

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS (AIFUCTO)

PROF.ASOK BARMAN, GENERAL SECRETARY : 23/2/1A,K.B.SARANI KOLKATA-7000 80

The National Executive Committee of AIFUCTO in its meeting held at Kurukshetra on 12th June, 2011 has given a call for teachers from all over the country to assemble in thousands in

New Delhi during monsoon Session of Parliament on

FRIDAY, 26TH AUGUST 2011

FOR A DHARNA AND A MARCH TO PARLIAMENT

DEMANDING : (a) Withdrawal of the PFRDA Bill (b) Immediate disbursal of the Central share for the implementation of the UGC scales of pay to the state governments. (c) Implementation of the UGC Ph.D. Regulations prospectively not retrospectively (d) Amendment to the UGC Regulations on Pay revision as per the suggestions made by the AIFUCTO (e) Withdrawal of the neo-liberal reforms in education.

- Prof.Asok Barman, General Secretary

MAHARASHTRA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS (MFUCTO)

Affiliated to the AIFUCTO

Vidyapeeth Vidarthi Bhavan, B-Road, Churchgate, Mumbai 400 020.

The meeting of the Executive Committee of MFUCTO held on 10th July, 2011 in Mumbai resolved to Hold a Massive

DHARNA

IN NEW DELHI ON

THURSDAY, 25TH AUGUST, 2011

to highlight following demands made to UGC in Memorandum dated 10th June 2011 (a) In view of para 24 of the Hon'ble Supreme Court judgement dated 8.9.1994, the position taken by UGC as mentioned in UGC letter dt.. 25.12.1998 that entire service of the teacher be counted for the purposes of placement be communicated to the Hon'ble High Court. (b) It be communicated to the Hon'ble High Court of judicature at Nagpur that every teacher who was appointed (from 1991 to 4.4.2000) through duly constituted selection committees and having had the then requisite minimum qualification as were existing at that time is covered by proviso 2 of clause 2 of UGC Regulation of April 2000, to satisfy the mandate of the Hon'ble High Court Nagpur that "Similarly situated shall be similarly treated" (c) Participate in the Dharna to be held by AIFUCTO in Delhi on 26th August, 2011.

Prof. Shivajirao Patil
(President)

Dr. Tapati Mukhopadhyay
(General Secretary)

NAGPUR UNIVERSITY TEACHERS' ASSOCIATION

(१) संघटनेच्या जिल्हा युनिटच्या व स्थानिक युनिटच्या तातडीच्या बैठकी घेण्यात याव्यात. (२) जिल्हा पदाधिकार्यांनी आपापल्या जिल्ह्याचा दौरा करावा. सर्व महाविद्यालयाच्या ठिकाणी सभा घेऊन सर्व शिक्षकांना कार्यक्रमाची कल्पना द्यावी. (३) सर्व शिक्षकांनी सहभागी होऊन उपरोक्त दोनही दिवसांचे कार्यक्रम यशस्वी करावे अशी त्यांना विनंती आहे.

Dr. E.H.Kathale,
Secretary, NUTA

20.07.2011

Dr. P.B. Raghuwanshi
Joint Secretary, NUTA

२५ व २६ ऑगस्ट २०११ रोजीचा नवी दिल्ली येथील आंदोलनाचा कार्यक्रम ठामपणे अमलात आणण्याचा महाराष्ट्र प्राध्यापक महासंघाचा निर्णय

(1)

(१) मा. मुंबई उच्च न्यायालयाच्या नागपूर खंडपीठाने दिनांक २० एप्रिल २०११ रोजी (४९०९ ऑफ २०१०) या प्रकरणात पुढील प्रमाणे निर्णय दिलेला होता. :-

“We direct the respondent no.5 University Grants Commission to communicate to the State Government the date when such exemption became effective as per notification dated 5/11/2008 in respect of the petitioners, within a period of three weeks”

(2)

(२) ‘नुटा’च्या रविवार, दिनांक ५ जून २०११ रोजी झालेल्या आमसभेमध्ये विषय क्रमांक ५४२ वर “नेटसेट बाबत घडलेल्या विविध घटनांची सद्यस्थिती नमुद करणाऱ्या मुद्यांचे टिपण” या मधल्याचे एकूण १८ मुद्यांचे एक टिपण (सन २०११ च्या इ-एक्स फाईलच्या पृष्ठ ४५ ते ५२ वर) प्रसूत करण्यात आलेले होते. कायदेशीर मुद्यांचे हे टिपण आमसभेत विचारात घेण्यात आले व “मा. उच्च न्यायालयाच्या निर्णयावर विद्यापीठ अनुदान आयोगाची भूमिका तयार होत असतांना हे कायदेशीर मुद्दे महाराष्ट्र प्राध्यापक महासंघाने विद्यापीठ अनुदान आयोगाच्या लक्षात आणून घ्यावे व त्याचबरोबर

“(1) In view of the para 24 of the Hon'ble Supreme Court Judgement dated 8.9.1994, the position taken by the UGC as mentioned in the UGC letter dated 25 th December 1998 that entire service of the teacher be counted for the purposes of placement be communicated to the Hon'ble High Court. Further

(2) It be communicated to the Hon'ble High Court of Judicature at Nagpur that every teacher who was appointed (from 1991 to 4.4.2000) through duly constituted Selection Committees and having had the then requisite minimum qualification as were existing at that time, is covered by proviso 2 of clause 2 of UGC regulation of April 2000, to satisfy the mandate of the Hon'ble High Court Nagpur that similarly situated will have to be similarly treated.”

