

ALIGARH MUSLIM UNIVERSITY ACT, 1920

Preamble - THE ALIGARH MUSLIM UNIVERSITY ACT, 1920

THE ALIGARH MUSLIM UNIVERSITY ACT, 1920

[Act No. 40 of 1920]

[14th September, 1920]

PREAMBLE

An Act ²[* * *] incorporate a teaching and Residential Muslim University at Aligarh.

Whereas it is expedient to ²[* * *] incorporate a teaching and residential Muslim University at Aligarh, and to dissolve the societies registered under the Societies' Registration Act, 1860, which are respectively known as the Mohammadan Anglo Oriental College, Aligarh, and the Muslim

University Association and to transfer to and vest in the said University all properties and rights of the said societies of the Muslim University Foundation Committee;

It is hereby enacted as follows:

1. For S.O.R., see Gazette of India, 1920, Pt. V, p. 147.
2. The words "establish and" Omitted by Act 62 of 1981, Vide section 2.

Section 1 - Short title and Commencement

(1) This Act may be called the Aligarh Muslim University Act, 1920.

(2) It shall come into force on such date as the 1[Central Government] may, by notification in the 2[Official Gazette] appoint.

1. Substituted for "Governor-General-in-Council" by the ALO 1937.

2. Substituted for "Gazette of India" *ibid*.

Section 2 - Definitions

1[In this Act and in all Statutes made hereunder, unless the context otherwise requires, --

(a) 'Academic Council' means the Academic Council of the University; (b) 'Board of Studies' means the Board of Studies of the University;

(c) 'Chancellor', 'Pro-Chancellor' and 'Vice-Chancellor' mean respectively, the Chancellor, Pro-Chancellor and Vice-Chancellor of the University.

(d) 'Court' means the Court of the University;

(e) 'Department' means a Department of Studies and includes a Centre of Studies established by the Ordinances;

(f) 'Executive Council' means the Executive Council of the University; (g) 'Faculty' means a Faculty of the University;

(h) 'hall' means a unit of residence or of corporate life maintained by the University for its students;

2[(hh) "non-teaching staff" means the employees of the University other than the teachers;]

(i) 'Statutes', 'Ordinances' and 'Regulation' mean respectively, the Statutes, Ordinances and

Regulations of the University for the time being in force;

(j)
[* * *]

(k) 'Teachers' means professors, readers, lecturers and such other persons as may be appointed for imparting instruction in the University or a hall and are designated as teachers by the Ordinances;

4[(1) "University" means the educational institution of their choice established by

the Muslims of India, which originated as the Mohammadan Anglo-Oriental College, Aligarh, and which was subsequently incorporated as the Aligarh Muslim University.

1. Substituted by Act 34 of 1972, Vide section 2.
2. Inserted. by Act 62 of 1981, vide Section 3(i)
3. Omitted by Act 62 of 1981, vide Section 3(ii)
4. Substituted by Act 62 of 1981, vide Section 3(iii)

Section 3 - Incorporation

1[The Chancellor, the Pro-chancellor and the Vice-Chancellor and the members of the court, the Executive Council and the Academic Council, for the time being, shall be a body corporate by the name of the Aligarh Muslim University and shall

have perpetual succession and a common seal and shall sue and be sued by that name.

1. Substituted by Act 34 of 1972, vide Section 2.

Section 4 - Dissolution of the Mohammadan Anglo-Oriental College, Aligarh, and the Muslim University Association, and transfer of all property to the University

From the commencement of this Act -

(i) The Societies known as the Mohammadan Anglo-Oriental College, Aligarh, and the Muslim University Association shall be dissolved, and all property, movable and immovable and all rights, powers and privileges of the said Societies and all property, movable and immovable, and all rights, powers and privileges of the Muslim University Foundation Committee shall be transferred to and vest in the University, and shall be applied to the objects and purposes for which the University is incorporated;

(ii) all debts, liabilities and obligations of the said Societies and Committee shall be transferred to the University, and shall thereafter be discharged and satisfied by it;

(iii) all references in any enactment to either of the said Societies or to the said Committee shall be construed as references to the University;

(iv) any will, deed or other document, whether made or executed before or after the commencement of this Act, which contains any bequest, gift of trust in favour either of the said societies or of the said Committee shall, on the commencement of this Act, be construed as if the University was therein named instead of such Society or Committee;

(v) subject to any orders which the Court may make, the buildings which belonged to the Mohamman Anglo-Oriental College, Aligarh, shall continue to be known and designated by the names and styles by which they were known and designated immediately before the commencement of this Act;

(vi) subject to the provisions of this Act, every person employed immediately before the commencement of this Act in the Mohamman Anglo-Oriental College, Aligarh, shall hold

employment in the University by the same tenure and upon the same terms and conditions and with the same rights and privileges as to pension and gratuity as he would have held the same under the Mohammadan Anglo-Oriental College, Aligarh, if this Act had not been passed.

Section 5 - Powers of the University

The University shall have the following powers, namely--

(1) to provide for instruction in such branches of learning as the University may think fit, and to make provision for research and for the advancement and dissemination of knowledge;

(2) 1[(a) to promote Oriental and Islamic studies and give instruction in Muslim theology and religion and to impart moral and physical training;]

2[(b) to promote the study of the religious, civilization and culture of India.]

3[(c) to promote especially the educational and cultural advancement of the Muslims of India;]

4[(3) to hold examinations and to grant diplomas or certificates to, and confer degrees and other academic distinctions on, persons subject to such conditions as the University may determine and to withdraw any such diplomas, certificates, degrees or other academic distinctions for good and sufficient cause;]

(4) to confer honorary degrees or other distinctions 5[* * *] in the manner laid down in the

Statutes;

6[(5) to provide instruction for such persons who are not members of the University, as the

University may determine;]

(6) to co-operate 7[or collaborate] with other Universities and authorities in such manner and for such purposes as the University may determine;

(7) to institute Professorships, Readerships,

Lecturership, and 8[* * *] other 9[teaching or academic posts] required by the University, and to appoint persons to such professorships, Readerships, Lecturerships 10[and other posts] 11[and determine their conditions of service in accordance with the Statutes]

12[(7A) to appoint persons working in any other University, institution or organization as teachers of the University for a specified period;]

(8) to institute and award Fellowships, (including Travelling Fellowship), Scholarships,

13[Studentships], Exhibitions and prizes in accordance with the Statutes and the

Ordinances;

14[(9) to institute and maintain Halls for the students of the University;]

15(9A) to establish within a radius of twenty-five kilometers of the University Mosque such Special Centres, Specialised Laboratories or

other units for research and instruction as are, in the opinion of the University, necessary for the furtherance of its objects;

(10) to demand and receive such fees and other charges as may be prescribed by the

Ordinances;

(11) to supervise and control the residence and 16[to regulate the] discipline of students of the University and to make arrangements for promoting their health 17[x x x];

18[(11-A) to make special arrangements in respect of the residence, discipline and teaching of women students;

(11-B) to create administrative, ministerial and other 19[x x x] posts and to make appointments there to 20[x x x] 21[and determine their conditions of service in accordance with the statutes.]

22[(11-C) to regulate and enforce discipline among the employees of the University and to take such disciplinary measures as may be deemed necessary;

(11-D) to acquire, hold, manage and dipose of

property, movable or immovable, including trust or endowed property for the purposes of the University;

(11-E) 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;

(11-F) to declare a Department of Studies to be an autonomous Department; and.]

(12) to do all such other Acts and things whether incidental to the powers aforesaid or not as maybe requisite in order to further the objects of the University 23[x x x]

1. Clause (2) re-numbered as clause (a) thereof by Act 34 of 1972, Section 4

2. Inserted by Act 34 of 1972, Section 4

3. Inserted by Act 62 of 1981, vide Section 4(i)

4. Substituted by Act 34 of 1972, vide Section 4(ii)

5. The words "on approved persons" omit. by Section 3 (ii) Act LXII of 1951.

6. Substituted by Act 34 of 1972, vide Section 4(iii)

7. Inserted by Act 34 of 1972, Sec 4 (iv)

8. The words "any" omit, by *ibid.*

9. Substituted by Act 34 of 1972, vide Section 4(v)

10. Substituted for the words "and posts" *ibid.*

11. Added by Act 62 of 1981, vide Section 4(ii)

12. Clause 7-A, inserted by Act 34 of 1972, vide Section 4(vi)

13. Inserted by Section 3 of Act LXII of 1951.
14. Substituted by Act 62 of 1981, vide Section 4(iii)
15. Clause (9-A), inserted by Act 34 of 1972, Section 4(viii)
16. Inserted. by Act LXII of 1951.
17. The word "and" omitted by Act LXII of 1951.
18. Clauses 11-A and 11-D added by *ibid*.
19. The word " necessary" omitted by Act 34 of 1972, Section 4(ix)
20. The word" and", omitted by Act 34 of 1972, Section 4(ix)
21. Added by Act 62 of 1981, vide Section 4(iv).

22. clause (11-C) to (11-F), inserted by Act 34 of 1972, vide Section 4(x).

23. The words after the words "the University" omit. by *ibid.*

Section 6 - Recognition of degree

The degrees, diplomas and other academic distinctions granted or conferred to or on persons by the University shall be recognized by 1[the Central and State Governments] as are the corresponding degree, diplomas and other academic distinctions granted by any other University incorporated under any enactment.

1. The words "the Central and Provincial Government" were subs. by the ALO 1948 for "any Government in British India" which had been subs. by the ALO 1937 for "the Government" and the word "State." was later subs. by the ALO 1950 for the "Provincial".

