

## Constitution Amendment

**Object :** That the present constitution even though appears to have been printed and published in 2008, the provisions of the constitution remained as it is. Several changes, amendments in acts relating to Education, Higher Education, Administration of educational institutes had taken place in last 50 years. However, no changes appear to have carried out in the constitution, according to the changes in law took place or new laws came into existence. Some regulated bodies in the field of education namely for Higher Education, School Education, Administration form by the Government and they have issued various directions. There are changes in the Administration of schools, colleges and according the functions, duties and responsibilities are determined. In the light of the same it is necessary to make amendment in the provisions regarding the Administration Board functioning.

That in present day scenario it is also necessary to make changes regarding the provisions of membership, criteria of membership and other powers of Managing Council.

Various bodies are required to be constituted at college and school levels and their duties and responsibilities are incorporated in acts and statutes and regulation formed / frame under these acts. It is therefore necessary to amend the present of Shikshan Prasarak Mandali at length and in detail. Therefor in the meeting of Managing Council dated 17.05.2018 at resolution No. \*\* a Constitution Amendment Committee of the following members has been constituted. Local Advisory Board to be approved by Managing Council.

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| 1. Shri. Shrikrishna Chitale        | After the election of M.C. for the period 2021 to 2026 the following |
| <del>2. Smt. Madhuritai Misal</del> | members continue to work for amendment of Constitution -             |
| 3. Shri. Satish Pawar               | i) Shri. Shrikrishna Chitale   |
| 4. Shri. Mihir Prabhudesai          | ii) Shri. Satish Pawar   |
| <del>5. Shri. Suresh Deole</del>    | iii) Shri. Mihir Prabhudesai   |
| <del>6. Shri. Ranjit Natu</del>     |  |

After holding various meetings and taking into consideration legal provisions, a draft of proposed amendment is prepared for \*\* of Administration Board, Managing Council and Annual General Meeting.

### RULES AND REGULATIONS OF THE SHIKSHANA PRASARAKA MANDALI, PUNE

(as originally passed and amended up to 4<sup>th</sup> March 2007)

#### 1. Prelimeneries

<b>1. Name :</b>  The name of the society shall be the "The Shikshan Prasarka Mandali,Pune".	<b>No change</b>
<b>2. Aims and objects :</b>	

<p>The aims and objects of the Shikshana Prasarak Mandali shall be:</p> <p>i) to impart popular and reasonably affordable education in India &amp; abroad.</p> <p>ii) to start private schools,</p> <p>iii) to take the existing ones under the supervision</p> <p>iv) to encourage Marathi Literature</p> <p>v) to found Marathi instruction on sounder footing</p> <p>vi) to educate handicapped, deaf and dumb pupils.</p> <p>vii) to encourage social &amp; scientific research and development activities</p> <p>viii) To invest any surplus funds of the S.P.Mandali as per the section 11(5) of the Income Tax Act 1961 only in Modes specified in the section.</p> <p>ix) and to adopt such other measures as might seem desirable for carrying out above mentioned objects</p>	<p><b>Addition</b></p> <p><u>viii) To Establish –</u>  <u>College – U.G./P.G./P.H.D.</u>  <u>Autonomous College - Degree granting college or other colleges institute,</u>  <u>University as per permissions of A.I.C.T Act, U.G.C., Central/State Government Act, Rules / Regulation or of any authority as appointed by Central / State Government, Research / Innovation Centre to run the Institute.</u>  <u>Coaching Classes for JEE, NEET &amp; Other Competitive Examinations to acquire Institute.</u>  <u>ix) To create a Welfare Fund to be used for the welfare of the employees and students of S.P.Mandali and take various social projects wither by itself or with other N.G.O.'s of India</u></p>
<p>3. Office:</p> <p>The office of Shikshana Prasarak Mandali shall be in Pune, in the Sharada Sabhagriha, in the S. P. College campus, Pune</p>	<p><u>Or</u>  <u>at any other place as approved by A.G.M. of S.P.Mandali.</u>  <u>To establish sub-office / centers as approved by Managing Council of Shikshan Prasarak Mandali.</u></p>
<p>4. Definition:</p> <p>In and for the purpose of this Constitution and the Bye-laws made thereunder, MANDALI means the Shikshana Prasarak Mandali, Pune.</p> <p>The COUNCIL means the Managing Council of the Shikshana Prasarak Mandali, Pune</p>	<p><b>No change</b></p>

<p>The BOARD means the Administrative Board of the Shikshana Prasaraka Mandali, Pune</p>	
<p>5. Member of the Mandali :</p> <p>A member of the Mandali is a person who –</p> <ul style="list-style-type: none"> <li>i) Accepts in writing the aims and objects of the Mandali</li> <li>ii) Agrees to abide by the rules and regulations of the Mandali</li> <li>iii) Pays in full, the amount of subscription, if any, of the class of which he wishes to become a member and</li> <li>iv) Who has completed 21 years of age at the time of becoming a member of the Mandali.</li> </ul>	<p><b>Addition</b></p> <p>After approval of applications of membership by Managing Council of the Trust.</p>
<p>6. Membership of the Mandali :</p> <p>There shall be two categories of the Membership of the Mandali as stated hereunder</p> <ul style="list-style-type: none"> <li>i) -Donor Member</li> <li>ii) Honorary Members</li> <li>iii) <del>Life Members</del> (<del>This category will continue till the last Life – Member is in service as LIFE-MEMBER</del>)</li> </ul> <p>(Note : Since the last Life-Member in Service as Life Member has retired, the third category, has been now deleted. )</p> <p><b>Donor Member :</b></p> <p>A) A donor Member of the Mandali shall be a person who :</p> <ul style="list-style-type: none"> <li>i) is not less than twenty-one years of age</li> <li>ii) accepts in writing the aims and objects of the Mandali</li> <li>iii) agrees to abide and abides by the constitution and bye-laws of the Mandali</li> </ul>	<p>6. Membership of the Mandali :</p> <ul style="list-style-type: none"> <li>1. Donor Member</li> <li>2. Honorary Members</li> </ul> <p>New members in any of the category will become members only after approval by Managing Council</p> <p>iii) <del>Life Member – It has been stated in the constitution that since the last life member in service as life member.</del> (<del>Note : Since the last Life-Member in Service as Life Member has retired, the third category, has been now deleted.</del>)</p>

