

DEVI AHILYA VISHWAVIDYALAYA, INDORE

REGULATION NO. 22

Regulation for the disposal of cases of 'Use or attempt to use Unfair Means' and disorderly conduct at an examination by a candidates.

(Approved by Executive Council at the meeting held on 14-12-1990)

1. In every case, where a candidate appearing for an examination is found using or attempting to use unfair means at the examination or behaving in a disorderly manner, a report shall be accompanied with the candidate's answer-books and such documents and articles as were found in his possession and as constitute prima face evidence of the use of unfair means / disorderly behaviour.
2. On receipt of the report, the Registrar shall send it together with answer-books, documents and articles, mentioned in paragraph 1, to the Examiner appointed by the Kulapati and obtain his report in the prescribed form.
3. The Examiner's report, together with the answer-books, documents and articles, shall be placed before the Committee constituted under Ordinance 5.
4. If a candidate is found by the Committee to have acted in any manner intended to gain any advantage relating to his examination he shall be deemed guilty of using unfair means for the purpose of this regulation.
5. The action proposed to be taken by the Committee shall be communicated to the candidate along with the statement of case against him. No case shall be decided unless the candidate has been given reasonable opportunity to send his representation in writing against the action proposed to be taken by the Committee.
6. Every such case shall be decided by the Committee constituted under Ordinance 5.

Use or attempt to use unfair means and disorderly conduct at an examination

- I. Use or attempt to use of unfair means at an Examination shall include the following :

Category A

- (1) Taking assistance from any other candidate or any other person in any unauthorised manner whatsoever in answering the question paper during the course of the examination.
- (2) Assisting any other candidate in any unauthorised manner whatsoever in answering the question paper during the course of the examination.
- (3) Deliberately disclosing one's identity or making any distinctive mark in the answer-book for that purpose.

Punishment

Cancellation of subject concerned.

Category B

- (1) Carrying into the examination room / hall any book, paper, notes or any other material whatsoever likely to be used directly or indirectly by the candidate in connection with the examination.

Cancellation of the full University examination at which he is appearing.

Category C

- (1) Taking assistance from any book, paper, notes or any other material in answering the question paper during the course of the examination.

Cancellation of examination and debarring from any subsequent University examination / examinations upto the maximum of two examination including the Supplementary / Second Examination.

Category D

- (1) Smuggling in an answer-book or a continuation sheet.
- (2) Taking out or arranging to send out an answer-book or its any page or continuation sheet.
- (3) Replacing or getting replaced an answer-book or its any page or continuation sheet during or after the examination.

Punishment

Cancellation of the examination and debarring from any subsequent University examination / examinations upto a maximum of three examinations including the Supplementary / Second Examination.

Category E

- (1) Getting impersonated by any person in the examination.

Cancellation of the examination and debarring from any of the University examination for five years.

II. Disorderly conduct in the Examination shall comprise the following :

Category A

- (1) Using urinals / lavatories which are allowed by the examination centre, inspite of warning given by the Invigilator / Superintendent / any other office deputed by the University.

Cancellation of the paper concerned.

Category B

- (1) Using indencent and /or abusive language against the Invigilator / Superintendent / any other officer deputed by the University at the centre.
- (2) Destroying of unfair means materials found with the candidate either by swallowing or throwing out of the room or window or elsewhere or in any other way.

Cancellation of examination and debarring from any subsequent university examination / examinations upto a maximum of three including the supplementary second examination.

Category C

- (1) Leaving the examination room / hall before the expiry of half an hour or without handing over the answer-books to the invigilators in charge.
- (2) Intentionally tearing off his own answer-book or a part of a leaf or a continuation sheet or of any other candidate appearing at the examination.
- (3) Disrupting the examination in any way.
- (4) Forcing others to leave the examination room / hall.
- (5) Carrying any weapon of offence into the examination room / hall.
- (6) Any other act of the candidate including refusal to hand over the criminating material during the course of the examination reported by the invigilator and the Supdt. / any other officer deputed by the University and found to be misbehaviour by the Committee.

Cancellation of the examination and debarring from any University examinations upto a maximum of three including the Supplementary / Second Examination.

Note : The Committee shall recommend punishment after due consideration of the type of disorderly conduct, reports of the Invigilator, the Centre Superintendent / any other officer deputed by the University and the statement of the candidate.

Category D

Punishment

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| (1) Use of unfair means of any type reported by the Examiner in the foregoing categories. | Punishment not exceeding debarring the candidate from not more than three subsequent university examinations. |
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- Note : (1) The Committee shall recommend punishment after due consideration of the category / type of unfair means, reports of the invigilator, the centre superintendent, the examiner and statement of the candidate.
- (2) Where punishment is awarded under more than one clause, punishments shall run concurrently.
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