

PART -II
AGENDA PAPERS FOR THE 155th MEETING OF THE EXECUTIVE COUNCIL TO BE HELD ON 28th June, 2013

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	(ix) Voluntary Retirement in r/o Shri Prodinath Sangma, MTS, Estt-I, NEHU, Shillong.	3:9:(1-7)
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3: - **RATIFICATION OF ACTION TAKEN BY THE VICE-CHANCELLOR:**

- (vii) Case of Prof.Sushabhan Choudhury, Deptt. of Electronics and Communication Engineering – present status thereof.

In view of recent developments arising out of an e-mail sent by certain source in the Jadavpur University followed by Newspaper publication alleging doubt/manipulation with regard to Ph.D degree of Prof.Sushabhan Choudhury, the matter was reported to the Council in its 154th meeting held on 28.3.2013 by the Chair. On perusal of relevant documents submitted before it, the Council, vide its Resolution No:EC:154:2013:8:(iii): resolved that further developments in the matter is to be reported in the next E.C meeting.

The developments that have taken place in the course of time are being reported here under :-

1. Prof.S.Choudhury was pursued to submit the relevant documents/certificates pertaining to Ph.D degree awarded to him by Jadavpur University.
2. In response Prof.S.Choudhury vide his letter dated 1.4.2013 has submitted certain documents pertaining to his Registration as Ph.D Scholar in Jadavpur University, detail report of the Ph.D thesis submitted by him, writ Petition filed by him in the High Court of Kolkata against Jadavpur University on award of Ph.D degree etc. The documents submitted by Prof.Choudhury are placed vide **Annexure 'A'**.
3. On 2nd April 2013 Prof.Choudhury submitted a letter of resignation from the post of Professor, Deptt. of Electronics and Communication Engineering and also requested the University to relieve him from other assignments entrusted to him. Observing three months notice period as required ,Prof.Choudhury has requested that his resignation may be accepted from 1st July 2013. For reference **Annexure 'B'** may kindly be seen.
4. On 1.5.2013 Prof.Choudhury has informed about the present status of writ Appeal submitted by him before the Hon'ble High Court. For reference **Annexure 'C'** may kindly be seen.
5. On 16th May 2013 Prof.Choudhury was relieved from the Office of the Dean and Prof.B.Myrboh, PVC was appointed to perform the duties of the Dean, School of Technology. For reference **Annexure 'D'** may kindly be seen.
6. On 17th May 2013 Prof.Choudhury has requested the Vice-Chancellor to consider and accept his resignation from 1st June 2013 instead of 1st July 2013 as prayed for earlier, as it has become difficult for him to continue in the present service due to acute health problems of his wife and his father. For reference **Annexure 'E'** may kindly be seen.

3:7(2)

7. Under prevailing circumstances, legal opinion was obtained from the Legal Officer of the University concerning letter of resignation submitted by Prof.S.Choudhury. The Legal Officer opined that the outcome of the on-going case in the Kolkata High Court has become inconsequential in view of the resignation letter submitted by Prof.S.Choudhury and under acceptance of the same. The competent authority may initiate appropriate action in this regard.
8. Accordingly, keeping the provision of Ordinance and Govt. of India norms on acceptance of resignation in view, the case of Prof.Choudhury was initiated.
9. On receipt of No dues certificate from concerned Deptts. and clearance certificate from the Chief Vigilance Officer of the University, the resignation tendered by Prof.S.Choudhury was accepted by the Vice-Chancellor, subject to ratification by the Executive Council, wef 31.5.2013 (A/N). For reference **Annexure 'F'** may kindly be seen.
10. Further, it may also be mentioned that the salary of Prof.Choudhury was withheld since March 2013. Consequent upon acceptance of resignation with effect from 31.5.2013 and fulfilling thereon 2 months notice period his salary was released for the month of March and April. The salary for the month of May 2013 was adjusted in lieu of short fall of 1 month notice period. For reference **Annexure 'G'** may kindly be seen.

The matter is reported to the Council for information and to ratify the action taken by the Vice-Chancellor.

3:7: (3)

Annexure - A

To

date: 1/4/2013

The Honorable Vice Chancellor

NEHU, Shillong-793022

Through the DR, Estt-II, NEHU, Shillong

Reference: Letter from Mr. T.K. Singha on 25/03/2013 for submitting documents

Subject: Submission of documents related to my letter to you on 24/03/2013

Respected Sir,

With reference to the above , please find attached the relevant documents as referred in my letter to you on 24/03/2013. Here I would like to add that as per the First regulation 27(vii) of the Jadavpur University Act,1981 "If all the members of the board of examiners are of the opinion that the candidate may be awarded the degree he shall be asked to appear for oral examination". Also According to the rule 28(vi) of the First regulation of the Jadavpur University Act,1981 , " Degree will be awarded by the university if the examiners of the VIVA-VOCE examination are of the opinion that the candidate is a fit person to receive the degree". My documents submitted herewith will affirm both above conditions . I would also like to add that there is no specific ordinance or rules etc found in the Act, statute, ordinances and regulations in the Jadavpur University Act,1981 regarding issuance of Provisional Certificate. The copy of each of these are right now not with me but can be placed before you if so required within seven days . However one act 22(ix) of Jadavpur University Act,1981 talks about the powers and functions of the faculty council for postgraduate and undergraduate studies which is attached .

Thanking You,

Yours faithfully,

Sushabhan Choudhury

Professor, ECE, NEHU, Shillong

1/4/2013

3.7.1(4)

copy for point no ① ② ③ of my letter to V.C.

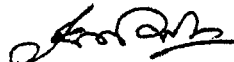
P-I (a)

JADAVPUR UNIVERSITY
KOLKATA - 700032
Faculty of Engg. & Techn.

Date: 13/01/2006

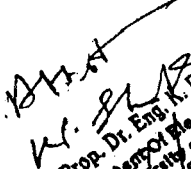
To Whom It May Concern

This is to certify that Shri/Son Susrahan Choudhury
residing at Reader, Sikkim Manipal
Inst. of Tech, Majitar Sikkim was registered his/her name on
24/11/2004 (or Ph.D. (Engg/Pharmacology) ^{Pin-737132} degree of this University and
has submitted his/her thesis on 13/01/2006 for adjudication under
the supervision of Dr. A. Ghosal Prof. I.E.E.T.U &
Prof. K.P. Ghatak, Electronics Sc. Dept. Cal. University no
approved title of his/her thesis is On Some Electronic
of Nanostructured Nonparabolic
Materials"


(Dr. B. Karmakar)
Secretary, FET

Secretary
Faculty Co-ordinator & U.G.
Studies in Electronics
Jadavpur University.

sb.
C. Karmakar
13/01/06


Prof. Dr. Eng. K.P. Ghatak
Department of Electronic Science
University of Calcutta
Meghnad Saha Bhawan
92, A.P.C. Road, Kolkata-700009, India

copy of point no. ②

317(5)

या द व पू र वि षु वि द्या ल य

Dr. B. KARMAKAR
SECRETARY



JADAVPUR UNIVERSITY
KOLKATA-700 032, INDIA

FACULTY COUNCIL OF ENGINEERING & TECHNOLOGY

Ref. No. 201/3106

Date: 9th January 2006


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To,
Shri Sushabhan Choudhury,
Reader,
Dept. of Electronics & Communication Engg.,
Sikkim Manipal Institute of Technology,
Majitar, Rangpo - 737 132,
East Sikkim.

Dear Sir,

In reply to your application dated 16.11.2005, I am pleased to inform you that you are permitted to submit your Ph.D. (Engg.) thesis on or after 24.11.2005.

Yours faithfully,


(B. Karmakar)
Secretary, F.E.T.

Copy: Secretary, FET (File No. 115/04/E)
(Vide D.C. Res. No. 7(H) dt. 06.01.2006)

Records - 2

Supervisors - Prof. A. Ghoshal,
I.E.E. Dept., J.U.

Prof. K. P. Ghatak,
Electronics Sc. Dept., C.U.,
92, A.P.C. Road, Kolkata - 700 009.

ফোন : ২৪১৬-৬৬৫৬ (একটোল্ডন ২০০৫, ২৪৪০)
টেলিফাক্স : ২৪১৬-৬৬৫৭

Website : www.jadavpur.edu
E-mail : bnk-2003@rediffmail.com
karmakar 05@yahoo.co.in

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Telefax : 2414-6007

Detailed report of the Ph.D thesis entitled "ON SOME ELECTRONICS PROPERTIES OF NANOSTRUCTURED NONPARABOLIC MATERIALS" submitted by Sri SUSHABHAN CHOUDHURY.

In chapter-I, the introduction and the scope of the thesis has been written. In chapter-II of the thesis, the author has studied the Einstein relation for the diffusivity-mobility ratio (DMR) in bulk specimens of non-linear optical, III-V, ternary, quaternary, II-VI, IV-VI and Bi respectively. For non-linear optical materials, new dispersion relation has been formulated by considering all types of anisotropies of the energy bands constants within the framework of $k.p$ formalism and the III-V semiconductors form a special case of our above-generalized derivation. The author has used the Hopfield model for the dispersion relation of the carriers of II-VI semiconductors. For Bi, The author has used the McClure and Choi, the Hybrid, the Cohen, the Lax and the ellipsoidal parabolic models respectively. Under certain limiting conditions, all the results for all the models converge to the well-known expression of the DMR as derived for the first time by Landsberg. This, in turn, presents the indirect mathematical test of our generalized theoretical formalism. The author has also suggested an experimental method of determining the DMR for semiconductors having arbitrary dispersion relations. The theoretical results and the suggestion for the experimental determination of the DMR are close to each other. In chapter-III, the author has investigated the DMR in quantum wells (QWs) and Quantum well wires (QWWs) of heavily doped non-linear materials forming band tails on the basis of a newly formulated complex electron dispersion law. In chapter-IV, the author has studied the carrier contribution to the elastic constants under magnetic quantization in III-V, II-VI, PbTe/PbSnTe, strained layer and HgTe/CdTe superlattices (SLs) with graded interfaces and compared the same with that of the constituent materials by formulating the respective dispersion laws. In chapter-V, the author has extended the study on Fermi-Dirac distribution function for degenerate semiconductors on the basis of a newly formulated electron dispersion law. In chapter-VI, an attempt is made to investigate the energy spectrum of the conduction electrons and corresponding density-of-states (DOS) function of

Shankar Nath Banerjee

Prof. K. P. Ghosh
PROFESSOR
Department of Electronic Science
University of Calcutta

Dr. S N Banerjee
Sc-'F'
Joint Director (I)
ITR Chandipur

317(7)

semiconductors in the presence of an electric field. In chapter-VII the author has studied the Burstien-Moss shift in degenerate n-type semiconductors on the basis of a newly formulated electron dispersion law, taking into account the wave vector dependence of the optical matrix element. The Einstein relation in strained quantum wire superlattices of non-parabolic semiconductors with graded structures has been studied in chapter-IX. The author has studied the effective electron mass in ultrathin films of non-parabolic semiconductors in the presence of an arbitrary oriented magnetic field in chapter-XI. In chapter XII, the author has studied theoretically the interband optical absorption coefficient (OAC) of optoelectronic materials. In chapter-XIII, the Einstein relation in semiconductor superlattices under tight binding approximations has been studied, in the presence of magnetic field and in the presence of crossed electric and quantizing magnetic fields respectively.

In view of the account given in the earlier paragraphs, the examiner thinks that the work is explorative and original. The theoretical treatments of the important physical quantities listed above are thorough and having the desired depth. The thesis is very well structured and well written. All the papers on which this particular thesis is based have already been published in eminent International Journals. On the basis of the said facts, the examiner gladly recommends that Shri Sushabhan Choundury be awarded Ph.D. degree in Engineering of Jadavpur University.

