

PANDIT SUNDAR LAL SHAMRA (OPEN) UNIVERSITY C.G. ACT

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defined in this Act, will have the same meaning as defined in Section 4 of the Chhattisgarh Vishwavidyalaya Adhiniyam, 1973 (No. 22 of 1973); (r) "University" means the Pandit Sundar Lal Sharma (Open) University Chhattisgarh established under this Act; "University Grants Commission" means the Commission established under the University Grants Commission Act, 1956 (No.3 of 1956). (I) There shall be established a University by the name "PANDIT SUNDAR LAL SHARMA (OPEN) UNIVERSITY CHHATTISGARH " (2) The headquarters of the University shall be at Bilaspur and it may establish or maintain Regional Centres, and Study Centres at such places as it may deem fit. (3) First Kulpati & members of, first Executive Council, the Academic Council and the Planning Board and all persons who may hereafter become such officers or members, so long as they continue to hold such office or membership, shall hereby constitute a body corporate by the name of Pandit Sundar Lal Sharma (Open) University Chhattisgarh I. (4) The University shall have perpetual succession and a common seal and shall sue and be sued by the said name. 40 (23) 4. The objects of the University 5. Powers of the University 24 200B The objects of the University shall be- (one) to advance and disseminate learning and knowledge by different means, including the use of any communication technology; (two) to provide opportunities for higher education to a larger segment of the population and to promote the educational well being of the community in general; (three) to encourage the open University and distance education systems in the educational pattern of the State. (I) The University shall have the following powers, namely: (a) provide for instruction in such branches of knowledge, technology, vocations and professions as the University, may determine from time to time and to make provision for sponsored research; (b) plan and prescribe courses of study for degree, diploma, certificate or for any other purpose; (c) (three) hold examinations and confer degree, diploma, certificate or other academic distinctions or recognitions on persons who have successfully completed a course of study in the manner laid down by the Statute and Ordinance; (four) determine the manner in which distance education in relation to the academic programmes of the University may be organised; (five) create posts of Professor, Reader, Assistant Professor and other academic positions necessary to impart instruction or for preparing educational material or for conducting other academic activities, including guidance, design and delivery of courses and evaluation of the work done by the student and to appoint on those posts; (six) co-operate with, and seek the co-operation of, other Universities and institutions of higher learning, professional bodies and organisations for such purposes as the University considers necessary; (seven) institute and award fellowships, scholarships, prizes and such other awards for recognition of merit as the University may deem fit; (eight) establish and maintain such Regional Centres, as may be determined by the University from time to time; (e) establish, maintain or recognise Study Centres in the manner laid down by the Statute; 40 (24) 24 2005 (ten) provide for the preparation of instructional material, including films, cassettes, tapes video cassettes and other software; (eleven) organise and conduct refresher courses, workshops, seminars and other programmes for teachers, lesson writers, evaluators and other academic staff, (twelve) recognise examinations of, or periods of study, (whether in full or part) at, other universities, institutions or other place of higher learning as equivalent to examination or periods of study in the University, and to withdraw such recognition at any time; (thirteen) make provision for sponsored research and development in education technology and related matters; (fourteen) create administrative, ministerial and other necessary posts and to make appointments thereto; (fifteen) receive benevolence, donations and gifts and to acquire, hold, maintain and dispose of any property movable or immovable, including a trust property to the benefit of the University; (sixteen) borrow, with the prior approval of the State Government whether on the security of the property of the University or otherwise, money for the purposes of the University; (seventeen) enter into, carry out, vary or cancel contract* (eighteen) to demand and receive such fees and other charges as may be prescribed by the Ordinance; (nineteen) provide, control and maintain discipline amongst the students and all categories of employees and to lay down the conditions of service of such employees, including their code of conduct; (twenty) appoint, either on contract or otherwise, Visiting Professors, Emeritus Professors, Consultants, fellows, scholars, artists, course writers and such other persons who may contribute to the advancement of the subjects of the University, (twenty one) recognise persons working in other universities, institutions or organisations as teachers of the University on such terms and conditions as may be prescribed by the Ordinance; (twenty two) determine standard and to specify condition for the admission of students to courses of study of the University which may include examination, evaluation and any other method of

