

Finance, in principle. Hence, the University may give effect to the implementation of Part 'B' Scales now.

BM 76.12.3

The matter was discussed in detail. Shri R.D. Sahay, Deputy Secretary, Higher Education, MHRD explained the present status of the case and confirmed the sequence of details presented.

BM 76.12.4

Considering various aspects and the fact that the matter has been discussed by the Board of Management in its previous meetings at length decided that the Part 'B' Scales for the Computer Operators and Assistant Engineers be implemented in the University with effect from the date of its implementation by the Government of India.

ITEM NO. 13

TO CONSIDER AND APPROVE AMENDMENT IN THE STATUTE 17(11) OF THE STATUTES OF THE IGNOU ACT

BM 76.13.1

The Board considered and approved the proposed amendments to the Statute 17(11) as given below and recommended it to be forwarded to the Visitor for his assent:

Existing Clause	Proposed Amendment	Clause after Amendment
Statute 17(11) : A teacher may, at any time, terminate his engagement by giving the Board of Management three months notice in writing; Provided that the Board of Management may waive the requirement of notice at its discretion.	<p>To substitute the word "the Vice-Chancellor" in place of "the Board of Management" occurring in the sentence, Provided that the Board of Management may waive the requirement of notice at its discretion;</p> <p>Replace the word "its" by the word "his".</p> <p>Add the line "and report the matter to the Board of Management".</p>	Statute 17(11) : A teacher may, at any time, terminate his engagement by giving the Board of Management three months notice in writing; Provided that the Vice-Chancellor may waive the requirement of notice at his discretion and report the matter to the Board of Management.

ITEM NO. 14

TO CONSIDER THE PROPOSAL FOR TAKING ACTION IN THE MATTER OF LEAKAGE OF QUESTION PAPER TITLED CS-71

BM 76.14.1

As desired by the Chairman, Shri D.C. Pant, Pro Vice-Chancellor apprised the members of the Board on the procedure followed and operations undertaken by the SR&E Division of the University in the conduct of examinations all over the country during the month of June and December every year. The Board was informed that during the month of June, the University conducted examination for 2,71,119 candidates at 461 Centres commencing 1st June and continuing till 28th June, 2003. The Pro Vice-Chancellor brought to the kind notice of the Board that it was in December, 2000 that for the first time some question papers belonging to the computer courses leaked out. Whereafter, a question paper leakage was reported for the course titled CS-71, one of the courses for BCA Programme of the University through the television report flashed at Patna. The Pro Vice-Chancellor read out the sequence of the events that followed thereafter.

“A case of leakage of Question Paper of CS-71 came to light on 26th June, 2003. Hand-written questions pertaining to Question Paper of CS-71, a course of BCA 5th Semester, was received in the morning in the Vice-Chancellor's Office followed by copies of the same in the Office of Pro Vice-Chancellor (P) and Pro Vice-Chancellor (G). This was immediately compared with the office copy of the manuscript of Question Paper by the Director, SR&ED and it was confirmed that the hand-written questions were exactly from the manuscript available in the SR&ED. It was observed that the manuscript was in the form of a computer print-out and the paper was set by Prof. Manohar Lal, Director (SOCIS).

Accordingly, Prof. Manohar Lal was called in the Chamber of PVC (P), and the matter was discussed with him by PVC (P) and PVC (G). During the course of conversation, Prof. Manohar Lal revealed that he had got the Question Paper word processed by his P.A. Mr. Sanjay Aggarwal who, according to him, is a highly dependable person. However, he was not aware whether the file had

been deleted by the P.A. after taking the print-out of the Question Paper. After this, both the Pro Vice-Chancellors and Director (SR&ED) went to School of Computer and Information Sciences. Pro Vice-Chancellor (G) personally went to the room of Mr. Sanjay Aggarwal (P.A.) to check the position on his computer where he admitted that all Question Papers set by Prof. Manohar Lal for the June, 2003 Term End Examination as well as the Question Paper of BIT/ ADIT Entrance Test, scheduled to be held on 3rd August, 2003, were processed by him in his computer and that the files were still there which he could not open at that time because he had forgotten the password. On this, PVC (G) ordered to seize the CPU of the Computer of Mr. Sanjay Aggarwal (PA) and it was brought to SR&ED to be kept in custody of the Director, SR&ED.

