



JAWAHARLAL NEHRU UNIVERSITY TEACHERS ASSOCIATION

July 5, 2017

The Registrar
JNU. Dear Mr. Pramod Kumar

Please find enclosed my individual response to the minutes of the 143 (A) And (B) meetings of the Academic Council.

I am extremely distressed at the minutes you have prepared, which are only a continuation of the manner in which the 143rd Academic Council meeting was conducted. While members were at least afforded the opportunity to speak in the meeting held on the 9th of May, it cannot be said that this was in observance of due process and established procedure, as the rulings by the Chair consistently disregarded the opinion of the majority of members. On 11 May 2017, I was one of the signatories to a letter from members of the 143rd AC, conveying our severe disappointment at the meeting was conducted and then hastily adjourned. We wrote to you to take note of our understanding, the Agenda 1 of the AC meeting was not concluded and the minutes should not be treated as confirmed; further, in a separate letter that I was also a signatory to, I stated that I was one of the members who knew that minutes can be amended/modified in keeping with the views of members expressed on the floor of the house.

Despite our interventions, the reconvened meeting of 16 June however did not even see the basic courtesy of the right of expression extended to colleagues, and agenda items were read out and no discussion allowed. Members' oral requests for their dissent to be recorded from the floor of the house were characterised as disruptions, and they were not allowed to express their opinion on any matter at length. As secretary of the Academic Council, by not advising the chair to ensure due process in the conduct of the 143rd AC meeting, you have failed to observe the responsibilities vested in your position.

These violations have been compounded by misrepresentations and falsifications in the minutes of the 143rd AC meeting. Not one members' dissent has been recorded against her/his name. Not one of the motions submitted by members was placed for discussion (in fact you refused to accept any submissions from me in the Part B meeting altogether). I had also submitted detailed written notes w.r.t. every agenda item to you outlining my opinion on various agenda items, but you have also failed to record those. These are egregious violations of the duties of the Secretary of the Academic Council under the JNU Act.

I request you to revise the minutes of the 143rd Academic Council, both A and B meetings to reflect each note of dissent you receive to each agenda item, and to record not only the names of dissenting members but also the substance of their dissent. Please do the same for mine. Please do this for my submission below, appending the annexures with this letter – two letters dated 11 May 2017, a copy of all motions that I am signatory to, and the detailed notes that I submitted to you on various agenda items on 16 June 2017.

Ayesha Kidwai
President, JNUTA

PART A MEETING

Item No. 1 (Confirmation of Minutes of the 142nd (A) meeting of the Academic Council held on December 23, 2016)

Please record my dissent on this item. Please also record my objection to the fact that none of the objections/dissents submitted by members of the 142nd (A) meeting of the Academic Council, including those given by JNUTA, given both on the floor of the house in the 142 AC and in writing subsequently, have been brought on record in the framing of the minutes.

The minutes of the 142nd (A) meeting of the Academic Council were not confirmed by the House and the Chair/Secretary's conclusion that the minutes were passed is a false and malicious ruling. In fact, the majority of members present spoke in favour of amending the minutes to remove falsifications and/or fabrication of items in the 142 AC minutes. These fabrications include:

- No decision was taken by the 142nd AC to authorize the V-Chancellor to decide the revised schedule as per recommendation of Standing Committee on Admissions.
- No decision to give conditional approval on intake/offer figures for admission to various programmes of study as suggested by various Centres/Schools for the Academic Year 2017-18 was taken. No decision to delegate the authority of the Academic Council on the matter was taken. The 142nd Meeting of the AC had already approved the MPhil/PhD and Direct PhD intake.
- No decision that the Centres/Schools may give either 20% or 30% weightage to viva-voce in schools for programmes other than M.Phil./Ph.D. was taken. The decision was taken for M.Phil./PhD programmes alone.
- No decision to revisit the Admission Policy "in the light of the UGC Regulations, May 2016" was taken.
- There was no decision to consider P.G. Degree holders of AYUSH System of Medicine as eligible for the JNU Entrance Examination of the M.Phil./Ph.D. programmes (Category-I), without an M.Phil. degree.

The House also did not accept the Chair's suggestion that the UGC Regulations were mandatory in light of the order of the High Court of Delhi in LPA 274/2017. *Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not tabled or discussed by the Secretary of the Academic Council and neither has my request that it be treated as a note of dissent in my name, been reflected in the minutes.*

Item no. 02 (Approval of Report on Action Taken on the Minutes of the 142nd A meeting of the Academic Council held on December 23, 2016)

In the light of the observations I have made on Item 01 with regards to falsification and fabrication of the minutes of the 142nd (A) meeting of the Academic Council, **please record my dissent to this item**, as I do not approve any action taken on the basis of such minutes. ***Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not tabled or discussed by the Secretary of the Academic Council and neither has my request that it be treated as a note of dissent in my name, been reflected in the minutes.***

Item No. 3(i) (“Sungum Sudhar Scholarship Endowment”)

Please note my dissent on this item. Please note that the MoU wrongly uses ‘attitude’ rather than ‘Aptitude’. However, even the criterion “Aptitude towards philosophical meaning of Vedic Literature and Culture: 40%” is a meaningless formulation and does not invoke a fair and unbiased evaluation of a candidate’s knowledge, ability, or even commitment or potential for research. *Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not tabled or discussed by the Secretary of the Academic Council and neither has my request that it be treated as a note of dissent in my name, been reflected in the minutes.*

Item No. 3(iv) (M.Phil./PhD intake for 2017-18)

Please note my dissent on this item. I do not accept the revision in intake or endorse Vice-Chancellor’s actions in unilaterally reducing the intake because:

