

O/C

IN THE HIGH COURT OF DELHI AT NEW DELHI
CIVIL ORIGINAL JURISDICTION
WRIT PETITION (CIVIL) NO. 8446 OF 2017

IN THE MATTER OF:

MADHU SAHNI & ORS

...PETITIONER

VERSUS

JAWAHARLAL NEHRU UNIVERSITY & ANR.

...RESPONDENT

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Copy No. 477396
Dated. 28/10/2017

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THROUGH:

Anushka

GINNY J. RAUTRAY, ANUSHKA ASHOK
& BHAWNA PAL
(RAUTRAY & CO.)

ADVOCATES FOR THE RESPONDENT NO. 1

B3/18 VASANT VIHAR,

PASHCHIMI MARG

NEW DELHI-110057

MOBILE NO. +91.9811287117

NEW DELHI

DATED : _____

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...RESPONDENT

REPLY ON BEHALF OF RESPONDENT NO. 1 TO WRIT PETITION
OF MANDAMUS UNDER ARTICLE 226 OF THE CONSTITUTION
OF INDIA

MOST RESPECTFULLY SHOWETH:-

PRELIMINARY SUBMISSIONS:

1. That at the very outset, the Respondent denies and disputes each and every statement, contention and/or submission contained in the said writ which is contrary to and/or inconsistent with what is stated herein below and/or the records of the case, and unless specifically admitted herein, the same shall be deemed to have been denied in seriatim.
2. That there has been no violation of any statute or law and the Respondent University has only complied with the Regulations and Directions given by the UGC. Further, as far as representation of

students is concerned, the same in the newly constituted ICC is 1/3 while under the earlier GSCASH Rules; the ratio between the student representations vis-a-vis faculty/staff of the University is 4/23. Therefore, it is pertinent to note that the ICC has better student representation in its composition and the student members are elected. However, the staff/faculty members are nominated for the ICC under both the UGC Regulations, 2015 and the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

3. That the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 came into force on 22.04.2013 however, the said Act was not applicable to students nor contained any provisions for imposing penalties on students.
4. That the Ministry of Human Resource Development on 2nd May, 2016 notified the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulation, 2015 vide notification no. UGC Ref. No. F.91-1/2013(TGFS), the same has been reproduced below for ready reference-

"In exercise of the powers conferred by clause (g) of sub-section (1) of section 26 of the UGC Grants Commission Act, 1956 (2 of 1956), read with sub-section (1) of Section 20 of the said Act, the University Grants Commission, hereby makes the following regulations."

The said Regulations of the UGC are specifically applicable to students and women faculty/staff members in Higher Educational Institutions (HEIs).

5. That Section 26 (1) read with Section 20(1) the University Grants Commission Act, 1956 has been reproduced for ready reference-

"Section 26 (1) - The Commission [may, by notification in the Official Gazette, make regulations] consistent with this Act and the rules made thereunder

Section 20 (1)- In the discharge of its functions under this Act, the Commission shall be guided by such directions on questions of policy relating to national purposes as may be given to it by the Central Government.

(2) If any dispute arises between the Central Government and the Commission as to whether a question is or is not a question of policy relating to national purposes, the decision of the Central Government shall be final."

6. That the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulation, 2015 directed under Regulation 2(i) that-

"Any existing body already functioning with the same objective (like the Gender Sensitization Committee Against Sexual Harassment (GSCASH) should be reconstituted as the ICC;

Provided that in the latter case the HEI shall ensure that the constitution of such a Body is as required for ICC under these regulations. Provided further that such a Body shall be bound by the provisions of these regulations."

7. Thus in this regard on 06.06.2017, a letter was received from UGC requesting Universities/Colleges to constitute an Internal Complaint

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Committee (ICC) and further requested to send the Annual Return on cases of Sexual Harassment for the period from 1st April, 2016 to 31st March, 2017. A copy of the UGC letter dated 06.06.2017 is hereby marked as **Annexure A**.

8. That in view of the directions for constitution of ICC, the Respondent University set up a Committee namely Garkoti Committee. The Committee made recommendations to adopt the UGC Regulations and approve the formation of an ICC. A copy of Procedural details as recommended by the Garkoti Committee is hereby marked as **Annexure B**.
9. That on 12.09.2016, the Respondent University vide Letter No. Reg./37/GSCASH/140 (Page 118) stated that-

"the University has decided to constitute the Internal Complaints Committee after discussion on this issue in the last Executive Council Meeting. The matter for adoption of the Govt. of India Act, 2013, UGC Regulations 2015 notified by Ministry of Human Resource Development in May 2016 will be taken up in the Executive Council meeting to be held on 18.09.2017. In view of the above, all components of the University, the teachers, students and staff, are hereby informed that any election to GSCASH hereinafter called as ICC, should be kept on hold till further notice."

Thus, since the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulation, 2015 are mandatorily required to be followed by for all HEIs therefore, the Executive Council in its 269th meeting held on 18.09.2017 based on recommendations of the Garkoti Committee

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adopted the said UGC Regulations and approved the formation of an ICC which reconstituted and replaced the existing GSCASH.

10. That all matters related to sexual harassment of women employees and students would be dealt with by the ICC as per rules laid down by the UGC. However, since the GSCASH office has been double locked, the newly formed ICC is facing acute shortage of space for carrying out its functions. Several new complaints of sexual harassment have been registered with the ICC but even electronic gadgets, such as recording devices have been locked in the said room therefore causing inconvenience to the ICC members to undertake the processing of the new complaints.

11. That the arbitrary locking of the office is grossly unfair to the victims who are concerned that their complaints might not be disposed off in time. It may be pertinent to mention here that most of the complaints pending before GSCASH concern complainants who are students and once the academic session is over for such students, it would be onerous for them to prosecute the said complaint. Despite the Petitioners' claims that the GSCASH was functioning well, the Annual Return for the period of April, 2016 to March, 2017 sent by the GSCASH Office to the UGC vide letter dated 27.07.2017 clearly mentions that out of 34 complaints only 12 complaints were resolved during that period. Therefore, a large number of complaints are still pending in addition to new complaints being filed with the ICC. A copy of the Annual Return for the period of April, 2016 to March, 2017 sent by the GSCASH Office to the UGC vide letter dated 27.07.2017 is hereby marked as **Annexure C**. It is therefore submitted that in view of ICC facing hardships for carrying out its functions, the office (Room 114A) may be directed to be unlocked and the inventory of the files related to disposed off complaints could be taken in the presence of the Registrar and may be segregated and sealed till

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disposal of the Writ Petition and in the meanwhile, the ICC may be permitted to henceforth carry out with all pending matters.

12. That despite the letter dated 12.09.2017 (Page 118), on 13.09.2017 a Notification was released by GSCASH for conduct of GSCASH Student Elections. A copy of the GSCASH Notification dated 13.09.2016 is hereby marked as **Annexure D**.

