



Admission Overseeing Committee

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REPORT OF THE ADMISSION OVERSEEING COMMITTEE UNDER
SECTION 5 (8) OF THE KARNATAKA EDUCATIONAL INSTITUTIONS
(REGULATION OF ADMISSION AND
DETERMINATION OF FEE) ACT, 2006

13TH DAY OF SEPTEMBER 2017

JUSTICE ANAND BYRAREDDY ----- CHAIRMAN
FORMER JUDGE HIGH COURT OF KARNATAKA

IN CONSULTATION WITH THE

ADDITIONAL CHIEF SECRETARY,
DEPARTMENT OF MEDICAL EDUCATION,
GOVERNMENT OF KARNATAKA -- MEMBER

THE VICE CHANCELLOR,
RAJIV GANDHI UNIVERSITY OF
HEALTH SCIENCES -- MEMBER

IN THE MATTER OF UNFAIR IMPOSITION AND COLLECTION OF FEES
IN ADMITTING STUDENTS TO THE UNDERGRADUATE MEDICAL
COURSE BY PRIVATE MEDICAL COLLEGES.

The primary function of this Committee as provided
under the provisions of Karnataka Professional Educational Institutions
(Regulation of Admission and Determination of Fee) Act, 2006 (Herein
after referred to as the '2006 Act', for brevity), is to enforce the

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standards and procedures as prescribed by the State government to be followed by the Associations of unaided Private Professional Colleges, non minority or minority as the case may be, and to ensure that the admissions are made in a fair, transparent and non- exploitative manner.

It is to be kept in view that as regards the admissions made to the undergraduate medical courses for the academic year 2017-18, in the absence of acceptance of the Report by the erstwhile Fee Regulatory Committee, the State Government had by recourse to Section 4 (A) of the 2006 Act, entered into consensual agreements with the following Associations:

- 1) Association of Minority Professional Colleges- Karnataka;
- 2) Karnataka Professional Colleges Foundation and
- 3) Karnataka Religious and Linguistic Minority Professional Colleges Association.

In terms of the said agreements, the Fee Structure that was agreed upon was as follows:

Category	Govt.Quota in Private Colleges 25%	Private seats 55%	NRI, OCI, PIO & foreigners 15%	Other Quota seats 5%
Fee	Rs.77,000/- per year	Not exceeding Rs.6,32,500/- per year	The details of fees component wise shall be furnished to the State Government in advance	

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As may be seen, there has been no agreement to enable the several member colleges of the above said Associations to demand and collect any fees over and above the prescribed limit as shown above . In the wake of several complaints and enquiries from anxious parents and students as regards the demand for fees under the various heads, far exceeding the limits prescribed above, details were called for from each of the private medical colleges in Karnataka State to furnish the details of the fees under various head various heads that is sought to be imposed and collected. The colleges which have furnished such particulars and the amount of fees collected by the respective colleges is indicated in tabular form, at **Annexure -A** to this report.

The colleges who have failed to respond and have not furnished the details of the fees collected by them are indicated in tabular form at **Annexure- B** to this report.

In the light of the admitted circumstance of the colleges having openly demanded and collected fees under various heads, far exceeding the prescribed limit , it became necessary to seek clarification from the

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State Government as to the precise consensus reached and the fee that was ultimately prescribed under the agreements. The competent authorities have clarified the position and attention is drawn to the Directorate of Medical Education's common letter dated 21.07.2017 bearing No. DME/MCS/07/2017-18, specifically indicating that the fee structure prescribed under the Agreements was final. This was also said to have been displayed on the notice board of the Karnataka Examination Authority for the information of selected candidates. Though the colleges had made representations providing details of certain proposed heads of fees, other than what was agreed upon. It was not accepted by the State Government. Further, it has been clarified by the concerned authority that the upper limit of fee prescribed under the Consensual Agreements did not include the University fee, the Hostel fee and the mess fee which are the other permissible heads of fees, in addition to the Tuition fee, which could be collected by the colleges.

