



GOVERNMENT OF MAHARASHTRA
LAW AND JUDICIARY DEPARTMENT

MAHARASHTRA ACT NO. XLI OF 1983

THE MAHARASHTRA AGRICULTURAL
UNIVERSITIES (*KRISHI VIDYAPEETHS*) ACT, 1983

(As modified upto the 31st August 2012)



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(6) The Chancellor shall exercise such other powers and perform such other duties as are laid down by this Act.

Pro-Chancellor. 16. (1) The Minister for Agriculture, Maharashtra State, shall be the Pro-Chancellor of each of the Universities and shall in the absence of the Chancellor preside over the convocation of the University.

(2) The Pro-Chancellor may call for his information any papers relating to the administration of the affairs of the University and such requisition shall be complied with by the University.

(3) The annual programme of work of the University shall be referred to the Pro-Chancellor for his information and any suggestion made by him shall be considered by the Executive Council.

(4) He shall also exercise such powers and perform such duties of the Chancellor as the Chancellor may by order in writing delegate to the Pro-Chancellor and such delegation may be subject to such restrictions and conditions as may be specified in such order.

Vice-Chancellor. 17. ¹[(1) The Vice-Chancellor shall be appointed by the Chancellor in the manner stated hereunder:—

(a) There shall be a Committee consisting of the following members to recommend suitable names to the Chancellor for appointment of the Vice-Chancellor, namely:—

(i) a member nominated by the Chancellor, who shall be a retired Judge of the Supreme Court or retired Chief Justice of a High Court or an eminent scientist of national repute or a recipient of *Padma* Award in the field of education;

(ii) the Director General, Indian Council of Agricultural Research, New Delhi ;

(iii) the Principal Secretary (Agriculture) or Secretary (Agriculture), as the case may be, in the Agriculture, Animal Husbandry, Dairy Development and Fisheries Department of the Government of Maharashtra ;

(b) The member nominated by the Chancellor shall be the Chairman of the Committee ;

(c) The member nominated shall be the person not connected with the University or any recognised institution of the University ;

(d) No meeting of the Committee shall be held unless all the three members of the Committee are present.]

²[(2) The process of preparing a panel shall begin at least three months before the probable date of occurrence of the vacancy of the Vice-Chancellor and shall be completed within the time limit fixed by the Chancellor. The Chancellor, however, may extend such time limit if in the exigency of the circumstances, it is necessary so to do, however that the period so extended shall not exceed three months in the aggregate.

(2A) The Committee shall recommend a panel of not less than five suitable persons for the consideration of the Chancellor for being appointed as the Vice-Chancellor within the period of two months from its constitution. The names so recommended shall be in alphabetical order without any preference being indicated. The report shall be accompanied by a detailed write-up on suitability of each person included in the panel.

(2B) The Chancellor may select one of the said persons from such panel for the post of the Vice-Chancellor and appoint the person to such post. If the Chancellor does not approve any of the person in the panel or if the person selected by the Chancellor for the post of Vice-Chancellor is not willing to accept the office of the Vice-Chancellor, the Chancellor may require the above-mentioned Committee to prepare a fresh panel.

¹ Sub-section (1) was substituted by Mah. 18 of 2010, s.2(a).

² These sub-sections were substituted for sub-section (2), *ibid*, s. 2(b).

(2C) A person recommended by the Committee for appointment as a Vice-Chancellor shall,---

(a) be an eminent academician or an administrator of high calibre ;

(b) be able to provide leadership by his own example ;

(c) be able to provide vision and have ability to translate the same into reality in the interest of students and society; and

(d) possess such educational qualifications and experience as may be specified by the State Government, by an order published in the *Official Gazette*, in consultation with the Chancellor.

(2D) The eligibility conditions and the process for recommendation of names for appointment as a Vice-Chancellor shall be given wide publicity to ensure the recommendation of most suitable candidates.]

