

संख्या/No.L-14014/35/2020-EP-1

भारतसरकार

Government of India

आयुर्वेद, योगवप्राकृतिकचिकित्सा, यूनानी, सिद्धएवंहोम्योपैथीमंत्रालय(आयुष)

Ministry of Ayurveda, Yoga & Naturopathy, Unani, Siddha and Homoeopathy (AYUSH)

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“आयुषभवन”/“AYUSH BHAWAN”

“बी” ब्लॉक, जी.पी.ओ. कॉम्प्लेक्स, ‘B’ Block, GPO Complex,

आई.एन.ए., नईदिल्ली-110 023/INA, New Delhi-110 023

दिनांक/Dated: 19.03.2021

To

The Principal,  
R.B.Ayurvedic Medical College & Hospital,  
Jalesar Road, Muddi Crossing,  
Agra-283126, Uttar Pradesh.  
Email:rbmac.agra@gmail.com

**Sub: Grant of Conditional Permission to “R.B.Ayurvedic Medical College & Hospital, Jalesar Road, Muddi Crossing, Agra-283126, Uttar Pradesh”with 30 seats (instead of 100 seats) in UG (BAMS) Course for the academic session 2020-21 under Section 13A/13C of the IMCC Act, 1970 in compliance of Order dated 04.03.2021 passed by Hon’ble High Court of Delhi in W.P. (C) 1854/2021- reg.**

Sir/Madam,

I am directed to refer to the Ministry’s letter No.L-14014/35/2020-EP (1) dated 04.02.2021 wherein denial of Permission was conveyed for 100 seats in UG (BAMS) for the academic session 2020-21 as the said college was not fulfilling the notified and approved criteria for Teaching faculty (28 eligible teachers are available against the minimum requirement of 45 eligible teachers for 100 UG seats as per IMCC RMS, 2016). However, in view of COVID-19 pandemic situation, Ministry of AYUSH, in order to provide support to ASU&H colleges, formulated policies exclusively relaxed for A.Y. 2020-21, for UG courses. Accordingly, the college has been examined in terms of approved criteria and is found eligible for 30 UG seats (instead of 100 seats) in UG (BAMS) course for the A.Y. 2020-21 (considering the relaxation for deficiency in teaching faculty as per the relaxed criteria i.e., minimum requirement of 21 eligible teachers).

2. Further, the said college has filed a Writ Petition at Hon’ble High Court of Delhi at Delhi in W.P. 2110/2021 and connected matters dated 01/03/2021 and W.P. (C) 1854/2021 dated 04/03/2021. As per the order dated 01.03.2021 and 04.03.2021 passed by Hon’ble High Court of Delhi at Delhi in the said Writ petition the case has been examined and it has been observed that college under reference is established in the academic year 2016-17 and hence doesn’t come under the category of the colleges that have continuously received permission from Ministry of AYUSH for the preceding 5 (five) academic years.

3. In view of the Court order dt. 01/03/2021 in 2110/2021 & connected matters, if a college has not received permission continuously from Ministry of AYUSH for the preceding 5 (five) academic years, a fresh show cause notice has to be issued to the said college. Accordingly, a fresh show cause notice has been issued to the college vide Ministry’s letter dated 09.03.2021, clarifying the deficiencies mentioned in the earlier show cause/hearing notice dated 04/01/2021 and denial of permission order dated 04/02/2021, to present the case through virtual mode.

*Bilal Zubey*  
19/3/21

4. The observations of hearing committee based on submission made by the college representatives during hearing and recommendations & assessment report of the CCIM dated 25/11/2020 and the council's letter dated 30.12.2020, vide which revised status of the teachers have been conveyed, have been carefully examined in terms of Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016", provisions under the IMCC Act, 1970. relevant regulations made thereunder and it is observed that the college has not rectified the deficiencies, particularly related to teaching faculty, as communicated vide show cause notice dated 09.03.2021. Therefore, it is found that the institution has failed to establish that their faculty members have complied with the requirement of Regulation 26 of the Practitioners of Indian Medicine (Standards of Professional Conduct, Etiquette and Code of Ethics) Regulations, 1982. The college also failed to produce Valid Registration certificates of the teaching faculties for the State in which the faculty member is presently employed and who were earlier not certified by CCIM. Therefore, the said college is not fulfilling following shortcoming as notified and approved criterion for granting Conditional Permission for 100 seats in UG (BAMS) course.

