

The Jamia Millia Islamia Act, 1988

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The Jamia Millia Islamia Act, 1988

No. 58 of 1988

(8th October 1988)

An act to establish and incorporate a teaching University in the Union territory of Delhi and to provide for matters connected therewith or incidental thereto.

WHEREAS it is expedient to establish and incorporate a teaching University at New Delhi, to dissolve the "Jamia Millia Islamia Society, Delhi", a society registered under the Societies Registration Act, 1860 and to transfer to and vest in the said University all properties and rights of the said Society;

21 of 1860

BE it enacted by Parliament in the Thirty-ninth Year of the Republic of India as follows: --

1. (1) This Act may be called the Jamia Millia Islamia Act, 1988.
- (2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Short title and
Commencement

2. In this Act, and in all Statutes made hereunder, unless the context otherwise requires:-

Definitions

- (a) "Academic staff" means such categories of staff as are designated as academic staff by the Ordinances;
- (b) "*Amir-i-Jamia* (Chancellor)" and "*Shaikh-ul-Jamia* (Vice-Chancellor)" mean, respectively, the *Amir-i-Jamia* (Chancellor) and *Shaikh-ul-Jamia* (Vice-Chancellor) of the University;
- (c) "*Anjuman* (Court)" means the *Anjuman* (Court) of the University;
- (d) "Board of Studies: means the Board of Studies of the University;
- (e) "Department" means a Department of studies and includes a center of Studies and Research;
- (f) "Employee" means any person appointed by the University, and includes teachers and other staff of the University;
- (g) "Faculty" means a Faculty of the University;
- (h) "Hall" means a unit of residence or of corporate life for the student of the University;
- (i) "Institution" means an Academic Institution, established or maintained by the University;
- (j) "*Majlis-i-Muntazimah* (Executive Council)" means the *Majlis-i-Muntazimah* (Executive Council) of the University;
- (k) "*Majlis-i-Talimi* (Academic Council)" means the *Majlis-i-Talimi* (Academic Council) of the University;
- (l) "Principal" means the head of an Institution, School or Polytechnic, and includes where there is no Principal, the person for the time being duly appointed to act as Principal, and, in the absence of the Principal or acting Principal, a Vice-Principal duly appointed as such;
- (m) "Statutes", "Ordinances" and "Regulations" mean respectively, the Statutes, Ordinances and regulations of the University for the time being in force;
- (n) "Teachers of the University" means Professors, Readers, Lecturers and such other persons as may be appointed for imparting instruction or conducting research in the University and are designated as teachers by the Ordinances;

- (o) "University" means the educational institution known as "Jamia Millia Islamia" founded in 1920 during the *Khilafat* and Non Co-operation movements in response to Gandhiji's call for a boycott of all Government-sponsored educational institutions, which was subsequently registered in 1939 as Jamia Millia Islamia Society, and declared in 1962 as an institution deemed to be a University under section 3 of the University Grants Commission Act, 1956, and which is incorporated as a University under this Act. 3 of 1956
3. (1) There shall be established a University by the name of the 'Jamia Millia Islamia'. The University
- (2) The headquarters of the University shall be at New Delhi.
- (3) The persons holding office as *Amir-i-Jamia* (Chancellor) and *Shaikh-ul-Jamia* (Vice-Chancellor) and the members of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council) and the *Majlis-i-Talimi* (Academic Council) of the University, for the time being, shall be a body corporate by the name of the Jamia Millia Islamia and shall have perpetual succession and a common seal and shall sue and be sued by that name;
4. On and from the commencement of the this Act: -
- (i) the Society known as the Jamia Millia Islamia Society, Delhi, shall be dissolved, and all property, movable or immovable, and all rights, powers and privileges of the said Society shall be transferred to and vest in the University and shall be applied to the objects and purposes for which the University is established; Dissolution of the Jamia Millia Islamia Society and transfer of all property to the University.
- (ii) all debts, liabilities and obligations of the said Society shall be transferred to the University and shall thereafter be discharged and satisfied by it;
- (iii) all references in any enactment to the said Society shall be construed as references to the University;
- (iv) any will, deed or other documents, whether made or executed before or after the commencement of this Act, which contains any bequest, gift or trust in favor of the said Society shall be construed as if the University was therein named instead of the Society;
- (v) subject to any orders which the *Majlis-i-Muntazimah* (Executive Council) may make, the buildings which belonged to Jamia Millia Islamia, Delhi, shall continue to be known and designated by the names and style as they were known and designated immediately before the commencement of this Act;
- (vi) subject to the provision of this Act, every person employed immediately before the commencement of this Act in the Jamia Millia Islamia, Delhi, shall hold such employment in the University by the same tenure and on the same terms and condition and with the same rights and privileges as to pension and gratuity as he would have held under the Jamia Millia Islamia, Delhi, if this Act had not been passed.
5. The objects of the University shall be to disseminate and advance knowledge by providing instructional, research and extension facilities in such branches of learning as it may deem fit and the University shall endeavor to provide to students and teachers the necessary atmosphere and facilities for the promotion of :- Objects of the University
- (i) innovations in education leading to restructuring of courses, new methods of teaching and learning, and integral development of personality;
- (ii) studies in various disciplines;

- (iii) inter-disciplinary studies;
- (iv) national integration, secularism and international understanding.

6. The University shall have the following powers, namely: -

Powers of the
University

- (i) to provide for instruction in such branches of learning as the University may, from time to time, determine and to make provisions for research and for the advancement and dissemination of knowledge;
- (ii) to promote the study of the religions, philosophy and culture of India;
- (iii) to grant, subject to such conditions as the University may determine, diplomas or certificates to, and confer degrees or other academic distinction on the basis of examination, evaluation or any other method of testing, on persons, and to withdraw any such diplomas, certificate, degrees or other academic distinctions for good and sufficient cause;
- (iv) to organize and to undertake extra-mural studies, extension services, and other measures for the promotion of adult education;
- (v) to confer honorary degrees or other distinctions in the manner prescribed by the Statutes;
- (vi) to provide instruction, including correspondence and such other courses, to such persons as are not members of the university, as it may determine;
- (vii) to institute Principalships, Professorships, Readerships, Lectureships and other teaching or academic posts required by the University and to appoint persons to such Principalships, Professorships, Readerships, Lectureships or other posts;
- (viii) to create administrative, ministerial and other posts and to make appointments thereto;
- (ix) to appoint persons working in any other University or organization as teachers of the University for a specified period;
- (x) to co-operate, collaborate or associate with any other University or authority or institution in such manner and for such purposes as the University may determine;
- (xi) to establish and maintain Schools, Institutions and such Centers, Specialized Laboratories or other units for research and instructions as are, in the opinion of the University, necessarily for the furtherance of its objects;
- (xii) to institute and award fellowships, scholarships, studentships, medals and prizes;
- (xiii) to establish and maintain Halls for the students of the University;
- (xiv) to make provision for research and advisory services, and for that purpose to enter into such arrangements with other institutions or bodies as the University may deem necessary;
- (xv) to declare a Centre, an Institution, a Department, a School as an autonomous Centre, Institution or Department or School, as the case may be in accordance with the Statutes;
- (xvi) to determine standards for admission into the University, which may include examination, evaluation or any other method of testing;
- (xvii) to demand and receive payment of fees and other charges;
- (xviii) to supervise the residences of the students of the University and to make arrangements for promoting their health and general welfare;
- (xix) to make special arrangements in respect of women students as the University may consider desirable;
- (xx) to regulate and enforce discipline among the employees and students

of the University and take such disciplinary measures in this regard as may be deemed by the University to be necessary;

- (xxi) to make arrangements for promoting the health and general welfare of the employees of the University;
- (xxii) to receive donation and to acquire, hold, manage and dispose of any property, movable or immovable, including trust and endowment properties for the purposes of the University;
- (xxiii) to borrow, with the approval of the Central Government, on the security of the property of the University, money for the purposes of the University;
- (xxiv) to do all such other acts and things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the University.

7. The University shall be open to persons of either sex and of whatever race, creed, caste or class, and it shall not be lawful for the University to adopt or impose on any persons any test whatsoever of religious belief or profession in order to entitle him to be admitted therein as a teacher or student, or to hold any office therein or to graduate thereat:

University open to all classes, castes and creed.

Provided that nothing in this section shall be deemed to prevent the University from making appropriate provisions for reservation for the Scheduled Castes, the Scheduled Tribes, the Physically Handicapped Persons and women.

8. (1) The President of India shall be the Visitor of the University.
- (2) The Visitor shall have the right to cause an inspection to be made by such person or persons as he may direct, of the University, its buildings, laboratories and equipment, and of any Centre, Department, Institution or School maintained by the University and also of the examinations, teaching and other work conducted or done by the University and to cause any inquiry to be made in like manner in respect of any matter connected with the administration or finances of the University, Centre, Department or Institution or School.
- (3) The Visitor shall, in every case, give notice to the University of his intention to cause an inspection or inquiry to be made, and the University shall, on receipt of such notice, have the right to make, within thirty days from the date of receipt of the notice or such other period as the Visitor may determine, such representations to the Visitor, as it may consider necessary.
- (4) After considering the representations, if any, made by the University, the Visitor may cause to be made such inspection or inquiry as is referred to in sub-section (2).
- (5) Where any inspection or inquiry has been caused to be made by the Visitor, the University shall be entitled to appoint a representative who shall have the right to present and be heard at such inspection or inquiry.
- (6) The Visitor may, if the inspection or inquiry is made in respect of the University or any Centre, Department, Institution or School maintained by it, address the *Shaikh-ul-Jamia* (Vice-Chancellor) with reference to the result of such inspection or inquiry, and the *Shaikh-ul-Jamia* (Vice-Chancellor) shall communicate to the *Majlis-i-Muntazimah* (Executive Council) the views of the Visitor with such advice as the Visitor may offer upon the action to be taken thereon.
- (7) Where the *Majlis-i-Muntazimah* (Executive Council) does not, within a reasonable time, take action to the satisfaction of the Visitor, the Visitor, may, after considering any explanation furnished or representation made by the *Majlis-i-Muntazimah* (Executive Council) issue such directions as he may think fit and the *Majlis-i-Muntazimah*

The Visitor

(Executive Council), shall comply with such directions.

- (8) Without prejudice to the foregoing provisions of this Section, the Visitor may, by order in writing, annul any proceeding of the University which is not in conformity with this Act, the Statutes or the Ordinances:

Provided that before making any such order he shall call upon the University to show cause why such an order should not be made, and if any cause is shown within a reasonable time, he shall consider the same.

- (9) The Visitor shall have such other powers as may be prescribed by the Statutes.

9. The following shall be the officers of the University: -

Officers of the
University

- (i) the *Amir-i-Jamia* (Chancellor);
- (ii) the *Shaikh-ul-Jamia* (Vice-Chancellor);
- (iii) the *Naib Shaikh-ul-Jamia* (Pro Vice-Chancellor);
- (iv) the *Musajjid* (Registrar);
- (v) the Deans of Faculties;
- (vi) the Dean of Students' Welfare;
- (vii) the Finance Officer; and
- (viii) such other officers as may be declared by the Statutes to be officers of the University.

10. (1) The *Amir-i-Jamia* (Chancellor) shall be elected by the *Anjuman* (Court) in such manner as may be prescribed by the Statutes.

The *Amir-i-Jamia*
(Chancellor)

- (2) The *Amir-i-Jamia* (Chancellor) shall, by virtue of his office, be the Head of the University.

- (3) The *Amir-i-Jamia* (Chancellor) shall, if present, preside at the Convocation of the University held for conferring degrees.

11. (1) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall be appointed by the Visitor in such manner as may be prescribed by the Statutes.

The *Shaikh-ul-Jamia*
(Vice-Chancellor)

- (2) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall be the principal executive and academic officer of the University, and shall exercise general supervision and control over the affairs of the University and give effect to the decision of all the authorities of the University.

- (3) The *Shaikh-ul-Jamia* (Vice-Chancellor) may, if he is of opinion that immediate action is necessary on any matter, exercise any power conferred on any authority of the University by or under this Act and shall report to such authority the action taken by him on such matter.

Provided that if the authority concerned is of opinion that such action ought not to have been taken, it may refer the matter to the Visitor whose decision thereon shall be final:

Provided further that any person in the service of the University who is aggrieved by the action taken by the *Shaikh-ul-Jamia* (Vice-Chancellor) under this sub-section shall have the right to appeal against such action to the *Majlis-i-Muntazimah* (Executive Council) within three months from the date on which decision on such action is communicated to him and thereupon the *Majlis-i-Muntazimah* (Executive Council) may confirm, modify or reverse the action taken by the *Shaikh-ul-Jamia* (Vice-Chancellor).

- (4) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall exercise such other powers and perform such other functions as may be prescribed by the Statutes or Ordinances.

