

**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. 77/2025

**Saifia Hamidia Unani Tibbiya College,
Burhanpur
Muser392851**

..... Appellant

V E R S U S

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

..... Respondent

ORDER

(Date: 20th November, 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 08/09/2025, whereby the fee for the appellant institute was fixed at Rs. 1,21,800/- per student per year for B.U.M.S. course being run by it, for academic sessions 2025-26, 2026-27 and 2027-28.
2. It is submitted on behalf of the appellant that earlier approved sanctioned intake of the institution was 60 students per year, but as per letter dated 01.09.2025 received from National Commission for Indian System of Medicine (NCISM for short), Ministry of Ayush, Govt. of India to the Principal of appellant college, sanction intake of 60 students per year has been reduced to 42 students per year and fee of the institution was regulated on the basis of sanction intake of 60 students per year.
3. It is also submitted that on the basis of aforesaid letter, the appellant is unable to run the course properly. The letter has been issued by competent authority. Therefore, appellant is bound to comply the aforesaid letter. It is

also submitted that on the basis of aforesaid letter, circumstances have been totally changed and on that account, the matter can be remanded back to AFRC for reconsideration of fee on the basis of changed sanction intake.

4. On the other hand, the respondent supported the impugned order. However, it is fairly submitted that in the changed circumstances, it would be difficult to run the institution properly. Therefore, the matter may be remanded back for recalculation of fee on the basis of latest sanction intake.
5. I have heard both the parties. Perused the record.
6. After considering all the facts and circumstances of the matter, in view of this Authority, the aforesaid letter is material for regulating fee of the appellant institution properly. Therefore, the impugned order passed by the respondent is set aside and matter is remanded back to AFRC to pass afresh order after considering the aforesaid letter of NCISM.

Accordingly, this appeal stands disposed of.

(Justice Prakash Chandra Gupta)
Appellate Authority