testing; (twenty three) make arrangements for the promotion of the general 24 2005 health and welfare of the employees; 40 (25) University open to all -classes, castes and creeds 7 ,, Officers of the University 8. The Kuladhipati twenty four) do all such acts as may be necessary or incidental to the exercise of all or any of the powers of the University as are necessary and conducive to the promotion of all or any of the objects of the University. (2) Notwithstanding anything contained in any other law for the time being in force, but without prejudice to the provisions of sub-section (1), it shall be the duty of the University to take all such steps as it may deem fit for the promotion of the University and the distance education systems and for the determination of standards of teaching, evaluation and research in such systems. In carrying out its objects the University shall strive for cooperation with the Indira Gandhi National Open University and shall observe, to the extent feasible, the educational norms and standards prescribed by it for open learning systems. The University shall not discriminate against any citizen of India on grounds of religion, race, caste, sex, place of birth or language. The following shall be the officers of the University:- (One) The Kuladhipati (two) Kulpati (three) Registrar (four) Regional Director (five) Finance Officer and (six) such other Officers as may be declared by the Statute to be the officers of the University. (I) The Governor of Chhattisgarh shall be the Kuladhipati of the University. (2) Subject to the provisions of sub-sections (3) and (4), the Kuladhipati shall have the right to cause an inspection to be made, by such person or persons as he may direct, to the University, its buildings, laboratories and equipment, and of any Regional Centre, a Study Centre and also of the examination, instruction and other work conducted or done by the University, and to cause an inquiry to be made in like manner in respect of any matter connected with the administration and finances of the University, (3) Where an inspection or inquiry has been ordered by the Kuladhipati, the University may depute representative to represent the University in such inspection or inquiry. (4) The Kuladhipati may address the Kulpati with reference to the results of such inspection or inquiry together with views and advice with regard to the action to be taken thereon as the Kuladhipati may be pleased to offer and on receipt of the address made by the Kuladhipati, the Kulpati shall communicate forthwith to the Executive Council the results of the inspection or inquiry and the views of the Kuladhipati and the advice tendered by him upon the action to be taken thereon. (5) Where the Executive Council does not within a reasonable time, take action to the satisfaction of the Kuladhipati, the Kuladhipati may, after considering any explanation furnished or representation made by the Executive Council, issue such directions as he may think fit and the Executive Council shall be bound to comply with such directions. (6) Without prejudice to the foregoing provisions of this section the Kuladhipati may, by an order in writing, annul any proceedings of the University which is not in conformity with this Act, Statute or Ordinance. Provided that before making any such order, he shall call upon the University to show cause why such an order should not be made and if any cause is shown within a reasonable time, he shall consider the same. (7) The Kuladhipati shall have such other powers as may be specified by the (1) Kulpati shall be appointed by the Kuladhipati under the doctrine of pleasure after consultation with the state government from a panel of not less than three distinguished persons recommended by the search committee constituted under sub section (2) or (6) Provided further if the person so approved by the Kuladhipati refuses to accept the proposal of appointment, the Kuladhipati shall ask for fresh recommendation from search committee. Provided that the first Kulpati shall be appointed by Kuladhipati after (2) The Kuladhipati shall constitute a search committee consisting of the following persons namely. (one) one person recommended by the Executive council; (two) one person nominated by the Speaker of the Chhattisgarh Legislative Assembly; (three) one person nominated by the Kuladhipati. and he shall appoint one of them as chairperson of the 24 2005 committee. 40 (27) (3) For constituting the committee under subsection(2), the Kuladhipati shall, six-months before the expiry of the term of Kulpati, call upon the executive council and the speaker of the Chhattisgarh Legislative Assembly to choose their nominees and if any or both of them fail to do so within one month of the receipt of the Kuladhipati's communication in this regard, the Kuladhipati may further, nominate any one or both the persons as the case may be. (4) No person who is connected with the university or a college shall be recommended or nominated on the committee constituted under subsection (2). (5) The committee shall submit the panel within six weeks from the date of its constitution or such further time not exceeding four weeks as may be extended by the Kuladhipati. (6) If for any reasons the committee constituted under subsection (2) fails to submit the panel within the period specified in subsection (5), the Kuladhipati shall constitute another committee consisting of three educationists not connected, with the university or a college, one of whom

shall be designated as the chairman. The committee so constituted shall submit a panel of three persons within a period of six weeks or such shorter period as may be specified, from the date of its constitution.

(7) If the committee constituted under subsection (6) fails to submit the panel within the period specified there in the Kuladhipati shall appoint any educationist to be Kulpati after consultation with the state government. To carry out the business of newly established university the State Government may appoint Kulpati, a person from the field of Education for a period not exceeding NO years and the person so appointed shall the University within a period of six months from the date of establishment of the University and till the said authorities are constituted, Kulpati shall be deemed to be the Executive Council, Academic Council or such other Authority, as the case may be, and shall exercise the powers and perform the duties conferred or imposed on such authorities by or under this Act. Provided that the Kuladhipati may, if he considers it necessary or expedient so to do, appoint a committee, after consultation with the State Government, consisting of an educationist and an administrative and financial expert to aid and advise Kulpati in the exercise of his powers and performance of functions.

(9) Kulpati shall be a Whole-time salaried officer of the University and his 40 (28) 24 2005 emoluments and other terms and conditions of service shall be prescribed by the Statute.

