

लक्ष्मीबाई राष्ट्रीय शारीरिक शिक्षा संस्थान, ग्वालियर

(A++ प्रत्यानन विश्वविद्यालय मानी गई संस्था)

(विश्वविद्यालय अनुदान आयोग अधिनियम 1956 की धारा 3 के अंतर्गत भारत सरकार, मानव संसाधन विकास मंत्रालय द्वारा अधिसूचना क्रमांक एफ.9-14/92-यू.3 दिनांक 21.09.1995 घोषित)
भारत सरकार, युवा कार्यक्रम एवं खेल मंत्रालय

Lakshmbai National Institute of Physical Education, Gwalior

(A++ NAAC Accredited Deemed to be University)

(Declared vide Government of India, Ministry of Human Resource Development Notification No. F.9-14/92-U.3 dated 21.09.1995 under section 3 of UGC Act, 1956)

Government of India, Ministry of Youth Affairs and Sports



No. BOM/67/2023/Pr-II/1818-1835

Date: 05/12/2023

सेवा में,

1. Prof. G.D.Ghai, Officiating Vice Chancellor, LNIPE, Gwalior - Chairperson.
2. Shri Kunal, Joint Secretary (Sports), Government of India, Ministry of Youth Affairs & Sports, Shastri Bhawan, New Delhi - 110 001
3. Prof. Monika Verma, Head of the Department in Physical Education, Choudhary Devi Lal University, Sirsa - 125 055 (Haryana)
4. Prof. Takhellambam Inaobi Singh, Dean, School of Education & Head of the Department of Physical Education, Manipur University, Post Mayang, District Imphal - 7951132 (Manipur)
5. Prof. S.K. Mondal, Head of the Department in Physical Education & Sports Science, Visa Bharti, P.O. Shanti Niketan, Bolpur - 731 235 (West Bengal)
6. Prof. Deepak Mehta, Head of the Department, School of Physical Education, Devi Ahilya University, Indore - 452 014 (M.P.)
7. Prof. S.B. Nageswar Rao, Retd. Professor, 203, Satya Residency, Jawahar Nagar, RTC X Roads, Hyderabad - 500 020 T.S.
8. Prof. Dhyaneswar D. Pawar, Director, School of Mathematical Sciences, Swami Ramanad Teerth Marathwada University, Vishnupuri, Nanded - 431606
9. Prof. Vivek Pandey, Controller of Examination, LNIPE, Gwalior - 474 002 (Permanent invitee to the BOM).
10. Dr. Sankarjyoti Basumatary, I/c Dean, NERC, Tepasiya Sports Complex, Sonapur, Guwahati
11. Dr. (Mrs.) Indu Bora, Professor, L.N.I.P.E., Gwalior - 474 002
12. Dr. C.P. Singh Bhatti, Associate Professor, L.N.I.P.E, Gwalior - 474002
13. Dr. Amar Kumar, Assistant Professor, L.N.I.P.E., Gwalior - 474 002
14. Mr. Amit Yadav, Registrar I/c and Secretary BOM, LNIPE, Gwalior - 474 002.

विषय:- संस्थान प्रबंध मण्डल की 67वीं बैठक की कार्यसूची के विस्तृत नोट्स प्रेषण बाबत।

संदर्भ:- बैठक सूचना क्रमांक BOM/67/2023/1756-1773 दिनांक 25.11.2023.

महोदय/महोदया,

उपरोक्त विषयान्तर्गत संदर्भित सूचना के अनुक्रम में निर्देशानुसार प्रबंध मण्डल की 67वीं बैठक शुक्रवार दिनांक 8.12.2023 को प्रातः 11.30 बजे प्रशासनिक भवन, सम्मंत्रणा कक्ष क्रमांक 205, प्रथम तल, लक्ष्मीबाई राष्ट्रीय शारीरिक शिक्षा संस्थान, मेला रोड, ग्वालियर - 474 002 (मध्य प्रदेश) के सम्मंत्रणा कक्ष में आयोजित होने वाली बैठक की कार्यसूची में शामिल प्रकरणों के विस्तृत नोट्स संलग्न हैं।

कृपया अभिस्वीकृति देकर इन दस्तावेजों के साथ बैठक में शामिल होने का कष्ट करें। यात्रा एवं दैनिक भत्ता संस्थान के नियमानुसार देय होगा।

संलग्न:- उपरोक्तानुसार।



(अमित यादव)

प्रभारी कुलसचिव

प्रतिलिपि:-

1. The Hon'ble Union Minister for Youth Affairs & Sports (President, LNIPE Society), Government of India, Ministry of Youth Affairs & Sports, Shastri Bhawan, New Delhi- 110 001 - for kind information.
2. The Secretary (Sports), Government of India, Ministry of Youth Affairs and Sports, Shastri Bhawan, New Delhi - for kind information.
3. The FO, LNIPE, Gwalior - For necessary action.- Kindly make it convenient to attend the meeting.
4. The I/c (Establishment) - For necessary action.

लक्ष्मीबाई राष्ट्रीय शारीरिक शिक्षा संस्थान, ग्वालियर

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Government of India, Ministry of Youth Affairs and Sports



No. BOM/67/2023/1756-1773

Date: 25/11/2023

बैठक सूचना

विषय- संस्थान के प्रबंध मण्डल की 67वीं बैठक सूचना बाबत।

एतद् द्वारा निर्देशानुसार यह सूचित किया जाता है, कि संस्थान प्रबंध मण्डल की 67वीं बैठक का आयोजन शुक्रवार दिनांक 8.12.2023 को प्रातः 11.30 बजे प्रशासनिक भवन, सम्मंत्रणा कक्ष क्रमांक 205, प्रथम तल, लक्ष्मीबाई राष्ट्रीय शारीरिक शिक्षा संस्थान, मेला रोड, ग्वालियर - 474 002 (मध्य प्रदेश) के सलंगन कार्यसूची के विचारार्थ आहूत होगी। कार्यसूची पर विस्तृत नोट्स पृथकतया भेजे जा रहे हैं। अतः सम्माननीय सभापति महोदय एवं सम्माननीय सदस्यगण से निवेदन है, कि बैठक में शामिल होने का कष्ट करें।

समस्त माननीय सदस्यगण से यह भी अपेक्षित है, कि विचारार्थ प्रकरण में हितों के टकराव होने की स्थिति में कृपया सभापति महोदय की अनुमति से ऐसे प्रकरण के चर्चा/निर्णय में शामिल न हो।

संलग्न:- उपरोक्तानुसार।

25/11/23
(अमित यादव)

प्रभारी कुलसचिव

सेवा में,

1. Prof. G.D.Ghai, Officiating Vice Chancellor, LNIPE, Gwalior - Chairperson.
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11. Dr. (Mrs.) Indu Bora, Professor, L N I P E, Gwalior - 474 002
12. Dr. C.P. Singh Bhati, Associate Professor, L.N.I.P.E., Gwalior - 474002
13. Dr. Amar Kumar, Assistant Professor, L.N.I.P.E., Gwalior - 474 002
14. Mr. Amit Yadav, Registrar I/c and Secretary BOM, LNIPE, Gwalior - 474 002.

प्रतिलिपि:-

1. The Hon'ble Union Minister for Youth Affairs & Sports (President, LNIPE Society), Government of India, Ministry of Youth Affairs & Sports, Shastri Bhawan, New Delhi- 110 001 - for kind information.
2. The Secretary (Sports), Government of India, Ministry of Youth Affairs and Sports, Shastri Bhawan, New Delhi - for kind information.
3. The FO, LNIPE, Gwalior - For necessary action.- Kindly make it convenient to attend the meeting.
4. The I/c (Establishment) - For necessary action.

**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO. 205,
ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

VOLUME - I

AGENDA NOTES

LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)

67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO. 205,
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05/12/22
(Amit Yadav)

Secretary, Board of Management

1

**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

AGENDA ITEM 1

**CONFIRMATION OF MINUTES OF 66TH MEETING OF BOARD OF
MANAGEMENT HELD ON 28.6.2022.**

66th meeting of Board of Management was held on 28.6.2022 at LNIPE, Gwalior and its minutes circulated vide Institute's letter Nos. BOM/66/2022/719-733 dated 1.7.2022 (**ANNEXURE - 1**), calling for observations, if any, latest by 15.7.2022.

Pursuant to the same, no observations were received except from one member Dr. P.K. Das, Assistant Professor, LNIPE dated 13.7.2022 (**ANNEXURE - 2**), which is in respect to decision taken under agenda item 15, whereby Board rejected case of Dr. J.P. Bhukar, Ex-Assistant Professor, LNIPE, for promotion under CAS, because he was not on active role as on the date of selection committee meeting, which is one of the essential conditions under UGC Regulations.

Dr. P.K. Das stated that the matter was not deliberated and considered on merits and it was simply deferred. He has also opposed the decision on its merit by stating that it is against the UGC Regulations.

The observation-cum-representation submitted by Dr. Das has been examined and it has been found that he has advocated in favour of another faculty member (whose matter was decided), and also questioned decision on merit of the case, which ought to have been done in the meeting itself.

Further, such observation on his part is transgression of his right as Member, BOM, in view of conflict of interest, as he is one of the co-applicants with Dr. Bhukar in two pending Court cases before Hon'ble Supreme Court and CAT. Hence, he appeared to have exceeded his jurisdiction.

Accordingly, the Board may like to consider confirming minutes of 66th meetings, as circulated.


