

OPEN LETTER FROM LAW PROFESSIONALS

We, the undersigned, are law students, legal academics and lawyers practicing in different jurisdictions across courts in India. We are deeply concerned with, and strongly condemn the violation of constitutional rights of young Muslim women who have been denied entry into educational spaces due to their wearing a hijab. We are equally concerned by the interim order of the Hon'ble Karnataka High Court restraining "*students regardless of their religion or faith from wearing saffron shawls (bhagwa), scarfs, hijab, religious flags or the like within the classroom.*". Post the interim order, we are witness to the public humiliation of Muslim students and staff, who are being forced to remove their hijab before entering schools and colleges, purportedly on instructions of the district administrations. This disrobing of Muslim girls and women in public view is inhuman, derogatory and an affront to the Constitution and amounts to the public humiliation of the entire community. We hang our heads in shame as having failed in protecting their basic right to life with dignity.

As members of the legal fraternity, we are aware that the framing of an issue gains paramount importance in the understanding of the rights at stake. The Hon'ble High Court has chosen to proceed on an understanding linked exclusively to the right to freedom of conscience, enshrined in Article 25 of the Constitution. Of course, it may be kept in mind that the Hon'ble High Court of Kerala, in Kerala High court in Amnah Bint Basheer v. Central Board of Secondary Education, found the hijab to be an essential religious practice protected under Article 25.

However, the issue at stake here pertain not only to the rights recognized in Article 25 but also more foundationally to the Fundamental Rights of the students under the golden triangle of Articles 14, 19 and 21, read with the specific protection against discrimination in Article 15.

The fundamental right to education is a well-established aspect of the Right to life under Article 21 of the Constitution. The effect of such a decision is the pushing of Muslim women out of education, and an exacerbation of the crisis of education in our country. The denial of education to women on grounds only of wearing the hijab is not a reasonable or proportionate restriction of their rights. The imposition of an absolute uniformity contrary to the autonomy, privacy and dignity of Muslim women is unconstitutional. By virtue of this women have the right to choose to wear hijab, and equally, to choose against the imposition of hijab.

The imposition of uniform in Government establishments is nothing new, and has been moulded to the syncretic tradition of our State. Muslim girls have worn hijab, and Sikh boys have worn turbans, often in the colour of the uniform. Students from other communities have worn various markers of their religion on their body along with the uniform. However, the current attack on the Muslim women's rights is not a novel or an isolated incident, but must be acknowledged to be part of the communal polarization in Karnataka and across the country, with members of minority communities being attacked through lynching, hate speech, witch hunts and mob attacks. It must be remembered that the background within which these educational institutions have denied entry to girls wearing hijabs is one of increasing Islamophobia and violence against Muslims, including open calls for genocide, social and

economic boycotts, and attacks against inter-faith couples. In this context, the denial of entry to Muslim girls is in furtherance of Islamophobic violence, and must be critiqued in this context.

We register our full and unconditional support to the young Muslim women in Karnataka who are protesting for their right to an education, and their religious freedom. Education cannot, should not, and must not be denied to anyone based on any marker of religious identity. Students who profess the Hindu faith wear different markers of their faith to school every day including bindi, tilaks, vibuthi – however these markers have never evoked a reaction similar to what we see against Muslim students today. An educational space is where values of plurality, tolerance and respect must be cultivated, not buried. Any and all attempts to enforce cultural homogeneity strikes at the heart of the Constitution and must be resisted. We reiterate that it is the right of every student to be able to gain an education free of untoward interference from the State.

It is the duty of the higher courts to breathe life into Article 25 of the Constitution. As legal professionals committed to the rule of law and upholding the dignity and liberty of all people, we reaffirm our commitment to the constitutional rights of these students to education, autonomy, privacy and dignity, and to freedom from discrimination. The Hon'ble Apex Court in Navtej Singh Johar v. Union of India [AIR 2018 SC 4321] stated

“It is the responsibility of all the three organs of the State to curb any propensity or proclivity of popular sentiment or majoritarianism. Any attempt to push and shove a homogeneous, uniform, consistent and a standardised philosophy throughout the society would violate the principle of constitutional morality. Devotion and fidelity to constitutional morality must not be equated with the popular sentiment prevalent at a particular point of time.”

We implore all stakeholders to adhere to Babasaheb Ambedkar's dream of constitutional morality. We urge the Karnataka High Court to take judicial notice of the public humiliation of Muslim students and staff and immediately pass necessary orders prohibiting any such derogatory practice.

