

**MINUTES OF THE 53rd MEETING OF THE BOARD OF GOVERNORS OF
NATIONAL INSTITUTE OF TECHNOLOGY CALICUT HELD ON 30.06.2020 AT
04.00PM THROUGH VIDEO CONFERENCE HOSTED AT NIT CALICUT**

Members Present

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| 1. Dr. Sivaji Chakravorti
Director, NIT Calicut and Chairperson, BoG, NIT Calicut | Chairperson |
| 2. Mr. Dhananjay K Singh
Deputy Secretary (IFD), MHRD
(Through Video conference) | Member |
| 3. Mr. Indrajit Kuri
Under Secretary (NITs), MHRD
(Through Video conference) | Member |
| 4. Dr. Anilkumar P.P.
Nominee of the Senate, NIT Calicut | Member |
| 5. Dr. Shijo Thomas
Nominee of the Senate, NIT Calicut | Member |
| 6. Mr. Raveendran Kasturi
Nominee of Government of Kerala
(Through Video conference) | Member |
| 7. Mr. V.K.C. Naushad
Nominee of Government of Kerala
(Through Video conference) | Member |
| 8. Lt. Col. Pankajakshan K
Registrar, NIT Calicut | Secretary |

Director, NIT Calicut and Chairperson, Board of Governors, NIT Calicut, called the meeting to order at 04.00 pm and welcomed the members.

The Agenda points and the decisions taken are enumerated below:

Subject BG53.01	Confirmation of the Minutes of the 52nd Meeting of the Board of Governors held on 01st February 2020 at NIT Transit House New Delhi.
Decision	<p>The minutes of the 52nd meeting of the Board of Governors held on 01st February 2020 at NIT Transit House New Delhi were circulated among the members on 04/02/2020 and the members were requested to send their comments, if any, on the draft minutes on or before 05.00 pm on 11th February 2020. It was also mentioned that non-receipt of comment from any member within the stipulated time would be taken as agreement of that member to the circulated draft minutes. No comment from any member was received within the stipulated time.</p> <p>The BoG confirmed the minutes.</p>
Subject BG53.02	Report of action taken / action pending on the decisions taken in the 52nd Meeting of the Board of Governors.
Decision	The BoG noted the report of the actions taken on the decisions taken in its 52 nd meeting.
Subject BG53.03 FC51.03	Consideration of the Separate Audit Report (SAR) on the accounts of NITC for the FY 2018-2019 as received from C & AG.
Decision	The BoG approved the recommendations of the FC.
Subject BG53.04 FC51.04	Consideration of the payment of M.Tech stipend for 24 months for the batch 2018-2020
Decision	The BoG approved the recommendations of the FC.
Subject BG53.05 FC51.05	Consideration of utilizing part of the PDA grant for 2020-2021, which is the last year of the PDA block period, for purchasing teaching-learning aid for taking online classes and examination

Decision	The BoG approved the recommendations of the FC.
Subject BG53.06 FC51.06	Consideration of the proposal for appointing one Doctor and two Staff Nurses on contract basis for a period of six months to deal with COVID19 in the NITC Campus
Decision	The BoG approved the recommendations of the FC.
Subject BG53.07 FC51.07	Consideration of the enhancement of monthly remuneration and age limit of the Database Administrator in the Management Information System (MIS) appointed on contract basis.
Decision	The BoG approved the recommendations of the FC.
Subject BG53.08	Consideration of the minutes of the recommendations of the Selection Committee meetings held from 08/06/2020 to 11/06/2020 for grant of Higher Academic Grade (HAG) Scale to Professors of NIT Calicut in response to the Institute Notification No.P1/456/(HAG)/FR/2019-20 dated 17/01/202
Decision	<p>BoG noted the Notification S.O.947(E) dated 21.07.2017 of the Ministry of Human Resource Development (Department of Higher Education), amending the First Statutes of the National Institutes of Technology, and MHRD F.No.33-9/2011.TSIII dated 16.04.2019.</p> <p>BoG was apprised the following:</p> <p>i) The notification P1/456/(HAG)/FR/2019-20 dated 17/01/2020 by the institute inviting applications from eligible Professors of the institute for placement in HAG scale.</p> <p>ii) The entire selection process has been conducted strictly following the provisions of NITSER Act 2007, First Statutes read with its amendments and the extant Recruitment Rules issued by MHRD.</p> <p>iii) The procedure followed for scrutiny of the applications received and the list of eligible as well as ineligible applicants.</p> <p>iv) The number of Professors in position was 67 on the last date of submission of HAG application as per institute notification, i.e. 21.02.2020. The number of HAG Professors in position as on 21.02.2020 was 15.</p>