Section 7 - Reserve Funds

The University shall invest and keep invested in securities in which trust funds may be invested in accordance with the law for the time being in force relating to trusts in 1[India] a sum of thirty lakhs of rupees as a permanent endowment to meet the recurring charges of the University other than charges in respect of Fellowships.

Scholarships, Prizes and Rewards:

Provided that -

(1) any Government securities as defined in the Indian Securities Act, 1920, which may be held by the University shall, for the purposes of this section, be reckoned at their face-value, and

(2) the aforesaid sum of thirty lakhs shall be reduced by such sums as, at the commencement of this Act, the 2[Central Government] shall by order in writing, declare to be the total capitalised value, for the purpose of this section-

(a) of all permanent recurring grants of money which have been made either to the Mohammadan

Anglo Oriental College. Aligarh, the Muslim University

Association or the Muslim University Foundation Committee, by any Ruler of a State in India; and (b) of the total income accruing from immovable property (not being land or buildings, in the occupation and use of the said College) which by the operation of this Act has been transferred to the University.

1. Substituted by Section 4 of Act XLII of 1951 for "Part A States and Part C States" which had been subs. by the ALO 1950 for the "the Provinces" which had been substituted by the ALO 1948 for "British India."

2. Substituted for "Governor General in Council" by the ALO 1937.

Section 8 - University open to all persons

1[The University shall be open to all persons (including the teachers and taught) of either sex and of whatever race, religion, creed caste or class:

Provided that nothing in this section shall be deemed to prevent religious instruction being given in the manner prescribed by the Ordinances to those who have consented to receive it.

1. Substituted by Act 62 of 1981, vide Section 5.

Section 9 - Section 9

1[* * *]

1. Section 9 omitted, by Section 6, of Act LXII of 1957.

Section 10 - Residence of students

Every student of the University shall reside either in a Hall 1[or a Hostel] or under such conditions as may be prescribed by the Ordinances.

1. Inserted by Act 34 of 1972, vide Section 6.

Section 11 - Teaching in the University

1[All recognised teaching in the University for the purpose of University degrees, diplomas and certificates shall be conducted 2[under the supervision of the Academic, Council and in accordance with the Statutes and Ordinances.]

1. Substituted by Section 7 of Act LXII of 1951.

2. Substituted by Act 34 of 1972, Section 6.

Section 12 - Power to establish and maintain High Schools and other institutions

1[(1) The University shall, subject to the Statutes, have power to establish and maintain High

Schools, within a radius of fifteen miles from the

University Mosque.

(2) The University may also, with the sanction of the Visitor and subject to the Statutes and the Ordinances 2[establish and maintain such Special Centres, Specialized Laboratories or such other institutions for research or instruction as are necessary for the furtherance of its objects either on its own or in co-operation or collaboration with any other institution.]

1. Substituted by Section 8 of Act LXII of 1951.

2. Substituted by Act 34 of 1972, Section 8.

Section 12A - Section 12A

1[x x x]

1. Section 12-A omitted by Act 34 of 1972, Section 9

Section 13 - The Visitor

(1) 1[The President] shall be the 2[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 institution maintained by the University, and also of the examinations, teaching and other work conducted or done by the University, and to cause and inquiry to be made in like manner in respect of any matter connected with the [administration or Finances of] the University 4[x x x].

5[(2-A) The Visitor shall, in every case, give notice to the University of his intention to cause an inspection or inquiry to be made and on receipt of such notice, the University shall have the right to make such representation to the Visitor

as it may consider necessary;

(2-B) After considering the representation, 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).

(2-C) 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 be present and be heard at such inspection or inquiry.]

(3) The 3[Visitor] may address the Vice-Chancellor with reference to the result of such inspection and inquiry, and the Vice-Chancellor shall communicate to the 6[Executive Council] the views of the 3[Visitor] with such advice as the 3[Visitor] may be pleased to offer upon the action to be taken thereon.

(4) The 6[Executive Council] shall communicate through the Vice-Chancellor to the 3[Visitor] such action, if any, as it is proposed to take or has been taken upon the result of such inspection or inquiry.

(5). Where the 3[Executive Council] does not within reasonable time take action to the satisfaction of the 3[Visitor] the 3[Visitor] may after considering any explanation furnished or

representation made by the 3[Executive Council] issue such directions as he may think fit and the 3[Executive Council] shall comply with such directions,

7[(6) 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 conformity with this Act, the Statutes or the Ordinance:

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, shall consider the same].

8[(7) The Visitor shall have such other powers as may be prescribed by the Statutes.]

1. Substituted by Act 34 of 1972, Section 8.

2. Substituted for "Governor-General" by the ALO 1950.

3. Substituted by Section 10 of Act LXII of 1951 for "Lord Rector" and "Court".

4. Inserted by Act 34 of 1972, vide Section 10(i).

5. All the words after the words "the University" omit. by Act LXII of 1951.

6. Substituted by Act 34 of 1972, vide Section 10(ii).

7. Inserted by Section 10(a) of Act LXII of 1951.

8. Inserted by Act 34 of 1972, vide Section 10(iii).

Section 14 - Section 14
1[* * *]

1. Omitted by Section 11 of Act LXII of 1951.

Section 15 - Chief Rector

1[The Governor of the State of Uttar Pradesh shall be Chief Rector of the University.]

1. Substituted by Act 34 of 1972, vide Section 11

Section 16 - Officers of the University

The following shall be officers of the University

- I. The Chancellor,
II. The Pro-Chancellor,

III. The Vice-Chancellor, 1[xxx];

2[(3-A) The Pro-Vice Chancellor, if any;]

3[(3B) The Honorary Treasurer.]

4[(3C) The Registrar]; (3D) The Finance Officer;]
(3-E) The Deans of faculties; and

5[* * *]

6[IV] Such other officers as may be declared by
the Statutes to be officer of the University.

1. The word "and" omit by Section 13 of Act LXII
of 1951 which was added by Act XI of 1945.

2. Inserted. by Section 13 of Act LXII of 1951.

3. Inserted by Act 62 of 1981, vide Section 6(i).

4. First Substituted by Act 34 of 1972, vide
Section 12 and again re-numbered, existing clauses
(3B), (3C) and (3D) shall be renumbered as clauses
(3C), (3D) and (3E) thereof respectively, by Act
62 of 1981, vide Section 6(ii).

5. Clause (iv) which read "The Pro-Vice Chancellor, and" omit. by Act XI of 1945.

6. Original Clause (5) re-numbered as (iv) by *ibid.*

Section 17 - The Chancellor

1[2[(1) The Chancellor of the University shall be elected by the Court in such manner and for such terms as may be prescribed by the Statutes]

1[(2) The Chancellor shall, by virtue of his office, be the Head of the University.]

(3) The Chancellor shall, if present, preside at the convocations of the University held for conferring degrees.

1. Sections 17 & 21, Substituted by Act 34 of 1972, vide Section 13 to 17.

2. Substituted by Act 62 of 1981, vide Section 7

Section 18 - The Pro-Chancellor

1[(1) The Pro-Chancellor shall be elected by the Court in such manner and for such terms as may be prescribed by the Statutes.]

(2) The Pro-Chancellor shall, in the absence of the Chancellor, preside over the convocations of the

University held for conferring degrees.

1. Substituted by Act 62 of 1981, vide Section 8.

Section 19 - The Vice-Chancellor

(1) The Vice-Chancellor shall be appointed by the visitor in such manner as may be prescribed by the Statutes.

(2) The 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 decisions of all the authorities of the University.

(3) The 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 Vice-Chancellor under this sub-section shall have the right to appeal against such action to the Executive Council within three months from the date on which decision on such action is communicated to him and thereupon the Executive Council may confirm, modify or reverse the action taken by the Vice-Chancellor.

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

Section 20 - The Pro-Vice-Chancellor

The Pro-Vice-Chancellor shall be appointed in such manner and shall exercise such power and perform such duties as may be prescribed by the Statutes.

Section 20A - The Honorary Treasurer

1[(1) The Honorary Treasurer shall be elected by the Court in such manner and for such term as may be prescribed by the Statutes.

(2) The Honorary Treasurer shall exercise such powers and perform such functions as may be prescribed by the Statutes.]

1. Inserted by Act 62 of 1981, vide Section 9.

Section 20B - The Registrar

1[(1) The Registrar shall be appointed in such manner as may be prescribed by the Statutes.

(2) The Registrar shall have the power to enter

into agreements, sign documents and authenticate records on behalf of the University and shall exercise such other power and perform such other duties as may be prescribed by the Statutes.

1. Existing Sections 20-A and 20-B, re-numbered as Section 20-B and 20-C respectively, by Act 62 of 1981, vide Section 9.

Section 20C - The Finance Officer

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.]

Section 21 - Power of other officers

The power of officers other than the Chancellor, the Pro-Chancellor, 1[the Honorary Treasurer] the Vice-Chancellor, the Pro- Vice-Chancellor, the Registrar and the Finance Officer shall be prescribed by the Statutes.

1. Inserted by Act 62 of 1981, vide Section 10.

Section 22 - Authorities of the University
The following shall be the authority of the
University- I. The Court,
II. The Executive Council,

III. The Academic Council 1[x]

2(3 A) The Finance Committee:

3[(3-B) The Faculties; 4[and]

5(3-C) [x x x]

IV. Such other authorities as may be declared by
the Statutes to be authorities of the

University.

1. The words "and" omit, by Section 16 of Act LXII of 1951.
2. Inserted by Act 62 of 1981, vide Sec 11 (i)
3. Added items 3A and 3B by Sec 16 of Act LXII of 1951.
4. The word and inserted by Act 62 of 1981, vide Section 11(h)
5. Inserted by Act 34 of 1972, vide Section 18(iii) and then omitted by Act 62 of 1981, vide Section 11 (iii)

Section 23 - The Court

1[(1) The Court shall consist of the Chancellor, the Pro-Chancellor, the Vice-Chancellor and the Pro- Vice-Chancellor (if any) for the time being, and such other persons as may be specified in the Statutes.

