

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. 46/2016

District Homoeopathic Medical
College & Hospital,

RATLAM

M.P.

MUSER – 372838

Appellant

VERSUS

1. The Admission and Fee Regulatory
Committee, Bhopal.

Respondent

ORDER

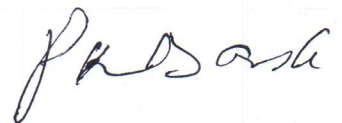
(Date 09/09/2016)

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 District Homoeopathic Medical College & Hospital, Ratlam against Admission & Fee Regulatory Committee's (AFRC for short) order No. AFRC/2016/3605 dated 06.08.2016 fixing fee of Rs. 53,000.00 per year for B.H.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 audited accounts of the institute, the increased burden of expenditure on the institute owing to inflation, increase in affiliation fee for the university, AFRC's charges etc. Appellant submitted copies of audited accounts of the appellant institute for 2013-14, 2014-15 and 2014-15 and pleaded for suitable increase in fees.



Appeal No. 46

4. Respondent submitted that AFRC had considered the audited accounts of the institute and had given an opportunity of hearing to the institute before passing the impugned order.
5. Audited accounts submitted by the appellant were perused. Income and expenditure account of the appellant institute for 2015-16, 2014-15 and 2013-14 show a surplus of Rs. 17.54 lacs, a surplus of Rs. 4.73 lacs and a deficit of Rs. 29.42 lacs respectively.
6. Balance sheet as on 31.03.2016 shows a cumulative deficit of Rs. 91.62 lacs.
7. Keeping in view the cumulative deficit of Rs. 91.62 lacs and outstanding unsecured loan of Rs. 69.75 lacs as on 31.03.2016, and considering the appellant institute's need for further upgradation; it is reasonable to increase the fee to Rs. 55,000.00 per year for academic sessions 2016-17, 2017-18 and 2018-19. Remaining terms and conditions of AFRC's impugned order would apply.
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.



(P.K.Dash)
Appellate Authority