Accordingly, the tabular statement at Annexure- A will disclose the fees that has been collected over and above the prescribed limit, which is clearly an unfair practice and blatant exploitation by the colleges. Therefore, it is within the jurisdiction of this Committee to make this report for appropriate action against the above said colleges.

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According to the details furnished to this Committee the respective colleges enumerated under Annexure-A and Annexure- B have made admissions during the academic year 2017 -18 in the several categories, as indicated in tabular form at **Annexure-C**, to this Report.

The Ministry of Human Resource Development (Department of Education) Government of India, had occasion to consider as to the components of the fee and this was in consultation with the Ministries of Health and Family Welfare and Law, the Medical Council of India, the Dental council of India, the AICTE, the University Grants Commissions and representatives of Technical, Higher and Medical Education Departments, as early as in the year 1996. In the course of those deliberations it was resolved, inter alia, that fee would consist of two broad heads, namely, 'Tuition Fee' and 'Development Fee'. And that the Managements of Institutions could realize the actual cost of boarding and messing from the students, provided the same was reasonable. That in so far as the Tuition fee was concerned, the fee prescribed would recover the actual cost of imparting education and while assessing the fair tuition fee, the following would be taken into account.

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- i) Salary and allowances including bonus, if admissible, to teaching and non-teaching employees;
- ii) Expenditure on administrative services;
- iii) Cost of maintenance of laboratories including consumables;
- iv) Contingent expenditure including statutory requirements like audit fee;
- v) Cost of acquisition of books and journals for libraries; and
- vi) Maintenance of buildings and other assets including rents and tariffs.

(Refer Gazette of India, Part-I, Section I NOF 2-43/96 Desk (U) dated 18.03.1997)

“ Development Fee”, would mean such fee as defined under the Educational Institutions (Prohibition of Capitation Fee) Act, 1984).

It is, therefore, crystal clear as to the excess fee that has been collected by each of the respective colleges. The above act of the Colleges in having demanded and collected excess fees under the several heads would attract the provisions of the University Grants Commission (Grievance Redressal) Regulations 2012 as well as the Karnataka Educational Institutions (Prohibition of Capitation Fee) Act, 1984).

In so far as the colleges who have failed to furnish the details of the fees collected as required by this Committee, the colleges are bound

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to furnish the details to the University and the State Government and it would then be open for the University to examine whether such institutions have also indulged in collection of additional fees and the action proposed against the colleges enumerated at Annexure-A shall be applied with equal force in respect of the colleges at Annexure-B.

Further, under the consensual agreements it is specifically agreed that in the event of any controversy as regards the fee structure in respect of students admitted for the academic year 2017-18, the same would be addressed by this Committee and the decision of this Committee would be final. In the light of the admitted circumstance of the colleges having collected the amounts as indicated above, the need for any elaborate enquiry does not arise.

In the light of the above, this Committee recommends to the State Government to direct the Rajiv Gandhi University of Health Sciences to order the respective colleges to refund the additional fee collected from each of the students under the several categories, with interest thereon at 18% per annum, within 30 days from the receipt of

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such direction. Failing which, the University may be further directed to impose a fine of twice the amount of fee so collected. And out of such fine collected, the additional fees paid, with interest thereon at 18% per annum, from the date of receipt of the amount by the college, till the refund of the same to the concerned, to be paid to the respective student or guardian. This apart from appropriate action being initiated under other statutes as aforesaid in the discretion of the concerned.

It is expected that the State Government would promptly act on this report and not render the law a dead letter.

(JUSTICE ANAND BYRAREDDY)
Chairperson, AOC

BANGALORE

ANNEXURES

1. 'A': List of Medical Colleges which have furnished details of fees collected.
 - i) List of fees collected in respect of Government Quota seats.
 - ii) Details of fees collected in respect of Management Quota seats.
 - iii) Details of fees collected from NRI Quota seats.
2. 'B': List of Colleges which have defaulted in furnishing the details of fees collected.
3. 'C': Details of admissions made by several colleges in the various categories.