13. That on 19.09.2017, a Writ Petition along with a Stay Application was filed before the Hon'ble Delhi High Court. The Prayer Clause in the said Writ Petition has been reproduced herein for ready reference-

a) *Issue a writ of mandamus directing quashing of the Office Order No. 248/2017 read with its Corrigendum Office Order No. 251/2017 dated 18.09.2017; (Annexure P/4 Colly);*

b) *Declare that the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulations, 2015 (Annexure P/2) is ultra vires the University Grants Commission Act, 1956;*

c) *Pass an order quashing the order dated 12.09.2017 putting the election on hold for the constitution of GSCASH (Annexure P/3);*

d) *Pass any other Order that this Hon'ble Court may deem fit and proper."*

Further, the following was prayed for in the Stay Application-

- (i) *Stay the operation of the order dated 18.9.2017 (ANNEXURE P/4 Colly) hereto pending the hearing and final disposal of the petition;*
- (ii) *Issue directions to the Respondent No. 1 directing him to preserve all records of GSCASH from 1999 to till date in consultation of GSCASH to ensure authority of the papers;*
- (iii) *Pending the hearing allow the elections scheduled for the 22.09.2017 is to be held in accordance with law; and*
- (iv) *Grant any such relief as this Hon'ble Court may deem fit in the facts and circumstances of the case.*

14. However on 21.09.2017, the Hon'ble Delhi High Court passed the following Order-

The writ petitioners disclose that GSCASH was assigned an office and it is not disputed that the same was under the custody of the Committee. This office is stated to have been sealed and second lock has been affixed on it by the respondent No. 1. The said office stands sealed.

It is directed that till the next date of hearing status quo shall be maintained regarding the sealing of the aforesaid office.

Therefore, despite a clear Order of the Hon'ble Court whereby no stay was granted, nor was the Letter dated 12.09.2017 and the Order dated 18.09.2017 stayed, the Petitioner, without following the Order and

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Directions of the Hon'ble Court, proceeded to conduct elections illegally and arbitrarily in complete violation of the Hon'ble Court's Order.

15. That on 22.09.2017, the Respondent University issued a Notification of Elections for three student representatives to the ICC. However, in violation of the Order dated 18.09.2017 and the Hon'ble Court's Order dated 21.09.2017; JNUSU released a notice which stated that-

"The JNUSU held an Extraordinary University General Body Meeting (EUGBM) on 22nd September, 2017. The EUGBM ratified the changed rules of GSCASH passed in the GSCASH GBM 2015 and gave a resounding mandate to hold GSCASH election at the earliest."

The said notice was released in blatant violation of the Order dated 12.09.2017. A copy of the Election Notification dated 22.09.2017 along with the JNUSU Notice dated 22.09.2017 is hereby marked as **Annexure E (Colly)**.

16. That on 23.09.2017, a Notice was issued by Bhagat Singh Saini, Chairperson of the GSCASH Election Committee stating that-

"Due to unavoidable situations, the election process for GSCASH student representatives was put on hold. The process has now resumed as per the following schedule"

According to which the same was to start from 25.09.2017 onwards. A copy of the Notice dated 23.09.2017 is hereby marked as **Annexure F**. Thus, on 24.09.2017 a letter was sent to Bhagat Singh Saini from the Office of the Chief Proctor stating that *"the GSCASH has been replaced by Internal Complaints Committee (ICC) with immediate effect..... it is an act of indiscipline and you (Mr. Bhagat Singh*

Saini) are, therefore, instructed to refrain from conducting any such election. Your non-compliance to the instructions of the Chief Proctor will invite strict disciplinary action". Further, 26.09.2017 a Warning Note was issued to him stating that "you are, therefore, issued a note of warning not to conduct any such elections, failing which strict disciplinary action will be taken against you." A copy of the Letter dated 24.09.2017 and Warning Note dated 26.09.2017 is hereby marked as **Annexure G (Colly)**.

17. That on 26.09.2017, a Final Notification was issued by the Respondent University which stated that-

The Election Committee for Internal Complaints Committee (ICC) JNU 2017-2018 declares the result of three students Representatives to Internal Complaints Committee (ICC) JNU 2017-2018.....

The above candidates are declared 'As Un-opposed' to the Internal Complaints Committee (ICC) JNU for the academic year 2017-2018.

Further, on the same date i.e. 26.09.2017, a Circular was issued by the Respondent University which stated that-

"there will be no parallel institution on sexual harassment cases in the same campus. The JNU administration hereby alerts the JNU community that efforts are being made to hold illegal elections to a non-existing body. The ICC alone is responsible for handling all cases related to sexual harassment in the university. Appropriate actions as per the university rules will be taken against all indulging in illegal activities (holding elections to unrecognizable body-GSCASH) in JNU."

A copy of the Final Notification and Circular dated 26.09.2017 is hereby marked as **Annexure H (Colly)**.

- 18. That on 27.09.2017, Bhagat Singh Saini responded to the letters dated 24.09.2017 and 26.09.2017 wherein he stated that-

“As I was following the mandate given through EUGBM of JNU students, I request you to kindly give me joint advice in consideration with JNUSU which provided me the mandate to go ahead with elections.

A copy of the letter dated 27.09.2017 is hereby marked as **Annexure I**. It is pertinent to note that despite several letters and warnings, elections were still held on 25.09.2017 for election of student representatives to the Unrecognized GSCASH body.

- 19. That Rule 12 of the UGC Regulations, 2015 deals with Consequences of non-compliance of the UGC Regulations which is reproduced below-

“the University Grants Commission shall, in respect of any institution that will fully contravenes or repeatedly fails to comply with the obligations and duties laid out for the prevention, prohibition and redressal of sexual harassment of employees and students, take one or more of the following actions after providing due notice such as withdrawal of declaration of fitness to receive grants or removing the name of the university or college from the list maintained by the University Grants Commission etc.”

- 20. That on 28.09.2017, a Notification was issued giving details of the ICC members. A copy of the Notification dated 28.09.2017 is hereby marked as **Annexure J**. The Respondent University has followed

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Statutory and Legal norms in constituting the ICC. Therefore, the Office Order dated 18.09.2017 has been validly issued and thus, the present Writ Petition deserves to be dismissed.

PARAWISE REPLY:

1. That the contents of para 1 of the petition are wrong and denied.
2. That the contents of para 2 of the petition are self-glorification by the Petitioner and thus do not warrant a reply.
3. That the contents of para 3 of the petition are wrong and denied. It is denied that when the provision of elected representation for teachers and staff (GSCASH) is removed and is replaced with teacher and staff representatives who are only nominated by the administration there arises serious concerns about the enquiry process and justice being subjected to administrative interference. It is submitted that even under Clause V.2 (i) of the GSCSH Act the nomination of elected members (teachers, staff and students) was vested with the Vice Chancellor of the University from amongst the pool of elected representatives thus, the same was subject to administrative interference. However, making such submissions that there arises serious concerns about the enquiry process and justice being subjected to administrative interference grossly undermines the integrity and fairness of the members nominated who are also faculty/staff of JNU. Further, it is pertinent to note that procedure for teachers and staff representatives who are nominated by the administration has been mandated by the UGC Regulations, 2015 which also provides for election of the student representatives for which elections would be held soon. Furthermore, even the Sexual Harassment of Women at

Workplace (Prevention, Prohibition and Redressal) Act, 2013 provides for nomination of members to the ICC.