SIGNATORIES

Sl. No.	Name	Description
1.	Anjana Prakash	Ex High Court judge
2.	Amar Saran	Ex High Court judge
3.	C.S. Dwarakanath	Ex-Chairperson, Karnataka State Backward Classes Commission
4.	Sanjay Parikh	Senior Advocate
5.	Mihir Desai	Senior Advocate
6.	Ashok Agarwal	Senior Advocate
7.	Gayatri Singh	Senior Advocate
8.	Pratiksha Baxi	Professor and Author
9.	Sudha Bharadwaj	Advocate and Activist
10.	Vrinda Grover	Supreme Court Lawyer
11.	Saumya Uma	Professor at Jindal Global

		Law School
12.	Meera Sanghamitra	Activist and law graduate
13.	Poornima Hatti	Partner, Samvad Partners
14.	Shahrukh Alam	Supreme Court Lawyer
15.	Arundhati Katju,	Supreme Court Advocate
16.	D Geetha,	Labour Lawyer, Chennai
17.	Muralidhara	Senior labour Lawyer
18.	Arvind Narrain	Lawyer - Author
19.	Jhuma Sen	Professor and Legal Academic.
20.	Clifton D'Rozario	National Convener, AILAJ
21.	A J Jawad	Lawyer
22.	A Uday Kiran	Lawyer
23.	Aakarsh Kamra	Lawyer
24.	Aatika	Lawyer
25.	Abhinay	Lawyer
26.	Abhishek Tripathi	Lawyer
27.	Abhisht Hela	Lawyer
28.	Adeeba Khan	Lawyer
29.	adhiyaman	Lawyer
30.	Aditi Gupta	Lawyer
31.	Aditya Mehta	Lawyer
32.	Adv RGMhetras	Lawyer
33.	Adv RGMhetras solapur	Lawyer
34.	Adv Shahid Nadeem	Lawyer
35.	Adv. F Ubaidulla	Lawyer
36.	Adv.Ansar Indori	Lawyer
37.	Advocate Mohammad faisal	Lawyer
38.	Advocate Saif Mobhani	Lawyer
39.	Afrin	Lawyer
40.	Afshan Pracha	Lawyer
41.	Afzal Ahmed	Lawyer
42.	Agree to Resolution	Lawyer
43.	Agreed	Lawyer
44.	Aijaz Rasool	Lawyer
45.	Aishah Shekhani	Lawyer
46.	Aishwaria Ramanan	Lawyer
47.	Aishwarya nabh	Lawyer
48.	Aishwarya Singh	Lawyer
49.	Aiswarya	Lawyer

50.	Akash Gupta	Lawyer
51.	Akila Agrawal	Lawyer
52.	Akshath Mithal	Lawyer
53.	Ali Jibrán	Lawyer
54.	Ali safeer farooqi	Lawyer
55.	Aliya Naz	Lawyer
56.	Almas Shaikh	Lawyer
57.	Amala Dasarathi	Lawyer
58.	Ambareen Khatri	Lawyer
59.	Amees Hussain	Lawyer
60.	Ameya Bokil	Lawyer
61.	Amit Anand Tiwari	Lawyer
62.	Amit Srivastav, Advocate	Lawyer
63.	Amita joseph	Lawyer
64.	Amita joseph	Lawyer
65.	Amrit Mahal	Lawyer
66.	Anam jamal	Lawyer
67.	Anandita Sharma	Lawyer
68.	Ananya	Lawyer
69.	Ankita	Lawyer
70.	Ankur Tharwan	Lawyer
71.	Anshdeep Kaur	Lawyer
72.	Anubhuti Mishra	Lawyer
73.	Anuj Prakaash	Lawyer
74.	Anuradha R.V.	Lawyer
75.	Anushka Bajpai	Lawyer
76.	Anwesha Haldar	Lawyer
77.	Aparna Sanjay	Lawyer
78.	armaan	Lawyer
79.	Arun Kasi	Lawyer
80.	Arun Sri Kumar	Lawyer
81.	Ashish Vivek Merukar	Lawyer
82.	Ashutosh Kumar Mishra	Lawyer
83.	Asif Ali	Lawyer
84.	Asif Kamaal	Lawyer
85.	Atharv Gupta	Lawyer
86.	Atul Agarwal	Lawyer
87.	Avani Bansal	Lawyer
88.	Avani Chokshi	Lawyer
89.	Bhavana Mhatre	Lawyer
90.	Bobby Mathew	Lawyer
91.	Carina Singh	Lawyer
92.	Chandradeep Kumar	Lawyer

