



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-132/E-362951/2025 Appeal/6th Meeting, 2025
APPLSRC202514963/E-87189
89-133/E-362951/2025 Appeal/6th Meeting, 2025
APPLSRC202514964/ E-87189

Mahatma Gandhi University, 4064.28, Priyadarsini Hills, Athirampuzha, Kottayam, Kerala- 686560	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Prof. Asha J V, Professor and Director School of Pedagogical Science
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Mahatma Gandhi University, 4064.28, Priyadarsini Hills, Athirampuzha, Kottayam, Kerala-686560** dated 10.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / SRC / 2526202404292459 / KERALA / 2024 / REJC / 798** dated 27.12.2024 of the Southern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The First Show Cause Notice was issued to the institution vide dated 04.08.2024 with a direction to submit reply within 21 days. The Final Show Cause Notice was issued to the institution vide dated 15.10.2024 with a direction to submit reply within 15 days. The institution has not uploaded any reply to Final Show Cause Notice and the stipulated time period is over."

II. SUBMISSIONS MADE BY APPELLANT: -

Prof. Asha J V, Professor and Director School of Pedagogical Science of **Mahatma Gandhi University, 4064.28, Priyadarsini Hills, Athirampuzha, Kottayam, Kerala-686560** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Mahatma Gandhi University is a multi-disciplinary institution offering various programmes across diverse fields of study as per UGC and NCTE norms."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Southern Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 30.04.2024. The recognition of the institution for ITEP programme was refused by the SRC vide order dated 27.12.2024.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the University runs an integrated higher education system, including professional, vocational education, Arts, Humanities and Science Programmes with scope for multidisciplinary courses, including: Languages, Literature, Music, Philosophy, Art, Dance, Theatre, Education, Mathematics, Statistics, Pure and Applied Sciences, Sociology, Economics, Sports, AI and Robotics. It further informed that Mahatma Gandhi University is a multidisciplinary institution offering a wide range of programmes and courses across diverse fields of study. This is a state university, which provides a broad spectrum of academic programmes at the Undergraduate, Postgraduate, and Doctoral levels through its 30 University Departments, 1 International and Inter-University Centre, 7 Inter-University Centers, 9 inter School Centers, National Centre, 3 International centers, 70 Govt. Aided Affiliated Colleges including 10 Autonomous Colleges, 194 Unaided Affiliated Colleges and 225 Recognized Research Centers The institution's educational focus covers a broad spectrum, embracing the interdisciplinary as well as conventional disciplines of Science and Humanities besides professional disciplines. The statutory teaching departments are offering more than 43 programmes.

The Appeal Committee noted that as per provisions of the NCTE Regulations, 2014 (as amended vide Gazette Notification dated 22nd October 2021), the eligibility for Integrated Teacher Education Programmes (ITEP) requires the institution to qualify as a “multidisciplinary institution” defined as under:

“(ca) “multidisciplinary institution” means a duly recognized higher education institution involving several different subjects of study/combining or involving more than one discipline. Multidisciplinary universities and colleges will aim to establish education departments, which besides carrying out cutting-edge research in various aspects of education, will also run Integrated Teacher Education Programmes, in collaboration with other departments or field of liberal arts or humanities or social sciences or commerce or mathematics, as the case may be, at the time of applying for recognition of Integrated Teacher Education Programme.”

The Appeal Committee on perusal of the submissions and in view of the complex academic structure of the institution as claimed, the Appeal Committee observed that the matter requires detailed examination regarding the actual multidisciplinary status of the institution, in conformity with the definition and eligibility criteria prescribed under the NCTE Act, 1993 and NCTE Regulations, 2014.

Accordingly, the Appeal Committee decided to remand the matter back to SRC with the direction to re-examine the eligibility of the appellant institution for recognition of ITEP programme, specifically assessing whether the institution fulfills the requirement of being a "Multidisciplinary Institution" as defined under NCTE Regulations, 2014. The SRC shall, before arriving at its decision, consult the Academic/Regulation Division of NCTE for necessary clarification and guidance on the applicability of the multidisciplinary requirement in respect of the present institution. The Appeal Committee further directed that after such examination and consultation, the SRC shall take a decision in accordance with the provisions of the NCTE Regulations, 2014 and norms & standards made thereunder.

In view of the above the Appeal Committee, after perusing the documents which were made available on records, noted that there is strength in the submission of the appellant institution and as such the instant appeal deserves to be allowed.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to SRC, NCTE with a direction to re-examine the case of the appellant institution as per direction given above and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to SRC, NCTE with a direction to re-examine the eligibility of the appellant institution for recognition of ITEP programme, specifically assessing whether the institution fulfills the requirement of being a "Multidisciplinary Institution" as defined under NCTE Regulations, 2014. The SRC shall, before arriving at its decision, consult the Academic/Regulation Division of NCTE for necessary clarification and guidance on the applicability of the multidisciplinary requirement in respect of the present institution. The Appeal Committee further directed that after such examination and consultation, the SRC shall take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Mahatma Gandhi University, 4064.28, Priyadarsini Hills, Athirampuzha, Kottayam, Kerala-686560.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Principal Secretary, Department of Higher Education, 1st Floor, Annex II, Government Secretariat, Thiruvananthapuram-1, Kerala.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-137/E-364758/2025 Appeal/6th Meeting, 2025
APPLSRC202214501/E-87189

Bhongir College of Elementary Teacher Education, 131/O, 132, Anantharam, Bhongir, Yadadri, Nalgonda, Telangana-508116	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
Representative of Appellant		Dr. M. Niranjan Reddy, Secretary and Correspondent
Respondent by		Regional Director, SRC
Date of Hearing		28.05.2025
Date of Pronouncement		24.06.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of **Bhongir College of Elementary Teacher Education, 131/O, 132, Anantharam, Bhongir, Yadadri, Nalgonda, Telangana-508116** dated 16.12.2022 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.SRO / NCTE / APSO2804 / D.Ed. / TS / 2022 / 137246 / F.SRO / NCTE / SRCAPP1290 / D.El.Ed.-A.I. / TS / 2022 / 137246** dated 22.11.2022 of the Southern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that “(i) The institution failed to submit reply to the Final Show Cause Notice dated 08.09.2022. (ii) Further it is also observed that the institution has not filled Performance Appraisal Report (PAR).”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. M. Niranjana Reddy, Secretary and Correspondent of Bhongir College of Elementary Teacher Education, 131/O, 132, Anantharam, Bhongir, Yadadri, Nalgonda, Telangana-508116 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i) The institution did not receive any show cause notice against our college but we received recently final show cause notice on 08/11/2022. Our college is shifted to newly constructed premises address is differ. So couldn't receive any show cause notice at my desk. Even though we have replied in time along with essential documents mentioned in the final show cause notice. And after we got withdrawal final show cause notice on 23/11/2022 at existing new college address i.e. syno.131/o,132, Anantharam village, Bhongir mandal, Nalgonda dist.-508116, but our college located in Yadadri-Bhongir district after formation of Telangana State in 2014 earlier college address located in the erstwhile Nalgonda district. (ii) We have submitted performance appraisal report within the time mentioned by the SRC, NCTE and also enclosing copy for your reference. Institution code: 2022f5d8900913 application code : P2021006346.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for conducting Elementary D.Ed. course of two-years duration with an annual intake of 50 students from the academic session 2005-2006 vide order dated 26.08.2005 and for conducting D.El.Ed.(Additional Intake) programme of two-years duration with an annual intake of 50 students from the academic session 2012-2013 vide order dated 29.08.2012. The recognition of the institution for D.Ed. and D.El.Ed.-A.I. programmes was withdrawn by the SRC vide order dated 22.11.2022.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 Appeal Committee. The Appeal Committee after perusing the documents and oral argument advanced during the hearing, the Committee noted that the SRC has withdrawn the recognition of the appellant institution vide order dated 22.11.2022 against which the appellant institution has preferred an online appeal dated 16.12.2022. However the institution submitted hardcopies of the Appeal documents on 14.05.2025.

The Appeal Committee on examination of the case records and submissions made during the hearing, the Committee noted that as per NCTE (Third Amendment) Rules, 2011, submission of hardcopies of appeal documents is a mandatory procedural requirement for processing the appeal. The appellant institution failed to submit the requisite hardcopy of the appeal documents until 14.05.2025, thereby causing an inordinate delay of 02 years, 03 months, and 22 days in complying with the mandatory procedural requirement.

The Committee further observed that the appellant institution has not provided any satisfactory explanation or sufficient cause for such an extraordinary and unexplained delay. As per settled legal principles and as recognized under the NCTE Act, 1993 and its Regulations, condonation of delay may only be granted upon

demonstration of reasonable and sufficient cause for non-compliance, which is lacking in this case. The doctrine of "delay and laches" squarely applies to the present matter.

Additionally, the Committee noted that the appellant institution failed to submit the Performance Appraisal Report (PAR) for the academic session 2020-2021, which is a mandatory annual compliance under the NCTE Regulations, 2014 for continuing recognition. Non-filing of PAR constitutes non-compliance with statutory conditions of recognition.

Accordingly, after careful consideration of all documents available on record, submissions made, and in light of the absence of sufficient cause for the procedural delay and regulatory non-compliance, the Appeal Committee is of the considered view that no ground is made out for interference with the impugned order. The SRC was justified in withdrawing the recognition of the institution under the powers vested in it under Section 17(1) of the NCTE Act, 1993 for non-compliance with conditions of recognition.

Hence, the Appeal Committee after perusing the documents which were made available on records is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 22.11.2022 issued by SRC is confirmed.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be dismissed and therefore, the impugned order dated 22.11.2022 issued by SRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 22.11.2022 issued by SRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Bhongir College of Elementary Teacher Education, 131/O, 132, Anantharam, Bhongir, Yadadri, Nalgonda, Telangana-508116.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Principal Secretary to Government, Department of Higher Education, 3rd Floor, Telangana Secretariat, Hyderabad, Telangana-500022.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-140/E-363538/2025 Appeal/6th Meeting, 2025
APPLSRC202515030 / E-87189

Susheela College of Education, Survey No. 5, Rachanapalli, Bellary Road, Ananthapur, Andhra Pradesh-515001	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Dega Vara Kumar, Administrative Officer
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of **Susheela College of Education, Survey No. 5, Rachanapalli, Bellary Road, Ananthapur, Andhra Pradesh-515001** dated 30.04.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. SRO / NCTE / APS07769 / B.Ed. / {AP} / 2021 / 128744** dated 07.10.2021 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that (i) The institution has submitted notarized photocopy site plan and building plan in which area of classroom, multipurpose hall etc. are not readable. (ii) The institution has submitted notarized photocopy of Building Completion Certificate but not approved by Competent authority. (iii) The institution has submitted faculty approval letter dated 28.06.2017, the institution has not appointed 1 Perspective of Education, 1 Health & Physical Education and 1 Performing Arts. (iv) The institution has submitted photocopy of FDRs; the institution has not submitted copy of "Form A" issued by the respective Bank Manager."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Dega Vara Kumar, Administrative Officer of Susheela College of Education, Survey No. 5, Rachanapalli, Bellary Road, Ananthapur, Andhra Pradesh-515001 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "I am writing to formally request the restoration of permission for Susheela College of Education, Ananantapur, Andhra Pradesh - 515001. This esteemed institution is administered by the Secretary, St. Mark Educational Institution, Ananantapur, Andhra Pradesh. further i bring to your kind notice Susheela College of Education, Rachanapalli, Ananantapur, Andhra Pradesh-515001, received Final Show Cause Notice on dated 22-02-2021. Our management explanation about the Final Show Cause Notice with all documentary evidence according to NCTE norms and also all documents with notary. Unfortunately, NCTE withdrawal our college. in our earnest pursuit of academic excellence, we have diligently taken all necessary measures to ensure that Susheela College of Education, Ananantapur fully complies with the stringent requirements stipulated by the NCTE, we take great pride in our

institutions accomplishments, which include: a highly qualified and experienced faculty committed to nurturing the next generation of educators. adequate and well-maintained infrastructure that promotes an optimal learning environment. a sound financial foundation, assuring the sustainability and growth of institution. we are acutely aware of the responsibilities that come with this privilege and assure you that we will spare no effort in upholding the high standards and values set forth by NCTE. thank you for your time and consideration of our request. your favourable response would mean a great deal to us and, more importantly, to the aspiring educators whose dreams hinge on the continuation of our institution.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for Secondary (B.Ed.) course of one year duration with an annual intake of 100 students vide order dated 04.10.2007. A Revised Provisional Recognition Order was issued to the institution vide order dated 31.05.2015 for conducting B.Ed. programme of two years duration with an annual intake of 100 students for two basic units from the academic session 2015-16. The recognition of the institution for B.Ed. programme was withdrawn by the SRC vide order dated 07.10.2021.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, after examining the records and hearing the submissions made by the appellant institution, observed that the Southern Regional Committee (SRC) had withdrawn the recognition of the appellant institution vide its order dated 07.10.2021. Against this order, the appellant institution preferred an online appeal on 30.04.2025.

