



Speed Post

F.No. 5-1/2018 (DEB-III)

Date: August 2018

The Registrar,  
Fakir Mohan University,  
Vyasa Vihar,  
Balasore-756 019  
(Odisha)

16 AUG 2018

**Subject: Commission Order on the application, submitted Online by the Higher Educational Institution, for recognition of the programmes to be offered in Open and Distance Learning (ODL) mode from academic year 2018-19 onwards - regarding.**

Sir/Madam,

In exercise of the powers conferred by sub-section (1) of Section 26 read with clause (j) of Section 12 of the University Grants Commission Act, 1956 (3 of 1956), the University Grants Commission (Open and Distance Learning) Regulations, 2017, had been notified in the Gazette of India on 23.06.2017. The first and the second amendment in the principal regulations were notified in the Gazette of India on 11.10.2017 and 06.02.2018 respectively.

2. Part-II; sub-regulations (3) to (5); of the University Grants Commission (Open and Distance Learning) Regulations, 2017 describes the Recognition process of Higher Educational Institutions for offering Open and Distance Learning programmes. The sub-regulations (3) describes the process of recognition of Higher Educational Institutions offering programmes in Open and Distance Learning Mode, whereas sub-regulations (4) describes the process for withdrawal of recognition and sub-regulations (5) provides right to appeal to Higher Educational Institutions aggrieved with the decision of the Commission.

3. The Commission had invited online applications from the eligible Higher Educational Institutions for offering Open and Distance Learning programmes from the academic session 2018-19 vide public notice F.No. 74-1/2018 (DEB-IV) dated 28.03.2018, mentioning therein that the online portal for submitting applications shall-be open from 2<sup>nd</sup> April, 2018 to 1<sup>st</sup> May, 2018. It was also mentioned that the duly certified hard copies of the application submitted online mode along with annexures shall reach UGC (DEB) office at 35 Feroze Shah Road, New Delhi-110001 within 10 working days of submission of online application. In response to the public notice dated 28.03.2018, **Fakir Mohan University** had submitted application online for programme wise recognition by the Commission.

4. Application received from **Fakir Mohan University** had been scrutinized by the expert committee and deficiency(s) or defect(s) in application were communicated and time period as prescribed in University Grants Commission (Open and Distance Learning) Regulations, 2017 was given to remove or rectify such deficiency(s) or defect(s) with relevant documentary evidence.

5. **Fakir Mohan University** was invited for an Interface Meeting with the Expert Committee; constituted by the Chairman of the Commission; on **05, July, 2018** in the UGC office, Bahadurshah Zafar Marg, New Delhi. The Expert Committee based on the application submitted, clarification given for deficiency(s) or defect(s) communicated earlier, the presentation made by the Higher Educational Institution in the Interface Meeting and in terms of provisions of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and its amendments; made recommendations for consideration of the Commission.

6. The Commission in its 534<sup>th</sup> meeting held on 2<sup>nd</sup> August, 2018 considered the recommendations of the interface expert committee. Based on the decision of the Commission, I am directed to issue this Order, thereby communicating the programme wise recognition status of the programmes to be offered in Open and Distance Learning mode from academic year 2018-19 onwards by the **Fakir Mohan University** as detailed in point no. 7 below.

7. Programme wise recognition status

7(A) **Programmes Recognized**

S. No.	Name of the Programme	Period of Recognition *
1.	BACHELOR OF COMPUTER APPLICATION	2018-19 to 2019-20
2.	BACHELOR OF LIBRARY AND INFORMATION SCIENCE	
3.	MASTER OF LIBRARY AND INFORMATION SCIENCE	
4.	BACHELOR OF ARTS (HONOURS)*	
5.	BACHELOR OF COMMERCE (HONOURS)	
6.	MASTER OF ARTS (ECONOMICS)	
7.	MASTER OF ARTS (EDUCATION)	
8.	MASTER OF ARTS (ENGLISH)	
9.	MASTER OF ARTS (HISTORY)	
10.	MASTER OF ARTS (ODIA)	
11.	MASTER OF ARTS (POLITICAL SCIENCE)	
12.	MASTER OF ARTS (SOCIOLOGY)	
13.	MASTER OF COMMERCE	
* specification to be finalised by the HEI before starting the programme, as per UGC notification on “ Specification of Degree”		