<p>iv) agrees to pay and pays the full amount of contribution, if any, of the class of membership, he wishes to join and</p> <p>v) is accepted and admitted as a member of such class by the council of the Mandali</p> <p>B) Following shall be the classes of Donor Membership</p> <p>i) Patrons ii) Vice-Patrons iii) Donors iv) <del>Benefactors</del> v) <del>Well-wishers</del> vi) <del>Fellows</del> <u>vii) Sympathisers</u></p> <p>i) Patron : A patron shall be a person who contributes Rs. <del>10,000/-</del> or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali.</p> <p>ii) Vice-Patron : A VPatron Rs. <del>5,000/-</del> or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali</p> <p>iii) Donor : A Donor is one who contributes Rs. <del>2,500/-</del> or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali</p> <p>iv) <del>Benefactor :</del> <del>A Benefactor is one who contributes Rs. 1,000/- or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali</del></p> <p>v) <del>Well-wisher :</del> <del>A well-wisher is one who contributes Rs. 500/- or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali</del></p> <p>vi) <del>Fellow :</del> <del>A fellow is one who contributes Rs. 250/- or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali</del></p>	<p>The word donor to be deleted</p> <p><u>To Delete</u></p> <p>i) Patron : A patron shall be a person who contributes Rs. <u>1,00,000/-</u> or more to the permanent funds of the Mandali and is elected as such by the Managing Council of the Mandali.</p> <p>ii) Vice-Patron : A VPatron Rs. <u>50,000/-</u> or more to the permanent funds of the Mandali and if the Managing Council approves his/her name as member of Shikshana Prasarak Mandali</p> <p>iii) Donor : A Donor is one who contributes Rs. <u>3,000/-</u> or more to the permanent funds of the Mandali and if Managing Council approves his / her name as member of the Shikshana Prasarak Mandali</p> <p>If any member / members will remain absent in 3 meetings of A.G.M., without permission / leave of absence, his / her name will be removed from the list of members and his membership will stand cancelled.</p> <p><u>To delete</u></p> <p><u>To delete</u></p>
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<p><del>vii) Sympathiser :- Member who elected as sympathizer prior to 07-07-1981 shall continue to enjoy rights and privileges as per (i) to (vi) above. However, no membership of this category shall be accepted hereafter.</del></p> <p><del>NB: The Managing Council shall have the right to reject without assigning any reason, the proposal for accepting a person as a Donor member of the Mandali.</del></p> <p><del>i) ——— Honorary Members</del></p> <p><del>An Honorary Member shall be :-</del></p> <p><del>i) a retired Life Member of the Mandali.</del></p> <p><del>ii) a retired permanent employee of the Mandali whose name has been recommended by the Board and accepted by as such by the Council.</del></p> <p><del>iii) A person of eminence and distinction on whom this honour is bestowed by the Managing Council.</del></p> <p><del>ii) ——— Life Member :-</del></p> <p><del>Note :- Since the life member system has been abolished and all life members have retired, rules regarding life members &amp; life member system have been deleted from the Constitution of S.P.Mandali.</del></p>	<p><u>To delete</u></p> <p><u>To delete</u></p> <p>The Managing Council shall have the right to reject without assigning any reasons, the proposal for accepting a person / persons as donor member/members of the Mandali.</p> <p><u>To confirm</u></p> <p><u>Honorary member shall be (iii) a person of eminence &amp; distinction on whom, this honour is bestowed by the Managing Council</u></p> <p><u>To delete</u></p>
<p><del>7. Omitted</del></p>	<p><u>To delete</u></p>
<p><del>8. Omitted</del></p>	<p><u>To delete</u></p>
<p><del>9. Permanent servant are servants who have been appointed as Permanent Servants under the bye laws.</del></p>	<p><u>To delete</u></p>

<p align="center"><b>II.The authorities of the Mandali</b></p> <p>10. The following shall be the Authorities of the Mandali:  A)The General Body,  B)The Managing Council,  c)The Administrative Board.</p>	<p><b>No change</b></p>
<p align="center"><b>A-The General Body</b></p> <p>11. The General Body of the Mandali shall consist of the following:  a) Donor Members,  b) Honorary Members,  c) Members of the administrative Board not covered(a) &amp; (b) as above.</p>	<p>a) <u>Donor Member, Patron / Vice Patron Member</u>  b) Honorary Members,  c) Members of the administrative Board not covered(a) &amp; (b) as above.</p>
<p><b>12. The General Body shall have the power:</b>  a) to elect the President and the Vice-Presidents of the Mandali and to appoint the Auditor or Auditors of the Mandali,  b) to pass the resolutions on the Annual Report and the audited statements of the accounts of the Mandali,  c) to consider, accept or refer back to the Managing Council the proposals submitted by the Managing Council and to add, alter, amend, cancel or revoke any rules of the Constitution of the Mandali.</p>	<p><b>Change</b></p> <p><b>12. The General Body shall have the power:</b>  a) to elect the President and the Vice-Presidents of the Mandali for a period of ___years. However, in case the post of President and the Vice-Presidents become vacant before the expiry of the term of 5 years, then Managing Council will elect officiating President and if vacancies for Vice President then one officiating Vice President till the elections of President and the Vice-Presidents taken place by the General Body.  b) to appoint the Auditor or Auditors of the Mandali for that academic year.  c) to pass the resolutions on the Annual Report and the audited statements of the accounts of the Mandali,  d) to consider, accept or refer back to the Managing Council the proposals submitted by the Managing Council and to add, alter, amend, cancel or revoke any rules of the Constitution of the Mandali.</p>
<p><b>13. There shall be a President of the Mandali</b></p>	<p><b>Change</b></p>

