

**In This Issue:**

Page 1 • 4th Intra Moot Court Competition

Page 2 • 15th National Youth Parliament

Page 3 • Prasangh Youth Parliament II

Page 4 • DME A Haven for Performing Arts

**From the Editor's Desk**

Dear Students and Colleagues,

The exams are looming ahead of us yet again. Our students, we sincerely hope, are tackling the examination frenzies and blues valiantly. Us teachers, on the other hand are finding ourselves free from the bondages of a time table as regular classes have come to an end. This has given us quite some time in our hands to focus attention on our academic being. In the whirlwind of lectures, co-curricular activities for the students and their intellectual development, the student in us lays forgotten. DME provided us with various possibilities to nurture that student within us teachers, and spend some time with ourselves. We tried to discover each other, not just as a lecturer, but as a team member. I hope that this camaraderie continues and strengthens ever more with passing time.

*Ms. Shambhavi Mishra  
Assistant Professor,  
DME Law School*

**Editorial Board:**

*Ms Shambhavi Mishra, Ms Shabeeh Rahat, Dr. Mahalingam, Mr. Amir Wagey, Dr. Aparajita Ray Sukul*

**Harmony in Relations: A Well Paved Path to Happiness****Guest Lecture by Prof. BK Girish**

On 20th November, 2018 a motivational talk by Prof. BK Girish ,an eminent speaker and spiritual thinker associated with the Brahma Kumaris, was held at DME. The Inter departmental programme for both Delhi Metropolitan Education and Delhi Technical Campus was aimed to inculcate team spirit amongst the faculty members.

The programme started with lighting of the lamps and Sarasvati Vandana. After felicitation of the guests, Prof. BK Girish was called upon to provide the teachers with a insight on a very difficult issue called happiness. As pointed out by him, with strenuous work environments, inimical competitions to create an upward career graph and the dubious balance between work and home, people start losing their sense of contentment and happiness. Lack of love, he stressed was majorly due to over ambitious demands of love and respect, which leads to conflicts in relations. He presented before us quite a novel idea as to how contentment can be restored in one's life and stated that by reducing expectations of receiving love, one should rather focus on giving love. God, according to him becomes that endless reservoir of love from where one draws her own power to feel content and can share and give it back to others.

The talk by Prof. BK Girish was like a respite for all the faculty members who had emerged out of a whirlwind of a semester. He ended his lecture asserting on the need to use negotiation as a mechanism and a skill to reduce conflicts. Following this a small meditation exercise was organized by DME in collaboration with the Brahmakumaris to rejuvenate and replenish everyone mentally and spiritually ready to embrace the coming semester.



Felicitaiion of the guests

Prof. BK Girish delivering his talk



Art of giving Love- by BK Girish

A stress busting exercise for teachers

## Non filling of income tax Return can lead to prosecution proceedings as decided by Hon'ble High Court

-Mr. Sandeep Bhatia

Non filling of income tax Return can lead to prosecution even if you are entitled to a refund. In a recent case, the Delhi High Court (HC) held that if a taxpayer did not file returns by the deadline, the income tax department can initiate prosecution proceedings after issuing a notice. The ruling is significant because many thought the tax department would not initiate proceedings if there is no tax due. But Section 276CC of the Income Tax Act states if a person willfully fails to furnish income tax returns, he will be punishable with imprisonment and also a fine. The provisions however also mention proceedings will not be initiated against those whose tax liability does not exceed 3,000.

In the Delhi High Court case, an individual taxpayer had failed to file his return for the assessment year 2003-04 to 2005-06 within the stipulated time. In addition, he failed to abide by the notices issued under section 142(1) (asking the assessee to furnish tax returns and other information) for non filling of returns. The assessing officer initiated the tax

proceedings against the taxpayer as punishable under section 276CC.

After the court ruled against the tax payer, he went to the High Court. The taxpayer contended that in retaliation to AY2004-05 and AY 2005-06, there was no tax due, instead he had a refund. He argued that prosecution proceedings should not be initiated against him as section 276CC gave relief to those who have dues below 3,000.

But the court held that the return was not filed on time and the taxpayer had not complied with earlier I-T notices earlier. "It is important to note that the relief is available only where a return of income is not filed by the due date. The relief is not available for not filing return in response to a notice under section 142(1) and/ or section 148. If the tax payer does not respond to notice, he can be imprisoned for up to seven years under section 276CC and he also need to pay a fine as determined by an assessing officer.

## Decriminalization of the Offence of Adultery: A Step Away from Colonial Relics

-Ms. Shivani Bhadauria

Section 497 of Indian Penal Code had over 158 years declared adultery as an offence. But the recent judgment of Supreme Court has decriminalised it, thereby over throwing its three earlier ruling on the same.

Calling the Law, as it was, Archaic, the five judge bench said that it violated Article 14 & 21 of the Indian Constitution as such, as it stands, while adultery can be a ground for civil issues including divorce but it cannot be a criminal offence.

