



सत्यमेव जयते

विश्वविद्यालय अनुदान आयोग  
University Grants Commission  
मानव संसाधन विकास मंत्रालय,  
भारत सरकार  
(Ministry of Human Resource  
Development, Govt. of India)  
बहादुरशाह जफर मार्ग  
नई दिल्ली-110 002  
Bahadur Shah Zafar Marg,  
New Delhi-110002



ज्ञान-विज्ञान विमुक्तये

SPEED POST

No.F. 2-268(2)/2018(AC)

December, 2018

The Registrar  
Guru Gobind Singh Indraprastha University  
Sector-16C,  
Dwarka, New Delhi-110 078

81 DEC 2018

**Sub: Regarding Autonomous Status of Jagan Institute of Management studies  
affiliated to GGIP University, Dwarka, New Delhi.**

Sir/Madam,

The UGC Expert Committee visited Jagan Institute of Management Studies to evaluate the performance and academic attainments for fresh Autonomous Status on 24<sup>th</sup> and 25<sup>th</sup> July, 2018. The Committee submitted its report and unanimously recommended the grants of fresh Autonomous Status to Jagan Institute of Management Studies as per UGC Regulations for a period of w.e.f. 2018-19 to 2027-28.

On the basis of the recommendations of Standing Committee and the ratification by the Commission in its meeting held on 02.08.2018, UGC sought the legal opinion on the objection raised by the University Nominee vide University's letter dated 26.03.2018.

The Legal Consultant of UGC has opined that " the Commission in exercise of its powers under section 26 (1) of the UGC Act, had on 12.02.2018 notified the "University Grants Commission (Conferment of Autonomous Status Upon Colleges and Measures for Maintenance of Standards in Autonomous Colleges) Regulations, 2018 (here in after for short the Regulations of 2018)".

Clause 1.2 of the regulations of 2018 read as under:

"1.2 These Regulations shall apply to all Colleges/Institution which are affiliated to, or are constituent colleges of Universities in the country seeking the conferment of Autonomous College Status."

Cont....

: 2 :

A bare reading of clause 1.2 makes it unequivocally clear that the Regulations of 2018 are applicable to all colleges/institutions in the country, desirous of seeking the autonomous status.

The Regulations of 2018 are statutory in nature, having been laid down by the Commission in exercise of its power under section 26(1) of the UGC Act. The said regulations are in turn traceable to Entry 66 List I, of the VII Schedule of the Constitution. In terms of the law declared by the Hon' ble Apex Court in the matters of State of T. N. V. Adhyan Educational and Research Institute (1995) 4 SCC 104, and Preeti Srivastava V. State of MP (1999) 7 SCC 120, **since the said regulations are traceable to Entry 66. List I, of the VII Schedule of the Constitution, the same shall have an overriding effect on any other inconsistent legislation.**

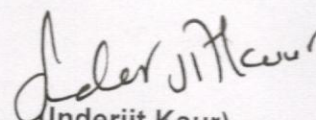
In view of the aforesaid I am of the considered opinion that the Regulations of 2018 **shall have an overriding effect over the Guru Govind Singh Indraprastha University Act 1998, and/or any statute(s) or ordinance(s) framed there under.**

In view of above, I am directed to request you to take necessary action in the matter at the earliest and intimate the same to the UGC.

Yours faithfully,

(Pramod Sharma)  
Under Secretary

Copy to:  
The Director,  
Jagan Institute of Management studies  
3 Near Rithala Metro Station  
Rohini Sector 5, Institutional Area,  
New Delhi, Delhi 110085

  
(Inderjit Kaur)  
Section Officer