अशा प्रकारची विनंती महाराष्ट्र प्राध्यापक महासंघाने विद्यापीठ अनुदान आयोगाला करावी.” अशी विनंती महाराष्ट्र प्राध्यापक महासंघाला करणारा ठराव नुटाच्या आमसभेत दिनांक ५ जून २०११ रोजी विषय क्रमांक ५४२ वर मंजूर करण्यात आला होता.

(3)

(३) महाराष्ट्र प्राध्यापक महासंघाच्या प्रतिनिधी मंडळाने शुक्रवार, दिनांक १०.०६.२०११ रोजी दिल्ली येथे प्रत्यक्ष विद्यापीठ अनुदान आयोगाच्या कार्यालयात जावून १८ कायदेशीर मुद्यांचे “MEMORANDUM submitted by MFUCTO delegation to the Hon'ble Chairman UGC on 10th June 2011” या मधल्याचे एक

निवेदन (दिनांकित १० जून २०११) विद्यापीठ अनुदान आयोगाला सादर केले होते. विनंतीचा त्यातील शेवटचा परिच्छेद जसाच्या तसा पुढील प्रमाणे :-

“In view of the points mentioned above we request the University Grants Commission that :-

(1) In view of the para 24 of the Hon'ble Supreme Court Judgement dated 8.9.1994, the position taken by the UGC as mentioned in the UGC letter dated 25 th December 1998 that entire service of the teacher be counted for the purposes of placement be communicated to the Hon'ble High Court. Further

(2) It be communicated to the Hon'ble High Court of Judicature at Nagpur that every teacher who was appointed (from 1991 to 4.4.2000) through duly constituted Selection Committee and having had the then requisite minimum qualification as were existing at that time, is covered by proviso 2 of clause 2 of UGC regulation of April 2000, to satisfy the mandate of the Hon'ble High Court Nagpur that similarly situated will have to be similarly treated.

- Prof. Shivajirao Patil, President , MFUCTO
- Dr. Tapati Mukhopadhyay, Secretary, MFUCTO
- Dr. P.B. Raghuwanshi, Vice President , MFUCTO”

(4)

(४) विद्यापीठ अनुदान आयोगात चर्चा झाली तेव्हा मा. सर्वोच्च न्यायालयाच्या दिनांक ८.९.१९९४ रोजीच्या (१८१९ ऑफ १९९४ या प्रकरणातील) निर्णयातील परिच्छेद २४ चा उत्तरार्ध या महाराष्ट्र प्राध्यापक महासंघाच्या निवेदनातील क्रमांक ३ च्या मुद्यांबाबत तेथील एक उपसचिव श्री. ‘डोग्रासाहेब’ यांनी “according to para. 24 of the SC Judgment dated 8-9-1994, our 1991 Regulation was mandatory ” असे उद्गार काढले. त्याचा उल्लेख महाराष्ट्र प्राध्यापक महासंघाच्या १० जून २०११ च्या वृत्तपत्रिय प्रसारणामध्ये करण्यात आलेला आहे. तो पुढील प्रमाणे :-

“When MFUCTO brought to the notice of the UGC point No. 3, from the memorandum dated 10th June 2011 Mr. Dogra, Deputy Secretary of the UGC stated that according to para. 24 of the SC Judgment dated 8-9-1994, its 1991 Regulation was mandatory and that what MFUCTO was pointing out was only the latter part of the Para 24 of Supreme Court Judgment but not the earlier part thereof. MFUCTO delegation brought to the notice of Secretary that the earlier part of the Para 24 of the Judgment was what the Delhi High Court had stated and that the SC was merely quoting the same; whereas the latter part of Para 24 of the Judgment clearly indicated that the Regulation was recom-mendatory.”

महासंघाच्या निवेदनाच्या मुद्दा क्रमांक ३ मध्ये मा. सर्वोच्च न्यायालयाच्या निर्णयातील परिच्छेद २४ चा फक्त उत्तरार्ध दिला होता. कारण तोच सर्वोच्च

न्यायालयाचा निर्णय आहे. पूर्वार्ध दिलेला नव्हता कारण त्यात मा. दिल्ली उच्च न्यायालयाचा निर्णय सर्वोच्च न्यायालयाने उधृत केला होता. आज सर्वोच्च माहितीसाठी (व मुख्य म्हणजे डोग्रासाहेबांच्या माहितीसाठी) मा. सर्वोच्च न्यायालयाच्या या निर्णयातील परिच्छेद २४ जसाच्या तसा शब्दशः पुढे देत आहोत. :-

“24. It is now appropriate to clarify the direction that the Delhi High Court issued in allowing the writ petition. It held that the notification dated 19th September, 1991, by which the said Regulations were published, was valid and mandatory and the Delhi University was obliged under law to comply therewith. The Delhi University was directed to select lecturers for itself and its affiliated and subordinate colleges strictly in accordance with the notification. Put shortly, the Delhi University is mandated to comply with the said Regulations.

As analysed above, therefore, the Delhi University may appoint as a lecturer in itself and its affiliated colleges one who has cleared the test prescribed by the said Regulations; or it may seek prior approval for the relaxation of this requirement in a specific case; or it may appoint as lecturer one who does not meet this requirement without having first obtained the UGC's approval, in which event it would, if it failed to show cause for its failure to abide by the said Regulations to the satisfaction of the U.G.C. forfeit its grant from the U.G.C. If, however, it did show cause to the satisfaction of the U.G.C., it not only would not forfeit its grant but the appointment made without obtaining the U.G.C.'s prior approval would stand regularised.”

