

# दिल्ली राजपत्र Delhi Gazette

असाधारण

EXTRAORDINARY

प्राधिकार से प्रकाशित  
PUBLISHED BY AUTHORITY

पृ. ७७  
No. ७७

दिल्ली, शुक्रवार, जुलाई १, २००५/आषाढ़ १०, १९२७  
DELHI, FRIDAY, JULY 1, 2005/ASADHA 10, 1927

[रा.रा.क्षे.दि. सं. ४५२  
[N.C.T.D. No. 452]

भाग—IV

PART—IV

राष्ट्रीय राजधानी राज्य क्षेत्र दिल्ली सरकार

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI

स्वास्थ्य एवं परिवार कल्याण विभाग

अधिसूचना

दिल्ली, १ जुलाई, २००५

फा. सं. ४००(४१)२००२/स्था. एवं परि. कल्या. (यो.)/६२४.—उपराज्यपाल, राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार एतद्वारा वर्तमान 'मौलाना आजाद दन्त महाविद्यालय एवं अस्पताल, नई दिल्ली' को दन्त चिकित्सा, देखभाल, शिक्षण, प्रशिक्षण तथा अनुसंधान क्षेत्र में एक उत्कृष्ट केन्द्र के रूप में विकसित करने तथा एक स्थायित्व निकाय के रूप में 'मौलाना आजाद दन्त विज्ञान संस्थान, नई दिल्ली' (यहां बाद में 'मौलाना आजाद दन्त चिकित्सा विज्ञान संस्थान, नई दिल्ली' नामक सोसायटी के माध्यम से इसके प्रबंधन हेतु तत्काल प्रभाव से आदेश देते हैं जो सोसायटी पंजीयक द्वारा सोसायटी पंजीकरण प्रमाणपत्र, १८६० के अधीन पंजीकरण संख्या एस-५२३९०, दिनांक ६ अप्रैल, २००५ के साथ पंजीकृत है तथा जिसे 'मौलाना आजाद दन्त चिकित्सा विज्ञान संस्थान, नई दिल्ली' के नाम से जाना जाएगा। उक्त संस्थान का अभिप्राय दन्त चिकित्सा विज्ञान के विभिन्न क्षेत्रों में उच्च कोटि की विशिष्ट सेवाएं उपलब्ध कराना एवं उच्च तकनीकी उपचार व्यवस्था विकसित करने के लिए भारत तथा विदेशों में अन्य प्रमुख संस्थानों के साथ सहयोग करना है।

मौलाना आजाद दन्त महाविद्यालय तथा अस्पताल अब 'मौलाना आजाद दन्त चिकित्सा विज्ञान संस्थान, नई दिल्ली' के नाम से जाना जाएगा तथा यह वर्तमान संसाधनों को सुदृढ़ करने, उनका विस्तार तथा अधिकतम उपयोग करने, उत्तरोत्तर विकास, अतिरिक्त निधि का सृजन करने सहज विकास और स्वायत्तता प्रदान करने तथा अनुकूल एवं प्रभावी प्रबंधन के उद्देश्य से भारतीय मानव व्यवहार तथा सम्बद्ध विज्ञान संस्थान (आई.एच.बी.ए.एस.) तथा आई.एल.बी.एस. की तर्ज पर एक स्थायित्व निकाय के रूप में कार्य करेगा। सोसायटी/संस्थान के लिए निधियों का मूल स्रोत राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार/भारत सरकार से अनुमोदित सहायता पैटर्न के अनुसार अनुदान, द्विपक्षीय तथा बहुपक्षीय निधि उपलब्ध कराने वाली एजेंसियों से परियोजना सम्बन्धी सहायता, विशिष्ट सेवाओं के लिए प्रयोक्ता प्रभार आदि के रूप में होगा।

उक्त संस्थान के कार्य मौलाना आजाद दन्त चिकित्सा विज्ञान संस्थान, नई दिल्ली द्वारा प्रबंधित, प्रशासित, निदेशित तथा नियंत्रित होंगे जिसके गठन में मुख्य सचिव, राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार अध्यक्ष के रूप में, प्रधान सचिव (स्वा. एवं परि. क.), प्रधान सचिव/मन्त्रि, वित्त



Kind Attn. Dr. N. C. Rao

7/c

राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार, निदेशक, स्वास्थ्य सेवाएं तथा सरकार से अन्य पदेन सदस्य शामिल हैं तथा जो अनुमोदित संस्था अन्तर्निर्णयों में परिगणित है। सोसायटी मंत्री मंडल द्वारा अनुमोदित नियमों/नियमावली, विनियमों तथा उपविधियों एवं सक्षम प्राधिकारी द्वारा अनुमोदित सहायता पैटर्न के अनुसार अपने कार्यों एवं उत्तरदायित्वों का निर्वहन करेगी।

वर्तमान मौलाना आजाद दन्त महाविद्यालय तथा अस्पताल को इसकी समस्त आधारभूत संरचना सहित सोसायटी को हस्तांतरित किया जाएगा तथा इसका अभिलेख रखा जाएगा। मौलाना आजाद दन्त चिकित्सा एवं अस्पताल के भवन सहित मौलाना आजाद मैडिकल कॉलेज (एम.ए.एम.सी.) परिसर में लगभग 5.06 एकड़ भूमि सरकार द्वारा सोसायटी को एक पट्टा विलेख के माध्यम से नाममात्र के पट्टे/किराए के आधार पर सोसायटी को हस्तांतरित की जाएगी जिससे दन्त चिकित्सा महाविद्यालय/संस्थान में बी.डी.एस./स्नातक पाठ्यक्रम में सीटों को बढ़ाने के साथ-साथ स्नातकोत्तर पाठ्यक्रमों को प्रारंभ करने के लिये भारतीय दन्त चिकित्सा परिषद् द्वारा यथानिर्धारित अर्हता मापदंड की मूल शर्तों को पूरा करने के लिये दन्त महाविद्यालय/संस्थान को पूर्ण रूप से समर्थ बनाया जा सके।

