

18/03/2016

To,
The Chief Proctor,
Office of the Chief Proctor,
Jawaharlal Nehru University,
New Delhi – 110 067

Refn.: "High Level Enquiry Committee"
Sub.: "Show-Cause Notice, Dated 14/03/2016."

Dear Sir,

I am in receipt of a "Show-Cause Notice, Dated 14th March 2016", and received by me on 15th March 2016, at about 12:00 pm requiring me to explain why disciplinary action should not be initiated against me, by 16th March, 2016, 17:00 hrs. I have thereafter received a notice that my reply to the show-cause must be submitted by 18 March 2016, 5.00 p.m. As is evident, I have been given just a little over two days to respond to the notice issued by you.

It is pertinent to mention here that an incomplete HLEC document was supplied to me post 5.00 p.m. on 16/03/2016.

Paragraph 1 of the show cause notice records the fact that a High Level Enquiry Committee (HLEC) has found me "guilty" under two sub-clauses of Clause 3, Category II of the Rules of Discipline and Proper Conduct of students of JNU, under sub-clause (vi) "Furnishing false certificates or false information in any manner to the university" and (xxv) "Any other act which may be considered by the VC or any other competent authority to be an act of violation of discipline and conduct".

The report mentions that I have misrepresented my hostel address in the undertaking form and I presume that this is the reason for finding me guilty under Clause 3, Category II (iv). I would like to clarify that this was an oversight, as my friends filled in the hostel address I had during my M.A in Political Science at CPS/SSS by mistake. I signed against the address without noticing that the wrong address had been provided.

With the regard to the finding of guilt under Clause 3, Category II (xxv), the notice suffers absence of the following specifics:

- (a) What I am guilty of;

Reviewed by
Ali
16-3-16 16:20 PM
मुख्य कुलायुक्त कार्यालय
OFFICE OF THE CHIEF PROCTOR
जवाहरलाल नेहरू विश्वविद्यालय
Jawaharlal Nehru University
नई दिल्ली-110067/New Delhi-110067

- (b) What is the "act of violation of discipline and conduct" that is "other" than any of the ones enumerated in Clause-3, Category-II; of which I am admittedly not guilty.
- (c) How and in what manner, such findings of guilt have been arrived at by the HLEC.

The last page that purportedly sets out the recommendations of the HLEC is missing; list of witnesses and their deposition that should form part of any report have also not been provided to us.

The circumstances of setting-up and the alleged proceedings before HLEC violate the rules as set out in Statute 32 (5) of the University, whereby it is imperative that the accused participate in the Enquiry and enquiry is to be held by Proctorial Committee, and that constitutes members who seem to serve vested interests.

The composition of the committee itself has been questioned by both JNUTA and JNUSU, for being non-representative and biased. Despite the inclusion of two additional members at a later stage, there are no SC/ST representatives on the committee.

This is apart from the fact that the unseemly haste and total disregard of any rules of natural justice, that vitiate the constitution of the HLEC, its proceedings and its "report".

It is strange how details of depositions, findings and recommended punishments are reported by the media, although I had no access to the same. It also remains unexplained, as to why an HLEC was set up in the first place, superseding the Proctor's committee.

I am deeply disturbed by such a non-specific, vague and general show cause notice that seems to have been issued for no reason other than a plan to rope me along with other students into an orchestrated controversy to deter us from taking vocal positions on any issues that arise in the university.

In view of the above, I request you to first make available to me:

1. Copy of the Complaint.
2. Details of the witnesses and their depositions.
3. List of document.
4. Proof/Evidence/Findings if any relied on.

5. All documents, statements, and material, if any, relied upon by you, during the course of the so-called enquiry.

Pursuant to your making available the documents as specified above, I should be given sufficient time to make an effective response to your findings, as well as the "Show-Cause Notice".

I state that in any case all the allegations made against me are wrong and I have not done any act which is in violation with the aims and objects of the Institute (JNU).

Needless to state, that I will offer my fullest co-operation with the due process, once my concerns are addressed fairly and openly, and the documents, as requested by me, are supplied to me forthwith and I am given the confidence that this will be a fair and just enquiry.

Yours sincerely

Komal 8826904572

Komal Mohite

M.Phil./PhD Student,
Centre for Political Studies, School of Social Sciences,
Jawaharlal Nehru University.

Room No. 12, Koyna Hostel,
Jawaharlal Nehru University,
New Delhi - 110 067

C.C.:
Vice Chancellor,
Jawaharlal Nehru University,
New Delhi - 110 067