



# DELHI TECHNOLOGICAL UNIVERSITY

Established under Govt. of Delhi Act 6 of 2009

(Formerly Delhi College of Engineering)

BAWANA ROAD, SHAHBAD DAULATPUR, DELHI-42

F.DTU/HOO/AC/105/2011

Dated

## NOTIFICATION

In exercise of the powers conferred by Section 33 of the DTU Act, 2009 (Delhi Act 6 of 2009) relating to regulations, the Board of Management, on the recommendation of the Academic Council, which is conferred with the powers, vide Sub-clause 1(c) of Clause 11 of the First Statutes to frame such regulations as are consistent with the Statutes and the Ordinances regarding academic functioning of the University, in reference to Clause 14 of the First Ordinance, Clause 20 of the Second and Third Ordinances, relating to Unfair Means, makes the Regulations which shall apply to all the B.Tech, M.Tech and MBA Programs for dealing with the cases of suspected or alleged or reported use of unfair means practice in examination.

1. **Short title and commencement-**(a) This regulation may be called the Delhi Technological University (First) Regulations, 2012.

(b) They shall come into force with effect from the 25.04.2013.

2. **Definitions-**

- (a) **"Examination"** means an examination conducted by the Delhi Technological University;
- (b) **"The year"** means the Academic Year;
- (c) **"Candidate"** means a student of DTU which includes an examinee taking any examination in a particular year and, wherever context so permits, every student on the rolls of the University.
- (d) **"University"** means Delhi Technological University, Delhi.
- (e) **"Supervisor"** means invigilator in the examination Hall.
- (f) **"Student"** means a candidate registered for any UG/PG, Full Time/ Part Time program for the Delhi Technological University.
- (g) **"Unfair means"** means use of any dishonest means or indulgence in disorderly conduct in the examination. The use of dishonest or unfair means in the examination includes:
  - (i) Assisting in any manner whatsoever any other candidate in answering the question paper during the course of the examination.
  - (ii) Taking assistance from any other candidate or any other person or from any back paper notes or other material in answering the question paper during the course of the examination.

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- (iii) Carrying any book, paper, notes, or other material whatsoever likely to be used directly or indirectly by the candidate in connection with the examination, in the examination centre.
  - (iv) Smuggling in an answer book or a continuation sheet.
  - (v) Taking out or arranging to send out an answer book or its any page or continuation sheet.
  - (vi) Replacing or getting replaced an answer book or its any page or continuation sheet during or after the examination.
  - (vii) Getting impersonated by any person in the examination.
  - (viii) Deliberately disclosing one's identify or making any distinctive mark in the answer book for that purpose.
  - (ix) Communicating with or talking to any other candidate or unauthorized person in or around the examination centre during the course of the examination.
  - (x) Communicating or attempting to communicate directly or through a relative, guardian and friend with an examiner with the object of influencing him in the award of marks.
  - (xi) Swallowing or destroying any note or paper found with him/her.
  - (xii) Note written on any part of clothing, body, desk, table, or any instrument such as setsquare, instrument box, calculator, loose paper, admit card, question paper, photocopies of printed/ written matter and use of electronics gadget, etc.(mobile phones.)
  - (xiii) Consulting notes, books or any other outside person while going to toilet, etc. outside the Examination Centre.
  - (h) Disorderly conduct in the examination includes.
    - (i) Misbehavior in connection with the examination, with the Superintendents, the Invigilator(s) on duty or the other staff working at the Examination Centre, or with any other candidate, in or around the examination centre, before, during or after the examination hour.
    - (ii) Leaving the examination room before the expiry of half an hour or without handing over the answer book to the Invigilator in-charge or without signing the attendance sheet.
    - (iii) Talking to another candidate or any other person inside or outside the Examination Hall during the examination, without the permission of supervisory staff.
    - (iv) Intentionally tearing off the answer book or a part thereof or a continuation sheet.
    - (v) Disturbing or disrupting the examination.
    - (vi) Inciting other to leave the examination room or to disturb or disrupt the examination.
    - (vii) Carrying into the examination centre any weapon of offence.
    - (viii) Carrying into the examination hall any mobile phone.
2. (a) Any student caught for use of any dishonest or unfair means or indulge in disorderly conduct in the examination shall have to give a statement to the Centre Superintendent in the presence of respective invigilator(s). In case, the student refuses to give a written statement, the fact of his refusal shall be recorded by the Centre

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superintendent and witnessed by at least two members of the supervisory staff present at the time of interrogation of the candidate by the Centre Superintendent.

