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**Government of India
Indian Institute of Technology, Guwahati
Indian Institute of Technology Guwahati
Guwahati**

Dated: 17/06/2019

To

Shri Brijesh Kumar Rai
G-307, Department of EEE, IIT Guwahati,
Guwahati, Assam
781039

Registration Number : IITGW/R/2019/50066

Dear Sir/Madam

I am to refer to your Request for Information under RTI Act 2005, received vide letter dated 16/05/2019 and to say that *Reply to the RTI application of Dr. Brijesh Kumar Rai (Reg. No. IITGW/R/2019/50066) is as follows:*

- 1. ANNEXURE-I (03 pages) enclosed. It may be noted that the report of the committee was submitted to Senate for doing the needful.*
 - 2. Information is yet to be received from the custodian of information.*
 - 3. SDC Decision for termination of Mr. Hemant Kumar was not based on the recommendation of ICC. The decision was taken considering all aspects as Mr. Hemant Kumar was repeatedly getting involved in violation of discipline and conduct.*
 - 4. There is no guideline for ICC for not dealing with students.*
 - 5. Please refer to the reply already provided against query no.4.*
- .

In case, you want to go for an appeal in connection with the information provided, you may appeal to the Appellate Authority indicated below within **thirty days** from the date of receipt of this letter.

Dr. Suresh S.M.

FAA & Registrar

Address: Indian Institute of Technology GuwahatiGuwahati

Phone No.: 0361-2690761

Yours faithfully

(Dilip Boro)
CPIO & Joint Registrar
Phone No.: 0361-2582985
Email : pio@iitg.ac.in

MINUTES OF THE STUDENTS' DISCIPLINARY COMMITTEE (SDC)
MEETINGS HELD ON 27/4/2017

A meeting of the Students' Disciplinary Committee (SDC) was held on 27/4/2017 in the Office of the Dean of Students' Affairs.

Following members attended the meeting:

1. Prof. Chandan Mahanta, DoSA	Chairman
2. Prof. A. Perumal, ADoSA-1	Member
3. Prof. Hemangee K. Kapoor, ADoSA-2	Member
4. Dr. Sreedeeep Sekharan, Dept. of CE	Member
5. Dr. C. Mallikarjuna, Chairman, HAB	Member
6. Ms. Pallabita B. Chowdhury, Students' Counsellor	Member
7. Mr. Nikhil Nagraj, VP, SGC	Member, Student Representative
8. Ms. Monalisa Kakati, AR, SA	Member Secretary

Annexure I

Ms. Shareka Iqbal, Dept. of Design could not attend the meeting due to her prior engagement.

In the meeting, the case of Mr. Hemant Kumar (Roll No. 164107053, Dept. of Chemical Engineering) was taken up.

Mr. Hemant Kumar had submitted the documentary evidences showing compliance of his earlier SDC recommendations, undertaking and endorsement (Annexure - I) and medical fitness letter from the Psychiatrist of the Institute hospital (Annexure - II).

Meanwhile, a complaint has been received from a girl, accusing Mr. Hemant of texting her with vulgar messages. However, Mr. Hemant was given an opportunity to clarify the allegations made against him, wherein he had admitted that the allegations made were false. However, this allegation could not be enquired as the complainant is an outsider and not provided sufficient evidence to reprimand Mr. Hemant.

In the meantime, Mr. Hemant had also submitted a fresh appeal for his reinstatement in the Institute hostel, as well as resuming his academic programme at the Institute (Annexure - III). Taking into consideration every aspect regarding Mr. Hemant Kumar, the SDC members opined through emails that Mr. Hemant be allowed to appear for his end semester exams, staying outside the campus, making his entry and exit at the same gate every time he enters, till a decision taken in a SDC meeting.

Previous recommendations of the SDC are enclosed herewith as Annexure - IV & V.


Further, a report of Internal Complaints Committee (ICC) of the Institute was received on 15/5/2017 finding Mr. Hemant to be guilty of sending objectionable emails to one girl student of IIT Bombay. ICC recommended strict penalty for the same (copy enclosed as Annexure - VI). The SDC members were intimated about the recommendation of the ICC.

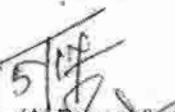
Recommendations:

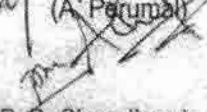
Considering all aspects, the SDC felt that, since Mr. Hemant has been repeatedly getting involved in violation of discipline and conduct, no further sympathy may be extended in his case. He was already warned as per earlier decision of the SDC, vide letter under reference No. IITG/SA/238/116 dated 14/2/2017, stating that "for any future unwanted situation involving you, you would be summarily terminated from the academic program of IIT Guwahati and no appeal will be entertained for such termination."

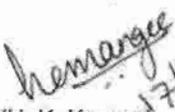
Accordingly, the SDC recommended that he may be terminated from the MTech program with immediate effect.

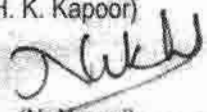
The meeting ended with a vote of thanks to the members by the Chair.



(C. Mahanta)


(A. Perumal)


(P. B. Chowdhury)


(H. K. Kapoor)


(N. Nagraj)


(S. Sekharan)


(M. Kakati)


(C. Mallikarjuna)

**MINUTES OF THE MEETING OF THE COMMITTEE CONSTITUTED BY THE SENATE AT ITS
136TH MEETING HELD ON 9/11/2018 TO LOOK INTO THE CASE OF A STUDENT
MR. HEMANT KUMAR, ROLL NO. 164107053, DEPT. OF CHEMICAL ENGINEERING**

A meeting of the Committee constituted by the Senate at its 136th Meeting held on 9/11/2018 to look in to the case of a terminated MTech student **Mr. Hemant Kumar, Roll No. 164107053, Dept. of Chemical Engineering**, was held on 1/1/2019 in the office of the Dean of Students' Affairs.


