

पत्र संख्या:-15/एम 1-93/2014-1119

बिहार सरकार  
शिक्षा विभाग,

प्रेषक,

सुनील कुमार सिंह,  
सरकार के संयुक्त सचिव।

सेवा में,

कुलसचिव,  
राज्य के सभी विश्वविद्यालय।

पटना, दिनांक

16/6/2014

विषय:-

अवैध संस्थानों द्वारा फर्जी ढंग से "विश्वविद्यालय" शब्द का उपयोग करते हुए उपाधि प्रदान करने के संबंध में।

महाशय,

उपर्युक्त विषयक विभागीय पत्रांक 1160 दिनांक-24.06.2013 का निदेश करें। प्रासंगिक मामले में आपके स्तर से अब तक कोई सूचना उपलब्ध नहीं करायी गयी है। इस बीच पुनः विश्वविद्यालय अनुदान आयोग से इस आशय का पत्र प्राप्त हुआ है कि आयोग के पास फर्जी ढंग से "विश्वविद्यालय" शब्द का उपयोग करने वाले संस्थानों के संदर्भ में परिवाद प्राप्त हो रही है। विश्वविद्यालय अनुदान आयोग के उक्त पत्र की छाया-प्रति संलग्न करते हुए कहना है कि यदि आपके विश्वविद्यालय के क्षेत्राधीन किसी संस्था द्वारा फर्जी ढंग से "विश्वविद्यालय" उपनाम का प्रयोग किया जा रहा है तथा उक्त उपनाम के साथ उपाधि प्रदान की जा रही है तो उक्त संस्थान के विरुद्ध प्राथमिकी दर्ज कराते हुए उसकी सूचना विभाग में भेजे। यदि आपके क्षेत्राधीन इस प्रकार के कोई संस्थान संचालित नहीं है तो इस आशय की सूचना विभाग को उपलब्ध कराया जाए।

विश्वासभाजन,

(सुनील कुमार सिंह)

सरकार के संयुक्त सचिव  
राज्य

डॉ. (श्रीमती) उर्मिला देवी  
Dr. (Mrs.) Urmila Devi

संयुक्त सचिव  
Joint Secretary

प्र. (श्रीमती)  
उर्मिला देवी



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विश्वविद्यालय अनुदान आयोग  
बहादुरशाह ज़फर मार्ग  
नई दिल्ली-110 002

UNIVERSITY GRANTS COMMISSION  
BAHADURSHAH ZAFAR MARG  
NEW DELHI-110 002

5 MAY 2014 May, 2014

D.O. No. F.1-2/2009(MPC)

Sub: Regarding the use of the word "University" by the fake Universities and award of degree by fake Universities/Institutions in violation of UGC Act, 1956.

Dear Sir/ Madam ,

The University Grants Commission has been receiving complaints regarding institutions which are using the word "University" with their name. Some of the institutions are also engaged in awarding degrees for which they are not empowered in law as they are not "Universities".

It is relevant to point out that Section 2(f) of the University Grants Commission Act 1956 (hereinafter to be referred as " the Act' ) defines the term "University" as follows:-

"University" means a University established or incorporated by or under a Central Act, a Provincial Act or a State Act, and includes any such institution as may, in consultation with the University concerned, be recognized by the Commission in accordance with the Regulations made in this behalf under this Act.

Further Section 3 of the Act deals with the Deemed to be Universities. It provides that the Central Government may on the advice of the Commission, declare, by notification in the official gazette, that any institution for higher education, other than a university, shall be deemed to be a university for the purpose of this Act, and on such a declaration being made, all the provisions of this Act shall apply to such institution as if it were a University within the meaning of clause (f) of the Section 2 of the Act.

That Section 22(1) of the Act provides that the right of conferring or granting degrees shall be exercised only by a University established or incorporated by or under a Central Act, a Provincial Act or a State Act or an institution Deemed to be a University under section 3 or an institution specially empowered by an Act of Parliament to confer or grant degrees. Further, Section 22(2) of the Act provides so as provided in sub-section (i), no person or authority shall confer, or grant, or hold himself or itself out as entitled to confer or grant, any degree. Further, section 22(3) of the Act defines the "Degree" for the purposes of this section, "degree" means any such degree as may, with the previous approval of the Central Government, be specified in this behalf by the Commission by notification in the Official Gazette.

That Sections 23 & 24 of the Act deals with the prohibition of the use of the word "University" in certain cases and "Penalties" respectively. Section 23 of the Act provides that no institution, whether a corporate body or not, other than a University established or incorporated by or under a Central Act, Provincial Act or State Act, shall be entitled to have the word "University" associated with its

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मुख्य सचिव कार्यालय  
डा. उर्मिला देवी सं.  
दिनांक 5/5/14

श्री उर्मिला देवी  
13/5/14

2757  
13/5/14

प्रधान सचिव  
शिक्षा विभाग  
बिहार, पटना 6527  
दैनिक नंजी संख्या..... 13/5/14  
दिनांक.....

विशेष सचिव कोषांग  
शिक्षा विभाग, बिहार, पटना  
दैनिक संख्या..... 1932  
दिनांक..... 16-5-14

(4)

name in any manner whatsoever. Section 24 of the Act deals with the punishment for the contravention of the provision of Section 22 or 23 of the Act. It provides that whoever contravenes the provisions of Section 22 or 23 shall be punishable with fine which may extend to Rs. 1,000 and if the person contravening, is an association or other body of individual/ every member of such association or other body who knowingly or willfully authorizes or permits the contravention, shall be punishable with fine which may extend to Rs. 1,000.

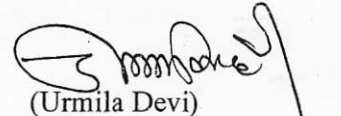
As some, of the institution which are not "University" within the meaning of Section 2(f) or Section 3 of University Grants Commission Act and still they are engaged in the business of either conferring the degree or using the word "University" with their name as to defraud and cheat innocent students by awarding degrees, therefore, it has become a matter of concern as lacs of students are becoming victims of such fraudulent act of the fake universities.

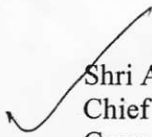
Accordingly, you are requested to get the matter investigated by registering the appropriate complaint in the police station within the jurisdiction of which, the institute is situated and initiate the prosecution against those who are involved in such act of defrauding and cheating the students by not only misrepresenting themselves as "Universities" but also by awarding degrees and using the word "University" with their name. Therefore, you are requested to get the complaint/F.I.R registered against the persons involved in running such fake universities and after investigating the matter, initiate the prosecution against them for the offences committed by them under the Indian Panel Code.

Kindly, also intimate this office the names of the fake institutions , if any, functioning in your jurisdiction and till date which has been not included in the UGC list of fake Universities available at UGC website:- [www.ugc.ac.in](http://www.ugc.ac.in).

With regards,

Your's sincerely

  
(Urmila Devi)

  
Shri A. K. Choudhary  
Chief Secretary  
Government of Bihar  
Old Secretariat  
Patna-800 015