



॥ आयुषे सर्वनोकानाम् ॥

**Letter of Permission (LoP) with Seat Reduction**

**भारतीय चिकित्सा पद्धति राष्ट्रीय आयोग**  
आयुष मंत्रालय, भारत सरकार  
कार्यालय: 61-65, संस्थानिक क्षेत्र, जनकपुरी, डी-ब्लॉक नई दिल्ली-110058  
**National Commission for Indian System of Medicine**  
**Ministry of Ayush, Govt. of India**  
Office: 61-65, Institutional Area, Janakpuri, D-Block New Delhi-110058

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क्रमांक/ Ref. No- 3-4/MARB/2023-Ay (190)

दिनांक/Dated.29.11.2023

To,

**The Chief Trustee,**  
Sarvesh Shukla Charitable Trust,  
Rajpur Raja Police line Road,  
Opp-L.R.P Guest House, Bahraich -271801  
**Uttar Pradesh**  
E-mail ID:-sks.ayurved1@gmail.com, bpsmhospital@gmail.com

**Subject:- Letter of Permission to the Chief Trustee, Sarvesh Shukla Charitable Trust, Rajpur Raja Police line Road, Opp-L.R.P Guest House, Bahraich -271801, Uttar Pradesh seeking permission of the Medical Assessment and Rating Board for Indian system of Medicine, National Commission for Indian System of Medicine to establish a new Ayurvedic Medical College in the name of Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836),with 48 seats (Instead of 60 seats)in UG (BAMS) course under section 29 of NCISM Act, 2020, from the academic session 2023-24.-reg.**

Sir/Madam,

With reference to the subject mentioned above, I am directed to inform you that in pursuance of the provision of National commission for Indian System of Medicine Act, 2020, the Indian Medicine Central Council Act,1970 (48 of 1970) has been repealed with effect from the 11th day of June, 2021. With effect from the said date, the Central Council of Indian Medicine constituted under sub-division (1) of section 3 of the Indian Medicine Central Council Act, 1970 (48 of 1970) shall stand dissolved. Now, in exercise of the powers conferred by sub-section (3) of the section 1 of the said Act, the Central Government hereby notifies that all the provisions of the National Commission for Indian System of Medicine Act, 2020 has been come into force with effect from the 11th day of June, 2021 and as per regulation 59 (2) of The National Commission for Indian System of Medicine ACT, 2020, Medical standards, requirements and other provisions of the Indian Medicine Central Council Act, 1970 and the rules and regulations made thereunder shall continue to be in force and operate till new standards or requirements are specified under this Act or the rules and regulations made thereunder. Further, the provision of concerned regulations which are inconsistent with the provision of NCISM ACT 2020 shall not be applicable.

1. I am to refer to your application/ scheme vide ref no. **3110-01/NCISM/2022 dated 31.10.2022 received from The Chief Trustee, Sarvesh Shukla Charitable Trust, Rajpur Raja Police line Road, Opp-L.R.P Guest House, Bahraich -271801, Uttar Pradesh** on the subject cited above and to verify the available facilities of teaching and practical training for **intake capacity with 60 seats in UG (BAMS) course from the academic session 2023-24**, the college was visited on **26.10.2023 & 27.10.2023 on hybrid mode** for issuance of LOI by the visitation team of Medical Assessment and Rating Board for Indian System of Medicine (NCISM) and as per direction of competent authority Letter of Intent was issued you vide letter of even no. dated **04.11.2023** to establish new Ayurveda college in the name of **Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836), for intake capacity with 60 seats in UG (BAMS) course under Section 29 of NCISM ACT 2020 from the academic session 2023-24.**
2. Further, the Medical Assessment and Rating Board for Indian System of Medicine (NCISM) had carried out another inspection of the college on **22.11.2023 and 23.11.2023 through hybrid mode** to assess the available facilities of Teaching, non-teaching, Hospital staff, practical training and other infrastructure facilities available for **issuance of Letter of Permission for establishing a new Ayurvedic Medical college in the name of Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836),with 60 seats in UG (BAMS) course under section 29 of NCISM Act, 2020, from the academic session 2023-24.**
3. Further, in view of above, the visitation report and all other related documents were assessed in terms of enforced regulation namely, the "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016", and provisions under the NCISM Act, 2020 and relevant Regulations there under. On examining the case in light of above notified and approved criteria and on perusal of the visitation report, it was observed that **the college was not fulfilling the basic eligibility criteria due to following shortcomings: -**