List of Private Medical Colleges who have submitted the details of fees collected at the colleges for determination of Admissible and Non Admissible Fees 2017-18. (Annexure-A)

Sl.No	Name of the College
1	Adichunchanagiri Institute of Medical Sciences, B.G Nagar, Nagamangal Tq, Bellur, Mandya Dist.
2	Al-Ameen Medical College, Athani Road, Bijapur
3	BGS Global Institute of Medical Sciences, Bangalore
4	Father Muller Institute of Med. Education & Research, Father Muller Road, Kankanady, Mangalore
5	Jaya Jagadguru Murugharajendra Medical College, Davangere
6	K.Venkataramana Gowda Medical College and Hospital, Kurunjibag, D.K, Sullia
7	Khaja Bande Navaz Institute Of Medical Sciences, Rouza Buzurg, Gulbarga
8	M.S.Ramaiah Medical College, MSR Nagar, MSRIT Post, Mathikere, Bangalore
9	Mahadevappa Rampure Medical College, M R Marga, Gulbarga
10	Navodaya Medical College, PB No.26, Navodaya Nagar, Raichur
11	S. Nijalingappa Medical College and Research Centre, B.V.V. Sanga, Navanagara, Bagalkot
12	Shridevi Institute of Medical Sciences and Research Hospital, Tumkur
13	Shymanuru Shivashankarappa Institute Of Medical Sciences, NH-4 Bypass Road, Davangere
14	Sri Dharmasthala Manjunatheshwara Medical college, Manjushree Nagar, Sattur, Dharwad
15	East Point College of Medical Sciences, Virgo Nagar, Bangalore

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List of Private Medical Colleges who have submitted the details of fees collected at the colleges for Government Seats for determination of Admissible and Non Admissible Fees 2017-18.
(Annexure-A1)

Sl.No	Name of the College	Total fees Collected	Admissible Fees				Non Admissible Fees
			Uni.Fees	Hostel Fees	Mess Fees	Total	
1	Adichunchanagiri Institute of Medical Sciences, B.G Nagar, Nagamangal Tq, Bellur, Mandya Dist.	59900	9350			9350	50550
2	Al-Ameen Medical College, Athani Road, Bijapur	99000	9000	60000 Both Inclusive		69000	30000
3	BGS Global Institute of Medical Sciences, Bangalore	59350	9350			9350	50000
4	Father Muller Institute of Med. Education & Research, Father Muller Road, Kankanady, Mangalore	174215	9350	81500 Both Inclusive		90850	83365
5	Jaya Jagadguru Murugharajendra Medical College, Davangere	86760	9350			9350	77410
6	K.Venkataramana Gowda Medical College and Hospital, Kurunjibag, D.K, Sullia	199740	11295	100000 Both Inclusive		111295	88445
7	Khaja Bande Navaz Institute Of Medical Sciences, Rouza Buzurg, Gulbarga	49000	9000			9000	40000
8	M.S.Ramaiah Medical College, MSR Nagar, MSRIT Post, Mathikere, Bangalore	33000	9350			9350	23950
9	Mahadevappa Rampure Medical College, M R Marga, Gulbarga	25800	9865			9865	15935
10	Navodaya Medical College, PB No.26, Navodaya Nagar, Raichur	154250	9350	89000 both inclusive		98350	55900
11	S. Nijalingappa Medical College and Research Centre, B.V.V. Sanga, Navanagara, Bagalkot	69000	9350	44500		53850	15150

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12	Shridevi Institute of Medical Sciences and Research Hospital, Tumkur	68650	13000			13000	55650
13	Shymanuru Shivashankarappa Institute Of Medical Sciences, NH-4 Bypass Road, Davangere	89760	9350			9350	80410
14	Sri Dharmasthala Manjunatheshwara Medical college, Manjushree Nagar, Sattur, Dharwad	127150	9650	82500 both inclusive		92150	35000
15	East Point College of Medical Sciences , Virgo Nagar, Bangalore	72090					72090

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List of Private Medical Colleges who have submitted the details of fees collected at the colleges for Management Seats for determination of Admissible and Non Admissible Fees 2017-18. (Annexure-A2)