The Appeal Committee noted that the appeal suffers from an inordinate delay of 3 years, 4 months, and 23 days, and the appellant institution has failed to submit any sufficient or reasonable cause for condonation of this delay. As per the provisions of the NCTE Act, 1993 and the NCTE Regulations, 2014, the Appeal Committee decided that there exists no justification to condone such excessive delay. The appeal is thus liable to be dismissed on the ground of delay and laches.

Further, the Appeal Committee observed that the appellant institution has submitted the Building Completion Certificate (BCC) issued by a private architect, which is not a Competent Authority under the provisions of the NCTE Regulations, 2014 for the purpose of certifying infrastructural compliance.

In view of the above deficiencies, the Appeal Committee holds that the appellant institution has failed to meet the mandatory requirements prescribed under the NCTE Act, 1993 and the Regulations framed thereunder. Accordingly, the Committee confirms that the withdrawal of recognition by the SRC was justified, and the appeal deserves to be rejected.

Hence, the Appeal Committee after perusing the documents which were made available on records is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 07.10.2021 issued by SRC is confirmed.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be dismissed and therefore, the impugned order dated 07.10.2021 issued by SRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the SRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 07.10.2021 issued by SRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Susheela College of Education, Survey No. 5, Rachanapalli, Bellary Road, Ananthapur, Andhra Pradesh-515001.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Andhra Pradesh State Council of Higher education, 3rd, 4th and 5th floors, Neeladri Towers, Sri Ram Nagar, 6th Battalion Road, Atmakur (V), Mangalagiri (M), Guntur, Andhra Pradesh-522503.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-141/E-363777/2025 Appeal/6th Meeting, 2025
APPLWRC202515035/E-87189

Bhagwati Shikshak Prashikshan Mahavidyalya, 379/1, Gangapur City, Chuli Gate Mirzapur Road, Swai Madhopur, Rajasthan-322201	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Krishna Kant Sharma, Principal
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Bhagwati Shikshak Prashikshan Mahavidyalya, 379/1, Gangapur City, Chuli Gate Mirzapur Road, Swai Madhopur, Rajasthan-322201** dated 03.05.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC / 2526202402171407 / RAJASTHAN / 2024 / REJC / 407** dated 01.04.2025 of the Western Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution has uploaded affiliation letters issued by the University of Kota, granting affiliation for B.A., B.Com., B.Sc. courses in the name of 'Bhagwati Mahavidhyalaya' whereas the name of the applicant institution is "Bhagwati Shikshak Prashikshan Mahavidhyalaya". Therefore, both the institutions are different and the applicant institution is not a multi-disciplinary institution as stipulated in the NCTE Regulations for ITEP programme."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Krishna Kant Sharma, Principal of Bhagwati Shikshak Prashikshan Mahavidyalya, 379/1, Gangapur City, Chuli Gate Mirzapur Road, Swai Madhopur, Rajasthan-322201 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Since the space in this box is short to give reasoned explanation hence a separate sheet is uploaded with this online appeal giving the reasoned explanations against the ground on which the grant of recognition has been rejected."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Western Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 04.03.2024. The recognition of the institution for ITEP programme was refused by the WRC vide order dated 01.04.2025.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and observed that the Appellant Institution submitted that "Bhagwati Mahavidhyalay" and "Bhagwati Shikshak Prashikshan Mahavidhyalay" are one and the same institution differentiate by name of the course only.

The Appeal Committee noted that as per provisions of the NCTE Regulations, 2014 (as amended vide Gazette Notification dated 22nd October 2021), the eligibility for Integrated Teacher Education Programmes (ITEP) requires the institution to qualify as a "multidisciplinary institution" defined as under:

“(ca) “multidisciplinary institution” means a duly recognized higher education institution involving several different subjects of study/combining or involving more than one discipline. Multidisciplinary universities and colleges will aim to establish education departments, which besides carrying out cutting-edge research in various aspects of education, will also run Integrated Teacher Education Programmes, in collaboration with other departments or field of liberal arts or humanities or social sciences or commerce or mathematics, as the case may be, at the time of applying for recognition of Integrated Teacher Education Programme.”

In light of the above definition, the Appeal Committee noted that the Appellant Institution has clarified that "Bhagwati Mahavidhyalay" and "Bhagwati Shikshak Prashikshan Mahavidhyalay" are not distinct entities but are part of the same institution, with differentiation made only on the basis of the nomenclature of the courses offered.

The Appeal Committee on examination of the documents placed on record, the Appeal Committee is of the considered view that the Institution fulfills the essential characteristics of a "Multidisciplinary Institution" as envisaged in the amended NCTE Regulations, 2014 and found merit in the submissions made by the Appellant Institution. As such, the Appeal Committee concluded that the appellant institution succeeded in submitting the requisite documents duly signed by the Competent

Authority. Therefore, instant appeal deserves to be allowed after setting aside the order dated 01.04.2025 passed by WRC, NCTE.

The Appeal Committee further directed the Western Regional Committee that it shall, at the time of inspection, specifically verify that both "Bhagwati Mahavidhyalay" and "Bhagwati Shikshak Prashikshan Mahavidhyalay" operate as part of one institution situated at the same physical location and institution is functioning as a genuine multidisciplinary institution in terms of the NCTE Regulations, 2014 as amended.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case after setting aside the order dt. 01.04.2025 to WRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the WRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case after setting aside the order dt. 01.04.2025 to WRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the WRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Bhagwati Shikshak Prashikshan Mahavidyalya, 379/1, Gangapur City, Chuli Gate Mirzapur Road, Swai Madhopur, Rajasthan-322201.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary, Higher Education Department, C5MW+73J, Devmand Dhani Post Borda Tehsil Mitrapura, Madhapur, Rajasthan 322023.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-146/E-364464/2025 Appeal/6th Meeting, 2025
APPLNRC202515037/E-87189

Kirorimal College of Education, 77/20/1, 77/19/1/2, 77/19/2, 77/19/1/1, 77/18/4, Khewra, Baghpat Road, Rai, Sonapat. Haryana- 131001	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Sh. Parmod Kumar Jain, President
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of Kirorimal College of Education, 77/20/1, 77/19/1/2, 77/19/2, 77/19/1/1, 77/18/4, Khewra, Baghpat Road, Rai, Sonapat. Haryana- 131001 dated 08.05.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / 2526202403011923 / HARYANA / 2024 / REJC / 1873** dated 17.04.2025 of the Northern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "As per information filled up by the institution in the online transition application portal, the institution is only running teacher education programme(s) and not multidisciplinary programme(s) which is a pre-requisite for transition of 4-year B.A.B.Ed./B.Sc.B.Ed. course to ITEP. As per Regulation 8 (1) of the NCTE Regulations 2014, the institution shall offer the ITEP in a multidisciplinary environment. Further, clause 1.5 of the Norms and Standards for Integrated Teacher Education Programme (ITEP) (Appendix-15) of the NCTE Regulations 2014 inter alia provides that the ITEP shall be in multi and inter disciplinary academic environment. The institution is not a multidisciplinary. Since the institution does not fall under the category of multidisciplinary institution as defined in the NCTE Regulations 2014, therefore, it is not eligible for transition to ITEP as per amended Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated 05.02.2024 and 05.03.2024. The institution has not submitted the Land Use Certificate issued by the Competent Government Authority to use the land for educational purposes. The institution has not uploaded the mutation certificate issued by the Competent Government Authority. The institution has uploaded the Building Plan which is not readable. The institution was required to submit the Blueprint of approved Building Plan signed by the Competent Govt. Authority indicating the name of the course, name of the institution, Khasra No./Plot No., total land area, total built-up area with the measurements of the Multi-purpose Hall as well as other infrastructural facilities such as classrooms etc. along with approval letter issued by Competent Government Authority. The institution has not submitted a Certificate to the effect that the building is differently abled friendly issued by the Competent Government Authority. The Building Completion Certificate uploaded is issued by the Architect and countersigned by the Sarpanch and not by the Competent Government Authority. The

institution has not uploaded the Building Safety Certificate issued by the competent Government Authority to the effect that the building of the University has been constructed as per the National Building Code and the same is fully safe & structurally sound having load bearing capacity as per the Code/Standards to offer the teacher training course. As per the existing recognized file the institution was granted recognition on plot no. 77/22/1, 77/19, 77/18/4, however, the institution has now mentioned the plot no. 77/19/1/2, 77/19/2, 77/20/1, 77/18/4, 77/19/1/1 which does not match with each other.”

II. SUBMISSIONS MADE BY APPELLANT: -

Sh. Parmod Kumar Jain, President of Kirorimal College of Education, 77/20/1, 77/19/1/2, 77/19/2, 77/19/1/1, 77/18/4, Khewra, Baghpat Road, Rai, Sonapat, Haryana- 131001 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i)Our institution has multidisciplinary institution beside Teacher Education programmes B.A.B.Ed./B.Sc.B.Ed., B.Ed. ,M.Ed. and D.El.Ed. We offer:- (1). B.A (Hons.) in Sanskrit and civil services studies 4 years Multidisciplinary course According to NEP-2020 (2) B.Sc. (Yogic Science) According to NEP-2020. We have granted affiliation for these courses vide letter No.- 16-1/CSU/Acd./KCE/Aff./2025/196 dated 23/04/2025 from Central Sanskrit University, Delhi (Formerly Rashtriya Sanskrit Sansthan) Established by Act of Parliament Under Ministry of Education. Govt. of India. Its comprising major subjects :- Sanskrit, History, Political Science, Geography and Economics. These subjects, apart from Sanskrit, are recognised as the four pillars of the UPSC Civil Services Exam. Copy of Affiliation Letter and course structure is enclosed On the basis of above our institution meet the requirement of Regulation 8 (1) of the NCTE Regulations 2014, the institution shall offer the ITEP in a multidisciplinary environment. Further, clause 1.5 of the Norms and Standards for Integrated Teacher Education Programme (ITEP) (Appendix-15) of the NCTE Regulations 2014 inter alia provides that the ITEP shall be in multi and inter disciplinary academic environment. Hence for we fulfil the pre-requisite for transition of 4-year B.A.B.Ed./B.Sc.B.Ed. course to ITEP as per amended Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated

05.02.2024 and 05.03.2024. (ii) No Objection Certificate obtained from the Government Authority District Town Planner Sonapat that land does not fall in the controlled area and not on any schedule road. There for we are free to use the land for educational purposes NOC enclosed. (iii) Mutation certificate enclosed which has been already submitted (iv) Readable Building Plan Enclosed Our land does not fall in controlled area as per NOC issued by District Town Planner Sonapat. Ours is a village land which falls in free zone where approved building plan is not required. Building Plan showing Kila No. and measurements of the Multi-purpose Hall as well other infrastructural facilities such as classrooms etc. is attaced. (v) Building construction itself is differently abled friendly. Certificate of differently abled friendly and Certificate of Registration of Lift issued by the Competent Government Authority is attached. (vi) Our land falls beyond controlled area as per NOC issued by District Town Planner, Sonipat and the village Sarpanch is the Competent Government Authority as per the provision Panchayati Raj for village related issues. (vii) Building Safety Certificate obtained from the concerned Government Authority on their prescribed Performa attached. (viii) In recognition application of B.A.B.Ed. /B.Sc.B.Ed. plot No.- 77/20/1 was filled by us but in recognition order 77/22/1 was mentioned by NRC office wrongly. The NRC office is requested to mention the correct plot no. which was mentioned by the institution in the application.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 04.03.2024. The recognition of the institution for ITEP programme was refused by the NRC vide order dated 17.04.2025.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal

Committee observed that the appellant institution during online presentation of appeal shown the original letter of the affiliation issued by the Central Sanskrit University, Janakpuri, New Delhi vide their letter No. 16-1.CSU/Acd/KCE/Aff./2025/196-dated 23/04/2025. The Committee further noted that this letter makes the appellant institution a multi-disciplinary institution on having been granted affiliation by the Central Sanskrit University as per the aforementioned details. The Committee also noted that the affiliating University has accorded affiliation to the appellant institution to four years (eight semester) undergraduate courses comprising of B.A. (Hons) Sanskrit and Civil Services studies and B.Sc. Yogic Sciences as per stipulations in the New Education Policy 2020 (NEP-2020). The undergraduate courses include the subjects such as Sanskrit and Civil Services Studies with Geography, history, Political Science. In this way the institution is now possesses multi-disciplinary academic environment which is a mandatory requirement as per NCTE Regulation 2024. The Appeal Committee observed that the appellant institution has been a two-decade old institution as it has been running B.Ed. D.El.Ed. since 2006-07 and B.A.B.Ed., B.Sc.B.Ed. since 2016-17, therefore, infrastructural and instructional facilities in the appellant institution is a matter of verification which Northern Regional Committee need to examine in light of the latest submission of documents presented by the appellant institution during online appeal on 28.05.2025 and during.

