

राष्ट्रीय डोप रोधी एजेन्सी

(युवा कार्यक्रम और खेल मंत्रालय,
भारत सरकार का एक स्वायत्त निकाय)
(आईएसओ 9001:2008 प्रमाणित संगठन)
हॉल नं. 103-104, पहली मंजिल, जेएलएन स्टेडियम
लोधी रोड़, नई दिल्ली-110003, भारत
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वेबसाइट : www.nadaindia.org



Play fair

NATIONAL ANTI DOPING AGENCY

(An Autonomous Body Under
Ministry of Youth Affairs & Sports, Govt. of India)
(An ISO 9001:2008 Certified Organization)
Hall No. 103-104, First Floor, JLN Stadium
Lodhi Road, New Delhi-110003, INDIA
Phone : +91-11-24368274, +91-11-24368249
TeleFax : +91-11-24368248, E-mail : info.nada@nic.in
Website : www.nadaindia.org

No. _____.

Dated: 06/9/22

To
The Concerned Athlete or Support Personnel
(Through the Concerned National Sports Federation to be served on the Athlete/Support
Personnel in Confidential Cover)

Mr. Ankit Beniwal
S/o Shri Sushil Beniwal
R/o -Qawi Kawi, Panipat,
Haryana, 132113.
Email: ankitbeniwal691@gmail.com

Subject: Notice of Charge and *Provisional Suspension* under the National Anti-Doping Agency Anti-Doping Rules 2021.

Dear Mr. Ankit Beniwal,

I am writing to give you formal notice that you are being charged with a violation of the NADA Anti-Doping Rules 2.3. (Evading, Refusing or Failing to Submit to Sample Collection) These are referred to as "the ADR" in this letter. Capitalized terms used, but not defined in this letter, are as defined in the ADR.

In accordance with Article 7.4 ADR, you are *Provisionally Suspended* with immediate effect from all *Competitions, Events* or other activities that are organized, convened, authorized, or recognized by the NADA India until this matter has been resolved.

1. The Anti-Doping Rules

- 1.1 You are subject to and bound to comply with the ADR. Capitalized terms used but not defined in this letter are as defined in the ADR.
- 1.2 Pursuant to the ADR, NADA is responsible for conducting the anti-doping disciplinary proceedings associated with this matter.

2. Charges

- 2.1 You are hereby formally charged with:

F02(NADA-P-05)

2.1.1 NADA ADR Article 2.3; (Evading, Refusing or Failing to Submit to Sample Collection)

2.2 The facts on which these charges are based are as follows:

2.2.1 During the **Out-competition (during recruitment of sorts of men in CISF) at Jaipur, Rajasthan held at 29.06.2022**, you were approached by DCO of NADA for dope control test. However, you have refused/evaded to provide urine dope sample to NADA DCO on **29th June 2022**. In view of above, you are being charged with a violation of the NADA Anti-Doping Rules 2.3. (Evading, Refusing or Failing to Submit to Sample Collection)

3. Provisional Suspension

3.1 In accordance with ADR Article 7.4, you are immediately provisionally suspended from participation in all *Competitions, Events* or other activities that are organized, convened, authorized or recognized by any other Signatory, Signatory's member organization, or a club or other member organization of a Signatory's member organization, or in Competitions authorized or organized by any professional league or any international- or national-level Event organization or any elite or national-level sporting activity funded by a governmental agency. Please contact the NADA India if you have any questions about the terms of your *Provisional Suspension*.

3.2 You have the right to apply to have your *Provisional Suspension* lifted prior to the full hearing of this matter. Any application must be made to the Anti-Doping Disciplinary Panel. The Anti-Doping Disciplinary Panel is an independent, impartial body appointed to adjudicate on anti-doping matters. It can be contacted via Law Officer; NADA Anti-Doping Disciplinary Panel on Telefax 011-24368274 or by email at antidopingpanelindia@gmail.com

4. Hearing and Consequences

4.1 **Hearing:** In accordance with Article 10 of the NADA India ADR, this matter will be determined at a hearing of the Anti-Doping Disciplinary Panel convened to hear and determine this matter at a time and place to be decided in accordance with the Anti-Doping Disciplinary Panel procedural rules.

4.2 If you deny the charges, NADA India will have to prove the charges against you to the comfortable satisfaction of the Anti-Doping Disciplinary Panel appointed to hear the matter. If NADA India is unable to do this, the charges against you will be dismissed. If NADA India is able to do this, and so the charges are upheld, the Anti-Doping Disciplinary Panel will determine what *Consequences* should be imposed.