- The 142nd meeting did not authorise the Chair to fix the intake after clarification by the UGC. The Vice-Chancellor usurped the powers of the AC by fixing the intake, severely reducing the intake approved by the 141st AC.
- Clause 5.2.1 of the UGC Regulations 2016 requires institutions of higher education to “decide on an annual basis *through their academic bodies* a predetermined and manageable number of M.Phil. and/or Ph.D. scholars”. The unilateral decision by the Vice-Chancellor is therefore in violation of the Regulations as well.
- This unilateral decision has clearly violated the Central Educational Institutions (Reservations in Admission) Act, 2006, whereas the UGC Regulations 2016 clearly mandate adherence to the "National/State Reservation Policy, as applicable” (Clause 5.2.3). This is again further reiterated in Clause 5.2.4.
- The cut in intake is based, partly or fully, on a retrospective application of Clause 6.5 of the UGC Regulations 2016, for faculty. Retrospective applications are bad in law.
- The reduction of intake has created a situation that actively prevents the strict implementation of reservation for SC/STs, as the reservation of one SC seat in a programme of study requires an intake of at least 7 students in that programme, and an intake of 14 students is needed to guarantee reservation to one ST student. Such a reduction in intake of SC/ST students is in contravention of the UGC Letter reg.: Implementation of reservation policy of Government of India (SC/ST/OBC/PWD) in Central Universities, published on 17/09/2013 and the UGC Letter reg.: Implementation of Reservation Policy in Admission and Appointment, published on 13/6/2016. It also violates Constitutional provisions for access to higher education by SC/STs, particularly Article 15[1] and 15[4] and violates the letter and spirit of the Delhi High Court judgment, *Gautam Sharma v. Jawaharlal Nehru University & Ors* (dated 19.1.2016).
- Furthermore, the Vice-Chancellor’s revision of intake has led to a separation of integrated programmes such as the MPH/PhD programme and the M.Tech/PhD programmes. This contravenes decisions of the Academic Council.
- The revision in intake has also illegally changed the eligibility criteria for admission to the research programmes of the University set by the Academic Council. The current policy is in contravention of the fact that Academic Council has recognised that the M.Sc. degree holders may apply for admission to PhD in the Science research programmes. It is also in contravention of Clause 3.1 of the UGC Regulations 2016.
- The revision in intake has led to abandonment of the approved policy by which UGC-JRF in the Science programmes need not write the JNU entrance examination and may

be shortlisted for the interview directly, the university administration has violated Clause 5.1 of the UGC Regulations 2016.

- The Vice-Chancellor or the Director of Admissions has not been able to provide any convincing rationale for the intake figures (or lack thereof) for any Centre.
- Many Centres submitted agenda items regarding the calculation of intake in their Centres, but they were not listed on the agenda for discussion.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not tabled or discussed by the Secretary of the Academic Council and neither has my request that it be treated as a note of dissent in my name, been reflected in the minutes.

Item No. 3(vi) (Approval for disintegration of programmes)

Please note my dissent on this item. There is no provision in the UGC Regulations 2016 that warrants or mandates any changes in any of the integrated programmes of JNU. *Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not tabled or discussed by the Secretary of the Academic Council and neither has my request that it be treated as a note of dissent been reflected in the minutes against my name.*

Item No. 6 (COP in Yoga Philosophy in Special Centre for Sanskrit Studies)

Please note my dissent on this item. I do not approve this course for the following reasons:

- The course does scant justice to the depth and vastness of yoga philosophy which has been evolving and developing in many directions for over two millennia
- There are historical gaps in the untenable assumptions of the course was that yoga philosophy culminated in Patanjali (400 CE) though it was after this period that varieties of yoga developed and proliferated.
- The course wrongly assumes that Raja Yoga is the only yoga to the exclusion of Mantra Yoga, Nada Yoga and Laya Yoga. It mentions no primary texts other than Patanjali Yoga Sutra and the Gita. Tantrik, Shaiva, Shakta, Vaishnava, Buddhist, Jain or Bhakti contributions to Yoga Philosophy are not mentioned.
- The contributions made to Yoga Philosophy in 20th Century by great yogis and teachers like Swami Vivekananda and Sri Aurobindo and others are nowhere referred to in the course outline.
- The bibliography does not contain any works by Gopinath Kaviraj, Swami Vivekananda, or Sri Aurobindo.

Please also record my objection to the fact that colleagues who are experts in this area, such as Prof HS Shivaprakash, were not allowed to express their views on the course.

Item No. 7 (M.Sc. in Mathematics from the Academic Year 2018-19)

Please note my dissent on this item, and record against my name that I wanted that the course be approved in principle and begun in the academic year 2018-19.

- The decision to circulate the course was arrived at on the strength of only two Centres' insistence that the proposal be circulated. The opinions of other Schools and Centres and external experts was not attended to or brushed aside.

- Considerations of classroom space (which in any case the Dean SPS assured the AC was not at issue) cannot be valid ground for refusing to approve the course in principle. ***Please also record my objection to the fact that the Dean SPS was not given adequate opportunity to speak and her interventions were dismissed or cut short extremely rudely by the chair.***

Item No. 7 (Creation of a Special Centre for Disaster Research)

Please note my dissent on this item. I do not endorse a model of growth of the university through Special Centres, as these have no statutory status. I also stress that should this proposal be approved, there should be no concurrent appointments between the proposed Centre and any of the existing Centres/Schools/Special Centres of the University.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name.

Any other item

1. **Please note my objection** w.r.t. the Vice Chancellor unilaterally approaching the UGC for sanction of programmes in Engineering and Management. All proposed new programmes of study and new disciplines are to be accepted by the Academic Council before further action. In cases of new disciplines, a detailed proposal must be presented to the Academic Council and opinions of Schools and Centres sought before approaching external bodies. No proposal has been presented before the AC or Schools/Centres to date.
2. **Please note my objection** to the minutes not reflecting the objections handed over by individual members of the meeting, by name and listing the substance of their objections.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name.