As HEI NAAC score is below 3.26, the recognition given is only up to the academic year 2018-19 to 2019-20. based on the UGC (ODL) Second Amendment regulation 2018. The list of recognized Learner Support Centre/ Study Centres is available on



**7(B) Programmes found deficient**

S. No.	Name of the Programme	Deficiency
1	MASTER IN BUSINESS ADMINISTRATION (MBA)	Non submission of prior approval of respective Regulatory Authority for the academic session 2018-19 and onwards as per sub regulation 2(p) of part-I of UGC (ODL) Regulations, 2017.
2	MASTER IN COMPUTER APPLICATION (MCA)	
3	BACHELOR IN EDUCATION (B.Ed)	

8. For the programmes recognized in 7(A) above, the Higher Educational Institution shall scrupulously abide in letter and spirit by all the terms and conditions, while offering the programmes in Open and Distance Learning mode, as per the provisions detailed in Part-III, Part-IV, Part-V, Part-VI and Annexure-I to Annexure-XI of the University Grants Commission (Open & Distance Learning) Regulations, 2017 and its amendments. Some specific conditions given in UGC(ODL) Regulation 2017 & its amendments are given in **Annexure 1**.

9. For the programmes found deficient in 7(B) above, the Higher Educational Institution shall submit representation along with documentary evidence, if any, within 30 days from the date of this order as per the provision at clause 4(i) of sub-regulation (3) of Part- II of the University Grants Commission (Open & Distance Learning) Regulations, 2017 and its amendments.

10. If the HEI fails to comply with the conditions of recognition or if it is found conducting affairs in a manner that leads to deterioration of academic standards, or if any information, documentary evidence submitted/produced by the HEI is found to be false or fake at a later date, UGC shall take action as per Regulation (4), Part. -II of UGC (ODL) Regulations 2017.

Yours faithfully,

  
**(Smita Bidani)**  
Education Officer

**Copy to:**

1. The Secretary, Higher Education, Government of Odisha, Bhubaneswar *with a request to ensure that HEI adheres to all the provisions of the UGC(ODL) Regulations, 2017 and its amendments.*
2. The Joint Secretary (Distance Learning), MHRD, Govt of India, Shastri Bhawan, New Delhi – 110 001.
3. The Member Secretary, AICTE, Nelson Mandela Marg, Vasant Kunj, New Delhi - 110070
4. The Member Secretary, National Council for Teacher Education, Hans Bhawan, New Delhi.
5. The Vice-Chancellor, Directorate of Distance And Continuing Education, Fakir Mohan University, Vyasa Vihar, Balasore-756 019 (Odisha)
6. The Joint Secretary, State University, UGC for information (as applicable).
7. The Publication Officer (Web), UGC for uploading on the website.
- ✓ 8. Guard file.

  
(Smita Bidani)  
Education Officer

**Conditions**

1. The total intake capacity (Number of learners) in Open and Distance Learning mode in Higher Educational Institution and/or Learner Support Centre/Study Centre shall be as mentioned in clause 6 of Annexure-X of the University Grants Commission (Open and Distance Learning) Regulations, 2017.
2. The Higher Educational Institution shall offer only those programmes through Open and Distance Learning mode, which are approved by the statutory bodies of the University and by UGC and by the Regulatory Authority, as applicable.
3. The Higher Educational Institution shall not offer any programme in engineering, Medicine, dental, pharmacy, nursing, architecture, physiotherapy and programmes not permitted to be offered in distance mode by any other regulatory body.
4. The Higher Educational Institution shall comply to all the terms and conditions mentioned in the Affidavit dated 16<sup>th</sup> April, 2018, duly notarized and signed by Prof. Madhumita Das, Vice Chancellor, Registrar submitted to the Commission vide letter dated 24<sup>th</sup> April, 2018.
5. The Higher Educational Institution shall not offer any M.Phil/Ph.D Programme through distance learning mode in compliance to clause 11 of the University Grants Commission (Minimum Standards and Procedure for Award of M.Phil./Ph.D. Degrees) Regulations, 2016.
6. The HEI shall establish Examination Centre within the territorial jurisdiction of the HEI subject to condition laid down in clause 7(i) to (v) of section 13 in Part-IV.
7. In case, Higher Educational Institution fails to comply with the conditions of recognition, appropriate punitive action(s), as per provisions of the UGC(ODL) Regulations, 2017 and its amendments, shall be taken by the Commission.