(b) Without prejudice to the provision contained in sub-clause (a) above, the Centre Superintendent or the Examiner conducting practical or oral examination shall also have the power to expel a candidate, from the examination centre for the remaining duration of the paper, who, in his opinion, has used any dishonest or unfair means or indulged in disorderly conduct in the examination.

3. (a) The Centre Superintendent or the Investigator or any Officer of the University, as the case may be, shall report in writing in the prescribed Performa to the Controller of Examinations the case of every student caught for using of any dishonest or unfair means or indulge in disorderly conduct in the examination.

(b) The reporting authority shall give full facts of the case in his report and forward with it the statements, if any, made on the occasion by the candidate and the Invigilator on duty and papers, books and other material recovered from the candidate, if any.

4. If a candidate fails to deliver his answer books to the Invigilator(s)/Supervisory staff before leaving the Examination Hall, a report shall be sent by the Centre Superintendent to the Controller of Examinations in a separate sealed cover immediately after the examination of the day.

5. A person appearing in place of an actual candidate to appear in an examination shall invite registration of criminal case under Indian Penal Code by the Centre Superintendent on behalf of Controller of Examinations and a report shall be sent by the Centre Superintendent to the Controller of Examinations in a separate sealed cover immediately after the examination of the day. Such, Student shall be disqualified from passing the examination for which he was a candidate, and may, in addition, be debarred from appearing at any future examination of the University for a further period to be stated or be expelled from the University and declared not a fit and proper person to be admitted to any further examination of the University.

6. All the cases regarding use of unfair means practices in the examinations shall be reported and placed before the Committee i.e. 'Unfair Means Scrutiny Committee'. There shall be one or more Unfair Means Scrutiny Committee. The Controller of Examinations shall recommend the number of the Unfair Means Scrutiny Committee time to time as per the requirements. Each such Committee, hereinafter referred to as the Unfair Means Scrutiny Committee shall be constituted a under:

(a) On the recommendation of the Controller of Examinations, at the beginning of each academic year, the Vice-Chancellor shall nominate a panel of teachers of the University to constitute the Unfair Means Scrutiny Committee.

(b) Each Unfair Means Scrutiny Committee shall comprise Dean (Student Welfare), Dean(Academic), Controller of Examinations and two teachers of the University(Not less than the status of Associate Professor) to be nominated by the Vice-chancellor.

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- (c) An Assistant Controller of Examinations/Assistant Registrar (Exam.) will function as Member Secretary of the Unfair Means Scrutiny Committee.
7. (a) The Controller of Examinations or any person authorized by him on his behalf shall communicate to the candidate, in respect of whom a report has been received pursuant to clause 1(d) & 1(e), the precise nature of allegations against him/her and shall require him/her to furnish his/her written explanation within a stipulated period.  
 (b) On receipt of explanation from the candidate or on the expiry of the period stipulating for submitting explanation, if no explanation is received from him/her the Controller of Examination shall forward the case(s) to the Unfair Means Scrutiny Committee and, where there are more than one Committees, such Unfair Means Scrutiny Committee as he may be deemed fit
  8. After considering all the material on record including the explanation, if any, submitted by the candidate, the Unfair Means Scrutiny Committee if satisfied that the candidate is guilty of the use of dishonest or unfair means or disorderly conduct in the examination, shall recommend to the Vice-Chancellor the punishment that may be imposed on the candidate as detailed in Annexure-I, according to the nature of the offence.
  9. The Vice-Chancellor may after considering the report of the Unfair Means Scrutiny Committee take such action against the candidate under Annexure-I as may be deemed fit.
  10. A candidate on whom any punishment has been imposed under Annexure-I may, within 30 days from the date of the receipt of the communication in that behalf, make a representation to the Vice-Chancellor for review of his/her case and the decision of the Vice-Chancellor shall be final.
  11. In any case of a candidate who has been debarred from appearing in any Examination of the University in terms of the provisions of Annexure-I, the Vice-Chancellor may, on the recommendation of the Unfair Means Scrutiny Committee, on the expiry of three years after such expulsion including the examination in connection with which he was punished, exempt a candidate from further operation of the punishment awarded.
  12. If within four months of the publication of the results, it is brought to the notice of the Controller of Examinations that a candidate was guilty of the use of dishonest or unfair means at the examination in respect of which (his/her) result was declared, the provisions of this Ordinance shall apply mutatis mutandis to the case of such a candidate provided that before imposing any penalty including the penalty of cancellation of his result, he/she shall be given another opportunity to show cause against the proposed punishment and his explanation, if any, shall be considered by the Academic Council of the University.  
 (a) A candidate against whom an enquiry is pending about his/her allegedly having reported to the use of dishonest or unfair means or disorderly conduct in the examination or against, whom action is initiated under the provisions of the proceeding clause shall, if

