



National Anti Doping Agency

(An Autonomous Body Under Ministry of Youth Affairs & Sports, Government of India)

Play fair

F. No. 03/12/2019/NADA

Dated: 06/06/2019

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. ROHIT KUMAR
House no 210, Nizampur ,
Delhi-110081, INDIA

Formal notice pursuant to the Anti-Doping Rules ("the ADR") of the National Anti Doping Agency Anti-Doping Rules 2015.

Dear Rohit Kumar (Kabaddi)

I am writing to give you formal notice to notify you of your apparent Failure to Comply with the whereabouts requirements of the ADR, and to invite you to make any comments before we come to a final decision on the matter. Please read this letter carefully, as it may have serious *Consequences* for you.

Whereabouts requirements

By letter dated F. No. 02/39/2018/NADA dated 22/05/2018, we advised you that you have been included in our *Registered Testing Pool*, and therefore that under the ADR (a copy of which can be found on the following Web site: nadaindia.org , you are required to make a Whereabouts Filing at the beginning of each quarter, providing certain specified information about your whereabouts each day in the forthcoming quarter, and are further required to be available for *Testing* at those declared whereabouts, in accordance with the International Standard for Testing and Investigations (ISTI) Article I.3 (consult the ISTI document on *WADA's* Web site, www.wada-ama.org).

Apparent Missed Test

In your most recent Whereabouts Filing, you declared that you would be available for *Testing* on the following day at the following time and place:

Date : April 14, 2019
Time : 10:00-11:00 Hrs.
Location : House no 210, Nizampur , Delhi-110081, INDIA

F03(NADA-P-05)

Entry Gate No. 10, Staircase No. 3, 1st Floor, Hall No. 103-104, Above Sports Library, JLN Stadium Complex, 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



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We sent a Doping Control Officer (“DCO”) to test you on that day at that time and place. However, the DCO was unable to locate you for testing. [A copy of the DCO’s Unsuccessful Attempt Report is enclosed, providing details of the attempt.]

From our review of the file, it appears that all of the elements of a Missed Test (set out in ISTI Article I.4.3) are present in this case. It therefore appears that you have committed a Whereabouts Failure under the ADR.

Action Required

Please respond to this letter within 14 days, specifying if you accept that you have committed a Whereabouts Failure or alternatively if you believe you have not committed a Whereabouts Failure. In the latter case, please explain, in as much detail as possible, the reasons for your belief.

For example, if you claim you were present at the location specified for the specified 60-minute time slot for the day in question, please provide any corroborating evidence and comment on why the DCO was unable to find you for Testing. If you were not present, but claim that your absence (and your failure to update your Whereabouts Filing to reflect that absence) was not due to any negligence on your part, please explain the basis of that claim in full. You should enclose copies of all documents or other evidence on which you seek to rely in your explanation.

We will then reassess, in light of your comments, whether each element of a Missed Test specified in ISTI Article I.4.3 is present in this case. If we determine that each element is present, you will be given further notice and an opportunity to ask for a further review of the case before a final determination is made.

Consequences if a Whereabouts Failure is recorded against you

One Whereabouts Failure (whether a Filing Failure or a Missed Test) does not on its own constitute an anti-doping rule violation (“ADRV”) under the ADR. Instead, there must be 3 Whereabouts Failures (whether Filing Failures or Missed Tests) within a 12-month period. **According to your file, one (01) Whereabouts Failures have been recorded against you in the last 12 months. Therefore, if a further Whereabouts Failure (failure to fill the whereabouts or missed tests or both) is declared against you as a result of this current process, you will have 2 Whereabouts Failures recorded against you.**

Where 3 Whereabouts Failures are recorded against you in any 12-month period, you may be charged with an ADRV under the ADR. The burden will be on the NADA India to prove to the satisfaction of the hearing panel that you have committed the 3 alleged Whereabouts F03(NADA-P-05)

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Failures. If it does so, the hearing panel will have discretion to impose a period of *Ineligibility* on you of 12 to 24 months (more, if this is not your 1st offence). You will have the right to dispute any or all of the alleged Whereabouts Failures at the hearing. However, your defense may be undermined if it depends upon alleged facts that you raise for the first time at the hearing, i.e. that you have not raised in response to this letter. Therefore, you are strongly advised to raise any facts that you believe are relevant **now**, in response to this letter.

Please consider the contents of this letter very carefully, and make sure we receive your full written response within 14 days of the receipt of this letter.

If you have any questions about the content of this letter, you can contact this office at
Telefax: 011-24368274 or Email address nadaregisteredpool@gmail.com

Yours sincerely,

Anil Kumar
(Director General, NADA/Authorized Signatory) 14/6/19

Cc:

- 1) Concerned National Sports Federation
✓ The Administer, Amateur Kabaddi Federation of India, E-386 Cabin-B (Basement), Greater Kailash Part-1, New Delhi-110048.
- 2) The Secretary General, International Kabaddi Federation, #2, Aakansha, Ajmer Road, Jaipur, Rajasthan-302021. and
- 3) World Anti Doping Agency (WADA),
Stock Exchange Tower, 800 Place Victoria (Suit 1700),
P.O. 120, Montreal (QUEBEC) H4Z1B7, CANADA.

