

**6<sup>th</sup> Finance Committee Meeting  
Himachal Pradesh National Law University,  
Shimla**

**Minutes of the Meeting  
December 22, 2020**

*via Online Mode through Google Meet*

The 6<sup>th</sup> Meeting of the Finance Committee, HPNLU Shimla was held on December 22, 2020 at 11:30 A.M. 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.	LR-Cum Secretary (Law) to the Government of Himachal Pradesh	Member
3.	Prof. Ranbir Singh, Former Vice-Chancellor, National Law University, Delhi	Member
4.	Sh. Ramakant Sharma, Chairman, Bar Council of Himachal Pradesh	Member
	Prof. S.S. Jaswal, Registrar, H.P. National Law University, Shimla	Secretary



## PROCEEDINGS OF THE MEETINGS

Item No. 1	To confirm the Minutes and Action Taken Report of the 5 <sup>th</sup> Meeting of the Finance Committee held on July 20, 2020		
Agenda Note		Discussion	Decision/Resolved
The Vice Chancellor placed the minutes and action taken report of the 5 <sup>th</sup> Meeting of Finance Committee before the members of the Finance Committee.		The Vice-Chancellor explained the details of the minutes of last meeting, and presented the Action Taken Report. While submitting Action Taken Report at item No. 4, the Vice-Chancellor informed with a heavy heart that Mr. Vijay Verma, Assistant Registrar has left for the heavenly abode. The esteemed members of the Finance Committee resolved to send condolences to the bereaved family on behalf of the Finance Committee.	After brief deliberation over the minutes along with the Action Taken Report, the same were confirmed.
Item No. 2	To consider <i>ex-post facto</i> sanction of posts of Peons.		
Agenda Note		Discussion	Decision/Resolved
The Vice-Chancellor apprised the Finance Committee about certain appointments of peons which have been made in the years 2016 and 2017 (06 peons) beyond the four sanctioned posts.		The Vice-Chancellor explained to the members that Hon'ble Chancellor, apart from grating certain specific posts also granted sanction for 'four posts for additional staff' in 2016. Two peons and two drivers have been appointed under these 'four posts for additional staff'. The Vice-Chancellor requested the members to grant <i>ex post facto</i> approval to the appointments of two drivers and two peons under these 'four posts for additional staff' The members thoroughly deliberated upon the issue and resolve to approve it.	The Finance Committee unanimously approved the proposal and recommended the same to the Executive Council for further approval.

<b>Item No. 3</b>	<b>To consider <i>ex-post facto</i> sanction of posts of Chowkidars.</b>		
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>	
<p>The Vice-Chancellor explained to the members of the Finance Committee that five chowkidars had been appointed beyond the three sanctioned posts in the year 2017.</p>	<p>The members deliberated upon the matter and strictly emphasized that as neither the posts were sanctioned nor advertised, so the appointments made against those posts are illegal and discussion emerged on the plea of humanitarian grounds but every member was of the opinion that it would be considered in case of irregularity and not in case of illegality. However, the members resolved to allow five chowkidars, who were appointed beyond the sanctioned strength to continue on the present salary till fresh appointments are made after following the appropriate selection process as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020.) During the course of discussion, the Vice-Chancellor proposed to the Finance Committee for creation of 10 posts of Chowkidars. The members</p>	<p>The Finance Committee unanimously approved the proposal and recommended the same to the Executive Council for further approval.</p>	



	after thorough deliberation resolved to approve the same.	
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<b>Item No. 4</b>	<b>To consider the representations of Mr. Tarun Sharma (Steno-Typist) and Mr. Harish Kumar (Steno Typist).</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>
The Vice-Chancellor placed before the Finance Committee the representations of Mr. Tarun Sharma (Steno-Typist) and Mr. Harish Kumar (Steno-Typist).	After deliberating upon the issue, it was resolved to follow notification of Himachal Pradesh Civil Services (Category/Postwise Revised Pay) Rules, 2012 for fixing their initial start after regularization at ₹ 8240/- instead of ₹ 7910/-. It was also resolved to release the arrears from the date of their regularization.	The Finance Committee unanimously approved the proposal and recommended the same to the Executive Council for further approval.