Following members attended the meeting:

- | | |
|--|----------|
| 1. Prof. Swaroop Nandan Bora, DoSA, | Convener |
| 2. Prof. Hemangee K. Kapoor, ADoSA-2, | Member |
| 3. Prof. Chandan Mahanta, HOD, Civil Engineering
and Former Dean of Students' Affairs | Member |
| 4. Prof. Bishnupada Mandal, HOD, Dept. of Chemical Engineering, | Member |

The committee examined all the documents and records related to the case, available at Students' Affairs Section and noted the following:


Mr. Hemant Kumar was terminated from the Institute on grounds of his cumulative misconduct and on the basis of decisions taken by the Internal Complaints Committee (ICC) and SDC. On 20/09/2017, Mr. Jai Prakash Kumar, Mr. Hemant's father, had submitted an undertaking to the Director agreeing to follow the recommendations put forward by SDC. Mr. Hemant subsequently appealed for mercy and urged the institute authority to reinstate him in the academic programme and allow him to complete the MTech programme at the Institute. However, Mr. Hemant meanwhile started sending threatening emails often in obscene language to the different Institute functionaries as well as copying these to students. He threatened several Institute officials including stating that he would commit suicide if he was not taken back as a student for his remaining studies. He also threatened of filing an FIR, with a suicide note, to a certain IPS Officer of Guwahati, so that the Institute would land up in trouble etc. Initially, Amingaon Police Outpost was intimated about the matter and subsequently a formal complaint was also lodged to the DGP, Assam Police and SP, Kamrup District. However, the nuisance created by Mr. Hemant in terms of his salvo of obscene emails for reinstatement in the academic program of the Institute continued unabated, with an unacceptably aggressive effort to get himself reinstated. All these mails contained a veiled threat for dire consequence if his demand for reinstatement was not met with. These mails were written in an incoherent manner reflecting an unstable mental state. Complaint against Mr. Hemant was also forwarded to the In-charge (Cyber Unit), Assam Police on 20/12/2017 and two FIRs were lodged on 25/4/2018 and 24/10/2018, but till date no communication has been received from the Police authority.

Mr. Jai Prakash Kumar, father of Mr. Hemant met Dean of Students' Affairs in between and requested for mercy to his son. However, while deliberating on various issues related to Mr. Hemant, Dean of Students' Affairs found Mr. Jai Prakash Kumar to be non-cooperative and even supporting his son's activities to a large extent. It was felt that the father, instead of counselling his son, may have been doing otherwise.


(S N Bora) 11/01/19


(H K Kapoor) 11/01/19


(C Mahanta)


(B P Mandal) 11/01/19

On 8/8/2018, Mr. Jai Prakash Kumar submitted another appeal for his son's reinstatement to the Director and the matter was placed in the Senate at its 136th Meeting held on 9/11/2018. The Senate constituted the above stated committee to look into the case once again and submit their recommendation for consideration of the Senate. Mr. Hemant had again submitted another application on 12/12/2018 to the Director requesting to look into his reinstatement matter.

Consequently, a meeting comprising of the above Committee members was convened on 1/1/2019.


Recommendations:

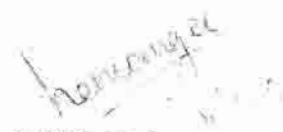
After detailed deliberation, based on all relevant facts and observations and recognizing all the pros and cons related to the case, the committee recommended to consider the matter of reinstatement of Mr. Hemant as an exceptional case, completely on humanitarian ground mainly considering his reported mental health condition but strictly with the following conditions:

1. Mr Hemant Kumar has to write a letter to the Dean of Students' Affairs or Director of the institute apologizing to all the members of IIT Guwahati with whom he had directly or indirectly misbehaved and threatened.
2. Till completion of his study at IIT Guwahati, Mr. Hemant will reside outside the Institute campus with one of his family members, who will always accompany him during his entry into the campus for his academic work. His presence within the campus and Institute premise will be kept to necessary minimum.
3. He must visit the Institute Psychiatrist once a week but the visit must be at the city chamber of the Psychiatrist only.
4. His reinstatement is to be reviewed after a month of his rejoining, if permitted, based on the Institute Psychiatrist's opinion.
5. The department, that is, Department of Chemical Engineering, is advised to take necessary steps regarding his MTP so that he may be able to graduate by July 2019. Further, the department should take necessary precaution so that no untoward incident takes place.
6. The areas of his movement within the campus will be restricted and specified, and he must be constantly accompanied by an Institute Security Guard and a family member staying with him during his visit to the campus.
7. Any expenditure associated with deployment of security guard has to be borne by Mr. Hemant.


Since a case has already been lodged by IIT Guwahati authority against Mr. Hemant and no action has been reported till date, the committee is of the opinion that the Director and the Deputy Director should take that into cognizance and consider these recommendations of the Committee to reinstate Mr. Hemant under appropriate administrative provisions.

The meeting ended with a vote of thanks to the members by the Chair.


(S N Bora) 11/01/19


(H K Kapoor)


(C Mahanta)


(B P Mandal) 11/01/19