Shankar Nath Banerjee

(DR. S.N. BANERJEE)
SC 'F'

Dr. S N Banerjee

Sc-'F'

Joint Director (I)

17th Floor

K. P. Ghosh
PROFESSOR
Department of Electronic Science
University of Calcutta

Copy of the point no. ⑤ 3:7(8)

या द व पू र वि ष्य वि द्या ल य

R. B. KARMAKAR
SECRETARY



JADAVPUR UNIVERSITY
KOLKATA-700 032, INDIA

FACULTY COUNCIL OF ENGINEERING & TECHNOLOGY

Date: 08.06.2006

১.২/৪/৩১৫/০৬


০৭

To,
Sri Sushabhan Choudhury
C/O, Prof. K.P.Ghatak
Dept. of Electronics Science C.U.
92 Acharya Prafulla Chandra Road
Kolkata - 700 009

Dear Sir,

With reference to your thesis entitled "On Some Electronics Properties of Nanostructured Nonparabolic Materials". You are requested to appear at the Viva Voce Examination scheduled on 16.06.2006 at 3-00 p.m. at the Heat Power Lab Dept. of Mechanical Engg. Jadavpur University,

Yours faithfully


(Dr. B. Karmakar)
Secretary, FET

Copy to : Records- 2.
Secy., FET (File No. 115/04/E)

Am

ফোন : ২৪১৪-৬৬৬৬ (একটেনশন ২২১৫, ২৪৪০)
টেলিফাক্স : ২৪১৪-৬০০৭

Website : www.jadavpur.edu
E-mail : bnk-2003@rediffmail.com
karmakar 08@yahoo.co.in

Phone : 2414-6666 (Extn. 2215, 2440)
Telefax : 2414-6007

3:7(9)
CALCUTTA HIGH COURT (APPELLATE SIDE)

08/03/2013

CASE STATUS INFORMATION

Current Case Number	MAT / 232 / 2013	Pending
Name Of The Petitioner	SUSHABHAN CHOUDHURY	
Name Of The Respondent	JADAVPUR UNIVERSITY & ORS	Remarks : CFS 400
Advocate Of The Pet.	P B GHOSH	
Advocate Of The Res.		
Case Stage	4 / FOR ADMISSION	
Court & Bench Number		

Sal
COMPUTER SECTION
HIGH COURT
CALCUTTA

3:7(10)

Handwritten

THE JADAVPUR UNIVERSITY ACT, 1981



1998

JADAVPUR UNIVERSITY

CALCUTTA-700 032

from each of the Departments of the Faculty Council concerned, elected jointly by such Teachers of the respective Department from amongst themselves :

- (v) the Principal or Principals of affiliated college or colleges concerned ;
 - (vi) one Teacher from affiliated colleges teaching in the subject or subjects concerned elected jointly by the Teachers of such colleges ;
 - (vii) two persons having special knowledge in the subject or subjects concerned nominated by the Vice-Chancellor.
- (3) The Faculty Council for post-graduate and under-graduate studies in Engineering and Technology shall consist of the following members :—
- (i) the Vice-Chancellor—Chairman ;
 - (ii) the Head or Heads of the Department or Departments concerned ;
 - (iii) omitted ;
 - (iv) three Teachers, of whom at least one shall be a Professor, from each of the Departments of the Faculty Council concerned, elected jointly by such Teachers of the respective Department from amongst themselves ;
 - (v) two persons having special knowledge in the subject or subjects concerned nominated by the Vice-Chancellor.
- (4) Each Faculty Council for post-graduate and under-graduate studies shall have a Secretary to be appointed by the Executive Council.
- (5) One-third of the total number of members of a Faculty Council for post-graduate and under-graduate studies plus one shall be a quorum for a meeting of the Faculty Council.

Power and functions of the Faculty Council for post-graduate and under-graduate studies.

22. (1) Subject to the provisions of this Act, and the Statutes, the Ordinances and the Regulations, a Faculty Council for post-graduate and under-graduate studies shall exercise the following powers and perform the following functions :—
- (i) to make proposals to the Executive Council for establishment of the University Departments, Institutions, Centres, Libraries, Laboratories and Museums for study and research to be maintained by the University ;
 - (ii) to recommend to the Executive Council the affiliation of an Institution in one or more subjects ;
 - (iii) to make proposals to the Executive Council for the promotion of research and through special committees, if any, constituted for the purpose, to call for reports on such research work from persons engaged therein, and to make recommendations to the Executive Council thereof ;
 - (iv) to recommend to the Executive Council the creation and institution of Professorships, Readerships, Lecturerships and other teaching posts and the duties and emoluments thereof ;
 - (v) to recommend to the Executive Council the minimum qualifications for posts of teachers of the University ;
 - (vi) to make proposals to the Executive Council regarding provisions to be made for enabling the University to undertake specialisation of studies and for organisation of common laboratories, libraries, museums, institutes of research and other Institutions, maintained by the University ;
 - (vii) to make proposal to the Executive Council for constituting or reconstituting departments of teaching in the University ;
 - (viii) to make provisions for lectures and instructions for students of affiliated colleges, University Departments, University Laboratories and also other persons who are not such students ;
 - (ix) to advise the Executive Council on the institution of degrees, titles, diplomas, certificates and other academic distinctions ;
 - (x) to fix the date of commencement of, and to hold and conduct (subject to general supervision by the Executive Council), University Examinations at the post-graduate and under-graduate stages and publish the results thereof in accordance with the regulations made in this behalf ;
 - (xi) to provide for the inspection or the investigation into the affairs of University departments and submit report to the Executive Council .

part no. 9

3:7(12)

3700

SAUMYEN DATTA
Advocate

In The High Court at Calcutta

1-210

Appellate Jurisdiction

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MONDAY, THE 4TH MARCH, 2013 FOR HEARING ON THURSDAY, THE 28TH MARCH, 2013.

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MANDAMUS APPEAL HEARING

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(Group II)

Copy of the power

37(14)

DISTRICT : KOLKATA

IN THE HIGH COURT AT CALCUTTA

CIVIL APPELLATE JURISDICTION

(Appellate Side)

C.A.N. of 2013

In the matter of:

M.A.T. No. 232 of 2013

And

In the matter of:

An application for Stay and necessary
Order;

And

In the matter of:

Sushabhan Choudhury

..... Writ Petitioner/Appellant/
Petitioner

Versus

Jadavpur University & Ors.

..... Respondents

PETITION

Pinkish Prata Ghosh Advocate
c/o S.K. Chatterjee

Advocate

6, Old Post Office Street,
Kolkata- 700001.

3:7(15)

DISTRICT : KOLKATA

IN THE HIGH COURT AT CALCUTTA

CIVIL APPELLATE JURISDICTION

(Appellate Side)

MEMORANDUM OF APPEAL FROM ITS ORIGINAL ORDER

M.A.T. NO. 232 OF 2013

M.A. No. OF 2013

In the matter of:

W.P. No. 21283 (W) of 2011

SUSHABHAN CHOUDHURY

..... Writ Petitioner

- Versus -

JADAVPUR UNIVERSITY & OTHERS

..... Respondents

And

In the matter of:

SUSHABHAN CHOUDHURY

Son of Sri Ranajit Pal Choudhury of

E-307, Fern Dale Apartment, I.G.P.

Point, Shillong- 793 001,

Meghalaya.

.... Writ Petitioner/Appellant

317(16)

- Versus -

1. Jadavpur University, service
through its Vice-Chancellor.

2. The Vice-Chancellor,
Jadavpur University.

3. The Registrar,
Jadavpur University.

4. The Executive Council, Jadavpur
University.

5. The Secretary, Faculty Council of
Engineering and Technology,
Jadavpur University.

6. The Principal Secretary,
Faculty Council of Arts and
Presenting Officer of the Enquiry,
Jadavpur University.

Nos. 1 to 6 all having their Offices at
188, Raja S.C. Mullick Road,
Kolkata- 700 032.

..... Respondents.

APPEAL VALUTED AT : NIL

(Incapable of Valuation since arising out of the Constitutional Jurisdiction)

Being aggrieved by and dissatisfied with the Judgement and Order dated January 30, 2013 passed by His Lordship The Hon'ble Justice Prasenjit Mandal in W.P. No. 21283 (W) of 2011 (Sushabhan Choudhury - Vs - Jadavpur University & Ors.), the appellant abovenamed begs to prefer this Memorandum of Appeal on the following amongst other:

GROUND S

- I. For that the Learned Single Judge erred both in law and in fact in passing the impugned Judgement and Order dated January 30, 2013 dismissing the writ petition.

- II. For that the Learned Single Judge erred both in law and in fact in coming to a conclusion that the Writ petitioner/Appellant did not cooperate in the mater referred to in the letter dated November 3, 2011.

D. 11/19

III. For that the Learned Single Judge erred both in law and in fact in coming to a conclusion "therefore the question of issuance of Ph.D. Degree in original or restraining the respondent authority for not giving effect or further effect to the letter dated November 3, 2011 as referred to earlier, does not arise at all".

IV. For that the Learned Single Judge erred both in law and in fact in holding that the contention of the writ petitioner that initiation of proceeding after a lapse of five years from the date of issuance of provisional Ph. D. Certificate or from the date of submission of Thesis and Viva-Voce examination of that basis is bad in law as there was no explanation at all regarding the inordinate delay on the part of the respondent authorities as the said proceedings became stale is not accepted.

V. For that the Learned Single Judge erred both in law and in fact in not considering that a candidate is called for Vive-Voce only after successful submission of the documents of Thesis and its adjudication regarding its genuineness and originality by the competent authority as appointed by the University.

VI. For that the Learned Single Judge erred both in law and in fact in not considering that the letter dated November 3, 2011 was

duly replied by the Learned Advocate for the petitioner by his letter dated November 11, 2011 and took a specific stand inter-alia that the alleged enquiry as contemplated in the letter dated November 3, 2011 lapsed due to inordinate delay of five years on the part of the University and there is no explanation for such delay and for that reason the writ petitioner did not appear before the enquiry and the said reply dated November 11, 2011 was not responded to or replied by the University.

VII. For that the Learned Single Judge erred both in law and in fact in not considering that no charge sheet against the petitioner was issued by the respondent university before initiation of the alleged enquiry as indicated in the letter dated November 3, 2011.

VIII. For that the Learned Single Judge erred both in law and in fact in passing the impugned Judgement and Order without calling for any affidavit by the respondent University and went by the oral submission made by the Learned Advocate on their behalf.

IX. For that the Learned Single Judge erred both in law and in fact in not considering that there is nothing on record why the Jadavpur University did not issue the final Ph. D. Certificate

3:7(20)

where the petitioner submitted his Thesis and became successful in Viva-Voce about five years back, in the year 2006 and issued the letter dated November 3, 2011 only after the Appellant/ Petitioner wrote representation and caused to issue legal notice through his Learned Advocate dated October 22, 2011.

- X. For that the Learned Single Judge erred both in law and in fact in not considering that the contention of the Learned Advocate appearing for the respondent University authorities that original Ph.D.³ Certificate is issued after the University being satisfied that the Thesis for the Ph.D. Degree as submitted by the petitioner is his own contribution and not the copy from another Thesis, is baseless and the said Learned Advocate failed to produce any material on record that the writ petitioner is guilty of lacking his own contribution or has copied his thesis from another.
- XI. For that the Learned Single Judge failed to consider that the submission made by the Learned Advocate for the respondent University authorities that an enquiry has been started regarding the genuineness and originality of the Thesis of the

writ petitioner and unless the said enquiry is made the question of issuing Ph. D. Certificate to the petitioner does not arise, is baseless for the simple reason that for the last five years before issuance of the purported letter dated November 3, 2011 the respondent University did not take a single step in finding out the originality and genuineness of the petitioner's Thesis specially when the said Thesis of the petitioner was duly certified by the authority appointed by the University and being satisfied on the same writ petitioner was called on in the Viva-Voce examination and he became successful in that examination also and further the said purported letter dated November 3, 2011 did not whisper about the contention of the said Learned Advocate.

XII. For that the Learned Single Judge erred both in law and in fact in appreciating the submission of the Learned Advocate of the University that final Ph. D. Certificate is to be issued after ratification of the Executive Council of the Jadavpur University whereas Clause (vi) of Regulation 28 of the Jadavpur University First Regulations specifically speaks "the degree will be awarded by this University if the examiners of the Vive-Voce examination are of the opinion that the candidate is a fit person to received

the degree", and therefore the ratification by the Executive Council is nothing but a mere procedural formality on the part of the University to be complied with since the writ petitioner/appellant successfully qualified in the Viva-Voce examination which is part of the record of the writ petition.

XIII. For that the Learned Single Judge erred both in law and in fact that the Executive Council of Jadavpur University duly sent the Thesis as submitted by the writ petitioner to Dr. S.N. Banerjee, Scientist 'F', Joint Director, Timing/T.C. Division, Integrated Test Range, Government of West Bengal, Ministry of Defence, R&D Organization, Orissa, who is one of the external experts out of two for adjudication of the same and the said authority duly adjudicated the Thesis of the writ petitioner and recommended that the writ petitioner/appellant be awarded Ph.D. Degree in Engineering of Jadavpur University and further mentioned the Thesis of the petitioner is explorative and original.

XIV. For that the Learned Single Judge erred both in law and in fact in not considering that obtaining of final Ph.D. Certificate by the writ petitioner after being successful in the Viva-Voce

examination is nothing but a matter of time by which time the Executive Council will award the Degree/final Certificate.