- 4-6. That the contents of para 4-6 of the petition are self-glorification by the Petitioners and thus do not warrant a reply.
- 7-8. That the contents of para 7-8 of the petition do not warrant a reply.
9. That the contents of para 9 of the petition are matter of fact and thus do not warrant a reply.
10. That the contents of para 10 of the petition are wrong and denied. It is submitted that the provision for the constitution of an ICC was adopted by the UGC from the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.
- 11-20. That the contents of para 11- 20 of the petition are matter of fact and thus do not warrant a reply.
21. That the contents of para 21 of the petition are wrong and denied. It is submitted that the premises of GSCASH had been double locked in order to secure and preserve the records of the pending/existing enquiries.
- 22-23. That the contents of para 22-23 of the petition do not warrant a reply.

REPLY TO THE GROUNDS:

- A. That the contents of this para are wrong and denied. The contents of of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- B. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- C. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- D. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- E. That the contents of this para are wrong and denied.
- F. That the contents of this para are wrong and denied.
- G. That the contents of this para are wrong and denied.
- H. That the contents of this para are wrong and denied.
- I. That the contents of this para are wrong and denied.
- J. That the contents of this para are wrong and denied. The contents of the preliminary submissions may be read in this regard and are not repeated for the sake of brevity.
- K. That the contents of this para are wrong and denied.

- L. That the contents of this para are wrong and denied.
- M. That the contents of this para are wrong and denied.
- N. That the contents of this para are wrong and denied.
- O. That the contents of this para are wrong and denied.
- P. That the contents of this para are wrong and denied.
- Q. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- R. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard.
- S. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- T. That the contents of this para are wrong and denied. The contents of the Preliminary Submissions may be read in this regard and are not repeated for the sake of brevity.
- U. That the contents of this para are wrong and denied.

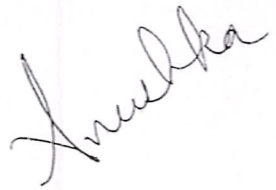
PRAYER

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In the light of the above mentioned facts and circumstances it is most respectfully prayed that this Hon'ble Court may be pleased to:

(a) Dismiss the Writ Petition of the Petitioner.

(b) Pass such orders as may be deemed fit and proper in the present circumstances and facts of the case.

THROUGH



MS. GINNY J. RAUTRAY, ANUSHKA ASHOK

& BHAWNA PAL

RAUTRAY & CO.

ADVOCATES FOR RESPONDENT NO. 1

B3/18 VASANT VIHAR

NEW DELHI- 110057

MOBILE NO. 9811287117

PLACE: NEW DELHI

DATED: 28.10.17

IN THE HIGH COURT OF DELHI AT NEW DELHI
CIVIL ORIGINAL JURISDICTION
WRIT PETITION (CIVIL) NO. 8446 OF 2017

IN THE MATTER OF:

MADHU SAHNI & ORS PETITIONER

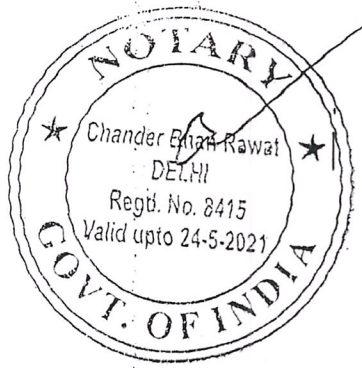
VERSUS

JAWAHARLAL NEHRU UNIVERSITY & ANR.
..... RESPONDENT

AFFIDAVIT


I, Dr. Pramod Kumar, S/o Shri. J.P. Roy, aged about 54 years, Registrar; Jawaharlal Nehru University, New Delhi, do hereby solemnly affirm and declare as follows:-

1. That I am the Registrar of the Respondent and well conversant with the facts of the case on the basis of the records maintained by the University in the ordinary course and accordingly, I am competent to depose the same on behalf of the Respondent.
2. That the accompanying Reply has been drafted under my instructions. I have read the same and the contents thereof are true and correct to my knowledge and nothing stated therein is false or incorrect.



Pramod

DEPONENT


 डॉ. प्रमोद कुमार
 DR. PRAMOD KUMAR
 कुलसचिव/Registrar
 जवाहरलाल नेहरू विश्वविद्यालय
 Jawaharlal Nehru University
 नई दिल्ली/New Delhi-110067

VERIFICATION

28 OCT 2017

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I, the abovenamed deponent do hereby verify that the contents of the affidavit are true and correct to my knowledge and no part of the same is false.

Chander Bhan Rawat
I identified the deponent who has signed / put in my presence.

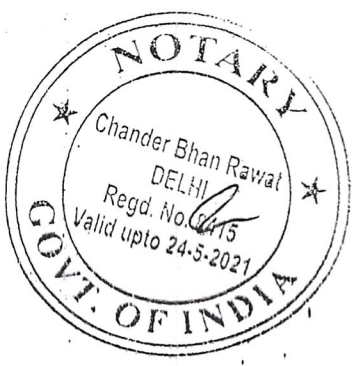
Verified at New Delhi on this _____ day of October, 2017.

Pravir

DEPONENT

28 OCT 2017

डॉ. प्रमोद कुमार
DR. PRAMOD KUMAR
कुलसचिव/Registrar
जवाहरलाल नेहरू विश्वविद्यालय
Jawaharlal Nehru University
नई दिल्ली/New Delhi-110067



CERTIFIED THAT THE DEPONENT
Shri/Smt./Mm.....
S/o, W/o, C.....
Identified by *Chander Bhan Rawat*
has solemnly affirmed before me at Delhi
on..... at *15:09*
that the contents of the affidavit which has
been read and explained to him are true
and correct to his knowledge.

Chander Bhan Rawat
CHANDER BHAN RAWAT
Notary Public, Delhi (INDIA)

Dr. Pramod Kumar
Sh. G. J. Kohli
Att

ANNEXURE-A

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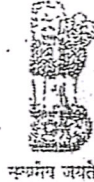
प्रो. (डॉ.) जसपाल एस. सन्धू

सचिव

Prof. Dr. Jaspal S. Sandhu

MBBS, MS (Ortho), DSM, FAIS, FASH, FAFSM, FFHMS, FAMS

Secretary



सत्यमेव जयते

विश्वविद्यालय अनुदान आयोग
University Grants Commission

(मानव संसाधन विकास मंत्रालय, भारत सरकार)
(Ministry of Human Resource Development, Govt. of India)

बहादुरशाह ज़फ़र मार्ग, नई दिल्ली-110002
Bahadur Shah Zafar Marg, New Delhi-110002

Ph.: 011-23239337, 23236288,
Fax: 011-23238858. email: jssdndhu.ugc@nic.in

D.O.No.F.91-3/2014(GS)

6th June, 2017

Dear Sir/Madam.

