



सत्यमेव जयते

GOVERNMENT OF MAHARASHTRA  
**LAW AND JUDICIARY DEPARTMENT**

# **Maharashtra Act No. XLI of 1983.**

## **The Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983.**

*(As modified up to the 6<sup>th</sup> July, 2015)*

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THE MAHARASHTRA AGRICULTURAL UNIVERSITIES (KRISHI  
VIDYAPEETHS) ACT, 1983.

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MAHARASHTRA ACT No. XLI OF 1983<sup>1</sup>

[THE MAHARASHTRA AGRICULTURAL UNIVERSITIES (*Krishi Vidyapeeths*)  
ACT, 1983.]

(This Act received the assent of the Governor on 22nd day of August 1983 ; assent first published in the *Maharashtra Government Gazette* on the 24th August 1983).

(Amended by Mah. 12 of 1988.)

An Act, to consolidate and amend the law relating to the four Agricultural Universities in Maharashtra

WHEREAS it is expedient to consolidate and amend the law relating to the four Agricultural Universities in the State of Maharashtra ;

AND WHEREAS it has now been decided to have a common law for the better governance of the four Agricultural Universities in Maharashtra and for more efficient administration and financial control and better organisation of teaching, research and extension education in those Universities ;

AND WHEREAS, in accordance with decision aforementioned, it is now found expedient to reconstitute the four Agricultural Universities in Maharashtra to provide better facilities for education in agriculture and allied matters and in particular for the development of agricultural sciences and for carrying out or undertaking such schemes or activities to help and support the Agricultural Development Programmes and extension education and such other activities of Government, as the State Government may, from time to time, direct and for matters connected with or incidental to any of the purposes aforesaid ;

It is hereby enacted in the Thirty-fourth Year of the Republic of India as follows :—

CHAPTER I

PRELIMINARY

1 (1) This Act may be called the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983. Short title and commencement.

(2) It shall come into force on such date<sup>2</sup> as the State Government may, by notification in the *Official Gazette*, appoint. Definitions.

2. In this Act, unless the context otherwise requires,—

(a) "affiliated college" means a college, which is under the management of any authority other than a University, and is affiliated or deemed to be affiliated to the University ;

(b) "agriculture" includes the basic and applied sciences (including technology) relating to soil and water management, crop husbandry (including control of plant, pests and diseases), horticulture, agricultural engineering, animal husbandry, dairying, veterinary, fisheries, marine biology, forestry and also home science, co-operation and marketing relating to agriculture ;

(c) "constituent college" means a college, which is under the direct management of a University, whether located at the headquarters or elsewhere in the University area ;

(d) "corresponding University" in relation to an existing University, means the body corporate specified against such existing University in column (2) of the Schedule ;

<sup>1</sup> For Statement of Objects and Reasons. See 'Maharashtra Government Gazette' Extraordinary, Part V, dated the 14th December 1981 at pages 689-691.

<sup>2</sup> 7th November 1983 (*vide* G.N., A. and C. D., No. AGU.-2283/41919/CR-166/19-A, dated 7th November 1983).

(e) "Department" means a department designated as such by the State, with reference to a subject or group of subjects ;

(f) "existing University" means a University specified in column (1) of the Schedule ;

(g) "extension education" means the educational activities concerned with the training of the farmers and home makers and other groups serving agriculture, in improved agricultural practices and the various phases of scientific technology related to agriculture and agricultural production and marketing. It includes the work which may be done through meetings, demonstrations and other methods for teaching improved agricultural practices and the training of workers required for the conduct of these educational activities ;

(h) "Head of Department" means the academic staff member principally responsible for teaching, research and extension education in a Department ;

(i) "other Backward Classes" means the castes which have been declared as belonging to other Backward Classes or which may be declared hereafter by the State Government as belonging to such Classes, from time to time, by notification in the *Official Gazette* ;

(j) "prescribed" means prescribed by the Statutes ;

(k) "Principal" means the head of a college, post-graduate centre or other recognised institution ;

(l) "recognised institution" means an institution for research or specialized studies, other than an affiliated or constituent college, and recognised or deemed to be recognised as such by a University and includes any institution for lower agricultural education, such as an agricultural school, or *gramsevak* training centre, which is under the direct management of the University, or which is recognised or deemed to be recognised as such by the University ;

(m) "rules" means the rules made by the State Government under this Act ;

(n) "Schedule" means the Schedule to this Act ;

(o) "Scheduled Castes" means such castes, races or tribes or parts of or groups within, such castes, races or tribes as are deemed to be Scheduled Castes in relation to the State of Maharashtra under article 341 of the Constitution of India, and for the purposes of this Act, includes *Nav-Buddhas* ;

(p) "Scheduled Tribes" means such tribes or tribal communities or parts of, or groups within, such tribes or tribal communities as are deemed to be Scheduled Tribes in relation to the State of Maharashtra under Article 342 of the Constitution of India residing in any part of the State of Maharashtra and, for the purposes of this Act, includes Denotified and Nomadic Tribes ;

(q) "State Council" means the Maharashtra Council of Agricultural Education and Research constituted under this Act ;

(r) "Statutes" and "Regulations" mean, respectively, the Statutes and the Regulations of the University made or deemed to be made under this Act ;

(s) "University" means a University constituted under this Act ;

(t) "University area", in relation to any University specified in column (2) of the Schedule, means the area specified against it in column (3) of the Schedule ;

(u) "University campus", in relation to a University, means the area of the University at its headquarters, which was immediately before the commencement of this Act, defined as the University campus of the existing University, or as may, from time to time, be defined as the University campus by the State Government by notification in the *Official Gazette*.

## CHAPTER II

## UNIVERSITIES

3. (1) (a) In relation to each of the existing Universities specified in column (1) of the Schedule, with effect from the commencement of this Act, the corresponding University specified against it in column (2) of the Schedule, with the same name, is hereby constituted under this Act. Incorporation of Universities.

(b) The Chancellor, the Pro-Chancellor, the Vice-Chancellor, the first members of the Executive Council and the Academic Council of each of the Universities specified in column (2) of the Schedule, and all persons who are deemed to be or may hereafter become or be elected, nominated, appointed or co-opted as such Executives, officers or members of the respective University, are hereby constituted and declared to be the successor body corporate, with the same name as specified in column (2) of the Schedule, and with perpetual succession and a common seal and shall by the same name sue and be sued.

(c) The areas specified against the name of each University in column (3) of the Schedule shall be the University area and the place specified against it in column (4) of the Schedule shall be the headquarters of the University.

(2) Notwithstanding anything contained in sub-section (1), the State Government may, at any time, by notification in the *Official Gazette*, direct that any University shall have its headquarters at the place other than that specified against it in column (4) of the Schedule.

(3) Each University shall be competent to acquire and hold property, both movable and immovable, to lease, sell or otherwise transfer or dispose of any movable or immovable property, which vests in or be acquired by it, for the purposes of the University, and do all other things necessary for the purposes of this Act :

Provided that no such lease, sale or transfer of immovable property shall be made without the prior consent of the State Government.

(4) Notwithstanding anything contained in this Act, having regard to the interest of the State as a whole, the State Government may, by notification in the *Official Gazette*, entrust any specialised research programme in any University area to any other University, even though such a programme is not carried on or situated within the area of such University, for such period, and subject to such terms and conditions as may be specified in such notification.

4. (1) Each University shall be deemed to be established and incorporated for the following purposes, namely :— Objects and medium of instruction and examination of University.

(i) providing for education in agriculture and allied sciences and humanities ;

(ii) furthering the advancement of learning and research in agriculture and allied sciences ;

(iii) undertaking and guiding extension education programmes, including establishment of *Krishi Vidyan Kendras* and organising district level farmers' *Melawas*, from time to time, for the improvement and development of the standard of agriculture and agriculturists in the State ;

(iv) integrating and co-ordinating the teaching of subjects in the different Faculties of the University ;

(v) co-ordinating agricultural education, research and extension education activities ;

(vi) teaching and examining students in such manner, and conferring such degrees, diplomas, certificates and other academic distinctions, as the University may deem fit ;

(vii) providing integrated agricultural education activities at all levels for maximum effectiveness and at minimum cost ;

(viii) such other purposes, not inconsistent with the foregoing provisions of this Act, which the State Government may, by notification in the *Official Gazette*, specify in this behalf.

(2) The University shall endeavour to promote the use of Marathi as the medium of instruction and examination :

Provided that, English may be the medium of instruction and examination in such subjects, and for such period or periods, as may, from time to time, be prescribed by the Statutes.

Admissions to University and concessions for certain classes. 5. Each University shall be open to all persons, who or whose parents have resided in the State of Maharashtra for not less than three years, during the period of ten years immediately preceding the date on which admission is sought, and no person shall be excluded from admission to any degree, diploma, certificate or other academic distinction or course of study on the ground only of religion, race, caste, sex or place of birth or political or other opinion :

Provided that, the University may, subject to the previous sanction of the State Government, reserve certain seats for purposes of admission, as students in any college or institution maintained or controlled by the University for the following classes of persons, namely :—

(i) the Scheduled Castes and Scheduled Tribes ;

(ii) the Other Backward Classes ;

(iii) agriculturists, and those children of agriculturists who possess the prescribed minimum qualifications or experience in agriculture ;

(iv) persons who and whose parents have not resided in the State at least for three years during the period of ten years immediately preceding the date on which admission is sought ;

(v) children of freedom fighters ;

(vi) displaced persons as defined in the Maharashtra Resettlement of Project Displaced Persons Act, 1976, and their children ;

[(vii) children of defence personnel ;

(viii) students passing qualifying examination from the school or institution situated within a University area : ] ;

Provided further that, the University may, subject to like sanction, also grant to persons falling under all or any of the categories (i), (ii), (iii), (v) and (vi) in the last preceding proviso, exemptions from payment of such fees or boarding, lodging or other charges, or from all fees and charges, or provide for such special scholarships, as it may deem fit :

2 [Provided also that, nothing] in this section shall require the University to admit to any course of study any person who does not meet the prescribed academic standards for admission to such course or to retain on the rolls of the University persons whose academic records are below the minimum standards required for the award of a degree or whose personal conduct is such as to be prejudicial to the purposes of the University or to the rights and privileges of other students and academic staff members :

Provided also that, nothing in this section shall require the University to admit to any course of study, students larger in number than, or with academic or other qualifications lower than, those prescribed.

<sup>1</sup> These clauses were inserted by Mah. 12 of 1988, S. 2(a).

<sup>2</sup> These words were substituted for the words " Provided further that nothing " *ibid*, S. 2.(b).

*Explanation.*—For the purposes of this section, “agriculturist” means a person who as an owner or tenant holds agricultural land, and whose main income is derived from personal cultivation of land, and includes any person whose principal means of livelihood is manual labour on agricultural land.

6. Subject to the provisions of this Act, each University shall have the following powers and functions, namely :— Powers and functions of University.

(i) to provide for instructions in agriculture and allied sciences and in such other branches of learning as the University may deem fit;

(ii) to make provision for conduct of research and dissemination of the findings of research and technical information through extension education programmes;

(iii) to institute courses of study and to hold examinations for and to confer degrees, diplomas, certificates and other academic distinctions on persons who have,—

(a) pursued a course of study as prescribed, or

(b) carried out research in the University or in an institution recognised in this behalf by the University as may be prescribed;

(iv) to institute degrees, diplomas, certificates and other academic distinctions;

(v) to confer honorary degrees and other distinctions as may be prescribed;

(vi) to provide lectures and instructions for field workers, farmers and other persons not enrolled as regular students of the University and to grant certificates to them as may be prescribed;

(vii) to establish and maintain laboratories, libraries, research stations, institutions, demonstration centres, museums and aquariums for teaching, research and extension education and such other facilities as may be deemed appropriate for University students and employees;

(viii) to institute and maintain colleges, schools, centres, home science wings, workshop wings and other institutions relating to agriculture and allied sciences and hostels thereof;

(ix) to supervise and control the residence, conduct and discipline of the students of the University and to make arrangements for promoting their health and welfare;

(x) to institute teaching, research and extension education posts required by the University and to appoint persons to such posts;

(xi) to create administrative ministerial and other posts and to appoint persons to such posts;

(xii) to institute and award fellowships, scholarships and prizes in accordance with the Statutes;

(xiii) to fix, demand and receive such fees and other charges as may be prescribed;

(xiv) to co-operate with other Universities and Government Departments in such manner and for such purposes as the University may determine;

(xv) to make provision for consumers' co-operative societies to serve the needs of students and staff of the University and of the colleges and institutions under its control;

(xvi) to do all such acts and things, whether incidental to the powers and functions or not, as may be requisite in order to further the objects of the University;

Duties of university to help agricultural development programmes of government.

7. It shall be the duty of each University to carry out or undertake the production of such breeder and foundation seeds, survey for estimating cost of production of such agricultural commodities, participation in such training and visit systems of extension and such other schemes and activities to help and support the Agricultural Development Programmes or activities of Government, as the Pro-Chancellor, under intimation to the Chancellor may, from time to time, direct the University to carry out or undertake within such period as may be specified in the direction.

For failure to comply with directions under section 7, as to some lands vested in the University.

8. If, in the opinion of the State Government, any University does not undertake adequate agricultural production on the lands vested in it, in accordance with the directions issued under section 7, the State Government may, by notice, call upon the University to show cause, within a specified period, why the lands vested in it as specified in the notice, should not be resumed by the State Government. After considering the cause, if any, shown by the University, the State Government may, without prejudice to any other action which may be taken under this Act, by order, resume all or any of the lands specified in the notice from the University and carry out or undertake its development programmes or activities thereon, whether by itself or through any agency specified by it in this behalf.

Prohibitions or award of degree, etc. in Agriculture, Veterinary Science and Fisheries by non-agricultural University.

9. Notwithstanding anything contained in any Act relating to the establishment of any non-agricultural University in the State, no such University shall be competent to award any degrees, diplomas, certificates or other academic distinctions in Agriculture, Veterinary Science and Fisheries.

Transfer of certain institutions to Government.

10. If, in the opinion of any University, any college, research institution, schools, centre, activity or other institution transferred to and vesting in it is surplus to its requirements, the University may request the State Government that the same may be taken over by the State Government. Upon such request, the State Government may, by notification in the *Official Gazette*, direct that such institution shall, from such date and subject to such terms and conditions (including those relating to the employees serving therein or thereunder) as may be specified in the notification cease to vest in the University and pass to, and be maintained by, the State Government; and thereupon all properties and assets and liabilities of the University in relation to such institution shall stand transferred to, and vest in, the State Government. The conditions of service of the employees, if any, transferred to the State Government along with the institution shall not be less favourable than those applicable to them immediately before such transfer.

Inspection and inquiry.

11. (1) The Chancellor shall have the right to cause an inspection to be made, by such person or persons or body of persons, as he may direct, of any University, its buildings, farms, laboratories, libraries, museums, workshops and equipments of any college, institution or hostel maintained, administered or recognised by the University and of the teaching and other work conducted by or on behalf of the University or under its auspices and of the conduct of examinations or other functions of the University, and to cause to inquiry to be made in like manner regarding any matter connected with the administration or finances of the University.

(2) The Chancellor shall, in every case, give due notice to the University of his intention to cause an inspection or inquiry to be made, and the University shall be entitled to appoint a representative, who shall have the right to be present and to be heard at the inspection or inquiry.

(3) After an inspection or inquiry has been caused to be made, the Chancellor may address the Vice-Chancellor on the result of such inspection or inquiry and the Vice-Chancellor shall communicate to the Executive Council the views of the Chancellor and call upon the Executive Council to communicate to the Chancellor through him its opinion thereon within such time as may have been specified by the Chancellor. If the Executive Council communicates its opinion within the specified time limit, after taking into consideration that opinion, or where the Executive Council fails to communicate its opinion in time, after the specified time limit is over, the Chancellor may proceed and advise the Executive Council upon the action to be taken by it, and fix a time limit for taking such action.

(4) The Executive Council shall, within the time limit so fixed, report to the Chancellor through the Vice-Chancellor the action which has been taken or is proposed to be taken on the advice tendered by him.

(5) The Chancellor may, where action has not been taken by the Executive Council to his satisfaction within the time limit fixed, and after considering any explanation furnished or representation made by the Executive Council, issue such directions, as the Chancellor may think fit, and the Executive Council and other authority concerned shall comply with such directions.

(6) Notwithstanding anything contained in the preceding sub-sections if at any time the Chancellor is of the opinion that in any matter the affairs of the University are not managed in furtherance of the objects of the University or in accordance with the provisions of this Act and the Statutes and Regulations or that special measures are desirable to maintain the standards of University teaching, examinations, research, extension education, administration or finances, the Chancellor may indicate to the Executive Council through the Vice-Chancellor any matter in regard to which he desires an explanation and call upon the Executive Council to offer such explanation within such time as may be specified by him. If the Executive Council fails to offer any explanation within the time specified or offers an explanation which, in the opinion of the Chancellor, is not satisfactory, the Chancellor may issue such directions as appear to him to be necessary, and the Executive Council and other authority concerned shall comply with such directions.

(7) The Executive Council shall furnish such information relating to the administration and finances of the University as the Chancellor may from time to time require.

(8) The Executive Council shall furnish to the State Government such returns or other information with respect to the property or activities of the University as the State Government may from time to time require.

### CHAPTER III

#### MAHARASHTRA COUNCIL OF AGRICULTURAL EDUCATION AND RESEARCH

12. (1) For the purposes of effective co-ordination in the activities of all Agricultural Universities in the State, particularly in relation to teaching, research, extension education and other matters of common interests and for having periodical evaluation of the functioning of the Universities and supervision over the Universities and their academic and financial activities and programmes, the State Government shall constitute a Council to be called "the Maharashtra Council of Agricultural Education and Research".

Constitution  
of State  
Council and  
its powers  
and  
functions.

(2) (a) The Minister for Agriculture, Maharashtra State, shall be the Chairman of the State Council.

(b) The State Government may appoint a person who in its opinion, has expertise in any aspect of agricultural development, to be the Vice-Chairman of the Council.

(c) The Council shall consist of the following other members, namely:—

(i) the Vice-Chancellors of the Agricultural Universities in the State as *ex-officio* members;

(ii) the Chief Secretary to Government and the Agriculture, Finance and Planning Secretaries to Government as *ex-officio* members;

(iii) one representative of the Indian Council of Agricultural Research to be appointed by the State Government;

(iv) four non-official members of the Executive Councils concerned to be appointed by the State Government, one from each Agricultural University area;

(v) one member to be appointed by the Chancellor;

(vi) two agricultural scientists to be appointed by the State Government;

(vii) the Member-Secretary, a whole-time Officer, to be appointed by the State Government.

(3) Without prejudice to the generality of the provisions of sub-section (1), the Council shall have the following powers and functions, namely:—

(a) to approve the annual plans of the Universities and the schemes forming part of such plans;

(b) subject to the provisions of section 54, to approve the annual financial estimates of the Universities;

(c) to grant approval to any proposals by the Universities for reappropriation of budget grants;

(d) to grant permission to the Universities for starting any new faculties, courses or disciplines or departments, as well as introduction of additional elective subjects for any curriculum;

(e) to grant administrative approval to any building proposed to be constructed by any University, the cost of which is estimated to be three lakhs rupees or more;

(f) to grant administrative approval to any equipment proposed to be purchased by any University, the cost of which is estimated to be five lakhs rupees or more;

(g) to review, from time to time, the work done in the Universities relating to agricultural education, teaching, research and extension education programmes including the work connected with animal husbandry, horticulture, forestry, dairy science and food technology and fisheries with a view to achieving effective co-ordination in the activities of the Universities and to give them suitable guidance and directions;

(h) to apprise the Chancellor of the functioning of the Universities in the light of the periodical evaluation made by it;

(i) to move the State Government to release funds to the Universities, both Plan and Non-Plan, at such intervals as may be found necessary, on the basis of the decisions taken by the Councils;

(j) to advise the State Government on any matters relating to the activities of the Universities, which may be referred to it by the State Government;

(k) to exercise such other powers and to discharge such other function as are incidental to or requisite to give effect to the provisions of this Act.

(4) (a) The Council, in the exercise of its powers and the discharge of its functions, shall have the power to issue necessary directions to the Universities, under intimation to the Chancellor, which shall be final and binding on the Universities.

(b) It shall be the duty of the Vice-Chancellor concerned to ensure that such directions are promptly and properly implemented, and for this purpose the Vice-Chancellor shall have and exercise all the necessary powers as provided in sub-section (6) of section 18.