12. The *Naib Shaikh-ul-Jamia* (Pro Vice-Chancellor) shall be appointed in such manner, and shall exercise such powers and perform such duties as may be prescribed by the Statutes. The *Naib Shaikh-ul-Jamia* (Pro Vice-Chancellor)
13. (1) The *Musajjil* (Registrar) shall be appointed in such manner as may be prescribed by the Statutes. The *Musajjil* (Registrar)
- (2) The *Musajjil* (Registrar) shall have the power to enter into agreements, sign documents and authenticate records on behalf of the University and shall exercise such other powers and perform such other duties as may be prescribed by the Statutes.
14. Every Dean of a Faculty shall be appointed in such manner and shall exercise such powers and perform such duties as may be prescribed by the Statutes. Deans of Faculties
15. The Finance Officer shall be appointed in such manner and shall exercise such powers and perform such duties as may be prescribed by the Statutes. The Finance Officer
16. The manner of appointment and powers and duties of other officers of the University shall be prescribed by the Statutes. Other Officers
17. The following shall be the authorities of the University: - Authorities of the University
- (i) the *Anjuman* (Court);
- (ii) the *Majlis-i-Muntazimah* (Executive Council);
- (iii) the *Majlis-i-Talimi* (Academic Council);
- (iv) the *Majlis-i-Maliyat* (Finance Committee);
- (v) the Faculties;
- (vi) the Planning Board;
- (vii) such other authorities as may be declared by the Statutes to be authorities of the University.
18. (1) The constitution of the *Anjuman* (Court) and the term of office of its members shall be prescribed by the Statutes. The *Anjuman* (Court)
- (2) Subject to the provision of this Act, the *Anjuman* (Court) shall have the following powers and functions, namely: -
- (a) to review, from time to time, the broad policies and programmes of the University and to suggest measures for the improvement and development of the University;
- (b) to consider and pass resolution on the annual report and the annual accounts of the University and the audit report on such accounts;
- (c) to advise the Visitor in respect of any matter which may be referred to it for advice; and
- (d) to perform such other functions as may be prescribed by this Act or Statutes.
19. (1) The *Majlis-i-Muntazimah* (Executive Council) shall be the principal executive body of the University. The *Majlis-i-Muntazimah* (Executive Council)
- (2) The constitution of the *Majlis-i-Muntazimah* (Executive Council), the term of office of its members and its powers and duties shall be prescribed by the Statutes.

20. (1) The *Majlis-i-Talimi* (Academic Council) shall be the principal academic body of the University and shall, subject to the provisions of this Act, the Statutes and Ordinances, co-ordinate and exercise general supervision over the academic policies of the University.
- (2) The constitution of the *Majlis-i-Talimi* (Academic Council), the term of office of its members and its powers and duties shall be prescribed by the Statutes.
21. (1) The Planning Board shall be the principal planning body of the University.
- (2) The constitution of the Planning Board, the term of office of its members and its powers and duties shall be prescribed by the Statutes.
22. The constitution, powers and functions of the Faculties and of such other authorities as may be declared by the Statutes to be authorities of the University, shall be prescribed by the Statutes.
23. Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely:-
- (a) the constitution, powers and functions of the authorities and other bodies of the University, as may be constituted from time to time;
 - (b) the election and continuance in office of the members of the said authorities, filling of vacancies of members, and all other matters relating to those authorities for which it may be necessary or desirable to provide;
 - (c) the appointment, powers and duties of the officers of the University and their emoluments;
 - (d) the appointment of teachers of the University and other academic staff and their emoluments;
 - (e) the appointment of teachers and other academic staff working in any other University or Institution for a specific period for undertaking a joint project;
 - (f) the conditions of service of employees including provision for pension, insurance and provident fund, the manner of termination of service and disciplinary actions;
 - (g) the principles governing seniority of service of employees;
 - (h) the procedure for arbitration in case of disputes between employees or students and the University;
 - (i) the procedure for appeal to the *Majlis-i-Muntazimah* (Executive Council) by any employee or student against the action of any officer or authority of the University;
 - (j) the establishment and recognition of the students' union or association of teachers, academic staff or other employees;
 - (k) the participation of the students in the affairs of the University;
 - (l) the conferment of honorary degrees;
 - (m) the withdrawal of degrees, diplomas, certificates and other academic distinctions;
 - (n) the institution of fellowships, scholarships, studentships, medals and prizes;
 - (o) the maintenance of discipline among the students;
 - (p) the establishment and abolition of Faculties, Departments, Centres and Schools;
 - (q) the delegation of powers vested in the authorities or officers of the

The *Majlis-i-Talimi*
(Academic Council)

The *Planning Board*

Other authorities of the University

Power to make Statutes

University; and

- (r) all other matters which by this Act are to be, or may be, prescribed by the Statutes.

24. (1) The first Statutes are those set out in the Schedule.

- (2) The *Majlis-i-Muntazimah* (Executive Council) may, from time to time, make new or additional Statutes referred to in sub-section (1):

Provided that the *Majlis-i-Muntazimah* (Executive Council) shall not make, amend or repeal any Statute affecting the status, powers or constitution of any authority of the University until such authority has been given an opportunity of expressing an opinion in writing on the proposed changes, and any opinion so expressed shall be considered by *Majlis-i-Muntazimah* (Executive Council).

- (3) Every new Statute or addition to the Statutes or any amendment or repeal of a Statute shall require the assent of the Visitor who may assent thereto or withhold assent or remit to the *Majlis-i-Muntazimah* (Executive Council) for consideration.
- (4) A new Statute or a Statute amending or repealing an existing Statute shall have no validity unless it has been assented to by the Visitor.
- (5) Notwithstanding anything contained in the foregoing sub-section, the Visitor may make new or additional Statutes or amend or repeal the Statutes referred to in sub-section (1) during the period of three years immediately after the commencement of this Act.
- (6) Notwithstanding anything contained in the foregoing sub-section, the Visitor may direct the University to make provisions in the Statutes in respect of any matter specified by him and if the *Majlis-i-Muntazimah* (Executive Council) is unable to implement such a direction within sixty days or its receipt, the Visitor may, after considering the reasons, if any, communicated by the *Majlis-i-Muntazimah* (Executive Council) for its inability to comply with such direction make or amend the Statutes suitably.

Statutes how to be made

25. (1) Subject to the provision of this Act, and the Statutes, the Ordinances may provide for all or any of the following matters, namely:-

- (a) the admission of students to the University and their enrolment as such;
- (b) the courses of study to be laid down for all degrees, diplomas and certificates of the University;
- (c) the medium of instruction and examination;
- (d) the award of degrees, diplomas, certificates and other academic distinctions, the qualifications for the same and the means to be taken relating to the granting and obtaining of the same;
- (e) the fees to be charged for courses of study in the University and for admission to the examinations, degrees, diplomas and certificates of the University;
- (f) the conditions for the award of fellowships, Scholarships, studentships, medals and prizes;
- (g) the conduct of examination, including the term of office and manner of appointment and the duties of examining bodies, examiners and moderators;
- (h) the condition of residence of the students of the University;
- (i) the special arrangements, if any, which may be made for the residence, discipline and teaching of women students and the prescribing of special courses of studies for them;
- (j) the appointment and emoluments of employees other than those

Power to make Ordinances

- for whom provision has been made in the Statutes;
- (k) the establishment of Centres of Studies, Board of Studies, Inter-disciplinary Studies, Special Centres, Specialized Laboratories and other Committees;
 - (l) the manner of co-operation and collaboration with other universities and authorities including learned bodies or associations;
 - (m) the creation, composition and functions of any other body which is considered necessary for improving the academic life of the University;
 - (n) the remuneration to be paid to the examiners, moderators, invigilators and tabulators;
 - (o) such other terms and conditions of service of teachers and other academic staff as are not prescribed by the Statutes;
 - (p) the management of institutions established by the University; and
 - (q) all other matters which by this Act or the Statutes may be prescribed by the Ordinances.
- (2) The regulations and bye-laws in force immediately before the commencement of this Act shall be the first Ordinances of the University and may be repealed or amended at any time by the *Majlis-i-Muntazimah* (Executive Council).
- 26.** The authorities of the University may make Regulations consistent with this Act, the Statutes and the Ordinances for the conduct of their own business, and that of the Committees appointed by them and not provided for by this Act, the Statutes or the Ordinances in the Manner prescribed by the Statutes. Power to make Regulations
- 27.** (1) The annual report of the University shall be prepared under the direction of the *Majlis-i-Muntazimah* (Executive Council) and shall be submitted to the *Anjuman* (Court) on or after such date as may be prescribed by the Statutes and the *Anjuman* (Court) shall consider the report in its annual meeting. Annual Report
- (2) The *Anjuman* (Court) shall submit the annual report to the Visitor along with its comments, if any.
- (3) A copy of the annual report as submitted to the Visitor shall also be submitted to the Central Government, which shall, as soon as may be, cause the same to be laid before both the Houses of Parliament.
- 28.** (1) The annual accounts and balance-sheet of the University shall be prepared under the direction of the *Majlis-i-Muntazimah* (Executive Council) and shall, once at least every year and at intervals of not more than fifteen months, be audited by the Comptroller and Auditor General of India or by such persons as he may authorize in this behalf. Annual Account
- (2) A copy of the annual accounts, together with the audit report thereon, shall be submitted to the *Anjuman* (Court) and the Visitor along with the observations of the *Majlis-i-Muntazimah* (Executive Council).
- (3) Any observation made by the Visitor on the annual accounts shall be brought to the notice of the *Anjuman* (Court) and the observation of the *Anjuman* (Court), if any, shall, after being considered by the *Majlis-i-Muntazimah* (Executive Council), be submitted to the Visitor.
- (4) A copy of the annual accounts, together with the audit report as submitted to the Visitor, shall also be submitted to the Central Government, which shall, as soon as may be, cause the same to be laid before both the Houses of Parliament.
- (5) The audited annual accounts after having been laid before both the

- Houses of Parliament, shall be published in the Gazette of India.
- 29.** (1) Every employee of the University shall be appointed under a written contract, which shall be lodged with the University and a copy of which shall be furnished to the employee concerned. Conditions of service of employees
- (2) Any dispute arising out of a contract between the University and any of the employees shall, at the request of the employee, be referred to a Tribunal of Arbitration consisting of one member appointed by the *Majlis-i-Muntazimah* (Executive Council), one member nominated by the employee concerned and an umpire appointed by the Visitor.
- (3) The decision of the Tribunal of Arbitration referred to in sub-section (2), shall be final, and no suit shall lie in any civil court in respect of the matters decided by the Tribunal.
- (4) Every request made by the employee under sub-section (2), shall be deemed to be a submission to arbitration upon the terms of this section within the meaning of the Arbitration Act, 1940. 10 of 1940
- 30.** (1) Any student or candidate for an examination whose name has been removed from the rolls of the University by the orders or resolution of the *Shaikh-ul-Jamia* (Vice-Chancellor), Discipline Committee or Examination Committee, as the case may be, and who has been debarred from appearing at the examinations of the University for more than one year, may, within ten days of the date of receipt of such orders or copy of such resolution by him, appeal to the *Majlis-i-Muntazimah* (Executive Council) and the *Majlis-i-Muntazimah* (Executive Council) may confirm, modify or reverse the decision of the *Shaikh-ul-Jamia* (Vice-Chancellor) or the concerned Committee, as the case may be. Procedure of appeal and arbitration in disciplinary cases against students
- (2) Any dispute arising out of any disciplinary action taken by the University against a student shall, at the request of such student, be referred to a Tribunal of Arbitration and the provisions of sub-section (2), (3) and (4) of section 29 shall, as far as may be, apply to a reference made under this sub-section.
- 31.** Every employee or student of the University shall, notwithstanding anything contained in this Act, have a right to appeal within such time as may be prescribed by the Statutes, to the *Majlis-i-Muntazimah* (Executive Council), against the decision of any officer or authority of the University and thereupon the *Majlis-i-Muntazimah* (Executive Council) may confirm, modify or reverse the decision appealed against. Right to appeal
- 32.** (1) The University shall constitute for the benefit of its employees such pension or provident fund or provide such insurance schemes as it may deem fit in such manner and subject to such condition as may be prescribed by the Statutes. Provident and Pension funds
- (2) Where such provident fund or pension fund has been so constituted, the Central Government may declare that the provisions of the Provident Funds Act, 1925, shall apply to such fund as if it were a Government provident fund. 19 of 1925
- 33.** If any question arises as to whether any person has been duly elected or appointed as, or is entitled to be, a member or any authority or other body of the University, the matter shall be referred to the Visitor whose decision thereupon shall be final. Disputes as to Constitution of University authorities and bodies
- 34.** Where any authority of the University is given power by this Act or the Statutes to appoint Committees, such Committees shall, save as otherwise provided, consist of the members of the authority concerned and of such other persons (if any) as the authority in each case may think fit. Constitution of committees