This has reference to UGC's letters of even number dated 28th January, 2015; 15th June, 2015; 23rd July, 2015, 1st October, 2015 and 28th July, 2016 requesting the Universities/Colleges to constitute an Internal Complaint Committee (ICC) and a Special Cell in their respective institutions to deal with the issues of gender based violence and to conduct gender sensitization programme. Copies of these letters are available on UGC website: www.ugc.ac.in.

You are requested to ensure that ICC constituted in your esteemed University is working as per UGC (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulations, 2015.

You are also requested to kindly send the Annual Return on cases of Sexual Harassment as per the enclosed proforma for the period from 1st April, 2016 to 31st March, 2017 and send details of constitution of ICC to the UGC on email ugc.iccs@gmail.com latest by **15th July, 2017** to enable UGC to compile and furnish the information to the Government of India. You are requested to kindly ensure the compliance of the above in affiliated colleges also.

This may please be accorded Top Priority.

With kind regards,

Yours sincerely,

(Jaspal S. Sandhu)

Encl: As above.

The Vice-Chancellor
Jawaharlal Nehru University
New Mehrauli Road,
New Delhi-110 067.

कुसुमपति कार्यालय, ज.ने.वि.

VC's Office, J.N.U.

डाइरी नं./Diary No. P-105367

J.C.

EXPLANATORY NOTES

Procedural details under some sections on University Grants Commission (UGC) (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulations, 2015.

2(g) Executive Authority :

As per statutes of JNU the Executive Authority is the "Executive Council".

3.2 (7). Gender Sensitization:

The ICC will organize programmes for the gender sensitization of the University community through workshops, seminars, posters, film shows, debates, skits, etc. It may enlist the help of specialized NGOs and any campus body to carry out these programmes.

4.1 (c) Grievance Redressal Mechanism:

At least two student members elected under this clause shall be women, to ensure the majority of women members in the ICC.

Election of student members: The election of student representatives shall take place within six to eight weeks from the commencement of each academic year. As per the Regulations one student member from each category i.e. Undergraduate, Masters and Research shall be elected to ICC. The election of the student members to ICC shall be conducted by the JNU administration in a transparent democratic manner. The entire process of student members' election to ICC shall be completed within ONE week. A student member once elected to ICC shall not be eligible for re-election to ICC. The office bearers of JNUSU shall not be eligible for contesting election for ICC student membership. The student members of ICC shall also not be eligible to contest JNUSU elections.

6. The process for making complaint and conducting Inquiry:

Nature of complaints: Complaints made by a student against a member of the academic or non-teaching staff or a co-student or service provider or outsider; or by a member of the academic or non-teaching staff against a student or another member of the academic or non-teaching staff or service provider or outsider.

7. Process of making complaint of sexual harassment:

Form I Annexed at the end of these guidelines

8 Process of conducting inquiry:

8.2 Considering the number of sexual harassment cases in the past in JNU, and to dispose these off within the stipulated timeframe, case-wise Inquiry Committees will be constituted by the Presiding Officer of ICC with the following composition-

- (i) Student vs student: One ICC woman member who will be the Convener of the Inquiry Committee, One woman student representative from ICC and One male member of ICC.

ANNEXURE-C

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No. Reg./37/GSCASH/126

July 27, 2017

Secretary
University Grants Commission
Bahadurshah Zafar Marg,
New Delhi-110002

Dear Sir,

This refers to your letter No. F.91-3/2014(GS) dated June 6, 2017 requesting the Universities to constitute an Internal Complaint Committee (ICC) and a Special Cell to deal with the issues of gender based violence and to conduct gender sensitization programme and also to send Annual Return on cases of Sexual Harassment for the period from 1-4-2016 to 31-3-2017.

In this connection this is to inform you that University has already constituted a Gender Sensitization Committee Against Sexual Harassment (GSCASH) in the year 1999. A copy of the Rules and Procedures of the GSCASH is forwarded herewith for your kind perusal. As desired Annual Return on cases of sexual harassment during the period 1-4-16 to 31-3-17 is also enclosed in the prescribed proforma.

With regard to constitution of Internal Complaint Committee, the matter was discussed in the meeting of the Executive Council of the University held on 30.6.2017 and it was resolved as under:

"Referring to the two letters dated 05.07.2016 and 06.06.2017 received from the Secretary, UGC and the Sexual Harassment of Women at workplace (Prevention, Prohibition and Redressal) Act, 2013 passed by the Parliament in 2013, the Council decided to set up an Internal Complaints Committee in compliance of Section 4 of this Act and also as per Regulation 2(i) and 4(1) of UGC Gazette Notification dated 2nd May, 2016. The Vice-Chancellor was authorized to constitute a Committee in this regard to review the existing mechanism and give its recommendations".

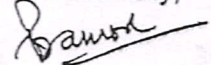
Once the Committee is constituted, the UGC will be informed accordingly.

Thanking you,

Encl: As stated

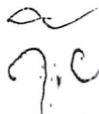
CC: Rector |
OSD to VC
AR (Acad.)

Yours faithfully,



(Pramod Kumar)
Registrar

OK




Annual Report on cases of Sexual Harassment

Period: 1st April, 2016 to 31st March, 2017

Jawaharlal Nehru University

S. No.	Particulars	GSCASH, JNU
1.	Number of complaints of sexual harassment received in the year 2016-2017	34
2.	Number of complaints disposed off during the year 2016-2017	12
3.	Number of cases pending for more than 90 days	22
4.	Number of workshops on awareness programmes against sexual harassment conducted during the year 2016-2017	28
5.	Nature of action.	GSCASH carries out its activities as per GSCASH Rules and Procedures as laid down in GSCASH Rules and Procedures available on Jawaharlal Nehru University website.


 Sh. Samant
 25 July 2017

- ⊕ A copy of letter dated 26.7.17 of Chairperson, GSCASH, JNU explaining the reasons for delay in disposing of these cases is also enclosed for kind perusal please.

Registrar

22
 J.C.

ANNEXURE-D

22



GENDER SENSITIZATION COMMITTEE AGAINST SEXUAL HARASSMENT
ROOM NO. 114-114A, ADMINISTRATION BLOCK
JAWAHARLAL NEHRU UNIVERSITY NEW DELHI- 110067, INDIA

Dt.13 September, 2017

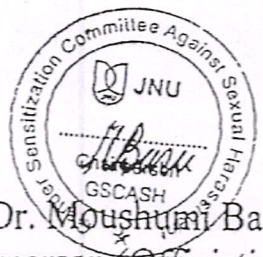
Notification for Conduct of GSCASH Student Elections

This is to inform the Student Community that a 4 member Election Commission has been constituted as per rule V.2 (i) of the GSCASH, to initiate and supervise the process of conducting student elections for GSCASH.

