



॥ आयुषे सर्वलोकानाम् ॥

भारतीय चिकित्सा पद्धति राष्ट्रीय आयोग
आयुष मंत्रालय, भारत सरकार
 कार्यालय: 61-65, संस्थानिक क्षेत्र, जनकपुरी, डी-ब्लॉक नई दिल्ली-110058
National Commission for Indian System of Medicine
Ministry of Ayush, Govt. of India
 Office: 61-65, Institutional Area, Janakpuri, D-Block New Delhi-110058

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क्रमांक/ Ref. No.- 4-74/MARB/2023-Ay.

दिनांक/Dated. 12.01.2024

To,

The Managing Director,
 Bhai kanhaiya Sewa Society, Hanumangarh Road
 Near Bye-pass, Opposite BSF Campus,
 Abohar - 152116, Punjab
 Email: - director@tv24.biz

Subject: -Issuance of LoP (Letter of permission) to Bhai kanhaiya Sewa Society, Hanumangarh Road Near Bye-pass, Opposite BSF Campus, Abohar - 152116, Punjab in respect of your application vide ref no. BKSS/2022/411 dated 28.10.2022 for seeking permission of the Medical Assessment and Rating Board for Indian system of Medicine, National Commission for Indian System of Medicine to establish new Ayurvedic Medical college in the name of Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite BSF Campus, Abohar- 152116, Punjab (AYU0840) with 48 seats (instead of 60 seats) in UG (BAMS) course under section 29 of NCISM Act, 2020 from the academic session 2023-24-reg.

Sir/Madam,

With reference to the subject mentioned above, I am directed to inform you that in pursuance of the provision of National commission for Indian System of Medicine Act, 2020, the Indian Medicine Central Council Act, 1970 (48 of 1970) has been repealed with effect from the 11th day of June, 2021. With effect from the said date, the Central Council of Indian Medicine constituted under sub-division (1) of section 3 of the Indian Medicine Central Council Act, 1970 (48 of 1970) shall stand dissolved. Now, in exercise of the powers conferred by sub-section (3) of the section 1 of the said Act, the Central Government hereby notifies that all the provisions of the National Commission for Indian System of Medicine Act, 2020 has been come into force with effect from the 11th day of June, 2021 and as per regulation 59 (2) of The National Commission for Indian System of Medicine ACT, 2020, Medical standards, requirements and other provisions of the Indian Medicine Central Council Act, 1970 and the rules and regulations made thereunder shall continue to be in force and operate till new standards or requirements are specified under this Act or the rules and regulations made thereunder. Further, the provision of concerned regulations which are inconsistent with the provision of NCISM ACT 2020 shall not be applicable.

1. I am to refer to your application/scheme vide ref no. **BKSS/2022/411 dated 28.10.2022 received from The Managing Director, Bhai kanhaiya Sewa Society, Hanumangarh Road Near Bye-pass, Opposite BSF Campus, Abohar - 152116, Punjab** to verify the available facilities of teaching and practical training for the intake capacity with 60 seats in UG (BAMS) course from the academic session 2023-24, the college was visited on 26.10.2023 and 27.10.2023 on hybrid mode for issuance of LOI by the visitation team of Medical Assessment and Rating Board for Indian System of Medicine (NCISM) and as per direction of competent authority letter of intent has been issued to you vide letter of even no. dated 31.10.2023 to establish new Ayurveda college in the name of **Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite BSF Campus, Abohar- 152116, Punjab (AYU0840)** for intake capacity with 60 seats in UG (BAMS) course under Section 29 of NCISM ACT 2020 from the academic session 2023-24.
2. However, you approached before the Hon'ble High Court of Punjab & Haryana AT Chandigarh and filed writ petition no. 24084-2023 and Hon'ble High Court vide its order dated 06.11.2023 directed that the petitioner can proceed with admission as per stray round of counselling subject to decision of this writ petition.
3. Further, The Medical Assessment and Rating Board for Indian System of Medicine (NCISM) had carried out an inspection of the institution again on 22.11.2023 & 23.11.2023 through Hybrid mode to assess the available facilities of teaching, non-teaching, hospital staff and to verify the physical and other infrastructure facilities available for issuance of Letter of Permission (LOP) to establish new Ayurveda college in the name of **Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite BSF Campus, Abohar- 152116, Punjab (AYU0840)** with 60 seats in UG (BAMS)

course under section 29 of NCISM Act 2020 from the academic section 2023-24 and relevant regulations thereunder.