(3) The Vice-Chancellor shall be a whole time salaried officer of the University.

¹[(4) ²[The Vice-Chancellor shall, subject to the terms and conditions of his service, hold office for a period of five years from the date on which he enters upon his office ; and shall not be eligible for reappointment :

Mah. XIV of 2003. Provided that the Vice-Chancellor who is in office on the date of coming into force of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2003 shall, if,—

(i) it is his second term in office on reappointment, continue to hold the office only till the completion of his term of three years ; and

(ii) it is his first term in office, continue to hold the office till the completion of the term of five years from the date of his appointment to that office.]

The Chancellor may, by order,—

(a) direct that notwithstanding the expiration of his term, the Vice-Chancellor may continue to hold office ; or

(b) nominate a Director or a Dean of the University, or of any other Agricultural University in the State or any other person to hold the office of the Vice-Chancellor for such ³[term not exceeding, twelve months in the aggregate], as he may specify from time to time in his order :

Provided that, the Vice-Chancellor, so continuing or the Director, Dean or other person so nominated to hold office of the Vice-Chancellor, shall cease to hold such office on the date on which the person appointed as Vice-Chancellor in accordance with the provisions of sub-section (1) enters upon his office.

(4A) No person shall hold, or continue to hold, the office of Vice-Chancellor after he attains the age of sixty-five years.

(4B) For the removal of doubt, it is hereby declared that, notwithstanding anything contained in this Act or the terms of any contract of service or the term of office of any person who, on the date of commencement of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 1989, continues to hold the office of the Vice-Chancellor of any University,—

Mah. XLI of 1989. (a) after having completed three years or more in such office or attained the age of sixty-five years ; or

(b) completes three years in such office after the date of such commencement, shall cease to hold such office on the date of such commencement or, as the case may be, on the date of completion of three years in such office, and accordingly such person shall be deemed to have vacated such office on the respective such date and such office shall be deemed to be vacant on such date.]

¹ These sub-sections were substituted for sub-section (4) by Mah. 41 of 1989, s. 3.

² This clause was substituted for the principal clause of sub-section (4) beginning with words "The Vice-Chancellor shall" and ending with the words "only for a second term." by Mah. 14 of 2003, s. 5(b).

³ These words were substituted for the words "term not exceeding six months in the aggregate" by Mah. 18 of 2010, s. 2(c).

(5) The Vice-Chancellor may, after giving three months' notice, resign his office, by tendering his resignation in writing to the Chancellor. The resignation shall take effect on its acceptance by the Chancellor.

(6) (a) The Chancellor may, on the recommendation of the Pro-Chancellor on the ground that the Vice-Chancellor has neglected or without reasonable excuse has failed to carry out his responsibility of implementing the directions issued by the Pro-Chancellor under section 7, or by the State Council under section 12, by order, remove the Vice-Chancellor at any time from office.

(b) If the Vice-Chancellor, in the opinion of the Chancellor, omits or refuses to carry out the provisions of this Act ¹[or commits or has committed breach of any of the terms and conditions of the service contract] or abuses the powers vested in him and if it appears to the Chancellor that the continuance of the Vice-Chancellor in office is detrimental to the interest of the University, the Chancellor may, after consultation with the concerned Executive Council, by order, remove the Vice-Chancellor at any time from office.

(c) No order under clause (a) or (b) shall be made, unless the Vice-Chancellor has been given a reasonable opportunity of being heard in respect of the action proposed to be taken against him.

²[(7) (a) The Vice-Chancellor shall draw such emoluments as the State Government may, from time to time, whether prospectively or retrospectively, determine ;

(b) The other conditions of service of the Vice-Chancellor shall be such as may be determined by the Statutes and accepted by the Vice-Chancellor at the time of his appointment :

Provided that, the emoluments and other conditions of service shall not be varied to the disadvantage of a Vice-Chancellor during his tenure as Vice-Chancellor].