**(Smita Bidani)**

Education Officer





**Speed Post**

**F.No. 5-1/2018 ( DEB-III )**

**Date: October, 2018**

**The Registrar,  
Fakir Mohan University,  
Vyasa Vihar,  
Balasore-756 019  
(Odisha)**

24 OCT 2018

**Sub: Commission decision on the HEI's representation submitted for review of programmes found deficient, for recognition for 2018-19 onwards to be offered in Open and Distance Learning (ODL) mode - regarding.**

Sir/Madam,

This is in continuation to the UGC letter No. 5-2/2018 (DEB-III) dated 16.08.2018, wherein the details of programmes recognised for 2018-19 onwards and programmes found deficient along with deficiencies and other relevant information/conditions were communicated to **Fakir Mohan University**.

2. As per the provision at clause 4 (i) of sub-regulation (3) of Part- II of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and the decision of the Commission in its 534<sup>th</sup> meeting held on 2<sup>nd</sup> August, 2018, for the programmes found deficient as per the UGC letter cited in above para, the Higher Educational Institution had been provided an opportunity to submit representation along with documentary evidence, if any, within 30 days from the date of the said UGC letter.

3. The representation along with documentary evidence submitted by the **Fakir Mohan University** on 01.09.2018 for review and the justifications given by the HEI representatives during the hearing, were considered by the duly constituted Expert Review Committee in the meeting held on 19.09.2018 at UGC, 35 Feroze Shah Road, New Delhi. The Expert Review Committee based on the provisions of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and its amendments; made recommendations for consideration of the Commission.

4. Based on the decision of the Commission in its 535<sup>th</sup> Meeting dated 27.09.2018, I am directed to issue this Order, thereby communicating the Commission decision, on the representation received, for programme wise recognition status of the programmes to be offered in Open and Distance Learning mode from academic year 2018-19 onwards by the **Fakir Mohan University, in addition to programmes already recognized vide letter mentioned in Para 1 above**, as detailed in point no. 5 below.

5. Programme wise recognition status based on representation:

**5(A) Programmes Recognised**

S. No.	Name of the Programme	Period of Recognition
Nil	Nil	Nil

As HEI NAAC score is below 3.26, the recognition given is only up to the academic year 2018-19 to 2019-20, based on the UGC (ODL) Second Amendment Regulations, 2018. The list of recognised Learner Support Centres/Study Centres will be available on UGC website shortly.

**5(B) Programmes Not Recognised**


S. No.	Name of the Programme	Reasons
1.	MASTER IN BUSINESS ADMINISTRATION	Due to non-compliance of the Deficiencies.
2.	MASTER IN COMPUTER APPLICATION *	SLM not ready as per sub regulation 3(V), of Part II of UGC (ODL) Regulations, 2017
3	BACHELOR IN EDUCATION *	*Also Inadequate Faculty as per Part 1 of Annexure VI of UGC (ODL) Regulations, 2017

6. For the programmes recognised in 5(A) above, the Higher Educational Institution shall scrupulously abide in letter and spirit by all the terms and conditions, while offering the programmes in Open and Distance Learning mode, as per the provisions detailed in Part-III, Part-IV, Part-V, Part-VI and Annexure-I to Annexure-XI of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and its amendments. Some specific conditions as per UGC (ODL) Regulations, 2017 & its amendments are given in **Annexure-1**.