(5) (a) The Vice-Chairman shall receive such honorarium and allowances as the State Government may determine.

(b) The emoluments and other conditions of service of the Member-Secretary shall be such as the State Government may determine.

(c) Every non-official member shall receive such allowances for the purpose of meeting personal expenditure incurred in attending the meetings of the Council or for attending to any other business of the Council as such member, as the State Government may determine.

(6) The Council shall, in conducting its business, determine such procedure as it deems fit.

(7) The Council shall have the power to act, notwithstanding any vacancy in the membership thereof or any defect in the constitution thereof.

## CHAPTER IV

### OFFICERS OF THE UNIVERSITIES

13. The personnel of each University shall be classified under one of the following categories :—

(a) Executives, Academic Officers and other Officers who have the administrative authority and who are designated as such by or under this Act or by the Statutes.

(b) Academic staff members who have duties of an academic nature, such as teaching, research and extension education and who hold professional rank of Professor, Associate Professor, Assistant Professor, Lecturer or Demonstrator or the like as may be designated by or under this Act or by the Statutes.

(c) Ministerial staff members who are in the service of the University and not included in the categories (a) and (b) above.

14. The following shall be the Executives, Academic Officers<sup>1</sup> [Other Officers, Executives, Academic and other Officers] of each University, namely :—

(a) Executives

(i) The Chancellor.

(ii) The Pro-Chancellor.

(iii) The Vice-Chancellor.

<sup>1</sup> These words were substituted for the words "and other Officers" by Mah. 12 of 1988, S. 3(a).

## (b) Academic Officers

- (iv) The Director of Instruction.
- (v) The Director of Research.
- (vi) The Director of Extension Education.
- (vii) The Deans of Faculties.
- (viii) The Associate Deans.

## (c) Other Officers

- (ix) The Registrar.
- (x) The Comptroller.
- (xi) The Director of Students' Welfare.
- (xii) The Librarian.

<sup>1</sup> [(d) Officers declared by Statutes]

- (xiii) Such other persons as may be declared by the Statutes to be the Academic Officers or Other Officers of the University :

<sup>2</sup> [Provided that, the same person may be appointed to more than one post in the category of Academic Officers or Other Officers or Officers declared by Statutes :

Provided further that, in the category of Academic Officers or Other Officers or Officers declared by Statutes, any of the posts may be filled or may not be filled at any time.]

hancellor. 15. (1) The Governor of Maharashtra, shall be the Chancellor of each of the Universities.

(2) The Chancellor shall, by virtue of his office, be the head of the University and shall, when present, preside at any convocation of the University.

(3) The Chancellor may call for his information any papers relating to the administration of the affairs of the University and such requisition shall be complied with by the University.

(4) Every proposal to confer any honorary degree shall be subject to confirmation by the Chancellor.

(5) The Chancellor may, by order in writing, annul any proceeding of any officer or authority of the University, which is not in conformity with this Act, the Statutes or the Regulations, or which is prejudicial to the interest of the University :

Provided that, before making any such order, he shall call upon the officer or authority to show cause why such an order should not be made, and if any cause is shown within the time specified by him in this behalf, he shall consider the same.

(6) The Chancellor shall exercise such other powers and perform such other duties as are laid down by this Act.

Pro-Chancellor. 16. (1) The Minister for Agriculture, Maharashtra State, shall be the Pro-Chancellor of each of the Universities and shall in the absence of the Chancellor preside over the convocation of the University.

(2) The Pro-Chancellor may call for his information any papers relating to the administration of the affairs of the University and such requisition shall be complied with by the University.

(3) The annual programme of work of the University shall be referred to the Pro-Chancellor for his information and any suggestion made by him shall be considered by the Executive Council.

<sup>1</sup> This heading was inserted by Mah. 12 of 1988, S. 3 (b).

<sup>2</sup> These provisos were substituted for the original provisos, *ibid*, S. 3 (c).

(4) He shall also exercise such powers and perform such duties of the Chancellor as the Chancellor may by order in writing delegate to the Pro-Chancellor and such delegation may be subject to such restrictions and conditions as may be specified in such order.

17. (1) The Vice-Chancellor of each University shall be appointed in accordance with the provisions of this sub-section. For the selection of the Vice-Chancellor, the Chancellor shall constitute a Committee of three persons, one of whom shall be the Director-General, Indian Council of Agricultural Research, one person nominated by the Chancellor and one non-official member of the Executive Council of the concerned University nominated by that Executive Council. The Chancellor shall also appoint one of the three as the Chairman of such Committee. The Committee shall prepare a panel of not less than three persons who, in the opinion of the Committee, are suitable to hold the post of the Vice-Chancellor and shall submit this panel to the Chancellor. The Chancellor may select one of the persons from such panel for the post of the Vice-Chancellor and appoint the person to such post. If the Chancellor does not approve any of the persons in the panel or if the person selected by the Chancellor for the post of Vice-Chancellor is not willing to accept the office of the Vice-Chancellor, the Chancellor may require the above-mentioned Committee to prepare a fresh panel.

(2) The Chancellor shall proceed to constitute the Committee mentioned in sub-section (1) well in advance of the expiry of the term of any existing Vice-Chancellor. The Committee shall submit a panel of names to the Chancellor within two months of its constitution. If the Committee fails to submit a panel of names within the period of two months, the Chancellor may proceed to appoint any person whom he deems fit to the office of the Vice-Chancellor.

(3) The Vice-Chancellor shall be a whole time salaried officer of the University.

(4) The Vice-Chancellor shall hold office for a term of five years, which may be extended by the Chancellor in exceptional circumstances to a term not exceeding in the aggregate six months, for reasons which shall be stated in the order extending the term.

(5) The Vice-Chancellor may, after giving three months' notice, resign his office, by tendering his resignation in writing to the Chancellor. The resignation shall take effect on its acceptance by the Chancellor.

(6) (a) The Chancellor may, on the recommendation of the Pro-Chancellor on the ground that the Vice-Chancellor has neglected or without reasonable excuse has failed to carry out his responsibility of implementing the directions issued by the Pro-Chancellor under section 7, or by the State Council under section 12, by order, remove the Vice-Chancellor at any time from office.

(b) If the Vice-Chancellor, in the opinion of the Chancellor, omits or refuses to carry out the provisions of this Act or abuses the powers vested in him and if it appears to the Chancellor that the continuance of the Vice-Chancellor in office is detrimental to the interests of the University, the Chancellor may, after consultation with the concerned Executive Council, by order, remove the Vice-Chancellor at any time from office.

(c) No order under clause (a) or (b) shall be made, unless the Vice-Chancellor has been given a reasonable opportunity of being heard in respect of the action proposed to be taken against him.

<sup>1</sup> [(7) (a) The Vice-Chancellor shall draw such emoluments as the State Government may, from time to time, whether prospectively or retrospectively, determine ;

<sup>1</sup> Sub-section (7) was substituted for the original by Mah. 12 of 1988, S. 4.

(b) The other conditions of service of the Vice-Chancellor shall be such as may be determined by the Statutes and accepted by the Vice-Chancellor at the time of his appointment :

Provided that, the emoluments and other conditions of service shall not be varied to the disadvantage of a Vice-Chancellor during his tenure as Vice-Chancellor].

(8) In the event of the occurrence of a vacancy in the office of the Vice-Chancellor by reason of death, resignation or otherwise, the Chancellor may nominate a Director or a Dean of the University or of any other Agricultural University in the State or any other person to act as Vice-Chancellor, until a regular appointment of Vice-Chancellor is made in accordance with sub-section (1) of this section :

Provided that the period of such interim arrangement shall not exceed six months.

(9) Where any temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, illness or other cause, the Pro-Chancellor shall make such arrangements for carrying on the duties of the office of the Vice-Chancellor, as he may think fit. Until such arrangements are made, the Director or the Dean or any other person nominated by the Pro-Chancellor for that purpose shall carry on the current duties of the office of the Vice-Chancellor :

Provided that, in the case of a temporary vacancy of less than two months, the Vice-Chancellor may by order in writing entrust his duties to any Director or Dean or, in their absence to the Registrar, as a measure of emergency.

Powers and  
duties of  
Vice-Chan-  
cellor.

18. (1) The Vice-Chancellor shall be the principal executive of the University. He shall, in the absence of the Chancellor and Pro-Chancellor, preside at any convocation of the University. He shall be also an *ex-officio* member and Chairman of the Executive Council and the Academic Council. X

(2) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline in the University.

(3) The Vice-Chancellor shall have power to convene meeting of the Executive Council and the Academic Council. X

(4) It shall be the duty of the Vice-Chancellor to ensure that the provisions of this Act and the Statutes and the Regulations are faithfully observed, and he shall have all powers necessary for this purpose. X

(5) The Vice-Chancellor shall be responsible for the proper administration of the University including financial administration and for close co-ordination and integration of teaching, research and extension education programmes.

(6) The Vice-Chancellor shall be responsible for prompt and proper implementation, by the University and its authorities and officers, of the directions issued by the Pro-Chancellor under section 7, and by the State Council under section 12, from time to time, and he shall have and exercise all the powers necessary for this purpose, notwithstanding anything contained in this Act or in the Statutes and Regulations made or deemed to be made under this Act.

(7) The Vice-Chancellor shall manage, through appropriate officers and staff members, the colleges, departments, institutions of specialised studies, laboratories, libraries, museums, hostels and schools maintained by the University, both at the headquarters and outside.

(8) The Vice-Chancellor may call for reports from the colleges, recognised institutions and hostels on all activities of the University, as he deems necessary for the proper functioning of the University. X

(9) The Vice-Chancellor shall supervise and control the residence, conduct and discipline of the students of the University. He shall also make arrangements for

promoting their health and general welfare, in consultation with such Committee as may be prescribed.

(10) The Vice-Chancellor shall have power to appoint such employees of the University as provided in this Act or in the Statutes.

(11) The Vice-Chancellor shall be responsible for the presentation of the annual accounts and the balance-sheet in time to the Executive Council.

(12) The Vice-Chancellor shall hold, control and administer the property and funds of the University.

(13) The Vice-Chancellor shall administer the funds placed at the disposal of the University for specific purposes.

(14) The Vice-Chancellor shall make provision within means available to him and in accordance with the financial estimates sanctioned by the State Council under section 52 for buildings, premises, apparatus and other means needed for carrying on the work of the University.

(15) The Vice-Chancellor shall, with the concurrence of the Executive Council, enter into, vary, carry out, or cancel contracts on behalf of the University in exercise of performance of the powers and duties assigned to it by or under this Act and the Statutes, on the advice of the Legal Committee to be appointed by the Executive Council for the purpose.

(16) In any emergency which, in the opinion of the Vice-Chancellor, requires that immediate action should be taken, he shall, subject to the control of the Pro-Chancellor, take such action which he deems necessary and shall at the earliest opportunity thereafter report his action to the Executive Council and to such other authority or officer as would have in the ordinary course, dealt with the matter.

(17) Where any action taken by the Vice-Chancellor under the last preceding sub-section affects any person in the service of the University to his disadvantage, such person may prefer an appeal to the Executive Council within thirty days from the date on which such person has received notice of the action taken, and the Executive Council shall consider the appeal at its next meeting and shall give its decision within three months from the date of appeal.

(18) Any person aggrieved by the appellate order of the Executive Council may, within thirty days from the date of communication of such order, appeal to the Chancellor, and the decision of the Chancellor on such appeal shall be final.

(19) Subject to the provisions of the preceding sub-sections, the Vice-Chancellor shall give effect to the orders of the Executive Council regarding the appointment, suspension, removal or dismissal of any of the employees of the University.

(20) The Vice-Chancellor shall exercise such other powers and perform such other duties as are laid down under this Act and may be conferred or imposed on him by the Statutes.

19. (1) The Registrar of each University shall be a whole-time salaried officer of the University. He shall be an officer appointed by the State Government on deputation, for such period as the State Government may from time to time, fix. His terms and conditions of service shall be such as the State Government may determine.

(2) The Registrar shall be responsible for the due custody of the records and the common seal of the University. He shall be *ex-officio* Secretary of the Executive Council and the Academic Council and shall be bound to place before them all available information of the business. He shall receive applications for entrance to the University and shall keep a permanent record of all courses, curricular and other information as may be necessary.

(3) The Registrar may by writing under his hand addressed to the Vice-Chancellor resign his office. The resignation shall be delivered to the Vice-Chancellor ordinarily sixty days prior to the date on which the Registrar wishes to be relieved of his office, but the Executive Council may relieve him earlier. The resignation shall take effect from the date of relief.

(4) In the temporary absence of the Registrar on leave for whatever reasons or until the vacancy caused in any other manner is filled, the Vice-Chancellor shall appoint any suitable person temporarily for a period not exceeding three months to act as the Registrar.

(5) The Registrar shall be responsible for maintaining a permanent record of the academic performance of students of the University including the courses taken, grades obtained, degrees awarded, prizes or other distinctions won and any other items pertaining to the academic performance of the students.

(6) The Registrar shall exercise such other powers and perform such other duties as are laid down under this Act or may be conferred or imposed on him by the Statutes or by the Vice-Chancellor.

Comptroller. 20. (1) The Comptroller of each University shall be a whole-time salaried officer of the University. He shall be an officer belonging to the Indian Audit and Accounts Service or the Maharashtra Finance and Accounts Service appointed by the State Government on deputation, for such period as the State Government may, from time to time, fix. His terms and conditions of service shall be such as the State Government may determine.

(2) The Comptroller shall, under the general supervision and control of the Vice-Chancellor, hold and manage the property and investments of the University and shall advise the University as regards its financial policy.

(3) The Comptroller shall—

(a) ensure that no expenditure, not authorised in the budget, is incurred by the University ;

(b) be responsible for ensuring that the expenditures are made as authorised in the budget; when any budget revisions are required in the interest of expediting new programmes, changed requirements or any other reasons, he shall be responsible for preparing the needed revisions and expediting their approval by the concerned authorities ;

(c) disallow any expenditure, which may contravene any provision of this Act or any Statutes made thereunder or for which provision is required to be made by or under this Act or any such Statute ;

(d) propose to the Executive Council that explanation be called for unauthorised expenditure or other financial irregularities in any particular case and recommend disciplinary action against the persons at fault.

(4) The Comptroller may by writing under his hand addressed to the Vice-Chancellor resign his office. The resignation shall be delivered to the Vice-Chancellor ordinarily sixty days prior to the date on which the Comptroller wishes to be relieved of his office, but the Executive Council may relieve him earlier. The resignation shall take effect from the date of relief.

(5) The Comptroller shall exercise such other powers and perform such other duties as are laid down by or under this Act or may be conferred or imposed on him by the Statutes or by the Vice-Chancellor.

21. (1) The Dean of each Faculty of each University shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted under section 58. Deans of Faculties.

(2) The Dean of each Faculty shall be the Chief Executive and Academic officer of the Faculty, responsible to the Vice-Chancellor for its administration.

22. (1) The Dean of each Faculty shall be responsible for the organisation and conduct of teaching, research and extension education work of the Department included in the Faculty, and for that purpose shall pass such orders as may be necessary in consultation with the Head of Department concerned. Duties of Dean of Faculty.

(2) The Dean shall look into and be responsible for the due observance of the Statutes and Regulations relating to the Faculty.

(3) He shall preside over the meetings of the Faculty.

(4) He shall formulate and present policies to the Academic Council for its consideration.

(5) He shall make reports to the Vice-Chancellor on the work of the different Departments of the Faculty.

(6) He shall supervise the registration and progress of the students in the colleges of the Faculty.

(7) He shall be responsible to the Vice-Chancellor for the proper use of buildings assigned to the colleges, schools and research institutions and of the equipment thereof.

(8) He shall prepare the budgets in consultation with the appropriate officers and staff members in the technical area.

(9) Each Dean shall have such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

23. (1) The Director of Instruction of each University shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted under section 58. Director of Instruction.

(2) The Director shall work directly under the Vice-Chancellor and shall be responsible for the due performance of the functions of the colleges and other teaching institutions and shall co-ordinate and guide education in all the constituent and affiliated colleges of the University in close co-operation with the Deans of Faculties and other officers.

(3) The Director shall exercise such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

24. (1) The Director of Research of each University shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted under section 58. Director of Research.

(2) The Director of Research shall work directly under the Vice-Chancellor and shall be responsible for the due performance of functions of the research stations all over the University area and shall co-ordinate all research of the University in close co-operation with the Deans of Faculties and other officers.

(3) The Director shall exercise such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

25. (1) The Director of Extension Education of each University shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted under section 58. Director of Extension Education.

(2) The Director shall work directly under the Vice-Chancellor and shall be responsible for the co-ordination of all extension education programmes of the University in close co-operation with the Deans of Faculties and other officers.

(3) The Director shall exercise such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

Director of  
Students'  
Welfare.

26. (1) The Director of Students' Welfare of each University shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted in accordance with the provisions of the Statutes made in that behalf.

(2) The Director shall work directly under the Vice-Chancellor and shall be responsible for handling all affairs connected with the students, such as accommodation, scholarship and freship opportunities, medical facilities, extracurricular activities, liaison between students and teachers, students counselling, job opportunities, placement of graduates and their other problems.

(3) The Director shall exercise such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

Associate  
Dean.

27. (1) The Associate Dean shall be a whole-time salaried officer of the University and shall be appointed by the Vice-Chancellor on the recommendation of the Selection Committee constituted under section 58.

(2) The Associate Dean shall be responsible for conducting teaching, research and extension education programmes at all levels within the limits of the prescribed region and shall also be the Principal of a constituent college.

(3) The Associate Dean shall exercise such other powers and perform such other duties as are laid down by or under this Act and as may be prescribed.

Power to  
determine  
conditions  
of service  
of Univer-  
sity em-  
ployees.

28. Subject to the provisions of this Act, the designations, qualifications, method of recruitment, pay, allowances and other conditions of service of all employees of each University and their powers and duties shall be such as may, from time to time, be determined by the Statutes and Regulations.

## CHAPTER V

### AUTHORITIES OF THE UNIVERSITIES.

Authorities  
of  
University

29. The following shall be the authorities of each University, namely :—

(i) the Executive Council,

(ii) the Academic Council,

(iii) the Faculties,

(iv) the Boards of Studies,

(v) such other bodies of the University as may be declared by the Statutes to be the authorities of the University.

Executive  
Council.

30. (1) The Executive Council of each University shall be the executive authority of the University and shall consist of the following members, namely :—

(i) The Vice-Chancellor—*Ex-officio* Chairman.

(ii) The Director of Agriculture or an Additional Director of Agriculture.

(iii) The Director of Animal Husbandry or his nominee, not below the rank of Joint Director of Animal Husbandry.

- (iv) The Director of Horticulture or his nominee, not below the rank of Joint Director of Horticulture.
  - (v) The Chief Conservator of Forests or his nominee, not below the rank of Conservator of Forests.
  - (vi) One Director (Instruction, Research or Extension Education) of the University to be nominated by the Vice-Chancellor by rotation.
  - (vii) One Dean to be nominated by the Vice-Chancellor by rotation.
  - (viii) One eminent agricultural scientist, with adequate experience of active research, to be nominated by the Chancellor, in consultation with the Vice-Chancellor.
  - (ix) Three progressive farmers to be nominated by the Pro-Chancellor.
  - (x) One representative from the Indian Council of Agricultural Research.
  - (xi) One Agro-Industrialist to be nominated by the State Government.
  - (xii) Three members of the Maharashtra Legislative Assembly elected by the Assembly, from amongst its members.
  - (xiii) two members of the Maharashtra Legislative Council elected by the Council, from amongst its members.
  - (xiv) The Chairman of Agriculture committees of two *Zilla Parishads* in the University area to be nominated by the Pro-Chancellor.
  - (xv) The Registrar shall be *ex-officio* Secretary of the Executive Council.
- (2) (a) A member who is a representative of the Indian Council of Agricultural Research or who is nominated by the Chancellor or who, being an Agro-Industrialist, is nominated by the State Government, shall hold office for three years.
- (b) A member elected by the Maharashtra Legislative Assembly or the Maharashtra Legislative Council shall cease to be a member of the Executive Council as soon as he ceases to be a member of the electing body.
- (c) The Chairman of the Agriculture Committee of any *Zilla Parishad* who becomes a member of the Executive Council under clause (xiv) of sub-section (1) shall cease to be a member of the Executive Council as soon as he ceases to be Chairman of the said Committee or on the expiry of the period of one year from the date of his appointment to the Executive Council, whichever is earlier.

