



THE WEST BENGAL NATIONAL UNIVERSITY OF JURIDICAL SCIENCES,  
KOLKATA

The Agenda of the Twenty-Eighth Meeting of the Academic  
Council of the W.B. National University of Juridical Sciences,  
Kolkata

to be held on 12<sup>th</sup> November, 2016

at Dr. Ambedkar Bhavan,

Salt Lake, Kolkata

**+Agenda for the 28<sup>th</sup> Academic Council Meeting, The WBNUJS on 12<sup>th</sup> November, 2016**

<b>Agenda</b>		
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and any other agenda/matter with the permission of the Chair.

**1. Confirmation of minutes of 27<sup>th</sup> meeting**

The minutes of the 27<sup>th</sup> Academic Council Meeting held on 27<sup>th</sup> August 2016 are put up for perusal and confirmation of the honourable members.

**MINUTES OF THE TWENTY-SEVENTH MEETING OF THE ACADEMIC COUNCIL OF WBNUJS**

**held on 26th August, 2016 at Dr. Ambedkar Bhavan, 12 LB Block, Sector – III, Salt Lake, Kolkata – 700098.**

The twenty-seventh meeting of the Academic Council was held on Friday, 26<sup>th</sup> August 2016 at Dr. Ambedkar Bhavan, Salt Lake, Kolkata – 700 098.

The following members were present:-

*26/8/16*  
1. **PROF. (DR.) P. ISHWARA BHAT,** ✓

Vice-Chancellor, Chairman, Academic Council, WBNUJS, Kolkata.

*Acad*  
2. **PROF. (JUSTICE) (RETD.) ALTAMAS KABIR** ✓

Member, Academic Council.

*12/11/16*  
3. **PROF. POONAM SAXENA** ✓

Member, Academic Council.

4. **PROF. (DR.) FAIZAN MUSTAFA** ✓

Member, Academic Council.

5. **PROF. (DR.) ARUP KUMAR PODDAR** ✓

Member, Academic Council.

6. **PROF. (DR.) SREENIVASULU N. S.** ✓

Member, Academic Council.

7. **PROF. (DR.) T. V. G. N. S. SUDHAKAR** ✓

Member, Academic Council.

**DR. ANIRBAN MAZUMDER** ✓

Member, Academic Council.

**MS. VANEETA PATNAIK** ✓

Member, Academic Council.

**DR. ANUPAMA GHOSHAL** ✓

Member, Academic Council



		<p>The members of the Committee are:</p> <ol style="list-style-type: none"> <li>1. Prof. A. K. Poddar</li> <li>2. Dr. Anirban Mazumder</li> <li>3. Dr. Anupama Ghoshal</li> <li>4. Ms. Vaneeta Patnaik</li> </ol> <p>The above Committee will recommend the proposed changes.</p>	
4.	<i>Introduction of an One Year Post Graduate Diploma In Corporate, Commercial and Industrial Laws (PGDCCIL), an Executive Diploma Program For HPCL Executives</i>	The Honourable members approved the One Year Post Graduate Diploma In Corporate, Commercial and Industrial Laws (PGDCCIL), an executive Diploma Programme for HPCL Executives.	✓
5.	<i>Amendment in Ph.D Regulations 2012 for extension of maximum of six years from five years for tenure of submission of Ph.D thesis</i>	The Honourable members approved additional extension of one year for M. Phil and two years for Ph.D for women candidates and persons with disability (more than 40% disability) in addition to the normal tenure of completion.	✓
6.	<i>Introduction of M.A. in Business Laws with the help of technology provider IPLeders</i>	The Honourable members approved the M.A. in Business Laws programme.	✓
7.	<i>Introduction of online certificate courses in Skill Based Legal Education with the help of technology provider IPLeders</i>	The Honourable members approved the online certificate courses in Skill Based Legal Education with the help of technology provider IPLeders.	✓

8.	<i>Introduction of certificate course on Intellectual Property Rights through The Centre For Regulatory Studies, Governance And Public Policy (CRSGPP) WBNUJS</i>	The Honourable members approved the certificate course on Intellectual Property Rights through The Centre For Regulatory Studies, Governance And Public Policy (CRSGPP) WBNUJS.	✓
9.	Regarding filling up of vacant seats in LL.M for SC/ST category, the Honourable members decided to frame the admission policy of the University regarding conversion of vacant seats of SC/ST category students of LL.M to General category students, which shall be applied prospectively. For the current academic year, no conversion of seats for SC/ST category is allowed.		✓
10.	Academic and Research collaboration with AIPP&DS, Kolkata	The University proposed to allow nominated scholars of AIPP&DS, Kolkata for Ph.D courses to WBNUJS without undergoing Admission Entrance Test for Ph.D, since WBNUJS has an academic collaboration with AIPP&DS, Kolkata. The Honourable members decided that admission to Ph.D candidates shall be as per the prevailing Regulations of the University. No unusual route to be followed to admit in Ph.D without admission test or entrance examination.	✓
11.	The Vice Chancellor apprised the members that the availability of teachers on working days must be 5 to 6 hours in the University campus. The Chairman proposed to introduce Biometric system to ensure presence of the teachers in the University to enhance the academic standard.		✓

	He mentioned that NLU Jodhpur has introduced the Biometric system and it works very smoothly.  The Honourable members left it to the Chairman.	
<b>REPORTS</b>		
R1	<i>Report on admission of students to B.A. LL.B (Hons.) and LL.M courses in 2016-2017</i>	The Honourable members noted and appreciated.
R2	<i>Report on Credit Courses conducted in 2016-2017</i>	The Honourable members noted and appreciated.
R3	<i>Report on successful Ph.D scholars</i>	The Honourable members appreciated and approved.
R4	<i>Report on reconstitution of the Undergraduate Council of WBNUJS</i>	The Honourable members noted and appreciated.
R5	<i>Report on students of B.A. LL.B course scheduled to graduate in 2016-2017 (as on date)</i>	The Honourable members noted and authorised the University to award degrees.
R6	<i>Report on permission to continue 9<sup>th</sup> semester at NLU, Delhi for Ms. Sachi Juneja on extraordinary and delicate health issues</i>	The Honourable members approved to study 9 <sup>th</sup> semester at NLU Delhi and further decided that Ms. Sachi Juneja shall write the Ninth semester end semester examination at WBNUJS, Kolkata for the subjects of Ninth semester taught at WBNUJS.