मौलाना आजाद दन्त महाविद्यालय एवं अस्पताल में नियुक्त वर्तमान स्टाफ की सेवा शर्तों पर प्रतिकूल प्रभाव नहीं पड़ेगा, इसके लिए स्टाफ को सरकार के अधीन उन्हें उपलब्ध सेवा शर्तें जारी रखने का विकल्प तथा सोसायटी द्वारा प्रदत्त सेवा शर्तें अपनाने का विकल्प दिया जाएगा इनमें से जिस भी वें प्राथमिकता दें।

जहाँ तक योग्यता तथा अनुभव के मानक का प्रश्न है, भारतीय दन्त चिकित्सा परिषद् द्वारा विभिन्न पदों के लिए पूर्व से ही निर्धारित भर्ती नियमों, योग्यता मापदण्ड तथा सम्बन्धित अनुभव के मापदण्डों का अनुपालन किया जाएगा तथापि भर्ती प्रक्रिया सोसायटी के प्रबंधन के द्वारा इसके नियमों के अनुसार तथा आई. एच. बी. ए. एस. एवं आई. एल. बी. एस. के समरूप प्रारंभ की जाएगी।

राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार की व्यय विधि समिति (ईएफसी) का अनुमोदन, जहाँ भी आवश्यक हो, सोसायटी द्वारा लिया जाएगा। "मौलाना आजाद दन्त चिकित्सा विज्ञान संस्थान, नई दिल्ली"—सोसायटी को प्रशासनिक तथा वित्तीय अधिकार/शक्तियाँ आई. एच. बी. ए. एस. तथा आई. एल. बी. एस. के समान राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार के योजना तथा वित्त विभाग की सहमति से प्रत्यागोषित की जाएगी।

राष्ट्रीय राजधानी क्षेत्र दिल्ली सरकार के उपराज्यपाल  
के आदेश से और उनके नाम पर,

एस. पी. अग्रवाल, प्रधान सचिव

## HEALTH AND FAMILY WELFARE DEPARTMENT

### NOTIFICATION

Delhi, the 1st July, 2005

No. F 400(41)2002/II&FW(Plg.)/624.—The Lieutenant Governor of the National Capital Territory of Delhi hereby orders the development of existing Maulana Azad Dental College and Hospital, New Delhi as a center of excellence for dental care, teaching, training and research and its management as an autonomous body, through a society named as the Maulana Azad Institute of Dental Sciences, New Delhi (hereinafter referred to as "the Society") registered with the Registrar of Societies under the Societies Registration Act, 1860 vide Regn. No. S-52390 dated the 6th April, 2005 to be known as "Maulana Azad Institute of Dental Sciences, New Delhi" with immediate effect. The said institute is intended to provide high quality specialized services in different areas of dental sciences and to collaborate with other institutes of eminence in India and abroad to develop high tech treatment modalities.

The Maulana Azad Dental College and Hospital shall henceforth be known as Maulana Azad Institute of Dental Sciences, New Delhi and function as autonomous body on the lines of IHBAS and IL&BS in order to strengthen, expand and optimize the deployment of the existing resources, generate additional fund, facilitate growth and provide autonomy, flexibility and effective management. The main sources of funds for the society/institute will be the grant-in-aid from the Govt. of NCT of Delhi in accordance with approved pattern of assistance Govt. of NCT of Delhi/Govt. of India. Project related assistance from bilateral and multilateral funding agencies, user charges for specialized services, etc.

The affairs of the said Institute shall be managed, administered, directed and controlled by the Maulana Azad Institute of Dental Sciences, New Delhi comprising the Chief Secretary, Govt. of NCT of Delhi as Chairman, Pr. Secretary (II&FW), Pr. Secretaries/Secretaries Finance, GNCTD, Director, Health Services and other ex-officio Members from the Government set up as enumerated in the approved Memorandum of Association. The Society shall discharge its functions and responsibilities as per approved Articles of Association, Rules, Regulations and Bye-laws approved by the Cabinet and Pattern of Assistance approved by the competent authority.

The existing Maulana Azad Dental College and Hospital alongwith its all infrastructure shall be transferred to the Society and brought on record. The land measuring about 5.06 acre in Maulana Azad Medical College (MAMC) Complex



alongwith the building of the Maulana Azad Dental College and Hospital shall be transferred to the Society by the Government on nominal lease/rent basis through a lease deed to be duly approved enabling the Dental College/Institute to fulfil the prime condition of qualifying criteria as prescribed by the Dental Council of India for increasing the number of seats in BDS as well as to start PG Courses.

The service conditions of the existing staff employed in the Maulana Azad Dental College and Hospital shall not be adversely affected i.e. the staff would be given the option either to continue to avail the service conditions as available to them under the Government or else to opt for the service conditions offered by the Society, whichever is preferred by them.

The Recruitment Rules already available as per norms laid down by the Dental Council of India for various posts shall be followed as far as the standard of qualification and experience is concerned. However, the recruitment process shall be initiated by the management of the Society as per its rules and as in the case of IHBAS and IL & BS.

