

(TO BE PUBLISHED IN THE GAZETTE OF INDIA PART-I SECTION-1)

No.F.9-43/2006-U.3(A)
Government of India
Ministry of Human Resource Development
(Department of Higher Education)

Shastri Bhawan, New Delhi
Dated: 27th May, 2015

NOTIFICATION

Whereas, in exercise of the powers conferred under Section 3 of the University Grants Commission (UGC) Act 1956, the Central Government vide its Notification No.9-43/2006/U3(A) dated 6th June, 2007, on the advice of the UGC, declared that Swami Rama Vidyapeeth, Swami Rama Nagar, P.O. Doiwala, Dehradun, Uttarakhand, consisting of Medical College only, shall be Deemed to be University for the purpose of the aforesaid Act, with effect from the date the Swami Rama Vidyapeeth disaffiliates its Medical College (Himalayan Institute of Medical Sciences) from the affiliating University, viz. Hemwanti Nandan Bahuguna Garhwal University, Srinagar (Garhwal), Uttarakhand. The Notification was issued subject to fulfillment of following conditions:

- I. The moveable assets of Swami Rama Vidhyapeeth and its Medical College (Himalayan Institute of Medical Sciences) shall come under the total control of the Trust created to manage the 'deemed-to-be university' institution in the interest of future of students, members of faculty, employees and for maintaining the standards of higher education.
- II. Swami Rama Vidyapeeth should submit a legal undertaking as per the instruction of the UGC pertaining to the issues of earmarking of assets, non-diversion of assets without prior approval of the UGC and making a provision for the UGC to take control of assets, etc. in the event of winding up of or dissolution of the deemed-to-be university.
- III. Swami Rama Vidhyapeeth and the Trust that will manage it, should not undertake any activities that are of commercial and profit making in nature.

- IV. Swami Rama Vidhyapeeth or any of its constituent unit shall not offer or conduct any course programme that is not duly approved by the Ministry of Health and Family Welfare and relevant Statutory Councils like Medical Council of India (MCI), Dental Council of India(DCI), etc. as the case may be.
- V. All the prescribed norms and procedures of the relevant Statutory Councils and others authorities concerned in the matter of admission, intake capacity of students, starting of new courses /programmes, etc. will continue to be in force, and shall be strictly complied with by the Vidyapeeth and its constituent unit.
- VI. Swami Rama Vidhyapeeth shall award degrees, etc in respect of the courses run by its Medical College only to those students who are enrolled with the institutions/ colleges subsequent to the date on which this Notification takes effect for the purpose of the UGC Act, 1956.
- VII. As for the students who are already enrolled with the Vidyapeeth/ Medical College prior to the date of this Notification, they shall continue to pursue their courses of the study under affiliation to the present affiliating university, namely, the Hemwati Nandan Bahuguna Garhwal University, Srinagar (Garhwal), Uttarakhand, which shall examine and award degrees to them on successful completion of the courses/ programmes they are pursuing there presently.
- VIII. Swami Rama Vidhyapeeth or its constituent unit shall not offer/award, as the case may be, any degrees that are not specified by the UGC. It will also ensure that the nomenclatures of the degrees awarded by it are specified by the UGC under Section 22 of the UGC Act, 1956.
- IX. Swami Rama Vidhyapeeth shall regularly obtain the requisite 'renewal' of approval / permission of Ministry of Health and Family Welfare and other relevant Statutory Councils, as the case may be well within the prescribed time limit, in respect of the courses offered, intake capacity of students, etc.
- X. Swami Rama Vidhyapeeth shall take all the required steps to get valid accreditation in terms of instructions issued by the UGC vide its circular No. F.6-1(7)/2006 (CPP-I) dated the 12th March, 2007.
- XI. Swami Rama Vidhyapeeth shall not conduct any distance education programmes without prior approval of UGC and Distance Education Council (DEC).

- XII. Swami Rama Vidhyapeeth shall not run any study centre / off-campus centre without obtaining the requisite prior approval of the UGC.
- XIII. Swami Rama Vidhyapeeth shall strictly comply with and implement the suggestions made by the UGC's Expert Committee that visited and inspected the institutions concerned for improvement in the areas of infrastructural facilities and research activities / ambience
- XIV. As and when necessary, the Institute shall suitably amend and update its Memorandum of Association and Rules in consultation and concurrence with the UGC.
- XV. Swami Rama Vidhyapeeth and its constituent unit will abide by all the norms and guidelines laid down by the UGC, Ministry of Health and Family Welfare and other relevant Statutory Councils (such as MCI, DCI, etc.) & other authorities concerned, from time to time pertaining to the institutions notified as Deemed-to-be Universities.