(10) Kulpati shall hold office for a term of four years or till he attains the age of 70 or such shorter period as may be specified, but not exceeding two terms. Provided that notwithstanding the expiry of his term he shall continue to hold office until his successor is appointed and enters upon his office but this period shall not, in any case, exceed six months.

(11) If at any time upon representation made or otherwise and after making such enquiries as may be deemed necessary, it appears to the Kuladhipati that Kulpati— (a) (b) (c) • has made default in performing any duty imposed on him by or under this Act; or has acted in a manner prejudicial to the interest of the University; or is incapable of managing the affairs of the University, the Kuladhipati may notwithstanding the fact that the term of office of Kulpati has not expired, by an order, in writing, stating the reasons therein, require Kulpati to relinquish his office as from such date as may be specified in the order.

(12) No order under sub-section (11) shall be passed unless the particulars of the grounds on which such action is proposed to be taken are communicated to Kulpati and he is given a reasonable opportunity of showing cause against the proposed order.

(13) As from the date specified in the order under sub-section (11), Kulpati shall be deemed to have relinquished the office and the office of Kulpati shall fall vacant.

(14) In the event of the occurrence of any vacancy including a temporary vacancy in the office of Kulpati by reason of his death, resignation, leave, illness or otherwise, dean of any faculty nominated by the Kuladhipati for that purpose shall act as Kulpati until the date on which Kulpati appointed under sub-section (1) or sub-section (7) emerges, as the case may be, upon office; Provided that the arrangements contemplated in this sub-section shall not continue for a period of more than six months.

(15) Kulpati shall be the Chief Executive and Academic Officer of the University. He shall be an ex-officio member and Chairman of the Executive Council and of the Academic Council, and Chairman of such other authorities, committees or bodies of the University of which he is a member. He shall be entitled to be present and to speak at any meeting of any authority, committee or other body of the University, but shall not be entitled to vote unless he is a member of the authority, committee or body concerned.

(16) It shall be the duty of Kulpati to ensure that this Act, the Statute, the Ordinance and the Regulation are faithfully observed and he shall have all powers necessary for this purpose.

10. Registrar 24 2005 40 (29) 767) Kulpati shall have power to call the meetings of the Executive Council or Academic Council and any other authority of which he is the chairman or he can delegate this power to any other officer.

(15) If in the opinion of Kulpati any emergency has arisen which requires immediate action to be taken, Kulpati shall take such action as he deems necessary and shall, at the earliest opportunity thereafter, report his action to such officer, authority, committee or other body as would have in the ordinary course dealt with the matter; Provided that the action taken by Kulpati shall not commit the University to any recurring expenditure for a period of more than three months; Provided further that where any such action taken by Kulpati affects any person in the service of the University, such person shall be entitled to prefer, within thirty days from the date on such action is communicated to him, an appeal to the Executive Council; Provided also that this power shall not extend to matters regarding amendment in Ordinance, Statute, Regulation or any matter relating to appointments.

(19) On receipt of report under sub-section (18) if the authority, committee or body concerned does not approve the action taken by Kulpati it shall refer the matter to the Kuladhipati whose decision thereon shall be final. The action taken by Kulpati under sub-section (18) shall be deemed to be the action taken by the appropriate authority until it is set aside.