The approval of Expenditure Finance Committee (BFC) of Government of NCT of Delhi shall be taken by the Society wherever needed. The administrative and financial powers shall be delegated to the Society viz. "Maulana Azad Institute of Dental Sciences, New Delhi" at par with IHBAS and IL & BS with the concurrence of the Planning and Finance Departments, Government of NCT of Delhi.

By Order and in the Name of the  
Lieutenant Governor of the  
National Capital Territory of Delhi.

S. P. AGGARWAL, Pr. Secy.

गृह ( पुलिस-II ) विभाग

अधिसूचना

दिल्ली, 1 जुलाई, 2005

सं. फा. 8/124/95/ग. पु.-II/3298.—गृह मंत्रालय भारत सरकार की दिनांक 20 मार्च, 1974 की अधिसूचना सं. 11011/2/1974/पु. प्र. (1) के साथ पठित दण्ड प्रक्रिया संहिता, 1973 (1974 की संख्या 2) की धारा 24 की उप-धारा (8) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए राष्ट्रीय राजधानी क्षेत्र दिल्ली के उपराज्यपाल, श्री जसवंत सिंह, लोक अभियोगक, के स्थान पर श्री राजीव मोहन, अतिरिक्त लोक अभियोगक, अभियोजन निदेशालय, राष्ट्रीय राजधानी राज्य क्षेत्र, दिल्ली सरकार का प्रथम सूचना रिपोर्ट संख्या 106/81 धाना राहुर गुडगांव (हरियाणा) भारतीय दण्ड संहिता की धारा 302/201 के अन्तर्गत हरियाणा राज्य की ओर से जिला एवं सत्र न्यायालय दिल्ली, में राज्य बनाम प्राण सुख व अन्य के मामले के संचालन हेतु विशेष लोक अभियोगक के रूप में नियुक्त करते हैं।

राष्ट्रीय राजधानी क्षेत्र, दिल्ली के  
उप-राज्यपाल के आदेश से तथा उनके नाम पर,

वी. बी. सक्सेना, उप सचिव

HOME (POLICE-II) DEPARTMENT

NOTIFICATION

Delhi, the 1st July, 2005

No. F. 8/124/95/HP-II/3298.—In exercise of the powers conferred by sub-section (8) of Section 24 of the Code of Criminal Procedure, 1973 (2 of 1974) read with the Government of India, Ministry of Home Affairs' Notification No. 11011/2/74-UTL (i) dated the 20th March, 1974, the Lt. Governor of the National Capital Territory of Delhi is pleased to appoint Shri Rajiv Mohan, Addl. Public Prosecutor, Directorate of Prosecution, Government of NCT of Delhi as Special Public Prosecutor for conducting the case FIR No. 106/81 under Section 3.2/201/34 IPC, P.S. City Gurgaon, State Vs. Pran Sukh & Ors. in place of Shri Jaswant Singh, in the Court of District and Session Judge, Delhi on behalf of State of Haryana till further orders.

By Order and in the Name of the  
Lt. Governor of the National Capital Territory of Delhi.

V. B. SAXENA, Dy. Secy.



20/c

(G)

245

ARTICLES OF ASSOCIATION  
(Rules, regulations and bye-laws)  
OF

MAULANA AZAD INSTITUTE OF DENTAL SCIENCES, NEW DELHI

1. Address of the Institute :- The Registered office of the institute shall be the premises of Maulana Azad Dental College and Hospital, New Delhi-110002.

2. Definitions :- (1) In these Articles of Association, unless the context otherwise requires;

(a) "Chairman" means the Chairman of the Governing Council;

(b) "Director" means the Director-cum-Principal of the Institute appointed under the rules of the institute.

(c) "Governing Council" means the Governing Council of the Institute;

(d) "Government" means the Lt. Governor of the National Capital Territory of Delhi appointed by the President under article 239 and designated as such under article 239 AA of the constitution;

(e) "Institute" means the Maulana Azad Institute of Dental Sciences;

(f) Principal Secretary (H&FW), means the Secretary of the Government, for the time being in charge of the Deptt. of Health;

(g) "Secretary" means the Secretary of the Institute appointed under the rules of the Institute;

(h) "Year" means the period of twelve calendar months commencing from the first day of April and ending on the 31<sup>st</sup> day of March in the year succeeding.

2. It is hereby clarified that the words importing the singular number shall include the plural number and vice-versa, if the context so requires and further that the

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*



20/c

(G)

245

ARTICLES OF ASSOCIATION  
(Rules, regulations and bye-laws)  
OF

MAULANA AZAD INSTITUTE OF DENTAL SCIENCES, NEW DELHI

1. Address of the Institute :- The Registered office of the institute shall be the premises of Maulana Azad Dental College and Hospital, New Delhi-110002.

2. Definitions :- (1) In these Articles of Association, unless the context otherwise requires;

- (a) "Chairman" means the Chairman of the Governing Council;
- (b) "Director" means the Director-cum-Principal of the Institute appointed under the rules of the institute.
- (c) "Governing Council" means the Governing Council of the Institute;
- (d) "Government" means the Lt. Governor of the National Capital Territory of Delhi appointed by the President under article 239 and designated as such under article 239 AA of the constitution;
- (e) "Institute" means the Maulana Azad Institute of Dental Sciences;
- (f) Principal Secretary (H&FW), means the Secretary of the Government, for the time being in charge of the Deptt. of Health;
- (g) "Secretary" means the Secretary of the Institute appointed under the rules of the Institute;
- (h) "Year" means the period of twelve calendar months commencing from the first day of April and ending on the 31<sup>st</sup> day of March in the year succeeding.