(2) The Court shall be the supreme governing body, of the University and shall exercise all the powers of the University, not otherwise provided for by this Act, the Statutes, the Ordinances and the Regulations and it shall have power to review the acts of the Executive and the Academic Councils (save where such Councils have acted in accordance with powers conferred on them under this Act, the Statutes or the Ordinances).

(3) Subject to the provisions of this Act, the Court shall exercise the following powers and perform the following duties, namely:-

(a) to make Statutes and to amend or repeal the same; (b) to consider Ordinances;

(c) to consider and pass resolutions on the annual report, the annual accounts and the financial estimates;

(d) to elect such persons to serve on the authorities of the University and to appoint such officers as may be prescribed by this Act or the Statutes; and

(e) to exercise such other powers and perform such other duties as may be conferred or imposed [it by this Act or the Statutes.]

1. Substituted by Act 62 of 1981, vide Section 12.

Section 24 - The Executive Council

1[x x x] The Executive Council shall be 2[the principal body] of the University. Its constitution and the term of office of its members and its powers and duties shall be prescribed by the statutes.

1. The figure and brackets "(1)" rep. by Such. II of Act VII of 1924.

2. Substituted by Act- 34 of 1972, vide Section 20, for the words "The executive body"

Section 25 - The Academic Council

(1) The Academic Council shall be 1[the principal academic body] of the University and shall subject to the provisions of this Act, the Statutes and the Ordinances, 2[co-ordinate and

exercise general supervision over the academic policies of the University].

(2) The constitution of the Academic Council and the term of office of its members and its powers and duties shall be prescribed by the Statutes.

1. Substituted by Act 34 of 1972, vide Section 21(i), for the words "the academic body"

2. Substituted by Act 34 of 1972, vide Section 21(ii).

Section 26 - Other authorities of the University

The constitution powers 1[and functions of the Finance Committee and 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.

1. Substituted by Act 62 of 1981, vide Section 13.

Section 26A - Disqualifications for membership

1[A person shall be disqualified for being chosen as, and for being, a member of any of the authorities of the University if he is not a citizen of India.]

1. Instituted by Act 62 of 1981, vide Section 14

Section 27 - Power to make Statutes

1[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 of the University 2[x x x] and such other authorities as may be constituted from time to time;

(b) the election and continuance in office of the members of the said authorities, the filling of vacancies of members, and all other matters relative to those authorities for which it maybe necessary or desirable to provide;

3[(c) the manner of election* or appointment, as the case may be, of the Chancellor, the

Pro-Chancellor, the Vice-Chancellor and other officers of the University;]

(d) the manner of appointment of teachers and other academic staff and their emoluments; (e) the manner of appointment of employees other than teachers and other academic staff

of the University and their emoluments;

(f) the manner of appointment of teachers and other academic staff working in any other

University or institution for a specified period for undertaking a joint project;

(g) the conditions of service of employees including the provision for pension, insurance and provident fund, the manner of termination of service and disciplinary action;

(h) the principles governing seniority of service of employees;

(i) the procedure for arbitration in cases of dispute between employees or student and the

University;

(j) the procedure for appeal to the Executive Council by any employee or students against the action of any officer or authority of the University;

(k) the establishment and recognition of Students Union or associations of teachers, academic staff or other employees of the University; -

(1) all other matters which by this Act are to be, or may be, provided by the

Statutes.

1. Substituted by Act 34 of 1972, vide Section 23.
2. The words "the Finance Committee" omitted by Act 62 of 1981, vide Section 15(i)

3. Substituted by Act 62 of 1981, vide Section 15
(ii)

Section 28 - Statutes

1[(1) On the commencement of the Aligarh Muslim University (Amendment) Act, 1981, the Statutes in force immediately before such commencement, as amended by that Act, shall be the Statutes of the University.

(2) After the commencement of the Aligarh Muslim University (Amendment) Act, 1981, the Court may, notwithstanding anything contained in sub-section (1), make new or additional Statutes or may amend or repeal the Statutes referred to in sub-section (1) in the manner hereinafter provided in this section.

(3) The Executive Council may propose to the Court the draft of any Statute for its consideration and such draft shall be considered by the Court at its next meeting:

Provided that the Executive Council shall not propose the draft of any Statute or of any amendment of a 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 upon the proposal and any opinion so expressed shall be considered by the Court.

(4) The Court may approve any such draft as is referred to in sub-section (3) or reject it or return it to the Executive Council for reconsideration, either in whole or in part, together with any amendments which the Court may suggest.

(5) Any member of the Court may propose to the Court, the draft of any Statutes and the Court may reject the proposal or refer such draft for consideration to the Executive Council, which may either reject the proposal or submit the draft to the Court in such form as the Executive Council may approve and the provisions of this section shall apply in the case of any draft so submitted as they apply in the case of a draft proposed by the Executive Council.

(6) No new Statute or amendment or addition or repeal of any Statute shall come into force unless it is approved by the Visitor, who may sanction or disallow it, or return it for further consideration.]

1. Substituted by Act 62 of 1981 vide Section 16.

Section 29 - Power to make Ordinances

1[(1) Subject to the provisions 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 enrollment as such;

(b) the courses of study to be laid down for all degrees, diplomas and certificates of the

University;

(c) 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;

(d) the fees to be charged for courses of study in the University and for admission to the examinations, degrees and diplomas of the University;

(e) the conditions of the award of fellowships, scholarships, studentships, exhibitions, medals and prizes;

(f) the conduct of examinations, including the terms of office and manner of appointment and the duties of examining bodies, examiners and moderators;

2[(g) the remuneration to be paid to the examiner, moderator, invigilator and tabulator;]

(h) the conditions 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 for them of special courses of studies;

(j) the giving of religious instruction;

(k) the emoluments and the terms and conditions of service of 3[academic and other staff of the University.]

(l) the maintenance of High Schools and other institutions in accordance with the provisions of section 12;

4[(m) the establishment of Centres of

Study, Boards of Study, Inter-Disciplinary Committees, Special Centres, Specialised Laboratories, Committees on advanced Study and Research, Committees of Department and Centres, Admission Committees, Examination Committee, Boards of Residence and Halls, Discipline Committee, Cultural Committee, Social Service Committee, Games Committee and Student's Advisory Committees;

(n) the manner of co-operation and collaboration with other Universities and authorities including learned bodies or associations; (o) the creation, composition and functions of any other body which is considered necessary for improving the academic life of the University;

(p) such other terms and conditions of teachers as are not prescribed by the statutes; and

(q) all other matters which by this Act or the Statutes may be provided for by the

Ordinance;]

5[(2) The Ordinances in force immediately before the commencement of the Aligarh Muslim University (Amendment) Act, 1972, may be amended,

repealed or added to at any time by the Executive Council, provided that -

(i) in making the Ordinances in respect of the matters enumerated in sub-section (1) other than those enumerated in clauses (k) and (p), the Executive Council shall act on the recommendation of the Academic Council ;]

(ii) 6[x x x]

(3) The Executive Council shall not have power to amend any draft proposed by the Academic Council under the provisions of sub-section (2) but may reject the proposal or return the draft to the Academic Council for reconsideration, either in whole or part, together with any amendments which the Executive Council may suggest.

7[(4) Where the Executive Council has rejected or returned the draft of an Ordinance proposed by Academic Council, the Academic Council may consider the question a fresh and in case the original draft is reaffirmed by majority of not less than two-thirds of the members present and voting and more than half the total number of members of the Academic Council, the draft may be sent back to the Executive Council which shall either adopt it or refer it to the Visitor whose decision shall be final.

(5) Every Ordinance made by the Executive Council shall come into effect immediately.

(6) Every Ordinance made by the Executive Council shall be submitted to the Visitor within two weeks. 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 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 shall be final.]

1. Substituted for Sections. 29 and 30 by Act LXII of 1951.

2. Substituted by Act 34 of 1972, vide Section 25(i)

3. Substituted by Act 34 of 1972, vide Section 25(ii), for the words "teachers of the University."

4. Substituted by Act 34 of 1972, vide Section 25(iii)

5. Substituted by Act 34 of 1972, vide Section 25(b). '

6. Omitted by Act 62 of 1981, vide Section 17.

7. Substituted by Act 34 of 1972, vide Section 25(c)

Section 30 - Section 30

1[x x x]

1. Omitted by Act 62 of 1951.
Section 31 - Regulations

(1) The authorities of the University may make

Regulations consistent with this Act, the Statutes and the Ordinance -

(a) laying down the procedure to be observed at their meetings and the number of members required to form a quorum;

(b) providing for all matters which by this Act, the Statutes or the Ordinances, are to be prescribed by Regulations; and

(c) providing for all other matters solely concerning such authorities or committees appointed by them not provided for by this Act, the Statutes and 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 meetings and of the business to be considered at meetings and for the keeping of a record of the proceedings of meeting.

1(3) The Executive Council may direct the amendment in such manner as it may specify, of any Regulation made under this section 2[other than any Regulation made the Court] or the annulment of any such regulation:

3[x x x]

1. Added by Act LXII of 1951.
2. Inserted by Act 62 of 1981, vide Section 18.
3. The proviso omitted by Act No. 19 of 1965.

Section 32 - Section 32

1[x x x]

1. Omitted by Section 23 of LXII of 1951.

Section 33 - Examinations

(1) All arrangements for the conduct of the examinations shall be made, all the examiners shall be appointed by the 1[Executive Council on

the recommendation of the Academic Council.]