**Shortcomings:-**

**1. Central Library: -**

- a) Sitting arrangement is **not adequate. Shortcoming of 20 seats against 50 seats as per MSR 2016.**

**2. Teaching Departments**

- a) **Printers not available in Medical Superintendent room.**

**3. Teaching staffs**

S.No.	Department	Minimum Requirement as per Regulations (for UG up to 60 seats)	No. of Existing Teachers					Shortcomings of HF and LF for UG
			Professor	Asso. Prof. / Reader	Asst. Prof. / Lecturer	Total	Excess	
1.	Ayurved Samhita & Siddhant	1P or 1R+2L	0	0	2 (VO+1)	2	-	1HF
2.	RachanaSharir	1P or 1R +1L	0	0	1	1	-	1HF
3.	KriyaSharir	1P or 1R +1L	0	0	1	1	-	1HF
	<b>Total</b>		<b>1</b>	<b>0</b>	<b>4</b>	<b>4</b>	<b>0</b>	<b>3HF</b>

- a) Dr Sunil Kumar Srivastava (TCRA000055380) - Assistant Professor in the department of Rachana Sharir- On verification of OTMS, it was observed that the teacher is not linked with the institute yet (**Excess Faculty & not fulfilling the deficiency**). Hence, rejected.

- b) Availability of total teaching staff in UG is  $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{4}{7} \times 100\% = 57.14\%$  (**Excluding Excess, including visitor observation and verification on OTMS**).

**4. Functionality of the hospital**

- a) **Shortcoming of Shalaky Netra OPD.**

4. On careful examination of the assessment report, considering the deficiencies observed therein as mentioned above you were given an opportunity of virtual hearing vide the MARBISM letter (Hearing notice) of **even no. dated 25.11.2023** to appear on **28.11.2023** before the designated Hearing Committee to present their case and to show cause as to **why not the Letter of permission to establish new Ayurveda college in the name of Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836) with 60 seats in UG (BAMS) course under section 29 of NCISM Act 2020 be denied from the Academic Year 2023-24.** The college was directed to make written submission in respect of the case and produce all relevant valid documents/records/proof to substantiate the claims against all the deficiencies/shortcomings as indicated above. The representatives of the college submitted written submissions **vide email Dated 26.11.2023** against the deficiencies conveyed to them.
5. Whereas, the proposed college through its representatives, **Dr. Deepak Swain Principal** appeared before the Hearing Committee on **26.11.2023** and made their submission virtually as well as written submission against the shortcomings communicated to the proposed college. The shortcomings communicated to the proposed college, submission made by the representatives of the proposed Ayurveda college and observations made by the Hearing Committee are as under: -

Shortcoming	Clarification given by the college	Observation of the Hearing Committee
<p><b>1. Central Library: -</b></p> <p>b) Sitting arrangement is <b>not adequate. Shortcoming of 20 seats against 50 seats as per MSR 2016.</b></p>	<p><b>We have arranged 60 seats availability for students in central library.</b></p>	<p><b>1. Sitting arrangement in Library:-</b>Principal informed he has made the Sitting arrangement of 50 seats. He has been advised to submit proof. The college submitted the photographs and video of the library as post hearing submission. Hence, <b>Submission may be considered.</b></p>
<p><b>2. Teaching Departments : -</b></p> <p>a) <b>Printers not available in Medical Superintendent room.</b></p>	<p>Printer is already available in Principal/Medical Superintendent room.</p>	<p><b>2. Principal agreed that printer was not available in Medical Superintendent room at the time of visitation. The Principal informed that it is now available and submitted the photographs (Post hearing). Shortcoming Fulfilled.</b></p>