2. It is hereby clarified that the words importing the singular number shall include the plural number and vice-versa, if the context so requires and further that the

*[Handwritten signatures and initials]*



19/C (46)

words importing the masculine gender shall include the feminine gender if the context so requires.

3. Powers and functions of the Institute – The powers and functions of the institute shall be as follows:-

- (a) To strengthen, expand and develop the existing Maulana Azad Dental College and Hospital, New Delhi as an Institute of Excellence with comprehensive health care facilities in the field of dental sciences and fulfil the aims and objectives of the Government as planned for the establishment of Dental College and Hospital in the National Capital Territory of Delhi
- (b) To establish, administer and manage the College of Dental Sciences and such other centres for research, treatment, education and instructional <sup>instructing</sup> <sup>are</sup> necessary for the furtherance of the objects of the institute
- (c) To establish a separate discipline of dental diseases and provide teaching and training at the undergraduate, post-graduate and post doctoral level in the speciality at the national and international levels.
- (d) To determine and provide for admissions of students / fellows, trainees <sup>to</sup> the Institute and to admit patients for treatment.
- (e) To establish affiliation with recognized universities and institutions for higher learning both in India and abroad for the purpose of enabling dental surgeons and research scholars to register for post-graduate degrees.
- (f) To seek affiliation from international institutes of dental diseases for recognition of work and improvement in the curriculum of training.
- (g) To serve as nodal agency for peripheral centres pertaining to primary and secondary dental care in the National Capital Territory of Delhi.
- (h) To develop the institute into a deemed university with independent curriculum and degrees.
- (i) To institute professorships, other faculty positions, fellowships, research cadre positions, scholarships, etc for realizing the objectives of the Institute.





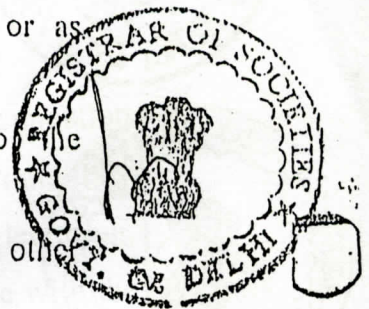
18/2



- To organize teaching courses, workshops, live training programmes, seminars, symposia and training programmes of a specialized nature in the field of dental disease and related areas.
- (k) To organize training programmes for the technical staff in the methods and techniques, related to the objectives of the institute.
  - (l) To establish, maintain, manage and administer the hospital, laboratories, workshops, stores and all other facilities for the efficient prosecution of efficient patient care, scientific and technological research in the field of dental disease and related areas.
  - (m) To publish and disseminate information relating to results of new developments and research.
  - (n) To fix, demand and receive fees and other charges.
  - (o) To regulate and enforce discipline among the trainees and scholars and to take such disciplinary measures in this regard as may be necessary.
  - (p) To appoint persons as Director, professors, associate professors or as teachers, researchers, advisors and other staff of the Institute.
  - (q) To establish and administer the provident fund for the benefit of the employee.
  - (r) To provide for printing, reproduction and publication of research and other works and to organize exhibitions.
  - (s) To determine (with prior concurrence of Government of NCT of Delhi) the number, order and grades of pay of academic, technical, administrative and other posts, to create and abolish the academic, technical administrative and other posts, and to fix emoluments and the terms and conditions of the service of the employees of the Institute and also to fix special terms, wherever required.
  - (t) To appoint all academic, technical and administrative and such other staff as may be needed, regularization of their services and disciplinary action.



Scholars



a

b

Jagpreet

JHB

3

M An





17/C

(Gm)

242

- (u) To frame such rules and regulations and bye laws for the conduct of business of the Society for the objectives of the Institute as aforesaid and to adopt and vary them from time to time.
- (v) To issue appeals for the funds in furtherance of the objects of the Institute and receive grants, subscriptions, donations and gifts if they are not inconsistent with or in conflict with the satisfactory running of the Institute or with the objects for which the Institute is established.
- (w) To sell, exchange, lease or otherwise dispose of all or any portion of the properties of the Institute, movable or immovable, on such terms as the Governing Council may think fit and proper without prejudice to the interests and activities of the Institute. Provided that for the disposal of the immovable property by selling exchange or long term lease, concurrence of the Government shall be taken.
- (x) To delegate, all or any of its powers to the Director and other authorities of the Institute.



4. Teaching at the Institute - (1) All recognized teaching in connection with the courses shall be conducted under the control of the Governing Council by the teaching staff of the Institute, and shall include clinical training, lecturing, laboratory and research work and other teaching conducted in accordance with the syllabus prescribed by the Dental Council of India regulations.



- (2) The authorities responsible for organizing such teaching shall be prescribed by the regulations of the Dental Council of India and/or the affiliating university;
- (3) The courses and curricula shall be prescribed by the Rules and, subject thereto, by the Regulations of the Dental Council of India.

5. Authorities of the Institute - The following shall be the authorities of the Institute:

*[Handwritten signatures and initials]*



- 16/c
- (43)
- (i) Governing Council;
  - (ii) Finance Committee;
  - (iii) Scientific Advisory Committee;
  - (iv) Such other authorities, as may be declared as for example Equipment and Purchase Committee, Building Committee, Academic Committee, Staff Selection Committee for the Cadre and Ex-cadre posts, etc., as the Governing Council may decide from time to time.