05/12/23

(Amit Yadav)

Secretary, Board of Management

2

**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

AGENDA ITEM 2

**ACTION TAKEN REPORT ON THE MINUTES OF 66TH MEETINGS OF BOARD
OF MANAGEMENT HELD ON 28.6.2022.**

The Action Taken Report on the minutes of 66th meeting of Board of Management held on 28.6.2022 is submitted as under:-

Item No.	Subject matter & Decision (Re-produced)	Action Taken, if applicable
1.	<p>CONFIRMATION OF MINUTES OF 63rd, 64th and 65th MEETINGS OF BOARD OF MANAGEMENT HELD ON 12.6.2020, 4.1.2022 and 12.04.2022 RESPECTIVELY.</p> <p>The BOM considered the matter and resolved to confirm minutes of 63rd, 64th and 65th meetings held on 12.6.2020, 4.1.2022 and 12.4.2022 respectively except in respect of decision taken in 63rd meeting vide agenda item 8 (C) i.e. confirmation of Dr. Joseph Singh on the post of Professor w.e.f. 30.5.2020 having found it to be erroneous, in view of facts and circumstances reported under agenda item 18 of this meeting and further decisions taken therein.</p>	<p>A separate agenda item in respect of Dr. Joseph Singh, Professor appears for consideration.</p>
2.	<p>ACTION TAKEN REPORT ON THE MINUTES OF 63rd, 64th and 65th MEETINGS OF BOARD OF MANAGEMENT HELD ON 12.6.2020, 4.1.2022 and 12.4.2022 RESPECTIVELY.</p> <p>The Board perused ATRs on the decisions taken in 63rd, 64th and 65th meetings held on 12.6.2020, 4.1.2022 and 12.4.2022 respectively and resolved to approve it except in respect of decision taken in 63rd meeting vide agenda item 8 (C) i.e. confirmation of Dr. Joseph Singh on the post of Professor w.e.f. 30.5.2020 having prima-facie found it to be erroneous, in view of facts and circumstances reported under agenda item 18 of this meeting and further decisions taken therein.</p>	<p>-do-</p>



3

3.	RECOMMENDATION OF FINANCE COMMITTEE'S 52ND MEETING HELD ON 12.6.2020.	Actions have been taken.
4.	RECOMMENDATION OF FINANCE COMMITTEE'S 53RD MEETING HELD ON 18.11.2020.	Actions have been taken.
5.	RECOMMENDATIONS OF FINANCE COMMITTEE'S 54TH MEETING HELD ON 3.2.2021.	Actions have been taken.
6.	NOMINATION OF TWO MEMBERS IN THE FINANCE COMMITTEE BY THE BOARD OF MANAGEMENT, ONE OF WHOM SHALL BE MEMBER OF THE BOARD. The Board considered the matter and decided to nominate the following members in the Finance Committee as its nominees under category (iii) of Rule 16:- 1. Prof. G.D. Ghai, Professor, LNIPE. 2. Prof. Monika Verma, Member, BOM.	Letter Nos. F.O./FC/307/Part-II/2022-23/772 and 773, both dated 4.7.2022 have been issued.
7.	REVISED ESTIMATE OF THE INSTITUTE FOR THE FINANCIAL YEAR 2021-22 AND BUDGET ESTIMATE FOR THE FINANCIAL YEAR 2022-23. The Institute sought to withdraw this agenda item, as it requires consideration by the Finance Committee first. The Board permitted the Institute to do so and directed to place it before the Finance Committee in its next meeting.	No action is called for.
8.	RECOMMENDATIONS OF ACADEMIC COUNCIL'S 44TH MEETING HELD ON 30.1.2021. The Board perused recommendations of 44 th meeting of the Academic Council held on 30.1.2021 and resolved to approve the same.	Actions taken.
9.	RECOMMENDATIONS OF ACADEMIC COUNCIL'S 45TH MEETING HELD ON 6.7.2021. The Board perused recommendations of 45 th meeting of the Academic Council held on 6.7.2021 and resolved to approve the same.	Actions taken.
10	RECOMMENDATIONS OF ACADEMIC COUNCIL'S 46TH MEETING HELD ON 6.5.2022.	

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	<p>The Board perused recommendations of 46th meeting of the Academic Council held on 6.5.2022 and resolved to approve the same.</p>	<p>Actions taken.</p>
11	<p>APPROVAL OF LISTS OF SUBJECT EXPERTS RECOMMENDED BY THE VICE CHANCELLOR FOR CONSTITUTION OF VARIOUS SELECTION COMMITTEES UNDER UGC NORMS FOR THE PURPOSES OF RECRUITMENTS, CONFIRMATIONS AND PROMOTIONS, AS THE CASE MAY BE, FOR TEACHING, ADMINISTRATIVE/ACADEMIC POSTS.</p> <p>The Board noted the matter and also perused lists of subject experts recommended by the Vice Chancellor. The Board after detailed deliberations desired that category-wise proposed lists of subject experts be submitted as per UGC norms, which must have SC/ST/OBC/Women experts.</p>	
12	<p>RECOMMENDATIONS OF CONFIRMATION COMMITTEE MEETING HELD ON 14.2.2022 WITH REGARD TO CONFIRMATION OF FACULTY STAFF.</p> <p>The Board perused the matter and decided to defer consideration of the matter, for want of more details with gist of the matter. Accordingly, the Board directed the Institute to submit the proposal with more details / gist of each of the case for better understanding of the matter.</p>	<p>A separate agenda item appears for consideration.</p>
13	<p>RECOMMENDATIONS OF SCREENING / SELECTION COMMITTEE MEETING HELD ON 12.4.2022, 10.5.2022 AND 11.5.2022 FOR PROMOTION OF FACULTY STAFF UNDER CAREER ADVANCEMENT SCHEME (CAS) FROM PROFESSORS TO SENIOR PROFESSORS.</p> <p>The Board considered the matter and desired that the policy for promotions of Professors to Senior Professors be firstly put-up to the Finance Committee as it has financial implication, and thereafter, matter be submitted to the Board with recommendations of the Finance Committee.</p>	<p>A separate agenda item appears for consideration.</p>



14	<p>RECOMMENDATIONS OF SCREENING / SELECTION COMMITTEE MEETING HELD ON 14.2.2022, FOR PROMOTION OF FACULTY STAFF UNDER CAREER ADVANCEMENT SCHEME (CAS) AND CONSIDERATION OF REPRESENTATIONS OF APPLICANT FACULTY MEMBERS FOR THE SAME.</p> <p>The Board perused the matter and decided to defer consideration of the matter, for want of more details with gist of the matter. Accordingly, the Board directed the Institute to submit the proposal with more details / gist of each of the case for better understanding of the matter.</p> <p>The Board also observed that the Hon'ble High Court has recently passed interim directions to the Institute in a petition filed by some faculty members, which need to be examined and put up before the Board of Management.</p>	A separate agenda item appears for consideration.
15	<p>RECOMMENDATIONS OF SELECTION COMMITTEE MEETING HELD ON 29.1.2021 FOR PROMOTION OF DR. JAI PRAKASH BHUKAR FROM STAGE-3 TO STAGE-4 (ASSOCIATE PROFESSORS).</p> <p>The Board perused the matter and did not agree to recommendations of 3-member internal committee, for consideration of case of Dr. J.P. Bhukar for promotion under CAS, because he was not on active roll as on the date of selection committee meeting, which is required as per UGC Regulations.</p>	Letter No. E-65-VII/1182-1183 dated 25.08.2022 has been issued to Dr. J.P. Bhukar, Associate Prof. Central University of Haryana, Mahendragarh.
16	<p>STATUS OF INQUIRY BY HIGH LEVEL COMMITTEE CONSTITUTED AS PER DECISION OF BOARD OF MANAGEMENT VIDE AGENDA ITEM 11 OF 62ND MEETING HELD ON 21.10.2019.</p> <ol style="list-style-type: none"> 1. The Board noted the status of inquiry by high level committee and opened sealed cover of its report. 2. The Board perused the report with its findings and observed that the report has been submitted in respect of Dr. L.N. Sarkar only, whereas its constitution was for four employees, as named in the agenda item 11 of 62nd meeting held on 21.10.2019 and for 	A separate agenda item No. 7 appears for consideration by the BOM in respect of Points 1 to 3.



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	<p>this, no reason has been found to be recorded. The Board also noted that all four employees including Dr. Sarkar have retired from service.</p> <p>3. The Finance Officer informed the Board that the reply of pending audit para regarding "avoidable payment of customs duty on import of athletic synthetic material" is over-due for submission to the PAC by the Ministry of Youth Affairs & Sports, which however, the Board found to be remittance to the Central Government itself. In view of the same, the Board directed the Institute to examine the report and send it to the Ministry with Institute comments based on record, and also put it up the matter to the Board through Finance Committee.</p> <p>4. The Board also noted that Dr. Sarkar's retirement benefits have been withheld due to pendency of present inquiry, which is however not a regular inquiry under the provisions of CCS (CCA) Rules 1965.</p> <p>5. The Board also considered matter of Shri M.P. Singh, Retd. Joint Registrar and agreed to the Institute proposal to drop the minor penalty proceedings initiated against him just one day before his retirement, which is of no result as per DOPT norms.</p>	<p>Retirement benefits have since been released on consideration of his representation in this regard, as reported in agenda item 17.</p> <p>The Institute issued office order No. Estt/PF/A/28/207(H) dated 02.08.2022 to Shri M.P. Singh, Retd. Joint Registrar.</p>
<p>17</p>	<p>REPRESENTATION OF DR. L.N. SARKAR (RETIRED PROFESSOR) REGARDING NON-SANCTION OF PENSION AND OTHER RETIREMENT DUES AFTER RETIREMENT FROM SERVICE ON 31.1.2022.</p> <p>The Board noted the matter and perused representation of Dr. L.N. Sarkar, Retd. Professor and found that an executive decision has been taken at the level of Institute to withhold his post-retirement benefits due to pendency of present inquiry, which is however not a regular inquiry under the provisions of CCS (CCA) Rules 1965. The Board also noted that no departmental or judicial proceedings were pending as on the date of his retirement nor he was under suspension, which are the grounds to withhold post retirement</p>	<p>In compliance of decision, the Institute examined matter in the light of extents rules and issued office orders, thereby released all pensionary benefits and regular pension to Prof. L.N. Sarkar and the same has also been apprised to Hon'ble Central Administrative Tribunal Jabalpur in O.A. No. 338/2022 preferred by Prof. L.N. Sarkar.</p>



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	<p>benefits under CCS (Pension) Rules 2021.</p> <p>The Board was of the view that since the decision in question has been taken at Institute level, hence the representation of Dr. Sarkar requires consideration and decision at the level of Institute itself as per extent rules.</p>	
18	<p>MATTER OF PROF. JOSEPH SINGH, PROFESSOR.</p> <p>The Board noted the matter and after detailed deliberations, decided as under:-</p> <p>a) It prima-facie appears that while seeking confirmation of Dr. Joseph Singh on the post of Professor with effect from 30.5.2020, through Board of Management in its 63rd meeting held on 12.6.2020, incomplete information was provided, as his case was not fit for consideration of confirmation in view of details of the case furnished in this meeting, which has resulted erroneous consideration of an ineligible employee for confirmation. Hence, it is considered necessary to constitute Review DPC to review his confirmation as per DOPT instructions. Accordingly, the Board directed Institute to complete this process and put-up report of Review DPC before the Board of Management in its next meeting.</p> <p>b) Since the Board of Management was not provided complete and factual position of the case in 62nd and 63rd meetings, which have resulted in decision of issuing warning, and confirming him in service, hence the Board directed Institute to put up entire connected records with gist of the matter in the next Board meeting.</p> <p>c) The entire matter be put up to the Board in its next meeting with legal opinion be obtained from Legal Cell of the Institute.</p>	<p>A separate agenda item No. 8 appears for consideration by the BOM.</p>
19	<p>MATTER OF PROF. M.K. SINGH, PROFESSOR.</p> <p>The Board noted the matter and observed that the official has not concealed any material information from the Institute and his technical resignation has now</p>	<p>Letter No. Estt/PF/A/223/207 dated 02.08.2022 has been issued to Dr. M.K. Singh, Professor.</p>



