

MINUTES of 385th EMERGENT MEETING OF WRC HELD ON 17th MAY, 2023

The 385th Emergent Meeting of Western Regional Committee (WRC), National Council for Teacher Education was held on 17th May, 2023 through virtual mode.

The following Members were present:-

01	Dr. Ravindra Mahadeorao Kadu	Chairperson
02	Dr. Mahendra Kumar Chotalia	Member
03	Dr. Nalini Patil,	Member
04	Sh. Jai Ram Khatik	State Representative of the Govt. of Rajasthan
05	Dr. Meetu Bharti	Regional Director, WRC, NCTE

Dr. Anil Kumar, Dr. Harshad Patel, Member and State Representatives of Chhattisgarh, Gujarat, Maharashtra, Madhya Pradesh, Goa, Dadra & Nagar Haveli and Daman & Diu did not attend the meeting.

With permission of the Chair, Dr. Meetu Bharti, Regional Director, WRC, presented the Agenda before the Committee. Item-wise decisions taken on each agenda item are as under:

S. No.	Application Code	Name of the institution	Course	Decision of WRC
1	RJ-1142	NARESH SHIKSHAK PRASHIKSHAN MAHAVIDYALAYA, CHIRAWA ROAD, NEARBY CROSSING, SINGHANA, JHUNJHUNU, RAJASTHAN	B.Ed.	<p>The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:</p> <ul style="list-style-type: none">• Withdrawal order was issued to the institution on 25.11.2022.• The institution filed an appeal before the Appellate Authority at NCTE and Appellate Authority vide order dated 21.12.2022 remanded back the case to the WRC with direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action as per the NCTE Regulations, 2014.• Vide letter dated 06.01.2023 received in WRC on 03.02.2023, the institution has submitted reply in response to the appeal decision. <p>In view of the above and in light of the directions of the Hon'ble Delhi High Court in the matter of Arihant College and Anr. v NCTE [W.P.(C)7260/2021] vide order dated 30.07.2021, the Committee decided to issue restoration order to the institution pending consideration of the reply of the institution vide letter dated 06.01.2023.</p> <p>For consideration of the reply of the institution, the matter shall be placed again before the Committee in the ensuing meeting.</p>

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2	APW00063/ 323070	THE NEW PROGRESSIVE COLLEGE OF TEACHER EDUCATION, PUJA BUILDING, NEAR MUNICIPAL PLAY GROUND MEHSANA-384001 GUJARAT	B.Ed.	<p>The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:</p> <ul style="list-style-type: none"> • Withdrawal order was issued to the institution on 14.11.2022. • The institution filed an appeal before the Appellate Authority at NCTE and Appellate Authority vide order dated 07.03.2023 remanded back the case to the WRC with direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action as per the NCTE Regulations, 2014. • Vide letter dated 15.03.2023 received in WRC on 05.04.2023, the institution has submitted reply in response to the appeal decision. <p>In view of the above and in light of the directions of the Hon'ble Delhi High Court in the matter of Arihant College and Anr. v NCTE [W.P.(C)7260/2021] vide order dated 30.07.2021, the Committee decided to issue restoration order to the institution pending consideration of the reply of the institution vide letter dated 15.03.2023.</p> <p>For consideration of the reply of the institution, the matter shall be placed again before the Committee in the ensuing meeting.</p>
3	APW04679/3 25068	THE NEW PROGRESSIVE COLLEGE OF TEACHERS EDUCATION (THE NEW PROGRESSIVE EDUCATION TRUST), PRASAD BUILDING, VISHNAGAR ROAD, MEHSANA-384001 GUJARAT	M.Ed.	<p>The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:</p> <ul style="list-style-type: none"> • Withdrawal order was issued to the institution on 14.11.2022. • The institution filed an appeal before the Appellate Authority at NCTE and Appellate Authority vide order dated 07.03.2023 remanded back the case to the WRC with direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action as per the NCTE Regulations, 2014. • Vide letter dated 15.03.2023 received in WRC on 31.03.2023, the institution has submitted reply in response to the appeal decision. <p>In view of the above and in light of the directions of the Hon'ble Delhi High Court in the matter of Arihant College and Anr. v NCTE [W.P.(C)7260/2021] vide order dated 30.07.2021, the Committee decided to issue restoration</p>