7. For the programmes not recognised in 5(B) above, the Higher Educational Institution may prefer an appeal to the Commission, if any, along with fee of Rupees ten thousand per programme in the form of demand draft drawn in favour of Secretary, UGC, within 30 days from the date of this order, as per the provision of sub-regulation (5) of Part- II of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and decision of the Commission in its 534<sup>th</sup> Meeting dated 02.08.2018.

8. If the HEI fails to comply with the conditions of recognition or if it is found conducting affairs in a manner that leads to deterioration of academic standards, or if any information, documentary evidence submitted/produced by the HEI is found to be false or fake at a later date, UGC shall take action as per Regulation (4) Part - II of UGC (ODL) Regulations, 2017.

Yours faithfully,

  
(Smita Bidani)  
Education Officer

**Copy to:**

1. The Secretary, Higher Education, Government of Odisha, Bhubaneswar with a request to ensure that HEI adheres to all the provisions of the UGC (ODL) Regulations 2017 and its amendments.
2. The Joint Secretary (Distance Learning), MHRD, Govt of India, Shastri Bhawan, New Delhi - 110 001.
3. The Member Secretary, AICTE, Nelson Mandela Marg, Vasant Kunj, New Delhi-110070 with a copy of the affidavit submitted by the HEI as per AICTE letter No.AICTE/P&AP/ODL/2018 dated 28.08.2018.
4. The Vice-Chancellor, Directorate of Distance And Continuing Education, Fakir Mohan University, Vyasa Vihar, Balasore-756 019 (Odisha)
5. The Joint Secretary, State University Bureau, UGC for information.
6. Guard file.

  
(Smita Bidani)  
Education Officer



**Conditions**

1. The total intake capacity (Number of learners) in Open and Distance Learning mode in Higher Educational Institution and/or Learner Support Centre/Study Centre shall be as mentioned in clause 6 of Annexure-X of the University Grants Commission (Open and Distance Learning) Regulations, 2017, and its Subsequent amendments.
2. The Higher Educational Institution shall offer only those programmes through Open and Distance Learning mode, which are approved by the statutory bodies of the University and by UGC and by the Regulatory Authority, as applicable.
3. The Higher Educational Institution shall not offer any programme in engineering, Medicine, dental, pharmacy, nursing, architecture, physiotherapy and programmes not permitted to be offered in distance mode by any other regulatory body.
4. The Higher Educational Institution shall comply to all the terms and conditions mentioned in the Affidavit dated 16<sup>th</sup> April, 2018, duly notarized and signed by Prof. Madhumita Das, Vice Chancellor, Registrar submitted to the Commission vide letter dated 24<sup>th</sup> April, 2018 and (2) Affidavit dated 17.09.2018 pertaining to adherence of terms of conditions laid down by AICTE for programmes of MBA/MCA/Travel and Tourism, duly notarized and signed by Sh. Amar Singh Soren Registrar submitted to the Commission by hand dated 19.09.2018. (If applicable).
5. The Higher Educational Institution shall not offer any M.Phil/Ph.D Programme through distance learning mode in compliance to clause 11 of the University Grants Commission (Minimum Standards and Procedure for Award of M.Phil. /Ph.D. Degrees) Regulations, 2016.
6. The HEI shall establish Examination Centre within the territorial jurisdiction of the HEI subject to condition laid down in clause 7 (i) to (v) of section 13 in Part-IV.
7. In case, Higher Educational Institution fails to comply with the conditions of recognition, appropriate punitive action(s), as per provisions of the UGC (ODL) Regulations, 2017 and its amendments, shall be taken by the Commission.
8. The Fakir Mohan University shall adhere to the policy of territorial jurisdiction as specified in Annexure - IV of the University Grants Commission (Open and Distance Learning) Regulation, 2017.



