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ਵਿਸ਼ਾ: UNFAIRMEANS Cases rules -regarding

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਦਸਿਆ ਜਾਂਦਾ ਹੈ ਕਿ UNFAIRMEANS Cases ਸਬੰਧੀ ਰੂਲਾਂ ਵਿੱਚ ਸੋਧ ਉਪਰੰਤ ਸੋਧੇ ਰੂਲ 39ਵੀ Examination ਕਮੇਟੀ ਦੀ ਮੀਟਿੰਗ ਵਿੱਚ ਪੇਸ਼ ਕੀਤੇ ਗਏ। ਮੈਂਬਰਾਂ ਵਲੋਂ UMC ਦੇ ਰੂਲਾਂ ਸਬੰਧੀ ਵਿਚਾਰ ਵਟਾਂਦਰਾਂ ਕੀਤਾ ਗਿਆ ਅਤੇ UNFAIRMEANS Cases ਸਬੰਧੀ ਰੂਲ ਪ੍ਰਵਾਨ ਕੀਤੇ ਗਏ। ਸੋਧ ਉਪਰੰਤ UNFAIRMEANS ਦੇ ਰੂਲ ਹੇਠ ਅਨੁਸਾਰ ਹਨ:

RULES REGARDING UNFAIRMEANS (UMC):

- (a) Every day and for each session (Morning & Evening), before the examination begins, the Superintendent shall notify on the notice board as well as call upon all the candidates to search their pockets and desks and deliver to him/her all papers, books or notes, which they may have in their possession or found near desks. The students shall also be asked to write their Roll number on the question papers, immediately after distribution and its compliance shall be ensured by the concerned invigilator. Where a late comer is admitted, the above process is to be repeated.
- (b) The Superintendent shall report each case where use of unfair means in the examination is suspected or discovered with full details of evidence (actually what is noticed) and explanation in writing by the candidate on the Performa prescribed for the UMC. The report should indicate how, when and by whom the unfair means case was detected and what was actually noticed. **Superintendent and concerned invigilator must ensure to write the detailed report on the Performa prescribed.**
- (c) In case, the candidate refuses to give a written statement the fact of his/her refusal shall be recorded by the Superintendent and witnessed by at least one other member of the supervisory staff on duty at the time of occurrence.
- (d) A candidate found suspected to be guilty of using unfair means in the examination shall be permitted to answer the remaining part of his/her question paper, but on a separate answer book and the book in which the unfair means is suspected shall be seized by the Superintendent, who shall send both the answer books to the Registrar with his/her report in a separate sealed cover mentioning UMC case. The candidate shall also be permitted to appear in the examination in subsequent papers.
- (e) Even if a candidate is found having in his/her possession or accessible to him/her papers, books or notes which is not related to the subject of examination and which could

not possibly be of any assistance to him/her, the case must be reported with action taken as in Para(d) above.

(f) If a candidate is found talking to any other person(s) during the examination hours inside or outside the examination hall/room, the Superintendent shall record the statement of these persons and the invigilator and send to the Registrar with his/her comments. He/she also shall action as at (d) above for such persons if and where applicable.

(g) All cases of impersonation shall be reported by the Superintendent along with the evidence which lead to the conclusion.

(h) A candidate who refuses to obey the Superintendent of the Examination and changes her/his seat with another candidate and or deliberately writes another candidate roll number in his/her answer book and/or creates disturbance of any kind during the examination and or otherwise misbehaves in the examination hall is liable to be expelled by the Superintendent and his/her answer book along with a report shall separately be sent to the Registrar in a separate sealed cover mentioning UMC case.

(i) A candidate found copying from notes written on any part of his/her clothing, body desk or table or any instrument etc. Or who is guilty of swallowing or destroying any note or paper found with him/her or is talking to a person or communicates through gestures or consulting notes or books outside the examination hall, while going to or coming from urinal/W.C. etc. shall be deemed to have used unfair means and action as proposed on Para (d) above shall be taken.

(j) A candidate found carrying Mobile Phone/Electronics Gadgets in the examination hall and which could possibly be of any assistance to him/her, the case must be reported in a separate sealed cover mentioning UMC case addressed to the Registrar, with necessary papers and action taken as in Para (d) above.