31. Subject to such conditions as may be laid down by or under this Act or by the Statutes and subject to the superintendence of the State Council, the Executive Council shall exercise the following powers and perform the following duties, namely :—

- (i) to outline broadly what programmes the University should have ;
- (ii) to discuss and review the annual report of the University and make suggestions thereon ;
- (iii) to consider and frame the annual financial estimates of the University and make suggestions thereon ;
- (iv) with the approval of the State Government, to borrow, on the security of University property, moneys for the purposes of the University ;
- (v) to accept, subject to the Statutes, on behalf of the University, bequests, donations and transfers of any movable and immovable property to the University ;
- (vi) to transfer any movable or immovable property on behalf of the University ;
- (vii) to establish and maintain constituent colleges, Departments, hostels, research stations, farms, schools, libraries, laboratories and demonstration centres and other facilities for students and employees ;

(viii) to manage and regulate the finances, accounts and investments of the University ;

(ix) to fix, demand and receive payment of such fees and other charges as may be prescribed ;

(x) to make provision for instruction, teaching and training in such branches of learning and courses of study as it may think fit, for conduct of research and for the advancement and dissemination of knowledge ;

(xi) to grant affiliation to colleges and post-graduate institutions ;

(xii) to approve the academic standards in affiliated colleges and recognised institutions and ensure the observance thereof ;

(xiii) to recognise institutions of higher learning and research and withdraw recognition thereof ;

(xiv) to make provisions for—

(a) extension education of rural people,

(b) in service training of the staff of the University, the concerned Department of Government and the *Zilla Parishads*,

(c) physical and military training,

(d) sports and athletic clubs.

(e) students' welfare ;

(xv) to arrange for and direct the inspection of affiliated colleges and recognised institutions and issue instructions for maintaining their efficiency and for ensuring proper conditions of employment for members of their staff and in case of disregard of such instructions, to recommend modifications of the conditions of their affiliation or recognition or to take such other steps as it may deem proper ;

(xvi) to lay down scales of pay and conditions of employment of members of the staff in affiliated colleges and recognised institutions and to ensure the observance thereof ;

(xvii) to make, amend and repeal the Statutes and Regulations ;

(xviii) to accept, reject or refer back the Regulations to the Academic Council or any other authority ;

(xix) to appoint examiners, fix their remunerations, if any, and to arrange for the conduct of, and for publishing the results of the University examinations and other tests ;

(xx) to appoint such Boards and Committees, whether standing or temporary as it may deem necessary, for the proper functioning of the University and define their constitution, functions and tenure ;

(xxi) to delegate by Regulations any of its powers to the Vice-Chancellor or such officer of the University or Board or Committee appointed by it, as it may deem fit ;

(xxii) to determine the form to provide for the custody and to regulate the use of the common seal of the University ;

(xxiii) to sanction fellowships (including travelling fellowships), scholarships, studentships, medals and prizes ;

(xxiv) to recommend the conferment of degrees, diplomas, certificates and other academic distinctions to the Chancellor ;

(xxv) to sanction honorary degrees or other academic distinctions ;

(xxvi) to make provision for consumers' co-operative societies to serve the needs of the students and staff of the University and of the colleges and institutions under its control ;

(xxvii) to exercise such other powers and perform such other duties as may be conferred or imposed on it by or under this Act and the Statutes ;

(xxviii) to exercise all powers of the University not otherwise provided for in the Act or the Statutes and all other powers which are requisite to give effect to the provisions of this Act or the Statutes.

32. (1) The Executive Council shall meet once in every two months, or more often as may be considered necessary, and on such dates as may be fixed by the Vice-Chancellor. All meetings of the Council shall be held at headquarters of the University, but, with the previous approval of the Chancellor, any meeting may be held at any other place. Meetings of Executive Council.

(2) When a date has been fixed for the meeting of the Executive Council by the Vice-Chancellor under sub-section (1), the Registrar shall give ten clear days' notice in writing to the members of the Council of such meeting.

33. (1) The Academic Council of each University shall serve as an advisory body of the University and shall have the right to advise the Vice-Chancellor and the Executive Council on all academic, research and extension education matters. Academic Council.

(2) The Academic Council shall consist of the following members, namely :—

(i) The Vice-Chancellor—*Ex-officio* Chairman,

(ii) The Director of Instruction,

(iii) The Director of Research,

(iv) The Director of Extension Education,

(v) The Director of Students' Welfare,

(vi) The Deans of Faculties,

(vii) The Associate Deans,

(viii) The Principals of affiliated colleges and recognised institutions,

(ix) The Heads of Departments of the Faculties,

(x) The Chief Research Officers in charge of research stations,

(xi) The Chief Extension Education Officers,

(xii) One academic staff member from each Faculty, other than the Head of the Department, elected by the Faculty.

The Registrar shall be *ex-officio* Secretary of the Academic Council.

(3) The Academic Council may co-opt as members not more than four persons, for such period and in such manner, as may be prescribed, so as to provide adequate representation of different aspects of agriculture and such co-opted members shall have the right to take part in the proceedings of the Council and also to vote like any other members of the Council.

(4) The Academic Council shall meet at least once before the beginning of each trimester or semester.

Powers and  
duties of  
Academic  
Council.

34. (1) Subject to such conditions as may be laid down by or under the provisions of this Act or the Statutes, the Academic Council shall study and make recommendations on the courses of study, curricula, conduct of teaching, research and extension education within the University and the maintenance of the standard thereof.

(2) Without prejudice to the generality of the foregoing provision, the Academic Council shall exercise the following powers and perform the following duties, namely :—

(i) to make proposals for establishment of colleges, departments, research stations, libraries, laboratories, demonstration stations and such other activities necessary in the interest of agricultural improvement ;

(ii) to make recommendations to the Executive Council for the institution of posts of Academic Officers specified in section 14, Professorships, Associate Professorships, Assistant Professorships, Lecturerships, Demonstratorships and posts at research stations including extension education and in regard to their qualifications, duties, emoluments and other conditions of service ;

(iii) to formulate, modify and revise schemes for the constitution or reconstitution of Departments of teaching, research and extension education ;

(iv) to make Regulations relating to courses of study leading to degrees, diplomas and certificates in consultation with the Faculty and Board of Studies concerned ;

(v) to make Regulations regarding the admission of students to the University ;

(vi) to make Regulations regarding the examinations conducted by the University and the conditions on which the students shall be admitted to such examinations ;

(vii) to make recommendations to the Executive Council regarding post-graduate teaching, research and extension education ;

(viii) to make proposals for allocating subjects to the different Faculties ;

(ix) to exercise such other powers and perform such other duties as may be conferred or imposed on it by or under the provisions of this Act and the Statutes.

Faculties.

35. (1) Each University shall constitute all or any of the following Faculties and such other Faculties as may be constituted by the Statutes, from time to time :—

(i) Agriculture (including Agricultural Economics and Animal Husbandry),

(ii) Veterinary Science,

(iii) Agricultural Technology,

(iv) Agricultural Engineering,

(v) Home Science,

(vi) Basic Sciences and Humanities,

(vii) Post-Graduate Studies,

(viii) Lower Agricultural Education,

(ix) Fisheries (including Marine Biology),

(x) Forestry.

The subjects comprising each Faculty shall be determined by the Statutes.

(2) Each Faculty shall, subject to the recommendations of the Academic Council and the approval of the Executive Council, have charge of the teaching courses of study, the research work and the extension education programmes in various disciplines.

(3) There shall be a Dean of each Faculty. He shall be the Chief Academic Officer of the Faculty, responsible for the due observance of the Statutes and Regulations. He shall be *ex-officio* Chairman of the Faculty.

(4) Each Faculty, other than the Lower Agricultural Education Faculty, shall consist of—

- (i) Dean of the Faculty—*ex-officio* Chairman,
- (ii) The Associate Dean in the Faculty,
- (iii) The Heads of Departments,
- (iv) One Professor of each Department, other than the Head of the Department, to be elected by the academic staff members of the Department,
- (v) The Chief Research Officers,
- (vi) The Chief Extension Education Officers,
- (vii) The Principals of affiliated colleges and recognised institutions in the related Faculty,
- (viii) Two Associate Professors, two Assistant Professors and two Lecturers to be elected by the respective groups.

The term of office of elected members shall be three years.

(5) The Faculty of Lower Agricultural Education shall consist of—

- (i) The Dean of the Faculty—*ex-officio* Chairman,
- (ii) Two members representing each prescribed group of lower agricultural education, elected by heads of the institutions in the respective group, from amongst themselves.

The term of office of elected members shall be three years.

(6) A Faculty may co-opt concerned officers of the State Government or of any *Zilla Parishad* as members, whose number shall not be more than four and who shall be chosen for such period and in such manner as may be prescribed, so as to provide adequate representation of extension education workers.

(7) Each Faculty shall meet at least once in a trimester or semester, but sufficiently in advance of the Academic Council meeting, in order that the recommendations of the Faculty can be considered by the Academic Council.

36. Subject to the powers of the Academic Council of taking decisions, the Faculties may consider and make recommendations to the Academic Council on all administrative and technical matters. As far as possible, the Academic Council shall be guided by the relevant Faculty in its decisions. Barring the policy matters, the Dean of each Faculty shall take action on the resolutions adopted by the Faculty, but under intimation to the Vice-Chancellor. Each Faculty may constitute such Boards of Studies, for such subjects, consisting of such members, for such period and in such manner, as may be prescribed. The other powers and duties of the Faculties shall be such as may be prescribed.

## CHAPTER VI

### STATUTES AND REGULATIONS

37. Subject to the provisions of this Act, and the rules made thereunder, the Statutes may provide for all or any of the following matters, namely :—

- (a) the constitution, powers and duties of the authorities of the University, and the declaration of other bodies to be such authorities ;

- (b) the [X. X. \*\*] other conditions of service of the Vice-Chancellor and his powers and duties ;
- (c) the designations, qualifications, method of recruitment, pay, allowances and other conditions of service of various categories of employees of the University, and their powers and duties ;
- (d) the constitution, reconstitution or abolition of Faculties and their powers and duties ;
- (e) the establishment of Departments of Teaching in the Faculties ;
- (f) the institution of pension or provident fund or insurance scheme, or all or any one or more of them, for the benefit of employees of the University ;
- (g) the designations, qualifications, method of recruitment, pay, allowances and other conditions of service of Professors, Associate Professors, Assistant Professors, Lecturers, Demonstrators and other categories of employees of affiliated colleges and recognised institutions, and their powers and duties ;
- (h) registration of graduates and maintenance of a register of registered graduates ;
- (i) recognition of examinations of other Universities or educational institutions, as equivalent to the examinations of the University ;
- (j) any matter which is to be or may be prescribed under this Act ;
- (k) any other matter which is necessary to give effect to the provisions of this Act.

**Statutes** 38. (1) The Executive Council of each University shall make new Statutes in conformity with the provisions of this Act and submit them to the Chancellor for his assent within three months of the commencement of this Act.

(2) The Executive Council may make Statutes or may amend or repeal the Statutes, from time to time, in the manner hereafter in this section provided.

(3) The Executive Council may take into consideration the draft of a Statute either of its own motion or on a proposal by the Vice-Chancellor :

Provided that any Statutes pertaining to the academic matters shall be examined by the Academic Council, before they are considered by the Executive Council.

(4) Every Statute passed by the Executive Council shall be submitted to the Chancellor, who may give or withhold his assent thereto or refer it back to the Executive Council for reconsideration.

(5) No Statute passed by the Executive Council shall be valid or shall come into force until assented to by the Chancellor.

(6) Notwithstanding anything contained in this section, if in the opinion of the State Government, it is necessary to amend any Statute or make a new Statute, the State Government may, with the concurrence of the Chancellor, make an amendment in the Statute or make a new Statute and notify it in the *Official Gazette*.

**Regulations** 39. (1) The Executive Council, the Academic Council and the Faculties may make Regulations, consistent with this Act and the Statutes made thereunder, for all or any of the following matters :—

(a) laying down the procedure to be observed at their meetings (including the quorum required) and the conduct of their business ;

(b) providing for the matters which by this Act or the Statutes have to be provided by Regulations ;

(c) providing for all matters solely concerning such authorities or for matters for which provision is, in the opinion of such authorities, necessary for the exercise of their powers and performance of their duties under this Act or the Statutes.

1. The words "emoluments and" were deleted by Mah. 12 of 1988, s. 5.

(2) Each authority of the University shall make Regulations providing for the giving of notice to the members of such authority of the dates of meetings and of the business to be considered at meetings and for keeping of a record of the proceedings of the meetings.

(3) The Academic Council may, subject to the provisions of the Statutes, and approval of the Executive Council, make Regulations providing for courses of study, system of examinations, and degrees and diplomas of the University, after receiving drafts of the same from the Faculty concerned.

(4) Any draft of the Regulations received from the Faculty may be approved by the Executive Council with or without any modification, or may be rejected by the Executive Council or may be returned by it to the Faculty for further consideration, together with the suggestions of the Academic Council.

(5) The Executive Council may direct the amendment, in such manner as it may specify, of any Regulation made by any authority under this section or the annulment of any such Regulation, so however that any such amendment or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that Regulation.

## CHAPTER VII

### AFFILIATION AND RECOGNITION

40. (1) After the commencement of this Act, no college or other educational institution in the University area giving instructions at the degree or diploma level in the field of agriculture shall be associated in any way with, or seek admission to any privileges of any University, other than the University established under this Act for that area. Affiliation of colleges and institutions.

(2) Where an affiliated college desires to become a constituent college, the college shall send a letter of application to the Registrar, with its terms and conditions, if any. Such application shall be considered by the Executive Council, and such Council shall recommend to the State Government whether such application should be granted or refused, and if the application be granted subject to what terms and conditions as may be mutually agreed upon between the College and the University. The State Government may, after such inquiries as appears to it to be necessary, grant or refuse the application, subject to such modifications, if any, as it may deem fit to make in the terms and conditions recommended by the Executive Council. If the application is granted, the college shall be a constituent college and shall be taken under direct management by the University, on and from such date as may be specified in this behalf by the State Government by notification in the *Official Gazette*.

41. (1) The Executive Council shall have the power to recognise any institution of research or specialised studies under the management of any authority other than the University as recognised institution for the purpose of providing means of instruction and research to meet partially the requirements of the University for advanced degrees. Recognition of institutions of research and specialised studies and of lower agricultural education.

(2) An institution applying for recognition under this section shall send a letter of application to the Registrar and shall give full information in such letter in respect of the following matters :—

- (a) constitution and personnel of the managing body ;
- (b) subjects and courses in regard to which recognition is sought ;
- (c) accommodation, equipment and the number of students for whom provision has been or is proposed to be made ;

(d) the strength of the staff, their qualifications and salaries and the research work done by them ;

(e) fees levied or proposed to be levied and the financial provision made for capital expenditure on buildings, lands and equipment and for the continued maintenance and efficient working of the institution.

(3) On receipt of a letter under sub-section (2), the Executive Council shall—

(a) direct a local inquiry to be made by a competent person authorised by it in this behalf ;

(b) make such further inquiry as may appear to it to be necessary ;

(c) record its opinion, after consulting the Academic Council, on the question whether the application should be granted or refused, either in whole or in part, stating the results of any inquiry under clauses (a) and (b).

(4) The Executive Council shall also have power to recognise any institution for lower agricultural school or *gramsevak* training centre under the management of any authority other than the University, as recognised institution for the purpose of providing means of instruction in lower level education in agricultural and allied activities. The procedure prescribed in sub-sections (2) and (3) for applying, for and granting or refusing to grant recognition to any institution of research or specialised studies shall apply *mutatis mutandis* for applying for and for granting or refusing recognition to any institution for lower agricultural education.

Inspection of colleges and institutions and reports. 42. (1) Every affiliated college and recognised institution shall furnish such reports, returns and other information as the Executive Council may require to enable it to judge the efficiency and necessity of the college or institution, with respect to the University requirements.

(2) The Executive Council shall cause every such college or institution to be inspected from time to time by one or more competent persons authorised by the Executive Council in this behalf.

(3) The Executive Council may call upon any affiliated college or recognised institution so inspected to take, within a specified period, such action as may appear to it to be necessary in respect of any of the matters referred to in the last two preceding sections.

Withdrawal of affiliation. 43. (1) The rights conferred on a college by affiliation may be withdrawn, in whole or in part, or modified if the college has failed to carry out any of the provisions of sub-section (2) of section 40 or it has failed to observe any of the conditions of its affiliation or it is conducted in a manner which is prejudicial to the interests of agricultural education.

(2) A motion for the withdrawal or the modification of such rights shall be initiated only in the Academic Council. The member of the Council who intends to move such a motion shall give notice of it and shall state in writing the grounds on which it is made.

(3) Before taking the said motion into consideration the Academic Council shall send a copy of the notice and written-statement mentioned in sub-section (2) to the Principal of the college concerned together with an intimation that any representation in writing submitted within a period specified in such intimation on behalf of the college will be considered by the Academic Council :

Provided that, the period so specified may, if necessary, be extended by the Academic Council:

(4) On receipt of the representation or on the expiry of the period referred to in sub-section (3), the Academic Council, after considering the notice of motion, statement and representation and after such inspection by any person authorised in this behalf by the Academic Council as it deems fit, shall consider the action to be taken in the matter. If the Academic Council considers that action should be taken for withdrawal of affiliation, in whole or in part, the Academic Council shall pass a resolution for that purpose, stating the grounds for such withdrawal, and make a recommendation to that effect to the Executive Council.

(5) On receipt of such recommendation by the Academic Council, the Executive Council may, after such further inquiry as may appear to it to be necessary, decide whether the affiliation should be withdrawn or not and whether in whole or in part.

44. (1) The rights conferred on an institution by recognition may be withdrawn or suspended for any period by the Executive Council, if the institution has failed to observe any of the conditions of its recognition, or the institution is conducted in a manner which is prejudicial to the interests of agricultural education or research. Withdrawal of recognition.

(2) A motion for such withdrawal or suspension shall be initiated only in the Academic Council. The member of the Council who intends to move such a motion shall give notice thereof and shall state in writing the grounds on which it is made.

(3) Before taking the said motion into consideration, the Academic Council shall send a copy of the notice and written statement mentioned in sub-section (2) to the Head of the institution concerned, together with the intimation that any representation, in writing submitted within a period specified in the intimation, on behalf of the institution will be considered by the Academic Council :

Provided that the period so specified may, if necessary, be extended by the Academic Council.

(4) On receipt of the representation or on the expiry of the period referred to in sub-section (3), the Academic Council, after considering the notice of motion, statement and representation, shall consider the action to be taken in the matter. If the Academic Council considers that action should be taken for withdrawal or suspension of recognition, the Academic Council shall pass a resolution for that purpose, stating the grounds for such withdrawal or suspension, and make a recommendation to that effect to the Executive Council.

(5) On receipt of such recommendation by the Academic Council, the Executive Council may, after such further inquiry as may appear to it to be necessary, decide whether the recognition should be withdrawn or be suspended for a specified period.

## CHAPTER VIII

### TEACHING, RESEARCH AND EXTENSION EDUCATION.

45. (1) Each University shall establish at its headquarters, within the University campus, all or any of the following colleges and such other institutions in close position and a central experiment station for fundamental and applied research in close proximity :—

(i) A College of Agriculture (including Agricultural Economics and Animal Husbandry).

(ii) A College of Veterinary Science.

(iii) A College of Agricultural Technology.

(iv) A College of Agricultural Engineering.

- (v) A College of Home Science.
- (vi) A College of Basic Sciences and Humanities.
- (vii) An Institute of Post-Graduate Studies.

(2) Besides the University campus, the programme of the University may be conducted at such colleges, institutions or other places in any part of the University area as the University may decide.

(3) The University shall provide for under-graduate as well as post-graduate training and shall ensure for the economy and efficiency in teaching and research by gradually integrating the curricular of the colleges.

(4) The post-graduate teaching and research shall, as far as possible, be conducted at the Institute of Post-Graduate Studies.

Academic staff members of University. 46. Each academic staff member of the University shall hold the rank of a Professor, Associate Professor, Assistant Professor, Lecturer or Demonstrator or any other prescribed rank in harmony with his qualifications and status in the University, irrespective of the duties of teaching, research or extension education, for the time being allotted to him.

Teaching programme. 47. (1) The constituent and affiliated colleges and recognised institutions of the University shall have a common pattern of teaching and organisation as may be directed by the University, from time to time.

(2) The University shall according to need establish additional colleges and institutions to serve the requirements of the various Faculties.

(3) The University shall according to need start additional training centres or close down, either permanently or temporarily, any of the training institutions or classes under its control as it may consider appropriate.