The four EC members are:

- i. Bhagat Singh Saini (CMS/SSS)
- ii. Ishita Manna (CSR/D/SSS)
- iii. Shahid Alam (CPCAS/SLL&CS)
- iv. Himanshu Kulshrestha (CPCAS/SLL&CS)

CPED


(Dr. Moushumi Basu)
Chairperson (Officiating)

7-C

JAWAHARLAL NEHRU UNIVERSITY

DEAN OF STUDENTS OFFICE

NOTIFICATION OF ELECTION FOR THREE STUDENT REPRESENTATIVES TO
INTERNAL COMPLAINTS COMMITTEE (ICC), JNU
2017-2018

(At least two representatives should be female)

DATE	DAY	EVENT
22.09.2017	Friday	Notification of Elections
23.09.2017	Saturday	The nomination forms will be available in Dean of Students office from 10.00 a.m. to 1.00 p.m.
23.09.2017	Saturday	Voters list will be displayed at Notice Board of the DOS office at 10.00 a.m.
24.09.2017	Sunday	Display of valid voters list at 5.00 p.m. Nominations to be received from 10.00 a.m. to 01.00 p.m. and 2.00 p.m. to 5.00 p.m. in DOS office
25.09.2017	Monday	10.00 a.m. to 12.00 noon Scrutiny of nomination at DOS office (the candidate or her authorized nominee may be present) Display of valid nominations list of candidates immediately after scrutiny at 1.00 p.m.
25.09.2017	Monday	Withdrawal of nomination between 2.00 p.m. to 4.00 p.m. Final list of candidates display by 5.00 p.m.
26.09.2017 &	Tuesday &	Campaigning days from 5.00 p.m. of 25.09.2017 to 3.00 p.m. of 27.09.2017
27.09.2017	Wednesday	GBM at 3.00 p.m.
27.09.2017	Wednesday	No Campaign Day
28.09.2017	Thursday	
29.09.2017	Friday	1. Polling from 9.00 a.m. to 5.00 p.m. 2. Counting will start immediately after the close of polling 3. The candidate or her authorized nominee may be present with the permission of the Presiding Officer

Dean of Students

ANNEXURE - F

JAWAHARLAL NEHRU UNIVERSITY
GSCASH STUDENTS' ELECTION COMMITTEE 2017-18

23/09/2017

IMPORTANT NOTICE

Due to unavoidable situations, the election process for GSCASH student representatives was put on hold. The process has now resumed as per the following schedule:

SCHEDULE FOR GSCASH ELECTION 2017-18

		Election Process	
25/09/17	Monday	UGBM	09:00 pm onwards
26/09/17	Tuesday	No Campaign Day	
27/09/17	Wednesday	POLLING	09:00 am - 12:30 pm 02:00 pm - 05:00 pm
27/09/17	Wednesday	Counting	09:00 pm onwards
28/09/17	Thursday	Declaration of final results	

7c

Bhagat Singh Saini
Bhagat Singh Saini

Chairperson
GSCASH Election Committee



27

ANNEXURE - G (COLLY)

जवाहरलाल नेहरू विश्वविद्यालय
JAWAHARLAL NEHRU UNIVERSITY
 OFFICE OF THE CHIEF PROCTOR
 New Delhi-110 067

Administrative Building
 Room No. 108
 New Delhi - 110 067
 Telephone: 26741562
 26704045

CPO/DMRD/JNU/2017/404/405

24 September 2017

Mr. Bhagat Singh Saini
 Room N. 119
 C/o Senior Warden
 Jhelum Hostel/JNU

A notice mentioning "Schedule for GSCASH Election 2017-18" and conducting elections, dated 23rd September 2017, signed and issued by you (Mr. Bhagat Singh Saini, Registration Number : 29845, Enrolment Number : 15/6D/PS/004 and Year of Admission 2015, an M.Phil/Ph.D student, Centre for Media Studies, School of Social Sciences and r/o 119, Jhelum Hostel), claiming to be Chairperson, GSCASH Election Committee, is a clear violation of the decision of the Executive Council taken in its 269th meeting held on 18 September 2017 that "the GSCASH has been replaced by Internal Complaints Committee (ICC) with immediate effect. All matters (old and new) related to Sexual Harassment of Women Employees and Students will be dealt by the ICC as per rules." It is an act of indiscipline and you (Mr. Bhagat Singh Saini) are, therefore, instructed to refrain from conducting any such election. Your non-compliance to the instructions of the Chief Proctor will invite strict disciplinary action.

[Signature]
 24.9.2017
 Chief Proctor

Copy to: Chairperson, CMS/SSS
 JNUSU

[Signature]
 P.C.



जवाहरलाल नेहरू विश्वविद्यालय
JAWAHARLAL NEHRU UNIVERSITY
OFFICE OF THE CHIEF PROCTOR
New Delhi-110 067

28

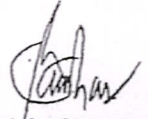
Administrative Building
Room No. 108
New Delhi - 110 067
Telephone: 26741562
26704045

CPO/PKKS/JNU/2017/ 414. 415-416

26 September 2017

Mr. Bhagat Singh Saini
Room N. 119
C/o Senior Warden
Jhelum Hostel/JNU

With reference to the letter issued by this Office (CPO/DMRD/JNU/2017/404, 405 dated 24th September, 2017), this is to inform you (Mr. Bhagat Singh Saini, Registration Number:29845, Enrolment Number : 15/6D/PS/004 and Year of Admission 2015, an M.Phil/Ph.D student, Centre for Media Studies, School of Social Sciences and r/o 119, Jhelum Hostel) that despite instructions from the Chief Proctor, you chaired the UGBM regarding GSCASH Elections at Sabarmati Lawn (2150 hrs. 25.9.2017 to 0015 hrs 26.9.2017). You have not adhered to the instructions of Chief Proctor, which is an act of indiscipline. You have also instigated other students by allowing them as candidates to contest the elections, who subsequently put forward their views during the UGBM. Both these acts are a case of indiscipline and clear violation of University rules and regulations. You are, therefore, issued a note of warning not to conduct any such elections, failing which strict disciplinary action will be taken against you.


Chief Proctor

Copy to: Chairperson, CMS/SSS
JNUSU

2
J.C

JAWAHARLAL NEHRU UNIVERSITY

NEW DELHI - 110067

Tel. (O) : +011-26741523, 26704554

(M) : +91-7838489367

E-mail : umeshkadam1@gmail.com

uakadam.jnu.ac.in



जवाहरलाल नेहरु विश्वविद्यालय

नई दिल्ली - 110067

Fax : 91-11-26741348

91-11-26741523

Prof. Umesh Ashok Kadam

Professor in Medieval Indian History

Centre for Historical Studies

Dean of Students

प्रोफेसर उमेश अशोक कदम

डीन (छात्र)

FINAL NOTIFICATION
INTERNAL COMPLAINTS COMMITTEE (ICC), JNU
STUDENTS REPRESENTATIVES ELECTION RESULT 2017-2018

September 26, 2017

The Election Committee for Internal Complaints Committee (ICC) JNU 2017-2018 declares the result of the three students Representatives to Internal Complaints Committee (ICC) JNU 2017-2018.