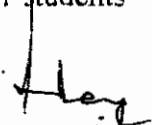
2. And whereas, Swami Rama Vidyapeeth submitted a proposal to amalgamate Swami Rama Vidyapeeth with the parent society i.e. Himalayan Institute of Hospital Trust (HIHT), and to change the name of Swami Rama Vidyapeeth to HIHT University. Thereafter, the Central Government vide its Notification No.9-43/2006/U3 dated 4th March, 2008, on the advice of UGC, approved the proposal for amalgamation of Swami Rama Vidyapeeth with the parent society i.e. HIHT and changed its name to HIHT University comprising medical college only with immediate effect.

3. And further whereas, HIHT, after a resolution passed by the Board of Management on 19.08.2013, applied to the Government of India vide its letter dated 21st August, 2013 for withdrawal of the status of Deemed to be University in accordance with the Clause 22.4 of the UGC (Institutions Deemed to be Universities) Regulations, 2010. Clause 22.4 of the Regulations states that *"If an institution deemed to be university wishes to withdraw itself or its constituents from the status of 'institution deemed to be university', it may do so with the prior permission of the Central Government. Such withdrawal shall take effect only after the last batch of students then enrolled, passes out of the institution deemed to be university"*.

4. Subsequently, the Central Government vide its letter No.9-43/2006/U.3A dated 30th September, 2013 advised the Institute to seek direction from Hon'ble Supreme Court for withdrawal of Deemed to be University status as the matter related to Category 'C' Deemed to be Universities matter is currently sub-judice in Hon'ble Court.

5. And whereas, HIHT University filed an Interlocutory Application No. 67 with the prayer to surrender the Deemed University status. The Hon'ble Supreme Court vide its order dated 05/05/2014 made it clear that the status quo order passed by this Court will not stand in the way of respondent No. 33 i.e. HIHT University (iA No.67) seeking withdrawal and the Union of India in granting the issue of withdrawal certificate.

6. Now, therefore, in exercise of power conferred under Section 3 of the UGC Act, 1956, the Central Government hereby declares that the Notification dated 6th June, 2007 declaring HIHT as an Institution Deemed to be University may be treated as withdrawn with effect from passing out of the last batch of admitted students. Further, it would be sole responsibility of the promoter of HIHT Deemed University to safeguard the interests of the last batch of students enrolled by them.


(Ishita Roy)

Joint Secretary to the Government of India

The Manager,
Government of India Press,
Faridabad (Haryana)

Copy forwarded for information to:

1. The Secretary, University Grants Commission, Bahadurshah Zafar Marg, New Delhi - 110002. UGC is requested to delete the name of HIHT University from the list of Deemed to be Universities.
2. The Under Secretary, (ME-P.II), Ministry of Health & Family Welfare (Department of Health), Nirman Bhawan, New Delhi- 110 011.
3. The Secretary, Medical Council of India (MCI), Pocket-14, Sector-8, Dwarka, Phase-I, New Delhi- 110075.
4. The Secretary, Dental Council of India (DCI), Aiwan-E-Galib Marg, Kotla Road, Temple Lane, New Delhi - 110002.
5. The Vice-Chancellor, HIHT University, Swami Rama Nagar, P.O. Doiwala, Dehradun, Uttarakhand-248140.

6. Chief Secretary of Uttarakhand, State Government of Uttarakhand, Dehradun, Uttarakhand.
7. Press Information Bureau, Shastri Bhawan, New Delhi-110001.
8. The Secretary General, Association of Indian Universities, AIU House, 16 Kotla Marg, New Delhi-110002.
9. ✓ Director (Web Master), Department of Higher Education, Shastri Bhawan, New Delhi. It is requested that necessary instruction may please be issued to the CMIS Unit to display this Notification on the website of Department of Higher Education.

R. Sonowal
(Rina Sonowal Kouri)
Director

CMIS(OP)

Sanjay
29.05.2015