Research programme. 48. (1) The University shall establish a research service. The research and experiment stations of the University shall be conducted by it as constituent research institutions in such manner and with such suitable changes as the University may consider appropriate.

(2) The University shall establish regional research stations at the existing agricultural colleges and shall according to need establish such additional experimental stations for research, both fundamental and applied, at suitable places in the University area as the University may consider appropriate.

(3) The University may at any time close down, curtail or expand, either permanently or temporarily, any of the research stations as the University may think appropriate.

Extension education programme. 49. The University shall establish an agricultural extension education service, and shall, subject to the provisions of this Act and the Statutes, make useful information, based upon the findings of research available, to the farmers and other people in the rural areas to help to solve their problems. It shall conduct demonstration and training programmes for the benefit of the students, extension workers, cultivators and other rural people, by establishing regional extension education units at the existing agricultural colleges. Increased agricultural production shall be the principal objectives of all extension activities and these activities shall be co-ordinated with the other functions of the University and other appropriate agencies in the University area.

50. (1) In consultation with the appropriate officers of the University, the Vice-Chancellor shall be responsible for taking such steps as may be necessary for the full co-ordination of teaching, research and extension education activities of the University.

(2) The Vice-Chancellor shall be responsible, working through the appropriate officers and staff of the University, for ensuring that conditions are established whereby there is maximum feasible progress in the development of new information and technology in the natural, physical and social sciences related to agriculture and their transfer to the teaching curricular and to the educational programmes leading to their understanding and adoption, where applicable in practice, in the University area.

(3) The Vice-Chancellor shall be responsible, working through the appropriate officers and staff of the University, to ensure that there is an appropriate inter-relation of the different curricular and courses offered in the different Faculties of the University, so as to avoid unnecessary duplication of functions between Faculties and provide the students with the best course offerings and faculty contracts feasible within the University's resources and talents.

(4) The University shall develop its programme of research and extension education, keeping in view the needs of the State in general and in particular, provide appropriate technical support and consultative advice to the State Government Departments engaged in agricultural development work in the University area.

Co-ordination of teaching, research and extension education and integration of functions and curricular and of services.

## CHAPTER IX

### FINANCE

51. (1) Each University shall establish a fund to be called the University Fund. <sup>University Fund.</sup>

(2) The following shall form part of, or be paid into, the University Fund :—

- (a) any contribution or grant by the Government,
- (b) the income of the University from all sources, including income from fees and charges and sale proceeds of farm products ;
- (c) bequests donations, endowments and other grants, if any, received by the University.

(3) With the previous sanction of the State Government, any portion of the University Fund may, from time to time, be credited by the University to a separate heading in the University accounts, provided that there shall be credited and debited to such special heading such sums only as shall expressly relate to the objects for which a special fund is so created.

(4) The University Fund shall, at the discretion of the Executive Council, be kept in the State Bank of India, or in any scheduled bank as defined in the Reserve Bank of India Act, 1934, which holds a licence issued by the Reserve Bank of India under section 22 of the Banking Regulation Act, 1949, or in a co-operative bank approved by the State Government for the purpose, or be invested in securities authorised by the Indian Trust Act, 1882, or, subject to the maximum limit of rupees five lakhs in the shares of, or by giving loans to, consumers' co-operative societies established for the purposes of the University or any of the affiliated colleges or recognised institutions.

II of  
1934.  
X of  
1949.  
II of  
1882.

52. (1) The University shall prepare the annual financial estimates of receipts and expenditure of the University in such manner as the State Government may determine. <sup>Financial estimates.</sup>

(2) The Executive Council shall consider the estimates so prepared and approve them with or without modification.

(3) The University shall submit such estimates as approved by the Executive Council to the State Council, by such date as may be notified to the University by the State Council, for its sanction.

(4) The State Council may pass such orders with reference to the said estimates as it thinks fit and communicate the same to the University which shall give effect to such orders.

(5) The Comptroller shall be responsible for the preparation of the financial estimates and statement of accounts of the University.

Statements, returns, etc. relating to grants made to be furnished to Government. 53. The University shall furnish to the State Government such statements, returns, accounts, reports and other information as the State Government may, from time to time, require, relating to any grants made by it and shall take such action and furnish such further statements, returns, accounts, reports, or other information relating to utilization of any grants made by the State Government, within such time, and in such manner, as the State Government may, from time to time, direct.

Financial control of Government. 54. Without the prior approval of the State Government, or an officer authorised by it in this behalf, the University shall not—

(a) create any new posts of "Other Officers" as specified in section 14 or the Heads of Departments or Professors or of any officers of equivalent rank ;

(b) revise the pay, allowances, post-retirement benefits and other benefits of any officers and other employees, both in teaching and non-teaching categories ; or

(c) grant any special pay, allowance or other extra remuneration of any description whatsoever, including *ex-gratia* payment, increase in the rates of scholarships or other benefits having financial implications to any such officers and employees.

Accounts and Auditing. 55. (1) The annual accounts of the University shall be prepared by the Comptroller under the direction of the Vice-Chancellor and all monies accruing to, or received by the University, from whatever source and all amounts disbursed and paid by the University shall be entered in the accounts.

(2) The annual accounts and the balance sheet shall be submitted by the Vice-Chancellor to the State Government, which shall cause an audit to be carried by an auditor appointed by it. The accounts when audited shall be printed and copies thereof, together with the copies of the audit report shall be presented by the Vice-Chancellor to the Executive Council, the Pro-Chancellor and the Chancellor within three months from the date on which the accounts as audited are received by the Vice-Chancellor.

(3) The Executive Council shall submit a copy of the accounts and the audit report to the State Government within nine months from the end of the financial year, and the State Government shall cause the same to be laid before each House of the State Legislature.

(4) The Executive Council shall, every year, along with a copy of the accounts and the audit report referred to in sub-section (3), submit to the State Government a statement showing the action taken by the University on all the earlier audit reports showing the number of points on which action has been taken and the number of points on which action has been initiated and those on which action is yet to be initiated.

Directions for maintenance of accounts. 56. It shall be competent for the State Government to give directions to each University regarding the manner in which the accounts relating to certain specific activities should be maintained and the University shall act according to the directions of the State Government.

## CHAPTER X.

## MISCELLANEOUS PROVISIONS

57. (1) Save as otherwise provided by or under this Act, every salaried officer and academic staff members of each University shall be appointed under a written contract. The contract shall be lodged with the Registrar, and a copy thereof shall be furnished to the employee concerned. Certain appointments to be under contract.

(2) No such employee shall receive any remuneration for any work in or outside the University, except as may be provided by the Statutes.

(3) Any dispute arising out of a contract between the University and any of its employees shall at the request of the employee concerned be referred to a Tribunal of Arbitration, consisting of one member appointed by the Executive Council, one member nominated by the employee concerned and an umpire appointed by the Chancellor. The decision of the Tribunal shall be final, and no suit shall lie in any Civil Court in respect of the matter decided by the Tribunal. Every such request shall be deemed submission to arbitration upon the terms of this section within the X of meaning of Arbitration Act, 1940, and the provisions of that Act shall apply accordingly. 1940.

58. (1) No person shall be appointed by the University as a member of the academic staff, except on the recommendation of a Selection Committee constituted for the purpose in accordance with the provisions of the Statutes made in that behalf: Appointment of academic staff members to be made on recommendation of Selection Committee.

Provided that appointments to the posts of Director (other than Director of Students' Welfare), Dean, Associate Dean, Head of a Department and Professor <sup>1</sup>[shall be made on the recommendations of the Selection Committee to be constituted] by the State Government, common to all the four Universities.

(2) The Selection Committee referred to in the proviso to sub-section (1) shall consist of—

- (i) the Vice-Chairman of the State Council ;
- (ii) the Vice-Chancellor of the University concerned ;
- (iii) one non-official to be nominated by the Pro-Chancellor, from amongst the non-official members of the Executive Councils of the Agricultural Universities in the State ;
- (iv) two experts to be nominated by the Chancellor ;
- (v) two representatives of the Indian Council of Agricultural Research to be appointed by the State Government, one of whom shall be a Specialist in the particular field for which the recruitment is to be made.

<sup>2</sup> [(3) The Vice-Chairman of the State Council shall act as Chairman of the Selection Committee. In the absence of the Vice-Chairman or in the event of the post of Vice-Chairman being vacant, one of the members of the Selection Committee nominated by the Chairman of the State Council shall act as the Chairman of the Selection Committee.]

59. In order to make the talent and expertise of the Academic staff and officers of one University available to another University, it shall be competent for the Pro-Chancellor to transfer any member of the Academic staff and any officer <sup>3</sup>[\*\*\*] from one University to another University, for such period as the Pro-Chancellor may in each case determine. The persons transferred from one University to another shall retain their lien on their posts in the parent University and the service put in by them in the University to which they are transferred shall count for seniority in their service under the parent University. Transfer of certain staff from one University to another.

1. These words were substituted for the words "shall be made by a Selection Committee to be appointed" by Mab. 12 of 1988, S. 6 (a).

2. Sub-section (3) was added ibid S. 6 (b).

3. The portion beginning with the words "not below the rank" and ending with the words "or Director" was deleted ibid S. 7.

60. Notwithstanding anything contained in this Act, the State Government shall have power to give to any University, from time to time, such directions as it may consider necessary in regard to categories of posts in which reservation of posts shall be made in favour of the members of the Scheduled Castes, Scheduled Tribes and other Backward Classes, the percentage of the posts to be reserved for them and any other matters connected with such reservation, and the University shall comply with such directions.

61. (1) Save as otherwise provided, any member of any authority or body of any University may resign his office by letter addressed to the Vice-Chancellor, through the Registrar, and on the Vice-Chancellor accepting the resignation, the office of such member shall become vacant.

Provided that where any member is appointed or nominated on any such authority or body by the Chancellor, he may resign his office by letter addressed to the Chancellor, and his resignation shall be effective, and his office shall become vacant when the resignation is accepted by the Chancellor.

(2) Any member of any authority or body of the University shall cease to be a member thereof on his being convicted by a Court of law of an offence which involves moral turpitude.

62. When any vacancy occurs in the office of a member other than an *ex-officio* member of any authority or body of any University before the expiry of the term of office of such member, the vacancy shall be filled as soon as conveniently may be, by election, nomination, appointment or co-option, as the case may be, of a member who shall hold office so long only as the member in whose place he has been elected, nominated, appointed or co-opted, would have held it, if the vacancy had not occurred.

63. Notwithstanding that the Executive Council or the Academic Council or any other authority or body of any University is not duly constituted, or there is a defect in its constitution or re-constitution and notwithstanding that there is a vacancy in the membership of any such authority or body, no act or proceeding of such authority or body of the University, shall be invalid merely on any such ground.

64. If any question arises regarding the interpretation of any provision of this Act or any Statute or Regulation or, as to whether a person has been duly nominated, elected, appointed, co-opted or has become, or is entitled to be, a member of any authority or body of any University, the matter may be referred on petition by any person or body directly affected or *suo motu* by the Vice-Chancellor to the Chancellor, who shall, after giving the person or body affected a reasonable opportunity of being heard and after taking such advice as he deems necessary, decide the question, and his decision shall be final.

65. (1) All powers relating to discipline and disciplinary action in relation to the students of any University shall vest in the Vice-Chancellor.

(2) The Vice-Chancellor may, in the exercise of his powers, by order, direct that any student or students be expelled or rusticated for a specified period, or be not admitted to a course or courses of study in a college, institution or Department of the University for a specified period or be punished with fine, not exceeding three hundred rupees, or be debarred from taking an examination or examinations conducted by the

University, college, institution or Department for a specified period, not exceeding five years, or that the result or results of the student or students concerned in the examination or examinations in which he has or they have appeared be postponed or cancelled.

(3) Without prejudice to the powers of the Vice-Chancellor, the Principals of colleges and institutions and Heads of Teaching Departments in the University shall have the authority to exercise such powers over the students in their respective charges, as may be necessary for the maintenance of proper discipline.

(4) The Vice-Chancellor shall, subject to the approval of the Executive Council, make rules of discipline and proper conduct for the students of the University, which shall also apply to the students of all colleges and institutions, and every student shall be supplied with a copy of such rules at the time of his admission.

(5) At the time of admission to the University, every student shall sign a declaration to the effect that he submits himself to the disciplinary jurisdiction of the Vice-Chancellor and shall observe and abide by the rules made by the Vice-Chancellor in that behalf.

(6) The disciplinary jurisdiction of the Vice-Chancellor extends to the students of all colleges affiliated to, and institutions recognised by the University.

66. (1) It shall be the duty of every authority and officer of the University to ensure that the interests of the University are duly safeguarded.

Authorities and officers responsible for damage.

(2) If it is found that a damage or loss has been caused to the University by any act on the part of any authority or officer of the University not in conformity with the provisions of this Act, or the Statutes or Regulations, except when done in good faith, or by any failure so to act in conformity thereof, or by wilful neglect or default on its or his part, such damage or loss shall be liable to be recovered from the authority or the members concerned thereof, or from the officer concerned, as the case may be, in accordance with the procedure prescribed by the Statutes.

67. All acts and orders done or passed in good faith by the University, or any of its authorities, bodies or officers shall be final; and accordingly no suit or legal proceeding shall be instituted or maintained against or damage claimed from the University or its authorities or bodies or officers for anything purporting to be done or passed in good faith and in pursuance of this Act and the Statutes and Regulations framed thereunder.

Protection of acts and orders.

68. Where any authority of the University is given power by this Act or the Statutes to appoint a committee, such committee may, except as otherwise provided, consist of its members, or partly of its members and partly of other persons, as the authority concerned may in each case decide.

of committees.

69. The annual report of each University shall be prepared under the direction of the Vice-Chancellor and submitted by him to the Executive Council on or before such date as may be prescribed. The report as approved by the Executive Council shall be submitted by the Vice-Chancellor to the Chancellor and the State Government. The State Government shall cause the report to be laid before each House of the State Legislature.

Annual Report.

## CHAPTER XI.

## REPEAL AND SAVING

70. (1) On and from the date of commencement of this Act,—
- (a) the Maharashtra Agricultural University (*Krishi Vidyapeeth*) Act, 1967 ; Mah. XXIII of 1967.
- (b) the Punjabrao Agricultural University (*Krishi Vidyapeeth*) Act, 1968 ; Mah. IX of 1969.
- (c) the Marathwada Agricultural University (*Krishi Vidyapeeth*) Act, 1972 ; Mah. XVII of 1972.
- (d) the Konkan Agricultural University (*Krishi Vidyapeeth*) Act, 1972 ; Mah. XVIII of 1972.
- shall stand repealed.

## (2) Notwithstanding the repeal of the said Acts—

(i) any person holding office immediately before the commencement of this Act of Vice-Chancellor of an existing University shall, on such commencement, be the Vice-Chancellor of the corresponding University and shall continue to hold the said office on the same terms and conditions till his term of office as Vice-Chancellor of the existing University would have expired had he continued to be as such or till he ceases to be the Vice-Chancellor by reason of death, resignation or otherwise and shall exercise all the powers and perform all the duties conferred on the Vice-Chancellor of the corresponding University by or under this Act ;

Provided that, in the case of Vice-Chancellor of the Marathwada *Krishi Vidyapeeth*, his term of office shall include any extension of term, not exceeding a period of two years in the aggregate from the date of his appointment, which may be granted to him by the Chancellor, even after the commencement of this Act ;

(ii) from the date of commencement of this Act until such time as the Executive Council of the University is constituted in accordance with section 30 holds its first meeting, the Executive Council consisting of the following members shall be deemed to be constituted for the purposes of this Act, namely :—

- (a) The Vice-Chancellor—*Ex-officio* Chairman ;
- (b) The Director of Agriculture or an Additional Director of Agriculture deputed by the Director of Agriculture ;
- (c) The Director of Animal Husbandry or a Joint Director of Animal Husbandry deputed by the Director of Animal Husbandry ;
- (d) One Director of the University to be nominated by the Pro-Chancellor ;
- (e) One Dean to be nominated by the Pro-Chancellor ;
- (f) One agricultural scientist to be nominated by the Chancellor ;
- (g) One progressive farmer to be nominated by the Pro-Chancellor ;
- (h) One representative of the Indian Council of Agricultural Research ;
- (i) Three members of the Maharashtra Legislative Assembly to be nominated by the State Government ;

(j) Two members of the Maharashtra Legislative Council to be nominated by the State Government ;

(k) The Chairman of Agriculture Committee of one Zilla Parishad in the University area to be nominated by the Pro-Chancellor ;

(l) The Registrar shall be *ex-officio* Secretary of the Executive Council ;

(ii) from the date of commencement of this Act until such time as the Academic Council constituted in accordance with the provisions of section 33 holds its first meeting, the Academic Council consisting of the following members shall be deemed to be constituted for the purposes of this Act, namely :—

(a) The Vice-Chancellor—*ex-officio* Chairman ;

(b) The Director of Instruction ;

(c) The Director of Research ;

(d) The Director of Extension Education ;

(e) Two Deans of Faculties to be nominated by the Pro-Chancellor ;

(f) Two Associate Deans to be nominated by the Pro-Chancellor ;

(g) Two Principals of affiliated colleges and recognised institutions to be nominated by the Pro-Chancellor ;

(h) The Registrar shall be *ex-officio* Secretary of the Academic Council ;

(iv) all colleges which stood affiliated to any existing University immediately before the commencement of this Act, shall be deemed to be affiliated to the corresponding University under this Act till their affiliation is withdrawn by the corresponding University under this Act or till they are converted into constituent colleges under this Act, whichever is earlier ;

(v) all other educational institutions which were entitled to any privileges of any existing University shall be entitled to similar privileges of the corresponding University ;

(vi) all graduates registered or deemed to be registered as graduates of any existing University shall be deemed to be registered as graduates of the corresponding University ;

(vii) all property, movable or immovable, and all rights, interest of whatsoever kind, powers and privileges of any existing University shall be transferred to, and shall, without further assurance, vest in, the corresponding University and be applied to the objects and purposes for which the corresponding University is constituted ;

(viii) all benefactions accepted or received by any existing University and held by it immediately before the commencement of this Act, shall be deemed to have been accepted or received or held by the corresponding University under this Act, and all the conditions on which such benefactions were accepted or received or held shall be deemed to be valid under this Act, notwithstanding that such conditions may be inconsistent with any of the provisions of this Act ;

(ix) all debts, liabilities and obligations incurred before the commencement of this Act and lawfully subsisting against any existing University shall be discharged and satisfied by the corresponding University ;

(x) any will, deed or other document made before the commencement of this Act, which contains any bequest, gift, terms or trust in favour of an existing University shall, on and from the commencement of this Act, be construed as if the corresponding University is named therein instead of the existing University ;

(xi) all references in any enactment or other instrument issued under any enactment, to any existing University shall be construed as references to the corresponding University ;

(xii) the appointment of the Registrar all other officers and employees of any existing University and validly made and subsisting immediately before the commencement of this Act shall be deemed to have been made under and for the purposes of this Act for the corresponding University and the Registrar and such other officers and employees shall continue to hold office or employment, except in so far as such appointments may be terminated or conditions thereof may be altered by a competent authority ;

(xiii) all Statutes made under the Acts repealed in respect of any existing University shall, in so far as they are not inconsistent with the provisions of this Act, continue in force and be deemed to have been made under this Act in respect of the corresponding University by the Executive Council of that University until they are superseded or modified by the Statutes made under this Act ;

(xiv) All Regulations made by the Executive Council, the Academic Council or the Faculties or other authority of any existing University shall, in so far as they are not inconsistent with the provisions of this Act, continue in force and be deemed to have been made under this Act by the Executive Council, the Academic Council, the Faculties or other authority, as the case may be, of the corresponding University until they are superseded or modified by the Regulations made under this Act ;

(xv) all notices and orders made or issued by any authority under any of the Acts repealed by this section shall, in so far as they are not inconsistent with the provisions of this Act continue in force and be deemed to have been made or issued by the corresponding authority until they are superseded or modified under this Act :

Provided that, no Statutes, Regulations, notices or orders made or issued under any of the Acts repealed by this section and in force immediately before the commencement of this Act shall be deemed to be inconsistent with the provisions of this Act by reason only that the power to make or issue such Statute, Regulation, rule, notice or order under this Act vests in a different authority or body or officer, or that the subject-matter thereof is permissible only under a different form of subordinate legislation or instrument to be made under this Act.

71. If any difficulty arises in giving effect to the provisions of this Act, the State Government may, as occasion requires, but not later than two years from the date of commencement of this Act, by order, do anything, not inconsistent with the objects and purposes of this Act, which appears to it to be necessary or expedient for the purpose of removing the difficulty.