**2. List of passed students who will be awarded degree in LL.B , course during the forthcoming Convocation on 13.11.2016.**

The list of students who have successfully completed LL.B course and are to be awarded degree in LL.B , course during the forthcoming Convocation on 13.11.2016 is attached at Annexure 1 for perusal and approval of the honourable members.

a) List of passed LL.B students - **Annexure '1'**



LL.B Degree Certificate Recipients

SL. No.	ID No.	Name	
1	211002	Satchit Harsha Bhogle	B.A. LL.B. (Hons.)
2	211003	Shyam Gopal Balakrishnan	B.A. LL.B. (Hons.)
3	211004	Ambika Vadehra	B.A. LL.B. (Hons.)
4	211005	Kritika Vohra	B.A. LL.B. (Hons.)
5	211006	Gavish Malhotra	B.A. LL.B. (Hons.)
6	211008	Yash Vijayvargiya	B.A. LL.B. (Hons.)
7	211009	Sanchit Garg	B.A. LL.B. (Hons.)
8	211010	Suman Prabhu	B.A. LL.B. (Hons.)
9	211011	Arthad Utkrant Kurlekar	B.A. LL.B. (Hons.)
10	211012	Parika Singh	B.A. LL.B. (Hons.)
11	211015	Diksha D Sanyal	B.A. LL.B. (Hons.)
12	211016	Rishika Rangarajan	B.A. LL.B. (Hons.)
13	211020	Adithya Ramchandran Iyer	B.A. LL.B. (Hons.)
14	211021	Shobhit Singh	B.A. LL.B. (Hons.)
15	211022	Nivedita S Udupa	B.A. LL.B. (Hons.)
16	211023	Sushruti Tripathi	B.A. LL.B. (Hons.)
17	211024	Koustubh Lal	B.A. LL.B. (Hons.)
18	211026	Vikram Lakshman	B.A. LL.B. (Hons.)
19	211027	Aishwarya Giridhar	B.A. LL.B. (Hons.)
20	211029	Hemanth R Rao	B.A. LL.B. (Hons.)
21	211030	Prashanth K Mukundan	B.A. LL.B. (Hons.)
22	211031	Tulika Paul	B.A. LL.B. (Hons.)
23	211032	Ahaan Mohan	B.A. LL.B. (Hons.)
24	211033	Rishika Mayur Lekhadia	B.A. LL.B. (Hons.)
25	211035	Poorvi Shah	B.A. LL.B. (Hons.)
26	211036	Nikita Kapoor	B.A. LL.B. (Hons.)
27	211038	Nupur Milind Pandit	B.A. LL.B. (Hons.)
28	211039	Siddhartha Srivastava	B.A. LL.B. (Hons.)
29	211040	Saurabh Kumar	B.A. LL.B. (Hons.)
30	211041	Vikas Narain	B.A. LL.B. (Hons.)
31	211042	Pranjali Singh	B.A. LL.B. (Hons.)
32	211043	Ankita Mandal	B.A. LL.B. (Hons.)
33	211044	Dishari Sarkar	B.A. LL.B. (Hons.)
34	211046	Abhishek Prakash	B.A. LL.B. (Hons.)
35	211048	Romila Mandal	B.A. LL.B. (Hons.)
36	211049	R Sahana	B.A. LL.B. (Hons.)
37	211051	Rakshita N	B.A. LL.B. (Hons.)
38	211052	Saroj Kumar	B.A. LL.B. (Hons.)

39	211055	Anubhav Singh	B.A. LL.B. (Hons.)
40	211056	Mahpara Javed Rana	B.A. LL.B. (Hons.)
41	211059	Titus James	B.A. LL.B. (Hons.)
42	211060	Deepthi Bavirisetty	B.A. LL.B. (Hons.)
43	211062	Ratnavel Pandian S	B.A. LL.B. (Hons.)
44	211064	Vishnu Tallapragada	B.A. LL.B. (Hons.)
45	211066	Sidhant Chandalia	B.A. LL.B. (Hons.)
46	211067	Sidharth Deb	B.A. LL.B. (Hons.)
47	211068	Prateek Gupta	B.A. LL.B. (Hons.)
48	211069	Isha Narain	B.A. LL.B. (Hons.)
49	211070	Siddharth Narsipur	B.A. LL.B. (Hons.)
50	211071	Rachana Rautray	B.A. LL.B. (Hons.)
51	211072	Gayatri Loomba	B.A. LL.B. (Hons.)
52	211073	S Kaavya	B.A. LL.B. (Hons.)
53	211074	Zubin Dash	B.A. LL.B. (Hons.)
54	211075	Avinandan Kundu	B.A. LL.B. (Hons.)
55	211076	Prashant Sreenivasan	B.A. LL.B. (Hons.)
56	211077	Anushka Shetty	B.A. LL.B. (Hons.)
57	211078	Bhimavarapu Mouli Aravind	B.A. LL.B. (Hons.)
58	211080	Narmada Singh Rana	B.A. LL.B. (Hons.)
59	211081	Karthik Jp	B.A. LL.B. (Hons.)
60	211084	Jigme Norbu Bhutia	B.A. LL.B. (Hons.)
61	211085	Saurabh Mishra	B.A. LL.B. (Hons.)
62	211086	Raktima Roy	B.A. LL.B. (Hons.)
63	211087	Manisha Sharma	B.A. LL.B. (Hons.)
64	211089	Sadhvi Sood	B.A. LL.B. (Hons.)
65	211090	Ambuj Gupta	B.A. LL.B. (Hons.)
66	211091	Sidharth Kaushik	B.A. LL.B. (Hons.)
67	211092	Sandra Susan Mathew	B.A. LL.B. (Hons.)
68	211093	Mansi Premal Jhaveri	B.A. LL.B. (Hons.)
69	211094	Stuti Bhatnagar	B.A. LL.B. (Hons.)
70	211095	Raghunath Seshadri	B.A. LL.B. (Hons.)
71	211096	Ananya Kulkarni	B.A. LL.B. (Hons.)
72	211097	Ashutosh Priyadarshi Shukla	B.A. LL.B. (Hons.)
73	211098	Namrata Mukherjee	B.A. LL.B. (Hons.)
74	211099	C. Akhileshwari Reddy	B.A. LL.B. (Hons.)
75	211100	Sanika Sunil Gokhale	B.A. LL.B. (Hons.)
76	211101	Chitwan Deep Singh	B.A. LL.B. (Hons.)
77	211102	Anamika Gode	B.A. LL.B. (Hons.)
78	211103	Utkarsh Soni	B.A. LL.B. (Hons.)

