



FEES REGULATING AUTHORITY

Maharashtra Unaided Private Professional Educational Institutions
(Regulation of Admissions and Fees)

"शिक्षण-नव्वेव्यवसाय -ज्ञान यज्ञ"

Govt. Polytechnic Building, 305,
3rd Floor, 49, Kherwadi, Bandra (E),
Mumbai - 400 051.

E-mail: fra.govmh@gmail.com
Web: mahafra.org
Mob. No. : 8828786264

Minutes of Meeting of Authority

Dt. 21/02/2025

The Meeting of the Fees Regulating Authority (constituted under section 11(2)(3)(4) of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 held on **21st February, 2025** in the Conference Hall, Room No. 305, Government Polytechnic Building, 49 Kherwadi, Ali Yawar Jung Marg, Bandra (E), Mumbai – 400 051.

The following were present/absent:

1.	Hon'ble Justice V. L. Achliya (Retd.), Chairperson of Fees Regulating Authority	:	Present.
2.	Dr. Vijay Vasant Khole, Ex-Vice Chancellor, Mumbai University, Member of Fees Regulating Authority	:	Not Present.
3.	Shri. Manoj Damodar Chandak, Chartered Accountant, Member of Fees Regulating Authority	:	Present.
4.	Shri. Nitin Bapurao Chavan, Chartered Accountant, Member of Fees Regulating Authority	:	Present.
5.	Shri. Ratnakar (Shirish) Phadtare, Cost Accountant, Member of Fees Regulating Authority	:	Present.
6.	Shri. Atul Damodar Dharap, Cost Accountant, Member of Fees Regulating Authority	:	Present.
7.	Shri. Adv. Dharmendra Dilip Mishra, Professional Educationist, Member of Fees Regulating Authority	:	Present.
8.	The Director, Technical Education, Mumbai, Ex-Officio Member of Fees Regulating Authority.	:	Absent.
9.	The Director Higher Education, (M.S), Ex-Officio Member of Fees Regulating Authority.	:	Absent.
10.	Commissioner Medical Education (M.S) , Ex-Officio Member of Fees Regulating Authority.	:	Absent.
11.	The Director, Directorate of AYUSH, Maharashtra State, Ex-Officio Member of Fees Regulating Authority.	:	Absent

12.	The Member Secretary of the Maharashtra Council of Agriculture Education and Research , Pune , Ex-Officio Member of Fees Regulating Authority.	:	Presence dispensed.
13.	Shri. S. Ramamoorthy, I.A.S., Member Secretary of Fees Regulating Authority	:	Transferred & Posted as Deputy Secretary to Governor, State of Maharashtra.

Item No.1: To confirm the minutes of the meeting dated 20th February, 2025 of Fees Regulating Authority.

"Discussed.

The minutes of the meeting dated 20th February, 2025 are confirmed and approved".

Item No.2: To consider the Review Applications received from the Colleges/ Institutes running the courses mentioned below as against the approval of fees approved by the Authority for the academic year 2024-2025.

(A) Review Application No. 118/2024 filed by Ideal College of Ayurved, Wada, Palghar (Code No. BAMS3185) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.A.M.S course run by the Institute.

"Mr. Abhishek Jain , the Chairman of the Institute was present .
Heard.

The Authority in its meeting held on 19/09/2024 considered the proposal of the Institute seeking approval of fees in respect of B.A.M.S course run by the Institute for the academic year 2024-2025 and approved the fees of Rs. 1,70,000/- per student. Being aggrieved the Institute has preferred the Review Application.

Mr. Abhishek Jain the Chairman of the Institute restricted argument to the extent of disallowance of hospital deficit claim of Rs. 33,55,422/-. The claim of hospital deficit was disallowed for the reason the Institute has not shown the corresponding income and expenditure of hospital though claimed the hospital deficit. He has submitted that there was a mistake on the part of Institute to only show the hospital deficit without showing the income and expenditure of hospital. He has submitted that in the Audited Financial Statement the Institute has shown the hospital income of Rs. 14,23,103/- as well as the hospital expenditure of Rs. 47,78,516/-. It is submitted that mistake being inadvertent and the Institute being newly started the claim of hospital deficit be considered.

Pursuant to the direction given the Chairman of the Institute has filed Affidavit and submitted the Profit & Loss Account to support the submission.