3. Teaching staffs :-								
S. No.	Department	Minimum Requirement as per Regulations (for UG up to 60 seats)	No. of Existing Teachers					Shortcomings of HF and LF for UG
			Professor	Asst. Professor / Reader	Asst. Professor / Lecturer	Total	Excess	
5	Ayurved	1P or 1R+2L	0	0	2	2	-	1H F
6	RachanaSharir	1P or 1R +1L	0	0	1	1	-	1H F
7	Kriya Sharir	1P or 1R +1L	0	0	1	1	-	1H F
<b>Total</b>			<b>1</b>	<b>0</b>	<b>4</b>	<b>4</b>	<b>0</b>	<b>3H F</b>

c) Dr. Sunil Kumar Srivastava (TCRA000055380) - Assistant Professor in the department of Rachana Sharir- On verification of OTMS, it was observed that the teacher is not linked with the institute yet **(Excess Faculty & not fulfilling the deficiency). Hence, may be considered as rejected.**

d) **Availability of total teaching staff in UG is  $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{4}{7} \times 100\% = 57.14\%$  (Excluding Excess, including visitor observation and verification on OTMS).**

We are searching for Higher Faculty and **undertaking is attached.**

Dr. Sunil Kumar Srivastava (TCRA000055380) - Assistant Professor in the department of Rachana Sharir- Pending at TO level TO000076.

3. Principal agreed that no higher faculty is available till date. **Shortcoming persists.**

a) Dr. Sunil Kumar Srivastava is overage as per eligibility criteria. **So he cannot be considered.**

b) **Availability of total teaching staff in UG is  $\frac{\text{Available}}{\text{Required}} \times 100\% = \frac{4}{7} \times 100\% = 57.14\%$  (Excluding Excess, including visitor observation, after hearing and verification on OTMS).**

4. Functionality of the hospital :-	
b) <b>Shortcoming of Shalaky Netra OPD.</b>	<p>We have all required staff in Shalaky Netra OPD.</p> <ol style="list-style-type: none"> <li>1. Dr. Pandurang Narayan Tekale (Consultant)</li> <li>2. Dr. S.N. Rao (Eye Surgeon) (Modern Medical Staff)</li> <li>3. Mr. Vishal Mishra (Optometry Tech.)</li> <li>4. Netra Chikitsa OPD is fully functioning.</li> </ol>

4. Principal informed that there is shalaky OPD and Dr. Pandurang Narayan Tekale (Consultant) in Shalaky OPD. Post hearing photographs also submitted. **Shortcoming Fulfilled.**

6. In view of the observation of Hearing Committee based on the submission made by the college representatives during hearing and assessment report has been carefully examined in terms of concerned Regulation and provisions under the NCISM Act, 2020 and relevant regulations thereunder, and President, MARBISM decided that the college is **not fulfilling the basic eligibility criteria for issuance of Letter of Permission to establish new Ayurveda college with 60 seats in UG (BAMS) course under section 29 of the NCISM Act, 2020 for the academic session 2023-24. However, President, MARBISM decided to issue Letter of Permission as per the approved Seat Reduction Policy in accordance of Section 28 (1) (f) of NCISM Act 2020 for failing to maintain the minimum essential standards for the Academic year 2023-24, subject to ratification in the ensuing Board Meeting of the Medical Assessment and Rating Board for Indian System of Medicine (NCISM).**

7. **As per the approved Seat Reduction Policy In accordance of Section 28 (1) (f) of NCISM Act 2020: -**

- a. "For deficiency of **every one teacher**, seat reduction in the intake capacity shall be considered by reducing the intake strength by 10 % of total intake capacity."

