

3: - RATIFICATION OF ACTION TAKEN BY THE VICE-CHANCELLOR:

- (i) Appointment of Head, Department of Physics, NEHU, Shillong.

Prof. P.Nongkynrih was appointed as Head of the Department of Physics w.e.f. 01.08.2005 as stop-gap arrangement in the light of the interim order dated 14.07.2005 passed by the Hon'ble Gauhati High Court, Shillong bench in misc. case No.162(SH)2005 in W.P.(C) No.128(SH) 2004. A copy of the Court's order is appended below at ANNEXURE-A.

The Hon'ble Gauhati High Court, Shillong bench vide its order dt.27.06.2008 disposed the Writ Petition W.P.(C) 128(SH) 2004 in view of the submission of the learned counsel for the petitioner i.e. in the instant case Prof.P.N.Pandita. Further, the Hon'ble Court has also decided that any interim order passed, stands vacated. A copy of the Court's order is appended below at ANNEXURE - B.

With the disposal of the said Writ Petition and vacation of earlier interim order by the Hon'ble Gauhati High Court, Shillong bench, the University is free now to appoint a regular Head in the Department of Physics. As per provisions laid down under Statute-7 of the NEHU Act 1973, among others, it provides that in the case of Department which have more than one Professor, the Head of the Deptt. shall be appointed from among the Professors on the recommendation of the Vice-Chancellor.

The names of existing Professor in the Department of Physics are listed below :

Name	Date of joining as Professor	Headship held earlier	Dt. of Superannuation	Remarks
1.Prof.P.Shukla	28.08.1986	01.05.91 to 11.12.1991	30.06.2016	-
2.Prof.Y.S.Jain	27.07.1998	-	30.09.2010	In accordance with the decision of the 134 th E.C., Prof. Y.S.Jain has been appointed as Head of the Computer Centre.
3.Prof.D.T.Khathing	27.07.1998	-	31.07.2014	Present Registrar of NEHU.
4.Prof.P.N.Pandita	27.07.1998	-	31.12.2013	-
5.Prof.(Mrs)BM Jyrwa	01.03.2001	-	31.01.2022	-
6.Prof.P.Nongkynrih	15.09.2002	-	30.09.2019	-

Name	Date of joining as Professor	Headship held earlier	Dt. of Superannuation	Remarks
7.Prof.Satish Kumar	27.07.1998		31.07.2014	In accordance with the decision of the 129 th E.C., Prof.Satish Kumar has been placed permanently in the Deptt. of Physics with the condition that his seniority in the Deptt. would rank as junior most Professor.

As stated above, Prof.Y.S.Jain has already joined as Head of the Computer Centre.

Under the circumstances, the Vice-Chancellor, subject to ratification by the Executive Council has appointed Prof.P.N.Pandita as Head of the Department for a period of 3 years w.e.f. 18th August,2008. A copy of the notification containing the appointment of Prof.P.N.Pandita as Head of the Department of Physics is appended below at ANNEXURE-C.

The matter is placed before the Council for consideration and ratification.

No.F.5-5/VI/Estt-II/89/-190 dt. 9/9/2008

ANNEXURE - A

3:1(3)

the requisite number of stamps and folios.

Date of delivery of the requisite stamp and folios.

Date on which the copy was ready for delivery.

Date of mailing of the copy to the applicant.

14-7-05 | 14-7-05 | 18-7-05 | 18-7-05

(Legal Cell)
No. 285
22-7-05

IN THE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA,
MANIPUR AND TRIPURA)
SHILLONG BENCH
CIVIL APPELLATE SIDE

Appeal from Misc case No 162 of 05 of 20
Civil Rule in no-P (c) 128 of 04

N. E. H. U

Appellant
Petitioner

Versus

P. N. Pandita

Respondent
Opposite-Party

Appellant Mr. S.R. Sen
For Mr P.D.B. Baruah
Petitioner

Respondent Miss A. Paul
For Mr K. Paul
Opposite-Party

Noting by Office or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
1	2	3	4



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- AND -

IN THE MATTER OF :

North-Eastern Hill University
Represented through the
Registrar,
Mawkynroh-Umshing,
Shillong-793022

... Applicant/
Respondent in the
Writ petition

= VERSUS =

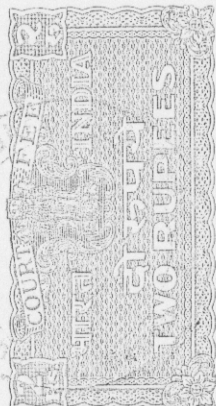
Shri Pran Nath Pandita,
S/O Shri Sona Ram Pandita,
R/O NEHU Permanent Campus,
Mawkynroh-Umshing,
Shillong - 793022.

