

# **8<sup>th</sup> Meeting of Executive Council Himachal Pradesh National Law University, Shimla**

## **Minutes of the Meeting July, 20 2020**

The 8<sup>th</sup> Meeting of the Executive Council, HPNLU Shimla was held on July 20, 2020 at 12:00 P.M. at the HPNLU Campus through online mode via Google Meet. The Meeting was presided by Professor (Dr.) Nishtha Jaswal, Vice-Chancellor, HPNLU Shimla.

The following members were present:

1.	Professor (Dr.) Nishtha Jaswal, Vice-Chancellor, HPNLU	Chairperson
2.	Speical Secretary (Home) to the Government of Himachal Pradesh	Member
3.	Prof. Ranbir Singh, Vice-Chancellor, National Law University, Delhi	Member
4.	Prof. Parmjit Singh Jaswal, Vice-Chancellor, Rajiv Gandhi National University of Law, Patiala	Member
5.	Prof. Vijender Kumar, Vice-Chancellor, Maharashtra National Law University, Nagpur	Member
6.	Prof. Makarand R. Paranjape, Director, Indian Institute of Advance Studies	Member
7.	Sh. Ramakant Sharma, Chairman, Bar Council of Himachal Pradesh	Member
8.	Dr. Girjesh Shukla, Associate Professor, HPNLU	Member
	Prof. S.S. Jaswal, Registrar, H.P. National Law University, Shimla	Member

Note: Sh. Ashok Sharma, Advocate General of H.P., Chief Secretary to the Government of H.P., Secretary (Finance), Government of H.P, Secretary (Higher Education), Government of H.P, LR-Cum Secretary (Law), Government of H.P could not attend the meeting.

## PROCEEDINGS OF THE MEETINGS

<b>Item No. 1</b>	<b>To confirm the Minutes and Action Taken Report of the 7<sup>th</sup> Meeting of the Executive Council held on February 20, 2020</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>	
The Vice Chancellor placed the minutes of the 7 <sup>th</sup> Meeting of Executive Council along with the 'Action Taken Report' before the members of the Executive Council.	The Vice-Chancellor explained the details of minutes of last meeting, and presented the 'Action Taken Report' and members appraised the proceedings.	After brief deliberation over the minutes along with the Action Taken Report, the same were confirmed.	

<b>Item No. 1A</b>	<b>To confirm the Recommendations of the Academic Council in its meeting held on 25<sup>th</sup> June, 2020.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>	
The Vice Chancellor placed the minutes of the 6 <sup>th</sup> Meeting of Academic Council before the members of the Executive Council.	The Vice-Chancellor explained detailed Agenda Items considered and approved by the Academic Council in its 6 <sup>th</sup> Meeting. The Members of the Executive Council examined the agenda and deliberated the same.	The Executive Council unanimously approved the Agenda Item No. 1A.	

<b>Item No. 1B</b>	<b>To confirm the Recommendations of the Finance Committee to be made at its meeting scheduled for 20<sup>th</sup> July, 2020.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>	
The Vice Chancellor placed the minutes of the 5 <sup>th</sup> Meeting of Finance Committee before the members of the Executive Council.	The Vice-Chancellor explained detailed Agenda Items considered and approved by the Finance Committee in its 5 <sup>th</sup> Meeting. The Members of the Executive Council examined the agenda and deliberated the same.	The Executive Council unanimously approved the Agenda Item No. 1B.	

<b>Item No. 2</b>	<b>To consider Creation of Three new Centers: <u>Center of Human Resource Development &amp; Center for Parliamentary Studies &amp; Center for Alternate Dispute Resolution and Professional Skills.</u></b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>	
<p>The Vice-Chancellor apprised the members of Executive Council that all the Centers are of perennial importance. Center of Human Resource Development becomes even more significant in the COVID-19 crisis as all of us have been witness to the sufferings of migrant workers. At this juncture the training and workshops for the administrative staff becomes more relevant because of mental health issues due to COVID-19 Pandemic Crisis. Center for Alternate Dispute Resolution and Professional Skills is the need of the hour especially when main concentration is on Clinical Legal Education.</p> <p>It was also informed that this agenda item has been recommended by the Finance Committee in its meeting held on 20<sup>th</sup> July, 2020 at 10.30 A.M.</p>	<p>Prof. Vijender Kumar suggested to follow the guidelines of UGC for Center of Human Resource Development. It will help to receive funds from the UGC. The Vice-Chancellor informed it can be done after getting approval of UGC under Section 12 (b) of UGC Act, 1956.</p> <p>Prof. Vijender Kumar emphasized on the state grant for this Center till the approval of UGC is received. The Executive Council deliberated the matter thoroughly.</p>	<p>The Executive Council unanimously approved the matter.</p>	

