



FEES REGULATING AUTHORITY

Maharashtra Unaided Private Professional Educational Institutions
(Regulations of Admission and Fees)

"शिक्षण-नव्वेव्यवसाय -ज्ञान यज्ञ"

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Meeting Date: 10/03/2021

(through video conferencing- Meeting to discuss urgent subjects)

Minutes of the 216th Online Meeting of the Fees Regulating Authority (constituted under section 11(2)(3)(4) of the Maharashtra Unaided Private Professional Educational Institutions (Regulation Admissions and Fees) Act, 2015) held on **Wednesday 10th March 2021 at 11:00 a.m. is conducted on Zoom Application.**

Following were present:

1.	Mr. Justice M.N. Gilani, (Retd.)	:	Chairperson
2.	Dr. R.S. Mali, Ex- Vice Chancellor, North Maharashtra University	:	Member
3.	Dr. Kalidas Chavan, Registrar, Maharashtra University of Health Science, Nashik Registrar, Maharashtra University of Health Science, Nashik	:	Member
4.	Dr. H. K. Kausadikar, Director, Maharashtra of Agriculture Education and Research	:	Member
5.	Shri. Chintamani D. Joshi I.A.S.	:	Secretary

Mrs. Vaishali Bapat, Cost Accountant the panel of C.A. have been invited to assist the Authority.

Item No. 1: To examining the fees proposals of the Colleges/Institutes for A.Y. 2021-22.

Sr. No.	Code No.	Institute Name	Final Fee For AY 2021-22	
17	DPH4199	Smt Kishoritai Bhoyar College Of Pharmacy-Nagpur	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-

Sr. No.	Code No.	Institute Name	Final Fee For AY 2021-22	
18	DPH4659	Shri Sai College of Pharmacy-Nagpur	DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
			PH	
			2019-20	78,000/- confirmed
			2020-21	78,000/- confirmed
			2021-22	78,000/-
19	DPH2610	Shivprasad College of Pharmacy-Nanded	DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
20	DPH2612	Shrimati Latatai Baburao Patil Institute Of Pharmacy -Nanded	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	65,000/-
21	DPH2618	Shri Sambhaji College of Pharmacy-Nanded	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-
22	DPH5470	Bankar Patil College of Pharmacy-Nashik	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-

Sr. No.	Code No.	Institute Name	Final Fee For AY 2021-22	
23	DPH5475	Ravindra Vidya Prasarak Mandal-Nashik	DPH	
			2019-20	45,000/- confirmed
			2020-21	45,000/- confirmed
			2021-22	45,000/-
24	DPH2606	Ambadasrao Warpudkar Institute Of Pharmacy, Warpud-Parbhani	DPH	
			2019-20	62,000/- confirmed
			2020-21	62,000/- confirmed
			2021-22	62,000/-
25	DPH6934	Pune District Education Association's College Of Pharmacy , Hadapsar,Pune	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	65,000/-
26	DPH6939	Delight Institute Of Pharmacy-Pune	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	65,000/-
27	DPH6942	Shardabai Pawar Institute Of Pharmaceutical Sciences and Research-Pune	PH	
			2019-20	80,000/- confirmed
			2020-21	80,000/- confirmed
			2021-22	80,000/-
			DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
28	DPH6953	Varvand Gram Shikshan Sansthas Eknath Sitaram Divekar College Of Pharmacy Varvand-Pune	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	65,000/-

Sr. No.	Code No.	Institute Name	Final Fee For AY 2021-22	
29	DPH3236	Konkan Gyanpeeth Rahul Dharkar College of Pharmacy & Research Institute, Karjat-Raigad	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-
30	DPH6932	Dr. Bapuji Salunkhe Institute of Pharmacy, Miraj-Sangli	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	65,000/-
31	DPH6936	KF's Jaywant Institute of Pharmacy, Wathar-Satara	DPH	
			2019-20	62,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	62,000/-
32	DPH6951	Mandesh Institute of Pharmaceutical Science and Research Center Mhaswad-Satara	PH	
			2019-20	70,000/- confirmed
			2020-21	70,000/- confirmed
			2021-22	70,000/-
			DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
33	DPH6935	Lokmangal College Of Pharmacy-Solapur	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-
34	DPH6954	Shri Ganpati institute of D. Pharmacy, Tembhorni-Solapur	DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-

Sr. No.	Code No.	Institute Name	Final Fee For AY 2021-22	
35	DPH3501	Siddhis Institute Of Pharmacy, Nandgaon-Thane	DPH	
			2019-20	65,000/- confirmed
			2020-21	65,000/- confirmed
			2021-22	65,000/-
36	DPH3505	Abhinav Institute of Pharmacy-Thane	DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
37	DPH4657	Dr. R. G. Bhoyar Institute of Pharmacy, Seloo-Wardha	DPH	
			2019-20	65,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	68,000/-
38	DPH1290	Jagadambha Institute of Pharmacy and Research-Yavatmal	DPH	
			2019-20	60,000/- confirmed
			2020-21	60,000/- confirmed
			2021-22	60,000/-
			PH	
			2019-20	80,000/- confirmed
			2020-21	80,000/- confirmed
			2021-22	80,000/-

The review application can be filed within 15 days by submitting the online application. The management should appreciate that due to the outbreak of pandemic income of households have suffered and their capacity to incur expenditure has been affected. Therefore, the need of hour/compelling necessary is to be contended with a fee structure approved.


**Item No. 2: Bapuraoji Deshmukh College of Architecture, Wardha
regarding non submission of fees proposal.**

The Bapuraoji Deshmukh College of Architecture, Wardha was established in the year 2005. The interim fee declared by the then Shikshan Shulka Samiti was Rs. 62,460/- . Thereafter, the college never approached the then Shikshan Shulka Samiti and thereafter the FRA for getting the fee approved.