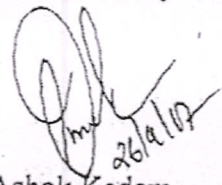
The following candidates have been found elected as three students Representatives to Internal Complaints Committee (ICC) JNU 2017-2018.

S. No	Constituency	Name	Contact No.	Registration no.	Centre/School
1.	Undergraduate	Adarsh Garg	9471015047	5065	CAAS/SLL&CS
2.	Masters/ Post Graduate	Ayushi Chauhan	8826760329	1626	CP&CAS/SLLCS
3.	Research Scholar/M.Phil/Ph.D	Sonal Kumari	7004395935	26592	CWAS/SIS

The above candidates are declared 'As Un-opposed' to the Internal Complaints Committee (ICC) JNU for the academic year 2017-2018.

The Committee unanimously declares Shri Adarsh Garg, Ms. Ayushi Chauhan and Ms. Sonal Kumari at the Undergraduate, Master and Research Scholar constituency respectively.

It has the approval of the Competent Authority


 Prof. Umesh Ashok Kadam
 Chairperson
 Election Committee
 Internal Complaints Committee (ICC) JNU
 & Dean of Students

30 :

JAWAHARLAL NEHRU UNIVERSITY
NEW DELHI-110067

No. Reg./37/ICC/

26 September 2017

CIRCULAR

This is to sensitize the entire JNU community that some students with the support of JNUSU are moving ahead with holding elections to non-existing GSCASH. It has been notified earlier that the Internal Complaints Committee (ICC) has been set up by the Executive Council to look into all cases related to sexual harassment and GSCASH has been replaced by the ICC.

There will be no parallel institution on sexual harassment cases in the same campus. The JNU administration hereby alerts the JNU community that efforts are being made to hold illegal elections to a non-existing body. The ICC alone is responsible for handling all cases related to sexual harassment in the university. Appropriate actions as per the university rules will be taken against all indulging in illegal activities (holding elections to unrecognized body—GSCASH) in JNU.

Pranod

REGISTRAR

J.C.

10

ANNEXURE- I

31

27/9/2017

To

The Chief Proctor
Administration Building
Room No. 108
New Delhi-110067

Sub: Response to the letter issued (CPO/PKKS/JNU/2017/414) dated 26th September 2017

I had received two letters dated 24th September and 26th September 2017 from Chief Proctor Office issuing me two warnings for conducting GSCASH Elections 2017-18. I hereby would like to respond in the following manner.

1. I had received a letter from GSCASH (signed by Moushumi Basu) on 13th September 2017 giving me a mandate to conduct the GSCASH election 2017-18 (attached document) and in the meeting of members of election committee, I was nominated as the Chairperson of the GSCASH Election Committee.
2. A notification with the letter was issued by me on 16th September with the schedule which stated 22nd September to be the date for polling and counting.
3. In the 269th meeting of the Executive Council on 18th September 2017, according to administration notification ICC had replaced GSCASH election Committee. Thus all the activities regarding GSCASH election was put on hold.
4. EUGBM conducted by JNUSU on 22nd September stated that;
"It resolves to proceed with its election process and entrusts the four member election committee headed by Shri. Bhagat Singh with the responsibility of immediately resuming the conduct of elections for students representatives to GSCASHI in keeping with all **appropriate Rules and Procedures for ensuring free and fair elections**, as well as the JNUSU constitution (document attached below)."
5. Accordingly I resumed the process by bringing out the new schedule for further process of GSCASH Elections on 23rd September 2017.
6. A letter was issued on 24th September from your esteemed office "to refrain from conducting any such election".
7. A second letter was issued on 26th September from your office" for not adhering to the instructions of the Chief Proctor, which is indiscipline".
8. As the mandate was given through UGBM so I had asked a clarification from JNUSU date 26th September 2017 (document attached below), who had given their reply dated 26th September 2017 (document attached below)

I would like to state that I had not chaired the UGBM regarding GSCASH Elections at Sabarmati lawn on 25th September 2017, as it has been stated in the letter dated 26th September 2017. As I was following the mandate given through EUGBM of JNU students, I request you to kindly give

डाक प्राप्ति/Dak Received
मुख्य कुलानुशासक कार्यालय
Chief Proctor Office
जे.एन.यू./JNU
दिनांक/Date 27/9/17
9:30 am

2
P.C

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me joint advice in consideration with JNUSU which provided me the mandate to go ahead with elections.

Yours Sincerely,

Bhagat Singh Saini
BHAGAT SINGH SAINI
119 Jhelum Hostel
JNU, New Delhi
110067

Copy to: JNUSU

J.C.

ANNEXURE-J

33



जवाहरलाल नेहरू विश्वविद्यालय
नई दिल्ली-110067

JAWHARLAL NEHRU UNIVERSITY
NEW DELHI-110067

September 28, 2017

No. Reg/

Dear Sir/Madam,

The Executive Council in its 269th meeting held on 18.09.2017, based on the recommendations of Garkoti Committee, adopted the University Grants Commission (Prevention, Prohibition and Redressal of sexual harassment of women employees and students in higher educational institutions) Regulations, 2015 as notified on 2nd May 2016. and approved the formation of an Internal Complaints Committee (ICC) with immediate effect. The ICC will henceforth replace the existing GSCASH.

The ICC has following nine members:-

- | | |
|-----------------------------------|------------------------|
| 1. Prof. Vibha Tandon | Presiding Officer |
| 2. Dr. Gautam Jha | Faculty representative |
| 3. Dr. Manuradha Chaudhary | Faculty representative |
| 4. Mr. Rajiv Kumar (S.E.) | Staff representative |
| 5. Ms. Rajni Vaid (P.S.) | Staff representative |
| 6. Ms. Mansi Gupta (NGO Sampurna) | NGO representative |
| 7. Mr. Adarsh Garg | Student representative |
| 8. Ms. Ayushi Chauhan | Student representative |
| 9. Ms. Sonal Kumari | Student representative |

Pramod

REGISTRAR

To

The Director (CIS)

T.V.

IN THE HIGH COURT OF DELHI AT NEW DELHI

ORIGINAL WRIT JURISDICTION

CM NO. 34786 OF 2017

IN

W.P. (C) 8446 OF 2017

IN THE MATTER OF:

MADHU SAHNI & ORS.

...PETITIONERS

VERSUS

JAWAHARLAL NEHRU UNIVERSITY & ANR.