6. Membership of the Governing Council – There shall be a Governing Council of the Institute which shall consist of not less than eight and not more than seventeen members from amongst distinguished academicians, scientists, clinicians and such other persons as the Government deems appropriate. The following persons shall constitute the first Governing Council :-

- (i) Shri S. Raghunathan  
Chief Secretary, Govt. of NCT of Delhi.
- (ii) Shri S.P. Aggarwal  
Principal Secretary (Health & Family Welfare), Govt. of NCT of Delhi
- (iii) Shri R. Narayanswami  
Principal Secretary (Finance), Govt. of NCT of Delhi.
- (iv) Chief of Dental Sciences, Army HQ. Member
- (v) President, Delhi Dental Council Member
- (vi) Prof. & HOD, Dental Sciences, AIIMS Member
- (vii) President, Dental Council of India or his nominee. Member
- (viii) Director, Health Services Govt. of NCT of Delhi. Member



15/c

(92)

Members

(ix) & Two renowned Dental Surgeons nominated by  
(x) the Govt. of NCT of Delhi

(xi) Director/Principal of the Institute

Member - Secretary

7. Membership Roll (1) The Institute shall keep a roll of members of the Governing Council, stating therein their rank or occupation and address and every member shall sign the same. No person shall be deemed to be a member or be entitled to exercise the rights and privileges of a member, unless he has signed the Membership Roll.

(2) If a member of the Governing Council changes his address, he shall notify his new address in the Roll of Members, but if the member fails to notify his new address, the address in the roll of members shall be deemed to be his address.



(3) The list of members shall be sent to the Registrar of Societies annually.

8. Meetings of the Governing Council - The Chairman shall preside over the meetings of the Governing Council and in his / her absence, the Principal Secretary (Health) shall do so. In the event of the both being absent, members present shall elect any member to preside over the meeting.



9. Functions and powers of the Chairman - (1) The Chairman shall exercise such powers for the conduct of the business of the Institute as may be delegated to him/her by the Governing Council.

(2) The Chairman may in writing delegate such powers as are considered essential for the efficient running of the Institute, to the Director - cum - Principal.

10. Director - The Governing Council, with the concurrence of the Government, shall appoint, a distinguished Dental Specialist with academic background as Director - cum - Principal of the Institute. He shall be the Chief Executive Officer

Handwritten signatures and initials at the bottom of the page.



14/C

(98)

239/2

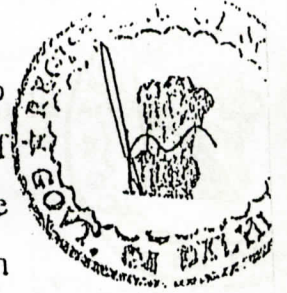
of the Institute and shall be, directly, concerned with the overall management of the Institute and shall, accordingly, take such decisions as are required and be accountable directly to the Governing Council for all his actions.

11. Functions and Powers of the Director - (1) The Director shall be the Chief-Executive Officer of the Institute and would be responsible for the proper administration of the affairs and funds of the Institute under the direction and guidance of the Governing Council. He/She shall be vested with such executive and administrative powers of the Institute, as may be necessary or incidental for the purpose, subject to these rules and bye laws.



(2) The Director shall, subject to the provisions of these rules and bye-laws and decisions of the Governing Council, exercise general supervision over the staff of the Institute.

(3) The Director with the prior approval of the Chairman, shall have the power to fix, on the recommendations of the Selection Committee, the pay at the time of initial appointment of an incumbent at higher stage than the minimum of the scale but not involving more than five increments in any case. Cases where more than five increments are recommended by the Selections Committee shall be put up to the Governing Council.



(4) The Director shall coordinate and exercise powers and general supervision over all the activities of the Institute.

12. Terms of office of members of the Governing Council - (1) Unless his membership of the Governing Council is terminated as provided under the Rules and subject to the provisions under the Rules, each nominated member of the Governing Council shall relinquish his membership on the expiry of two years

*[Handwritten signatures and initials]*



13/C

(CQ)

238/c

from the date on which he become member of the Governing Council, but he will be eligible for re-appointment.

(2) In the case of casual vacancy, the person appointed to fill the vacancy shall hold office for the remaining portion of the term of the out-going member.

(3) A member of the Governing Council shall cease to be a member on the happening of the following events:-

i) If he resigns or becomes of unsound mind, becomes insolvent or is convicted of a criminal offence involving moral turpitude, or his employer refuses to grant him permission to serve the Governing Council or he goes abroad for a continuous period exceeding one year.

ii) If he does not attend three consecutive meetings of the Governing Council, without the prior permission of the chairman.

(4) Whenever a member wishes to resign from the membership of the Governing Council, he shall forward a letter containing his resignation addressed to the Secretary, and his resignation shall take effect on its acceptance by the Chairman.

(5) Whenever a person holds the membership of the Governing Council by virtue of an office held by him (ex-officio) his membership shall terminate when he ceases to hold that office and the vacancy so caused shall be filled by his successor to that office.

(6) The members of the Governing Council shall not be entitled to any remuneration from the Institute excepting the full time Director of the Institute. The members of the Governing Council or any committee appointed by the Governing Council it may be paid by the Institute such



Dr. h. k.

sen

Gov.

JB

M. G.



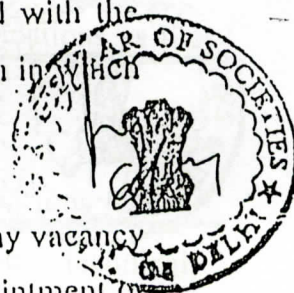
12/

77

237

traveling allowances and honorarium, as may be decided by the Governing Council from time to time.

- (7) A person holding the membership of the Governing Council by virtue of an office held by him (ex-officio) shall attend the Governing Council meetings himself in person.
- (8) The Secretary shall attest the signatures of all the members of newly elected Governing Council and shall ensure that the said signatures of the outgoing Governing Council tally with the annual list as filed with the Registrar of Institute before thirty days of the succeeding month in which elections were held.