The Appeal Committee noted that the appellant institution presented the affiliation letter issued by the Central Sanskrit University, New Delhi (vide letter No. 16-1.CSU/Acd/KCE/Aff./2025/196 dated 23.04.2025), granting affiliation to the institution for four-year undergraduate multidisciplinary programs, namely:

- (i) **B.A. (Hons.) Sanskrit and Civil Services Studies, and**
- (ii) **B.Sc. Yogic Sciences**

The Appeal Committee noted that as per provisions of the NCTE Regulations, 2014 (as amended vide Gazette Notification dated 22nd October 2021), the eligibility

for Integrated Teacher Education Programmes (ITEP) requires the institution to qualify as a “multidisciplinary institution” defined as under:

“(ca) “multidisciplinary institution” means a duly recognized higher education institution involving several different subjects of study/combining or involving more than one discipline. Multidisciplinary universities and colleges will aim to establish education departments, which besides carrying out cutting-edge research in various aspects of education, will also run Integrated Teacher Education Programmes, in collaboration with other departments or field of liberal arts or humanities or social sciences or commerce or mathematics, as the case may be, at the time of applying for recognition of Integrated Teacher Education Programme.”

The Appeal Committee keeping in view of the submission made by the appellant institution noted that affiliated undergraduate courses include diverse subjects such as Sanskrit, Civil Services Studies, Geography, History, and Political Science, thereby satisfying the academic diversity requirement. The Committee further observed that the institution has been in existence for nearly two decades and has been running B.Ed., D.El.Ed., and 4-year integrated B.A.B.Ed./B.Sc.B.Ed. courses since 2006-07 and 2016-17 respectively, indicating prior academic and infrastructural capacity.

In view of the above the Appeal Committee, after perusing the documents which were made available on records, noted that there is strength in the submission of the appellant institution and as such, the Appeal Committee is of the view that the institution succeeded in submitting the requisite documents. Therefore, instant appeal deserves to be allowed after setting aside the order dated 17.04.2025 passed by NRC, NCTE.

The Appeal Committee further directed the Northern Regional Committee that it shall, at the time of inspection, specifically verify that the institution is functioning as a genuine multidisciplinary institution in terms of the NCTE Regulations, 2014 as amended.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case after setting aside the order dt.

17.04.2025 to NRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the NRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case after setting aside the order dt. 17.04.2025 to NRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the NRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Kirorimal College of Education, 77/20/1, 77/19/1/2, 77/19/2, 77/19/1/1, 77/18/4, Khewra, Baghpat Road, Rai, Sonapat. Haryana- 131001.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **Additional Chief Secretary Higher Education, Department of Higher Education, Government of Haryana, Room No. 46, 9th Floor, Haryana Civil Secretariat, Sector-1, Chandigarh.**



एनसीटीई अपीलीय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-92/E-359240/2025 Appeal/6th Meeting, 2025
APPLSRC202514965 / E-87189

Amrita School of Education, 130, Erachakulam, Amritagiri, Thovalai, Nagercoil, Kanyakumari, Tamil Nadu-629901	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. M. Krishnakumar, Principal
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Amrita School of Education, 130, Erachakulam, Amritagiri, Thovalai, Nagercoil, Kanyakumari, Tamil Nadu-629901** dated 10.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / SRC / 2526202404262389 / TAMIL NADU / 2024 / REJC / 746** dated 20.01.2025 of the Southern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The building plan submitted by the institution is not in the name of institution or the applicant society."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. M. Krishnakumar, Principal of Amrita School of Education, 130, Erachakulam, Amritagiri, Thovalai, Nagercoil, Kanyakumari, Tamil Nadu-629901 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Mata Amritananadamayi math, the sponsoring trust of amrita vishwa vidyapeetham (deemed university), has purchased the land and the constructed buildings from act educational trust for educational purposes as documented in order vide no. p18/2018 dated 23.02.2018. Sale deed has already been submitted to ncte. approval for the building plan has been granted for the construction of a new structure. the authorities responsible for plan approval will not transfer this approval to the name of the new purchasers name. since Mata Amrit Anandamayi math, the sponsoring trust of amrita Vishwa Vidyapeetham, has acquired the constructed building from ACP educational trust, the building plan approval will remain under the name of ACP educational trust, and will not be transferred to Mata Amritananadamayi math. the proposed course will also be in already existing buildings only. unless Mata Amritananadamayi math wishes to construct additional buildings on the purchased land, they will need to secure a new building plan approval in their name. furthermore, in the case of a transfer of ownership of both movable and immovable assets, the authorities will not make any changes to the name of the new purchaser on the Land use certificate, land conversion certificate, and land building plan the name of the previous owner will persist on these documents. the authorities will only effect the change in the

name as Mata Amritanandamayi trust in their records and allow them to pay the land tax, building tax, insurance, building licenses, and other amenities charges for movable, immovable assets under the name of Mata Amritanandamayi math. additionally, the trust has obtained formal approval of the transition of the institutions trust from ACP educational trust to Mata Amritanandamayi math, as evidenced by the "no objection certificate", issued by the state government of Tamil nadu, higher educational (j2) department, secretariat, Chennai 600 009. The name change order issued by the NCTE vide No. F.No. sro/ncte/apso5067/b.ed/tn/114823-114830, dated 19.02.2020."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Southern Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 21.05.2024. The recognition of the institution for ITEP programme was refused by the SRC vide order dated 20.01.2025.

The instant matter was placed in its 4th Meeting held on 15.04.2025 before the Appeal Committee. The Appeal Committee during online hearing noted that the Appellant Institution in addition to the submissions and explanation given in the appeal report, it has claimed that ACP education of Trust has got the building plan approval on 12.01.2006 and has also received the BCC on 14.06.2019 in its name Mata Amritanandmayi Math, the sponsoring trust of Amrita Vishwa Vidhyapeetham, has purchased the land from ACP Education Trust for education purposes as documented in order vide no P18/2018 dated 23.02.2018 with submitting sale deed already along with the approval for the building plan granted for the new structure. It has also undertaken that the authorities responsible for the plan approval will not transfer this approval to the name of the new purchasers name Since, Mata Amritanandmayi Math, the sponsoring Trust of Amrita Vishwa Vidhyapeetham, has acquired the constructed building from ACP Educational Trust, the building plan approval will remain under the

name of ACP Educational trust. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting held on 28.05.2025 before the Appeal Committee. The Appeal Committee during online hearing noted that the Appellant Institution in addition to the submissions and explanation given in the appeal report, it has claimed that it submitted all the desired documents earlier however, the appellant institution has submitted again a letter of authentication of land title issued by the Competent Authority along with other relevant documents for record, review and necessary consideration by the appeal Committee.

During the hearing, the appellant institution submitted that the building plan was originally approved on 12.12.2006 in the name of ACP Education Trust and the Building Completion Certificate (BCC) was issued on 14.06.2019. Subsequently, the entire property was transferred through sale deed dated 23.02.2018 (vide order No. P18/2018) to Mata Amritanandmayi Math, the sponsoring Trust of Amrita Vishwa Vidhyapeetham, for educational purposes. It was further stated that while the constructed building was duly transferred, the competent authority responsible for plan approval does not amend the building plan approval in the name of the subsequent purchaser. The appellant institution also submitted that all relevant sale deeds and ownership documents evidencing the lawful transfer of property have already been submitted to NCTE.

The Appeal Committee observed that as per provisions of the NCTE Regulations, 2014, the applicant institution is required to submit duly approved building plan and Building Completion Certificate in its name or in the name of the applicant society/trust sponsoring the institution, to demonstrate lawful possession and clear title over the land and building where the teacher education programme is proposed to be

conducted. However, in the instant case, while the appellant has submitted sale deed documents indicating transfer of the property, the building plan approval continues to stand in the name of ACP Educational Trust. Hence, to safeguard the regulatory requirement of clear and unencumbered ownership as per the NCTE Act, 1993 and Regulations, 2014, further verification is required.

The Appeal Committee keeping in mind the principles of natural justice and the need to assess the actual legal status of ownership and title over the premises where the proposed ITEP programme is intended to be run, the Appeal Committee decided to remand the matter back to SRC with the following directions:

- (i) The SRC shall obtain verification from the concerned State Government department/competent local authority regarding the lawful and undisputed ownership of the premises and whether the appellant institution has exclusive and unencumbered right over the property for running the teacher education programme.
- (ii) The SRC shall thereafter re-examine the application on merits based on the verified ownership status and compliance with all applicable provisions of the NCTE Act, 1993 and Regulations, 2014.

In view of the above the Appeal Committee, after perusing the documents which were made available on records, noted that there is strength in the submission of the appellant institution.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to SRC, NCTE with a direction that it shall obtain verification from the concerned State Government department/competent local authority regarding the lawful and undisputed ownership of the premises and whether the appellant institution has exclusive and unencumbered right over the property for running the teacher education programme and 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 applicable Rules & Regulation of the

NCTE issued from time to time. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back to SRC, NCTE with a direction that it shall obtain verification from the concerned State Government department/competent local authority regarding the lawful and undisputed ownership of the premises and whether the appellant institution has exclusive and unencumbered right over the property for running the teacher education programme and 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Amrita School of Education, 130, Erachakulam, Amritagiri, Thovalai, Nagercoil, Kanyakumari, Tamil Nadu-629901.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to Government, Higher Education Department, Govt. of Tamil Nadu, Fort St. George, Chennai, Tamil Nadu-600009.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-94/E-359619/2025 Appeal/6th Meeting, 2025
APPLWRC202514977/E-87189

Sarvodaya B.Ed. College, 1240/1240/1, Mandal, Dasada Mandal Highway Road, Ahmedabad, Gujarat-382130	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Ms. Ajmalbhai G. Nadoda, President (s) and Mr. S.R. Dave, Co-Ordinator
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Sarvodaya B.Ed. College, 1240/1240/1, Mandal, Dasada Mandal Highway Road, Ahmedabad, Gujarat-382130** dated 17.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. WRC / NCTE / APW00225 / 323091 / B.Ed. / Madhya Pradesh / 409th Meeting / Withdrawal of Recognition Order / 2025 / 217** dated 27.01.2025 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i) One each teaching faculty not appointed for pedagogy subjects of Math, Science and Social Science as per Clause-5 of Appendix-4 of NCTE Regulation, 2014 (Amended from time to time as well as provisions in GOI No. 177 dtd. 09.06.2017). (ii) 2 Years salaries details of teaching/non-teaching staff are not submitted. (iii) Faculties are approved by the Registrar of Veer Narmad South Gujarat University, Gujrat on 22.05.2023, which is not currently approved, and approval letter are also not submitted. (iv) Land area shown 2500 Sq. mts. instead of 3000 Sq. mts. In Land Building Lease Agreement; Approved Building Plan; Land Use Certificate; Disable Friendly Certificate (which is not issued by the competent authority); Total land Area is not mentioned in Building Completion Certificate; and 2 years affiliation letters/orders issued by affiliating body are not submitted; Affidavit dtd. 06.01.2015 is submitted by Trustee of Parth Education and Charitable Trust vide letter did. 26.11.2024, but proof of submission of this affidavit at that time is not attached therewith and it is not acceptable without signed by President / Secretary of the Trust of institution.”