<b>Item No. 5</b>	<b>To consider the appointments of Mr. Kamal Chand as Junior Library Attendant &amp; Mr. Thakur Das as Driver.</b>
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<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>
The Vice-Chancellor apprised of the Finance Committee about the appointments of Mr. Kamal Chand as Junior Library Attendant & Mr. Thakur Das as Driver. Mr. Kamal Chand was appointed as Junior Library Attendant and Mr. Thakur Das was appointed as Driver on 12.03.2018. Neither the posts were sanctioned nor advertised.	The members deliberated upon the matter and strictly emphasized that as neither the posts were sanctioned nor advertised, so the appointments made against those posts are illegal and discussion emerged on the plea of humanitarian grounds but every member was of the opinion that it	The Finance Committee unanimously approved the proposal and recommended the same to the Executive Council for further approval.

would be considered in case of irregularity and not in case of illegality. However, the members resolved to allow Mr. Kamal Chand (Junior Library Attendant) and Mr. Thakur Das (Driver), who were not appointed against any sanctioned post, to continue on the present salary till fresh appointments are made against the sanctioned posts of peon and driver respectively and following the appropriate selection process as per The Himachal Pradesh and as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020.)

Item No. 6	To consider the representation of Ms. Sunaina Sharma (Computer Operator)		
Agenda Note	Discussion	Decision/Resolved	
The Vice-Chancellor placed before the Finance Committee the representation of Ms. Sunaina Sharma (Computer Operator).	The Members were apprised of the facts as mentioned in her representation. After deliberating upon the issue thoroughly, it was resolved to change the cadre of Ms. Sunaina Sharma from the post of Computer Operator to Clerk-cum-Data Entry Operator in the same pay	The Finance Committee resolved to change the cadre of Ms. Sunaina Sharma from the post of Computer Operator to Clerk-cum-Data Entry Operator in the pay scale as that of the post of Clerk and that she would be consider for promotion in the cadre of Clerk. However, It was also resolved that she will be placed on probation as provided in the Himachal	

	<p>scale as that of the post of Clerk and that she would be considered for promotion in the cadre of Clerk. However, it was also resolved that she will be placed on probation as provided in the Himachal Pradesh and as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020). It was also specified that in the seniority list of Clerks, she will be placed next to those Clerks who have already been appointed.</p>	<p>Pradesh and as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020). It was also specified that the sonority list of Clerks, she will be placed next to those Clerks who have already been appointed.</p> <p>The Finance Committee unanimously approved the proposal and recommended the same to the Executive Council for further approval.</p>
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<b>Item No. 7</b>		<b>To create four Posts of Peons.</b>	
<b>Agenda Note</b>		<b>Discussion</b>	<b>Decision/Resolved</b>
<p>The Vice-Chancellor informed the members of the Finance Committee about the creation of four Posts of Peons.</p> <p>It is submitted that for the smooth running of the University, the above appointment is urgently required.</p> <p>This item is scheduled to be placed before the Executive Council, which is scheduled to be held on 22nd December, 2020. As such the proceedings will be placed before the Executive Council for approval in its meeting scheduled to be held</p>		<p>The Vice-Chancellor submitted to the esteemed members of the Finance Committee to consider creating 06 (six) posts of peons instead of proposed 04 (four) posts in the Agenda.</p>	<p>The Finance Committee unanimously resolved to create 6 (six) posts of peons and recommended the same to the Executive Council for further approval.</p>



on 22nd December, 2020.

<b>Item No. 8</b>	<b>To consider the representation of Dr. Ruchi Sapahia (Associate Professor)</b>
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Agenda Note	Discussion	Decision/Resolved
The Vice-Chancellor placed before the members of the Finance Committee that the representation of Dr. Ruchi Sapahia, Associate Professor.	<p>The esteemed members perused the representation of Dr. Ruchi Sapahia, Associate Professor, wherein she has made representation regarding Item No. 5 of the Finance Committee meeting held on 23<sup>rd</sup> October, 2019. The Vice-Chancellor informed the members of the Finance Committee that under this item No. 5 the Finance Committee had approved payment of honorarium on <i>pro rata basis</i> for the additional charges for administrative offices like Dean Academic Affairs, Dean Students Welfare, Controller of Examination, Finance Officer and wardens to some faculty members of the University.</p> <p>After going through the representation of Dr. Ruchi Sapahia and the facts on record, the members noted that claims of Dr. Ruchi Sapahia from point No. (a)- (d) of her representation fall during the period which was before the resolution of the Finance Committee as</p>	The Finance Committee unanimously rejected the proposal and recommended the same to the Executive Council for further approval.