35. All casual vacancies among the members (other than ex-officio members) of any authority or other body of the University shall be filled, as soon as conveniently may be, by the person or body who appointed, elected or co-opted the members whose place has become vacant and the person appointed, elected or co-opted to a casual vacancy shall be a member of such authority or body for the residue of the term for which the person whose place he fills would have been a member. Filling of casual vacancies
36. No act or proceeding of any authority or other body of the University shall be invalid merely by reason of the existence of a vacancy or vacancies among its members. Proceedings of University authorities or bodies not invalidated by vacancies.
37. No suit or other legal proceedings shall lie against any officer or employee of the University for anything which is in good faith done or intended to be done in pursuance of any of the provisions of this Act, the Statutes or the Ordinances. Protection of action taken in good faith.
38. A copy of any receipt, application, notice, order, proceeding, resolution of any authority or Committee of the University, or other documents in possession of the University, or any entry in any register duly maintained by the University, if certified by the *Musajjid* (Registrar), shall be received as prima facie evidence of such receipt, application, notice, order, proceeding or resolution, documents or the existence of entry in the register and shall be admitted as evidence of the matters and transaction therein where the original thereof would, if produced, have been admissible in evidence, notwithstanding anything contained in the Indian Evidence Act, 1872 or in any other law for the time being in force. Mode of proof of University record.
39. (1) Every Statute, Ordinance or Regulation made under this Act, shall be published in the Official Gazette. Statutes, Ordinances and Regulations to be published in the Official Gazette and to be laid before Parliament.
- (2) Every Statute, Ordinance or Regulation made under this Act shall be laid as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session of the successive sessions aforesaid, both Houses agree in making any modification in the Statute, Ordinance or Regulation or both houses agree that the Statute, Ordinance or Regulation should not be made, the Statute, Ordinance or Regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that Statute, Ordinance or Regulation.
40. If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the official Gazette, make such provisions, not inconsistent with the provisions of this Act as appear to it to be necessary or expedient for removing the difficulty: Power to remove difficulties.
- Provided that no such order shall be made under this section after the expiry of three years from the commencement of this Act.
41. (1) The *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), the *Majlis-i-Maliyat* (Finance Committee) and Faculties of the University shall, as soon as may be, after the commencement of this Act, be constituted in accordance with the provisions of this Act and until so constituted, the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), the *Majlis-i-Maliyat* (Finance Committee) and Transitional provisions.

Faculties of the Jamia Millia Islamia functioning immediately before such commencement, shall continue to exercise all the powers and perform all the functions of such authority under this Act.

- (2) The *Amir-i-Jamia* (Chancellor), *Shaikh-ul-Jamia* (Vice Chancellor), the *Musajjid* (Registrar), Deans of Faculties, Heads of the Departments, Principals of Institutions, the other officers and employees of the Jamia Millia Islamia holding office immediately before the commencement of this Act, shall, on and from such commencement, continue to hold their respective offices by the same tenure and upon the same terms and conditions as they held immediately before such commencement.
- (3) Anything done or any action taken or any degree or other academic distinction conferred by the Jamia Millia Islamia before the commencement of this Act shall, notwithstanding any change made by this Act in the constitution of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), the *Majlis-i-Maliyat* (Finance Committee), Faculties and other officers be valid as if such thing was done, action taken, or degree or academic distinction conferred under this Act.

THE SCHEDULE

(See section 24)

THE STATUTES OF THE UNIVERSITY

1. THE *AMIR-I-JAMIA* (CHANCELLOR):

- (1) The *Amir-i-Jamia* (Chancellor) shall be elected by the *Anjuman* (Court) by a simple majority.
- (2) The *Amir-i-Jamia* (Chancellor) shall hold office for a term of five years, and shall be eligible for re-election.
- (3) The *Amir-i-Jamia* (Chancellor) shall, if present, preside over the meetings of the *Anjuman* (Court) and the Convocation of the University.

2. THE *SHAIKH-UL-JAMIA* (VICE-CHANCELLOR):

- (1) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall be appointed by the Visitor from a panel of at least three persons recommended by a Committee consisting of three persons: two to be nominated by the *Majlis-i-Muntazimah* (Executive Council) and one, who shall be the chairman of the Committee to be nominated by the Visitor.

Provided that no member of the above Committee shall be connected with the University:

Provided further that if the Visitor does not approve of any of the persons so recommended, he may call for fresh recommendations.

- (2) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall be a whole-time salaried officer of the University.
- (3) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall hold office for a term of five years from the date on which he enters upon his office and shall be eligible for re-appointment for not more than another term:

Provided that notwithstanding the expiry of the said period of five years, he shall continue in office until his successor is appointed and enters upon his office.

- (4) Notwithstanding anything contained in clause (3), a person appointed as *Shaikh ul-Jamia* (Vice-Chancellor) shall, if he completes the age of [seventy]¹ years during the term of his office, retire from office.
- (5) The emoluments and other terms and conditions of service of the *Shaikh-ul-Jamia* (Vice-Chancellor) shall be such as may be prescribed by the Ordinances.

- (6) If the office of the *Shaikh-ul-Jamia* (Vice-Chancellor) becomes vacant due to his death, resignation or otherwise or if he is unable to perform his duties owing to absence, illness or any other cause, the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall discharge the duties of the *Shaikh-ul-Jamia* (Vice-Chancellor) and will be designated as *Qaim Maqam Shaikh-ul-Jamia* (Officiating Vice-Chancellor) until a new *Shaikh-ul-Jamia* (Vice-Chancellor) assumes office or the existing *Shaikh-ul-Jamia* (Vice-Chancellor) attends to the duties of his office as the case may be;

Provided that if the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) is not available, the senior most Professor, who has not attained the age of superannuation of 65 years, shall discharge the duties of the *Shaikh-ul-Jamia* (Vice-Chancellor) until a new *Shaikh-ul-Jamia* (Vice-Chancellor) or the *Shaikh-ul-Jamia* (Vice-Chancellor), as the case may be, assumes office.

¹ Inserted by the Notification No. R.O/L/Ord./08 dated 8-4-2008

3. POWER AND DUTIES OF THE *SHAIKH-UL-JAMIA* (VICE-CHANCELLOR):

- (1) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall be the *ex-officio* Chairman of the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), the *Majlis-i-Maliyat* (Finance Committee) and the Planning Board and shall, in the absence of the *Amir-i-Jamia* (Chancellor) preside at the meeting of the *Anjuman* (Court) and the Convocation held for conferring degrees and shall be entitled to be present at, and to address, any meeting of any authority or other body of the University, but shall not be entitled to vote thereat unless he is a member of such authority or body.
- (2) It shall be the duty of the *Shaikh-ul-Jamia* (Vice-Chancellor) to see that the Act, the Statutes, the Ordinances and the Regulations are duly observed and he shall have all powers necessary to ensure such observance.
- (3) The *Shaikh-ul-Jamia* (Vice-Chancellor) shall have the power to convene or cause to be convened meetings of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), and the *Majlis-i-Maliyat* (Finance Committee) and the Planning Board.

4. NAIB *SHAIKH-UL-JAMIA* (PRO-VICE-CHANCELLOR):

- (1) The *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall be appointed by the *Majlis-i-Muntazimah* (Executive Council) on the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor) on such terms and conditions as may be laid down in the Ordinances:

Provided that where the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor) is not accepted by the *Majlis-i-Muntazimah* (Executive Council), the matter shall be referred to the Visitor who may either appoint the person recommended by the *Shaikh-ul-Jamia* (Vice-Chancellor) or ask the *Shaikh-ul-Jamia* (Vice-Chancellor) to recommend another person to the *Majlis-i-Muntazimah* (Executive Council):

Provided further that the *Majlis-i-Muntazimah* (Executive Council) may, on the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor) appoint a Professor to discharge the duties of the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) in addition to his own duties as a Professor.

- (2) The term of office of the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall be such as may be decided by the *Majlis-i-Muntazimah* (Executive Council), but it shall not in any case exceed five years or until the expiration of the term of office of the *Shaikh-ul-Jamia* (Vice-Chancellor) whichever is earlier, and he shall be eligible for re-appointment:

Provided that the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall retire on attaining the age of sixty-five years:

Provided further that the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall, while discharging the duties of *Shaikh-ul-Jamia* (Vice-Chancellor) under clause (6) of Statute 2, continue in office notwithstanding the expiration of the term of office until a new *Shaikh-ul-Jamia* (Vice-Chancellor), or the *Shaikh-ul-Jamia* (Vice-Chancellor), as the case may be, assumes office.

- (3) The emoluments and other terms and conditions of service of the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall be such as may be prescribed by the Ordinances.
- (4) The *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor) shall assist the *Shaikh-ul-Jamia* (Vice-Chancellor) in respect of such matters as may be specified by the *Shaikh-ul-Jamia* (Vice-Chancellor) from time to time in this behalf and shall also exercise such powers and perform such duties as may be assigned or delegated to him by the *Shaikh-ul-Jamia* (Vice-Chancellor).

5. THE *MUSAJJIL* (REGISTRAR):

- (1) The *Musajjil* (Registrar) shall be a whole-time salaried employee of the University and shall be appointed on the recommendation of the Selection Committee constituted for the purpose under Statute 25.
- (2) The emoluments and other terms and conditions of service of the *Musajjil* (Registrar) shall be such as may be prescribed by the Ordinances:

Provided that the *Musajjil* (Registrar) shall retire on attaining the age of [sixty two]² years.

- (3) When the office of the *Musajjil* (Registrar) is vacant or when the *Musajjil* (Registrar) is, by reason of illness, absence or any other cause, unable to perform the duties of his office, the duties of the official shall be performed by such person as the *Shaikh-ul-Jamia* (Vice-Chancellor) may appoint for the purpose.
- (4) (i) The *Musajjil* (Registrar) shall have power to take disciplinary action against such of the employees of the University, excluding teachers and academic staff, as may be specified in the orders of the *Majlis-i-Muntazimah* (Executive Council) and to suspend them pending inquiry, to administer warnings to them or to impose on them the penalty of censure or the withholding of increment:
Provided that no such penalty shall be imposed unless the person concerned has been given a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.
- (ii) An appeal shall lie to the *Shaikh-ul-Jamia* (Vice-Chancellor) against any order of the *Musajjil* (Registrar) imposing any of the penalties specified in sub-clause (i).
- (iii) In a case where the inquiry discloses that a punishment beyond the powers of the *Musajjil* (Registrar) is called for, the *Musajjil* (Registrar) shall, upon conclusion of the inquiry make a report to the *Shaikh-ul-Jamia* (Vice-Chancellor) along with his recommendation:
provided that an appeal shall lie to the *Majlis-i-Muntazimah* (Executive Council) against an order of the *Shaikh-ul-Jamia* (Vice-Chancellor) imposing any penalty.
- (5) The *Musajjil* (Registrar) shall be *ex-officio* Secretary of the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council) and the Faculties, but shall not be deemed to be a member of any of these authorities. He shall be the *ex-officio* Member-Secretary of the *Anjuman* (Court).
- (6) It shall be the duty of the *Musajjil* (Registrar):
- (i) to be the custodian of the records, the common seal and such other property of the University as the *Majlis-i-Muntazimah* (Executive Council) shall commit to his charge;
 - (ii) to issue all notices convening meetings of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council) and Faculties, the Boards of Studies, the Boards of Examiners and of any Committee appointed by the authorities of the University;
 - (iii) to keep the minutes of all the meetings of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council), Faculties and of any Committee appointed by the authorities of the University;
 - (iv) to conduct the official correspondence of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council) and the *Majlis-i-Talimi* (Academic Council);
 - (v) to arrange for and superintend the examinations of the University in accordance with the manner prescribed by the Ordinances;
 - (vi) to supply to the Visitor, copies of the agenda of the meetings of the authorities of the University as soon as they are issued and the minutes of such meetings;
 - (vii) to represent the University in suits or proceedings by or against the University, sign powers of attorney and verify pleadings or depute his representative for the purpose; and
 - (viii) to perform such other duties as may be specified in these Statutes, or prescribed by the Ordinances or the Regulations or as may be required, from time to time, by the *Majlis-i-Muntazimah* (Executive Council) or the *Shaikh-ul-Jamia* (Vice-Chancellor).