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Ajmalbhai G. Nadoda, President (s) and Mr. S.R. Dave, Co-Ordinator of Sarvodaya B.Ed. College, 1240/1240/1, Mandal, Dasada Mandal Highway Road, Ahmedabad, Gujarat-382130 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i) Sab Register Office, R.S. No:-1240 , Manda, Ahmedabad, Sell Deed No:-478/2024. DATE.27/07/2023 That Land Area 2500 sq/mtr 2) 1)Sab Register Office , R.S. No:-1240/P1 , Manda, Ahmedabad, Sell Deed No:-197/2025. DATE.27/01/2025 That Land

Area 1451 sq/mtr TOTAL LAND AREA 3951 SQ/MTR DOCUMENT NAME:-
REGISTAR SELL DEED (ii) Gujarat Govt. approved authority , mandal area
development Authority Certified 1)Building Plan & Land out plan 2) Class Room Wise
Area Sheet (iii) n.a. order 1)Land NA by District Collector Ahmedabad (Education
Purpose) N.A. Order No:-870/07/01/046/2023 2) Land NA by District Collector
Ahmedabad (Education Purpose) N.A. Order No:-449/07/01/046/2025 (iv)
Encumbrances Clearance Certificate Issue by Local Authority (v) no (vi) Structure
Certificate govt. authority department approved certificate (vii) Fire NOC Certificate
Issues By Fire Officer Ahmedabad (viii) social justice and empowerment department
(govt. of Gujarat) district social defense officer issued certificate (ix) Building Completion
Certificate Issues By e.e. , R&B Department ,District Panchayat Ahmedabad (x) As part
of its proposal to shift its affiliation from Veer Narmad South Gujarat University to
Gujarat University, the institution was issued a No Objection Certificate (NOC) dated
24.05.2024 by Gujarat University. This NOC confirms that the institution is permitted to
proceed with the transfer of affiliation, subject to fulfilling the necessary regulatory
requirements. Following this, Gujarat University issued a formal communication through
its letter dated 05.09.2024, wherein it acknowledged the institution's request for faculty
approval. The university stated that the approval of faculty profiles will only be granted
after the staff recruitment process is fully completed and once the institution secures
final approval from the NCTE for shifting its premises. Therefore, it is important to note
that faculty approval from Gujarat University will only be issued after the WRC, NCTE
formally approves the institution's proposal for shifting of premises. Attached with here
NOC from Veer Narmad South Gujarat University, Surat and NOC From Gujarat
University, Ahmedabad (xi) 1) Notarized Affidavit By Management Authorized Person 2)
Notarized Affidavit By Indivison Staff (xii) details of staff salary already submitted. (xiii)
As Per NCTE Norms Fixed Deposit submitted (rs.1200000/- original) copy attached (xiv)
As per NCTE Norms Our Institute Website:- <https://sarvodaybed.in/> NCTE Rules and
regulations will be followed . Declaration Certificate.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. course of one year duration with an annual intake of 100 (one hundred) vide order dated 21.04.2005 and in light of the NCTE Regulations, 2014, revised recognition order was not issued to the institution for this B.Ed. course. The recognition of the institution was withdrawn by WRC vide order dt. 10.12.2020, aggrieved by the order of WRC, the institution filed an appeal before the Appellate Authority at NCTE, the Appellate Authority vide order dt. 15.02.2021 decided to remand back the case to WRC for revising the matter in its totality. The recognition granted to the institution for B.Ed. course was restored vide Restoration Order dated 23.08.2021. The recognition of the institution was again withdrawn by WRC for B.Ed. course vide order dt. 27.01.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee after perusing the documents and oral argument advanced during the hearing, the Committee observed WRC had withdrawn the recognition of the institution on multiple grounds, inter alia:-

- (i) One each teaching faculty not appointed for pedagogy subjects of Math, Science and Social Science as per Clause-5 of Appendix-4 of NCTE Regulation, 2014 (Amended from time to time as well as provisions in GOI No. 177 dtd. 09.06.2017).
- (ii) 2 Years salaries details of teaching/non-teaching staff are not submitted.

- (iii) Faculties are approved by the Registrar of Veer Narmad South Gujarat University, Gujrat on 22.05.2023, which is not currently approved, and approval letter are also not submitted.
- (iv) Land area shown 2500 Sq. mts. instead of 3000 Sq. mts. In Land Building Lease Agreement; Approved Building Plan; Land Use Certificate; Disable Friendly Certificate (which is not issued by the competent authority); Total land Area is not mentioned in Building Completion Certificate; and 2 years affiliation letters/orders issued by affiliating body are not submitted; Affidavit dtd. 06.01.2015 is submitted by Trustee of Parth Education and Charitable Trust vide letter did. 26.11.2024, but proof of submission of this affidavit at that time is not attached therewith and it is not acceptable without signed by President / Secretary of the Trust of institution.

The Appeal Committee, while considering the documents afresh, further observed that the Rent Agreement dated 23.09.2009 submitted by the Appellant Institution is not a registered document under the relevant provisions of the Registration Act, 1908. The said Rent Agreement has merely been notarized and does not carry the legal validity required for leasehold documents intended to establish possession or right to use land for educational purposes. The Committee is of the considered view that mere notarization does not confer any legally enforceable tenancy or leasehold rights in favor of the institution, particularly when such documents are required to be mandatorily registered to establish lawful possession and usage for the purpose of compliance under NCTE Regulations. The submission of such an unregistered and improperly executed document amounts to furnishing of insufficient and deficient compliance and misleads the statutory authority. Further the appellant institution failed to submit 2 Years salaries details of teaching/non-teaching staff as per NCTE norms.

In view of the above, the Appeal Committee records that the Appellant Institution has failed to submit valid and legally acceptable land documents to establish its eligibility and compliance with the land norms prescribed under the NCTE Regulations.

Hence, the Appeal Committee after perusing the documents which were made available on records is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 27.01.2025 issued by WRC is confirmed.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 27.01.2025 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 27.01.2025 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

- 1. The Principal, Sarvodaya B.Ed. College, 1240/1240/1, Mandal, Dasada Mandal Highway Road, Ahmedabad, Gujarat-382130.**
- 2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
- 4. The Principal Secretary, Department of Higher & Technical Education Colleges & Universities Block No. 5, 8th Floor, Sachivalaya, Gandhinagar, Gujarat.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-96/E-360206/2025 Appeal/6th Meeting, 2025
APPLNRC202514992/ E-87189

A.R. Institute of Management and Technology, 185/4, Shalarapur Jalalapur, Mawana Road, Rajpura, Meerut, Uttar Pradesh-250001	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. Mohit Yadav, Director
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **A.R. Institute of Management and Technology, 185/4, Shalarapur Jalalapur, Mawana Road, Rajpura, Meerut, Uttar Pradesh-250001** dated 26.03.2025 filed under Section 18 of NCTE Act, 1993. The institution filed the appeal on the basis of minutes of the WRC and subsequently submitted a copy of Withdrawal Order No. **F. No. NRC / NCTE / NRCAPP-3376 / B.Ed. / 433rd Meeting (Volume-3) Sl. No.27 / UP / 2024 / 226577-584** dated 29.03.2025 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted the reply of Final Show Cause dated 09.05.2024."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Mohit Yadav, Director of A.R. Institute of Management and Technology, 185/4, Shalarapur Jalalapur, Mawana Road, Rajpura, Meerut, Uttar Pradesh-250001 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "It is most respectfully submitted that the decision of Withdrawing the Recognition is based on wrong and incorrect facts. The institution is duly recognized by the NCTE since 24.02.2016 for B.Ed Course (Copy of the Recognition Order is Enclosed) and has time and again complied with all the norms and regulations of NCTE Act. It is pertinent to mention that the recognition of the institution has been Withdrawn in meeting no. 433 of NRC despite having all the documents as required. It is submitted that the institution has never received the show cause notices dt. 07.02.24 and 09.05.24 as mentioned in the minutes of the meeting. The institution has time and again complied with all the norms and regulations and would have replied to the show cause notices if received by it. The alleged show causes notices have never been received by the institution. The institution duly stands recognized since 2016 and running successfully since then . Further it is submitted that the the institution has also not received the Withdrawal Order pursuant to the meeting no. 433 of NRC, and the present appeal is filed based on the minutes of the meeting. The institution is not aware if any deficiency has been pointed out in the show cause notices dated 07.02.24 & 09.05.24. The institution requests and prays that the copy of

the said show cause notices be provided to the institution. The institution as abundant caution herein submitting all the following documents for your kind perusal and necessary action:- 1. Duly Approved Building Completion Certificate 2. Duly Approved Building Plan 3. Approved Staff Profile 4. Duly Approved Non –encumbrance Certificate It is pertinent to mention that due to wrong and arbitrary decision of NRC, the institution which is running successfully since 2016, the recognition of the institution has been Withdrawn, without even receiving the copy of the show cause notices which is against the NCTE Act and regulations and principles of natural justice The institution urges for reversing/setting aside the decision of Withdrawing the recognition as passed in minutes of 433 meeting of NRC, on the grounds mentioned above and requests to for an early action in this regard. The institution with folded hand and utmost respect prays that the decision of Withdrawing the recognition as passed in minutes of 433 meeting of NRC be set aside and quashed in the interest of justice as the NRC has failed to appreciate the correct facts and documents available on record. The institution has a good name in the vicinity and is imparting quality education since 2016. You are requested to kindly take a lenient view and restore the recognition granted to the institution with immediate effect.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for conducting B.Ed. course of two-years duration with an annual intake of 100 students from the academic session 2016-2017 vide order dated 24.02.2016. The recognition of the institution for B.Ed. course was withdrawn by the NRC vide order dated 29.03.2025.

The instant matter was placed before the Appeal Committee in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and

heard the oral submissions made by the institution whereby the institution has claimed that it has not received Show Cause Notice.

The Appeal Committee observed that the institution has filed the instant Appeal on 26.03.2025. The institution submitted that it has never received the Final Show Cause Notice dt 09.05.2024 which was issued by NRC, NCTE on the ground it withdrew recognition of B.Ed. course for not submitting reply. The institution has submitted all the necessary documents alongwith Affidavit to establish that it meets all the requirements of NCTE.

The Appeal Committee after perusing the documents and relevant records submitted by the institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the institution denied receipt of any such notices and submitted compliance documents including (i) a copy of duly approved Building Completion Certificate (ii) approved Building Plan (iii) NEC and (iv) a notarized copy of letter dated 5.5.2025 issued by the Ch.Charan Singh University, Meerut with a claim to have rectified the shortcomings pointed out in the impugned order dated 29.03.2025.

The Appeal Committee in view of the principle of natural justice under Section 17 of the NCTE Act, 1993 and keeping in view the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled **"Rambha College of Education V/s NCTE"** wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents submitted by the appellant may be

considered. Therefore, the NRC is required to provide the appellant opportunity to submit explanation afresh and pass a reasoned order in accordance with NCTE Regulations, 2014.

The NRC is required to verify to verify the status of affiliation and functioning of the institution from Chaudhary Charan Singh University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and take decision accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional 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.”

In view of the afore-mentioned extracts of the court orders, the impugned order dated 29.03.2025 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the status of affiliation and functioning of the institution from Chaudhary Charan Singh University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the status of affiliation and functioning of the institution from Chaudhary Charan Singh University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.


उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, A.R. Institute of Management and Technology, 185/4, Shalarapur Jalalapur, Mawana Road, Rajpura, Meerut, Uttar Pradesh-250001.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Principal Secretary, Department of Higher Education & Member Secretary, Uttar Pradesh State Council of Higher Education, 6th Floor, 619, Indira Bhawan, Ashok Marg, Lucknow, Uttar Pradesh-226001.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-101/E-360302/2025 Appeal/6th Meeting, 2025
APPLSRC202514988 / E-87189

Arcot Sri Mahalakshmi Womens College of Education, 415/5a, Villapakkam, Arcot-Arni main road, Arcot, Ranipet, Vellore, Tamil Nadu-632521	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Mr. M.C. Haribabu, Administrator Officer
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Arcot Sri Mahalakshmi Womens College of Education, 415/5a, Villapakkam, Arcot-Arni main road, Arcot, Ranipet, Vellore, Tamil Nadu-632521** dated 24.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / SRC / 2526202402271818 / TN / 2024 / REJC / 1768** dated 20.01.2025 of the Southern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that “The institution has uploaded the affiliation order in the name of DLR Arts and Science Collage whereas the applicant institution is Arcot Sri Mahalakshmi Women’s Collage of Education.”

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. M.C. Haribabu, Administrator Officer of Arcot Sri Mahalakshmi Womens College of Education, 415/5a, Villapakkam, Arcot-Arni main road, Arcot, Ranipet, Vellore, Tamil Nadu-632521 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “We humbly submit that, our institution is established under the management “Sri Matha Bhuvaneswari Educational Trust, Villapakkam Village, Arcot Taluk, Vellore District-632521”. Our institution has made application to B.Sc. B.Ed course and SRC, NCTE has granted recognition to the B.Sc. B.Ed course with an intake of 100 Students (2 Units) from the academic session 2017-18 vide Recognition Order Dated.02.05.2017 under the name and style Arcot Sri Mahalakshmi Women’s College of Education (4 Years Integrated Course), Villapakkam Village, Arcot Taluk, Vellore District-632521, Tamilnadu. Further, Our institution in the same year has established a Multidisciplinary College (Degree College) with B.A., B.Sc and B.Com Courses and the same was granted affiliation by the Thiruvallur University, Tamilnadu under the name and style of DLR Arts and Science College (Co-Ed), Villapakkam Village, Arcot Taluk, Vellore District. The NCTE through its Public Notice has called for all Four Years Integrated Courses to submit application for Transition to ITEP course. Our institution has made application on 05.03.2024 and has submitted all the documents required. The main condition stipulated in the transition was that the institution should have Multidisciplinary

institution for transition to ITEP course. Whereas our institution is having Multidisciplinary (Degree College) institution in the same campus. The SRC, NCTE has processed our application and we have submitted all the documents as called for. Surprisingly, instead of sending the Visiting Team to our institution, the SRC has rejected our application stating that the name of the Degree College is different and the name of B.Sc. B.Ed college is different. Nowhere in the NCTE Regulations it has been stated that the ITEP College name and Degree College name should be same. Most of the institutions have different names. Our institution has given name of DLR Arts and Science College for Multidisciplinary institution and Sri Arcot Mahalakshmi Women's College of Education for B.Sc.B.Ed course. Both the institutions are under the same Management and situated in the same campus. As per NCTE Regulations our institution has complied with all the conditions stipulated. Whereas SRC has brought a new condition on its own and has rejected our application for transition. The decision of SRC is arbitrary and against the law and Regulations of NCTE. SRC ought not have rejected our application as the reason mentioned is beyond the scope of NCTE Regulations. We humbly request the Appeal Committee to set aside the Rejection Order of SRC and accord recognition to our ITEP transition course and oblige."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted the application to the Southern Regional Committee for grant of recognition for seeking permission for running the ITEP Course on 12.03.2024. The recognition of the institution for ITEP programme was refused by the SRC vide order dated 20.01.2025.

The instant matter was placed in its 4th Meeting held on 15.04.2025 before the Appeal Committee. The Appeal Committee during online hearing noted that the Appellant Institution in addition to the submissions and explanation given in the appeal report, it has claimed that the institution namely Arcot Shri Mahalakshmi Women's

College of Education (4-years Integrated Course) was granted recognition to the B.Sc.B.Ed course with the intake of 100 student (2 units) from the academic session 2017-2018 vide NCTE Recognition Order dated 02.05.2017. Further, the institution established a Multi-Disciplinary College (Degree College) with BA., B.Sc. and B.Com courses in the same year with affiliation by Thiruvallur University, Tamil Nadu Under the name and style of DLR Arts and Science College (Co-Ed) and institution applied for transition to ITEP application on 05.03.2025. The institution has submitted that it should have multi-disciplinary institution whereas the appellant institution is Multi-disciplinary (Degree College) in the same campus. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the Appellant Institution submitted that it is running two colleges: (i) DLR Arts and Science College (Co-Ed), Villapakkam Village, Arcot Taluk, Vellore District. (ii) Arcot Sri Mahalakshmi Women's College of Education (4 years Integrated Course), Villapakkam Village, Arcot Taluk, Vellore District, Tamil Nadu- 632521. The Appellant Institution affirm that both the colleges are in the same campus at Villapakkam Village of Arcot Taluk. It also submitted a confirmation letter issued by the Registrar, Thiruvalluvar University to the effect that both the colleges are running in the same campus under the same management.

The Appeal Committee noted that during the hearing, the Appellant Institution submitted that it is managed by Sri Matha Bhuvaneswari Educational Trust, Villapakkam Village, Arcot Taluk, Vellore District, Tamil Nadu – 632521, and explained the factual position as follows:

- (i) That the Appellant Institution had earlier applied for and was granted recognition by SRC, NCTE for its 4-Year Integrated B.Sc. B.Ed Course with an intake of 100 students (2 units) from the academic session 2017-18 vide Recognition Order dated 02.05.2017 under the name Arcot Sri Mahalakshmi Women's College of Education (4 Years Integrated Course).
- (ii) That in the same year, the same Trust established a multidisciplinary degree college offering B.A., B.Sc., and B.Com courses under the name and style DLR Arts and Science College (Co-Ed), which was duly affiliated to Thiruvalluvar University, Tamil Nadu. Both institutions are functioning under the same management and are located on the same campus at Villapakkam Village, Arcot Taluk, Vellore District.
- (iii) That the NCTE, through its Public Notice, invited applications from eligible institutions for transition to ITEP. The Appellant Institution applied accordingly on 05.03.2024, submitting all requisite documents.
- (iv) The appellant contended that there is no provision under NCTE Regulations mandating that the name of the multidisciplinary institution and the teacher education institution should be identical, provided both function under the same management and campus, as stipulated in the definition of "multidisciplinary institution."

The Appeal Committee took note of the relevant provision under the NCTE Regulations, 2014 as amended by Gazette Notification dated 22nd October 2021, which defines a "multidisciplinary institution" as follows:

“Multidisciplinary institution” means a duly recognised higher education institution involving several different subjects of study/combining or involving more than one discipline. Multidisciplinary universities and colleges will aim to establish education departments, which besides carrying out cutting-edge research in various aspects of education, will also run Integrated Teacher Education Programme, in collaboration with other departments or field of liberal arts or humanities or social sciences or commerce or mathematics, as the case may be, at the time of applying for recognition of Integrated Teacher Education Programme.”

The Appellant Institution submitted that both institutions — Arcot Sri Mahalakshmi Women's College of Education and DLR Arts and Science College (Co-Ed) are established and managed by the same registered Trust, namely, Sri Matha Bhuvaneswari Educational Trust, and function on the same campus, offering multidisciplinary programs including Arts, Science, Commerce, and Teacher Education, as also certified by Thiruvalluvar University. The institution has also

submitted willingness to change the name of its teacher education wing to align with the multidisciplinary institution, if so directed.

The Appeal Committee examined the relevant provisions under NCTE Regulations, 2014 (as amended by Gazette Notification dated 22.10.2021), wherein a "Multidisciplinary Institution" is defined as one offering multiple disciplines under a duly recognized higher education institution functioning under the same management. Upon due consideration of the documents placed on record and submissions made, the Appeal Committee finds that the variance in nomenclature does not contravene any statutory provision so long as both institutions operate on the same campus under the same management.

In view of the above the Appeal Committee, after perusing the documents which were made available on records, noted that there is strength in the submission of the appellant institution. Therefore, instant appeal deserves to be allowed. Accordingly, the Appeal Committee decided to remand the matter back to SRC with the direction to re-examine the eligibility of the appellant institution for recognition of ITEP programme, specifically assessing whether the institution fulfills the requirement of being a "Multidisciplinary Institution" as defined under NCTE Regulations, 2014. The SRC shall, before arriving at its decision, consult the Academic/Regulation Division of NCTE for necessary clarification and guidance on the applicability of the multidisciplinary requirement in respect of the present institution. The Appeal Committee further directed that after such examination and consultation, the SRC shall take a decision in accordance with the provisions of the NCTE Regulations, 2014 and norms & standards made thereunder.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to SRC, NCTE with a direction to re-examine the case of the appellant institution as per direction to re-examine the eligibility of the appellant institution for recognition of ITEP programme, specifically assessing whether the institution fulfills the requirement of being a "Multidisciplinary Institution" as defined under NCTE Regulations, 2014. The SRC shall, before arriving at its decision, consult the Academic/Regulation

Division of NCTE for necessary clarification and guidance on the applicability of the multidisciplinary requirement in respect of the present institution. The Appeal Committee further directed that after such examination and consultation, the SRC shall take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case after setting aside the order dt. 27.12.2024 to SRC, NCTE with a direction to re-examine the eligibility of the appellant institution for recognition of ITEP programme, specifically assessing whether the institution fulfills the requirement of being a "Multidisciplinary Institution" as defined under NCTE Regulations, 2014. The SRC shall, before arriving at its decision, consult the Academic/Regulation Division of NCTE for necessary clarification and guidance on the applicability of the multidisciplinary requirement in respect of the present institution. The Appeal Committee further directed that after such examination and consultation, the SRC shall take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Arcot Sri Mahalakshmi Womens College of Education, 415/5a, Villapakkam, Arcot-Arni main road, Arcot, Ranipet, Vellore, Tamil Nadu-632521.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to Government, Higher Education Department, Govt. of Tamil Nadu, Fort St. George, Chennai, Tamil Nadu-600009.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-105/E-360685/2025 Appeal/6th Meeting, 2025
APPLNRC202514993/E-87/89

Riward Post Graduate College, 12, 13, 14, N.H. 56 Lucknow,- Varanasi Road, Lambhua, Abhiyakhurd (Hanumanganj), Sultanpur, Uttar Pradesh-228001	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Prof. (Dr.) H.R. Yadav, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Riward Post Graduate College, 12, 13, 14, N.H. 56 Lucknow,- Varanasi Road, Lambhua, Abhiyakhurd (Hanumanganj), Sultanpur, Uttar Pradesh-228001** dated 25.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/NCTE/NRCAPP-2904/ D.El.Ed./ 434th Meeting(Volume-3) SI.No.23/UP /2024/226346** dated 12.03.2025 of the Northern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that "The Committee noted that the institution has obtain recognition for D.El.Ed course for one unit (50 Students) from NRC from the academic session 2019-2020 based on **forged staff list dated 26.02.2018** submitted by it to NRC in reply to the letter on Intent of NRC. The SCERT, Uttar Pradesh vide letter dated **12.07.2024** has informed NRC that the staff list dated **26.02.2018** was never issued by the SCERT, Uttar Pradesh."