13. Vacancies among members of the Governing Council – (1) Any vacancy in the Governing Council shall be filled by the Government by appointment or nomination as the case may be, by the respective authority or association entitled to make such appointment or nomination and shall be valid for the unexpired portion of the term of the member whose leaving has caused the vacancy.



(2) The Governing Council shall function, notwithstanding any vacancy in its body and notwithstanding any defect in the nomination of any of its members, and no act or proceedings of the Governing Council shall be invalidated merely by reason of the existence of a vacancy or vacancies in the body or of any defect in the nomination or appointment of any of the members.

14. Functions and powers of the Governing Council – (1) The Governing Council shall be the principal executive authority of the Institute, and shall have the power to review action of the Scientific Advisory Committee, Finance

Handwritten signatures and initials at the bottom of the page.



11 | c (11)  
Committee and all other Committees and shall exercise all powers of the Institute not otherwise provided for by the Rules. 226 1

(2) The Governing Council shall -

(a) Generally carry out and pursue the objectives of the Institute, as set forth in the Memorandum of its Association,

(b) in particular and without prejudice to the generality of the foregoing provisions, it shall have the power, subject to the provisions of these Rules and the bye-laws framed by it to -

(i) consider the annual and supplementary budgets placed before it by the Director from time to time, and pass them with such modifications as the Governing Council may think fit;

(ii) create and abolish posts,

(iii) appoint the Director, Professors, Professor - emeritus, members, consultants, residents, scientists, scientific technical, administrative and other officers and staff of the Institute, fix their remuneration and define their duties and terms of employment in

accordance with the pattern of assistance, approved by the Government

(iv) enter into arrangements with the Government of India, Govt. of States and Union Territories and local governments, other public or private organizations or individuals, overseas universities, institutions and agencies

for securing and accepting grants-in-aid, endowments, donations or gifts to the Institute, on mutually agreed terms and conditions.

Provided that such terms and conditions, if any, shall not to be contrary to, inconsistent or in conflict with the objectives of the Institute.

Provided, further that for any such arrangement with foreign and/or international agencies, organization/ corporate bodies prior approval of the appropriate authority shall be taken,



16/c (27)

(v) take over, acquire by purchase, grants, gifts, exchange, lease or hire or otherwise from the Government of India, Government of States and Union Territories and local governments and other public or private bodies or individuals, institutions, libraries, laboratories, immovable properties, endowments or other funds and facilities together with any attendant obligations and engagements not inconsistent with the objectives of the Institute; provided that for any such activity involving a foreign and / or international agency or organization, the approval of the Government of India shall be obtained,

(vi) appoint committees and sub-committees such as finance committee, scientific advisory committee, committees for building and purchases, with external domain expertise, or such purposes and with such powers and for such periods and on such terms as it may deem fit, and dissolve any of them,

(vii) delegate such administrative and financial powers as it may deem proper to the Chairman, the Director and other functionaries of the Institute for achieving the objectives of the Institute,

(viii) frame, amend or repeal bye-laws, for the proper and efficient administrations and management of the affairs of the Institute and in particular to provide for the following matters, namely :-

(1) preparation and sanction of budget estimates, expenditure, entering into and execution of contracts, investment of the funds of the Institute, sale or alteration of such investments and maintenance of accounts and their audit;

(2) to lay down procedure for recruitment of officers and establishment in the service of the Institute.

(3) to lay down the terms and tenures of appointments, emoluments, allowances, rules of discipline and other conditions of service of the establishment of the Institute;

*[Handwritten signatures and initials at the bottom of the page]*



9/c  
76  
234/

(4) to set out terms and conditions governing the grant of scholarships, fellowships and grant-in aid for research schemes and projects not inconsistent with the objectives of the Institute,

(5) to set out such other matters as may be necessary for the administration of the affairs and funds of the Institute,

(c) co-opt from time to time as its member, eminent clinician, scientist, distinguished person of repute as it deems desirable in the interest of the Institute,

(d) consider and pass the resolutions on the annual reports and the financial estimates and audit report on such accounts,

(e) undertake such steps as are required for full autonomy or establish corporate structure based on a sound economic policy,



(f) give directions on specific matters,

(g) approve and adopt the amendments to the rules and regulations of the Institute,



(h) conduct periodical review and monitor the activities of the Institute and suggest measures for the improvement and the development of the Institute,

(i) perform such other functions as may be prescribed by rules.

15. Proceedings of the Governing Council - The proceedings of the Governing Council shall be conducted as follows:-

12  
M A



8/c

7/5

233/c

- (i) The meeting of the Governing Council shall be held, at least, once in every three months. However, it may meet more frequently, if the need arises.
- (ii) In the first meeting of the Governing Council, in every financial year, a report of the working of the Institute during the previous year, together with a statement of receipts and expenditure, the balance sheet, as audited, and the financial estimate shall be presented.
- (iii) Meetings of the Governing Council shall be called by the Chairman, in his absence by the Principal Secretary (Health) either on his own or at the request of not less than five members of the Governing Council.
- (iv) The meeting of the Governing Council shall be presided over by the Chairman and in his absence by the Principal Secretary (Health) and in the absence of both, by a member chosen from amongst themselves by the members present, to preside for the occasion.
- (v) Five members of the Governing Council present in person shall constitute a quorum at any meeting of the Governing Council. However, in case, a meeting is adjourned due to lack of quorum, for the adjourned meetings of the Governing Council, there shall be no requirement of quorum.
- (vi) Not less than fifteen days' clear notice of every meeting of the Governing Council shall be given to each member of the Governing Council. However, the accidental omission to give notice to or the non-receipt of notice by any member shall not invalidate the proceedings at the meeting.
- (vii) The decision of the Governing Council shall be taken by the majority of the members present and voting.
- (viii) The Chairman may himself call, or by a requisition in writing signed by him, may require the Secretary to call a meeting of the Governing



*[Handwritten signatures and initials at the bottom of the page]*



190/c

Council at any time and on the receipt of such a requisition, the Secretary shall forthwith call such a meeting.