...RESPONDENTS

REPLY ON BEHALF OF RESPONDENT NO. 1 TO APPLICATION UNDER SECTION 151 OF THE CODE OF CIVIL PROCEDURE REQUESTING TO STAY THE OPERATION OF ORDER DATED 18.09.2017

MOST RESPECTFULLY SHOWETH:

PRELIMINARY SUBMISSIONS:

1. That the contents in the accompanying Reply may be read as part and parcel of the present Reply and are not repeated herein for the sake of brevity.
2. That the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulation, 2015 directed under Regulation 2(i) that-

“Any existing body already functioning with the same objective (like the Gender Sensitization Committee Against Sexual Harassment (GSCASH) should be reconstituted as the ICC;

Provided that in the latter case the HEI shall ensure that the constitution of such a Body is as required for ICC under these regulations. Provided further that such a Body shall be bound by the provisions of these regulations.”

- 3. That on 12.09.2016, the Respondent University vide Letter No. Reg./37/GSCASH/140 (Page 118) stated that-

“the University has decided to constitute the Internal Complaints Committee after discussion on this issue in the last Executive Council Meeting. The matter for adoption of the Govt. of India Act, 2013, UGC Regulations 2015 notified by Ministry of Human Resource Development in May 2016 will be taken up in the Executive Council meeting to be held on 18.09.2017. In view of the above, all components of the University, the teachers, students and staff, are hereby informed that any election to GSCASH hereinafter called as ICC, should be kept on hold till further notice.”

Thus, since the University Grants Commission (Prevention, Prohibition and Redressal of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulation, 2015 are mandatorily required to be followed by for all HEIs therefore, the Executive Council in its 269th meeting held on 18.09.2017 based on recommendations of the Garkoti Committee adopted the said UGC Regulations and approved the formation of an ICC which reconstituted and replaced the existing GSCASH.

4. That all matters related to sexual harassment of women employees and students would be dealt with by the ICC as per rules laid down by the UGC. However, since the GSCASH office has been double locked, the newly formed ICC is facing acute shortage of space for carrying out its functions. Several new cases of sexual harassment have been registered with the ICC but even electronic gadgets, such as recording devices have been locked in the said room therefore causing inconvenience to the ICC members to undertake the processing of the new cases.

5. That the arbitrary locking of the office is grossly unfair to the victims who are concerned that their cases might not be disposed off in time. It may be pertinent to mention here that most of the cases pending before GSCASH concern complainants who are students and once the academic session is over for such students, it would be onerous for them to prosecute the said complaint. Despite the Petitioners' claims that the GSCASH was functioning well, the Annual Return for the period of April, 2016 to March, 2017 sent by the GSCASH Office to the UGC vide letter dated 27.07.2017 clearly mentions that out of 34 cases only 12 cases were resolved during that period. Therefore, a large number of cases are still pending in addition to new complaints being filed with the ICC. It is therefore submitted that in view of ICC facing hardships for carrying out its functions, the office (Room 114A) may be directed to be unlocked and the inventory of the files related to disposed off matters could be taken in the presence of the Registrar and may be segregated and sealed till disposal of the Writ Petition and in the meanwhile, the ICC may be permitted to henceforth carry out with all pending matters.

6. That despite the letter dated 12.09.2017, on 13.09.2017 a Notification was released by GSCASH for conduct of GSCASH Student Elections.

7. That on 19.09.2017, a Writ Petition along with a Stay Application was filed before the Hon'ble Delhi High Court. The Prayer Clause in the said Writ Petition has been reproduced herein for ready reference-

- a) *Issue a writ of mandamus directing quashing of the Office Order No. 248/2017 read with its Corrigendum Office Order No. 251/2017 dated 18.09.2017; (Annexure P/4 Colly);*
- b) *Declare that the University Grants Commission (Prevention, Prohibition and Redressal^o of Sexual Harassment of Women Employees and Students in Higher Educational Institutions) Regulations, 2015 (Annexure P/2) is ultra vires the University Grants Commission Act, 1956;*
- c) *Pass an order quashing the order dated 12.09.2017 putting the election on hold for the constitution of GSCASH (Annexure P/3);*
- d) *Pass any other Order that this Hon'ble Court may deem fit and proper."*

Further, the following was prayed for in the Stay Application-

- (i) *Stay the operation of the order dated 18.9.2017 (ANNEXURE P/4 Colly) hereto pending the hearing and final disposal of the petition;*
- (ii) *Issue directions to the Respondent No. 1 directing him to preserve all records of GSCASH from 1999 to till date in*

consultation of GSCASH to ensure authority of the papers;

(iii) *Pending the hearing allow the elections scheduled for the 22.09.2017 is to be held in accordance with law; and*

(iv) *Grant any such relief as this Hon'ble Court may deem fit in the facts and circumstances of the case.*

8. However on 21.09.2017, the Hon'ble Delhi High Court passed the following Order-

The writ petitioners disclose that GSCASH was assigned an office and it is not disputed that the same was under the custody of the Committee. This office is stated to have been sealed and second lock has been affixed on it by the respondent No. 1. The said office stands sealed.

It is directed that till the next date of hearing status quo shall be maintained regarding the sealing of the aforesaid office.

Therefore, despite a clear Order of the Hon'ble Court whereby no stay was granted, nor was the Letter dated 12.09.2017 and the Order dated 18.09.2017 stayed. The Petitioner, without following the Order and Directions of the Hon'ble Court, proceeded to conduct elections illegally and arbitrarily in complete violation of the Hon'ble Court's Order.

9. That on 22.09.2017, the Respondent University issued a Notification of Elections for three student representatives to the ICC. However, in

violation of the Order dated 18.09.2017 and the Hon'ble Court's Order dated 21.09.2017; JNUSU released a notice which stated that-

"The JNUSU held an Extraordinary University General Body Meeting (EUGBM) on 22nd September, 2017. The EUGBM ratified the changed rules of GSCASH passed in the GSCASH GBM 2015 and gave a resounding mandate to hold GSCASH election at the earliest."

The said notice was released in blatant violation of the Order dated 12.09.2017.

10. That on 26.09.2017, a Circular was issued by the Respondent University which stated that-

"there will be no parallel institution on sexual harassment cases in the same campus. The JNU administration hereby alerts the JNU community that efforts are being made to hold illegal elections to a non-existing body. The ICC alone is responsible for handling all cases related to sexual harassment in the university. Appropriate actions as per the university rules will be taken against all indulging in illegal activities (holding elections to unrecognizable body-GSCASH) in JNU."

11. That Rule 12 of the UGC Regulations, 2015 deals with Consequences of non-compliance of the UGC Regulations which is reproduced below-

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"the University Grants Commission shall, in respect of any institution that will fully contravenes or repeatedly fails to comply with the obligations and duties laid out for the prevention, prohibition and redressal of sexual harassment of employees and students, take one or more of the following actions after providing due notice such as withdrawal of declaration of fitness to receive grants or removing the name of the university or college from the list maintained by the University Grants Commission etc.