(k) If candidate fails to deliver his/her answer book to the supervisory staff before leaving the Examination hall, a report on the Performa prescribed for reporting unfair means cases shall be sent to the Registrar in a separate cover.

Notes:-

- I. The unfair means cases will be reported on the Performa prescribed for UMC by the State Board. Superintendent and concerned invigilator must ensure to write the detailed report on the Performa prescribed.
- II. The supervisory staff on Examination duty may search a candidate/ candidate's appearing in the Examination, wherever felt necessary.

PUNISHMENT FOR UNFAIR MEANS: -

A student shall be booked under UMC, if

1. He/She is found talking to other person(s) during the examination inside or outside the examination room/hall or while going to or coming from Urinal/W.C; **in this case, the answer book for that particular paper shall be liable to be cancelled.**
2. He/She is found having in his/her possession or accessible to him/her papers,

books or notes which do not relate to the subject of the examination and which could not possibly be of any assistance to him/her; **in this case, the answer book for that particular paper shall be liable to be cancelled.**

3. He/She discloses his/her identity either by writing his/her Registration number on place other than specified or making any distinctive mark in his/her answer book or by writing his/her mobile number or by placing currency inside the answer book or makes an appeal to the examiner through answer book; **in this case, the answer book for that particular paper shall be liable to be cancelled.**
4. He/She for an examination in a practical or viva voce presents to the examiner a practical or class work which does not belong to him/her; **in this case, his/her particular paper shall be cancelled.**
5. He/She found having in his/her possession or accessible to him/her papers books or notes relating to the subject; **in this case, his/her all the theory papers of current semester/year shall be liable to be cancelled, but if it is a repetitive offence by the same candidate, then the candidate should be debarred for one year.**
6. He/She fails to deliver his/her answer book/continuation sheet(s) to the supervisor in-charge before leaving the examination hall room; **in this case, FIR should be lodged by institute and his/her all the theory papers of current semester/year shall be liable to be cancelled and the candidate should be debarred for one year.**
7. He/She is found guilty of swallowing or destroying any note or paper found from him/her; **in this case, his/her all the theory papers of current semester/year shall be liable to be cancelled and the candidate should be debarred for one year.**
8. He/She refuses to obey the Superintendent examination or changes his/her seat with another candidate of his own or deliberately writes another candidate's roll number on his/her answer book or creates disturbance of any kind during the examination; **in this case, his/her all the theory papers of current semester/year shall be liable to be cancelled and the candidate should be debarred for one year.**
9. He/She found guilty of misconduct or misbehave towards the Superintendent examination or any other staff member of the supervisory staff; **in this case, his/her all the theory papers of current semester/year shall be liable to be cancelled and the candidate should be debarred for one year.**
10. He/She found carrying Mobile Phone/Electronics Gadgets in the examination hall; **in this case, his/her all the theory papers of current semester shall be liable to be cancelled or shall be debarred for one year according to the degree of offence.** After finalization of punishment, Student can gets his/her Mobile phone/Electronic Gadget back after submitting an undertaking that he/she has checked his/her phone and paying penalty of rupees 2000/- in the Board's office.
11. A candidate found guilty of having adopted unfair means not covered by any of the above provision shall be booked to the extent of **cancellation of answer book in**

particular subject to the debarring up to three years according to nature of offence.

12. In the case of impersonation, the person who impersonates shall be reported against to the police by the Principal of concerned Examination centre and the matter further pursued by the Principal of the institute; **in this case the candidate who is impersonated shall be disqualified for 3-Years.**

13. If a candidate involved in unfair means admits his guilt straightway in writing and gives an undertaking not to indulge in such practice in future, the committee after thoroughly examining the case may condone his/her punishment for various charges of 1 year or more, upto the cancellation of all theory papers of the current semester.

PROCEDURE FOR DEALING WITH UNFAIRMEANS CASES:

1 Constitution of UNFAIRMEANS CASES Committee

- 1 Two Principals from Govt Polytechnics of Punjab
- 2 One Principal from Polytechnic college under UT Chandigarh
- 3 One Principal from Aided/Private Polytechnic college of Punjab
- 4 Deputy Director (Conduct), Directorate of Tech. Education, Punjab.
- 5 Deputy Controller Exams (Poly), PSBTE & IT
- 6 Registrar, PSBTE & IT

Senior-most Principal among above is the Chairman of the said committee and Registrar, PSBTE & IT is Member Secretary. The quorum of unfair means committee for its meeting shall be at least four members.

