

Syndicate: 362
1.1.2004 (1)

29. To consider the recommendations of the committee meeting (Anexure-21) held on 20-12-2003 constituted by the syndicate dated 10-11-2003 (Para-13) to consider the issue of promotion given to 6 Readers as Professors with effect from 1-4-95.

Note:

1. Syndicate in its meeting dated 10.11.2003 (Para-13) decided that the committee is constituted to consider all the aspects in detail and also decided that committee should issue notice to all the effected teachers and submit the recommendations after giving personal hearing.
 1. Dean Academic Affairs (Chairman)
 2. D.P.I. (Colleges), Punjab
 3. Professor S.S.Khaira, Law Department
 4. Dr. R.K.Sehgal, Professor Incharge (Finance)
 5. Principal B.S.Mander
2. The above committee considered the case of 6 Readers promoted as Professors w.e.f 1-4-95. Five teachers present (Dr. S.D.Gajrani, Dr. D.S.Dhillon, Dr. G.R.Kataria, Dr. Hem Raj Verma and Dr. Harbans Pathak) out of these 6 teachers were given personal hearing. Other 24 teachers effected under this scheme were called after issuing the notice, out of whom 19 teachers were given personal hearing (Annexure-22) and the representation received from Dr. Avtar Singh (Annexure-23) was also considered.
3. Vice-Chancellor has ordered to place the recommendations of the committee dated 20.12.2003, which are as follows, to be placed before the syndicate for consideration:

“the committee has arrived at the conclusion that although it is not possible to fix the date of promotion of these teachers yet some date has to be fixed as interim measure. But this date should be such that the seniority of all the teachers be not adversely affected. Therefore the committee recommends that the date of promotion for these teachers be fixed as 27-7-98 which is the cut-off date for promotion under Career Advancement Scheme. With this no teacher will be adversely affected in seniority. But this is made clear that this arrangement will be subjected to the decision of the concerned case in the Punjab and Haryana High Court.”

4. The legal opinion from the legal consultant of the university is available at Annexure-24.

Annexure-21

Proceedings of the committee constituted by the Syndicate to consider the issue of promotion of 6 Readers as Professors under Merit Promotion Scheme (1983) against the overall quota

Members Present

1. Dean Academic Affairs
2. D.P.I. (Colleges)
3. Professor S.S.Khaira, Law Department
4. Dr. R.K.Sehgal, Professor Incharge (Finance)
5. Sh. B.S.Mander, Principal

Committee was made aware of the Merit Promotion Scheme. The conditions No. 1 and 5 mentioned in the orders of promotion of six teachers (Dr. S.D.Gajrani, Dr. D.S.Dhillon, Dr.G.R.Kataria, Dr. Harbans Pathak, Dr. Hem Raj Verma and Dr. Surinder Singh Khaira) dated 3-5-2000 and 3-7-2000, which have been approved by the Syndicate, were read to the members.

1. This promotion will be subject to the final decision of the CWP 14757/1999 of the Hon'ble Punjab and Haryana High Court .
2. XXX
3. XXX
4. XXX
5. The date of promotion will be decided afterwards alongwith such other cases. The date of promotion will not depend on the date of selection or the date of notification. It will be determined according to the length of service of the direct recruited teachers and teachers promoted under Merit Promoted Scheme (1983).

After this the Vice-Chancellor passed orders on 23-1-2002 fixing the date of promotion of these six teachers as 1.4.95. These orders are not approved by the syndicate. The committee was constituted to review these orders. The teachers promoted under Merit Promotion Scheme (1983) and teachers promoted under Career Advancement Scheme (as per the list attached) were give full opportunity to hearing.

The representations given by these teachers, the recommendations of meeting held under the chairmanship of the P.V.C, the recommendations of the committee constituted by the Vice-Chancellor dated 8-9-2003 headed by the Dean Academic Affairs, and in the light of the conditions laid down in the promotions of the 6 teachers, the committee considered the condition No.5 of the notification. The replies in response to the notice No. 9580-85/Estt/A-8 dated 13-5-2003 issued to the concerned teachers regarding the fixing of the date of promotion as 1-4-95 through notification No.1672-82 dated 23-1-2002 based on the interviews conducted on 25-10-99 and 3-7-2000 for these promoted professors, were considered in detail. The joint representation sent by other teachers who had opted for Merit Scheme(1983) and who have not yet got the promotion and some of whom are senior to the above named teachers, that they should be promoted with effect from 1-4-95, was also brought to the notice of the committee. Apart from this, the representations given by the directly recruited Professors who have given the option under Merit Promotion Scheme (1983), were also brought to the notice of the committee. These teachers demand that they have been selected through direct selection before 27-7-98 and after 1-4-95 and if these six professors are promoted w.e.f. 1-4-95 then they will become senior to them. All these teachers (according to list) were heard in detail.