# **AMENDMENTS**

**The Maharashtra Agricultural Universities  
(Krishi Vidyapeeths) Act, 1983.**

MAHARASHTRA ACT No. XLI OF 1989.

(First published, after having received the assent of the Governor, in the  
"Maharashtra Government Gazette" on the 4th November 1989.)

An Act further to amend the Maharashtra Agricultural Universities (Krishi Vidyapeeths)  
Act, 1983.

Mah. WHEREAS, it is expedient further to amend the Maharashtra Agricultural  
XLI Universities (Krishi Vidyapeeths) Act, 1983, for the purposes hereinafter appearing;  
of It is hereby enacted in the Fortieth Year of the Republic of India, as follows :—  
1983.

1. This Act may be called the Maharashtra Agricultural Universities (Krishi Short title.  
Vidyapeeths) (Amendment) Act, 1989.

Mah. Act No. XLI of 89

Amendment of section 9 of Mah. XLI of 1983. 2. In section 9 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (hereinafter referred to as "the principal Act"), the following proviso shall be added, namely :—

"Provided that, nothing in this section or section 40 shall apply to the Yashwantrao Chavan Maharashtra Open University established under section 3 of the Yashwantrao Chavan Maharashtra Open University Act, 1989 or any institution of higher learning or studies recognised by that University under clause (xxiii) of sub-section (1) of section 5 of that Act; and that University shall be competent to award any degrees, diplomas, certificates or other academic distinctions in Agriculture, Veterinary Science and Fisheries."

Amendment of section 17 of Mah. XLI of 1983. 3. In section 17 of the principal Act, for sub-section (4), the following sub-sections shall be substituted, namely :—

"(4) The Vice-Chancellor shall ordinarily hold office for a term of three years from the date on which he enters upon his office and shall, on expiration of his term of office, be eligible for re-appointment to that office only for a second term.

The Chancellor may, by order,—

(a) direct that notwithstanding the expiration of his term, the Vice-Chancellor may continue to hold office ; or

(b) nominate a Director or a Dean of the University or of any other Agricultural University in the State or any other person to hold the office of the Vice-Chancellor for such term not exceeding six months in the aggregate, as he may specify from time to time in his order :

Provided that, the Vice-Chancellor, so continuing, or the Director, Dean or other person so nominated to hold office of the Vice-Chancellor, shall cease to hold such office on the date on which the person appointed as Vice-Chancellor in accordance with the provisions of sub-section (1) enters upon his office.

(4A) No person shall hold, or continue to hold, the office of Vice-Chancellor after he attains the age of sixty-five years.

(4B) For the removal of doubt, it is hereby declared that, notwithstanding anything contained in this Act or the terms of any contract of service or the term of office of any person who, on the date of commencement of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1989, continues to hold the office of the Vice-Chancellor of any University,—

(a) after having completed three years or more in such office or attained the age of sixty-five years ; or

(b) completes three years in such office after the date of such commencement, shall cease to hold such office on the date of such commencement or, as the case may be, on the date of completion of three years in such office, and accordingly such person shall be deemed to have vacated such office on the respective such date and such office shall be deemed to be vacant on such date."



# महाराष्ट्र शासन राजपत्र

असाधारण  
प्राधिकृत प्रकाशन

सोमवार, डिसेंबर ४, २०००/अग्रहायण १३, शके १९२२

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत.

## भाग आठ

(अध्यादेश, विधेयके व अधिनियम यांचा इंग्रजी अनुवाद)

In pursuance of clause (3) of Article 348 of the Constitution of India, the following translation in English Language of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2000 (Mah. Act No. XLVI of 2000), is hereby published under the authority of the Governor.

By order and in the name of the  
Governor of Maharashtra,

PRATIMA UMARJI,  
Principal Secretary to Government.

### MAHARASHTRA ACT NO. XLVI OF 2000

(First published, after having received the assent of the Governor in the "Maharashtra Government Gazette", dated the 4th December, 2000).

*An Act further to amend the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983.*

Mah. WHEREAS it is expedient further to amend the Maharashtra Agricultural  
XLI of Universities (*Krishi Vidyapeeths*) Act, 1983, for the purposes  
1983. hereinafter appearing; It is hereby enacted in the Fifty-first Year of the  
Republic of India as follows :—

1. This Act may be called the Maharashtra Agricultural Universities Short title.  
(*Krishi Vidyapeeths*) (Amendment) Act, 2000.

Amendment of Schedule to Mah. XLI of 1983. 2. In the Schedule to the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983, in entry 4, in column (2), for the words "The *Konkan Krishi Vidyapeeth*" the words "The Dr. Balasaheb Sawant *Konkan Krishi Vidyapeeth*" shall be substituted. Mah XLI of 1983.

Construction of reference to Konkan Krishi Vidyapeeth in any enactment or instrument, etc. 3. On the commencement of this Act, any reference to "the *Konkan Krishi Vidyapeeth*" in any other enactment, or rules, regulations, by-laws, notifications or orders issued under any enactment or in any instrument, document or proceedings under its original name shall, unless the context otherwise requires, be deemed and construed to be the reference to "the Dr. Balasaheb Sawant *Konkan Krishi Vidyapeeth*".

शासकीय मुद्रणालय, नागपूर.



# महाराष्ट्र शासना राजपत्र

असाधारण  
प्राधिकृत प्रकाशन

गुरुवार, एप्रिल १०, २००३/चैत्र २०, शके १९२५

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत.

## भाग आठ

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2003 (Mah. Act No. XIV of 2003), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

PRATIMA UMARJI,

Principal Secretary to Government,  
Law and Judiciary Department.

### MAHARASHTRA ACT No. XIV OF 2003.

(First published, after having received the assent of the Governor in the "*Maharashtra Government Gazette*", on the 10th April 2003).

An Act further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983.

WHEREAS both Houses of the State Legislature were not in session;

AND WHEREAS the Governor of Maharashtra was satisfied that the circumstances existed which rendered it necessary for him to take

immediate action further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983, for the purposes hereinafter appearing; and, therefore, promulgated the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2003, on the 3rd March 2003;

(२४९)

भाग आठ-५८

AND WHEREAS it is expedient to replace the said Ordinance by an Act of the State Legislature ; it is hereby enacted in the Fifty-fourth Year of the Republic of India as follows :—

Short title  
and  
commence-  
ment:

1. (1) This Act may be called the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2003.

(2) It shall be deemed to have come into force on the 3rd March 2003.

Amendment  
of section 2  
of Mah. XLI  
of 1983.

2. In section 2 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (hereinafter referred to as "the principal Act"),—

Mah.  
XLI  
of  
1983.

(a) after clause (b), the following clauses shall be inserted, namely :—

"(b-1) "Backward Class of Citizens" means such classes or parts of or groups within such classes as are declared, from time to time, by the State Government to be Other Backward Classes and *Vimukta Jatis* and Nomadic Tribes ;

(b-2) "collaboration" means collaborating academic activities of the University with other universities, academic institutions (local, regional, national or international), research institutions and organizations involved in the activities relating to research, agriculture, industry, trade and commerce and the word "to collaborate" shall be construed accordingly ;"

(b) after clause (h), the following clause shall be inserted, namely :—

"(h-1) "Joint Venture" means an agreement entered into or collaboration made by the University, with any other government institute, semi-government institute, company or commercial establishment to increase the productivity and resources of the university and transmission of technology to people at large, with the prior permission of the Government ;"

(c) clause (i) shall be deleted ;

(d) after clause (r), the following clause shall be inserted, namely :—

"(r-1) "Tribunal" means the Agricultural University and College Tribunal, established under section 69A ;"

Amendment  
of section  
6 of Mah.  
XLI of  
1983.

3. In section 6 of the principal Act,—

(a) for clause (xi), the following clause shall be substituted, namely :—

"(xi) to create administrative, ministerial and other posts with the prior approval of the State Government and to appoint persons to such posts, as per the prescribed procedure ;"

(b) after clause (xvi), the following clauses shall be added, namely :—

"(xvii) to co-operate or collaborate with any other university, institution, authority or organisation for research and advisory

services and for that purpose to enter into appropriate arrangements with other universities, institutions, authorities or organisations to conduct certain courses ;

(xviii) to undertake academic collaboration programmes with universities and institutions in the country directly and with universities and institutions abroad with the prior approval of the State and Central Government ;

(xix) to enter into Joint Ventures with any other government, institute, semi government institute, company or commercial establishment.”.

4. In section 14 of the principal Act, under the heading “ (c) *Other Officers* ”, for entry (xi), the following entry shall be substituted, namely :—

“ (xi) The Students’ Welfare Officer.”.

Amendment  
of section  
14 of Mah.  
XLI of  
1983.

5. In section 17 of the principal Act,—

(a) in sub-section (1),—

(1) for the words “ a Committee of three persons ” the words “ a Committee of four persons ” shall be substituted ;

(2) after the words “ by that Executive Council ” the words “ and the Secretary (Agriculture), Government of Maharashtra ” shall be inserted ;

(3) for the words “ one of the three ” the words “ one of the said persons ” shall be substituted ;

Amendment  
of section  
17 of Mah.  
XLI of  
1983.

(b) for the principal clause of sub-section (4), beginning with the words “ The Vice-Chancellor shall ” and ending with the words “ only for a second term.”, the following shall be substituted, namely :—

“ The Vice-Chancellor shall, subject to the terms and conditions of his service, hold office for a period of five years from the date on which he enters upon his office ; and shall not be eligible for reappointment :

Provided that the Vice-Chancellor who is in office on the date of coming into force of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2003 shall, if,—

(i) it is his second term in office on reappointment, continue to hold the office only till the completion of his term of three years; and

(ii) it is his first term in office, continue to hold the office till the completion of the term of five years from the date of his appointment to that office.

(c) in sub-section (6), in clause (b), after the words “ provisions of this Act ” the words “ or commits or has committed breach of any of the terms and conditions of the service contract ” shall be inserted.

Amendment  
of section  
19 of Mah.  
XLI of  
1983.

6. In section 19 of the principal Act,—

(a) in sub-section (2), for the portion beginning with the words “ He shall be ” and ending with the words “ the Academic Council ”, the following portion shall be substituted, namely :—

“ He shall be the *ex officio* Member-Secretary of the Executive Council and Academic Council and selection committees for academic staff ” ;

(2) after sub-section (6), the following sub-sections shall be added, namely :—

(7) The Registrar shall be the custodian of the records and such other property of the University as the Academic Council may, commit to his charge, from time to time and it shall be the responsibility of the Registrar to keep up-to-date the record of all land records of the University, and its upkeep, care and maintenance.

(8) The Registrar shall be under the superintendence and control of the Vice-Chancellor. The Registrar shall be the appointing and the disciplinary authority of the employees of the University, other than the academic staff and officers of the rank of Assistant Registrar and other officers holding posts equivalent thereto or above. An appeal by a person aggrieved by the decision of the Registrar, may be preferred, within thirty days from the date of communication of such decision, to the Vice-Chancellor.

(9) The Registrar shall be responsible for reporting to the Vice-Chancellor the consequences of any decision or action taken by any authority of the University, which he feels is in contravention of the provisions of this Act or the Statutes, Regulations, under intimation to the State Government. ”

Amendment  
of section  
26 of Mah.  
XLI of  
1983.

7. In section 26 of the principal Act,—

(a) in sub-section (1), for the words “ Director of Student's Welfare ” the words “ The Students' Welfare Officer ” shall be substituted ;

(b) in sub-section (2), for the words “ the Director shall work directly under the Vice-Chancellor ” the words “ the Students' Welfare Officer of each University shall work under the Director of Instruction of the University ” shall be substituted ;

(c) in sub-section (3), for the word “ Director ” the words “ the Students' Welfare Officer ” shall be substituted ;

(d) for the marginal note, the following shall be substituted, namely :—

“ Students' Welfare Officer. ”

8. In section 30 of the principal Act,—

(a) in sub-section (1),—

(1) for clauses (ii) and (iii), the following clauses shall be substituted, namely :—

“(ii) The Commissioner of Agriculture or his nominee not below the rank of Director.

“(iii) The Commissioner of Animal Husbandry or his nominee not below the rank of Additional Director of Animal Husbandry.”;

(2) for clause (ix), the following clause shall be substituted, namely :—

“(ix) Five progressive farmers to be nominated by the Pro-Chancellor of which one shall be from the persons belonging to the Scheduled Castes, Scheduled Tribes or the Backward Class of Citizens to be appointed by rotation and not less than one shall be a woman.”;

(3) for clause (xii), the following clause shall be substituted, namely :—

“(xii) Three members of the Maharashtra Legislative Assembly elected by the Assembly from amongst its members, of whom not less than one shall be from the persons belonging to the Scheduled Castes, Scheduled Tribes or the Backward Class of Citizens.”;

(4) for clause (xiii), the following clause shall be substituted, namely :—

“(xiii) Two members of the Maharashtra Legislative Council elected by the Council from amongst its members, of whom not less than one shall be from the persons belonging to the Scheduled Castes, Scheduled Tribes or the Backward Class of Citizens.”;

(5) after clause (xiv), the following clauses shall be added, namely :—

“(xv) The Registrar shall be the *ex officio* Member-Secretary of the Executive Council but, he shall have no right to vote.

“(xvi) The Commissioner of Dairy Development or his nominee not below the rank of Additional Commissioner.

“(xvii) The Commissioner of Fisheries or his nominee not below the rank of Deputy Director.”;

(b) sub-section (1A) shall be deleted.

Amendment  
of section  
33 of Mah.  
XLI of  
1983.

9. In section 33 of the principal Act, in sub-section (2),—

(a) for clause (v), the following clause shall be substituted, namely :—

“ (v) The Students’ Welfare Officer;”

(b) after clause (xii), for the words “ The Registrar shall be the *ex officio* Secretary of the Academic Council. ” the words “ The Registrar shall be the *ex officio* Member-Secretary of the Academic Council, but he shall have no right to vote. ” shall be substituted.

Amendment  
of section  
41 of Mah.  
XLI of  
1983.

10. In section 41 of the principal Act, in sub-section (3), for clause (a), the following clause shall be substituted, namely :—

“ (a) direct a local inquiry to be made by a Committee consisting of the following members, namely :—

(i) the Director of Instruction—Chairman ;

(ii) one non-official member of Executive Council ;

(iii) one official member of the Executive-Council.”

Insertion of  
Chapter XA  
in Mah.XLI  
of 1983.

11. After section 69 of the principal Act, the following Chapter shall be inserted, namely :—

#### “ CHAPTER XA

#### AGRICULTURAL UNIVERSITY AND COLLEGE TRIBUNAL

University  
and College  
Tribunal.

69A. (1) There shall be one or more Agricultural Universities and College Tribunal for one or more universities in the State of Maharashtra for adjudication of disputes between the employees of the Universities and their respective university and between the employees of the affiliated colleges or recognised institutions and their respective managements, with regard to the matters specified in sub-section (1) of section 69B.

(2) The State Government shall, by notification in the *Official Gazette*, constitute one or more Tribunals to be called the “ Agricultural University and College Tribunals ” for adjudication of disputes or difference between the teachers and employees and the university, management of any affiliated colleges or recognised institutions connected with, or arising out of the matters specified in sub-section (1) of section 69B.

(3) A Tribunal shall consist of one person only, to be appointed by the State Government.

(4) A person shall not be qualified for appointment as a Presiding Officer of a Tribunal, unless,—

(a) he is or has been a Judge of the High Court ; or

(b) he is qualified to be appointed as a Judge of the High Court :

Provided that, a person to be appointed under this clause shall be from amongst the panel of three persons recommended by the Chief Justice of the High Court of Judicature at Bombay.

(5) The appointment of a person as a Presiding Officer of a Tribunal shall be on a full time basis and for such period or periods not exceeding three years in the aggregate, as the State Government may, from time to time, in each case decide.

(6) The remuneration and other conditions of service of the Presiding Officer shall be as determined by the State Government.

(7) The concerned University shall make available to a Tribunal such ministerial staff as may be necessary for the discharge of its functions under this Act.

(8) All expenditure on account of the remuneration, pension, provident fund contribution, leave allowance and other allowances and facilities which may be admissible to the Presiding Officer and the staff placed at his disposal, shall be met from the fund constituted under section 51, by the concerned University :

Provided that, where a common Tribunal is constituted for more than one University, such expenditure shall be borne by the concerned Universities proportionately.

(9) If any vacancy, other than a temporary vacancy, occurs in the office of the Presiding Officer of the Tribunal, the State Government shall, as soon as may be possible but in any case within three months appoint another qualified person to fill the vacancy. Any proceedings pending before the former Presiding Officer may be continued and disposed of by his successor from the stage at which they were, when the vacancy occurred.

69B. (1) Notwithstanding anything contained in any law or contract for time being in force, any employee (whether a teacher or other employee), in any university, affiliated college or recognised institution who is dismissed or removed or whose services are otherwise terminated or who is reduced in rank by the University or the management and who is aggrieved, shall have a right of filing an appeal against any such order to the concerned Tribunal :

Right of appeal.

Provided that, no such appeal shall lie to the Tribunal in any case where the matter has already been decided by a court or Tribunal of competent jurisdiction or is pending before such court or Tribunal on the date of coming into force of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) (Amendment) Act, 2003, or where the order of dismissal, removal or termination of service in other manner or reduction in rank was passed by the management at any time before the date of coming into force of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) (Amendment) Act, 2003, and in which case the period for filing of an appeal has already expired.

Mah.  
XIV  
of  
2003.

Mah.  
XIV  
of  
2003.

(2) Such appeal shall be made by the employee to the Tribunal, within thirty days from the date of receipt by him of the order of dismissal, removal, termination of services or reduction in rank, as the case may be :

Provided that, where such order was made before the date of coming into force of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2003, such appeal may be made if the period of thirty days from the date of receipt of such order has not expired. Mah. XIV of 2003.

(3) Notwithstanding anything contained in sub-section (2), the Tribunal may entertain an appeal after the expiry of the said period of thirty days, if it is satisfied that the appellant had sufficient cause for not preferring the appeal within that period.

(4) Every appeal shall be accompanied by a fee of four hundred rupees, which shall not be refundable and shall be credited to the university fund.

Provided that, the State Government may by notification in the *Official Gazette*, revise such fees, from time to time.

General powers and procedure of Tribunal.

69C. (1) For the purposes of admission, hearing and disposal of appeals, the Tribunal shall have the same powers as are vested in an appellate court under the Code of Civil Procedure, 1908, and shall also have the power to stay the operation of any order against which an appeal is made, on such conditions as it may think fit to impose and such other powers as are conferred on it by or under this Act. V of 1908.

(2) The Presiding Officer of the Tribunal shall decide the procedure to be followed by the Tribunal for the disposal of its business including the place or places at which and the hours during which it shall hold its sittings.

(3) The Tribunal shall decide as expeditiously as possible every case, and an endeavour shall be made by the Tribunal to decide an appeal within three months from the date of filing of such appeal before the Tribunal. The Tribunal shall, if it is unable to dispose of any appeal within the period of three months, it shall put on its record the reasons for the delay in such disposal.

Powers of Tribunal to give appropriate reliefs and directions.

69D. (1) On receipt of an appeal, where the Tribunal after giving reasonable opportunity to both the parties of being heard, is satisfied that the appeal does not fall within the purview of sub-section (1) of section 69B or is not maintainable before it, or there is no sufficient ground for interfering with the orders of the University or management, it may dismiss the appeal.

(2) Where the Tribunal, after giving reasonable opportunity of being heard to the parties concerned, decides in any appeal that the order of dismissal, removal, or termination of service or reduction in rank was in contravention of any law, contract or conditions of service for the time

being in force or was otherwise illegal or improper, the Tribunal may set aside the order of the University or the management, as the case may be, partially or wholly, and direct the University or, as the case may be, the management :—

(a) to reinstate the employee on the same post or on a lower post as it may specify,

(b) to restore the employee to the rank which he held before reduction or to any lower rank as it may specify,

(c) to give arrears of emoluments to the employee for such period as it may specify,

(d) to award such lesser punishment as it may specify in lieu of dismissal, removal, otherwise termination of service or reduction in rank, as the case may be,

(e) where it is decided not to reinstate the employee or in any other appropriate case, to give such sum to the employee, not exceeding his emoluments for six months, by way of compensation, regard being had to loss of employment and possibility of getting or not getting suitable employment thereafter, as it may specify ; or

(f) to give such other relief to the employee and to observe such other conditions as it may specify, having regard to the circumstances of the case.