93.	Chandrasekhar Haridh	Lawyer
94.	Chandrasen B. Rao	Lawyer
95.	Daanish Syed	Lawyer
96.	Daniya Syed.	Lawyer
97.	Debanjana Mukherjee	Lawyer
98.	Debayan Gangopadhyay	Lawyer
99.	Deeksha Dwivedi	Lawyer
100.	Deepakar Livingston	Lawyer
101.	Deepali S. Kasul	Lawyer
102.	Deepankar Borah	Lawyer
103.	Devaiah P A	Lawyer
104.	Devashish Tiwari	Lawyer
105.	Devi Priya A N	Lawyer
106.	Devika Tulsiani	Lawyer
107.	Devyani Gupta	Lawyer
108.	Diksha Sanyal	Lawyer
109.	Dushyant Arora	Lawyer
110.	Eklavya Vasudev	Lawyer
111.	Fahad	Lawyer
112.	Faranaaz Karbhari	Lawyer
113.	Farheen idrisi	Lawyer
114.	Farjan Killedar	Lawyer
115.	FARRUKH RASHEED	Lawyer
116.	Fauzia shakil	Lawyer
117.	Fazulul Haq Melath	Lawyer
118.	Gayatri Virmani	Lawyer
119.	Gnanadesikan	Lawyer
120.	Harsh K gautam adv	Lawyer
121.	Huzaifa Khan	Lawyer
122.	Ilma Iqbal	Lawyer
123.	Ira Chatterjee	Lawyer
124.	Ish Maini	Lawyer
125.	Isha khandelwal	Lawyer
126.	J. D. Annal Amudhamozhi	Lawyer
127.	Jafar Alam	Lawyer
128.	Jagdeep Chhokar	Lawyer
129.	Janhavi Deokar	Lawyer
130.	Jawahar.A.N.	Lawyer
131.	JayaKumar Theertham	Lawyer
132.	Jhum jhum sarkar	Lawyer
133.	Josephin Viji	Lawyer
134.	Josephin Viji	Lawyer
135.	Joshika Saraf	Lawyer

136.	K R Padhmanabha Raja	Lawyer
137.	K. Padma	Lawyer
138.	Kabir Dixit	Lawyer
139.	Kanika	Lawyer
140.	Kanika Kadam	Lawyer
141.	Karan Dhalla	Lawyer
142.	Karthik Seshadri	Lawyer
143.	Kavin Castro M	Lawyer
144.	Kennedy Joseph	Lawyer
145.	Konica Gupta	Lawyer
146.	Kopal Raje	Lawyer
147.	Kranti L C	Lawyer
148.	Krishna Shah	Lawyer
149.	Kritika Agarwal	Lawyer
150.	Kumaresh Trivedi	Lawyer
151.	Lara Jesani	Lawyer
152.	Lata Krishnamurti	Lawyer
153.	Lekha Adavi	Lawyer
154.	M A Shakeel	Lawyer
155.	M F Khan	Lawyer
156.	M. Jothi Basu	Lawyer
157.	M. Jothi Basu	Lawyer
158.	Madhulika	Lawyer
159.	Madhusruthi Neelakantan	Lawyer
160.	Mahima Jain	Lawyer
161.	Maitreyi Krishnan	Lawyer
162.	Malavika Lal	Lawyer
163.	Malavika rajkotia	Lawyer
164.	Manavi Atri	Lawyer
165.	Maneka Khanna	Lawyer
166.	Mani Gupta	Lawyer
167.	Manoj Menon	Lawyer
168.	Manoj selvaraj	Lawyer
169.	Mansi Binrajka	Lawyer
170.	Mansvini Jain	Lawyer
171.	Mary Mitzy	Lawyer
172.	Masroor ul Hasan Siddiqi	Lawyer
173.	Mazhar Ali khan	Lawyer
174.	Md. Sorab Hossain	Lawyer
175.	Medha Srivastava	Lawyer
176.	Medha Srivastava	Lawyer
177.	Meenakshi Arora	Lawyer
178.	Mihika Hegde	Lawyer

179.	Mini Mathew	Lawyer
180.	Miriam Fozia Rahman	Lawyer
181.	Mishika Singh	Lawyer
182.	Mithilesh Jaiswal	Lawyer
183.	Mohamed Hashim	Lawyer
184.	Mohammad Hanif Uchil	Lawyer
185.	Mohammad Mehdi Abdi	Lawyer
186.	Mohammed Mujeeb	Lawyer
187.	Mohammed Sulaiman	Lawyer
188.	Mohd akbar siddique	Lawyer
189.	MOHD AMIR SAYEED	Lawyer
190.	Mohd Juned	Lawyer
191.	MOhd Taiyab	Lawyer
192.	Moksha Sharma	Lawyer
193.	Mrinal Sharma	Lawyer
194.	Mrinali Komandur	Lawyer
195.	Muskan Tibrewala	Lawyer
196.	Nabeel	Lawyer
197.	Nabeela Jamil	Lawyer
198.	Naiem jahan heena	Lawyer
199.	Nandita Rao	Lawyer
200.	Naren Raja Anerali	Lawyer
201.	Naved	Lawyer
202.	Naved Azam	Lawyer
203.	Neema Noor	Lawyer
204.	Neha Mathen	Lawyer
205.	Neha Rathi	Lawyer
206.	Neha sonawane	Lawyer
207.	Neha	Lawyer
208.	Neil	Lawyer
209.	Nikhat fatima	Lawyer
210.	Nikita Agarwal	Lawyer
211.	Nilavumozhi	Lawyer
212.	Nili Meha	Lawyer
213.	Ninni Susan Thomas	Lawyer
214.	Nisha Biswas	Lawyer
215.	Nitya Kalyani	Lawyer
216.	Nupur Raut	Lawyer
217.	Oieshi Saha	Lawyer
218.	P. V. Sheheen	Lawyer
219.	Parijata Bhardwaj	Lawyer
220.	Parikshith	Lawyer
221.	Partha sarathi	Lawyer