	<p>been accepted by his earlier organization with effect from his date of joining in the Institute. In view of the same, the Board decided to close the matter as no further action is called for.</p>	
20	<p>DECISION TAKEN BY THE VICE CHANCELLOR UNDER CLAUSE 26(IV) OF MOA FOR CONSIDERING RECOMMENDATIONS OF SCREENING / SELECTION COMMITTEE MEETING HELD ON 29.1.2021 FOR PROMOTION OF FACULTY STAFF UNDER CAREER ADVANCEMENT SCHEME (CAS).</p> <p>The Board noted and approved action taken in the matter.</p>	Noted.
21	<p>DECISION TAKEN BY THE VICE CHANCELLOR UNDER CLAUSE 26(IV) OF MOA FOR CONSIDERING RECOMMENDATIONS OF DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD ON 30.01.2021 FOR HIGHER GRADE PAY TO DR. BHASKAR JYOTI SARMA ASSISTANT REGISTRAR AT NERC, GUWAHATI.</p> <p>The Board noted and approved action taken in the matter.</p>	Noted.
22	<p>DECISION TAKEN BY THE VICE CHANCELLOR UNDER CLAUSE 26(IV) OF MOA FOR CONSIDERING RECOMMENDATIONS OF DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD ON 30.05.2022 FOR PROMOTION SHRI R.S. BHADORIA AS ASSISTANT REGISTRAR.</p> <p>The Board noted and approved action taken in the matter.</p>	Noted.
23	<p>ISSUANCE OF TWO CHARGE-SHEETS VIDE MEMORANDUM BOTH DATED 24.09.2021 TO MAJ. (DR.) SHASHI BHUSHAN, DY. REGISTRAR UNDER RULE 14 OF CCS (CCA) RULES 1964, AFTER PLACING HIM UNDER SUSPENSION BY ORDER DATED 20.7.2021 WITH DUE INTIMATION TO THE BOM BY CIRCULATION.</p> <p>The Board noted and approved action taken in the matter.</p>	Noted and a separate agenda item No. 9 appears for consideration.



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24	<p>EXTENTION OF LIEN FOR A FURTHER PERIOD OF ONE YEAR i.e. 11.2.2022 TO 10.2.2023 GRANTED TO DR. SANJEEV KUMAR.</p> <p>The Board noted and approved action taken in the matter.</p>	Noted.
25	<p>TO CONSIDER LETTER RECEIVED FROM MS. SUPRAVA PANIGRAHI ELDER SISTER OF LATE DR. JAYASHREE ACHARYA, PROFESSOR, L.N.I.P.E., GWALIOR REGARDING INSTITUTION OF AN ANNUAL SCHOLARSHIP OF RS. 50,000/- IN THE STREAM OF BADMINTON / PHYSICAL EDUCATION AMOUNTING TO RS. 50,000/- IN THE LOVING MEMORY OF HER SISTER LATE DR. (MS.) JAYASHREE ACHARYA, EX-PROFESSOR, LNIPE, GWALIOR.</p> <p>The Board considered the matter and desired to submit it with more details with justifications to accept the proposal.</p>	A separate agenda item for consideration.
26	<p>TO CONSIDER RELAXING / REDUCING QUALIFYING SERVICE FOR PROMOTION TO THE POST OF ASSISTANT REGISTRAR IN VIEW OF NON-AVAILABILITY OF ELIGIBLE OFFICIALS IN ENTITLED CADRES WITH EIGHT YEARS OF SERVICE.</p> <p>The Board considered the matter and did not agree to the proposal and desired that such posts may be filled in through deputation as per rules.</p>	Noted and pursuant to this decision, these two posts of Assistant Registrar have been advertised on deputation basis along with other vacant posts vide Notice dated 11.11.2022.

For consideration.


05/12/23

(Amit Yadav)

Secretary, Board of Management

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LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)

67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.

AGENDA ITEM 3

**CONSIDERATION OF ONE NOMINEE OF BOARD OF MANAGEMENT
IN THE INSTITUTE'S FINANCE COMMITTEE.**

It is submitted that Prof. (Dr.) G.D. Ghai was nominated as member in the Finance Committee as nominee of the Board of Management through its 66th Meeting held on 28.6.2022. However, consequent upon his appointment as Officiating Vice-Chancellor of the Institute, he is now Chairman of the Finance Committee and one position of BOM nominee is vacant in the Finance Committee.

The Board may like to nominate one member in the Finance Committee against the category in Rule 16 (iii) of MOA of the Institute, which is reproduced as below:-

"(iii) Two nominees of the Board of Management one of whom shall be a member of the Board".

For consideration.



05/12/23

(Amit Yadav)

Secretary, Board of Management

LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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AGENDA ITEM 4

**CONSIDERATION OF RECOMMENDATIONS OF FINANCE
COMMITTEE'S 55TH MEETING HELD ON 18.7.2022 AND 22.7.2022.**

The recommendations of the 55th meeting of Finance Committee held on 18.7.2022 in Delhi and 22.7.2022 (online) and the Committee vide its minutes (**ANNEXURE - 3**) recommended to the Board of Management in respect of agenda items submitted before it, out of which, recommendations in respect of agenda items 6, 10 and 11-S requires consideration and approval by the BOM, for which, the FC's recommendations are re-produced as below:-

**ITEM 6 CONSIDERATION ON APPROVAL OF INTERNAL AUDIT
MANUAL OF THE INSTITUTE.**

Recommendations: *The Finance Committee considered the matter and objected the provisions made in para 4.2 (setup of Internal Audit Wing) of Chapter -4 of Internal Audit Structure and directed to delete this chapter 4.2 as such posts are required to be sanctioned by the Government.*

*The Committee recommends putting up the Internal Audit Manual (**ANNEXURE - 4**), after deleting chapter 4.2 as mentioned above, to the Board of Management for approval.*

**ITEM 10 CONSIDERATION ON PENDING AUDIT PARA
REGARDING "AVOIDABLE PAYMENT OF CUSTOMS DUTY
ON IMPORT OF ATHLETIC SYNTHETIC MATERIAL"
UNDER CONSIDERATION BY THE PAC.**

Recommendations: *The committee considered the matter and recommended that, since the recommendation of the High-Level Enquiry Committee is the disciplinary matter, hence the Finance Committee recommends forwarding it to the Board of Management being the competent authority for appropriate action as per rules, following the process of Law. In case, any staff has retired, then action may be initiated as per relevant rules.*

(Note: A separate agenda item No. 7 appears on this matter).



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ITEM 11-S : CREATION OF POST OF NON-TEACHING STAFF AT NERC, GUWAHATI.

Recommendations: *The committee considered the matter and after detailed deliberations, resolved to recommend to the Board of Management to create the following non-teaching posts at NERC, Guwahati: -*

1.	Deputy Registrar	01
2.	Assistant Registrar	01
3.	Office Superintendent	01
4.	Assistant (ASO-as per GOI norms)	05
5.	Supervisor Mess	01
6.	Matron	01
7.	Supervisor (Maintenance)	01
	<u>Total</u>	<u>11</u>

The committee has further directed that against the remaining Group – C & D post, outsourced manpower may be engaged as per directions of the Government and subject to availability of budget provisions. The committee has also recommended that the LNIFE, Gwalior should modify its current Recruitment Rules as per Government of India rules and then initiate the process of above 7 non-teaching posts.

For consideration.


65/12/23

(Amit Yadav)

Secretary, Board of Management

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LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)

67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR – 474002.

AGENDA ITEM 5

**CONSIDERATION OF RECOMMENDATIONS OF FINANCE
COMMITTEE'S 56TH MEETING HELD ON 11.11.2022.**

The recommendations of the 56th Meeting of Finance Committee held on 11.11.2022 in Gwalior and the Committee vide its minutes **(ANNEXURE -5)** recommended to the Board of Management in respect of agenda items submitted before it, out of which, recommendations in respect of agenda items 3 to 8 and 11 requires consideration and approval by the BOM, for which, the FC's recommendations are re-produced as below:-

**ITEM 3 WHITE PAPER ON POSITION OF CONTRACTUAL APPOINTMENTS IN
LNIPE, GWALIOR & PROPOSAL FOR CREATION OF CERTAIN POSTS.**

***Recommendations:** The white paper on position of contractual appointments in LNIPE, Gwalior as presented before the Finance Committee, was considered in detail and it was observed by the committee that the Institute has not made recruitments of regular posts for a long time. As the vacancies are also continued for a long period, the LNIPE should review the recruitment rules in order to examine as to why the vacancies could not be filled and also review the requirement of posts to justify the realistic cadre positions in the LNIPE, if two consecutive attempts for recruitment are failed.*

The Committee also examined the proposal for creation of non-teaching posts and directed that the proposed posts are isolated in nature and cannot be created in absence of further promotional avenues. The committee further directed that the expenses of contractual staff not appointed against the sanctioned posts may be debited to the General Head of Account instead of Salary Head.

As regards creation of posts, the FC directed to submit the proposal for Gwalior and Guwahati, together, with detailed justification and matching savings, if any.



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ITEM 4 CONSIDERTIONS OF PROPOSED WORKS AT L.N.I.P.E., GWALIOR.

- (A) CONSTRUCTION OF 2 NOS. SYNTHETIC TENNIS COURTS WITH FLOOD LIGHT WITH ESTIMATED COST OF Rs. 90.00 LAKHS.**

Recommendations: *The proposal was recommended by the Finance Committee to the Board of Management for approval, which should however be put on hold till approval of empanelment of MANIDCO, Imphal, by the Board of Management, in view of current position of ongoing construction at NERC, Guwahati by the said PSU itself.*

- (B) REPLACEMENT OF MULTIPURPOSE HALL FLOORING & WALL PANELING WITH ESTIMATED COST OF Rs. 141.34 LAKHS.**

Recommendations: *The proposal was recommended by the Finance Committee to the Board of Management for approval, which should however be put on hold till approval of empanelment of MANIDCO, Imphal, by the Board of Management, in view of current position of ongoing construction at NERC, Guwahati by the said PSU itself.*

- (C) UPGRADATION OF 4 NOS. BASKETBALL COURTS FROM OUTDOOR TO INDOOR WITH REPLACEMENT OF FLOORINGS WITH ESTIMATED COST OF Rs. 914.50 LAKHS.**

Recommendations: *The Committee considered the estimate of Basketball Court and directed to review the design part in order to affect the economy as suggested by the Hon'ble Minister of Sports and Youth Affairs in the meeting of all Sports Ministers of the States, which was held at Kewadiya (Gujrat). The committee advised the use of MS components in such type of structure instead of permanent RCC structure. The Finance Committee therefore, directed the Institute to review the estimate and submit accordingly.*

- (D) IN PRINCIPLE APPROVAL FOR PAINTING, DISTEMPERING AND ENAMEL PAINT WORK IN ALL BOYS & GIRLS HOSTELS, NON-RESIDENTIAL BUILDINGS, RESIDENTIAL BUILDINGS, PLAY-FIELDS AND OTHER BUILDINGS ETC.**

Recommendations: *The committee considered the issue and advised that the tender for this maintenance work should be invited among the PSUs including CPWD so that competitive rates can be obtained for such type of works.*

(NOTE: This agenda item appears for consideration by the BOM through FC's 57th meeting scheduled to be held on 23.6.2023).