	<b>13.</b> There shall be a President of the Mandali for the period of <u>5 years from the date of election.</u>
<b>14.</b> The General Body, at the Annual Meeting or at a meeting specially convened for the purpose of electing a President, whenever there is a vacancy, shall elect the President of the Mandali by a majority of the votes of the members present at the meeting.	<b>No change</b>
<b>15.</b> There shall be two or more– <u>Vice-Presidents of the Mandali.</u>	Disqualification – for not attending 3 A.G.M.
<b>16.</b> The General Body, at the Annual Meeting or at a meeting specially convened for the purpose of electing a Vice-President or Vice-Presidents shall elect by a majority of the votes of the members present at the meeting, the Vice-President or Vice-Presidents as are subject to election.	
<b>17.</b> If the office of the President falls vacant by death, by resignation or otherwise, the senior-most Vice-President shall act as the President until the new President is elected.	<b>No change</b>
<b>18.</b> The Secretary of the Mandali shall be the ex-officio Secretary of the General Body. He shall convene, in consultation with the President and all the meetings of the General Body by giving fifteen days clear notice to all the members of the Mandali	<b>Subject to change</b> <b>18.</b> The Secretary of the Mandali <u>and or any person elected by Managing Council</u> shall be the ex-officio Secretary of the General Body. He/she shall convene, in consultation with the President <u>and Chairman of Managing Council</u> , all the meetings of the General Body by giving fifteen days clear notice to all the members of the Mandali by e-mail/ Regd. Post/ courier/ in person/ Whatsapp / book post with accounts, balance sheet, income expenditure and audit report.
<b>19.</b> The President of the Mandali or in his absence the senior-most Vice-President of the Mandali present shall preside over all the meetings of the General Body of the Mandali. In the absence of the President and Vice-Presidents, the members present shall elect a Chairman of the meeting.	<b>No change</b> <b>19.</b> The President of the Mandali or in his absence the senior-most Vice-President of the Mandali present shall preside over all the meetings of the General Body of the Mandali. In the absence of the President and Vice-Presidents, the members present shall elect a President of the meeting.
<b>20.</b> The Annual Meeting of the General Body shall ordinarily be held in the month of January every year. At this meeting, a report	<b>Change regarding month of AGM</b> <b>20.</b> The Annual Meeting of the General Body shall ordinarily be held in the month of August or any date as decided by Managing

<p>of the previous financial year and the general progress of the Mandali will be submitted along with the audited statements of the accounts of the Mandali.</p>	<p>Council every year as per provisions of the Society's Act, within six months of the accounting year. At this meeting, a report of the previous financial year and the general progress of the Mandali will be submitted along with the audited statements of the accounts of the Mandali.</p>
<p><b>21.</b> The Managing Council of the Mandali may convene a special meeting of the General Body whenever necessary.</p>	<p><b>21.</b> The Managing Council of the Mandali may convene a special meeting <u>through the Secretary</u> of the General Body whenever necessary by giving 7 days clear notice to the members of the Mandali.</p>
<p>22. Twenty members of the General Body shall form the quorum for Meeting of the General Body provided that at least seven members out of those twenty are members of the Managing Council. A Meeting of the General Body adjourned for want of quorum may be held any time after the expiry of 30 minutes after the adjournment. No quorum shall be necessary for the adjourned Meeting.</p>	<p><b>No change</b></p>
<p><b>23.</b> All questions before the General Body shall be decided by a majority of votes.</p>	<p><b>Change</b> All questions before the General Body shall be decided by a majority of votes of the members present. Subject regarding amendment to the Constitution shall be passed by 2/3 of the members present in General Body meeting.</p>
<p><b>24.</b> Every Donor member of the Mandali shall also have the right : a) of access, with the approval of the Chairman of the Managing Council, to the records of the Mandali, during office hours. b) of contesting the election and of voting at the election of the members of the Managing Council to be elected under rule 25(a).</p>	<p>c) The list of members of Managing Council will be published 6 months before the elections and the members whose names appears in the list of General Body will only be entitled to vote in the coming election .</p>
<p style="text-align: center;"><b>B. The Managing Council</b></p> <p><b>25.</b> The Managing Council shall consist of Twenty Members as follows : a) Twelve members elected by the Donor members of the Mandali, from amongst themselves. Of these, at least seven members must be permanent residents of Pune, at least one member must be from</p>	<p style="text-align: center;"><b>B. The Managing Council</b></p> <p><b>25.</b> The Managing Council shall consist of Twenty Members as follows : a) 12 members elected by the Donor members/Patrons/Vice Patrons of the Mandali, from amongst themselves. Of these, at least seven members must be permanent residents of Pune, at least one</p>