(8) In the event of the occurrence of a vacancy in the office of the Vice-Chancellor by reason of death, resignation or otherwise, the Chancellor may nominate a Director or a Dean of the University or of any other Agricultural University in the State or any other person to act as Vice-Chancellor, until a regular appointment of Vice-Chancellor is made in accordance with sub-section (1) of this section :

Provided that, the period of such interim arrangement shall not exceed six months.

(9) Where any temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, illness or other cause, the Pro-Chancellor shall make such arrangements for carrying on the duties of the office of the Vice-Chancellor, as he may think fit. Until such arrangements are made, the Director or the Dean or any other person nominated by the

¹ These words were inserted by Mah. 14 of 2003, s.5 (c).

² Sub-section (7) was substituted for the original by Mah. 12 of 1988, s. 4.

Pro-Chancellor for that purpose shall carry on the current duties of the office of the Vice-Chancellor :

Provided that, in the case of a temporary vacancy of less than two months, the Vice-Chancellor may, by order in writing entrust his duties to any Director or Dean or, in their absence to the Registrar, as a measure of emergency.

18. (1) The Vice-Chancellor shall be the principal executive of the University. He shall, in the absence of the Chancellor and Pro-Chancellor, preside at any convocation of the University. He shall be also an *ex-officio* member and Chairman of the Executive Council and the Academic Council. Powers and duties of Vice-Chancellor.

(2) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline in the University.

(3) The Vice-Chancellor shall have power to convene meeting of the Executive Council and the Academic Council.

(4) It shall be the duty of the Vice-Chancellor to ensure that the provisions of this Act and the Statutes and the Regulations are faithfully observed, and he shall have all powers necessary for this purpose.

(5) The Vice-Chancellor shall be responsible for the proper administration of the University including financial administration and for close co-ordination and integration of teaching, research and extension education programmes.

(6) The Vice-Chancellor shall be responsible for prompt and proper implementation, by the University and its authorities and officers, of the directions issued by the Pro-Chancellor under section 7, and by the State Council under section 12, from time to time, and he shall have and exercise all the powers necessary for this purpose, notwithstanding anything contained in this Act or in the Statutes and Regulations made or deemed to be made under this Act.

(7) The Vice-Chancellor shall manage, through appropriate officers and staff members, the colleges, departments, institutions of specialised studies, laboratories, libraries, museums, hostels and schools maintained by the University, both at the headquarters and outside.

(8) The Vice-Chancellor may call for reports from the colleges, recognised institutions and hostels on all activities of the University, as he deems necessary for the proper functioning of the University.

(9) The Vice-Chancellor shall supervise and control the residence, conduct and discipline of the students of the University. He shall also make arrangements for promoting their health and general welfare, in consultation with such Committee as may be prescribed.

(10) The Vice-Chancellor shall have power to appoint such employees of the University as provided in this Act or in the Statutes.

(11) The Vice-Chancellor shall be responsible for the presentation of the annual accounts and the balance-sheet in time to the Executive Council.



महाराष्ट्र शासन राजपत्र असाधारण भाग आठ

वर्ष २, अंक २३ ।

सोमवार, जुलै ५-२०१०/आषाढ १४, शके १९३२

। पृष्ठ ४, किंमत । रुपये ११.००

असाधारण क्रमांक ४५

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2010 (Mah. Ord. VII of 2010), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra.

H. B. PATEL.

Secretary to Government,

Law and Judiciary Department.

(Translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Ordinance, 2010 (Mah. Ord. VII of 2010), published under the authority of the Governor.)

AGRICULTURE, ANIMAL HUSBANDRY, DAIRY
DEVELOPMENT AND FISHERIES DEPARTMENT
Mantralaya, Mumbai 400 032, dated the 5th July 2010.

MAHARASHTRA ORDINANCE No. VII OF 2010.

AN ORDINANCE

to amend the Maharashtra Agricultural Universities
(*Krishi Vidyapeeths*) Act, 1983.