... Respondent/
Writ Petitioner



BEFORE

THE HON'BLE MR. JUSTICE B LAMARE

14-7-05

Heard Mr SR Sen, learned Senior counsel assisted by Mrs PDB Baruah, learned counsel for the applicant and also heard Ms A Paul, learned counsel for the writ petitioner.

In this application, the applicant has brought to the notice of this Court that the WPC 128(SH)2004 is pending disposal by this Court and that an interim order dated 7.5.2004 has been passed by this Court in the said WPC 128(SH)04. Because of the interim order passed by this Court, the applicant NEHU has made temporary arrangement for appointing the head of the department and one Dr MK Parida was allowed to perform the duties as the head of the department of Physics. However, Dr MK Parida is going to retire on 31st July, 2005, and on his retirement, the University will be left without head of the department due to the pendency of the said WPC 128(SH)04. It is also stated by the applicant University that if the post of head of the department is not filled up the entire department will suffer in general and the student of physics in particular shall be suffering.

On perusal of the record, it is seen that the arrangement sought for by the applicant University is only to make a stop gap arrangement for appointing the head of the department, this Court, therefore, is of the opinion that the applicant University may be allowed to entrust the work of the head of the

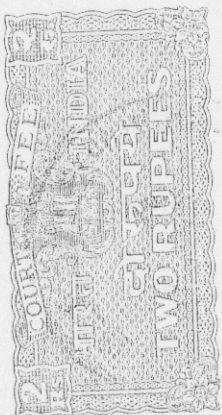
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department of Physics to one of the teacher annexed with this application.

Considering that the petitioner and the respondent No. 6, namely Dr YS Jain and Prof. PN Pandita are parties to the said writ petition, this Court is of the opinion that they cannot be allowed to perform the work of the head of the department. The University is therefore allowed to appoint any of the teachers as mentioned in the list enclosed with this application other than the petitioner and respondent No.6.

s/- B. Banerjee
Judge



B. Banerjee

18/7/65
Lucknow

Date of application for the copy.	Date fixed for notifying the requisite number of stamps and folios.	Date of delivery of the requisite stamp and folios.	Date on which the copy was ready for delivery.	Date of making of the copy to the applicant.
24/7/08	3/7/08	3/7/08	3/7/08	3/7/08

(9/10)

IN THE GAUHATI HIGH COURT
(THE HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA,
MANIPUR AND TRIPURA)
SHILLONG BENCH
CIVIL APPELLATE SIDE

Appeal from Pl. P (C) No 128 (S) 09 of 20

Civil Rule
 Sri P. N. Panikla

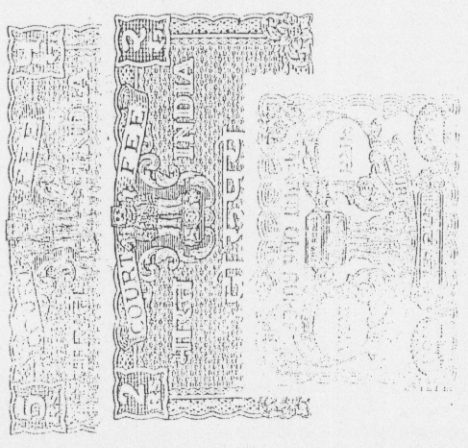
Appellant
Petitioner

H. E. W. U. + al) Versus

Respondent
Opposite-Party

For Appellant Miss H. Paul
 For Petitioner Mr. K. Paul
 For Respondent Mr. B. C. Shyam
 For Opposite-Party Abd. C. G. Sen for respdt No 1
Mr. S. R. Sen for respdt No 2, 3, 4, 5
Mr. T. T. Biedah, for respdt No 6