(5)

(५) त्याच दिवशी मा. केंद्रीय शिक्षणमंत्र्यांची प्रत्यक्ष भेट घेऊन महाराष्ट्र प्राध्यापक महासंघाने त्यांना एक निवेदन सादर केले. त्यामध्ये पुढील प्रमाणे विनंती करण्यात आली होती.

“Now we request you to be kind enough to direct the UGC in respect of the above by stating that teachers appointed during the period from 19.9.1991 till 3.4.2000 be treated as falling under the proviso 2 of clause 2 of the Regulations of the UGC dated 4.4.2000.”

(6)

(६) गेल्या एक दोन दिवसामध्ये याबाबत विद्यापीठ अनुदान आयोगाने काहीतरी निर्णय घेतला असल्याच्या बातम्या/अफवा येत आहेत. नुटाच्या अध्यक्षांनी तसेच महाराष्ट्र प्राध्यापक महासंघाच्या अध्यक्षांनी याबाबतच्या माहितीची खातरजमा करून घेण्याचा प्रयत्न केला. अखिल भारतीय प्राध्यापक महासंघाचे सरकार्यवाह श्री. अशोक बर्मन यांच्याशी संपर्क करण्यात आला. श्री. बर्मन यांनी प्रत्यक्ष विद्यापीठ अनुदान आयोगाच्या कार्यालयात जावून याबाबत माहिती घेतली. श्री बर्मन यांनी 'नुटा'चे अध्यक्ष प्रा.वी.टी.देशमुख व महाराष्ट्र प्राध्यापक महासंघाचे अध्यक्ष श्री. शिवाजीराव पाटील यांच्याशी फोनवरून संपर्क करून असा काहीतरी निर्णय झाला आहे असे कळविले आहे. निर्णयाची अधिकृत प्रत त्यांना मिळू शकली नाही. अधिकृत कागदपत्रे मिळाली नसली तरी तो निर्णय ढोबळ मानाने पुढीलप्रमाणे असावा, असे अनौपचारिकपणे कळले आहे. :-

“2.09 : To Consider the representations received in respect of lecturers appointed in the State of Maharashtra from 19.09.1991 till 03.04.2000.

The Commission deliberated on the issue regarding appointment of various teachers in the State of Maharashtra from September 19,1991 until April 3,2000 and resolved that all such appointments made on regular basis by various

universities in the state of Maharashtra where the university has granted exemption to teachers from the requirement of NET in terms of the UGC Regulations, 1991 and subsequent Notification dated 24th December, 1998 and where the representation has been forwarded to Commission seeking further approval in relation to such regular appointments made during the said period w.e.f. September 19,1991 till April 3, 2000 is approved. It further resolved that a communication in this regard be sent to the universities concerned and the state of Maharashtra”

(7)

(७) पुढच्या दोनचार दिवसात या अफवा/बातम्या वृत्तपत्रातून धडकू लागतील. अशा परिस्थितीत महाराष्ट्र प्राध्यापक महासंघाचे अध्यक्ष व नुटाचे अध्यक्ष यांनी/यांच्याशी फोनवरून केलेल्या चर्चेनुसार आपणास पुढील बाबी कळविण्याच्या सूचना मला देण्यात आलेल्या आहेत. :-

(अ) विद्यापीठ अनुदान आयोगाचा उपरोक्त निर्णय अफवा असल्यास त्याबाबत काही करण्याचा प्रश्न उद्भवत नाही.

(ब) ही बातमी जर खरी असेल तर:-

(१) त्या निर्णयामध्ये फक्त महाराष्ट्राचा विचार झालेला आहे व त्यातही “appointment of various teachers in the State of Maharashtra from September 19,1991 until April 3,2000” याचा विचार झालेला आहे ही समाधानाची गोष्ट आहे.

(२) या निर्णयातील “resolved that all such appointments made on regular basis by various universities in the state of Maharashtra where the university has granted exemption to teachers from the requirement of NET” हा उल्लेख व त्याशिवाय “where the representation has been forwarded to Commission seeking further approval in relation to such regular appointments made during the said period w.e.f. September 19,1991 till April 3, 2000 is approved.” या वाक्य रचनांचे अर्थ महाराष्ट्रातील 'बोहा (सहा) रिया' काय काढतील? याचा विचार करावा लागेल.

(३) “It further resolved that a communication in this regard be sent to the universities concerned and the state of Maharashtra” असे युजीसीच्या त्या निर्णयातच म्हटलेले असले तरी मुख्य म्हणजे विद्यापीठ अनुदान आयोगातर्फे मा. उच्च न्यायालयासमोर सादर केल्या जाणाऱ्या प्रतिज्ञापत्रातील मजकूर काळजीपूर्वक पहावा लागेल.

(क) या एकूण निर्णयाची अधिकृत प्रत मिळाल्यावर तसेच यूजीसीने मा. उच्च न्यायालयासमोर सादर केलेल्या प्रतिज्ञापत्राची प्रत मिळाल्यावर विचार करून त्यावर महाराष्ट्र प्राध्यापक महासंघाचे कार्यकारी मंडळ यथोचित निर्णय घेईल.