PARAWISE REPLY:

1-3. That the contents of paras 1-3 need no reply.

4-6. That the contents of paras 4-6 are wrong and denied. The contents of the Preliminary Submissions may be read in this regard.

7. That the contents of para 7 are wrong and denied. The present Application if allowed would be grossly unfair to the victims who are concerned that their cases might not be disposed off in time. It may be pertinent to mention here that most of the cases pending before GSCASH concern complainants who are students and once the academic session is over for such students, it would be onerous for them to prosecute the said complaint.

8. That the contents of para 8 need no reply.

PRAYER

In the light of the above mentioned facts and circumstances it is most respectfully prayed that this Hon'ble Court may be pleased to:

- (a) Dismiss the Application of the Petitioner.
- (b) Direct room 114A to be unlocked.
- (c) Direct inventory of the files related to disposed off matters/complaints to be taken in the presence of the Registrar.
- (d) Direct the files related to the disposed off cases to be sealed and segregated till disposal of the Writ Petition.
- (e) Pass such orders as may be deemed fit and proper in the present circumstances and facts of the case.

THROUGH

MS. GINNY J. RAUTRAY, ANUSHKA ASHOK
& BHAWNA PAL
RAUTRAY & CO.

ADVOCATES FOR RESPONDENT NO. 1

B3/18 VASANT VIHAR

NEW DELHI- 110057

MOBILE NO. 9811287117

PLACE: NEW DELHI

DATED: 28/10/17

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IN THE HIGH COURT OF DELHI AT NEW DELHI
CIVIL ORIGINAL JURISDICTION

CM No. 34786 of 2017

IN

W.P. (C) 8446 of 2017

IN THE MATTER OF:

MADHU SAHNI & ORS

...PETITIONER

VERSUS

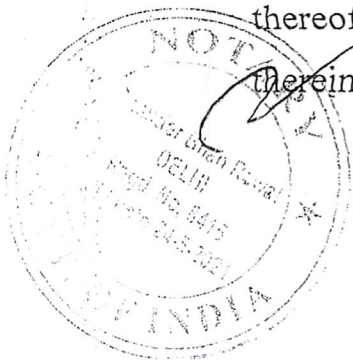
JAWAHARLAL NEHRU UNIVERSITY & ANR.

...RESPONDENT

AFFIDAVIT


I, Dr. Pramod Kumar; S/o Shri. J.P. Roy, aged about 54 years, Registrar, Jawaharlal Nehru University, New Delhi, do hereby solemnly affirm and declare as follows:-

1. That I am the Registrar of the Respondent and well conversant with the facts of the case on the basis of the records maintained by the University in the ordinary course and accordingly, I am competent to depose the same on behalf of the Respondent.
2. That the accompanying Reply to the Stay Application has been drafted under my instructions. I have read the same and the contents thereof are true and correct to my knowledge and nothing stated therein is false or incorrect.



Pramod

DEPONENT

 डॉ. प्रमोद कुमार
DR. PRAMOD KUMAR
कुलसचिव/Registrar
जवाहरलाल नेहरू विश्वविद्यालय
Jawaharlal Nehru University
नई दिल्ली/New Delhi-110067

VERIFICATION

28 OCT 2017

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I, the abovenamed deponent do hereby verify that the contents of the affidavit are true and correct to my knowledge and no part of the same is

false.

28 OCT 2017

verified at New Delhi on this _____ day of October, 2017.

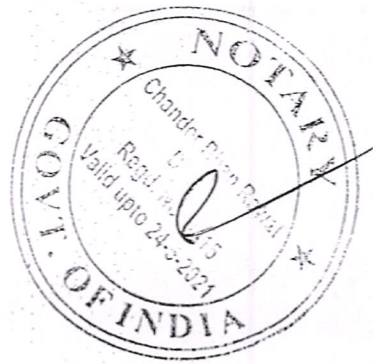
Pramod

DEPONENT

डॉ. प्रमोद कुमार
DR. PRAMOD KUMAR
कुलसचिव/Registrar
जवाहरलाल नेहरू विश्वविद्यालय
Jawaharlal Nehru University
नई दिल्ली/New Delhi-110067

CERTIFIED THAT THE DEPONENT
Shri/Smt/Km.....
S/o, W/o, D/o.....
Identified by Sri/Smt.....
has solemnly affirmed before me at Delhi
on..... at St. No.....
that the contents of the affidavit which has
been read and explained to him are true
and correct to his knowledge.


CHANDER BHAN RAWAT
Notary Public, Delhi




Pragya Ravi
I identified the deponent who has
Signed / put in my presence.

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PROOF OF Service

CONSIGNOR Ginny J Rautray Adv B-3118 Vasant Vihar		 010611527	
CONSIGNEE Dr. Srivastava Nivedit Prakash E-19 LKF Jangpura East Delhi		AWB No. X fas Logistics Pvt. Ltd. 75, 1ST FLOOR, RANI JHANBI ROAD, NEW DELHI-110 055 PHONE : 011-49412200-15 Line E-mail : codelhi@xfas.in Website : www.xfas.in	
<small>CALL US FOR INTERNATIONAL SERVICES 9112437934 BOOKING OF CURRENCY / JEWELLERY IS BANNED</small>		FRANCHISEE	
MODE: <input type="checkbox"/> AIR <input checked="" type="checkbox"/> SURFACE <input type="checkbox"/> TRAIN		FORWARDING No.	AMOUNT
Carrier's liability is limited to Rs. 100/- only per consignment for any cause. Service tax as applicable will be charged extra. I have read & understood the Terms & condition printed overleaf and hereby accept those conditions		28/10/17	300
Received in good condition		NO OF PCS	SERVICE TAX
Shipper's Signature		WEIGHT	TOTAL
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CONSIGNOR Ginny J. Rautray B-3118 Vasant Vihar		 010611528	
CONSIGNEE Dr. Shroo V Kurup Adv A-2114 L.K.F. Safdarjung Enclave		AWB No. X fas Logistics Pvt. Ltd. 75, 1ST FLOOR, RANI JHANBI ROAD, NEW DELHI-110 055 PHONE : 011-49412200-15 Line E-mail : codelhi@xfas.in Website : www.xfas.in	
<small>CALL US FOR INTERNATIONAL SERVICES 9112437934 BOOKING OF CURRENCY / JEWELLERY IS BANNED</small>		FRANCHISEE	
MODE: <input type="checkbox"/> AIR <input checked="" type="checkbox"/> SURFACE <input type="checkbox"/> TRAIN		FORWARDING No.	AMOUNT
Carrier's liability is limited to Rs. 100/- only per consignment for any cause. Service tax as applicable will be charged extra. I have read & understood the Terms & condition printed overleaf and hereby accept those conditions		28/10/17	300
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Shipper's Signature		WEIGHT	TOTAL
Please Sign with Stamp			

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