WHEREAS both Houses of the State Legislature are not in session ;

AND WHEREAS the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983, for the purposes hereinafter appearing; Mah. XLI of 1983

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Maharashtra is hereby pleased to promulgate the following Ordinance, namely:—

Short title
and
commence-
ment.

1. (1) This Ordinance may be called the Maharashtra Agricultural Universities (Krishi Vidyapeeths) (Amendment) Ordinance, 2010.

(2) It shall come into force at once.

Amendment
of section 17
of Mah. XLI
of 1983.

2. In section 17 of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983,— Mah. XLI of 1983.

(a) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) The Vice-Chancellor shall be appointed by the Chancellor in the manner stated hereunder:—

(a) There shall be a Committee consisting of the following members to recommend suitable names to the Chancellor for appointment of the Vice-Chancellor, namely:—

(i) a member nominated by the Chancellor, who shall be a retired Judge of the Supreme Court or retired Chief Justice of a High Court or an eminent scientist of national repute or a recipient of Padma Award in the field of education;

(ii) the Director General, Indian Council of Agricultural Research, New Delhi;

(iii) the Principal Secretary (Agriculture) or Secretary (Agriculture), as the case may be, in the Agriculture, Animal Husbandry, Dairy Development and Fisheries Department of the Government of Maharashtra;

(b) The member nominated by the Chancellor shall be the Chairman of the Committee;

(c) The member nominated shall be the person not connected with the University or any recognised institution of the University;

(d) No meeting of the Committee shall be held unless all the three members of the Committee are present.”;

(b) for sub-section (2), the following sub-sections shall be substituted, namely:—

“(2) The process of preparing a panel shall begin at least three months before the probable date of occurrence of the vacancy of the Vice-Chancellor and shall be completed within the time limit

★ Section 17 of MAU Act, 1983
has been amended as per Notification
dated 17th July 2019.

★ In Section 17 of the Maharashtra Agricultural Universities (Krishi Vidyapeeths) Act, 1983, in sub-section (1), in clause (a), for sub-clause (ii), the following sub-clause shall be substituted, namely:—

“(ii) the Director General, Indian Council of Agricultural Research, New Delhi; or his nominee from amongst the following:—

- (A) a person who is retired as Director General, Indian Council of Agricultural Research, New Delhi; or
- (B) the Chairman, Agricultural Scientists Recruitment Board (ASRB), New Delhi; or
- (C) the Director, Indian Agricultural Research Institute (IARI), New Delhi”.

fixed by the Chancellor. The Chancellor, however, may extend such time limit if in the exigency of the circumstances, it is necessary so to do, however that the period so extended shall not exceed three months in the aggregate.

(2A) The Committee shall recommend a panel of not less than five suitable persons for the consideration of the Chancellor for being appointed as the Vice-Chancellor within the period of two months from its constitution. The names so recommended shall be in alphabetical order without any preference being indicated. The report shall be accompanied by a detailed write-up on suitability of each person included in the panel.

(2B) The Chancellor may select one of the said persons from such panel for the post of the Vice-Chancellor and appoint the person to such post. If the Chancellor does not approve any of the persons in the panel or if the person selected by the Chancellor for the post of Vice-Chancellor is not willing to accept the office of the Vice-Chancellor, the Chancellor may require the above-mentioned Committee to prepare a fresh panel.

(2C) A person recommended by the Committee for appointment as a Vice-Chancellor shall,—

(a) be an eminent academician or an administrator of high calibre;

(b) be able to provide leadership by his own example;

(c) be able to provide vision and have ability to translate the same into reality in the interest of students and society; and

(d) possess such educational qualifications and experience as may be specified by the State Government, by an order published in the *Official Gazette*, in consultation with the Chancellor.

