SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
	29.10.2026		**WPSB/686/2026** Dr. Amit Agarwal --Petitioner **Versus** State of Uttarakhand & others --Respondents **Hon'ble Manoj Kumar Tiwari, A. C. J.** **Hon'ble Subhash Upadhyay, J.** ***(Per: Hon'ble Manoj Kumar Tiwari, A.C.J.)*** 1. Mr. Nagesh Aggarwal, learned counsel for the petitioner. 2. Mr. Ranjan Ghildiyal, learned Standing Counsel for the State of Uttarakhand/respondent no.1. 3. Mr. Prashant Shukla (through V.C.) and Mr. Bhupesh Kandpal, learned counsel for respondent nos.2 and 3. 4. Mr. Yogesh Kumar Pacholia, learned counsel for respondent no.4. 5. Petitioner was appointed as Director Government Institute of Technology, Gopeshwar on contract for a term of three years pursuant to an advertisement issued by Uttarakhand Technical University in the year 2018. His term was, however, extended for two more years. Before he could complete five years' tenure, he was re-appointed as Director, of the same Institute vide order dated 25.10.2023.

6. Petitioner's term as Director is now coming to an end. Uttarakhand Technical University has invited applications for fresh appointment as Director, by an advertisement issued on 10.07.2026.

7. Petitioner has challenged said advertisement by contending that, as per AICTE Regulations, Director of an Engineering College has to be appointed for a term of five years.

8. We are not impressed by the said contention. Since petitioner not only applied pursuant to the advertisement issued by University in 2018 in which term of Director was mentioned as 3 years but he also accepted appointment as Director for a term of three years without raising a demur, therefore, he cannot now contend that term of the Director can not be less than five years. Even otherwise also, as per the regulations framed by the University, Director has to be appointed for a term of three years.

9. Learned counsel for the petitioner refers to the following clause of the University Regulation for contending that AICTE regulations have been incorporated by the University:

> *"**Qualifications and experience:** -*
> *The qualification and experience for the post shall be as per AICTE regulation notified on dated 01 March, 2019 (as amended from time to time by AICTE).*
>
> ***Qualifications:***

			a) Ph.D degree and First Class or equivalent at either Bachelor's or Master's level in the relevant branch; *b) At least two successful Ph.D guided as supervisor/Co-Supervisor and minimum 8 research publications in SCI Journals/UGC/AICTE approved list of journals;* *c) Minimum 15 years of experience in teaching/research/industry, out of which at least 3 years shall be at the post, equivalent to that of Professor.* *In case of research experience, good academic record and books/research paper publication/IPR/Patent record shall be required as deemed fit by the expert members of the Selection Committee. If the experience in Industry is considered, the same shall be at managerial level equivalent to Professor level with active participation record in devising /designing, developing, planning, executing, analyzing, quality control, innovating, training, technical books/research paper publications/IPR patents etc. as deemed fit by the expert members of the Selection Committee. Flair for Management and leadership is essential."* 10. The above quoted regulation framed by the University does not help the case of the petitioner as it merely provides that the qualification and experience for the post of Director shall be as per AICTE regulation. It does not talk about term of the Director. 11. The Gazette Notification dated 17.12.2018 is placed on record as Annexure-12 to the writ petition, whereby the first regulation of the Uttarakhand Technical University was notified. As per Clause 4.04(4) of the said regulation, term of

			the Campus Director / Principal shall be three years or date of superannuation, whichever is earlier. 12. In the general recruitment rules for the post of Director in campus institutions of the Uttarakhand Technical University also, it is mentioned in first paragraph that the Director has to be appointed with approval of the State Government 'for a period of three years'. 13. Thus, we do not find any scope for interference with the advertisement issued by the University on 10.07.2026. 14. Learned counsel for the petitioner then submits that petitioner has made a representation to the competent authority for extending his term. 15. We, therefore, dispose of the writ petition with a direction to the competent authority to consider petitioner's request, as made in his representation and pass appropriate order, as per law within three weeks from the date of receipt of a certified copy of this order. 16. Petitioner shall be at liberty to file fresh petition seeking permission to participate in the ongoing selection process. **(Subhash Upadhyay, J.) (Manoj Kumar Tiwari, A.C.J.)** 29.10.2026 29.10.2026 SS/PP