(8)

(८) दिनांक २० जुलै २०११ रोजीचे पृष्ठ क्रमांक ५८ वरील परिपत्रक मी रवाना केल्यानंतर तातडीने मुद्दाम हे परिपत्रक पाठविण्याचे कारण असे की उपरोक्त घटनाक्रम व सूचना आपल्यापर्यंत पोचवाव्यात हा आहे. कोणत्याही अफवेमुळे विचलीत न होता किंवा कोणत्याही बातमीने नाराज किंवा प्रसन्न न होता २५ व २६ ऑगस्ट २०११ रोजीचा महाराष्ट्र प्राध्यापक महासंघाने व अखिल भारतीय प्राध्यापक महासंघाने जो नवी दिल्ली येथे आंदोलनाचा कार्यक्रम आयोजित केलेला आहे त्यामध्ये सर्व शिक्षकांनी मोठ्या संख्येने सहभागी व्हावे अशी त्यांना विनंती आहे.

२४.०७.२०११

डॉ. प्रविण रघुवंशी
उपाध्यक्ष (एमफक्टो), सहसचिव, 'नुटा'

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS'
ORGANISATIONS (AIFUCTO)

PROF.ASOK BARMAN, GENERAL SECRETARY : 23/2/1A,K.B.SARANI KOLKATA-7000 80

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CIRCULAR-06/10-11 : 24.07.11

Dear Friends,

Congratulations for your steadfast actions as stipulated by the NEC meetings held in Kolkata and Kurushetra. We all know that the success of the AIFUCTO movement is contingent upon the massive participation of the members of affiliates in the programs .I understands you all are busy to ensure the success of our Delhi program.

Payment of arrears by the Central and state Govts.

We informed you that the General Secretary had a meeting with Sri Pranab Mukherjee,Hon'le Finance Minister and requested his intervention to resolve the impasse.We are grateful to Sri Mukherjee for taking active interest in the matter.He wrote to Sri Kapil Sibal,Hon'le Minister,HRD referring to the representation of AIFUCTO to him so that the problem is resolved.Sri Kapil Sibal has been taking appropriate measures in association with the Finance Ministry towards the delinking of arrears and the age of retirement.

We are happy that most state govts. Paid full amount of their share of payments while some states like Tamilnadu, Uttar Pradesh, Haryana, Orissa, Goa, Rajasthan etc paid even central govt. share from their own funds. But there are states like Bihar Gujarat,Karnataka,Andhra peadesh Manipur and others who have not paid their share. We demanded all state should immediately pay the due amount to the teachers as early as possible.

I requested all of you to contact MPs, Central Ministers from your respective regions to take up the matter at the central level. Please act accordingly, if not done yet.

Memorandum to Sri Kapil Sibal, Hon'le Minister, HRD and meeting with sri R.P.Sisodia and Sri Uma Shankar on 8th July

The AIFUCTO President, General Secretary, Prof.V.S Nehera and Prof.Jagwant Singh Vice -Presidents and Prof.D.Kumar,NEC Member visited HRD Ministry on 8th July.A Memorandum was submitted to Sri Kapil Sibal,Hon'le Minister,HRD (see our website for full text).A detailed discussion was held with Sri Uma Shankar,PS to the Minister.The discussion included payment of arrears, exempting Ph.Ds obtained /thesis submitted/registered from the new Ph.D regulations,2009 of UGC,**the Maharashtra teachers without NET issue and others.**

The General Secretary and Prof. D.Kumar had a meeting with Sri.R.P.Sisodia Jt. Secretary (HE).MHRD regarding the outstanding issues for an early solution.

Meetings with Sri R.P.Sisodia,Jt. Secretary & Sri Uma Shankar,PS to Minister,HRD on 21st July,11

The General secretary along with Prof.Jagwant Singh and prof.D.Kumar again held a meeting with Sri R.P.Sisodia,Jt.Secretary,MHRD and Sri Uma Shankar,PS to the Minister,HRD on 21st July to discuss the progress of the matters.We express our happiness for the sincere and helpful opinions and actions of the MHRD officers.

Meeting with Dr.N.A.Kazmi,Secretary,UGC on 21st July,11

The AIFUCTO delegation comprising the General secretary,Prof.Jagwant Singh and Prof.D.Kumar held a meeting with Dr.N.A.Kazmi,Secretary UGC.The meeting was also attended by Sri Ashok Dogra,Jt.Secretary and Srimati Rita Goel of Pay Scale Section.

The meeting was very cordial and satisfactory.The leaders placed all matters before Dr.Kazmi and she took a very helpful and constructive stand.The leaders informed Dr.Kazmi that the MHRD has clearly informed AIFUCTO leaders that the new UGC Ph.D. regulation would be only prospective.The delegation further reiterated the request to extend the date of Refresher and Orientation courses.They also requested to share with AIFUCTO the final decisions regarding the removal of anomalies in the regulations as suggested by the Committee.

We sincerely thank Dr.Kazmi for the meeting and express that the long standing practice of having meetings with AIFUCTO at regular intervals would continue.

DHARNA Program in Delhi on 26th August,2011

As announced earlier a massive DHARNA program is going to be organized on 26th August,2011 at Jantar Mantar,New Delhi. The demands include

1. Payment of Central and state Govts. Arrears due to the 6th pay revision.
2. Measures to stop commercialization of higher education.
- 3 Ensuring quality higher education for all.
4. Measures for complete parity of teachers, librarians and DPEs.
5. Rectification of the anomalies in the 5th and 6th pay revisions & Regulations
- 6 Strengthening of public funded education and Increase in the allocation of funds for higher education through UGC.
7. Discussion with AIFUCTO and other teachers' organizations about the proposed reforms in the higher education sector including entry of foreign universities and formation of NEHER.
- 8 Notification of regularization of Maharashtra teachers without NET appointed from 1991 to 2001
9. Withdrawal of PFRDA Bill.