On due consideration of the overall fact of the case the submission made and the supporting documents produced to justify the claim of hospital deficit, it was decided to allow the claim of hospital deficit. Accordingly, the review application is partly allowed. The fees of the Institute is revised as under;

Review Application No.	Name of the Institute	Course	The Revised fees approved for the A.Y. 2024-2025
118/2024	Ideal College of Ayurved, Wada, Palghar Code No. BAMS3185	B.A.M.S	1,78,000/- Per student

(B)

Review Application No. 129/2024 filed by Pa. Pu. Gurumauli Annasaheb More Ayurved College Majalgaon, Beed (Code No. BAMS0397) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.A.M.S course run by the Institute.

"The following were present:-

1. Dr. Yashwant Bhosale, the Chairman of the Institute.
2. Dr. Jayshri Patil, the Principal of the Institute.

Heard.

After hearing to Chartered Accountant & Accountant representing the Institute and perused the records and proceedings, the Review Application is partly allowed. The fees of the Institute is revised as under:-

Review Application No.	Name of the Institute	Course	The Revised fees approved for the A.Y. 2024-2025
129/2024	Pa. Pu. Gurumauli Annasaheb More Ayurved College Majalgaon, Beed Code No. BAMS0397	B.A.M.S	
		2022-23	1,50,000/- Adhoc Confirmed Per student
		2023-24	1,65,000/- Adhoc Confirmed Per student
		2024-25	1,67,500/- Per student

- (C) **Review Application No.136/2024 filed** by Jupiter Ayurvedic Medical College, Khamla Road, Nagpur (Code No. BAMS0027) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.A.M.S course run by the Institute.

"Discussed.

None Present.

The Official of the Institute has sent letter seeking adjournment.

On due consideration of the reasons assigned the hearing is adjourned.

List after one week".

- (D) **Review Application No.138/2024** filed by Sau. Shantadevi Vedprakash Patil Ayurved College & Research Institute, Hatta, Hingoli (Code No. BAMS0044) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.A.M.S course run by the Institute.

"The following were present:-

1. Mr. Manikrao Kulkarni, the Principal of the Institute.

2. Mr. Vitthal Paul, the Accountant of the Institute.

Heard.

In the meeting of the Authority held on 22/10/2024 the proposal of the Institute seeking approval of fees in respect of B.A.M.S course for the academic year 2024-2025 was considered and fees of Rs. 1,86,000/- per student was approved as reasonable fees. Being aggrieved the Institute has preferred Review Application.

During the course of hearing the Principal of the Institute has submitted that the intake capacity of the Institute was increased from 50 to 100 student. Considering the submission, it was noticed that institute has wrongly shown the total intake of 325 as against sanctioned intake of 450 for the entire course duration. In that view the denominator applied needs to be corrected. So also the consequent usage charges needs to be awarded.

In response to query made the Principal of the Institute disclosed that during the academic year 2023-2024 fourteen students were admitted from Institutional Quota and those students were charged the fees three times the regular fees . So also in the academic year 2024-2025 the Institute has admitted fifteen students from Institutional Quota and charged the fees three times the regular fees from those students.

While examining the proposal it was noticed that there is abnormal increase in salary expenditure during last preceding three years. The salary expenditure claimed and the corresponding fees received shown in the Audited Financial Statement raises serious doubts about the correctness of the salary expenditure claimed in the proposal. The salary of the principal doubled within two years.

Similarly, the salary of the other teaching staff also abnormally increased in two years. Therefore it was decided to direct the Institute to explain the abnormal rise in the salary expenditure. The Institute be directed to furnish the list of teaching and non-teaching staff with their salary from the academic years 2021-2022, 2022-2023, 2023-2024 & 2024-2025 with reason and basis of increase in salary of each of the individual staff.

List after compliance”.

(E) Review Application No. 74/2024 filed by Ranjeet Deshmukh Dental College And Research Centre, Nagpur (Formerly known as Vspm Dental College & Research Centre, Nagpur) (Code No. BDS0010) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.D.S.P.G course run by the Institute.

“Mr. Raju Sharma, the Chartered Accountant of the Institute was present.
Heard.

The proposal of the Institute for approval of fees in respect of B.D.S.P.G course for the academic year 2024-2025 was considered in the meeting of the Authority held on 16/07/2024. On due consideration of the proposal the Authority has approved the fees of Rs. 4,98,000/- per student. Being aggrieved the Institute has preferred Review Application.

Mrs. Raju Sharma the Chartered Accountant of the Institute submitted that the Authority has disallowed the interest paid over the working capital loan and further disallowed the expenditure towards increase in intake capacity.

It was explained that the expenditure made towards the increase of intake being developmental activity the same cannot be treated as the recurring expenditure to be made in each year and admissible expenditure in determination of fees to be charged from the students.