<p>Mumbai and at least one from Solapur. Neither a Life-member in active service nor a servant of the Mandali, shall offer himself as a candidate for this election.</p> <p>A servant of S.P.Mandali is one who receives any payment, salary, fee or honorarium under the rules and regulations of the Mandali for services of any kind rendered to the Mandali or to any of the Institutions conducted by the Mandali.</p> <p>b) Eight persons elected at the Meeting by the ADMINISTRATIVE BOARD from amongst the members of the ADMINISTRATIVE BOARD. Out of the eight elected members on the Managing Council from the Administrative Board, at least two shall be Heads of the Institutions affiliated to or recognized by Universities and at least two shall be from amongst the Heads of the rest of the Institutions of the Mandali and two Teachers' representatives from the ADMINISTRATIVE BOARD.</p>	<p>member must be from Mumbai and at least one from Solapur. Neither <u>any person</u> in active service nor a servant of the Mandali, shall offer himself as a candidate for this election.</p> <p>A servant of S.P.Mandali is one who receives any payment, salary, fee or honorarium under the rules and regulations of the Mandali for services of any kind rendered to the Mandali or to any of the Institutions conducted by the Mandali.</p> <p>c) <u>Eight persons shall be elected at the meeting to be held immediately after election of office bearer of the Managing Council.</u></p> <p><u>Two shall be heads of the Institution affiliated to or recognized by Universities. If the Trust, S.P.Mandali establish University / Universities one should be from head i.e. Vice Chancellor of University.</u></p>
<p><b>26.</b> The Managing Council has a right to co-opt at the most two members on the Council from amongst the members of the Mandali in addition to the members of the Managing Council as stated in Clause 25 The period of co-optation of such members shall not exceed the period of the tenure of office of the Managing Council.</p>	<p><b>26.</b> The Managing Council has a right to co-opt <del>at the most</del> <u>2</u> members on the Council from amongst the members of the Mandali or educationalist / industrialist / social workers who may or may not be a member of the Mandali. <u>This number of co-opted members may be increased and members can be coopted by 3/4<sup>th</sup> majority of Managing Council member.</u> The period of co-optation of such members shall not exceed the period of the tenure of office of the Managing Council.</p> <p>26.A. The Managing Council has a right to co-opt additional member, then whatever is stated in rule 26, if the same is required in the interest of the Mandali. However, the additional member will be taken only on 3/4<sup>th</sup> majority of the elected members passed the resolution.</p> <p>These additional members appointed under this rule will be coopted besides Rule 26 of the Constitution of the Managing Council as stated in rule 25.</p>

	<p>The Managing Council will be entitled to appoint one or more advisory committees to advise on educational, curriculum, administration and education and or look to the interest of the Trust i.e. Shikshan Prasarak Mandali.</p> <p>? <del>Whether it should be in this way or the should be in the form of advisory committee</del></p>
<p><b>27.</b> The Managing Council shall be elected at the end of every fifth year, the outgoing members being eligible for re-election. Any vacancy among members elected under rule 25(a) <b>occurring during the period of five years shall be filled by nomination by the Managing Council.</b> Any vacancy among members elected under rule 25(b) shall be filled by election by the Administrative Board in its meeting.</p>	<p>The Managing Council shall be elected at the end of every fifth year, the outgoing members being eligible for re-election. Any vacancy among members elected under rule 25(a) occurring during the period of five years shall be filled by nomination by the Managing Council <u>by ¾ majority members.</u> Any vacancy among members elected under rule 25(b) shall be filled by election by the Administrative Board in its meeting.</p>
<p><b>28.</b> The election of Managing Council shall be take place <del>in February.</del> The outgoing Council shall continue in office till the time the newly elected members form the Managing Council. <del>in March.</del></p>	<p>The election of Managing Council shall be taken place on or before 15<sup>th</sup> March of the year in which the 5<sup>th</sup> year term over/expire.</p>
<p><b>29.</b> There shall be a Chairman and a Vice-Chairman of the Managing Council.</p>	<p><b>No change</b></p>
<p><b>30.</b> The Managing Council shall elect at its first meeting after the election, the Chairman and the Vice-Chairman from amongst the members of the Managing Council, who are elected under rule 25(a) and who are permanent residents of Pune. They shall hold office during the quinquennium of the Council.</p>	<p><b>No change</b></p>
<p><b>31.</b> The Managing Council at its first meeting after election shall nominate one of the members of the Administrative Board preferably from among those eight elected on the Managing Council to act as its Secretary. He shall also be ex-officio secretary of the General Body and of the Mandali.</p> <p>If, however, Council so desires, the Council shall have the right to nominate one member from amongst the remaining members of the Administrative Board to act</p>	<p><b>31.</b> The Managing Council at its first meeting after election shall nominate one of the member of the Administrative Board preferably from among those 12 elected member on the Managing Council to act as its Secretary in addition to the member co-opted under rule 27 of the constitution. Secretary shall also be ex-officio secretary of the General Body and of the Mandali.</p> <p>If, however, Council so desires, the Council shall have the right to nominate one member from amongst the remaining</p>

<p>as the Secretary and he shall be deemed to be a co-opted member of the Managing Council. The period of co-option of such member shall not exceed the period of the tenure of the Managing Council.</p>	<p>members of the Administrative Board / or member of the Managing Council to act as the Secretary and he shall be deemed to be a co-opted member of the Managing Council. The period of co-option of such member shall not exceed the period of the tenure of the Managing Council.</p>
<p><b>32.</b> The Secretary of the Managing Council shall :</p> <p>a) call meetings, issue circulars, correspond on behalf of the Mandali under the direction of Managing Council and give effect to the resolutions of the Managing Council.</p> <p>b) Sign all the documents to be executed by or on behalf of the Mandali and represent the Mandali in all legal proceedings.</p> <p>c) perform such other duties and functions as may be assigned to him by the Managing Council and by the General Body from time to time.</p>	<p>The Secretary of the Managing Council shall</p> <p>a) call meetings, issue circulars, correspond on behalf of the Mandali under the direction of Managing Council and give effect to the resolutions of the Managing Council.</p> <p>b) Sign all the documents to be executed by or on behalf of the Mandali and represent the Mandali in all legal proceedings.</p> <p>c) perform such other duties and functions as may be assigned to him by the Managing Council and by the General Body from time to time.</p> <p><u>The Joint Secretary of the Managing Council –</u> The Managing Council will have power to appoint Joint Secretary preferably from the teaching staff of Trust, however, Managing Council will have right to appoint Joint Secretary from members of the Trust who is holding qualification of appointment for the post of Principal / Professor of College or Principal of High School or holding post of Principal of High School.</p> <p><u>Director – Operation.</u></p>
<p><b>33.</b> The Managing Council shall have the power :</p> <p style="text-align: center;"><b>(i)</b></p> <p>a) to fix the procedure for elections of the members under rule 25(a) and to hold such elections.</p> <p>b) to control the permanent funds and the property of the Mandali and of its institutions.</p> <p>c) to publish annual reports and accounts of the Mandali and of its institutions.</p> <p>d) to provide and make agreements for annual inspection of the Mandali's institutions and to make any suggestions that they may deem fit.</p>	<p><b>No change</b></p>