Once again all units are being requested to participate in large number to make the program a great success.

Affiliates' news

Maharashtra

The MHRD and UGC have taken favorable stand on the protracted problem of teachers appointed without NET qualification during 1991 to 2001.We hope necessary notification will be issued soon by the UGC.The MFUCTO and AIFUCTO leaderships are awaiting the notification.

Karnataka, Mangalore

A Convention on Higher Education and Felicitation to the retired college teachers and outstanding achievers was organized by the Association of Mangalore University

College Teachers' (AMUCT) on Sunday, 26th June, 2011, at the Auditorium, SDM College of Business Management, Mangalore. M.L.C Capt. Ganesh Karnik presided over the function and released the AMUCT bulletin. All India Federation of University and College Teachers Organization-AIFUCTO president Prof. James William and General Secretary Prof. Asok Kumar Barman, were the chief guests and main speakers on the occasion.

Dr AM Narahari, Former President of FUCTAK spoke on the issues of Higher Education in Karnataka. Prof. Asok Barman, General Secretary, AIFUCTO in his address highlighted the issues of Higher education at the National level and the role of AIFUCTO in teacher movement, also briefed on the latest development at the national level with regard to UGC scales and arrears.

Prof. James William, President AIFUCTO in his address highlighted the proposed entry of Foreign Universities and MNCs to the Higher education sector of our country. He criticized the Govt policy of paving the way for commercialization of higher education in the country. He feared the abolition of UGC, AICTE and such other Autonomous bodies in the days to come. He opined

that Indian Educational institutions, teachers and students are no way inferior to any other country's education system.

Capt. Ganesh Karnik who represented the State Govt in his presidential address assured total support for the cause of quality higher education. He also released the AMUCT bulletin and appreciated the teachers for organizing such a meaningful convention.

Additional Director, Collegiate Education, Bangalore Dr. Kamalamma V., Regional Joint Director, Collegiate Education, Mangalore Prof. H R Nataraj Urs, FUCTAK President Prof. C.H. Murigendrappa, General Secretary Prof. T.M.Manjunath and Dr. Devaraj K, Principal, SDM College of Business Management, Mangalore were the Guests of Honour and made their remarks on the occasion. Retired college teachers and outstanding achievers were felicitated on the occasion.

President Sri Ummappa Poojary introduced the guests and presented welcome address. General Secretary Dr. Denis Fernandes proposed vote of thanks. Around 250 college teachers participated in the deliberations. In the Annual General Meeting held in the afternoon important

MAHARASHTRA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS (MFUCTO)

Registered under the Trade Union Act 1926. No By II-8162 of 1985

Affiliated to the All India Federation of University and College Teacher's Organizations (AIFUCTO)

Vidyapeeth Vidyarthi Bhavan, 'B' Road, Churchgate, Mumbai - 400 020

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SHIVAI 39 Rewu Nagar Dheku Road,
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(9422278418)

GENERAL SECRETARY

Dr. Tapati Mukhopadhyay
Park Side 3, Wing, Flat No. 1308, Kulupwadi
Road, Borivali (East) Mumbai 400 066
(022-28871430, 9820319455)

NEW DELHI, JUNE 10, 2011

A delegation of MFUCTO consisting of President Prof. Shivajirao Patil, General Secretary Dr. Tapati Mukhopadhyay, Prof. B. T. Deshmukh, Prof. C. R. Sadasivan, Prof. S. P. Lawande, Dr. Pravin Raghuvanshi, Prof. Madhu Paranjape, and Prof. Sanjay Sonawane had come to New Delhi on 10th June 2011 for meeting with the Chairman of the UGC which was by prior appointment. The Chairman of the UGC however could not remain present in view of his indisposition. The meeting therefore took place with the Secretary of the UGC Dr. Niloufer Kazmi assisted by UGC officials.

2. In addition to the Memorandum dated 7-5-2011 already submitted by the MFUCTO, another **Memorandum on points related to NET/SET, dated 10th June 2011** consisting of 18 points was also submitted. The delegation was shocked to hear from the UGC officials that they had not yet received a copy of the Judgment of the Bombay High Court dated 20-4-2011 in the matter of communicating the date from which the placement benefits are to be given to teachers in Maharashtra who had received exemptions from the UGC.

3. When MFUCTO brought to the notice of the UGC point No. 3, from the memorandum dated 10th June 2011 Mr. Dogra, Deputy Secretary of the UGC stated that according to para. 24 of the SC Judgment dated 8-9-1994, its 1991 Regulation was mandatory and that what MFUCTO was pointing out was only the latter part of the Para 24 of Supreme Court Judgment but not the earlier part thereof. MFUCTO delegation brought to the notice of Secretary that the earlier part of the Para 24 of the Judgment was what the Delhi High Court had stated and that the SC was merely quoting the same; whereas the latter part of Para 24 of the Judgment clearly indicated that the Regulation was recommendatory. The meeting ended with the remark of the Secretary that the UGC will have to take legal opinion on the issues involved and therefore will need some time.