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he/she takes or has taken any subsequent examination, be deemed to have been only provisionally admitted to that subsequent examination. That examination will stand cancelled and his/her result therefore would not be declared if on account of the punishment imposed on him/her as a result of the said enquiry or action, he/she would not have been entitled to take that examination but for his provisional admission thereto.

13. If a person, not otherwise covered by these provisions, is found guilty of having impersonated a candidate or of having written, outside the examination hall, an answer book or its any page or a continuation sheet which he/she knows or has reason to believe will be smuggled into the examination hall for the benefits of any candidate, or of having managed otherwise to replace the answer book or its any page(s) by the candidate after the examination, he shall be disqualified from appearing in any University Examination as per Annexure-I. The provisions of the Ordinance relating to the manner of imposition of penalty shall, in so far as they may be applicable, apply to the case of such a person.
14. Notwithstanding anything stated in this Regulations, for any unforeseen issues arising, and not covered by this Regulation, or in the event of differences of interpretation, the Vice-Chancellor may take a decision, after obtaining if necessary the opinion/advice of the Unfair Means Scrutiny Committee. The decision of the Vice-Chancellor shall be final.

  
(Prof. A.K. Gupta)  
Registrar



## Annexure-1

The case(s) of the candidate(s) booked for use of unfair means and/or for resorting to disorderly conduct in University examinations shall be dealt in accordance with the University rules, the extracts of which are given below:-

Part	Offence	Punishment
A	<p>(i) Talking to another candidate or any person inside or outside the Examination hall during the examination hours, without the permission of a member of the supervisory staff.</p> <p>(ii) Committing breach of any other direction given to candidates</p>	<p>Cancellation of the examination in the paper of the day of incident only and declaring the result on the basis of the performance of the candidate in the remaining papers/subjects. The candidate shall be deemed to have secured zero mark in the paper so cancelled.</p>
B	<p>(i) Keeping in possession papers, books or notes or is found having written notes on question paper or on any part of the clothes worn by him/her or on a part of his/her body or table or desk or is found in possession of foot rule and / or instruments like: Setsquares protractors, slide rules, etc. with notes written on them, which could be helpful or of assistance to his/her in answering the paper etc. He/she is talking or could be helpful or of assistance to other candidate in that examination hall, but the candidate has not attempted to take any assistance himself/herself or give any assistance to any other candidate from such material.</p> <p>(ii) Intentionally tearing off the answer book or a part therefore or a continuation sheet.</p> <p>(iii) Deliberately disclosing his/her identity or making any distinctive mark in the answer book for that purpose in contravention of any general rules in this behalf.</p>	<p>Cancellation of the entire examinations.</p>

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	<p>(iv) Using abusive or obscene language in the answer book.</p> <p>(v) Misbehaving in connection with the examination with the Superintendent, the Invigilator or duty and the other staff working at the Examination Centre or with any other staff working at the Examination Centre or with any other candidate in or around the Examination Centre before, during or after the examination.</p> <p>(vi) Leaving the examination room before expiry of half an hour without the written permission of the Superintendent of the Examination and/or without handing over the answer book to the Invigilator/In-charge and/or without signing the attendance sheet.</p>	
C	<p>(i) Keeping in possession papers, books or notes or is found having written notes on the question paper or on any part of the clothes worn by him/her or on any part of his/her body or table or is found in possession of foot rule and /or instruments like set-squares, protractors, slide rules with notes written on them and which notes papers, books or the material written on foot rule or instruments, or on the question paper or on clothes worn by him/her or any part of his /her body, table or desk etc., could be helpful or of assistance to him/her in answering the paper he/she is taking or could be helpful or a assistance to other candidates in that examination hall and if the candidate has made actual use of material himself/herself or given assistance thereof to any other candidate during the examination.</p> <p>(ii) Assisting or attempting to assist in any manner whatsoever any other candidate in answering the question paper during the examination hours.</p>	<p><b>Cancellation of the entire examinations taken by the candidate during the year and further debarring him/her from appearing at any examination of the university within a span period of one year (12 months).</b></p>

