



FEES REGULATING AUTHORITY

Maharashtra Unaided Private Professional Educational Institutions
(Regulation of Admissions and Fees)

"शिक्षण-नव्वेव्यवसाय -ज्ञान यज्ञ"

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Minutes of Meeting of Authority

Dt. 29/03/2023

The Meeting of the Fees Regulating Authority (constituted under section 11(2)(3)(4) of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 held on **29th March 2023** in the Conference Hall, Room No. 305, Government Polytechnic Building, 49 Kherwadi, Ali Yawar Jung Marg, Bandra (E), Mumbai - 400 051.

The following were present/absent:

1.	Hon'ble Justice V. L. Achliya (Retd.), Chairperson of Fees Regulating Authority	:	Present.
2.	Dr. Vijay Vasant Khole, Ex-Vice Chancellor, Mumbai University, Member of Fees Regulating Authority	:	Present.
3.	Shri. Manoj Damodar Chandak, Chartered Accountant, Member of Fees Regulating Authority	:	Present.
4.	Shri. Ratnakar (Shirish) Phadtare, Cost Accountant, Member of Fees Regulating Authority	:	Present.
5.	Shri. Dharmendra Dilip Mishra, Professional Educationist, Member of Fees Regulating Authority	:	Present.
6.	Registrar, Maharashtra University of Health Science, Nashik, Ex-Officio Member of Fees Regulating Authority	:	Absent.
7.	Director, Directorate of Technical Education, Mumbai, Ex-Officio Member of Fees Regulating Authority	:	Absent.
8.	Director, Directorate of Higher Education, Pune, Ex-Officio Member of Fees Regulating Authority	:	Absent.
9.	Member Secretary of Maharashtra Council of Agricultural Education of Research, Pune, Ex-Officio Member of Fees Regulating Authority	:	Absent.
10.	Shri. L. S. Mali, I.A.S., Secretary of Fees Regulating Authority	:	Present.

Part-II

Item No.3: To consider the Review Application No. MB-22/12 filed by Mumbai Institute of Management & Research Mumbai (MB3219) as against the fees approved by the Authority for the academic year 2021-2022.

"Discussed.

Being aggrieved and dissatisfied with the fees approved by the fees Regulating Authority in the meeting of the Authority held on 24/08/2022, the Institute has preferred the Review Application.

The Review Application was heard at length on 24/08/2022 . The Chairman of the Trust, the Director of the Institute, the Account Officer and the Registrar of the Institute appeared and advanced submission.

After hearing the Officials, the Authority has recorded the minutes as under:-

"Heard.

The submissions made heard at length.

The Officials failed to satisfy the queries made to them by the Hon'ble Members of the Authority. The documents supporting the expenditure are not produced. It is admitted that from same premises the Institute is running various courses. However, no segmental bifurcation of the expenditure has been shown in the proposal submitted by the Institution. The entire expenses of advertisement, repairs, maintenance, electricity, water, and other non-salary expenditure are shown as expenditures made for M.B.A. course run by the Institute. During the course of submission, the Officials of the Institute submitted that the Institute has borrowed more than sixteen lakhs in cash from the Trust and spent the same to meet the expenditure of the Institute. In response to query made the Officials submitted that no entry in respect of the amount borrowed from the trust as well as expenditure has been reflected in the balance sheet. All such transactions were made in cash. During the course of the hearing, it is noticed that the amount collected from the students are credited in the Trust. The Chartered Accountant has made number of observations regarding overall affairs and proper maintenance of record by the Institute and Trust. The Officials failed to offer any explanation as to the observations made by the Auditor & steps taken to rectify the same.

The Chairman of the Institute requested to adjourn the hearing to produce the documents supporting the expenditure and to satisfy the queries raised during the course of hearing.

The Officials were directed to submit explanation in writing as to observations made by the Auditor in the Audit Report and produce the documents supporting expenditure. So also explain the source of fund i.e. unaccounted cash brought from Trust to meet the expenditure of College and amount collected from students credited in the account of the Trust. The documents and explanation be furnished within one week .


List the subject after submission of documents and explanation as to observation recorded in the Auditors report."

In spite of specific direction to submit the explanation to observations made by the Auditor in the Audit report and unaccounted cash, the Institute has failed to offer any explanation in writing. The Institute has submitted photocopies of certain documents along with a letter dated 07/10/2022.

On due consideration of the documents, the Authority has noticed that no explanation has been put forth in respect of unaccounted cash claimed to be borrowed from the Trust spent to meet the expenditure of the Institute/College. So also the Institute has failed to offer explanation as to observations recorded by the auditor in the Audit report. So also the Institute has failed to submit the certificate from the Chartered Accountant in the prescribed proforma i.e. in Form A1 and A2, to be submitted with the proposal as per the procedure prescribed for approval of fees. As per the norms the payment of salary made in cash to be disallowed to the extent of 50%.

As per the statement furnished by the Institute with letter dated 07/10/2022, the Institute has mentioned that out of salary expenditure of Rs. 1,27,93,351/- the Institute has paid Rs. 77,78,533/- through the bank and Rs. 50,14,818/- by cash. Accepting the said statement of the Institute the disallowance of salary paid in cash to be made to the extent of 50% of Rs. 50,14,818/-. The Institute has produced certain bills of payment towards expenditure. Out of Rs. 7,96,177/- claimed as expenditure towards advertisement the expenditure towards advertisement published in newspaper confines to Rs. 4,07,120/-. It was therefore decided to allow the expenditure to said extent. Similarly, the Institute has produced the bills towards the payment of security charges to the tune of Rs. 11,00,350/-. The Institute is running other courses from the same premises. Since the Institute has not furnished segmented bifurcation of expenditure towards other courses run by the Institute from same premises it was decided to allow the expenditure towards security charges to the extent of 65%.

It is worth to take note that as against the sanctioned intake capacity of 240 students for M.B.A course the Institute could secure only 55 admissions which was less than 40% of intake capacity. It was therefore decided that no vacancy allowance to be allowed.



Accordingly, the fees has been re-assessed. The revised fees is work out as Rs. 89,566/- which is rounded as Rs. 90,000/-.

In view of the above the Review Application is partly allowed. The fee is revised from Rs. 78,000/- to Rs. 90,000/- for the M.B.A course run by the Institute for the academic year 2021-2022".

Date: 29th March 2023

Place: Mumbai



Justice Vijay L. Achliya (Retd.)
Chairperson
Fees Regulating Authority
State of Maharashtra