

**The Amity University, Nagaland Act, 2011**  
**(Act No. 10 of 2011)**

Received the assent of the Governor on 1.8.2011 and published in the Nagaland Gazette Extraordinary on 29<sup>th</sup> Aug. 2011.

An  
-Act-

To establish and incorporate an University in the State, with emphasis on providing high quality and industry relevant education in the areas of Science, Engineering & Technology, Humanities, Commerce, Management, Medicine and other Professional & Technical courses approved by University from time to time, sponsored by the Ritnand Balved Education Foundation, New Delhi and to provide for matters connected therewith or incidental thereto.

**CHAPTER - I**

**Preliminary**

**Short Title, and Commencement**

1. (1) This act may be called the Amity University Nagaland Act. 2011.
- (2). It shall be deemed to have come into force on the date, the Notification is issued by the State Government.

**Definitions**

2. (1) In this Act, unless the context otherwise requires:-
  - (a) "Academic Council" means the Academic Council of the University;
  - (b) "Constituent Institute" means institute maintained by the University;
  - (c) "Council for Technical Education" means the all India Council for Technical education established under section 3 of the All India Council for Technical Education Act, 1987;
  - (d) "Director" in relation to a constituent institute means the Head of the Constituent Institute and includes, where there is no Director, the Dy. Director or any other person for the time being appointed to act as Director;
  - (e) "Distance Education System" means the system of imparting education through any means of information technology and communication such as multimedia, broadcasting, telecasting online over internet, other interactive methods, e-mail, internet, computer, interactive talk back,

- e-learning, correspondence course, seminar, contact programme or a combination of any two or more of such means;
- (f) “Employee” means employee appointed by the University; and includes teachers and other staff of the University or of a constituent Institute;
  - (g) “Faculty” means faculty of the University;
  - (h) “Ordinances” means Ordinances of the University;
  - (i) “Prescribed” means prescribed by the Statutes;
  - (j) “Regional Centre” means a centre established or maintained by the University for the purpose of co-ordinating and supervising the work of study Centres in any region and for performing such other functions as may be conferred on such centre by the Board of Management;
  - (k) “Ritnand Balved Education Foundation (RBEF)” means the Sponsoring Body of the University which is registered as a Society under the Societies Registration Act, 1860 at New Delhi, (Central Act No. 21 of 1860 and having Registration No. S/16683 of 1986);
  - (l) “State” means the State of Nagaland;
  - (m) “Statutes” means Statutes of the University;
  - (n) “Study Centre” means a centre established, maintained or recognized by the University for the purpose of advising, counseling or for rendering any other assistance required by the students;
  - (o) “Teacher” means a Professor, Associate Professor, Assistant Professor/ Lecturer or such other person as may be appointed for imparting instruction or conducting research in the University or in a constituent Institute and institution and includes the Director of a constituent Institute, in conformity with the norms prescribed by the UGC;
  - (p) “UGC” means the University Grants Commission established under the University Grant Commission Act, 1956;
  - (q) “University” means the Amity University Nagaland; and

## **CHAPTER- II**

### **The University and its Objects**

#### **Proposal for the establishment of the University**

3. (1) The Sponsoring Body Ritnand Balved Education Foundation (RBEF) shall have the right to establish the University in accordance with the provisions of this Act.
- (2). An application containing the proposal to establish a University shall be made to the State Government by the Sponsoring Body.

**The proposal shall contain the following particulars namely:-**

- (a) The Objects of the University along with the details of the Sponsoring Body;
- (b) The extent and status of the University and the availability of land;
- (c) The nature and type of programs of study and research to be undertaken in the University during a period of the next five years;
- (d) The nature of faculties, courses of study and research proposed to be started;
- (e) The campus development such as buildings, equipment and structural amenities;
- (f) The phased outlays of capital expenditure for a period of the next five years;
- (g) The item-wise recurring expenditure, sources of finance and estimated expenditure for each student;
- (h) The scheme for mobilizing resources and the cost of capital thereto and the manner of repayments to each source;
- (i) The scheme of generation of funds internally through the recovery of fee from students, revenues anticipated from consultancy and other activities relating to the objects of the University and other anticipated incomes;
- (j) The years of experience and expertise in the concerned discipline at the command of the Sponsoring Body as well as the financial resources;
- (k) The system for selection of students to the courses of study at the University; and
- (l) Status of fulfillment of such other conditions as may be required by the State Government to be fulfilled before the establishment of the University.