222.	Parthasarathi	Lawyer
223.	Payal Gaikwad	Lawyer
224.	Pooja Nuwal	Lawyer
225.	Pooja Saigal	Lawyer
226.	Poorna R	Lawyer
227.	Poornima Hatti	Lawyer
228.	Prabhakar sonwane	Lawyer
229.	Pradeep Nayak	Lawyer
230.	Pragya Ganjoo	Lawyer
231.	Pragya ohri	Lawyer
232.	Pramod Kumar	Lawyer
233.	Prashant Kumar	Lawyer
234.	Prashanth K Prakash	Lawyer
235.	Pratima nagrale	Lawyer
236.	Pritha Srikumar	Lawyer
237.	Priya Menon	Lawyer
238.	Priyanka	Lawyer
239.	Puja	Lawyer
240.	Puja	Lawyer
241.	Pyoli	Lawyer
242.	Radhika Roy	Lawyer
243.	Ragul M	Lawyer
244.	Rahul Raj Mishra	Lawyer
245.	Raja Dandamudi	Lawyer
246.	Rajeev Kumar	Lawyer
247.	Ramesh Ganapathy	Lawyer
248.	Rashda Ainapore	Lawyer
249.	Rashmi Raghavan	Lawyer
250.	Rashmi Singh	Lawyer
251.	Ravindra Bhawar	Lawyer
252.	Reeha Singh	Lawyer
253.	Rishika Kaushik	Lawyer
254.	Ritwik Raj	Lawyer
255.	Robin	Lawyer
256.	Rohini Arora	Lawyer
257.	Ronita Bhattacharya	Lawyer
258.	Rudrajit Ghosh	Lawyer
259.	Rukhsana Choudhury	Lawyer
260.	Rustam Kuraishi	Lawyer
261.	S. Abdul Nizam	Lawyer
262.	Saaduzzaman	Lawyer
263.	Sabika Kazmi	Lawyer
264.	Sagorika Mazumdar	Lawyer

265.	Sahana Manjesh	Lawyer
266.	Sajad Sultan	Lawyer
267.	Sakina Zehra	Lawyer
268.	Sakshi Singh	Lawyer
269.	Salman Waris	Lawyer
270.	Sana karyani	Lawyer
271.	Sana Khan	Lawyer
272.	Sanjana	Lawyer
273.	Sanjana M	Lawyer
274.	Sanjana Thomas	Lawyer
275.	sanjay chaudhury	Lawyer
276.	Sanjeet Vikram Singh	Lawyer
277.	Sankalp Srivastava	Lawyer
278.	Sankeerth	Lawyer
279.	Sapan Parekh	Lawyer
280.	Saranga Ugalmugle	Lawyer
281.	SAYED HASHAM ALI KAZI	Lawyer
282.	Sayed Nagoor vali	Lawyer
283.	SEEMA MISRA	Lawyer
284.	Shahab Ahmad	Lawyer
285.	Shahana	Lawyer
286.	Shaik Jahoor basha	Lawyer
287.	Shaikh Adil	Lawyer
288.	Shakun sharma	Lawyer
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294.	Shinoj KN	Lawyer
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296.	Shishir Pinaki	Lawyer
297.	Shiv Kanungo	Lawyer
298.	Shivangi	Lawyer
299.	Shomona Khanna	Lawyer
300.	Shreehari S	Lawyer
301.	Shreya Mohapatra	Lawyer
302.	Shristi Banerjee	Lawyer
303.	Shubham Kaushal	Lawyer
304.	Shubham Kumar Yadav	Lawyer
305.	Shweta Luthra	Lawyer
306.	Sibgatullah	Lawyer
307.	Sita kapadia	Lawyer

