

Minutes of 02.329th Executive Committee (EC) meeting of the Council held on 22nd June, 2020 (34th Online).

AGENDA ITEMS

02.329.002: Consideration of appeal received till 10.6.2020

(Online Application 2020-2021)

- 2.1 The latest information on record was placed.
- 2.2 The decisions are enclosed as **Appendix -A. (S.No.1 to 50)**

02.329.004: Consideration of -

- 1) Complaint against Pragati College of Pharmacy, Kashipur (Uttarakhand) regarding land and building received from Shri Akhilesh Kumar vide e-mail dated 13.6.2020.
 - 2) Reply dated 13.6.2020 of College against complaint dated 26.5.2020 of Akhilesh Kumar.
-

Institute ID : PCI-1590

- 4.1 The latest information on record was placed.
- 4.2 It was decided to verify the facts by deputing an Inspection team with one PCI member and submit report.

02.329.005 to 006: * Consideration of the approval of Diploma / Degree / Pharm.D / Pharm.D (Post Baccalaureate) / M.Pharm / B.Pharm (Practice) course and examination in pharmacy at the undermentioned institutions

329 EC Item No. Course IR No.	State/ File No. Name of institutions	For admns. Limited to	Approved Upto Academic Session	Name of the Examining Authority						
329 EC Item No.5 B.Pharm	Maharashtra PCI-101/2019 Anandi Pharmacy College, Kalambe Tarf, Kale, Post- Koparde, Tal.- Karveer, Dist- Kolhapur- 416205(Maharashtr a)	60 (2018- 2019)	<ul style="list-style-type: none"> - It was decided to approve admission to 1st year B.Pharm course and examination as certified by the Examining Authority, as one time arrangement without citing a precedence for the under mentioned students only <table border="1"> <thead> <tr> <th>Session of admns.</th> <th>No. of admns.</th> </tr> </thead> <tbody> <tr> <td>2018-2019</td> <td>60</td> </tr> </tbody> </table> <ul style="list-style-type: none"> - The institution shall submit the affiliation fee for 2018-2019 academic session to PCI. - It was noted that institution is already approved for 2019-2020 for conduct of 1st year for 60 admissions for B.Pharm. 	Session of admns.	No. of admns.	2018-2019	60	The Registrar, Shivaji University, Vidyanagar, Kolhapur 416 001 (Maharashtra).		
Session of admns.	No. of admns.									
2018-2019	60									
329 EC Item No.6 B.Pharm	Haryana 17-80/2013-PCI Markandeshwar Institute of Science & Technology, Vill. Padlu, Barara Road, Shahabad (M), Kurukshetra (Haryana)	8 (2008- 2009) 2 (2009- 2010)	<ul style="list-style-type: none"> - It was decided to approve B.Pharm course and examination u/s 12 of the Pharmacy Act, 1948 as certified by the Examining Authority, as one time arrangement without citing a precedence for the under mentioned students only <table border="1"> <thead> <tr> <th>Session of admns.</th> <th>No. of admns.</th> </tr> </thead> <tbody> <tr> <td>2008-2009</td> <td>8</td> </tr> <tr> <td>2009-2010</td> <td>2</td> </tr> </tbody> </table> <ul style="list-style-type: none"> - The institution shall submit the affiliation fee for 2008-2009 & 2009-2020 academic session to PCI. 	Session of admns.	No. of admns.	2008-2009	8	2009-2010	2	The Registrar, Pt. B.D. Sharma University of Health Sciences, Rohtak (Haryana)
Session of admns.	No. of admns.									
2008-2009	8									
2009-2010	2									

02.329.008: Consideration of Order dt.2.6.2020 in W.P. No.7401 of 2020 filed by St. Marys Group of Insitutuions Hyderabad, Deshmukhi Village, Pochampally Mandal , Yadadri Bhongir Distt. (St Marys Pharmacy College Deshmukhi Village Pochampally Mandal Nalgonda Distt Hyderabad (Telengana) (S/219)

F.No.32-771/2019-PCI (PCI-2366)