**Establishment of University**

1. (1) Where the State Government, after such inquiry as it may deem necessary, is satisfied that the Sponsoring Body has fulfilled the conditions specified in sub-section (2), of Section 3, it may direct the Sponsoring Body, to establish an Endowment Fund.
- (2) After the establishment of the Endowment Fund, the State Government may, by notification in the Official Gazette, accord sanction for establishment of the University.
- (1) The headquarters of the University shall be at Kohima, Nagaland and it may have campuses or Regional Centres, Study Centres anywhere in India or overseas.
- (2) The Chancellor, Vice-Chancellor, members of the Board of Governors and the Academic Council for the time being holding office as such in

the University so established, shall constitute a body corporate and can sue and be sued in the name of the University.

#### **Land**

2. (1) The State Govt. will initially assist the University in acquiring/purchasing 50 acres of land for the establishment of the University.
- (2) On the establishment of the University under sub-section (2) of section 4, land and other movable and immovable properties acquired, created arranged or built by the University for the purpose of the University in the State of Nagaland shall vest in the University.

#### **University not to be entitled to financial assistance**

3. The University shall be self-financing and shall neither make a demand nor shall be entitled to any grant in-aid or any other financial assistance from the State Government or any other body or corporation owned or controlled by the State Government except funding for R&D in the project mode.

#### **Constituent Institute**

4. The University may have constituent Institutions/Colleges, Regional Centres and Study Centres but shall have no power to affiliate any other College or Institution.

#### **Objects of the University**

5. The objectives for which the University is established are as follows:
  - (a) To provide instruction, teaching training and research in specialized fields approved by the Board of management on the recommendation of the of the Academic Council and may make provisions for research, advancement and dissemination of knowledge therein;
  - (b) To establish a campus in the State of Nagaland, and to have study centres at different places in India and other countries;
  - (c) To offer continuing and distance education programs;
  - (d) To institute degrees, diplomas, Certificates and other academic distinctions on the basis of examination, or any other method of evaluation;
  - (e) To collaborate with any other Institute or University, research institution, industry association, professional association or any other organization, in India or overseas, to conceptualize, design and develop specific educational and research programs, training programs and exchange programs for students, faculty members and others;
  - (f) To disseminate knowledge through seminars, conferences, executive education programs, community development programs, publications, and training programs;

- (g) To undertake programs for the training and development of faculty members of the University and other institutions in India or overseas;
- (h) To undertake collaborative research with any organization in India or overseas;
- (i) To do all things necessary or expedient to promote the above objectives;
- (j) To pursue any other objective as may be approved by the State Government.

### **Powers of the University**

6. 1. The University shall have the following powers, namely:-
- (a) To establish, maintain and recognize such Regional Centres and Study Centres as may be determined by the University from time to time in the manner laid down by the statutes.
  - (b) To carry out all such other activities as may be necessary or feasible in furtherance of the objects of the University.
  - (c) To confer degrees or other Academic distinctions in the manner prescribed by the Statutes;
  - (d) To institute and award fellowships, scholarships and prizes, etc. in accordance with the Statutes;
  - (e) To demand and receive such fees, bills, invoices and collect charges as may be fixed by the Statutes or Ordinance, as the case may be;
  - (f) To make special provisions for extra curricular activities for students and employees;
  - (g) To make appointments of the faculty, officers and other employees of the University or a constituent Institute, Regional Centres and Study Centres;
  - (h) To receive donations and gift of any kind and to acquire, hold, manage, maintain and dispose of any movable or immovable property, including trust and endowment properties for the purpose of the University or a constituent institute, or a Regional Centre, Study Centre;
  - (i) To institute and maintain halls of residence and to recognize places of residence for students of the University or a constituent Institute;
  - (j) To supervise and control the residence, and to regulate the discipline among the students and all categories of employees and to lay down the conditions of service of such employees, including their code of conduct;
  - (k) To create Academic, Administrative and support staff and other necessary posts;
  - (l) To co-operate and collaborate with other Universities in such a manner and for such purposes as the University may determine from time to time;