(2) 2[x x x]

(3) The Academic Council shall appoint examination committees, consisting of members of its own body or of other persons or of both, as it thinks fit, to moderate examination questions, 3[and to prepare and publish] the results of the examinations.

4[x x x]

1. Substituted for "the Academic Councils in such manner as may be prescribed by the ordinance" by *ibid*

2. Omitted by Act 62 of 1951.

3. Substituted for the words 'to prepare' by *ibid*.

4. The words "and report such results to the

Executive Council for publication" omit by *ibid.*

Section 34 - Annual Report

1[(1) The Annual Report of the University shall be prepared under the direction of the Executive Council and shall be submitted to the Court on or after such date as may be prescribed by the Statutes and the Court shall consider the Report in its annual meeting.

(2) The Court shall submit the Annual Report to the Visitor and also to the Chancellor along with its comments, if any.]

2[(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 Houses of Parliament.]

1. Substituted by Act 34 of 1972, vide Section 26.

2. Inserted, by Act 62 of 1981 vide Section 19.

Section 35 - Annual accounts

1[(1) The annual accounts and balance-sheet of the University shall be prepared under the direction of the Executive Council and shall, be prepared under the direction of the 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 person or persons as he may authorise in this behalf.

(2) A copy of the annual accounts, together with the audit report thereon, shall be submitted to the Court and the Visitor along with the observations of the Executive Council.

(3) Any observations made by the Visitor on the annual accounts shall be brought to the notice of the Court and the observations of the Court, if any, shall, after being considered by the 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 Houses of Parliament.

(5) The audited annual accounts, after having been laid before both the House of Parliament, shall be published in the Gazette of India.

2[x x x]

1. Inserted, by Act 62 of 1981 vide Section 19.

2. Omitted by Section 7 of Act No. 19 of 1965.

Section 36 - Conditions of service of employees

(1) Every 1[employee] of the University shall be appointed on a written contract, which shall be lodged with the University and a copy of which shall be furnished to the 2[employee] concerned.

(2) Any dispute arising out of a contract between the University and any of his 3[employees] shall

at the request of the [employee] concerned, be referred to a Tribunal of arbitration consisting of

one member appointed by the Executive Council, one member nominated by the 3[employee] concerned and an umpire appointed by the 4[Visitor] The decision of the tribunal shall be final, and no suit shall lie in any Civil Court in respect of the matters decided by the tribunal. Every such request shall be deemed to be a submission to arbitration upon the terms of this section with the meaning of the Indian Arbitration Act, 1899 and all the provisions of that Act, with the exception of section 2 thereof shall apply accordingly.

1. Substituted by Act 34 of 1972, vide Section 28(i), for the words "Salaried officer and teacher".

2. Substituted by Act 34 of 1972, vide Section 28(b) for the words "officer or teacher".

3. Substituted by Act 34 of 1972, vide Section 28(ii)

4. Substituted for the words 'Visiting Board' by Act LXII of 1951.

5. See also the Arbitration Act, 1990 (x of 1940).

Section 36A - Procedure of appeal and arbitration in disciplinary cases against students

1[(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 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 a year, may, within ten days of the date of receipt of such order or copy of such resolution by him, appeal to the Executive Council and the Executive Council may confirm, modify or reverse the decision of the Vice-Chancellor or the Committee, as the case may be.

(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) of Section 36 shall, as far as may be, apply to the reference made under this

sub- section.

1. Sections -36-A and 36-B, inserted by Act 34 of 1972, vide Section 29.

Section 36B - Right to appeal

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 Executive Council against the decision of any officer or authority of the University and thereupon the Executive Council may confirm, modify or reverse the decision appealed against.]

Section 37 - Pension or Provident Funds or Insurance Scheme

(1) The University shall constitute for the benefit of its officers, teachers and servants such

1[pension or provident fund or provide such

insurance scheme] as it may deem fit in such manner and subject to such conditions as may be prescribed by the Statutes.

(2) Where such provident or pension fund has been so constituted, the 2[Central Government] may declare that the provisions of the Provident Funds Act, 3[1925], shall apply to such fund, as if it were a Government provident fund.

1. Substituted for the words "Provident and Pension Funds" by Act LXII of 1951.

2. Substituted for the words "Governor General in council" by ALO 1937.

3. Substituted for the figure "1897" by Act LXII of 1951.

Section 38 - Casual vacancies

1[x x x]

(2) 2[* * *] 3[* * *] casual vacancies in 4[any office or in any authority] shall be filled up by the authority which has power to appoint to the office or authority.

5[x x x]

1. Substituted (1) omitted by Act 62 of 1951

2. The words and figures "subject to the provisions of section (3) of Section", omitted by Act 34 of 1972, vide Section 30.

3. The word "other" omitted, by *ibid*.

4. Substituted for the words "any office of any authority" by *ibid*.

5. In sub-section (2) the words beginning with "Provided that" and ending with "meeting of court" omitted by Act No. 19 of 1965.

Section 39 - Proceedings of University authorities

not in validated by vacancies

No act or proceeding of any authority of the University shall be invalidated merely by reason of the existence of a vacancy or vacancies among its members.

Section 40 - Protection of action taken in good faith

1[No suit or other legal proceeding 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 the provisions of this Act, Statutes or Ordinances.

1. Sections 40 and 41 inserted by Act 34 of 1972, vide Section 31.

Section 41 - Mode of proof of University record

1[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 Registrar, shall be received as prima facie evidence of such receipt, application, notice, order, proceeding or resolution, document or the existence of entry in the register and shall be admitted as evidence of the matters and transactions therein where the original thereof would, if produced, have been admissible in evidence, notwithstanding anything contained in the Indian Evidence Act, 1872 (1 of 1872) or in any other law for the time being in force.]

1. Sections 40 and 41 inserted by Act 34 of 1972, vide Section 31.

Schedule - THE SCHEDULE

1THE SCHEDULE [See Section 28(1)]
THE STATUTES OF THE UNIVERSITY

21. The Chancellor--

(1) The Chancellor shall be elected by the Court by a simple majority.

(2) The Chancellor shall hold office for a term of three years and shall be eligible for re-election.

(3) The Chancellor shall, if present, preside over the meetings of the Court.

(4) Every proposal for the conferment of an honorary degree shall be subject to confirmation by the Chancellor.

1-A. The Pro-Chancellor.--

(1) The Pro-Chancellor shall be elected by the Court by a simple majority.

(2) The Pro-Chancellor shall hold office for a term of three years and shall be eligible for re-election.

(3) Any casual vacancy in the office of the Pro-Chancellor shall be filled by the Chancellor on the recommendation of the Executive Councils and the person so appointed shall hold office until the next annual meeting of the Court.

(4) The Pro-Chancellor shall, in the absence of

the Chancellor, perform the functions of the
Chancellor.

2. The Vice-Chancellor.--

2[(1) The Vice-Chancellor shall be appointed by the Visitor from a panel of at least three persons recommended by the Court from a panel of five persons recommended by the Executive Council:

Provided that if the Visitor does not approve of any of the persons recommended by the

Court, he may call for fresh recommendations.

(2) The Committee referred to in clause (1) shall consist of three persons, none of whom are employees of the University or members of the Court, Executive Council or Academic Council. Out of the three persons, two shall be nominated by the Executive Council and one by the Visitor and the Visitor shall appoint one of the three persons so nominated to be the Chairman of the Committee.

(3) The Vice-Chancellor shall be a whole-time

salariated officer of the University.

(4) The 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:

Provided further that the Visitor may direct that a Vice-Chancellor, whose term of office has expired, shall continue in office for such period, not exceeding a total period of one year, as may be specified in the direction.

(5) Notwithstanding anything contained in clause (4), a person appointed as Vice-Chancellor shall if he completes the age of sixty-five years during the term of his office or any extension thereof, retire from office.

(6) The emoluments and other terms and conditions of service of the Vice-Chancellor shall be such as may be prescribed by the Ordinances.

(7) If the office of the 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 Pro-Vice-Chancellor shall discharge the duties of the Vice-Chancellor until a new assumes office:

Provided that if the Pro-Vice-Chancellor is not available the senior-most Professor shall discharge the duties of the Vice-Chancellor until a new Vice-Chancellor assumes office.

3. Powers and duties of the Vice-Chancellor.--

(1) The Vice-Chancellor shall be the ex officio Chairman of the Court, the Executive Council, the Academic Council and the Finance Committee, and shall, in the absence of the Chancellor and the Pro-Chancellor, preside at the convocation held for conferring degrees. He shall be entitled to be present at, and to address, any meeting of any authority or other body of the University he 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 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 Vice-Chancellor shall have the power to convene or cause to be convened meetings of the

Court, the Executive Council, the Academic Council and the Finance Committee.

4. Pro-Vice-Chancellor. --

(1) The Pro-Vice-Chancellor shall be appointed by the Executive Council on the recommendation of the Vice-Chancellor on such terms and conditions as may be laid down in the Ordinances:

Provided that where the recommendation of the Vice-Chancellor is not accepted by the Executive Council, the matter shall be referred to the Visitor who may either appoint the person recommended by the Vice-Chancellor or ask the Vice-Chancellor to recommend another person to the Executive Council:

Provided further that the Executive Council may, on the recommendation of the Vice-Chancellor appoint a professor to discharge the duties of the Pro-Vice-Chancellor in addition to his own duties as a Professor.

(2) The term of office of the Pro-Vice-Chancellor

shall be such as may be decided by the Executive Council, but it shall not in any case exceed five years or until the expiration of the term of office of the Vice-Chancellor whichever is earlier and shall be eligible for re-appointment:

Provided that the Pro-Vice-Chancellor shall retire on attaining the age of sixty-five years.

(3) The emoluments and other terms and conditions of service of the Pro-Vice-Chancellor shall be such as may be prescribed by the Ordinances.

