



महाराष्ट्र शासन राजपत्र

असाधारण भाग आठ

वर्ष ११, अंक २०]

बुधवार, जून २५, २०२५/आषाढ ४, शके १९४७

[पृष्ठे ३, किंमत : रुपये २७.००

असाधारण क्रमांक ४७

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्राख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) (Amendment) Ordinance, 2025 (Mah. Ord. No. VI of 2025), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

SATISH WAGHOLE,
Secretary (Legislation) to Government,
Law and Judiciary Department.

(Translation in English of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) (Amendment) Ordinance, 2025 (Mah. Ord. VI of 2025), published under the authority of the Governor).

HIGHER AND TECHNICAL EDUCATION DEPARTMENT

Mantralaya, Madam Cama Marg, Hutatma Rajguru Chowk,
Mumbai 400 032, dated the 25th June 2025.

MAHARASHTRA ORDINANCE No. VI OF 2025.

AN ORDINANCE

further to amend the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015.

WHEREAS both Houses of the State Legislature are not in session;

AND WHEREAS the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015, for the purposes hereinafter appearing ;

Mah.
XXVIII
of 2015.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Maharashtra is hereby pleased to promulgate the following Ordinance, namely :—

Short title and commencement. **1.** (1) This Ordinance may be called the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) (Amendment) Ordinance, 2025.

(2) It shall come into force at once.

Amendment of section 2 of Mah. XXVIII of 2015. **2.** In section 2 of the Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015, for clause (n), the following clause shall be substituted, namely :— Mah. XXVIII of 2015.

“(n) “Non-Resident Indian (NRI)” means, a person who is “not ordinary resident” as defined under sub-section (6) of section 6 of the Income Tax Act, 1961 and has been issued a Non-Resident Indian certificate accordingly by an Indian Mission or Post abroad and includes his child or ward as defined in the Guardians and Wards Act, 1890 ;”.

STATEMENT

The Maharashtra Unaided Private Professional Educational Institutions (Regulation of Admissions and Fees) Act, 2015 (Mah. XXVIII of 2015), provides for regulation of admissions and fees by Unaided Private Professional Educational Institutions in the State of Maharashtra and for matters connected therewith or incidental thereto.

2. The Act, *inter-alia*, provides for allocation of the seats for admission to professional educational courses under the Non-Resident Indian (NRI) quota. The term “Non-Resident Indian (NRI)” is defined in clause (n) of section 2 of the said Act.

3. It is observed that, the genuine NRI candidates are often deprived of the opportunity to seek admission in professional educational courses under the Non-Resident Indian (NRI) quota in the State of Maharashtra. Therefore, it is considered expedient to amend the definition of the term “Non-Resident Indian (NRI)” in the said Act, with a view to bring the same in consonance with the law laid down by the Hon’ble Supreme Court in the case of P. A. Inamdar, wherein it has been observed that—

“It was also pointed out that people of Indian origin, who have migrated to other countries, have a desire to bring back their children to their own country as they not only get education but also get reunited with Indian cultural ethos by virtue of being here. They also wish the money which they would be spending elsewhere on education of their children should rather reach their own motherland. A limited reservation of such seats, not exceeding 15%, in our opinion, may be available to NRIs depending on the discretion of the management subject to two conditions. First, such seats should be utilized *bona fide* by the NRIs only and for their children or wards. Secondly, within this quota, the merit should not be given a complete go-by.”

4. The process for admission to various professional educational courses in the State of Maharashtra for the academic year 2025-2026 will start in the immediate future. It is, therefore, considered expedient to amend the said Act, immediately.

5. As both Houses of the State Legislature are not in session and the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Unaided Private Professional Educational Institutions (Regulation Admissions and Fees) Act, 2015, for the purposes aforesaid, this Ordinance is promulgated.

Mumbai,
Dated the 24th June 2025.

C. P. RADHAKRISHNAN,
Governor of Maharashtra.

By order and in the name of the
Governor of Maharashtra,

B. VENUGOPAL REDDY,
Additional Chief Secretary to Government.