- a) Committee constituted by the State Board of Technical Education shall deal with and decide the cases of the alleged misconduct and or use of unfair means in connection with the examination(s).
- b) On receipt of report from the Superintendent/Examiner of any other source, Registrar, shall issue notices to the students who are alleged to have used unfair means for offering opportunity to explain their position in person before the committee referred to in Para(a) above.
- c) If a candidate is found guilty of having used unfair means more than once the punishment awarded to him under those rules far different cases shall run consecutively.
- d) The decision of the unfair means committee shall be conveyed by the Registrar to the respective institutions for communication to the student(s) concerned.
- e) The UMC committee shall consider and decide such cases as are not covered under the provisions of rules above and its decision shall be final.

2. Constitution Appellate Committee

Constitution of Appellate Committee is as under:

- 1 Secretary, PSBTE & IT
- 2 Additional Director, TE & IT, Punjab
- 3 Registrar, PSBTE & IT

- 4 Director Academics, PSBTE & IT
5 Principal, From Govt./Aided Polytechnic

- a) If Student is not satisfied with the punishment given by UMC committee then appeal against the decision may be filled before the **Appellate Committee** (under the chairmanship of Secretary, Board) **within 20 days of the notification** of the decision. Appeal in each case shall be accompanied with a fee of Rs. 4000/- in the form of a Bank draft from a scheduled bank in the name of Secretary, Punjab State Board of Technical Education & Industrial Training payable at Chandigarh. Before filing the appeal, the student shall obtain a copy of the detailed order passed by the Unfair-Means Committee. (The period from the date of receipt of application to the date of supply of the copy of the order of the Unfair-means Committee shall not count towards reckoning period of 20 days).
- b) The Appellate Committee while dealing with appeal cases may reconsider the case, preferably within 7 days.

Note: 1

A candidate who is disqualified/debarred on account of adopting unfair means shall be eligible to appear at the next examination when due as a reappear candidate.

Note: 2

A candidate shall be provisionally allowed to attend the next higher semester/class pending decision of the unfair means case..


Note: 3

The candidate will be allowed to study in the next higher semester/class in the session immediately preceding the termination of period of debarment. He/She need not to apply for re-admission in this case.

Note: 4

If the Board is satisfied after enquiry that the integrity of the examination has been violated at an examination centre as a consequence of which unfair means assistance rendered to the examinees, the Board may order re-examination and may also abolish that examination centre for future or for a specific period.

ਉਪਰੋਕਤ UMC ਰੂਲ ਤੁੰਰਤ ਪ੍ਰਭਾਵ ਤੇ ਲਾਗੂ ਹੋਣਗੇ। ਇਹਨਾਂ ਰੂਲਾਂ ਅਨੁਸਾਰ ਲੋੜੀਂਦੀ ਕਾਰਵਾਈ ਕਰਨੀ ਯਕੀਨੀ ਬਣਾਈ ਜਾਵੇ ਅਤੇ ਇਸ ਸਬੰਧੀ ਸਬੰਧਤਾਂ ਨੂੰ ਜਾਣੂ ਕਰਵਾਉਣ ਦੀ ਖੋਚਲ ਕੀਤੀ ਜਾਵੇ ਜੀ।


ਰਜਿਸਟਰਾਰ

ਉਪਰੋਕਤ ਦਾ ਉਤਾਰਾ ਹੇਠ ਲਿਖਿਆਂ ਨੂੰ ਸੂਚਨਾ ਅਤੇ ਲੋੜੀਂਦੀ ਕਾਰਵਾਈ ਹਿਤ ਭੇਜਿਆ ਜਾਂਦਾ ਹੈ:

- 1 ਡਾਇਰੈਕਟਰ, ਤਕਨੀਕੀ ਸਿਖਿਆ ਅਤੇ ਉਦਯੋਗਿਕ ਸਿਖਲਾਈ ਵਿਭਾਗ, ਪੰਜਾਬ।
- 2 ਕੰਪਿਊਟਰ ਸਾਖਾ (ਬੋਰਡ ਦੀ ਵੈਬਸਾਈਟ ਤੇ ਅਪਲੋਡ ਕਰਨ ਹਿਤ)