PART B MEETING

Item No. 1 (Confirmation of Minutes of the 142nd (A) meeting of the Academic Council held on December 23, 2016)

Please record my dissent on this item. *Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name.* No discussion was allowed on the minutes of the 142nd (B) meeting of the Academic Council, and the minutes cannot be treated as confirmed:

- Items 1,1.9., 3, 4, 5, and 6 are entirely fabricated. In particular, no decision was taken by the 141st AC to authorize the Vice-Chancellor to finalise the panel of experts by adding names of experts of his choice not approved by the AC. There was no resolution passed by majority. I did not consent to this, as it is a violation of the JNU statutes, by which only the Academic Council may determine the panel of experts. The Academic Council did not delegate any power to the Vice Chancellor to add names of experts at his will. As this is in violation of the Statutes and the UGC Regulations of 2010.
- Introduction and discussion of regulations relating to admissions and education and evaluation of students in the Part B meeting is a violation of the JNU statutes. Further, the 142nd Academic Council neither discussed nor approved of any amendments to the M.Phil. and PhD Ordinances.

- Also, a motion proposed by me pertaining to this agenda item submitted to the Secretary of the Academic Council was not accepted for discussion and my request that the motion be treated as a note of dissent is not reflected in these minutes.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item no. 02 (Approval of Report on Action Taken on the Minutes of the 142nd B meeting of the Academic Council held on December 23, 2016)

In the light of the observations I have made on Item 01 with regards to falsification and fabrication of the minutes of the 142nd (A) meeting of the Academic Council, **please record my dissent to this item**, as I do not approve any action taken on the basis of such minutes. ***Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.***

Item No. 3(ii) (Co-option of external members to the AC)

Please record my dissent at the Vice-Chancellor's unilateral decision to nominate external members to the AC departing from the recommendations of the Schools.

- The 23.11.2005 decision pertained to the nomination of JNU faculty members to the Boards of other Schools and not of external members to the Academic Council.
- Statute 15(1)(xii) demands the co-option of "experts", having "special knowledge" according to the various Schools of Studies. Since the Vice-Chancellor can never claim to own expertise in the studies conducted in every School of the university, his nomination of such persons must be guided by the recommendations of the School.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item No 3(viii) (Aadhar in Certificates)

Please record my dissent because this involves is a misinterpretation of the UGC recommendation and violates the orders of the Supreme Court on this issue:

- This amounts to contempt of the Supreme Court, which in several orders, made it clear that Aadhaar number cannot be made mandatory.
- The UGC letter (21/03/2016) merely requests JNU to "introduce identification mechanisms like photograph and Unique ID/Aadhaar number is student certificates." It therefore only does not mandate ONLY Aadhaar number but provides for other Unique ID options as well.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item No 3(xiii) (Panel of experts)

Please record my dissent because the panel of experts of all these Schools/Centres were already approved by the 141st AC. Any further additions to this panel is a violation of the JNU Statutes (please refer to my dissent on item 1). Please also record that an opportunity for AC members to examine the names added to the panel of experts was not provided.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item No. 6 (Amendments to Ordinances of recognised research institutions)

Please record my dissent as this Council has never discussed or approved of any of the changes to the two Ordinances that are being sought to be further modified of the 142nd AC Part B meeting.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item No. 7 (UGC Gazette notification on Specification of Degrees)

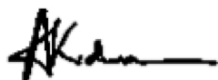
Please record my dissent as this Council never discussed or approved any of the changes to the two Ordinances that are being sought to be further modified. This item effects the de-recognition of the M.Tech./PhD and MPH/PhD programme being offered in some Schools of the university. It also effects the elimination of the pre-PhD/PhD programme being offered in some Schools of the university.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.

Item No. 11 (Panel of Experts)

Please record my dissent because the panel of experts of all these Schools/Centres must be approved by the AC and not the Vice-Chancellor. Any further additions to this panel is a violation of the JNU Statutes (please refer to my dissent on item 1). Please also record that an opportunity for AC members to examine the names added to the panel of experts was not provided.

Please also record my objection to the fact that the dissent I expressed on the floor of the house was not recorded against my name. Further, a motion proposed by me pertaining to this agenda item was not accepted by the Secretary of the Academic Council, without explanation.



Ayesha Kidwai
President, JNUTA

11 May 2017

Prof. Jagadesh Kumar
Vice-Chancellor and Chairperson, Academic Council
Jawaharlal Nehru University
New Delhi 110016

Dear Prof. Kumar

This is to express our grave distress at the manner in which you refused to record the overwhelming opinion of the house on the first Agenda item of the Part A Meeting of the 143rd Academic Council and then abruptly adjourned the meeting and left the room. No member of the 143rd AC asked for such an adjournment, and all of the undersigned were more than ready to continue with the meeting. Your adjournment, without any explanation and without asking for the concurrence of the members, was both improper and unbecoming.

The reason why five hours were spent on Agenda 1 was your insistence for the first two hours that the only reason why an Agenda Item for the confirmation of the Minutes exists is for members to ask for clarifications about the decisions implemented and for incorporating suggestions with regards to those. Members tried patiently to explain to you that it is only in the light of a commonly agreed record of the decisions taken can the actions you have undertaken on them can be evaluated, and that therefore a decision on whether the Minutes as circulated were confirmed was a prerequisite step. In the instant case, this was specially important because the Minutes of the 142nd AC portrayed its decisions to be the source of administrative steps leading to an 83% reduction of intake, large scale violation of reservation policies, abandoning of JNU's unique affirmative action measures and the imposition of a cent per cent weightage on the entrance viva voce examination.