[Enclosure: Unsuccessful Attempt Report]

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असफल प्रयास रिपोर्ट फार्म UNSUCCESSFUL ATTEMPT REPORT FORM

परीक्षण प्राधिकारी
TEST AUTHORIZED BY
नमूना एकत्रण प्राधिकारी
SAMPLE COLLECTION AUTHORITY
परिणाम प्रबंधन प्राधिकारी
RESULTS MANAGEMENT AUTHORITY

NADA
NADA
NADA

एथलीट सूचना/ATHLETE INFORMATION

र का नाम
GIVEN NAME
— ROHIT KUMAR
यता
NATIONALITY
INDIAN
खेल विद्या
SPORT DISCIPLINE
KABADDI

लिंग
GENDER
पुरुष M महिला F

मिशन सूचना/MISSION INFORMATION

946853074

टेस्ट मिशन कोड/TEXT MISSION CODE

प्रतिस्पर्धा से बाहर
OUT OF COMPETITION प्रतिस्पर्धा में
IN COMPETITION

उक्त जानकारी सूचना/WHEREABOUTS USED

क जबकि पिछली बार एथलीट की जानकारी की जांच की गई
ATHLETE WHEREABOUTS LAST CHECKED

दिनांक/DD माह/MM वर्ष/YYYY

या इस मिशन के प्रयास में प्रयुक्त जानकारी की प्रति प्रदान करें/PLEASE PROVIDE A COPY OF THE WHEREABOUTS USED TO ATTEMPT THIS MISSION

प्रयास सूचना/ATTEMPT INFORMATION

पता
ADDRESS संख्या/गली • NUMBER/STREET 210 NIZAMPUR शहर • CITY/TOWN DELHI राज्य • STATE 110081 (INDIA) देश • COUNTRY

न का विवरण
DESCRIPTION OF LOCATION प्रशिक्षण स्थल एथलीट गृह अन्य (उल्लेख करें)
TRAINING VENUE ATHLETE'S HOME OTHER (SPECIFY)

स की तारीख
DATE OF ATTEMPT 14 04 2019
दिनांक/DD माह/MM वर्ष/YYYY

पहुंचने का समय
ARRIVAL TIME 10:00

जाने का समय
DEPARTURE TIME 11:00

लौट का विवरण: निर्धारित 60 मिनट समय स्लॉट के भीतर एथलीट का पता लगाने के लिए किए गए प्रयास का विवरण दें। इसमें स्थान का वास्तविक विवरण, कैसे सम्पर्क किया गया। संबंधी सार (डोरेबल, पत्र पक्ष सम्पर्क इत्यादि) और किए गए प्रयास को बारंबारता तथा समय शामिल होने चाहिए परंतु वे उन तक ही सीमित नहीं होंगे। कृपया यह विवरण भी प्रदान करके कि क्या इस स्थान पर अथवा किसी अन्य स्थान (यदि लागू हो) एथलीट को उनके 60 मिनट के समय स्लॉट के पश्चात ढूँढने का कोई प्रयास किया गया था। किए गए सभी प्रयासों के लिए कृपया प्रत्येक प्रयास के दौरान प्राप्त अतिरिक्त सूचना प्रदान करें।

DESCRIPTION OF ATTEMPT: DESCRIBE ALL ATTEMPTS MADE TO LOCATE THE ATHLETE DURING THEIR SPECIFIED 60-MINUTE TIME SLOT THIS SHOULD INCLUDE BUT NOT BE LIMITED TO A PHYSICAL DESCRIPTION OF THE LOCATION. A SUMMARY OF CONTACT WAS ATTEMPTED (DOORBELL, 3RD PARTY CONTACT ETC.) AND THE FREQUENCY AND TIMING OF ATTEMPTS MADE PLEASE ALSO DESCRIBE ANY ATTEMPTS MADE TO LOCATE THE ATHLETE OUTSIDE OF THEIR 60MINUTE TIME SLOT AT OR ANY OTHER LOCATIONS (IF APPLICABLE). FOR ALL ATTEMPTS MADE, PLEASE PROVIDE ANY ADDITIONAL INFORMATION RECEIVED DURING EACH ATTEMPT (FOR E.G. THE ACTUAL LOCATION OF THE ATHLETE).

This is to inform you that Mr Rohit Kumar sport Kabaddi had given the time of RTP Testing of urine sample at 210 Nizampur Delhi. 81, 10AM on dated 14/4/19 as per mission order 946853074. I have knock door bell, his mother has opened the Gate, then player father (Mr. Vijay Kumar) came and told me that player Mr Rohit Kumar has already gone Mumbai on dated 10/4/19. I have called telephonically on given mobile no. (9860515465). Mayer told me that he is in Mumbai as he is serving in Navy, due to his office work and he will return back to Delhi in first week of May 2019. He has also stated he could not inform NADA due to sudden office work.

This is for your information
Sudhir Kumar Jyer
(DCO)

Vijay Kumar
Mr VIJAY KUMAR
FATHER OF ROHIT KUMAR
(M) 9868626568

सूचना/CONFIRMATION

हस्ताक्षर करके मैं इस बात की पुष्टि करता हूँ यहां दी गई सूचना मेरी सर्वोत्तम जानकारी के अनुसार सही है और यह सूचना हीरिंग रोधी नियम उल्लंघन का पता लगाने के लिए प्रयोग की जा सकती है।
SIGNING BELOW I CONFIRM THAT THE INFORMATION PROVIDED HEREIN IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND THAT THIS INFORMATION MAY BE USED ASSERTING AN ANTI DOPING RULE VIOLATION.

प्रिओ का नाम
NAME
SUDHIR KUMAR
प्रिओ के हस्ताक्षर
SIGNATURE
Jyer

तिथि
DATE
14 04 2019
दिनांक/DD माह/MM वर्ष/YYYY

ल-एडीओ-सफेद
INAL - NADA - WHITE

कॉपी 1 - नमूना एकत्रण प्राधिकारी - हरा
COPY 1 - NSF/IF - GREEN

वर्जन 01-2019 (वाडा/एमएम)
Version 1: 01-2019 (WADA/AMA)