ITEM 5 PROCUREMENT OF LABORATORIES EQUIPMENT'S FOR UPGRADATION OF LABORATORIES OF NERC, GUWAHATI.

Recommendations: *The committee considered the matter and observed that estimates for these purchases should be obtained from reputed companies except propriety items, where competition*



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cannot be held. The committee further observed that the procurement of proposed equipment may be made through GeM and in case of non-availability at GeM, procurement should be made through open tenders as per provisions of the GFR.

ITEM 6 : CONSIDERATION OF ONGOING CONSTRUCTION WORKS AT LNIPE-NERC GUWAHATI:

- A. Construction of 400 Mtrs. Synthetic Athletic Track with High Mast Provisions, Seating Steps, Sprinkler System & Chain Link Fencing all around.**
- B. Construction of Laying of Hockey Astro Turf Field.**
- C. Construction of Post Graduate Hostel of 200 capacities.**
- D. Construction of Residential Accommodation (Type - V - 2 Nos., Type IV - 6 Nos.).**

Recommendations: *The matter was considered and deliberated by the committee at length and it was noticed that the third-party inspection of the ongoing construction works by MANIDCO Ltd. Manipur is being assigned to the Engineering Projects (India) Ltd. (A Government of India Enterprise) for which request has been made by the LNIPE, Gwalior. The FC discussed the matter and Financial Advisor desired that now the scope of work from LNIPE to the EPIL may also include reasonability of contract value and extra work, quality of work etc. The Finance Committee desired that report of the EPIL may be obtained within one month and the same may be submitted to the Finance Committee through Building and Works Committee, in a special meeting called for this purpose, if considered necessary.*

(NOTE: The matter regarding on-going construction works at NERC, Guwahati is still under process and as per decisions of Finance Committee, the consultancy work relating to third party inspection of quality of work, reasonability of contract value and justifications for extra work have been assigned to IIT, Guwahati in March 2023, as EPIL declined to accept the work. The report from IIT, Guwahati is yet to be received, which shall be put up to FC through Building & Works Committee.)

ITEM 7 : WHITE PAPER ON POSITION OF CONTRACTUAL APPOINTMENTS IN NERC, GUWAHATI & PROPOSAL FOR CREATION OF CERTAIN POSTS

Recommendations: *The white paper on position of contractual appointments in NERC, Guwahati, as presented before the Finance Committee, was considered in detail and it was observed by the committee that the posts of Group 'D'/MTS cannot be filled under contractual, which must be managed through outsourcing, keeping the requirement to the barest minimum.*

As regards proposal for creation of certain posts of teaching staff the committee considered the matter and directed that the requirement should be based on the National Council of Teacher Education (NCTE) norms and as per actual strength of the



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students in NERC, Guwahati. The committee further directed that consolidated proposal for teaching and non-teaching post may be brought to the next meeting of the Finance Committee for Gwalior & Guwahati together.

The committee further directed that the expenses of contractual staff not appointed against the sanctioned posts may be debited to the General Head of Account instead of Salary Head.

ITEM 8 CONSIDERATION ON CREATION OF CORPUS FUND FOR PAYMENT OF RETIREMENT BENEFITS.

Recommendations: The committee considered the matter and recommended to the Board of Management for approval.

ITEM 11 ANY OTHER ITEM WITH THE PERMISSION OF THE CHAIR.

Construction of Roof Shade for Handball Court at LNIPE- NERC, Guwahati with an estimated cost of Rs. 1141.00 lakhs.

Recommendations: The Chairman permitted to place before the Finance Committee an estimate of NERC, Guwahati regarding construction of roof shade for handball court estimated cost of Rs.1141.00 lacs submitted by MIDCL, Imphal dated 7.7.2022, which was recommended by the Building and Works Committee in its meeting held on 9.11.2022. The committee considered the requirement of work as justified but asked to keep it pending till finalization of issues arising with MIDCL, Imphal, in respect of the ongoing construction works at NERC, Guwahati.

For consideration.



05/12/22

(Amit Yadav)
Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR – 474002.**

AGENDA ITEM 6

**CONSIDERATION OF RECOMMENDATIONS OF FINANCE
COMMITTEE'S 57TH MEETING HELD ON 25.9.2023.**

The recommendations of the 57th Meeting of Finance Committee held on 25.9.2023 in New Delhi and the Committee vide its minutes (**ANNEXURE -6**) recommended to the Board of Management in respect of agenda items submitted before it, out of which, recommendations in respect of agenda items 3 to 8 and 10 requires consideration and approval by the BOM, for which, the FC's recommendations are re-produced as below:-

ITEM No. 3	PROPOSAL FOR APPROVAL OF ANNUAL ACCOUNTS FOR THE YEAR 2022-23. The Annual Accounts for the year 2022-23 were presented before the Committee. The Committee discussed the various provisions made in the Accounts and desired that the details of Rs.9,24,68,160/- mentioned as fees/subscriptions in the "Income Head" under Income & Expenditure Account should be provided. The Finance officer clarified that the details are available under Schedule-14 as Rs.4,53,60,029/- received as fees and Rs.4,71,08,131/- received as Mess charges, total Rs.9,24,68,160/-. After discussion, the Finance Committee resolved to approve the Annual Accounts for the year 2022-23 and recommended (<u>ANNEXURE -7</u>) to the Board of Management for final approval.
ITEM No.4	PROPOSAL FOR PATTERN OF INVESTMENT OF ACCUMULATION UNDER GPF IN GOVERNMENT SECURITIES AS PER GUIDELINES OF THE MINISTRY OF FINANCE ISSUED IN MARCH 2015 The proposal was considered by the Finance Committee and recommended to the BOM for consideration and approval with the remarks that LNIPE may take all consequent and co-incidental action in this regard. Sports Authority of India may also be consulted, if required (<u>ANNEXURE -8</u>).



ITEM No. 5	<p>APPROVAL FOR PAINTING, DISTEMPERING AND ENAMEL PAINT WORK IN NON-RESIDENTIAL BUILDINGS, RESIDENTIAL BUILDINGS, PLAY-FIELDS AND OTHER BUILDINGS ETC.</p> <p>The Finance Committee considered the proposal for assigning these works to the CPWD and recommended to the Board of Management for approval (ANNEXURE -9).</p> <p>The Committee also advised that a representative, not below the rank of the Executive Engineer (EE) from CPWD, may also be associated in the Building and Works Committee of the Institute.</p>
ITEM No.6	<p>CREATION OF MINOR HEAD FOR PENSION AND FAMILY PENSION BELOW THE MAJOR HEAD SALARY AND WAGES.</p> <p>The Finance Committee considered the proposal and approved to create Minor Head for Pension and Family Pension below the major Head salary and wages in the balance sheet. It was also discussed that a separate Head may also be created for crediting Mess receipt which is showing under "fees and subscription" in the Income & Expenditure Account.</p>
ITEM No. 7	<p>CONSIDERATION OF REPRESENTATIONS OF FACULTY MEMBERS FOR PAYMENT OF ARREARS DUE ON ACCOUNT OF PROMOTIONS UNDER CAREER ADVANCEMENT SCHEME.</p> <p>The issue of the payment of arrears to the faculty members was considered by the Finance Committee that the arrears can be paid subject to Government regulations and outcome of the Court cases, if any. The proposal is recommended to the Board of Management accordingly (ANNEXURE -10).</p>
ITEM No. 8	<p>CONSIDERATION OF PROMOTION OF FACULTY MEMBERS AS SENIOR PROFESSOR.</p> <p>The Finance committee observed that this is a purely administrative matter and there is no role of Finance Committee. However, since the promotions of faculty members under Career Advance Scheme (CAS) are governed by UGC regulations, hence, the Board of Management may take appropriate decision in this regard in consonance with UGC regulations, 2018 (ANNEXURE - 11).</p>
ITEM No. 9	<p>PROPOSAL FOR CONSIDERATION REGARDING DEMAND FOR PAYMENT OF GRATUITY TO NPS EMPLOYEES OF LNPIE.</p>



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	<p>It was informed to the Finance Committee that the matter regarding payment of Gratuity to the NPS employees has been referred by the MYAS to the Department of Expenditure, Ministry of Finance, New Delhi.</p>
ITEM No. 10	<p>REPORTING MATTER:</p> <p>A. POST APPROVAL FOR REVISED ESTIMATE FOR THE YEAR 2023-24 AND BUDGET ESTIMATE FOR THE YEAR 2024-25 OF LNIPE.</p> <p>The Revised Estimate for the year 2023-24 and Budget Estimate for the year 2024-25 submitted before the Committee were considered and resolved to approve by the Committee (ANNEXURE -12).</p> <p>B. PROGRESS IN SETTLEMENT OF PENDING AUDIT PARAS.</p> <p>The committee was informed that 27 Audit paras have been dropped by the Audit Department and efforts are being made to settle the remaining 61 outstanding paras by giving updated position of compliance of each para to the office of the DGA (CR), New Delhi, Branch- Gwalior (ANNEXURE - 13).</p>


05/12/23

(Amit Yadav)

Secretary, Board of Management

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LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)

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8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.

AGENDA ITEM 7

**ACTION TAKEN NOTE ON PARA NO. 21.1 OF REPORT NO. 11 OF
2016 "AVOIDABLE PAYMENT OF CUSTOMS DUTY-LNIPE, GWALIOR"
(CONSIDERATION OF 3-MEMBER COMMITTEE REPORT WITH
INSTITUTE COMMENTS).**

This is an audit para appearing in the audit report of Ministry, pending since long, for want of Institute's reply on merit of the case and the Govt. of India, Ministry of Youth Affairs and Sports has been repeatedly requesting the Institute in this regard, which was pending with the Institute because of committee report and BOM meeting. Lastly, the MYAS vide letter F. No. 70-07/2016-SP-VI (Pt.) dated 12.12.2022 requested LNIPE that the information / comments on Action Taken Note on Para No. 21.1 of report No. 11 of 2016 "**Avoidable payment of Customs Duty - LNIPE, Gwalior**" after completing necessary formalities, be sent to the Ministry urgently, so that reply of pending audit para may be sent to the office of Addl. CGA.