- 8.1 The latest information on record including order dt.2.6.2020 passed by Hon'ble High Court of Telangana at Hyderabad in Writ Petition No.7401 of 2020 was placed and considered alongwith the following facts –
- a) Judgement dt.5.3.2020 passed by Hon'ble Supreme Court of India in Transfer Petitions (Civil) Nos. 87-101 of 2014.
 - b) Council's mail dt.26.3.2020 seeking information in pursuance of Hon'ble Supreme Court judgement dt.5.3.2020.
 - c) reply dt.24.4.2020 received from the institution.
- 8.2 It was noted that -
- a) Hon'ble High Court vide above cited order has directed to dispose of the representation, dated 24.04.2020 duly taking into consideration the orders of the Hon'ble Supreme Court, dated 5.3.2020, the Inspection Reports and the earlier intake granted by AICTE within a period of two weeks from the date of receipt of a copy of this order.
 - b) the PCI did not receive the Writ Petition.
- 8.3 The matter was threadbarely discussed and it was noted that –
- a) the Hon'ble Supreme Court of India in its judgment dt.5.3.2020 has held that in the field of Pharmacy Education and more particularly so far as the recognition of degrees and diplomas of Pharmacy Education is concerned, the Pharmacy Act, 1948 shall prevail. The norms and regulations set by the PCI and other specified authorities under the Pharmacy Act would have to be followed by the concerned institutions imparting education for degrees and diplomas in Pharmacy, including the norms and regulations with respect to increase and/or decrease in intake capacity of the students and the decisions of the PCI shall only be followed by the institutions imparting degrees and diplomas in Pharmacy”.
 - b) the said judgment further directed the concerned institutions who increased their intake capacity as approved by AICTE and their increase in intake capacity was not approved by PCI, shall apply afresh for increase in intake capacity and/or evening shift for the next academic year within a period of four weeks from the date of judgment and their cases for increase in intake capacity and/or applications for recognition and/or applications for approval of the course or evening shift shall be considered by the PCI in accordance with the Pharmacy Act, 1948 and rules and regulations framed therein and the norms prescribed by the PCI.
 - c) pursuant to above judgment, the PCI vide mail dt.26.3.2020 sought information from the institution.
 - d) the institution vide letter dt.24.4.2020 submitted the reply.

8.4 In view of the judgment dt.5.3.2020 passed by Hon'ble Supreme Court, statutory provisions of various Education Regulations framed by the PCI u/s 10 of the Pharmacy Act, 1948 and order dt.2.6.2020 passed by Hon'ble High Court of Telangana (Hyderabad) it was noted and decided as under –

(A) With regard to the institution's request for D.Pharm and Pharm.D course, it was noted that –

- a) for 2019-2020 academic session, it is mandatory to institutions to apply online on PCI portal.
- b) the PCI Portal was opened from 15.11.2019 to 27.12.2019 and 7.1.2020 to 13.1.2020 for submitting the application in prescribed format called Standard Inspection Form(SIF) alongwith prescribed fee to enable the Council to process the application for approval under the Pharmacy Act, 1948.
- c) the institution did not apply online and failed to submit application for D.Pharm and Pharm.D course alongwith prescribed fee.

In view of above, it was decided that the institution may apply online for these courses on PCI portal during next academic session.

(B) Regarding B.Pharm Course

- a) It was noted that -
 - i) with regard to intake in B.Pharm course, Regulation-5. of “The Bachelor of Pharmacy (B.Pharm) Course Regulations, 2014” mandates that number of admissions in B.Pharm course shall be as prescribed by the PCI from time to time.
 - ii) the admissions to B.Pharm Course are restricted to 100 as prescribed under the Scheme framed under Regulation 9(1) of the said Regulations.
 - iii) Hon'ble Supreme Court in its judgement dt 05.03.2020 has upheld that norms, standards and regulations with regard to intake capacity of students and decision of PCI shall only be followed.
- b) In view of above it was decided to reiterate the decision of 109 CC (April, 2020) as under:
To grant approval to B.Pharm course upto 2022-2023 academic session for 100 admissions.

8.5 With regard to the already admitted students pursuant to interim order passed by Hon'ble High Court, it was decided to process the matter as per the judgment dated 5/3/2020 passed by Hon'ble Supreme Court of India.

8.6 In the light of time bound court order, it was further decided to take action in anticipation of approval of the minutes from the Hon'ble President.

02.329.009: Consideration of online Personal hearing committee meeting held on 18.6.2020

PCI – 4419	PCI – 4313	PCI – 4416
PCI – 4433	PCI – 4096	PCI – 4426
PCI – 1555	PCI – 2981	PCI – 4097

9.1 The latest information on record including the findings of PHC dt.18.6.2020 were placed and considered.

Decisions -

S.No./ Course	PCI-ID/Institution Name	329 EC Decision (22.6.2020)
1/ D.Pharm	PCI-2981 Sri Lakshmi College of Pharmacy, 127/1, Sri Gandhada Kaval Magadi Main Road Vishvaneedam Post Sunkadakatte Bangalore (Karnataka)	<ol style="list-style-type: none"> The latest information on record including the findings of PHC dt.18.6.2020 and compliance submitted by the institution were placed and considered. It was decided as under - <ol style="list-style-type: none"> Grant approval for 2020-2021 academic session for conduct of 2nd year for D.Pharm course. To allow 60 admissions for 2020-2021 in 1st year for D.Pharm course. It was further decided to verify randomly on call the staff availability.
2/ D.Pharm	PCI-4096 Rajiv Gandhi Education Societies Pharmacy College Naregal, abbigere road road rona, Rona, Gadag Karnataka	<ol style="list-style-type: none"> The latest information on record including the findings of PHC dt.18.6.2020 and reply submitted by the institution were placed and considered. It was noted that - <ol style="list-style-type: none"> institution has failed to submit the consent of affiliation of Examining Authority and compliance regarding appointment of teaching staff. did not make admission in 2019-20 academic session. In view of above, it was decided to - <ol style="list-style-type: none"> reject the application for D.Pharm course and instruct the institution not to make admission. update the Council's website accordingly. inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.