by the Kuladhipati on a reference made under sub-section (19) or is set aside by the Executive Council on an appeal under the second proviso of sub-section (18). U2-I) If in the opinion of Kulpati, any proceeding of any authority, committee or other body of the University is likely to be prejudicial to the interest of the University, he shall record his reason and refer the matter to the Kuladhipati and also inform the authority, committee or other body concerned shall not be given effect to till the matter is decided by the Kuladhipati under sub-section (18) of Section 9. v(Zfj Kulpati shall exercise general control over the affairs of the University and shall give effect to the decisions of the authorities of the University. 46) Kulpati shall exercise such other powers as may be prescribed by the Statute, Ordinance and Regulation. (1) Registrar shall be appointed in such manner, on such emoluments and other conditions of service as may be prescribed by the Statute. (2) Registrar empowered by the Executive Council shall have the powers to enter into, and signs, agreements and authenticate records on behalf of the University. G" Registrar shall exercise such powers and perform such functions as may be prescribed by the Statute. (4) The first Registrar will be appointed by Government of Chhattisgarh on 40. (30) 11. Finance Officer 12. Regional Directors 13. Other Officers Authorities of the University 15. Executive Council - 16. Academic Council 24 200B deputation for 2 years. (1) Finance Officer shall be appointed in such manner, on such emoluments and other conditions of service and shall exercise such powers and perform such functions as may be prescribed by the Statute. (2) Finance Officer shall be appointed by Govt. of Chhattisgarh on Every Regional Director shall be appointed in such manner, on such emoluments and other conditions of service, and shall exercise such powers and perform such functions, as may be prescribed by the Statute. The manner of appointment, emoluments, powers and duties of the other officers of the University shall be prescribed by the Statute, The following shall be the authorities of the University q%bxcative Council; Council; LY Planning Board; (4) Departments; (S)'60ard of Studies; U) Finance Committee; and (7) such other authorities as may be declared by the Statute to be the authorities of the University. (1) ' Executive Council shall be the principal executive body of the University, which shall consist of not more than thirteen members out of which not more than seven shall be Government Officers. (2) The constitution of Executive Council, the term of office of its members and its powers and functions shall be prescribed by the Statute. (1) Academic Council shall be the Principal Academic body of the University which shall consist of not more than fifteen members out of which not more than four shall be Government Officers and shall, subject to the provisions of this Act, the Statute and Ordinance, have the control and general regulation of, and be responsible for, maintenance of research, learning, education, instruction, evaluation and examination within the 24 2005 40 (31) 17: Planning Board 18. Departments 19. Board of Studies 20. EEæÉÉCommittee 21. Other authorities 23. University Fund University and shall exercise such other powers and perform such other functions as may be conferred or imposed upon it by the Statute. (2) The constitution of the Academic Council and the term of office of its members shall be prescribed by the Statute. (1) There shall be a Planning Board of the University which shall consist of not more than nine members out of which not less than three shall be Government officers. It shall be the principal planning body of the University and shall also be responsible for the monitoring of the development of the University, on the lines indicated in the objects of the University. (2) The constitution of Planning Board, the term of office of its members and its powers and functions shall be prescribed by the Statute. (I) There shall be such number of Departments as the University may determine from time to time. (2) The constitution, powers and functions of the Departments shall be prescribed by the Statute. (I) There shall be a Board of Studies for every subject or group of subjects as may be prescribed by the Statute. (2) The constitution of the Board of Studies, the term of office of its members and its powers and functions shall be prescribed by Statute. (I) The constitution, powers and functions of the Finance-Committee shall be prescribed by the Statute, (2) No decision involving financial implications shall be taken by any authority of the University without prior concurrence of the Finance Committee. The constitution, powers and functions of the other authorities which may be declared by the Statutes to be authorities of the University shall be prescribed by the Statute. (1) The University shall establish a Fund to be called the University fund. (2) The following shall form part of or be paid into the University Fund. • (a) any loan, contribution or grant by Central or State Government or any 40 (32) 23. Objects to which University Fund be applied 34 Committee 24 \$btt 2005 body corporate; (b) trusts, bequests, donations, endowments and other grants, if any; (c) the income of the University from all sources including income from fees and charges; (d) all other sums received by the University. The University Fund shall be kept in any nationalised Bank. N)" The

