

**Draft Minutes of the 15<sup>th</sup> meeting of the Board of Governors of Punjab Engineering College Society held on 2<sup>nd</sup> February, 2007 at 12.30 P.M. in the Conference Hall of Punjab Engineering College, Chandigarh**

Present:

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|-----|-----------------------|---------------------------------|
| 1.  | Shri Chandra Mohan    | Chairman                        |
| 2.  | Prof. R. C. Sobti     |                                 |
| 3.  | Sh. Daljit Singh      |                                 |
| 4.  | Prof. Chandra Shakher | Nominee of Director, IIT- Delhi |
| 5.  | Dr. Pawan Kapur       |                                 |
| 6.  | Dr. T. N. Kapoor      |                                 |
| 7.  | Sh. Puran Singh       |                                 |
| 8.  | Sh. Krishan Goyal     |                                 |
| 9.  | Sh. R.K. Saboo        |                                 |
| 10. | Dr. R.N. Nauhria      |                                 |
| 11. | Dr. Shiv Narayan      |                                 |
| 12. | Prof. Vijay Gupta     | Director                        |
| 13. | Dr. Kanchan Monga     | Registrar, Member-Secretary     |

Leave of absence was granted to:

1. Shri Vikram Dev Dutt
2. Shri R.K. Chauhan
3. Shri Ajay S. Shri Ram
4. Shri Prithipal Singh
5. Shri Krishna Mohan
6. Shri S. K. Sandhu
7. Shri Pawan Agarwal

In attendance:

1. Prof. V. S. Kaushal, Deputy Director
2. Prof. Arun K. Lall, Dean Research, Planning & Development
3. Prof. K. K. Garg, Dean Students Welfare

In a broad review of recent initiatives, at the outset, the Director presented an analysis of the survey of Students Reactions to the quality of teaching of individual faculty members. Survey was based on a questionnaire developed in line with practices followed by some progressive institutions. Commending the interesting initiative, Members were of the opinion that for a meaningful discussion on such topics:

- They should be accompanied by an explanatory note which should include objectives; link questions to quality-characteristic being evaluated; modality of survey and analysis etc
- They should be circulated along with the Agenda to give time for study.

**Proceedings**

Item No.	Particulars	Decision
15.1	To confirm the minutes of 14 <sup>th</sup> meeting of the Board held on 29 <sup>th</sup> September, 2006	The minutes were confirmed with the minor corrections pointed out vis-à-vis Items No. 14.10.2 and 14.9/4.4 and 4.6
15.2	<p>Follow up action on the previous Board meetings</p> <p><b>12.3 To consider promotion in respect of Group 'C' Technical Posts: Relevancy of trade.</b></p> <p>The Board asked the College to examine whether categorization of technical employees into different technical categories without taking trade into consideration could be done without affecting the work. Possibility of making two categories of technical employees, one without consideration of trade and other where trade consideration was important, may also be seen.</p> <p>Proposal to be implemented after getting approval from Chandigarh Administration.</p>	<p>While noting follow up action on earlier decisions, following observations were made:</p> <p>Director informed that as per the MOA, UT Admn. had been requested for approval to the adoption of guidelines followed for promotion of Group 'C' Technical staff in 2002 in-keeping with recommendations made in a meeting of the HOD's. In reply, advice has been received from UT Admn. that the issue should be referred to our Board for decision.</p> <p>After discussion, proposal as sent to UT Admn. was approved.</p>
15.3	Vision Document	<p>Presenting the Vision Document Sh. R.K.Saboo, Chairman of the Committee, explained its genesis. He further explained that the Document contained both Vision &amp; Mission statements, as well as, Strategies to achieve them. What was required now was the action plan.</p> <p>Complimenting Mr. Saboo and the Committee on their excellent work, the Document was endorsed unanimously.</p> <p>At the same time, it was decided to post the Document on the website</p>