XV. For that the Learned Single Judge erred both in law and in fact in not considering that neither in the Statute being the Jadavpur University Act, 1981 nor in the Jadavpur University First Regulations there is any provision to initiate enquiry after a candidate become successful in the Viva-Voce examination as held by the University nor the respondents herein produce a ✓ single scrap of document showing at least prima-facie that the writ petitioner/appellant is guilty of violation of any provisions of the aforesaid Statute and Regulations or guilty of copying his Thesis from another person.

XVI. For that the Learned Single Judge erred both in law and in fact in not considering that there is nothing on record why the Executive Council withheld its awarding of final Ph.D. Certificate to the writ petitioner/appellant for last five years where the writ petitioner became successful in the Viva-Voce examination in June, 2006.

XVII. For that the Learned Single Judge erred both in law and in fact in concluding that the writ petition is totally devoid on merits.

XVIII. For that the impugned Judgement and Order is otherwise bad in law and in fact and liable to be set aside.

List of Papers:

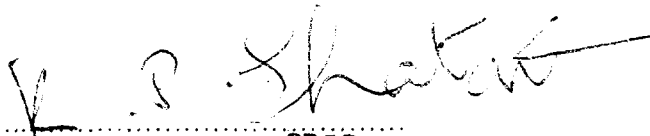
1. This Memorandum of Appeal-1
 2. Certified copy of the Order
Dated January 30, 2013 -1
 3. Hon'ble Second Judges Copy-1
 4. Vakalatnama -1
-
- Total -4²

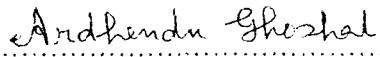
317(25)

Additional proof in support of ①, ③, ④, ⑩

CERTIFICATE FROM THE SUPERVISORS

This is to certify that the thesis entitled "On some electronics properties of nanostructured nonparabolic materials" submitted by Sri Sushabhan Choudhury, who got his name registered on 24-11-2004 for the award of Ph. D. (Engineering) degree of Jadavpur University, is absolutely based upon his own work under the supervision of Professor Dr.Engg. Kamakhya Prasad Ghatak, Head of the Department, Department of Electronic Science, University College of Science and Technology, 92 Acharya Prafulla Chandra Road, Kolkata - 700 009 and Professor Ardhendu Ghoshal, Department of instrumentation and Electronic Engineering, Jadavpur University, Saltlake Campus, Plot 8, Block LB, Sector 3, Kolkata - 700 098 and that neither this thesis nor any part of it has been submitted for any degree/diploma or any other academic award anywhere before.

1. 
.....
(KAMAKHYA PRASAD GHATAK) **PROF. DR. ENG. K P GHATAK**
DEPT. OF ELECTRONICS SCIENCE
UNIV. OF CALCUTTA
92, A. P. C. ROAD
KOLKATA-700009

2. 
.....
(ARDHENDU GHOSHAL) **Professor**
Dept. of Inst & Electronics Engg.
Jadavpur Univ
Kolkata-98

Signature of Supervisor(s) and date with official seal

Synopsis of the Ph.D thesis entitled “On some electronics properties of nanostructured nonparabolic materials”

submitted by
Mr. Sushabhan Choudhury

It is well known that the nanostructured nonparabolic materials having quantum confinement in one, two and three dimensions such as quantum wells, inversion layers, quantum well wires and quantum dots have in the last few years attracted much attention not only for their potential in uncovering new phenomena in low dimensional physics but also for their interesting device applications. In quantum wells and inversion layers the electrons are two dimensional where as in quantum well wires, the electrons are moving in a single free direction in the wave vector space. In quantum dots, all directions are quantized and the density of states function is being transformed into the Dirac's delta function. Besides, nonlinear optical and optoelectronic semiconductors are being extensively used in nonlinear optics, light emitting diode, integrated optoelectronics, infrared detectors, avalanche photodiodes and other devices. All electronic properties of bulk semiconductors get modified in low dimensional quantized structures. Though considerable work has already been done, nevertheless, it appears from the literature that their remain scopes in the investigations made and the interest for investigating new physical phenomena is becoming increasingly important in the presence of quantum confinement. Keeping this in view, the author proposes to study the following electronics properties of nanostructured nonparabolic materials.

- 1) The Einstein relation in quantum confined heavily doped nonlinear optical, III-V and IV-VI semiconductors.
- 2) Theoretical analysis of the thermoelectric power under strong magnetic quantization in superlattices of non-parabolic semiconductors with graded interfaces
- 3) Electronic contribution to the elastic constants in strained layer quantum dot superlattices of non-parabolic semiconductors with graded interfaces.
- 4) The electronic contribution to the elastic constants in strained layer quantum well superlattices of non-parabolic semiconductors with graded interfaces under magnetic quantization: simplified theory and suggestion for experimental determination.
- 5) Simple theoretical analysis of the photoemission from quantum confined non-linear optical, optoelectronic and related materials

Approved

K. P. Ghatak

9/11/06
PROF. DR. ENG. K. P. GHATAK
DEPT. OF ELECTRONIC SCIENCE
UNIV. OF CALCUTTA
92 A B C 5000

7/11/06
Ardhendu Ghoshal
Professor
Dept. of Inst. & Electronics Engg.
Jadavpur University
PROFESSOR
Dept. of Electronic Science
University of Calcutta

3.7(27)

To Whom It may concern

This is to certify that Sri sushabhan Choudhury registered on November 24, 2004 for PhD (Engineering) degree of the Jadavpur University was working with me since 2001. After fulfilling all the requirements and formalities He had submitted his thesis titled " on some electronic properties of nanostructured nonparabolic materials " on 13/01/2006 . His thesis was adjudicated by all the experts appointed by the Jadavpur University. He has also completed his viva-voce examination for the said degree on June 16,2006. On the basis of recommendation of the examiners and that of performance in the VIVA-VOCE examination he was issued provisional certificate by Dr. B. Karmakar, secretary, FET, Jadavpur University. Sri Sushabhan Choudhury who was then working in Sikkim Manipal Institute of Texchnology , Department of ECE, has been involved in the research work with me since 2001 and contributed important concepts in most of the research work carried out by myself and my research group. Being a prominent member of my research group he has been actively involved and helping me in writing many research monographs published by Springer, Verlag , Germany. Since Sri Sushabhan Choudhury completed all his PhD work according to the rules and regulations of the Jadavpur University , there can not be any question on the authenticity of the said Provisional Certificate.

K P Ghatak

Prof. K.P. Ghatak

30/3/13

Supervisor of Sushabhan Choudhury

and Professor and HOD, Department of ECE, NIT, Agartala

copy of row no. (11), (12), (13) 377(28)

Pinaki Brata Ghosh
Advocate

EW 298465543 IN - A. Anand

EW 298465716 IN - T. B. B.

Date: 22/03/2013

High Court at Calcutta
Temple Chambers,
C/o. S.K. Chatterjee, Advocate,
6, Old Post Office Street, 1st Floor,
Kolkata—700 001;
Ph. 98300 84257;

Through Speed Post with A/D

To

Dated: March 22, 2013

1. The Editor-in-Chief,
India Education Review;
2. Mr. Abhay Anand, Reporter,
India Education Review
Both at 7, Keher Singh Estate, Level-1,
Westend Marg, Lane-2, next to New Saket Metro Station,
New Delhi—110 030;

Sub: Legal Notice against your illegal and defamatory publication through your e-magazine published on March 20, 2013 with an intention to malign my client and his reputation in eye of public including his students;

My Client: Mr. Sushabhan Choudhury, son of Sri Ranajit Pal Choudhury of E-307, Fern Dale Apartment, I.G.P. Point, Shillong—793 001, Meghalaya;

Sir,

Under instruction from and on behalf of my aforesaid client, I write to you as follows:

1. That for getting higher degree, my client applied for registration of his name of study of Ph.D. Engineering under Jadavpur University and accordingly his name was registered on November 24, 2004 for Ph.D. (Engineering) Degree of the Jadavpur University under the direct supervision of Professor A. Ghosal, I.E.E. Department, Jadavpur University and Professor K.P. Ghatak, Electronics, Science Department, Calcutta University on the subject 'ON SOME ELECTRONIC PROPERTIES OF NANO STRUCTURED NON-PARABOLIC MATERIALS'.
2. That my client most sincerely, diligently and efficiently conducted the study of the subject mentioned above under the guidance of the said two supervisors and after completion of his work he submitted his Thesis on the said subject on January 13, 2006 to the Office of the Faculty of Engineering and Technology, Jadavpur University, in pursuant to the letter dated January 9/12, 2006 being reference No. 07/E/3/06 issued by the concerned authority.

That after receipt of the said Thesis from my client, the same was duly acknowledged by Dr. B. Karmakar, the then Secretary of Faculty of Engineering and Technology, Jadavpur University vide his Certificate dated January 13, 2006.

[Signature]

3:7(29)

Pinaki Brata Ghosh
Advocate

High Court at Calcutta
Temple Chambers,
C/o. S.K. Chatterjee, Advocate,
6, Old Post Office Street, 1st Floor,
Kolkata—700 001;
Ph. 98300 84257;

-2-

4. The said Thesis as submitted by my client was carefully and meticulously adjudicated by all the experts appointed by the University and they recommended my client for awarding Ph.D. Degree in Engineering of the Jadavpur University with the observation that the work carried out by my client is explorative and original.
5. That in pursuance to the aforesaid reports, the said Dr. B. Karmakar by his letter dated June 8/9, 2006 bearing Reference No. D7/E/315/06 directing my client to appear at the Viva-Voce examination scheduled to be held on June 16, 2006 at 3 P.M. at the Heat Power Lab, Department of Mechanical Engineering, Jadavpur University.
6. Therefore, from the above facts it appears that the University and its appropriate personnel duly satisfied with the Thesis having the same been examined by the experts as aforesaid called my client in the Viva-Voce examination. He duly appeared in the said Viva-Voce examination of the said University at the time and date and venue fixed by the concerned authority and my client became successful in the said Viva-Voce examination and as a result of which a provisional Certificate was issued in his favour by the said Dr. B. Karmakar to that extent. The copy of the said certificate has been encrypted by you in the said publication.
7. That you must know that under the statutory provisions of Jadavpur University Act and Jadavpur University First Regulations my client acted as per the said provisions and he was issued provisional Ph.D. Certificate.
8. In the aforesaid facts and circumstances, my client ultimately filed a writ petition before the Hon'ble High Court at Calcutta against the Jadavpur University including the said Dr. B. Karmakar as Secretary of Faculty Council of Engineering and Technology, Jadavpur University and also including Principal Secretary, faculty of Arts, Jadavpur University inter alia for not giving effect to the letter of the then Principal Secretary, Faculty of Arts, Jadavpur University dated November 3, 2011 trying to hold a purported stale-enquiry. The matter is now sub judice before the said Hon'ble High Court in its appellate jurisdiction vide MAT no. 232 of 2013.
9. That you should know that the learned counsel of the university as well as said authorities chose not to use any affidavit-in-opposition to the said writ petition and only made oral submissions before the writ court. It was not the submissions on their behalf that the provisional Ph.D. Certificate is not issued by Dr. B. Karmakar. Moreover, in response to my client's earlier pleas, till date the Jadavpur University

AK

Pinaki Brata Ghosh
Advocate

High Court at Calcutta
 Temple Chambers,
 C/o. S.K. Chatterjee, Advocate,
 6, Old Post Office Street, 1st Floor,
 Kolkata—700 001;
 Ph. 98300 84257;

-3-

have not communicated a single letter claiming that the said provisional certificate issued is fake or is not issued.

10. In the aforesaid factual backdrop, you caused a publication in your e-magazine namely, "India Education Review. com" published on March 20, 2013.

11. It appears from the said publication that you simply went by the representation of one Dr. Sudip Chatterjee, who claimed before you as Ex-General Secretary (FET) of Students Union of Jadavpur University and you published whatever he represented to you. As far as my client's information goes the said Chatterjee was a research scholar in the Department of Physics under the Faculty of Science (FAS) and not FET. So, his claim of his being Ex-General Secretary (FET) is very much doubtful. That you yourselves have admitted that the issue regarding the 'fake PhD certificate' is "alleged" by the said Chatterjee. Therefore, knowing it fully well that the same is mere allegation you never sought for clarification in the matter from my aforesaid client. Since you did not contact my client you did not publish his contention and the said publication is purely one sided and contains untrue allegations.

12. With reference to the investigation by CBI, I say that on the basis of a fake e-mail against client on that issue the CBI responded that the complainant's (to the CBI) identity was not given and he should come out with his name and designation. Therefore, it appears that there is an unholy similarity between the said e-mailer with the said Dr. Sudip Chatterjee being of same person specially because of the fact that CBI asked for further details from the said fake e-mailer and in your publication said Chatterjee stated that CBI Shillong has already started the investigation. I say that several F.I.R. has been lodged by my client against the said fake e-mailer and investigation in that regard is in process.