On receipt of Committee report, this matter was placed before the Board of Management in its last meeting held on 28.6.2022 and the Board decided as under:-

1. *The Board noted the status of inquiry by high level committee and opened sealed cover of its report.*
2. *The Board perused the report with its findings and observed that the report has been submitted in respect of Dr. L.N. Sarkar only, whereas its constitution was for four employees, as named in the agenda item 11 of 62nd meeting held on 21.10.2019 and for this, no reason has been found to be recorded. The Board also noted that all four employees including Dr. Sarkar have retired from service.*
3. *The Finance Officer informed the Board that the reply of pending audit para regarding "avoidable payment of customs duty on import of athletic synthetic material" is over-due for submission to the PAC by the Ministry of Youth Affairs & Sports, which however, the Board found to be remittance to the Central Government itself. In view of the same, the Board directed the Institute to examine the report and send it to the Ministry with Institute comments based on record, and also put it up the matter to the Board through Finance Committee.*



4. The Board also noted that Dr. Sarkar's retirement benefits have been withheld due to pendency of present inquiry, which is however not a regular inquiry under the provisions of CCS (CCA) Rules 1965.
5. The Board also considered matter of Shri M.P. Singh, Retd. Joint Registrar and agreed to the Institute proposal to drop the minor penalty proceedings initiated against him just one day before his retirement, which is of no result as per DOPT norms."

As directed by the BOM, 3-member inquiry report along with Institute comments was sent to MYAS vide Institute letter No. E-133/1108 dated 16.8.2022. Pursuant to the same, MYAS vide letter F. No. 70-30/2022-SP-VI dated 19.10.2022 informed the Institute that report has been examined by Ministry and decision for any action in the matter is to be taken by BOM of LNIPE and accordingly, requested the Institute to put up it to the BOM and outcome may be informed to the Ministry.

In compliance of aforesaid directions of the Board of Management, the Institute examined contents of the report with reference to relevant record available in the file as per statement and it was emerged that the analysis, findings and conclusion of the committee are contrary to the records. The detailed statement containing committee report and Institute comments is submitted **(ANNEXURE- 14)**. The facts against the recommendations of the Committee are as below: -

- (i) The Institute had made all efforts to get customs duty exemption as evident from LNIPE letter dated 1.5.2014 to the MYAS and thereafter, also wrote letter dated 1.12.2014 to SAI, which was accepted by SAI and certificate dated 16.12.2014 was issued, but it was rejected by the Asstt. Commissioner Custom, Malanpur, Dist-Bhind vide order dated 5.2.2015 for the reason that SAI was not importer nor the purpose laid down in MoF Notification meets and CPWD or LNIPE are not entitled to exemption.
- (ii) Payment of customs duty became unavoidable for LNIPE. Since the competent authority to approve it was the BOM, hence the Institute with approval of Vice Chancellor had sought BOM's approval through resolution by circulation on 6.2.2015, which was approved by five BOM members namely Shri G.S.G. Ayyanger, the Central Government nominee i.e. Joint Secretary (Sports Development), Prof. J.P. Verma (Vice Chancellor I/c), Prof. S. Mukherjee, Dr. V.D. Bindal and Mrs. Helina Grace.
- (iii) It is clear from above that decision for payment of customs duty was not taken at the level of Registrar (Dr. L.N. Sarkar) or Vice Chancellor, but it was proposed on file by the Dy. Registrar



(Project) Dr. Shashi Bhushan, to seek approval from the BOM by circulation of resolution. Hence, no individual officer can be held responsible alone and entire process of payment was carried-out in bonafide manner being essential for the Institute.

- (iv) The payment of customs duty is the remittance to the Central Government (Revenue Department) itself made through CPWD, hence it can be described as payment to "Government to Government" involving no private party.
- (v) The Committee's findings/conclusion against the then Registrar is contrary to the record, which is evident from the fact that such a proposal was indeed initiated by the Supervisor (B&R), cleared by the Dy. Registrar (Estate), recommended by the Registrar and approved by the Vice Chancellor, and then conveyed by Registrar, then an officer alone and in isolation cannot be held responsible.
- (vi) The fact remains that the Institute as well as Ministry of Youth Affairs and Sports made all possible efforts to get the customs duty exempted but the certificate issued by SAI was not acceptable to the competent authority in Customs Department, hence its payment became "unavoidable" as per advice of CPWD. So far as procuring imported material through SAI, it was not within the jurisdiction or power of the Institute or Registrar to do so, as entire integrated work was awarded to CPWD as deposit work and, therefore, dethatching imported material from it was impossible being hypothetical imagination, and even in such a scenario, exemption might not have been granted because it was not meant for use by SAI.
- (vii) It is clear that the payment of customs duty was not avoidable and it was required to be paid when all efforts of LNIPE and CPWD for its exemption failed, and this decision was taken at the level of competent authority i.e. Board of Management hence, the then Registrar had no role to play in the entire matter, except to function as Registrar/communicating officer. The Committee's observations were not correct that such payment could have been easily avoided, as it was a deposit work and awarded to CPWD as integrated, and even if doing so, would not have served the purpose, because the import was being made for the use of LNIPE, Gwalior, which was not entitled to the exemption under MoF Notification dated 13.7.1994.



- (viii) It is reiterated here that this is a case of remittance of grant-in-aid received from Central Government (MYAS) to Central Government (Revenue Department) that too through the Central Government only (CPWD), hence cannot be termed as loss to the Central Government in any manner whatsoever, and it was paid only when it became "unavoidable" after exhausting all possible efforts to avoid such payments, and only after obtaining requisite approval of the competent authority i.e. Board of Management.
- (ix) Committee's findings are contrary to the records, inasmuch as Dr. L.N Sarkar had not taken any decision on his own and entire decision of paying custom duty and demurrage charges, was approved by the competent authority i.e. Board of Management by circulation through resolution. Dr. Sarkar had merely discharged his duty as Registrar and communicating officer.

As per directions of the Board as mentioned above, the Institute had placed report before its Finance Committee with Institute comments and the Finance committee in its 55th meeting held on 18.7.2022 considered the matter vide Agenda Item No. 10 and recommended that, since the recommendation of the High-Level Enquiry Committee is the disciplinary matter, hence the Finance Committee recommends forwarding it to the Board of Management being the competent authority for appropriate action as per rules, following the process of Law. In case, any staff has retired, then action may be initiated as per relevant rules.

Accordingly, it is stated that disciplinary action on the retired employees is governed under the provisions of Rule 9 of the Pension Rules and in terms of the provisions contained in Rule 9 (2) (b) (ii) of Pension Rules,

"The departmental proceedings, if not instituted while the Government servant was in service, whether before his retirement, or during his re-employment, shall not be in respect of any event which took place more than four years before such institution".

The matter of payment of customs duty amounting to Rs.1,05,01,253 is pertaining to February 2015, hence, occurrence is more than 8 years old as on date and accordingly, disciplinary action cannot be initiated as per aforesaid rules, which is otherwise also against the facts in records. Hence, no case is made out for such action.



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Accordingly, the matter is submitted before the Board of Management for kind consideration and in view of position explained above; the BOM may like to permit the Institute to submit reply of pending audit para on its merit as above.

For consideration..

Handwritten signature of Amit Yadav in black ink, with the date 05/12/23 written below it.

(Amit Yadav)
Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

AGENDA ITEM 8

**CONSIDERATION OF SERVICE MATTER OF PROF. JOSEPH SINGH,
PROFESSOR.**

This matter was placed before the Board of Management in its last meeting held on 28.6.2022 and the Board decided as under:-

"The Board noted the matter and after detailed deliberations, decided as under:-

- a) It prima-facie appears that while seeking confirmation of Dr. Joseph Singh on the post of Professor with effect from 30.5.2020, through Board of Management in its 63rd meeting held on 12.6.2020, incomplete information was provided, as his case was not fit for consideration of confirmation in view of details of the case furnished in this meeting, which has resulted erroneous consideration of an ineligible employee for confirmation. Hence, it is considered necessary to constitute Review DPC to review his confirmation as per DOPT instructions. Accordingly, the Board directed Institute to complete this process and put-up report of Review DPC before the Board of Management in its next meeting.*
- b) Since the Board of Management was not provided complete and factual position of the case in 62nd and 63rd meetings, which have resulted in decision of issuing warning, and confirming him in service, hence the Board directed Institute to put up entire connected records with gist of the matter in the next Board meeting.*
- c) The entire matter be put up to the Board in its next meeting with legal opinion be obtained from Legal Cell of the Institute."*

In view of above directions, the point-wise matter is re-submitted as under:-

- (a) Meeting of the Review DPC was held on 16.12.2022 to consider review of confirmation of Dr. Joseph Singh, Professor. The recommendations of the said committee in sealed cover envelope are being placed before the Board of Management for consideration please.



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- (b) Gist of the matter along with connected records is available at **ANNEXURE - 15.**
- (c) The matter was sent to legal Cell of the Institute for obtaining Legal opinion, whose opinion has been received in sealed cover, which shall be placed on Table for perusal and consideration by the Board of Management.

For consideration.



05/12/23

(Amit Yadav)
Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

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205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

AGENDA ITEM 9

**CONSIDERATION OF INQUIRY REPORTS IN RESPECT OF
DISCIPLINARY PROCEEDINGS AGAINST MAJ. (DR.) SHASHI
BHUSHAN, DY. REGISTRAR (SINCE RETIRED).**

It is submitted that vide office order no. Estt/PF/A/116/08 dated 20.07.2021, Shri Shashi Bhushan, Deputy Registrar (now retired) was placed under suspension for his alleged grave misconducts of serious in nature i.e. negligence and dereliction of duty resulting in considerable loss (over Rs.28 lakhs) to the Institute, desertion of duty, lack of devotion to duty, refusal and deliberate disobedience, breach of official procedure by submission of grievance directly to the Ministry and un-authorized and misleading communication to the print media with an intention to malign reputation of Institute. This was also reported to the Board of Management vide circular letter No. Estt./PF/A/116/587-595 dated 23.07.2021 with copies to the Hon'ble Secretary and Hon'ble CVO, Govt. of India, Ministry of Youth Affairs & Sports.

Thereafter, two charge sheets vide Memorandum Nos. Estt/PF/A/116/48 & 49 dated 24.9.2021 were issued to him under Rule 14 of CCS (CCA) Rules, 1965 and after receipt of his reply, the Vice Chancellor nominated Inquiry Officer (I.O.) and Presenting Officer (P.O.) vide office order no. Estt/PF/A/116/13(H) and 14(H) dated 08.4.2022.