<p>e) to take such legal steps as may necessary in the interest of the Mandali.</p> <p>f) to rise, on specific resolutions, loans with or without mortgage or debentures, provided that the whole of the accumulated Pension Fund and the Provident Fund is kept apart from the General Fund and also that these funds are never made liable to any charge except the payment of Pension and Provident Fund to holders and beneficiaries thereof.</p> <p>g) to appoint such committees, sub-committees and other committees, as may be necessary and to delegate to such committees, such of the powers and duties of the Managing Council mentioned in specific terms in the resolution of the Manging Council. The Council may authorize such committees to dispose of such matters as may be specifically referred to them for disposal from time to time. Such disposal shall be reported to the Council.</p> <p>h) to control education in the institutions of the Mandali and ensure the proper maintenance of discipline therein.</p>	
<p style="text-align: center;"><b>(ii)</b></p> <p>a) to call, ordinarily in the month of January every year, the annual general meeting of the General Body and special meetings of the General Body whenever necessary and to fix the agenda of such meetings.</p> <p>b) to recommend to the General Body, names of persons for election as the President, the Vice-Presidents of the Mandali in the event of any of these offices falling vacant.</p> <p>c) to recommend names to the General Body for appointments as the Auditor for the audit of the accounts of the Mandali and of its institutions.</p> <p>d) to prepare and to submit to the General Body the audited statements of accounts, the financial statements and the annual reports of the Mandali.</p> <p>e) to submit to the General Body proposals to add, alter, amend, cancel or revoke any rules of the constitution of the Mandali.</p>	<p><u>August / September</u></p> <p>b) to recommend to the General Body, names of persons for election as the President, the Vice-Presidents of the Mandali for the period of 5 years/6years in the event of any of these offices falling vacant.</p>

<p style="text-align: center;"><b>(iii)</b></p> <p><b>a)</b> to start new institutions and to take over other institutions.</p> <p><b>b)</b> to sanction rate of fees and other charges in the various institutions of the Mandali.</p> <p><b>c)</b> to approve of the introduction of text books in the institutions of the Mandali.</p> <p><b>d)</b> to accept and admit donor members and to bestow Honorary Membership of the Mandali and to maintain their register.</p> <p><b>e)</b> to approve of the statements of the accounts of the different institutions of the Mandali for the previous year and sanction budget for the ensuing year.</p> <p><b>f)</b> to approve of the bye-laws framed by the Administrative Board.</p> <p><b>g)</b> <del>to approve the appointments of the Heads of the Institutions of the Mandali.</del></p> <p><b>h)</b> wherever necessary to appoint such advisory, standing or other committees for the various institutions of the Mandali and lay down their powers, functions and duties from time to time.</p> <p><b>i)</b> to make appointments of permanent servants, sanction their scales of pay, salaries and allowances, grant promotions, leave, gratuities, extension of service and award punishments including suspension, removal and dismissal.</p>	<p>If for any circumstances require</p> <p><del><b>b)</b> to sanction rate of fees and other charges in the various institutions of the Mandali.</del></p> <p><del><b>c)</b> to approve of the introduction of text books in the institutions of the Mandali.</del></p> <p><del><b>d)</b> to accept and admit donor members and to bestow Honorary Membership of the Mandali and to maintain their register</del></p> <p><u>Reason for Deletion (b),(c) &amp; (d) –</u></p> <p>As regarding fixation of fees, introduction of text books and others are concerned, there are various provisions in the Acts made by Central Government and State Government and also institute various constitutes by Central Government and State Government to fix the fees, other charges to approve the introduction of text books in the Institution of Mandali.</p> <p><b>d)</b> to accept and admit donor members and to bestow Honorary Membership of the Mandali and to maintain their register.</p> <p><b>d-i)</b> To suspend and or to revoke the membership of the member for following reasons :</p> <p>(i) Death</p> <p>(ii) Declared insolvent</p> <p>(iii) If he resigns from his member- ship / if he became lunatic</p> <p>(iv) If in the view of the governing body, he / she is found acting prejudicially to the interest / prestige and working of the Mandali.</p> <p>(v) If he retains movable or immovable property in which Mandali has a interest or right.</p> <p>(vi) If he is found guilty from misappropriations trust funds of the Mandali or of misconduct in AGM and guilty of tarnishing image of Trust.</p> <p>(vii) If he / she remains absent in 3 consequent Annual General Body meetings without permission / leave of absence. <b>f</b></p>
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j) to transact such other business as is not specifically reserved for the General Body of the Mandali under rule 12 and as is consistent with the aims and objects of the Mandali.

Subject to proviso hereinafter appearing, the powers set out in clause (iii) sub clause (a) to (m) above shall be exercised by the Council on the recommendation of the Administrative Board. The Council shall have right to reject the recommendation for the Administrative Board but before doing so, it shall record its reasons in writing for not accepting and / or amending the recommendations of the Administrative Board.