79	211104	Ankit Chavan	B.A. LL.B. (Hons.)
80	211105	Vartul	B.A. LL.B. (Hons.)
81	211106	Aritri Roy Chowdhury	B.A. LL.B. (Hons.)
82	211107	Puneet Rathsharma	B.A. LL.B. (Hons.)
83	211108	Asmita Roy	B.A. LL.B. (Hons.)
84	211109	Abin Francis	B.A. LL.B. (Hons.)
85	211111	Aman Gupta	B.A. LL.B. (Hons.)
86	211112	Apoorva Sundar	B.A. LL.B. (Hons.)
87	211114	Udit Misra	B.A. LL.B. (Hons.)
88	211115	Ashi Gupta	B.A. LL.B. (Hons.)
89	211116	Ishani Dash	B.A. LL.B. (Hons.)
90	211117	Neeti Sunil Bhatt	B.A. LL.B. (Hons.)
91	211118	Meenakshi Ramesh Kurpad	B.A. LL.B. (Hons.)
92	211120	Shivam Bhardwaj	B.A. LL.B. (Hons.)
93	211121	Anirudh Vohra	B.A. LL.B. (Hons.)
94	211123	Sohini Chatterjee	B.A. LL.B. (Hons.)
95	211124	Sreyan Chatterjee	B.A. LL.B. (Hons.)
96	211125	Ulka Bhattacharyya	B.A. LL.B. (Hons.)
97	211127	Ashish Dahariya	B.A. LL.B. (Hons.)
98	211128	Ashish Singh	B.A. LL.B. (Hons.)
99	211129	Shashank Kumar	B.A. LL.B. (Hons.)
100	211130	Soumalya Saha	B.A. LL.B. (Hons.)
101	211132	Mr. Kabir Verma	B.A. LL.B. (Hons.)
102	211134	Aditya Shit	B.A. LL.B. (Hons.)
103	211135	Annapurna Shaw	B.A. LL.B. (Hons.)
104	211136	Tarunya Shankar	B.A. LL.B. (Hons.)
105	211137	Ishan Shivakumar	B.A. LL.B. (Hons.)
106	211047	Abhay Nanda	B.A. LL.B. (Hons.)
107	210072	Somak Mukherjee	B.A. LL.B. (Hons.)
108	210088	Advait Malviya	B.A. LL.B. (Hons.)
109	210092	Devaang Agarwalla	B.A. LL.B. (Hons.)
110	210108	Divya Sampath	B.A. LL.B. (Hons.)
111	210118	Nikhil Sawlani	B.A. LL.B. (Hons.)
112	210119	Naman Nanda	B.A. LL.B. (Hons.)
113	210124	Sweta Gope	B.A. LL.B. (Hons.)
114	209066	R. Rajkumar	B.A. LL.B. (Hons.)
115	210090	Samhita Mandal	B.A. LL.B. (Hons.)
116	209090	Tejeswini G.S.	B.A. LL.B. (Hons.)

Approved to  
award degree in  
B.A. LL.B. (Hons.)

**3. List of passed students who will be awarded degree in LL.M , course during the forthcoming Convocation on 13.11.2016.**

The list of students who have successfully completed LL.M course and are to be awarded degree in LL.M , course during the forthcoming Convocation on 13.11.2016 is attached at Annexure 2 for perusal and approval of the honourable members.

a) List of passed LL.M students - **Annexure '2'**

## LL.M Degree Recipients (2015 Batch)

SL. No.	ID No.	Name of the Students	Degree
1	PG 21502	VRISHALI GUPTA	LL.M
2	PG 21503	PRATIK MISHRA	LL.M
3	PG 21504	KAVYA SRIVASTAVA	LL.M
4	PG 21505	ARINDAM MITRA	LL.M
5	PG 21506	SUBHAPRAD MOHANTY	LL.M
6	PG 21507	ASHIANA SIDDIQUEE	LL.M
7	PG 21508	NIBHA KUMARI	LL.M
8	PG 21509	SAKSHI YADAV	LL.M
9	PG 21510	SHWETA SAHU	LL.M
10	PG 21511	SHUBHAM SHREE	LL.M
11	PG 21512	PRIYANKA CHOUDHARY	LL.M
12	PG 21513	ANUKANKSHA SUDHINDRA KALKERI	LL.M
13	PG 21514	DIVYA JYOTI	LL.M
14	PG 21515	DIVYENDU SHEKHAR	LL.M
15	PG 21516	LOVELEEN SINGH	LL.M
16	PG 21517	SHILPA DAS	LL.M
17	PG 21518	MONALISA MINZ	LL.M
18	PG 21520	KHUSHBU KUMARI	LL.M
19	PG 21521	ANSHU KUMAR YADAV	LL.M
20	PG 21522	SRISHTI SINGH	LL.M *
21	PG 21523	RAJAT BANERJEE	LL.M
22	PG 21524	BAGESHREE SHARMA	LL.M
23	PG 21525	KRISHNA AGRAWAL	LL.M
24	PG 21527	NIKITA PATAJOSHI	LL.M
25	PG 21528	KANDARP VANITA	LL.M
26	PG 21529	SOUVIK GHOSH	LL.M

27	PG 21531	KUMARI PRINKI PRIYANKA	LL.M
28	PG 21533	DIVYA SHARMA	LL.M
29	PG 21534	TANVI SHARMA	LL.M
30	PG 21535	SRIJAN MEHROTRA	LL.M
31	PG 21536	SAHELI SEN	LL.M
32	PG 21537	MOHIT KUMAR PRASAD	LL.M
33	PG 21538	NEELAM LAMA	LL.M
34	PG 21539	RUCHITA KAUNDAL	LL.M
35	PG 21541	SAMARMIT LEPCHA	LL.M
36	PG 21542	RASHI DUBEY	LL.M

**4. List of passed students who will be awarded degree in Ph.D course during the forthcoming Convocation on 13.11.2016.**

The list of students who have successfully completed Ph.D course and are to be awarded degree in Ph.D course during the forthcoming Convocation on 13.11.2016 is attached at Annexure 3 for perusal and approval of the honourable members.

a) List of passed LL.B students - **Annexure '3'**

**THE WEST BENGAL NATIONAL UNIVERSITY OF JURIDICAL SCIENCES**

*Ph.D. DEGREE HOLDERS 2016-17*

<i>Sl No.</i>	<i>Name of the Candidate</i>
1	Mr. Deva Prasad M. ✓
2	Mr. Anirban Chakraborty ✓
3	Mr. Shameek Sen ✓
4	Mr. Sanjay Kumar ✓

*Approved.*



**5. University medals and endowment medals**

Various University medals and endowment medals are awarded during the Convocation. These medals are awarded on the basis of merit. List of medal winners as enclosed is put up for your perusal and approval please.

