No. SMU/VC/2015-30.  

Date: 22 July 2015

Director  
Directorate of Distance Education  
Sikkim Manipal University  

Subject: DE activities in the light of judgement in W.P 4 of 2013

This has reference to the judgement delivered by the Hon’ble Sikkim High Court in W.P. 4 of 2013. The Hon’ble Court has directed the University to approach the UGC for securing the continuation/renewal of recognition to all Distance Education Programs.

Under the circumstances, until continuation/renewal of recognition, all fresh admissions shall stand suspended as of the date of the judgment. Further, in view of the fact that the Hon’ble Court has upheld the territoriality policy of UGC, all Learning Centres outside the state shall be directed to close operations and cease fresh admissions. Further formal consequent steps may be taken in terms of the applicable Agreement, as and when necessary.

In respect of continuing the academic Programs of existing students, necessary guidance may be sought from the UGC for doing so, including the mode of delivery and other details so that students may continue their academic activity including counselling, conduct of Practical and Internal Assignments until they graduate.

Thanking you,
Yours sincerely,

[Signature]

Brig (Or) Somnath Mishra  
Vice-Chancellor, SMU
Registered Post with Ack. Due

04 Sep, 2015

To
JE INDIA
ICE QUEEN AMBER, NEAR RELI, ANCE MART, ARKERE MICO GATE,
BANNERGHATTA MAIN ROAD, Bangalore
Karnataka - 560076.

Dear Sir/Madam,

Ref: LC Agreement effective from 07.09.2009 for Authorised Learning Centre LC Code: 03120
("Agreement")

This has reference to our authorization issued to you to operate an authorized learning centre of Sikkim Manipal University ("University") bearing LC Code 03120.

In light of the recent judgment of Hon’ble High Court of Sikkim dated 26th June, 2015 in Writ Petition No. 4 of 2013, being a petition filed by Sikkim Manipal University, wherein the Hon’ble High Court has upheld the territoriality policy of the UGC, the University cannot establish study centres outside the geographical limits of the State of Sikkim.

As a consequence of the said judgement, and as referred in our email dated July 25, 2015, it is no longer possible for us to permit operation of the aforesaid Learning Centre bearing authorization code LC- 03120, nor permit student servicing activities of the University from the authorised Learning Centre. We have taken all reasonable steps to mitigate the adverse effects of the aforesaid territoriality policy, but to no avail. Accordingly, despite our best efforts, and for reasons that are plainly beyond our control, the Agreement / authorization may be treated as terminated / revoked as on 26th June, 2015, being the date of judgment, and you shall cease to be an ‘Authorised Learning Centre’ of the University and shall not carry on any activities of SMU.

You are required to return all documents and materials (including but not limited to study materials, University Prospectus, marketing materials, mark sheets and degree certificates) constituting the property of SMU, including any proprietary and confidential information, and PoS Terminals (EDC machines with power cable) which may be in your possession.

As a consequence thereof, you shall (i) no longer use SMU logos, Trademarks, Service marks, board, posters, materials, letterheads and/or dealing of any of the SMU programmes; (ii) also remove all signs, logos, marks, posters, and materials identifying the location as Learning centre of SMU and all references of SMU Program in any website or social media sites in whatsoever form carried out by you; and (iii) execute an undertaking that you have ceased use of the above materials and return copies if any, lying with you and henceforth you will not deal with any of the SMU distance education programs.

Unless otherwise defined in this letter, all capitalized terms used shall have the same meanings given to them in the Agreement.

Yours sincerely,

For Sikkim Manipal University
(Directorate of Distance Education)

Dr. P.S. Srinath
Addl. Registrar

Directorate of Distance Education: 5th Mile, Tadong, Gangtok, Sikkim - 737102.
Ph: +91 3592 231147 Fax: +91 3592 231147
E-mail: smuhelpdesk@smude.edu.in www.smude.edu.in
On June 26, 2015, the Hon’ble High Court of Sikkim rendered its judgement in Writ Petition 4 of 2013. The Honourable High Court has upheld the territoriality policy of UGC/MHRD as valid and binding, as a result of which all SMU-DE authorised centres stand closed with immediate effect.

The University is taking necessary steps to ensure continuity in the delivery of Academic Programs through scheduled webinars and access to the student portal. All student support services will now be handled by the University directly — including despatch of SLMs, Marks Sheets, Certificates and any other student-related queries.

Please update your current postal address, mobile number and email id on the student portal at ‘profile update’ to enable us to provide you these services on time.

To apply for higher semester Re-registration and backlog paper Re-sitting, please use any of the following options:

- Student portal - http://myzone.smude.edu.in/itq/portal OR
- The newly introduced SMU-DE MYZONE mobile App (available in Google play store OR
- Click the link - https://play.google.com/store/apps/details?id=com.mage.smu.myzone

For any queries you may contact the University.

Email id: smuhelpdesk@smudde.edu.in  IVR: 08066748888.

Yours Sincerely,

Dr. P.S. Srinath
Addl. Registrar

Directorate of Distance Education: 5th Mile, Tadong, Gangtok, Sikkim - 737102.
Ph: +91 3592 231938  Fax: +91 3592 231147
E-mail: smuhelpdesk@smudde.edu.in  www.smude.edu.in
Closure of Learning Center

Additional Registrar SMUDE

Sent: Saturday, July 25, 2015 10:26 PM
To: north.00863@smude.edu.in

Dear Learning Center,

Sub: Closure of Learning Center

As you may be aware, on June 26, 2015, the Hon’ble High Court of Sikkim rendered its judgment in Writ Petition 4 of 2013. The University was directed to approach the UGC for completing the process for recognition of its DE Programs. Further, the Hon’ble High Court has upheld the territoriality policy as valid and binding, as a result of which Study Centers can only be established within the State of Sikkim. As a necessary consequence, all SMUDE authorised Learning Centers operating outside the State stand closed with immediate effect. In effect this translates to cessation of all student services activities at Centers, as well as ensuring that there are no signages on display at any Center outside the state of Sikkim. Kindly comply with the above orders immediately.

The University has stopped all new admissions with immediate effect till such time as the application pending before UGC is processed. In cases where applications were under process and admission letters were issued post 26th, those admissions are being cancelled and full refund is being given. As per the order of the Hon’ble High Court, students enrolled till the date of order of the Hon’ble court have been protected and the University will take necessary steps to ensure continuity in the delivery of academic programs and materials to such students.

Any student queries received by you may please be directed to smuhelpdesk@smudde.edu.in

Sd/-
Additional Registrar
Sikkim Manipal University
Directorate of Distance Education