**(Smita Bidani)**  
Education Officer



Speed Post

F.No.: 5-1/2018 (DEB-III)

Date: January, 2018

The Registrar,  
Fakir Mohan University,  
Vyasa Vihar,  
Balasore-756 019  
(Odisha)

25 JAN 2019

**Sub: Commission decision on the appeal under sub-regulation (5) of part-II of the University Grants Commission (Open and Distance Learning 2017) Regulations, submitted by HEI for offering programmes in Open and Distance Learning (ODL) mode for 2018-19, academic session beginning January, 2019 and onwards - regarding.**

Sir/Madam,

This is in continuation to the UGC Orders of even number dated **16.08.2018 and 24.10 2018**, wherein the details of programmes recognized for 2018-19 onwards and programmes not recognized were communicated to **Fakir Mohan University, Odisha**.

2. As per the provisions under sub-regulation (5) of part-II of the University Grants Commission (Open and Distance Learning 2017) Regulations and the decision of the Commission it is 535<sup>th</sup> meeting held on 27<sup>th</sup> September, 2018, for the programmes not recognized as per the UGC letter cited in above Para, the Higher Educational Institution had been provided an opportunity to submit an appeal along with requisite fee and documentary evidence, if any within 30 days from the date of the said UGC letter.

3. The appeal along with documents submitted by the **Fakir Mohan University, Odisha** was placed before duly constituted Standing Appellate Committee in the meeting held on 11<sup>th</sup> December, 2018, at UGC, 35 Feroze Shah Road, New Delhi. The Standing Appellate Committee based on the appeal submitted along with documentary evidences, interaction with the HEI Authorities and the provisions of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and its amendments; made recommendations for consideration of the Competent Authority, in accordance to the Commission decision, in its 534<sup>th</sup> meeting, held on 02.08.2018.

4. Based on the decision of the Competent Authority, I am directed to issue this Order, thereby communicating the decision of the Commission, on the appeal received, for offering **programmes in Open and Distance Learning (ODL) mode from academic year 2018-19, session beginning January, 2019 and onwards by the Fakir Mohan University, Odisha, as detailed in point no. 5 below.**



5. Programme wise recognition status based on appeal:

5(A) **Reversal of earlier decision (Programmes Recognized)**

S. No.	Name of the Programme	Period of Recognition (If Applicable)
Nil	Nil	Nil

5(B) **Appeal disposed off for the following programmes (Programmes Not Recognized)**

S. No.	Name of the Programme	Reasons
1.	MASTER IN BUSINESS ADMINISTRATION	Non Compliance to the deficiencies in respect of faculty and SLM as per UGC (ODL) Regulations, 2017.
2.	MASTER OF COMPUTER APPLICATION	
3.	BACHELOR IN EDUCATION	Non submission of prior approval of respective Regulatory Authority for the academic session 2018-19 and onwards as per sub regulation 2(p) of part-I of UGC (ODL) Regulations, 2017.

6. In case of the programmes recognized in 5(A) above, the Higher Educational Institution shall scrupulously abide in letter and spirit by all the terms and conditions, while offering the programmes in Open and Distance Learning mode, as per the provisions detailed in Part-III, Part-IV, Part-V, Part-VI and Annexure-I to Annexure-XI of the University Grants Commission (Open & Distance Learning) Regulations, 2017 and its amendments. Some specific conditions given in UGC (ODL) Regulations, 2017 & its amendments are given in **Annexure- 1**.

7. If the HEI fails to comply with the conditions of recognition or if it is found conducting affairs in a manner that leads to deterioration of academic standards, or if any information, documentary evidence submitted/produced by the HEI is found to be false or fake at a later date, UGC shall take action as per Regulation (4) Part - II of UGC (ODL) Regulations, 2017.

8. Higher Educational Institutions are required to comply with all the provisions of the UGC (ODL) Regulations, 2017 and its amendments. If any deviation is noticed, the same would entail not only withdrawal of permission/recognition for such ODL course but also for other courses offered by the institution, on regular and conventional mode, as directed by MHRD vide letter F. No.2-18/2017-U3 (A) dated 07.10.2018 on the recommendations of Justice Reddy Committee constituted by MHRD on the directions of Hon'ble Supreme Court dated 03.11.2018 in Civil Appeal No.17869-17870 filed by Orissa Lift Irrigation Corp. Ltd Versus Rabi Sankar Patro & Ors.