13. In this context I would like to point it out before you that the aforesaid matter has been reported in the "The Shillong Times" in its publication dated March 21, 2013 and the concerned reporter therein claimed that he enquired about the same from the said Union, who affirmed my client's contention that the said e-mails have never been sent by them. I am ready to produce a copy of the said publication to you if you require the same.

14. Therefore, it appears that you by your publication did not act independently which is and should not be the stand of any newspaper/ magazine. You did not

B

Pinaki Brata Ghosh

Advocate

High Court at Calcutta
Temple Chambers,
C/o. S.K. Chatterjee, Advocate,
6, Old Post Office Street, 1st Floor,
Kolkata—700 001;
Ph. 98300 84257;

-4-

bother to enquire the said matter for clarification from my said client and did whatever the said Chatterjee represented to you. It can only be presumed by my client being a man of ordinary prudence that you are acting/ working at the behest of the said Sudip Chatterjee.

15. By your said publication my client's reputation has been questioned by his colleagues, students and other associates and also in the society, and several phone calls are coming to him enquiring about the said matter. That by this way my client's reputation has been damaged by you.

In view of the facts and circumstances I say that your said action is one sided without knowing or even trying to know the comment from my client. Hence, I, on behalf of my client call upon you to publish a corrigendum to your said publication by publishing my client's aforesaid statement/ contention in the matter at the earliest. The said publication by you on March,20, 2013 would amount to interference with the justice as the same is subject matter of the said appeal before the Hon'ble High Court at Calcutta.

Encl: As above

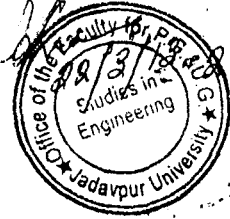
Yours Faithfully,
Pinaki Brata Ghosh
Pinaki Brata Ghosh
Advocate

37(32)

Pinaki Brata Ghosh

Advocate

High Court at Calcutta
Temple Chambers,
C/o. S.K. Chatterjee, Advocate,
6, Old Post Office Street, 1st Floor,
Kolkata—700 001;
Ph. 98300 84257;



To
The Secretary,
Faculty Council of Engineering and Technology,
Jadavpur University;

Dated: March 22, 2013

Sub: Legal Notice demanding clarification over the Fake e-mail dated Mon, Feb 25, 2013 at 4:48 PM given purportedly by the **Jadavpur University Students Union** <justudentsunion05@gmail.com to Peace L.nonglait" <plnonglait@yahoo.com with an intention to malign my client and his reputation in eye of public including his students;

My Client: Mr. Sushabhan Choudhury, son of Sri Ranajit Pal Choudhury of E-307, Fern Dale Apartment, I.G.P. Point, Shillong—793 001, Meghalaya;

Sir,

Under instruction from and on behalf of my aforesaid client, I write to you as follows:

1. As you are aware that for getting higher degree, my client applied for registration of his name of study of Ph.D. Engineering under Jadavpur University and accordingly his name was registered on November 24, 2004 for Ph.D. (Engineering) Degree of the Jadavpur University under the direct supervision of Professor A. Ghosal, I.E.E. Department, Jadavpur University and Professor K.P. Ghatak, Electronics, Science Department, Calcutta University on the subject 'ON SOME ELECTRONIC PROPERTIES OF NANO STRUCTURED NON-PARABOLIC MATERIALS'.
2. That my client most sincerely, diligently and efficiently conducted the study of the subject mentioned above under the guidance of the said two supervisors and after completion of his work he submitted his Thesis on the said subject on January 13, 2006 to the Office of the Faculty of Engineering and Technology, Jadavpur University, in pursuant to the letter dated January 9/12, 2006 being reference No. D7/E/3/06 issued by you. A copy of the said letter is enclosed hereto for your ready reference.
3. That after receipt of the said Thesis from my client, the same was duly acknowledged by you vide your Certificate dated January 13, 2006. A copy of the said Certificate is enclosed hereto for your ready reference.
4. Further, Sir, you are aware of the fact that the said Thesis as submitted by my client was carefully and meticulously adjudicated by all the experts appointed by the University and they recommended my client for awarding Ph.D. Degree in

317(33)

N. CHANDRA

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To

date: 2/4/2013

The Honorable Vice Chancellor

NEHU, Shillong-793022

DK (Estt-II)
CA = 12/4/13

Through the DR, Estt-II, NEHU, Shillong

Subject: Resignation from service by Professor Sushabhan Choudhury, department of ECE, Dean, SOT and ancillary assignments in NEHU, Shillong-793022

Respected Sir,

Most humbly and respectfully I beg to tender hereby my resignation from the service as Professor, department of ECE and also other ancillary assignments so entrusted to me in the esteemed NEHU under your stewardship. Since the semester is in progress, I would like to be relieved with effect from 1st of July, 2013. This may be treated as required three months notice required as per service condition.

To assign the reason I beg to submit that there is extreme pressure on me due to ill health condition of my wife who should not be in high altitude and my father being around 80 years having old age ailments. That Sir, You may be aware I have been availing leave periodically for the treatment of my wife and father's treatment outside Shillong.

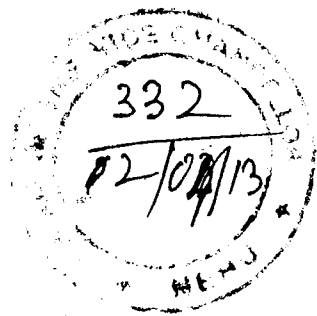
In view of the above I would most humbly pray to your benign self to be kind enough to accept the same and oblige.

Thanking You,

Yours faithfully,

Sushabhan Choudhury
Sushabhan Choudhury 2/4/2013

Professor, ECE, NEHU, Shillong-793022



AR (Estt II)
12/4/13

3:7(34)

Annexure - c

(110)

DR (SMT-12)
CA 3/5/13

To
The Hon'ble
Vice Chancellor
North Eastern Hill University
Shillong

Date:01/05/2013

Subject : Present status of writ appeal before the Honourable High Court of Calcutta Vide MAT no 232 with CAN no 1622 of 2013 between Sushabhan Choudhury Vs. Jadavpur University and others.

Ref: Letter dated 24/03/2013 addressed to you in respect of the matter related to my PhD degree.
Most respectfully sir,

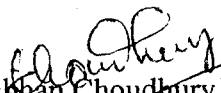
With reference to my letter dated 24/03/2013 as quoted above I have the honour to state as follows:

That the writ appeal matter as above was heard on 18/04/2013 and the honourable Division Bench comprising of Honourable Chief Justice Shri Arun Mishra and honourable justice Shri Joymalya Bagchi was pleased to admit the appeal allowing 15 days time to the appellant to file additional affidavit of facts and directed the respondent- Jadavpur University to file affidavit in opposition in the mean time which they failed to file before the single bench. The matter will be listed thereafter on completion of 15 days and compliance by parties within that specified time. I beg to attach herewith copy of the order dated 18/04/2013 downloaded from the Calcutta High Court website for which however a proper certified copy will be submitted to your end as and when received by me.

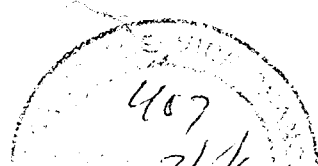
This is for your kind information and necessary action.

With due regard and respect

Yours faithfully


Sushabhan Choudhury, 1/5/2013

Professor, ECE, NEHU, Shillong and Dean, SOT



3.7(35)



1

18.04.2013
as & sd
Sl. No.171

MAT 232 of 2013
With
CAN 1622 of 2013

Sushabhan Choudhury
Vs.
Jadavpur University & Ors.

Mr. Ashok Kumar Banerjee,
Mr. Saumya Datta,
Mr. Pinaki Brata Ghosh
..... for the appellant

Mr. Debabrata Roy
.... For the respondents.

Mr. Banerjee, learned Counsel appearing on behalf of the appellant has prayed for time to file relevant documents. Time is granted for 15 days.

Let affidavit-in-opposition be filed in the meantime as no affidavit-in-opposition has been filed before the Single Bench.

List thereafter.

(Joymalya Bagchi,J.)

(Arun Mishra, Chief Justice)

3.7(36)

Annexure - 7

115

Phone

Grams : NEHU



पूवोत्तर पर्वतीय विश्वविद्यालय

पू० प० विवि० परिसर, शिल्लोंग-७९३०२२ (मेघालय)

North-Eastern Hill University


NEHU Campus, Shillong - 793 022 (Meghalaya)

No.F.5-5/Estt-II/SOT/10/- 4920

Dated 16th May, 2013.

NOTIFICATION

In terms of provision laid down under Statute-6(2) of the NEHU Act 1973, the Vice-Chancellor, NEHU is pleased to appoint Prof. B.Myrboh, Pro-Vice-Chancellor, NEHU, Shillong Campus to perform the duties of the Dean, School of Technology with immediate effect vice Prof.S.Choudury since relieved from the office of the Dean, School of Technology.


16.5.13
(T.K. Singha)

Deputy Registrar(Estt-II)

Copy forwarded for information to :

1. Prof.B.Myrboh,Pro-Vice-Chancellor,NEHU,Shillong.
2. The Pro-Vice-Chancellor,NEHU,/Tura Campus,Tura .
3. All Deans of Schools, NEHU, Shillong- for information..
4. All Heads of Departments/Centres, NEHU, Shillong/Tura Campus.
5. All Dy.Registrars/Asstt.RegistrarsNEHU,Shillong/Tura Campus.
6. The In-Charge,NEHU Publication,NEHU,Shillong.-for information.
7. The Administrative In-Charge,NDVN(VSAT) facility,NEHU,Shillong information and needful action.
8. SPS to the Vice-Chancellor, NEHU.-for information.
9. PS to the Registrar, NEHU.-for information.
10. PS to the Finance Officer, NEHU, Shillong-for information.
11. PA to the Controller of Examinations, NEHU, Shillong.
12. Personal file.


16.5.13
Deputy Registrar(Estt-II)

3:7(37)

Annexure - E

116

To Date: 17/05/2013

The Vice Chancellor
NEHU, Shillong-793022

Reference: My resignation letter dated 2nd of April, 2013

Subject: prayer for early release

Respected Sir,

With reference to the above I would like to state that I have tendered my resignation on 2nd of April requesting to release me on 1st of July, 2013 considering the three months notice to be served before release. The resignation was tendered due to the acute health problem of my wife and my father whose health problem have aggravated in Shillong because of high altitude. I would like to further state that recently my wife and my father's health problem have further worsened and need to be shifted to the plains for treatment and recovery. In view of this it has become very difficult for me to continue in the present service and hence would like to request you to kindly release me as early as possible preferably by 1st of June, 2013. Since there will be short fall of one month notice, I am willing to forego my salary for the month of May, 2013.

Thanking You,

Yours faithfully,

Sushabhan Choudhury
Sushabhan Choudhury
17/05/13

Professor, department of ECE, NEHU, Shillong-793022

DR (ES&A)

Pl. process as per rule

AKS
21/5/13



377(38)

Annexure - F

140

NORTH EASTERN HILL UNIVERSITY
MWKYNROH UMSHING-SHILLONG-22

No.F.17-267/Estt.11/2010-4992

Dated 31st May 2013

ORDER

Subject to the ratification by the Executive Council, the Vice Chancellor, NEHU, Shillong is pleased to accept the resignation of Prof. Sushabhan Choudhury, Department of Electronics & Communication Engineering, w.e.f. 31.5.2013 (AN) on receipt of no dues certificate from concerned departments.

Accordingly, Prof.Sushabhan Choudhury stands relieved from the services of the University w.e.f.31.5.2013 (AN).

Assistant Registrar
Establishment-11

Prof. Sushabhan Choudhury
Deptt. of Electronics & Communication,
Engineering, NEHU, Shillong

Copy to:

- 1.The Finance Officer ,NEHU, Shillong
- 2.Head Department of Electronics & Communication Engineering, NEHU, Shillong
- 3.Dean ,School of Technology, NEHU,Shillong.
- 4.Assistant Registrar, Finance, NEHU,Shillong
- 5.Section Officer, Salary, NEHU, Shillong
- 6.P.S to Vice Chancellor,, NEHU, Shillong
- 7.P.S to Registrar, NEHU, Shillong

Assistant Registrar
Establishment-11

NDVM facility (USAT).

O/c.

3:7(39)

Annexure - G.

(14)

NORTH EASTERN HILL UNIVERSITY
SHILLONG

No. F.17-267/Estt-11/2010-4993

dated 31.5.2013

To,

The Finance Officer,
NEHU, Shillong


Subject- Release of salary in respect of Prof. S.Choudhury,
Prof. Department of Electronic Communication
Engineering.