University fund shall be applicable to the following objects:- (a) repayment of debts incurred by the University for the purposes of this Act and the Statute Ordinance and Regulation made thereunder; (b) up-keep of the property of the University including the departmental, regional centres, study centres, and the hostels; (c) payment of cost of audit of the University Fund; (d) expenses of any suit or proceedings to which the University is a party; (e) payment of salaries and allowances of the teaching and non-teaching staff of the University, Regional study centres and departments maintained by the University and in furtherance of the purposes of this Act, Statute, Ordinance, and Regulation made thereunder and to the payment of other benefits; (f) payment of travelling and other allowances of the members of the authorities of the University in pursuance of any provisions of this Act and the Statute Ordinance and Regulation made thereunder; (g) payment of fellowships, scholarships and other awards to the students; (h) payment of any expenses incurred by the University in carrying out the provisions of this Act and the Statute, Ordinance, and Regulation made thereunder, (i) payment of any other expenses not specified in any of the preceding clauses declared by the Executive Council to be the expense for the purposes of the University. (2) No expenses shall be incurred by the University in excess of the limits for total recurring and non-recurring expenditure for the year fixed by the Executive Council. No expenditure other than that provided for in the budget shall be incurred by the University without the previous approval of the Executive Council. A co-ordination Committee established under the Adhiniyam, 1973 (No. 22 of 1973) shall exercise the powers and perform the functions enumerated in Section 34 of the Act. Kulpati shall be an ex-officio member of the Co-ordination Committee. 24 2005 40 (33) 25. Statute 26. Statute made Subject to the provisions of this Act, the Statute may provide for all or any of the following matters, namely:- (a) the manner of appointment of Registrar, Finance Officers, Regional director and other officer, emoluments and other conditions of their service and the powers and functions that may be exercised and performed by each of the offices; (b) constitution of Executive Council and other authorities of the University, the terms of office of the members of such authorities and the powers and functions that may be exercised and performed by such authorities; (c) appointment of examiners and moderators; (d) appointment of teachers and other employees of the University, their emoluments and other conditions of service; (e) principles governing the seniority of service of the employees of the University. (f) procedure in relation to any appeal or application for review by any employee or student of the University against the action of any officer or authority of the University, including the time within which such appeal or application for review shall be preferred or made; (g) forum and procedure for the settlement of disputes between the employees or students of the University and the University; (h) the co-ordination and determination of standards in the University; other matters which by the Act are to be provided by the Statute. The first statute shall be framed by the State Government and the State Government may amend the first statute as may be necessary. (3) The authorities may from time to time, amend or repeal any statute, except the first statute. (4) The authority may on its own motion; or otherwise take into consideration the draft of a Statute. Provided that nothing in this clause shall apply in respect of statutes other than those affecting the emoluments of Kulpati, Registrar and other officers of the University. (5) Where a draft is proposed by the authority under this section it shall be referred to the Executive Council for consideration and the Kuladhipati may, after considering the views, if any, of the Executive Council that may be received within such period not less than thirty days as the Kuladhipati may specify approve such draft with or without modifications and pass the Statute; (6) If a draft is proposed by the Executive Council the Kuladhipati may approve of such draft and pass the Statute or reject it or return it to the Executive Council for reconsideration either in whole or in part together with any amendment which he may suggest. (7) After any draft returned under sub-section (5) has been further considered by the Executive Council together with any amendment suggested by the Kuladhipati, it shall again be presented to the Kuladhipati with a report of the Executive Council thereon and the Kuladhipati may approve or reject the Statute. (8) The Kuladhipati shall not take into consideration the draft of any Statute or of any amendment of a Statute or of the repeal of any Statute affecting the status, power or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion upon the proposal. (9) Kuladhipati may approve the statute and they shall become effective from such date as the Kuladhipati may specify. (10) Subject to the provisions of this Act and the Statute the Ordinance may provide for all or any of the following matters, namely: (a) admission of students, courses of study and fees thereof, qualifications pertaining to degrees, diplomas, certificates and

other courses, condition; for the grant of fellowships, awards and the like; L/(b) conduct of examinations, including the terms and conditions and appointment of examiners and moderators; c) any other matter which by this Act or the Statute is to be or may be provided for by the Ordinance. (2) The first Ordinance shall be made by Kulpati with the previous approval of the State Government and the Ordinance so made may be amended, repealed or added to at any time by the Executive Council in the manner prescribed by the Statute. 24 2005 40 (35) 28. Regulation 29. Annual report 30. Annual account 31. Conditions of service of employees (1) The authorities of the University may make Regulations consistent with this Act, the Statute and the Ordinance for the conduct of their business and that of the Committee, appointed by them and not provided for by this Act, the Statute or the Ordinance in the manner prescribed by the Statute. (2) Regulation made shall be placed before the Kuladhipati for his approval and shall be effective from the date of its approval. (1) Annual report of the University shall be prepared under the directions of the Executive Council which shall include, among other matters, the steps taken by the University towards the fulfilment of its objects. (2) report so prepared shall be submitted to the Kuladhipati and the State Government on or before such date as may be prescribed by the Statute and a copy of the annual report of the University shall be laid on the table of the Legislative Assembly by the State Government. (1) The annual accounts of the University shall be prepared under the directions of the Executive Council and shall be audited by a local auditor. (2) A copy of the accounts together with the audit report shall be submitted to the Kuladhipati along with the observation if any, of the Executive Council. (3) Any observations made by the Kuladhipati on the annual accounts shall be brought to the notice of the Executive Council and the views of the Executive Council if any, on such observations, shall be submitted to the Kuladhipati. (4) A copy of the accounts together with the audit report, as submitted to the Kuladhipati shall also be submitted to the State Government. A copy of the accounts together with the audit report as submitted to the State Government shall be laid on the table of the Legislative Assembly by the State Government as soon as possible. (1) Every employee of the University shall be appointed under a written contract and such contract shall not be inconsistent with the provisions of this Act, Statute and Ordinance. (2) The contract referred to in sub-section (1), shall be lodged with the University a copy of which shall be furnished to the employee concerned. 40 (36) 32. Adjudication of Disputes as to the constitution of the University authorities and bodies 34. Filling of casual vacancies 5. Proceedings of the University authorities or bodies not invalidated by vacancies Protection of action taken in good faith 37. Power to remove difficulties 38. Transitional provisions 24 2005 Any dispute arising out of contract between the University and any of its officers or teachers shall be adjudicated upon by Kulpati and appeal against decision shall lie to, the Kuladhipati or to a body which may be constituted by If any question arises as to whether any person has been duly appointed or is entitled to be a member of any authority or other body of the University, the matter shall be referred to the Kuladhipati whose decision thereon shall be final. Save as otherwise provided in this Act all casual vacancies of the members other than ex-officio members of any authority, committee or other body of the University shall be filled, as soon as possible for remaining unexpired period in accordance with the procedure. No Act or Proceedings of any authority or any other body shall be invalidated merely by reason of the existence of any vacancy or vacancies among its members. No suit or other legal proceedings shall lie against any officer, teacher or other employee of the University for any thing which is in good faith done or intended to be done in pursuance of any of the provisions of this Act or the Statute, Ordinances or Regulation. If any difficulty arises giving effect to the provisions of this Act, the State Government may, by order, make such provisions not inconsistent with the provisions of this Act, as appears to it to be necessary or expedient for removing the difficulties. Notwithstanding anything contained in this Act and the Statute; (a) The State Government shall appoint an officer on special duty for a term not exceeding five years. The terms and conditions of the officer on special duty shall be stated in his letter of appointment; (b) The officer on special duty shall have powers of Kulpati; (c) the first Executive Council shall consist of not more than fifteen members who shall be nominated by the Kuladhipati on the advice of the State Government and they shall hold office for a term of three years; and