**Encl: Annexure 4:** (List of medal winners for LL.B course)

**Annexure 5:** (List of medal winners for LL.M course)

**Eleventh Convocation, 2016**  
**List of candidates receiving medals/ Cash Prize at the Eleventh Convocation to be held on 13.11.2016**  
**2016 Passout Batch**

Sl. No.	Name of the Medal	Name of Recipient
1	<b>University Gold Medal</b> for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Ulka Bhattacharyya
2	<b>Sir Ashutosh Mookerjee Memorial Gold Medal</b> for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Ulka Bhattacharyya
3	<b>Deshapran Birendranath Sasmal Cash Prize</b> sponsored by <b>Deshapran Smriti Raksha Samity</b> for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Ulka Bhattacharyya
4	<b>University Medal</b> for Securing second rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Gayatri Loomba
5	<b>Justice V.R. Krishna Iyer Gold Medal</b> for Securing highest marks in Criminal Law	Mr. Shivam Bhardwaj
6	<b>N.R. Madhava Menon Gold Medal</b> for Securing highest marks in Media Law	Ms. Ananya Kulkarni & Ms. Sohini Chatterjee
7	<b>D.S. Chimni Gold Medal</b> for Securing highest marks in Public International Law	Mr. Arthad Utkrant Kurlekar
8	<b>Shanhogue Raghavendra Rao Subbalakshamma Gold Medal</b> for Securing highest marks in Jurisprudence	Ms. Ulka Bhattacharyya & Mr. Vartul
9	<b>R. Gopalakrishnan Saroja Gopalakrishnan Gold Medal</b> for Securing highest marks in Constitutional Law	Ms. Ankita Mandal
10	<b>Duttal Jhunjhunwala Memorial Gold Medal</b> to Best student in Labour Law	Mr. Sidhant Chandalia

11	<b>Laxmi Devi Jhunjunwala Memorial Gold Medal</b> to Best student in Environmental Law	Ms. Meenakshi Ramesh Kurpad
12	<b>Sitaram Jhunjunwala Memorial Gold Medal</b> to Best student in Property Law	Ms. Suman Prabhu
13	<b>Kunj Bihari Jhunjunwala Memorial Gold Medal</b> to Best student in Administrative Law	Ms. Sohini Chatterjee
14	<b>Duttal Jhunjunwala Memorial Gold Medal</b> to Best student in Corporate Law	Mr. Chitwan Deep Singh
15	<b>Laxmi Devi Jhunjunwala Memorial Gold Medal</b> to Best student in Corporate Law	Mr. Chitwan Deep Singh
16	<b>Sitaram Jhunjunwala Memorial Gold Medal</b> to Best student in Intellectual Property Law I	Ms. Rachana Rautray & Ms. Sadhvi Sood
17	<b>Kunj Bihari Jhunjunwala Memorial Gold Medal</b> to Best student in Intellectual Property Law II	Ms. Rachana Rautray
18	<b>Parbati Debi Jhunjunwala Memorial Gold Medal</b> to Best student in Constitutional Law I	Ms. Kritika Vohra
19	<b>Parbati Debi Jhunjunwala Memorial Gold Medal</b> to Best student in Constitutional Law II	Ms. Sohini Chatterjee
20	<b>P.L. Khaitan Memorial Gold Medal</b> to the Best student in Direct Tax	Mr. Shyam Gopal Balakrishnan
21	<b>P.L. Khaitan Memorial Gold Medal</b> to the Best student in Indirect Tax	Ms. Sushruti Tripathi & Ms. Gayatri Loomba
22	<b>Deshapran Birendranath Sasmal Gold Medal</b> sponsored by Deshapran Smriti Raksha Samity to the Best student in Legal Method	Ms. Sushruti Tripathi
23	<b>Deshapran Birendranath Sasmal Gold Medal</b> sponsored by Deshapran Smriti Raksha Samity to the Best student in Political Science	Mr. Shivam Bhardwaj
24	<b>Eastern Book Company Gold Medal</b> to the Best student in Law of Torts	Ms. Ambika Vadehra
25	<b>Eastern Book Company Gold Medal</b> to the Best student in Alternative Dispute Resolution	Mr. Saurabh Mishra

Eleventh Convocation, 2016List of candidates of LL.M 2015 Passout Batch to receive medals/ Cash Prize at the Eleventh Convocation to be held on 13.11.2016

Sl. No.	Name of the Medal	Name of Recipient
1	Ms. Shweta Sahu	Nani A. Palkhivala Memorial Gold Medal for Standing First in order of merit, at the LL.M examination
2	Ms. Shweta Sahu	Deshapran Birendranath Sasmal Cash Prize sponsored by Deshapran Smriti Raksha Samity for First rank holder in LL.M examination
3	Ms. Anukanksha Sudhindra Kalkeri	Deshapran Birendranath Sasmal Gold Medal sponsored by Deshapran Smriti Raksha Samity to the topper in International Law Branch of LL.M examination
4	Ms. Shweta Sahu	Deshapran Birendranath Sasmal Gold Medal sponsored by Deshapran Smriti Raksha Samity to the topper in Commercial Branch of LL.M examination

Approved

**6. Draft NUJS Policy on Prevention, Prohibition and Redressal of Sexual Harassment of women 2016**

The Draft NUJS Policy on Prevention, Prohibition and Redressal of Sexual Harassment of women 2016 is put up at Annexure 6 for perusal and approval of the honourable members.

**Encl: Annexure 6:** (Draft NUJS Policy on Prevention, Prohibition and Redressal of Sexual Harassment of women 2016)

*Approved*

## **Draft NUJS Policy on Prevention, Prohibition and Redressal of Sexual Harassment of Women 2016**

The West Bengal National University of Juridical Sciences ('NUJS') is committed to maintaining and strengthening an educational, employment and living environment free of harassment and intimidation. Sexual harassment impedes equal employment and educational opportunities and is antithetical to the standards of the University community. NUJS does not tolerate acts of sexual harassment. This University policy, framed in pursuance of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 and the allied Rules, seeks to ensure prevention and prompt redressal of acts of sexual harassment.

### **PART-I - APPLICATION AND DEFINITIONS**

#### **1. Title, Scope and Application**

(1) This Policy may be called the NUJS Policy on Prevention, Prohibition and Redressal of Sexual Harassment of Women 2014.

(2) This Policy applies to students, academic staff, non-academic staff, service-providers, residents and outsiders who engage with any University Functionary or student.

#### **2. Definitions**

- a) "Academic staff" includes any person appointed or engaged by the University for the purposes of teaching or for research. This would include employees who have permanent positions by way of tenure or those employed on a contractual or casual basis. Additionally it would also include those who are part-time, or ad-hoc, or visiting, or honorary members of the staff and persons interning at the University.
- b) "Act" means the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013
- c) "Consent" must be affirmative, unambiguous, conscious and voluntary. It must be given by a person who has attained the legal age of consent for sexual relation. It may only be given verbally.

Explanation 1: The burden to obtain consent lies with the person initiating any sexual activity.

Explanation 2: Consent does not imply a blanket acquiescence. It must be ongoing and applies only to the specific sexual activity the initiator seeks to engage in. It can be revoked at any point.

Explanation 3: An incapacitated person cannot give consent. Silence or lack of resistance cannot be construed as consent. Nor can a mere previous sexual or past/current dating relationship form the basis for assuming consent.

Explanation 4: Presumptions based upon contextual factors (such as clothing, alcohol consumption, or dancing) are irrelevant, and cannot be considered as evidence of consent.