(4) The Pro-Vice-Chancellor shall assist the Vice-Chancellor in respect of such matters as may be specified by the Vice-Chancellor in this behalf from time to time and shall also exercise such powers and perform such duties as may be assigned or delegated to him by the Vice-Chancellor.

3[4-A. [Honorary Treasurer.--

(1) The Honorary Treasurer shall be elected by the Court by a simple majority.

(2) The Honorary Treasurer shall hold office for a term of three years and shall be eligible for re-

election for another term.

(3) The Honorary Treasurer shall hold office on such terms and conditions as may be prescribed by the Ordinances.

(4) The Honorary Treasurer shall be a member of the Finance Committee and shall exercise general supervision over the funds of the University.]

5. Registrar. --

(1) The Registrar shall be as hole time salaried employee of the University and shall be appointed on the recommendation of a Selection Committee constituted for the purpose.

(2) The emoluments and other terms and conditions of service of the Registrar shall be such as may be prescribed by the Ordinances:

Provided that the Registrar shall retire on attaining the age of sixty years: Provided further that notwithstanding his attaining the age of sixty years, he shall continue in office until his successor is appointed and enters upon his office.

(3) When the office of the Registrar is vacant or when the Registrar 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 Vice-Chancellor may appoint for the purpose.

(4) (a) The Registrar shall have power to take disciplinary action against such of the employees of the University as may be specified in the orders of the 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.

(b) An appeal shall lie to the Vice-Chancellor against any order of the Registrar imposing any of the penalties specified in item (a).

(c) In a case where the inquiry discloses that a punishment beyond the powers of the Registrar is called for, the Registrar shall, upon conclusion of the inquiry, make a report to the Vice-Chancellor along with his recommendation:
Provided that an appeal shall lie to the Executive Council against an order of the

Vice-Chancellor imposing any penalty.

(5) The Registrar shall be ex officio Secretary of the Executive Council, the Academic Council and the Faculties, but shall not be deemed to be a member of any of these authorities. He shall be ex officio Member-Secretary of the Court.

(6) It shall be the duty of the Registrar, -

(a) to be the custodian of the records, the common seal and such other property of the

University as the Executive Council shall commit to his charge;

(b) to issue all notices convening meetings of the Court, Executive Council, Academic council and Faculties, the Boards of Studies, the Boards of Examiners and of any committees appointed by the authorities of the University;

(c) to keep the minutes of all the meetings of the Court, Executive Council, Academic

Council, Faculties and of any committees appointed by the authorities of the University;

(d) to conduct the official correspondence of the Court, Executive Council and Academic

Council ;

(e) to arrange for and superintend the examinations of the University in accordance with the manner prescribed by the Ordinances;

(f) 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 the meetings;

(g) 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

(h) 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 Executive Council or the Vice-Chancellor.

6. Finance Officer. --

(1) The Finance Officer shall be a whole-time salaried employee of the University and shall be appointed on the recommendations of a Selection Committee constituted for the purpose 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 60 years:

Provided further that notwithstanding his attaining the age of 60 years, he shall continue in office until his successor is appointed and enters upon his office or for a period of one year whichever is earlier.

(2) When the office of the Finance Officer is vacant or when the Finance Officers, 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 Vice-Chancellor may appoint for the purpose.

(3) The Finance Officer shall be ex officio

Secretary of the Finance Committee, but shall not be deemed to be a member of such Committee.

2[(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 Executive Council or as may be prescribed by these Statutes or the Ordinances:

Provided that the Finance Officer shall not incur any expenditure or make any investment exceeding ten thousand rupees without the previous approval of the Executive Council.]

(5) Subject to the control of the Executive council, the Finance Officer shall--

(a) hold and manage the property and investments including trust and endowed property; (b) ensure that the limits fixed by the Finance Committee 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;

(c) 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 Executive Council ;

(d) keep a constant watch on the state of the cash and bank balances and on the state of investment;

(e) watch the progress of the collection of revenue and advise on the methods of collection employed;

(f) have the accounts of the University regularly audited by an internal audit party;

(g) 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, Special Centres, Specialised laboratories, colleges and institutions maintained by the University;

(h) call for explanation for unauthorised expenditure and for other financial irregularities and suggest disciplinary action against the persons at fault; and

(i) call for from any office, college or institution under the University any information or returns that he may consider necessary for the performance of his duties.

(6) The receipt of the Finance Officer or of the

person or persons duly authorised in this behalf by the Executive Council for any money payable to the University shall be sufficient discharge for payment of such money.

7. Deans of Faculties.--

(1) Every Dean of a Faculty shall be appointed by the Vice-Chancellor from among the Professors in the Faculty for a period of three years and shall be eligible for re-'appointment:
Provided that a Dean on attaining the age of sixty years shall cease to hold office as such:

Provided further that the persons holding office as Principal of the Jawaharlal Nehru Medical College and the Zakir Hussain Engineering College on the commencement of the Aligarh Muslim University (Amendment) Act, 1972, shall continue to hold the office of the Deans or their respective Faculties until the expiry of their term of office.

(2) 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 Vice-Chancellor

may appoint for the purpose.

(3) 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.

(4) The Dean shall have the right to be presented 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. Chairman of Departments. --

4[In the case of Departments which have more than one Professor, the [Chairman of Department] shall be appointed by the Executive Council on the recommendation of the Vice-Chancellor from among the Professors. In the case of Departments where there is only one Professor, the Executive Council shall have the option to appoint on the recommendation of the Vice-Chancellor, either the Professor or a Reader as the 1[Chairman of the Department], 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. A 4[Chairman of a Department] may

resign his office at any time during his tenure or also to decline the offer of appointment as the 1[Chairman of the Department].

9. 5
* * *]

10. Dean of Students' Welfare.--

(1) The Dean of Students Welfare shall be appointed from amongst the teachers of the University not below the rank of Reader, by the Executive Council on the recommendation of the Vice- Chancellor.

(2) The Dean so 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 Executive Council may, if it is considered necessary, appoint, on the recommendation of the Vice-Chancellor, a teacher, not below the rank of a Reader to discharge the duties of the Dean Students' Welfare in addition to his duties and in such a case the Executive Council may sanction a suitable

allowance.

(3) The 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 Vice-Chancellor may appoint for the purpose.

(5) The duties and powers of the Dean of Students' Welfare shall be prescribed by the Ordinances.

11. Provost.--

(1) A Provost shall be appointed by the Executive Council on the recommendation of the Vice-Chancellor and shall exercise such powers and perform such duties as may be assigned to him by

the vice-Chancellor.

(2) A Provost shall hold office for a term of two years and shall be eligible for re-appointment.

12. Proctor.--

(1) The proctor shall be appointed by the Executive Council on the recommendation of the Vice-Chancellor and shall exercise such powers and perform such duties as may be assigned to him by the Vice-Chancellor.

(2) The Proctor shall hold office for a term of two years and shall be eligible for re-appointment.

13. Librarian.--

(1) The Librarian shall be appointed by the Executive Council on the recommendation of a

Selection Committee constituted for the purpose and shall be a whole-time officer of the University.

(2) The Librarian shall be the head of the Department of Library Science and shall exercise such powers and perform such duties as may be assigned to him by the Executive Council.

14. Court.--

2[(1) The Court shall consist of the following members, namely:

Ex officio members

(i) Chancellor;

(ii) Pro-Chancellor; (iii) Vice-Chancellor;
(iv) Pro-Vice-Chancellor;

(v) Honorary Treasurer;

(vi) All Ex-Vice-Chancellors; (vii) All Deans of Faculties;
(viii) Dean of Students Welfare; (ix) Librarian;

(x) Registrar;

(xi) Five Provosts by rotation according to seniority; (xii) Proctor;
Representatives of the Departments and Colleges

(xiii) Twenty Chairmen of Departments, by rotation according to seniority; (xiv) Principals of Colleges;
Representatives of teachers other than Chairmen of Departments and Principals of Colleges

(xv) Two Professors, who are not Chairmen of Departments, to be elected from amongst themselves;

(xvi) Three Readers to be elected from amongst themselves;

(xvii) Five Lecturers to be elected from amongst themselves; Representatives of Schools maintained by the University

(xviii) Two Principals of Schools maintained by the University by rotation according to seniority;

Representatives of non-teaching staff

(xix) Five representatives of non-teaching staff, to be elected from amongst themselves;

Representatives of ex-students

(xx) Twenty-five representatives of ex-students to be elected by the Alumni (Old Bays') Association;

Representatives of donors

(xxi) Ten representatives of donors who have donated at least a sum of ten thousand rupees or transferred property worth at least ten thousand rupees to the University, to be elected from amongst themselves;

Representatives of learned professions, industry and commerce

(xxii) Ten persons representing the learned professions, industry and commerce, to be elected by the Court;

Representatives of the All-India Muslim Education Conference;

(xiii) Five representatives of the All-India Muslim Education Conference;
Representatives of Parliament

(xxiv) Ten members of Parliament six to be elected by the House of the People (Lok Sabha) from amongst its members and four to be elected by the Council of States (Rajya Sabha) from amongst its members;

Representatives of Muslim culture and learning

(xxv) Fifteen persons representing Muslim culture and learning to be elected by the Court, of whom ten shall be persons residing outside the State of Uttar Pradesh;

(xxvi) Six persons representing Muslim Colleges of Oriental Learning In India, to be elected by the Court;

(xxvii) Four persons from amongst the Chairmen (including Presidents) of the Wakf Boards

constituted under the Wakf Act, 1954 (29 of 1954), or under any other law in force in a State, to be elected by the Court;

(xxviii) Two persons representing Urdu language and Literature, to be elected by the Court;

(xxix) Five persons representing Muslim Educational and Cultural Societies situated outside the State of Uttar Pradesh, to be elected by the Court;

Representatives of students

(xxx) (a) President, Vice-President, Secretary and one nominee of the Executive Council of the Students' Union ex officio;

(b) Eleven students to be elected by a simple majority by students of the various faculties classified into groups in the manner prescribed by the Ordinances;

Nominated persons (xxxi) Five persons to be nominated by the Visitor; (xxxii) One person to be nominated by the Chief Rector; (xxxiii) One person to be nominated by the Chancellor:

Provided that in making nominations under items

(xxxi) to (xxxiii), due regard shall

be had to the representation of the different areas of the country in view of the All- India character of the University:

Provided further that no employee of the University shall be eligible to be a member under items (xx) to (xxix) or under items (xxxi) to (xxxiii).