So far as the disallowance of interest claim of Rs. 14,93,386/- it was brought to notice of the Chartered Accountant representing the Institute that the Dean of the College has issued the certificate to the effect that no such expenditure was made towards repayment of loan.

Mr. Raju Sharma the Chartered Accountant submitted that there was inadvertent mistake on the part of ministerial staff & the Dean of the college in uploading such certificate. He has submitted that in the Audited Financial Statement filed on the record the Institute has shown the amount of interest paid towards



working capital raised by the Institute and urged the Authority to consider the same.

On examining the submission made in the light of Audited Financial Statement it is noticed that the Institute has shown the payment of interest towards working capital loan raised by the Institute in the income and expenditure account. The figure mentioned in the proposal of interest paid also match with the Audited Financial Statement. It appears that there was a mistake by the ministerial staff and the Dean in uploading the certificate recording that no such expenditure was made. There is no reason to disbelieve the submission made which is supported with the entry in the books of account.

It was therefore decided to allow the working capital loan to maximum extent of 2% of revenue expenditure as per the norms prescribed by the Authority. Accordingly the amount of Rs. 5,51,814/- i.e. 2% of the revenue expenditure has been allowed as an admissible expenditure towards the repayment of interest paid over the working capital loan raised by the Institute.

Accordingly the Review Application is partly allowed and the fees of the Institute is revised as under;

Review Application No.	Name of the Institute	Course	The Revised fees approved for the A.Y. 2024-2025
74/2024	Ranjeet Deshmukh Dental College And Research Centre, Nagpur (Formerly known as Vspm Dental College & Research Centre, Nagpur) Code No. BAMS0010	B.D.S.P.G	5,06,500/- Per student

(F)

Review Application No. 75/2024 filed by Smbt Institute of Dental Sciences & Research, Igatpuri (Code No. BDS0027) against the decision of the Authority finalizing the fees of the Institute/College for the academic year 2024-2025 in respect of B.D.S./ B.D.S.P.G courses run by the Institute.

"Discussed.

None Present.

The Principal of the Institute has sent letter seeking adjournment.

On due consideration of the reasons assigned the hearing is adjourned.

List after one week".

Item No.3:

To consider the Grievance received from Shri. Vijay Bhoir (Parent) against the Dean of Terna Medical College, Navi Mumbai, regarding charging of five times fees from the I.Q quota for the academic year 2023-2024 in respect of M.B.B.S. course.

"The following were present;

1. Dr. Sunil Petkar, the Dean of the Institute.
2. Mr. P.T. Deshmukh, the C.E.O of the Institute/College
3. Mr. Zanje Shivdatta, the Office Superintendent of the Institute/College.

Pursuant to the direction given on the previous date, the Officials representing the Institute have submitted the documents which includes the Affidavit, list of the student admitted under Institutional Quota the fees collected and receipt issued to complainant.

The Officials of the Institute are directed that if any issue of identical in nature of the complaint made by the complainant of charging the fees more than the fees prescribed by Authority by other students yet to be resolved then same be resolved at Institute level within two weeks and refund the excess amount or adjust the same towards the fees to be payable for next year and furnish the complete details to Authority within two weeks.

List after two weeks".

Item No.4(i): To consider the complaints received from the students against Ratnadeep College, Jamkhed running B.A.M.S courses.

"Discussed.

The following person/s present as parents of some of the Students/Complainants.

1. Mr. Shahaji Gandhya Gire.
2. Mr. Anil H. Khomane.
3. Mr. Ramjan Ashgaralli Mulla.
4. Mr. Shantaram Pandrinat Gangurde.
5. Mr. Atul Ekanath Ghumatkar

Dr. Bhaskar R. More the then President & the Member of Managing Committee of the Trust as well as the Secretary of the Trust are absent, though they were specifically directed to personally remain present.

Dr. (Mrs.) Varsha Bhaskar More the Secretary of the Trust running the Institute has sent email seeking adjournment.

On the previous date of hearing after hearing the Complainants and Dr. Bhaskar R. More representing the Trust running the Institute, the Authority has resolved as under;



"Dr. Bhaskar R. More, the Former President and Member of the Executive Management Committee of the Trust running the Institute appeared. He has submitted that the Institute has decided to challenge the decision of Division Bench of Hon'ble High Court of Bombay Bench at Aurangabad.