39. State government to assume financial control in certain circumstances 24 2005 40 (37) (d) (i) the first planning Board shall consist of not more than eleven members who shall be nominated by the Kuladhipati on the advice of the State Government and they shall hold office for a term of three years; (ii) the planning Board shall, in addition to the powers and functions conferred on it by this

Act, exercise the powers of the Academic Council and the Board of Studies until the Academic Council and the*Board of Studies are constituted under the provisions of this Act and the Statutes, and in the exercise of such powers, the Planning Board may co-opt such members as it may decide.(i)

(1) If the State Government is satisfied that owing to maladministration or financial mismanagement in the University a situation has arisen whereby financial stability of the University has become insecure, it may by notification, declare that the finances of the University shall be subject to the control of the State Government (2) Every notification issued under sub-section (1) shall, in the first instance, remain in operation for a period of one year from the date specified in the notification and the State Government may, from time to time, extend the period of operation by such further period as it may think fit, provided that the total period of operation does not exceed three years (3) During the period of the notification issued under sub-section (1) the executive authority of the State Government shall extend to give directions to the said University to observe such canons of financial propriety as may be specified in the direction and to give such other directions as the State Government may deem necessary and adequate for the purpose. (4) Notwithstanding anything contained in this Act, any such direction may include:- (one) a provision requiring the submission of the budget to the State Government for sanction; (two) a provision requiring the University to submit every proposal involving financial implications to the State Government for sanction; (three) a provision requiring the submission of every proposal for the revision of pay scale and rate of allowances of the officers, teachers, and other persons employed by the University to the State Government for the sanction; (four) a provision requiring the deduction of salaries and allowances of all of any class of persons employed by the University; (five) a provision requiring the deduction in the number of posts of the officers, teachers and other persons employed by the University; (six) a provision requiring the lowering down of scales of pay and rate of allowances, and (seven) a provision in regard to such other matters as may have the effect of reducing the financial strain on the University Provided that the Kuladhipati may, if he considers it necessary so do, appoint a committee consisting of an educationist, and administrative expert and 40 (38) 40. Powers of State Government to lay an Act in modified form with a view to provide for better administration of University in certain circumstances (24) 24 2005 a financial expert to assist Kurpati so appointed in exercise of such powers and performance of such duties. (5) Notwithstanding anything contained in this Act, it shall be binding on every authority of the University and every officer of the University to give effect to the direction given under this section. • (6) Every officer of the University shall be personally liable for misapplication of any fund or property of the University as a result of non-compliance of the direction given under this section to which he shall have been a party or which shall have happened through or been facilitated by gross neglect of his duty as such officers and the loss so incurred shall, on a certificate issued by the Secretary, Higher Education be recovered from such officer as an arrear of land revenue. Provided that no action to recover the amount of loss as arrear of land revenue shall be taken until reasonable opportunity has been given to the person concerned to furnish explanation and such explanation has been considered by - the State Government. (1) If the State Government on receipt of a report or otherwise, is satisfied that a situation has arisen in which the administration of the University cannot be carried out in accordance with the provisions of the Act, without detriment to the interests of the University and it is expedient in the interest of the University so to do, it may by notification, for reasons to be mentioned therein, direct that the provisions of Sections 9, 15, 16 to 20, 28, 29, 30 and 37 shall as from the date specified in the notification (hereinafter in this Section referred to as the appointed date) apply to the University. (2) The Notification issued under sub-section (1) shall remain in operation for a period of one year from the appointed date and the State Government may, from time to time, extend the period of such further period as it may think fit So, however that the total period of operation of the notification does not exceed three years. (3) The Kuladhipati shall simultaneously with the issue of the notification, appoint Kulpati under Sections 9 and Kulpati so appointed shall hold office during the period of operation of the notification. Provided that Kulpati may, notwithstanding the expiration of the period of operation of the notifications, continue to hold office thereafter until his successor enters upon office but this period shall not exceed one year. (4) As from the appointed date, the following consequences shall ensue, namely:- (one) Kulpati, holding office immediately before the appointed date, shall notwithstanding that his term of office has not expired, vacate his office. (two) every person holding office as a member of the Executive or the Academic Council, as the case may be immediately before the appointed date shall cease to hold that office; (three) until the, executive Council or Academic as the case

