

MINUTES OF THE NINETEENTH MEETING OF EXECUTIVE COUNCIL DATED
08.01.2009

The nineteenth meeting of the Executive Council of Hidayatullah National Law University took place on 08.01.2009 at 12.00 noon at the Conference Hall of the University wherein the following Hon'ble Members were present:

1. Hon'ble Mr. Justice S.B. Sinha, Judge, Supreme Court of India
2. Hon'ble Mr. Justice Rajeev Gupta, Chief Justice, High Court of Chhattisgarh & Chancellor, HNLU
3. Hon'ble Mr. Justice Dharendra Mishra, Judge, High Court of Chhattisgarh
4. Hon'ble Mr. Justice S.K. Agnihotri, Judge, High Court of Chhattisgarh
5. Prof. (Dr.) M.K. Srivastava, Vice Chancellor, Hidayatullah National Law University
6. Shri Prashant Mishra, Advocate General, Chhattisgarh
7. Shri Vivek Ranjan Tiwari, Chairman, State Bar Council of Chhattisgarh
8. Shri R.S. Sharma, Secretary, Law Department, Government of Chhattisgarh
9. Shri Vijayendra Kumar, Secretary, Finance Department, Government of Chhattisgarh
10. Dr. B.L. Tiwari, Special Secretary, Higher Education Department, Govt. of C.G.
11. Shri Arshad Hidayatullah, Sr. Advocate, High Court of Mumbai
12. Prof. I.P. Massey, Faculty Member, HNLU
13. Prof. Hanumant Yadav, Faculty Member, HNLU

The agenda items were taken up as under:

1. **Approval of minutes of eighteenth meeting of the Executive Council dated 02.10.2008.**

Decision:

The minutes of eighteenth meeting of the Executive Council dated 02.10.2008 perused and approved.

2. **Discussion and decision regarding resignation of Faculty members.**

Decision:

The Executive Council decided that resignations may be accepted subject to fulfillment of norms i.e. three months' notice or payment of salary in lieu thereof.

3. **Discussion and decision regarding pay scales to Assistant Lecturers/Research Associates at HNLU.**

Decision:

The Executive Council decided that the consolidated pay of Assistant Lecturers/Research Associates at HNLU may be raised from Rs.12000/- p.m. consolidated to Rs.15000/- p.m. consolidated.

4. **Approval of minutes of Academic Council meeting dated 26.12.2008**

Decision:

The Executive Council approved the minutes of Academic Council meeting dated 26.12.2008. The Executive Council also approved the recommendations for award of Syed Afzal Ahmed Rizvi Gold Medal to Mr. Debanshu Mukherjee.


VICE CHANCELLOR

Hidayatullah National University of Law
Chhattisgarh

5. Approval and implementation of Sixth Pay Commission.

Decision:

The Executive Council decided that information may be collected from other National Law Universities regarding status of implementation of recommendations of Sixth Pay Commission and UGC for Universities and colleges. The matter may be placed before the Finance Committee of the University at the first instance.

6. Discussion and decision regarding furnishing of University buildings.

Decision:

The Executive Council constituted a committee comprising of Vice-Chancellor, Secretary Finance Department, Secretary Law Department and Secretary Higher Education for finalization of different offers received from different companies. If needed more proposals may also be called.

7. Discussion and decision regarding payment of R.A. Bill No.16 (Revised) of NCCL,

& Discussion and decision regarding construction work.

8

Decision:

The Executive Council has shown deep concern in regard to completion of HNLU Building Project hence constituted a Committee of Vice-Chancellor HNLU, Advocate General Chhattisgarh, Principal Secretary P.W.D., Secretary Law Department, Secretary Finance Department and Secretary Higher Education Department Govt. of C.G. to convene a meeting with NCCL officials to discuss and decide all issues related to construction of HNLU buildings. The Committee is requested to submit a report within two weeks

The Executive Council appreciates the services rendered by Shri Deshpande and hopes and trusts that the same shall be available as and when required. The Committee constituted by the Executive Council may, if any necessity arises, consult Shri Deshpande.