(3) It shall be lawful for the Tribunal to recommend to the State Government that any dues directed by it to be paid to the employee may be deducted from the grant if payable to the University or, as the case may be, the management and be paid to the employee direct.

(4) Any direction issued by the Tribunal under sub-section (2) shall be communicated to the concerned parties, in writing and shall be complied with by the University or, as the case may be, the management, within the period specified in the direction, which shall not be less than two months from the date of its receipt by the University or, as the case may be, the management.

69E. Notwithstanding anything contained in any law or contract for time being in force, the decision of the Tribunal on an appeal entertained and disposed of by it shall be final and binding on the employee and the University or, as the case may be, the management ; and no suit, appeal or other legal proceeding shall lie in any court or before any other Tribunal or authority, in respect of the matters decided by the Tribunal.

Decision of Tribunal to be final and binding.

69F. (1) If the university or, as the case may be, the management fails, without any reasonable cause, to comply with any direction issued by the Tribunal under section 69D within the period specified in the order, or within such further period as may be allowed by the Tribunal, the university or, as the case may be, the management shall, on conviction, be punished,—

Penalty to management for failure to comply with Tribunal's directions.

(a) for the first offence, with fine which may extend to one thousand rupees :

Provided that, in the absence of special and adequate reasons to the contrary to be mentioned in the order of the Tribunal, the fine shall not be less than one hundred rupees, and

(b) for the second and subsequent offences, with fine which may extend to two thousand rupees :

Provided that, in the absence of special and adequate reasons to the contrary to be mentioned in the order of the Tribunal, the fine shall not be less than five hundred rupees :

Provided further that, when the direction issued by the Tribunal is not complied within the period stipulated in the direction or within such further period as allowed by the Tribunal, and when the contravention is a continuing one, the convicted person shall be punished with a further fine of rupees one hundred per day during which such contravention continues after conviction.

(2) (a) Where the University or, as the case may be, the management committing an offence under this section is a society, every person who at the time the offence was committed, was in charge of and was responsible to the society for the conduct of the affairs of the society, as well as the society shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly :

Provided that, nothing contained in this sub-section shall render any person liable to the punishment, if he proves that the offence was committed without his knowledge or that he had exercised all the due diligence to prevent commission of such offence.

(b) Notwithstanding anything contained in clause (a), where the offence has been committed by a society and it is proved that the offence has been committed with the consent or connivance of, or attributable to any neglect on the part of the Executive Council of the University or any President, Chairman, Secretary, Member, Principal or Manager or other officer or servant of the society, such Executive Council, President, Chairman, Secretary, Member, Principal or Manager or other officer or servant concerned, as the case may be, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

*Explanation.*—For the purpose of this section, “ a society ” means XXI  
a society registered under the Societies Registration Act, 1860 or a of  
public trust registered under the Bombay Public Trusts Act, 1950, or Bom.  
any other body corporate, and includes an association or body of XXIX  
persons, by whatever name called, under whose management one or of  
more colleges or institutions are conducted and admitted to the privileges 1950.  
of the University.

69F. Notwithstanding anything contained in any law for time being in force, a legal practitioner shall not be entitled to appear on behalf of any party in any proceedings before the Tribunal. ”.

Legal practitioners excluded from appearance.

Mah. Ord. II of 2003. 12. (1) The Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2003, is hereby repealed.

Repeal of Mah. Ord. II of 2003 and saving.

Mah. XLI of 1983. (2) Notwithstanding such repeal, anything done or any action taken under the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983, as amended by the said Ordinance, shall be deemed to have been done or taken, as the case may be, under the corresponding provisions of the Principal Act, as amended by this Act.



# महाराष्ट्र शासन राजपत्र असाधारण भाग चार

वर्ष २, अंक १५] सोमवार, जुलै ५, २०१०/आषाढ १४, शके १९३२ [पृष्ठे ४, किंमत : रुपये २६.००

असाधारण क्रमांक २५

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम.

अनुक्रमणिका

सन २०१० चा महाराष्ट्र अध्यादेश क्रमांक ७.—महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ यात आणखी सुधारणा करण्यासाठी अध्यादेश.	पृष्ठे १-४
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कृषी, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभाग  
मंत्रालय, मुंबई ४०० ०३२, दिनांक ५ जुलै २०१०.

MAHARASHTRA ORDINANCE No. VII OF 2010.

AN ORDINANCE  
FURTHER TO AMEND THE MAHARASHTRA AGRICULTURAL  
UNIVERSITIES (KRISHI VIDYAPEETHS) ACT, 1983.

सन २०१० चा महाराष्ट्र अध्यादेश क्रमांक ७.

महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ यात आणखी सुधारणा करण्यासाठी अध्यादेश.

ज्याअर्थी, राज्य विधानमंडळाच्या दोन्ही सभागृहांचे अधिवेशन चालू नाही ;

आणि ज्याअर्थी, यात यापुढे दिलेल्या प्रयोजनांसाठी, महाराष्ट्राच्या राज्यपालांनी, महाराष्ट्र कृषी  
१९८३ चा विद्यापीठ अधिनियम, १९८३ यात आणखी सुधारणा करण्यासाठी तात्काळ कार्यवाही करणे जीमुळे  
महा. ४९. आवश्यक व्हावे अशी परिस्थिती अस्तित्वात असल्याबद्दल त्यांची खात्री पटली आहे ;

भाग चार-२५-१

त्याअर्थी, आता, भारताच्या संविधानाच्या अनुच्छेद २१३ च्या खंड (१) द्वारे प्रदान करण्यात आलेल्या अधिकारांचा वापर करून, महाराष्ट्राचे राज्यपाल, याद्वारे, पुढील अध्यादेश प्रख्यापित करीत आहेत :-

संक्षिप्त नाव  
व प्रारंभ.  
  
सन १९८३  
चा महाराष्ट्र  
अधिनियम  
क्रमांक ४१  
याच्या कलम  
१७ ची सुधारणा.

१. (१) या अध्यादेशास, महाराष्ट्र कृषी विद्यापीठ (सुधारणा) अध्यादेश, २०१० असे म्हणावे.  
(२) तो तात्काळ अंमलात येईल.

२. महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ याच्या कलम १७ मध्ये,—  
(क) पोट-कलम (१) ऐवजी, पुढील पोट-कलम दाखल करण्यात येईल :-

“ (१) कुलपती हा, कुलगुरुची पुढील पद्धतीने नेमणूक करील :-

(अ) कुलगुरुची नेमणूक करण्यासाठी कुलपतींना योग्य अशा नावांची शिफारस करण्याकरिता पुढील सदस्यांचा समावेश असलेली एक समिती असेल :-

(एक) कुलपतीने नामनिर्देशित केलेला सदस्य, जो सर्वोच्च न्यायालयाचा निवृत्त न्यायाधीश असेल किंवा उच्च न्यायालयाचा निवृत्त मुख्य न्यायमूर्ती असेल किंवा राष्ट्रीय ख्यातीचा विख्यात संशोधक असेल किंवा त्याला शिक्षण क्षेत्रातील पद्म पुरस्कार मिळाला असेल ;

(दोन) महासंचालक, भारतीय कृषी संशोधन परिषद, नवी दिल्ली ;

(तीन) महाराष्ट्र शासनाच्या, कृषी, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभागातील प्रधान सचिव (कृषी) किंवा, यथास्थिति, सचिव (कृषी) ;

(ब) कुलपतीने नामनिर्देशित केलेला सदस्य हा समितीचा अध्यक्ष असेल ;

(क) नामनिर्देशित केलेला सदस्य विद्यापीठाशी किंवा विद्यापीठाच्या कोणत्याही मान्यताप्राप्त संस्थेशी संबंधित नसलेली व्यक्ती असेल ;

(ड) समितीचे सर्व तीन सदस्य उपस्थित असल्याखेरीज समितीची कोणतीही बैठक घेतली जाणार नाही. ” ;

(ख) पोट-कलम (२) ऐवजी, पुढील पोट-कलमे दाखल करण्यात येतील :-

“ (२) नामिका तयार करण्याची प्रक्रिया ही कुलगुरुचे पद रिक्त होण्याच्या संभाव्य दिनांकाच्या किमान तीन महिने पूर्वी सुरू करण्यात येईल आणि ती कुलपतीने निश्चित केलेल्या कालमर्यादेच्या आत पूर्ण करण्यात येईल. तथापि, कुलपतीला निकडीच्या परिस्थितीत तसे करणे आवश्यक असेल तर अशी कालमर्यादा वाढविता येईल. तथापि, अशा रीतीने वाढविण्यात आलेला कालावधी एकूण तीन महिन्यांपेक्षा अधिक असणार नाही.

(२अ) समिती, कुलपतीच्या विचारार्थ, कमीतकमी पाच योग्य व्यक्तींच्या नामिकेची त्याची स्थापना केल्यापासून दोन महिन्यांच्या कालावधीत, कुलगुरु म्हणून नेमणूक केली जाण्यासाठी शिफारस करील. अशा प्रकारे शिफारस करण्यात आलेली नावे, कोणताही पसंतीक्रम न दर्शविता वर्णक्रमानुसार नमूद केलेली असतील. नामिकेत समाविष्ट असलेल्या प्रत्येक व्यक्तीच्या योग्यतेची सविस्तर माहिती अहवालासोबत असेल.

(२ब) कुलपतीस, अशा नामिकेतील उक्त व्यक्तीमधून एकाची कुलगुरुच्या पदासाठी, निवड करता येईल व तिची अशा पदावर नेमणूक करता येईल. नामिकेतील व्यक्तीपैकी कोणतीही व्यक्ती कुलपतीस मान्य नसेल किंवा कुलपतीने कुलगुरुच्या पदासाठी निवड केलेल्या व्यक्तीची कुलगुरुचे पद स्वीकारण्याची इच्छा नसेल तर, कुलपतीस, उपरोक्त समितीला, नवीन नामिका तयार करण्यास, फर्माविता येईल.

(२क) कुलगुरु म्हणून नेमणुकीसाठी समितीद्वारे शिफारस केलेली व्यक्ती,—

(अ) प्रख्यात विद्वान असेल किंवा उच्च दर्जाचा प्रशासक असेल ;

(ब) स्वतःच्या उदाहरणाने नेतृत्व करण्यास समर्थ असेल ;

(क) दूरदृष्टी देण्यास समर्थ असेल आणि ती दृष्टी विद्यार्थ्यांच्या व समाजाच्या हितासाठी प्रत्यक्षात आणण्यात सक्षम असेल ;

(ड) राज्य शासनाने, कुलपतीशी विचारविनिमय करून, राजपत्रात प्रसिद्ध केलेल्या आदेशाद्वारे विनिर्दिष्ट केलेली अशी शैक्षणिक अर्हता व अनुभव धारण करणारी असेल.

(२ड) सर्वांत योग्य उमेदवारांची शिफारस व्हावी याची सुनिश्चिती करण्याकरिता, पात्रतेच्या शर्ती व कुलगुरु म्हणून नियुक्तीसाठी नावांच्या शिफारशीची प्रक्रिया यांना मोठ्या प्रमाणात प्रसिद्धी देण्यात येईल.” ;

(ग) पोट-कलम (४) मध्ये, “ एकूण सहा महिन्यांपेक्षा जास्त होणार नाही एवढ्या मुदतीकरिता ” या मजकुराएवजी, “ एकूण बारा महिन्यांपेक्षा जास्त होणार नाही एवढ्या मुदतीकरिता ” हा मजकूर दाखल करण्यात येईल.

## निवेदन.

महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) याच्या कलम १७ ची पोट-कलमे (१) व (२) मध्ये, कुलगुरुच्या नियुक्तीसाठी तरतूद आहे, जो, विद्यापीठाचा मुख्य कार्यकारी व विद्याविषयक अधिकारी आणि कार्यकारी परिषद व विद्याविषयक परिषद, यांचा पदसिद्ध सदस्य व अध्यक्ष आणि महाराष्ट्र कृषी शिक्षण व संशोधन परिषदेचा पदसिद्ध सदस्य आहे. कुलगुरु म्हणून नियुक्ती करण्यासाठी उचित व्यक्तीच्या नावांची शिफारस करण्यासाठी समिती घटित करण्याकरिता उक्त पोट-कलमे (१) व (२) मध्ये जरी तरतूद असली तरी उक्त अधिनियमात कुठेही, कुलगुरु म्हणून नियुक्ती करण्यासाठी पात्रतेच्या शर्तीकरिता तरतूद करण्यात आलेली नाही. म्हणून, कुलगुरु म्हणून नियुक्ती करण्यासाठी उक्त समितीची पुनर्घटना व पात्रतेच्या शर्ती या तरतुदींचा समावेश करण्यासाठी अधिनियमाच्या कलम १७ मध्ये सुधारणा करणे इष्ट आहे, असे वाटते.

२. उक्त अधिनियमाच्या कलम १७ च्या पोट-कलम (४) च्या तरतुदीनुसार, कुलगुरु पाच वर्षांच्या मुदतीकरिता पद धारण करील, आणि कुलपती, उक्त मुदत समाप्त झाल्यानंतर, एकूण सहा महिन्यांपेक्षा जास्त होणार नाही एवढ्या कालावधीकरिता पद धारण करण्याकरिता उचित व्यक्तीस नामनिर्देशित करू शकेल. काही कृषी विद्यापीठांचे कुलगुरु नियुक्त करण्यासाठी कुलपतींच्या विचारार्थ उचित नावांची शिफारस करण्यासाठीची प्रक्रिया लवकरच सुरू होत आहे. महात्मा फुले कृषी विद्यापीठ, राहुरी याच्या कुलगुरुची मुदत यापूर्वीच म्हणजे दिनांक ९ फेब्रुवारी २०१० रोजी समाप्त झाली आहे. कुलपतीने कुलगुरुच्या नियुक्तीसाठी उचित नावांची शिफारस करण्याकरिता उक्त अधिनियमाच्या कलम १७ च्या प्रस्तावित तरतुदीनुसार समिती घटित करावयाची असल्यामुळे आणि कुलगुरुचे पद धारण करणाऱ्या व्यक्तीची एकूण सहा महिन्यांची मुदत नजीकच्या भविष्यात समाप्त होत असल्यामुळे उक्त पोट-कलम (४) मध्ये योग्य ती सुधारणा करून उक्त कालावधी एकूण सहा महिन्यांपर्यंत वाढविणे इष्ट आहे, असे वाटते.

३. राज्य विधानमंडळाच्या दोन्ही सभागृहांचे अधिवेशन चालू नाही आणि उपरोक्त प्रयोजनासाठी, महाराष्ट्राच्या राज्यपालांनी; महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) यामध्ये आणखी सुधारणा करण्यासाठी तात्काळ कार्यवाही करणे जीमुळे आवश्यक व्हावे अशी परिस्थिती अस्तित्वात असल्याबद्दल त्यांची खात्री पटली आहे, म्हणून, हा अध्यादेश प्रख्यापित करण्यात येत आहे.

मुंबई,  
दिनांक ३ जुलै २०१०.

के. शंकरनारायणन्,  
महाराष्ट्राचे राज्यपाल.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

सुधीर कुमार गोयल,  
शासनाचे प्रधान सचिव.



# महाराष्ट्र शासन राजपत्र असाधारण भाग आठ

वर्ष २, अंक २३ |

सोमवार, जुलै ५, २०१०/आषाढ १४, शके १९३२

| पृष्ठे ४, किंमत : रुपये १९.००

असाधारण क्रमांक ४५

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2010 (Mah. Ord. VII of 2010), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

H. B. PATEL,  
Secretary to Government,  
Law and Judiciary Department.

(Translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2010 (Mah. Ord. VII of 2010), published under the authority of the Governor.)

**AGRICULTURE, ANIMAL HUSBANDRY, DAIRY  
DEVELOPMENT AND FISHERIES DEPARTMENT**  
Mantralaya, Mumbai 400 032, dated the 5th July 2010.

**MAHARASHTRA ORDINANCE No. VII OF 2010.**

*AN ORDINANCE*

*further to amend the Maharashtra Agricultural Universities  
(Krishi Vidyapeeths) Act, 1983.*

WHEREAS both Houses of the State Legislature are not in session ;

भाग आठ—४५-१

(१)

AND WHEREAS the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983, for the purposes hereinafter appearing ;

Mah.  
XLI of  
1983.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Maharashtra is hereby pleased to promulgate the following Ordinance, namely :—

Short title  
and  
commence-  
ment.

1. (1) This Ordinance may be called the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2010.

(2) It shall come into force at once.

Amendment  
of section 17  
of Mah. XLI  
of 1983.

2. In section 17 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983,—

Mah.  
XLI of  
1983.

(a) for sub-section (1), the following sub-section shall be substituted, namely :—

“(1) The Vice-Chancellor shall be appointed by the Chancellor in the manner stated hereunder :—

(a) There shall be a Committee consisting of the following members to recommend suitable names to the Chancellor for appointment of the Vice-Chancellor, namely :—

(i) a member nominated by the Chancellor, who shall be a retired Judge of the Supreme Court or retired Chief Justice of a High Court or an eminent scientist of national repute or a recipient of *Padma* Award in the field of education ;

(ii) the Director General, Indian Council of Agricultural Research, New Delhi ;

(iii) the Principal Secretary (Agriculture) or Secretary (Agriculture), as the case may be, in the Agriculture, Animal Husbandry, Dairy Development and Fisheries Department of the Government of Maharashtra ;

(b) The member nominated by the Chancellor shall be the Chairman of the Committee ;

(c) The member nominated shall be the person not connected with the University or any recognised institution of the University ;

(d) No meeting of the Committee shall be held unless all the three members of the Committee are present.” ;

(b) for sub-section (2), the following sub-sections shall be substituted, namely :—

“(2) The process of preparing a panel shall begin at least three months before the probable date of occurrence of the vacancy of the Vice-Chancellor and shall be completed within the time limit

fixed by the Chancellor. The Chancellor, however, may extend such time limit if in the exigency of the circumstances, it is necessary so to do, however that the period so extended shall not exceed three months in the aggregate.

(2A) The Committee shall recommend a panel of not less than five suitable persons for the consideration of the Chancellor for being appointed as the Vice-Chancellor within the period of two months from its constitution. The names so recommended shall be in alphabetical order without any preference being indicated. The report shall be accompanied by a detailed write-up on suitability of each person included in the panel.

(2B) The Chancellor may select one of the said persons from such panel for the post of the Vice-Chancellor and appoint the person to such post. If the Chancellor does not approve any of the persons in the panel or if the person selected by the Chancellor for the post of Vice-Chancellor is not willing to accept the office of the Vice-Chancellor, the Chancellor may require the above-mentioned Committee to prepare a fresh panel.

(2C) A person recommended by the Committee for appointment as a Vice-Chancellor shall,—

(a) be an eminent academician or an administrator of high calibre ;

(b) be able to provide leadership by his own example ;

(c) be able to provide vision and have ability to translate the same into reality in the interest of students and society ; and

(d) possess such educational qualifications and experience as may be specified by the State Government, by an order published in the *Official Gazette*, in consultation with the Chancellor.

(2D) The eligibility conditions and the process for recommendation of names for appointment as a Vice-Chancellor shall be given wide publicity to ensure the recommendation of most suitable candidates.”;

(c) in sub-section (4), for the words “ term not exceeding, six months in the aggregate ” the words “ term not exceeding, twelve months in the aggregate ” shall be substituted.

## STATEMENT

Sub-sections (1) and (2) of section 17 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (Mah. XLI of 1983) provide for the appointment of the Vice-Chancellor, who is the Principal Executive and Academic Officer of the University and *Ex-officio* member and Chairman of the Executive Council and the Academic Council and *Ex-officio* member of the Maharashtra Council of Agricultural Education and Research. Although the said sub-sections (1) and (2) provide for constitution of the Committee for recommending names of suitable persons for appointment as a Vice-Chancellor, the said Act, nowhere, provides for the eligibility conditions for the appointment as a Vice-Chancellor. It is, therefore, considered expedient to amend section 17 of the said Act, so as to incorporate therein the provisions for the re-constitution of the said Committee and the eligibility conditions for the appointment as a Vice-Chancellor.

