 ½ month's pay |
| 6. | 3 month's pay |
| 7. | 3 ½ month's pay |
| 8. | 4 month's pay |
| 9. | 4 3/8 month's pay |
| 10. | 4 ¾ month's pay |
| 11. | 5 1/8 month's pay |
| 12. | 5 ½ month's pay |
| 13. | 5 7/8 month's pay |
| 14. | 6 ¼ month's pay |
| 15. | 6 5/8 month's pay |
| 16. | 7 month's pay |
| 17. | 7 3/8 month's pay |
| 18. | 7 ¾ month's pay |
| 19. | 8 1/8 month's pay |
| Add for each six monthly period of continuous service above 19. | ¼ month's pay subject to a maximum of 16½ times pay provided that in no case it shall exceed Rs. 36,000/-. |

*Note :* This shall take effect from 1-1-82. Provided that from 31-10-74 to 31-12-81 the maximum gratuity payable shall be Rs. 30,000/-.