may be i} reconstituted in ageoréf wittßße provisions as modified, Kulpati GP7, 24 2005 40 (39) 41. Effecton expiration ofthe period of operation notification under section 40 appointed under SecFon 9 as Edlfiéd, shall exercise the powers perform duties conferred or imposed by or under this Act, on Council or Academic Council, Provided that the Kuladhipati may, ifhe considers it necessary so to do, appoint a committee consisdng ofan educationist, an administative expert and a financial expert to assist Kulpati so appointed in exercise of such powers performance of such duties. (5) Before the expiration of the period of operation of the notification or immediately as early as praccdcable, thereafter, Kulpati shall take stepsto constitute Executive Council and Academic Council in accordance with the provisions of the Act, as unmodified and the Executive Council and Academic Council as so constituted shall begin to function on the date immediately follovving the dâte Of expiry ofthe period of operation ofthe notification ofthe date on which the respective bodies are so constituted whichever is later. Provided that if the Executive Council and Academic Council ate not constituted before the expiration ofthe period ofoperation ofthe notification, Kulpati shall on such expiraüon, exercise the powers ofeach ofthese authorities subject to prior approval ofthe Kuladhipati till the Execuüve Council or Academic Council, as the case may be, is so constituted. On expiration ofthe period ofthe notification issued under Section 40, the provisions ofthis Act, as modified in application to the University mentioned in the notification shall cease to operate in respect there ofand the other relevant provisions ofthis act shall revive and continue to apply thereto, Provided that the expiration ofthe operatign ofthe noffcation shall not (a) previous operation Ofor anything done or liability acquired, accrued or incurred under the provisions as modified or any order made thereunder; or (b) any right, privilege, obligation or liability acquired, accrued or incurred under the provisions as modified or any order made thereunder, or (c) any investigation orremedyinrespectofanysuchright,pli'hlege, obligadonor liability as aforesaid and such investigañonorremedy may be insütuted or enforced as ifthe modified provisions had not ceased to apply. ülis bill has been passed by Chhattisgarh VidhanSabha on thursday dated 02 Decemb 2004• 2006 4.- CHHATTISGARH .ACT (No. 23 612006) SHARSIX (OPEN) t'NVEkSITY CHE.VITISGARH (AMENDMENT) ACC. 2006 An Act to amend the Pandit Sundarlal Shareua (Open) University Chhattisgarh Act. 2004 (No. 26 Be hy the Chhattisgarh in 'he F'fty-sevencn ycu] 0/1he 01' : neii'.'. This Act may the PanditSundarlal Universny (Amendment) Act. C'tends Io the whole State of Chhattisgaih. come into force from the date of its publication in the OITicia! Gazeue. titte. (2) (3) 2

3. In this Act, unless the context otherwise requires;— "Principal Act" means Pandit Sundarlal Sharma (Open) Univecsity ChhaLlisgarh Act. (No. or 2004). In sub-section (8) o? Section 9 the Principal Act. for the yvord "two" Ibe "Éive•• lien: 7B•-. 1 14-009/2003/"20-01- 03. ft. Q. 30-5-2001. 'f 219] 31 9. 1928 BfÅ 31 2006 11176/289/21 28-8-2006 437 438 31 2006 / 23 2006) 2006 t. 2004 (26 2004) (1) (2) (3) 2. 3. 34fr*fi-q, 2006 t. 2004 26 2004). 31 2006 31ff\$<.348 (3) F) (i?iTEß) 2006 23 q 2006) z-q -j;f-n. 31 2006 CHHATTISGARH ACT (No. 23 of 2006) PANDIT SUNDARLAL SHARMA (OPEN) UNIVERSITY CHHATTISGARH (AMENDMENT) ACT, 2006 An Act to amend the Pandit Sundarlal Sharona (Open) University Chhattisgarh. Act. 2004 (No. 26 of 2004). Be it enacted by the Chhattisgarh Legislature in the Fi fly-seventh year of the Republ ic of India. as follows : (l) (2) (3) 'This Act may becalled the Pandi(Sundarlal Sharma (Open) University C.'hha{fisgorh (Amendtnent) Act

