

**OFFICE OF THE DIRECTOR OF COLLEGIATE EDUCATION,
ANDHRA PRADESH,**

Memo.No.755/Admn I-3/006

Dt. 5-9-2006

**Sub:- Higher Education Department – Prevention and Prohibition of Ragging
in Educational Institutions under the control of Higher Education
Department - Instructions – Issued..**

- Ref:-**
- 1. G.O.Ms.No.67, Higher Education (EC) Dept dt.31-2-2002 communicated through the DCE's Procs Rc.No.1812/Admn I-3/2002 dt.24-12-02.**
 - 2. Order, dt.25-8-06 of the Hon'ble High Court, A.P., Hyderabad in W.P. No.17679/2006 filed by Sri.Aregakuti Sanjeeva Reddy, & five others.**
 - 3. Govt Circular Memo No.10707/CE I-2/2006 dt.31-8-06.**

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While communicating herewith the copies of the Government Circular Memo 3rd read above and the orders of the Hon'ble High Court 2nd read above, the attention of the RJDCes/Principals of all Government Degree Colleges in the State is invited to the orders issued in the G.O. 1st read above. They are once again requested to bestow their personal attention on the subject matter and enforce rigorously the Provisions of Act. 26 of 1997 and the rules made thereunder in the G.O. 1st read above and ensure that the offenders are not only prosecuted, but those found guilty are necessarily rusticated by the institutions by involving the Provisions under Rule-5 of the rules issued in the G.O. first read above. The Principals are further instructed to constitute Anti-ragging Committees immediately in their colleges with Senior Staff Members and Parents for effective implementation of the Provisions of the Act.

The receipt of these proceedings should be acknowledged.

(These instructions are placed under Web Site: ID (www.cce.ap.govt.in.)

(This has the approval of the Director of Collegiate Education)

K.Lakshmi Narayana
Director of Collegiate Education

To

The Principal of all Government Degree Colleges in the State.

Copy to all the RJDCEs in the State.

Copy to all the Officers of the Office

Copy to all the Sections of the Office

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// t.c.f.b.o.//

SUPERINTENDENT

(SHOW CAUSE NOTICE BEFORE ADMISSION)

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH

AT HYDERABAD

FRIDAY THE TWENTY FIFTH DAY OF AUGUST TWO THOUSAND AND SIX

:PRESENT:

THE HON 'BLE SRI G.S.SINGHVI, THE CHIEF JUSTICE

AND

THE HON 'BLE SRI JUSTICE: G.V.SEETHAPATHY

TAKEN UP WRIT PETION No.17679 of 2006

Between:

1. Aregakuti Sanjeeva Reddy, Founder Trustee of Aasara, 15/1, Arundelpt, Guntur
2. Avuthu Rama Devi, Founder Trustee of Aasara, 15/1, Arundelpt, Guntur ,
3. Jagarlamudi Mallikarjuna Rao, Chairman of Aasara, 15/1, Arundelpt, Guntur

4. Kotha Surya, Seretary of Aasara, 15/1, Arundelpet, Guntur
5. Chundururu Venu Kishore Babu, Co-Ordinator of Guntur , Poura Sabha.
6. R.V.A.Syuam Prasad, Convener of Guntur District, Parents Association.

Petitioners.

AND

1. The Director of Higher Education, Hyderabad]
2. The Director of School Education, Hyderabad ’
3. The Director of Intermediate Education, Hyderabad
4. The Director of Technical Education, Hyderabad
5. The Director General of Police, Govt. of A.P., Hyderabad
6. The Govt. of A.P., rep. by its Prl. Secretary, Home Department, Secretariat, Hyd
7. The Govt. of A.P., rep. by its Prl.Secretary, Education Department, Secretariat,Hyd.

