

 **GONDWANA UNIVERSITY GADCHIROLI**

**Direction No. 216 of 2016.**

**Qualifications, recruitment, terms of office, duties and condition of service of the Registrar, the Controller of Examinations, the Librarian of the university library and the Finance and Accounts officer of the university, Direction, 2016.**

(Issued under provision of sub-section (8) of section 14 of the Maharashtra universities Act, 1994.)

Whereas, the Maharashtra universities Act, 1994, has come into force with effect from 21<sup>st</sup> july, 1994 i.e. Maharashtra Act No.XXXV of 1994;

**AND**

Whereas, the above mentioned Act has been made applicable to the Gondwana university, Gadchiroli by the Maharashtra Government from the date of its establishment;

**AND**

Whereas, sub-section (8) of section 51 of the above mentioned Act provides that qualification, recruitment, terms of office, duties and conditions of service of offices of the university are the matters to be provided by the statute;

**AND**

Whereas, the Registrar, the controller of Examinations, the Librarian of the university Library and the Finance and Accounts officer are the other officers of the university as provided under section 10 of above mentioned Act;

**AND**

Whereas, sub-section (3) of section 17 of the above mentioned Act provides that the qualifications and experience for the purpose of selection of the Registrar shall be as laid down by the University Grants Commission and approved by the State Government;

**AND**

Whereas, clause ( c ) of sub-section(1) of section 18 of the above mentioned Act, provides that the qualifications and experience for the purpose of selection of the controller of Examinations shall be such as may be prescribed;

**AND**

Whereas, definition of the word "Prescribed" is provided under sub-section (24) of section 2 of the above mentioned Act is as follows :-

"Prescribed " means Prescribed by Statutes or Ordinances or Regulations, as the case may be, made by or under this Act."

**AND**

Whereas, sub-section (2) of section 19 of the above mentioned Act provides that qualifications, emoluments, and terms & conditions of service of the Librarian shall be as recommended by the University Grants Commission and approved by the State Government;

**AND**

Whereas, clause (b) of sub-section (1) of section 20 of the above mentioned Act provides that the Finance and Accounts officer shall be appointed by the Management Council either by nomination or by obtaining the services of a suitable officer on deputation from the Government of India or the State Government;

**AND**

Whereas, sub-section (10) of section 14 of the above mentioned Act, provides that the Vice-Chancellor shall be the appointing and disciplinary authority for the officers of the university of the rank of Assistant Registrar and of the rank equivalent thereto and above;

**AND**

Whereas, clause (b) of sub-section (1) of section 79 of the above mentioned Act, provides constitution of the selection committee for making recommendations of suitable candidates for appointment to the posts of Registrar, Controller of Examinations, Finance and Accounts officer and Librarian;

**AND**

Whereas, Direction No. 154 of 2013 dated 8/2/2013 and 159 of 2013 dated 20/4/2013 were issued by the Vice-chancellor under provision of sub-section (8) of section 14 of the above mentioned Act, in respect of Direction regarding mode of Appointment, Qualifications, powers, duties and service conditions of the Finance and Accounts officer;

**AND**

Whereas, Direction Nos. 155 of 2013 dated 11/2/2013 and 160 of 2013 dated 20/4/2013 were issued by the Vice-chancellor under provision of sub-section (8) of section 14 of the above

mentioned Act, in respect of Direction regarding mode of appointment, qualifications, powers, duties and service conditions of the controller of Examinations;

**AND**

Whereas, Direction Nos. 153 of 2013, 155 of 2013, 159 of 2013 and 160 of 2013 are not converted into the statutes by placing the Draft of Statutes relating to them before such authorities for consideration and for passing the Statutes;

**AND**

Whereas, no Statutes are passed by the senate of the university relating to qualifications, recruitments, terms of office, duties and condition of service of the Registrar and the Librarian of the university Library;

**AND**

Whereas, no Directions are issued by the Vice-chancellor under provision of sub-section (8) of section 14 of the above mentioned Act, regarding qualifications, recruitments, terms of office duties and conditions of services of the Registrar and the Librarian of the university Library;

Whereas, Department of Higher and Technical education in Maharashtra Government, Mumbai 400 032 Vide No. Sankirna 2012/(9/12)UE-1, on 16<sup>th</sup> March, 2013 has issued Government resolution, mentioning qualifications and experience in the preamble for direct recruitment to the post of Registrar, Controller of Examinations and Finance and Accounts officer of the universities, directing the universities as follows :-

“ While direct recruitment to the posts of the Registrar, the Controller of Examinations and the Finance and Accounts officer in the university, the Deputy Registrar/equivalent university administrative officer fulfilling prescribed eligibility conditions be preferred for their selection to the post(s).”;

**AND**

Whereas, because of the uniformity in the qualifications and experience for recruitments to the posts of the Registrar, the Controller of Examinations and the Finance and Accounts officer, the provisions made under Direction Nos. 154 of 2013, 155 of 2013, 159 of 2013 and 160 of 2013, in this regard, are become inconsistent with the prescribed qualifications and experience mentioned in the Government resolution No. Sankirna 2012/(9/12) UE-1 dated 16<sup>th</sup> March, 2013;

**AND**

Whereas, the Vice-chancellor has issued Direction No. 189 of 2016 dated 10/3/2016 in respect of University Grants Commission Regulations on Minimum qualifications for appointment of teachers and other academic staff in the university and colleges and measures for the