4.3 If you admit the charges, NADA India will refer this matter to the Anti-Doping Disciplinary Panel for the purpose of determining the *Consequences* that should be imposed upon you.

4.4 Consequences:

4.4.1 Our records indicate that this is your first ADRV, therefore you will be subject to the *Consequences* specified in the Article 10 ADR for a first offence, which means a period of *Ineligibility* of 4 years subject to article 10.5, 10.6, 10.7

4.4.2 Pursuant to Article 10.3 ADR, NADA will assert that the *Consequences* which should be imposed upon you should be a period of *Ineligibility* of 4 years.

4.4.3 Article 10.2. ADR explains that you may avoid the application of a period of *Ineligibility* of 4 years by establishing that the ADRV was not intentional in accordance with Article 10.3.1 ADR. In such cases, a period of *Ineligibility* of 2 years will be imposed.

4.4.4 Any period of *Ineligibility* imposed may be:

4.4.1 Eliminated completely, if you can establish No Fault or Negligence pursuant to article 10.5 ADR.

4.4.2 Reduced by up to a maximum of one half of the period of *Ineligibility* otherwise applicable, if you can establish No Significant Fault or Negligence pursuant to Article 10.6 ADR

4.4.3 Partially suspended if you assist NADA in uncovering and/or establishing an ADRV by another Athlete or Athlete Support Personnel pursuant to Article 10.7.1 ADR. Discretion exists under Article 10.7.1.1 ADR to suspend up to three-quarters of the period of *Ineligibility* if you assist NADA in uncovering or establishing one or more ADRVs by another Athlete or Athlete Support Personnel.

5. What happens next

5.1 You must now contact NADA, India to confirm if you admit or deny these charges before **05:00 PM after receipt of this notice in seven (07) working days.**

5.2 **Please note:** if you fail to respond by this deadline, you will be deemed to have admitted the charges and NADA India will refer this matter to the *Anti-Doping Disciplinary Panel* and with the request to appoint a hearing panel to determine the *Consequences* pursuant to 4.4.4 above.

5.3 If you deny the charges and/or wish to dispute the *Consequences* to be imposed upon you, you **must** let us know. We will then refer your matter to the *Anti-Doping Disciplinary Panel* to be heard and determined.

5.4 If you have any questions about the contents of this letter, please do not hesitate to contact Law Officer, NADA Anti-Doping Disciplinary Panel on Telefax 011-24368274 or by email at antidopingpanelindia@gmail.com

5.5 Finally, please note that a copy of this letter is being sent to:

- 1) Ameture Kabaddi Federation of India,
- 2) International Kabaddi Federation and
- 3) World Anti-Doping Agency (WADA)

Each of them is bound, in accordance with the *Code* and Article 14 ADR, to keep the contents of this letter strictly confidential pending resolution of this matter.

Yours sincerely,

Antwon Gupta

(Director General, NADA/Authorized Signatory) 06/09/22

CC:

Copy of Supplementary form attach herewith.



राष्ट्रीय डोप रोधी एजेंसी
NATIONAL ANTI DOPING AGENCY
अनुपूरक रिपोर्ट फॉर्म • SUPPLEMENTARY REPORT FORM

एसआरएफ संख्या / SRF NUMBER
 परीक्षण क्रम कोड / TESTING ORDER CODE
1880862925

द्वारा एकत्रित • COMPLETED BY

नियंत्रण अधिकारी / DCO CONTROL OFFICER एथलीट / ATHLETE एथलीट प्रतिनिधि / ATHLETE REPRESENTATIVE अन्य (उल्लेख करें) / OTHER (SPECIFY) _____

रिपोर्ट का उद्देश्य • PURPOSE OF REPORT

नियंत्रण अधिनियम का उल्लंघन / FAILURE TO COMPLY WITH THE REGULATIONS दवा विज्ञापन (डोपिंग नियंत्रण फॉर्म) / DECLARATION OF MEDICATION (DOPING CONTROL FORM) टिप्पणी (डोपिंग नियंत्रण फॉर्म) / COMMENTS (DOPING CONTROL FORM) सूचना/सतर्कता रिपोर्ट / INFORMATION/INTELLIGENCE REPORT अनुपूरक रिपोर्ट / SUPPLEMENTARY REPORT अन्य (उल्लेख करें) / OTHER (SPECIFY) **Regarding - कानूनी दाय white dope sample है से मा जे के बाबत**