Dr. Bhaskar R. More the Managing Trustee of the Trust reiterated his commitment to refund the excess amount charged over and above the adhoc fees collected from the students as per the commitment made on previous dates of hearing. He submitted that Institute has certain reservation about the exact amount to be refunded towards tuition and development fees charged and collected from the students who were transferred to other colleges on account of deaffiliation of the course run by the Institute. He has further submitted that the amount to be refunded towards the fees other than the Tuition fees and Development fees the certain amount has been paid to University and further amount collected towards providing of study material and uniform has been actually incurred by the Institute & same cannot be refunded. Similarly, the process fees charged towards admission etc. the students are not entitled to claim the refund. It is further submitted that the Institute would like to verify the amount claimed by individual students and their receipts with the record of the institute.

The parents representing the students urged the Authority that in order to ascertain the bonafides of the Officials representing the Institute, the Official of the Institute be directed to deposit the entire amount collected from the students as fees as well as other fees with the Authority & then the Authority may proceed to consider the rival contention. The undisputed amount be immediately refunded to students.

Dr. Bhaskar R. More the Former President and Member of the Executive Management Committee submitted that the Institute is ready to deposit the amount collected as other fees with the Authority to show the bonafides of the Institute to redress the grievance of the Complainant & show bonafides of Management running the Institute. He has further submitted that Authority may pass order/direction to refund the amount which is not under dispute. The disputed amount be kept with the Authority and same shall be disbursed & after providing an opportunity of hearing to both the sides.

On the basis of the complaints lodged, the Affidavit filed and the supporting documents submitted by the batch of students admitted to 1st year B.A.M.S course in the academic year 2023-2024, who were transferred to other colleges on account of deaffiliation of course by the Maharashtra University of Health Sciences, Nashik (M.U.H.S) the students claimed to have deposited total sum of Rs. 5,18,07,900/-. Out of said amount Rs. 3,04,08,000/- collected as Tuition fees and Development fees. Beside said amount Rs. 1,13,23,400/- was collected as other fees under various heads & Rs. 2,00,600/- towards trip etc. Beside said amount the amount of Rs. 98,75,900/- was collected as fees of Hostel, Bus & Mess.

Thus, apart from Tuition and Development fees the Institute has collected Rs. 1,15,24,000/- as other fees from the students prima facie impermissible & require to be refunded. In view of deaffiliation of course and transfer of students the Institute

also require to refund the Mess charges collected in advance to students by deducting the amount to extent the Mess facility was available before deaffiliation of course.

On due consideration of the submission advanced the Authority is of the view the Institute be provided opportunity to show their bonafides to resolve the dispute. It was therefore decided that in first instance as per the commitment made the Management of the Trust shall deposit the amount collected as other fees i.e. Rs. 1,13,23,400/- + Rs. 2,00,600/- (Rs. 1,15,24,000/-). It was therefore directed the Management running the Institute to deposit by way of RTGS with the Authority by crediting the amount in its Bank Name i.e. Bank of Maharashtra, Branch Kalanagar, Bandra (E), i.e. "THE SECRETARY FEES REGULATING AUTHORITY ", bearing Account No. 60420326891, IFSC Code No. MAHB0000164, on & before 20/02/2025 and appear before the Authority on 21/02/2025.

The Officials of the Institute are granted liberty to verify the documents submitted by the students and record their objection in writing with reason for non refund of amount towards other fees collected from the individual student. After deposit of amount the Authority will pass further order towards refund of the amount, after providing opportunity of hearing to both the side.

The issue in respect of refund of fees collected towards Mess, Tuition fee, Development fees shall be taken up for hearing after deposit of amount as directed.

List the subject on 21/02/2025".

Pursuant to above direction the Institute has informed to have deposited of Rs. 1 Crore and undertake to deposit the balance amount of Rs. 15,24,000/- on and before 24/02/2025.

The Authority has noticed that in the letter dated 20/02/2025 the Secretary of the Institute has mentioned that the Institute is depositing the amount as a 'Security Deposit'. It is to be made clear that the amount as directed to be deposited is not the Security Deposit but it is the amount collected from the students over and above the fees directed to be deposited with the Authority for the purpose of deciding the claim of refund of amount to students in term of sec. 20 of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act. The Act of charging the fees in any form over and above the fees prescribed by the Authority invites penal consequences as provided u/s. 20 of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 & invest the powers with the Authority to imposed the fine and direction to refund the excess fees. Infact during the course of hearing the Official representing the Institute has repeatedly made statement that they are willing to resolve the grievance of the complainants and ready to refund the amount, collected from them on account of deaffiliation of course. The Official

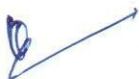
of the Institute has admitted that the Institute was functioning for few months and requested the Authority to decide the quantum of amount to be refunded to the students.