308.	Sitwat Nabi	Lawyer
309.	Somesh Chandra Jha	Lawyer
310.	Sonal Sarada	Lawyer
311.	Soutik Banerjee	Lawyer
312.	Sreenath J	Lawyer
313.	Srinivas.P	Lawyer
314.	Srishti	Lawyer
315.	Subhan Bande	Lawyer
316.	Suchita Saigal	Lawyer
317.	Sudipti	Lawyer
318.	Suman Katarki	Lawyer
319.	Sumit Vashisth	Lawyer
320.	Sumita Hazarika	Lawyer
321.	Surya Prakash	Lawyer
322.	Swathi Sukumar	Lawyer
323.	Swaty S. Malik	Lawyer
324.	Syamlal	Lawyer
325.	Syed	Lawyer
326.	SYED MAAZ KHURRAM	Lawyer
327.	Syed Shujath Mehdi	Lawyer
328.	Syeda Saba	Lawyer
329.	Tahini bhusha	Lawyer
330.	Tahir Ashraf Siddiqui	Lawyer
331.	Tahreem Sayed	Lawyer
332.	Talha	Lawyer
333.	Tanya Manglik	Lawyer
334.	Tarandeep Singh Khurana	Lawyer
335.	Tayba Gulnar	Lawyer
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337.	Tvishi Pant	Lawyer
338.	Uday Walia	Lawyer
339.	Uttanshi agarwal	Lawyer
340.	Vaishali Movva	Lawyer
341.	Varun	Lawyer
342.	Vasudha Sharma	Lawyer
343.	Vedanta Varma	Lawyer
344.	Vedanth Anand Chugh	Lawyer
345.	Vertika Mani, All India Lawyers Asssocation for Justice	Lawyer
346.	Vignendra Rathod	Lawyer
347.	Vijay Hiremath	Lawyer
348.	Vikas Mahendra	Lawyer
349.	Vikram Huilgol	Lawyer
350.	Vinayagamoorthy R	Lawyer

351.	Vineetha MG	Lawyer
352.	Vishal Jadhav	Lawyer
353.	Vishnu Jerome	Lawyer
354.	Vrinda Pareek	Lawyer
355.	Waseem Ahmed	Lawyer
356.	Zaffarullah Khan	Lawyer
357.	Zaffarullah Khan	Lawyer
358.	Zeenath	Lawyer
359.	Dr. Sarfaraz Ahmed Khan	Law Teacher
360.	Aatif hussain	Law Student
361.	Abdul Razak	Law Student
362.	Abhay Patil	Law Student
363.	Achintya	Law Student
364.	Aditya Krishna	Law Student
365.	Afrin	Law Student
366.	Aftab	Law Student
367.	Ahsnat Mokarim	Law Student
368.	Ainam Fatima	Law Student
369.	Ameen	Law Student
370.	Amlan	Law Student
371.	Amna Khan	Law Student
372.	Anchal	Law Student
373.	Ankit Kumar	Law Student
374.	Anubhav	Law Student
375.	Anuraag Radhakrishna	Law Student
376.	Anushree S Nair	Law Student
377.	Arfa Imteyaz	Law Student
378.	Arif ali	Law Student
379.	Arif Majruddin	Law Student
380.	Asif Iqbal	Law Student
381.	Atmadeep Chowdhury	Law Student
382.	AVHIJIT SARKAR	Law Student
383.	Azad Minhaz Rahmatullah	Law Student
384.	Azad Ninjas Rahmatullah	Law Student
385.	Bharathi Andey	Law Student
386.	Dany pious	Law Student
387.	Devendra kumar	Law Student
388.	Dilnawaz Ahmad	Law Student
389.	DINESH BHATIA	Law Student
390.	Dipesh Kr Agarwala	Law Student
391.	Divya Govindan	Law Student
392.	DR LUBNA SARWATH	Law Student
393.	Faisal husain	Law Student
394.	Faizan Ahmad	Law Student
395.	Farhan Qureshi	Law Student
396.	Farkhunda kaunain	Law Student
397.	Farooq Mohammed	Law Student
398.	Fathima M K C	Law Student
399.	Gauri	Law Student

400.	Hemanth Nikhil K	Law Student
401.	Himanshu Ranjan	Law Student
402.	Ilma Khan	Law Student
403.	Insha patel	Law Student
404.	Jayanth B J	Law Student
405.	Kamsin nisar	Law Student
406.	Kulvinder Singh Katnoriya	Law Student
407.	Lakshmi S	Law Student
408.	Madhulika	Law Student
409.	Madhura	Law Student
410.	Madhusudan	Law Student
411.	Manik Gupta	Law Student
412.	MD ADNAN ABEDIN	Law Student
413.	MD ARIFUDDIN	Law Student
414.	Md Imran	Law Student
415.	Md Mokarram Raza	Law Student
416.	Md Rafi	Law Student
417.	Mohammed Navas K	Law Student
418.	Mohammed Raqim	Law Student
419.	Mohd Abdul Faizan	Law Student
420.	Mohd Amjad	Law Student
421.	Mohd Hussain	Law Student
422.	MOHD Shaukat Ali	Law Student
423.	Mohith S Kumar	Law Student
424.	Mubashir	Law Student
425.	Muskan	Law Student
426.	Naseema Khatoon	Law Student
427.	Neha	Law Student
428.	Neha Bhupathiraju	Law Student
429.	Neha Sheereen	Law Student
430.	Nihal armany	Law Student
431.	Nikita	Law Student
432.	Nilanjan Dey	Law Student
433.	Noor	Law Student
434.	Prashant Alok	Law Student
435.	Prashant Dubey	Law Student
436.	Pratik Kumar	Law Student
437.	Priyanka Talwar	Law Student
438.	Priyanshee Sharma	Law Student
439.	Rajib Ali	Law Student
440.	Ramnit Kaur	Law Student
441.	Rayed Mulani	Law Student
442.	Rehana	Law Student
443.	Ria Yadav	Law Student
444.	Rijwan malik	Law Student
445.	Rishikesh	Law Student
446.	Rukhsaar Dhaliwal	Law Student
447.	S Aysha Munawwarah	Law Student
448.	Saakshi Yadav	Law Student
449.	Sagrika	Law Student