4. With the good offices of Hon'ble Member of Parliament Shri. Basudev Acharya, **a meeting was fixed for the MFUCTO delegation with Hon'ble Minister for HRD Shri Kapil Sibal at 4.30 p.m. at Sanchar Bhavan.** The meeting took place as scheduled and MFUCTO presented letter dated 10th June 2011. **The Hon'ble Minister read through the entire letter and was surprised to know that the UGC had not yet intimated the Government of Maharashtra about the stand of the HRD Ministry already communicated through letter dated 3-11-2010 of the MHRD.** The Minister further stated that teachers appointed prior to 4-4-2000 are not covered by the NET condition. The Hon'ble Minister telephonically directed his PA to fix his meeting on 11th June 2011 with Chairman of the UGC and Joint Secretary of the MHRD, Sunil Kumar to sort out this matter.

(Shivajirao Patil)
President

(Tapati Mukhopadhyay)
General Secretary

resolutions were passed concerning collegiate education after due deliberations

Assam-ACTA Conference

The Conference of ACTA – Assam College Teachers' Association was held with great enthusiasm from 22 June to 26th, June, 2011 at Duliajan College, Dibrugarh. More than 500 teachers participated in the Conference drawn from all over the state.

The conference was inaugurated and addressed by Prof. A.K. Gogoi, the Principal of the college. Prof. B. Vijay Kumar, General Secretary of FISE and former general secretary of AIFUCTO delivered the Annual Lecture on "The Proposed Reforms in Higher Education in India and the PRDA Bill." Prof. Kumar analyzed the present national and international scenario in the higher education sector and drew attention to the danger of increasing commercialization of higher education. He stressed the fact that the public funded education system in India played a tremendous role in the spread of higher education through UGC/AICTE system. He opposed the entry of foreign educational institutions most of them having dubious credentials. Regarding the PRDA Bill he observed that pension is nothing but deferred income and it is the right of the Govt. employees and teachers to obtain assured pension which is denied in the new scheme.

Prof. Asok Barman, Gen. Secretary, AIFUCTO inaugurated the Delegate Session. He congratulated the teachers on their role in strengthening the ACTA. It is indeed a matter of pride that the ACTA holds Annual Conferences very regularly and timely and elect the office bearers democratically. The unity of the Association is an example to the teachers' movement of the country. He appraised the gathering of the latest developments regarding all issues and assured the teachers of steadfast efforts to resolve the outstanding issues. He also informed the meeting that the problem of completion of Refresher and Orientation courses for CAS was brought to the notice of UGC. The Gen. Secretary has written to the UGC, which has always considered the genuine demand sympathetically, to extend the dates as the teachers were not being allowed to attend such courses or seats are not available in many cases. But he also pointed out that the ACTA must see to it that all teachers are allowed to attend all these courses as the Gen. Secretary plans to meet the UGC Secretary Dr. N.A. Kazmi once again for a final extension. He thanked Prof. Naren Changmai, President and Prof. Biswajit Bhuyan for being in constant touch with the AIFUCTO leadership. Prof. Bhuyan called the Gen. Secretary almost daily to know the latest developments on this issue. They raised the issue in all NEC meetings.

The Open Session was addressed by Hemanta Biswa Sharma, Hon'le Minister of Education of Assam. He assured the meeting of sympathetically looking into the problem of teachers.

We congratulate Prof. Naren Changmai, for his reelection to the post of President, Prof. Jyoti Kamal Hazarika, newly elected General Secretary, and Prof. Anil Gogoi, the reelected Finance Secretary. I express my thanks and greetings to Prof. Biswajit Bhuiyan, the outgoing Gen. Secretary for his sincere and dedicated work and cooperation in AIFUCTO programs.

Production of a Documentary film on AIFUCTO

We have decided to produce a documentary film on AIFUCTO to be shown in the next Statutory Conference in KanyaKumari. All affiliates are requested to send photographs, video

In view of the financial commitments of the footage of AIFUCTO Conferences, demonstrations at Delhi and any other relevant programs of AIFUCTO project, we request the affiliates to sponsor the production of the film.

Whatever amount you can contribute will help us to produce the historic documentation of the legendary role of AIFUCTO in the teachers' movement. Please send cheques and drafts in favour of AIFUCTO. All contributions will be acknowledged in the film.

Conference at Kanya Kumari, Tamilnadu

We have announced that the next Statutory Conference will be held at the historic KanyaKumari. The Conference is being hosted by Madurai University Teachers' Association (MUTA). The dates of the Conference are 20, 21, 22 October, 2011. Please send the names of delegates and participants & registration fee @Rs. 1000 per head well before the conference.

Kindly note the E-mail id of the conference: aifucto26thconference@gmail.com

Also note the phone numbers of contact persons for any information and assistance:

Prof. T. Manohara Justus, General Secretary, MUTA and Organising secretary for the Conference - 09443579457

Prof. C. Retnasigamani, Convener, Accommodation Committee - 09786049489

Dr. S. Murugan, Convener, Souvenir Committee - 09443580067

Prof. S. Subbaraj, Conference Treasurer - 09443970510

Prof. S. Vivekanandan, President, MUTA, 09443380252

Struggle Fund

In view of the urgent necessity of funds I would renew my request to all defaulter units to send their STRUGGLE FUND contributions as early as possible.

Reports of affiliates to be included in the Annual Report

All affiliates are requested to send a brief report of their activities and programs in the current year for the inclusion in the Annual Report of General Secretary. The report must be in soft mode and should be sent to the GS by e-mail at the id-asok.barman@gmail.com.