Sl.No	Name of the College	Total fees Collected	Admissible Fees				Non Admissible Fees
			Uni. Fee	Hostel Fee	Mess Fee	Total	
1	Adichunchanagiri Institute of Medical Sciences, B.G Nagar, Nagamangal Tq, Bellur, Mandya Dist.	59900	9350			9350	50550
2	Al-Ameen Medical College, Athani Road, Bijapur	101000	9000	60000 both inclusive		69000	32000
3	BGS Global Institute of Medical Sciences, Bangalore	84350	9350			9350	75000
4	East Point College of Medical Sciences, Virgo Nagar, Bangalore	72090					72090
5	Father Muller Institute of Med. Education & Research, Father Muller Road, Kankanady, Mangalore	177017	9350	81500 both inclusive		90850	86167
6	Jaya Jagadguru Murugharajendra Medical College, Davangere	200510	9350			9350	191160
7	K.Venkataramana Gowda Medical College and Hospital, Kurunjibag, D.K, Sullia	199740	11295	100000 both inclusive		111295	88445
8	Khaja Bande Navaz Institute Of Medical Sciences, Rouza Buzurq, Gulbarga	99000	9000			9000	90000

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9	M.S.Ramaiah Medical College,MSR Nagar, MSRIT Post,Mathikere, Bangalore	33000	9350			9350	23950
10	Navodaya Medical College,PB No.26,Navodaya Nagar,Raichur	154250	9350	89000 both inclusive		98350	55900
11	S. Nijalingappa Medical College and Research Centre,B.V.V. Sanga,Navanagara, Bagalkot	68500	9350	44500		53850	14650
12	Shymanuru Shivashankarappa Institute Of Medical Sciences,NH-4 Bypass Road,Davangere	96760	9350			9350	87410
13	Sri Dharmasthala Manjunatheshwara Medical college,Manjushree Nagar,Sattur,Dharwad	192150	9650	82500 both inclusive		92150	100000

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List of Private Medical Colleges who have submitted the details of fees collected at the colleges for NRI Seats for determination of Admissible and Non Admissible Fees 2017-18.. (Annexure-A3)

Sl.No	Name of the College	Total fees Collected	Admissible Fees				Non Admissible Fees
1	Adichunchanagiri Institute of Medical Sciences, B.G Nagar, Nagamangal Tq, Bellur, Mandya Dist.	64400	13850			13850	50550
2	Al-Ameen Medical College, Athani Road, Bijapur	103000	9000	60000 both inclusive		69000	34000
3	BGS Global Institute of Medical Sciences, Bangalore	Total 36,00,000 Inclusive of All Fees					
4	Father Muller Institute of Med. Education & Research, Father Muller Road, Kankanady, Mangalore	NRI 181715 Foreign 188715	NRI 13850 Foreign 20850	81500 both Inclusive		NRI 95350 Foreign 102350	86365
5	Jaya Jagadguru Murugharajendra Medical College, Davangere	205010	13850			13850	191160
6 a	K.Venkataramana Gowda Medical College and Hospital, Kurunjabag, D.K, Sulli	199740	11295	100000 both inclusive		111295	88445
7	Khaja Bande Navaz Institute Of Medical Sciences, Rouza Buzurg, Gulbarga	99000	9000			9000	90000
8	M.S.Ramaiah Medical College, MSR Nagar, MSRIT Post, Mathikere, Bangalore	NRI 37500 foreign 44500	NRI 13850 Foreign 20850			NRI 13850 Foreign 20850	23650
9	Navodaya Medical College, PB No.26, Navodaya Nagar, Raichur	165400	20500	89000 both inclusive		109500	55900

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10	S. Nijalingappa Medical College and Research Centre, B.V.V. Sanga, Navanagara, Bagalkot	NRI 73000 Foreign 80000	NRI 13850 Foreign 20850	NRI 44500 Foreign 44500		NRI 58350 Foreign 65350	14650
11	Shymanuru Shivashankarappa Institute Of Medical Sciences, NH-4 Bypass Road, Davangere	114260	26850			26850	87410
12	Sri Dharmasthala Manjunatheshwara Medical college, Manjushree Nagar, Sattur, Dharwad	96350	13850	82500 both inclusive		96350	NIL
13	East Point College of Medical Sciences, Virgo Nagar, Bangalore	82090					82090