Provided that the Council shall have the right to initiate a proposal in respect of all or any of the matters specified in clause (a) to (m) above. However, as far as possible, such right shall be exercised by the Council, after ascertaining the views of the Administrative Board. If the Administrative Board does not agree with the proposal or proposals made by the Council, the Council shall have the right to over-rule the objections of the Administrative Board for reasons to be recorded in writing.

g) to approve/ to take the note of the appointments of the Heads of the Institutions of the Mandali as per the acts and rules

To add:

(ii) (a) – The managing council will have power to appoint advisory committee consisting of not more than 7 members who represents the social, cultural field and also who have experience in the field and also who has experienced in the field of administration, education and having co-ordination with various educational Institute at National and International level.

(ii)(b) – The managing Council will also have power to appoint advisory committees as per the requirement and circumstances in respect of various schools, colleges and other Institutes owned by or managed by S.P.Mandali.

Subject to proviso hereinafter appearing, the powers set out in clause (iii) sub clause (a) to (j) above shall be exercised by the Council. The Council shall have right to reject the recommendation of the Administrative Board but before doing so, it shall record its reasons in writing for not accepting and / or amending the recommendations of the Administrative Board.

Provided that the Council shall have the right to initiate a proposal in respect of all or any of the matters specified in clause (a) to (j) above. However, as far as possible, such right shall be exercised by the Council, after ascertaining the views of the Administrative Board. It is made clear that views of Administrative Board will not be binding of Managing Council. If the Administrative Board does not agree with the proposal or proposals made by the Council, the Council shall have the right to over-rule the objections of the

	Administrative Board for reasons to be recorded in writing.
<b>34.</b> All the details of Management of the Institutions of the Mandali, not specifically reserved for Managing Council in their rules, shall be left to the Administrative Board subject to the overall control and supervision of the Managing Council.	All the details of functions of the management of the Institutions of the Mandali not specifically reserved for Managing Council in their rules shall also be executed by Managing Council.
<b>The meetings of the Council</b>	
<b>35.</b> There shall be not less than four meetings of the Managing Council in a year.	
<b>36.</b> One week's clear notice of a meeting of the Managing Council shall be given to all the members of the Managing Council by the Secretary. In case of urgency the Chairman, however, shall have the power to dispense with the required period of previous notice and call a special meeting with due intimation to all members of the Managing Council.	<b>36.</b> One week's clear notice of a meeting of the Managing Council shall be given to all the members of the Managing Council by the Secretary by e-mail/ Regd. Post/ courier/ in person/ Whatsapp. In case of urgency the Chairman, however, shall have the power to dispense with the required period of previous notice and call a special meeting with due intimation to all members of the Managing Council.
<b>37.</b> The Chairman shall cause a meeting of the Managing Council to be called on a requisition signed by not less than six months of the Managing Council, within a period of 2 days from the receipt of such requisition. Such a requisition shall state the specific business to be transacted at the meeting.	<b>No change</b>
<b>38.</b> Five members from amongst those elected under rule 25(a) and co-opted under rule 26 and three members elected under 25(b) shall form a quorum. A meeting adjourned for want of quorum may be held any time after expiry of one hour after the adjournment. The quorum for the adjourned meeting shall consist of not less than seven members of the Managing Council.	<b>No change</b>
<b>39.</b> In the absence of the Chairman, the Vice-Chairman shall take the chair. In the absence of the Chairman and the Vice-Chairman, one of the members elected under rule 25(a) shall be voted to the chair.	<b>No change</b>
<b>40.</b> All questions before the Council shall be decided by a majority of votes. In case of	<b>No change</b>

<p>equal division of votes, the Chairman of the meeting shall have a casting vote in addition to his vote as a member.</p>	
<p><b>41.</b> Every member of the Managing Council shall have full access to the records of the Mandali and its institutions in their respective offices, during office hours, with due intimation to the Secretary of the Managing Council.</p>	<p><b>No change</b></p>
<p style="text-align: center;"><b>The Trustees</b></p> <p>Rules of Trustees 42 to 45 are deleted.</p>	
<p><b>C – THE ADMINISTRATIVE BOARD :</b></p> <ol style="list-style-type: none"> <li>1) All the Heads of the Institutions of the Mandali : ex-officio, subject to the bye-laws in this behalf (Head means Principal, Head Master, Head Mistress or Director/incharge)</li> <li>2) Two members of the Managing Council nominated by the Managing Council every year</li> <li>3) Representatives of teaching and non-teaching staff, as nominated by the Managing Council.</li> </ol> <p><b>46.</b>The Administrative Board shall consist of:</p> <ol style="list-style-type: none"> <li>1) All the Heads of the Institutions of the Mandali : ex-officio, subject to the bye-laws in this behalf (Head means Principal, Head Master, Head Mistress or Director)</li> <li>2) A member of the Managing Council nominated by the Managing Council</li> <li>3) Representatives of teaching and non-teaching staff in accordance with the bye-laws nominated by managing Council</li> </ol>	<ol style="list-style-type: none"> <li>1) All the Heads of the Institutions of the Mandali : ex-officio, subject to the bye-laws in this behalf (Head means Principal, Head Master, Head Mistress or Director/incharge) <u>in the absence of Approved Heads/Principal etc. Vice Principal or any person nominated by C.D.C. / School Committee and approved by M.C</u></li> <li>2) Representatives of teaching and non-teaching staff, as nominated by the <del>Managing Council.</del> <u>L.M.C. /C.D.C. and approved by M.C.</u></li> </ol> <p><del>46.</del>The Administrative Board shall consist of:</p> <ol style="list-style-type: none"> <li><del>1) All the Heads of the Institutions of the Mandali : ex-officio, subject to the bye-laws in this behalf (Head means Principal, Head Master, Head Mistress or Director)</del></li> <li><del>2) A member of the Managing Council nominated by the Managing Council</del></li> <li><del>3) Representatives of teaching and non-teaching staff in accordance with the bye-laws in this behalf. *</del></li> </ol> <ol style="list-style-type: none"> <li>2) All the Heads of the Institutions of the Mandali : Ex-officio One Member of the Managing Council, will be nominated after the new Council comes into existence.</li> </ol>