(2) All the members of the Court, other than ex officio members and members representing students, shall hold office for a term of three years.

(3) An ex officio member shall cease to be a member of the Court as soon as he vacates the office by virtue of which he is such a member.

(4) Members representing students shall hold office for a period of one year or till such time as they continue to be students, whichever is earlier.";

15. Meeting of the Court.--

(1) An annual meeting of the Court shall be held on a date to be fixed by the Executive Council unless some other date has been fixed by the Court

in respect of any year. At an annual meeting a report of the working of the University during the previous year, together with a statement of the receipts and expenditure and their balance-sheet, as audited, and the financial estimates for the next year shall be presented and any vacancies among the members of the Executive Council which are to be filled up by the Court shall be filled.

(2) A copy of the statement of receipts and expenditure, the balance-sheet and the financial estimates referred to in clause (1) shall be sent to every member of the Court at least seven days before the date of the annual meeting.

2[(3) One third of the members of the Court shall form a quorum for a meeting of the Court.]

(4) Special meeting of the Court may be convened by the Executive Council or the Vice-Chancellor, or, if there is no Vice-Chancellor by the Pro-Vice-Chancellor, or if there is no Pro-Vice-Chancellor, by the Registrar:

Provided that a special meeting of the Court shall also be called if 1[one third of the members] of the Court make a requisition in writing in this behalf.

16. Executive Council.--

2[(1) The Executive Council shall consist of the following members, namely-- (i) Vice Chancellor; (ii) Pro-Vice-Chancellor; (iii) Honorary Treasurer; (iv) Five Deans of Faculties, by rotation according to seniority;

(v) Two Principals of Colleges, other than the Principal of the Women's College by rotation according to seniority;

(vi) Principal, Women's College

(vii) One Provost, by rotation according to seniority; (viii) Proctor;

(ix) Six members of the Court, none of whom shall be an employee of the University to be elected from amongst themselves;

(x) Two representatives of Professors and Readers to be elected from amongst themselves;

(xi) Two representatives of Lecturers to be elected from amongst themselves; (xii) Three persons to be nominated by the Visitor;

(xiii) One person to be nominated by the Chief Rector:

Provided that no employee of the University shall be eligible for nomination under items (xii) and (xiii).

(2) All the members of the Executive Council other than ex officio members, shall hold office for a term of three years.

(3) Fifteen members of the Executive Council shall form a quorum for a meeting of the Executive Council.

17. Powers and functions of Executive Council. --

(1) The 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 provision of the Act, the Statutes and Ordinances, the Executive Council shall, in addition to all other powers vested in

it have, the following powers, namely:

(i) to appoint Registrar, Finance Officer, Librarian, Principals of Colleges and institutions established by the University and such Professors, Readers, Lecturers and other members of the teaching and academic staff as may be necessary, on the recommendation of the Selection Committee constituted for the purpose:

Provided that no action shall be taken by the Executive Council in respect of the number, qualifications and the emoluments of teachers, without consideration of the recommendations of the Academic Council ;

(ii) to appoint members of the administrative staff; (iii) to grant leave of absence to any officer of the University, other than the Chancellor, and the Vice-Chancellor and to make the necessary arrangements for the discharge of the function of such officer during his absence;

(iv) 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;

(v) to manage and regulate the finance, accounts,

investments, property, business and all other administrative affairs of the University, and for that purpose, to appoint such agents as it may think fit;

(vi) to invest any money belonging to the University, including any applied income, in such stocks, funds, shares or securities as it shall 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;

(vii) to transfer or accept transfers of any movable or immovable property on behalf of the

University;

(viii) to provide the buildings, premises, furniture and apparatus and other means needed for carrying on the work of the University;

(ix) to enter into, vary, carry out and cancel contracts on behalf of the University;

(x) to entertain, adjudicate upon, and if thought fit, to redress any grievances of the officers of the University, the teaching staff, the students and the University servants, who may

for any reason feel aggrieved;

(xi) to appoint examiners and moderators and if necessary to remove them and to fix their fees, emoluments and travelling and other allowances, after consulting the Academic Council ;

(xii) to maintain a register of donors to the University;

(xiii) to select a common seal for the University and provide for the custody and use of such seal ;

(xiv) to make such special arrangements as may be necessary for the residence and discipline of women students;

(xv) to delegate any of its powers to the Vice-Chancellor, Pro- Vice-Chancellor the 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;

(xvi) to institute fellowships, scholarships, studentships, medals and prizes; and

(xvii) to exercise such other powers and perform

such other duties as may be conferred or imposed on it by the Act or the Statutes.

18. Academic Council.--

(1) The Academic Council shall consist of the following members, namely: (i) Vice Chancellor; (ii) Pro-Vice-Chancellor; (iii) Deans of Faculties; (iv) 2[Chairmans of Departments of Studies]; (v) Principals and Head of Institutions; (vi) Dean of Students Welfare;

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(viii) Librarian;
(ix) Five professors other than the 2[Chairman's of Departments]; (x) Five readers others than the 2[Chairman of Departments];
(xi) Five lecturers;

(xii) Five persons not being in the service of the University, co-opted by the Academic Council for their special knowledge, provided that not more than two persons shall be co- opted from subjects

assigned to any one faculty;

3[(xiii) The President, Students Union;

(xiv) Two post graduate students one research student and one under graduate student to be elected by the students from amongst themselves;

Provided that no student member of the Academic Council shall participate in the discussions in respect of matters relating to examinations, Selection Committees, appointment and conditions of service of the teaching staff.

(2) The members of the Academic Council other than ex officio member 3[and student members]

shall hold office for a term of two years.

3[(2A) The President, Students Union shall hold office for so long as he continues to hold the office of the President, Students Union, and every other students member shall hold office for a period of one year:

Provided that a student member shall cease to hold office upon his ceasing to be student of the University].

19. Powers of the Academic Council.--

Subject to the Act, the Statutes and the Ordinances, the Academic Council shall, in addition to all others powers vested in it, have the following powers, namely:

(a) to exercise general supervision over the academic policies of the University and to give directions regarding, methods of instruction, co-operative teaching among colleges, evaluation or research of improvements in academic standards;

(b) to bring about inter or faculty co-ordination to establish or appoint committees of

Boards, for taking up projects on an inter-faculty basis;

(c) to consider matters of general academic interest either at its own initiative or referred to by a Faculty, or the Executive Council and to take appropriate action thereon; and

(d) to frame such regulations and rules consistent with the Statutes and Ordinances

regarding the academic functioning of the University, discipline, residence, admissions, awards of fellowship and studentships, fee concessions, corporate life and attendance.

20. Faculties and Departments.--

(1) The University shall have following Faculties, namely: (i) Faculty of Theology;

(ii) Faculty of Arts;

(iii) Faculty of Science;

(iv) Faculty of Social Sciences;

(v) Faculty of Engineering and Technology; (vi) Faculty of Medicine;

(vii) Faculty of Law;

(viii) Faculty of Commerce; and

(ix) Such other Faculties as may be prescribed by these Statutes;

(2) (a) Each Faculty shall consist of such

Departments as may be assigned to it by the

Ordinances;

(b) No Departments shall be established or abolished except by the Statutes.

(c) The Departments of Studies in existence in the University at the commencement of the Aligarh Muslim University (Amendment) Act, 1972 and the Faculties relating thereto are set out in the Annexure to these Statutes.

(d) Each Department shall consist of the following members namely-- (i) Teachers; (ii) Persons conducting research in the Faculties concerned; (iii) Dean of the Faculty

or Deans of the Faculties concerned; (iv) Honorary Professors, if any, attached to Department; and (v) Such other person as may be members of the Department in accordance with the provisions of the Ordinances.

(e) Each Department shall have a Head who shall be appointed in accordance with these

Statutes and shall perform such functions as may

be prescribed by the Ordinances.

(3) Every Faculty, other than the Faculty of Engineering and Technology, may comprise the following members, namely-

(i) Dean of Faculty who shall be the Chairman;

(ii) All Professors in the Faculty;

(iii) All 2[Chairman of Department] assigned to the Faculty who are not Professors; (iv)

Principal, Women's College

(v) One Reader from each Department

(vi) Two Lecturers from each department (on above ten years of service and one below ten years);

(vii) Four persons nominated by the Academic Council from other Faculties of the

University;

(viii) Five persons not in the service of the University 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:

Provided that the Principal, Womens College shall

be on the Faculties of the subject for which instruction is provided in that College:

Provided further that the Readers and Lecturers of categories (v) and (vi) shall serve on the Faculties by rotation, according to seniority.

(4) The Faculty of the 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; (iii)

All Professors in the Faculty;

(iv) One Reader and one Lecturer by rotation according to seniority from each Department

or Section 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) Person not connected with the University having expert knowledge of the subject or subject concerned co-opted by the Faculty one for each Department of the Faculty; and

(viii) Three members elected by the Academic Council for their special knowledge of any subject assigned to the Faculty or of any allied branches of knowledge.

