

MAHATMA GANDHI UNIVERSITY STUDENTS CODE OF CONDUCT RULES 2005

Maintenance of discipline in college campus Framing and implementation of rules approved - Orders issued

Election Section

No. 162/2004/2/EIn. Priyadarshini Hills, dated, 16th Feb. 2005

READ : (1) The Guidelines enunciated in para 7 of the affidavit filed by the Government in RP No. 435/2003

(2) Judgement of the Hon. High Court of Kerala in RP No. 437/2003

ORDER

As per paper (2) read above, the Hon. High Court of Kerala had directed the State Government and all the Universities in Kerala to lay down rules, for maintaining discipline in all the colleges including Government owned and affiliated, which will be binding on all the students in these institutions.

In exercise of the powers conferred under section 10(17) of the Mahatma Gandhi University Act 1985 the Vice Chancellor, subject to ratification by the Syndicate has approved the Mahatma Gandhi University Students Code of Conduct Rules 2005 (appended) to be implemented for maintaining discipline in the campus immediately.

Orders are issued accordingly

1. Title

These rules shall be known as Mahatma Gandhi University Students' Code of conduct Rules - 2005. It shall come into force with immediate effect.

2. Object

These rules are framed with a view to maintaining and enforcing good conduct inside the class rooms and campus in the affiliated colleges, Departments of teaching and Research and self financing schools of the Mahatma Gandhi University

3. Application

These rules shall be applicable to all the affiliated colleges under the University, University departments of teaching and research and self financing school of the University.

4. Definitions

1) College: Means a college as defined in Section 2(2) and

Section 2(7) of the M.G. University Act 1985.

2) Vice Chancellor: means the Vice Chancellor of the Mahatma Gandhi University.

3) Students Grievance Redressal Committee:- Students Grievance Redressal Committee constituted as per Rule 8 of these Rules.

4) Student: means a part time or full time student as defined in section 2(26) of Mahatma Gandhi University Act.

5) Principal- Means Head of College as defined in Section 2(16) of the Mahatma Gandhi University Act 1985.

6) Political activity: Political activity means any act, activity or conduct by any student in a college by which political ideologies of any political parties recognized by the Election Commission are preached, professed, imparted or disseminated by speeches, visible representation or other means of communication, whatsoever.

In case of definitions not mentioned above, the definitions in the University Act and Statutes shall prevail

5. Prohibition on Political Activity inside the campus

a) No student of a college shall get himself involved in any political activity by himself or abet the said activity to be carried on by fellow students inside the campus in any manner whatsoever and any such activity is hereby banned inside the campus.

b) Taking part in any political activity by organizing students or to cause gatherings inside the college campus for the purpose of doing any activities as defined in Rule 4 (6) shall constitute serious indiscipline. Every member of such a gathering shall be individually liable and responsible for the gross indiscipline in this regard and the Principal shall have the power to take disciplinary action against students who indulge in the aforesaid activities.

c) It shall constitute gross indiscipline to call for and appeal to strike based on policies and ideologies that may be preached by the political parties or their sister organizations or students wings. The participants in the strike as aforesaid shall be dealt with by the disciplinary authority and they shall be imposed appropriate punishment as provided in these rules.

d) No student of a college shall stage or indulge in any activity like Dharna, Gherao, obstructing entry to and from any class room, office,

hall or other places inside the campus and such activities shall be treated as misconduct.

e) No student shall shout slogans inside the class rooms, office or any other place inside the campus and obstruct and interfere or to cause disturbance and nuisance to the ordinary functioning of the institution.

These activities shall be treated as misconduct.

6. Procedure for imposition of punishment

a) The principal of the college shall be the disciplinary authority in respect of the students in the college.

b) If, it comes to the notice of the Principal that a student or a class of students have committed misconduct as referred to in Rule 5 above and that the Principal is satisfied that there is prima facie enough material in the allegation against the delinquent student, he shall immediately pass an order suspending student/students from the college.

c) If the Principal is satisfied that the delinquency alleged in the complaint requires further investigation/enquiry, he shall report the matter to the college council. After reporting the matter and after seeking the views of the Council referred to above the Principal shall appoint a competent teacher/teachers to enquire into the matter and to submit the report immediately.

d) The enquiry officer so appointed shall conduct enquiry without delay after gathering oral or written evidence from the complainant as well as the person against whom the allegations, delinquency, were made. The enquiry Officer also shall give fair and reasonable opportunity to all the parties and shall submit a report to the Principal without unnecessary delay. After the receipt of the report, the Principal shall consider the report and take appropriate action, which he deems fit, including the imposition of the following punishments.

1. Imposition of fine
2. Issuance of compulsory transfer certificate
3. Dismissal from the college.

In the event of imposition of punishment of dismissal or compulsory issuance of transfer certificate the principal shall forward the order along with the report to the University.

7. Prohibition of damage to property

The students shall not disfigure the class rooms, compound wall, or other buildings, inside the college campus by pasting posters or writing on the walls in connection with any activity. They shall not damage or destroy any furniture, equipments and other materials inside the college campus. In the event of any student indulging in any such activities, a fine shall be imposed on him, to be fixed by the Principal of the College after evaluating the extent and magnitude of the damages so caused. The aforesaid imposition of the fine is without prejudice to the liability of the delinquent student for prosecution under the provisions of the Indian Penal Code or under the provisions of Prevention of Damage to Public Properties Act. The damage so fixed by the Principal shall be recovered as arrears of land revenue and in the event of nonpayment the recovery proceedings shall be taken against the person responsible

8. Student's Grievance Redressal Committee

In every college there shall be a Students Grievance Redressal Committee constituted by the Principal. The Chairman of the said committee shall be the Principal. The committee shall consist of three teachers nominated by the College Council of whom one shall be a lady teacher. The Chairman of the College Union as well as the secretary shall be the ex-officio members of the said committee. The committee shall generally discuss the various basic problems of the students and any unhealthy relationship between the students, students and teachers or students and non-teaching staff of the college and suggest and implement remedial measures.

9. Right to Appeal

A student against whom the disciplinary orders had been passed, shall have a right to appeal to the Board for Adjudication of Students Grievance as provided in Chapter 27 of Mahatma Gandhi University Statute 1997. The appellate authority shall have the power to set aside, modify or cancel the order, provided the appeal is found to be genuine and filed within the period of 30 days from the date of receipt of the order. The appellate authority shall also have the power to condone the delay in filing the appeal if it is proved to the satisfaction of the appellate authority by the appellant that he was prevented by sufficient cause from preferring the appeal within the time.