Madam,

With reference to the above subject, and In continuation of U.O. No. 17-267/Estt-11/-2010 dated 22.3.2013, I am directed to inform that salary for the month of March and April 2013 be released and salary for the month of May be adjusted in lieu of one month's notice for the purpose of accepting resignation tendered by Prof.S.Choudhury. wef.31.5.2013(AF)

This issue with the approval of the Vice Chancellor

Yours Faithfully


Assistant Registrar
Establishment

70 (Kingnew)
31/05/13

3:8(1)

(viii) Grant of lien to Prof.A.N.Rai, Department of Biochemistry

Consequent upon his appointment as Director, National Assessment and Accreditation Council, Bangalore and subsequent communication from Ministry of Human Resource Development conveying the acceptance of resignation tendered by Prof.A.N.Rai w.e.f 17th June, 2013, Prof.A.N.Rai has been relieved w.e.f 19th June, 2013 (AN) to enable him to join the new assignment as Director, NAAC.

Prof.A.N.Rai has requested for grant of lien for five years against the substantive post of Professor in the Department of Biochemistry.

In this context, it is to inform that Prof.P.Shukla has taken over as the Vice Chancellor on 17th June,2013 being the senior-most Professor in the University read with the provision of Statute and MHRD letter referred above. Accordingly, the request for grant of lien for 5 (five) years has been approved by the Vice Chancellor.

Prof.A.N.Rai has been granted lien in public interest for the above period w.e.f 20th June, 2013 subject to ratification by the Executive Council.

The matter is submitted before the Council for ratification.

3:9(1)

(ix) Voluntary Retirement in r/o Shri Prodinath Sangma, MTS, Estt-I, NEHU, Shillong.

- Shri Prodinath Sangma was appointed as Peon on Adhoc basis w.e.f. 01.05.1984 and continued the same capacity without any break till his regular appointment of Peon w.e.f. 22.09.1988.
- Therefore, Shri Prodinath Sangma completed more than 20 years qualifying service as on 1.12.2012 (F/N) in the University.
- Due to his ill health he has taken leave w.e.f. 16.05.2012 to 01.12.2012 on Medical Ground.
- He has been given notice to the University authority to retire voluntarily from University service w.e.f. 1.12.2012 as he is unable to continue in NEHU Service.
- As per Rule: a government employees have the option to retire voluntarily on completion of 20 years' qualifying service by giving three months' notice, which requires acceptance by the Appointing Authority.**(Annexure-I)**
- Retirement will take effect on expiry of notice period, unless before expiry thereof, permission for retirement is refused by the Appointing Authority: Rule 48-A.
- If applied while on extraordinary leave other than on medical grounds, the notice period need not be insisted upon and his request may be accepted immediately:- Rule 48-A, GID(1).
- Shri Prodinath Sangma was given the notice to the University for Voluntary Retirement from University service w.e.f. 01.12.2012 and his application/notice dated 27.11.2012 which does not cover the 3 months advance notice as refund Under Rule.**(Annexure-II)**
- His requesting of voluntary retirement is similar to that of the case of Shri Richard Blah, Electrician.
- It may be seen that the request of Shri. Richard Blah for voluntary retirement was accepted by the Vice- Chancellor as per his application, without insisting on 3 months advance notice and the period of his absence was regularized by grant of leave of the kind due and admissible to him as there was no possibility of him returning to duty.**(Annexure-III)**
- Accordingly, approval of the Vice-Chancellor in connection with voluntary retirement from University service in r/o Shri Prodinath Sangma has been obtained.**(Annexure-IV)**

The matter is placed before the Executive Council for ratification.

21

Quitting Service — Other than Superannuation

1. Voluntary Retirement

[Swamy's — FR & SR, Part-I and Pension Compilation]

1. An employee has the right to retire and get pensionary benefits by giving three months' notice to the Appointing Authority—

- (i) *After attaining the age of 50 years:*
Groups 'A' and 'B' Officers who had entered service before attaining the age of 35 years.
- (ii) *After attaining the age of 55 years:*
Groups 'A' and 'B' Officers other than (i) above;
All Group 'C' employees.
- (iii) *On completion of 30 years' qualifying service:*
All employees.

Retirement becomes effective on the expiry of notice period, without awaiting appointing authority's approval, unless the official is under suspension.— *FR 56; Rule 48.*

2. Employees have the option to retire voluntarily on completion of 20 years' qualifying service by giving three months' notice, which requires acceptance by the Appointing Authority.

Retirement will take effect on expiry of notice period, unless before expiry thereof, permission for retirement is refused by the Appointing Authority.— *Rule 48-A.*

If applied while on extraordinary leave other than on medical grounds, the notice period need not be insisted upon and his request may be accepted immediately.— *Rule 48-A, GID (1).*

3. Notice can be withdrawn with the permission of the Appointing Authority before the intended date of retirement.— *Rules 48 & 48-A, FR 56.*

4. The Appointing Authority, at its discretion can accept a notice of less than three months; but commutation of pension can be applied for only after the expiry of normal notice period of three months.— *Rules 48 & 48-A, FR 56.*



To,

The Registrar,
North Eastern Hill University,
Shillong

(Through the Asst. Registrar,
ESTT-I, NEHU, Shillong)

Subject: - Request for voluntary retirement.

Sir, with reference to the subject cited above, I have the honour to state that I am suffering from rheumatism for the last 6 years and hence, I could not attend the office regularly. Now, I feel that my health is deteriorated because of this disease compelling me to discontinue my service.

Under the circumstances, stated above, I humbly request you to kindly allow me to go on voluntary retirement with effect from 1st December, 2012.

Thanking you

Yours faithfully,
Rangma
(Pradip Nath Rangma)
Peon
ESTT-I, NEHU
Shillong

Doat Shillong,
The 27th Nov,
2012.

Sri. Bharishat Headman

Nongliang
P. O. Nongrim Hill
Shillong - 3. Rangma

Sr
mmr
27/11-12

Shashilika
E3 (P4)
Pr. put up
27/11/12

NEHU NOTES

As per the order of the Registrar, the self contained note in respect of the unauthorized absence from duty by Shri.Prodinath Sangma, MTS are as follows:

- From the service record of Shri.P.Sangma,MTS, attached with Establishment -I shows that P.Sangma,MTS has been absenting himself from duty w.e.f. 16.5.2012 without any leave application or prior permission being obtained from the Competent authority.
- A memo of even No. 583 dt.3.7.2012 was issued to him directing him to explain in writing as to why action as per rules should not be taken against him. At the same time, Section Officer (Salary Section) was intimated to keep in abeyance the disbursal of his salary from the month of July 2012 onwards.
- Since no reply to the above memo was received from Shri.P.Sangma, the office issued a reminder memo which may be seen at Sl.5/c and Shri.P.Sangma in compliance had submitted his explanation letter dt.18.8.2012 which was received in the office on 23.8.2012. **As per his explanation letter, he has stated that due to his sickness, suffering from legs join and backbone, he could not move and attend the office duty,** and therefore, he requested to grant leave from 16.5.2012 to 23.8.2012, but no leave application nor medical certificate received from him.
- Since no leave application had ever ^{been} received from him, the office has issued a show cause notice which may be seen at SL. 9/c directing him to show cause as to why disciplinary proceedings should not be drawn against him for his above mentioned unauthorized absence and mis-conduct failing which it will be presumed that he has nothing to say in the matter and necessary action will be taken as per rule.
- On 27.11.2012 a letter addressed to the Registrar, NEHU, Shillong was received from Shri.P.Sangma, MTS, praying for the Voluntary retirement from the University service w.e.f. 1.12.2012 as he could not join his duty due to his deteriorating health.
- As per rule, an employee have the option to retire voluntarily on completion of 20 years qualifying service by giving 3 month's notice, which requires acceptance by the Appointing Authority.
- Shri.Prodinath Sangma, MTS joined on the University on 1.5.1984 and thus completed more than 20 years of qualifying service in the University.
- Retirement will take effect on expiry of notice period, unless before expiry therefore, permission for retirement is refused by the Appointing Authority.
- **The Appointing Authority, at its discretion can accept a notice of less than three months, but commutation of pension can be applied only after the expiry of normal notice period of three months.**

Coild -

3:10(1)

(x) Grant of Lien to Dr. J.N. Nayak, Deputy Registrar.

Dr. J.N. Nayak, Deputy Registrar has applied, through proper channel, for the post of Controller of Examinations at Central University of Jharkhand, Ranchi. On having selected and offered appointment by the said University (Annexure 'A'), Dr. J.N. Nayak has requested to release him for the University and grant him lien for a period of 5(five) years to enable him to join the post of Controller of Examination at Central University of Jharkhand.

In considering of the above, the Vice-Chancellor, subject to the ratification by the Executive Council granted Dr. J.N. Nayak, Deputy Registrar for a period of 5(five) years w.e.f. 19.06.2013(AN) to enable him to join for the post of Controller of Examinations at Central University of Jharkhand vide Annexure –'B'.

The matter is placed before the council for ratification.



Letter No. CUJ/ Recruitment Cell/52/2012/1050

Date 29.5.2013

To,
Dr. Jay Narayan Nayak
Deputy Registrar
NEHU, Mawlai,
Shillong, East Khasi Hill
Meghalaya- 793022

Subject : Appointment Letter

Dear Sir/ Madam,

On the recommendation of the Selection Committee, the Executive Council has been pleased to appoint you as Controller of Examination in the Central University of Jharkhand, on the terms noted below:

- | | | |
|-----------------------|---|-------------------|
| 1. Pay Band | : | Rs. 37400-67000/- |
| 2. Grade Pay | : | Rs. 10000.00 |
| 3. Salary | : | As per Rules |
| 4. Dearness Allowance | : | As per Rules |
| 5. Other Allowance | : | As per Rules |

7. Your appointment is for the period of five years from the date of joining or the age of 62 years, whichever is earlier.

8. You will be assigned University duties over and above your own and other official activities as and when needed by the competent authority.

9. The terms of the appointment and service conditions etc. are subject to the University Act, Statutes, Ordinances, Rules and Regulations applicable from time to time.

10. New entrants will be governed under New Pension Scheme of GOI/UGC.

Please bring with you the following in original along with a set of photo copies duly attested:

1. The High School Certificate or equivalent in proof of your date of birth/age

2. Certificates and mark-sheet of Educational qualifications.
 3. Scheduled Tribe/Schedule Caste/OBC Certificates, if applicable
 4. Certificates of Medical fitness
 5. Any other certificates
- a) Character Certificate from Sub Divisional Magistrate/Deputy Commissioner/Deputy Magistrate/ Character Certificate from the employer/Gazetted Officer

If you are already in service, please bring the following original certificates from your present employer:

- b) Relieving letter
- c) Last pay certificate
- d) Character Certificate from the employer

If you accept the offer on the terms stated above, you are requested to submit your acceptance and report for duty in the enclosed performa to the Registrar, Central University of Jharkhand, within one month from the date of issues of the letter.

Yours faithfully

for Nudity
REGISTRAR 29/5/13

NB: The offer of appointment is made against the Post of Controller of Examination vide UGC No. F.24-36/2009 (CU) Dated- 25th June 2009.

3.10(4)

ANNEXURE - 'B'

239

Phone :
Grans : NEHU



पूवोत्तर पर्वतीय विश्वविद्यालय
फु. प. विवि. परिसर, शिल्लिंग - ७९३०२२ (मेघालय)
North-Eastern Hill University
NEHU Campus, Shillong - 793 022 (Meghalaya)


No.F.14-179/Estt-II/96 - 5058

Dated the 15th June, 2013.

ORDER

Consequent on his selection as Controller of Examinations in Central University of Jharkhand, Ranchi, vide their letter No.CUJ/Recruitment Cell/52/2012/1050 dated 29.05.2013, the Vice - Chancellor, subject to ratification by the Executive Council, is pleased to relieve Dr. J.N. Nayak, Deputy Registrar on lien for a period of 5(five) years w.e.f. 19.06.2013(AN) from this University against the substantive post of Deputy Registrar to enable him to join the new assignment on the following terms and conditions :

1. He shall remit GPF subscription and other deductions, if any, to NEHU regularly.
2. During the period of lien, either the employer or Dr. J.N. Nayak is required to remit the monthly Leave Salary & Pension Contribution at per the prescribed rate applicable from time to time.
3. In the event of non payment of above contribution continuously for a period of 3 months, the lien will be terminated.
4. In the event of his confirmation in Central University of Jharkhand, Ranchi, his lien will automatically stand terminated with effect from such date.
5. He will remit monthly contribution towards advances, if any, taken from the University on a monthly basis.