	<p>BoG also noted that the composition of the selection committees constituted for the purpose of placement of eligible professors in HAG scale was strictly in adherence to the provisions of the amended statutes as per Gazette notification dated 24 July 2017.</p> <p>Considering all the above, the Board resolved to approve the recommendations of the Selection Committees for placement of eight professors in the HAG scale.</p> <p>The list of eight professors recommended by the Selection Committees and approved by the Board for placement in HAG scale is given below.</p> <table border="1"> <tr> <th>Sl. No.</th><th>Name</th></tr> <tr> <td colspan="2">Department: Civil Engineering</td></tr> <tr> <td>1.</td><td>A.P. Shashikala</td></tr> <tr> <td>2.</td><td>T.M. Madhavan Pillai</td></tr> <tr> <td>3.</td><td>N. Sankar</td></tr> <tr> <td colspan="2">Department: Mechanical Engineering</td></tr> <tr> <td>4.</td><td>P.K. Rajendrakumar</td></tr> <tr> <td>5.</td><td>M.A. Joseph</td></tr> <tr> <td colspan="2">Department: Electrical Engineering</td></tr> <tr> <td>6.</td><td>Jeevamma Jacob</td></tr> <tr> <td>7.</td><td>Saly George</td></tr> <tr> <td colspan="2">Department: Physics</td></tr> <tr> <td>8.</td><td>K. Chandrasekharan</td></tr> </table> <p>The Board further resolved to confirm this resolution and allow the Institute to issue the order of placement in HAG scale to the professors as per the list given above.</p> <p>The placement in HAG scale will be with effect from the date of this BoG meeting, i.e. 30.06.2020.</p>	Sl. No.	Name	Department: Civil Engineering		1.	A.P. Shashikala	2.	T.M. Madhavan Pillai	3.	N. Sankar	Department: Mechanical Engineering		4.	P.K. Rajendrakumar	5.	M.A. Joseph	Department: Electrical Engineering		6.	Jeevamma Jacob	7.	Saly George	Department: Physics		8.	K. Chandrasekharan
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Subject BG53.09	Consideration of the minutes of the recommendations of the Selection Committee meeting held on 12/06/2020 constituted as per Statutes for selection of Deputy Director of NIT Calicut based on the Institute Notification No. NITC/12-1/2020-RO dated 24/02/2020.																										

Decision	<p>The BoG was apprised the following:</p> <p>i) Institute notification No. NITC/12-1/2020-RO dated 24.02.2020 calling for applications from serving eligible Professors of NIT Calicut for the post of Deputy Director of NIT Calicut.</p> <p>ii) This notification was done with reference to (i) Statute 18 of the First Statutes of the National Institutes of Technology and (ii) The Resolution No 11.4 of the 11th meeting of NITSER Council held on 18 July 2018, which was subsequently confirmed in the 12th Meeting of NITSER Council held on 25 September 2019.</p> <p>iii) The entire selection process has been conducted strictly following the provisions of NITSER Act 2007, First Statutes read with its amendments, NITSER Council decisions and the extant directions issued by MHRD.</p> <p>iv) The criteria followed for scrutiny of the applications received was as per the Resolution No 11.4 of the 11th meeting of NITSER Council held on 18 July 2018 and accordingly the list of eligible as well as ineligible applicants was prepared.</p> <p>v) Five candidates were found eligible after the scrutiny of the applications following the guidelines as per the NITSER Council resolution. One candidate, Prof. J. Sudhakumar, was found ineligible as his age on the last date of application, i.e. 20.03.2020, was greater than 60 years, his date of birth being 25.05.1959.</p> <p>vi) The composition of the selection committee constituted for the purpose of selecting Deputy Director of NIT Calicut was strictly in adherence to the provisions of the amended statutes as per Gazette notification dated 24 July 2017.</p> <p>vii) Prof. J. Sudhakumar filed a case in the Hon'ble High Court of Kerala, vide WPC 11452/2020.</p> <p>viii) Hon'ble High Court of Kerala passed an order dated 11.06.2020, wherein direction was given to permit the petitioner, i.e. Prof. J. Sudhakumar, to participate in the interview for the post of Deputy Director of NIT Calicut. However, no stay was granted by the Hon'ble court.</p> <p>ix) In due compliance of the High Court order, Prof. J. Sudhakumar was permitted to participate in the interview for the post of Deputy Director of NIT Calicut.</p> <p>x) The interview for the post of Deputy Director was held on 12.06.2020. Prof. J.Sudhakumar participated in the interview held on 12.06.2020.</p>
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	<p>xi) Legal opinion has been obtained from the institute legal counsel stating that there is no bar on placing the recommendations of the selection committee in the BoG meeting and taking decision thereupon.</p> <p>xii) Legal opinion has also been obtained from the institute legal counsel stating that the offer of appointment can be issued, which will be subject to the final decision of the Hon'ble High Court of Kerala in WPC 11452 of 2020.</p> <p>Considering all the above, the BoG resolved to approve the recommendation of the Selection Committee for appointing the following Professor as Deputy Director of NIT Calicut as per the provisions of Statute 18.</p> <p>Approved for appointment as Deputy Director: Prof. P.S. Sathidevi</p> <p>The Board further resolved to confirm this resolution and allow the Institute to issue the offer of appointment for the post of Deputy Director of NIT Calicut in accordance with the legal opinion.</p>
Subject BG53.10	Consideration of the request from Dr. Abraham T Mathew, Professor EED, for taking Extra Ordinary Leave for 2 years.
Decision	<p>The Board was apprised that Dr. Abraham T Mathew, Professor, Electrical Engineering Department, has requested to grant extra ordinary leave for two years from September 2020 onwards to work in Private Education Sector within India so as to utilize his experience in promoting the academics. He further submitted that he will work only in the education and educational administration in higher technical education in India and he will not travel abroad or to undertake any other occupation during the leave.</p> <p>The BoG noted the recommendation of the DCC of EED in this context.</p> <p>However, members opined that more information are required before taking a decision on this matter.</p> <p>Considering all the above, the BoG resolved to circulate the matter with more details so that an informed decision can be taken.</p>