<b>Item No. 3</b>	<b>To consider the Creation of Teaching Post for three new Centers: Center of Human Resource Development, Center for Parliamentary Studies &amp; Center for Alternate Dispute Resolution and Professional Skills.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>	
<p>The Vice-Chancellor Informed the members of the Executive Council that no Center can function without the Faculty Members. However, appointments will be made on priority basis.</p> <p>It was also informed that this agenda item has been recommended by the Finance Committee in its meeting held on 20<sup>th</sup> July, 2020 at 10.30 A.M.</p>	<p>The Executive Council deliberated the matter thoroughly.</p>	<p>The Executive Council unanimously approved the matter.</p>	

<b>Item No. 4</b>	<b>To consider and approve the appointment of Mr. Vijay Verma [Assistant Registrar (Retd.) Himachal Pradesh High Court Shimla] as Assistant Registrar, on Contract Basis for a period of One Year on the consolidated salary of Rs. 30,000/- (Rs. Thirty Thousand) per month.</b>		
<b>Agenda Note</b>		<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the members of Executive Council that Mr. Vijay Verma was associated with Himachal Pradesh National Law University as Assistant Registrar when the University was established in 2016.</p> <p>The Vice-Chancellor also emphasized that the University needs an experienced person to monitor the office work and fill up the administrative gap between the Superintendent Establishment and the Registrar of the University.</p>		The Executive Council deliberated the matter thoroughly.	The Executive Council unanimously approved the matter.

<b>Item No. 5</b>	<b>To consider and approve the appointment of Professor/s Emeritus in Himachal Pradesh National Law University.</b>		
<b>Agenda Note</b>		<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the members of Executive Council that Himachal Pradesh National Law University, Shimla is an upcoming University having a National Status and Standards. To enable the University to compete in the Education World, experienced Academicians/Professor/s are required to be appointed. The appointment of Professor/s Emeritus will benefit the students as well as enrich the knowledge source of the University. They will help in teaching, research, innovations &amp; guidance.</p> <p><b>Eligibility for appointment as Professor/s Emeritus:-</b> The target group shall be highly qualified having atleast 10 years experience as Vice-Chancellor or Professor (Serving or Superannuated) of recognized Universities/Institutes. The eligibility will be based on the quality of research &amp; published work contributed by the teacher in his/her service</p>		<p>The Vice-Chancellor informed the Members of the Executive Council that Professor Ranbir Singh advised in the meeting of the Finance Committee to reduce the requirement of the experience of ten years for the Vice-Chancellor to five years.</p> <p>The Executive Council</p>	<p>The Executive Council unanimously approved the proposal with the change in eligibility for appointment as Professor/s Emeritus i.e. the target group shall be highly qualified having 5 years experience as Vice-Chancellor or 10 years experience as</p>