When all attempts to divert the discussion from this Agenda Item were thwarted by AC member after member, many querying why the written objections they had sent in response to the Minutes circulated for comments in January had not been brought onto the record, you declared that you will count only 9 of the letters you received, because they came before 19 January 2017. You also stated that you had excluded objections if the person who was a signatory to the objections was not the same person who had attended the 142nd AC meeting. You will recall that you had called the 142nd AC meeting in the winter vacations (in violation of the JNU Regulation M1, Clause 3.3), ex-officio members like Deans and Chairpersons had sent in their nominees, following established practice. Any objections/comments that are subsequently sent in from these members are based on consultation with the nominee both prior and subsequent to the Minutes, and are always accepted.

That Minutes of meetings are only confirmed on the floor of the subsequent meeting should be known to you, as this is standard practice (as an example, see the attached document from our neighbour IIT Delhi). As Chairperson of the Academic Council, you do not have a right to pick and choose which objections you will entertain because the Minutes are the collective property of the house (although you may have of course brought your position to it and asked members to vote on your exclusion motion). There still nevertheless remains the issue of why you did not circulate even the objections you considered valid in advance or bring them onto the record prior to meeting.

You then ruled that discussion would be allowed on the Minutes, barring items 3, 4, and 5, 8 because these matters are *sub judice*. Members reminded that you that there are no orders that stay the AC's discussion of these matters, and if this was the administration's reading, then all and any action on matters that came under such items (admission schedule, intake, eligibility criteria, and weightage of written entrance test to

the minutes. You then asked each member present in the House to speak their opinion on whether the Minutes should be deemed passed and whether we should move on to the next agenda. Each member spoke, and 44 members stated that the Minutes cannot be deemed passed and the Minutes can and must be amended to reflect all objections received, whether stated on the floor of the meeting or at any point or in advance of it. Only 20 members spoke from the contrary viewpoint.

At the end of nearly three hours of the house airing its opinion, however, you chose to ignore the overwhelming opinion of the house, you ruled that the Minutes were passed and nine notes of dissent would appended to the Minutes. You did not put the motion before the house – the proposed amendments to Items 3,4,5, 7 and 8 to vote, and then unilaterally decided to adjourn the meeting and beat a hasty exit.

We are writing to you to communicate the following:

1. Agenda 1 of the Part A meeting is incomplete, as the motion for amendments to the Minutes has not been put to vote.
2. Further, the Minutes of the Part A Meeting of the 142nd Academic Council cannot be deemed to be passed.
3. The adjournment of the Part A Meeting of the 143rd Academic Council was not on the members request or with its approval.
4. The 143rd Academic Council must be reconvened on the 12th of May 2017, so that there is no violation of the JNU Regulation M1, Clause 3.3.
5. Finally, if the adjourned meeting is not reconvened on the 12th of May, no meeting should be called in the period denoted as "Summer Vacations" in the JNU Academic Calendar.

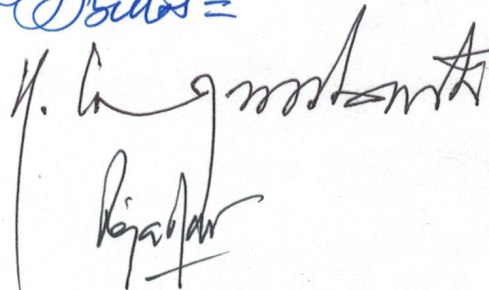
Yours truly

1) B.S. BUTOLA

2, RUNAL CHAKRABARTI

3. Rajat Datta

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Rajat Datta

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At the end of nearly three hours of the house airing its opinion, however, you chose to ignore the overwhelming opinion of the house, you ruled that the Minutes were passed and nine notes of dissent would appended to the Minutes. You did not put the motion before the house – the proposed amendments to Items 3,4,5, 7 and 8 to vote, and then unilaterally decided to adjourn the meeting and beat a hasty exit.

We are writing to you to communicate the following:

1. Agenda 1 of the Part A meeting is incomplete, as the motion for amendments to the Minutes has not been put to vote.
2. Further, the Minutes of the Part A Meeting of the 142nd Academic Council cannot be deemed to be passed.
3. The adjournment of the Part A Meeting of the 143rd Academic Council was not on the members request or with its approval.
4. The 143rd Academic Council must be reconvened on the 12th of May 2017, so that there is no violation of the JNU Regulation M1, Clause 3.3.
5. Finally, if the adjourned meeting is not reconvened on the 12th of May, no meeting should be called in the period denoted as "Summer Vacations" in the JNU Academic Calendar.

Yours truly

- 4) Sareesh In Arunima,
(Chairperson, CSRP)
- 5) G-ARUNIMA
(Officiating Chair,
CWS)
- 6) R. D. Shah
- 7) SUPRIYA SARBANI
- 8) D. K. Lohiyal
- 9) AJAY KUMAR
- 10) Pradeep K. Shinde
- 11) Jhini Mathur Swami

S. Arunima

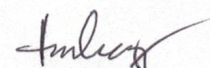


R. D. Shah

S. Supriya



Ajay Kumar



Jhini Mathur Swami

viva voce, deprivation points, and admission policy) should be deemed to be stayed as well. Ayesha Kidwai then proposed a motion for amendments to the Minutes of Items 3,4,5,7, and 8 which you refused to entertain, saying that members cannot move motions to significantly amend the minutes. You then asked each member present in the House to speak their opinion on whether the Minutes should be deemed passed and whether we should move on to the next agenda. Each member spoke, and 44 members stated that the Minutes cannot be deemed passed and the Minutes can and must be amended to reflect all objections received, whether stated on the floor of the meeting or at any point or in advance of it. Only 20 members spoke from the contrary viewpoint.