4. Further, in view of above, the visitation report and all other related documents were assessed in terms of enforced regulation namely, the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016", and provisions under the NCISM Act, 2020 and relevant Regulations there under. On examining the case in light of above notified and approved criteria and on perusal of the visitation report, it was observed that the college was not fulfilling the basic eligibility criteria due to following shortcomings: -

1) Teaching Staff:-

a) **Availability of total teaching staff after verifying the teacher mention in the Visitors observation report is** $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{3}{7} \times 100\% = 42.85\%$ (excluding Excess)

b) Shortcoming of teaching staff in UG Course are as under:-

S. No.	Department	Minimum Requirement as per Regulations	NO. OF EXISTING TEACHERS					Shortcomings of HF and LF For 60 seats
			Professor	Asso. Prof. / Reader	Asst. Prof. / Lecturer	Total	Excess	
1.	Ayurved Samhita & Siddhant	1P or 1 R+2L	0	0	1 + 1 (VO)	1	1	1SN +1HF
2.	Rachana Sharir	1P or 1 R+1L	0	0	2	2	1	1HF
3.	Kriya Sharir	1P or 1 R+1L	0	0	1	1		1HF

5. In careful examination of the assessment report, considering the deficiencies observed therein as mentioned above you were given an opportunity of virtual hearing vide the MARBISM letter (Hearing notice) of **even no. dated 25.11.2023** to appear on **28.11.2023** before the designated Hearing Committee to present their case and to show cause as to **why not the Letter of permission to establish new Ayurveda college in the name of Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite BSF Campus, Abohar- 152116, Punjab (AYU0840) with 60 seats in UG (BAMS) course under section 29 of NCISM Act 2020 be denied for the Academic Year 2023-24.** The college was directed to make written submission in respect of the case and produce all relevant valid documents/records/proof to substantiate the claims against all the deficiencies/shortcomings as indicated above. The representatives of the college submitted written submissions **vide letter no. SPL/LOP/2023/001. dated 26.11.2023** against the deficiencies conveyed to them.
6. Whereas, the proposed college through its representatives, **Mr. Iqbal singh, Secretary of the trust.** appeared before the Hearing Committee on **28.11.2023** and made their submission virtually as well as written submission against the shortcomings communicated to the proposed college. The shortcomings communicated to the proposed college, submission made by the representatives of the proposed Ayurveda college and observations made by the Hearing Committee are as under: -

S. No.	College Name	Shortcoming	Clarification given by the college	Observation of the Hearing Committee
1.	Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite		Clarifications vide ref. no. SPL/LOP/2023/001. dated 26.11.2023	Hearing meeting was attended by Mr. Iqbal singh, Secretary of the trust. President MARBISM enquired regarding principal. College submitted that Dr. Neeraj Sharma, Principal Joined in the month of July 2023& he is on Medical Leave at present. Dr. kapil,

BSF Camp us, Aboh ar- 1521 16, Punja b (INST . ID AYU0 840)	2) Teaching Staff:- c) Availability of total teaching staff after verifying the teacher mention in the Visitors observation report is $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{3}{7} \times 100\% = 42.85\%$ % (excluding Excess) <u>Shortcoming of teaching staff in UG Course are as under:-</u>																				Assistant professor is the Incharge principal and has been instructed to appear in the hearing meeting. College was asked to submit leave application, Leave sanctioning order and medical reports of Dr. Neeraj Sharma. Post Hearing Submission- Documents submitted. 1. Teaching Staff: - 1. Ayurved Samhita & Siddhant:- College submitted that Dr. Archana Koundal is the Associate professor in the department. Hearing Committee verified the OTMS and Observed that Dr. Archana Koundal does not have five years of teaching Experience and cannot be considered as reader. College Submitted that Dr. Alka Gulati is the Sanskrit teacher but her name could not be linked in part 1. She was therefore shown as Bio-statication as directed. Hearing Committee verified the OTMS and Annexures and found Dr. Alka as eligible for the post of Sanskrit Teacher. Both Dr. Archana									