<p>career.</p> <p>It is further, submitted to approve the payment of last salary drawn by the Professor Emeritus so as to attract good Academicians to join the University.</p>	<p>deliberated the matter thoroughly.</p>	<p>Professor (Serving or Superannuated) of recognized Universities/Institutes. The eligibility will be based on the quality of research &amp; published work contributed by the teacher in his/her service career.</p> <p>The Executive Council unanimously approved the matter.</p>
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Item No. 6	To consider and adoption of The Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020, Volume-I & II		
Agenda Note	Discussion	Decision	
<p>The Vice-Chancellor apprised the members of Executive Council that due to difficulties being faced in functioning of the University, in view of the Executive and Service Regulation, 2016 it is proposed to replace Executive and Service Regulation 2016 with Himachal Pradesh National Law University Shimla Executive and Service Regulations, 2020, Volume-I &amp; II. It is also submitted that these regulations have been framed in consonance with “The Himachal Pradesh National Law University, Act, 2016” and UGC Regulations.</p> <p>It is pertinently submitted that University may frame its regulations under Section 5 (zh) of the Himachal Pradesh National Law University Act, 2016 which provides that <i>“The powers and functions of the University shall be :</i></p> <p><i>“.....to make such statutes, regulations and other instruments as may, from time to time, be considered necessary for</i></p>	<p>The Vice-Chancellor informed the members of the Executive Council the issues regarding adoption of the Child Care Leave, Study Leave and Sabbatical Leave. However, she was deeply concerned with the academic and personal needs of Faculty Members.</p> <p>The Executive Council deliberated the matter thoroughly.</p>	<p>The Executive Council unanimously approved the proposal and decided that Child Care Leave, Study Leave and Sabbatical Leave is to be granted after 10 years of establishment of the University.</p> <p>The Executive Council unanimously approved the matter.</p>	

<p><i>regulating the affairs and the management of the University and its properties and to alter, modify and rescind them;"</i></p> <p><b>Section 35 (2) provides:</b></p> <p><i>".... Subsequent regulations or modifications in the first regulations shall be made by the Executive Council."</i></p> <p>It was also informed that this agenda item has been recommended by the Finance Committee in its meeting held on 20<sup>th</sup> July, 2020 at 10.30 A.M.</p>		
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<b>Item No. 7</b>	<b>To authorize the Vice-Chancellor to prepare the Panel of Experts for different Selection Committees for making appointments for the posts of Professors/Associate Professors/Assistant Professors as well as different appointments on the administrative posts.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor apprised the members of Executive Council of the requirement of preparing the Panel of Experts for different Selection Committees for making appointments for the posts of Professors/Associate Professors/Assistant Professors as well as different appointments on the administrative posts.	The Executive Council deliberated the matter thoroughly and resolved to authorize the Vice-Chancellor for the purpose.	The Executive Council unanimously approved the matter and authorized the Vice-Chancellor to prepare the Panel of Experts for different Selection Committees for making appointments for the posts of Professors/Associate Professors/Assistant Professors as well as different appointments on the administrative posts.

<b>Item No. 8</b>	<b>To consider and adoption of Himachal Pradesh National Law University, Shimla Financial Regulations, 2020.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor apprised the members of Executive Council that that no University can run without appropriate Financial Regulations, which	The Executive Council deliberated the matter	The Executive Council

<p>cater to solve the day to day financial matters.</p> <p>It is pertinently submitted that University may frame its regulations under Section 5 (zh) of the Himachal Pradesh National Law University Act, 2016 which provides that “The powers and functions of the University shall be :</p> <p><i>“....to make such statutes, regulations and other instruments as may, from time to time, be considered necessary for regulating the affairs and the management of the University and its properties and to alter, modify and rescind them;”</i></p> <p><b>Section 35 (2) provides:</b></p> <p><i>“....Subsequent regulations or modifications in the first regulations shall be made by the Executive Council.”</i></p> <p><b>Section 39 (4) provides:</b></p> <p><i>“....The University Fund may be expended for such purpose of the University and in such manner, as may be prescribed by regulations.”</i></p> <p>It was also informed that this agenda item has been recommended by the Finance Committee in its meeting held on 20<sup>th</sup> July, 2020 at 10.30 A.M.</p>	thoroughly.	unanimously approved the matter.
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<b>Item No. 9</b>	<b>To consider and adoption of the Himachal Pradesh National Law University, Shimla, Policy for Appointment on Compassionate Grounds.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor apprised the members of Executive Council that it is a universal truth that nobody can predict the death. Any Institution must be proactive and should not wait till some tragedy occurs.	<p>The Executive Council deliberated the matter thoroughly.</p> <p>The Representative of Secretary (Home), Sh. Rakesh Sharma suggested that only upto 5% of total posts in the cadre (Group C &amp; D) be filled in case of appointment on</p>	The Executive Council unanimously approved the matter.