II. SUBMISSIONS MADE BY APPELLANT: -

Prof. (Dr.) H.R. Yadav, Principal from **Riward Post Graduate College, 12, 13, 14, N.H. 56 Lucknow,-Varanasi Road, Lambhua, Abhiyakhurd (Hanumanganj), Sultanpur, Uttar Pradesh-228001** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i). Because the Appellant College was Granted Recognition from Session 2019-20 but the college was not Granted Affiliation by the Examination Regulatory Authority / State Council for Educational Research and Training (U.P.). That "No Affiliation can be granted for 5 Academic Years vide D.O. letter No. 1932/15-11-2017 dated 19 September, 2017 and D.O. letter No. 1188/68-4-2018 dated 24 August, 2018 about which NRC-NCTE were also communicated. (ii). 2. Because the Applicant feeling aggrieved with the stand of Examination Regulatory Authority, UP, filed Writ Petition No. Misc Single of 2019 against the State Government / Examination Regulatory Authority in the Hon'ble High Court. Hon'ble High Court was pleased to direct on 06.09.2021 to the State Government to consider and take decision to grant affiliation for D.El.Ed. Course. (iii). Because while

considering the application for grant of affiliation the State Government / SCERT / Examination Regulatory Authority, UP, taking advantage of General Conditions in the Recognition F.No. NRC/NCTE/ NRCAPP-2904/288th Meeting/2018/196811-16 Dated : 13.09.2018 under Clause 5 & 6 of NCTE Recognition Order Dated 13 September, 2018, issued letter to the Principal DIET, Sultanpur to carryout the measurements of Land & Building etc. and after carrying out the inspection they submitted Inspection Report denying the recommendation for grant of affiliation and accordingly the Counter Affidavit was filed in the Writ Petition No. 8211 of 2019 that since the college was not fulfilling conditions as per the Government order issued by State Government, UP and the general conditions mentioned in the Recognition Order, the college cannot be granted affiliation. (iv). Because subsequently on behalf of the State Government another supplementary Counter Affidavit was filed at the stage of final hearing by stating therein that the Staff Approval Letter which was submitted by the college itself was not issued from Examination Regulatory Authority, UP and the Dispatch No. which is mentioned in the said alleged approval letter was issued to another college, hence the college cannot be granted affiliation. (v). Because on the basis of wrong Dispatch No. the approval letter was denied and a letter was issued by Secretary, Examination Regulatory Authority, UP, dated : 03.10.2023 to Director, NRC-NCTE, for cancellation of Recognition Order without verifying signature of the then Secretary, whether the said approval letter was issued under her signature. Moreover it has also not been communicated to the appellant, what decision has been taken on the relevant documents submitted on 19.02.2018 (Encl. 1 Page) seeking approval of the Staff. Needless to mention that the selected Faculty Members, Affidavit, Attested Testimonials of Staff, Affidavit from Management etc. was submitted in Compliance to NRC-NCTE on 26.07.2018 (Encl. 2-4 Page) while replying to the Show Cause Notice F.No. NRC/NCTE/NRCAPP-2904/285th Meeting/2018/195404 Dated 12 July, 2018 based on which NRC-NCTE issued Recognition Order on 13 September, 2018. (vi). Because the approval letter was not questioned in any form, from last 6 years 5 months, only with the intention not to give affiliation. It appears, manipulation in the Dispatch Register etc., has been done by office of the Examination Regulatory Authority, UP, in furtherance to make out case before the Honble High Court. (vii). Because as per NCTE Regulation

2014 and the Appendix 2 made there under clearly provides that the faculty strength for one unit, 50 students, only 8 No. of faculty members are required and if it is a composite Institution the Principal, Academic, Administrative and Technical Staff can be shared for teaching D.El.Ed. Course, accordingly since the applicant college is a Composite Institution and it has already approved 11 Faculty Members by Dr. Rammanohar Lohia Avadh University, Ayodhya, U.P. and thus the university approved Academic Staff, College may be allowed for imparting teaching for D.El.Ed. Course and about which the reply submitted by Applicant Dated : 26.08.2024. (Encl. 5-11 Page) The Applicant had also pointed out and thus the withdrawal of the recognition is wholly illegal. (viii). Because NRC-NCTE should have called upon the Examination Regulatory Authority / State Council for Educational Research and Training, UP to inform about the decision taken on the proposal dated 03.05.2018 (Encl. 12 Page) for granting approval for faculty which is pending for appropriate decision from last about 7 years and further the NRC-NCTE should have directed to submit decision taken on the proposed faculty for approval and the NRC-NCTE should have also directed to the college to submit the Approved Faculty List. In furtherance to fulfill the requirement instead of withdrawing the recognition. (ix). Because NRC-NCTE has taken wrong decision to withdraw the Recognition granted to Applicant College for running, imparting teaching for the D.El.Ed. Course granted on 13th September, 2018. (x). Because the withdrawal of the Recognition Order has been issued without any enquiry and without knowing the real facts related to the alleged approved letter of the Staff List and is not sustainable in the eye of Law. (xi). Because the Petitioner College has not Contravened any of the Provisions of the NCTE Acts, Rules, Regulations and orders or has not violated any conditions for Granting Recognition and the withdrawal stand is without jurisdiction. (xii). Wherefore it is respectfully requested that the Withdrawal Order Dated : 12.03.2025 may be cancelled and the NRC-NCTE may be further directed to issue an appropriate direction to the Affiliating Body- State Council for Educational Research and Training / Examination Regulatory Authority, UP or State Government of UP to Grant Affiliation within the stipulated period as per Section 14(6) of the NCTE Act 1993.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for D.El.Ed. Course of two-years duration with an annual intake of 50 students from the academic session 2019-2020 vide order dated 13.09.2018. The recognition of the institution for D.El.Ed. programme was withdrawn by the SRC vide order dated 12.03.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The appellant institution did not appear online to present its case before Appellate Authority on 15.04.2025. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly noted that the NRC had withdrawn the recognition granted to the institution on the ground that the institution obtained recognition for D.El.Ed. course (one unit of 50 students) commencing from academic session 2019-2020 based on a forged staff list dated 26.02.2018. The said staff list was submitted by the institution in response to the Letter of Intent (LOI) issued by NRC. Subsequently, the State Council of Educational Research and Training (SCERT), Uttar Pradesh, through its letter dated 12.07.2024, categorically informed the NRC that no such staff list dated 26.02.2018 was ever issued by SCERT, Uttar Pradesh.

The Appeal Committee observed that the appellant institution has failed to submit any credible evidence or official communication from SCERT, Uttar Pradesh, which could controvert or clarify the contents of the SCERT's letter dated 12.07.2024.

In absence of any rebuttal or clarification from the concerned authority, the contents of SCERT's letter dated 12.07.2024 remain undisputed and constitute a material document which can be relied upon for adjudication.

The Appeal Committee, therefore, having carefully examined the available records and after considering the oral submissions made by the appellant institution, concluded that there is no infirmity in the decision taken by the Northern Regional Committee. The institution has not demonstrated any sufficient cause to interfere with the findings based on fraudulent submission of documents, which is a serious violation of the provisions of the NCTE Act, 1993 and the NCTE Regulations, 2014.

Hence, the Appeal Committee after perusing the documents which were made available on records holds that the order of withdrawal of recognition passed by NRC is legally sustainable and requires no interference. The Appeal Committee concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 12.03.2025 issued by NRC is confirmed.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 12.03.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 12.03.2025 issued by NRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Riward Post Graduate College, 12, 13, 14, N.H. 56 Lucknow,- Varanasi Road, Lambhua, Abhiyakhurd (Hanumanganj), Sultanpur, Uttar Pradesh-228001.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Principal Secretary, Department of Higher Education & Member Secretary, Uttar Pradesh State Council of Higher Education, 6th Floor, 619, Indira Bhawan, Ashok Marg, Lucknow, Uttar Pradesh-226001.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-13/E-353015/2025 Appeal/6th Meeting, 2025
APPLWRC202414862 / E-87189

Bhartiya Shikshan Mahavidyalaya, Plot No. 157, Khasara No. 129- 130, Bhamti-Pannase, Cement Road, Pratap Nagar Post Office, Nagpur, Maharashtra-440022	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr.Ramkrishna Buradkar, Principal
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Bhartiya Shikshan Mahavidyalaya, Plot No. 157, Khasara No. 129-130, Bhamti-Pannase, Cement Road, Pratap Nagar Post Office, Nagpur, Maharashtra-440022** dated 19.12.2024 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. WRC / NCTE / APW02004/123289/B.Ed.(Co-ED)/407th/CF-84973 / 2024 / 225610** dated 06.11.2024 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that:-

“(i) Show Cause Notice u/s 17 was issued dated 23.09.2020 followed by letter dated 07.11.2022 asking institution to submit compliance regarding fulfilment of deficiencies mentioned therein. (ii) Final Show Cause Notice u/s 17 was dated 11.06.2024 and reply submitted vide letter dated 02.07.2024 by the institution. (iii) The institution is still deficient on the following: (a) The institution has submitted Lease Deed executed on 12.11.2003 between Shri Krishna Rao S/o Ganpath Rao Baraskar (Lessor) and M/s Gopal Education Society Nagpur (Lease). The period of this lease Deed is mentioned as 30 years whereas its duration is mentioned 01.12.2003 to 30.11.2032 (29 years). However, the certified copy of this lease deed is available in the WRC Regulatory file, which mention the duration of lease 29 years i.e. 01.12.2003 to 30.11.2032. Prima facie, there appears some manipulation of documents. (b) The institution has submitted Fire Prevention and Life Safety Certificate, but it is not in its name it is in the name of M/s Gajanan Enterprises. The institution has not submitted Fire Safety Certificate issued by the Fire Safety Authority of State Govt. (c) In place of Non-Encumbrance Certificate, the institution has submitted a “Title Report” dated 01.07.2024 issued by an advocate. This is not valid as Non-Encumbrance Certificate issued by the appropriate Revenue Authority of the State Govt.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr.Ramkrishna Buradkar, Principal of Bhartiya Shikshan Mahavidyalaya, Plot No. 157, Khasara No. 129-130, Bhamti-Pannase, Cement Road, Pratap Nagar Post Office, Nagpur, Maharashtra-440022 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “1. the lease

deed contains very specific terms that is lease is period of 30 years at various places. (a.) preamble para 3, in term of thirty years, (b) para 1 of lease deed for initial period of 30 thirty years. (c) para 3, the lease is at liberty to pay the rent for entire lease period of 30 years in advance. hence, it is apparent on the face of record the lease of the land is for a period of 30 years though the dates mention are because of an error. 2. the fire safety certificate issue by the chief fire officer of Nagpur municipal corporation produce on record along with the present appeal hence the deficiency raised by the respondent wrc stand complied with. 3. it is respectfully submitted that there is no provision in the state of Maharashtra which empower the revenue authority to issue non-encumbrance certificate in all institution recognized by WRC the self-declaration issued by the secretary of management has been held to be valid. therefore, issue is as to why the appellants have been treated differently by the respondent.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. course of one year duration with an annual intake of 100 students vide order dated 28.12.2006. A Revised Provisional Recognition Order was issued to the institution on dt. 31.05.2015 for conducting B.Ed. course of two years duration with an annual intake of 50 students (one basic unit) from the academic session 2015-16. The recognition of the institution for B.Ed. programme was withdrawn by the WRC vide order dated 10.12.2020. Aggrieved by the order of WRC, the institution preferred an appeal against the decision of WRC and the Appellate Authority remanded back the case to WRC vide order dt. 12.03.2021 with a direction to reissue the Show Cause Notice to the appellant and take necessary action as per NCTE Regulation, 2014 and the Appellant Institution was directed to send the reply of the Show Cause Notice within 15 days of its receipt. The institution did not submit any reply. The recognition of the institution was again withdrawn by WRC vide order dt. 28.08.2021. The Appellant Institution filed a Writ Petition W.P.(C) No. 4757/2021 before the Hon'ble High Court of

Judicature at Bombay Nagpur Bench, Nagpur and the Hon'ble Court passed orders dated 25.11.2021 and 30.09.2022. As per the direction of Hon'ble Court, the recognition of the Appellant Institution for B.Ed. course was restored vide order dated 21.10.2022 and the institution was permitted to participate in the counselling for admission to B.Ed. course for the academic session 2022-23 and the subsequent academic sessions until a fresh Withdrawal Order was passed by WRC, NCTE. The Appellant Institution again filed a Writ Petition W.P.(C) No. 5917/2023 before the Hon'ble High Court of Judicature at Bombay Nagpur Bench and the Hon'ble High Court passed order dated 07.09.2023. The recognition of the institution was again withdrawn by WRC vide order dt. 06.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 4th Meeting held on 15.04.2025 before the Appeal Committee. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant 3rd/Final opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Committee noted that the Northern Regional Committee (NRC) had withdrawn the recognition of the appellant institution for conducting the B.Ed. course (one unit of 50 students) vide order dated 06.11.2024. The withdrawal was based mainly on the ground that the institution obtained recognition relying upon a lease deed of 29 years, which itself was not in conformity with the provisions of the NCTE Regulation.