At the end of nearly three hours of the house airing its opinion, however, you chose to ignore the overwhelming opinion of the house, you ruled that the Minutes were passed and nine notes of dissent would appended to the Minutes. You did not put the motion before the house – the proposed amendments to Items 3,4,5, 7 and 8 to vote, and then unilaterally decided to adjourn the meeting and beat a hasty exit.

We are writing to you to communicate the following:

1. Agenda 1 of the Part A meeting is incomplete, as the motion for amendments to the Minutes has not been put to vote.
2. Further, the Minutes of the Part A Meeting of the 142nd Academic Council cannot be deemed to be passed.
3. The adjournment of the Part A Meeting of the 143rd Academic Council was not on the members request or with its approval.
4. The 143rd Academic Council must be reconvened on the 12th of May 2017, so that there is no violation of the JNU Regulation M1, Clause 3.3.
5. Finally, if the adjourned meeting is not reconvened on the 12th of May, no meeting should be called in the period denoted as "Summer Vacations" in the JNU Academic Calendar.

Yours truly

- 12) Jagan Chatterjee
- 13) A.K. Mishra
- 14) Manindra Nathi Thakur
- 15) Anupam Singh
- 16) AMIR Ali
- 17) Nilka Mehrotra
- 18) RANJLA Bhatt

Chatterjee

Manindra

Anupam
Amir
Nilka

Ranjla Bhatt

viva voce, deprivation points, and admission policy) should be deemed to be stayed as well. Ayesha Kidwai then proposed a motion for amendments to the Minutes of Items 3,4,5,7, and 8 which you refused to entertain, saying that members cannot move motions to significantly amend the minutes. You then asked each member present in the House to speak their opinion on whether the Minutes should be deemed passed and whether we should move on to the next agenda. Each member spoke, and 44 members stated that the Minutes cannot be deemed passed and the Minutes can and must be amended to reflect all objections received, whether stated on the floor of the meeting or at any point or in advance of it. Only 20 members spoke from the contrary viewpoint.

At the end of nearly three hours of the house airing its opinion, however, you chose to ignore the overwhelming opinion of the house, you ruled that the Minutes were passed and nine notes of dissent would appended to the Minutes. You did not put the motion before the house – the proposed amendments to Items 3,4,5, 7 and 8 to vote, and then unilaterally decided to adjourn the meeting and beat a hasty exit.

We are writing to you to communicate the following:

1. Agenda 1 of the Part A meeting is incomplete, as the motion for amendments to the Minutes has not been put to vote.
2. Further, the Minutes of the Part A Meeting of the 142nd Academic Council cannot be deemed to be passed.
3. The adjournment of the Part A Meeting of the 143rd Academic Council was not on the members request or with its approval.
4. The 143rd Academic Council must be reconvened on the 12th of May 2017, so that there is no violation of the JNU Regulation M1, Clause 3.3.
5. Finally, if the adjourned meeting is not reconvened on the 12th of May, no meeting should be called in the period denoted as "Summer Vacations" in the JNU Academic Calendar.

Yours truly

19) Akhil

AYESHA KIDWAI.

20) Udaya Kumar

Udaya Kumar

21) Dhir Sarangi

Dhir Sarangi

Ajoy Kamati (confirmed by email)

22) Meeta Navin

Meeta Navin

23) Babu Thakur

Babu Thakur

24) PKS Pandey

PKS Pandey

25) Raman P. Sinha

Raman P. Sinha

26) Meenu Bhalnager

Meenu Bhalnager

27) BISHNUPRIYA DUTT

Bishnupriya Dutt

28) H.S. Shivaprakash (by email)

H.S. Shivaprakash

11 May 2017

Chairperson/Secretary
Academic Council
Jawaharlal Nehru University

Dear Sir,

We, the undersigned members of the 143rd Academic Council Meeting held on 9th May spoke in favour of amending the minutes to incorporate all corrections/objections to them, whether submitted in advance of the meeting or communicated on the floor of the meeting. Please ensure that our opinion is adequately reflected in the Minutes you draw up of the meeting.

Yours truly

- 1) Saradindu Ambikwar
- 2) G. ARUNIMA
- 3) Riddhi Shah
- 4) I. Supriya (SUPRIYA SABRANI)
- 5) D. K. Lobiyal
- 6) ASAY KUMAR
- 7) Pradeep K. Shinde
- 8) Rohini Puthulwanu

Saradindu
(CSSP, chairperson)
Riddhi Shah
(officiating chair)
R. P. Shah
I. Supriya
D. K. Lobiyal
Asay Kumar
Pradeep
Rohini

Chairperson/Secretary
Academic Council
Jawaharlal Nehru University

11 May 2017

Dear Sir,

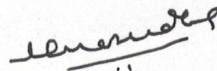
We, the undersigned members of the 143rd Academic Council Meeting held on 9th May spoke in favour of amending the minutes to incorporate all corrections/objections to them, whether submitted in advance of the meeting or communicated on the floor of the meeting. Please ensure that our opinion is adequately reflected in the Minutes you draw up of the meeting.