	compassionate grounds.	
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<b>Item No. 10</b>	<b>To consider and approve an agreement with the private hospital in Shimla for medical treatment of employees and students of Himachal Pradesh National Law University, Shimla.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor narrated to the Members of the Executive Council the need for an agreement with the private hospital in Shimla for medical treatment of employees and students of Himachal Pradesh National Law University, Shimla.	The Vice-Chancellor apprised the members of Executive Council that at present there was no provision for providing medical facilities for the employees of Himachal Pradesh National Law University, Shimla. Depending upon the provisions of agreement with the private hospital the University employees can be given the benefit of urgent attention of the Hospital and specialized treatment. The Executive Council deliberated that panel of hospital may be prepared.	The Executive Council unanimously approved the matter.

<b>Item No. 11</b>	<b>To consider the change in the nomenclature of the post of Conductor as Conductor-cum-Office Attendant.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the members of Executive Council that members of the Executive Council in its 7<sup>th</sup> meeting held on 20<sup>th</sup> February, 2020 resolved to change the nomenclature of the Driver as Driver-cum-Office Attendant.</p> <p>The Vice-Chancellor submitted to approve the change in the nomenclature of Conductor as Conductor-cum-Office Attendant on the same lines.</p>	The Executive Council deliberated the matter thoroughly.	The Executive Council unanimously approved the matter.

<b>Item No. 12</b>	<b>To consider and recommend to the Governing Council of Himachal Pradesh</b>
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	<b>National Law University, Shimla, a request to be made to Government of Himachal Pradesh to amend Section 9 clause (2) of “Himachal Pradesh National Law University Act, 2016 (Act No. 16 of 2016), to increase the age of Vice-Chancellor from 65 years to 70 years.</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor apprised the members of Executive Council that this proposed amendment is in consonance with UGC Guidelines as well as practice and provisions applicable to other National Law Universities in the country.	The Executive Council deliberated the matter thoroughly.	The Executive Council unanimously approved the matter.

<b>Item No. 13</b>	<b>To consider the study Leave of Ms. Navditya Tanwar, Assistant Professor, Law.</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor placed before the members of Executive Council the Study Leave of Ms. Navditya Tanwar, Assistant Professor, Law.	The Members of the Executive Council stated that this cannot be acceded to keeping in view the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020, Volume-I as approved at Item No. 6	The Members of the Executive Council disposed of the matter as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020, Volume-I that Study Leave shall be granted to the Faculty Members after 10 years of establishment of the University.

<b>Item No. 14</b>	<b>To consider the Representation of Faculty to allow them to work from home in the COVID-19 crisis.</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
The Vice-Chancellor apprised the members of Executive Council that This matter was placed before the Academic Council referring to Government of Himachal Pradesh Department of Personnel Notification No. Per (AP-B)(15)-19/2020 dated 31 <sup>st</sup> May 2020 which provided:  <i>“the Members unanimously rejected the</i>	The Executive Council deliberated the matter thoroughly and unanimously resolved that the University is bound to implement all the orders/notifications of the Government of Himachal Pradesh.	The Executive Council unanimously approved the matter.

*representation and also gave a note of caution for the Faculty Members to refrain from making any such demand in defiance of the government notification/order.*

It is pertinent to mention that the University became functional as per the Order of the Government of Himachal Pradesh and that the University will abide by the State Government notifications issued from time to time for containing COVID-19 Crisis.

Submitted for consideration.

<b>Item No. 15</b>	<b>To consider the appointment of Assistant Professor (Management) on Contract Basis from during the period of maternity leave of Dr. Deepika Gautam.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>	
The Vice-Chancellor apprised the members of Executive Council that Dr. Deepika Gautam, Assistant Professor (Management) has proceed on Maternity Leave w.e.f. 6 <sup>th</sup> July, 2020 for a period of 6 months. Appointment of Assistant Professor (Management) on Contract Basis during the period of maternity leave of Dr. Deepika Gautam be approved.	The Executive Council deliberated the matter thoroughly.	The Executive Council unanimously approved the matter.	