Subject BG53.11	Consideration of approaching Registry at the Hon’ble High Court of Kerala to serve notice of all cases to be filed against the Institute to the Institute Legal Advisor Adv. Shyam Padman.
Decision	<p>The Board was informed that there are cases when Writ Petitions are being filed against the Institute for one or other reasons in the Hon’ble High Court of Kerala, the petitioner(s) are approaching the Hon’ble Court to obtain interim orders, which are prejudiced to the interests of the Institute. In the absence of any entry about the standing counsel for appearance on behalf of the Institute in the Registry maintained by the Hon’ble High Court of Kerala, the Institute is not receiving any prior intimation about the hearing of new case and is not getting the copy of writ petition in advance. In some cases, <i>ex parte</i> interim/stay orders are being issued, which are adversely affecting the functioning of the Institute. In many cases, the Institute is unaware about the new petitions and <i>ex parte</i> interim/stay orders.</p> <p>It was further apprised that when the Registrar General of Hon’ble High Court of Kerala was approached to supply the advance copy of the notice/warrant/ summon/petition directly to the Institute, the institute was informed that there is no such provision to forward the notice/warrant/summon/petition to a particular postal address and it was suggested that the advance copy of proceedings will be issued to the advocate, whose name is authorized by the Institute and registered in the Registry maintained at the Hon’ble High Court of Kerala.</p> <p>The BoG noted that at present, Adv. Shyam Padman, who is located at Kozhikode, is handling most of the court cases of the Institute at High Court, District Court and Labour Court. He is providing legal advices and opinions on major administrative, construction and research activities. In recent times, it is noticed that the advocate(s) other than Adv. Shyam Padman is/are receiving the notices directly from the Registry of the Hon’ble High Court of Kerala. The Institute is not being intimated about those cases in advance by those advocate(s) and the <i>ex parte</i> interim/stay orders are being received by the Institute, which are adversely affecting the functioning of the Institute.</p>

	<p>The BoG further noted that the BoG in its 31st meeting held on 02.05.2016 entrusted the Director, NITC, to look into the court cases personally including liaison with Advocates/ASG/Ministry to effectively defend the court cases. In order to avoid the complication arising out of non-receipt of advance copy of proceedings from the Hon'ble Court, to avoid the ex-parte interim/stay orders and to defend the court cases in efficient & coordinated manner, the Registry at the Hon'ble High Court of Kerala should be approached to update its register as per the prescribed procedure for the purpose of serving advance copy of proceedings/notices to the Institute's legal advisor Adv. Shyam Padman.</p> <p>Considering all the above, the BoG approved the proposal for approaching Registry at the Hon'ble High Court of Kerala to serve notice of all cases to be filed against NIT Calicut to the Institute Legal Advisor Adv. Shyam Padman until further orders. BoG also advised the institute to get in touch with the ASG at the Kerala High Court regarding the procedure of appointing standing counsel for the institute.</p> <p>The Board further resolved to confirm this resolution and allow the Institute to issue the letter to the Registry of the High Court of Kerala as stated above.</p>
Subject BG53.12	Report of the circulation of agenda relating to consideration of the request from Dr. P.C.Subramaniam, Professor, Department of Electronics and Communication Engineering, for taking Voluntary Retirement from the Service of the Institute.
Decision	<p>BoG was apprised that Dr. P.C. Subramaniam, Professor, Department of Electronics & Communication Engineering, vide his request dated 31.01.2020, has applied for voluntary retirement from the services of the institute owing to his ill health. He has requested to relieve him by 15th May 2020. Dr. P.C. Subramanian joined the Institute services on 10.06.1998 and as on 15.05.2020 would have completed service of 21 years 11 months.</p> <p>BoG was further apprised that the matter has been circulated to all the members of Hon'ble BoG by email on 26th April 2020 and the members were requested to give their</p>