Yours truly

9) Ayesha Kidwai



10) Uday Kumar



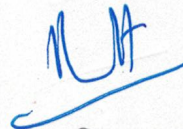
11) Dhiv Sarangi



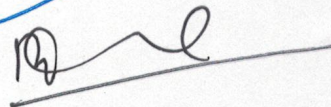
12) Rajendra Dey



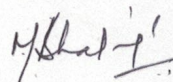
13) Balu Thakur



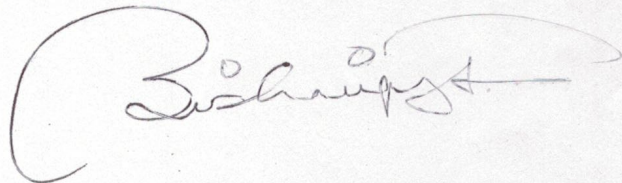
14) Raman P. Sinha



15) Meenu Bhatnagar



16) BISHNUPRIYA DUTT



Chairperson/Secretary
Academic Council
Jawaharlal Nehru University

11 May 2017

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Yours truly

- 17) RANILA BISHT
- 18) Saumen Chatterjee Shyay
- 19) A.K. Mishra
- 20) Manindra Nath Thakur
- 21) Anupam Roy
- 22) AMIR ALI
- 23) Nilika Mehrotra

Ranila Bisht
Chatterjee
Manindra
Roy
Amir Ali
Nilika

Chairperson/Secretary
Academic Council
Jawaharlal Nehru University

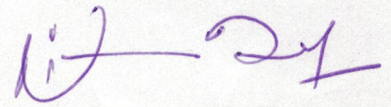
11 May 2017

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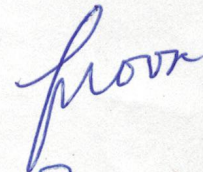
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Yours truly

24) NIVEDITA MENON



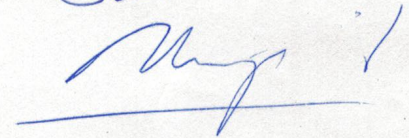
25) J M MOUK



26) Shrawati Sarken



27) CHARANJIT SONGH SUTALS



28) Manoj Pat



29) P. Sahadevan

30) S.N. Malakar



S.N. Malakar

31) AK Palsha



32) H.S. Shivaprakash (by email)

33) Ajoy Karnati (by email)

Agenda Item	Opinion						
<p>Item No. 02, point No 03 (i) The Schedule of Admission was referred back to the Standing Committee on Admission which revisited the schedule and carried out suitable changes in dates for Admission and Registration. Further, the Council authorized the Vice-Chancellor to decide the revised schedule as per recommendation of Standing Committee on Admission. ”</p>	<ol style="list-style-type: none"> 1. There was no decision to make any revisions in the Schedule of Admission or to their being referred back to the Standing Committee on Admissions. 2. Moreover, as per the minutes of the meeting of the Standing Committee on Admissions, it did not recommend the following schedule: <table border="1" data-bbox="751 562 1401 779"> <tr> <td>Start of Online Application Process</td> <td>21.03.17</td> </tr> <tr> <td>Closing of Online Application Process</td> <td>05.04.17</td> </tr> <tr> <td>Date of Entrance Examination</td> <td>16th, 17th, 18th and 19th May, 2017 (Tentative)</td> </tr> </table> 3. No decision was taken by the 142nd AC to authorize the V-Chancellor to decide the revised schedule as per recommendation of Standing Committee on Admission.” I did not consent to this, as it is a violation of the JNU statutes, whereby all committees pertaining to admissions must report to the Academic Council. 4. Please also note my objection to the minutes of the 31 January meeting of the Standing Committee on Admissions being circulated for ratification to members of the Executive Council. This is a violation of the JNU Statutes whereby all committees pertaining to admissions must report to the Academic Council. 5. Not bringing the Standing Committee on Admissions minutes to the 143rd AC is a violation. 	Start of Online Application Process	21.03.17	Closing of Online Application Process	05.04.17	Date of Entrance Examination	16th, 17th, 18th and 19th May, 2017 (Tentative)
Start of Online Application Process	21.03.17						
Closing of Online Application Process	05.04.17						
Date of Entrance Examination	16th, 17th, 18th and 19th May, 2017 (Tentative)						
<p>Item No. 02, point No. 4, “Approved the Intake/ proposed offers for admission to various programmes of study as suggested by various Centres/Schools for the Academic Year 2017-18 (as circulated with the Minutes). However, it was felt that final intake would be decided after a clarification on intake is received from the UGC on this issue in the light of adoption of UGC Gazette Notification of May 5, 2016.</p>	<ol style="list-style-type: none"> 1. No such decision to give conditional approval on intake/offer figures for admission to various programmes of study as suggested by various Centres/Schools for the Academic Year 2017-18 was taken. No decision to delegate the authority of the Academic Council on the matter was taken. The 142nd Meeting of the AC had already approved the MPhil/PhD and Direct PhD intake. 2. It should be noted that the Clause 5.2.1 of the UGC Regulations 2016 requires institutions of higher education to “decide on an annual basis through their academic bodies a predetermined and manageable number of M.Phil. and/or Ph.D. scholars”. The unilateral decision by the Vice-Chancellor is therefore in violation of the Regulations as well. 3. This unilateral decision is in clear violation the 						

	<p>Central Educational Institutions (Reservations in Admission) Act, 2006, whereas the UGC Regulations 2016 clearly mandate adherence to the "National/State Reservation Policy, as applicable" (Clause 5.2.3). This is again further reiterated in Clause 5.2.4</p>
<p>Item No. 02, point No. 05: "The Chairperson of the Academic Council, therefore, suggested that the Centres/Schools may give either 20% weightage or follow the current system of assigning 30% to viva- voce in programmes other than M.Phil./Ph.D. which would now be regulated as per UGC notification dated 5th May, 2016."</p>	<ol style="list-style-type: none"> 1. No decision that the Centres/Schools may give either 20% or 30% weightage to viva- voce in schools for programmes other than M.Phil./Ph.D. was taken. The decision was taken for M.Phil./PhD programmes alone. 2. Clause 5.1 of the Regulations gives the university flexibility in deciding terms and conditions in respect of an Entrance test. Clause 5.3 to 5.6 of the UGC Regulations 2016, which speak of a two-stage test do not prescribe these stages as independent, each carrying 100 percent weightage at each stage. 3. Please also register my dissent that the date of the UGC Regulation is not 5 May 2016, but 5 July 2016, the date that it was published in the Gazette of India.
<p>Item No. 02, point No. 8: "Resolved that the Admission Policy as placed before the Council be revisited in the light of the UGC Regulations, May 2016. On the issue of upward revision of application fees for applying to various programmes of study, the Council approved the proposal with minor changes and suggested submission of a detailed table of the proposed fee structure for circulation."</p>	<ol style="list-style-type: none"> 1. Please note my dissent with regards to the claim that any decision to revisit the Admission Policy "in the light of the UGC Regulations, May 2016" was taken. 2. Please note my objection to the upward revision of application fees for applying to various programmes of study as I do not think adequate justification for the increase in fees was presented.
<p>Item No. 02, point No. 9 (2), P.G. Degree holders of AYUSH System of Medicine may be considered equivalent to Masters programmes (M.Sc./M.A.) and are also eligible for the JNU Entrance Examination of the M.Phil./Ph.D. programmes (Category-I).</p>	<ol style="list-style-type: none"> 1. There was no decision to consider P.G. Degree holders of AYUSH System of Medicine as eligible for the JNU Entrance Examination of the M.Phil./Ph.D. programmes (Category-I), without an M.Phil. degree.