² Inserted by the Notification No. F.AC-5(7)/99 dated 30-11-1999

6. FINANCE OFFICER:

- (1) The Finance Officer shall be a whole-time salaried employee of the University and shall be appointed on the recommendation of the Selection Committee constituted for the purpose under Statute 25 on such terms and conditions as may be prescribed by the Ordinances:
Provided that a person appointed as a Finance Officer shall retire from Office when he attains the age of [sixty two]³ years.
- (2) When the office of the Finance Officer is vacant or when the Finance Officer is, by reason of illness, absence or any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the *Shaikh-ul-Jamia* (Vice-Chancellor) may appoint for the purpose.
- (3) The Finance Officer shall be the *ex-officio* Secretary of the *Majlis-i-Maliyat* (Finance Committee), but shall not be deemed to be a member of such Committee.
- (4) The Finance Officer shall advise the University as regards its financial policy and perform such other financial functions as may be assigned to him by the *Majlis-i-Muntazimah* (Executive Council) or as may be prescribed by these Statutes or the Ordinances.
- (5) Subject to the control of the *Majlis-i-Muntazimah* (Executive Council), the Finance Officer shall:-
 - (i) hold and manage the property and investments including trust and endowed property;
 - (ii) ensure that the limits fixed by the *Majlis-i-Muntazimah* (Executive Council) for recurring and non-recurring expenditure for a year are not exceeded and that all moneys are expended on the purposes for which they are granted or allotted;
 - (iii) be responsible for the preparation of annual accounts and the budget of the University for the next financial year and for their presentation to the *Majlis-i-Muntazimah* (Executive Council);
 - (iv) keep a constant watch on the state of the cash and bank balances and on the state of investment;
 - (v) watch the progress of the collection of revenue and advise on the methods of collection employed;
 - (vi) have the accounts of the University regularly audited by an internal audit party;
 - (vii) ensure that the registers of buildings, land, furniture and equipment are maintained up-to-date and that the stock-checking is conducted, of equipment and other consumable materials in all offices, Centres, Institutions and Schools maintained by the University;
 - (viii) call for explanation for unauthorized expenditure and for other financial irregularities and suggest disciplinary action against persons at fault; and
 - (ix) call for from any office, Institution, Centre, Department or School, under the University, any information or return that he may consider necessary for the performance of his duties.
- (6) The receipt issued by the Finance Officer or by the person or persons duly authorized in this behalf by the *Majlis-i-Muntazimah* (Executive Council) for any money payable to the University shall be sufficient discharge for payment of such money.

7. DEANS OF FACULTIES:

- (1) Each Faculty shall have a Dean who shall be appointed by the *Shaikh-ul-Jamia* (Vice-Chancellor) from amongst the Professors in the Faculty for a period of three years by rotation:
Provided that if at any time there is no Professor in a Faculty, the *Shaikh-ul-Jamia* (Vice-Chancellor) may appoint a Reader as Dean from amongst the Readers. However, if a Professor is appointed in the Faculty during the period of the Reader as Dean, his tenure will cease from the date of the appointment of a Professor who shall then be the Dean.

³ Inserted by the Notification No. F.AC-5(7)/99 dated 30-11-1999

- (2) A Dean on attaining the age of [sixty five]⁴ years, shall cease to hold office as such.
- (3) A Dean may resign his office at any time during his tenure, and a Professor may decline the offer of appointment as the Dean of a Faculty.
- (4) When the office of the Dean is vacant or when the Dean is, by reason of illness, absence or any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the *Shaikh-ul-Jamia* (Vice-Chancellor) may appoint for the purpose.
- (5) The Dean shall be the Head of the Faculty and shall be responsible for the conduct and maintenance of the standards of teaching and research in the Faculty. He shall have such other functions as may be prescribed by the Ordinances.
- (6) The Dean shall have the right to be present and to speak at any meeting of the Board of Studies or Committee of the faculty, as the case may be, but not the right to vote thereat unless he is a member thereof.

8. HEADS OF DEPARTMENT:

- (1) Each Department shall have a Head of the Department who shall be a Professor and whose duties and functions and terms and conditions of appointment shall be prescribed by the Ordinances:

Provided that if there are more than one Professor in any Department, the Head of the Department shall be appointed in accordance with the provisions made in respect thereof by the Ordinances:

Provided further that in case of Departments where there is only one Professor who has already been the Head, the next senior most Reader / Associate Professor shall be appointed as Head of the Department. (The Headship of the Reader / Associate Professor appointed in such cases shall cease on joining of second or more Professors and the next Professor shall be appointed as Head of the Department.

Provided that while giving weightage to seniority of the Associate Professors for the purpose of appointment as Head of the Department, due consideration is to be given for academic contribution as reflected by research output and publications as well as administrative capabilities and acumen.

Provided further that in a Department where there is no Professor, an Reader may be appointed as the Head of the Department in accordance with the provision made in respect thereof by the Ordinances:

Provided also that if there is no Professor or Reader in a Department, Dean of the Faculty concerned shall act as the Head of the Department.

- (2) It shall be open to a Professor or a Reader to decline the offer of appointment as the Head of the Department.
- (3) A person appointed as the Head of the Department shall hold office as such for a period of three years and shall be eligible for re-appointment.
- (4) A Head of the Department may resign his office at any time during his tenure of office.

9. DEAN OF STUDENTS' WELFARE:

- (1) Every Dean of Students' Welfare shall be appointed from amongst the teachers of the University, not below the rank of a Reader by the *Majlis-i-Muntazimah* (Executive Council) on the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor).

- (2) Every Dean appointed under clause (1) shall be a whole time officer and shall hold office for a term of three years and shall be eligible for re-appointment:

Provided that the *Majlis-i-Muntazimah* (Executive Council) may, if it is considered necessary, appoint on the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor) a teacher, not below the rank of a Reader to discharge duties of the Dean of Students' Welfare in addition to his duties and in such a case the *Majlis-i-Muntazimah* (Executive

⁴ Inserted after decision of the Executive Council vide Resolution No. 6.4 dated 30.04.2007 taken in r/o MHRD letter F.No. 1-19/2006-U-II dated 23.03.2007 regarding Govt's decision for enhancement of age of superannuation from 62 to 65 years for teaching positions in centrally funded institutions in higher and technical education.

Council) may sanction a suitable allowance to be paid to him.

- (3) A person who is appointed as the Dean of Students' Welfare shall continue to hold his lien on his substantive post and shall be eligible to all the benefits that would have otherwise accrued to him but for his appointment as Dean of Students' Welfare.
- (4) When the office of the Dean of Students' Welfare is vacant or when the Dean of Students' Welfare is, by reason of illness or absence or any other cause, unable to perform the duties of his office, the duties of the office shall be performed by such person as the *Shaikh-ul-Jamia* (Vice-Chancellor) may appoint for the purpose.
- (5) The duties and powers of the Dean of Students' Welfare shall be prescribed by the Ordinances.

10. LIBRARIAN:

- (1) The Librarian shall be appointed by the *Majlis-i-Muntazimah* (Executive Council) on the recommendation of a Selection Committee constituted for the purpose under Statute 25 and shall be a whole time officer of the University.
- (2) The Librarian shall exercise such powers and perform such duties as may be assigned to him by the *Majlis-i-Muntazimah* (Executive Council).

11. ANJUMAN (COURT):

- (1) The Anjuman (Court) shall consist of the following persons, namely:-

Ex-Officio Members:

- (i) *Amir-i-Jamia* (Chancellor)
- (ii) *Shaikh-ul-Jamia* (Vice-Chancellor)
- (iii) *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor)
- (iv) All Deans of Faculties
- (v) Deans of Students' Welfare
- (vi) *Musajjid* (Registrar)
- (vii) Finance Officer
- (viii) Librarian
- (ix) Ten Heads of Departments by rotation according to seniority
- (x) Two Heads of other Institutions

Life Members:

- (xi) Persons, who signed the pledge of 20 years of service to the Jamia.

Representatives of Teachers:

- (xii) Two Professors who are not Heads of Departments of Studies, by the rotation according to seniority.
- (xiii) Two Readers by rotation according to seniority to be appointed by the *Shaikh-ul-Jamia* (Vice-Chancellor).
- (xiv) Two Lecturers by rotation according to seniority, to be appointed by the *Shaikh-ul-Jamia* (Vice-Chancellor).

Representatives of Non-teaching Staff:

- (xv) Three representatives of non-teaching staff according to seniority by rotation.

Nominated Members:

- (xvi) Eight persons to be nominated by the Visitor and two persons to be nominated by the *Amir-i-Jamia* (Chancellor).

Co-opted Members:

- (xvii) Six persons representing learned professions and special interests including representatives of industry, commerce, trade unions, banking and agriculture to be co-opted by the *Anjuman* (Court).

Representatives of Legislature:

- (xviii) Three members of Parliament, two to be nominated by the Speaker of the Lok Sabha and one by the Chairman of the Rajya Sabha.
 - (xix) One representative of Delhi Administration to be nominated by the Union territory administration.
 - (xx) The Chairman of the Central Board of Secondary Education, Delhi.
- (2) All members of the *Anjuman* (Court) other than ex-officio members, shall hold office for a term of three years.
- ⁵[Provided] that a Member of Parliament nominated to the Court under Clause 1 (xviii) shall cease to be a member of the *Anjuman* (Court) on his/her becoming a Minister/ Speaker/Deputy Speaker (Lok Sabha) or Deputy Chairperson (Rajya Sabha).
- (3) An *ex-officio* members shall cease to be member of the *Anjuman* (Court) as soon as he vacates the office by virtue of which he is such a member.

12. MEETINGS OF THE ANJUMAN (COURT):

- (1) An annual meeting of the *Anjuman* (Court) shall be held on a date to be fixed by the *Majlis-i-Muntazimah* (Executive Council) unless some other date has been fixed by the *Anjuman* (Court) in respect of any year.
- (2) At an annual meeting of the *Anjuman* (Court), a report on the working of the University during the previous year, together with a statement of the receipt and expenditure, the balance-sheet as audited and the financial estimates for the next year shall be presented.
- (3) A copy of the statement of receipts and expenditure, the balance-sheet and the financial estimates referred to in clause (2) shall be sent to every member of the *Anjuman* (Court) at least seven days before the date of the annual meeting.
- (4) One-fourth of the members of the *Anjuman* (Court) shall form the quorum for a meeting of the *Anjuman* (Court).
- (5) Special meetings of the *Anjuman* (Court) may be convened by the *Majlis-i-Muntazimah* (Executive Council) or the *Shaikh-ul-Jamia* (Vice-Chancellor) or if there is no *Shaikh-ul-Jamia* (Vice-Chancellor), by the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor), or, if there is no *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor), by the *Musajjil* (Registrar).

13. MAJLIS-I-MUNTAZIMAH (EXECUTIVE COUNCIL):

- (1) The *Majlis-i-Muntazimah* (Executive Council) shall consist of the following members, namely:-
 - (i) *Shaikh-ul-Jamia* (Vice-Chancellor);
 - (ii) *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor);
 - (iii) two Deans of Faculties by rotation according to seniority;
 - (iv) Dean of Students' Welfare;
 - (v) one of the Directors of Board of Management, Centres of the University, by rotation according to seniority;
 - (vi) three teachers – one each from amongst Professors, Readers and Lecturer of the University to be appointed by the *Shaikh-ul-Jamia* (Vice-Chancellor) by rotation according to seniority;
 - (vii) four persons to be nominated by the Visitor;
 - (viii) two persons from amongst the Life Members under Statute 11 (1) (xi) chosen by the *Anjuman* (Court) by rotation.
- (2) Five members shall form quorum for meeting of the *Majlis-i-Muntazimah* (Executive Council)

⁵ Inserted by the Gazette of India 13-04-2002

- (3) All the members of the *Majlis-i-Muntazimah* (Executive Council) other than *ex-officio* members shall hold office for a period of three years.

14. POWERS AND FUNCTIONS OF MAJLIS-I-MUNTAZIMAH (EXECUTIVE COUNCIL):

- (1) The *Majlis-i-Muntazimah* (Executive Council) shall have the management and administration of the revenue and property of the University and the conduct of all administrative affairs of the University not otherwise provided for.
- (2) Subject to the provisions of the Act, the Statutes and the Ordinances, the *Majlis-i-Muntazimah* (Executive Council) shall, in addition to all other powers vested in it, have the following powers, namely:-

- (i) to create teaching and academic posts, to determine the number and emoluments of such posts and to define the duties and conditions of service of Professors, Readers, Lecturers and other academic staff and Principals to Institutions and schools:

Provided that no action shall be taken by the *Majlis-i-Muntazimah* (Executive Council) in respect of the number, qualifications and the emoluments of teachers and academic staff otherwise than after consideration of the recommendation of the *Majlis-i-Talimi* (Academic Council);

- (ii) to appoint such Professors, Readers, Lecturers and other academic staff, as may be necessary and Principals of Institutions on the recommendations of the Selection Committee constituted for the purpose under Statute 25 and to fill up temporarily vacancies therein;
- (iii) to create administrative, ministerial and other necessary posts and to make appointments thereto in the manner prescribed by the Ordinances;
- (iv) to grant leave of absence to any officer of the University other than the *Amir-i-Jamia* (Chancellor), and the *Shaikh-ul-Jamia* (Vice-Chancellor), and to make necessary arrangements for the discharge of the functions of such officer during his absence;
- (v) to regulate and enforce discipline among members of the teaching, administrative and other staff of the University in accordance with these Statutes and the Ordinances;
- (vi) to manage and regulate the finances, accounts, investments, property, business and all other administrative affairs of the University;
- (vii) to invest any money belonging to the University, including any unapplied income, in such stocks, funds, shares or securities as it may, from time to time, think fit or in the purchase of immovable property in India, with the like power of varying such investments from time to time;
- (viii) to transfer or accept transfers of any movable or immovable property on behalf of the University;
- (ix) to provide buildings, premises, furniture and apparatus and other means needed for carrying on the work of the University;
- (x) to enter into, vary, carry out and cancel contracts on behalf of the University;
- (xi) to entertain, adjudicate upon and, if thought fit, to redress any grievances of the officers of the University, the teaching staff, other employees and the Students of the University, who may, for any reason, feel aggrieved;
- (xii) to appoint examiners and moderators and to fix their fees, emoluments and traveling and other allowances, after consulting the *Majlis-i-Talimi* (Academic Council);
- (xiii) to maintain a register of donors to the University;
- (xiv) to select a common seal for the University and provide for the custody and use of such seal;
- (xv) to make such special arrangements as may be necessary for the residence and discipline of women students;

- (xvi) to delegate any of its powers to the *Shaikh-ul-Jamia* (Vice-Chancellor), the *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor), the *Musajjil* (Registrar) or the Finance Officer or such other employee or authority of the University or to a Committee appointed by it, as it may deem fit;
- (xvii) to institute fellowships, scholarships, studentships, medals and prizes; and
- (xviii) to exercise such other powers and perform such other duties as may be conferred or imposed on it by the Act or these Statutes.