Explanation 5: It shall not be a valid excuse to alleged lack of affirmative consent that such a belief arose from the intoxication or recklessness of the respondent.

d) "Counsellor" includes any person appointed/authorised by the University authorities, who has established credentials and expertise in the field of social and personal counselling on issues pertaining to incidents of sexual harassment.

e) "Eminent woman academic" includes a woman academician not employed or otherwise attached to the University, and one who has experience working in the field of gender equality.

f) "Incapacitation" is a state of physical and/or mental inability wherein a person lacks the awareness and capacity to make informed rational decisions. Illustratively incapacitation includes but is not limited to sleep, blackouts, and psychotic breakdowns.

In situations where intoxicants or medication are involved, incapacitation connotes a state where consumption has impaired awareness, decision-making capacity, and the ability to make fully informed judgments. Voluntary intoxication on the part of the complainant cannot be used as a defense by the respondent.

g) "NGO" includes any secular Non-Governmental Organisation registered under the Societies Registration Act or as a public charitable trust recognised by law. It must have been engaged in working for gender justice, especially in terms of alleviating the status of women. It should not have any any formal association with the University or any of its members.

h) "Non-teaching staff" includes persons engaged in discharge of administrative functions or those functions with respect to academic affairs and would encompass persons working in the Registrar's office, the accounts office, the Assistant Registrar Academic's office, the Hostel and the library. It shall include those employed on a casual basis as well as persons employed through contractors.

i) "Outsider" includes any person who is not a student, a resident, or service provider, or academic member or part of the non-teaching staff.

j) "Resident" includes any person who permanently or temporarily resides in the accommodation/premises owned or managed or allotted by the University.

k) "Rules" means the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Rules, 2013.

l) "Service provider" includes any person who caters to services on the campus. It includes security staff and persons, who work in the canteen, hostels including the mess, provide healthcare service, as well as persons working in any premise allotted on the campus. It shall also include persons employed through contractors.

m) "Sexual Harassment": For the purposes of this policy one or more unwelcome sexual advances or requests for sexual favours, whether express or implied, as well as any physical, verbal, non-verbal conduct of a sexual nature, constitutes sexual harassment when:

- i) A woman's employment or education or living conditions or involvement in University activities is made contingent on submission to the referred conduct; or
- ii) Evaluation of decisions, and the making of decisions regarding a woman's employment or education or living conditions or participation in University activities, are made factoring in submission to or rejection of such conduct; or
- iii) When the referred conduct either unreasonably interferes with professional or academic progress or creates a hostile environment in the University.

Examples of such conduct include but are not limited to:

- i) Unwanted sexually coloured statements whether they be made in person, in writing or electronically.
- ii) Sexual violence in forms including but not limited to rape, molestation, battery and assault.
- iii) Other unwanted physical or sexual advances including but not limited to groping or kissing or touching oneself in public.
- iv) Unwanted personal attention either via communication through any medium or visits or stalking or pressure for unnecessary personal interaction.
- v) Making photographs, video, or other visual or auditory recordings of a sexual nature of another person without consent, even if the activity documented was consensual.
- vi) Sharing such recordings or other sexually harassing electronic communications without consent.
- vii) Inducing incapacitation for the purpose of making another person vulnerable to non-consensual sexual activity.

Explanation: Peer to peer harassment is also covered within the ambit of these relations.



n) "Student" includes any person enrolled for any course whether at the undergraduate, or post-graduate level, or for a diploma with the University, and would include exchange students as well.

Explanation: Students from any other college/university, visiting NUJS as official representatives of their college/university, as the case may be, in any moot, debate, fest, or any other extracurricular competition or event, shall be covered by this clause for the duration of the concerned competition or event as the case may be.

o) "Third party" shall include the NGO representative or eminent woman academician as appointed by the University.

p) "University authorities" shall refer to the Vice-Chancellor of the University, as well as any such person to whom such power may be delegated. For faculty members, non-teaching staff and service providers, the appropriate authority is the Executive Council. For students the appropriate authority is the Vice-Chancellor.

q) "University Functionary" includes academic staff, non-teaching staff and service provider engaged by the University.

## **PART II - INTERNAL COMPLAINTS COMMITTEE AND SUPPORT COMMITTEE**

### **3. Internal Complaints Committee**

(1) An Internal Complaints Committee shall be constituted for investigating offences defined as sexual harassment under this policy.

(2) The ICC shall comprise of

a) a Presiding Officer who shall be a woman and a member of the academic staff;

b) three other members from the academic staff and/or the non-teaching staff, at least two of whom shall be women

c) one other member from a non-governmental organisation which is committed to the cause of women and as defined by clause 2 (g).

Such persons shall be appointed by nomination by the Vice-Chancellor.

(3) Notwithstanding anything stated in clause 3(2), the Vice-Chancellor may also nominate an additional member from the academic staff or the non-teaching staff on a case-by-case basis.

Provided that such appointment shall only be made if a request is made by the complainant in writing to the Vice-Chancellor.

(4) Members of the ICC shall hold office for a period of 2 years from the date of nomination.

Provided that members are eligible for not more than two continuous terms.

(5) Members of the ICC shall recuse themselves if they have a conflict of interest with either of the parties involved in the proceedings. Such vacancy shall be filled by a fresh nomination in accordance with this policy.

Provided that a member shall also recuse himself if he is one of the parties to the proceedings.

(6) Members of the ICC may also be removed from their office if there is sufficient reason to believe that he/she has misused their position to ensure their continuance in office or has acted in a manner contrary to the duties of a member of the ICC as provided in this policy.

(7) The member nominated from amongst non-governmental organisations shall be paid such fee or allowances for holding the proceedings of the ICC as may be approved by the Vice-Chancellor of the University.

#### **4. Support Committee**

(1) The Vice-Chancellor may also nominate a support committee consisting of not more than 4 members, two of whom shall be woman, to facilitate the proceedings.

Provided that, at least half of the members so nominated shall be students.

(2) The Support Committee should receive appropriate training from an organization or a body of experts committed to the cause of sexual harassment.

(3) The Support Committee will act as facilitators and mediators in the proceedings and not as representatives of either party.

Provided that the Support Committee will act as observers during the proceedings, to ensure that the proceedings are conducted in compliance with this policy.

Provided further that any member of the Support Committee may offer the necessary assistance to either party including filing of documents or advising on available recourse and remedies.

(4) Members of the Support Committee shall hold office for a period of one year.

## **PART III - COMPLAINT AND INVESTIGATION PROCEDURE**

### **5. Reporting**

(1) Any woman - student, member of academic staff, member of non-teaching staff, service provider or resident - who believes that she has been a victim of sexual harassment, may make a complaint to the Internal Complaints Committee constituted under Section 3 of this Policy.

Provided that the complaint may also be made by a witness or any other person having knowledge of the sexual harassment, with the consent of the affected person.