		<p>for inviting suggestions from faculty, students and alumni for about 6-weeks for any change. Document could be given final shape after incorporating useful suggestions.</p> <p>For working out the detailed Action Plan, it was decided to constitute a committee comprising of:</p> <ul style="list-style-type: none"> <li>• Director</li> <li>• Two Senate Members (to be nominated by the Director)</li> <li>• JS (TE), &amp; JS (F) UT Admn.</li> </ul>
<b>15.4</b>	Delegation of powers for sanction of leave, travel, LTC in respect of Director, Punjab Engineering College, Chandigarh	Approved
<b>15.5</b>	Effective Date of promotions under CAS	Since the issue pertained to promotions during the time Punjab Engineering College was under Chandigarh Administration, Director was advised to refer the issue to UT Admn.
<b>15.6</b>	Filling of vacant posts of Ministerial Staff on Contract	<p>Approved.</p> <p>Filling up of the Technical posts vacated after promotion, on contract basis in line with past practice was also approved.</p>
<b>15.7</b>	Grant of benefits notified by Chandigarh Administration to employees of Punjab Engineering College.	Approved
<b>15.8</b>	Implementation of Pension scheme for PEC employees.	<p>Following Committee may look into the issue:</p> <ol style="list-style-type: none"> <li>1. Director</li> <li>2. Registrar</li> <li>3. Joint Secretary (TE)</li> <li>4. Prof. R. N. Nauhria</li> <li>5. Representative from Finance Deptt.</li> </ol>
<b>15.9</b>	Any other Item with permission of the Chair	
<b>15.9.1</b>	Implementation of Reservation policy as per the new Guidelines issued by UGC (vide letter dated F. 1-5/2006(SCT) dated 11Oct.	Following Sub-committee was constituted to examine the issue in detail for recommending course of action:

	2006) in Punjab Engineering College (Deemed University), Chandigarh.	<ol style="list-style-type: none"> <li>1. Prof. R. C. Sobti, VC-PU Chairman</li> <li>2. Prof. Vijay Gupta</li> <li>3. Sh. Daljit Singh JS(TE)</li> <li>4. Sh. Puran Singh, MHRD Rep</li> </ol>
<b>15.9.2</b>	Annual Report for the year 2005-06	Approved
<b>15.9.3</b>	Report of Committee on settlement of legal cases	<p>After discussions, recommendations as at Annexure-I, were accepted for implementation on the condition of petitioners withdrawing their court cases with the following observations:</p> <ol style="list-style-type: none"> <li>1. Dr. R. K. Singhal may be given ex-gratia payment equal to 10% of interest on the amount admitted for payment by Director Health Services from the date of claim, till date of payment if he agrees to withdraw his case.</li> <li>2. Recommendations in case of Mr. Umesh Sharma may be accepted only after re-checking the position with Chandigarh Administration.</li> <li>3. All malis, including Sh. Rajesh Kumar should be paid the minimum wages as per approved rates.</li> </ol>
<b>15.9.4</b>	Recovery of GIS from the employees of PEC, Deemed University.	<p>The issue may be sorted with the help of Joint Secretary (Technical Education).</p> <p>In the meantime, efforts should be made to collect information regarding the comprehensive insurance schemes covering life insurance, medical insurance and others from different agencies, screened by the following Committee and recommendations brought up to the Board at the earliest:</p> <ol style="list-style-type: none"> <li>1. Director</li> <li>2. Prof. R. N. Nauhria</li> <li>3. AC (F&amp;A)</li> <li>4. Registrar</li> </ol>

## ANNEUXRE-I

### **Recommendations of sub-committee to review pending court cases as constituted in 14<sup>th</sup> meeting of Board of Governors**

The following were the members:

1. Sh. Prithipal Singh
2. Sh. Daljit Singh
3. Dr. Vijay Gupta, Director PEC

The list of pending court cases as submitted to the committee enlisted three cases pending in Supreme Court of India, 22 cases in the High Court, 6 cases in the CAT and 3 cases in the District and other subordinate courts. The committee noted that there are many cases which pertain to review/appeal of orders already passed by CAT/High Court or where the institute is not an active party or by the employees who have retired from PEC as Govt. employees in addition to two cases regarding promotions/Selections.(list enclosed at Annexure A). The out of court settlement is not possible in such cases. The committee, after discussing the remaining cases, observed as under:

#### **(i) SLPs Pending in the Supreme Court of India:**

The committee noted that out of the three SLPs (Annexure B), two are related to the admission of the students in the college and there is no possibility of compromise on this issue. One case pertains to the inter-se-seniority of the employees because of which out of court settlement is not possible.