9. Discussion regarding continuance/discontinuance of Shri S.C. Deshpande.

Decision:

The Executive Council approves the appointment of Shri D.K. Pradhan as University Engineer-in-Charge keeping in view the fact that Shri Deshpande is not in a position to make day to day supervision.

10. Any other matter with the permission of the chair.

The Executive Council decided as under:

- (a) Request should be made to the State Government to relax the reservation norms for filling the reserved posts which were advertised but suitable candidates were not available, where posts remained vacant for more than one year.
- (b) Meanwhile contractual appointments should be made for one year against reserved posts, subject to the condition that as and when sufficient number of candidates in this category are available, appointments shall be made as per the reservation policy of the State.


VICE CHANCELLOR

Hidayatullah National University of
Chhattisgarh

**MINUTES OF THE MEETING DATED 12.01.2009 OF THE
COMMITTEE CONSTITUTED BY THE EXECUTIVE COUNCIL DATED 08.01.2009**

The Executive Council in its meeting dated 08.01.2009 constituted a Committee of Vice-Chancellor HNLU, Advocate General Chhattisgarh, Principal Secretary P.W.D., Secretary Law Department, Secretary Finance Department and Secretary Higher Education Department Govt. of C.G. to convene a meeting to discuss and decide all issues related to construction of HNLU buildings. The above committee met on 12.01.2009 at 5.30 p.m. wherein the following members were present:

1. Prof. (Dr.) M.K. Srivastava, Vice-Chancellor, HNLU
2. Shri Prashant Mishra, Advocate General, Chhattisgarh
3. Shri M.K. Raut, Principal Secretary, P.W.D., Govt. of Chhattisgarh
4. Shri R.S. Sharma, Secretary, Law Department, Govt. of Chhattisgarh
5. Shri Vijayendra Kumar, Secretary, Finance Department, Govt. of Chhattisgarh
6. Dr. B.L. Tiwari, Spl. Secretary, Higher Education, Deptt. Govt. of C.G.

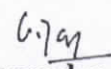
The Committee constituted by the E.C. discussed the issue of completion of construction project. It was found that NCC has almost stopped the work of construction since 31.07.2008, the date upto which they were granted extension by the then University Engineer-in-Charge Mr. S.C. Deshpande. They have neither applied nor granted further extension of time. They have always insisted for payments even if a single bill is pending before the University.

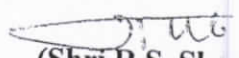
The construction company representatives were called by the committee to clarify their position. They have claimed that a number of bills are pending, a number of decisions related to construction are pending and without payment of any pending bill they will not be able to work. It was found that pending decisions were due to non-availability of architect of NCC who has not visited the site since long. NCC was instructed to call their architect. The representatives of NCC promised to call their architect Mr. Amit Sharma on or before 20.01.2009. They have informed that in case all the payments are made and all the decisions are made available, they will be able to complete the girls hostels, main building and staff quarters within a period of 4 months; training centre, directors bungalows, V.C. bungalow and class IV employees staff quarters within a period of 6-8 months.


The committee has found that hardly one bill is pending for payment for which they were given extension of time. Two more bills are submitted for which extended time period has elapsed.


The committee has instructed P.W.D. technical staff Shri D.K. Pradhan, S.E. and Shri N.K. Jayant, E.E. to assess the actual work performed on the site, its cost and payments made till date so that the decision may be taken to ascertain whether we have released excess payments or only payments for work. This is also required for assessment of the claims of NCC that whether they have worked more and received less payment and whether there is any possibility of expediting completion of construction work well within the time limit. The committee discussed that as far as performance of the construction company is concerned it has taken more than 52 months against stipulated time period of 14 months, but till date not a single building has been completed.


After getting all the facts from different sources, the committee will meet once again in near future.


(Shri Vijayendra Kumar)
Secretary, Finance Dept.,
Govt. of Chhattisgarh


(Shri R.S. Sharma)
Secretary, Law Dept.
Govt. of Chhattisgarh


(Shri M.K. Raut)
Principal Secretary
P.W.D., Govt. of C.G.


(Shri Prashant Mishra)
Advocate General Chhattisgarh


(Dr. B.L. Tiwari)
Spl. Secretary, Higher


(Prof. (Dr.) M.K. Srivastava)
Vice-Chancellor, HNLU