450.	Sahal Ahamed	Law Student
451.	Sahla	Law Student
452.	Saifudeen K A	Law Student
453.	Saima Anjum	Law Student
454.	Sajid	Law Student
455.	salah hamzha	Law Student
456.	Saloni Mishra	Law Student
457.	Sangeeta Basu	Law Student
458.	Sanjana Sreenath	Law Student
459.	Satyam Srivastava	Law Student
460.	Shafiulla	Law Student
461.	Shahid Khan	Law Student
462.	Sharath	Law Student
463.	Sharifa Siddiqui	Law Student
464.	Shariq khan	Law Student
465.	Shrinkhla	Law Student
466.	Siddam Maneendra	Law Student
467.	Simran Ansari	Law Student
468.	Sowmya Bhattacharjee	Law Student
469.	Sriyanshi Bhatt	Law Student
470.	Sushravya G	Law Student
471.	Tamanna Meghrajani	Law Student
472.	Tarun kumar	Law Student
473.	tasveer parmar	Law Student
474.	Thomas Alias K	Law Student
475.	Thomas Alias K	Law Student
476.	Vanshika Singh	Law Student
477.	Yeswantika s	Law Student
478.	Yogesh Jain	Law Student
479.	Zakiya Maner	Law Student
480.	Zara fatima	Law Student
481.	Abhinav	Other law professional
482.	Abid Hasan	Other law professional
483.	Aju John	Other law professional
484.	Akshaya Kumar Pany	Other law professional
485.	Aman	Other law professional
486.	Apoorva Kaiwar	Other law professional
487.	Aubrey Lyngdoh	Other law professional
488.	Chandrika Arya	Other law professional
489.	Deepak Gautam	Other law professional
490.	Deepika Kinhal	Other law professional
491.	Delvi	Other law professional
492.	Dr Ayisha Azeez	Other law professional
493.	Jeevika S	Other law professional
494.	Malti Sen	Other law professional
495.	Mandakini	Other law professional
496.	MEHDIYA AMEEN	Other law professional
497.	Neera Sharma	Other law professional
498.	Priyanka Vinayak Bhat	Other law professional
499.	Professor Shajahan	Other law professional

500.	Quazi syed Mohammed Najeeb	Other law professional
501.	Reshmi Thomas	Other law professional
502.	Savariraj.R.S	Other law professional
503.	Shaikh Maqsood	Other law professional
504.	Shamshad Ahmad	Other law professional
505.	Shankar Gopal	Other law professional
506.	Sulaiman	Other law professional
507.	Sultan mohammed kaleem	Other law professional
508.	Syed Asif	Other law professional
509.	Syeda	Other law professional
510.	syedasadiya262003@gmail.com	Other law professional
511.	Tarini Maheshwari	Other law professional
512.	Tayedul Islam	Other law professional
513.	Veena Gowda	Other law professional
514.	Yashaswini Basu	Other law professional
515.	Jelsyna Chacko	Legal journalist
516.	Sharanya gopinathan	Legal writer and journalist
517.	Kalika Mehta	Academic
518.	Prem Bshukhandi	Activist researcher
519.	Anees Fathima	Teacher educator
520.	Arjumand Banu	Teacher as well as student
521.	Ayesha	Teacher
522.	Cavery Bopaiah	Teacher
523.	Esmile Tyagi	Teacher
524.	Jabeen bano	Teacher
525.	Maanik Mahna	Teacher
526.	Md Shareef	Teacher
527.	Md wajid	Teacher
528.	P Milind	Teacher
529.	Rajesh Santhanam	Teacher
530.	Shahnaz khatoon	Teacher
531.	Shamshad Begum	Teacher
532.	Syeda Saba Ambreen	Teacher
533.	Ummehany	Teacher
534.	Zeenat kazimi	Teacher
535.	Ayesha Siddiqua	Lecturer
536.	Azhar K T	Lecturer
537.	Farheen Jahan Ara	Lecturer
538.	Jahan Ara	Lecturer
539.	MD ASIF	Lecturer
540.	SAMIRA SHAHEEN	Lecturer
541.	SHABANA NAAZ	Lecturer
542.	Suhil Pasha	Lecturer
543.	Ahmed Nouman	Journalist
544.	akshay deshmane	Journalist
545.	Himmat Singh	Journalist
546.	Jaleshwar Upadhyay	Journalist
547.	mahendra nath mishra	journalist