Assistant Registrar,
Establishment - II.

To,

Dr. J.N. Nayak,
Deputy Registrar,
Establishment-I/Planning,
NEHU, Shillong.

Copy to :

1. The Registrar, Central University of Jharkhand, Bramba, Ranchi - 835 205.
2. The Finance Officer, NEHU, Shillong.
3. S.P.S to the Vice-Chancellor, NEHU, Shillong.
4. P.S. to the Registrar, NEHU, Shillong.
5. Section Officer, Finance (Salary) NEHU, Shillong.
6. Personal file.


Assistant Registrar,
Establishment - II.

3:11(1)

- (xi) To consider ratification of appointment of Prof.B.Myrboh and Prof.E.D.Thomas as Pro.Vice-Chancellor, Shillong and Tura Campus respectively.

On being appointed as Director NAAC, Prof.A.N.Rai has tendered his resignation from the post of Vice-Chancellor, NEHU which was duly accepted by the President of India who is the Visitor of the University with effect from the forenoon of 17.06.2013. With the relinquishment of the post of the Vice-Chancellor by Prof.A.N.Rai, Prof.B.Myrboh and Prof.E.D.Thomas have resumed their duties as Professors in the Department of Chemistry and Department of Economics respectively with effect from 17th June 2013 (F.N) as their term of office as Pro.Vice-Chancellor was co-terminus with that of the Vice-Chancellor.

Pursuant to the MHRD's communication vide letter No.8-4/2010-Desk (U) dated 14.06.2012 (**Annexure A**) and in accordance with the provision laid down under Statute 2 (A) (5) (ii) of NEHU Act 1973, Prof.P.Shukla the senior most Professor of the University has taken over the charge of the office of the Vice-Chancellor on the forenoon of 17.06.2013.

Consequent upon taking over the charge of the Vice-Chancellor, NEHU, Prof.P.Shukla has sought the willingness of Prof.B.Myrboh and Prof.E.D.Thomas as to whether they would like to be re-appointed as PVC Shillong and Tura Campus respectively. For reference (**Annexure B and C**) may kindly be seen.

In response Prof.B.Myrboh and Prof.E.D.Thomas have expressed their willingness to accept and assumed the office of the Pro.Vice-Chancellor with effect from 17.06.2013. For reference (**Annexure D and E**) may be seen.

On receipt of the above, Prof.P.Shukla, Vice-Chancellor in exercise of powers under Section 12(3) of NEHU Act read with Statute 3 para 3 Clause (2) and (3) has re-appointed Prof.B.Myrboh and Prof.E.D.Thomas as PVC, Shillong and Tura Campus with effect from 17.06.2012 subject to ratification by the E.C. (**Annexure F and G**) may kindly be seen.

Prof.B.Myrboh and Prof.E.D.Thomas have assumed the charge of the office of PVC with effect from 17.06.2013 (A.N).

The matter is placed before the Council for ratification.

3:11(2)

Annexure - A

P. 1

300

DR (Co.H. II)

FAX

No.8-4/2010-Desk (U)
Govt. of India
Ministry of Human Resource Development
Department of Higher Education

Shastri Bhawan, New Delhi.

Dated 14th June 2013

To,

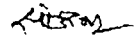
The Registrar,
North Eastern Hill University,
Shillong- 793022

Sub: Resignation of Vice Chancellor of North Eastern Hill University- reg.

Sir,

I am directed to refer to University's letter No. NEHU-VCF/2-1/2013-77 dated 06.06.2013 on the subject mentioned above and to say that the President, in his capacity as the Visitor of NEHU, has been pleased to accept the resignation of Prof. A. N. Rai from the post of Vice Chancellor, NEHU w.e.f. 17.06.2013 (Forenoon). Visitor has also been pleased to approve that on relieve of Prof. Rai, the charge of the post of Vice Chancellor may be handed over to the senior-most Professor of the University as provided in the Statutes, who will perform the duties of Vice Chancellor until a new Vice Chancellor assumes the office.

Yours faithfully,

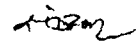


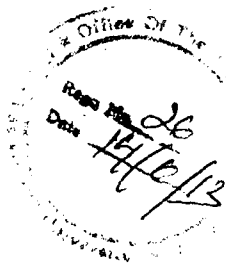
(Ramji Pandey)

Under Secretary to the Govt. of India
Tel 23384412

Copy to:-

- (i) Vice Chancellor, NEHU, Shillong.
- (ii) Shri S M Sami, Section Officer, President's Secretariat, Rashtraapati Bhavan, New Delhi for information wrt to ID Note No. 28008/5/2013-CA(II) dated 14.06.2013.


(Ramji Pandey)



3.11(3)

Annexure-B

30/6



पूवोत्तर पर्वतीय विश्वविद्यालय
पु. प. विवि. परिसर, शिलांग- ७९३०२२ (मेघालय)
North-Eastern Hill University
NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :
Grams : NEHU

D.O.No.F.4-12/Estt.II/84/Vol.II/ 86

Dated Shillong, the 17th June, 2013

Dear Prof. Myrboh,

Consequent upon taking over the charge of the Vice-Chancellor, North-Eastern Hill University with effect from 17. 06. 2013, I have the pleasure to seek your willingness to be re-appointed as Pro Vice-Chancellor, Shillong Campus, Shillong as per provisions Statute 3 Para 3 clause (2) and (3) of the NEHU Act, 1973.

With kind regards,

Yours sincerely,

P. Shukla

(P. Shukla)

Prof. B. Myrboh
Department of Chemistry
NEHU, Shillong

3:11(4)

Annexure-C

303



पूवोत्तर पर्वतीय विश्वविद्यालय

पू. प. विवि. परिसर, शिल्लॉंग - ७९३०२२ (मेघालय)

North-Eastern Hill University

NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :

Grams : NEHU

D.O.No.F.4-12/Estt.II/84/Vol.II/85

Dated Shillong, the 17th June, 2013

Dear Prof. Eugene D. Thomas,

Consequent upon taking over the charge of the Vice-Chancellor, North-Eastern Hill University with effect from 17. 06. 2013, I have the pleasure to seek your willingness to be re-appointed as Pro Vice-Chancellor, Tura Campus, Tura as per provisions Statute 3 Para 3 clause (2) and (3) of the NEHU Act, 1973.

With kind regards,

Yours sincerely,

P. Shukla

(P. Shukla)

Prof. E.D. Thomas
Department of Economics
NEHU, Shillong.

3:11(5)

Annexure - D

305

AR (Estt II)



पूवोत्तर पर्वतीय विश्वविद्यालय

पू. प. विवि. परिसर, शिलांग-७९३०२२ (मेघालय)

North-Eastern Hill University

NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :
Grams : NEHU

To
The Vice Chancellor,
NEHU, Mawlai Mawkynroh
Umshing, Shillong 22

17/06/13

(Through the Head, Department of Chemistry.)

Ref: Your letter No. F.4-12/Estt.II/84/ - Volume II, dated June

Dear Sir,


Thank you for the continued confidence you are bestowing in me by offering to reappoint me as the Pro Vice Chancellor Shillong Campus for which I shall be happy to accept and assume the office of the PVC with effect from 17th June, 2013.

With best regards,

Forwarded

Yours sincerely


(B. Myrbøh)


17/06/2013

Head
Department of Chemistry
North - Eastern Hill University
Shillong - 793022

3:11(6)

[Handwritten signature]
17/6

Annexure - E

[Handwritten number 308 in a circle]



पूर्वोत्तर पर्वतीय विश्वविद्यालय
पु. प. विवि. परिसर, शिलांग- 793 022 (मेघालय)
North-Eastern Hill University
NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :
Grams : NEHU

To
The Vice Chancellor,
NEHU, Mawlai Mawkynroh
Umshing, Shillong 22

17/06/13

(Through the Head, Department of Economics.)

Ref: Your letter No. F.4-12/Estt.II/84/ - Volume II, dated June

Dear Sir,

Thank you for the continued confidence you are bestowing in me by offering to reappoint me as the Pro Vice Chancellor Tura Campus for which I shall be happy to accept and assume the office of the PVC with effect from 17th June, 2013.

With best regards,

Yours sincerely

[Handwritten signature]
(E. Thomas)

Forwarded
[Handwritten initials]
17/6/2013
Head
Economics Department
N. E. H. U, Shillong

3211(7)

Annexure - F



पूवोत्तर पर्वतीय विश्वविद्यालय

पु: प० विवि: परिसर, शिल्लॉंग-७९३०२२ (मेघालय)

North-Eastern Hill University

NEHU Campus, Shillong - 793 022 (Meghalaya)

Prof. Prabodh Shukla
Vice-Chancellor

Phone
Grams NEHU

Telephone Nos.0364-2550101/2721003/4 (O) 2550036 (R)
Fax No.0364-2550076 & 2551634
e-mail:vcnehu@nehu.ac.in

DO No.F.14-246/Estt.II/2010
17th June`13

Dear Prof. Myrboh,

In exercise of the powers under Section 12(3) of NEHU Act read with Statute 3 Para 3 Clauses (2) and (3), I have the pleasure to re-appoint you as the Pro-Vice-Chancellor, ^{Shillong} ~~Tura~~ with immediate effect on the basis of your acceptance vide letter dated 17th June`13 subject to ratification by the Executive Council to be held on 28th June, 2013.

Looking forward to your joining the assignment.

Yours sincerely,

Prabodh Shukla

P.Shukla

Prof. B. Myrboh
Department of Chemistry
North Eastern Hill University
Shillong 793 022

3:11(8)

Annexure-S



पूर्वोत्तर पर्वतीय विश्वविद्यालय

पू. प. विवि. परिसर, शिल्लोम ७९३०२२ (मेघालय)

North-Eastern Hill University

NEHU Campus, Shillong - 793 022 (Meghalaya)

Prof. Prabodh Shukla
Vice-Chancellor

Telephone Nos.0364-2550101/2721003/4 (O) 2550036 (R)

Fax No.0364-2550076 & 2551634

e-mail:vcnehu@nehu.ac.in

DO No.F.14-246/Estt.II/2010

17th June`13

Dear Prof.Thomas,

In exercise of the powers under Section 12(3) of NEHU Act read with Statute 3 Para 3 Clauses (2) and (3), I have the pleasure to re-appoint you as the Pro-Vice-Chancellor, Tura with immediate effect on the basis of your acceptance vide letter dated 17th June`13 subject to ratification by the Executive Council to be held on 28th June, 2013.

Looking forward to your joining the assignment.

Yours sincerely,

Prabodh Shukla
P.Shukla

ac

Prof. E.D. Thomas
Department of Economic
North Eastern Hill University
Shillong 793 022

5: - **ACADEMIC MATTERS:**

5:8: - **Others:**

- (ii) To consider representation submitted by some Professors Promoted Under Career Advancement Scheme.

After completion of due process, the application/Self Appraisal Report received from eligible Associate Professors of the University for promotion to the post of Professor under Career Advancement Scheme were placed before the respective selection committee which were convened during the month of March, 2013 for their assessment.

As per UGC Regulation 2010, the minimum norms of Selection Committee procedures as well as API Scores requirement for the above cadre either through Direct Recruitment or Career Advancement Scheme promotion shall be similar. In so far promotion of an Associate Professor to Professor is concerned, the said regulation provide that Associate Professor completing 3 years of service in stage-4 (i.e. in the Pay Band of 37400-67000 with Academic Grade Pay of 9000).and possessing a Ph.D degree in the relevant discipline shall be eligible to be appointed and designated as Professor and be placed in the next higher grade stage-5(i.e. Rs. 37400-67000 with AGP 10000), subject to (a) satisfying the required credit points as per PBAS methodology provided in Table I-III in Appendix III stipulated in the regulation (b) an assessment by the Selection Committee as provided for the direct recruitment for Professor. The table I-III of Appendix III as mentioned above provided vide Annexure-A.

As per criteria provided in the Regulation , the Selection Committee to assess the suitability of the candidature keeping the following parameters in view.

- 50% - Contribution to research
- 30% - Assessment of domain knowledge.
- 20% - Interview performance

The regulation provide that in the final assessment the candidate should obtained minimum 50% in expert assessment.

Keeping the above criteria in view, the respective Selection Committees have recommended the effective date of promotion in respect to all cases, which was considered and approved by the "Executive Council in its 154th meeting vide resolution No. EC:154:2013: 6:1(ii).

Further, it may be noted that as per provision laid down under Statute 20(1) of the NEHU Act 1973, all the recommendations of the Selection Committees are placed before the Executive Council for its consideration and acceptance and if the Executive Council is unable to accept the recommendations made by the Selection Committee it shall record its reasons and submit the case to the Visitor for final orders in terms of provision laid down under Statute 20(6).