9. **Time limit for completion of admission process for offering ODL programmes by HEIs:**

The Commission in its 537<sup>th</sup> meeting held on 10.12.2018 has decided the time limit for completion of admission process by the HEIs for offering ODL programmes as mentioned below:


- a) Academic session for January - admission last date February end
- b) Academic session for July - admission last date August end

The Commission has also directed that the HEIs shall upload the admission details within ten days from the last date of the admissions in the respective academic session i.e. 10<sup>th</sup> September for July academic session and 10<sup>th</sup> March for January academic session. Accordingly, the HEIs shall comply with the above decision of Commission.

10. The application stands closed for 2018-19. The HEI needs to apply afresh as and when UGC invites application for recognition of ODL programmes.

11. The decision of the Commission shall be final and binding on the Higher Educational Institutions.

Yours faithfully,

  
(Smita Bidani)

Education Officer

**Copy to:**


1. The Secretary, Higher Education, Government of Odisha, Bhubaneshwar with a request to ensure that HEI adheres to all the provisions of the UGC (ODL) Regulations 2017 and its amendments.
2. The Joint Secretary (Distance Learning), MHRD, Govt of India, Shastri Bhawan, New Delhi - 110 001.
3. The Member Secretary, AICTE, Nelson Mandela Marg, Vasant Kunj, New Delhi-110070 with a copy of the affidavit submitted by the HEI as per AICTE letter No.AICTE/P&AP/ODL/2018 dated 28.08.2018.
4. The Member Secretary, National Council for Teacher Education, Hans Bhawan, New Delhi. 110002
5. The Vice-Chancellor, Directorate of Distance And Continuing Education, Fakir Mohan University, Vyasa Vihar, Balasore-756 019 (Odisha)
6. The Joint Secretary, State University Bureau, UGC.
7. Guard file.

  
(Smita Bidani)

Education Officer

**Conditions**

1. The total intake capacity (Number of learners) in Open and Distance Learning mode in Higher Educational Institution and/or Learner Support Centre/Study Centre shall be as mentioned in clause 6 of Annexure-X of the University Grants Commission (Open and Distance Learning) Regulations, 2017 and its subsequent amendments.
2. The Higher Educational Institution shall offer only those programmes through Open and Distance Learning mode, which are approved by the statutory bodies of the University and by UGC and by the Regulatory Authority, as applicable.
3. The Higher Educational Institution shall not offer any programme in engineering, Medicine, dental, pharmacy, nursing, architecture, physiotherapy and programmes not permitted to be offered in distance mode by any other regulatory body.
4. The Higher Educational Institution shall comply to all the terms and conditions mentioned in the Affidavit dated 16<sup>th</sup> April, 2018, duly notarized and signed by Prof. Madhumita Das, Vice Chancellor, Registrar submitted to the Commission vide letter dated 24<sup>th</sup> April, 2018 and (2) Affidavit dated 17.09.2018 pertaining to adherence of terms of conditions laid down by AICTE for programmes of MBA/MCA/Travel and Tourism, duly notarized and signed by Sh. Amar Singh Soren Registrar submitted to the Commission by hand dated 19.09.2018. (If applicable).
5. The Higher Educational Institution shall not offer any M.Phil/Ph.D Programme through distance learning mode in compliance to clause 11 of the University Grants Commission (Minimum Standards and Procedure for Award of M.Phil. /Ph.D. Degrees) Regulations, 2016.
6. The HEI shall establish Examination Centre within the territorial jurisdiction of the HEI subject to condition laid down in clause 7 (i) to (v) of section 13 in Part-IV.
7. In case, Higher Educational Institution fails to comply with the conditions of recognition, appropriate punitive action(s), as per provisions of the UGC (ODL) Regulations, 2017 and its amendments, shall be taken by the Commission.
8. The Fakir Mohan University shall adhere to the policy of territorial jurisdiction as specified in Annexure - IV of the UGC (ODL) Regulations, 2017.

  
(Smita Bidani)  
Education Officer