The size of the report should be one page (A-4, font size 11). We must receive the matter by 30th September, 2011

National Convention against PRDA Bill & new pension scheme

The General Secretary participated and addressed a National Convention in Delhi on 22nd June, 2011 opposing the PFRDA Bill convened by the All India State Govt. Employees' Federation. He informed the well attended meeting that the AIFUCTO has already started a campaign against the Bill and hoped that a broad based platform will be created to carry on the movement to oppose the new contributory pension scheme and the Bill.

Notice for NEC Meeting The next NEC Meeting of AIFUCTO will be held at Gandhi Peace Foundation, New Delhi on 26th August, 2011, at 4.00 p.m. (Bus stop ITO, near UGC office)

Agenda

1. Confirmation of minutes of previous meeting.
2. Report of General Secretary
4. Organizational matters.
5. Miscellaneous.

All members are requested to attend.

Asok Barman
General Secretary

ALL INDIA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS'
ORGANISATIONS (AIFUCTO)

PROF.ASOK BARMAN, GENERAL SECRETARY : 23/2/1A,K.B.SARANI KOLKATA-7000 80

E-Mail: asok.barman@gmail.com Ph:09831276815/033 25594170

Date: 8.7.2011

Shri Kapil Sibal

Hon. Minister for Human Resource Development
Shastri Bhawan, New Delhi

Respected Sir,

Greetings from the All India Federation of University and college Teachers' Organisations, the apex body of teachers associations of universities and colleges across the country.

We thank you for this meeting and we would like to draw your attention to certain issues which need your immediate intervention.

1. Payment of Central Govt. share of revised pay scales to the States

You are aware that all the states have implemented the pay scales. But the process of the payment of central government share is yet to begin. We request the MHRD to ensure expeditious payment of the Centre's quantum immediately so that teachers could get their arrears.

In this connection we wish to point out that the Central Govt. employees have already got both their installments of arrears, whereas in most of the states teachers haven't got even a single installment.

We understand that the MHRD has written to the Union Cabinet to delink the age of retirement and pay the Central share. But in spite of that no decision, we understand, has been taken to release the Centre's share.

More than 5 years have passed since the date of implementation of the pay scales and there is a sense of uneasiness among the university and college teachers through out the country. Hence, we urge you to expedite payment of the central share.

2. Implementation of AICTE pay scales for PG grant teachers:

The AICTE pay scales have also been implemented through out the country. The MHRD has been paying grants to some colleges under the PG Grant Scheme. But since 2008 the MHRD, we are told, has not released the PG grant and hence the pay scales have not been revised for those teachers who have been appointed under the PG Grant scheme.

Hence we urge the MHRD to release the PG grant as early as possible to enable such teachers also to enjoy the benefit of the pay revision.

3. Anomaly of juniors getting more pay than seniors due to advance increments

In the MHRD Scheme dated 31-12-08 the benefit of three increments is given to teachers who acquire Ph.D. while in service. That is, those Associate Professors who are awarded Ph.D. after 01.01.2006 will get three increments in the Scale of 37,400-67,000. At the same time, such of those pre-2006 Ph.D. holders

i) Who have not availed of any incentive for their Ph.D. in the existing Scheme and those

ii) who have availed Ph.D. incentive but which got merged subsequently during the fixation of Pay at Senior Scale/LSG/Reader in Rs 12,000 to Rs./14,940/-/18,300/- fixation and those who

iii) have availed Ph.D. incentive and continued to get till the time of moving into Associate Professorship in PB-4 at the minimum of the Pay Band of 37,400-67,000 and got bunching benefits are **all fixed at a lower pay than their juniors who acquire Ph.D. post-2006.**

MAHARASHTRA FEDERATION OF UNIVERSITY & COLLEGE TEACHERS' ORGANISATIONS

Vidyapeeth Vidyarthi Bhavan, 'B' Road, Churchgate, Mumbai 400 020

10th JUNE 2011

To,

SHRI. KAPIL SIBAL

Hon'ble Minister for Human Resource Development Government of India, New Delhi.

Subject : The issue of lecturers appointed between 19.9.1991 and 4.4.2000 in Maharashtra

Hon'ble Minister Sir,

You are aware that on 2nd August 2010, you were kind enough to arrange a meeting with the MFUCTO along with Shri. Basudev Acharya, Hon'ble Member of Parliament to discuss the above mentioned issue. During the course of discussion you were good enough to confirm that NET/SET had become mandatory only from June 2009 and therefore the teachers appointed in Maharashtra between 19.9.1991 and 4.4.2000 were not covered by NET/SET condition. On the request made by the MFUCTO delegates to issue clarification accordingly to the UGC so that the problem of 10,000 teachers in Maharashtra which is pending for a very long time would stand resolved, you suggested that if the UGC made a request in that behalf the Ministry would be in a position to give clarification. You were good enough to fix a meeting for the MFUCTO with the UGC the same day.

After discussion with the UGC, MFUCTO sent letter dated 4th August 2010 to you with a copy to the UGC. On the basis of the said letter, UGC went into the question of exemptions and sought clarification from your Ministry. Upon this the HRD Ministry issued letter dated 3rd November 2010 clearly stating that "**these regulations are bound to be prospective only. Appointments can never be made with retrospective effect..... Similarly since by Commission's own admissions the Regulation are prospective in nature and not retrospective**" In spite of this the UGC is not communicating to the Government of Maharashtra in clear terms that this qualification was not applicable to the Lecturers appointed prior to 4.4.2000.