**(ii) Court cases pending in the High Court:** The Committee discussed all the cases and it was suggested that recommendation be accepted and implemented only when the petitioners withdraw their cases as required under law.

<b>S.No.</b>	<b>Case No.</b>	<b>Title</b>	<b>Description</b>	<b>Recommendations</b>
1.	CWP No.8954/93	Ranbir Singh & Others Vs Chandigarh Administration & others	For changing Nomenclature	The designation of Khalasis including those who are not listed in this writ petition may be changed as Attendant provided no financial benefits are claimed on the basis of change of nomenclature.
2.	CWP No.8387/CAT/2 002	Sh. R.K.Singhal Vs Chandigarh Administration	For Medical Claim	Dr. Singhal may be paid interest @10% on the amount admitted for payment by Director, Health Services from the date of claim till date of payment if he agrees to withdraw the case.

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|----|-----------------------------|---------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3. | CWP<br>No.17689/<br>2002    | Umesh Sharma, Lect. Vs<br>Union of India & Others | For<br>permanent<br>absorption                                                                                          | Dr. Umesh Sharma may be absorbed in the service of Punjab Engineering College w.e.f. 22.08.2002 i.e. after his services were terminated by R.E.C.Kurukshetra, on the condition that he submits an undertaking to the Punjab Engineering College to the effect that he would withdraw his civil writ petition<br>CWP/17689/CAT/2000, pending in the High Court and will not claim any pensionary benefit in respect of services put in by him at REC Kurukshetra before his termination. |
| 4. | CWP<br>No.4156/CAT/2<br>005 | Dr. Arun K Lal Vs Union<br>of India & others      | Pass service<br>benefit                                                                                                 | The committee felt that since the Principal on behalf of Chandigarh Administration had given an assurance to Dr. Arun K. Lall that his pay will be fixed at Rs. 17300/- in the pay scale of 16400-22400, the commitment needs to be honored. In view of this, he may be given initial start of Rs. 17300/- at the time of his joining by considering the difference as a special pay.                                                                                                   |
| 5. | CWP<br>No.17643/<br>2003    | Dr. S.C.Dhawan Vs<br>Union of India & Others      | For<br>continuing<br>service in<br>Punjab<br>Engineering<br>College<br>beyond<br>31.10.2003<br>till 60 years of<br>age. | Dr. S.C.Dhawan was asked to indicate his consent for out of Court settlement in view of his reemployment. He has informed that he can withdraw only if he is considered as not retired which is not possible.                                                                                                                                                                                                                                                                           |

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|----|---------------------|--------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 6. | CWP<br>No.8331/2004 | Sh. L.D.Garg Vs Union<br>of India & Others                               | For continuing<br>service in<br>Punjab<br>Engineering<br>College<br>beyond<br>30.06.2004 till<br>60 years of<br>age. | Sh. L.D.Garg was asked to<br>indicate his consent for out<br>of Court settlement in view<br>of his reemployment but no<br>reply has been received<br>from him. It appears that<br>out-of-court settlement is<br>not possible in this case. |
| 7. | CWP<br>No.1993/2006 | Jagdish Singh, Sweeper<br>vs. Punjab Engineering<br>College, Chandigarh. | For<br>reinstatement                                                                                                 | His services were<br>terminated after due<br>enquiry. He has approached<br>the court after more than<br>one year of his termination<br>orders. Out of Court<br>settlement is not possible.                                                 |

**Court cases pending in the District Court and other Subordinate Courts pertaining  
to Punjab Engineering College (Deemed University) Chandigarh**

Sr. No.	Case No.	Title	Description	Recommendation
1.	Application No.7/2006	Rajesh Kumar (Mali) and others Vs The Director- Principal, PEC (DU) Chandigarh	Regarding fixation of Minimum Wages	Sh. Rajesh Kumar may be paid Minimum Wages as per rates of D.C.
2	Civil Suit No.CS178/98 and Misc. 9/2001	Sh. Gian Chand Sharma Vs Chandigarh Administrati on and Others	Suit for Declaration in use occupation and exclusive possession of the student canteen	Legal Opinion is being obtained separately to take possession of the premises.

