



ISLAMIA COLLEGE, PESHAWAR

KHYBER-PAKHTUNKHWA, PAKISTAN

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No. 5361 /Acad:

Dated: 22/03/2023

To

All Members of the Senate
Islamia College Peshawar

Subject: FINAL MINUTES OF THE 15TH MEETING OF THE SENATE, ISLAMIA COLLEGE
PESHAWAR HELD ON 13/12/2022

Dear Sir/ Madam,

Reference letter No. SO(U-I)/HE/8-11/ICP/Senate-Meeting: Dated 01/03/2023, received from the Section Officer (U-I) Higher Education Archives & Libraries Department Government of Khyber Pakhtunkhwa, Peshawar enclosed please find herewith the minutes of 15th Meeting of the Senate, Islamia College Peshawar held on, 13/12/2022 duly approved by the Hon'ble Governor, Khyber Pakhtunkhwa/ Chancellor, for your information and record.

Encls: As stated above


Registrar

Copy to:

1. The Section Officer (U-II), Governor's Secretariat, Khyber Pakhtunkhwa Peshawar with reference to letter No. SO(II)6(11)4/GS/10/7574-77 Dated: 21.02.2023.
2. The Treasurer, Islamia College Peshawar,
3. Deputy Director Web, Islamia College Peshawar.
4. PSO to Vice-Chancellor, Islamia College Peshawar
5. Master file


Registrar



GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT

No. SO(U-I)/HE/8-11/ICP/Senate-Meeting
Dated Peshawar, the 1st March, 2023

Dated 3/3/2023
Deputy Director Office
Islamia College Peshawar

Diary No: 1130
Dated: 06-03-23
Vice-Chancellor's Office
Islamia College Peshawar

To: The Vice Chancellor,
Islamia College, Peshawar.

Subject: MINUTES OF 15TH MEETING OF THE SENATE ISLAMIA COLLEGE PESHAWAR.

I am directed to refer to your letter No. 5255/Acad dated 17.01.2023 on the subject noted above and to enclose herewith a copy of Governor's Secretariat letter No.SO(II)6(11)4/GS/23/7574-77 dated 21.02.2023 alongwith minutes of 15th meeting of the Senate, Islamia College Peshawar **(in-original)** duly approved by the Hon'ble Governor Khyber Pakhtunkhwa/ Chancellor for further necessary action at your end, please.

Encl. as above.

[Signature]
01/03/23
Section Officer (U-I)

Endst. No. & date even:

Copy forwarded to the:

1. Section Officer-II, Governor's Secretariat, Khyber Pakhtunkhwa w/r to above.
2. PS to Secretary Higher Education Department.
3. Master File.

[Signature]
Section Officer (U-I)

[Handwritten notes and signatures]
2 upa
13/03/23
Circulate to
15/3/23
DRC

SUBJECT: MINUTES OF 15th MEETING OF THE SENATE, ISLAMIA COLLEGE PESHAWAR HELD ON 13TH DECEMBER 2022 AT THE GOVERNOR'S HOUSE, PESHAWAR

15th meeting of the Senate, Islamia College Peshawar was held on 13th December, 2022 at 11.00 AM in the Conference Room, the Governor's House, Peshawar. The meeting was chaired by the Honorable Chancellor, Islamia College Peshawar /Governor, Khyber Pakhtunkhwa, Haji Ghulam Ali. The following attended the meeting:

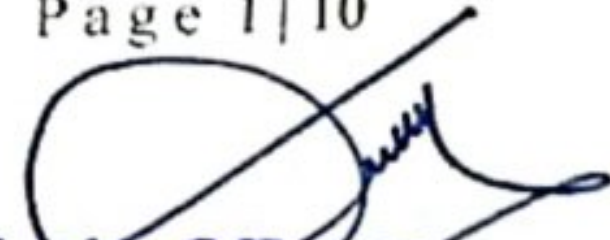
S. No.	Name	Designation
1.	Prof. Dr. Gul Majid Khan	Vice-Chancellor, Islamia College Peshawar
2.	Prof. Dr. Qasim Jan	Ex-Vice-Chancellor, University of Peshawar (Nominee of the Chancellor)
3.	Prof. Dr. Salim-ur-Rehman	Vice-Chancellor, Sarhad University of Science & IT, Peshawar (Nominee of the Chancellor)
4.	Mr. Rasheed Khan	Special Secretary HED
5.	Mr. Kamran Khan	Additional Secretary (Finance)
6.	Mr. Ayaz Khan	Additional Secretary Establishment
7.	Prof. Dr. Usman Ghani	Joint Director IMSciences (Nominee of Chairman, HEC)
8.	Ms. Justice (Rtd) Irshad Qaiser	Nominee of Chief Justice, Peshawar High Court
9.	Prof. Dr. Izhar Ullah	Department of Urdu
10.	Dr. Hussain Farooq	Department of Islamic Theology
11.	Dr. Saeedullah Jan	Department of Physics
12.	Dr. Muhammad Wasim	Department of Computer Science
13.	Dr. Aqib Ali Khan	Assistant Controller of Examinations
14.	Dr. Qasim Mansoor Jalali	Registrar, Islamia College Peshawar
15.	Mr. Hamid Mehmood	Treasurer, Islamia College Peshawar

The meeting was also attended by Mr. Mahmood Hassan, Principal Secretary to the Governor, Khyber Pakhtunkhwa and Mr. Saif-ul-Islam, Additional Secretary to the Governor, Khyber Pakhtunkhwa.

The meeting started with recitation of a few verses from the Holy Quran by the Chair, after which, the Chair welcomed the members of Senate and asked the members for formal introduction. Thereafter, he welcomed all the participants to

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the 15th meeting of the Senate, Islamia College Peshawar. He next requested the Vice-Chancellor, Islamia College Peshawar to proceed with the agenda of the meeting. The Vice-Chancellor briefed the Honorable Governor about the various steps taken and progress made regarding the financial sustainability of the University. The Vice-Chancellor then asked the Registrar to present the agenda items one by one:

Item # 1: CONFIRMATION OF MINUTES OF 9TH MEETING OF THE SENATE, ISLAMIA COLLEGE, PESHAWAR HELD ON 14.03.2019

Discussion: The Registrar briefed the Senate regarding the decisions made in the 9th meeting of the Senate and the actions taken thereupon. The Honorable Chancellor inquired as to why the confirmation of the minutes of 9th meeting of the Senate was delayed for so long. The Registrar responded that the said minutes had been placed before the 10th and 12th meeting of the Senate, but the said item was deferred. Moreover, the 11th, 12th, 13th and 14th meetings were called as Emergency or Special meetings of the Senate, wherein, single item agenda was taken up. The Vice-Chancellor supported the stance of the Registrar and thanked the honorable Chancellor for calling the ordinary meeting of the Senate. He further apprised that the instant ordinary meeting is being held after a gap of three years, for which he had personally taken up the case with the Higher Education Department in writing as well as verbally at least three times since he joined the office of the Vice-Chancellor in March 2021. The Honorable Governor directed that in future the minutes of the previous meeting must be confirmed in the next meeting irrespective of the fact whether it was an Emergency, Special or Ordinary meeting in order to fulfill the legal obligations. The Principal Secretary to the Governor pointed out that vide Agenda Item No. 4, the appointment of Dr. Syed Inayat Ali Shah has been made effective from the date of recommendation of the Syndicate i.e. 31.08.2018. However, since the appointment of Meritorious Professor (BPS-22) is the domain of the Senate, thus, the Office Order dated 28.03.2019 has erroneously indicated 'the appointment of Prof. Dr. Syed Inayat Ali Shah, Dean, Faculty of Technologies & Engineering Sciences as Meritorious Professor (BPS-22 @ Rs. 82,380-5,870-164,560 plus usual allowances as admissible under the rules), with effect from the date of recommendation of the Syndicate i.e. 31.08.2018'. This Order tends to indicate that Dr. Syed Inayat Shah actualized his promotion and started enjoying the salary and allowance related to it with effect from 31.08.2018, which is patently illegal. Thus, the University needs