<p>3(i) Establishment of “Sungum Sudhar Scholarship Endowment” sponsored by Prof. Madan Gopal Seth, USA.</p>	<ol style="list-style-type: none"> 1. The signing of MoUs and AoCs cannot be deemed to be “urgent matters”. 2. Since MoUs/AoCs involve cooperation between Schools\Centres, it is entirely inappropriate that a commitment is given on their behalf by the Vice-Chancellor. 3. The normal practice of circulating all such agreements to Schools and Centres for approval must be maintained. 4. The criterion “Attitude towards philosophical meaning of Vedic Literature and Culture: 40%” is unacceptable because it is not based on an evaluation of a candidate’s knowledge, ability, or even commitment or potential for research but indicates a political /ideological assessment of her views. This needs to be revised.
<p>3(iv) Intake of all Schools/Centres of the University for Admission to M.Phil./PhD programmes of study for the Academic Year 2017-18 which has been worked out in the light of UGC Regulations 2016</p>	<p>The JNUTA cannot accept the revision in intake or endorse Vice-Chancellor’s actions in unilaterally reducing the intake because</p> <ol style="list-style-type: none"> (i) The 142nd meeting did not authorise the Chair to fix the intake after clarification by the UGC. The Vice-Chancellor usurped the powers of the AC by fixing the intake, severely reducing the intake approved by the 141st AC. (ii) Clause 5.2.1 of the UGC Regulations 2016 requires institutions of higher education to “decide on an annual basis <i>through their academic bodies</i> a predetermined and manageable number of M.Phil. and/or Ph.D. scholars”. The unilateral decision by the Vice-Chancellor is therefore in violation of the Regulations as well. (iii) This unilateral decision has clearly violated the Central Educational Institutions (Reservations in Admission) Act, 2006, whereas the UGC Regulations 2016 clearly mandate adherence to the "National/State Reservation Policy, as applicable” (Clause 5.2.3). This is again further reiterated in Clause 5.2.4. (iv) The cut in intake is based, partly or fully, on a retrospective application of Clause 6.5 of the UGC Regulations 2016, for faculty. Retrospective applications are bad in law. (v) The reduction of intake has created a situation that actively prevents the strict implementation of reservation for SC/STs, as

	<p>the reservation of one SC seat in a programme of study requires an intake of at least 7 students in that programme, and an intake of 14 students is needed to guarantee reservation to one ST student. Such a reduction in intake of SC/ST students is in contravention of the UGC Letter reg.: Implementation of reservation policy of Government of India (SC/ST/OBC/PWD) in Central Universities, published on 17/09/2013 and the UGC Letter reg.: Implementation of Reservation Policy in Admission and Appointment, published on 13/6/2016. It also violates Constitutional provisions for access to higher education by SC/STs, particularly Article 15[1] and 15[4] and violates the letter and spirit of the Delhi High Court judgment, <i>Gautam Sharma v. Jawaharlal Nehru University & Ors</i> (dated 19.1.2016).</p> <p>(vi) Furthermore, the Vice-Chancellor's revision of intake has led to a separation of integrated programmes such as the MPH/PhD programme and the M.Tech/PhD programmes. This contravenes decisions of the Academic Council.</p> <p>(vii) The revision in intake has also illegally changed the eligibility criteria for admission to the research programmes of the University set by the Academic Council. The current policy is in contravention of the fact that Academic Council has recognised that the M.Sc. degree holders may apply for admission to PhD in the Science research programmes. It is also in contravention of Clause 3.1 of the UGC Regulations 2016.</p> <p>(viii) The revision in intake has led to abandonment of the approved policy by which UGC-JRF in the Science programmes need not write the JNU entrance examination and may be shortlisted for the interview directly, the university administration has violated Clause 5.1 of the UGC Regulations 2016.</p> <p>(ix) The Vice-Chancellor or the Director of Admissions has not been able to provide any convincing rationale for the intake figures (or lack thereof) for any Centre.</p> <p>(x) Many Centres have submitted agenda items regarding the calculation of intake in their Centres, but they have not been listed on the agenda for discussion.</p>
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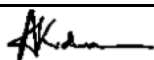
<p>Item No. 8/AC (A)/09.05.2017 TRC - Disaster Research Programme for creation of a Special Centre for Disaster Research in the University</p>	<p>The JNUTA does not endorse a model of growth of the university through Special Centres, as these have no statutory status. It stresses that should this proposal be approved, there should be no concurrent appointments between the proposed Centre and any of the existing Centres/Schools/Special Centres of the University.</p>
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Part B meeting