- (m) To provide distant education system and the manner in which distance education in relation to the academic programmes of the University may be organized;
- (n) To organize and conduct refresher courses, orientation courses, workshops, seminars and other programmes for teachers, lesson writers, evaluators and other academic staff;
- (o) To determine standards of admission to the University of a constituent Institute, regional centres, study Centres with the approval of Academic Council;
- (p) To make special provision for students belonging to the State of Nagaland for admission in any course of the University or in a constituent Institute, Regional Centre of Study Centre;
- (q) To do all such other acts or things whether incidental to the powers aforesaid or not, as may be necessary to further the objects of the University;
- (r) To prescribe such courses for Bachelor Degree, Post graduate, Doctor or Philosophy, Doctor of Science Degrees and research which would be covered by UGC and AICTE but University shall have right to start diplomas, certificates etc. in its own subjects;
- (s) To clearly set apart the academic activities of the University from the activities of the Society;
- (t) To provide for the preparation of instructional materials, including films, cassettes, tapes, video cassettes, CD, VCD and other software;
- (u) To recognize examination of, or periods of study (whether in full or in part) of other Universities, Institutions or other places of Higher learning as equivalent to examinations or periods of study in the University and to withdraw such recognition at any time;
- (v) To raise, collect, subscribe and borrow with the approval with the Governing Body whether on the security of the property of the University, money for the purposes of the University;
- (w) To enter into, carry out, vary or cancel contracts.

**University open to all classes, castes, creed, and gender**

- 7. The University shall be open to all persons irrespective of class, creed or gender;

Provided that nothing in this section shall be deemed to require the University from making special provisions for admission to students of the State of Nagaland.

### **National Accreditation**

8. The University will seek accreditation from respective national accreditation bodies.

## **Chapter –III Officers of the University**

### **Officers of the University**

**9. The following shall be the officers of the University:**

- (a) The Chancellor;
- (b) The Vice-Chancellor;
- (c) The Pro Vice – Chancellor
- (d) The Registrar;
- (e) The Finance Officer; and
- (f) Such other officers as may be declared by the Statutes to be officers of the University.

### **The Chancellor 13**

- (1) The Chancellor will be appointed by the Sponsoring Body.
- (2) The Chancellor so appointed shall hold the office for a period of five years.
- (3) The Chancellor shall have such powers as may be conferred on him by this Act or the Statutes made there under.

### **The Vice-Chancellor 14**

- (1) The Vice-Chancellor shall be appointed on such terms and conditions as may be prescribed by the statutes for a term of three years by the Chancellor from a panel of three persons recommended by the Committee constituted in accordance with the sub-section (2).
- (2) The Committee referred to in sub-section (1) shall consist of the following persons:
  - (a) One person nominated by the Chancellor;
  - (b) Two nominees of the Board of Governors, one of whom shall be nominated as the convener of the committee by the Board of Governors,
- (3) The committee shall, on the basis of merit, prepare a panel of names of three persons suitable to hold the office of the Vice-Chancellor and forward the same to the Chancellor along with a concise statement showing the academic qualifications and other distinctions of each person.
- (4) The Vice-Chancellor shall be the Principal executive and academic officer of the University and shall exercise general supervision and

control over the affairs of the University and give effect to the decisions of the authorities of the University.