(5) All members of a Faculty other than the ex officio members shall hold office for a term of two years.

(6) The conduct of the meetings of a Faculty and the quorum required for each Faculty shall be prescribed by the Ordinances.

21. Powers and functions of the Faculties.--

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

(a) to co-ordinate teaching and research activities of Department and centres 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.

(b) to appoint Boards of Studies or committees or to undertake research projects common to more than one Department;

(c) to approve courses of study proposed by the Departments;

(d) to forward to the Executive Council the recommendations of the Boards of Studies or

Committee for Advanced Studies and Research;

(e) to propose the draft of Ordinances for the examinations for courses conducted by the

Faculty;

(f) to recommend proposals for the creation and abolition of teaching posts; and

(g) to perform such other functions as the Executive Council and Academic Council may prescribe.

22. Board of Studies.--

(1) Each Department shall have a Board of Studies which shall consist of: (i) the 2[Chairman of the Department] Chairman;

(ii) Dean of the Faculty concerned;

(iii) the Professors in the Department;

(iv) four Readers in the Department by rotation according to seniority; (v) four Lecturers in the Department, at least two of whom shall be with less than seven years or service by rotation according to seniority;

(vi) two persons teaching allied or cognate subjects in the University assigned by the

Academic Council ; and

(vii) two experts not in the service of the University co-opted by the Board of Studies.

(2) The term of appointment of members other than the ex officio members of the Boards of

Studies shall be for a period of two years.

(3) The functions of the Board of Studies shall be to recommend to the Faculty in the manner provided in the Ordinances -

(a) courses of studies and appointment of examiners for undergraduate and post graduate course, but excluding research degrees;

(b) approve subjects for research for various degrees and other requirements of research degrees;

(c) appointment of supervisors of research; and

(d) measures for the improvement of the standard of postgraduate teaching and research:

Provided that where the number of teachers in a Department does not exceed twenty, the aforesaid functions shall be performed by the Department.

23. Departmental Committees. --

(1) Each teaching department where the number of teachers exceeds twenty shall have
a

Departmental Committee consisting of the following members, namely: (i) 7[Chairman of the Department] - Chairman;

(ii) Dean of the Faculty concerned;

(iii) Professores in the Department;

(iv) Four Readers in the Department by rotation according to seniority; and

(v) Four Lecturers in the Department by rotation according to seniority.

(2) The Readers and Lecturers shall hold office as members of the Departmental Committee for a period of two years.

(3) The functions of the Departmental Committee shall be to allocate teaching work, recommend the creation or a abolition of teaching posts or their upgrading, make recommendations regarding the field of study of each post at the time of recruitment and consider matters of general and academic interest to the Department and of its functioning.

(4) Where the number of teachers in a teaching

Department does not exceed twenty, the functions of the Departmental Committee shall be performed by that Department.

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26. Finance Committee. --

(1) The Finance Committee shall consist of the following members, namely-- (i) Vice-Chancellor; (ii) Pro-Vice-Chancellor;

(iii) Two Deans of the Faculties, to be nominated by the Executive Council ;

(iv) One person nominated by the Executive Council from amongst its members other than in those in the service of the University;

(v) Three persons nominated by the Visitor.

(2) Five members of the Finance Committee shall form a quorum for a meeting of the Finance

Committee.

(3) All members of the Finance Committee, other than ex officio members, shall hold office for a term of three years.

(4) The Vice-Chancellor shall preside at the meetings of the Finance Committee.

(5) A member of the Finance Committee shall have the right to record a minute of dissent if he does not agree with any decision of the Finance Committee.

(6) The Finance Committee shall meet at least twice every year to examine the accounts and to scrutinise proposals for expenditure.

(7) The annual accounts and the Financial estimates of the University prepared by the Finance Officer shall be laid before the Finance Committee for consideration and comments and thereafter submitted to the Executive Council for approval.

(8) The 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). No expenditure shall be incurred by the University in excess of the limits so fixed.

(9) No expenditure other than that provided for in the budget shall be incurred by the University without the approval of the Finance Committee.

27. Selection Committees.--

(1) The Selection Committee for appointment to the posts specified in column (1) of the Table below shall consist of the Vice-Chancellor, the 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 a teacher is to be made in a College or the University, Polytechnic, the Principal of that College or the University, Polytechnic, as the case may be, shall also be an ex officio member of the Selection Committee constituted for such appointment:

Provided further that Selection Committee for teaching posts in the Faculty of Engineering and Technology shall include a nominee of the all India Council of Technical Education.

TABLE

(1) (2) Professor

(i) The 2[Chairman of the Department] concerned, if he is a Professor. (ii) One Professor of the Department to be nominated by the Vice-Chancellor.

(iii) Three persons not in the service of the University, nominated by the Executive Council, out of a panel of names recommended by the Academic Council for their special knowledge of or interest in the subject with which the Professor will be concerned.

Reader/Lecturer

(i) The 2[Chairman of the Department] concerned.

(ii) One Professor of the Department to be nominated by the Vice-Chancellor.

(iii) Two persons not in the service of the University, nominated by the Executive Council, out of a panel of names recommended by the Academic Council for their special knowledge of or interest in the subject with which the Reader or Lecturer will be concerned.

Registrar/Finance Officer

(i) Two members of the Executive Council nominated by it.

(ii) One person, not connected with the University, nominated by the

Executive Council. Librarian

(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 Executive Council.

(ii) One Person, not in the service of the University, nominated by the

Executive Council.

Principal of College or Institution maintained by the University

Three persons not in the service of the University of whom two shall be nominated by the Executive Council and one by the Academic Council for their special knowledge of or interest in a subject in which instruction is being provided by the College or Institution.

(2) The Vice-Chancellor, or in his absence, the Pro-Vice-Chancellor shall preside at the meetings of the Selection Committee.

(3) The meetings of the Selection Committee shall be convened by the Vice-Chancellor or in his absence, by the Pro-Vice-Chancellor.

(4) The procedure to be followed by a Selection Committee in making recommendations shall be laid down in the Ordinances.

(5) If the Executive Council is unable to accept the recommendation made by the Committee, it shall record its reasons and submit the case to the Visitor for final orders.

(6) Notwithstanding anything contained in the foregoing clauses of this Statute or Statute 29,

the

Executive Council may invite a person of high academic distinction and professional attainment to accept a post of Professor or Reader in the University, as the case may be, on such terms and conditions as it deems fit, and on the person agreeing to do so, appoint him to the post.

(7) The 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 7--Where the appointment is being made for an inter-disciplinary project, the Head of the project shall be deemed to be the 2[Chairman of the Department] concerned.

Note 2--The Professor shall be concerned with the speciality for which the selection is being made and that the Vice-Chancellor shall consult the 2[Chairman of the Department] and the Dean of Faculty before nominating the Professor.

28. Committees.--

Any authority of the University may appoint as many standing or special committees as it may deem fit, and may appoint to such committees persons who are not members of such authority. Any such committee may deal with any subject delegated to it subject to subsequent confirmation by the authority appointing it.

29. Terms and conditions of service of teachers.

--

(1) All the Teachers of the University or any of its Institutions shall, in the absence of any agreement to the contrary, be governed by the terms and conditions of service as specified in the Statutes, Ordinances and Regulations of the University:

Provided that no alteration in the salary, the rate of contribution to the Provident Fund and the age of superannuation of a teacher in the service of the University shall be made to his disadvantage except with the previous approval of the Visitor.

(2) (a) All appointment to permanent posts of teachers in the University shall be made by the Executive Council on the recommendation of a Selection Committee in accordance with the

provisions of these Statutes after such posts have been duly advertised and the candidates concerned have been interviewed by the Selection Committee, except in the cases where such Committee decides to consider the case of a candidate otherwise than by an interview. Except as otherwise provided for in his contract of service, every teacher thus selected shall be placed on probation for a period of one year, on the expiry of which period he may be confirmed in his post. If he is not so confirmed, the Executive Council, may, if it deems fit, dispense with his services after the expiry of his probationary period as may be practicable or extend the period of his probation for one year at the end of which, if he is not confirmed in his post, his services shall be dispensed with after the expiry of the period of extension of his probation:

Provided that, if a person in the permanent service of the University is appointed on probation to a higher post in the same department, he shall not lose his lien on his substantive post, nor shall he be deprived of the benefits of leave rules and of the

Provident Fund Statutes to which he was entitled at the time of his appointment to the higher posts during the period of his probation:

Provided further that the service of a teacher

appointed on probation may be terminated at any time during the probationary period by giving two months' notice without assigning any reason.

(b) In making temporary appointments to posts of teachers --

(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 indicated in the preceding item (a); and

(ii) if the temporary vacancy is for period less than a year, an appointment to such vacancy shall be made on the recommendation of a local Selection Committee consisting of:

(A) The Dean of the Faculty;

(B) The 2[Chairman of Department]; and

(C) a nominee of the Vice-Chancellor:

Provided that if the same person holds the offices of the Dean and the

2[Chairman of the Department], the Selection Committee may contain two nominees of the 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 2[Chairman of the Department] concerned, make a temporary appointment for a month and report to the Vice-Chancellor and the Registrar about such appointment.

(c) No teacher appointed temporarily shall, if he is not recommended by a regular Selection Committee for appointment under these Statutes be continue 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.

(3) Every teacher of the University shall be ordinarily appointed on a written contract, the form of which shall be prescribed by Regulations. A copy of the contract shall be deposited with the Registrar.

(4) No teacher of the University shall be confirmed in his post unless he has fulfilled the conditions laid down in the contract of his appointment and unless the Vice-Chancellor, on the recommendation of the Dean of the Faculty and Chairman of the Department concerned, and in the case of the 2[Chairman of Department] on the recommendation of the Dean concerned, testifies to his fitness for confirmation.