Respondents

WHEREAS the Petitioners stated in the “Fax Message” dated.08.08.2006 sent by the Petitioners herein, the High Court may be pleased to issue an order, direction or a Writ, more particularly one in the nature of Writ of Mandamus to call for the records and remarks from the Respondents herein in and connected to (i) the increase of acts of ragging within and outside the educational institutions/students hostels all over the state leading to homicides and suicides; (ii) implementation of the provisions of A.P. Prohibition of Ragging Act, its Rules and guidelines by the concerned authorities;

AND

This Hon’ble Court may be pleased to pass appropriate orders directing the concerned authorities to strictly implement all the provisions, rules and guidelines under the ragging laws in letter and spirit by constituting 1)review committee for each district 2) antiragging committees educational Institutions 3) parents/guardian committees 4)secretvigilance group 5) arrange the confidential boxes for ragging complaints.

AND WHEREAS the High Court upon perusing the “Fax Message” dated.08.08.2006 sent by the Petitioners herein and of G.P. for School Education & Collegiate Education for the Respondents 1 to 4&7 and of G.P. for Home for the Respondents 5 &6. The Court after perusing the letter written by Sri Aragakuti Sanjeeva Reddy, Founder Trustee of Aasara, a socio legal service forum and five others highlighting the grave consequences of the menace of ragging prevalent in various educational and training institutions in the State was treated by one of us (the Chief Justice) as a petition in public interest directed issue of notice to Government Pleaders for School Education, Collegiate education and Home Department herein to show cause as to why the writ petition may not be admitted and finally disposed of.

You viz;

1. Government Pleader for School Education, High Court of A.P., Hyderabad .
2. Government Pleader for Collegiate Education, High Court, of A.P., Hyderabad
3. Government Pleader for Home Department, High Court of A.P., Hyderabad.

Are directed to show cause on or before 14-09-2006 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this writ petition should not be admitted. The Counter affidavit if any be filed before the above said date after due service on the other side.

The Court further made the following ORDER:

“Learned Government Pleader for Higher Education invited our attention to the Andhra Pradesh Prohibition of ragging in all Educational Institutions Rules, 2002 (for short “the 2002 Rules’) which have been framed under Section 9(1) of the Andhra Pradesh Prohibition of Ragging Act 1997 (for short “the 2002 Rules’)to show that the Government has already taken steps to curb the menace of ragging in the educational institutions.

After going through the 2002 Rules, we inquired from the learned Government Pleader as to in how many cases, punitive actions have been taken in terms of Section 4 of the 1997 Act and Rule 5 of the 2002 Ryules. Upon this, learned Government Pleader made a request for adjournment to enable her to file the affidavits of Directors of Collegiate Education, Intermediate Education, School Education and Technical Education.

The request of the learned counsel is accepted and the case is adjourned to September 14, 2006 with the direction that affidavits of the concerned authorities be filed within two weeks.

In the meanwhile, the Government of Andhra Pradesh and its functionaries including Directors of Collegiate Education, Intermediate Education, School Education and Technical Education, their subordinate Officers including Principals of Colleges and headmasters/Headmistresses of the schools are directed to rigorously enforce the provisions of the 1997 Act and the 2002 Rules. This would necessarily mean prosecution of the offenders. Those found guilty must necessarily be rusticated from the institution by invoking the provisions of Rule 5 of the 2002 Rules.

With a view to ensure that the provisions of the 1997 Act and the 2002 Rules are faithfully implemented, we direct the Government of Andhra Pradesh to publish a notice in at least two leading newspapers, one in vernacular and one in English. The notice must be published within a period of seven days from today. In the notice, the order passed by this Court today should be incorporated so that the prospective defaulters may become aware of the grave consequences which will ensue in the event of violation of the provisions of the 1997 Act and the 2002 Rules.

The case be listed on 14-09-2006 ”

Sd/-T.S.Vasanthakesavulu

Assistant Registrar.