- (5) Where any matter other than the appointment of a teacher is of urgent nature requiring immediate action and the same could not be immediately dealt with by any officer or the authority or other body of the University empowered by or under this Act to deal with it, the Vice-Chancellor may take such action as he may deem fit with the prior approval of the Chancellor
- (6) The Vice-Chancellor shall exercise such other powers and perform such other duties as may be laid down by the Statutes or the Ordinances.
- (7) The Chancellor is empowered to remove the Vice-Chancellor after due enquiry. It will be open to the Chancellor to suspend the Vice-Chancellor during enquiry depending upon the seriousness of the charges, as he may deem fit.

#### **The Pro-Vice-Chancellor**

15. One or more Pro-Vice-Chancellors may be appointed by the Vice-Chancellor with prior approval of the Chancellor in such manner as prescribed and shall exercise such powers and perform such duties as may be assigned by the Vice-Chancellor.

#### **Deans of Faculties**

16. Deans of faculties shall be appointed by the Vice-Chancellor in such manner as prescribed and shall exercise such powers and perform such duties as may be prescribed by Statutes.

#### **The Registrar 17**

- (1) The Registrar shall be appointed by the Chancellor in such manner and on such terms and conditions as may be prescribed.
- (2) All contracts shall be entered into and signed by the Registrar on behalf of the University.
- (3) The Registrar shall have the powers to authenticate records on behalf of the University and shall exercise such other powers and perform such other duties as may be prescribed or may be required from time to time, by the Chancellor or the Vice-Chancellor.
- (4) The Registrar shall be responsible for the due custody of the records and the common seal of the University and shall be bound to place before the Chancellor, the Vice-Chancellor or any other authority, all such information and documents as may be required.

### **The Finance Officer**

18. The Finance Officer shall be appointed by the Chancellor in such manner as prescribed and shall exercise such powers and perform such duties as may be prescribed.

### **Other Officers**

19. The manner of appointment, terms and conditions of service and powers and duties of the other officers of the University shall be such as may be prescribed.

## **CHAPTER –IV**

### **Authorities of the University**

#### **Authorities of the University**

20. The following shall be the authorities of the University, namely:
- (a) The Board of Governors;
  - (b) The Board of Management;
  - (c) The Academic Council;
  - (d) The Finance Committee; and
  - (e) Such other authorities as may be declared by the Statutes to be the authorities of the University.

#### **The Board of Governors and its powers 21**

- (1) The Board of Governors of the University shall consist of the following members, namely:-
  - (a) The Chancellor
  - (b) The Vice-Chancellor
  - (c) Five persons nominated by the Sponsoring Body out of whom two shall be eminent educationist;
  - (d) One expert of management of technology from outside the University, nominated by the Chancellor; and
  - (e) One expert of finance, nominated by the Chancellor.
- (2) The Board of Governors shall be the supreme authority of the University All the movable and immovable property of the University shall vest in the Governing Body. It shall have the following powers, namely:-
  - (a) To provide general superintendence and directions and to control the functioning of the University by using all such powers as are provided by this Act, Statutes, Ordinances or Regulations;

- (b) To review the decisions of other authorities of the University in case they are not in conformity with the provisions of this Act, Statutes, Ordinances or Regulations;
  - (c) To approve the budget and annual report of the University;
  - (d) To lay down the extensive policies to be followed by the University;
  - (e) To recommend to the sponsoring body for the dissolution of the University if a situation arises when there is no smooth functioning of the University in spite of best efforts; and
  - (f) Such other powers as may be specified by the Statutes.
- (3) The Board of Governors shall meet at least three times in a calendar year.
- (4) The quorum for meetings of the Board of Governors shall be four.

### **The Board of Management 22**

- (1) The Board of Management shall consist of the following members, namely:-
- (a) The Vice-Chancellor;
  - (b) Two members of the Governing Body nominated by the sponsoring body;
  - (c) Three persons, who are not the members of the Governing Body, nominated by the sponsoring body;
  - (d) Three persons from amongst the teachers, nominated by the sponsoring body; and
  - (e) Two teachers, nominated by the Vice-Chancellor.
- (2) The Vice-Chancellor shall be the Chairperson of the Board of Management.
- (3) The powers and functions of the Board of Management shall be such as may be specified by the Statutes.
- (4) The Board of Management shall meet once in every two months.
- (5) The quorum for the meetings of the Board of Management shall be five.