Provided further that in the absence of a complaint, the ICC shall have the power to investigate incidents that may amount to sexual harassment, as defined under these Rules, after obtaining due consent, in writing from the affected person. Following such investigation, the ICC may take appropriate remedial action.

(2) The complaint may be lodged directly with the ICC or any of the members of the ICC.

(3) A complaint may also be lodged with the Vice-Chancellor, a member of the academic staff, a member of the non-teaching staff, or the SJA in accordance with the procedure established under these Rules.

(4) If the complaint is made through any such channel mentioned in the preceding clause, the person to whom such complaint is made shall bring it to the notice of the ICC within three working days of its receipt. On receiving a complaint from such intermediary, the ICC shall contact the concerned victim and inform him/her of the recourse available under these Rules.

(5) Notwithstanding anything provided in this provision, any complaint alleging sexual harassment by the Vice-Chancellor shall be filed before the Local Complaint Committee constituted under Section 6 of the Act and having jurisdiction over the University.

### **6. Time-limit on complaints**

Such a complaint should be made within three (3) months of occurrence of the incident/(s) amounting to the alleged sexual harassment.

Provided, if due to any extenuating circumstances, such complaint cannot be made within the specified time frame, such circumstances may be considered by the ICC and if the reasons are found to be strong, the time frame for filing the complaint may be extended up to six (6) months from the occurrence of the alleged incident.

## **7. Form of the Complaint**

(1) The complaint may be oral, in writing or by email. If the complaint is oral, it shall be reduced in writing by the member of the ICC receiving the complaint and authenticated by the complainant under her signature or thumb impression.

(2) The complaint should comprise of the date/(s) of the incident/(s) and details about the incident/(s) including the name/(s) of the respondent..

Provided, the complainant may also attach names of witnesses or any documentary evidence to substantiate her complaint. However, the absence of such evidence at the time of the complaint shall not affect the substance/merit of the complaint.

## **8. Cognizance and investigation**

(1) The ICC shall take cognizance of the complaint at the earliest and in any case within 7 days of receiving the complaint.

Provided that a copy of the complaint and other supporting documents shall be sent to the respondent within 7 days of receiving the complaint.

(2) The ICC shall conduct a prompt, thorough and impartial investigation of a complaint as necessary and appropriate, in accordance with the principles of natural justice.

Provided, in conducting the investigation, the ICC shall follow the procedure for conducting enquiries as may be laid down by the service rules.

(3) At least 3 members, including a woman member, of the ICC shall be present for each hearing.

(4) Both parties shall be given the opportunity to appear before the ICC and present their case and/or submit names of any witnesses or documentary evidence substantiating their case. The ICC shall have the power to call upon any such witnesses and record their statements. The proceedings shall be conducted in such language as may be familiar to the complainant and the respondent.

Explanation: Absent exceptional circumstances, the complainant and respondent should inform the ICC in writing at least 48 hours in advance of the hearing the names of any witnesses he/she wishes to testify. Any information shared during a hearing is confidential.

Provided, that an advisor of the complainant's choice may accompany the complainant to any meeting with University authorities, investigation or hearing. The advisor's role in any meeting or hearing is limited to quietly conferring with the complainant and the advisor may not address any other participant or the hearing panel, without the permission of the Presiding Officer. The Presiding Officer shall ordinarily grant such permission wherever it appears to her that the complainant is unable to present her views and questions.

Further provided that a complainant or respondent may not question each other or other witnesses directly, but may raise questions to be asked of that party through the ICC, which will determine whether to ask them.

(5) The minutes of the proceedings of the ICC shall be recorded in English and where the complainant or the respondent is not conversant with English, in addition, in such language as may be familiar to them.

(6) If a party is not present for more than 3 consecutive hearings, without sufficient cause, the ICC may, after giving that party a notice of 15 days, give an ex parte decision on the complaint.

(7) The ICC will make every effort to complete its investigation within sixty days of a report of sexual harassment.

(8) The decision of the ICC, including reasons for arriving at such decision, will be communicated to the concerned parties and the Vice-Chancellor, in writing, at the earliest and in any case within 7 days of completion of the investigation.

Provided that notification of the decision and the reasons will be individually given to the respondent and complainant on the same day.

Further provided that if the allegations against the respondent are proved to be true, the ICC shall also recommend the penalties or corrective action that may be taken against him to the Vice-Chancellor.

#### **PART IV - PROTECTION OF COMPLAINANT AND CONFIDENTIALITY**

##### **9. Protection of the Complainant**

(1) The ICC shall also take note of the inherent power asymmetry and/or the vulnerability of the complainant in such cases and take steps to ensure that she is not subjected to a hostile environment during the investigation.

Provided, the ICC may request the Vice-Chancellor to take any such measures to ensure that the complainant is not subjected to a hostile environment during this investigation. Such a request shall be binding on the Vice-Chancellor.

(2) The ICC shall also take steps to ensure that the complainant is offered the services of a counsellor in accordance with this policy. Such counselling shall not however be mandatorily imposed on the complainant.

## **10. Counselling**

- (1) The complainant shall be informed by the University authorities of the option to avail counselling, concurrent with the lodging of a sexual harassment complaint. Thereafter it is the complainant's prerogative whether she wishes to go to a counsellor.
- (2) A female counsellor should be made available in pursuance of the mandate in the preceding clause.
- (3) If the complainant does avail the services of a counsellor, such services shall be provided in a strictly confidential manner to the extent permitted by law.
- (4) The counselling may be provided throughout the investigation process and even after its culmination, if the complainant so wishes.
- (5) In the event that the individual who has been harassed wishes to keep the matter private and not lodge a complaint, assistance in the form of counselling is still available, should or she wish to avail the same. Such an individual may directly approach the counsellor appointed by the University authorities in such case. In such situations the contents of the exchange between the counsellor and complainant shall be kept confidential, unless not revealing such information would put the complainant's safety at stake.
- (6) Additionally any member of the University - a student, staff or service provider - may approach the counsellor for information on preventing and coping with sexual harassment. The nature of this exchange shall be confidential as well, to the extent permitted by law.

## **11. Other Action Pending Inquiry**

The Internal Complaints Committee, at the written request of the complainant and on being satisfied that there is prima facie basis in the complaint, may recommend to the Vice-Chancellor, to

- a) Restrain the respondent from reporting on the work performance of or working in the same school/department as the complainant
- b) Restrain the respondent, where the complainant is a student, from supervising any of her academic activity
- c) Suspend the respondent from work till the completion of the inquiry, or
- d) Such other measures as may be commensurate to the gravity of the complaint and necessary for protecting the complainant during the pendency of the inquiry.
- e) Direct recusal of any member of the Internal Complaints Committee due to conflict of interest

## **12. Confidentiality**

(1) All information shared during counseling, on lodging a complaint and during the process of inquiry, including but not limited to the identity and address of the complainant, the respondent and witnesses as well as recommendations made by the Internal Complaints Committee/Appeals Committee and actions taken, will be kept confidential to the extent permitted by law and this Policy.

