

**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. 84/2025

**Sendhwa Homoeopathic Medical College Hospital,
Badwani
Muser372845**

..... Appellant

V E R S U S

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

..... Respondent

ORDER

(Date: 9th 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 08/09/2025, whereby the fee for the appellant institute was fixed at Rs. 69,600/- per student per year for B.H.M.S. course being run by it, for three academic sessions 2025-26, 2026-27 and 2027-28.
2. It is submitted on behalf of the appellant that due to mistake he had not uploaded a letter dated 17.06.2025 issued by Medical Assessment and Rating Board for Homoeopathy on portal of AFRC, whereby sanctioned intake of students has been reduced to 70 seats from 100 seats. Therefore, the AFRC has regulated fee as per earlier sanctioned intake of 100 students. Regulated fee is at very lower side and the appellant will suffer difficulty to run the institution properly. Therefore, it is prayed that the fee may regulated on the basis of amended sanctioned intake of student i.e. 70 seats.
3. On the other hand, the respondent supported the impugned order by submitting that the aforesaid letter had not been uploaded by the appellant

on its portal at the relevant time. Therefore, fee has been regulated on the basis of earlier sanctioned intake and that was 100 seats.

4. I have heard both the parties. Perused the record.
5. After considering all the above facts and circumstances, in view of this Authority, the fee has been regulated by the respondent on the basis of earlier sanctioned intake of students that was 100 seats per year for B.H.M.S. course for 4.5 years. The appellant presented order dated 17.06.2025 issued by Medical Assessment and Rating Board for Homoeopathy before this Authority. On perusal of the aforesaid letter, it is apparent that earlier sanctioned intake for institution was 100 seats, which was reduced to 70 seats. However, the appellant has committed error to not upload the aforesaid letter on the portal of the respondent, but the prima-facie, the letter appears to be genuine. Therefore, in view of this Authority, this appeal is liable to be partly allowed.
6. In view of the above, the impugned order is set aside and the matter is remanded back to AFRC for passing order afresh on the basis of the aforesaid letter dated 17.06.2025, within 15 days.

Accordingly, this appeal stands disposed of.

(Justice Prakash Chandra Gupta)
Appellate Authority