- i. **Teaching Staff:-45** teachers (100%) for 100 UG seats are required, however, for granting conditional permission 40 teachers are required as per RMS, 2016. Whereas, **28** eligible teachers are available in the said college. Therefore, the College is not fulfilling the criterion for granting conditional permission for 100 seats in UG (BAMS) course.
- ii. **Higher Faculty (HF):- 28** HF (1Professor + 1Reader) in 14 departments (100%) for 100 UG seats are required, however, for granting conditional permission **19** HF in 14 departments are required as per RMS, 2016. Whereas, **13 HF** in **09** departments are available in the said college. Therefore, the College is not fulfilling the criterion for granting conditional permission for 100 seats in UG (BAMS) course.
- iii. The following teaching faculty have not been considered:

Sr. No.	Name of Teacher	Reason for not considering as teaching faculty
1	2	3
1.	Dr Arun Subhash Bhujwal	College representatives did not submit the documents required in terms of Regulation 26 of the Practitioner of India Medicine (Standards of Professional Conduct, Etiquette and Code of Ethics) Regulations, 1982; as by show cause/Hearing notice dated 09.03.2021.
2.	Dr Nikhil Dilip Choudhury	
3.	Dr Vikramaditya Dnyeshwar Pokharkar	
4.	Dr Pravin Narain Sahave	
5.	Dr Rupesh Prabhakar Wagh	
6.	Dr Meghna Vaidya	College representatives also did not submit valid registration certificate as on 31 <sup>st</sup> Dec, 2019 in the state where they are employed, as solicited by show cause/Hearing notice dated 09.03.2021.
7.	Dr Shirish Yashwant Garge	
8.	Dr Anand Venkatesh Joshi	
9.	Dr Sujata Shivkumar Lahoti	
10.	Dr Harishchandra Krishnarao Rajgire	

*Dr. Jitendra*  
19/12/21

11.	Dr Shikha
12.	Dr Ajay Pratap Singh Chouhan
13.	Dr Bishwambhar Kumar Pathak
14.	Dr Keshav Kumar Pathak
15.	Dr Akhilesh Mishra
16.	Dr Rajkumar Deochand Kosey
17.	Dr Anurag Sumant Kshirsagar
18.	Dr Nagendra Mishra

5. As detailed in above paras, the said college is not fulfilling the notified and approved criteria for grant of 100 seats in UG (BAMS) course for the A.Y. 2020-21. However, in view of the policies exclusively relaxed for A.Y. 2020-21, for UG courses, the college is found eligible for 30 UG seats (instead of 100 seats) in UG (BAMS) course for the A.Y. 2020-21 (considering the relaxation for deficiency in teaching faculty as per the relaxed criteria i.e., minimum requirement of 21 eligible teachers).

6. Therefore, it has been decided by the Central Government to **grant Conditional Permission to R.B.Ayurvedic Medical College & Hospital, Jalesar Road, Muddi Crossing, Agra-283126, Uttar Pradesh with 30 seats instead of 100 seats in UG (BAMS) course**(considering the relaxation for deficiency in teaching faculty as per the relaxed criteria i.e., minimum requirement of 21 eligible teachers)for the academic session 2020-21 under Section 13C/13A of the IMCC Act, 1970, subject to the following:

- i. The fulfillment of conditions as specified in the Undertaking/Indemnity bond submitted by the college.
- ii. The college shall submit an undertaking in form of affidavit duly notarized within one month explaining the details of providing EPF and ESI facilities to the teaching, non-teaching staff of the Colleges/Hospitals and regularly paying the same as per the provisions of Employees' Provident Funds and Miscellaneous Provident Act, 1952 & ESI Act, 1948 and relevant Rules and Regulations.
- iii. College needs to submit their compliance report to CCIM regarding fulfilling the required criteria for its actual permitted intake capacity for UG & PG as per IMCC, MSR, 2016 regulations except for Higher faculty for UG criteria only i.e., relaxation for Higher faculty will be considered if two Lower faculty are appointed in place of 1 Higher faculty of the concerned subject. The compliance report is to be submitted to CCIM within three months from date of issue of permission letter.
- iv. CCTV system along with live streaming to be installed in, one each at one of the classroom (lecture theatre), Pathology lab, OPD Registration with waiting area and the place where Biometric attendance is taken, with access to CCIM (as communicated vide Ministry's OM dated 02.03.2020 to all ASU colleges).
- v. Implementation of Geo fencing for ensuring physical presence of Teaching faculty, Students and Hospital staff in the respective ASU College /hospital which is an up gradation of existing required criteria of Biometric Attendance as per 9(3) regulation of IMCC, MSR, 2016. (CCIM will issue detailed instructions in this regard)