In the constitution of the Trust, the provision regarding the Administrative Board were made considering the then prevailing situation, however, after coming into operation of AICTE Act, UGC Act, Maharashtra Private School Act and various other provisions, the existing provisions are either outdated, redundant and thus this clause requires to be changed. Moreover, with the experience, it is found that, no fruitful purpose is served by the existing Administrative Board where the Heads of Colleges and Heads of Primary School and Nursery schools attend the meeting of the Administrative Board. **Even, otherwise the heads of various units of S.P.Mandali coming from Solapur, Chiplun, Mumbai and meeting once a month are not in a position to take a decision on the subject prescribed in the Constitution, even otherwise considering the functions of undergraduate and even post-graduate colleges, decisions are to be taken as per guidelines, rules, regulations prescribed by authorities under AICTE Act, UGC Act, State and Central Government and various other laws. It is also found that the administrative board is neither in position to discuss on merit issues empowered under the existing Constitution or on the decision of the local managing committee of the school, CDC of college etc. Thus, existing Chapter of Administrative Board in the Constitution is required to be ~~deleted~~ modified and replaced by the following provisions –**

- a) Their duties and responsibilities, and power will be to have a meeting twice in the academic year and to discuss and consider improvement on the subject of education given in the colleges by considering changes at the National and International level.
- b) The board will also consider the changes to be introduced in view of the National Education Policies Act ~~which came in existence in the year \_\_\_\_\_~~ and in future

if other new Education Policy is framed or modification made in existing education policy by State/Central Government or bodies constituted by State/Central Government.

- c) To propose and if the situation requires take a decision regarding holding a seminar on the subject of education, and maintaining discipline.
- d) To discuss and consider new subjects to be introduced from time to time for giving degree the post-graduation/ certificate/ diploma.
- e) To study the financial position of colleges/schools and propose suggestions to maintain balance between income and expenditure of the units.
- f) To discuss, consider and suggest about introducing subjects for developing civilized habits amongst the students.
- g) To consider, discuss and suggest about increasing / enhancing merits of teaching and non-teaching staff.

A. There will be Chairman and Secretary to be appointed by members of Administrative board. However, managing council will have right in appropriate case to suggest, changes for the Chairman and Secretary of the Board.

B. All the decisions taken in the meeting of Administrative Board shall be circulated amongst members of respective Administrative Board within One month for confirmation, alteration, modification, if there is any. After minutes are confirmed the same shall be forwarded to managing council within 15 days for its consideration.

C. ~~To make provision of engaging special~~ **To give suggestions/recommendation for appointment of professors for special subjects** and lecturers to give civic education, develop good practice, and to implement ancient educational programmes which are relevant in the

	<p>present circumstance. <b>However, Managing Council will have right to engage / appoint professors for special subject.</b></p> <p>D. To discuss, consider and take decisions for taking various projects from point of finance, cordial relations with industries, alumnae's and government and semi government offices considering the welfare of the student.</p>
<p><b>47. DELETED</b></p>	
<p><b>48.</b> In addition to the kinds of details provided for in rule 34, the Administrative Board shall be in charge of day-to-day administration of the Institutions of the Mandali subject to the control and supervision of the Managing Council.</p>	<p>48. All the Institutions of the Mandali shall provide important of substantial development of their institutions to Administrative Board and the Administrative Board shall have power to give suggestions, advice on that subjects, subject to the control and supervision of Managing Council.</p>
<p><b>49.</b> The Administrative Board shall have following powers :</p> <p style="text-align: center;"><b>(I)</b></p> <p>a) to appoint temporary servants on the recommendation of the Heads of the Institutions of the Mandali, sanction their scales of pay, salaries, allowances, promotions, leave, transfer etc. and to award punishments to them, including suspension, removal and dismissal.</p> <p>b) To elect a Chairman from amongst the members of the Board.</p> <p>c) To elect Secretary from amongst themselves who shall</p> <ol style="list-style-type: none"> <li>1) arrange for meetings of the Board</li> <li>2) keep record of the minutes of the meetings of the Board</li> <li>3) send the recommendations of the Board to the Secretary of the Managing Council for approval and sanction by Managing Council.</li> <li>4) The Secretary of the Board, if other than Secretary of S.P.Mandali, then he / she shall act as ex-officio Assistant Secretary of the Council, shall attend the meetings of the Council as its non-voting member.</li> </ol> <p>d) to appoint such committees, sub-committees and other committees as may</p>	<p><del>a) to consider the proposal received from the Heads of the Institutions of the Mandali regarding appointments of temporary servants their scales of pay, salaries, allowances, promotions, leave, transfer etc.</del></p> <p><u>In view of various laws came into existence, this provision is deleted.</u></p> <p>b) To elect a Chairman from amongst the members of the Board.</p> <p>c) To elect Secretary from amongst themselves who shall</p> <ol style="list-style-type: none"> <li>1) arrange for meetings of the Board</li> <li>2) keep record of the minutes of the meetings of the Board</li> <li>3) send the recommendations of the Board to the Secretary of the Managing Council for approval and sanction by Managing Council.</li> <li>4) The Secretary of the Board, if other than Secretary of S.P.Mandali, then he / she shall act as ex-officio Assistant Secretary of the Council, shall attend the meetings of the Council as its non-voting member.</li> </ol> <p>d) to appoint such committees, sub-committees and other committees as may</p>



