

**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. 94/2025**

**Dr. Shankar Dayal Sharma Ayurved College,  
Bhopal  
Muser365213**

**..... Appellant**

**V E R S U S**

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

**..... Respondent**

**ORDER**

**(Date: 17th December, 2025)**

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 25/09/2024, whereby the fee for the appellant institute was fixed at Rs. 1,48,000/- per student per year for B.A.M.S. course being run by it, for academic session 2024-25, 2025-26 and 2026-27.
2. It is submitted on behalf of the appellant that he has no objection on the fee as fixed by the AFRC for the academic session 2024-25 and 2025-26. It is submitted that gazette notification (extra ordinary) published on 02.05.2024 issued by National Commission for Indian System of Medicine ('NCISM' for short) wherein some guidelines have been issued regarding increasing in the infrastructure and faculties of the college and hospital staff, paramedical staff, nurses and other staff. On the basis of aforesaid notification number of staff has been increased by the appellant institution, but at the time of fixation of fee, the aforesaid notification has not been considered by AFRC. Therefore, fee as regulated by AFRC for academic session 2024-25 and

2025-26 can be affirmed and fee regulated for academic session 2026-27 may be set aside with a liberty to the institution to apply again for regulation of fee afresh at the relevant time.

3. On the other hand, the respondent supported the impugned order. However, he has fairly submitted that aforesaid notification has not been taken into consideration at the time of regulating fee. Therefore, the matter can be remanded back for fresh calculation of fee on the basis of audited financial data and the aforesaid notification. It is also submitted on behalf of the respondent that for avoiding future loss of the appellant, fee as regulated by AFRC for academic sessions 2024-25 and 2025-26 can be affirmed and the fee regulated for the session 2026-27 can be set aside with a direction to the appellant to apply for new fee regulation for academic session 2026-27.
4. I have heard both the parties. Perused the record.
5. After perusing the record, it is found that the appellant institution filed a Writ Petition No. 38324/2025 before the Hon'ble High Court of Madhya Pradesh stating therein that an appeal filed by it is pending before this Authority and on this ground the Hon'ble High Court passed some direction to this Authority also. After going through the record, it was found that neither the appeal was filed by the appellant nor it was pending before this Authority. In this view, it is apparent that the institution produced false information before the Hon'ble High Court.
6. Under such a situation, in view of this Authority, the impugned order passed by AFRC relating to academic session 2026-27 is hereby set aside. While, order passed for academic sessions 2024-25 and 2025-26 is affirmed. The respondent is directed to regulate the fee for the appellant institution afresh for academic sessions 2026-27, when occasion arises, after considering all the necessary documents and giving opportunity of hearing to the appellant.

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

**(Justice Prakash Chandra Gupta)**  
**Appellate Authority**

