

No. 42/158/2016-5GS1

34 Ad (4)
2/2/18

From

The Chief Secretary to Government, Haryana

To

1. All the Administrative Secretaries to Government Haryana
2. All the Heads of Departments, Commissioner, Ambala, Hisar, Gurugram, Rohtak, Karnal and Faridabad Divisions.
3. The Registrar, Punjab and Haryana High Court, Chandigarh
4. All the Deputy Commissioners of the State of Haryana.

Dated Chandigarh, the 19th January, 2018

Subject: Regarding equivalency of Technical Qualification awarded by Deemed University in distance Education Mode for the purpose of recruitment and promotion in Haryana Government.

Sir/Madam,

I am directed to invite your attention towards Government circular letter No. 42/178/2008-5GSI, dated 21.05.2009 whereby criteria was laid down to avoid misuse of degree/diploma technical qualification in Engineering Technology awarded by Distance Education Mode for the purpose of recruitment/promotion in Haryana Government under the guidelines of Joint Committee of University Grants Commission/All India Council of Technical Education/Distance Education Council.

In the light of judgement of the Hon'ble Apex Court of India vide order dated 03.11.2017 in Civil Appeals No. 17902-17905 of 2017 of SLP (C) Nos. 35793-35796 of 2012 titled as Vijay Kumar and ors etc Vs. Kartar Singh & ors and in compliance of this order it is directed as below:-

1. It is directed that old degrees in engineering granted to the students who were enrolled during the academic years 2001-2005 shall stand suspended till they pass such an examination to be held under the joint supervision of AICTE and UGC, as the grant of Ex-post-facto approval to the deemed university has been held to be incorrect and illegal.

2. The students who were enrolled during the academic sessions 2001-2005 for obtaining Engineering Technology degrees through distance education mode shall be given two chances to pass the test to be held under the supervision of AICTE and UGC and if the students clear the test within stipulated time/attempts, all the advantages/benefits shall be restored to them and their degrees will stand revived fully.

3. In case of the employees who have obtained degrees/diplomas during sessions 2001 to 2005 and got initial appointments or further promotions on the basis of the degrees obtained through distance education mode, their services or promotions are to be suspended immediately. They will be permitted to continue further and all the benefits will be restored to them only if they pass the examination to be conducted by AICTE within stipulated time as per direction of the Hon'ble Apex Court.

PA/CSSE

DSE
Ms-118

JAI

AS (K)

PA/SE
D.No. 309
Dated 29/01/18

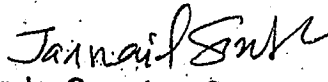
4. As regards students who were admitted after the Academic Sessions 2001-2005, their degrees in Engineering awarded by the concerned Deemed to be Universities through distance education mode stand recalled and are to be treated as cancelled. Their services are to be terminated immediately. However, all benefits secured by such candidates shall stand withdrawn as indicated in para 48 of the judgement dated 03.11.2017.

5. The Hon'ble Apex Court has restrained all Deemed to be Universities to carry on any courses in distance education mode from the Academic Session 2018-2019 onwards unless and until it is permissible to conduct such courses in distance education mode and specific permissions are granted by the concerned statutory/regulatory authorities in respect of each of those courses unless the off-campus Centres/Study Centres are individually inspected and found adequate by the concerned Statutory Authorities. The approvals have to be course specific.

6. The Technical Education Department, which is the Nodal Department, is directed to ensure strict compliance of these instructions.

You are, therefore, requested to take necessary action accordingly.

Yours faithfully,

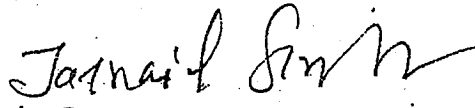

Under Secretary General Administration,
for Chief Secretary to Government Haryana

Endst. No. 42/158/2016-5GS1

Dated Chandigarh, the 19th January, 2018

A copy is forwarded to the following of information and necessary action:-

1. The Registrars of all the Universities in the State of Haryana
2. The Managing Directors/Chief Administrators of all the Boards/Corporations in Haryana State.
3. The Secretary, Haryana Public Service Commission/Haryana Staff Selection Commission.


Under Secretary General Administration,
for Chief Secretary to Government Haryana