S . No .										De part me nt										Mi ni mu m Re qu ire										NO. OF EXISTING										Short comi ngs of HF and LF									

Teacher Present during inspection and signed Annexure A										Sh ort co mi ng s as Per Let ter										Act ual Po siti on									

P r o f e s s o r										A s s o c i a t e										L e c t u r e r										T e a c h e r																													

A r c h a n a K o u n d a l										1. S a n j i v a n 2. A l k a G u l a t i										3										1S N + HF a n d 1 E x c e s s										3										Av a i l a b l e									

D r. S a n j i v a n d e										1. D r. K a p i l										3										1H F o n e L F E x t r a										3										Av a i l a b l e 1 E x t r a									

	e p	2. D r. K a n i k a				<p>Koundal and Dr. Alka Gulati were present on the visitation.</p> <p>Shortcoming of 1 HF Persists</p> <p>2. Rachana Sharir:- College submitted that Dr. Sandeep (AYUDG0717) has been appointed as Associate professor in the department.</p> <p>Hearing Committee verified the annexures and observed that Faculty has obtained PG in DravyaGuna in 1995.</p> <p>He worked as Lecturer in department of Rachana Sharir from 1996 to 2000 at Satya Sai College. It is also observed that no data has been entered in the profile page of Dr. Sandeep on OTMS.</p> <p>Committee Observed that Dr. Sandeep cannot be appointed in department of Rachana Sharir as he is PG in Dravyaguna.</p> <p>Shortcoming of 1 HF persists.</p> <p>3. Kriya Sharir:- College Submitted that Dr. Sujay Pitamber Randiv has been appointed as Professor and documents submitted.</p> <p>Hearing Committee verified the documents and OTMS and observed that Dr. Sujay Worked in Goel Ayurved College from 27.06.2022 to 03.10.2023 as professor.</p>
D r. S u j a y R a n d i v e		D r. A n u s h k a	2	1H F	2 Av ail abl e as Re qui red	

				<p>It is also observed that the said faculty was on informed leave and didn't sign the affidavit during visitation dated 09.05.2023 & 10.05.2023. However, Visitors found him eligible and he has been considered as one of the faculty of Goel Ayurveda college for academic session 2023-24. He got relieved on 3/10/23.</p> <p>Hence committee observed that Dr. Sujay cannot be considered Punjab Ayurvedic college for Session 2023-24.</p> <p>Shortcoming of 1 HF persists.</p> <p>Availability of total teaching staff as per Part-1 submitted by the college is</p> $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{4}{7} \times 100\% = 57.14\% \text{ (excluding Excess)}$
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7. The observation of hearing committee based on the submission made by the college representatives during hearing and assessment report of the NCISM have been carefully re-examined in terms of Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016", and provisions under the NCISM Act, 2020 and relevant regulations thereunder, **and once again as per the direction of President, Medical Assessment and Rating Board for Indian System of Medicine (NCISM), the recommendation of Hearing Committee was placed in the 72nd Board meeting of Medical Assessment and Rating Board for Indian System of Medicine (NCISM) held on 28.11.2023.**
8. In view of the observation of Hearing Committee based on the submission made by the college representatives during hearing and assessment report has been carefully examined in terms of concerned Regulation and provisions under the NCISM Act, 2020 and relevant regulations thereunder, and board decided that the college **is not fulfilling the basic eligibility criteria for issuance of Letter of Permission to establish new Ayurveda college with 60 seats in UG (BAMS) course under section 29 of the NCISM Act, 2020 for the academic session 2023-24. However, Board decided to issue Letter of Permission as per the approved Seat Reduction Policy in accordance of Section 28 (1) (f) of NCISM Act 2020 for failing to maintain the minimum essential standards for the Academic year 2023-24.**

"For deficiency of every one teacher, seat reduction in the intake capacity shall be considered by reducing the intake strength by 10% of total intake capacity."