The quota under Merit Promotion Scheme (1983) can not be filled as the Hon'ble Punjab and Haryana High Court has stayed the filling of vacancies on 5-7-2000 in CWP 8174/2000

“It is interalia contended that even if it is held that the amendment as reflected in Ann. P-2 has come into force and is valid, yet the vacancies of the posts of Professor which were in existence prior to the amendment have to be filled according to the unamended statute.

Notice of motion for July 12, 2K

Status quo as it exists today regarding the filling of the posts of professors be maintained.”

As a result of the stay order, the fixed interviews were to be cancelled. The posts of Professors can not be filled under the Merit Promotion Scheme (1983). Therefore the date of promotion of the above professors can not be fixed as per the condition number 5.

After consultation, the committee has arrived at the conclusion that although it is not possible to fix the date of promotion of these teachers yet some date has to be fixed as interim measure. But this date should be such that the seniority of all the teachers be not adversely affected. Therefore the

committee recommends that the date of promotion for these teachers be fixed as 27-7-98 which is the cut-off date for promotion under Career Advancement Scheme. With this no teacher will be adversely affected in seniority. But this is made clear that this arrangement will be subjected to the decision of the concerned case in the Punjab and Haryana High Court.

Sd/-
D.P.I (Colleges)

Sd/-
Dean Academic Affairs
(Chairman)

Sd/-
(Dr. S.S.Khaira)
Professor, Law Deptt.

Sd/-
(R.K.Sehgal)
Professor Incharge, Finance

Sd/-
(B.S.Mander)
Principal Shaheed Kanshi Ram Memorial Degree College
Bhago Majra (Kharar) Distt. Ropar

Annexure-22

The list of teachers present before the committee constituted by the Vice-Chancellor on 20-12-2003

1. Dr. D.S.Dhillon, Professor, History Department
2. Dr. G.R.Kataria, Professor English
3. Dr. S.D.Gajrani Professor CC (Retd.)
4. Dr. Inderjit Singh Sethi, Professor Political Science
5. Dr. Bhupinder Singh Khaira, Professor CC
6. Dr. Harbans Pathak, Professor Public Administration
7. Dr. P.N.Chchira, Professor Mathematics
8. Dr. Gurnam Kaur, Professor Sri Guru Granth Sahib Adhyan
9. Dr. H.S.Rose, Professor Zoology
10. Dr. K.K.Singhal, Professor Chemistry (Retd.)
11. Dr. D.P.Bhatnagar, Professor Human Biology
12. Dr. S.M.Vasudeva, Professor Botany
13. Dr. J.S.Dargan, Professor Botany
14. Dr. J.M.Midha, Professor Physics
15. Dr. A.K.Sikri, Professor Physics

16. Dr. Hem Raj Verma, Professor Physics
17. Dr. M.S. Saini, Professor Zoology
18. Dr. Parveen Singhal, Professor Human Biology
19. Dr. Manjit Kaur Sidhu, Professor Botany
20. Dr. Kumkum Bajaj, Professor CC
21. Dr. Harbans Singh, Professor Chemistry (Retd.)
22. Dr. M.S.Sohal, Professor Sports Science
23. Dr. S.K.Verma, Professor Sports Science
24. Dr. S.K.Bansal, Professor MBA

Absentees

1. Dr. K.S.Sidhu, Professor Defence Studies
 2. Dr. Surinder Singh Khaira, Professor DPD (Retd.)
 3. Dr. Avtar Singh, Professor CC
 4. Dr. Manju Verma, Professor Political
 5. Dr. S.S.Grewal, Professor Zoology
 6. Dr. K.L.Allawadhi, Professor Physics
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