### **The Academic Council 23**

- (1) The Academic Council shall consist of

- (a) The Vice-Chancellor
- (b) The Registrar
- (c) Such other members as may be prescribed in the Statutes.
- (2) The Academic Council shall be the principal academic body of the University and shall, subject to the provisions of this Act, the Statutes and the Ordinances, Co-ordinate and exercise general supervision over the academic policies of the University.

#### **The Finance Committee 24**

- (1) The Finance Committee shall consist of
  - (a) The Vice-Chancellor
  - (b) The Registrar
  - (c) The Finance Officer
  - (d) Such other members as may be prescribed in the Statutes.
- (2) The Finance Committee shall be the principal financial body of the University to take care of financial matters and shall, subject to the provisions of this Act, Statutes, Ordinances and Acts, co-ordinate and exercise general supervision over the financial matters of the University.

#### **Other Authorities**

- 25 The constitution, powers and functions of the other authorities of the University shall be such as may be prescribed.

#### **Proceedings not invalidated on account of vacancy**

- 26. No act on proceeding of any authority of the University shall be invalid merely reason of the existence of any vacancy or defect in the constitution of the authority.

## **CHAPTER –V**

### **Statutes and Ordinances**

#### **Statutes**

- 27. Subject to the provisions of this Act, the Statutes may provide for any matter relating to the University and staff, as given below:-
  - (a) The Procedure for transaction of business of the Authorities of the University and the composition of bodies not specified in this Act;
  - (b) The operation of the permanent endowment fund, the general fund and the development fund;

- (c) The terms and conditions of appointment of the Vice-Chancellor, the Registrar and the Finance Officer and their powers and functions;
- (d) The mode of recruitment and the conditions of service of the other officers, teachers and employees of the University;
- (e) The procedure for resolving disputes between the University and its officers, faculty members, employees and students;
- (f) Creation, abolition or restructuring of departments and faculties;
- (g) The manner of co-operation with other Universities or institutions of higher learning;
- (h) The procedure for conferment of honorary degree;
- (i) Provisions regarding grant of free ships and scholarships;
- (j) Number of seats in different courses of studies and the procedure of admission of students to such courses including reservation of seats for Nagaland Students;
- (k) The fee chargeable from students for various courses of studies;
- (l) Institution of fellowships, scholarships, studentships, freeships, medals and prizes;
- (m) Procedure for creation and abolition of posts; and
- (n) Other matters which may be prescribed.

#### **Statutes how made**

- 28. The first Statutes will be framed by the Board of Governors

#### **Power to amend the Statutes**

- 29. The Board of Governors will make new or additional Statutes or amend or repeal the Statutes.

#### **Ordinances**

- 30. Subject to the provisions of this Act, the Ordinances may provide for all or any of the following matters, namely:
  - (a) The admission of students to the University and their enrolment as such;
  - (b) The courses of study to be laid down for all degrees, diplomas and certificates of the University;
  - (c) The medium of instruction and examination;

- (d) The award of degrees, diplomas, certificates and other academic distinctions, qualifications for the same and the means to be taken relating to the granting and obtaining of the same.
- (e) The fee to be charged for courses of study in the University and for admission to the examinations, degrees, diplomas and certificate of the University;
- (f) The conditions of the award of fellowships, scholarships, studentships, medals and prizes;
- (g) The conduct of examinations, including the term of office and manner of appointment and the duties of examining bodies, examiners, and moderators;
- (h) The conditions of residence of the students of the University;
- (i) The special arrangements, if any, which may be made for the residence, discipline and teaching of women students and the prescribing of special courses of studies for them within the University;
- (j) The appointment and emoluments of employees other than those for whom provision has been made in the Statutes;
- (k) The establishment of Centers of Studies, Boards of Studies, Interdisciplinary Studies, Special, Centers, Specialized Laboratories and other Committees;
- (l) The manner of co-operation and collaboration with other Universities and authorities including learned bodies or associations;
- (m) The creation, composition and functions of any other body which is considered necessary for improving the academic mileser of the University;
- (n) The remuneration to be paid to the examiners, moderators, invigilators and tabulators;
- (o) Such other terms and conditions of service, of teachers and other academic staff as are prescribed by the Statutes;