As per regulation 10 (a) (ii) of MSR 2016, before admission of the first batch of students, the college shall have all teachers with the requisite qualifications as specified in Regulation 8, which are required for first professional year of teaching and training shall be appointed.

Accordingly as per Schedule-V Note (iii) of MSR 2016 the deficiency of teacher for up to sixty intake capacity shall not exceed more than ten percent of total requirement. As per the Hearing Committee observation and approval of Minutes in the 72nd Board meeting of MARBISM, college is having only 04 total eligible teaching faculties excluding excess staff.

*There is deficiency of 02 teacher for issuance of Letter of Permission for academic session 2023-24 as per Schedule-V Note (iii) of MSR 2016. **Therefore, in accordance of Seat Reduction policy 2023-2024, for deficiency of every one teacher, seat reduction in the intake capacity shall be considered by reducing the intake strength by 10% of total intake capacity. Therefore, after applying the Seat Reduction Policy College is fulfilling the basic eligibility criteria for issuance of letter of permission with 48 seats [instead of 60 seats] in UG (BAMS) course under section 29 of NCISM Act, 2020 for the academic session 2023-24.***

9. Further, in accordance of Section 6 (1) (i) (i) of "Establishment of New Medical College, Opening of New or Higher Course of Study or Training and Increase of Admission Capacity by a Medical College Regulations, 2019, vide letter of even no. dated 28.11.2023 a letter was sent to you to furnish Fixed security deposit **worth rupees 01 Crore (One crore)** in favour of National Commission fund for Indian System of Medicine for the period of five years.
10. However, no fixed security deposit amount was submitted by you and accordingly a reminder letter was sent to you vide letter of even no. dated 11.12.2023 to submit the requisite fixed security deposit amount within 03 days of receipt of this letter. In response of the same an email dated 18.12.2023 enclosing a letter vide ref. no. PHHC/2023/MARB/LOP/001 dated 18.12.2023 was received from you wherein you have informed that you have submitted the Fixed deposit Receipt of Rs 1 crore for a period of five year prepared by Punjab and Sind Bank Bearing FDR No. 727703 in your own account which is not as per the concerned Acts and Regulation. Therefore, once again **you were directed vide letter of even no. dated 20.12.2023 to remit the amount of Rs. 01 Crore (One Crore) immediately by way of a demand draft or online payment payable to "The National Commission Fund for Indian System of Medicine as fixed security deposit for a period of five years to establish new Ayurvedic Medical college with 48 seats (instead of 60 seats) in UG (BAMS) course from the academic session 2023-24, Under section 29 of NCISM Act 2020 and relevant regulations thereunder.**
11. In response of the same you have furnished the fixed security deposit amount **of Rupees 01 Crore (One crore)** in favour of the National Commission fund for the Indian system of Medicine through RTGS having **Transaction no. PSIBR22024010900242368 dated 09.01.2024, from the Punjab Sindh Bank (for a period of five years) and informed the same vide an email dated 09.01.2024 enclosing a letter vide ref no. NCISM/FDR/2023-24/001 dated 08.01.2024.**
12. Therefore, **Letter of Permission (LOP) is issued to The Managing Director, Bhai kanhaiya Sewa Society, Hanumangarh Road Near Bye-pass, Opposite BSF Campus, Abohar - 152116, Punjab to establish new Ayurvedic Medical college in the name of Punjab Institute of Ayurved, Hanumangarh Road, Near Bye-pass Opposite BSF Campus, Abohar- 152116, Punjab (AYU0840) with 48 seats (instead of 60 seats) in UG (BAMS) course from the academic session 2023-24 under Section 29 of NCISM ACT 2020 and relevant regulations thereunder subject to the following conditions:-**
 - I. The college shall submit an undertaking in the form of affidavit duly notarized within one month explaining the details of providing EPF and ESI facilities to the teaching, non-teaching staff of the Colleges/Hospitals and regularly paying the same as per the provisions of Employees' Provident Funds and Miscellaneous Provisions Act, 1952 & ESI Act, 1948 and relevant Rules and Regulations.
 - II. It is further informed that minimum 15% of undergraduate seats of the permitted intake capacity of **48 seats (instead of 60 seats)** shall be treated as all India quota. The counselling for seats under all India quota shall be conducted by respective counselling authority as designated by Central Government for A.Y. 2023-24 and counselling for the remaining 85% seats or as the case may be, shall be conducted by the concerned Counselling Authority of that State/UT. The permission of the college stands withdrawn if the college fails to comply with the aforesaid direction of the Central Government/NCISM for all India quota or the students admitted thereunder.
 - III. It is also informed that determination of fee and all other charges in respect of 50% of seats in private Medical Institutions and deemed to be University should be as per the guidelines issued by NCISM vide ref no. BUSS/Fee/ASU/2022-23 dated 16.09.2022. Fees of the remaining 50% of seats are to be fixed as per the guidelines of Fee Fixation/Regulatory Committee (FRC) of respective State/UT/Deemed to be University.
13. Admissions made in violation of the above conditions will be treated as invalid and action will be initiated under NCISM Act & Regulations thereunder.
14. Discrepancies, if any, may be immediately brought to the notice of Medical Assessment and Rating Board for Indian System of Medicine, NCISM.

