

v/1867/2017/HEDN

File No.HEDN-F3/178/2017-HEDN



GOVERNMENT OF KERALA

ABSTRACT

Higher Education Department – Judgment dated 18.01.2017 in W.P.(C) No. 22083 of 2011 filed by Dr.C.V.Thomas - Complied with - Orders Issued

HIGHER EDUCATION (F) DEPARTMENT

GO(Rt) No. /2017/HEDN

Dated, Thiruvananthapuram,

Read: 1. GO (P) 58/2010/HEdn. Dated 27.03.2010
2.Judgment in W.P.(C) No. 22083/2011 dated 18.01.2017

ORDER

Dr. C.V.Thomas, Associate Professor(Rtd) , St. Stephen's College, Uzhavoor filed W.P.(C) No. 22083/2011 with the grievance that Government have not implemented the clauses 5.2, 6.2 of Government Order read as 1st paper above so far and did not create posts of Professors in Colleges in implementing the UGC Regulations 2010 .Hon'ble High Court vide Judgment dated 18.01.2017 in W.P.(C) No. 22083/2011 and other connected cases observed that no effective steps are taken in tune with the aforesaid regulations of the UGC or Government Order read as 1st paper above as contained in clauses 5.2 and 6.2.

2. Govt is creating posts in colleges on the basis of the workload in each course. At present one post of teacher must have a workload of 16 hours per week. Then Govt divide total workload with 16 and find eligible number of teaching posts in each departments. There is no discrimination of posts on the basis of grades of teachers or Govt does not create posts as posts of Assistant Professor / posts of Associate Professor / posts of Professors etc. An Assistant Professor gets qualified to be placed in the post of Associate Professors, the University gives placement to him as Associate Professors. Whereas there is no post earmarked for that (Associate Professor). Number of teachers in a subject either Assistant Professor or Associate Professor, it is within the sanctioned post. Govt does not create post for Associate Professor to give promotion/placement. The Post of Professor is also similar to the above. Professor post is only a placement or promotion grade. When a teacher/Associate Professor qualifies all criterion stipulated by the UGC, he or she shall be placed to that post but within the sanctioned staff strength. There is no need to create posts of Professors. As per 6.1.13 of the above GO, an Associate Professor completing three years of service in the AGP of Rs.9000 and possessing Ph.D in the relevant discipline shall be eligible to be appointed and designated as Professor subject to satisfying other academic conditions as laid down by the UGC and if any, by the University. Hence it is the role of the University to identify the number of posts eligible for professor in each department and give placement of eligible associate professors.

3. Government have examined the matter in the light of the facts and circumstances stated above. Therefore the Mahatma Gandhi University is requested to assess number of posts eligible to be earmarked for Professors in each department of colleges affiliated to them

File No.HEDN-F3/178/2017-HEDN
Rt/1867/2017/HEDN

and give placement to eligible Associate Professors as Professors in accordance with the conditions laid down in the GO (P) No. 58/2010/HEDn and also in UGC Regulations.

4. The Judgment in W.P.(C) No. 22083 of 2011 read as above is complied herewith.
By order of the Governor,

To

Dr. C.V.Thomas, Cherukarakunnel, Kalaketty P.O., Kottayam - 686 508
The Registrar, Mahatma Gandhi University, Priyadharshini Hills, Kottayam
The Advocate General, Emakulam (with C/L)
The Director, Directorate of Collegiate Education, Vikasbhavan, Thiruvananthapuram
I&PR (Web and New Media) Department (for publishing in the website)
Stock File / Office Copy