The Institute is bound to refund the tuition fees, development fees, and the excess fees recovered and collected from the students as well as the amount collected under various heads including the hostel fees & mess charges deposit etc. in view of deaffiliation of course and transfer of students to other colleges. As a first step to resolve the grievance the Institute has offered to deposit the amount of Rs. 1,15,24,000/- which is claimed by the students as amount collected over and above the fees under various heads such as library fees, gymkhana fees etc.

On the previous date of hearing it was specifically agreed that the Officials of the Institute will verify the documents submitted by the students and submit their statement with the names of individual student as well as the amount to which the Institute has no objection to refund and the amount to which the Institute object with reason.

The Institute has not sent their Officials to verify the documents produced by the individual student and Affidavit in support of their claim for refund of fees. In the letter dated 20/02/2024 the Institute has sought the direction to direct the students to submit the information in the form prescribed by the Institute. There is no question of the information to be repeatedly to be submitted by the complainants. The detail statement with the names of the student already provided to the Institute to verify the claim of individual student. The Liberty granted to verify the documents was not availed by the Institute. The Official of the Institute has mentioned in letter dated 20/02/2025 that number of students have produced bank transfer receipts which are false and fabricated documents. It is surprising to note that if the Institute has not verified the documents produced on the record. Without verifying the documents on record the institute has made such allegations. The Authority is of the view that if the Management running the Institute are interested to amicably resolve the grievance of the students, then they should have refrain from making such unfounded allegations.

It was decided to offer one more opportunity to the Institute to inspect the affidavits and documents produced by the complaints seeking refund of tuition fees, development fees, other fees, mess charges, hostel fees & etc., and submit the statement with the individual names of the students specifying the document/documents to be false, fabricated and also mention the basis of



objection/s. The Officials of the Institute are directed to visit the office of Authority on 24/02/2025 and verify the documents and submit their written objections if any otherwise it will be presumed that the Institute has no objection to the claims made by the complainants.

The complainants/students are directed to submit the attested photo copies of their Bank account with cancelled Account Payee Cheque and photo copy of Adhar card or any other identity proof within one week to enable the Authority to pass the appropriate order of refund of amount.

The parents of the complainant/student have brought to notice of the Authority that the Petition filed by the Institute against the judgement & order dated 30/01/2025 passed by the Division Bench of the High Court of Bombay Bench at Aurangabad has been dismissed by Hon'ble Supreme Court. The copy of the order produced taken on record. In view of dismissal of Special Leave Petition no cause survives with the Institute to delay the hearing of the complaints by the Authority. The Grievance of the students seeking refund of fees deposited by them which include tuition fees, development fees, other fees, etc., also needs to be decided expeditiously.

Dr. (Mrs.) Varsha More the Officials of the Institute has sent letter seeking adjournment. It is noticed that the Institute has repeatedly sought adjournment on one and other pretext. The parents of the students objected to adjourn the hearing & submitted that officials of the Institute are protracting the hearing of the case and urged the Authority to expeditiously decide the Complaints.

In view of the facts mentioned above and dismissal of Special Leave Petition the Institute is directed to submit the schedule of deposit of amount collected from the students towards tuition fee, development fee, mess fee, hostel charge , other fees and etc., within one week.

List after two weeks for further hearing".

- (ii) **To consider the email letter dated 28/10/2024 received from the Principal of Ratnadeep College of Pharmacy, Ratnapur regarding the change in the name and the code number from the academic year 2021-2022 onwards in respect of B.Pharm course run by the Institute.**

"Discussed.

None present for the Institute.

Perused the letter dated 28/10/2024. It reflects that a letter of request has been sent by the Principal of the Ratnadeep College of Pharmacy that the Institute

is facing difficulty due to discrepancy in college code number & name of the Institute.

If the Institute is seeking correction or modification as the college code & name of the Institute recorded on the website of the Fees Regulating Authority then the Institute must send the letter mentioning therein the reason for such discrepancy. If code number & name of the institute has been changed with the permission of Competent Authority then the Institute ought to have spell out the facts in details with supporting documents.


The Principal of the Institute be directed to send the letter supporting with Affidavit and documents spelling out the details the change if any accepted by the Competent Authority with documents to enable the Authority to entertain the matter.

It is further decided that the request to change of code number and name of the institute be examined at the level of Member Secretary of the Fees Regulating Authority and appropriate decision be taken on administrative side.

Let the follow up action be taken as directed".

Date: 21st February, 2025

Place: Mumbai


Justice Vijay L. Achliya (Retd.)
Chairperson
Fees Regulating Authority
State of Maharashtra