On 18/01/2021 the college sent a communication to this office that till the A.Y. 2018-19 the students admitted to B.Arch course were receiving government scholarships. However from the A.Y. 2019-20, for want of approval of the fee structure by the FRA, the scholarships have been denied to them and therefore, the college has requested the office of FRA to allow them to submit an offline fees proposal for the AY 2019-20 & 2020-21.

On 5/2/2021 this office issued notice to the said college inviting their attention to the provision of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 wherein an educational institution must submit fees proposal for every academic year.

On 24/2/2021 the college replied to the notice admitting that the person who was working as Principal during the period from 2006-07 to 2017-18 did not submit the fees proposal either because of lack of knowledge or his negligence. It is further stated that students in the reserved category were receiving scholarships from the Social Justice Department without the approval of the fee structure either by Shikshan Shulka Samiti or by FRA. It is admitted that for the first time and for AY 2021-22 fees proposal has been submitted. Since the opening of the college, the college collected Rs. 44,000/- from the students. It is mentioned that the management is not interested in admitting the students for the AY 2021-22 & would be sending a closure proposal to the council of Architecture, State Government & the University.



What emerges from the above is, that, the college failed to fulfill its statutory requirement to regularly submit fees proposal to the then Shikshan Shulka Samiti & thereafter to the FRA.

In the communication dated 18/1/2021, the college stated thus *"Our college has been established in the year 2005. The Shikshan Shulka Samiti had approved us interim fees Rs. 62,460/- for the year 2006-07, the approval copy of which is enclosed herewith. Since then we have not submitted the fee fixation proposal. During this period we have charged fees only Rs. 44000/- per students. This has happened because of very poor admissions in the college"*. From the above, it is obvious that the college was aware of the existence of Shikshan Shulka Samiti & also had applied the interim fee structure declared by the Samiti. In the communication dated 24/2/2021 it is stated thus *"We are in receipt of your above-cited letter and our explanation regarding the imposition of a penalty for breaching of provisions of Act, 2015 for not submitting fees proposal from the year 2006-07 is as follows: 1. The Principal appointed for the period 2006-07 to 2017-18 did not submit the fee proposal because of lack of knowledge & negligence or any other reason that he had faced in past. 4. I have taken charge of Head of the Institution from AY 2019-20, therefore, I have tried once again to establish all regular activities in the college. I have submitted the Regular fee approval proposal for the year 2021-22 and due to non-approval of fees on DBT Portal for the year 2019-20 & 2020-21, I have sent the letter to your office for permission to collect the older fees."*

From the above, it is clearly discernible that the college for the first time submitted a fees proposal relating to AY 2021-22. This happened because the fees collected by the college for the AY 2019-20 & 2020-21 did not receive approval on DBT (Direct Beneficiary Transfer) portal. Therefore it is clear that because of non-approval of the fee collected for AY 2019-20 & 2020-21 on DBT portal, the college was compelled to approach FRA. Otherwise, the college would never have had thought of approaching the FRA.

The statutory requirement to submit the fees proposal is not a mere formality. The fees proposal includes the statement of income & expenditure,

audit report in the format prescribed, faculty details, (like their pay scale, qualification, approved status etc), information regarding infrastructure & amenities available etc. The Regulator's job is to scrutinize the data submitted by the respective college and has to ensure that whatever has been provided by the college is worth the amount of fees proposed to be levied. The institute has to satisfy the triple test of transparency, fairness & not exploitativeness.

For the reason stated above, we are of the view that the college has continuously breached the provisions of section 14(1)(a) of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 by not submitting fees proposal to the FRA for AY 2016-17, 2017-18, 2018-19, 2019-20 & 2020-21 and accordingly is liable to pay penalty as provided under section 20(1)(a) of the Act, 2015. Taking a liberal view on the matter, we consider it appropriate to impose the minimum penalty of Rs. 1,00,000/-.The penalty shall be paid in the name of the Secretary, Fees Regulating Authority by online payment mode within 8 weeks from the date of this order.

Copy of this order to be forwarded to, 1. Director, Directorate of Technical Education, Mumbai 2. Registrar, University of Mumbai. 3. Registrar, Rashtrasant Tukadoji Maharaj Nagpur University.

Item No. 3: Any other issue with the permission of the chair.

- i) **In the matter of complaint received from the Dr. Rafiq A. Malik, concerned parent regarding non-payment of stipend to the JR1, JR2 and JR3.**

Read the complaint dated 5/3/2021 received from Dr. Rafiq A. Malik/Concerned parent.

This is regarding non payment of stipend to the JR1 JR2 and JR3 by Smt. Kashibai Navale (SKN) Medical College & Hospital, Pune. The stipend pending in respect of JR1's from July 2020, JR2's from May 2020 and JR3's from October 2020.

FRA
10th March 2021

This Authority in its meeting dated 25/11/2020 invited attention of all medical colleges to the Government Resolution no. एमईडी १०१५/प्र.क्र. २६२/१५/शिक्षण-२ dated 2nd September 2020 and in the meeting dated 18/12/2020 passed resolution mandating all the colleges conducting PG courses (Health Science) to pay stipend to JR1, JR2, JR3 regularly.

Office to seek clarification from concerned college about non payment of stipend. Copy of complaint be forwarded to Registrar, Maharashtra University of Health Science, Nashik and Director, Medical Education and Research, Mumbai, for further necessary action.

Date : 10th March 2021
Place : Mumbai



CHAIRPERSON
FEES REGULATING AUTHORITY