The aforesaid developments have already been reported to the Board of Management vide Agenda Item No. 23 in its 66th meeting held on 28.6.2022.

Subsequently, the Inquiry Officer submitted inquiry report dated 18.7.2022, on completion of departmental inquiry against Maj. (Dr.) Shashi Bhushan, but the same was not in accordance with the provision of CCS (CCA) Rules, hence, the said inquiry was remitted back to the I.O. under Rule 15 of CCS (CCA) Rules for further inquiry vide letter dated 26.8.2022. The I.O. again conducted departmental inquiry in accordance with the remittance letter dated 26.8.2022 and submitted his report vide letter dated 23.1.2023 **ANNEXURE - 16.**



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The charged officer was thereafter retired from service on 28.2.2023 on attaining the age of superannuation. In this regard, it is submitted that disciplinary proceedings initiated while an officer was in service, should be deemed to be proceedings under Rule 5 of the Central Civil Services Payment of Gratuity under (NPS) Rules, 2021, after his retirement and should be continued and concluded by the authority by which they were commenced in the same manner as if the Government servant had continued in service:

Provided that in all cases, where the departmental proceedings are instituted by an authority subordinate to the President, that authority shall submit a report recording its findings to the President.

In view of the above facts, circumstances and provisions, the Board of Management may like to consider the matter and to record its findings on the inquiry reports on the proceedings instituted against Maj. (Dr.) Shashi Bhushan, as he is since retired on 28.2.2023, for sending to the President of the Institute i.e. Hon'ble Minister of Youth Affairs and Sports, through administrative Ministry.

For consideration.



(Amit Yadav)

Secretary, Board of Management

LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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AGENDA ITEM 10

**RECOMMENDATIONS OF DISCIPLINARY AUTHORITY FOR FIRST
STAGE ADVICE FOR INITIATING ACTION AGAINST PROF. M.K.
SINGH, PROFESSOR.**

It is submitted that the Institute has observed on 24.10.2020 that Dr. M.K. Singh, Professor, while additionally working as Registrar Incharge from 19.2.2020 to 5.10.2020, had received a copy of Writ Petition No. 9361/2020 (PIL) on 23.6.2020 from the Admn. Office (Dy. No.635) and acknowledged in Registrar Secretariat (Dy. No.1121/23.6.2020) and he had kept it in his drawer un-attended and without processing of matter on file by the Legal Cell, and without approval of the competent authority (Vice Chancellor), Dr. M.K. Singh, on his own signed Vakalatnama to engage Shri Prashant Sharma, Advocate as counsel of the Institute (Respondent No. 3), which was filed in the Registry of High Court on 14.7.2020. In view of this, the Institute called for explanation from Dr. M.K. Singh, Professor (27.10.2020) and after due examination of his reply (29.10.2020), the Institute referred the matter to the CVO for first stage advice / guidance by letter dated 11.11.2020. Subsequently, the said Writ Petition came to be dismissed as withdrawn on 21.12.2020.

Pursuant to Institute's reference to the CVO, the Govt. of India, Ministry of Youth Affairs & Sports vide OM No. 32011/12/2021-Vig. dated 25.8.2022 (**ANNEXURE - 17**) requested the Institute's Vigilance Officer (Finance Officer) to conduct a preliminary enquiry in above case submit a report after obtaining comments and recommendations of the disciplinary authority. In compliance to the same, the Vigilance Officer conducted preliminary enquiry and after hearing both the parties (Institute's Legal Cell and Dr. M.K. Singh), conveyed the factual position with his prima-facie opinion that (a) Writ Petition was retained un-attended and un-signed by the then Registrar Dr. M.K. Singh; (b) he appointed private counsel without power and authority; and (c) Dr. M.K.Singh's statement in preliminary inquiry are baseless as he could not produce any documentary evidence in support of the same. Copy of the Vigilance Officer's Note dated 26.5.2023 is submitted at **ANNEXURE - 18.**



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Since the Institute is required to submit the matter to the CVO in MYAS with the comments of disciplinary authority (BOM), hence, the case is submitted for consideration of recommendations of the Disciplinary Authority please.



6/5/12/23

(Amit Yadav)

Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

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AGENDA ITEM 11

**CONSIDERATION OF RECOMMENDATIONS OF CONFIRMATION
COMMITTEE MEETING HELD ON 14.2.2022 FOR CONFIRMATION
OF ELIGIBLE FACULTY STAFF.**

This matter was placed before the Board of Management in its last meeting held on 28.6.2022 and the Board decided as under:-

“The Board perused the matter and decided to defer consideration of the matter, for want of more details with gist of the matter. Accordingly, the Board directed the Institute to submit the proposal with more details / gist of each of the case for better understanding of the matter.”

In view of above directions, the matter is being re-submitted as under:-

As per prevailing recruitment rules and service bye-laws, the probation period for the post of Assistant Professor is two years and the list of incumbent Assistant Professors considered for confirmation by the Departmental Confirmation Committee is as under:-

S. No.	Name	Appointment letter No./date	Date of joining	Date of completion of two years	Due date for confirmation
1.	Dr. Gaurav Sanotra	E-109(IV)/283 dtd. 23.04.2018	04.05.2018	03.05.2020	04.05.2020
2.	Dr. Moradhvaj Singh	E-109(IV)/275 dtd. 23.04.2018	09.10.2018	08.10.2020	09.10.2020
3.	Dr. Gayatri Pandey	E-109(IV)/2178 dtd. 31.08.2018	12.10.2018	11.10.2020	12.10.2020

The cases of above mentioned Assistant Professors were placed before the Departmental Confirmation Committee in its meeting held on 14.2.2022 after obtaining their character antecedents from authorities of their concerned districts along with all related records and their probationary reports.



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The Departmental Confirmation Committee had its meeting on 14.2.2022 and its recommendations are being submitted to the Board of Management in sealed envelope for approval please.

The Board of Management may like to consider the matter.



05/12/23

(Amit Yadav)

Secretary, Board of Management

**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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AGENDA ITEM 12

**CONSIDERATION OF RECOMMENDATIONS OF SCREENING /
SELECTION COMMITTEE MEETING HELD ON 14.2.2022 FOR
PROMOTION OF FACULTY STAFF UNDER CAREER ADVANCEMENT
SCHEME (CAS) AND CONSIDERATION OF REPRESENTATIONS OF
APPLICANT FACULTY MEMBERS FOR THE SAME.**

This matter was placed before the Board of Management in its last meeting held on 28.6.2022 and the Board decided as under:-

"The Board perused the matter and decided to defer consideration of the matter, for want of more details with gist of the matter. Accordingly, the Board directed the Institute to submit the proposal with more details / gist of each of the case for better understanding of the matter.

The Board also observed that the Hon'ble High Court has recently passed interim directions to the Institute in a petition filed by some faculty members, which need to be examined and put up before the Board of Management."

In view of above directions, the matter is being re-submitted as under:-

As per Chapter-2 of Bye-laws Governing appointments, terms and conditions of the service of the teaching & other academic staff at point no.3 i.e. terms and conditions of service it is mentioned that "All rules, regulations, orders etc. regarding service conditions such as pay & allowances, fixation of pay, leave rules, incentive of Ph.D./M.Phil., promotion, probation & confirmation etc. and other academic related matters, as prescribed by the UGC in respect of teaching and other academic staff of the Universities will be applicable to the teaching and other academic staff of the Institute. For all other matters, the rules and orders of the Central Government will be applicable".

The promotions of teachers under Career Advancement Scheme are made in accordance with UGC Regulations made therein from time to time. Moreover, these regulations shall apply to every University established or incorporated by or under a Central Act, Provincial Act or a



State Act, and to every Institution deemed to be a University under Section 3 of the University Grants Commission Act, 1956.

The cases of promotions under CAS of below mentioned teaching staff were placed before the Screening/Selection Committee which were constituted as per UGC Regulations, strictly adhering to the provisions as laid down for promotion of teachers under Career Advancement Scheme as per UGC Regulations as applicable:-

Stage-2 to Stage-3 (Screening)

Name	Department	Date of appointment as Assistant Professor	Date of movement from Stage-1 to Stage-2	Due date for movement from Stage-2 to Stage-3
Dr. Pramod Kumar Das	Health Sciences	18.10.2007	18.10.2011	18.10.2016

Stage-3 to Stage-4 (Selection)

Name	Department	Date of appointment as Assistant Professor	Date of movement from Stage-1 to Stage-2	Date for movement from Stage-2 to Stage-3	Due date for promotion as Associate Professor from Stage-3 to Stage-4
Dr. Pramod Kumar Das	Health Sciences	18.10.2007	18.10.2011	18.10.2016	18.10.2019
Dr. Amar Kumar	Sports Bio-mechanics	22.10.2009	22.10.2013	22.10.2018	22.10.2021
Dr. Madan Singh Rathore	Exercise Physiology	05.11.2009	05.11.2013	05.11.2018	05.11.2021

Stage-4 to Stage-5 (Selection)

Sl. No.	Name	Department	Initial date of appointment and designation	Date of Placement in Senior Scale / Stage-2	Date of Placement in Stage-3	Date for promotion as Associate Professor in Stage-4	Due date for promotion as Professor in Stage-5
1.*	Dr. Brij Kishore Pasad	Physical Education Pedagogy	17.04.2002 (A.N.) Lecturer	18.04.2006	18.04.2011	18.04.2014	18.04.2017
2.*	Dr. Dilip Tirkey	Physical Education Pedagogy	26.04.2002 Lecturer	26.04.2008	26.04.2013	26.04.2016	26.04.2019
3.	Dr. Yatendra Kumar Singh	Physical Education Pedagogy	03.05.2018 Associate Professor	-	-	-	03.05.2021
4.	Dr. Shankar Jyoti Basumatary (NERC)	Physical Education Pedagogy	17.07.2018 Associate Professor	-	-	-	17.07.2021
5.*	Dr. Krishan Kant Sahu	Sports Management & Coaching	22.04.2002 (A.N.) Lecturer	23.04.2006	22.04.2011	22.04.2014	22.04.2017
6.*	Dr. Ashish Phulkar	Sports Management & Coaching	20.05.2002 Lecturer	20.05.2006	20.05.2011	20.05.2014	20.05.2017
7.*	Dr. Bharat Verma	Sports Psychology	15.05.2002 Lecturer	15.05.2007	15.05.2015	15.05.2015	15.05.2018

(Signature)