"According to Adultery Law as it existed till then, a man, could have been punished for having sexual relationship with a married women (without the consent of her husband), it was considered a crime and as such, the accused could have been punished for the same with imprisonment for five years, imprisonment, fine or both.

The law as it existed among others also perpetuated the paternalistic view that while the article 497 made adultery a crime, it stipulated, that in case this relation between a man and a married women is with the consent of the husband of the married women it was no longer a crime. As such strangely adultery as defined under Section 497 was a crime by a man against a man with the women in question both as a wife of the accused as also the wife of the complainant had no right to move the court.

To conclude, Justice Y. Chandrachud & Justice Khanwelkar said that "it is deeply offensive to equality and destructive to the dignity of women. On this stereo type section 497 criminalises only the accused man on the complain of only the husband of women involved in this relationship.

## Decriminalization of the Offence of Adultery: A Step Away from Colonial Relics

-Ms. Priyansha Badoni

The recent judgments of Supreme Court of India, particularly in the arena of religious freedom, have evoked appreciation from the reformists as being a 'progressive court' and wrath among those who value traditions and follow religion in a strict order.

Sabarimala Sree Dharma Sastha Temple is one of the famous Hindu temples in India, located in the Pathanamthitta district of Kerala. The temple is managed by the Travancore Devaswom Board. The shrine at Sabarimala is an ancient temple of Lord Ayyappan who is worshipped as a 'Naishtika Bramhachari' or a celibate for life. Section 3 of 1965 Kerala Hindu Places of Worship (Authorisation of Entry Act) requires that places of public worship be open to all sections and classes of Hindus, subject to special rules for religious denominations. Rule 3(b), however provides for the exclusion of 'women at such time during which they are not by custom and usage allowed to enter a place of public worship. Therefore, as per a notification by the Devaswom Board that manages the temple, women belonging to the menstruating age are not permitted to enter the temple.

The Supreme Court verdict on September 28, 2018, paved the way for the entry of women of all ages into the Ayyappa temple at Sabarimala in Kerala. The five-judge constitution bench headed by Chief Justice Dipak Misra, in its 4:1 verdict, on Indian Young Lawyers Association & Others vs The State of Kerala & Others, said banning the entry of women into the shrine is gender discrimination and the practice violates the rights of Hindu women. Justice Indu Malhotra, in her dissenting judgement, said that issues which have deep religious connotation should not be tinkered with to maintain a secular atmosphere in the country. The judgement was followed by uproar amongst the traditionalist who vowed to continue their fight for the preservation of ancient customs and practices while the reformist received it as a step forward towards gender justice.

The Supreme Court on November 13, 2018 admitted all 49 review petitions seeking revisit of its September 28 order and will hear the same on January 22, 2019. All in all Sabarimala temple has become a war zone between the traditionalists and reformists following the Supreme Court verdict.

## Sports Meet

-Mr. Sandeep Bhatia

DME faculty Sports meet was organised on December 1 (Saturday), 2018 at Delhi Public World School, NOIDA Extension. It was curated by the Sports Committee of DME. The following games like Cricket (Men & Women), Badminton (Men& Women) and Table Tennis were lined up.

The sports meet took off with a flag hoisting by Director General Justice Bhanwar Singh. Followed by, a brisk walk was the first event to start with. The faculty members walked for three kilometer. Vice Chairman Mr. Aman Sahni and Director General Mr. Bhanwar Singh joined the walk along with the faculty members. The winner was Mr. Mohammad Kamil and the runner was Dr. Tushar Garg in the above event.

In Cricket (Men category), Team -A led by Dr. Ravi Kant Swami won the match. The man of the match was Mr.

Pradeep Bisht who was awarded a medal. In Cricket (Women category), Team-B led by Ms. Navjot Kaur won the match. The woman of the match was Ms. Roli Wadhwa who was given a medal.

Dr. Bhavish Gupta bagged the title of Badminton (Men) category and Dr. Shuchi Goel won the title of Badminton (Women) category. In the game of table tennis, Mr. Sumatra Das Sarthi (Winner) won the title. The commentary of Mr. Mukesh Kalwani and Ms. Shambhavi Mishra added a flavor and entertainment to the cricket match. The DME faculty sports meet ended with a speech by Director General Justice Bhawar Singh and Vice-Chairman Mr. Aman Sahni. It was a great opportunity for the faculty members to showcase their physical prowess in various events of the day.



DG Sir and the Vice Chairman leading the marathon walk



DG Sir addressing the gathering with Director Sir and Prof. Ambrish Saxena



From Amateurs to Winners-The Women Faculty Cricket Team



Mohd. Kamil awarded as the winner of Walk Marathon



Ms. Karishma and Ms. Chadrani preparing for a shuttle showdown