अनुपूरक रिपोर्ट • SUPPLEMENTARY REPORT

मिशन आई के अंतर्गत दिनांक 29/06/22 को Recruitment of sports men in Cist-Jaipur के Two white dope sample (Random) Collect किए जाते थे। One Random sample में Mr. Amit Beniwal का चयन Cist Recruitment Staff MR. PRABAL SINGH, Inspector द्वारा किया गया।

पुनः Mr. Amit Beniwal (KARNATI player) द्वारा notification देना पर हस्ताक्षर करने एवं dope station में उपस्थित होने के बाद सिडुए संग्रह बाद कानूनी में white dope sample गरी झा।
 player Section - Amit Beniwal (Chest No-97)

Prakash Sharma
 29/06/2022
 DCO, NADA-Jaipur
 OH PRAKASH SHARMA
 (Doping Control officer)
 NADA

Envelope - कानूनी प्रतिलिपि

Received
[Signature]

RANGI LAL MEENA
 ASSTT. COMMANDANT/MEMBER-II
 CIST STM RB JAIPUR

क्रिया का अनुपालन • CONFIRMATION OF PROCEDURE

दिनांक / DD MM/YY
 डीसीओ का नाम / DCO NAME
 हस्ताक्षर / SIGNATURE



राष्ट्रीय डोप रोधी एजेंसी
NATIONAL ANTI DOPING AGENCY
डोपिंग नियंत्रण अधिकारी रिपोर्ट फॉर्म
DOPING CONTROL OFFICER REPORT FORM

परीक्षण प्राधिकारी/TESTING AUTHORITY

परिणाम प्रबंध प्राधिकारी/RESULTS MANAGEMENT AUTHORITY

NADA-INDIA

NADA-INDIA

नमूना एकत्रण प्राधिकारी/SAMPLE COLLECTION AUTHORITY

डोपिंग नियंत्रण समन्वयक/DOPING CONTROL COORDINATOR

NADA-INDIA

NADA-INDIA

1. मिशन का विवरण - DESCRIPTION OF MISSION

परीक्षण क्रम कोड
TESTING ORDER CODE 1880862925

सत्र की तिथि
DATE OF SESSION 29 06 2022
दि/ DD मर/ MM व/ YYYY

प्रतिस्पर्धा में
IN COMPETITION प्रतिस्पर्धा से बाहर
OUT OF COMPETITION

एकत्रित नमूनों की संख्या
NO. OF SAMPLES COLLECTED 01
नूर/ URINE रक्त/ BLOOD अंगुली/ DBS

डीसीओ की संख्या
NO. OF SAMPLE COLLECTION PERSONNEL 01

2. मिशन सूचना - MISSION INFORMATION

क्या मिशन आदेश पर संपूर्ण टेस्ट पूरे किए गए ?
WERE ALL TESTS ON THE TESTING ORDER COMPLETED ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या एथलीट का चयन मिशन आदेश के अनुसार किया गया ?
WERE ATHLETES SELECTED IN ACCORDANCE WITH THE TESTING ORDER ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

3. नमूना एकत्रण - SAMPLE COLLECTION

क्या एथलीट अथवा एथलीट सहायक से ऐसी सूचना प्राप्त हुई है जिसे रिपोर्ट करना चाहेंगे ?
DID YOU RECEIVE INFORMATION ON ATHLETES OR ATHLETE SUPPORT PERSONNEL THAT YOU WOULD LIKE TO REPORT ? हाँ (खंड 4 में पृथक ब्यौरा प्रदान करें) / YES (PROVIDE FURTHER DETAILS IN SECTION 4) नहीं / NO / NON

