

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. 65/2016

Sagar Homoeopathic Medical College
Hospital & Research Centre,
Sagar (MP)
TUSER – 373092

Appellant

VERSUS

The Admission and Fee Regulatory
Committee, Bhopal.

Respondent

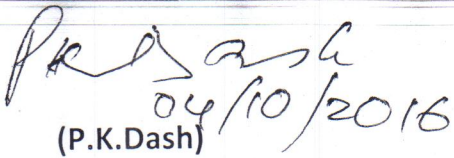
ORDER

(Date 04/10/2016)

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 Sanshodhan Adhiniyam 2013 has been filed by **Sagar Homoeopathic Medical College Hospital & Research Centre, Sagar** against Admission & Fee Regulatory Committee's (AFRC for short) impugned order No. Sectt/AFRC/2016/3618 dated 06.08.2016 fixing fee of Rs. 42,500.00 per year for B.H.M.S. course run by the appellant institution for academic sessions 2016-17, 2017-18 & 2018-19.
2. Appellant and Respondent were heard.
3. Appellant submitted that the appellant institution had been incurring substantial operating deficit during the last 4 years and therefore, the fee fixed by AFRC vide impugned order should be increased to enable the institution to run the course.



4. Respondent submitted that audited accounts of the appellant institution had been considered by AFRC while passing the impugned order.
5. Audited accounts submitted by the appellant institution were perused. The appellant institution had incurred operating deficit of Rs. 7.35 lacs, 26.91 lacs, 7.62 lacs and 8.39 lacs during financial year 2012-13, 2013-14, 2014-15 and 2015-16. Thus, the appellant's submission that the appellant institution had been incurring operating deficit during last 4 financial years is corroborated from the audited accounts.
6. Keeping in view the operating deficit during the last 4 financial years; it is reasonable to increase fees to Rs. 45,000/- per year (including Development Fees & other miscellaneous fees) for B.H.M.S.course run by the appellant institute for academic sessions 2016-17, 2017-18 and 2018-2019. Remaining terms and conditions of AFRC's impugned order would apply.
7. 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) 04/10/2016
Appellate Authority