Now we request you to be kind enough to direct the UGC in respect of the above by stating that teachers appointed during the period from 19.9.1991 till 3.4.2000 be treated as falling under the proviso 2 of clause 2 of the Regulations of the UGC dated 4.4.2000.

With warmest regards,

Yours faithfully

(Dr.Shivajirao Patil)
President

(Tapati Mukhopadhyay)
General Secretary

Dr. P.B. Raghuvanshi,
Vice President

To rectify this anomaly, a clause should be introduced granting **three advance increments** for all those Ph.D. holders after fixing their scale in PB-4, irrespective of whether they have availed the incentive benefits or not. A provision can be made to adjust one bunching benefit, if obtained by certain teachers covered under (iii) category for their two Ph.D increments in the pre revised scheme.

To support this demand, we bring to your notice that in the earlier pay revision (27-7-98 notification) a specific clause was introduced under 'incentives' granting two advance increments for those Lecturers with Ph.D. when they moved into Selection Grade as Reader. At that time UGC further clarified that the two incentive increments can be availed even by those who have benefited by four incentive increments at the entry level. Introduction of a similar clause in 31-12-2008 notification alone can rectify this anomaly.

Illustration

Particulars	Teacher X	Teacher Y	Teacher Z
Year of appointment	1980	1980	1980
Qualification	M.Phil	M.Phil	M.Phil
LSG	1995	1995	1995
Acquired Ph.D (X)	1997(availed 2	--	--
14,940/ fixation	increments	2000	2000
Acquired Ph.D.(Y)	2000 and merged)	2002	--
Pay as on 1.1.2006	17,040	17,880	17,040
Revised Pay on 1.1.2006	37,400 + 3 Bunching	37,400 + 4 bunching	37,400 + 3 Bunching

Note: If Teacher Z acquires Ph.D after 1.1.2006 his pay will be raised to 37,400 + 3 bunching and 3 increments. Hence Z gets more than X and Y. To rectify this anomaly 3 increments to teacher X and 2 increments to teacher Y (after adjusting 1 bunching benefit he/she got for his/her 2 Ph.D. increments are to be sanctioned.

4. Anomalies in the 1996 pay revision

In the last pay revision the new career advancement scheme was implemented from 22-07-98 instead of from 01-01-96. More over those who got career advancement between 01-01-96 and 27-07-98 were not paid 14940/-after 5 years in the SG scale.

Thus in the last pay revision, young college teachers were given a raw deal when the new career advancement scheme was implemented from 22-07-98 instead of from 01-01-96. More over those who got career advancement between 01-01-96 and 27-07-98 were not paid even the higher start of 14940/- on the specious plea that they were not SG Lecturers as on 1.1.1996.

The Chadha committee noted the injury inflicted on this segment of teachers and recommended that this be rectified before fixation of pay in the revised scales of Pay.

The MHRD notification also directed the UGC to formulate necessary procedures in consultation with the MHRD.

The Kerala High Court directed that the CAS should be given from 1.1.1996 and those whose date of career advancement fell between 01-01-96 and 27-07-98 be placed in

14940/- five years after service as SG lecturer. In spite of all these interventions by MHRD and the higher judiciary, this anomaly has not been rectified, which has caused a lot of heart burn among young teachers. Hence we request you to intervene to rectify this anomaly at the earliest.

5. Anomalies arising out of the pay revision:

A lot of anomalies have arisen out of the pay revision. AIFUCTO has already submitted a memorandum to the Anomalies Committee. We understand that the Anomalies committee has already submitted its report to the UGC and that the UGC is meeting to discuss the report and amend the Regulations on the basis of the recommendations.

We request the MHRD to see that the recommendations of the Committee are implemented at the earliest. We also request the MHRD to see that the genuine concerns of the teachers are addressed while implementing the Anomalies Committee report.

6. Teachers, Librarians/ Physical Directors Parity:

The Librarians and Physical Directors have been treated on par with the teachers. There are, however, still a few disparities and discriminations.

We have given a detailed note on such disparities.

We request you to consider them sympathetically and render justice.

7. Ph.D Regulations:

The UGC has notified new Ph.D Regulations in 2009.

We request you that the Regulations should be prospective and not retrospective. The Ph.D acquired before the issue of the new Regulations should be recognized for all practical purposes including appointments, promotions and incentive increments.

8. Consideration of total service for career advancement:

In the earlier Pay revision there was a provision for taking into consideration the total number of years of service a teacher had put in for granting career advancements without insisting on the years of service put in the specific pay Band. This had helped senior teachers who, other wise, would be placed in the scale of his juniors.

We request you to extend the same benefit this time also so that the years of service rendered by the seniors would be recognized.

9. Issue of the Maharashtra teachers:

We have represented to you on many occasions the plight of the teachers of Maharashtra without NET/SLET but who possessed the necessary qualification at the time of their recruitment.

It still remains unresolved. We request your intervention to solve the issue that has affected thousands of teachers and is a thorny issue in the Higher education sector of Maharashtra.

We draw your attention to these problems and request you to take appropriate steps as early as possible

Thanking you,

Asok Barman
General Secretary

James William
President

**AF : P 121 **

सन २०११ चा 'नुटा बुलेटीन'चा अंक ५ व ६ संयुक्त अंक म्हणून प्रकाशित केलेला आहे.

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To,.....