S.No./ Course	PCI-ID/Institution Name	329 EC Decision (22.6.2020)
3/ D.Pharm	PCI-4416 Shiv College of Pharmacy 3, Vidyaranya, Neelganga Neelaya, Bengaluru Urban Karnataka	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 and reply submitted by institution were placed and considered. 2. It was noted that - <ol style="list-style-type: none"> i) institution failed to appear before PHC. When contacted telephonically just before the PHC as to whether they are appearing for PHC, it was informed to PCI that institution is closed. ii) institution has failed to submit consent of affiliation of the Examining Authority for 2019-2020 academic session. 3. In view of above, it was decided to - <ol style="list-style-type: none"> a) reject the application for D.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.
4/ D.Pharm	PCI-4419 Dr Sachin Pattanshetti College of Pharmacy C S No 3, Main Double Road, Auto Nagar, KBS RAMC, Belagavi, Karnataka	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 and reply submitted by the institution were placed and considered. 2. It was noted that - <ol style="list-style-type: none"> i) institution has failed to submit the consent of affiliation of Examining Authority for 2019-2020 academic session and did not admit students for 2019-2020. ii) it has submitted consent of affiliation of Examining Authority for 2020-2021 academic session. 3. In view of above, it was decided to grant approval for 2020-2021 academic session for conduct of 1st year D.Pharm course for 60 admissions.

S.No./ Course	PCI-ID/Institution Name	329 EC Decision (22.6.2020)
5/ D.Pharm	PCI-4426 Tryaksha College of Pharmacy, Doddabyalakare,Hessarghatta Road, Bengaluru Urban Karnataka	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 and reply submitted by the institution were placed and considered. 2. It was noted that - <ol style="list-style-type: none"> i) institution failed to appear before PHC. ii) institution failed to submit consent of affiliation of Examining Authority. 3. In view of above, it was decided as under - <ol style="list-style-type: none"> a) reject the application for D.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.
6/ D.Pharm	PCI-4433 Mangalore City College of Pharmacy 105, abeka circle, ullal, Dakshin Kannad Karnataka	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 were placed and considered. 2. It was noted that - <p style="margin-left: 40px;">Principal did not appear before PHC. Instead administrator appeared. He informed that they have not appointed any faculty as no admissions were made during 2019-2020 academic session. The institution is also awaiting the approval of the State Govt. and consent of affiliation of Examining Authority.</p> 3. In view of above, it was decided to - <ol style="list-style-type: none"> a) reject the application for D.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.

S.No./ Course	PCI-ID/Institution Name	329 EC Decision (22.6.2020)
7/ D.Pharm	PCI-4097 Indian College of Pharmacy CMC No 18-1-120/156, Kamthana Road, Chidri, Bidar, Karnataka	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 and compliance submitted by the institution were placed and considered. 2. It was noted that institution did not make any admissions during 2019-2020 academic session. 3. In view of above, it was decided as under - <ol style="list-style-type: none"> a) Grant approval for 2020-2021 academic session for conduct of 1st year for D.Pharm course. b) It was further decided to verify randomly on call the staff availability.
8/ D.Pharm	PCI-1555 Patitapaban Institute of Technology P O Gangapada Via Janala Distt Khurda Odisha	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 and reply submitted by the institution were placed and considered. 2. It was noted that - <ol style="list-style-type: none"> a) Principal appeared before the PHC and he informed that no admissions were made during 2019-2020 academic session for want of approval of the State Govt. b) the matter regarding consent of affiliation of Examining Authority is under process. c) in its reply, the institution has not submitted the consent of affiliation of Examining Authority. 3. In view of above, it was decided to - <ol style="list-style-type: none"> a) reject the application for D.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.

S.No./ Course	PCI-ID/Institution Name	329 EC Decision (22.6.2020)
9/ D.Pharm and B.Pharm	PCI-4313 Gnanamani Institute Of Pharmacy, 0, A K Samuthiram, Nh-7, A.K.Samuthiram, Pachal Post Namakkal Dist, Namakkal- 637018 Tamil Nadu	<ol style="list-style-type: none"> 1. The latest information on record including the findings of PHC dt.18.6.2020 were placed and considered. 2. <u>Regarding D.Pharm course</u>, it was noted that institution has failed to submit the consent of affiliation of Examining Authority. 3. In view of above, it was decided to - <ol style="list-style-type: none"> a) reject the application for D.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn. 4. <u>Regarding B.Pharm course</u>, it was noted that institution has failed to submit the consent of affiliation of Examining Authority and NOC of the State Govt. 5. In view of above, it was decided to - <ol style="list-style-type: none"> a) reject the application for B.Pharm course and instruct the institution not to make admission. b) update the Council's website accordingly. c) inform the Examining Authority and Admissions making authority that approval granted stands withdrawn.

02.329.010: Consideration of appeals received from institution.

Ref. No. Online applications 2020-21/PCI

10.1 The latest information on record was placed.

10.2 The decisions are enclosed as **Appendix-B. (S.No.1 to 26)**