15. MAJLIS-I-TALIMI (ACADEMIC COUNCIL):

- (1) The *Majlis-i-Talimi* (Academic Council) shall consist of the following members, namely:-
- (i) *Shaikh-ul-Jamia* (Vice-Chancellor);
 - (ii) *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor);
 - (iii) Directors of Centres;
 - (iv) Deans of Faculties;
 - (v) Dean of Students' Welfare;
 - (vi) Head of the Departments;
 - (vii) Principals and Heads of the Institutions ⁶[(excluding schools)];
 - (viii) Librarian;
 - (ix) two Professors other than Heads of Departments, according to seniority, to be nominated by the *Shaikh-ul-Jamia* (Vice-Chancellor);
 - (x) two Teachers of the University at least one of whom should be a Reader, by rotation according to seniority, to be appointed by the *Shaikh-ul-Jamia* (Vice-Chancellor);
- ⁷[(x-a)]two Teachers from each Faculty elected by all the teachers of Faculty concerned for a period of 3 years. Provided further that no teacher shall be eligible for election to the Council for more than two terms during his/her entire tenure of service in the University.
- (x-b) Two teachers from the Centres created under Statute 22-A of the *Jamia Millia Islamia* Act, elected by teachers of such Centres for a period of three years. Provided further that no teacher shall be eligible for election to the Council for more than two terms during his/her entire tenure of service of the University.
 - (xi) three persons not in the service of the University, co-opted by the *Majlis-i-Talimi* (Academic Council) for their special knowledge.
- (2) One-third of the total members of the *Majlis-i-Talimi* (Academic Council) shall form the quorum.
- (3) All the members of the *Majlis-i-Talimi* (Academic Council) other than the *ex-officio* members shall hold office for a period of three years.

16. POWER OF THE MAJLIS-I-TALIMI (ACADEMIC COUNCIL):

Subject to this Act, these Statutes and the Ordinances, the *Majlis-i-Talimi* (Academic Council) shall, in addition to all other powers vested in it, have the following powers, namely:-

- (i) to exercise general supervision over the academic policies of the University and to give directions regarding methods of instruction, cooperative teaching among Departments and Institutions, evaluation of research or improvement in academic standards;
- (ii) to bring about inter-faculty co-ordination, to establish or appoint Committees or Boards, for taking up projects on an inter-faculty basis;
- (iii) to consider matters of general academic interest either at its own initiative or

⁶ Inserted by the Notification No. F.AC-10(3)/99 dated 16-08-1999

⁷ Inserted by the Notification No. F.AC-3(37)/98-99 dated 11-06-1999

referred to by a Faculty, or the *Majlis-i-Muntazimah* (Executive Council), and to take appropriate action thereon; and

- (iv) Deans of Faculties; to frame such regulations and rules consistent with these Statutes and Ordinances regarding the academic functioning of the University, discipline, residence, admissions, award of fellowships and studentships, fee.

16A. THE PLANNING BOARD⁸

- (1) The Planning Board shall consist of the following:
 - (i) The *Shaikh-ul-Jamia* (Vice-Chancellor) - Chairman;
 - (ii) The *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor);
 - (iii) Two Deans of Faculties who are members of the *Majlis-i-Muntazimah* (Executive Council);
 - (iv) One nominee of the University Grants Commission;
 - (v) Five eminent educationists having special knowledge of university planning to be appointed by the *Majlis-i-Muntazimah* (Executive Council) on the recommendation of the *Shaikh-ul-Jamia* (Vice-Chancellor);
 - (vi) The Finance Officer; and
 - (vii) The *Musajjil* (Registrar) - Secretary.
- (2) The term of the members of the Planning Board, excluding *ex-officio* members, shall be three years and they shall be eligible for re-appointment.
- (3) The quorum for the meeting of the Planning Board shall be six.
- (4) The Planning Board shall meet at least twice a year.

(5) Powers and Functions:

The Planning Board shall:

- (i) be responsible for overall perspective planning and development of the University in consonance with its objectives.
- (ii) determine the area of excellence of the University and identify the thrust areas for research.
- (iii) examine, rationalize and coordinate the proposals of development received from various Faculties and Departments to be submitted to the *Majlis-i-Muntazimah* (Executive Council) and the *Majlis-i-Talimi* (Academic Council) for their consideration and approval.
- (iv) suggest to the Faculties, the Departments of Studies and other departments the areas of their development during a given Five Year Plan period.
- (v) shall monitor the implementation of the approved plan of the University.
- (vi) submit to the *Majlis-i-Talimi* (Academic Council) and the *Majlis-i-Muntazimah* (Executive Council) plan proposals for such disciplines and courses of study for which no nucleus exists in the University.
- (vii) propose to the *Majlis-i-Talimi* (Academic Council) and the Faculty measures regarding the restructuring of courses and introduction of inter-disciplinary interaction amongst the Departments of studies.
- (viii) perform such other functions and exercise such other powers as may be assigned or delegated to in by the *Majlis-i-Muntazimah* (Executive Council) from time to time.

⁸ The above additional Statute 16-A "Planning Board" approved by the President of India in the capacity as Visitor of the University in exercise of powers vested in him under Section 24(3) of Jamia Millia Islamia Act, 1988, which came into force w.e.f 15.4.1991 vide Ministry of Human Resource Development, Govt. of India letter No. f.6-11/90-Desk (U) dated 15.4.1991 and Resolution V(i) of the *Majlis-i-Muntazimah* (Executive Council), dated 17.6.1991.

- (6) In case of difference of opinion between the Planning Board and the *Majlis-i-Talimi* (Academic Council) in regard to the academic planning the matter shall be referred to the *Majlis-i-Muntazimah* (Executive Council) whose decision thereon shall be final.
- (7) The Planning Board under its over-all supervision shall establish a Planning Cell to achieve its objectives and shall appoint as many Committees as it deems necessary for the purpose.

Provided that two third members of these Committees shall be University teachers.

17. FACULTIES AND DEPARTMENTS:

The University shall have the following Faculties, namely:-

- (i) The Faculty of Humanities and Languages;
- (ii) The Faculty of Social Sciences;
- (iii) The Faculty of Education;
- (iv) The Faculty of Engineering and Technology;
- (v) The Faculty of Law;
- ⁹[(vi) The Faculty of Architecture and Ekistics];
- ¹⁰[(vii) The Faculty of Dentistry];
- ¹¹[(viii) The Faculty of Fine Arts];
- ¹²[(ix) The Faculty of Management Studies];
- ¹³[(x) The Faculty of Sciences];
- (xi) The Faculty of Life Sciences; and
- (xii) Such other Faculties as may be prescribed by these Statutes.

18. CONSTITUTION OF FACULTIES:

- (1) Each Faculty, other than the Faculty of Engineering and Technology, shall consist of the following members, namely:-
- (i) Dean of the Faculty who shall be the Chairman;
 - (ii) all Professors in the Faculty;
 - (iii) all Heads of Departments assigned to the Faculty who are not Professors;
 - (iv) one Reader from each Department by rotation according to seniority;
 - (v) two Lecturers from each Department (one above ten years of service and one below ten years) by rotation according to seniority;
 - (vi) four persons nominated by the *Majlis-i-Talimi* (Academic Council) from other Faculties of the University; and
 - (vii) five persons, not in the service of the University to be co-opted by the Faculty for their special knowledge of any subject assigned to the Faculty, provided that not more than one person may be co-opted in respect of a subject assigned to a single Department.
- (2) The Faculty of Engineering and Technology shall consist of the following members, namely:-
- (i) Dean of the Faculty who shall be the Chairman;
 - (ii) Head of the University Polytechnic;

⁹ Inserted by the Notification No. F.5/L&O/JMI dated 24-08-2005

¹⁰ Inserted by the Notification No. R.O./L/Ord./07 dated 03-12-2007

¹¹ Inserted by the Notification No. R.O./L/Ord./07 dated 03-12-2007

¹² Inserted by the Notification No. C&O-5(7)/RO/2022 dated 05-05-2022

¹³ Sl.No. (x) & (xi) inserted by the Notification No. C&O-5(7)/RO/2023 dated 04.09.2023

- (iii) all Professors in the Faculty;
 - (iv) one Reader and one Lecturer by rotation according to seniority from each Department in the Faculty;
 - (v) not more than three Readers from the University Polytechnic;
 - (vi) one Lecturer at the University Polytechnic, by rotation according to seniority;
 - (vii) one person not in the service of the University, having expert knowledge of the subject or subjects concerned, to be co-opted by the Faculty for each Department; and
 - (viii) three members to be nominated by the *Majlis-i-Talimi* (Academic Council) for their special knowledge of any subject assigned to the Faculty or of any allied branches of knowledge.
- (3) All members of a Faculty, other than the *ex-officio* members, shall hold office for a term of three years.
- (4) The conduct of the meetings of a Faculty and the quorum required for each Faculty shall be prescribed by the Ordinances.

19. POWERS AND FUNCTIONS OF THE FACULTIES:

In addition to the powers and functions of the Faculties prescribed under the Ordinances, they shall have power:-

- (i) to co-ordinate teaching and research activities of Departments assigned to the Faculty, and to promote and provide for inter-disciplinary teaching and research and to arrange for examinations and periodical tests in subjects falling within the purview of the Faculty;
- (ii) to appoint Boards of Studies or Committees or to undertake research projects common to more than one Department;
- (iii) to approve courses of study proposed by the Departments;
- (iv) to forward to the *Majlis-i-Muntazimah* (Executive Council) the recommendations of the Boards of Studies or Committee for Advance Studies and Research;
- (v) to propose the draft of Ordinances for the examination for courses conducted by the Faculty;
- (vi) to recommend proposals for the creation and abolition of teaching posts; and
- (vii) to perform such other functions as the *Majlis-i-Muntazimah* (Executive Council) and the *Majlis-i-Talimi* (Academic Council) may prescribe.

20. DEPARTMENTS:

- (1) Each Faculty shall have such Departments as may be assigned to it by the Ordinances.
- (2) No Department shall be established or abolished except by these Statutes.
- (3) The Departments in existence ¹⁴[in the University at the commencement of the Jamia Millia Islamia Act, 1988 and the Faculties relating thereto are set out in **Appendix 'A'** to this Statute].