(2) The obligation to maintain confidentiality is on any person entrusted with the duty to handle or deal with, in any manner, counseling, complaints, investigation, recommendations and action with respect to sexual harassment, which includes but is not limited to University authorities, the counselor, members of the Internal Complaints Committee and Appeals Committee, the aggrieved, the respondent and witnesses.

(3) In addition to the exceptions provided by law, this obligation shall not apply in the event the University fails to take action on a complaint. In such cases, if the complainant or representative or feels compelled to communicate such inaction to the media or public, such person shall not be bound by this clause.

(4) The complainant or the respondent may discuss the Report of the ICC or the Appeals Committee with any other person for the purpose of pursuing further legal redress. Any such discussion shall not be considered a breach of the obligation of confidentiality.

Any violation of this clause will attract penalties as prescribed by the service rules if applicable. Where no service rules apply, a penalty of Rs.5,000, as prescribed by law, may be imposed by the University.

## **PART V - PENALTIES AND CRIMINAL COMPLAINT**

### **13. Criminal Complaint**

(1) Where, the complaint indicates the commission of a criminal offence and the investigation of the ICC leads to *prima facie* evidence supporting the complaint of sexual harassment, it shall be the duty of the ICC to inform the complainant of her right to initiate action in accordance with the law with an appropriate authority.

(2) The ICC may also recommend, after obtaining written permission of the complainant, to the Vice-Chancellor that a criminal complaint be filed before the appropriate forum.

#### **14. Penalties/Corrective Action**

If the respondent is held guilty of sexual harassment as defined in this policy, the ICC may recommend to the Vice-Chancellor to take any or a combination of the following penalties:

- (1) In the event the respondent is a student,
  - (i) Warning, reprimand or censure which shall be recorded in his character certificate.
  - (ii) Public written apology displayed prominently on all notice boards in the University.
  - (iii) A "no contact" order between the respondent and the complainant.
  - (iv) Bar on representing the University in any co-curricular/extra-curricular activities.
  - (v) Removal and/or bar on holding any positions of responsibility in the University.
  - (vi) Suspension from the Hostel for a period of not exceeding four weeks.
  - (vii) Rustication from the University.
  - (viii) Fine of upto Rs 10,000.
  - (ix) Mandatory attendance in a sexual harassment workshop or counseling program.

Explanation: Any such order shall also be communicated to his parents.

(2) In the event the respondent is a member of the academic staff or non-teaching staff, appropriate action in accordance with the relevant service rules.

(3) In the event the respondent is a service provider,

- (i) Termination of any subsisting contractual arrangement,
- (ii) Suspension for such time as the Committee may deem fit,
- (iii) Debarment from any further contractual arrangement or other financial arrangement with the University.

(4) In the event the respondent is an outsider,

- (i) Debarment of the person from participation in any University programme or activity or entering the premises of the University.
- (ii) Forwarding of the complaint and the Report of the ICC
  - (a) to the Internal Complaints Committee of the concerned organization, where the respondent is employed or otherwise works for any other workplace or establishment including law firm, company, non-governmental organisation or a university, or
  - (b) to the Head of the Academic Institution where the respondent is currently studying.

(5) Any other remedy or corrective action in accordance with the law that the ICC may deem fit.

Explanation: Mediation cannot be prescribed for any allegation of sexual harassment.

#### **15. Sexual Harassment as a Misconduct under Service Rules**

Acts defined as sexual harassment under this policy shall be deemed to be a misconduct under the relevant service rules.



## PART VI - APPELLATE MECHANISM

### 16. Appeals Committee

(1) The Vice-Chancellor shall, within one month of this Policy coming into force, constitute an Appeals Committee.

(2) The Appeals Committee shall be independent of the Internal Complaints Committee and shall comprise of a Chairperson, and four other members.

Provided that at least two of the members so nominated shall be women.

Provided further that at least two of the members so nominated shall be 'third party members' (as defined in this Policy)

3) Members of the Appeals Committee shall hold office for a period of 2 years from the date of nomination.

Provided that members are eligible for not more than two continuous terms.

4) Members of the Appeals Committee may be removed from their office if there is sufficient reason to believe that he/she has misused his/her position to ensure continuance in office or has acted in a manner contrary to the duties of a member of the Appeals Committee as provided in this policy.

5) The third party members nominated to the Appeals Committee shall be paid such fee or allowances for holding the proceedings of the Appeals Committee as may be approved by the Vice-Chancellor of the University.

### 17. Procedure and Form of Appeal

(1) In the event the Internal Complaints Committee does not take any action on a complaint, or if the complainant or respondent is aggrieved with its decision or with the action taken by the University authorities, he/she shall, subject to clause 19, have the right to appeal to the Appeals Committee. The appeal may be made on one or more of the following grounds:

(a) new information (available after a hearing) of a nature such that the verdict or sanction may have been different;

(b) procedural errors within the hearing process which may have substantially affected the fairness of the hearing; and/or

(c) the finding was inconsistent with the weight of the information.

(2) The appeal should be lodged either orally or in writing or through email,

(a) within 15 days after the decision was communicated in writing to the aggrieved party, where the appeal is against a decision of the ICC, and

(b) within one month of filing of the complaint, where the appeal has been made against inaction of the ICC.

Provided, if due to any extenuating circumstances, the appeal cannot be made within the specified time frame, the Appeals Committee may, for reasons in writing, extend the time frame for filing the appeal by another 15 days.

(3) The appeal may be lodge directly with the Appeals Committee or with any member of the Appeals Committee.

(4) An appeal may also be lodged with any University Authority, academic or non-academic staff or the SJA. In the event an appeal is lodged with any person other than a member of the Appeals Committee, that person shall submit the written appeal to the Appeals Committee within 3 days of its receipt.

(5) If lodged orally, the appeal must be converted to writing by a member of the Appeals Committee and shall be authenticated by the complainant by signature or a thumb impression.

(6) The Appeals Committee shall take cognizance of the appeal within 7 days of receiving the appeal.

(7) The Appeals Committee shall dispose the appeal at the soonest and no later than 90 days from the receipt of the appeal.

(8) At least 3 members, including a woman member, of the Appeals Committee shall be present for each hearing.

(9) The Appeals Committee shall report to the Vice Chancellor and the parties concerned its findings and recommendations on the nature of the action to be taken, in writing, within 7 days of completion of hearing the appeal.

### **18. Powers and Duties of the Appeals Committee**

(1) While hearing the appeal, the Appeals Committee shall have the same powers as the ICC to summon any person as witness as well as any official record.

(2) All parties shall be given an opportunity to be heard and present their case adequately. The Appeals Committee shall be bound by the principles of natural justice.

(3) The Appeals Committee shall take every step to ensure that the complainant is not subject to hostile treatment/environment during the appeal.