**Ordinances how made**

31 The Ordinances will be made by the Board of Management

**Power to amend Ordinances**

32 The Board of Management may, make new or additional Ordinances or amend or repeal the Ordinances.

## **CHAPTER-VI**

### **Miscellaneous**

#### **Conditions of service of employees 33**

- (1) Every employee shall be appointed under a written contract, which shall be kept in the University and a copy of which shall be furnished to the employee concerned.
- (2) Disciplinary action against the students/employees shall be governed by procedure prescribed in the Statutes.
- (3) Any dispute arising out of the contract between the University and an employee shall, at the request of the employee, be referred to a tribunal of arbitration consisting of one member appointed by the Board of Management, one member nominated by the employee concerned and an umpire appointed by the Chancellor.
- (4) The decision of the tribunal in such matter shall be final
- (5) The procedure for regulating the work of the tribunal shall be such as may be prescribed.

#### **Right to appeal**

34. Every employee or student of the University or of a constituent Institute, shall notwithstanding anything contained in this Act, have a right to appeal within such time as may be prescribed, to the Board of Management against the decision of any officer or authority of the University or of the Director of any such Institute, and thereupon the Board of Management may confirm, modify or change the decision appealed against.

#### **Provident fund and pension**

35. The University may constitute for the benefit of its employees such provident or pension fund or provide such insurance scheme as it may deem fit in such manner and subject to such conditions as may be prescribed.

#### **Dispute as to constitution of University**

36. If any question arises as to whether any person has been duly elected or appointed as, or is entitled to be a member of any authority or other body of the University, the matter shall be referred to the Chancellor whose decision thereon shall be final.

### **Constitution of committee**

37. Any authority of the University mentioned in Section 20 will be empowered to constitute a committee of such authority, consisting of such members as such authority may deem fit, and having such powers as the authority may deem fit.

### **Filling of casual vacancies**

38. Any casual vacancy among the members, other than ex-officio members of any Authority or body of the University shall be filled in the same manner in which the member whose vacancy is to be filled up, was chosen, and the person filling the vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he/she fills would have been a member.

### **Protection of action taken in good faith**

39. No suit or other legal proceedings shall lie against any officer or other employee of the University for anything, which is done in good faith or intended to be done in pursuance of the provisions of this Act, the Statutes or the Ordinances.

### **Transitional Provisions**

40. Notwithstanding anything contained in any other provisions of this Act and the Statutes:
  - (a) The first Vice-Chancellor and Pro-Vice-Chancellor, if any shall be appointed by the Chancellor and the said officer shall hold office for a term of three years;
  - (b) The first Registrar and the first Finance Officer shall be appointed by the Chancellor who shall hold office for a term of three years;
  - (c) The First board of Governors shall hold office for a term not exceeding three years;
  - (d) The first Board of Management, the first Finance Committee and the first academic council shall be constituted by the chancellor for a term of three years.

### **41. Permanent Endowment Fund**

- (1) The university shall established a permanent endowment fund at least Rupees one crore, which may be increase sou moto but shall not be decrease below rupees one crore.
- (2) The university shall have power to invest the permanent endowment fund in such manner as may be prescribed.

- (3) The university may transfer any amount from the general fund or the development fund to the permanent endowment fund. Excepting in the dissolution of the university, in no other circumstances can any monies be transferred from corpus o the endowment fund for other purposes.
- (4) Not exceeding 75% of the incomes receive from the corpus permanent endowment fund shall be used for the purpose of development works of the university. The remaining 25% shall be reinvested into the permanent endowment fund.

