

संख्या/No. L-14014/363/2020-EP-1

**भारतसरकार**

**Government of India**

**आयुर्वेद, योग व प्राकृतिक चिकित्सा, यूनानी, सिद्ध एवं होम्योपैथी मंत्रालय(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., नई दिल्ली-110 023/INA, New Delhi-110 023

दिनांक/Dated: 26.03.2021

To

**The Principal,**  
**Divya Jyoti Ayurvedic Medical College & Hospital,**  
**Niwari Road, Modinagar – 201204,**  
**Distt. Ghaziabad,**  
**Uttar Pradesh.**  
**Email: djayurmedical@gmail.com**

**Sub: Grant of Conditional Permission to “Divya Jyoti Ayurvedic Medical College & Hospital, Niwari Road, Modinagar – 201204, Distt. Ghaziabad, 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 in W.P. No. 2110/2021 dated 01.03.2021 & connected matters and W.P. (C) 1976/2021 dated 04.03.2021 passed by Hon'ble High Court of Delhi - reg.**

Sir/Madam,

I am directed to refer to the Ministry's letter No. L-14014/363/2020-EP (1) dated 09.02.2021 conveying denial of permission to the said college for 100 seats in UG (BAMS) course for the academic session 2020-21 as the said college was not fulfilling the notified and approved criteria for Teaching faculty (20 eligible teachers were available against the minimum requirement of 45 eligible teachers for 100 UG seats as per IMCC RMS, 2016).

2. Further, the said college has filed a Writ Petition at Hon'ble High Court of Delhi at Delhi in 2110/2021 & connected matters with W.P. (C) 1976/2021. 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 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 and W.P. (C) 1976/2021 dated 04.03.2021, 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 11.03.2021 clarifying the deficiencies mentioned in the earlier show cause/hearing notice dated 11/01/2021 and denial of permission order dated 09/02/2021, to present the case through virtual mode.

4. The observations of hearing committee based on submission made by the college representatives during hearing and recommendations & assessment report of the CCIM dated 15.12.2020 and the council's letter dated 30.12.2020, vide which revised status of the teachers

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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 11.03.2021. 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. As per the records the college was having 20 eligible teachers. During the hearing dated 13/03/2021, the college submitted copy of UP registration certificate in respect of one Faculty (Dr. Anupama Puri) which has been considered by the Hearing Committee. **Due to this the college is now having 21 eligible teachers against the minimum requirement of 45 teachers for 100 UG seats.** However, the said college is not fulfilling following shortcoming as notified and approved criterion for granting Conditional Permission for 100 seats in UG (BAMS) course

- 1) No faculty is available in the Department of Rasa Shastra & Bhaishajya Kalpana against the minimum requirement of 01 Professor and 01Reader + 01 Lecturer as per RMS, 2016.
- 2) Shortcoming of 02 Higher Faculty & 01 Lower Faculty in Department of Prasuti & Stri Roga against the minimum requirement of 01 Professor and 01Reader + 02 Lecturers as per RMS, 2016.
- 3) Shortcoming of 02 Higher Faculty in each of the following Departments i.e. Ayurved Samhita & Siddhant, Rachana Sharir, Dravyagun Vigyan, Agad Tantra Avum Vidhi Vaidyaka, Shalakya Tantra and Kaumarbhritya against the minimum requirement of 01 Professor and 01Reader in each Department as per RMS, 2016.
- 4) Shortcoming of 01 Higher Faculty & 01 Lower Faculty in each Department of Kriya Sharir and Swasthvritta & Yoga against the minimum requirement of 01 Professor and 01Reader + 01 Lecturer in each Department as per RMS, 2016.
- 5) Shortcoming of 01 Higher Faculty each in each of the following Departments i.e. Kayachikitsa, Shalyatantra, Rog Nidan Avum Vikirit Vigyan and Panchakarma. against the minimum requirement of 01 Professor and 01Reader in each Department as per RMS, 2016.

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 Manisha Deorao Chikhale	<ul style="list-style-type: none"> <li>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 11.03.2021.</li> <li>College representatives also did not</li> </ul>
2.	Dr Vedant Hemant Vaidya	
3.	Dr Snehal Rajan Pol	
4.	Dr Sakat Anurita Arun	
5.	Dr Pravin Narandra Khotari	
6.	Dr K. Chandrasekhara Rao	

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7.	Dr Prathibha K	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 11.03.2021.
8.	Dr Jyoti Chavan	
9.	Dr Sandip Asaram Wakhure	
10.	Dr Manjiri Jayprakash Walinjar	
11.	Dr Jayesh Nana Naukudkar	
12.	Dr Pradeep Bhausaheb Kute	
13.	Dr Rashmi Verma	
14.	Dr Yogesh Hiralal Patil	
15.	Dr Gitesh Radheshyam Thatere	
16.	Dr Vijaykumar Pandurang Karanjekar	
17.	Dr Arti Vijaykumar Golecha	
18.	Dr Peyyala Hareesh	
19.	Dr Himani Khajuria	
20.	Dr Vijay Rajaram Patil	
21.	Dr Gawali Sarika Suresh	
22.	Dr Sunil Madhavrao Kajikar	
23.	Dr Santosh Pandurang Suryavanshi	
24.	Dr Sudhir Kumar Sudhanshu	
25.	Dr Sushil kumar Haripant Deshmukh	

5. As detailed in above paras, though 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 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).

6. Therefore, it has been decided by the Central Government to **grant Conditional Permission to Divya Jyoti Ayurvedic Medical College & Hospital, Niwari Road, Modinagar – 201204, Distt. Ghaziabad, 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:

*Dr. Jyoti*  
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- 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)
  - 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:
- (i) 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;

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- (ii) all the requirements of the Indian Medicine Central Council (Minimum Standards of Education in Indian Medicine) Amendment Regulations, 2016 (for Ayurveda); and
- (iii) 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. This Ministry's order conveying denial of permission for A.Y. 2020-21, dated 09/02/2021, 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>

15. This issues with the approval of Competent Authority.

Yours faithfully,

*Shiela Turkey*  
26/3/21

(Shiela Turkey)

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 Health Secretary, (Medical Education and AYUSH Section-1), Department of Medical Education, Secretariat of Government of Uttar Pradesh, 3rd floor, Vikas Bhawan, Janpath Market, Vidha Sabha Road, Hazrat Ganj, Lukhnow-226001, U.P. for information and necessary action.
- iii. The Registrar, Chaudhary Charan Singh University, Meerut-250001, Uttar Pradesh for information and necessary action.

*Shiela Turkey*

(Shiela Turkey)

Under Secretary to Government of India