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to take immediate corrective measure and refer the matter to Anomaly Committee and other relevant statutory bodies for removing the anomaly in the University Statutes. The Vice-Chancellor informed the Senate that the instant matter is related to confirmation of the agenda item and the decision taken thereof and not related to the confirmation of the appointment of Dr. Syed Inayat Ali Shah as Meritorious Professor. Nevertheless, the case of appointment of Dr. Syed Inayat Ali Shah as Professor (BPS-21) has been reported by the GIT in its report, which was considered by the Senate in its 11th meeting held on 02.12.2020 and referred to the Syndicate, which considered the same in its 23rd meeting held on 23.12.2020 and constituted 13 different committees in this regard. Reports of the Committees will be placed before the Syndicate to be convened soon.

Decisions:

The Senate confirmed the minutes of the 9th meeting held on 14.03. 2019. The Office Order regarding the appointment of Dr. Syed Inayat Ali Shah as Meritorious Professor was issued on 28.03.2019, after the approval of Senate in its 9th meeting on 14.03.2019. The said Office Order tends to indicate that his salary in BS-22 (As Meritorious Professor) is effective from the date of recommendation of the Syndicate i.e. 31.08.2018. However, Dr. Syed Inayat Ali Shah can enjoy the Salary and Allowance in BS-22 only after the issuance of Office Order dated 28.03.2019 and on assuming the charge of Meritorious Professor subsequent to this order. Therefore, the University may take immediate corrective measures as highlighted by the Principal Secretary to Governor. The Minutes were confirmed with the aforementioned observation. However, it also directed that any recommendation of the committee related to his appointment as Professor shall be processed accordingly.

Item # 2: CONFIRMATION OF THE MINUTES OF 10TH MEETING OF THE SENATE, ISLAMIA COLLEGE, PESHAWAR HELD ON 11.10.2019

Discussion: The Registrar briefed the house regarding the minutes and action taken on the 10th meeting of the Senate in detail. The compliance of the fact-finding inquiry of GIT into irregularities made in appointments at ICP was presented. The Registrar informed the forum that one of the aggrieved, namely Dr. Tauqir Alam, Ex- Registrar, Islamia College, Peshawar & Dr. Murad Ullah, Director Students Affairs, Islamia College, Peshawar challenged the decision of

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the 10th meeting of the Senate in the Peshawar High Court vide Writ Petition No. 5735-P/2019 which disposed of the petition as under:

"It was the statutory duty of the Senate that before taking punitive action, a show cause notice should have been served upon that as to why the proceedings should not be annulled. So, without going into the other legal aspect of the case, we are of the view that let the matter be remanded to respondent no 02 viz; Chancellor / Chairman Senate, ICP with the direction to decide it in accordance with law"

The Registrar further added that as directed by the Governor Secretariat vide letter No. SO(II)6(11)4GS/10/2516-17 dated 24.09.2020, the matter was placed before the Syndicate in its 24th meeting, which decided to refer the same to Law Department, following which a letter No. 708/Estt. dated 01.04.2021 was sent to Law Department, Govt of Khyber Pakhtunkhwa, the response of which is awaited.

The Nominee of the Chief Justice, Ms. Justice (Retd) Irshad Qaiser read out Section 20(2) m reproduced as under:

20. (2) Without prejudice to the generality of the foregoing powers, the Senate shall have the powers to:

(m) annul by order in writing the proceedings of any Authority or officer, if the Senate is satisfied that such proceedings are not in accordance with the provisions of this Act, Statutes or Regulations, after calling upon such Authority or officer to show cause why such proceedings should not be annulled"

Based on the above provision, she was of the view that before annulment, the Senate should have called upon the Syndicate as to why the proceedings of the Syndicate regarding the appointments of Registrar, Treasurer, Director Student Affairs and Director ORIC should not be annulled? Therefore, the previous decision shall be rectified and first the Senate shall issue a Show Cause to the Syndicate, whose reply shall be placed before the Senate for decision.