<p>recommended by the Heads of the Institutions of the Mandali.</p> <p>j) to recommend to the Managing Council, the rates of fees and other charges in the various institutions of the Mandali</p> <p>k) to recommend for the sanction of the Managing Council, in the month of September every year the annual report of the institutions of the Mandali submitted by the Heads of the Institutions of the Mandali.</p> <p>l) to carry out the directions of and to give effect to the decisions of the Managing Council.</p> <p>m) to place before the Managing Council proposals which in the opinion of the Board, are in the interest of the Mandali.</p> <p>K, l,m to delete</p>	<p>forward the revised Budgets if received from Institutions of the Mandali to the Managing Council in January of the following year.</p> <p><del>d) to present the Managing Council, in the month of September every year, the statements of audited accounts and of the financial position of the Mandali and its institutions for the completed financial year</del></p> <p>e) to make recommendations to the Managing Council for the sanction of the Bye-laws framed for the Administrative Board and other servants of the Mandali.</p> <p><del>f) DELETED</del></p> <p>to delete g) &amp; h) – in view of various acts governing Schools/Colleges/Universities</p> <p>i) to forward for the approval of the Managing Council, the text books recommended by the Heads of the Institutions of the Mandali.</p> <p>j) Delete</p> <p><del>k) to recommend for the sanction of the Managing Council, in the month of September every year the annual report of the institutions of the Mandali submitted by the Heads of the Institutions of the Mandali.</del></p> <p><del>l) to carry out the directions of and to give effect to the decisions of the Managing Council.</del></p> <p><del>m) to place before the Managing Council proposals which in the opinion of the Board, are in the interest of the Mandali.</del></p>
<p><b>50.</b> All the details of management, not specifically reserved for the Administrative Board in rule 49 shall be left to the Administrative Board subject to the overall control and supervision of the Managing Council.</p>	<p><b>To Delete</b></p>
<p><b>51.</b> In all matters relating to permanent servants and any other matters relating to the discipline and the conduct of the institutions of the Mandali, the decision of the Managing Council shall be final.</p>	<p><b>No change</b></p>

<p><b>52.</b> The financial year of the Mandali shall begin on the first day of April every year and shall end on 31<sup>st</sup> March of the following year. For all other purposes, the year shall be the calendar year and shall begin on the first day of January every year and end on the 31<sup>st</sup> December of the same year-</p>	<p><b>52.</b> The financial year of the Mandali shall begin on the first day of April every year and shall end on 31<sup>st</sup> March. <del>For all other purposes, the year shall be the calendar year and shall begin on the first day of January every year and end on the 31<sup>st</sup> December of the same year.</del></p>
<p><b>53.</b> The funds of the Mandali shall include: 1] Permanent fund. Permanent funds will be either:     a] Permanent General funds or     b] Permanent specific funds, and 2] Current funds.</p>	<p><b>53.</b> The funds of the Mandali shall include: 1] Permanent fund. Permanent funds will be either:     a] Permanent General funds or corpus fund – Ask Natu Sir     b] Permanent specific funds, and 2] Current funds.</p>
<p><b>54.</b> All contribution towards membership donation and non-recurring grant made by public , the Government , or public bodies such as Universities, Municipalities etc. for the purpose of permanent nature shall be credited to the conditions of the respective contributions, donation or grant etc.</p>	
<p><b>55.</b> The Permanent General Fund of the Mandali shall, as far as practicable, be used for the purchase or acquisition of immovable properties such as lands, buildings, including fixtures, for the use of Mandali or its institutions. The Permanent General Fund of the Mandali may also be used, for the purchase or acquisition of dead-stock such as furniture, the equipments of laboratories, gymkhana, quarters for the staff and students, libraries (including books) and any other articles of a durable nature for the use of the Mandali or its Institutions.</p>	<p>The Permanent General Fund of the Mandali shall as far as practicable be used for the purchase or acquisition of immovable properties such as land building including fixtures or to construct building/buildings. The Permanent General Fund of the Mandali may also be used, for the purchase or acquisition of dead-stock such as furniture, the equipments of laboratories, gymkhana, quarters for the staff and students, libraries (including books) and any other articles of a durable nature for the use of the Mandali or its Institutions.</p>
<p><b>56.</b> Funds of specifics nature, held by Mandali such as Pension Funds, Gratuity Funds, Depreciation Funds, Provident Funds and such as other Funds of the Mandali or of the Institutions of the Mandali as may be directed by the Managing Council shall, as far as possible, be separately invested.</p>	<p><b>56. Funds of specifics nature, held by Mandali such as (Pension Funds), (Gratuity Funds), Depreciation Funds, (Provident Funds) and such as other Funds of the Mandali or of the Institutions of the Mandali as may be directed by the Managing Council shall, as far as possible, be separately invested.</b></p>
<p><b>57.</b> The Current funds of the Mandali shall include:     a) Process of fees and fines,</p>	<p><b>57.</b> The Current funds of the Mandali shall include:     a) Process of fees and fines,</p>

<p>b) Interest accruing from the Permanent Funds.</p> <p>c) Money grants for purposes other than those specified in rule 55, such as proficiency grant, maintenance grants of a current nature from the Government and other public bodies, and donations of the public for current expenses.</p>	<p>b) Interest accruing from the Permanent Funds.</p> <p>c) Money grants for purposes other than those specified in rule 55, such as proficiency grant, maintenance grants of a current nature from the Government and other public bodies, and donations of the public for current expenses.</p>
<p><b>58.</b> The Current Funds shall be used for the current expenditure of the Mandali and its Institutions including purchase of and additions to the dead stock, such as library books, apparatus etc. as decided by Managing council from time to time.</p>	<p><b>58.</b> The Current Funds shall be used for the current expenditure of the Mandali and its Institutions including purchase of and additions to the dead stock, such as library books, apparatus etc. as decided by Managing council from time to time.</p>
<p><b>59.</b> Nothing herein laid down shall invalidate any action taken under the above Rules and in good faith, merely on account of a technical irregularity of procedure.</p>	<p><b>59.</b> Nothing herein laid down shall invalidate any action taken under the above Rules and in good faith, merely on account of a technical irregularity of procedure.</p>