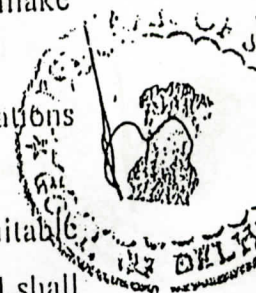
- (ix) Five members of the Governing Council may, by a requisition in writing signed by them, request the Secretary to call a meeting of the Governing Council and on the receipt of such a requisition, the Secretary shall call such a meeting within a period of one month in consultation with the Chairman.
- (x) Each member of the Governing Council shall have one vote and, if there shall be an equality of votes on any question to be decided by the Governing Council, the Chairman or the member presiding over the meeting shall have a casting vote.
- (xi) Any business which may be necessary for the Governing Council to perform may be performed by a resolution in writing circulated among all its members and any such resolution so circulated and approved by a majority of the members by signing, shall be as effectual and binding as if such resolution had been passed at a meeting of the Governing Council provided that at least five members of the Governing Council have recorded their approval to the resolution, or
- (xii) If urgent action by the Governing Council becomes necessary, the Chairman of the Governing Council may permit the business to be transacted by circulation of papers to the members of the Governing Council. The action proposed to be taken shall not be taken unless agreed to by a majority of members of the Governing Council. The action so taken shall be forthwith intimated to all the members of the Governing Council. The papers shall be placed before the next meeting of the Governing Council for confirmation.



7/c (77)  
5. The Finance Committee.- The Governing Council shall nominate the Finance Committee, which shall consider important financial matters and make its recommendations to the Governing Council. It shall meet, at least, once in three months.

17. Tenure of the Finance Committee - The tenure of the non Ex-officio members of the Finance Committee shall be for the period of two years. However, such member will be eligible for re-nomination.

18. The functions of the Finance Committee :- The functions of the Finance Committee shall be as follows :-

- 
- (a) To consider in details the annual budget estimates and revised estimates of the Institute and make recommendations thereon to the Governing Council;
- (b) To consider and approve proposals for incurring of expenditure on account of major works and purchases.
- (c) To consider proposals for the creation of new posts and make recommendations to the Governing Council.
- (d) To consider revisions of pay scales, allowances and other terms and conditions of service of staff having financial implications and make recommendations to the Governing Council.
- (e) To review financial position of the Institute and make recommendations from time to time to the Governing Council.
- (f) To consider financial aspects of various projects and make suitable recommendations to the Governing Council. The Governing Council shall exercise full powers for sanctioning projects within the approved budget/scheme. It may also delegate such powers in this regard to the Director, as deemed appropriate.
- (g) To consider the periodical statements of the accounts and to review the finances of the Institute from time to time and to consider reappropriation
- 



6/c. 231/

of funds and audit reports and to make recommendations to the Governing Council in regard to the financial flaws and the gap, if any, likely to develop and means to bridge such gaps.

- (h) To give its views and to make recommendations to the Governing Council on any financial question affecting the Institute either on its own initiative or on reference from the Governing Council, or the Director.

19. The Scientific Advisory Committee - (1) A Scientific Advisory Committee (SAC) to facilitate clinical and basic research work shall be constituted to advise on policy, to monitor progress and to facilitate in-depth exchange of views in specific fields. The Governing Council would nominate the Scientific Advisory Committee which would be chaired by a renowned Dental Specialist/Academician/Scientist. The Director would be the Member Secretary of SAC.

(2) The Scientific Advisory Committee shall evolve the scientific and technical programmes of the Institute, review them periodically and shall take further course of action as would be deemed fit for furthering scientific and technological research of the Institute. The recommendations of the Committee would be submitted to the Governing Council for approval. The Scientific Advisory Committee shall meet at least, once every three months, i.e., at least four times a year. The tenure of the non ex-officio member shall be for the period of two years. However, such member will be eligible for renomination.

20. The Academic Activities - For realizing the objectives indicated in the Memorandum of Association, the Institute shall have long term course/training leading to B.D.S., M.D.S. and Diplomas, Post Doctoral, Ph.D., Fellowships and other degrees. The Institute may seek affiliation with Universities/Institutes of higher learning in the country or overseas for conducting such courses. An



5 | c (w) 23

Academic Committee shall be constituted in terms of the respective ordinance of the concerned University/Institute of higher learning.

21. Funds of the Institute – (1) The funds of the Institute will consist of the following :-

(i) Grant-in-aid provided by the Government for establishing the Institute, to cover both the recurring expenses as well as the growth of the Institute, to fulfill all the objectives envisaged in the Memorandum of Association and bye-laws of the Institute.

(ii) Grants received from the Government of India.

(iii) Charges for providing diagnostic and therapeutic services to the public. Such funds would be generated by levying charges for services rendered by the Institute. A proportion of the patients would be seen free and the remaining would pay for the services as per the norms laid down by the Governing Council. The funds so generated would be utilized for the growth of the Institute and the benefit of the staff as per the norms laid down by the Governing Council from time to time.

(iv) Project related assistance from various Bilateral as well as Multilateral funding agencies.