Provided that the following shall also be Departments of Studies:

- (i) Department of Educational Studies;
- (ii) Department of Teacher Training & Non-Formal Education (Institute of Advanced Studies in Education);
- (iii) Department of History & Culture;
- (iv) Department of Urdu;
- (v) Department of Islamic Studies;

¹⁴ Inserted by the Notification No. R.O./L/Ord./07 Dated 02-01-2008

- (vi) Department of Arabic;
- (vii) Department of Persian;
- (viii) Department of Hindi;
- (ix) Department of English;
- (x)¹⁵ Department of Tourism and Hospitality Management;
- (xi) Department of Economics;
- (xii) Department of Political Science;
- (xiii) Department of Social Work;
- (xiv) Department of Sociology;
- (xv) Department of Psychology;
- (xvi) Department of Commerce and Business Studies;
- (xvii) Department of Adult and Continuing Education and Extension;
- (xviii) Department of Physics;
- (xix) Department of Chemistry;
- (xx) Department of Geography;
- (xxi) Department of Mathematics;
- (xxii) Department of Biosciences;
- (xxiii) Department of Computer Science;
- (xxiv) Department of Biotechnology;
- (xxv) Department of Civil Engineering;
- (xxvi) Department of Mechanical Engineering;
- (xxvii) Department of Electrical Engineering;
- (xxviii) Department of Applied Sciences & Humanities;
- (xxix) Department of Electronics & Communication Engineering;
- (xxx) Department of Computer Engineering;
- (xxxi) University Polytechnic;
- (xxxii) Department of Architecture;
- (xxxiii) Department of Painting;
- (xxxiv) Department of Sculpture;
- (xxxv) Department of Applied Art;
- (xxxvi) Department of Art Education;
- (xxxvii) Department of Art History and Art Appreciation;
- (xxxviii) Department of Graphic Art;
- (xxxix)¹⁶ Department of Foreign Languages;
- (xl) Department of Hospital Management and Hospice Studies;
- (xli) Department of Environmental Science;
- (xlii) Department of Design and Innovation;
- (xliii) Department of Management Studies;
- (xliv)¹⁷ Department of Planning; and
- (xlv) Such other Department(s) as may be created and assigned from time to time

(4) Each Department shall consist of the following members, namely:-

¹⁵ Inserted by the Notification No. JMI/R.O./L&Ord./2014 dated 12.5.2014

¹⁶ S.No. from (xxxix) to (xliii) inserted by the Notification No. C&O-5(7)/RO/2022 dated 05.05.2022

¹⁷ Inserted by the Office Memorandum No. C&O-5(7)/RO/2022 dated 29.10.2023

- (i) teachers of the Department;
 - (ii) persons conducting research in the Department;
 - (iii) Dean of the Faculty or Deans of the Faculties;
 - (iv) Honorary Professors, if any attached to Department; and
 - (v) Such other persons as may be members of the Department in accordance with the provisions of the Ordinances.
- (5) Each Department shall have a Head of the Department who shall be appointed in accordance with these Statutes and shall perform such functions as may be prescribed by the Ordinances.

Appendix 'A' referred to in modified Clause (3) of Statute 20 quoted above is as under:

Appendix 'A'

Departments of Studies and Faculties related thereto existing in the University at the commencement of JMI Act, 1988.

1. Faculty of Education (Departments of Studies)

- (i) Department of Educational Studies;
- (ii) Department of Teacher Training & Non-Formal Education (Institute of Advanced Studies in Education); and
- (iii) Such other Department(s) as may be created and assigned from time to time

2. Faculty of Humanities and Languages (Departments of Studies)

- (i) Department of History and Culture;
- (ii) Department of Urdu;
- (iii) Department of Islamic Studies;
- (iv) Department of Arabic;
- (v) Department of Persian;
- (vi) Department of Hindi;
- (vii) Department of English;
- (viii) Department of Foreign Languages; and
- (ix) Such other Department(s) as may be created and assigned from time to time

3. Faculty of Social Sciences (Departments of Studies)

- (i) Department of Economics;
- (ii) Department of Political Science;
- (iii) Department of Social Work;
- (iv) Department of Sociology;
- (v) Department of Psychology;
- (vi) Department of Commerce and Business Studies;
- (vii) Department of Adult and Continuing Education and Extension; and
- (viii) Such other Department(s) as may be created and assigned from time to time

4. Faculty of Engineering and Technology (Departments of Studies)

- (i) Department of Civil Engineering;
- (ii) Department of Mechanical Engineering;
- (iii) Department of Electrical Engineering;
- (iv) Department of Applied Sciences & Humanities;
- (v) Department of Electronics & Communication Engineering;
- (vi) Department of Computer Engineering;
- (vii) University Polytechnic;
- (viii) Department of Environmental Science; and
- (ix) Such other Department(s) as may be created and assigned from time to time

5. Faculty of Architecture and Ekistics (Departments of Studies)

- (i) Department of Architecture;
- (ii) Department of Design and Innovation;
- (iii) Department of Planning; and
- Such other Department(s) as may be created and assigned from time to time

6. Faculty of Fine Arts (Departments of Studies)

- (i) Department of Painting;
- (ii) Department of Sculpture;
- (iii) Department of Applied Art;
- (iv) Department of Art Education;
- (v) Department of Graphic Art;
- (vi) Department of Art History and Art Appreciation; and
- (vii) Such other Department(s) as may be created and assigned from time to time

7. Faculty of Law

8. Faculty of Dentistry

9. Faculty of Management Studies (Departments of Studies)

- (i) Department of Hospital Management & Hospice Studies;
- (ii) Department of Management Studies;
- (iii) Department of Tourism and Hospitality Management; and
- (vi) Such other Department(s) as may be created and assigned from time to time

10. ¹⁸[Faculty of Sciences (Departments of Studies)

- (i) Department of Physics;
- (ii) Department of Chemistry;
- (iii) Department of Geography;
- (iv) Department of Mathematics;
- (v) Department of Computer Science; and
- (vi) Such other Department(s) as may be created and assigned from time to time

¹⁸ Sl.No. (10) & (11) inserted by the Notification No. C&O-5(7)/RO/2023 dated 04.09.2023

11. Faculty of Life Sciences (Departments of Studies)]

- (i) Department of Biosciences;
- (ii) Department of Biotechnology; and
- (iii) Such other Department(s) as may be created and assigned from time to time

21. BOARDS OF STUDIES:

- (1) Each Department shall have a Board of Studies which shall consist of: -
 - (i) the Head of the Department, who shall be the Chairman;
 - (ii) Dean of the Faculty concerned;
 - (iii) All members of the Department;
 - (iv) two persons teaching allied or cognate subjects in the University to be nominated by the *Majlis-i-Talimi* (Academic Council); and
 - (v) two experts not in the service of the University to be co-opted by the Board of Studies.
- (2) The appointment of members specified in items (iv) and (v) of sub clause (1) shall be for a period of three years.
- (3) The functions of Board of Studies shall be:-
 - (i) to recommend to the Faculty in the manner prescribed by the Ordinances:
 - (a) course of studies;
 - (b) appointment of examiners for under-graduate and post graduate courses, but excluding research degrees;
 - (c) creation, abolition or upgrading of teaching posts;
 - (d) field of study of each post at the time of its creation;
 - (e) measure for improvement of standard of teaching and research;
 - (f) subjects for research for various degrees and other requirements of research work; and
 - (g) appointment of supervisors for research work.
 - (ii) to allocate teaching work among the teachers;
 - (iii) to consider matters of general and academic interest to the Department and of its functioning;
 - (iv) to perform such other functions as may be assigned to it by the Faculty:
Provided that a Department, for reasons of its size or otherwise shall, in the interest of efficient discharge of its functions, constitute Committees and assign them responsibilities in specified areas as may be prescribed by the Ordinances.

22. (A.J. Kidwai) MASS COMMUNICATION RESEARCH CENTRE:

- (1) Subject to the provisions of the Act and these Statutes, ¹⁹(A.J. Kidwai) Mass Communication Research Centre shall function as an autonomous unit of the University with a Board of Management to manage and supervise its functioning.

Provided that the *Majlis-i-Muntazimah* (Executive Council) may issue from time to time, such directions on all matters, as it may consider necessary, for the smooth functioning of the Centre.
- (2) The (A.J. Kidwai) Mass Communication Research Centre shall organize instructions and research in mass media in consonance with the objectives of the University.

¹⁹ Inserted by the Notification No. R.O./L/Ord./08 Dated 15-09-2008

- (3) The Board of Management for the (A.J. Kidwai) Mass Communication Research Centre shall consist of the following members namely:-
- (i) The *Shaikh-ul-Jamia* (Vice-Chancellor), who shall be the Chairman;
 - (ii) The Director of the Centre shall be appointed by the *Majlis-i-Muntazimah* (Executive Council) on recommendations of a duly constituted Selection Committee for a period of five years from the date of his appointment and shall be eligible for re-appointment for not more than another term;
 - (iii) Four eminent persons in the field of Mass Communication to be nominated from outside the University by the *Majlis-i-Muntazimah* (Executive Council) in consultation with the Chairman;
 - (iv) A nominee of the *Shaikh-ul-Jamia* (Vice-Chancellor);
 - (v) Two persons to be nominated by the University Grants Commission;
 - (vi) One expert from amongst the Mass Communication Centres in other Universities to be nominated by the *Majlis-i-Muntazimah* (Executive Council);
 - (vii) Heads of all Departments of the Centre.
- (4) The Director shall be member/Secretary of the Board of Management.
- (5) The terms of members other than the ex-officio members shall be for a period of three years.
- (6) (Subject to the Act and Statutes) the Board shall be competent to exercise all or any of the following powers, namely:-
- (i) To contractually appoint such members of the academic and technical staff (inclusive of the guest faculty) as it may deem fit on approved terms and conditions;
 - (ii) To delegate administrative, financial and other powers to such officer or officers subject to such conditions as it may deem necessary;
 - (iii) To manage and regulate the finances, accounts, business and all other administrative affairs of the Centre subject to over-all supervision of concerned authorities;
 - (iv) To institute and regulate the award of fellowships, scholarships, studentships, medals, prizes, certificates and merit certificates;
 - (v) To appoint examiners, moderators and other persons concerned with the conduct of the examinations and to fix their remuneration;
 - (vi) To guide and regulate the Centre in discharging its functions.
- (7) The Board of Management shall submit its annual report, in respect of all matters concerning the affairs of the Centre to the *Majlis-i-Muntazimah* (Executive Council).
- (8) The annual accounts and financial estimates of the Centre shall be submitted to the *Majlis-i-Maliyat* (Finance Committee).
- (9) The Director of the Centre shall be responsible to the Vice-Chancellor for the overall functioning of the Centre and shall exercise such powers and perform such duties as may be prescribed by the Ordinances.
- Provided that the Director shall cease to hold office on attaining the age of sixty five years notwithstanding that the term of his office may not have expired.
- (10) The Director of the Centre shall be invited to participate in all meetings of the *Majlis-i-Muntazimah* (Executive Council), whenever any matter concerning the centre is on the agenda.
- (11) The Board of Management shall have the powers to draft / amend / modify Ordinances for the proper and effective functioning of the Centre and the same shall be placed for consideration of the *Majlis-i-Muntazimah* (E.C.) as per the mandate of Statute 39.
- Provided further that the *Shaikh-ul-Jamia* (Vice-Chancellor) in emergent situation and in

exigencies of administration, may place his proposal for drafting or amending Ordinance(s) for effective management of the Centre before the *Majlis-i-Muntazimah* (EC).

Annexure

- (1) There shall be Director of the A.J. Kidwai Mass Communication Research Centre who shall be appointed and shall exercise such powers as are laid down in Statute 22 of Jamia Millia Islamia Act 1988 (Statute as amended in June 1988).
- (2) The Director of the said Centre shall be a whole-time salaried officer of the University whose terms and conditions of employment shall be as decided by the Executive Council from time to time.
- (3) Subject to the Act, Statutes and Ordinances, the Director of the Centre shall exercise such powers and perform such duties as are laid out here in below:
 - (a) To exercise, perform and assist the Chairman in respect of all or any such matters as may be specified by the Chairman from time to time for the effective academic and administrative functioning of the Centre including financial management;
 - (b) To exercise such powers and perform such duties as may be approved by the Board of Management;
 - (c) To comply such directions and perform such duties as *Majlis-i-Muntazimah* (Executive Council) may direct or issue from time to time;
 - (d) To perform such other duties and functions which may be necessary for the day-to-day functioning of the Centre;
- (4) The Director of the Centre shall be entitled to leave, leave salary, allowances, Provident Fund and other service benefits as prescribed in this behalf by the Executive Council from time to time.
- (5) The provisions contained in Statute 38 as ratified by the Jamia Millia Islamia Act 1988 shall be applicable to the Director of the Centre.
- (6) The Director shall be entitled to the use of staff car for journey performed between office and his residence. In addition, the Director shall have a free telephone service at his residence without STD/ISD.

22-A. CENTRES:

- (1) Supplement to Statute 22, the University shall also have the following Centres, namely:-
 - (i) Dr. Zakir Husain Institute of Islamic Studies;
 - (ii) FTK-Centre for Information Technology;
 - (iii) Maulana Mohammad Ali Jauhar Academy of International Studies;
 - (iv) Centre for Distance and Open Learning;
 - (v) Nelson Mandela Centre for Peace & Conflict Resolution;
 - (vi) Centre for Jawaharlal Nehru Studies;
 - (vii) Centre for Comparative Religions and Civilizations;
 - (viii) Centre for West Asian Studies;
 - (ix) Dr. K.R. Narayanan Centre for Dalit and Minorities Studies;
 - (x) Centre for Spanish & Latin American Studies;
 - (xi) Centre for Physiotherapy and Rehabilitation Sciences;
 - (xii) Academy of Professional Development of Urdu Medium Teachers;
 - (xiii) Centre for North East Studies and Policy Research;
 - (xiv) Centre for Nanoscience and Nanotechnology;
 - (xv) Centre for Theoretical Physics;
 - (xvi) India Arab Cultural Centre;

- (xvii) Centre for Culture, Media & Governance;
 - (xviii) Centre for Interdisciplinary Research in Basic Sciences; and
 - (xix) Such other Centre(s) as may be prescribed by these Statutes.
- (2) Subject to the provisions of the Act and these Statutes, each Centre shall function under a Board of Management, the composition, powers and functions of which shall be as prescribed in the Ordinances of the respective Centres.
- (3) Each Centre shall have a Director, who shall be appointed in accordance with the provisions of the relevant Statute; and shall enjoy such powers and perform such functions as prescribed by the Ordinances.

