

ITEM FROM THE CHAIR

Case of Shri. X.P. Mao, Lecturer, Department of Philosophy

On the basis of the inquiry report submitted by Shri. M.D. Rappap, IAS (Retd.), the Executive Council at its 12th Emergent meeting resolved to impose following penalties to Shri. X.P. Mao.

- A. His increment be stopped for 5(five) years with immediate effect.
- B. He be debarred from membership of any Statutory Body of the University for the next 5(five) with immediate effect.
- C. He be debarred from consideration of any higher position either under CAS or through direct recruitment for the next 5(five) years with immediate effect.
- D. The Dean of the School concern shall submit 6(six) monthly confidential reports in consultation with the Head Department of Philosophy, to the Executive Council on the conduct of Shri. X.P. Mao during this 5 (five) years period. The Executive Council will review his case after 5(five) years on the basis of these reports and decide accordingly.

On the completion of period of penalty imposed to Shri. X.P. Mao, the matter was placed before the Council to review its decision. The Council at its 128th meeting, vide resolution No.EC:128:2007:6:(4):(i) reviewed the case of Shri. X.P. Mao and resolved that Shri. Mao's increment be revived and payment of arrears be kept in abeyance. The Council also resolved that henceforth, the penalty imposed debarring his membership of any Statutory Body of the University for 5(five) years and consideration of higher position either under CAS or direct recruitment be withdrawn and be governed as per NEHU existing Rules.

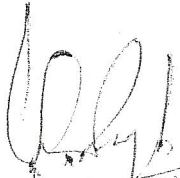
In order to give effect to the decision of the Council the matter was processed and Legal opinion was also sought the Legal Officer of the University, in the instance case, has given his observation vide Annexure-A.

In view of the observation of the Legal Officer the Council may like to review its decision in particular keeping the payment of arrear in abeyance.

The matter is placed before the Council for consideration.

Endorsement pre-page with reference to E.C. Resolution of 128th Meeting dated 22.2.2007 placed at P-291/C.

To Legal Cell, the Resolution is rather very vague, confusing and ambiguous in as much as a simple reading of it gives an impression that all the penalties have been revoked as if there were no such penalties for e.g., the penalties of stoppage of increment for 5 years have been revived but only payment of arrears is to be kept in abeyance, impliedly, for payment at a future date, though, the order dated 10.12.2001 in unambiguous term states that the increment is unconditionally stopped for 5 years. If this is the intention of the EC in the said Resolution, a clear revocation order can be issued without keeping a condition for keeping the otherwise due increments in abeyance. On the other hand, if the Resolution is for lifting all the penalties after they have served for what they have been imposed, no further order,


3/7/07

ITEM NO. 8**ITEMS FROM THE CHAIR****(i) Appointment of Head of the Department of Political Science**

EC:129:2007:8:(i): The council considered the appointment of Professor L.S. Gassah as Head of the Department of Political Science for a period of three years w.e.f. the date of joining and **RESOLVED** to approve the same. The Council further **RESOLVED** that an amendment to the Statutes may be placed in the next meeting of the Council providing for removal of Dean / Head as no such provision exists.

(ii) Appointment of Dean, School of Humanities and Education

EC:129:2007:8:(ii): The Council considered the reappointment of Prof. (Mrs) T.Ao as Dean, School of Humanities and Education for a period of 3 years and **RESOLVED** to approve the same with effect from 02.07.2007.

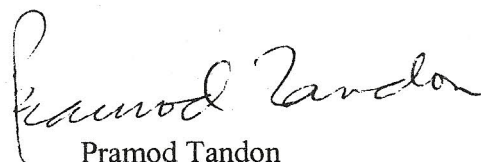
(iii) Case of Shri X P Mao, Lecturer, Department of Philosophy

EC:129:2007:8:(iii): The Council considered the case of Shri X.P. Mao. The Council **RESOLVED** to decide according to response of Shri X. P. Mao to interaction of E C members with him.

The meeting ended with a vote of thanks from the Chair 1430 hours.



D.T. Khathing
Secretary



Pramod Tandon
Chairman