1. **The following requirements should be fulfilled by the college before opening of part-I Proforma for the academic year 2024-25 and send a compliance report to get permission for the session 2024-25:-**
 - i) all the requirements of Minimum Standard of infrastructure and teaching & training facilities as specified in Regulation 3 of the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016;
 - ii) all the requirements of the Indian Medicine Central Council (Minimum Standards of Education in Indian Medicine) Amendment Regulations, 2016 (for Ayurveda);
 - iii) all the requirements under the provisions of the NCISM Act, 2020 and relevant Regulations made thereunder should be fulfilled in toto; and
15. The College administration will ensure that sufficient qualified teachers and non-teaching staff in the college and requisite staff in the hospital, as per the NCISM ACT and relevant regulation thereunder, are in position before the admission of the first batch of students in the 1st professional of BAMS is made, under intimation to the Medical Assessment and Rating Board, NCISM.
16. The college has to develop the requisite infrastructure for I, II and III professionals well in time as per the norms which will be verified by the medical assessment and rating board and accordingly the permission for taking admissions in subsequent academic session will be considered.
17. The college administration may take up the matter for recognition of the qualification under section 35 of the NCISM Act, 2020 at that time when the first batch of students admitted against this course appears for the first final professional examination of the said course.
18. The fulfillment of the condition given above may be made within the time period specified and compliance report should be submitted by the college to medical assessment and rating board for Indian system of medicine. The medical assessment and rating board for Indian system of medicine will verify that the conditions have been fulfilled for considering the permission matter for the academic session 2024-25.
19. **Please acknowledge the receipt of this letter.**

डॉ. रघुराम भट्ट उ.
Dr. Raghurama Bhatta U.
(Dr. Raghurama Bhatta U.)
जयप्रकाश आर्य विद्यापीठ, आयुर्वेद विभाग
President, Medical Assessment and Rating Board for Indian System of Medicine
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National Commission for Indian System of Medicine
(NCISM)
नई दिल्ली/New Delhi-110058

Copy to: -

1. The Chairperson, National Commission for Indian System of Medicine, New Delhi-110058.
2. The Secretary, Govt. of India, Ministry of AYUSH, B-Block, GPO Complex, INA, New Delhi-110023.
(secy-ayush@nic.in, aaccc-admn-ayush@gov.in, ep1section-ayush@gov.in)
3. The Principal Secretary (Public Health & Family Welfare) Department of Health & Family Welfare, Government of Punjab R. No. 219, 2nd Floor, Mini Secretariat Punjab, Sector 9, Chandigarh - 160009 Punjab for information (pshfw@punjab.gov.in)
4. The Directorate of AYUSH, Directorate of AYUSH, Food and Drug Testing Lab, Sector 11-D, Chandigarh for information. (ayush.chd.admn.24b@gmail.com)
5. The Registrar, Guru Ravidas Ayurved University, VPO. Kharkan, Una Road, Hoshiarpur-146001, Punjab for information (graupunjab@gmail.com).
6. Guard file.

(Dr. Raghurama Bhatta U.)
President, Medical Assessment and Rating Board for Indian System of Medicine
(NCISM)