

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. 69/2016

Saifia Hamidia Unani Tibbia College,

BURHANPUR

TUSER – 392851

Appellant

V E R S U S

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

Respondent

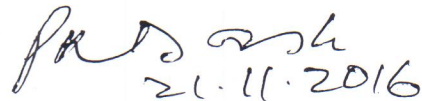
ORDER

(Date 21.11.2016)

1. This appeal under Sec. 10 of Madhya Pradesh Niji Vyavasayik Shikshan Sanstha, (Pravesh Ka Viniyaman Avam Shulk ka Nirdharan), Adhinyam, 2007 (the Act, for short) and Sec. 10(1) & (2) of Sanshodhan Adhinyam 2013 has been filed by **Saifia Hamidia Unani Tibbia College, Burhanpur** against Admission & Fee Regulatory Committee's (AFRC for short) impugned order No. Sectt/AFRC/2016/3624 dated 06.08.2016 fixing fee of Rs. 58,000.00 per year for B.U.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 fee fixed by AFRC is not adequate to meet operating expenditure and the growth and development needs of the institution. Appellant mentioned that there was substantial increase in expenditure owing to salary and other operational cost. Therefore, the fee should be revised and enhanced. Appellant further mentioned that the institution had incurred substantial cumulative deficit in support of which the appellant submitted copies of audited accounts for financial year 2015-16.



4. Respondent mentioned that AFRC had fixed fee after considering fee proposal and audited accounts submitted by the appellant.
5. Audited accounts submitted by the appellant institution were perused. It is noted that income and expenditure account of 2014-15 shows a surplus of Rs. 16.11 lacs while in financial year 2015-16 there is a deficit of Rs. 26.77 lacs. Balance sheet shows a cumulative deficit of Rs. 84.89 lacs and unsecured loan of Rs. 1.14 crores as on 31.03.2016.
6. Keeping in view the cumulative deficit of Rs. 84.89 lacs and the outstanding unsecured loan of Rs. 1.14 crores in balance sheet of the appellant institution as on 31.03.2016; it is reasonable to increase the fee for academic sessions 2017-18 and 2018-19 to Rs. **65,000.00** per year. Since admission for 2016-17 is already under way AFRC's impugned order fixing fee of Rs. 58,000.00 per year will apply for students admitted in 2016-17 for the entire duration of their course. 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.


21.11.2016

(P.K.Dash)

Appellate Authority