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8.	Dr. C.P.S. Bhati	Sports Psychology	03.05.2018 (A.N.) Associate Professor	-	-	-	04.05.2021
9.*	Dr. Sanjeev Yadav	Health Sciences	17.04.2002 (A.N.) Lecturer	17.04.2007	17.04.2012	17.04.2015	17.04.2018
10.	Dr. Deepak Sharma	Exercise Physiology	03.09.2010 Assistant Professor	20.11.2010	20.11.2015	20.11.2018	20.11.2021
11.	Dr. Raj Kumar Sharma (UGC-HRDC)	UGC-HRDC	17.04.2002 (A.N.) Lecturer	17.04.2008	17.04.2013	17.04.2016	18.04.2019

* In respect of teachers mentioned at 1, 2, 5, 6, 7 & 9, it is submitted that W.P. No. 14186 of 2022 (Dr. Birendra Jhaharia & Ors. Vs. UOI & Ors.) has been dismissed vide order dated 12.10.2022 by Hon'ble Division Bench High Court, Madhya Pradesh at Gwalior. Consequently, interim order of Hon'ble CAT, Jabalpur dated 11.5.2022 prevails now, in which the Hon'ble CAT Jabalpur has clarified that the Ld. Tribunal has not restrained the respondent-Institute to grant any relief to the private respondents, which shall always be subject to outcome of pending Original Application. Further, as on today, one Contempt Petition (Civil) No. 1932/2017 (Dr. J.P. Bhukar & Ors. Vs. Dr. Dilip Kumar Dureha & Ors.) is pending before Hon'ble Supreme Court and one O.A. No. 433/2019 (Dr. Birendra Jhaharia & Ors. Vs. UOI & Ors.) is pending before Hon'ble CAT, Jabalpur against private respondents Dr. KK Sahu, Dr. Sanjeev Yadav, Dr. Ashish Phulkar, Dr. Brij Kishore Prasad, Dr. Bharat Verma and Dr. Dilip Tirkey, apart from UOI and Institute.

The Screening/Selection Committee had its meeting on 14.2.2022 and its recommendations are being re-submitted in sealed envelopes for approval please.

The Board of Management may like to consider the matter.


05/12/22

(Amit Yadav)

Secretary, Board of Management

**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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AGENDA ITEM 13

**RECOMMENDATIONS OF SCREENING / SELECTION COMMITTEE
MEETING HELD ON 12.04.2022, 10.05.2022 AND 11.05.2022 FOR
PROMOTION OF FACULTY STAFF UNDER CAREER ADVANCEMENT
SCHEME (CAS) FROM PROFESSORS TO SENIOR PROFESSORS.**

The matter was placed before the 66th meeting of Board of Management vide agenda item no. 13 held on 28.06.2022. *"The Board considered the matter and desired that the policy for promotions of Professors to Senior Professors be firstly put-up to the Finance Committee as it has financial implication, and thereafter, matter be submitted to the Board with recommendations of the Finance Committee."*

Accordingly the matter was placed before the 57th meeting of Finance Committee vide agenda item no. 8. The said meeting of Finance Committee was held on 25.09.2023. The Finance Committee observed that *"this is a purely administrative matter and there is no role of Finance Committee. However, since the promotions of faculty members under Career Advance Scheme (CAS) are governed by UGC regulations, hence, the Board of Management may take appropriate decision in this regard in consonance with UGC regulations, 2018."*

The Vice-Chancellor of the Institute constituted a Screening/Selection Committee as per UGC Regulations vide Institute's Notice No. E-65-VI/02 dated 08.04.2022 and E-65-VI/13 dated 06.05.2022 for consideration of promotion of Faculty Staff under Career Advancement Scheme) in consonance with UGC regulations, 2018.

The meetings of said committees were held on 12.04.2022, 10.05.2022 and 11.05.2022 for promotion of the following Professors (Stage-5) to Senior Professor (Stage-6) in consonance with UGC regulations, 2018 :-

1. Dr. A.S. Sajwan, Professor
2. Dr. Vivek Pandey, Professor
3. Dr. G.D. Ghai, Professor
4. Dr. L.W. Vaz, Professor



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The recommendations of the said Committees in sealed envelopes will be placed on table for approval please.

In the light of above re-submitted before the Board of Management for kind consideration of the matter please.


05/12/23

(Amit Yadav)

Secretary, Board of Management

LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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AGENDA ITEM 14

CONSIDERATION OF LETTER RECEIVED FROM MS. SUPRAVA PANIGRAHI, ELDER SISTER OF LATE DR. JAYASHREE ACHARYA, PROFESSOR, L.N.I.P.E., GWALIOR FOR INSTITUTION OF AN ANNUAL SCHOLARSHIP OF Rs. 50,000/- IN THE STREAM OF BADMINTON / PHYSICAL EDUCATION IN MEMORY OF DR.(MS.) JAYASHREE ACHARYA.

This matter was placed before the Board of Management in its last meeting held on 28.6.2022 and the Board decided as under:-

“The Board considered the matter and desired to submit it with more details with justifications to accept the proposal.”

In view of above directions, the matter is being re-submitted.

In this regard, it is submitted that short summary of professional career and contributions of Late Dr. (Ms.) Jayashree Acharya (Professor) in the field of Physical Education is as under:-

- She started her professional career as Research Assistant at LNCPE, Trivandrum from March 1987 and became Lecturer in October 1987, Senior Lecturer in 1992 and Reader in 1999.
- She was Dean, Faculty of Physical Education, University of Kerala, Trivandrum.
- She joined as Reader/Associate Professor at LNIPE, Gwalior in November, 2007.
- She was the Founder Dean, NSU, Imphal, Manipur and was the epicenter for the University. She continued at NSU till its academic courses commenced and key functionaries were appointed.
- She was Professor and Head of Department of Sports Psychology at LNIPE, Gwalior for almost a decade.
- She also had carried-out additional charge of Controller of Examination and Director PYKKA (now Khelo India) Resource Center, LNIPE, Gwalior.
- She was Secretary General, Sports Psychology Association of India from 2006 to 2010.
- She was Vice President Sport Psychology Associate of India (SPAI) since from 2010.



- She was having 30 years of teaching experience along with Research and conducting various types of programmes, experience in Sport Psychology for Graduate, Post Graduate, Doctoral Students, Athletes and Coaches.
- She was having 30 years of experience in the field of coaching and officiating in shuttle Badminton.
- 23 research scholars have been awarded Doctor of Philosophy (Ph.D.) under her guidance.
- She was a Sport Psychology consultant of M.P. Hockey Academy.
- She was a member of Managing Council, Asia South Pacific Association of Sport Psychology (ASPASP) and member International Society of Sport Psychology (ISSP).
- Till her sudden demise she was Vice President Sport Psychology Association of India, Pan-Asian Society of Sports & Physical Education and was also Life Member Indian Federation of Computer Science in Sports and International Society of Sports Psychology.
- She attended various International programs including five Pre-Olympic conferences such as 2016 Pre-Olympic Congress (Brazil), 3rd International Congress on Sport Science and Computer Science in Sport (Brazil), 14th European Congress of Sport Psychology (Bern, Switzerland), Pre-Olympic Science Congress (Gounzhou, China), World Congress of Sport Psychology (Skiathoes, Greece).
- She was a visiting scholar of Florida State University, USA.
- She did her Advance Certificate Course in Sport Psychology from Queensland University, Brisbane, Australia.
- She was a part of Indian delegation to Budapest, Hungary to participate in Sport Innovation Conference.
- She was a Gold Medalist of Master of Arts (Physical Education).
- She was a recipient of Karnataka State award for obtaining highest percentage of marks in Bachelor of Physical Education and Best Student Award by Beynon-smith College of Physical Education, Karnataka.
- She was awarded the honour of 'ShriKhetrashri' for being Best All Rounder.
- She has been a Key Note Speaker and Invited Speaker in various Webinars organized by various Universities, International platforms and other organizations.
- She has presented 60 research papers in various seminars and workshops out of which 30 have been published in journals of repute.
- She has worked on various projects with International collaboration such as Research Project on Motivation for Physical Activity with different countries, lead by Dr. Selina Khoo from the



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University of Malaya, Kuala Lumpur, Malaysia and Prof. Tony Morris, University of Victoria, Melbourne, Australia.

- She has contributed one chapter in book Psyching up and Psyching down (2014) in Routledge Companion to Sport & Exercise Physiology, Global perspective and fundamental concepts, Routledge, Taylor and Francis Group, London and New York.

In view of her above tremendous contributions towards the field of Physical Education the Board of Management may like to accept the request of Mrs. Suprava Panigrahi sister of late Dr. (Ms.) Jayashree Acharya, Ex-Professor, LNIPE, Gwalior for an annual scholarship of Rs. 50,000/- to the highest sports achiever of the year in the loving memory of Dr. (Ms.) Jayashree Acharya, Ex-Professor, LNIPE, Gwalior and give in principle approval to the same so that further modalities and procedure may be prescribed by the Academic Council of the Institute.

For consideration.


05/12/23

(Amit Yadav)

Secretary, Board of Management

LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR – 474002.

AGENDA ITEM 15

EMANELMENT OF MANIPUR INDUSTRIAL DEVELOPMENT CORPORATION LIMITED, IMPHAL (A GOVERNMENT OF MANIPUR UNDERTAKING) AS CONSTRUCTION AGENCY FOR AWARD OF WORKS OF GWALIOR CAMPUS BY COMPETITION ON LUMB SUM SERVICE CHARGE THROUGH OPEN TENDERS AS PER RULE 133(3) OF G.F.R. 2017 AND SIGNING OF M.O.U. DATED 14TH JULY 2022.

It is submitted that in accordance with Rule 133 (3) of General Financial Rules 2017 under Chapter WORKS, the Institute has recently empanelled Manipur Industrial Development Corporation Limited, Imphal (a Government of Manipur Undertaking) as its construction agency for award of original or repair works of Gwalior Campus by competition on lumb sum service charges through open tenders. This empanelment has been made pursuant to directions of the FC and BOM in earlier meetings as detailed herein. For this purpose, the Institute has invited EoIs for empanelment of construction agency for its Gwalior campus vide NIT dated 11.5.2022, which were given wider publicity and also published on the CPPP Portal as well as Institute web-site. Pursuant to the same, the Institute received two bids from WAPCOS Limited and MANIDCO Limited and both of them have been found to be technically qualified. Accordingly, financial bids of both these agencies were opened on 29.06.2022 and the supervisory charges offered by MANIDCO Limited @ 4.75% was found to be the lowest in comparison to offer @6.9% of WAPCOS Limited. Hence, the competitive charges of MANIDCO were accepted by the Institute in consultation with its Finance Wing and MoU signed on 14th July 2022 for a period of five years.

