

IN THE HIGH COURT OF DELHI AT NEW DELHI

WRIT PETITION (CIVIL) NO.2764 OF 2011

IN THE MATTER OF:

Nandini Dutta & Ors

..Petitioners

VERSUS

University of Delhi & Ors

..Respondents

**REPLY FILED BY RESPONDENT UNIVERSITY OF DELHI TO THE  
SUPPLEMENTARY AFFIDAVIT FILED ON BEHALF OF THE  
INTERVENERS**

I, R.K. Sinha, Registrar, University Of Delhi, Delhi do hereby solemnly affirm as under:

A. I am well conversant with the facts and circumstances of the case on the basis of documents maintained by Respondent University and can accordingly depose to the same.

B. I have gone through the Supplementary Affidavit filed by the Interveners and in reply to the same I submit as under:

1) That the Interveners in the present writ petition claim to be students, total numbering Seven(7). It is interesting to note that all the Interveners are from St. Stephens College. The University of Delhi and its Colleges has around eight lakhs students. The Interveners therefore do not form even a minuscule of the total strength of the students.

2) Moreover earlier hereto a writ petition was filed by Delhi University Students Union against Respondent University being Writ Petition No. 7658 of 2010. The said writ petition was disposed of after recording "no objection" given by the Counsel representing the Students Union to the fact that the Colleges shall teach in the Semester Mode and not deviate from the same. Consequently the said writ petition was disposed of forthwith. In view of the no objection given by the Delhi University Students by their Representative Body of the students of University of Delhi, the Interveners who are a handful, that too from a particular

College, cannot espouse the cause to be the voice of the students in general.

3) A bare perusal of the supplementary affidavit filed by the Interveners amply illustrates that the same has been filed at the behest of the teachers since the students cannot under any circumstances have a personal knowledge of the facts and circumstances as alleged therein. Moreover there are no new facts and grounds which have been alleged in the affidavit under reply and the same are mere repetitions as contained in the written submissions filed by the Petitioners. The Interveners have also sought to rely upon the documents filed by Delhi University Teachers Association in writ petition No. 822/2011. The Intervention has been sought by Application in the present writ petition only (being CM No. 9707/2011 in which notice is still to be issued) however reliance has also been placed on the documents filed by the Petitioners in writ petition No. 822/2011 which cannot be allowed.

4) The Respondent University has filed the counter affidavit in the present writ petition as well as in Writ Petition No 822/2011 which squarely deals with the allegations of the Petitioners which in turn have been mechanically adopted by the Interveners in the present supplementary affidavit. The contents of the counter affidavits filed by the Respondent University of Delhi may be read in reply to the contents of the present supplementary affidavit.

5) The Interveners have sought to rely upon the report in '*Times of India*' as mentioned in para 34 of the supplementary affidavit. The same is totally extraneous and not relevant to the issue. The Interveners have made such allegations merely to prejudice as there is no case made out on merits.

#### **P R A Y E R**

In the aforesaid facts and circumstances, it is therefore, most humbly prayed that this Hon'ble Court may be pleased :

- a) Not to allow the present supplementary affidavit filed by the Interveners to be taken on record as the same is motivated and filed at the behest of the Teachers and does not reflect

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the opinion of the students community as a whole which is already given its e no objection to the semesterization of the course earlier hereto as recorded in the Order dated 15<sup>th</sup> November 2010 passed in Writ Petition No. 7248/2010 in pursuance to which the Writ Petition filed by Delhi University Students Union being Writ Petition No. 7658/2010 was disposed of accordingly.

- b) pass such other and further order(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

Rns

**DEPONENT**

कुलसचिव / Registrar  
दिल्ली विश्वविद्यालय  
University of Delhi  
दिल्ली-110007/Delhi-110007

**Verification:**

Verified this the \_\_\_ day of August 2011 that the contents of the foregoing affidavit are true and correct and nothing stated therein is false or incorrect

Rns

**DEPONENT**

कुलसचिव / Registrar  
दिल्ली विश्वविद्यालय  
University of Delhi  
दिल्ली-110007/Delhi-110007