(5) All temporary teachers whose total service in the University exceeds one year' shall be required within two months of the completion of one year to produce a physical fitness certificate signed by a registered Medical Graduate, not below the status of a Civil Surgeon, provided that if the physical fitness examination is conducted at the University Health Service, the certificate signed by the Chief Medical Officer shall be deemed to be sufficient.

(6) Teachers appointed on probation and those in whose case probation has been waived, shall be required to produce a physical fitness certificate of the nature prescribed in clause (5) before joining their appointment:

Provided that nothing in this clause shall apply to such teachers who are already holding a permanent post in the University.

(7) Teachers holding temporary appointments shall not be confirmed in their posts unless they produce a physical fitness certificate as required in the foregoing clauses.

(8) No fee shall be charged if the physical fitness examination is conducted at the University Health Service.

(9) All the teachers of the University shall, if they are not employed for a fixed period, retire at the age of sixty. Executive Council may, however, in the interest of the University grant extension of service up to the age of sixty-three, subject to the condition that such extension shall not be for more than one year at a time:

Provided that the teachers whose retirement is due on the 1st of September or a later date in any academic year inclusive of such leave preparatory to retirement as may be due to them may be retained at their option in the service of the University till the end of the academic year.

(10) (a) A teacher due for retirement shall apply well before the date of retirement for such

leave as may be due to him before retirement, and if he fails to so apply, he shall not be entitled to avail of the leave after retirement. Leave so applied for may be sanctioned, or refused in the interests of the University. If leave is so refused, the leave due shall be availed of after retirement.

(b) All recommendations for extension of service-beyond sixty years shall be sent to the Registrar by the 2[Chairman of the Department] through the Dean of the Faculty concerned or by the Dean of the Faculty if such recommendation is concerning the 2[Chairman of a Department] at least six months before the date of retirement.

(11) Notwithstanding anything contained in the foregoing clauses of this Statute, the University may permit any Professor or Reader to accept, concurrently on a part-time basis, appointment in any University or institution on such terms and conditions as may be prescribed in the Ordinances.

30. 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 principals as the Executive Council may from time to time prescribe.

(2) It shall be the duty of the 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 particular grade or the relative seniority of any person or persons is otherwise in doubt, the Registrar may, on his own motion and shall, at the request of any such person, submit the matter to the Executive Council whose decision thereon shall be final.

31. Powers in respect of granting and with drawing degrees. --

(1) The Executive Council may be resolution passed by a majority of not less than two-thirds of the members present and voting--

(a) on the recommendation of Academic Council,

make proposals to the Chancellor for the confirmant of honorary degrees;

(b) withdraw any ordinary degree or diploma conferred by the University; (c) with the sanction of the Chancellor, withdraw any honorary degrees. (2) Notwithstanding anything contained in clause (1), in case of urgency, the Chancellor may, on the Executive Council alone, confer an honorary degrees.

32. Student union. --

(1) There shall be a Students' Union for the University.

(2) Every students of the University shall be deemed to be a member of the Students' Union.

(3) There shall be a General Council of the Students Union which shall consist of such number of students' and shall be constituted in such manner as may be prescribed by the Ordinances.

(4) The University may, after ascertaining the views of the Students' Council, in such manner as may be prescribed by the Ordinances, fix such fees

as the students may be required to pay for their membership of the Students' Union.

(5) The powers and functions of the Students' Union and of the General Council shall be such as may be prescribed by the Ordinances.

33. Teachers' Association.--

(1) There shall be a Teachers' Association for the University.

(2) The constitution of the Association shall be such as may be prescribed in the Ordinances.

34. Non-academic Staff Association.--

There shall be a Staff Association for the staff of the University other than academic staff.

(2) The constitution of the Staff Association referred to in clause (1) shall be such as may be prescribed in the Ordinances.

35. 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

Vice-Chancellor.

(2) The Vice-Chancellor may delegate all or any of his powers as he deems proper to the Proctor and to such other officers 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 Vice-Chancellor may, in the exercise of his powers, by order, direct that any student or students be expelled, or restituted, for a specified period, or be not admitted to a course or courses of study in a College, Department or 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 a University or College or Departmental Examination or Examinations 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 Principals of Colleges, Heads of Special Centres, Deans of Faculties and Heads of Teaching Departments in the University shall have the authority to exercise all such disciplinary powers over the students in their respective Colleges, Special Centres, Institutions, Faculties and Teaching Departments in the University as may be necessary for the proper conduct of the Institutions, Special Centres and teaching in the concerned Departments.

(5) Without prejudice to the powers of the Vice-Chancellor and the Proctor as aforesaid, detailed rules of discipline and proper conduct shall be framed by the University. The Principals of Colleges, Heads of Special Centres, Deans of Faculties and Heads of Teaching departments in the University may frame such supplementary rules, as they deem necessary for the aforesaid purposes, every student shall be supplied with a copy of rules so made.

(6) At the time of the admission, every student shall be required to sign a declaration to the effect that he submits himself to the disciplinary jurisdiction of the Vice-Chancellor and the other authorities of the University.

36. Establishment of Colleges and Institutions.--

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

Statutes:

Provided that the Colleges and Institutions which have been established in accordance with the Act, the Statutes or the Ordinances in force immediately before the commencement of the Aligarh Muslim University (Amendment) Act, 1972, shall be deemed to be the Colleges and Institutions established by these Statutes.

37. Convocation.--

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.

38. Acting Chairman of meetings.--

Where no provision is made for a President or Chairman to preside over a meeting of an 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.

39. Resignation.--

(1) Any member, other than an ex officio member of the Court, Executive Council, 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, other than a Dean, 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.

40. Removal of members and employees.--

(1) A member of the Court, Executive Council or Academic Council may be removed by a resolution of

the Court, Executive Council or Academic Council, as the case may be, passed by a majority of not less than two-thirds of its members on either of the following grounds, namely--

(i) such member has become incapable of performing his duties;

(ii) such member has been convicted by a court of an offence which, in the opinion of the Court of the University, Executive Council or Academic Council, as the case may be, involves moral turpitude.

(2) Notwithstanding anything contained to the contrary in the terms of his contract of service or of his appointment, any officer of the University, salaried or otherwise, may be removed from that office by the authority which is competent to fill the vacancy on either of the following grounds, namely -

(i) the officer has become incapable of performing his duties;

(ii) the officer has been convicted by a court of an offence which, in the opinion of the Court of the University, Executive Council or Academic

Council, as the case may be, involves moral turpitude:

Provided that nothing in this clause shall be deemed to affect any rights accruing to an officer appointed on contract in accordance with the terms of such contract.

(3) (a) Notwithstanding anything contained in the terms of the contract of service of a teacher, the Executive Council shall be entitled to dismiss a teacher on grounds of misconduct after following the procedure specified in clause (c), but save as aforesaid, the Executive Council shall not be entitled to determine the employment of a teacher save for good cause and after giving three months' notice in writing or payment of three months' salary in lieu of such notice.

(b) The determination of a teacher's employment shall require a two-thirds majority of the members of the Executive Council present and voting.

(c) The Vice-Chancellor may suspend a teacher against whom any misconduct is alleged and shall report the case to the next meeting of the Executive Council, but before any orders for dismissal are passed, the teacher shall be informed of the allegation made against him and shall be given a reasonable opportunity to make such representation to the Executive Council or to

any Committee thereof appointed for the purpose, as he may desire to make; and, further, he shall be entitled to claim the benefit of due enquiry, with full opportunity to inspect evidence and cross-examine witnesses, and offer his own evidence and witnesses, before the Executive Council or before a person or persons appointed by it to conduct enquiry.

(d) Any dismissal on the ground of misconduct shall take effect on the date on which the teacher was first suspended.

(e) Before a notice is given or payment is made to the teacher under sub-clause (a), he shall be informed by the Executive Council of the cause of the action proposed to be taken against him and shall be given a reasonable opportunity of making such representations to the Executive Council or to any Committee thereof appointed for the purpose, as he may desire to make.

(f) Notwithstanding anything contained in the Statutes, the teacher may at any time require his employment to be terminated by giving the Executive Council three months notice in writing.

41. 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.

42. 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 holder of that particular appointment, as the case may be.

43. Alumni (Old Boys) Association.--

No member of the Alumni (Old Boys) Association shall be entitled to vote or stand for the election to the Court unless --

(i) he has been a member of the Association for at least five years continuously prior to the date of election;

(ii) he pays such subscription and satisfies other conditions, as may be prescribed by the

Ordinances; and

(iii) he is a graduate of the Aligarh Muslim University or an ex- student of the Muhammedan

Anglo-Oriental College or the Muhammedan Anglo-Oriental Collegiate School, Aligarh:

Provided that if he is not graduate, he should have been a member of the

Association for at least ten years continuously prior to the date of election.

Explanation.--The word "graduate" in this Statute shall include a graduate of the Muhammedan Anglo-Oriental College, Aligarh.

44. Delegation of powers. --

Subject to the provisions of the Act and these Statutes any officer or authority of the University may delegate his or its powers to any other officer or authority or person under their

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.

1. Substituted by Act 34 of 1972, vide Section 32

2. Substituted by Act 62 of 1981, vide Section 21.

3. Inserted by Act 62 of 1981, vide Section 21.

4. Substituted by Act 62 of 1981, Vide Section 21 for "Heads of Department"

5. Statute 9, omitted by Act 62 of 1981, Vide Section 21.

6. Itme (vii) omitted by Act 62 of 1981, Vide Sec 21.

7. Statutes 24 and 25 omitted by Act 62 of 1981,

Vide Sec 21 (xi).