(4) The Appeals Committee shall also take steps to ensure that the complainant is offered the services of a counselor in accordance with this policy. Such counseling shall not however be mandatorily imposed on the complainant.

(5) Members of the Appeals Committee shall recuse themselves if they have a conflict of interest with either of the parties involved in the proceedings. Such vacancy shall be filled by a fresh nomination in accordance with this policy.

Provided that a member shall also recuse himself if he is one of the parties to the proceedings.

(6) The Appeals Committee shall have the same powers as vested with the ICC under Part V of the policy.

#### **19. Appeal as prescribed by law**

In the event the appeal is not heard, or if the appellant or respondent is aggrieved with the decision of the Appeals Committee or with response of the University authorities in pursuance of such decision, he/she shall have the right to appeal as prescribed by any law.

### **PART VII- MISCELLANEOUS**

#### **20. General Duty of the University Administration**

The University Administration, particularly the Vice-Chancellor, shall take every step to ensure that the complainant is not subject to hostile treatment/environment during the proceedings arising out of a complaint under this Policy.

#### **21. Information Dissemination**

The University Administration, particularly the Vice-Chancellor, shall inform, through periodic emails and display of notice at conspicuous places on campus, students, faculty and staff of:

- a) Composition of the Internal Complaints Committee
- b) Penal consequences of sexual harassment, and
- c) Content of this Policy

#### **22. Orientation Workshops**

The University Administration, particularly the Vice-Chancellor, shall take steps to

- a) Organize workshops and awareness programmes on an annual basis for the students, staff and Faculty of the University in languages they understand.
- b) Conduct capacity building programmes for the Members of the Internal Complaints Committee

### **23. Annual Report**

The Internal Complaints Committee shall submit to the District Officer constituted under Section 5 of the Act and to the Vice-Chancellor an Annual Report in the month of March every year. This Annual Report shall contain the following details:

- a) Number of complaints of sexual harassment received in the year
- b) Number of complaints disposed of during the year
- c) Number of cases pending for more than ninety days
- d) Number of workshops or awareness programmes carried out
- e) Nature of actions taken by the University Administration

### **24 Complaint against Staff and Students of NUJS for acts done outside the University**

This Policy shall extend to acts done by staff, teaching or non-teaching and students of the University, while representing the University in academic or extracurricular event. Any complaint pertaining to acts amounting to sexual harassment committed by staff, teaching or non-teaching and students of the University, while representing the University in academic or extracurricular event, shall be addressed in same manner as a complaint filed under Part III of the Policy.

### **25. Commencement**

This Policy shall come into force on April 1, 2016.

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**7. Incorporation of present attendance rule prescribed by Bar Council of India, vide Para 12 of Rules of Legal Education 2008**

It is proposed to incorporate the present rule for attendance prescribed by the Bar Council of India (BCI) vide Para 12 of Rules of Legal Education, 2008 as per the following details:

**12. End Semester Test**

***No student of any of the degree programme shall be allowed to take the end semester test in a subject if the student concerned has not attended minimum of 70% of the classes held in the subject concerned as also the moot court room exercises, tutorials and practical training conducted in the subject taken together.***

***Provided that if a student for any exceptional reasons fail to attend 70% of the classes held in any subject, the Dean of the University or the Principal of the Centre of Legal Education, as the case may be, may allow the student to take the test if the student concerned attended at least 65% of the classes held in the subject concerned and attended 70% of classes in all the subjects taken together. The similar power shall rest with the Vice Chancellor or Director of a National Law University, or his authorised representative in the absence of the Dean of Law.***

***Provided further that a list of such students allowed to take the test with reasons recorded be forwarded to the Bar Council of India.***

It is proposed to implement the above attendance rule w.e.f. Winter Semester 2016 for LL.B course. ✓ *impled*

This new rule shall supersede previous rules.

Submitted for perusal and approval of the honourable members.

Encl: Annexure 7: (Para 12 of Rules of Legal Education, 2008 of Bar Council of India)

*Semester wise, subject wise*

## Rules of Legal Education - 2008

8

Bar Council of India

room exercise and seminars provided there shall be at least 24 lecture hours per week.

Provided further that in case of specialized and/or honours law courses there shall be not less than 36 class-hours per week including seminar, moot court and tutorial classes and 30 minimum lecture hours per week.

Provided further that Universities are free to adopt trimester system with appropriate division of courses per trimester with each of the trimester not less than 12 weeks.

**11. Minimum infrastructure**

Any institution conducting legal education by running either of the law degree courses or both leading to conferment of graduate degree in law on successful completion of the course shall have minimum standard infrastructure facility stipulated by the Bar Council of India specified in Schedule III of these Rules.

The University shall ensure that all its Centres of Legal Education under the University maintain the standard infrastructure and other facilities for the students to suitably impart professional legal studies.

**12. End Semester Test**

No student of any of the degree program shall be allowed to take the end semester test in a subject if the student concerned has not attended minimum of 70% of the classes held in the subject concerned as also the moot court room exercises, tutorials and practical training conducted in the subject taken together.

Provided that if a student for any exceptional reasons fail to attend 70% of the classes held in any subject, the Dean of the University or the Principal of the Centre of Legal Education, as the case may be, may allow the student to take the test if the student concerned attended at least 65% of the classes held in the subject concerned and attended 70% of classes in all the subjects taken together. The similar power shall rest with the Vice Chancellor or Director of a National Law University, or his authorized representative in the absence of the Dean of Law.

Provided further that a list of such students allowed to take the test with reasons recorded be forwarded to the Bar Council of India.

**13. Prohibition against lateral entry and exit**

There shall be no lateral entry on the plea of graduation in any subject or exit by way of awarding a degree splitting the integrated double degree course, at any intermediary stage of integrated double degree course.

However, a University may permit any person to audit any subject or number of subjects by attending classes regularly and taking the test for obtaining a Certificate of participation from the University/ Faculty according to the rules prescribed by the University from time to time and give a Certificate therefore.

**R 1. Report on Credit Courses conducted in September-2016**

Following credit courses were conducted in September 2016 during the Academic Session 2016-17 by external/internal faculties. Details are attached as annexure for perusal of the honourable members.

**Encl: Annexure 8:** (Details of credit courses conducted in September 2016 during the Academic Session 2016-17)



DETAILS OF CREDIT COURSES HELD THIS SEMESTER

SL. NO.	NAME OF THE CREDIT COURSE	NO. OF CREDITS	OFFERED BY	DURATION
1	ENVIRONMENT AND LAW	2	MR. VIKRAM SONI	5TH TO 12TH SEPTEMBER, 2016
2	LEGISLATIVE DRAFTING	1	MR. T.K. VISWANTHAN, PROF. N.K. CHAKRABARTI & VICE CHANCELLOR PROF. (DR.) P. ISHWARA BHAT	26TH TO 29TH SEPTEMBER, 2016