	<p>approved by the Executive Council to grant honorarium to the office bearers.</p> <p>Regarding point No. (e), the members were of the opinion that no additional payment is to be made for an additional charge when any office bearer goes on leave.</p> <p>Emphasizing on that payment cannot be made with retrospective effect, the members resolved not to accede to the representation of Dr. Ruchi Sapahia.</p>	
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<b>Item No. 9</b>	<b>Any other item with the permission of the chair.</b>
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### **Current Agenda for the 6th Finance Committee Meeting**

<b>Item No. 1</b>	<b>To create 12 posts of Security Guards (4 Male Security Guards &amp; 8 Female Security Guards).</b>	
<b>Agenda Note</b>	<b>Discussion</b>	<b>Decision/Resolved</b>
The Vice-Chancellor placed before the members of the Finance Committee that for the smooth running of the University, 12 more posts of Security Guard which includes 4 Male Security Guards & 8 Female Security Guards are required to be created.	The Finance Committee deliberated the matter thoroughly and resolved that University should outsource the Security Guards partially. It was discussed that for the posting of security guards in the hostels especially 'girls' hostels the University has to take more precautions and it is advisable that the University in its best wisdom, appoint and	The Finance Committee unanimously resolved to approve the agenda and recommended the same to the Executive Council for further approval.



	outsource the security guards.	
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Item No. 2	To consider and approve fee of Rs. 5000/- for change in title of Ph.D.	
Agenda Note	Discussion	Decision/Resolved
The Vice-Chancellor placed before the members of the Finance Committee for their consideration and approval the charging of fee of Rs. 5000/- in case any research scholar applies for change in the already approved title of Ph.D. thesis.	The Finance Committee deliberated the matter thoroughly and resolved the matter.	The Finance Committee unanimously resolved to approve the agenda and recommended the same to the Executive Council for further approval.

Item No. 3	Reporting Item/s	
Agenda Note	Discussion	Decision/Resolved
The Vice-Chancellor apprised the members of the reporting item regarding the leave case of Mr. Rahul Verma (Clerk).	The Vice-Chancellor informed the members of the Finance Committee that Mr. Rahul Verma (Clerk) had to proceed on leave because of his father and sister having been tested Corona (COVID-19) positive. As per the joining report of Mr. Rahul Verma his leave was allowed as per the Government notification on COVID-19 and as per the Himachal Pradesh National Law University, Shimla Executive and Service Regulations, 2020. After counting different kinds of leaves and leave due to COVID-	The Finance Committee unanimously resolved the reporting item that Mr. Rahul Verma (Clerk) should be allowed extraordinary leave for 11 days for which there was no other due leave due in his account and recommended the same to the Executive Council for further approval.

19, the remaining period has to be counted as leave without pay. He will complete three years of contractual period for regularization on 15<sup>th</sup> January, 2021. His contractual period shall be extended for a period of 11 days, i.e., the period of leave without pay. However, it will have no impact on his regularization as he will be considered in the first slot beginning from 1<sup>st</sup> April 2021.

The members considered this issue sympathetically & were of the opinion that he should be allowed extraordinary leave for 11 days for which there was no leave due.

Professor Nishtha Jaswal, Vice-Chancellor concluded the meeting by thanking all the esteemed members for sparing their precious time and making fruitful contributions.

**LR-Cum Secretary (Law) to the  
Government of Himachal Pradesh**

**Prof. (Dr.) Ranbir Singh**

**Sh. Ramakant Sharma**

**Prof. (Dr.) S.S. Jaswal**

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