Accordingly, as per Schedule-V Note (iii) of MSR 2016 the deficiency of teacher for up to sixty intake capacity shall not exceed more than ten percent of total requirement. As per the assessment report, the college is having only 4 total eligible teaching faculty against the required number of 7.

There is deficiency of 02 teacher for issuance of **Letter of Permission (LoP) to establish a new Ayurveda Medical College with 60 seats from the academic session 2023-24** as per Schedule-V Note (ii) of MSR 2016. Therefore, in accordance of **Seat Reduction Policy 2023-2024**, for deficiency of every one teacher, seat reduction in the intake capacity shall be considered by reducing the intake strength by **10% of total intake capacity**.

Hence, after applying the **Seat Reduction Policy in accordance of Section 28 (1) (f) of NCISM Act 2020**, the college is fulfilling the basic eligibility criteria for issuance of **Letter of Permission (LoP) to establish a new Ayurvedic Medical College in the name Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836) with 48 seats (instead of proposed 60 seats) in UG (BAMS) course under section 29 of NCISM Act, 2020, from the academic session 2023-24.**

8. Further, in accordance of Section 6 (1) (i) (i) of "Establishment of New Medical College, Opening of New or Higher Course of Study or Training and Increase of Admission Capacity by a Medical College Regulations, 2019, **Vide letter of even no. dated 28.11.2023** a letter was sent to you to furnish Fixed security deposit worth **Rupees 01 Crore (One crore)** in favor of National Commission fund for Indian System of Medicine for the period of five years. In response of the same you have furnished the fixed security deposit amount of **Rupees 01 Crore (One crore)** in favor of the National Commission fund for the Indian system of Medicine through RTGS having **CHEQUE No.959134 dated 29.11.2023 from the SBI, Branch Bahraich Uttar Pradesh and informed the same vide an email dated 29.11.2023 enclosing a letter vide ref No. nill dated 29.11.2023.**
9. **Therefore, Letter of Permission (LOP) is issued to the Chief Trustee, Sarvesh Shukla Charitable Trust, Rajpur Raja Police line Road, Opp-L.R.P Guest House, Bahraich -271801, Uttar Pradesh to establish new Ayurvedic Medical college in the name of Dr. Sarvesh Kumar Shukla Ayurvedic Medical College, Vilsablapur, Vill-Sablapur, Pargana-Fakarpur, Tehsil-Mahsi, Bahraich Uttar Pradesh, (Inst. ID-AYU0836), with 48 seats (instead of 60 seats) in UG (BAMS) course for the academic session 2023-24 under Section 29 of NCISM ACT 2020** and relevant regulations thereunder subject to the following conditions: -
  - I. The college shall submit an undertaking in the form of affidavit duly notarized within one month explaining the details of providing EPF and ESI facilities to the teaching, non-teaching staff of the Colleges/Hospitals and regularly paying the same as per the provisions of Employees' Provident Funds and Miscellaneous Provisions Act, 1952 & ESI Act, 1948 and relevant Rules and Regulations.
  - II. It is further informed that minimum 15% of undergraduate seats of the permitted intake capacity of **48 seats (instead of 60 seats)** shall be treated as all India quota. The counselling for seats under all India quota shall be conducted by respective counselling authority as designated by Central Government for A.Y. 2023-24 and counselling for the remaining 85% seats or as the case may be, shall be conducted by the concerned Counselling Authority of that State/UT. The permission of the college stands withdrawn if the college fails to comply with the aforesaid direction of the Central Government/NCISM for all India quota or the students admitted thereunder.
  - III. It is also informed that determination of fee and all other charges in respect of 50% of seats in private Medical Institutions and deemed to be University should be as per the guidelines issued by NCISM vide ref no. BUSS/Fee/ASU/2022-23 dated 16.09.2022. Fees of the remaining 50% of seats are to be fixed as per the guidelines of Fee Fixation/Regulatory Committee (FRC) of respective State/UT/Deemed to be University.
10. Admissions made in violation of the above conditions will be treated as invalid and action will be initiated under NCISM Act & Regulations thereunder.
11. Discrepancies, if any, may be immediately brought to the notice of Medical Assessment and Rating Board for Indian System of Medicine, NCISM.
12. **The following requirements should be fulfilled by the college by 31st December, 2023 to get permission for the academic session 2024-25 as per the applied intake capacity:**
  - i. The applicant shall fulfill all the requirements of infrastructure for teaching and training facilities as specified in "Indian Medicine Central Council (Requirements of Minimum Standard for under-graduate Ayurveda Colleges and attached Hospitals) Regulations, 2016";
  - ii. The applicant shall fulfill all the relevant provisions of Regulations namely the "Establishment of New Medical College, Opening of New or Higher Course of Study or Training and increase of Admission Capacity by a Medical College Regulations, 2019".
  - iii. The applicant shall fulfill all the requirements of the "Indian Medicine Central Council (Minimum Standards of Education in Indian Medicine) Amendment Regulations, 2016";
  - iv. The applicant shall fulfill all the relevant provisions under the NCISM Act, 2020.
13. The College administration will ensure that sufficient qualified teachers and non-teaching staff in the college and requisite staff in the hospital, as per the NCISM ACT and relevant regulation thereunder, are in position before the admission of the first batch of students in the 1<sup>st</sup> professional of BAMS is made, under intimation to the Medical Assessment and Rating Board, NCISM.
14. The college has to develop the requisite infrastructure for I, II and III professionals well in time as per the norms which will be verified by the medical assessment and rating board and accordingly the permission for taking admissions in subsequent academic session will be considered.