Separate written statements were obtained from Prof. Manohar Lal and Shri Sanjay Aggarwal and the same were sealed in the presence of PVC (P), PVC (G) and Director (SR&ED) to be kept in custody of the Director (SR&ED).

According to Clause 5 of Statute 17 of the Statutes of the University "Every teacher shall take part in the activities of the University and perform such duties as may be required by and in accordance with the Acts, Statutes and Ordinances framed thereunder and in particular his duties shall be:

".....(b) His academic duties shall be to give guidance, and instruction to students in the form of counselling, conducting of tutorials, seminars, practical and assessment / examination / evaluation and such other work assigned to him relevant to the academic activities of the University by its competent authority....."

Prof. Manohar Lal failed to discharge his academic duty particularly with reference to the examination work assigned to him by way of not maintaining the confidentiality of the question papers which is expected from him as a paper setter as Prof. Manohar Lal, took the assistance of

his P.A. in getting the question papers set by him typed and kept the manuscript in his Personal Computer intact against all norms of maintaining secrecy. This act of Prof. Manohar Lal amounts to misconduct which speaks on his integrity.

The Vice-Chancellor has been vested with the powers necessary for the proper maintenance of discipline in the University under Clause (5) of the Statute 2 of the Statutes of IGNOU. Having gone through the facts of the case, the Vice-Chancellor is of the opinion that disciplinary action should be initiated against Prof. Manohar Lal for this misconduct.

The Board of Management is the appointing authority in case of Directors as per the provisions of Clause (1) of the Statute 4 and the Vice-Chancellor has the powers to appoint such Professors, Readers, Lecturers and other Teachers as may be necessary with the prior approval of the Board of Management as per Clause (9)(i) of the Statute 2 of the Statutes of the University.

Therefore, the matter is placed before the Board of Management for consideration and approval for initiating disciplinary proceedings against Prof. Manohar Lal by following the due procedures envisaged in the CCS (CCA) Rules, 1965 which were adopted by the University in relation to its employees.

BM 76.14.2

Since the leakage of the question papers affects the credibility of the University and also touches the sanctity of the examination system on which the entire prestige of a University is based, the Board was requested to deliberate on the matter and give such directions as it may deem fit.

BM 76.14.3

Prof. Manohar Lal, Director, School of Computer and Information Sciences and a Member of the Board responded by mentioning that this was not the only question paper that leaked out during June, 2003 examinations but leakage of some other question papers of the computer programmes were also reported in Press. However, he admitted the lapse on his part in keeping the

entire manuscript in the electronic form in his Personal Assistant's CPU. He was of the view that keeping the manuscript in the electronic mode even in Personal Assistant's CPU was as safe as putting the written manuscript in a sealed cover since for having an access one has to have a password which indirectly acts as a deterrent to know the contents. It is another matter that as per the instruction of the University no paper setter should keep any copy of the paper set by him.

BM 76.14.4

The Board viewed the matter with a serious concern but appreciated the initiative taken by the University management to reporting the matter to the Board. In view of the seriousness of the matter it was decided that it should be enquired thoroughly and reported to the Board. In the instant case accountability may be fixed in terms of CCS (CCA) Rules of the Government of India as adopted by the University and necessary action be taken accordingly.

ITEM NO. 15

TO CONSIDER AND APPROVE THE APPOINTMENT OF A PRO VICE-CHANCELLOR

BM 76.15.1

The Chairman informed the Board that considering the growth of the University and a number of initiatives undertaken recently, there was a need to appoint one more Pro Vice-Chancellor in the University. He said that after considering several names for the task, he has decided to recommend the appointment of Dr. Prakash M. Deshpande as Pro Vice-Chancellor in the University. Dr. Deshpande is a very senior academic and has held several positions of eminence in the country. He was also the first Director, Distance Education Council in the University from the year 1993 to 1995.

BM 76.15.2

The Board approved the appointment of Dr. Prakash M. Deshpande as Pro Vice-Chancellor in the University from the date of his assumption of the charge on the terms and conditions as contained in Statute 3 of the Statutes of the University.

The meeting ended with a vote of thanks to the Chair.

sd/xx
H.P. DIKSHIT