**GOVERNMENT OF ANDHRA PRADESH
HIGHER EDUCATION (CE.I-2) DEPARTMENT**

Circular Memo.No.10707/CE.I-2/2006.

Dated: 31-08-2006

**Sub:-Higher Education Department – Prevention and Prohibition of ragging in
Educational Institutions under the control of Higher Education Department –
Circular instructions – Issued.**

Ref:-1)G.O.Ms.No.67, Hr. Edn (CE) Dept., dt.31.8.2002

2)From the High Court of A.P., orders dt.25-8-2006 W.P.No.17679/2006.

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The Government of A.P. enacted Act 26 of 97 called “A.P.Prohibition of Ragging Act” In the G.O. 1st cited, rules were also issued relating to prohibition of ragging in all educational institutions in the State.

2. Ragging is an act which causes or is likely to cause insult or annoyance or fear or apprehension or threat or intimidation or outrage of modesty or injury to a student.

3. As per rule 3 of the said rules:

- a) Ragging is prohibited with in or outside of any educational institution in the State.
- b) The Principal/Head of the institution shall obtain an undertaking in writing from the students/parents at the time of admission that they shall not resort to ragging inside or outside the institution.
- c) Full publicity should be given to the punishment for ragging through open circulars, suitable posters, colleges and hostel premises etc., by the Principal/Head of the institutions.
- d) The Principal/Head of the institution shall constitute anti ragging squads involving teachers and students to prevent ragging.
- e) The Head of the Institution shall lodge a criminal case against students resorted to ragging for taking action as mentioned in Andhra Pradesh Prohibition of Ragging Act, 1977 (A.P.Act.No.26 of 1997).

4. Under Rule 5 of the said rules;

- 1) whoever, with the intention of causing ragging or with the knowledge that he is likely by such act to cause ragging commits or abets ragging shall be punishable as per Andhra Pradesh Prohibition of Ragging Act, 1997, (Act 26 of 1997).

- 2) The students convicted of an offense under section 4 of Andhra Pradesh Prohibition of Ragging act, 1997(Act 26 of 1997) and punished with imprisonment for a term shall be dismissed from the educational institution.
 - 3) The student convicted of an offense under section 4 of Andhra Pradesh Prohibition of Ragging Act, 1997 and punished with imprisonment for a term of more than six months shall not be admitted in any other educational institution.
 - 4) Any student dismissed from a college for ragging should be debarred from seeking admission in any other course of study in any college/University located in the State.
 - 5) In case of the students who are involved in ragging, there shall be an embossment on his marks cards and other academic certificates in bold letters which cannot be obliterated that he had indulged in ragging and had conducted himself in a manner unbecoming of a student.
5. As per the said rules, a review committee shall be constituted by the District Collector is Chairman and the composition of the committee shall be as follows:
- i) Collector- Chairman
 - ii) Superintendent of Police – Vice-Chairman
 - iii) a) Revenue Divisional Officer
 - b) Sub-divisional Police Officers-Members
 - c) College Principals.

The Committee shall meet twice before the academic session and twice during the academic session to review the prevalent situation and evolve effective measures to combat ragging.

6. Apart from the above, detailed guidelines were issued in the annexure-II to the said rules, in G.O.Ms.No.67, Higher Education Department, dt.31.8.2006 to deal with the menace of ragging in the educational institutions.

7. The Heads of Departments under the control of Higher Education department viz. Commissioner of Intermediate Education, Director of Technical Education, Director of Collegiate Education, Registrars of all Universities and Principals of all the colleges are therefore requested to rigorously enforce the provisions of Act 26 of 1997 and the rules made there under in G.O. 1st cited and ensure that the offenders are not only prosecuted, but those found guilty are necessarily rusticated by the institutions by invoking the provisions under rule 5 of the rules issued in G.O.Ms.No.62, Higher Education Department, dt.31-8-2002.

ASUTOSH MISHRA

PRINCIPAL SECRETARY TO GOVERNMENT