#### **42. General Fund**

- (1) The university shall establish a general fund to which the following amount shall be credited , namely:
  - (a) all fees which may be charged by the university;
  - (b) all sums received from any other source;
  - (c) all contributions made by the sponsoring body;
  - (d) all contributions/donations made in this behalf by any other person or body, which are not prohibited by any law for the time being in force.
- 2 The fund credited to the general fund shall be utilized to meet all the recurring expenditure of the university.

#### **43. Development Fund**

- (1) The university shall also established a development fund to which the following fund shall be credited, namely:
  - (a) development fee which may be charged from students;
  - (b) all sum received from any other source for the purpose of the development of the university;
  - (c) all contribution made by the sponsoring body;
  - (d) all contributions/ donations made in this behalf by any other person or body which are not prohibited by any law for the time being in force and
  - (e) The fund credited to the development fund from time to time shall be utilized for the development of the university.

#### **44. Maintenance Fund.**

The fund established under section 41,42 and 43 shall subject to general supervision and control of the board of Governor be regulated and maintain in such manner as may be prescribed.

#### **45. Annual Report.**

- (1) The annual report of the university shall be prepared under the direction of the Board of management and shall be submitted to the Board of Governors for its approval.
- (2) The Board of Governors shall consider the annual report in its meeting and may approve the same with or without modification.

#### **46. Account and Audit**

- (1) The annual accounts and balance sheet of the university shall be prepared under the direction of the Board of Management and all funds accruing to or received by the university from whatever source and all amount disbursed or paid shall be entered in the accounts maintained by the university.
- (2) The annual account of the university shall be audited every year by an auditor, who is a member of the institute of chartered accountants of India.
- (3) A copy of the annual accounts and the balance sheet together with the audit report shall be submitted to the Board of Governors well before 31 December following close of the financial year in 31 March each year.
- (4) The annual accounts, the Balance Sheet and the audit report shall be considered by the Board of Governors at its meeting.

#### **Mode of proof of University record**

47. A copy of any receipt, application, notice, order, proceeding or resolution of any authority or committee of the University or other documents in possession of the University or any entry in any register duly maintained by the University, if certified by the Registrar, shall be received as prima facie evidence of such receipt, application, notice, order, proceeding, resolution or document or the existence of entry in the register and shall be admitted as evidence of the matters and transaction therein recorded where the original thereof would, if produced, have been admissible in evidence.

#### **Dissolution of University 48**

- (1) If the Sponsoring Body proposes dissolutions of the University in accordance with law governing its constitution or incorporation, it shall give at least three months notice in writing to the State Government.

- (2) On identification of mismanagement, mal-administration, in-discipline, failure in the accomplishment of the objects of University and economic hardships in the sponsoring body of University, the State Government would issue directions to the sponsoring body of university. If the directions are not followed within such time as may be prescribed, the right to take decision for winding up of the University would vest in the State Government.
- (3) The manner of winding up of the University would be such as may be directed by the State Government in this behalf. Provided that no such action will be initiated without affording a reasonable opportunity to show cause to the Sponsoring Body.
- (4) On receipt of the notice referred to in sub-section (1), the State Government shall, in consultation with the Council for Technical Education and UGC make such arrangement for administration of the University from the proposed date of dissolution of the University by the Sponsoring Body and until the last batch of students in regular courses of studies of the University complete their courses of studies in such manner as may be prescribed by the Statutes.

#### **Expenditure of the University during dissolution 49**

- (1) The expenditure for administration of the University during the taking over period of its management under section 48 shall be met out of the permanent endowment fund, the general fund or the development fund.
- (2) If the funds referred to sub-section (1) are not sufficient to meet the expenditure of the University during the taking over period of its management, such expenditure may be met by disposing of the properties or assets of the University, by the State Government.

#### **Removal of difficulties 50**

- (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by a notification or order, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient, for removing the difficulty:  
Provided that no notification orders under sub-section (1) shall be made after the expiration of a period of three years from the commencement of this Act,
- (2) Every order made under sub-section (1) shall, as soon as may be after it is made, be laid before the State Legislature.