**Annexure-A**

**Court cases pending in the Punjab & Haryana High Court at Chandigarh**

S.No.	Title	Description	Date of filing of case	Whether reply filed	Next date of hearing
1.	Chandigarh Administration Vs Pardeep Kumar & others	For quashing the order passing by learned CAT dated 4.10.2000	2/2/01	No.	As per turn
2.	Chandigarh Administration Vs Pardeep Kumar & Others	For quashing the order passing by learned CAT dated 4.10.2000	2/2/01	No.	As per turn
3.	Chandigarh Administration Vs Meena Aggarwal & Others	For quashing the order passing by learned CAT dated 4.10.2000	2/2/01	No.	As per turn
4.	Mohd. Afaq Alam & etc. Vs Chandigarh Administration	For quashing order of learner CAT	27/2/01	Yes	As per turn
5.	Sh. Ram Blak & Others Vs Union of India & Others	For Higher pay scale	January 2003	Yes	As per turn
6.	Dr. (Mrs.) Harminder Kaur Vs Dr. Sarla Kumari & Others	For quashing the order dated 20.5.2003 passed by CAT	3.6.2003	Yes	Listed. Regular hearing every Wednesday
7.	Sh. Ashok Kumar Kapoor VS Union of India & Others	For continuing service in Punjab Engineering College beyond 31.01.2004 till 60 years of age.	28/1/04	Yes	As per turn
8.	Dr. V.P.Singh Vs Union of India & Others	For Selection of Professor	12/2/04	Yes	As per turn
9.	Jagdish Lal Verma, Ex-Lecturer vs. Director PEC, (D.U) Chandigarh & others.	Counting of previous service as lecturer.	2006	No	As per turn
10.	Dr. Deepak Bagai,	Grant of Carrier	2006	Yes	13/2/07



	Asitt. Prof. vs. Director PEC, (D.U) Chandigarh & others.	advancement scheme.			
11.	Dr. Amit Halder Assistant Professor vs. Punjab Engineering College, D.U., & others.	For grant of Carrier advance scheme.	2006	Yes	13/2/07
12.	Sh. Kidarnath Mittal & others vs. Chandigarh Administration & others.	For pay scale	2006	Yes	15.01.2007
13	Chandigarh Administration & Others Vs. Inder Singh & Others	For Retiral benefits	2006	No	Admitted to be heard within a Year
14	Sh. Atam Parkash, Retired Sr. Assisstant vs. Advisor to Administrator etc.	Leave Encashment.	2006	No	As per turn

**Court Case pending in the Central Administrative Tribunal, Chandigarh bench Chandigarh.**

S. No.	Title	Descripti on	Date of filing of case	Whethe r reply filed	Next date of hearing
1.	Ramnik Singh & Others Vs Union of India.	For Promotion	12.9.1999	Yes	As per turn
2.	Baljeet Kumar & Others Vs Union of India.	Regarding Pay Scale	April 2003	Yes	Adjourned sine die
3.	Vidhya Sagar Vs Union of India	Regarding Pensionar y benefit of previous service	August 2005	No	15/1/07

4.	Gopal Krishan Vasudev, Ex-Sr. Asstt. Vs. U.T. Chandigarh & others	Regarding pensionary benefits.	March 2	Yes	13/12/06 Dismisses in default
5.	Sh. Rahul Om Parkash Vaishya vs. Union of India & others.	Regarding count for previous service	April 2006	Yes	27.11.2006 Disposed of
6.	Sh. Surjit Singh, Chief Librarian vs. Chandigarh Administration & others.	Regarding count for previous service	April 2006	Yes	01.12.2006

**Court cases pending in the District Court and other Subordinate Courts pertaining to Punjab Engineering College (Deemed University) Chandigarh**

1	Smt. Jasvinder Kaur Vs. General Public and others	Regarding Succession Certificate	28.08.2006	Yes	30.10.2006
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Annexure B

**Court Cases pending in the Supreme Court of India.**

Sr. No.	Case No.	Title	Description	Date of filing of case	Whether reply filed	Next date of hearing
1.	SLP NO. 2800-2802 of 2004	D.R.Saini & others VS Sai Dass & Others	For Seniority	5.12.2003		Special leave granted as per turn
2	Civil appeal No. 2477-78 of 2005	UGC Vs Amanmeet Garg and others	Regarding admission	--	--	--
3.	SLP NO. 7635 of 2005	UGC Vs Anshul Sood and others	Regarding admission	--	--	--