

JAMIA HAMDARD
(Deemed to be University)
Hamdard Nagar, New Delhi 110062
www.jamiahamdard.ac.in

NOTICE TO ALL SCHEDULED AND COMMERCIAL BANKS

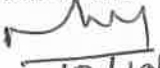
Jamia Hamdard, New Delhi is a Government aided deemed to be University, declared under section 3 of the UGC Act, 1956 by the Govt. of India, Ministry of Education through Gazette Notification F.No.9-18/85-U.3 dated 10th May 1989. It has come to the notice of Jamia Hamdard administration that a certain third-party society not authorized by the Jamia Hamdard has opened cloned bank accounts linked with third party PAN in the name of Hamdard Institute of Medical Sciences & Research (HIMSR), a MCI/NMC approved medical college of Jamia Hamdard and its associated teaching hospital viz. Hakeem Abdul Hameed Centenary Hospital (HAHCH) established and administered by the Jamia Hamdard in its own campus at Hamdard Nagar, New Delhi.

The said third party society misled the gullible general public and medical students at the cost of the good will and reputation of the Jamia Hamdard and even collected course fees. Because of which, the Jamia Hamdard registered a complaint with the Reserve Bank of India and the RBI Ombudsman vide order dated 10.10.2024 ordered frozen of such cloned bank accounts which were operated with the UCO Bank, Gali No.16, Sangam Vihar, New Delhi. A copy of the order is available with this notice on www.jamiahamdard.ac.in; www.himsr.ac.in for information of banking institutions and general public at large.

All scheduled and commercial banks are hereby cautioned not to entertain any application from any third party for opening of bank accounts in the name of HIMSR or HAHCH or HIMSR pharmacy located at Jamia Hamdard campus, New Delhi keeping in view of the nature of RBI orders referred above.

17th October, 2024

Email: registrar@jamiahamdard.ac.in


17/10/2024
Registrar



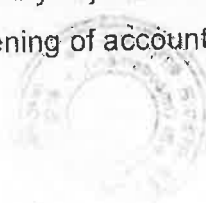
भारतीय रिजर्व बैंक
लोकपाल कार्यालय ।
नई दिल्ली

October 10, 2024

Complaint No.N202324014027087
Registrar Jamia Hamdard University, New Delhi
Vs.
UCO Bank, New Delhi

In the captioned complaint, you have alleged that UCO Bank had violated RBI's KYC norms in opening two saving bank accounts i.e. Account No. 20370110068762 for Hamdard Institute of Medical Sciences & Research (HIMSR) and Account No. 20370110068779 for Hakeem Abdul Hameed Centenary Hospital (HAHCH) using the PAN of Hamdard Education Society (HES). Furthermore, it is claimed by you that HES is operating these accounts illegally. You have requested that operations in these two accounts shall be frozen.

In this connection, UCO Bank had submitted that, according to Paragraph VII of Annexure VI of the Family Settlement Deed (FSD) dated 22.10.2019, HES would exercise full administrative, financial, and academic control over HIMSR and HAHCH. The bank also referred to a resolution passed by the Hamdard National Foundation, the sponsoring body of both Jamia Hamdard University (JH) and HIMSR, on 21.02.2020. This resolution clearly stated that all assets and obligations of HIMSR and HAHCH were transferred to HES. Consequently, on 30.05.2020, HES formally requested the bank to open accounts for HIMSR and HAHCH under its PAN. Based on this request and the necessary documents, UCO Bank opened the accounts on 01.06.2020 and 02.06.2020 of HIMSR and HAHCH respectively. Since then, changes in the authorized signatories have been made from time to time, as requested by HES. UCO bank has also stated that these two bank accounts were published in the prospectus of respective institutes and complainant has not raised any objection at that time. Bank has submitted that proper KYC was carried out before opening of accounts.



You have filed a Writ petition with Hon'ble High Court of Delhi having number 13017/2024. In the Writ you have prayed that this complaint shall be decided in a time bound manner and an opportunity of personal hearing shall be provided to you. Hon'ble High Court of Delhi in its order dated 17.09.2024 has directed this office to dispose the complaint with three weeks.

As directed by the Hon'ble High Court of Delhi, a personal hearing was provided to you on 20.09.2024 and same attended by representatives of bank as well as account holder. After reviewing the submissions by all the parties and the available records, it was observed that UCO Bank opened these accounts using HES's PAN based on the Family Settlement Deed (FSD) and a resolution by HES Board. However, it was further noted that the FSD had not yet been implemented, and neither HIMSR nor HAHCH had been officially transferred from Jamia Hamdard University to HES. Additionally, the Memorandum of Association (MOA) of HES had not been amended to include these institutions as part of HES at the time of opening of these two accounts. Therefore, the claim by HES that these institutions belong to it has no legal standing. Furthermore, there is no evidence of any legal proceedings involving HES or Jamia Hamdard University on this matter. Further, currently both these institutes are constituent institutions of Jamia Hamdard University and not of Hamdard Education Society (HES).

In view of these findings, it is observed that UCO Bank was deficient in opening the accounts for HIMSR and HAHCH without obtaining proper Officially Valid Documents (OVDs) for KYC purposes. The bank was accordingly advised to carry out re-KYC for both accounts and obtain the necessary OVDs as per RBI guidelines. It was emphasized that the Family Settlement Deed cannot be considered an OVD for KYC purposes. UCO Bank has accepted this advisory and, as an interim measure, has blocked the debit operations in both these accounts from 09.10.2024. The bank also confirmed that debit operations will only be resume after the completion of the re-KYC process in accordance with RBI guidelines.

In view of the above, your complaint is accordingly treated as dealt with. Please note that the proceedings before the Ombudsman are summary in nature.