AGENDA ITEM	Objected
<p>Item No/01/AC (B) To confirm the Minutes of the 142nd (B) meeting of the Academic Council held on December 26, 2016.</p>	<p>I do not confirm the minutes as recorded in the agenda of the 143rd AC. The JNUTA has already sent in its objections to the minutes. Not recording objections to the minutes is a violation of due process.</p>
<p>Item No. 2/1(9) Item No. 9: On panel of Experts for faculty positions, the Council resolved by majority that the decision already taken by the Academic Council and approved by the Executive Council on 22.11.2016 shall remain unchanged.</p>	<ol style="list-style-type: none"> 1. No decision was taken by the 141st AC to authorize the Vice-Chancellor to finalise the panel of experts by adding names of experts of his choice not approved by the AC. There was no resolution passed by majority. 2. The President JNUTA did not consent to this, as it is a violation of the JNU statutes. 3. The Academic Council approves the panel of experts. The Academic Council has not delegated any power to the Vice Chancellor to add names of experts at his will. This is in violation of the Statutes and the UGC Regulations of 2010. 4. Not recording the dissent of the Academic Council is a further violation of the statutes.

<p>Item No.2/3AC(B)/ Resolved to approve the action taken by the Vice-Chancellor in the following matters of urgent nature in exercise of the powers vested on him in terms of Statutes/Ordinances (as circulated with the Minutes).</p> <p>06 In pursuance of the Academic Council Resolution No. 10 in its 141st (B) meeting duly approved by the Executive Council in its 266th meeting, the Council approved the amendment showing the comparative statement of the relevant clauses of the existing Ordinances (M.Phil. and Ph.D.) vis-a-vis UGC regulation 2016 (as circulated with the Minutes) for incorporation in the respective Ordinances.</p>	<ol style="list-style-type: none"> 1. The 142nd Academic Council neither discussed nor approved of any amendments to the M.Phil. and PhD Ordinances. 2. Since the 267th Executive Council has accorded approval to revised Ordinances based on false and fabricated information conveyed to it, we request that the true facts, as communicated by all the memoranda we have recorded in both Parts A and B be communicated to it in its next meeting, together with a request to strike down all amendments to the Ordinances made post the 142nd meeting of the Academic Council. 3. I also request that the Visitor be apprised of the true facts in the same fashion as in (2) above as soon as possible.
<p>3 (i) Co-option of faculty members of recognized institutions as members of the Academic Council in terms of Statute 15(1)(xi) of the Statutes of the University.</p>	<ol style="list-style-type: none"> 1. The 23.11.2005 decision pertained to the nomination of JNU faculty members to the Boards of other Schools and not of external members to the Academic Council. 2. Statute 15(1)(xii) demands the co-option of “experts”, having “special knowledge” according to the various Schools of Studies. Since the Vice-Chancellor can never claim to own expertise in the studies conducted in every School of the university, his nomination of such persons must be guided by the recommendations of the School. 3. Accordingly, I reject the co-options made by the Vice-Chancellor as a violation of the Statute, and he is requested to select from the names provided by the Schools
<p>Agenda Item No 3(viii) Inscription of Unique ID/Aadhaar Number and photograph in Marksheets and Degree Certificates</p>	<p><i>I do not confirm Agenda Item 3 (viii) because it is a misinterpretation of the UGC recommendation and violates the orders of the Supreme Court on this issue:</i></p> <ol style="list-style-type: none"> 1. This amount to contempt of the Supreme Court, which in several orders, made it clear that Aadhaar number cannot be made mandatory. 2. The UGC letter (21/03/2016) merely

	<p>requests JNU to “introduce identification mechanisms like photograph and Unique ID/Aadhaar number in student certificates.” It therefore only does not mandate ONLY Aadhaar number but provides for other Unique ID options as well.</p> <p>3. JNU should therefore immediately withdraw the circular issued by Academic Branch (No. Eval-1/3(49)/2017) on 20th April 2017</p>
06 To consider a proposal for amendment to existing Ordinances of Recognized Research Institutions of the University Relating to award of M.Phil. and Ph.D. degrees in terms of UGC (Minimum Standards and Procedure for Award of M.Phil./Ph.D. Degree) Regulation 2016 adopted by Academic Council and Executive Council.	I reject this proposal for Amendment as this Council has never discussed or approved of any of the changes to the two Ordinances that are being sought to be further modified of the 142nd AC Part B meeting.
07 Adoption of UGC Gazette notification on “Specification of Degrees” published in the Gazette of India on 5th July 2014 and partial amendment in Ordinances as per University Grants Commission (Minimum Standards and Procedure for Award of M.Phil./Ph.D Degrees) Regulations, 2016, published in The Gazette of India dated 5th May, 2016.	<p>1. I reject this proposal for Amendment as this Council has never discussed or approved of any of the changes to the two Ordinances that are being sought to be further modified of the 142nd AC Part B meeting.</p> <p>2. I reject these revisions because:</p> <p>a. This item effects the de-recognition of the M.Tech./PhD and MPH/PhD programme being offered in some Schools of the university.</p> <p>b. This item effects the elimination of the pre-PhD/PhD programme being offered in some Schools of the university.</p> <p>c. This item requires assignment of a supervisor to a student at the time of the viva voce part of the entrance examination. This is pedagogically unwise and impractical.</p>
08 To consider the common Ordinance relating to the award of M.Tech. degree in place of Ordinance (No.18) relating to the award of M.Tech. (Computer Science and Technology) degree.	<p>I do not approve of this item as it seeks to de-recognise the <i>M.Tech/PhD programmes of the university</i></p> <p><i>The proposed Ordinance has been brought to the Academic Council without obtaining the views/comments, as per norms, of the Schools/ Centres /Special Centres on the proposal.</i></p>



Ayesha Kidwai
President, JNUTA
16 June 2017