23. JAMIA SCHOOLS

- (1) Subject to the provisions of the Jamia Millia Islamia Act, [the Right of Children to Free and Compulsory Education Act 2009 and the Rules made thereunder, and these Statutes], the Schools established and maintained by the University shall function as an autonomous unit with a Board of Management to manage and supervise their working:

Provided that the Majlis-i-Muntazimah (Executive Council) may issue, from time to time, such direction on all matters, as it may consider necessary, for the smooth functioning of the Schools and in case the Board of Management does not agree with such directions, the matter may be referred to the Visitor, whose decision thereon shall be final.

- (2) The Board of Management shall consist of the following members, namely:
- (i) the Shaikh-ul-Jamia (Vice-Chancellor), who shall be the Chairman;
 - (ii) the Naib Shaikh-ul-Jamia (Pro-Vice-Chancellor);
 - (iii) the Dean, Faculty of Education;
 - (iv) the Principal, Senior Secondary School;
 - (v) the Headmaster, Middle School;
 - (vi) the Director, Nursery School;
 - (vii) the Director, Balak Mata Centres;
 - (viii) one Principal from among the Principals of the Senior Secondary Schools of Delhi, to be nominated by the Shaikh-ul-Jamia (Vice-Chancellor);
 - (ix) the Secretary, Central Board of Secondary Education, Delhi;
 - (x) the Assistant Registrar for Schools, who shall be the Secretary;

Provided that there shall be a School Management Committee for regulating Elementary Education in the Jamia Schools as per the provisions of Section 21 and 22 of the Right of Children to Free and Compulsory Education Act 2009, and Rules 3, 4 & 5 of the Rules made thereunder.

- (3) The Board of Management shall be competent to exercise the following powers, namely:-
- (i) to appoint the members of the teaching and administrative staff on the recommendation of the Selection Committees constituted for the purpose and all such appointees shall be the employees of the University and shall be governed by the Act, these Statutes, Ordinances and Regulations;
 - (ii) to manage and regulate the finances, accounts, business and all other administrative affairs of the Schools;
 - (iii) to appoint examiners, moderators and others concerned with the conduct of examination and to fix their remuneration;
 - (iv) to institute and regulate the award of scholarships, studentships, certificates, medals and prizes;
 - (v) to entertain and adjudicate upon any grievances of the members of the teaching and administrative staff of the Schools; and
 - (vi) to exercise such other powers and perform such other functions as may be deemed

necessary for the smooth functioning of the Schools.

24. THE MAJLIS-I-MALIYAT (FINANCE COMMITTEE):

- (1) The *Majlis-i-Maliyat* (Finance Committee) shall consist of the following members, namely:-
 - (i) the Shaikh-ul-Jamia (Vice-Chancellor);
 - (ii) the Naib Shaikh-ul-Jamia (Pro-Vice-Chancellor);
 - (iii) two Deans of the Faculties to be nominated by the *Majlis-i-Muntazimah* (Executive Council);
 - (iv) two persons be nominated by the *Majlis-i-Muntazimah* (Executive Council); from amongst its members other than those in the service of the University;
 - (v) three persons to be nominated by the Visitor.
- (2) The Finance Officer shall be the *ex-officio* Secretary of the Committee but shall not be the member of the Committee.
- (3) The *Majlis-i-Maliyat* (Finance Committee) shall meet at least twice a year to examine the accounts and to scrutinize proposals for expenditure.
- (4) All the members of the *Majlis-i-Maliyat* (Finance Committee) other than *ex-officio* members, shall hold office for a term of three years.
- (5) five members of the *Majlis-i-Maliyat* (Finance Committee) shall form the quorum.
- (6) The Annual Accounts and the financial estimates of the University prepared by the Finance Officer shall be laid before the *Majlis-i-Maliyat* (Finance Committee) for consideration and comments and thereafter submitted to the *Majlis-i-Muntazimah* (Executive Council) for approval.
- (7) The *Majlis-i-Maliyat* (Finance Committee) shall fix limits for the total recurring expenditure and the total non-recurring expenditure for the year, based on the income and resources of the University (which, in the case of productive works may include the proceeds of loans) and expenditure shall not be incurred by the University in excess of the limits so fixed.
- (8) No expenditure other than that provided for in the budget shall be incurred by the University without the approval of the *Majlis-i-Maliyat* (Finance Committee).

25. SELECTION COMMITTEES:

- (1) There shall be Selection Committees for making recommendation to the *Majlis-i-Muntazimah* (Executive Council) for appointment to the posts of Professors, Readers, Lecturers, Librarian, Registrar, Finance Officer and Principals of Institutions maintained by the University.
- (2) The Selection Committee for appointment to the posts specified in column (1) of the Table below shall consist of the *Shaikh-ul-Jamia* (Vice-Chancellor), *Naib Shaikh-ul-Jamia* (Pro-Vice-Chancellor), a nominee of the Visitor and the persons specified in the corresponding entry in column (2) of the said Table:

Provided that where the appointment of teacher is to be made in an Institution, the Principal of that Institution shall also be an *ex officio* member of the Selection Committee constituted for such appointment:

TABLE

(1)	(2)
Professor	<ul style="list-style-type: none"> (i) The Head of the Department concerned, if he is a Professor. (ii) One Professor to be nominated by the <i>Shaikh-ul-Jamia</i> (Vice-Chancellor). (iii) Three persons not in the service of the University, nominated by the <i>Majlis-i-Muntazimah</i> (Executive Council) out of a panel of names recommended by the <i>Majlis-i-Talimi</i> (Academic Council) for their special knowledge of, or interest in, the subject with which the professor will be concerned.
Reader/Lecturer	<ul style="list-style-type: none"> (i) The Head of the Department concerned, (ii) One Professor to be nominated by the <i>Shaikh-ul-Jamia</i> (Vice-Chancellor). (iii) Two persons not in the service of the University, nominated by the <i>Majlis-i-Muntazimah</i> (Executive Council) out of a panel of names recommended by the <i>Majlis-i-Talimi</i> (Academic Council), for their special knowledge of, or interest in, the subject with which the Reader or Lecturer will be concerned
Musajjid (Registrar) / Finance Officer	<ul style="list-style-type: none"> (i) Two members of the <i>Majlis-Muntazimah</i> (Executive Council) nominated by it; (ii) One person not connected with the University, nominated by the <i>Majlis-i-Muntazimah</i> (Executive Council);
Librarian	<ul style="list-style-type: none"> (i) Two persons not in the service of the University, who have special knowledge of the subject of Library Science / Library Administration to be nominated by the <i>Majlis-i-Muntazimah</i> (Executive Council); (ii) One person, not in the service of the University, nominated by the <i>Majlis-i-Muntazimah</i> (Executive Council).
Principal of an Institution maintained by the University	Three persons not in the service of the University of whom two shall be by the <i>Majlis-i-Muntazimah</i> (Executive Council) and one by the <i>Majlis-i-Talimi</i> (Academic Council) for their special knowledge of, or interest in, a subject in which instruction is being provided by the Institution.
Principal, Senior Secondary School; Headmaster, Middle School; Director, Nursery School; and Director, Balak Mata Centres	<ul style="list-style-type: none"> (i) The Dean, Faculty of Education (ii) Three persons, who are not employees of the Jamia and not members of the <i>Majlis-i-Muntazimah</i> or the <i>Majlis-i-Talimi</i>, out of whom two to be nominated by the <i>Shaikh-ul-Jamia</i> out of a panel of seven persons to be suggested by the <i>Majlis-i-Talimi</i> and one to be nominated by the <i>Majlis-i-Muntazimah</i>.
Other Teachers	<ul style="list-style-type: none"> (i) The Dean, Faculty of Education; (ii) The Head of the School concerned; (iii) One person, who is not engaged in teaching at the Jamia and not member of the <i>Majlis-i-Muntazimah</i> or the <i>Majlis-i-Talimi</i>, to be nominated by the <i>Shaikh-ul-Jamia</i> out of a panel of four persons for their experience of school education and administration.
Library Staff	The <i>Majlis-i-Muntazimah</i> will appoint a permanent Selection Committee for the Library Staff, other than Librarian (from time to time).
Administrative Staff	The <i>Majlis-i-Muntazimah</i> will appoint a permanent Selection Committee for Administrative Staff (from time to time).
(3)	The <i>Shaikh-ul-Jamia</i> (Vice-Chancellor) or in his absence, the <i>Naib Shaikh-ul-Jamia</i> (Pro-Vice-Chancellor) shall preside at the meetings of the Selection Committee.

- (4) The meetings of the Selection Committee shall be convened by the *Shaikh-ul-Jamia* (Vice-Chancellor) or in his absence by the *Naib Shaikh-ul-Jamia* (Pro- Vice-Chancellor).
- (5) The procedure to be followed by Selection Committee in making recommendations shall be laid down in the Ordinances.
- (6) If the *Majlis-i-Muntazimah* (Executive Council) is unable to accept the recommendations made by the Committee, it shall record its reasons and submit the case to the Visitor for final orders.
- (7) Appointments to temporary posts shall be made in the manner indicated below:-
 - (i) if the temporary vacancy is for a duration longer than one academic session, it shall be filled on the advice of the Selection Committee in accordance with the procedure laid down in the foregoing clauses;
 - (ii) if the temporary vacancy is for a period less than one academic session an appointment to such vacancy shall be made on the recommendation of a Local Selection Committee consisting of the Dean of the Faculty, the Head of the Department and a nominee of the *Shaikh-ul-Jamia* (Vice-Chancellor):
 Provided that if the same person holds the offices of the Dean and the Head of the Department, the Selection Committee may contain two nominees of the *Shaikh-ul-Jamia* (Vice-Chancellor):
 Provided further that in case of sudden casual vacancies of teaching posts caused by death or any other reason, the Dean, may, in consultation with the Head of the Department concerned, make a temporary appointment for a month and report to the *Shaikh-ul-Jamia* (Vice-Chancellor) and the *Musajjil* (Registrar) about such appointment.
 - (iii) No teacher appointed temporarily shall, if he is not recommended by a regular Selection Committee for appointment under these Statutes, be continued in service on such temporary employment, or given a fresh appointment unless he is subsequently selected by a Local Selection Committee or a regular Selection Committee, for a temporary or permanent appointment, as the case may be.
- (8) Notwithstanding anything contained in the foregoing clauses, the *Majlis-i-Muntazimah* (Executive Council) may invite a person of high academic distinction and professional attainment to accept a post of Professor in the University, on such terms and conditions as it deems fit, and on the person agreeing to do so, appoint him to the post.
- (9) The *Majlis-i-Muntazimah* (Executive Council) of the University may appoint a teacher or any other academic staff working in any other University or institution for undertaking a joint project in accordance with the manner prescribed in the Ordinances.

Note:-

1. Where the appointment is being made for an inter-disciplinary project, the Head of the Project shall be deemed to be the Head of the Department concerned.
2. The Professor to be nominated shall be a Professor concerned with the specialty for which the selection is being made and that the *Shaikh-ul-Jamia* (Vice-Chancellor) shall consult the Head of the Department and the Dean of the Faculty before nominating the Professor.
- (10) The *Majlis-i-Muntazimah* (Executive Council) may appoint a person selected in accordance with the procedure laid down in the foregoing clauses for a fixed tenure on such terms and conditions as it deems fit.

26. COMMITTEES:

Any authority of the University may appoint as many Standing or Special Committees as it may deem fit, consisting of members of the authority making such appointment and of such other persons (if any) as that authority in each case may think fit; and any such Committee may deal with any subject assigned to it subject to subsequent confirmation of

the authority appointing it.

27. TERMS AND CONDITIONS OF SERVICE OF UNIVERSITY TEACHERS:

- (1) All the teachers of the University, shall, in the absence of any agreement to the contrary, be governed by the terms and conditions of service as specified in the Statutes, the Ordinances and the Regulations.
- (2) Every teacher of the University shall be appointed on a written contract, the form of which shall be prescribed by the Ordinances and a copy of the contract shall be deposited with the *Musajjil* (Registrar).

28. SENIORITY LISTS:

- (1) Whenever, in accordance with these Statutes, any person is to hold an office or be a member of an authority of the University by rotation according to seniority, such seniority shall be determined according to the length of continuous service of such person in his grade, and in accordance with such other principles as the *Majlis-i-Muntazimah* (Executive Council) may, from time to time, determine.
- (2) It shall be the duty of the *Musajjil* (Registrar) to prepare and maintain in respect of each class of persons to whom the provisions of these Statutes apply, a complete and up-to-date seniority list in accordance with the provisions of the foregoing clause.
- (3) If two or more persons have equal length of continuous service in a particular grade or the relative seniority of any person or persons in otherwise in doubt, the *Musajjil* (Registrar) may, on his own motion and shall at the request of any such person, submit the matter to the *Majlis-i-Muntazimah* (Executive Council) whose decision thereon shall be final.

