

Proceedings of the meeting of the Educational Fee Fixation Committee held under the Chairmanship of Justice Akhilesh Chandra (Retd.) on 19.09.2024 at 11.00 A.M. in presence of the following Members:-

-
- (1) Sri Sanjay Kumar Singh Secretary, Department of Health, representing Member Secretary
 - (2) Dr. Santhosh Kumar Kraleti, National Medical Commission
 - (3) Dr. Md. Sharif, Senior Professor, Ex-Principal, Patna Law College
 - (4) Sri Ashish Rohatgi, C.A. (Member)
-

Agenda wise following resolutions are taken:-

Agenda No.1:-

Confirmation of the proceedings of the previous meeting dated 22.08.2024.

The proceedings of the previous meeting dated 22.08.2024 are confirmed.

Agenda No.2:-

Approval of expenditures till date.

Expenditures are approved till date.

Agenda No.03:-

To monitor the progress of earlier resolution taken vide Agenda No.03 in the previous meeting dated 22.08.2024.

- (i) Relating to framing of Rules.

It is intimated by the representative Member Secretary that after clearing the technical objections, the draft of the Act & Rules has already been sent to the concerned authorities and the matter is in the pipeline.

19.9.24

- (ii) Accommodation and infrastructure for the Committee.

As intimated, the matter is under consideration and in pipeline and further development will be intimated to the Committee soon thereafter.

- (iii) Issuance of necessary directions to all concerned with respect to insertion of the status of fee fixed by the Committee in the respective proposals of the Private Medical and Dental Colleges while mentioning their respective fee structures before the BCECE Board

As intimated by the representative Member Secretary, the Department has issued letter No.Sa.Sa.-01/Shi.Shu.04/2016-622 (1) dated 18.09.2024 to the Dental Colleges, but it appears not covering the resolution taken. Accordingly, it is assured by him to comply and properly issue directions in accordance with the resolution in its true letter and spirit and intimate the Committee soon thereafter.

- (iv) The action taken with respect to RDJM Medical College & Hospital, Turki, Muzaffarpur in the light of letter No.Sa.Sa.-1/Vividh-13/2017-262 (1) dated 15.05.2024 and letter No. 524 (Ka) dated 09th September, 2024.

As intimated by the representative Member Secretary and Mr. Santhosh Kumar Kraleti, representing NMC, the matter is under consideration by the concerned authorities and actions are expected to be taken very soon. Accordingly, the Committee will be made aware.

Agenda No.04:-

To monitor the progress of earlier resolution taken vide Agenda No.06 in the previous meeting dated 22.08.2024.

- (i) As intimated by the representative Member Secretary and Dr. Santhosh Kumar Kraleti, representing NMC, the matter is under consideration and due action may be taken very soon. Accordingly, the Committee will be made aware.

19.9.24

(ii) As intimated by the representative Member Secretary, the process for filing L.P.A. against the order dated 18.07.2024 passed, in CWJC No.11213 of 2023, by the Hon'ble Court has already been initiated.

Agenda No.05

To consider and discuss the report of the Working Group with respect to the letter No.JMI/RDJMMCH/FFC/92/2024-25 dated 23.08.2024 received on 27.08.2024 after order dated 18.07.2024 of the Hon'ble High Court, Patna passed in CWJC No.11213 of 2023 and pass necessary orders after hearing the authorities of the college and re-fix the fee for Under Graduate course for the batch 2021-26.

After hearing the authorities of the college and on due consideration, the Committee passed 138 pages reasoned order which be kept with the file after communicating to all concerned under the signature of Dr. Ranjeet Kumar Sinha, O.S.D., the operative portion of which is as follows:-

After overall consideration of the materials available, comments of the working group relating to income and expenditure, etc., and overall submissions made by the authorities of the college the committee since failed to find any reason to change the opinion already arrived at hence, under compelling circumstances, the fee for under Graduate Degree course per annum considering inflation at the rate of 5.83% is fixed by the Committee at Rs.7.98 Lacs including Rs.1.04 Lacs as development fee for the batch 2021-26, excluding hostel, mess charges and transport to non-resident in hostel. However, it is made clear that the college cannot realize the amount in the above heads more than what they have already mentioned in their proposal vide annexure- f reproduced in para 12 of this order submitted before the Committee.

Since the college has already taken admission and realized fee from the students as mentioned in paragraph No.13 above of the order which is in excess of the amount fixed. Accordingly, the difference amount is to be

19.09.24

refunded to the students by the college directly in their bank accounts with compound interest @ 18% from the date of realization till the date of actual payment.

The Committee directs that the institution shall not charge either directly or indirectly any other amount over and above the amount fixed as fee and if any other amount is charged under any other head or guise that is donations, fee by any other name the same would amount to charging of capitation fee. Any deviation of this order of the committee will invite serious consequences.

Agenda No.06:-

To consider and discuss the report of the Working Group with respect to the proposal submitted by RDJM Medical College & Hospital Turki, Muzaffarpur for Under Graduate course for the batch 2024-29 and after hearing the authorities of the college pass necessary orders.

After hearing the authorities of the college and on due consideration, the Committee passed 30 pages reasoned order which be kept with the file after communicating to all concerned under the signature of Dr. Ranjeet Kumar Sinha, O.S.D., the operative portion of which is as follows:-

After overall consideration of the materials available, comments of the working group relating to income and expenditure, etc., and overall submissions made by the authorities of the college, including the revised proposal submitted yesterday which under heading Tuition Fee including Development Fee comes nearing the finding of the Committee already arrived at hence, under compelling circumstances, the fee for Under Graduate Degree course per annum considering inflation at the rate of 5.66% is fixed by the Committee at Rs.9.96 Lac including development fee for the batch 2024-29, excluding hostel and mess charges.

However, it is made clear that the college cannot realize the amount in the above heads more than what they have already mentioned in their original proposal vide Annexure-F reproduced in para 03 of this order submitted before the Committee. The amount under above two heads mentioned in the revised proposal is to be strictly ignored.

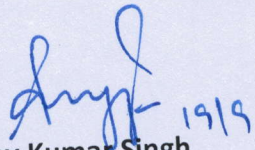
The Committee directs that the institution shall not charge either directly or indirectly any other amount over and above the amount fixed as fee and if any other amount is charged under any other head or guise that is donations, fee by any other name the same would amount to charging of capitation fee. Any deviation of this order of the committee will invite serious consequences.

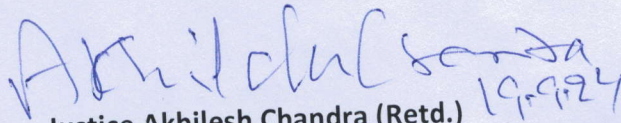
Agenda No.07:-

Any other point or points under the permission of the Hon'ble Chairman.

It is brought into notice of the Committee that in view of the orders passed by the Committee on 22.08.2024 with respect to three private Medical Colleges, namely, Narayan Medical College and Hospital, Jamuhar, Rohtas, Shree Narayan Medical Institute and Hospital, Saharsa and Lord Buddha Koshi Medical College and Hospital, Saharsa, the notification from the State of Bihar is still awaited.

The representative Member Secretary assures to examine and expedite the matter.


Sanjay Kumar Singh
Secretary, Health Department
representing Member Secretary
Educational Fee Fixation
Committee, Bihar, Patna


Justice Akhilesh Chandra (Retd.)
Chairman
Educational Fee fixation Committee
Bihar, Patna