2006. It extends to the whole State of Chhattisgarh.It shall come into force *'rom *he date of its publication in the' Oficial Gazeue. Short title. extent and In this Act, unless the context otherwise requires;— "Principal Act" means Pandit Sundat•ial Sharma (Open) University Chh#iisgarll Act. (No. 26 of 2004). In sub-section (8) of Section 9 of the Principal Act. for the t'(wof be substituted. €1. fri. Q. 30-5-2001." 146 j 17 27, 1932 14 2010 7i. 5185/114/21-WYT./Ø. q./lo.—øfrvqz 06-05-2010 291 ifQTR 7Tq, 17 2010 37fiTfi-q-q 8 q,2010) 2010 () 2004 (26 2004) 2010 (2) (3) 2. 3. 2004 26 ' 70 9 (10) fri" F) (æiüd) 2009 3 2009) t. 14 2010 — 348 (3) 5185/114/21-37/9!./3. . F) sftä•zrq, 2010 8 xn 2010) 17 2010 CHHATTISGARH ACT (No. 8 of 2010) PANDIT SUNDER LAL SHARMA (OPEN) UNIVERSITY, CHHATTISGARH (SANSHODHAN) ACT, 2010 An Act •unher to amend the -Pandit Sunder Lal Sharma (Open) University, Chhattisgarh AC>\$ 2004 (No.' 26 of 2004). Be it by Chhattisgarh Legislature in the Sixty-first year of the Republic of India, as follows :- 292 (1) Short title, extent and c.ommncnc• 1. 2. 3. 4. (l) (2) (3) r Act may be called the Pandit Sunder Lal Sharma (Open) University, Clihattisgarh (Sanshodhan) Act, 2010. It extends to the whole State of Chhattisgarh. It shall come into force from the date of its publication in the Official Gazette. In the sub-section (8) of Section 9 of Pandit Sunder Lal

Sharma (Open) University, Chhattisgarh Act, 2004 (No. 26 of 2004) (hereinafter referred to as the Principal Act), the words "for a period not exceeding five years" shall be substituted by the words "who shall hold office for a term of five years or till he attains the age of 70 years whichever is earlier". In the sub-section (IO) of Section 9 of the Principal Act the words "for a term of four years" shall be substituted by the words "for a term of five years". The Pandit Sunder Lal Sharma (Open) University Chhattisgarh (Amendment) Ordinance, 2009 (No. 03 of 2009) is hereby repealed. Amendment Section 9. Amendincent Section 9. Repeal. of of "2009/09/2013-2015." qqz / 38 Q. 30-05-2001. " 573] (e.RTtXROT) 7 2019 — 16, 1941 2019 9202/ü 160/21 •ÄF./ø. vr./ 19. 1145 1146 15 2019 F) 2004 (n 26) 2019 1. 2. (1) (2) (3) 2004 (n 2004) ä, (14) evan•.- "(14) 2019 9202/€f. 160/21•uF./Ø. Tr./19.— 348 (3) 7-9-2019 CHHATTISGARH ACT (No. 15 of 2019) THE PANDIT SUNDARLAL SHARMA (OPEN) UNIVERSITY CHHATTISGARH (AMENDMENT) 2019 An Act to further amend the Pandit Sundarlal Sharma (Open) University Chhattisgarh , Adhiniyam, 2004 (No. 26 of 2004). Be it enacted by the Chhattisgarh Legislature in the Seventieth Year of the Republic of India, as follows :- 1146 (1) Short title, extent and commencement. 1. 2. (2) (3) This Act may be called the Pandit Sundarlal Sharma (Open) University Chhattisgarh (Amendment) Adhiniyam, 2019. It shall extend to the whole State of Chhattisgarh. It shall come into force from the date of its publication in the Official Gazette. In the Pandit Sundarlal Sharma (Open) University Chhattisgarh Adhiniyam, 2004 (No. 26 of 2004), in Section 9, for sub-section (14), the following shall be substituted, namely :- In the event of occurrence of any vacancy in the office of the Kulapati by reason OF his death, resignation, leave, illness or otherwise including a temporary vacancy, the Rector and if no Rector has been appointed or if the Rector is not available then on recommendation of the State Government, the Dean of any faculty or the Senior most Professor of the University Teaching Department or any Officer not below the rank of Special Secretary to the State Government to be nominated by the Kuladhipati for that purpose shall act as the Kulapati until the date on which Kulapati is appointed, for filling such vacancy, under sub-section (7) of Section 9 enters or re-enters, as the case may be, upon his office: Provided that the arrangement contemplated in this sub-section shall not continue for a period of more than six months." e-lza Amendment Section 9. - 2019. of