

BEFORE THE APPELLATE AUTHORITY CONSTITUTED UNDER THE MADHYA PRADESH NIJI VYAVSAYIK SHIKSHAN SANSTHA (PRAVESH KA VINIYAMAN AVAM SHULK KA NIRDHARAN) ADHINIYAM, 2007 AS AMENDED IN 2013.

Appeal No. 48/2016

Dr.Pt.Shivshakti Lal Sharma Ayurvedic
College,
Ratlam
M.P.
MUSER – 362752

Appellant

VERSUS

1. The Admission and Fee Regulatory
Committee, Bhopal.

Respondent

ORDER

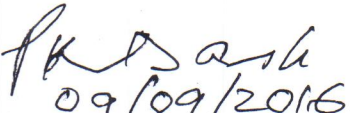
(Date 09/09/2016)

1. This appeal under Sec. 10 of Madhya Pradesh Niji Vyavasayik Shikshan Sanstha, (Pravesh Ka Viniyaman Avam Shulk ka Nirdharan), Adhiniyam, 2007 (the Act, for short) and Sec. 10 (1) & (2) of Sansodhan Ahiniyam 2013 has been filed by Pt. Shivshakti Lal Sharma Ayurvedic College, Ratlam against Admission & Fee Regulatory Committee's (AFRC for short) impugned order No. AFRC/2016/3738 dated 22.08.2016 fixing fee of Rs. 1,38,000.00 per year for B.A.M.S. course for academic sessions 2016-17, 2017-18 & 2018-19.
2. Appellant and Respondent were heard.
3. Appellant submitted that AFRC while passing the impugned order had not considered the income and expenditure of the institute for 2015-16 and also had not taken into account the increased burden of expenditure on the appellant institute owing to increase in salary, other operating costs and infrastructure etc. as per norms of CCIM & AYUSH. Appellant pleaded that a



suitable increase in fee may be considered to enable the institute to upgrade its facilities.

4. Respondent submitted that AFRC before passing the impugned order had considered audited accounts of the institute and had also given opportunity of hearing to the institute. Fee for the appellant institute for the previous 3 years block i.e. 2013-14, 2014-15 and 2015-16 was Rs. 1,10,000.00 which had been increased to Rs. 1,38,000.00 per year by the impugned order.
5. Audited accounts submitted by the appellant institute were perused. Income and expenditure account shows deficit of Rs. 51.42 lacs, 61.52 lacs and 35.11 lacs for financial year 2015-16, 2014-15 and 2013-14 respectively.
6. Balance sheet as on 31.03.2016 shows a cumulative deficit of Rs. 463.42 lacs, outstanding secured loan of Rs. 34.11 lacs and sundry loan of Rs. 173.72 lacs.
7. It is noted that AFRC vide impugned order had already provided a substantial increase of Rs. 25.45% over the fee fixed in the previous 3 years block. Hence, there is no justification for further increase in fee. Hence, appeal is rejected.
8. Para 11 of the impugned order is erroneous. Sec. 10 of the Principal Act has been substituted by Section 10(1) & (2) of the Amended Act, 2013. Hence, AFRC is directed to issue a revised order after necessary correction.


09/09/2016
(P.K.Dash)

Appellate Authority