Other members of the Senate gave different opinions on the matter. However, the Chair agreed to the views of the Nominee of the Honourable Chief Justice, Peshawar High Court regarding the subject matter.

Decision: After all-encompassing discussion on the matter, the following decisions were made:

The Senate confirmed the minutes of the 10th meeting held on 11.10.2019.

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It was decided that the Senate through the Chairman Senate shall serve Show Cause upon the ICP Syndicate in compliance with the judgment of the Honorable Peshawar High Court in Writ Petition No. 5735-P/2019. The University shall draft the Show Cause Notice and submit it to the Governor Secretariat and the Honourable Governor shall, thereafter, serve the Show Cause upon the Syndicate. Reply of the Show Cause shall be placed before the Senate for appropriate decision.

Item # 3: CONFIRMATION OF THE MINUTES OF 11TH MEETING (SPECIAL) OF THE SENATE, ISLAMIA COLLEGE, PESHAWAR HELD ON 02.12.2020

Discussion: The action taken of the 11th meeting of the Senate was discussed by the house in detail. The House sought progress regarding the disciplinary proceedings against Professor Dr. Naushad Khan (BPS-21), under the Islamia College Peshawar Employees Efficiency and Discipline Statutes, 2016 wherein the Registrar informed the forum that various committees were constituted by the Vice-Chancellor, after his authorization by the Syndicate in its 24th meeting held on 30.12.2020. But unfortunately members of some of the committees regretted to be part of the committees due to personal reasons, while the quorum of the said committees was mandatory presence of all the members. Consequently, the Vice-Chancellor had to nominate alternate members after taking consent from these members. The said committees have finalized their recommendations, which will be placed before the Emergency meeting of the Syndicate to be convened to consider these recommendations.

Decision:

The Senate confirmed the minutes of the 11th meeting held on 02.12.2020.

The Senate issued directions to convene meeting of the Syndicate within 15 days and to place the final recommendations of the committees in the same. Compliance Report be placed before the next meeting of the Senate for consideration.

Item # 4: ACTION TAKEN/COMPLIANCE REPORT ON THE MINUTES OF 10TH MEETING OF THE SENATE, ISLAMIA COLLEGE, PESHAWAR HELD ON 11.10.2019

Decision: The item was clubbed with Item No.2, discussed above in detail and decisions made accordingly.

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Item # 5: CONSIDERATION OF ITEMS DEFERRED IN 10TH MEETING OF THE SENATE, ICP HELD ON 11.10.2019

Decision: The Senate confirmed the deferred items of the 10th meeting held on 11.10.2019 vide Item No. 2 of the agenda.

Item # 6: CONFIRMATION OF MINUTES OF 12TH MEETING OF THE SENATE, ICP HELD ON 29.06.2021

Decision: The Senate considered the minutes of the 12th meeting held on 29.06.2021 and confirmed the same.

Item # 6A: ACTION TAKEN/COMPLIANCE REPORT ON MINUTES OF 12TH MEETING OF SENATE, ISLAMIA COLLEGE PESHAWAR

Decision: The Senate perused the action taken and compliance report on the minutes of the 12th meeting held on 29.06.2021.

Item # 7: AMENDMENTS IN THE "ISLAMIA COLLEGE PESHAWAR SCHEDULES OF MINISTERIAL, TECHNICAL SUPPORT AND OTHER STAFF APPOINTMENT & SCALES OF PAY STATUTES, 2016"