29. HONORARY DEGREES:

- (1) The *Majlis-i-Muntazimah* (Executive Council) may, on the recommendation of the *Majlis-i-Talimi* (Academic Council) and by a resolution passed by a majority of not less than two-thirds of the members present and voting, make proposals to the Visitor for the conferment of honorary degrees:
Provided that in case of emergency, the *Majlis-i-Muntazimah* (Executive Council) may, on its own, make such proposals.
- (2) The *Majlis-i-Muntazimah* (Executive Council) may, by a resolution passed by a majority of not less than two-thirds of the members present and voting, withdraw, with the previous sanction of the Visitor, any honorary degree conferred by the University.

30. WITHDRAWAL OF DEGREES, ETC.:

The *Majlis-i-Muntazimah* (Executive Council) may, by a special resolution passed by a majority of not less than two-thirds of the members present and voting, withdraw any degree or academic distinction conferred on, or any certificate or diploma granted to, any person by the University for good and sufficient cause.

Provided that no such resolution shall be passed until a notice in writing has been given to that person calling upon him to show cause within such time as may be specified in the notice why such a resolution should not be passed and until his objections, if any, and any evidence he may produce in support of them, have been considered by the *Majlis-i-Muntazimah* (Executive Council).

31. MAINTENANCE OF DISCIPLINE AMONG STUDENTS OF THE UNIVERSITY:

- (1) All powers relating to discipline and disciplinary action in relation to students shall vest in the *Shaikh-ul-Jamia* (Vice-Chancellor).
- (2) The *Shaikh-ul-Jamia* (Vice-Chancellor) may delegate all or any of his powers as he deems proper to any officer as he may specify in this behalf.

- (3) Without prejudice to the generality of his powers relating to the maintenance of discipline and taking such action in the interest of maintaining discipline as may seem to him appropriate, the *Shaikh-ul-Jamia* (Vice-Chancellor) may, in the exercise of his powers, by order, direct that any student or students be expelled or rusticated, for a specified period, or be not admitted to a course or courses of study in a Department or an Institution of the University for a stated period, or be punished with fine for an amount to be specified in the order, or be debarred from taking an examination or examinations conducted by the University or a Department or an Institution for one or more years, or that the results of the student or students concerned in the examination or examinations in which he or they have appeared be cancelled.
- (4) The Chairman of the Centre, the Chairman of the Board of Management of the School, the Deans of Faculties, the Heads of Departments and the Principals of Institutions, shall have the authority to exercise all such disciplinary powers over the students in their respective Centres, Schools, Faculties, Institutions and Departments as may be necessary for the proper conduct of such Centres, Schools, Faculties, Departments and Institutions.
- (5) Without prejudice to the powers of the *Shaikh-ul-Jamia* (Vice-Chancellor), the detailed rules of discipline and proper conduct shall be framed by the University. The Chairman of the Centre, the Chairman of the Board of Management of the School, Directors of Centres, Deans of Faculties and Heads of Departments and Principals of Institutions may frame such supplementary rules, as they may deem necessary for the aforesaid purposes.
- (6) At the time of admission, every student shall be required to sign a declaration to the effect that he submits himself to the disciplinary jurisdiction of the Shaikh-ul-Jamia (Vice-Chancellor) and the other authorities of the University.

32. ESTABLISHMENT OF INSTITUTIONS:

The establishment of Institutions and the abolition thereof shall be governed by these Statutes.

33. CONVOCATION:

The Convocations of the University for the conferring of degrees or for other purposes shall be held in such manner as may be prescribed by the Ordinances.

34. ACTING CHAIRMAN OF MEETINGS:

Where no provision is made for a President or Chairman to preside over a meeting of any authority of the University or any Committee of such authority or when the President or Chairman so provided for is absent, the members present shall elect one from among themselves to preside at such meeting.

35. RESIGNATION:

- (1) Any member, other than an ex-officio member of the *Anjuman* (Court), the *Majlis-i-Muntazimah* (Executive Council), the *Majlis-i-Talimi* (Academic Council) or any other authority of the University or any Committee of such authority may resign by letter addressed to the Registrar, and the resignation shall take effect as soon as such letter is received by the Registrar.
- (2) Any officer of the University, whether salaried or otherwise, may resign his office by letter addressed to the Registrar:
Provided that such resignation shall take effect only on the date from which the same is accepted by the authority competent to fill the vacancy.

36. DISQUALIFICATION:

- (1) A person shall be disqualified for being chosen as, and for being, a member of any of the authorities of the University -
 - (i) if he is of unsound mind or is a deaf-mute;

- (ii) if he is an undischarged insolvent;
 - (iii) if he has been convicted by a court of law of an offence involving moral turpitude and sentenced in respect thereof to imprisonment for not less than six months.
- (2) If any question arises as to whether a person is or had been subjected to any of the disqualification mentioned in clause (1), the question shall be referred for the decision of the Visitor and his decision shall be final and no suit or other proceeding shall lie in any civil court against such decision.

37. REMOVAL OF TEACHERS:

- (1) Where there is an allegation of misconduct against a teacher, or a member of the academic staff, the *Shaikh-ul-Jamia* (Vice-Chancellor) may, if he thinks fit, by order in writing, place the teacher under suspension and shall forthwith report to the *Majlis-i-Muntazimah* (Executive Council) the circumstances in which the order was made:
Provided that the *Majlis-i-Muntazimah* (Executive Council) may, if it is of the opinion, that the circumstances of the case do not warrant the suspension of the teacher or a member of the academic staff, revoke such order.
- (2) Notwithstanding anything contained in the terms of his contract or service or of his appointment, the *Majlis-i-Muntazimah* (Executive Council) shall be entitled to remove a teacher or a member of the academic staff on the ground of misconduct.
- (3) Save as aforesaid, the *Majlis-i-Muntazimah* (Executive Council) shall not be entitled to remove a teacher or a member of the academic staff except for good cause and after giving three months' notice in writing or on payment of three months' salary in lieu thereof.
- (4) No teacher or a member of the academic staff shall be removed under clause (2) or under clause (3) until he has been given a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.
- (5) The removal of a teacher or a member of the academic staff shall require a two-third majority of the members of the *Majlis-i-Muntazimah* (Executive Council) present and voting.
Provided that the teacher or the member of the academic staff may prefer a review against the penalty of removal from service, which may be considered by the Executive Council.
- (6) The removal of a teacher or a member of the academic staff shall take effect from the date on which the order of removal is made.
Provided that where a teacher or a member of the academic staff is under suspension at the time of his removal, the removal shall take effect from the date on which he was placed under suspension.
- (7) Notwithstanding anything contained in the Statutes, a teacher or a member of the academic staff may resign by giving three months' notice in writing to the *Majlis-i-Muntazimah* (Executive Council) or on payment to the University of three months' salary in lieu thereof.

38. REMOVAL OF EMPLOYEES OTHER THAN TEACHERS OF THE UNIVERSITY:

- (1) Notwithstanding anything contained in the terms of his contract of service or of his appointment, an employee other than a teacher or a member of the academic staff, may be removed by the authority which is competent to appoint the employee:-
- (i) if he is of unsound mind or is a deaf-mute;
 - (ii) if he is an undischarged insolvent;
 - (iii) if he has been convicted by a court of law of an offence involving moral turpitude and sentenced in respect thereof to imprisonment for not less than six months;
 - (iv) if he is otherwise guilty of misconduct:

Provided that no employee shall be removed from his office unless a resolution to that effect is passed by the *Majlis-i-Muntazimah* (Executive Council) by a majority of two-thirds

of its members present and voting.

- (2) No employee shall be removed under clause (1) until he has been given a reasonable opportunity of showing cause against the action proposed to be taken in regard to him.
- (3) Where the removal of such employee is for a reason other than that specified in sub-clause (iii) of sub-clause (iv) of clause (1), he shall be given three months' notice in writing or paid three months' salary in lieu thereof.
- (4) Notwithstanding anything contained in the Statutes, an employee, not being a teacher or a member of the academic staff, shall be entitled to resign:-
 - (i) if he is a permanent employee, only after giving three months' notice in writing to the appointing authority or paying to the University three months' salary in lieu thereof:
 - (ii) if he is not a permanent employee, only after giving one month's notice in writing to the appointing authority or paying to the University one month's salary in lieu thereof:

Provided that such resignation shall take effect from the date on which the resignation is accepted by the appointing authority.

39. ORDINANCES HOW MADE:

- (1) The Ordinances made under sub-section (2) of Section 25 of the Act may be amended, repealed or added to at any time by the *Majlis-i-Muntazimah* (Executive Council) in the manner specified below:
- (2) No Ordinance in respect of the matters enumerated in Section 25 other than those enumerated in clause (p) of sub-section (1) thereof, shall be made by the *Majlis-i-Muntazimah* (Executive Council) unless a draft of such Ordinance has been proposed by the *Majlis-i-Talimi* (Academic Council).
- (3) The *Majlis-i-Muntazimah* (Executive Council) shall not have power to amend any draft of any Ordinance proposed by the *Majlis-i-Talimi* (Academic Council) under clause (2), but may reject the proposal or return the draft to the *Majlis-i-Talimi* (Academic Council) for re-consideration, either in whole or in part, together with an amendment which the *Majlis-i-Muntazimah* (Executive Council) may suggest.
- (4) Where the *Majlis-i-Muntazimah* (Executive Council) has rejected or returned the draft of an Ordinance proposed by the *Majlis-i-Talimi* (Academic Council), the *Majlis-i-Talimi* (Academic Council), may consider the question afresh and in case the original draft is reaffirmed by a majority of not less than two-thirds of the members present and voting and more than half the total number of members of the *Majlis-i-Talimi* (Academic Council) the draft may be sent back to the *Majlis-i-Muntazimah* (Executive Council) which shall either adopt it or refer it to the Visitor whose decision thereon shall be final.
- (5) Every Ordinance made by the *Majlis-i-Muntazimah* (Executive Council) shall come into effect immediately.
- (6) Every Ordinance made by the *Majlis-i-Muntazimah* (Executive Council), shall be submitted to the Visitor within two weeks from the date of its adoption. The Visitor shall have the power to direct the University within four weeks of the receipt of the Ordinance to suspend the operation of any such Ordinance and he shall, as soon as possible, inform the *Majlis-i-Muntazimah* (Executive Council) about his objection to the proposed Ordinance. The Visitor may, after receiving the comments of the University, either withdraw the order suspending the Ordinance or disallow the Ordinance, and his decision thereon shall be final.

40. REGULATIONS:

- (1) The authorities of the University may make regulations consistent with the Act, the Statutes and the Ordinances for the following matters, namely:-
 - (i) laying down the procedure to be observed at their meetings and the number of members required to form a quorum;

- (ii) providing for all matters which are required by the Act, the Statutes or the Ordinances to be prescribed by Regulations; and
 - (iii) providing for all other matters solely concerning such authorities or Committees appointed by them and not provided for by the Act, the Statutes or the Ordinances.
- (2) Every authority of the University shall make Regulations providing for the giving of notice to the members of such authority of the dates of meeting and of the business to be considered at meetings and for the keeping of a record of the proceedings of meetings.
- (3) The *Majlis-i-Muntazimah* (Executive Council) may direct the amendment, in such manner as it may specify, of any Regulation made under the Statutes or the annulment of any such Regulation.

41. DELEGATION OF POWERS:

Subject to the provisions of the Act and the Statutes, any officer or authority of the University may delegate his or its powers to any other officer or authority or person under his or its respective control and subject to the condition that overall responsibility for the exercise of the powers so delegated shall continue to vest in the officer or authority delegating such powers.

42. RESIDENCE CONDITION FOR MEMBERSHIP AND OFFICE:

Notwithstanding anything contained in these Statutes, no person who is not ordinarily resident in India shall be eligible to be an officer of the University or a member of any authority of the University.

43. MEMBERSHIP OF AUTHORITIES BY VIRTUE OF MEMBERSHIP OF OTHER BODIES:

Notwithstanding anything contained in these Statutes, a person who holds any post in the University or is a member of any authority or body of the University in his capacity as a Member of a particular authority or body or as the holder of a particular appointment, shall hold office so long only as he continues to be a member of that particular authority or body or the hold of that particular appointment, as the case may be.

44. ALUMNI (OLD BOYS') ASSOCIATION:

- (1) There shall be an Alumni (Old Boys') Association for the University.
- (2) No person shall be a member of the Association unless-
- (i) he has paid such subscription and satisfies such conditions as may be prescribed by the ordinances; and
 - (ii) he is a graduate of the Jamia Millia Islamia or the University.