5:8:2(2)

Aggrieved by the decision of the Council on accepting the recommendation of the Selection Committee, the following teachers have represented that the date of eligibility for promotion shall be from the date as mentioned below, as they fulfill all the criteria.

Sl.No.	Name	Department	Effective date of promotion recommended by the Selection Committee	Effective date of promotion to be considered as per representation
1.	Dr. V. Rengsi	History	1.1.2012	1.1.2009
2.	Dr. S.K.Nanda	Cultural & Creative Studies	19.6.2012	1.1.09 or 1.6.2009
3.	Dr.X.P.Mao	Philosophy	1.1.2012	27.7.2009
4.	Dr. M. Renganathan	English	1.7.2012	14.12.2011
5.	Dr.U.K.De	Economics	1.1.2012	1.1.2009
6.	Dr. Devesh Walia		1.1.2011	1.1.2009

The individual representation shall be placed by the Chair.

The matter is placed before the Council for consideration.

6: - **ADMINISTRATIVE MATTERS:**

6:1: - **Selection Committee:**

- (i) Matter of appointment of Vice-Chancellor as per Statute 2(A) (i) (ii) & (iii)

Pursuant to the appointment as Director, National Assessment and Accreditation Council, Prof.A.N.Rai has resigned from the post of Vice-Chancellor, NEHU. In this context, the provisions relating to the appointment of Vice-Chancellor as per the Statutes 2(A)(1) (ii) and (iii) are re-produced as under :-

- (ii) The Vice-Chancellor shall be appointed by the Visitor from a panel of not less than three persons who shall be recommended by a Committee consisting of three members :

Provided that, if the Visitor does not approve of any of the persons so recommended, he may call for fresh recommendations.

- (iii) Two members of the Committee shall be persons not connected with the University or an institution recognised by, or associated with the University, nominated by the Executive Council and one member shall be a person nominated by the Visitor who shall also be the Convener of the Committee.

The matter is placed before the Council to consider and nominate two persons to be associated as members of the Search Committee.

6:2: - **Appointment/Creation/Up-gradation of post/ Confirmation/ Extension/Option/Transfer/ Release/Termination etc:**

(viii) Appointment of Head, Department of Political Science

Prof.R.Borgohain was appointed as Head of the Department of Political Science, NEHU, Shillong for a period of 3 years w.e.f.11.12.2012 to 10.12.2015.

Before completing her term of office as Head of the Department of Political Science, the Vice-Chancellor, under Statute-6 of the NEHU Act,1973 has recommended the name of Prof.R.Borgohain to be appointed as next Dean, School of Social Sciences vice Prof.L.S.Gassah, since his term of office as Dean will expire on 01.08.2013.

In order to consider the appointment of next Head of the Department, the name of Professors available in the Department are listed below:

Sl.	Name	D.O.J.	D.O.Supn.	Remarks
1.	Prof.R.Borgohain	18.12.96	31.07.17	- Recommended as Dean, School of Social Sciences w.e.f. 02.08.2013
2.	Prof.L.S.Gassah	18.12.96	31.12.17	- Present Dean upto 01.08.13
3.	Prof.T.T.Haokip	18.12.11	30.06.29	-

Keeping the provision laid down under Statute -7 of the NEHU Act 1973 in view, the Vice-Chancellor recommends that **Prof.T.T.Haokip** be appointed as Head, Department of Political Science for a period of 3(three) years **w.e.f. 02.08.2013(FN)**.

The matter is placed before the Council for consideration.

6:2:9(1)

(ix) Confirmation Cases in respect of Assistant Professors

The Committee duly constituted as per the Executive Council resolution No.E.C:146:2011:6:2(xv) held on 24.5.2011, with Pro-Vice-Chancellor as Chairman, and Prof. P.K. Gupta and Prof. H.K. Mukherjee as members met on 14.6.2013 and scrutinized all the cases of confirmation placed before the Committee. The recommendation of the Committee for each case may kindly be seen vide **Annexure "A"**.

The matter is submitted before the Council for consideration.


Minutes of the meeting of the Committee held on 14.6.2013 at the Committee room Administrative Building, NEHU, to consider the cases of confirmation of teachers.

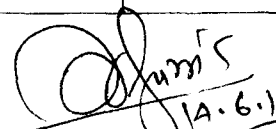
Pursuant to the Resolution No. EC:146:2011:6:2 (xv) adopted by the Executive Council in its 146th meeting held on 24.05.2011, the Vice-Chancellor being the Chairman of the EC has nominated Pro-Vice-Chancellor, Shillong Campus, NEHU alongwith two members of the Council Prof. P.K. Gupta, Dean School of Education and Prof. H.K. Mukherjee, Dean School of Physical Sciences to scrutinize all papers of confirmation cases.

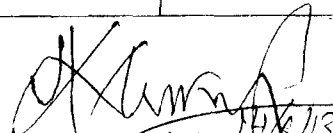
The Committee accordingly has scrutinized all the papers of confirmation cases placed before it and after thorough examination of the relevant papers, the Committee resolved as follows:

The following incumbents are recommended for confirmation from the dates as detailed below:

Si.No	Name	Designation	Department	Dt.of joining	Dt.of Confirm
1.	Shri. Nitin Sahai	Asstt.Professor	Biomedical Engg.	27.06.2012	27.06.2013
2.	Shri. Sudip Paul	Asstt.Professor	Biomedical Eng.	29.06.2012	29.06.2013
3.	Shri. Sanat Das	Asstt.Professor	Energy Engg.	02.07.2012	02.07.2013
4.	Dr. L. Robindro Singh	Asstt.Professor	Nano Technology	06.07.2012	06.07.2013
5.	Shri.Davidson Pyngrope	Asstt.Professor	Nano Tech.	09.07.2012	09.07.2013
6.	Shri. Manashjit Gogoi	Asstt.Professor	Biomedical	30.07.2012	30.07.2013
7.	Smti.Isawanda Laloo	Asstt.Professor	English Deptt.	13.06.2012	13.06.2013
8.	S.K. Kulshreshtha	Asstt.Professor	Tourism& Hotel Managment	02.07.2012	02.07.2013
9.	Dr. Samrat Paul	Asstt.Professor	Energy Engg.	18.06.2012	18.08.2013
10.	Shri.Manmit Saikia	Asstt.Professor	Energy Engg.	22.06.2012	22.06.2013
11.	Shri. Barath N	Asstt.Professor	Jour.&Mass.Comm	04.07.2012	04.07.2013
12.	Dr. Munshi Ram	Asstt.Professor	BSSS	05.07.2012	05.07.2013
13.	Shri.Pankaj Sarkar	Asstt.Professor	ECE	11.07.2012AN	11.07.2013
14.	Shri. Asif Ahmed	Asstt.Professor	ECE	05.07.2012AN	05.07.2013
15.	Shri. K. Amitab	Asstt.Professor	IT	18.06.2012	18.06.2013
16.	Shri.Amitabha Nath	Asstt.Professor	IT	04.07.2012	04.07.2013


Prof. B. Myrboh
Pro-Vice-Chancellor


Prof. P.K. Gupta
Dean School of Education


Prof. H.K. Mukherjee
Dean, School of Physical Sciences

6:2:10(1)

(x) Extension of services of Shri Subir Sen, Advocate and Shri Khalid Khan, Advocate

- (1) Shri. Subir Sen, Advocate, was engaged as University Standing Counsel for the Shillong Bench of the Gauhati High Court presently the High Court of Meghalaya as well as for District Courts w.e.f. 17.09.2004. His appointment was approved by the Executive Council vide E.C. Resolution No. EC:121:4:2005:3:(iv) held on 27.04.2005. His engagement was extended from time to time till date. His performance since his engagement has been found to be very satisfactory. It is recommended that his extension of empanelment may be approved.
- (2) Shri. Khalid Khan, Advocate, was engaged as University Standing Counsel for the Shillong Bench, Gauhati High Court presently the High Court of Meghalaya as well as for District Courts w.e.f. 18th April 2012 for a period of one year vide E.C. Resolution No. EC:149:2011:6:7:(ii). His term of engagement had expired on 17th April 2013. His performance since his engagement is also found to be very satisfactory. It is recommended that his services may be extended further for a period of one year on the terms and conditions agreed upon at the time of initial empanelment

Submitted for consideration and approval of the Executive Council

6:3:2(1)

6:3: - Leave/Deputation:

- (ii) Grant of Extra Ordinary Leave to Prof. R.C.laloo, Department of Botany NEHU, Shillong.

The Council vide its Resolution NO:EC:154:2013:3:(i) has considered granting permission to Prof. R.C.laloo for contesting the Assembly Election in the State of Meghalaya. Prof. R.C.laloo has been inducted as Cabinet Minister of the Government of Meghalaya the Council therefore Resolved that as per rule Prof. R.C.laloo has to apply fresh leave since the previous leave has expired (Annexure-'A').

On having been elected as Member of Legislative Assembly of the State of Meghalaya in the March, 2013, Prof. R.C.laloo vide his letter dated 23.05.2013 has informed that he is holding the Executive job in the Government of Meghalaya from 12th March, 2013. As such, Prof. R.C.laloo requested the University to grant Extra Ordinary Leave w.e.f. from 12.03.2013 till he continues to hold the Executive job in the Government of Meghalaya (Annexure-'B').

As per rule Extra Ordinary Leave can be availed for a maximum period of 5 years, since, Prof. R.C.Laloo have already availed Extra Ordinary Leave for a period of 3 years 9 months 20 days w.e.f. 13.05.2009 to 04.03.2013 for holding Executive position in the Government of Meghalaya (Annexure-'C') and therefore he has been granted Extra Ordinary Leave w.e.f. 12.03.2013 for a period of 1 year 2 months 10 days for holding the Executive position in the Government of Meghalaya, for reference Annexure-'D' may be seen.

The matter is reported to the Council for information.

6.3.2(a)

ITEM NO. 3

RATIFICATION OF ACTION TAKEN
BY THE VICE-CHANCELLOR.

108

- (i) **Permission for contesting the Assembly Election in the State of Meghalaya- Case of Prof. R.C. Laloo, Department of Botany.**

NO:EC:154:2013:3:(i): The Council considered the action taken by the Vice-Chancellor in granting permission as per rules laid down under Regulation RE-4 for contesting the Assembly Election in the State of Meghalaya in respect of Prof. R.C. Laloo, Department of Botany, NEHU, Shillong and the Council **RESOLVED** to ratify the same.

It is also noted that Prof. Laloo has been inducted as a Cabinet Minister of the Government of Meghalaya. The Council therefore **RESOLVED** that as per rules Prof. Laloo has to apply for a fresh leave since the previous leave has expired.

SO
10/4/13

b.o.x (3)

R C Laloo M.Sc., Ph.D
Professor
Department of Botany

NORTH-EASTERN HILL UNIVERSITY
NEHU Campus, Shillong - 793 022

(116)

To

ANNEXURE 'B'

The Asstt. Registrar, Establishment II
North-Eastern Hill University
Shillong

Dear Madam,

(Through the Head, Dept. of Botany, NEHU, Shillong)

Ref. : Your letter No.17-228/Estt-11/2005-4924 dt. 16th May 2013

Subject : Leave application for holding Executive job in Govt. of Meghalaya

With reference to the letter above on the subject, I would like to state that I continued as a Minister till we have the new Government on the 5th Mar 2013, that is, I continued as a Minister till the 4th Mar 2013(afternoon) in connection with the E.O.L granted for the period w.e.f. 13.5.2009.

Again, I was sworn-in/appointed as Deputy Chief Minister, Govt. of Meghalaya on the 12th Mar 2013.

So, for the period from the 5th Mar 2013 to 11th Mar 2013 I may kindly be granted leave of the kind as per provisions of Ordinances governing leave to the teachers as mentioned in RE-4 para 2(i), since I am an MLA only.

Further, as I am holding Executive jobs in the present Govt. of Meghalaya, I, therefore, request you to kindly grant me E.O.L. w.e.f. from the 12th Mar 2013 till I hold the Executive jobs in the Govt. of Meghalaya.(My earlier letter may kindly be treated as cancelled except the enclosures).

Thanking you

Yours Sincerely


(R. C. Laloo)

Professor, Dept. of Botany
NEHU : Shillong.