<b>Item No. 16</b>	<b>To consider and approve the correction in the nomenclature of Center.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>	
The Vice-Chancellor apprised the members of Executive Council that 'The Center for Child & Women Studies' was approved by the Executive Council in its meeting held on March 20 <sup>th</sup> 2019. It is submitted that its nomenclature needs to be corrected and to be named as 'Center for Child & Woman Studies.	The Executive Council deliberated the matter thoroughly. The Members of the Executive Council appreciated the initiative for rectification.	The Executive Council unanimously approved the matter.	

<b>Item No. 17</b>	<b>To consider the change in the designation of Steno-Typist-cum-Computer Operator.</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the members of Executive Council of the fact that initial appointments of administrative staff were made through High Court of Himachal Pradesh, Shimla and appointment of Steno-Typist was made with the designation 'Steno-Typist-cum-Computer Operator.'</p> <p>She also informed that there is no designation "Steno-typist - cum-Computer Operator" in any Government or Semi Government Department in Himachal Pradesh and the designation is only Steno-typist in all the Government or Semi Government Department.</p>	<p>The Vice-Chancellor informed the members of the Executive Council that they are performing the duties of Steno-Typist, therefore they may be designated as Steno-Typist and the words "Computer Operator" may be deleted.</p> <p>The Executive Council deliberated the matter thoroughly.</p>	The Executive Council unanimously approved the matter.

<b>Item No. 18</b>	<b>Reporting Item</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the Reporting Item to the members of Executive Council that Dr. Deepika Gautam, Assistant Professor (Management), Himachal Pradesh National Law University, Shimla had made a request to allow her to work from home as she was in family way. When the University became functional again after lockdown due to COVID-19 crisis ended, her request was acceded to in view of Himachal Pradesh Government Order No. Per (AP-B) B (15)-19/2020.</p>	<p>The Executive Council deliberated the matter thoroughly.</p>	The Executive Council unanimously approved the matter.
<b>Item No. 19</b>	<b>Reporting Item</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision</b>
<p>The Vice-Chancellor apprised the Reporting Item to the members of Executive Council that as per Himachal Pradesh letter No. PER (AP)-C-B(2)-1/2019 dated 22<sup>nd</sup> April 2020 of the Government of Himachal Pradesh, Department of Personnel (AP-III) the</p>	<p>The Vice-Chancellor informed the members of the Executive Council that meeting could not be held in March/April because of lockdown due to COVID-19 Pandemic crisis. The meeting</p>	The Executive Council unanimously approved the matter.

Non-Teaching employees of the University were appointed on Contract Basis to be regularized on the completion of three years.

As per the above mentioned H.P. Government Notification, the services of contractual appointees who have completed three years of continuous service as on 31.03.2020 shall be regularized from 01.04.2020. Further, the service of contractual appointees who are completing three years of continuous service as on 30.09.2020 shall also be regularized after 30.09.2020.

of Screening Committee was held on 2<sup>nd</sup> July, 2020 and their service regularization was approved giving them benefit w.e.f. 1<sup>st</sup> April, 2020.

The Executive Council deliberated the matter thoroughly.

**Speical Secretary**  
(Home, HP Government)

**Prof. (Dr.) Ranbir Singh**  
(Vice-Chancellor, NLU Delhi)

**Prof. (Dr.) P.S. Jaswal**  
(Vice-Chancellor, RGNUL, Patiala)

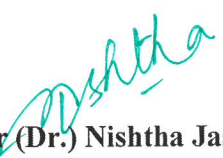
**Prof. Makrand R. Paranjape**  
(Director, IAS)

**Prof. (Dr.) Vijender Kumar**  
(Vice-Chancellor, MNLU, Nagpur)

**Sh. Ramakant Sharma**  
(Chairman, Bar Council of H.P)

  
**Dr. Girjesh Shukla**

  
**Prof. S.S. Jaswal**

  
**Professor (Dr.) Nishtha Jaswal**  
(Vice-Chancellor, HPNLU)

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