548.	Pulkit Chaturvedi	Journalist
549.	Rishank Ratan	Journalist
550.	Shahid Akhtar	Journalist
551.	Sujata Madhok	Journalist
552.	Syed	Journalist
553.	Gulnaz Bano	Assistant Teacher
554.	Syed Mohiuddin	Electronic Media
555.	Afreen taj	Science student
556.	Enab Khizra	Actor
557.	Ravi KAIMAL	Architect
558.	Ayesha sultana	Architect
559.	Seema koshy	Architect
560.	Uzma Azeez	Architect
561.	Sanjay Kanvinde	Architect Urban Designer
562.	Nikita	Artist
563.	Mohammed Yasir	Assistant Professor
564.	Sayed Abdullah	Associate Professor
565.	Sunil Kumar Mandiwal	Associate professor in Dyal Singh College
566.	Shreya Shree	Asst. Professor (Law)
567.	Jkeshav	Author
568.	Vishal T	Banker
569.	Niharika Pradaush	Botany Student
570.	Shafin Khanum	Bsc
571.	Support forum	Business.
572.	Jennifer Fernandes	Business
573.	Mushtaq	Business
574.	Abdul Kader Ismail	Business
575.	Ajit Kumar	Business
576.	Ahmed abdul razzaq	Business
577.	Girish B	Business
578.	SAYED ABDUL RAHAMAN	BUSINESS
579.	Mohammed Masrooq	Business Development Manager
580.	Mehboob	Businesses
581.	IFTHAKHAN	Businessman
582.	Harpreet Singh Kaushal	Businessman
583.	Hussain	Businessman
584.	MAHFOOZ UR RAHMAN	Businessman
585.	Fawwaz	Businessman
586.	Save Constitution n Save Right of Education ,Save Nation from Hatred Comunial politics.	Businessman/ SocialActivits
587.	Mohamed Yunus	Businessmen
588.	Khan Ayesha	CA Student

589.	MOHAMMED MASHOOD CM	Cashier
590.	Lokendra Tiwari	CMA
591.	Varughese Cherian	Communication Professional
592.	Umair Khan	Computer Engineer
593.	Vinay Sainath	Consulting
594.	Hafiz Noorani	Consulting Engineer
595.	Karan Rehal	Corporate
596.	Danish	Data Analyst
597.	Fasiha khanum	Degree
598.	Fasi khanum	Degree
599.	Dhanaraju Swaminathan	Designer
600.	Heman	Development Practitioner
601.	Shabnam Aziz	Development Professional
602.	Kirtikar Srivastava	Development Sector
603.	Najmul	Dietician
604.	Siddique	Doctor
605.	Dr. Salma Salma khatoon	Doctor
606.	Seema	Doctor
607.	Dr Mohammad Rashid	Doctor
608.	Moatasim Solkar	Doctor
609.	Quazi G Ahmad	Doctor
610.	Meeta Singh	Doctor
611.	Dr Ali Azhar	Doctor
612.	Mohammed Mansoor Iqbal	Doctor
613.	Hena kausar khursheed ahmed	Doctor
614.	Gulfishan imrana	Doctor
615.	Basira R K	Doctor (Ayush)
616.	Astha Saxena	Doctoral Fellow
617.	Ashok Maridas	Documentary Filmmaker
618.	Shaoni	Educator
619.	Moina parveen	Educator
620.	Sarah shibly	Educator
621.	Amita	ELT trainer
622.	Wasim mohammed	Employee
623.	Salam Khan	Employee
624.	Mubbushira Banu	Engineer
625.	Sabiha Sultana	Engineer
626.	Shaik Ahmar Basha	Engineer
627.	Sujatha	Engineer
628.	umairuddin	Engineer
629.	Chandan Nair	Engineer
630.	Aijaz Nazeem	Engineer

631.	Syed Kazim	Engineer
632.	Sharjil	Engineer
633.	Mohamed Nawaz	Engineer
634.	Sameer Bakran	Engineer
635.	Ajazul Haque	Engineer
636.	Animesh Priyadarshi	Engineering Graduate
637.	Ghazala Attarwala	Entrepreneur (Self Employed)
638.	Saleem Ahmed	Entrepreneur
639.	Sandeep Seth	Entrepreneur
640.	Kedar Sirohi	Farmer
641.	Vimal V.J	Finance
642.	Umesh	Freelancer
643.	Mariam Dhawale	General Secretary, All India Democratic Women's Association
644.	Md Shakeel	Government Teacher
645.	Ankit Kumar	Govt. Service
646.	Syed Rehan	Graduate
647.	Jude	Graphic designer
648.	Lubna Fathima	Home Maker
649.	Sumaiya	Home maker
650.	Jasmine nitin	Home maker
651.	Yasmeen Farzana	Home maker
652.	Tasneem	Homemaker
653.	Latha LR	Homemaker and activist
654.	Ms. Rida	House wife
655.	Fouziya Mousin Haji	House wife
656.	Rahman	Housewife
657.	Cynthia Stephen	Human rights activist
658.	Khizere alam	Human rights welfare secretary Bangalore District
659.	Nayeem Syed	IT
660.	Mohit Khan	IT
661.	Imran	IT
662.	Asadulla Amir	IT
663.	Raj saxena	IT
664.	Anju Kapoor	IT
665.	RAHMATH Mohammed	IT consultant
666.	Sha asadulla	IT industry
667.	Shabeena Shaik	IT professional
668.	Shahabuddin	IT PROFESSIONAL
669.	Paul	IT Professional
670.	Imtiaz Shaik	IT Professional