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List of Private Medical Colleges who have not submitted the details of fees collected at the colleges for determination of Admissible and Non Admissible Fees 2017-18. (Annexure-B)

Sl.No	Name of the College
1	A.J.Institute of Medical Sciences,NH 17, Kuntikana,Mangalore
2	Dr. B.R. Ambedkar Medical College,Kadugondanahalli, Bangalore
3	Kanachur Institute Of Medical Sciences
4	Kempegowda Institute of Medical Sciences, B.S.K II Stage, Bangalore
5	M.V.J.Medical College and Research Hospital, 30th KM, NH 4, Hoskote, Channasandra, Bangalore
6	Oxford Medical College, Bangalore, Hospital & Research centre, Anekal
7	Rajarajeshwari Medical College and Hospital, Anchepalya, Kambipura, Mysore Road, Kengeri Hobli, Bangalore
8	Sambhram Institute of Medical Science, K.G.F, KOLAR
9	Sapthagiri Institute of Medical Sciences,Bangalore
10	Sri Basaveshwara Medical College and Hospital, NH-4, S.J.M Campus, Chitradurga
11	Srinivasa Institute of Medical Research Center,Srinivas Nagar, Mukka, Mangalore
12	Tadikala Subbaiah Medical College,Kudli Road, Shimoga
13	Vydehi Institute of Medical Science and Research Centre,No. 82,EPIP Area, Nallurahalli,Mahadevpura, White Field Road, Bangalore
14	Akash Institute of Medical Sciences & Research Centre,Prasannahalli Road, Devanahalli,Near Kempegowda International Airport, Bangalore Rural District – 562 110

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Summary of Total number of Student reported to the Private Medical Colleges during 2017-18 (Annexure C)

Sl.No	College Code	College Name	Total Allotted	Total Adm. order generated	Total Reported
1	M010	A.J.Institute of Medical Sciences	124	124	124
2	M023	Adichunchanagiri Institute of Medical Sciences	131	132	131
3	M078	Akash Institute of Medical Sciences and Research Centre	122	123	114
4	M033	Al-Ameen Medical College	81	83	81
5	M068	BGS Global Institute of Medical Sciences	134	134	133
6	M002	Dr. B.R. Ambedkar Medical College	84	84	68
7	M081	East Point College of Medical Science & Research center	120	123	120
8	M050	Father Muller Institute of Med. Education & Research	143	144	143
9	M061	Jaya Jagadguru Murugharajendra Medical College	198	199	197
10	M054	K.Venkataramana Gowda Medical College and Hospital	80	80	80
11	M079	Kanachur Institute of Medical Sciences and Research Center	120	120	120
12	M003	Kempegowda Institute of Medical Sciences	96	98	79
13	M005	Khaja Bande Navaz Institute Of Medical Sciences	81	83	80
14	M004	M.S.Ramaiah Medical College	137	138	137
15	M008	M.V.J.Medical College and Research Hospital	121	125	121
16	M042	Mahadevappa Rampure Medical College	120	122	111
17	M043	Navodaya Medical College	123	124	123
18	M012	Rajarajeshwari Medical College and Hospital	209	211	209
19	M035	S. Nijalingappa Medical College and Research Centre	120	121	119
20	M064	Sapthagiri Institute of Medical Sciences	120	120	120
21	M069	Shridevi Institute of Medical Sciences and Research Hospital	127	127	127
22	M062	Shymanuru Shivashankarappa Institute Of Medical Sciences	121	121	121
23	M020	Sri Basaveshwara Medical College and Hospital	86	86	86
24	M036	Sri Dharmasthala Manjunatheshwara Medical college	100	99	99
25	M065	Srinivasa Institute of Medical Research Center	120	122	113
26	M067	Subbaiah Institute of Medical Science	120	120	120
27	M071	The Oxford Medical College Hospital & Research Center	120	121	119
28	M009	Vydehi Institute of Medical Science and Research Centre	204	206	204

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