

**BEFORE THE APPELLATE AUTHORITY CONSTITUTED UNDER THE
MADHYA PRADESH NIJI VYAVSAYIK SHIKSHAN SANSTHA (PRAVESH KA
VINIYAMAN AVAM SHULK KA NIRDHARAN) ADHINIYAM, 2007, (AS
AMENDED)**

Presided over by Justice Prakash Chandra Gupta.

Appeal No. 91/2025

**Al Farooque Unani Tibbiya College,
Indore
Muser392849**

..... Appellant

V E R S U S

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

..... Respondent

ORDER

(Date: 20th January, 2026)

1. This appeal is filed under Sec. 10 of Madhya Pradesh Niji Vyavasayik Shikshan Sanstha (Pravesh Ka Viniyaman Avam Shulk ka Nirdharan), Adhiniyam, 2007 (hereinafter referred to as “Act of 2007”) against the order passed by the Admission and Fee Regulatory Committee (AFRC for short) dated 02/09/2025, whereby the fee for the appellant institute was fixed at Rs. 1,24,800/- per student per year for B.U.M.S. course being run by it, for academic sessions 2025-26, 2026-27 and 2027-28.
2. It is submitted on behalf of the appellant that he had proposed fee of the course at Rs. 1,50,000/- per student per year and he uploaded balance sheet of F.Y. 2022-23 and 2023-24. At that time, balance sheet for F.Y. 2024-25 was under process and therefore, he was unable to upload the aforesaid balance sheet on the portal of the respondent. He submitted that after completion of balance sheet for the F.Y. 2024-25, he filed balance sheet along with this appeal. He also submitted that as per university norms it is mandatory to organize camps and patient diet for the course and expenditure on camps and patient diet has been shown Rs. 9,05,798/- and general charges expenditure has been shown at Rs. 19,04,626/-. The aforesaid

amount has not been considered by AFRC while regulating fee. It is also submitted that proper hearing opportunity has not been given to the appellant. No document has been sought by the respondent at the time of regulating fee. Therefore, it is prayed that the fee may be enhanced accordingly. However, it is prayed that the fee has been regulated for three academic sessions and the present academic session is going on, therefore, alternatively, submitted that as fee regulated by AFRC for academic session 2025-26 may be affirmed and order pertaining to regulating fee for academic sessions 2026-27 and 2027-28 may be set aside.

3. It is submitted on behalf of the respondent that no particulars have been given under head of general expenses. Therefore, aforesaid expenditure is doubtful. There is no evidence to show that camp and patient diet has been expended by the institution. Apart from that property tax, rent and training and placement are not allowable as well as training and placement charges has been fixed by the AFRC in the impugned order. Other expenses as shown in balance sheet has been allowed by the AFRC. Therefore, appeal is liable to be dismissed.
4. I have heard both the parties. Perused the record.
5. After considering all the facts and circumstances of the matter, it is apparent that proper hearing opportunity has not been given. However, no particular has been given under head of 'general expenses'. The AFRC has not given notice to the appellant to produce any documents. Therefore, in view of this Authority, alternative submission of the appellant appears to be proper and appeal deserves to be allowed partly. Accordingly, the appeal is partly allowed. The impugned order passed by AFRC is affirmed for academic session 2025-26 and is set aside for academic sessions 2026-27 and 2027-28.
6. The respondent is directed to regulate the fee for the appellant institution afresh for further academic sessions, when occasion arises, after considering all the necessary documents and giving opportunity of hearing to the appellant.

7. With aforesaid directions and modifications in the impugned order passed by AFRC, the appeal stands disposed of.

(Justice Prakash Chandra Gupta)
Appellate Authority