Discussion: The Senate was informed that in light of the up-gradation notification issued by the Finance Department, Government of Khyber Pakhtunkhwa, the case was recommended by the Syndicate in its 14th meeting held on 30.12.2017 and 19th meeting held on 04.05.2019. Nominee of Establishment Department asked as to whether the employees have been upgraded and payment was being made to these employees? The Registrar informed the house that subsequent to the decision of the Syndicate, the pay of the Class-IV employees has been fixed in the upgraded pay scales and payment is being made to them. However, the same is not being paid to the Class-III employees. The same fact has been reported by the Governor Inspection Team (GIT) in its report that 'the payment made to these employees may be brought to the knowledge of the Senate'. Members of the Senate expressed their dismay over the 'approval' of up gradation as recorded in the minutes of the Syndicate, because the Syndicate can only recommend the same to the Senate, which shall be forwarded after approval by the Senate to the Chancellor and shall not be effective until its approval by the Chancellor. One of the participants suggested to issue a show-cause to the Syndicate as to why without any amendment to the Statutes, the said payment has been made? The then University Administration has, in doing so, transgressed its powers and has exercised the powers of

Senate and the Chancellor, for which they must be held accountable. The Senate strictly directed that in future, any action in domain of the Senate may not be taken without the approval of the Senate. Otherwise, action will be taken against the Syndicate and the University Administration.

Decision:

The Senate referred the item to "Standing Committee on Statutes Amendment" constituted by HED, so as to examine the proposed up-gradation in light of the Notification issued by Finance Department, Government of Khyber Pakhtunkhwa, whether the same is aligned with the said notification or not. Recommendation of the Committee shall be made within a one months' time and the same be placed before the next meeting of Senate for decision, which shall be convened soon.

Item # 8: APPROVAL OF THE REVISED BUDGET FOR THE FINANCIAL YEAR 2019-20 AND BUDGET ESTIMATES FOR THE FINANCIAL YEAR 2020-21




Decision: The Senate approved the Revised Budget Estimates for the Financial Year 2019-20 and Budget Estimates for 2020-21, with the directives to strictly place budget for each financial year before Senate for approval within stipulated time as required under the Khyber Pakhtunkhwa Universities Act 2012 (Amended 2016).

Item # 9: CONSIDERATION OF DEFAULT CASES OF Ph.D SCHOLARSHIP

Decision: The Senate issued the direction to continue the recovery from the guarantor of the defaulters' scholar and the recovery report shall be presented to the ensuing meeting of the Senate. Prof. Dr. Qasim Jan suggested that University shall make efforts to bring back these scholars to the country and every effort shall be made in this regard. Progress made may be reported to ensuing meeting of the Senate. Special Secretary, HED suggested that complete details of all those faculty-members who were sent abroad for PhD may be shared with the Senate including names of those who have returned successfully and those who failed to return as well as action taken against the defaulters and their guarantors.

Item # 10: CONSIDERATION OF RECOMMENDATIONS OF THE 6TH TENURE TRACK SYSTEM REVIEW COMMITTEE

Decision: The Senate approved the recommendations of the Syndicate regarding 6th Tenure Track System Review Committee. Furthermore, the Senate delegated its power to the Syndicate to adopt HEC guidelines issued from time to




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time regarding eligibility criteria and appointment/promotion of TTS faculty-members.

Item # 11: ADOPTION OF HEC LETTER REGARDING CRITERIA FOR THE APPOINTMENT OF LECTURER AND ASSISTANT PROFESSOR AT HEIs

Discussion: The Senate discussed the case in light of recommendation of the Syndicate. Dr. Saeedullah Jan requested that since there are a number of faculty-members who have not been able to obtain PhD degree, the instant criteria may not be adopted since faculty-members do not have any promotion mechanism. In response, the Nominee of the HEC informed that this is the minimum criteria prescribed by the HEC, which can be further improved by the Universities.

Decision: The Senate approved the recommendations of the Syndicate, Islamia College Peshawar held on 30th December, 2017, regarding adoption of the Higher Education Commission's letter vide No. 1-4(FAC)/QA/2017/HEC/22-84 dated: 26th January, 2017 concerning raising the minimum qualification for appointment of Lecturers and Assistant Professor at Higher Education Institutions with immediate effect. The same shall be part and parcel of the relevant Statutes.