The Appeal Committee observed that the WRC, while examining the documents, found prima facie discrepancies and possible manipulation in the

documentation submitted by the institution. In place of a valid Non-Encumbrance Certificate (NEC), which is required to be issued by the competent revenue authority, the institution submitted a "Title Report" dated 01.07.2024 issued by a private advocate, which cannot be accepted as a substitute for NEC under the law.

As per the provisions of NCTE Regulations, 2014 (as amended by Gazette Notification dated 28th April 2017) "No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee also noted that despite being specifically directed vide letter dated 05.05.2025, the institution failed to produce the original lease deed for verification. Further, regarding the Non-Encumbrance Certificate, the institution made unsubstantiated statements that revenue authorities of the State do not have powers to issue such certificates, which is factually incorrect and appears to be a deliberate attempt to mislead the regulatory authority.

The Appeal Committee, after thorough examination, found that the institution failed to submit legally valid, genuine, and sustainable documents to establish its compliance with the essential land requirements under NCTE Regulations, 2014. The conduct of the institution in submitting legally untenable documents and making misleading statements raises serious concerns regarding the bona fide intention of the appellant institution.

Hence, the Appeal Committee after perusing the documents which were made available on records is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was justified in

withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 06.11.2024 issued by WRC is confirmed.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 06.11.2024 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned order dated 06.11.2024 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Bhartiya Shikshan Mahavidyalaya, Plot No. 157, Khasara No. 129-130, Bhamti-Pannase, Cement Road, Pratap Nagar Post Office, Nagpur, Maharashtra-440022.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Principal Secretary, Directorate of Higher Education, Elphiston Technical School premises, 3, Mahapalika Marg, Dhobi Talao, Chhatrapati Shivaji Terminus Area, Fort, Mumbai, Maharashtra 400001.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-152/E-365886/2025 Appeal/6th Meeting, 2025
APPLWRC202515039 | E-87189

Nathdwara Institute of Biotechnology and Management, 2813/2400, 2814/2522, 2829/2405, 2830/2522, 1014, Bhansol Gadwada Road, Upali Oden Nathdwara, Rajasmand, Rajasthan-313301	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Deepesh Parikh, Managing Director
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Nathdwara Institute of Biotechnology and Management, 2813/2400, 2814/2522, 2829/2405, 2830/2522, 1014, Bhansol Gadwada Road, Upali Oden Nathdwara, Rajasmand, Rajasthan-313301** dated 08.05.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC / 2526202402121258 / RAJASTHAN / 2024 / REJC / 258** dated 25.03.2025 of the Western Regional Committee, refusing recognition for conducting ITEP Course on the grounds that:- "i. In lieu of Non Encumbrance Certificate issued by competent authority, the institution has uploaded copy of fee receipts dated 29.02.2024 of office of SubRegistrar, Nathdwara, Govt. of Rajasthan related to application made by representative of society for inspection and search document for the year 2020 to year 2024 along with advocate reports. The institution has not uploaded Non-Encumbrance Certificate issued by Competent Authority of State Government. ii. With regard to affidavit containing multiple khasra nos. of land, the institution has uploaded covering letter and replied that first patta No. 4101-04- Khasra No. 2813/2400, 2814/2522, 2829/2405, 2830/2522 total area 7.10 Bigha. Second patta No. 2009002083- Khasra No. 2893/1014 total area 5.00 Bigha. Third patta No. 665- Khara No. 2405/1014, 2522/2405 total area 3015 Bigha. All patta having total land 16.5 Bigha= 10.15 Acre. The institution has not uploaded any documentary evidence to suffice its claim that all the Khasra Nos. constitute a single plot of land where upon the institution is conducting all the courses. iii. The institution has uploaded the building plan approved by Sahayak Engineer, PWD Sub-Division, Nathdwara, Rajasthan and Sarpanch, Gram panchayat, Rajsamand, Rajasthan dated 25.01.2025. In reply of query, "institution has uploaded the building plan in which the date of the approval of the plan has not been mentioned by any of the authority", the institution has uploaded new building plan showing the name of institution "Nathdwara Institute of Biotechnology and Management (Ext)" for proposed programme bearing plot size as per site plan having total land area 41,101 sq.mts and total built up area 8604 sq.mts approved by Sahayak Engineer, PWD Sub-Division, Nathdwara, Rajasthan and Sarpanch, Gram panchayat, Rajsamand,

Rajasthan dated 25.01.2025. The land area and built-up area for different programmes being run in the same premises have not been earmarked. iv. The institution has uploaded bank statement of last six months indicating the transaction of the salary / remuneration to its teaching staff, which does not suffice the fact that salary paid to its staff as per policy of Central/State Government/affiliating body and pay scales in accordance with the norms and standards of NCTE. v. The institution has uploaded covering letter with Building Completion Certificate approved by Civil Engineer (A.I.E), Dist.- Rajsamand, RJ dated 25.01.2025 and Sarpanch, Gram Panchayat office, Rajsamand, Rajasthan dated 25.01.2025. Uploaded new Building Completion Certificate is certified by Registered Civil Engineer (A.I.E), Dist.- Rajsamand, RJ dated 25.01.2025 and Sarpanch, Gram Panchayat office, Rajsamand, Rajasthan dated 25.01.2025, but not by competent Govt. authority. Out of total constructed area 10348.46 sq.mts. of the building, construction of ground floor area 5753.43 sq.mts. + first floor area 2850.83 sq.mts.=8604.26 sq.mts. have been shown as NIBM (Ext.) Building. vi. The institution has not uploaded requisite Fire Safety Certificate issued by Fire Safety Department, Government of Rajasthan verifiable on the official portal of the Fire Department, Government of Rajasthan at URL https://lsgonline.rajasthan.gov.in/track_application.aspx vii. After clubbing of different Khasra nos. with Khasra no.1014, where the proposed course is running, the total land area and total built up area earmarked for each course being run in the same premises has not been mentioned. viii. The website of institution has NOT been maintained and updated in compliance to Clause 7(14), 8(6), 8(14) and 10(3) of NCTE Regulations, 2014 as amended from time to time. In the category "Clause 7(14)(i)" reflected on the institutional web portal, course name "B.Ed." mentioned instead of B.A.B.Ed./B.Sc.B.Ed. The approved faculty list uploaded on web portal countersigned by Registrar of Affiliating University without date. ix. As seen in uploaded photographs of Multipurpose Hall, institution replies that the specified area for the Multipurpose Hall in the building plan is indeed smaller than the required size according to NCTE norms. However, specified area of multipurpose hall has not been shown in the uploaded building plan. The institution has submitted statement along with photos that the size of the Multipurpose Hall at Khasra No. 1014 is 1,799 square feet. Additionally, an extra

Multipurpose Hall with an area of 3,224 square feet has been incorporated as an extension part of the facility with all amenities. The institution has not uploaded any documentary evidence such as modified approved building plan, revised Building Completion Certificate etc. with regard to size of multipurpose hall adhering to NCTE norms.”

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Deepesh Parikh, Managing Director of Nathdwara Institute of Biotechnology and Management, 2813/2400, 2814/2522, 2829/2405, 2830/2522, 1014, Bhansol Gadwada Road, Upali Oden Nathdwara, Rajasmand, Rajasthan-313301 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i) The Non-Encumbrance Certificate (Certificate No. 3341) has been duly issued by the Competent Authority, Tehsildar, Tehsil - Nathdwara, District - Rajsamand (Raj.), on April 30, 2025. Institute will be submitting hard copy of the said certificate to Section Officer(Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. NON - ECUMBRANCE CERTIFICATE ATTECHED (ii) In light of the observation concerning the affidavit that includes several Khasra numbers submitted by our institution, we would like to provide the following clarification and supporting information: The piece of land referenced in the affidavit is separated by three distinct Pattas, cumulatively encompassing an area of 16.5 bigha (10.15 acres): 1. Patta No. 4101-04—Khasra Nos. 2813/2400, 2814/2522, 2829/2405, 2830/2522—Aggregate Area: 7.10 Bigha 2. Patta No. 2009002083—Khasra No. 2893/1014—Total Area: 5.00 Bigha 3. Patta No. 665—Khasra Nos. 2405/1014, 2522/2405—Total Area: 3.15 Bigha 4. The previously mentioned Khasra numbers are neighbouring and collectively form a singular, continuous part of land. The institution is undertaking all academic and administrative endeavours on this cohesive part of land. 5. A duly signed and certified Naksha TrACE of whole land 16.5 bigha (10.15 acres) issued by the Patwari, Patwar Mandal Upali Oden, Nathdwara (Raj.) on dated 06/05/2025, showing all the above Khasra numbers are connected with each other in same premises. The institute will be submitting copy of Naksha Trace to Section Officer(Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. NAKSHA TRACE ATTACHED (iii) We will be submitting a revised building plan in which the land area and built-up area for the different

programs being conducted on the premises have been clearly earmarked, as per the requirement. The details are as follows: 1. Khasra No. 2893/1014: The building designated for the B.A. B.Ed. / B.Sc. B.Ed. program has been clearly earmarked in the revised plan. 2. Khasra Nos.2405/1014,2522/2405,2813/2400,2814/2522, 2829/2405,2830/2522 These form the extension part of the Nathdwara Institute of Biotechnology and Management. Various other programs are being conducted in this building, and the respective land areas and built-up areas have been earmarked in the revised building plan as per your requirement. The institute will be submitting revised building plan to Section Officer(Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. Revised Building Plan ATTACHED (iv) The salary paid to our teaching staff is in accordance with the policy of the State Government of Rajasthan. Appointment letters, clearly indicating the respective pay scales will be submitted to Section Officer(Appeal) National Council for Teacher Education (NCTE) as supporting documents for all teaching staff through Speed-post/By-Hand before the deadline for your kind consideration. COPY OF APPOINTMENT LETTERS ATTACHED (v) It is hereby informed that the revised building completion certificate duly authenticated by the govt. authority Assistant Engineer PWD, Nathdwara will be submitted to Section Officer(Appeal) National Council for Teacher Education (NCTE) as supporting documents for through Speed-post/By-Hand before the deadline for your kind consideration. revised building completion certificate ATTACHED. (vi) The temporary Fire NOC Certificate (LSG/NATHDWARA/FIRENOC/2025-26/50707) for the period of 2 years (05.05.2025 to 04.05.2027) has been duly issued by the Nagar Palika, Nathdwara (Raj.). The Institute will be submitting hard copy of the said certificate to Section Officer (Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. Fire NOC ATTACHED. (vii) We will be submitting a revised building plan in which the land area and built-up area for the different programs being conducted on the premises have been clearly earmarked, as per the requirement. The details are as follows: 1. Khasra No. 2893/1014: The building designated for the B.A. B.Ed. / B.Sc. B.Ed. program has been clearly earmarked in the revised plan. 2. Khasra Nos.2405/1014,2522/2405,2813/2400,2814/2522, 2829/2405,2830/2522 These form the extension part of the Nathdwara Institute of Biotechnology and Management. Various other programs are being conducted in this building, and the respective land areas and built-up areas have been earmarked in the revised building plan as per your requirement. The institute will be submitting revised building plan to Section Officer(Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. REVISED BUILDING PLAN ATTACHED. (viii)

1. The course name under Clause 7(14) (i) has now been correctly updated to B.A. B.Ed. / B.Sc. B.Ed. on the website (www.ngi.edu.in/nibm). 2. A revised list of approved faculty members, duly countersigned by the Registrar of the Affiliating University along with the date, has also been uploaded on the web portal. The institute will be submitting Screenshot of website and List of approved faculty members, duly countersigned by the Registrar of the Affiliating University along with the date to Section Officer(Appeal) National Council for Teacher Education (NCTE) through Speed-post/By-Hand before the deadline for your kind consideration. SCREEN SHOT OF WEBSITE AND APPROVED FACULTY LIST COUNTER SIGNED & DATE MENTIONED BY REGISTRAR, MLSU, UDAIPUR, ATTACHED. (ix) The Institute will be submitting following documents to ensure compliance with NCTE norms regarding the multipurpose hall: 1. Modified approved building plan reflecting the addition of the multipurpose hall. 2. Revised Building Completion Certificate duly issued by the competent authority. 3. Photographic evidence of the multipurpose hall with all required amenities. REVISED BUILDING PLAN ATTACHED. revised building completion certificate attached. and photographs of multipurpose hall attached.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Western Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 01.03.2024. The recognition of the institution for ITEP programme was refused by the WRC vide order dated 25.03.2025.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the Appellant institution in addition to the explanation mentioned in appeal report submitted the documents with the claim to have rectified the shortcomings points (i) a copy of Non-Encumbrance Certificate issued by the competent authority (ii) a copy of Naksha Trace of whole land 16.5 bigha (10.15 acres) (iii) a copy

of revised Building plan (iv) a copy of revised building completion certificate (v) a copy Fire NOC Certificate issued by the Nagar Palika, Nathdwara (Raj.). (vi) a copy of screenshot of website and list of approved faculty members, duly countersigned by the Registrar of the Affiliating University (vii) a copy of photographic evidence of the multipurpose hall with all required amenities with a claim to have rectified the shortcomings pointed out in the impugned order dated 25.03.2025 etc.