However, the Institute's Finance Committee in its 56th meeting held on 11.11.2022 while considering proposal for award of two works ("C/o 2 Nos. Synthetic Tennis Courts with flood light" and "Replacement of Multipurpose Hall Flooring & Wall Paneling"), to MANIDCO, directed as under:-

"The proposal was recommended by the Finance Committee to the Board of Management for approval, which should however be put on hold till approval of empanelment of MANIDCO, Imphal, by the Board of Management, in view of current



position of ongoing construction at NERC, Guwahati by the said PSU itself."

In this regard, it is relevant to submit that the Institute had earlier awarded certain works to the CPWD till 2017 but thereafter, CPWD had expressed inability unless the Institute signs Memorandum of Understanding (MoU) with it. Accordingly, the Institute had examined CPWD's proposed draft Memorandum of Understanding and its provisions with respect to "Arbitration" were found to be against the interest of Institute, as the Institute is being bound to make payment of all amounts decreed by a Court of Law, Tribunal or Arbitrator in relation to the work of LNIPE, irrespective of it not being a party to it and irrespect of fault on the part of LNIPE, thus depriving an opportunity of being heard in the Court /Arbitration proceedings. Therefore, the Institute requested certain amendments in their MoU vide letter dated 30.1.2019 **(ANNEXURE - 19)**, which was however turned down by CPWD vide letter dated 4.2.2019 **(ANNEXURE - 20)**.

It is also relevant to add here that the CPWD debited Institute Account with the following huge amounts to the construction projects as "Arbitration award payment" without providing detailed information of such awards in the Arbitration proceedings:-

a) Construction of 400 mtrs. Synthetic Athletic Track	Rs. 35.00 lakhs
b) Construction of Library Building	Rs. 62.47 lakhs

	Rs. 97.47 lakhs

Apart from above, the CPWD vide letter dated 20.1.2022 sent another Arbitration Award of Rs. 3,33,404/- for payment to the contractor Shri Moolchand Jain (Claimant) on account of construction of Girls & Boys Hostel; whereas these hostels were constructed way back in the year during 2002-05. While CPWD proposed to accept the Arbitration Award for Rs. 3,33,404/-, the Institute strongly opposed it and sent claim-wise comments, for consideration by the competent authority in CPWD. Hence, the Institute's experience in respect of works awarded to CPWD has not been satisfactory.

It is also pertinent to submit that the Institute had earlier in the year 2017 awarded work for "Laying of Football Field (Grassy) as per FIFA norms" with estimated cost of Rs. 284.00 lakhs was awarded to CPWD. Pursuant to the same, the CPWD vide their letter dated 16.2.2017 **(ANNEXURE - 21)** demanded to deposit Rs. 20.00 lakhs as consultancy charges, for the reason that they have no expertise to work-out specifications and requirements; whereas preliminary estimates have no provision for additional payment of consultancy charges.

In view of above, the Institute had placed the matter before its Finance Committee in its 51st meeting held on 27.2.2017, seeking permission either to execute the work through open tendering or to allot the project to NBCC. However, the FC considered the matter and recommended to the BOM as under:-

“The Finance Committee considered the proposal and recommended to the Board of Management. The Finance Committee also recommended that for the execution of the work, a committee may be constituted and provisions of Rule 126(3) [wrongly typed in place of 133(3)] of the General Financial Rules may be followed in the same way as per procedure followed by the SAI.”

Accordingly, the Institute had invited expression of interest to obtain competitive supervisory charges and empanelled WAPCOS Limited (A PSU under Jal Shakti Mantralaya) for five years in Sept. 2019, which was however prematurely terminated on 4.3.2021 as per directions of the FC and BOM, with further directions to initiate process for empanelment afresh, and present process of empanelment is made according, and before that CPWD was again explored, which refused to accept our works.

Meanwhile, the Institute had obtained preliminary estimates from its empanelled agency WAPCOS Limited for “C/o 2 Nos. Synthetic Tennis Courts with flood light” and “Replacement of Multipurpose Hall Flooring & Wall Paneling”, which were submitted by WAPCOS vide letter dated 29.10.2020 and put up before the FC in its 54th meeting held on 3.2.2021 vide agenda item 4. The FC considered the proposal and agreed to undertake this work provided a fresh estimate of this work is obtained from CPWD and submit to the next FC. In view of these directions of the FC, the Institute vide letter dated 3.3.2021 requested the CPWD to furnish estimates but the CPWD vide letter dated 9.3.2021 expressed inability to provide estimates, unless MoU is signed between CPWD and LNIPE, resultantly, the Institute could not take up any new work during FY 2021-22 as there was no empanelled construction agency and CPWD was not willing to accept our orders without signing MoU.

Subsequently, CPWD vide letter dated 8.3.2022 (**ANNEXURE - 22**) sent their MoU for signatures. On examination of this MoU, it has been observed that its provisions are hugely imbalanced and totally in favour of CPWD. Moreover, the provisions with respect to “Arbitration” have further been made easier for the CPWD as client’s rights to be aware of developments in Arbitration proceedings and to provide the CPWD its outputs, have been removed, and it has simply been bound to make all payments as ordered in the Awards. Moreover, CPWD has now



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provisioned for initial deposit @33% of the estimated cost in this MoU, as against 10% in earlier provision received in the year 2018. Hence, signing of the MoU with CPWD for deposit works is detrimental to the interest of the Institute.

The Board may like to consider approve the empanelment of MANIDCO for Gwalior campus to enable the Institute to award the works sanctioned by the Board of Management through Finance Committee keeping into consideration the funds availability and priorities please, or to re-initiate the process of empanelment of Agency in view of past experience with the said Agency in respect of works at NERC, Guwahati.

For consideration.



05/12/23

(Amit Yadav)
Secretary, Board of Management

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LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)

67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.

AGENDA ITEM 16

**NOMINATION OF ONE MEMBER (AN EMINENT ACADEMICIAN OR
EDUCATIONIST) BY BOARD OF MANAGEMENT IN THE SEARCH-
CUM-SELECTION COMMITTEE FOR APPOINTMENT OF VICE
CHANCELLOR, LNIPE, GWALIOR.**

It is submitted that the post of Vice Chancellor is vacant and the process of its filling up is going on by the Govt. of India, Ministry of Youth Affairs & Sports through constitution of a Search-cum-Selection Committee, the composition of which is as under as per Rule 25 of LNIPE Society (**ANNEXURE -23**) :-

- (a) *A nominee of the President of the LNIPE as Chairperson of the search-cum-selection committee.*
- (b) *A nominee of the Government of India (Ministry of Youth Affairs and Sports), who shall be an eminent academician/ educationist nominated by the Central Government, preferably an ex-VC or serving VC of any University funded by the Central/ State Government.*
- (c) *A nominee of the Board of Management, who shall be an eminent academician or educationist.*

The Institute has received a letter F.No. 70-01/2020-SPVI dated 26th June, 2023 (**ANNEXURE - 24**) from the Ministry of Youth Affairs and Sports, thereby desiring to take necessary action for finalization of nominee of BOM in the said Search-cum-Selection Committee.

Accordingly, the matter is hereby placed for consideration of the Board of Management for making its nominee in the Search cum Selection Committee for appointment of Vice Chancellor at LNIPE, Gwalior, so that the same can be intimated to the Ministry by the Institute


05/12/23

(Amit Yadav)

Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR - 474002.**

AGENDA ITEM 17 – Reporting matter

(a) Issuance of advertisement for filling up all vacant posts.

It is reported that the Institute has 54 vacant posts as on 31.12.2022 to be filled up by direct recruitment basis/deputation and accordingly, the Institute has issued notice No.E-131/100 dated 11.11.2022 inviting applications from the eligible candidates by 30.12.2022, which was subsequently extended up to 16.01.2023 by way of issuance of corrigendum dated 23.12.2022. The qualifications, experience, age etc. have been prescribed as per prevailing recruitment rules of the Institute.

It is further reported that this was given wider publicity to ensure better response from the eligible candidates and as on the cut-off date (16.1.2023), the Institute has received a total of 1386 applications against 54 posts. The Institute will carry out scrutiny of eligibility and thereafter initiate process for filling-up of vacant posts as early as possible.


05/12/23

(Amit Yadav)

Secretary, Board of Management

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**LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
(DEEMED UNIVERSITY)**

**67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
205, ADMINISTRATIVE BLOCK, LNIPE, GWALIOR – 474002.**

AGENDA ITEM 17 – Reporting matter

(b) Award of three sanctioned works to empanelled construction agency Manipur Industrial Development Corporation, Imphal (A Government of Manipur Undertaking) after signing of MOU dated 14.7.2022 for LNIPE at Gwalior Campus.

It is reported that in accordance with Rule 133 (3) of General Financial Rules 2017 under Chapter **WORKS** and as per earlier directions of the BOM through FC and decline by CPWD to carry-out the Institute's works without signing MoU, the Institute has carried-out process to invite Expression of Interest from amongst CPSUs/SPSUs/Government Undertakings for empanelment of Agency for new works and maintenance/special repairs vide NIT dated 11.5.2022 for a period of five years, for competition on lumb sum service charges, and through this process, empanelled Manipur Industrial Development Corporation Limited, Imphal (a Government of Manipur Undertaking) as its construction agency for award of original or repair works of Gwalior Campus by competition on lumb sump service charges through open tenders, and issued Letter of Intent dated 8.7.2022 **(ANNEXURE – 25)** and thereafter, upon receipt of their acceptance, the Institute signed Memorandum of Understanding (MoU) dated 14.7.2022 with them and accordingly, awarded following 3 works to the said Agency (Sept. 2022), which were sanctioned earlier (2017) by the BOM through FC but could not awarded so far, for want of empanelled agency, which have since commenced, and 25% of the project work has been released till date as per provisions of MoU. All these works have since commenced and their physical progress as on the date is shown against them:-

- a) Renovation of Football Pitch (natural grass) as per FIFA pattern – Rs. 285.50 lakhs – physical progress – 80%.
- b) C/o Scientific Laboratory (Gr. Floor) and 5 Nos. Class rooms (I Floor) – Rs. 279.00 lakhs – physical progress – 75%.
- c) C/o 4 Nos. Class rooms with boys and girls toilets outside open Swimming Pool – Rs. 96.3 lakhs– physical progress – 40%.

Submitted please.


05/12/23

(Amit Yadav)

Secretary, Board of Management

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LAKSHMIBAI NATIONAL INSTITUTE OF PHYSICAL EDUCATION, GWALIOR
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67th MEETING OF BOARD OF MANAGEMENT TO BE HELD ON
8.12.2023 AT 11.30 AM IN THE CONFERENCE HALL, ROOM NO.
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AGENDA ITEM 18

ANY OTHER MATTER WITH THE PERMISSION OF CHAIR



05/12/23

(Amit Yadav)

Secretary, Board of Management