Item # 12: CONFIRMATION OF PROMOTION ORDERS & GRANT OF TENURE TO TTS FACULTY DULY RECOMMENDED BY THE SYNDICATE, ISLAMIA COLLEGE, PESHAWAR

Decision: The Senate considered the item in light of the recommendations of the Syndicate and approved the grant of Tenure to the following faculty members:

1. Dr. Naveed Islam
2. Dr. Gohar Ali
3. Dr. Muneeb-ur-Rehman
4. Dr. Ghulam Murtaza
5. Dr. Shamim Khan
6. Dr. Amjad Ali

Furthermore, the Senate directed that in future the Syndicate shall decide the cases of grant of tenure to TTS faculty members as per the HEC policies regarding TTS faculty, since the appointment of teachers on the recommendation of the Selection Board is the domain of the Syndicate as provided by under Section 23(2) (m) of Khyber Pakhtunkhwa Universities Act 2012(Amended 2016)

Item # 13: RECONSTITUTION OF FACULTIES

Discussion: The Senate considered the item in light of the recommendation of the Syndicate. Dr. Saeedullah Jan, Member of the Senate informed the house that he had pointed out in the Academic Council that the Department of Geography may be placed in the Faculty of Physical and Numerical Sciences instead of Faculty of Natural and Biological Sciences, but his suggestion was not considered positively. His stance was supported by Prof. Dr. Qasim Jan (Member Senate and Nominee of the Chancellor).

Decision: The Senate referred the matter to the Syndicate for placement of Department of Geography in the relevant Faculty and for necessary recommendation in this regard.

Item # 14: CONSIDERATION OF AMENDMENTS IN "ISLAMIA COLLEGE PESHAWAR APPOINTMENT & SCALES OF PAY OF MINISTERIAL, TECHNICAL, SUPPORT & OTHER STAFF STATUTES 2016" REGARDING ADOPTION OF DECEASED QUOTA (QUOTA FOR DECEASED EMPLOYEE'S CHILDREN)

Discussion: The Senate was informed that the Syndicate recommended the adoption of the deceased quota to the extent of deceased employee's children only. Special Secretary HED pointed out that as per policy the Government of Khyber Pakhtunkhwa, the widow is also eligible for employment in case of in-service death of employee. Hence, the same may also be incorporated.

Decision: *The Senate approved the adoption of the deceased quota with immediate effect, to the following extent:*

- a. *Where a regular university employee dies, the appointing authority may on the recommendation of the Committee constituted under Section 11(5)(f) of the Khyber Pakhtunkhwa Universities Act 2012(Amended 2016) appoint one of the Children of the deceased employee, or if the Child has not attained the age prescribed for appointment in University Service the widow of such employee, to a post in any of the Basic Pay Scale 3 to 11 in the University:*
- b. *Provided that the Child or widow, as the case may be, possesses the minimum qualification prescribed for the Post:*
- c. *Provided further that if there are two widows of the deceased employee, preference shall be given to the elder widow:*
- d. *Provided further that the appointment under this provision is subject to the availability of vacancy and if more than one vacancies in different pay scales are available at a time and a child or widow as the case may be, possesses the*

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qualification eligible for appointment in more than one post, such child or the widow, as the case may be, shall ordinarily be appointed to the post carrying higher pay scale:


e. Provided further that this provision shall not be applicable to post falling within the purview of the Selection Board of the University:

f. Provided that if a female employee dies, her widower/husband shall not be appointed under this quota.

The Honourable Chancellor thanked the members of the Senate for their input and remarked that he holds the teachers in high esteem. He further directed the University to hold meetings of the Senate on regular basis so as to make timely decisions on all matters. The Governor's Secretariat will facilitate in arranging the meetings in time.

The Vice-Chancellor thanked all members of the Senate for sparing their time and their valuable suggestions. He hoped that the decisions made in the Senate will help the University move in the right direction.

Minutes recorded by:


Registrar, 17/01/2023.


Islamia College Peshawar.

Approved by:

Vice-Chancellor,
Islamia College Peshawar.


17/1/23




Section Officer-II
Governor's Secretariat
Khyber Pakhtunkhwa