क्या सुविधाएं पर्याप्त हैं ?
WERE THE FACILITIES ADEQUATE ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या सभी टेस्ट बिना अग्रिम नोटिस के किए गए हैं ?
WERE ALL THE TESTS CONDUCTED AT NO ADVANCE NOTICE ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या परीक्षण प्राधिकारी/नमूना एकत्रण प्राधिकारी द्वारा निर्धारित मापदंड के अनुसार एथलीट की पुष्टि की गई है ?
WAS THE IDENTITY OF THE ATHLETE(S) CONFIRMED AS PER THE CRITERIA SET BY THE TESTING AUTHORITY/ SAMPLE COLLECTION AUTHORITY ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या एथलीट को प्राधिकारी पत्र दिखाया गया है ?
WERE THE ATHLETES SHOWN THE LETTER(S) OF AUTHORITY ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या किसी एथलीट ने डोपिंग नियंत्रण स्टेशन पर रिपोर्ट करने में विलंब का अनुरोध किया है ?
DID ANY ATHLETE REQUEST A DELAY IN REPORTING TO THE DOPING CONTROL STATION ? हाँ (खंड 4 में पृथक ब्यौरा प्रदान करें) / YES (PROVIDE FURTHER DETAILS IN SECTION 4) नहीं / NO / NON

क्या एथलीट को आरंभिक सम्पर्क से नमूना एकत्रण यत्र के अंत तक पर्यवेक्षण में रखा गया है ?
WERE THE ATHLETES KEPT UNDER OBSERVATION AT ALL TIMES FROM THE POINT INITIAL CONTACT WAS MADE UNTIL THE END OF THE SAMPLE COLLECTION SESSION ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या नमूना एकत्रण उपकरण में कोई समस्या हुई है ?
WERE ANY ISSUES ENCOUNTERED WITH THE SAMPLE COLLECTION EQUIPMENT ? हाँ (खंड 4 में पृथक ब्यौरा प्रदान करें) / YES (PROVIDE FURTHER DETAILS IN SECTION 4) नहीं / NO / NON

क्या क्षति तथा/अथवा अवयस्क एथलीट के लिए प्रक्रिया में कोई संशोधन किया गया है ?
WERE ANY MODIFICATIONS TO PROCEDURES PUT IN PLACE TO ACCOUNT FOR ATHLETES WITH AN IMPAIRMENT AND/OR MINORS ? हाँ (खंड 4 में पृथक ब्यौरा प्रदान करें) / YES (PROVIDE FURTHER DETAILS IN SECTION 4) नहीं / NO / NON

क्या सभी नमूने अंतर्राष्ट्रीय परीक्षण एवं जांच मानक (आईएसटीआई) के अनुसार एकत्र किये गये हैं ?
WERE ALL SAMPLES COLLECTED IN ACCORDANCE WITH THE INTERNATIONAL STANDARD FOR TESTING AND INVESTIGATIONS (ISTI) AND ANY RELEVANT TECHNICAL DOCUMENT ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

क्या सभी नमूने (आंशिक नमूनों सहित) अंतर्राष्ट्रीय परीक्षण एवं जांच मानक (आईएसटीआई) के अनुसार रखे गये हैं ?
WERE ALL SAMPLES (INC. PARTIAL SAMPLES), STORED IN ACCORDANCE WITH THE INTERNATIONAL STANDARD FOR TESTING AND INVESTIGATIONS (ISTI) AND ANY RELEVANT TECHNICAL DOCUMENT ? हाँ/ YES नहीं (खंड 4 में पृथक ब्यौरा प्रदान करें) / NO / NON (PROVIDE FURTHER DETAILS IN SECTION 4)

4. सामान्य टिप्पणी और सुझाव - GENERAL COMMENTS AND SUGGESTIONS

(यदि स्थान अपर्याप्त हो तो पृथक अनुपूरक रिपोर्ट पूरी करें) - (COMPLETE SEPARATE SUPPLEMENTARY REPORT FORM IF SPACE IS INSUFFICIENT)

MR. Ankit Benthwal (KABADDI player) की पहचान फॉर्म पर स्वाक्षरी करने हेतु Dope Control Station में आने के लिए उन्हें डोपिंग नियंत्रण स्टेशन पर आने के लिए Supplementary Report Form (Envelope) में पहचान फॉर्म (Dope Control Form) की Photo Copy, Recruitment Committee - CSF Jaipur Member - MR. Ranga Lal Meeng, ASST. COMMANDANT/MEMBER-IT, CSF STRB Jaipur को NADA-officer MR. B.J. VERMA के आदेश पर भेजा।
The complete DOPING CONTROL FORM of MR. ANKIT BENTHWAL after identification process

5. पुष्टि - CONFIRMATION

डीसीओ का नाम
DCO NAME OM PRAPASH SHARMA

डीसीओ हस्ताक्षर
DCO SIGNATURE

दिनांक
DATE 29 06 2022
दि/ DD मर/ MM व/ YYYY