



RASHTRASANT TUKADOJI MAHARAJ NAGPUR UNIVERSITY
(Established by Government of Central Provinces Education Department by Notification No. 513 dated the 1st of August, 1923 & presently a State University governed by Maharashtra Public Universities Act, 2016) (Mah. Act No. VI of 2017)

***Ordinance No. 2 of 2023**

Approval and withdrawal of approval to the appointment of Principals and Teachers in Colleges/Institutions/Cluster of Colleges etc., Ordinance 2023.

Whereas, it is expedient to provide the norms for the “Approval and withdrawal of approval to the appointment of Principals and Teachers in Colleges/Institutions/Cluster of Colleges etc., the management Council is hereby pleased to make the following Ordinance.

1. This Ordinance shall be called “Approval and withdrawal of approval to the appointment of Principals and Teachers in Colleges/Institutions/Cluster of Colleges etc., Ordinance 2023.”
2. This Ordinance shall come into force with effect from the date of its making by the Management Council.
3. **Scope:** This Ordinance shall govern accord and withdrawal of approval to the appointments of Principals and Teachers of the affiliated colleges and institutions, autonomous colleges and institutions, empowered autonomous colleges, cluster of institutions and recognized institutions.
4. In this Ordinance unless the context otherwise requires:-
 - i. “Act” means Maharashtra Public University Act 2016.
 - ii. “Center of Higher Education” includes affiliated colleges and institutions, autonomous colleges and institutions, empowered autonomous colleges, cluster of institutions and recognized institutions.
 - iii. “Principal” means a Principal as defined under the Act.
 - iv. “Teacher” means a teacher as defined under the Act
 - v. “University” means the Rashtrasant Tukadoji Maharaj Nagpur University, Nagpur.

*Accepted by the Management Council on Dt. 8 February, 2023, vide item No.7, under the Draft Ordinance No. 3 of 2022. & Hon’ble Chancellor vide letter No. RB/RTMNU-2023/CR-432/Edn-3/943, dt. 12th July 2023.

5. A “center of higher education” which is desirous of making the appointment of Principal or a Teacher by following the procedure prescribed by the state government/university shall make an application to the university in the prescribed form for seeking approval to the appointment of a candidate selected by a selection committee for appointment as a Principal or the teacher as the case may be, within three days from the date of meeting of the selecting committee.
6. The application seeking approval to the appointment shall be accompanied by the following documents certified by the President/Secretary of the Governing body of the centre of Higher Education:-
 - i. Copy of the Advertisement for the post published in the reputed News papers.
 - ii. Copy of the roster certified by the competent authority, if applicable.
 - iii. No Objection Certificate from the Government, if applicable.
 - iv. List of the candidates invited for the interview.
 - v. Attendance sheet of the candidates.
 - vi. Minutes of the proceedings of the selecting committee.
 - vii. Mark lists, Certificates and other supporting documents and credentials of the candidates recommended by the selecting committee.
 - viii. Copies of the complaints or representations received, if any, regarding appointment of Principal/Teacher.

7. **Grant of Approval:**

The Pro- Vice-Chancellor shall grant regular approval to the appointments of such persons after verifying their qualifications, required experience, API Score as prescribed by the respective Competent Bodies and other credentials. The decision of the Pro Vice Chancellor with regard to approval should ordinarily be communicated to the concerned Centre of Higher Education within fifteen days of receipt of application for grant of approval to the appointment of the Principal/Teacher, as the case may be. If the candidate recommended by the selection committee does not possess adequate required qualification and required experience and API,

(Wherever is applicable) and / or if, there is a reason to believe that the act of selection committee or selection procedure was not transparent and fair or not as per the procedure prescribed by the University, then approval to the appointment of the candidate recommended by the selection committee shall not be granted. In such cases, the Pro Vice-Chancellor shall record his reasons there for and return the matter to the concerned Centre of the Higher Education with appropriate Ordinance. The decision of the Pro Vice-Chancellor in this regard, shall be final and binding.

8. **Approval to the appointment of officiating Principal:-**

Every centre of Higher education desiring to make appointment of any teacher as an officiating principal shall submit the proposal to the Pro Vice Chancellor for the same and the Pro Vice Chancellor shall accord his approval to the said appointment if the proposed person fulfills the requirements prescribed by the University for Appointment of officiating principal.

9. **Suspension of Approval:**

An order for suspension of approval of a Principal/Teacher of a Centre of Higher Education may be passed by the Pro-Vice Chancellor in the following circumstances :-

- i. Where a Principal/Teacher is accused of a criminal misconduct, resulting in his/her arrest by the Police, the Pro –Vice Chancellor may suo-motu suspend the approval of the concerned Principal/Teacher, taking cognizance of the event.
- ii. In all cases, other than the one contemplated by section 48(4) of the Act, where Principal/Teacher has been found to have violated the Code of Conduct prescribed by any regulatory authority including University, **especially where a principal or a teacher has been charged of sexual harassment and an investigation has been initiated as per the provisions of Ordinance No. 4 of 2007 of the University.**
- iii. In appropriate case where a Principal /Teacher has been found to have breached the provisions of any Ordinance / Statute / Regulations / Ordinance of the University, having bearing upon the

conduct of the Principal/Teacher, by any appropriate Authority/Officer or a committee constituted by such Authority/Officer.

In all cases where suspension of approval of a Principal/Teacher is contemplated, adequate opportunity of being heard shall be accorded to the concerned delinquent. No order for suspension of approval of any Principal/Teacher shall be passed unless prior permission of the Joint Director, Higher and Technical education has been obtained.

10. **Withdrawal of approval:**

- a. In all cases where approval of a Principal/Teacher is suspended as per the procedure prescribed under clause 9 of this Ordinance, the Pro Vice Chancellor shall constitute a committee for conducting further inquiry into the matter. On recommendation of the said committee, after giving adequate opportunity of being heard to the delinquent Principal/Teacher, the Pro Vice Chancellor may withdraw the approval of such Teacher/Principal.
- b. In the cases other than the one mentioned above for withdrawal of approval (Clause 10 a), where the services of an approved principal/teacher have been terminated by the concerned center of Higher education, by following the procedure prescribed by law, the concerned centre of higher education shall submit the application in the prescribed form to the University seeking withdrawal of approval to the appointment of the concerned Principal/teacher. Every such application for withdrawal of approval shall be accompanied by a detailed statement of facts enclosing all the necessary documents. Such application seeking withdrawal of approval shall be submitted to the university promptly within ten days of the occurrence of the event.

If it is found or brought to the notice that incumbent Principal/Teacher does not fulfill the eligibility norms stipulated by the applicable regulating body like UGC /AICTE/COA/PCI/NCTE/GoM/University etc., approval of the same should be withdrawn.

Also the selection/interview committee responsible for the said negligence/ignorance be suitably punished.

STATEMENT OF OBJECT & REASONS

The grant of approval and withdraws of approval to the appointment of principals and Teachers in Colleges / Institutions/Cluster of Colleges etc. is one of the important responsibility casted upon the Vice Chancellor under section 13(13) (f) of the Act, and the procedure to be observed for the same is required to be prescribed by an Ordinance.

Since in view of the above responsibility, to prescribed the procedure for Grant or Withdraw the approval to the appointments of teachers and Principals in the colleges, Institution etc this Ordinance has been prepared.

While implementing the provisions of this Ordinance, no financial implications are involved at the Government level as of now or in future.