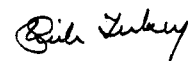
*Rishi Verma*  
19/3/21

- vi. Maintenance of Web based computerized central registration system for maintaining the records of patients as per regulation 3 of IMCC, MSR, 2016. (CCIM will issue detailed instructions in this regard)
7. It is further informed that minimum 15% of undergraduate seats of the permitted intake capacity of 30 UG (BAMS) seats shall be treated as all India quota. The counseling for seats under all India quota shall be conducted by respective counseling authority of State/UT Government as designated by Central Government vide letter F.No.L.11011/02/2020-EP (1) dated 26.10.2020 for A.Y. 2020-21 and counseling for the remaining 85% seats or as the case may be, shall be conducted by the concerned Counseling Authority of that State/UT. **The permission of the college stands withdrawn if the college fails to comply with the aforesaid direction of the Central Government for all India quota or the students admitted thereunder.**
8. Admissions made in violation of the above conditions will be treated as invalid and action will be initiated under IMCC Act & Regulations made thereunder.
9. Discrepancies, if any, may be immediately brought to the notice of Board of Governors, CCIM and the Central Government.
10. As per clause 3(1)(a) of IMCC, MSR Regulations, 2016 the following requirements, which are required to be fulfilled by the college by 31<sup>st</sup> December, 2020, will be examined for considering the permission for session 2021-22:
- all the Requirements of Minimum Standard of infrastructure and teaching & training facilities as specified in Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016;
  - all the requirements of the Indian Medicine Central Council (Minimum Standards of Education in Indian Medicine) Amendment Regulations, 2016 (for Ayurveda); and
  - all the requirements under the provisions of the IMCC Act, 1970 and relevant Regulations made thereunder should be fulfilled *in toto*
11. The fulfillment of the conditions given above may be made within the time period specified and compliance report should be submitted by the college to CCIM under intimation to this Ministry. The CCIM will verify that the conditions have been fulfilled by means of an inspection and submit a report along with its assessment in this matter to the Ministry of AYUSH for considering the permission matter from the academic session 2021-22.
12. This relaxation of granting, 30 seats instead of 100 seats in UG (BAMS) course is applicable only for A.Y. 2020-21.
13. The Ministry's order of even number dated 04.02.2021, conveying denial of permission, stands withdrawn.
14. In this regard, grievance, if any, may be communicated to the Grievance Redressal Committee/Appellate body which has been constituted as special one-time measure for A.Y. 2020-21 in compliance of Hon'ble High Court of Delhi order dated 01.03.2021, details are available in public domain at <https://main.ayush.gov.in/event/constitution-grievance-redressal-committee-appellate-body-special-one-time-measure-ay-2020-21>

*Bill Lindsey*  
14/3/21

15. This issues with the approval of Competent Authority.

Yours faithfully,



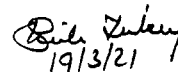
(Shiela Tirkey)

**Under Secretary to Government of India**

**Ph. No.: 011-24651976**

**Copy to:**

- i. The Board of Governors, CCIM, 61-65 Institutional Area, Opp. 'D' Block, Janakpuri, Delhi-110 058 for information and necessary action for the next academic session.
- ii. The Principal Secretary (Medical Education and AYUSH Section-1), Department of Medical Education, Secretariat of Government of Uttar Pradesh, 3<sup>rd</sup> floor, Vikas Bhawan, Janpath Market, Vidhan Sabha Road, Hazarat Ganj, Lucknow-226001 for information and necessary action.
- iii. The Registrar, Dr. B R Ambedkar University, Agra, Uttar Pradesh for information and necessary action.



(Shiela Tirkey)

**Under Secretary to Government of India**