



NOTICE

Dated: 23.01.2025

REFERENCE: JAMIA HAMDARD NOTICE BEARING NO. JH/FO/HIMSR/ACCTS/FC-66/2024/ECOR/13 DATED 21ST JANUARY, 2025

It has come to the attention of the Sponsoring Body of Hamdard Institute of Medical Sciences & Research i.e. HNF (MREC) that a notice bearing no. JH/FO/HIMSR/Accts/FC-66/2024/ECOR/13 dated 21st January, 2025 has been circulated by Registrar, Jamia Hamdard. In this regard, it is duly informed and brought to the notice of all concerned including the students, faculty, staff working at HIMSR & HAHC Hospital that Prof. Sudhir Kumar Jain, being portrayed as the Principal/Dean of Hamdard Institute of Medical Sciences and Research (“HIMSR”), has been illegally appointed by an authority incompetent to do so, as is elaborated herein below:

- (i) The Sponsoring Body of Jamia Hamdard & HIMSR is Hamdard National Foundation (India). The appointments in Jamia Hamdard including that of the Vice Chancellor and Registrar, have been made in blatant violation of UGC Regulations and the extant MoA of Jamia Hamdard. The concurrence of the entire Sponsoring Body, a pre-requisite for appointments including that of the Vice-Chancellor, Members of Board, Members of Society, etc., was never taken, hence they are irregular appointees.
- (ii) HIMSR, being a constituent institution/college, as defined in the extant UGC Regulations, is under the direct & overall administrative, financial and academic control of the Sponsoring Body which, at present, is the Hamdard National Foundation (MREC). The said position is also derived from Jamia Hamdard’s own Memorandum of Association (“MoA”) duly registered with the relevant authorities.

Please be informed that the present management of Jamia Hamdard attempted to illegally change the above position by seeking an amendment to the MoA with the Registrar of Societies. This order allowing the illegal amendment is *sub-judice* before the Hon’ble High Court of Delhi at New Delhi which has put the same in abeyance vide order dated 14.11.2024 (*order attached*).



The authorities of Jamia Hamdard do not have any control over the administration of HIMSR and have no right to suspend/remove/replace any of its officers, since this authority solely vests with HNF (MREC), being its Sponsoring body.

- (iii) The illegal appointment of Prof. Sudhir Kumar Jain is contrary to the eligibility criteria for the post of Dean/Principal as prescribed by the relevant statutory authority being the National Medical Council. According to the said criteria, the post of Principal/Dean is to be mandatorily filled up through promotion and the appointment is to be done on a seniority-cum-merit basis.

Since the present management of Jamia Hamdard, in wilful violation of the said prescribed guidelines, sought to appoint Prof. Sudhir Kumar Jain vide notification 11.11.2024, the same has been challenged before the Hon'ble High Court of Delhi, by the Co-Chairman and Governing Body Member of the Hamdard National Foundation, who has issued notice on the said petition vide order dated 16.01.2025 (*order attached*). Jamia Hamdard is a Respondent in the said proceedings and was duly represented on the said date and accepted the notice through counsel.

- (iv) The authorities of HIMSR whose good name and reputation is being tarnished include Prof. Sunil Kohli, Prof. Musharraf Husain and Dr. M S Kidwai who are not only well renowned doctors and scholars of their field but are also authorized signatories to the bank account which currently disburses the salary of more than 1500 staff members currently employed with the institution.

As far as the claim of ownership is concerned, it is a matter of record that since the establishment of HIMSR, the funds for the day-to-day functioning of the medical college as well as the hospital have either been donated by the Sponsoring Body or met from the fees of the medical students.

The Registrar, Jamia Hamdard claims that Dr. Sudhir Kumar Jain is the Dean of HIMSR while in fact since his purported appointment, the office of Dean has been occupied by



Prof. Sunil Kohli who in his capacity as the head of the medical college has been performing all administrative, academic and financial duties.

The concerned parents as well as the students are already conversant with the fact that Prof. Sunil Kohli is the present Dean of HIMSR, who has been representing the institution before the National Medical Commission and recognised by it as such.

(minutes of meeting attached)

- (v) The allegations labelled by the Registrar including siphoning of funds and duping medical students are preposterous as the institution i.e. HIMSR & HAHC Hospital have been furnishing copy of their audited annual accounts to the University on a regular basis.
- (vi) The claim of the University with regard to entering into an agreement or arrangement for running of the medical college by HES is evident from the fact that subsequent to the passing of resolutions by Hamdard National Foundation i.e. the Sponsoring Body of Jamia Hamdard & HIMSR, the highest executive body of the University has unanimously and irrevocably resolved for transfer of HIMSR & HAHCH, as a going concern, on 'as is where is' basis, to Hamdard Education Society.

It was specifically resolved that HES would exercise full, absolute and unhindered administrative, financial and academic control over HIMSR subject to providing of student details for preparation of degrees, etc., which is being duly complied by HIMSR. The fee for allotment of enrolment number, examination roll number as well as preparation of degrees is still being timely deposited with the University.

(resolutions attached)

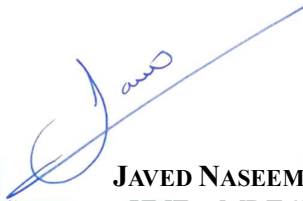
- (vii) The University is only interested in fee collection from medical students in its bank account and not for their welfare which is further substantiated by the fact that examination roll numbers / admit cards have been withheld by the University multiple times for which the students had to seek relief from the Hon'ble High Court. The Hon'ble High Court each time directed the University to not prejudice with the rights



of the students pending internal disputes between the institutions. However, the University has once again postponed the examination of medical students, for which appropriate legal action is being sought by Prof. Sunil Kohli, the present Dean of HIMSIR against Jamia Hamdard authorities.

All concerned are requested to kindly take note of the above legal position and ignore any other misleading notices being circulated by incompetent officers and/or their representatives.

This issues with the approval of the competent authority.



JAVED NASEEM
Organizing Secretary, HNF – MREC
Member, Governing Body, HES

COPY TO:

- i. Governing Body Members, Hamdard National Foundation
- ii. Vice-Chancellor, Jamia Hamdard
- iii. Registrar, Jamia Hamdard
- iv. Dean, HIMSIR
- v. Controller of Examination, Jamia Hamdard
- vi. All Deans of Schools, Jamia Hamdard
- vii. All HoDs, HIMSIR
- viii. The Secretary, Ministry of Health and Family Welfare, New Delhi
- ix. The Secretary, National Medical Commission
- x. The Secretary, University Grants Commission
- xi. Deputy Secretary, Health and Family Welfare Department, Govt. of NCT of Delhi
- xii. The Chief Vigilance Officer (CVO), NMC, Dwarka, New Delhi
- xiii. Secretary to CEO, HIMSIR
- xiv. HIMSIR website (www.himsr.co.in)

ENCLOSURES:

- i. Order dated 14.11.2024 passed by the Hon'ble High Court of Delhi
- ii. Order dated 16.01.2025 passed by the Hon'ble High Court of Delhi
- iii. Minutes of the NMC Hearing dated 24.10.2024
- iv. Irrevocable resolutions of the Board of Management, Jamia Hamdard dated 03.07.2021