2. As per the provisions of sub-section (4) of section 17 of the said Act, the Vice-Chancellor holds office for a term of five years ; and the Chancellor can, after the expiry of the said term, nominate a suitable person to hold the office for a period not exceeding six months in the aggregate. The process for recommending suitable names for the consideration of the Chancellor for being appointed as a Vice-Chancellor of some of the Agricultural Universities is to commence shortly. The term of the Vice-Chancellor of the Mahatma Phule Krishi Vidyapeeth, Rahuri is already expired on the 9th February 2010. As the Committee for recommending the suitable names to the Chancellor for appointment of Vice-Chancellor will have to be constituted under the proposed provisions of section 17 of the said Act and the aggregate term of six months of the person holding the office of the Vice-Chancellor is expiring in near future, it is considered expedient to extend the said period from six months to twelve months in the aggregate, by amending the said sub-section (4), suitably.

3. As both Houses of the State Legislature are not in session and the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (Mah. XLI of 1983), for the purposes aforesaid, this Ordinance is promulgated.

Mumbai,  
Dated the 3rd July 2010.

K. SANKARANARAYANAN,  
Governor of Maharashtra.

By order and in the name of the  
Governor of Maharashtra,

SUDHIR KUMAR GOYAL,  
Principal Secretary to Government.



महाराष्ट्र शासन राजपत्र  
असाधारण भाग चार - ब

वर्ष २, अंक ३९]

शुक्रवार, जुलै २३, २०१०/श्रावण १, शके १९३२

[पृष्ठे ७

किंमत : रुपये २८.००

असाधारण क्रमांक ९९

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमान्वये तयार केलेले (भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांखालिरिक्त) नियम व आदेश.

कृषी, पशुसंवर्धन, दुग्ध विकास व मत्स्यव्यवसाय विभाग

मंत्रालय, मुंबई ४०० ०३२, दिनांक २१ जुलै २०१०

आदेश

महाराष्ट्र कृषी विद्यापीठे अधिनियम, १९८३.

क्रमांक अजीयू. २०१०/प्र.क्र.७१/७-अ.— महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा.४१) याच्या कलम १७ च्या पोट-कलम (२ क) च्या खंड (ड) द्वारे, प्रदान करण्यात आलेल्या अधिकारांचा आणि याबाबत त्यास समर्थ करणाऱ्या इतर सर्व अधिकारांचा वापर करून, महाराष्ट्र शासन, कुलपतीशी विचारविनिमय करून याद्वारे असे विनिर्दिष्ट करण्यात येत आहे की, कुलगुरु पदाच्या नियुक्तीसाठी समितीने शिफारस केलेली व्यक्ती ही यासोबत जोडलेल्या अनुसूचीच्या भाग "अ" मध्ये, घालून दिलेल्या आवश्यक अर्हता व अनुभव आणि उक्त अनुसूचीच्या अनुक्रमे भाग "ब" व भाग "क" मध्ये घालून दिलेला इष्ट अनुभव, अपेक्षित कौशल्य आणि क्षमता धारण करणारी असेल.

भाग चार-ब—१९-१

(१)

**अनुसूची**  
**भाग-अ**

**आवश्यक अर्हता व अनुभव.—**

- (१) कृषि क्षेत्रातील किंवा संबंधित क्षेत्रातील डॉक्टरेट .
- (२) कृषि क्षेत्रातील किंवा संबंधित क्षेत्रातील अध्यापन, संशोधन व विस्तार शिक्षण यामधील २० वर्षांचा अनुभव.
- (३) प्रशासकीय आणि तंत्र क्षेत्रातील किमान ८ वर्षांचा अनुभव आणि प्राध्यापक किंवा समकक्ष पदापेक्षा कमी दर्जाचा नसलेल्या पदावरील ८ वर्षांचा अनुभव.
- (४) पीएच. डी. नंतर किमान ५ संशोधन पेपर मान्यता प्राप्त अशा संशोधन जर्नलसमध्ये प्रकाशित केलेले असावेत आणि / किंवा मान्यताप्राप्त विद्याशाखेतील गुणात्मक दर्जा असलेली व राष्ट्रीय आंतरराष्ट्रीय पातळीवर उच्च शिक्षणासाठी संदर्भग्रंथ म्हणून वापरली जातील अशी पुस्तके प्रकाशित केलेली असावीत.
- (५) महत्त्वपूर्ण अशा किमान एका संशोधन प्रकल्पाचे संचलन केलेले असावे.
- (६) आंतरराष्ट्रीय संस्था किंवा संघटना यांच्या देशाबाहेरील कार्यशाळा, चर्चासत्र (सेमिनार्स) किंवा परिषदांमध्ये सहभागात्मक स्वरूपाच्या कार्यांचा अनुभव असावा.
- (७) कृषी क्षेत्राशी संबंधित आंतरराष्ट्रीय दर्जाच्या कार्यशाळा, चर्चासत्र (सेमिनार्स), परिषदा यांचे देशात आयोजन करण्याचा अनुभव असावा.
- (८) नेतृत्वाचा प्रात्यक्षिक अनुभव असावा.

**भाग-ब**

**इष्टतम अनुभव.—**

- (१) विद्यापीठाच्या अभ्यास मंडळ, विद्या परिषद, कार्यकारी परिषद (व्यवस्थापन मंडळ) यासारख्या सांविधिक प्राधिकरणावरील कार्याचा अनुभव असावा.
- (२) दर्जात्मक बाबी, मूल्यनिर्धारण, अधिस्वीकृती प्रक्रिया इत्यादी हाताळण्याचा प्रत्यक्ष अनुभव असावा.
- (३) पीएच. डी. करणाऱ्या विद्यार्थ्यांना मार्गदर्शन करण्याचा अनुभव असावा.
- (४) महाराष्ट्र कृषी विद्यापीठ अधिनियम, १९८३ मध्ये उद्दिष्ट ठेवल्याप्रमाणे विद्यापीठातील विद्यार्थ्यांचा सर्वांगीण विकास व त्यांना दर्जेदार विद्यालयक्षेत्र पुरविण्यासाठी राज्य किंवा राष्ट्रीय अथवा आंतरराष्ट्रीय स्तरावरील विद्यार्थ्यांकेंद्रित कार्यक्रमासारखा युवक विकास कार्यक्रम राबविण्याचा अनुभव असावा.

भाग-क

अपेक्षित कौशल्य व क्षमता.—

१. तंत्रविषयक कौशल्य.— (१) तंत्रज्ञानाचा खुलेपणाने अंगिकार करणे आणि त्या तंत्रज्ञानाच्या ज्ञानाधारीत उपयुक्ततेबाबत दृढ विश्वास असावा.

(२) तंत्रज्ञानाच्या वापराबाबत उच्च पातळीवरील हातोटी.

२. व्यवस्थापकीय कौशल्य.— (१) अपेक्षित घटना व समस्यांवर मात करण्याची व त्यासाठी आगाऊ डावपेचात्मक आराखडा तयार करण्याची योग्यता असावी ;

(२) साधन संपत्तीची निर्मिती व त्यांचे योग्यप्रकारे नियत वाटप करण्याची क्षमता असावी ;

(३) दबावाखाली परिणामकारकपणे काम करण्याची आणि कामाचे व्यवस्थापन व उपलब्ध साधन संपत्तीचा कालमर्यादेत वापर करण्याची क्षमता असावी ;

(४) महसूल निर्मिती, नियोजन व वित्तीय नियंत्रण यासह वित्तीय व्यवस्थापनाचे प्रगल्भ ज्ञान असावे.

३. कॉर्पोरेट उद्दिष्टे आणि राज्य तसेच राष्ट्रीय पातळीवरील प्राधान्ये यामध्ये सुसूत्रता आणणे.—

(१) महत्त्वाच्या क्षेत्रामधील समाजाच्या गरजा ओळखण्याची क्षमता असावी ;

(२) राष्ट्रपुढे असलेल्या आव्हानांचे सखोल ज्ञान असावे आणि विकासात्मक गरजांना उच्च शिक्षण कसे प्रतिसाद देऊ शकेल याबाबतचे ज्ञान असावे ;

(३) अभ्यासक्रमात विकासाबाबत या मुद्द्यांची, विशेषतः सहभाग आणि सामाजिक अंतर्भाव विस्तृतपणे वाढविणारे अभ्यासक्रम यांची विशेष जाण असावी ;

४. नेतृत्व कौशल्य.— (१) विविध लाभार्थी गटांना उद्युक्त करण्याची अपवादात्मक क्षमता असावी ;

(२) संघटनेचे ध्येय व उद्दिष्टे पुढे नेण्याचे प्रबळ इच्छाशक्ती असावी ;

(३) डावपेचात्मकदृष्ट्या, सूजनात्मकदृष्ट्या व स्थूलमानाने विचार करण्याची क्षमता असावी ;

(४) स्वउदाहरणाने नवीन कल्पनांचा अंगिकार करण्याची आणि संवादात्मक दृष्टीकोनातून त्या राबविण्याची क्षमता असावी ;

५. संवादात्मक व सहकार्यात्मक कौशल्य.— (१) राष्ट्रीय व आंतरराष्ट्रीयस्तरावर परस्पर सहकार्याच्या विकासामध्ये व अंमलबजावणीमध्ये उल्लेखनीय यश मिळालेले असावे ;

४ महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब, जुलै २३, २०१०/श्रावण १, शके १९३२

(२) वरिष्ठस्तरावर आणि मोठ्या व्यासपीठावर तसेच वैयक्तिक पातळीवर सखोल ज्ञानाच्या आधारे परिणामकारकपणे संवाद साधण्याची आणि मतपरिवर्तन करण्याची क्षमता असावी ;

(३) समयोचित क्षेत्रातील व्यावसायिक संस्था व संघटना यांचे सक्रीय सदस्यत्व असल्याचा पुरावा असावा ;

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

ना. बा. पाटील,

शासनाचे अपर मुख्य सचिव.

C/33

महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब, जुलै २३, २०१०/श्रावण १, शके १९३२

**AGRICULTURE, ANIMAL HUSBANDRY, DAIRY  
DEVELOPMENT AND FISHERIES DEPARTMENT**

Mantralaya, Mumbai 400 032, dated the 21st July 2010

**Order**

MAHARASHTRA AGRICULTURAL UNIVERSITIES (KRISHI VIDYAPEETHS) ACT, 1983.

No.AGU. 2010/C.R.71/7-A.— In exercise of the powers conferred by clause (d) of sub-section (2C) of section 17 of the Maharashtra Agriculture Universities (Krishi Vidyapeeths) Act, 1983 (Mah.XLI of 1983) and of all other powers enabling it in that behalf, the Government of Maharashtra, in consultation with the Chancellor, hereby specified that the person being recommended by the Committee for appointment as Vice-Chancellor shall possess the essential qualifications and experience as set out in Part 'A' of the Schedule appended hereto and desirable experience, expected skill and competency set out in Part 'B' and Part 'C' respectively of the said Schedule.

*Schedule*

**PART 'A'**

**Essential Qualification and Experience.—**

1. Earned Doctor of Philosophy (Ph.D.) in Agriculture or related fields.
2. Experience of 20 years in teaching, research and extension education in Agriculture or related fields.
3. At least 8 years of experience in the administration and technical field and 8 years of experience on the post not below the rank of Professor or equivalent post.
4. Minimum of five research publications in peer-reviewed/referred international research journals after Ph.D. and/or published quality books in a recognised discipline, referenced for study in higher education at the National/International level.
5. Execution of at least one major research project.
6. Experience of working with international bodies or international exposure through participation in workshops, seminars or conferences held outside the country.

६ महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब, जुलै २३, २०१०/श्रावण १, शके १९३२

7. Experience of organizing events such as workshops, seminars, conference at an International level within the country in the field of agriculture.

8. Demonstrated experience in leadership.

#### PART 'B'

##### Desirable Experience.—

1. Experience of working on the Statutory Authorities of a university such as Board of Studies, Academic Council, Executive Council (Board of Management).

2. Demonstrable Experience of handling quality issues, assessment and accreditation procedures, etc.

3. Experience to Ph.D. students.

4. Experience at the State or National or International level in handling youth development work such as organising student centric activities for their all-round development and for providing them rich campus life as envisaged in the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983.

#### PART 'C'

##### Desired Skills and Competencies.—

1. *Technical Skills.*—(1) Openness towards technology and a deep conviction regarding its potential applications in a knowledge-based settings ;

(2) Reasonable high level of comfort in the use of technology.

2. *Managerial Skills.*—(1) Ability to anticipate issues and problems and prepare advance strategic plans ;

(2) Ability to generate resources and allocate the same appropriately;

(3) Capacity to work effectively under pressure and manage work and resources within tight deadlines ;

(4) Good understanding of financial management including revenue generation, planning and fiscal control.

3. *Alignment with corporate objectives and State as well as National level priorities.*—(1) Ability to identify the needs of the communities in key sectors ;

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महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब, जुलै २३, २०१०/श्रावण १, शके १९३२ ७

(2) Deep understanding of the challenges before the Nations and how higher education can respond to developmental needs ;

(3) Demonstrable understanding of curriculum development issues, especially those relating to widening participation and social inclusion.

4. *Leadership Skills*.—(1) Exceptional ability to motivate a divers group of stakeholders ;

(2) Keen desire to further the mission and goals of the organisation;

(3) Ability to think strategically and innovatively and maintain a broad perspective ;

(4) Ability to lead by personal example with openness to new ideas and a consultative approach in implementation of the same.

5. *Interpersonal Communication and Collaborative Skills*.—(1) Demonstrable success in developing and executing National and International collaborative arrangements ;

(2) Ability to interact effectively and persuasively with a strong knowledge- base at senior levels and in large forums as well as on a one-to-one basis ;

(3) Evidence of being an active member of professional bodies and association in pertinent fields.

By order and in the name of the Governor of Maharashtra,

N. B. PATIL,  
Additional Chief Secretary  
to Government.



# महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब

वर्ष ३, अंक ५५]

शुक्रवार, जुलै ८, २०११/आषाढ १८, शके १९३३

[पृष्ठ ४

किंमत : रुपये १२.००

असाधारण क्रमांक १०५

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमान्वये तयार केलेले (भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांव्यतिरिक्त) नियम व आदेश.

कृषि, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभाग

मंत्रालय, मुंबई ४०० ०३२, दिनांक ५ जुलै २०११

आदेश

महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३.

क्रमांक एजीयू. २०१०/प्र.क्र.७१/७-ए.—ज्याअर्थी महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) याच्या कलम १७ च्या पोट-कलम (२क) च्या खंड (ड) द्वारे प्रदान केलेल्या अधिकारांचा वापर करून, काढलेला शासकीय आदेश, कृषि, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभाग, क्र. एजीयू. २०१०/प्र.क्र. ७१/७-ए, दिनांक २१ जुलै २०१० याद्वारे, महाराष्ट्र शासनाने, कुलगुरु म्हणून नियुक्त केल्या जाणाऱ्या व्यक्तीने धारण करावयाची शैक्षणिक अर्हता व अनुभव विनिर्दिष्ट केला आहे ;

आणि ज्याअर्थी, महाराष्ट्र शासनाला, आता, कुलगुरु म्हणून नियुक्त केल्या जाणाऱ्या व्यक्तीने धारण करावयाची सुधारित शैक्षणिक अर्हता व अनुभव विनिर्दिष्ट करणाऱ्या पात्रता अटीमध्ये फेरबदल करणे इष्ट वाटते.

त्याअर्थी, आता, महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) याच्या कलम १७ च्या पोट-कलम (२क) च्या खंड (ड) आणि मुंबईचा सर्वसाधारण वाकखंड, अधिनियम, १९०४ (१९०४ चा मुंबई १) यांच्या कलम २१ द्वारे प्रदान केलेल्या अधिकारांचा आणि याबाबतीत त्यास समर्थ करणाऱ्या इतर

(१)

२ महाराष्ट्र शासन राजपत्र असाधारण भाग चार-ब, जुलै ८, २०११/आवाढ १८, शके १९३३

सर्व अधिकारांचा वापर करून, महाराष्ट्र शासन, कुलपतींशी विचारविनिमय करून, याद्वारे उक्त आदेशात पुढीलप्रमाणे सुधारणा करित आहे :-

उक्त आदेशामध्ये, उक्त आदेशाला जोडलेल्या अनुसूचीमधील,—

(क) भाग 'अ' मध्ये,—

(एक) परिच्छेद २ व ३ याएवजी पुढील परिच्छेद दाखल करण्यात येतील :-

“२. कृषि क्षेत्रातील किंवा संबंधित क्षेत्रातील अध्यापन, संशोधन व विस्तार शिक्षण यामधील २० वर्षांचा अनुभव, यापैकी किमान ८ वर्षांचा अनुभव, प्राध्यापक किंवा समकक्ष पदावरील असावा.

३. विभाग प्रमुख किंवा समकक्ष पदापेक्षा कमी दर्जा असलेल्या पदावरील किमान ८ वर्षांचा प्रशासकीय अनुभव, यापैकी किमान ५ वर्षांचा अनुभव, अधिष्ठाता किंवा संचालक किंवा समकक्ष पदावरील असावा.”

(दोन) परिच्छेद ५ ते ८ याएवजी पुढील परिच्छेद दाखल करण्यात येतील :-

“५. महत्त्वपूर्ण अशा किमान एका संशोधन प्रकल्पाचे किंवा बहुविध-ज्ञानशाखा पुरस्कृत संशोधन प्रकल्पाचे संचालन केलेले असावे.

६. आंतरराष्ट्रीय संस्था किंवा संघटना यांच्या देशबाहेर घेतलेल्या प्रशिक्षण कार्यक्रमांमध्ये सहभागात्मक स्वरूपाच्या कार्याचा अनुभव असावा.”

(ख) भाग 'ब' मध्ये परिच्छेद (१) ते (४) याएवजी पुढील परिच्छेद दाखल करता येतील :-

“१. विद्यापीठाच्या किंवा भारतीय कृषि संशोधन परिषद, नवी दिल्ली यांच्या सांविधिक प्राधिकरणावरील कार्याचा अनुभव असावा.

२. विद्याविषयक मूल्यनिर्धारण व अधिस्वीकृती प्रक्रिया इत्यादी बाबी हाताळण्याचा प्रत्यक्ष अनुभव असावा.

३. पी.एच.डी. करणाऱ्या विद्यार्थ्यांना मार्गदर्शन करण्याचा अनुभव असावा.

४. विद्यार्थ्यांच्या सर्वांगीण विकासासाठी विद्यार्थी केंद्रित कार्यक्रमांचे आयोजन करणे यासारखे युवक विकासाचे काम करण्याचा अनुभव असावा.

५. कृषि क्षेत्राशी संबंधित आंतरराष्ट्रीय दर्जाच्या कार्यशाळा, चर्चासत्रे, परिषदा यांचे देशात आयोजन करण्याचा अनुभव असावा.

टिपा.—(एक) विहित केलेली आवश्यक अर्हता ही किमान अर्हता असून केवळ ती अर्हता धारण केल्याने, उमेदवार वैयक्तिक विचारविनिमय करण्यासाठी बोलावले जाण्यास हक्कदार नाहीत.

(दोन) शोध समिती, वैयक्तिक विचार विनिमयाकरिता उमेदवारांची संख्या कमी करण्याच्या दृष्टीने, उच्च दर्जाची, आवश्यक अर्हता व अनुभव विहित करण्याचा अधिकार राखून ठेवत आहे.”

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

डॉ. सुधीरकुमार गोयल,  
शासनाचे प्रधान सचिव.

RNI No. MAHBIL/2009/35530

Reg. No. MH/MR/South-341/2011-13



# महाराष्ट्र शासन राजपत्र

## असाधारण भाग चार

वर्ष ५, अंक २३]

शुक्रवार, ऑक्टोबर २५, २०१३/कार्तिक ३, शके १९३५

[पृष्ठ ४, किंमत : रुपये १५.००

असाधारण क्रमांक ४४

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम.

अनुक्रमणिका

सन २०१३ चा महाराष्ट्र अध्यादेश क्रमांक १७.—महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ च्यामध्ये आणखी सुधारणा करण्याकरिता अध्यादेश.

पृष्ठ क्रमांक  
१-४

कृषि, पशुसंवर्धन, दुग्धविकास व मत्स्यव्यवसाय विभाग

मादाम कामा मार्ग, हुतात्मा राजगुरु चौक, मंत्रालय,

मुंबई ४०० ०३२, दिनांक २५ ऑक्टोबर २०१३.

MAHARASHTRA ORDINANCE No. XVII OF 2013.

AN ORDINANCE

FURTHER TO AMEND THE MAHARASHTRA AGRICULTURAL  
UNIVERSITIES (KRISHI VIDYAPEETHS) ACT, 1983.

सन २०१३ चा महाराष्ट्र अध्यादेश क्रमांक १७.

महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ च्यामध्ये आणखी सुधारणा करण्याकरिता अध्यादेश.

ज्याअर्थी, राज्य विधानमंडळाच्या दोन्ही सभागृहांचे अधिवेशन चालू नाही ;

१९८३ चा  
महा. ४१. आणि ज्याअर्थी, चात बापुडे दिलेल्या प्रयोजनांसाठी, महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ च्यामध्ये  
आणखी सुधारणा करण्याकरिता महाराष्ट्राच्या राज्यपालांनी तात्काळ कार्यवाही करणे जीपुढे आवश्यक आहे  
अशी परिस्थिती अस्तित्वात असल्याबद्दल त्यांची खात्री पटली आहे ;

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महाराष्ट्र शासन राजपत्र असाधारण भाग चार, ऑक्टोबर २५, २०१३/कार्तिक ३, शके १९३५

त्याअर्धी, आता, भारताच्या संविधानाच्या अनुच्छेद २१३ च्या खंड (१) द्वारे प्रदान करण्यात आलेल्या अधिकारांचा वापर करून, महाराष्ट्राचे राज्यपाल, याद्वारे, पुढील अध्यादेश प्रख्यापित करित आहेत :-

साक्षिप्त नाव व प्रारंभ.

१. (१) या अध्यादेशास, महाराष्ट्र कृषि विद्यापीठ (दुसरी सुधारणा) अध्यादेश, २०१३ असे म्हणावे.  
(२) तो, तात्काळ अंमलात येईल.

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २ ची सुधारणा.

२. महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ (यात चापुडे ज्याचा निर्देश "मुख्य अधिनियम" असा १९८३ चा महा ४१. करण्यात आला आहे) याच्या कलम २ मधील, खंड (ल) नंतर, पुढील खंड समाविष्ट करण्यात येईल :-

"(ल-१) "सेवाप्रवेश मंडळ" याचा अर्थ, कलम ५८ अन्वये रचना करण्यात आलेले महाराष्ट्र कृषि विद्यापीठ सेवाप्रवेश मंडळ, असा आहे ;".

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम १२ ची सुधारणा.

३. मुख्य अधिनियमाच्या कलम १२ च्या, पोट-कलम (२) मध्ये, खंड (ब) मध्ये "परिषदेचा उपाध्यक्ष म्हणून नेमता येईल" या मजकुरानंतर, पुढील मजकूर जादा दाखल करण्यात येईल :-

"आणि उपाध्यक्ष, या अधिनियमाच्या तरतुदींना अधीन राहून, त्याच्या नेमणुकीच्या दिनांकापासून तीन वर्षांच्या कालावधीकरिता पद धारण करील. उपाध्यक्ष, राज्य शासनाची मर्जी असेल तोपर्यंत पद धारण करील ; आणि राज्य शासनास, लोकहितास्तव तसे करणे आवश्यक व इष्ट आहे असे दिसून आल्यास, आदेशाद्वारे, कोणत्याही वेळी, त्यास पदावरून दूर करता येईल :

परंतु, महाराष्ट्र कृषि विद्यापीठ (दुसरी सुधारणा) अध्यादेश, २०१३, याच्या प्रारंभाच्या दिनांकास पद धारण करणारा परिषदेचा उपाध्यक्ष असे पद तात्काळ रिक्त करील".

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २१ ची सुधारणा.

४. मुख्य अधिनियमाच्या कलम २१ च्या, पोट-कलम (१) मध्ये, "निवड समितीच्या" या मजकुराऐवजी, "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २३ ची सुधारणा.

५. मुख्य अधिनियमाच्या कलम २३ च्या पोट-कलम (१) मध्ये, "निवड समितीच्या" या मजकुराऐवजी, "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २४ ची सुधारणा.

६. मुख्य अधिनियमाच्या कलम २४ च्या, पोट-कलम (१) मध्ये, "निवड समितीच्या" या मजकुराऐवजी, "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २५ ची सुधारणा.

७. मुख्य अधिनियमाच्या कलम २५ च्या, पोट-कलम (१) मध्ये, "निवड समितीच्या" या मजकुराऐवजी, "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

सन १९८३ चा महाराष्ट्र अधिनियम क्रमांक ४१ याच्या कलम २६ ची सुधारणा.

८. मुख्य अधिनियमाच्या कलम २६ च्या, पोट-कलम (१) मध्ये, "निवड समितीच्या" या मजकुराऐवजी, "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

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महाराष्ट्र शासन राजपत्र असाधारण भाग चार, ऑक्टोबर २५, २०१३/कार्तिक ३, शके १९३५

९. मुख्य अधिनियमाच्या कलम २७ च्या, पोट-कलम (१) मध्ये, "निवड सनितीच्या" या मजकुराऐवजी, सन १९८३ चा "सेवाप्रवेश मंडळाच्या" हा मजकूर दाखल करण्यात येईल.

महाराष्ट्र  
अधिनियम क्रमांक  
४१ याच्या कलम  
२७ ची सुधारणा.

१०. मुख्य अधिनियमाच्या कलम ५८ ऐवजी, पुढील कलम दाखल करण्यात येईल :-

सन १९८३ चा  
महाराष्ट्र अधिनियम  
क्रमांक ४१ याच्या  
कलम ५८ ऐवजी  
नवीन कलम दाखल  
करणे.

"५८. (१) या जाबतीत करण्यात आलेल्या परिणयमांच्या उपबंधानुसार त्या प्रयोजनासाठी निवड मंडळाच्या रचना करण्यात आलेल्या निवड मंडळाच्या शिफारशीवरून असेल त्याखेरीज, विद्यापीठाकडून कोणत्याही किंवा सेवाप्रवेश व्यक्तीची विद्याविषयक कर्मधारीवर्गाचा सदस्य म्हणून नेमणूक केली जाणार नाही :

परंतु, संचालक (संचालक, विद्यार्थी कल्याण या व्यतिरिक्त), अधिष्ठाता, सहयोगी अधिष्ठाता, विभागप्रमुख आणि प्राध्यापक या पदांवरील नेमणुका ह्या सर्व विद्यापीठांस सामाईक असेल अशा, राज्य विभागाद्वारे नियुक्त करावयाच्या महाराष्ट्र कृषि विद्यापीठ सेवाप्रवेश मंडळाच्या शिफारशीनुसार करण्यात येतील. सेवाप्रवेश मंडळ राज्य परिषदेच्या निचंत्रणाखाली असेल.

(२) पोट-कलम (१) च्या परंतुकामध्ये निर्देशिलेले सेवाप्रवेश मंडळ, पुढील व्यक्तींचे मिळून बनलेले असेल :-

(एक) राज्य परिषदेच्या अध्यक्षांचे नेमावयाचे अध्यक्ष ;

(दोन) संबंधित विद्यापीठाचा कुलगुरू ;

(तीन) राज्यातील विद्यापीठाच्या कार्यकारी परिषदेच्या अशासकीय सदस्यांमधून प्रति कुलपतीने नामनिर्देशित करावयाचा एक अशासकीय सदस्य ;

(चार) कुलपतीने नामनिर्देशित करावयाचे दोन तज्ज्ञ ;

(पाच) राज्य शासनाने नेमावयाचे भारतीय कृषि संशोधन परिषदेचे दोन प्रतिनिधी, यापैकी एक सदस्य हा, ज्या विशिष्ट क्षेत्रासाठी सेवाभरती करावयाची असेल त्या क्षेत्रातील विशेषज्ञ असेल.

(३) सेवाप्रवेश मंडळाच्या अध्यक्षांच्या अनुपस्थितीत, राज्य परिषदेचा अध्यक्ष, मंडळाचा अध्यक्ष म्हणून काम पाहण्यासाठी सेवाप्रवेश मंडळाच्या एका सदस्याची नियुक्ती करील. "

महाराष्ट्र शासन राजपत्र असाधारण भाग चार, ऑक्टोबर २५, २०१३/कार्तिक ३, शके १९३५

निवेदन.

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महाराष्ट्रातील चार कृषि विद्यापीठांच्या उत्तम प्रशासनासाठी आणि त्यांचे कार्यक्षम व्यवस्थापन आणि वित्तीय नियंत्रण करण्यासाठी आणि त्या विद्यापीठातील अध्यापन, संशोधन आणि शिक्षणाचा विस्तार यांचे उत्तम संघटन करण्यासाठी उक्त चार विद्यापीठांसंबंधीच्या कायद्यांचे एकत्रीकरण करण्याकरिता आणि त्यात सुधारणा करण्याकरिता महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) हा, अधिनियमित करण्यात आला आहे. उक्त कृषि विद्यापीठांतील शिक्षण, संशोधन, विस्तार आणि त्यांसारख्या समान बाबींचे उत्तमरीतीने समन्वयन करण्यासाठी आणि त्यांच्या कामकाजामध्ये पारदर्शकता आणण्यासाठी, उक्त अधिनियमामध्ये पुढीलप्रमाणे सुधारणा करणे इष्ट वाटले :-

(क) उक्त अधिनियमाच्या कलम १२ मध्ये, महाराष्ट्र कृषि शिक्षण व संशोधन परिषदेच्या रचनेबद्दलची तरतूद आहे आणि उक्त कलम १२ च्या पोट-कलम (२) मधील खंड (ब) हा, उक्त परिषदेच्या उपाध्यक्षाची नेमणूक करण्याचे अधिकार राज्य शासनाला प्रदान करतो. अशा प्रकारे नेमलेल्या उपाध्यक्षाच्या पदावधीसाठी उक्त कलम १२ मध्ये कोणतीही तरतूद नाही. म्हणून, उपाध्यक्षाच्या पदावधी तीन वर्षे इतका असण्याची तरतूद करण्यासाठी आणि इतर आनुषंगिक तरतुदींसाठी उक्त कलम १२ मध्ये यथोचित सुधारणा करणे इष्ट वाटले.

(ख) उक्त अधिनियमाच्या कलम ५८ मध्ये, विद्यापीठातील विद्याविषयक कर्मचारीवर्गाची नेमणूक करण्यासाठी आणि प्राध्यापक व इतर उच्च संवर्गातील पदांवरील नेमणुका करण्यासाठी निवड समित्यांची रचना करण्याची तरतूद आहे. विद्याविषयक कर्मचारी वर्गाचा सदस्य म्हणून व्यक्तीची शिफारस करण्यासाठी निवड मंडळ प्रस्तावित करण्यात आले आहे, ज्याची रचना त्या प्रयोजनासाठी याबाबतीत करण्यात आलेल्या परिणियमाच्या उपबंधानुसार करण्यात येईल. ज्याप्रमाणे देशात भारतीय कृषि संशोधन परिषदेमधील विविध दर्जाच्या पदांवर मुख्य उद्देश म्हणून अधिक कुशल मनुष्यबळ उपलब्ध करून देण्यासाठी निवडीद्वारे स्पर्धा परीक्षा किंवा सरळ सेवाप्रवेश, इत्यादीद्वारे निवड करून वैज्ञानिकांची आणि विवक्षित इतर पदांची सेवाप्रवेशाची जबाबदारी देऊन, भारत सरकारच्या कृषि मंत्रालयाच्या अधिपत्याखाली एक स्वतंत्र सेवाप्रवेश अभिकरण म्हणून कृषि वैज्ञानिक सेवाप्रवेश मंडळ स्थापन करण्यात आले आहे, त्याच धर्तीवर अधिक सुयोग्य व लायक उमेदवारांची प्राध्यापक व इतर उच्च संवर्गातील पदांवर निवड करण्याच्या हेतूने, महाराष्ट्र कृषि विद्यापीठ सेवाप्रवेश मंडळ स्थापन करण्याचे प्रस्तावित केले आहे.

(ग) उक्त अधिनियमामध्ये कलम ५८ ऐवजी नवीन कलम दाखल करण्याच्या आणि प्रस्तावित कलम ५८ अन्वये महाराष्ट्र कृषि विद्यापीठ सेवाप्रवेश मंडळाची रचना करण्याच्या परिणामी, कलमे २१, २३, २४, २५, २६ आणि २७ यामध्येदेखील यथोचित सुधारणा करण्यात येत आहे.

२. राज्य विधानमंडळाच्या दोन्ही सभागृहांचे अधिवेशन चालू नाही आणि उपरोक्त प्रयोजनांसाठी, महाराष्ट्र कृषि विद्यापीठ अधिनियम, १९८३ (१९८३ चा महा. ४१) यामध्ये आणखी सुधारणा करण्याकरिता महाराष्ट्राच्या राज्यपालांनी तात्काळ कार्यवाही करणे जीमुळे आवश्यक व्हावे अशी परिस्थिती अस्तित्वात असल्याबद्दल त्यांची खात्री पटली आहे, म्हणून, हा अध्यादेश प्रख्यापित करण्यात येत आहे.

मुंबई,

दिनांक २४ ऑक्टोबर २०१३.

के. शंकरनारायणन,

महाराष्ट्राचे राज्यपाल.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

सुधीर कुमार गोयल,

शासनाचे अपर मुख्य सचिव.



# महाराष्ट्र शासन राजपत्र

## असाधारण भाग चार-ब

वर्ष ६, अंक ८८]

मंगळवार, नोव्हेंबर ११, २०१४/कार्तिक २०, शके १९३६

[पृष्ठे ३, किंमत : रुपये १.००

असाधारण क्रमांक २५४

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमांन्वये तयार केलेले  
(भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांव्यतिरिक्त) नियम व आदेश.

**AGRICULTURE, ANIMAL HUSBANDRY, DAIRY DEVELOPMENT AND  
FISHERIES DEPARTMENT**

Mantralaya Annexe, Mumbai 400 032, dated the 21st October 2014

### NOTIFICATION

THE MAHARASHTRA AGRICULTURAL UNIVERSITIES (KRISHI VIDYAPEETHS) ACT, 1983.

No. MKP-1014 /C.R. 2/7A.—Whereas the Government of Maharashtra has made the common statute in respect of all Agriculture Universities in the state of Maharashtra as the Maharashtra Agriculture Universities (Krishi Vidyapeeths) Statute, 1990, (hereinafter referred to as the "said Statute") under section 37 of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983 (Mah.XLI of 1983);

And whereas the Government of Maharashtra has amended clause (1) in section 58 of the Maharashtra Agricultural Universities Act, 1983, by Ordinance dated the 25th October 2013 (Act dated the 24th December 2013) that "No person shall be appointed by the University as a member of the academic staff, except on the recommendation of the Recruitment/Selection Board". It is necessary to amend the said Statutes, with a view to change method of appointments of the academic staff;

(१)

Now, therefore, in exercise of the powers conferred by sub-section (6) of the section 38 of the said Act the Government of Maharashtra, with the concurrence of the Chancellor, hereby amends the Maharashtra Agriculture Universities (KrishiVidyapeeths) Statutes, 1990, as follows, namely :—

(1) These Statutes may be called The Maharashtra Agricultural Universities (Krishi Vidyapeeths) (Second Amendment) Statutes, 2014.

(2) For Statute 75 of the said Statutes, the following Statute shall be substituted, —

Statute 75 "Selection Board for selecting persons for appointment as Academic Staff members.

Statute 75 (1) Selection Board constituted in accordance with the provisions of sub-section (1) of section 58, for selection to the post of Associate Professor/Reader, Assistant Professor, Lecturers and their equivalent posts shall consist of the following members, viz.

(i) The Vice-Chancellor ;

(ii) One Director of the University by rotation ;

(iii) Member of the Executive Council representing Indian Council of Agriculture Research ;

(iv) One Dean of University by rotation ;

(v) Three outside Experts to be nominated by the Vice-Chancellor out of the panel of six names of persons recommended by the Academic Council who have special knowledge of the subject for which academic staff member is selected.

Statute 75 (2) Not less than four members shall form a quorum of whom at least two shall be outsiders having special knowledge of the subject for which academic staff member is selected. Statute 75 (3) The Vice-Chancellor shall be the *Ex-Officio* Chairman of the Selection Board. In the absence of the Chairman the member nominated by him shall temporarily act as the Chairman of the Selection Board ;

Statute 75 (4) The Deputy Registrar or the Assistant Registrar as the case may be dealing with establishment matters shall be the Secretary of the Selection Board.

Statute 75 (5) No act or proceedings of the Selection Board shall be invalidated by reasons of any vacancy in its membership.

Statute 75 (6) The Director/Dean of the Faculty nominated by the Vice-Chancellor shall hold office for a period of one year from the date of nomination.

Statute 75 (7) The Executive Council shall make rules consistent with the act and Statutes providing for giving notice to the members of the Selection Board and of the business to be considered at meetings and for keeping of the record of the proceedings of the meetings and assessment of candidates.

(3) For Statute 76 of the said Statutes, the following Statute shall be substituted,—

Statute 76"Selection Board for selecting persons for appointment as Academic Staff Members.

Statute 76 (1) The Selection Board constituted in accordance with the provisions of sub-section(1) of section 58 of the Act for selection to the posts other than those to be selected by selection board constituted under Statute 75 shall consist of the following members, viz:—

(i) Director or Dean nominated by the Vice-Chancellor *Ex-Officio* Chairman.

(ii) One Associate Dean to be nominated by the Vice-Chancellor.

(iii) Two heads of the Departments to be nominated by the Vice-Chancellor, one of whom shall be from the other Agriculture Universities in the State.

(iv) Two Professors other than Head of the Department to be nominated by the Chairman, one of whom shall be from the other Agricultural Universities in the State.

Statute 76 (2) The Board shall hold office for a period of one year from the date of constitution.(In exceptional circumstances duration may be extended for a period not exceeding six months by the Vice-Chancellor.)

Statute 76 (3) The Deputy Registrar/Assistant Registrar dealing with establishment matters shall be Secretary.

Statute 76 (4) No act or proceeding of the Selection Board shall be invalidated by reason of any vacancy in its memberships.

Statute 76 (5) The members nominated by the Vice-Chancellor shall hold office for a period of one year.

Statute 76 (6) (a) The University shall make rules consistent with the provisions of the Act and the Statutes providing for the giving of notice to the members of the Selection Board and proceedings of the meetings and assessment of candidates,

(b) For purpose of the meeting under sub-clause (a) four members shall form a quorum.

By order and in the name of the Governor of Maharashtra,

DR. SUDHIRKUMAR GOEL,  
Additional Chief Secretary  
to Government.



# महाराष्ट्र शासन राजपत्र

## असाधारण भाग चार-ब

वर्ष १, अंक ७२]

मंगळवार, जुलै ७, २०१५/आषाढ १६, शके १९३७

[पृष्ठे २, किंमत : रुपये ९.००

असाधारण क्रमांक १६७

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमांन्वये तयार केलेले  
(भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांब्यतिरिक्त) नियम व आदेश.

### AGRICULTURE, ANIMAL HUSBANDRY, DAIRY DEVELOPMENT AND FISHERIES DEPARTMENT

Madam Cama Road, Hutatma Rajguru Chowk, Mantralaya,  
Mumbai 400 032, dated the 6th July 2015

#### Order

MAHARASHTRA GENERAL CLAUSES ACT.

MAHARASHTRA AGRICULTURAL UNIVERSITIES (KRISHI VIDYAPEETHS) ACT, 1983.

No. KOKRUVI. 1115/C.R. No. 124/7A.—Whereas by Government Order, Agriculture, Animal Husbandry, Dairy Development and Fisheries Department No. AGU.2010/C.R. 71/7-A, dated the 21st July 2010 (hereinafter referred to as “the said Order”), issued in exercise of the powers conferred by clause (d) of sub-section (2C) of section 17 of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983 (Mah. XLI of 1983), the Government of Maharashtra has, in consultation with the Chancellor, specified the educational qualifications and experience to be possessed by a person for the appointment as Vice-Chancellor ;

And whereas, the Government of Maharashtra considers it expedient to modify the eligibility conditions by specifying the specific experience to be possessed by a person for appointment as Vice-Chancellor ;

Now, therefore in exercise of the powers conferred by the clause (d) of sub-section (2C) of section 17 of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983 (Mah. XLI of 1983) read with section 21 of the Bombay General Clauses Act (I of 1904) and all

(१)

other powers enabling it in that behalf, the Government of Maharashtra, in consultation with the Chancellor, hereby amends the said Order as follows, namely :—

In the said order, in the Schedule appended thereto, in Part 'A', for paragraph 3 the following shall be substituted, namely :—

“atleast five years of Administrative experience, not below the rank of head of the Department or equivalent posts ”.

By order and in the name of the Governor of Maharashtra,

DINESHKUMAR JAIN,

Additional Chief Secretary to Government.

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**Maharashtra Government Publications  
can be obtained from—**

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