Forwarded
N. Venkatesh
23/5/13

Department of Botany
Section of Teaching
NEHU - Shillong

Address : Yojana Bhawan, Main Sectt Building, Govt. of Meghalaya : Shillong-793001.
Phone: 0364-2224576, Fax:0364-2501713 E-mail: rclaloo1@yahoo.com

urgent

SO KSD-II A
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24/5/13

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24/5/13

<p>Institute or other similar important Institution provide he has served the University for a period of at least three years and the application had been sent through and forwarded by the University;</p> <p>b. The leave in such cases shall not exceed a maximum period of two years;</p> <p>c. Notwithstanding any other leave which may be due to a teacher of the entire period for which the teacher holds the appointment outside the University shall be without pay; and</p> <p>d. The period so spent shall not be counted for increment but shall count for seniority. The period shall not also count for pensionary/ contributory provident fund benefits unless the pension/ contributory provident fund contributions are paid by the teacher or the foreign employer. Provided that no such leave shall be granted until after the expiry of five years after return from a previous spell of extra-ordinary leave or three years after study or sabbatical leave. If the teacher does not resume his duties in the University at the end of the period of extraordinary leave granted to him, he shall be treated as having resigned the post held by him in the University.</p> <p>vi. Subject to the provisions of sub-clause (vii) below, the total amount of extra-ordinary leave granted to a teacher under sub-clause (ii) and (iii) above shall not exceed five years during his entire service.</p> <p>vii. Extra-ordinary leave shall always be without pay. Payment of allowances during the period of extra-ordinary leave shall be governed by the relevant rules.</p> <p>viii. Extra-ordinary leave shall not count for increment except in the following cases;</p> <p>a. Leave taken on medical certificate.</p> <p>b. Cases where the Vice-Chancellor is satisfied that the leave was taken due to causes beyond the control of the teacher, such as inability to join or rejoin duty due to civil commotion or a natural calamity, provided the teacher has no other kind of leave to his credit.</p> <p>c. Leave taken for prosecution of studies</p> <p>d. Leave granted to accept an invitation to a teaching post or fellowship or research-cum-teaching post or an assignment for technical or academic work of importance.</p> <p>ix. Extra-ordinary leave may be combined with any other leave except casual leave and special casual leave provided that the total period of continuous absence from duty or leave (including periods of vacation) shall not exceed three years except in cases where leave is taken on medical certificate. The total period of continuous absence from duty shall in no case exceed five years in all.</p> <p>x. The authority empowered to grant leave may commute retrospectively period of absence without leave into extra-ordinary leave.</p>	<p>Institute or other similar important Institution provide she/ he has served the University for a period of at least three years and the application had been sent through and forwarded by the University;</p> <p>b. The leave in such cases shall not exceed a maximum period of two years;</p> <p>c. Notwithstanding any other leave which may be due to a teacher for the entire period for which the teacher holds the appointment outside the University shall be without pay; and</p> <p>d. The period so spent shall not be counted for increment but shall count for seniority. The period shall not also count for pensionary/ contributory provident fund benefits unless the pension/ contributory provident fund contributions are paid by the teacher or the foreign employer. Provided that no such leave shall be granted until after the expiry of five years after return from a previous spell of extra-ordinary leave or three years after study or sabbatical leave. If the teacher does not resume her/ his duties in the University at the end of the period of extraordinary leave granted to her/ him, she/ he shall be treated as having resigned the post held by her/ him in the University.</p> <p>iv. Subject to the provisions of sub-clause (vii) below, the total amount of extra-ordinary leave granted to a teacher under sub-clause (ii) and (iii) above shall not exceed five years during her/ his entire service.</p> <p>v. Extra-ordinary leave shall always be without pay. Payment of allowances during the period of extra-ordinary leave shall be governed by the relevant rules.</p> <p>vi. Extra-ordinary leave shall not count for increment except in the following cases;</p> <p>a. Leave taken on medical certificate.</p> <p>b. Cases where the Vice-Chancellor is satisfied that the leave was taken due to causes beyond the control of the teacher, such as inability to join or rejoin duty due to civil commotion or a natural calamity, provided the teacher has no other kind of leave to her/ his credit.</p> <p>c. Leave taken for prosecution of studies</p> <p>d. Leave granted to accept an invitation to a teaching post or fellowship or research-cum-teaching post or an assignment for technical or academic work of importance.</p> <p>vii. Extra-ordinary leave may be combined with any other leave except casual leave and special casual leave provided that the total period of continuous absence from duty or leave (including periods of vacation) shall not exceed three years except in cases where leave is taken on medical certificate. The total period of continuous absence from duty shall in no case exceed five years in the entire service of a teacher.</p> <p>viii. The authority empowered to grant leave may commute retrospectively period of absence without leave into extra-ordinary leave.</p>
<p>Leave-not-due 9.</p> <p>i. Leave not due may, at the discretion of the Vice-Chancellor, be granted to a permanent teacher for a period not exceeding 360 days during the entire service out of which not more than 90 days at a</p>	<p>9. Leave-not-due</p> <p>i. Leave not due may, at the discretion of the Vice-Chancellor, be granted to a permanent teacher for a period not exceeding 360 days during the entire service out of which not more than 90 days at a</p>

6.3.2(3)



पूवोत्तर पर्वतीय विश्वविद्यालय

पू. प. विवि. परिसर, शिलांग-७९३०२२ (मेघालय)

North-Eastern Hill University

NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :

Grams : NEHU

ANNEXURE-D

F.No.17/228//Estt.II/2005 - 5039

Dated the 13th June, 2013.

ORDER

The Vice-Chancellor is pleased to grant Extra Ordinary leave to Prof. R.C.Laloo Department Botany NEHU, Shillong for a period of 1 year 2 months 10 days w.e.f. 12.03.2013 (FN) till he continues to hold the Executive jobs in the Government of Meghalaya, which ever is earlier.

J.P.
Assistant Registrar
Establishment - II

Copy to:

1. Prof. R.C. Laloo, Department of Botany, NEHU, Shillong.
2. The Dean School of Life Sciences, NEHU, Shillong.
3. The Head, Department of Botany, NEHU, Shillong.
4. The Finance officer, NEHU, Shillong.
5. The Assistant Registrar, (Fin-Salary), NEHU, Shillong.
6. The SPS to the Vice-Chancellor, NEHU, Shillong.
7. The PS to the Pro- Vice-Chancellor, NEHU, Shillong.
8. The PS to the Registrar, NEHU, Shillong.
9. Personal file.

J.P.
Assistant Registrar
Establishment-II

o/e

6:7:3(1)

6:7: - Others:

- (iii) Polling Station for the staffs and students of NEHU who are registred voters of Mawlai Assembly Constituency.

The Additional Deputy Commissioner (Election) vide letter No.SHEL.V/14/2011/PV/182 dt. 7th June, 2013 placed at Annexure-I has requested the University to allot one room inside the Campus to be used as Polling Station for the University Community.

The University has proposed the Community Hall which is in the centre of the Campus as the polling station.

The matter is therefore placed before the Executive Council for consideration.

6:7:3(2)

Annexure - 1

AR (Estate) (7)

GOVERNMENT OF MEGHALAYA
OFFICE OF THE DEPUTY COMMISSIONER (EL)
EAST KHASI HILLS DISTRICT
SHILLONG



Ph. No. 0364-2500782
Fax No. 0364-2223394
Email: shillong.election@gmail.com

No. SHEL.V/14/2011/PV/182,

Dated Shillong, the 7th June, 2013.

To

✓ The Registrar,
North Eastern Hills University,
Mawlai, Shillong - 793022.

Handwritten notes:
Dated
DR (Election) pt. part up.
14/6
cc) Bsto R

Subject: Rationalization of Polling Stations.

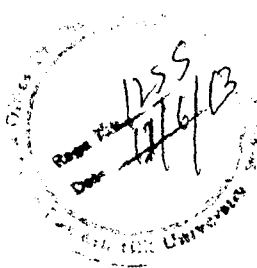
Sir,

With reference to the subject cited above, I am to inform you that for the smooth conduct of Election, the District Administration will require 1(one) room inside the campus to be used as a Polling Station for the staff and students of N.E.H.U. who are registered voters of Mawlai Assembly Constituency. I am to request you to kindly intimate to this office of the availability of the room at the earliest.

Your kind cooperation in this matter is highly solicited.

Yours faithfully,

(D. M. Wallang)
Additional Deputy Commissioner (Election),
East Khasi Hills District,
Shillong.



7:1:1(1)

7: - **FINANCIAL MATTERS:**

7:1 - **Finance Committee:**

- (i) Minutes of the 65th meeting of the Finance Committee held on 22/06/2013: Annual Accounts for the year 2012-13 and other matters.

Minutes of the 65th meeting of the Finance Committee is placed below at Annexure 'A' for favour of perusal of the Council.

The Annual Accounts for the year 2012-13 which is duly been approved by the Finance Committee is also placed before the Council for approval.

No:F.2-2/FC-Minutes/2005/Pt/2013-402
Dated. 26th June, 2013

**NORTH EASTERN HILL UNIVERSITY
HEADQUARTER: SHILLONG**

**MINUTES OF THE 65TH MEETING OF THE FINANCE COMMITTEE HELD ON 22ND JUNE,
2013 HELD AT THE NEHU GUEST HOUSE, GUWAHATI**

The following members were present:

- | | |
|--|--------------------------|
| 1. Prof. P. Shukla, Vice-Chancellor: | Chairman |
| 2. Prof. B. Myrboh, Pro-Vice-Chancellor: | Member |
| 3. Shri Pratap Singh, Deputy Secretary, MHRD
(Representative of Jt. Secretary & Financial Adviser, MHRD): | Member |
| 4. Shri G. K. Chin, Financial Adviser, North Eastern Council: | Member |
| 5. Prof. P. K. Gupta, Dean, School of Education: | Member |
| 6. Shri Debabrata Deb, Registrar: | Invitee |
| 7. Shri A.S. Kharmawphlang, University Engineer: | Invitee |
| 8. Smt. N.G. Marwein, Finance Officer: | Ex-officio-
Secretary |

The Chairman introduced each of the members and welcomed them expressing appreciation especially to the external members for attending the meeting.

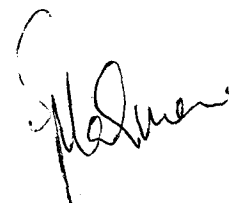
The Chairman then proceeded with the agenda.

Item No.1: Confirmation of the Minutes of the 64th meeting held on 25th October, 2012.

The Committee confirmed the Minutes of the 64th meeting as circulated.

Item No.2: Report on action taken on the Minutes of the 64th meeting.

The Committee noted the action taken on the Audited Annual Account for the Year 2011-2012 and on the implementation of the approved revised rates of DA for students on field trips and academic projects.



Item No.3: Utilization of Plan Grants under various schemes.

The Committee noted that the utilization of funds under the Plan Grants though low in overall percentage due to balance on account of the ongoing construction projects of the XI Plan, the utilization of the XII Plan was over 50%.

Item No.4: Utilization of Non Plan Grant of 2012-2013.

The Committee noted the utilization of the Non Plan Grant of the year 2012-2013.

Item No.5: Annual Account for the Year 2012-2013.

The Finance Officer presented the highlights of the Annual Account for the year 2012-2013. The Committee approved the Annual Account for further process.

Item No.6: Sources of Corpus Fund: Affiliation fees and Receipts on sharing of common expenses and token land revenue.

The Committee desired to know the practice in other central universities regarding inclusion of the affiliation fees as source of the Corpus Fund and recommended to obtain the approval of the UGC on the proposal for inclusion of the Receipts on sharing of common expenses and token land revenue as external overhead source of the said fund.

Item No.7: Outsourcing of major construction works of the University to National Construction Agency as approved by the Building Committee and the Executive Council.

The Committee noted the MoU approved by the Building Committee and the Executive Council to be executed with the NBCC.



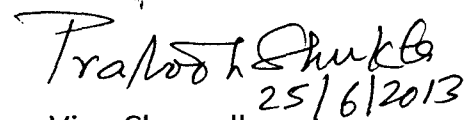
7-1:1(4)

Item No.8: Any other item: Prioritized Construction Projects of the XII Plan vis-à-vis drastic cut in allocation.

The Committee was informed that out of the building and renovation projects included in the XII Plan proposals, the first prioritized building projects duly approved by the Building Committee and ready to be awarded to the approved National Construction Agency is to the tune of Rs.60.00 crores. The opinion of the Committee was sought in view of the UGC allocation communicated recently by the Joint Secretary's vide letter dated 10th June, 2013 regarding tentative XII Plan allocation of Rs.134.00 crores only out of which 50% maximum was allotted for building and renovation projects, thereby disturbing the plan prioritized by the University. The Committee advised the University to re-work its priorities in view the drastic cut and that the requirement of additional allocation as per the reprioritized plan be submitted to the UGC for sanction.

The meeting ended with a vote of thanks from the Chair.


Finance Officer
Ex-officio Secretary


25/6/2013
Vice-Chancellor
Chairman