	<p>comments, if any, within 02nd May 2020 on or before 5 pm, wherein it was also mentioned that non-receipt of comment from any member within the stipulated time will be taken as consent of the concerned member.</p> <p>Since the Hon'ble members of the BoG have given their consent / recommendation for accepting the request of Dr. P.C. Subramaniam, Professor, Dept of ECE, to take voluntarily retire from service w.e.f 15/05/2020, the agenda item is taken as approved by circulation. Hence, the matter was taken as approved by the BoG by circulation.</p>
Subject BG53.13	Ratification of the action taken by the Director & Chairperson (I/c) of the BoG in accepting the resignation tendered by Dr. Amit Kumar Rathi, Asst. Professor Gr.II, Department of Civil Engineering.
Decision	<p>The BoG was apprised that Dr. Amit Kumar Rathi, vide his email dated 21.04.2020, has tendered his resignation and has requested to relieve from the duties of the Institute on or before 20.05.2020 in consequent to his receiving an offer of appointment from IIT Jodhpur. In follow up mail dated 05.05.2020 requested to relieved without reporting back to the institute (Off- campus procedure for relief).</p> <p>The BoG noted that Dr. Amit Kumar Rathi has joined in the services of the Institute on 13.02.2020 as Assistant Professor Grade-II (Academic Level 10) in the Department of Civil Engineering on contract basis for a period of 3 years. His last date of reporting in the institute was on 21.02.2020 and he proceeded on leave initially for 17 days and thereafter extending his leave via email and requesting vacation from 21.03.2020 to 14.04.2020 as per Office Order No. P1/4158/Academic Staff/2020 dated 21.03.2020, in which faculties who had not completed eight months of service were given the opportunity to avail vacation due to the extraordinary situation prevailing due to Covid-19 and lockdown. On 21.04.2020 (while on leave), the Dr. A.K.Rathi through email, tendered his resignation citing the reason that he is in receipt of offer of appointment from IIT Jodhpur. It has been confirmed from the department that no duty was assigned to him during the period and moreover there are no dues pending from his end for the department. As per the agreement executed by him at the time of joining at this institute,</p>

	<p><i>“The Party of the Second Part (the faculty member) may terminate his/her contract service by giving to the Institute One Calendar months’ notice in writing”</i>. The resignation tendered by the official is in consonance with the contract agreement. He had also requested for being relieved without reporting back to the institute. His request has been considered in light of extant rules and the resignation of Dr. A.K.Rathi has been accepted by considering the period from 13.02.2020 to 21.02.2020 as period of service and the period form 22.02.2020 to 20.05.2020 (Date of relief) as Leave without pay (without medical certificate).</p> <p>The BoG resolved to ratify the actions taken by the Chairperson I/c, discharging the functions assigned to the Chairperson under Section 16 of the Act & the Statutes 17(15) thereof, in accepting the resignation of Dr. Amit Kumar Rathi, Asst. Prof Gr. II (AGP 600), Department of Civil Engineering, on account of receiving offer from IIT Jodhpur.</p>
The following was taken up with the permission of the Chair.	
BG53.14	<p>Arising out of the confirmation of the minutes of the 52nd meeting of the BoG, the members opined the following:</p> <ul style="list-style-type: none"> i) The elevation/continuation of service of the faculty members, who have joined the institute as Assistant professor in AGP 6000 and AGP 7000 in 2018 as well as in 2020, should be based on performance evaluation. ii) All these faculty members should be given adequate opportunity to prove themselves for elevation/continuation of service. <p>Considering the above, the BoG resolved that the matter be placed as a separate agenda item in the subsequent BoG meeting.</p>

The meeting concluded at 05.50pm with vote of thanks to the Chair.