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	<p>(iii) Where the candidate takes assistance or attempts to take assistance from to other candidate or any other person or from any book, paper, notes or other material in answering the question paper during the examination.</p> <p>(iv) Where the answer book of the candidate shows or otherwise established that he/she has received or attempts to receive any help from any other candidate or any source in a malafide manner or has given help or attempted to give help to another candidate in a manner during the examination hours.</p> <p>(v) Gross misbehavior i.e. threatening with physical force in connection with the examination with the Superintendent, the Invigilator on duty or any other staff working at the Examination Centre with any other candidate in or around the examination Centre, before, during or after the Examination.</p> <p>(vi) Where the candidate disturbs the examination or attempts to do so.</p> <p>(vii) Where the candidate on being challenged or searched during the course of examination by the Superintendent or any Invigilator or by any member of the examination staff on duty, swallows a note or paper or runs with it or is guilty of causing disappearance or destroying any such material with the intention of obliterating the evidence of his/her having possessed material.</p>	
D	<p>(i) Where the candidate brings in the examination room unauthorized answer book or continuation sheet.</p> <p>(ii) Where the candidate sends out an answer book or paper thereof or a continuation sheet or the question paper or any material concerning thereto.</p> <p>(iii) Where the candidate replaces or gets</p>	<p><b>Cancellation of the entire examinations taken by the candidate and further debarring him/her from appearing at any examination of the University during a span of two years (24 months).</b></p>

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	<p>replaced during the course of the examination his/her answer book or any page or continuation sheet with any other unauthorized book, page or continuation sheet.</p> <p>(iv) Where the candidate communicates or attempts to communicate directly or through a relative, guardian, friend or any other person with an examiner with an objective of influencing him/her in the award of marks.</p> <p>(v) Where the candidate replaces or gets replaced an answer book or its any page or continuation sheet after the examination or manages to write or gets written an answer book including the continuation sheet, if an answer to any of the questions which he had not written earlier during the examination.</p>	
E	<p>(i) Where the candidate is guilty of gross misbehavior in connection with the examination with the Supdt./the Invigilator on duty or the other staff working at the Examination Centre, before or during or after the examination and has also extended to such person a threat of violent action with a weapon of offence.</p> <p>(ii) Where the candidate has impersonated at the examination.</p> <p>(iii) The impersonator so impersonating, (if a student of any course or a candidate for any examination) shall also be liable to the same punishment.</p>	<p><b>Cancellation of the entire examinations taken by the candidate and further debarring him/her from appearing at any examination of the University during a span period of three years (36 months).</b></p>
F	<p>(i) Where the candidate incites to leave the examination room to disrupt the examination or attempts to do so.</p> <p>(ii) Where the candidate is guilty of gross misbehavior in connection with the examination with the Invigilator on duty or the</p>	<p><b>Cancellation of the entire examinations taken by the candidate and further debarring him/her from appearing at any examination of the</b></p>

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	other staff working at the examination and is also guilty of assault or inflicting any injury on such person.	University during a span period of five years (60 months).
(iii)	Where candidate is guilty of forging the signature of an authority on the record book presented as a part of practical examination or on any document required in connection with the examination.	

**Note:**

1. Having once made use of dishonest or unfair means or having once indulged in disorderly conduct in the examination, if the candidate again makes use of dishonest or unfair means or indulges in disorderly conduct in the same examination, he/she shall be awarded punishment prescribed in that sub-clause which is next to the once in which his/her case falls or any higher punishment.
2. Cases of use of unfair means or disorderly conduct of the examination, for charges not covered by the fore-going provisions shall be decided by the Vice-Chancellor on individual merits of the use.

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