

No. 264/Health/H5/2017-18
GOVERNMENT OF PUDUCHERRY
HEALTH SECRETARIAT

Puducherry, dated: 15.05.2018

O R D E R

WHEREAS, complaints have been received from the Post graduate students admitted in all the three Private self-financing Medical Colleges regarding demanding of excess fees under various heads such as hostel fees/and other fees and insisting to execute a service agreement bond with the management for a period of five years. In the open house grievance meeting held on 11.05.2018 many of the students who have been sponsored by the CENTAC have appeared in person and confirmed the complaints;

2. **AND WHEREAS** during the open-house grievance meeting on 11/05/2018, the colleges were also warned that any demand for bond / undertaking which is not prescribed by the Medical Council of India / Ministry of Health / Government of Puducherry will be per-se illegal and such action by the medical colleges would invite both penal and other legal and administrative actions.

2. **AND WHEREAS**, based on the above complaints of the students, a showcause notice dated 14.05.2018 was issued to all the three Private self-financing Medical Colleges directing them to furnish explanation to the complaint and showcause as to why action should not be initiated against the Institutes for the above violations by 5.00 PM on 14.05.2018, failing which action by the appropriate authorities and Government of Puducherry will be initiated without any intimation;

3. **AND WHEREAS**, Pondicherry Institute of Medical Sciences (PIMS) vide its response dt. 14/05/2018 stated that the Institute is signing a service obligation of one year with all Post Graduate students of Clinical Departments since 2014 and this service obligation is mentioned in the prospectus which is also mentioned in the College website with



the condition that if the service obligation is broken the student will have to pay a penalty of Rs. 20 lakh.

4. **AND WHEREAS**, Sri Venkateshwaraa Medical College Hospital and Research Centre, vide e-mail reply dated 14/05/2018 has stated that, executing of service bond from the Post Graduate students is an Institute's policy. This was because of the shortfall of faculties in Medical Colleges and is very much in need of faculties to teach the students. So, the management decided to engage the service of the Post Graduate students after completion of course. The Institute has therefore concluded that there is no mala-fide intention in executing the service bond of the Post Graduate students.

5. **AND WHEREAS**, no reply was received for Sri Manakula Vinayagar Medical College and Hospital as on 15.05.2018.

6. **AND WHEREAS**, it is noticed that all the Private self-financing Medical Colleges are demanding/insisting the Post Graduate students duly sponsored by CENTAC to execute a service bond and if the bond is broken the students have to pay huge amounts ranging between Rs. 20 lakh to Rs. 90.00 lakh and such deterrent / intimidatory conditions are unilaterally imposed by the self-financing medical colleges to discourage the students from joining the PG courses. It is also noted from the various representations and the submissions made by the sponsored students during the open house grievance meeting that the students were forced to sign the service bond against their will i.e under duress;

7. **AND WHEREAS**, the Medical Council of India / Ministry of Health or Government of Puducherry have not prescribed any such service obligation to be executed between the student and the Management;

8. **AND WHEREAS**, any demand for undertaking/service obligation is void ab-initio as it has not been prescribed by any competent authorities and such bonds have been taken by coercing the students;



9. **AND WHEREAS**, if any Institute desires to execute service obligation with the student, prior approval of the Medical Council of India shall be obtained and till such time the students should not be harassed/intimidated/insisted for signing service agreement which has no legal backing from the competent authorities.

10. **AND WHEREAS** in view of the above, the students are under no obligation to sign any service bond / undertaking of the above nature, with the college management; AND

10. THEREFORE, you are directed to desist from demanding service obligation/ agreement bond or any other similar undertaking from the students, till such time the approval is obtained for the same from the regulatory authority viz. Medical Council of India / Ministry of Health, Govt of India.


15/05/18

(Dr. V. CANDAVELU)
COMMISSIONER-CUM-

SECRETARY TO GOVERNMENT (HEALTH)

To

1. The Chairman,
Pondicherry Institute of Medical Sciences,
Kalapet, Puducherry.
2. The Chairman,
Sri Venkateshwaraa Medical College
Hospital & Research Centre, Ariyur,
Puducherry.
3. The Chairman,
Sri Manakula Vinayagar Medical College
& Hospital, Madhagadipet, Puducherry.

Copy to:

1. The Secretary, Ministry of Health & Family Welfare, Government of India,
Nirman Bhawan, New Delhi.
2. The Secretary, Medical Council of India, Pocket-14, Sector-8, Dwarka Phase-I New
Delhi – 110 077.
3. The Director, Directorate of Health & Family Welfare Services, Puducherry.
4. The Co-ordinator (Admission), CENTAC.