(2D) The eligibility conditions and the process for recommendation of names for appointment as a Vice-Chancellor shall be given wide publicity to ensure the recommendation of most suitable candidates.”;

(c) in sub-section (4), for the words “ term not exceeding, six months in the aggregate ” the words “ term not exceeding, twelve months in the aggregate ” shall be substituted.

STATEMENT

Sub-sections (1) and (2) of section 17 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (Mah. XLI of 1983) provide for the appointment of the Vice-Chancellor, who is the Principal Executive and Academic Officer of the University and *Ex-officio* member and Chairman of the Executive Council and the Academic Council and *Ex-officio* member of the Maharashtra Council of Agricultural Education and Research. Although the said sub-sections (1) and (2) provide for constitution of the Committee for recommending names of suitable persons for appointment as a Vice-Chancellor, the said Act, nowhere, provides for the eligibility conditions for the appointment as a Vice-Chancellor. It is, therefore, considered expedient to amend section 17 of the said Act, so as to incorporate therein the provisions for the re-constitution of the said Committee and the eligibility conditions for the appointment as a Vice-Chancellor.

2. As per the provisions of sub-section (4) of section 17 of the said Act, the Vice-Chancellor holds office for a term of five years ; and the Chancellor can, after the expiry of the said term, nominate a suitable person to hold the office for a period not exceeding six months in the aggregate. The process for recommending suitable names for the consideration of the Chancellor for being appointed as a Vice-Chancellor of some of the Agricultural Universities is, to commence shortly. The term of the Vice-Chancellor of the Mahatma Phule Krishi Vidyapeeth, Rahuri is already expired on the 9th February 2010. As the Committee for recommending the suitable names to the Chancellor for appointment of Vice-Chancellor will have to be constituted under the proposed provisions of section 17 of the said Act and the aggregate term of six months of the person holding the office of the Vice-Chancellor is expiring in near future, it is considered expedient to extend the said period from six months to twelve months in the aggregate, by amending the said sub-section (4), suitably.

3. As both Houses of the State Legislature are not in session and the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983 (Mah. XLI of 1983), for the purposes aforesaid, this Ordinance is promulgated.

Mumbai,
Dated the 3rd July 2010.

K. SANKARANARAYANAN,
Governor of Maharashtra.

By order and in the name of the
Governor of Maharashtra,

SUDHIR KUMAR GOYAL,
Principal Secretary to Government.



महाराष्ट्र शासन राजपत्र असाधारण भाग आठ

वर्ष ५, अंक २८]

बुधवार, जुलै १७, २०१९/आषाढ २६, शके १९४१

[पृष्ठे २, किंमत : रुपये २७.००

असाधारण क्रमांक ६४

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधि व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2019 (Mah. Act No. XVII of 2019), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

RAJENDRA G. BHAGWAT,
Secretary (Legislation) to Government,
Law and Judiciary Department.

MAHARASHTRA ACT No. XVII OF 2019.

(First published, after having received the assent of the Governor in the "Maharashtra Government Gazette", on the 17th July 2019).

An Act further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983.

Mah. XLI of 1983. WHEREAS it is expedient further to amend the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983, for the purposes hereinafter appearing; it is hereby enacted in the Seventieth Year of the Republic of India as follows :—

1. This Act may be called the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) (Amendment) Act, 2019.

Amendment
of section 17
of Mah. XLI
of 1983.

2. In section 17 of the Maharashtra Agricultural Universities (*Krishi Vidyapeeths*) Act, 1983, in sub-section (1), in clause (a), for sub-clause (ii), the following sub-clause shall be substituted, namely :—

Mah.
XLI of
1983.

“(ii) the Director General, Indian Council of Agricultural Research, New Delhi ; or his nominee from amongst the following :—

(A) a person who is retired as Director General, Indian Council of Agricultural Research, New Delhi ; or

(B) the Chairman, Agricultural Scientists Recruitment Board (ASRB), New Delhi ; or

(C) the Director, Indian Agricultural Research Institute (IARI), New Delhi ; ” .