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				<p>order to the institution pending consideration of the reply of the institution vide letter dated 15.03.2023.</p> <p>For consideration of the reply of the institution, the matter shall be placed again before the Committee in the ensuing meeting.</p>
4	APW01726/ 223305	LT. SARDAR SINGH SAMRITI SHIKSHA SAMITI, TAL DARWARJA, TIKAMGADH, MADHYA PRADESH 472001	B.Ed	<p>The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:</p> <ul style="list-style-type: none"> • Withdrawal order was issued to the institution on 04.09.2019. • The institution filed an appeal before the Appellate Authority at NCTE and Appellate Authority vide order dated 15.07.2020 remanded back the case to the WRC with direction to revisit the matter after the appellant institution submit to the Regional Committee, within 15 days of the issue of appeal order, all the required documents. • The institution approached Hon'ble High Court of Delhi in W.P. (C) 5322/2020 and CM No.19205/2020. The Hon'ble Court vide order dated 24.08.2020 quashed the withdrawal order dated 04.09.2019 and permitted the institution to participate in the counselling for the academic year 2020-2021 subject to further order that WRC may pass pursuant to remand done by the appellate authority dated 15.07.2020. • The institution submitted reply vide letter dated 10.08.2020 and 17.08.2020. • The institution again filed a writ petition 6349/23 and matter is listed on 17.05.2023. • Restoration order has been issued to the institution vide letter dated 17.05.2023. <p>In view of the above and in light of the directions of the Hon'ble Delhi High Court in the matter of Arihant College and Anr. v NCTE [W.P.(C)7260/2021] vide order dated 30.07.2021, the Committee decided to confirm the restoration order issued to the institution vide letter dated 17.05.2023.</p> <p>For consideration of the reply of the institution dated 10.08.2020 and 17.08.2020, the matter shall be placed again before the Committee in the ensuing meeting.</p>
5	APW01287/ 323201	ARADHANA P.T.C. COLLEGE,	B.Ed.	<p>The original file of the institution along with other related documents was carefully examined in the light of the NCTE</p>

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	<p>SHREE PRANTIJ TALUKA KELAVANI TRUST, SHANTIVAN CAMPUS, GH-6 ROAD, SECTOR- 28, GANDHINAGAR- 382028, GUJARAT</p>	<p>Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:</p> <ul style="list-style-type: none"> • Withdrawal order was issued to the institution on 28.10.2022. • The institution filed an appeal before the Appellate Authority at NCTE and Appellate Authority vide order dated 30.11.2022 remanded back the case to the WRC with direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action as per the NCTE Regulations, 2014. • The institution submitted reply vide letter dated 28.12.2022 received in WRC on 14.02.2023 and letter dated 01.02.2023 received in WRC on 22.03.2023. • Matter was again considered in 378th meeting of WRC held on December 21-22, 2022 and accordingly, an SCN dated 02.02.2023 was issued to the institution. • The institution submitted reply vide letter dated 16.02.2023 received in WRC on 03.03.2023. <p>In view of the above and in light of the directions of the Hon'ble Delhi High Court in the matter of Arihant College and Anr. v NCTE [W.P.(C)7260/2021] vide order dated 30.07.2021, the Committee decided to issue restoration order to the institution pending consideration of the reply of the institution vide letter dated 16.02.2023.</p> <p>For consideration of the reply of the institution, the matter shall be placed again before the Committee in the ensuing meeting.</p>
6.	<p>Consideration of matters in which Restoration Orders are not issued even after the matter has been remanded back by the Appellate Authority or through the order of Court</p>	<p>It is observed by the Committee that several new writs are being filed before the Hon'ble Delhi High Court seeking issuance of restoration orders in matters which have either been remanded back by Appellate committee of NCTE or where withdrawal order has been quashed by court order.</p> <p>The Committee noted that in the matter of Arihant College & Anr v NCTE vide order dated 30.07.2021, the Hon'ble Delhi High Court has issued the following directions:</p> <p><i>"7. As several petitions for substantially similar relief are being filed in this Court, it is further directed that, whenever a withdrawal order is challenged by an institution (either by way of appeal or by way of writ proceedings) and the matter is remanded to the concerned regional committee, the regional committee will issue an order of restoration of recognition in favour of the institution, pending reconsideration of the withdrawal order. Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned regional</i></p>

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	<p><i>committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed. The order of restoration of recognition should be issued within two weeks of the order of remand being communicated to the regional committee, or upon request of the concerned institution. This streamlined procedure would obviate the multiplicity of litigation which is being witnessed at present. Neither the concerned institutions nor the NCTE should be put to the burden of filing or defending proceedings before the Court for this purpose."</i></p> <p>In view of the above, the Committee unanimously resolved that in all such matters where the case is remanded back by the Appellate Authority or through the orders of the Court, the Regional Director is hereby authorized to issue restoration order pending re-consideration of the withdrawal order, subject to ratification by the Committee in the ensuing meeting.</p>
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The Meeting ended with vote of thanks to the Chair.



**(DR. RAVINDRA MAHADEORAO KADU)
CHAIRMAN, WRC, NCTE**