Noting by Office or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
1	2	3	4



IN THE MATTER OF :

Shri. Pran Nath Pandita,
S/o Shri. Sona Ram Pandita,
R/o NEHU Main Campus,
Umshing,
Shillong,
East Khasi Hills District,
Meghalaya. ... Petitioner

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-VERSUS-

1. Union of India,
represented by the Secretary to the
Government of India,
Ministry of Human Resource
Development,
Department of Education,
New Delhi.
2. North Eastern Hill University,
represented by the Registrar,
Umshing, Shillong.



FFIDAVIT

(22)

East Khasi Hills District,
Meghalaya.

3. The Vice Chancellor,
North Eastern Hill University,
Umshing, Shillong,
East Khasi Hills District,
Meghalaya.

4. The Deputy Registrar,
North Eastern Hill University,
Umshing, Shillong,
East Khasi Hills District,
Meghalaya.

5. The Executive Council,
represented by its Chairman,
North Eastern Hill University,
Umshing, Shillong,
East Khasi Hills District,
Meghalaya.

6. Dr. Y. S. Jain,
Professor,
Department of Physics,
North Eastern Hill University,
Umshing, Shillong,
East Khasi Hills District,
Meghalaya.

... Respondents



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BEFORE
THE HON'BLE MR JUSTICE K MERUNO

WP(C) NO.128(SH)2004

27.6.2008

Heard Miss A Paul, learned counsel for the petitioner and Mr SC Shyam, learned CGC. Also heard Mr SR Sen, learned senior counsel for the University.

At the very outset, Miss Paul submits that she has instructions not to press this writ petition.

In view of the submissions of the learned counsel for the petitioner, this writ petition stands disposed as not pressed. Any interim order passed, stands vacated.

K. Meruno
JUDGE

mdk



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27/6/08



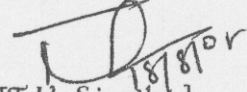
पूवोत्तर पर्वतीय विश्वविद्यालय
 पू. प. विवि. परिसर, शिल्लॉंग-७९३०२२ (मेघालय)
North-Eastern Hill University
 NEHU Campus, Shillong - 793 022 (Meghalaya)

Phone :
 Grams : NEHU

No.F.5-5/XIII/Estt-II/85/- 6632.
 18th August, 2008

NOTIFICATION

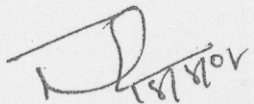
In terms of provisions as laid down under Statute 7 of the NEHU Act 1973 and subject to the ratification by the Executive Council, the Vice-Chancellor is pleased to appoint Prof. P.N. Pandita as Head, Department of Physics, NEHU, Shillong for a period of 3 [three] years w.e.f. 18th August, 2008.


 [T.K. Singha]

Assistant Registrar [Est.-II]

Copy to-

1. The Pro-Vice-Chancellor, NEHU, Tura Campus, Tura - for information
2. All Deans of Schools, NEHU, Shillong - for information
3. All Heads of Departments/Centres, NEHU, Shillong/Tura
4. Prof. P.N. Pandita, Department of Physics, NEHU, Shillong. He is requested to take over the charge of the Headship from Prof. P. Nongkynrih on the aforesaid date and submit the charge report to the undersigned
5. Prof. P. Nongkynrih, Head, Department of Physics, NEHU, Shillong. She is requested to handover the charge of Headship to Prof. P.N. Pandita on the date specified above
6. All Dy. Registrars/Asst. Registrars, NEHU, Shillong/Tura - for information
7. The In-Charge, NEHU Publication, Bijni Complex, Shillong - for information
8. The Administrative In-Charge, NDVN[VSAT] facility, NEHU, Shillong - for information and needful action
9. SPs to the Vice-Chancellor, NEHU - for information
10. PS to the Registrar, NEHU - for information
11. PS to the Finance Officer, NEHU - for information
12. PS to the Controller of Examinations, NEHU - for information
13. Personal file


 Assistant Registrar
 [Establishment-II]