671.	Shahid Ahmed	IT Professional
672.	Ghouse	Job
673.	Linu James	Language trainer
674.	L. Nishitha Saif	Literature
675.	Dhananjay	Management Student
676.	Haroon Zafer	Marketing
677.	Shernaz Italia	Media
678.	Vivekanand Ahuja	Media professional
679.	Arti Sawhny	Medical Doctor
680.	Balasangameshwara Vollepore	Medical Doctor
681.	Dr. Raj Md. Faraz Qureshi	Medical Professional
682.	Balini vb	Medical professional
683.	Ayesha	Paraplanner
684.	Nausheen Khan	Pharmacist
685.	Aamir R. Khan	Pharmacist
686.	Md Amman Abedin	Physiotherapy student
687.	Naghma Anjum	Planner
688.	Sunny Dhiman	Policy Scholar, Science Policy, JNU
689.	Sudhir Kumar	Political activist
690.	pranav Das	Politician
691.	Sasikanth Senthil	Politics
692.	Anusha Naik	Polytechnic Lecturer
693.	Tasnim Khorakiwala	Private
694.	Ahakam Sarosh	Private sector employee
695.	Name	Profession
696.	Abdul Adil	Professional
697.	Mohammed Asim	professional safety
698.	Pushpendra	Professor
699.	Abdul Hannan	Professor
700.	Anand J	Proprietor, small agency business
701.	Nithin Lalachan	Psychologist
702.	Susan Koshy	Public Health Professional
703.	Arani Banerjee	Publisher
704.	Darryl Jude Dick	Pvt service
705.	Hussain	Real Estate Business
706.	Anjuman Bashir	Rehabilitation psychologist
707.	Rajesh OP Singh	Research Fellow
708.	Saba	Research Scholar
709.	Farah shahin	Research scholar
710.	Bharathan	Research scholar
711.	Ghanakumar Th.	Researcher
712.	Indira Pancholi	researcher

713.	Ilmas Futehally	Researcher
714.	Dr.Najma Bano	Retd.professor
715.	Anjana R Malhotra	Retired
716.	Monojit Kumar	Retired
717.	Anwarul Hoda	Retired govt servant(IAS)
718.	Ashok Kumar Somal	Retired IFS
719.	H Rahmathulla khan	Retired official
720.	Dr Salma Bano	Retired professor & principal
721.	Abdul Samsid Hoda	Retired psu employee
722.	Amitava majumdar	Science researcher
723.	Fouzia Banu	Senior Lecturer
724.	Irfan Ahmed Khan	Service
725.	Irfan	Small Business
726.	Vijayalakshmi joshi	Social activist
727.	Bijay Bhai	Social Activist
728.	Dharmodip Basumatary	Social Activist
729.	Chirag Shah	Social Activist
730.	Guru	Social activist
731.	M. Maqbool Ahmed	Social Activist
732.	Palashka	Social work
733.	Bharat	Social work
734.	Kavita Srivastava	Social Worker
735.	Anita Mathur	Social worker
736.	Trupti Parekh	Social worker
737.	Aisha Nida Nawab	Social Worker
738.	सरला कुमारी ।	सामाजिक कार्यकर्ता ।
739.	Enakshi Ganguly	Sociologist
740.	Syed Salman	Software Engineer
741.	Renjith Thomas	Software Engineer
742.	Thimmesh	Software professional
743.	Completely agree and support	Software Professional
744.	Gulab Pasha	Software Professional
745.	Nashra	Student
746.	Siona	Student
747.	Ray	student
748.	Syed Najam Uz Zaman	Student
749.	Iron boy	Student
750.	Neha singhal	Student
751.	Mustafa	Student
752.	Atif	Student
753.	Chanda Asani	Student Women's Studies
754.	Radhika Barman	Student, Political Activist

755.	Junaid Ahmed	System administrator
756.	Reshma khan	Teaching
757.	Shabana Taj	Technical education lecturer
758.	Ganeve Rajkotia	Tourism
759.	Abha	Women's right activist
760.	Madhu Bhushan	Women's rights activist
761.	Maimoona Mollah	Women's rights activist
762.	Sameena Sheikh	Writer
763.	Subhash Gatade	Writer
764.	Asbok Lal	Writer
765.	Anita Cheria	Writer