15. The college administration may take up the matter for recognition of the qualification under section 35 of the NCISM Act, 2020 at that time when the first batch of students admitted against this course appears for the first final professional examination of the said course.
16. The fulfillment of the condition given above may be made within the time period specified and compliance report should be submitted by the college to medical assessment and rating board for Indian system of medicine. The medical assessment and rating board for Indian system of medicine will verify that the conditions have been fulfilled for considering the permission matter for the academic session 2024-25.
17. Please acknowledge the receipt of this letter.

डॉ. राघुराम भट्ट उ.  
Dr. Raghurama Bhatta U.  
अध्यक्ष, मा. वि. वि. आकलन और रेटिंग बोर्ड  
President, Medical Assessment and Rating Board for I.S.M.  
राष्ट्रीय आयुर्वेद आयोग  
National Commission for Indian System of Medicine  
नई दिल्ली/New Delhi-110058  
(Dr. Raghurama Bhatta U.)  
President, Medical Assessment and Rating Board for Indian System of Medicine  
(NCISM)

29/11

**Copy to:**

1. The Chairperson, National Commission for Indian System of Medicine, New Delhi-110058.
2. The Secretary to the Govt. of India, Ministry of AYUSH, Ayush Bhawan, B-Block GPO Complex, INA, New Delhi 110023 for information. ([secy-ayush@nic.in](mailto:secy-ayush@nic.in), [ep1section-ayush@gov.in](mailto:ep1section-ayush@gov.in)).
3. The Principal Secretary, AYUSH Vibhag, Uttar Pradesh Shashan, Third Floor, LAL Bahadur Shastri Bhawan, Lucknow-226001, Uttar Pradesh for information. ([psupayush@gmail.com](mailto:psupayush@gmail.com))
4. The Director, Directorate of Ayurveda, 9<sup>th</sup> floor, Indira Bhawan, Lucknow, Uttar Pradesh-226001. ([ayurvedicdirector1995@gmail.com](mailto:ayurvedicdirector1995@gmail.com))
5. The Registrar, Mahayogi Gurugorakhnath Ayush University, Pipari, Bhatat, Gorakhpur- 273306. ([vc@mgaugkp.ac.in](mailto:vc@mgaugkp.ac.in))
6. Guard File.

(Dr. Raghurama Bhatta U.)  
President, Medical Assessment and Rating Board for Indian System of Medicine  
(NCISM)