

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

Presided over by Justice Prakash Chandra Gupta.

Appeal No. 45/2025

**Sardar Ajit Singh Smriti Ayurved Mahavidyalay,
Bhopal**

..... Appellant

V E R S U S

**The Admission and Fee Regulatory Committee,
Bhopal**

..... Respondent

ORDER

(Date: 17th September, 2025)

1. This appeal is filed under Sec. 10 of Madhya Pradesh Niji Vyavasayik Shikshan Sanstha (Pravesh Ka Viniyaman Avam Shulk ka Nirdharan), Adhiniyam, 2007 (hereinafter referred to as “Act of 2007”) against the order passed by the Admission and Fee Regulatory Committee (AFRC for short) dated 25/09/2024, whereby the fee for the appellant institute was fixed at Rs. 2,31,500/- per student per semester for B.A.M.S. course being run by it, for academic sessions 2024-25, 2025-26 and 2026-27.
2. It is submitted on behalf of the appellant that he has no objection on the fees fixed for academic session 2024-25, as regulated by AFRC because the aforesaid session has been passed. It is submitted that gazette notification (extra ordinary) published on 02.05.2024 issued by National Commission for Indian System of Medicine ('NCISM' for short) wherein some guidelines have been issued regarding increasing in the infrastructure and faculties of

the college and hospital staff, paramedical staff, nurses and other staff. On the basis of aforesaid notification number of staff has been increased by the appellant institution, but at the time of fixation of fee, the aforesaid notification has not been considered by AFRC. It is also submitted that expenditure of the institution has been increased due to increase in staff. Therefore, it is requested that fee, as regulated by the AFRC for the academic sessions 2025-26 and 2026-27 may be set aside and matter may be sent back to regulate the fee for the academic sessions 2025-26 and 2026-27 after considering the aforesaid notification.

3. On the other hand, however, respondent supported the impugned order, but it fairly submitted that the aforesaid notification had not been considered by AFRC at the time of regulating the fee. Therefore, matter may be sent back for re-regulating the fees for the academic sessions 2025-26 and 2026-27.
4. I have heard both the parties. Perused the record.
5. In view of submission of both the parties and looking to the fact that the notification dated 02.05.2024 had not been considered at the time of passing the impugned order. While, as per notification, number of teaching and non-teaching staff has been increased. Therefore, undoubtedly, expenditure of the appellant institution would have been increased. Therefore, it will be appropriate to set aside the impugned order partly and matter is required to be reconsider of fees for academic sessions 2025-26 and 2026-27.
6. Accordingly, appeal is partly allowed. The fee regulated by AFRC for academic session 2024-25 is affirmed and for the academic sessions 2025-26 and 2026-27 is set aside. The matter is remanded back to AFRC with the direction to regulated the fee of the institution consider the gazette notification published on 02.05.2024 for the academic sessions 2025-26 and 2026-27 afresh.

This appeal stands disposed of accordingly.

Sd/-
(Justice Prakash Chandra Gupta)
Appellate Authority