(2) A business model for the running of the Institute would be developed and reviewed from time to time. All funds of the Institute shall be paid into the Institute account with State Bank of India or in a Scheduled/nationalized bank and shall not be withdrawn except on cheque signed and countersigned by such officers as may be duly empowered in writing in this behalf, by the Governing Council.

(3) The income and property of the Institute, howsoever derived, shall be applied towards the promotion of the objectives thereof as set forth in the Memorandum of



4/c (11)

Association. No portion of the income and property of the Institute shall be paid or transferred, directly or indirectly, to any of the members through any means either by way of dividends, bonus, or otherwise, howsoever, by way of profit to the persons who, at any time, are or have been members of the Institute or to any of them or to any persons claiming through them or any of them.

22. **Accounts and Audit** – The Accounts of the Institute shall be audited by the accredited Chartered Accountants. The nature of audit to be applied and the detailed arrangements to be made in regard to the form of accounts and their maintenance and the presentation of the accounts for audit shall be prescribed by bye-laws to be framed by the Governing Council.

23. **Annual Report** – The annual report of the proceedings of the Institute and of all work undertaken by it during the year shall be prepared by the Director/Principal of the Institute under the supervision of Governing Council. This report and the audited accounts of the Institute along with the auditor reports thereon shall be placed before the Institute at the General Meeting.

24. **Alteration of rules and dissolution of the Institute** – (1) The Rules of the Institute may be altered at any time by the Governing Council. However, the prior concurrence of the Government shall be taken while altering the Rules.

(2) Upon a resolution passed by a majority of not less than  $\frac{3}{4}$ <sup>th</sup> of the total members of the Institute, the Institute shall be dissolved with effect from such date as may be agreed upon and confirmed by  $\frac{3}{4}$ <sup>th</sup> of the members present at the second special meeting.



3/c (70)

25. Terms and conditions of service of the Staff of the Institute - (1) The terms and conditions of service of the staff of the Institute shall be formed by the Governing Council and form a part of these Bye-Laws.

(2) The employees of the Institute shall be classified into various categories such as, Clinical and Teaching Staff, Scientific and Research and Academic Staff, Paramedical and Technical Staff, Administrative, Finance and Maintenance staff.

(3) All posts, will be created by the Governing Council in accordance with the pattern of assistance approved for the Institute. This will, inter-alia, include pay scales of the posts and allowances etc. As per the Government Rules, the Director, with the approval of the Governing Council, may appoint experts/specialists as consultants for specific assignments requiring special expertise.

(4) The age of superannuation for all staff shall be at par with Government Employees.

(5) Superannuated persons may be re-employed on contract in exceptional cases and with the approval of the Governing Council subject to the terms and conditions specified therein. The appointment may be made, initially, for six months extendable up to the age of 62 on the recommendation of the Governing Council. On re-employment, the total emoluments will be regulated in accordance with Government orders on the subject.

(6) The appointment shall be terminable on either side after giving to the other party not less than three months notice in writing, except during the period of probation when no such notice shall be required.



2/c

CS

227

- (7) The Institute will encourage participation of scientific and academic staff and scholars in recognized professional or committee meetings, symposia and conferences within the country. The rules in this regard shall be framed by the Governing Council, from time to time.
- (8) For pursuance of the scientific activities and for attending seminars, symposia, workshops, conferences, training programmes, visits under bilateral exchange programmes, bilateral S&T programmes, UN and other aided projects, the guidelines framed by the Governing Council from time to time shall be followed.
- (9) The Governing Council may lay down guidelines from time to time for the acceptance of consultancy/sponsored research or assignments by the staff of the Institute.
- (10) (a) The staff members shall be entitled to sharing of royalties/consultancy earnings, etc. for any new invention/research innovation/patent, etc. achieved as a result of their research contribution as per provisions made in this regard by the Governing Council from time to time.
- (b) The Institute staff may, if invited to do so, accept professional assignments subject to the approval of the Director.
- (c) Members of the staff may be deputed for training for the work of the Institute at the discretion of the Director.



Handwritten signatures and initials at the bottom of the page, including a large signature on the left and several smaller ones below it.



26. Execution of Contracts - All contracts relating to the management and administration of the Institute shall be expressed as made by the Institute and shall be executed by the Director.

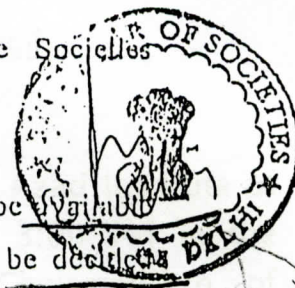
27. Suit by or against the Institute - The Member-Secretary or his nominee, shall be considered to be the appropriate authority of the Institute to initiate or defend any legal proceeding in the name of the Institute.

28. Applicability Clause : (1) All the provisions of the Societies Registration Act, 1860 shall apply to the Institute.

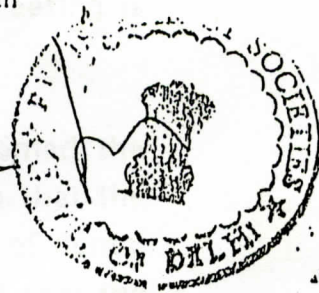
(2) The Institute undertakes to abide itself to adhere to the Societies Registration Act 1860.

29. Facilities of the Institute - The facilities of the Institute shall be available round the clock. The working hours for all the Institute staff shall be decided according to the needs and could be any time of the day or night.

30. Dissolution - Dissolution, if necessary, shall be done in accordance with section 13 and 14 of the Societies Registration Act, 1860 (21 of 1860).



decided available



*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*