In view of the above the Appeal Committee, after perusing the documents which were made available on records, noted that there is strength in the submission of the appellant institution and as such, the Appeal Committee is of the view that the institution succeeded in submitting the requisite documents duly signed by the Competent Authority. Therefore, instant appeal deserves to be allowed after setting aside the order dated 25.03.2025 passed by WRC, NCTE.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case after setting aside the order dt. 25.03.2025 to WRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the WRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case after setting aside the order dt. 25.03.2025 to WRC, NCTE with a 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 applicable Rules & Regulation of the NCTE issued from time to time. The Appellant is directed to forward to the WRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Nathdwara Institute of Biotechnology and Management, 2813/2400, 2814/2522, 2829/2405, 2830/2522, 1014, Bhansol Gadwada Road, Upali Oden Nathdwara, Rajasmand, Rajasthan-313301.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary, Higher Education Department, C5MW+73J, Devmand Dhani Post Borda Tehsil Mitrapura, Madhapur, Rajasthan 322023.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-153/E-366194/2025 Appeal/6th Meeting, 2025
APPLWRC202515043 / E-87184

Shri Ukabhai Dodiya B.Ed. College, Simar Taluka, Veraval District, Gir Somnath, Junagarh, Gujarat-362255	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. Jaykumar D. Trivedi, Principal
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of **Shri Ukabhai Dodiya B.Ed. College, Simar Taluka, Veraval District, Gir Somnath, Junagarh, Gujarat-362255** dated 08.05.2025 filed under Section 18 of NCTE Act, 1993. The institution filed the appeal on the basis of minutes of the WRC and subsequently submitted a copy of Withdrawal Order No. **F. No. / WRC / NCTE / APW06911 / 323548 / B.Ed. / 417th Meeting / Withdrawal of Recognition Order / 2025 / 2000-2007** dated 14.05.2025 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i) The institution has submitted Land Use Certificate issued by the Gram Panchayat instead of Competent Government Authority. (ii) The institution has submitted Non-Encumbrance Certificate (NEC) issued by the Gram Panchayat instead of latest NEC issue by Competent Government Authority. (iii) The institution has submitted Building Completion Certificate issued by the Deputy Executive Engineer, Panchayat R & B Sub Div. Veraval with date of issue and signature of the issuing authority is without date. Further, latest Building Completion Certificate in the prescribed format of NCTE, available at WRC's website is not submitted by institution. (iv) The institution has submitted Building Safety Certificate issued by the Deputy Executive Engineer, Panchayat R & B Sub Div. Veraval, without details of reference and date issue. (v) The institution has submitted Building is Disability Friendly Certificate issue by the Deputy Executive Engineer, Panchayat R & B Sub Div. Veraval, without details of reference and date issue. (vi) The institution has submitted photocopy of the Private Land lease documents. As per NCTE Regulations 2014, the institution is required to be in possession of the land as stipulated in the NCTE Norms and Standards for B.Ed. course (Appendix – 4) of NCTE Regulations 2014 either on ownership basis or on Government lease. (vii) The intuition has submitted photocopy of the Building Plan which is not legible. (viii) The institution has submitted faculty list approved by the Bhakti Kavi Narsinh Mehta, University, Junagadh without date. The institution is not having the requisite number of faculties as stipulated in the NCTE Norms and Standards for B.Ed. course (Appendix – 4) of NCTE Regulations 2014.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Jaykumar D. Trivedi, Principal of Shri Ukabhai Dodiya B.Ed. College, Simar Taluka, Veraval District, Gir Somnath, Junagarh, Gujarat-362255 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i) It is most respectfully submitted that the decision of Withdrawal of Recognition is based on wrong and incorrect facts i.e the institution has time and again complied with all the norms and regulations of NCTE Act. It is pertinent to mention that the recognition of the institution was withdrawn in 417th Meeting of WRC held from 7th-10th April,2025, despite having submitted all the documents on 27.02.20 and also on 26.03.25, as requisite under the show cause notices. It is matter of record that the documents as mentioned in the 417th minutes of WRC meeting were never a part of Final Show Cause Notice as issued by the WRC. The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Land Use Certificate duly approved by the Competent Government Authority is attached herewith for kind consideration. (ii) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Non-Encumbrance Certificate duly approved by the Competent Government Authority is attached herewith for kind consideration. (iii) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Building Completion Certificate as per NCTE format, duly approved by the Competent Government Authority is attached herewith for kind consideration. (iv) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Building Safety Certificate as per NCTE format, duly approved by the Competent Government Authority is attached herewith for kind consideration. (v) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Building is Disability Friendly Certificate, duly approved by the Competent Government Authority is attached herewith for kind consideration. (vi) The institution had submitted an application for shifting on 05.02.21 alongwith draft of Rs. 1,50,000/- (dt. 03.02.21) in order to comply with the NCTE rules and regulations, so that deficiency with regard to this not raised

again as the institution had time and again followed all the Regulations and have been complying the Regulations without fail. The application for shifting was sent through speedpost on 08.02.21. (Copy of the shifting application, draft and speedpost receipt is enclosed herewith for perusal) It is submitted that the institution vide letter dt. 07.01.25 was asked to submit proof of submission of draft of Rs. 1,50,000 alongwith a further sum of Rs. 27,000 towards GST. The institution herein duly submitted the proof of submission of the draft as well as fresh draft of Rs. 27,000/- towards GST. It is submitted that the case of the institution was being processed for shifting whereas out of nowhere the institution was given final show cause on deficiencies which were already replied to way back in 2020. (vii) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The latest Original Building Plan, duly approved by the Competent Government Authority is attached herewith for kind consideration. (viii) The institution herein once again submitting all the requisite documents for your kind perusal and necessary action. The original staff profile was duly submitted in hard form which has not been considered by the WRC. The institution as abundant caution has once again got the staff profile approved from the University to avoid further confusion and is submitting herewith for kind consideration please. The institution duly submitted all the documents however the same have not been considered whereas the copy of the same is submitted again for kind consideration. It is matter of record that the approval of the staff profile is done by the University and the internal mechanism adopted by the university being a State University can not be questioned. The institution has once again got the staff profile approved and is attached herewith. It is pertinent to mention that due to wrong and arbitrary decision of WRC, the institution which is running successfully since 2008. The institution urges for reversing/setting aside the decision of Withdrawing the recognition as passed in 417th Meeting of WRC on the grounds mentioned above and requests to for an early action in this regard. The institution with folded hand and utmost respect prays that the Withdrawal Order as passed by the WRC be set aside and quashed in the interest of justice as the WRC has failed to appreciate the correct facts and documents available on record. The institution has a good name in the vicinity and is

imparting quality education since 2008. You are requested to kindly take a lenient view and restore the recognition granted to the institution with immediate effect.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. course of one year duration with an annual intake of 100 (one hundred students) vide order dated 07.11.2008 and in light of the NCTE Regulations, 2014, a Revised Recognition Order was issued to the institution for B.Ed. course of two years duration with an annual intake of 100 (two basic units of 50 students each) from the academic session 2015-16 vide order dated 31.05.2015. The recognition of the institution for B.Ed. programme was withdrawn by the WRC vide order dated 14.05.2025.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the case of the institution was pending for consideration on shifting application and the institution was asked to submit additional sum of Rs. 27,000/-. Further, the Appellant Institution claims that it had submitted an application for shifting on 05.02.2021 alongwith draft of Rs. 1,50,000/- (dated 03.02.2021). The appellant institution enclosed the proof of submitting the documents on 27.02.2020 and also on 26.03.2025, as requisite under the show cause notices. The Appeal Committee noted that the WRC vide letter dated 07.01.2025 asked the appellant institution to submit proof of submission of draft of Rs. 1,50,000/- alongwith a further sum of Rs. 27,000/- towards GST. The Appeal Committee noted that the Appellant Institution submitted the proof of submission of the draft as well as fresh draft of Rs. 27,000/- towards GST. The Appellant institution in addition to the explanation mentioned in

appeal report submitted compliance documents (i) An affidavit with Change Land Use Certificate (ii) a copy of Non-encumbrance certificate, (iii) a copy of Building Completion Certificate, (iv) a copy of Building Safety Certificate, (v) a copy of Building Disabled Friendly Certificate, (vi) a copy of staff approval list, (vii) a copy of salary statement of the staff with a claim to have rectified the shortcomings pointed out in the impugned order dated 14.05.2025.

The Appeal Committee in view of the principle of natural justice under Section 17 of the NCTE Act, 1993 and keeping in view the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in W.P(C). no. 3231/2016 titled "Rambha College of Education V/s NCTE" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents submitted by the appellant may be considered. Therefore, the WRC is required to provide the appellant institution an opportunity to submit explanation afresh and pass a reasoned order in accordance with NCTE Regulations, 2014.

The WRC is required to verify to verify the status of affiliation and functioning of the institution from affiliating University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and take decision accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

"Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner."

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional 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.”

In view of the afore-mentioned extracts of the court orders, the impugned order dated 14.05.2025 is set-aside as the Appellate Committee has decided to remand back the case to WRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to WRC with a direction to verify to verify the status of affiliation and functioning of the institution from affiliating University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time. The Appellant institution is directed to forward to the WRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the WRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to WRC with a direction to verify the status of affiliation and functioning of the institution from affiliating University and conduct necessary verification, including inspection, if required as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time. The Appellant institution is directed to forward to the WRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the WRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Shri Ukabhai Dodiya B.Ed. College, Simar Taluka, Veraval District, Gir Somnath, Junagarh, Gujarat-362255.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary, Department of Higher & Technical Education Colleges & Universities Block No. 5, 8th Floor, Sachivalaya, Gandhinagar, Gujarat.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT

89-98/E-359875/2025 Appeal/6th Meeting, 2025

APPLWRC202514968/APPLWRC202514966 **18E-87189**

Disha College, 788/1ch/2 and 792/3, Disha Park, Building No. 1, First Floor, Chiruldih, Ram Nagar Kota Marg, Pt. Ravihsnagr Shukla, Raipur, Chattisgarh-492010	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. A.K. Tiwari, Principal
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Disha College, 788/1ch/2 and 792/3, Chiruldih, Ram Nagar Kota Marg, Pt. Ravishankr Shukla, Raipur, Chattisgarh-492010** dated 11.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC / 2526202404242319 / CHATTISGARH / 2024 / REJC / 695** dated 24.01.2025 of the Western Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution does not fulfil the shortlisting criteria as per Public Notice dated 22.04.2024. Hence, application rejected on the ground of not eligible for processing as mentioned through online application portal."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. A.K. Tiwari, Principal of Disha College, 788/1ch/2 and 792/3, Chiruldih, Ram Nagar Kota Marg, Pt. Ravishankr Shukla, Raipur, Chattisgarh-492010 appeared online to present the case of the appellant institution on 28.05.2025. The institution filed two appeals bearing Appeal Id APPLWRC202514968 dated 11.03.2025 and APPLWRC202514966 dated 06.03.2025 against the Refusal Order dated 24.01.2025 w.r.t. Four years Integrated Teacher Education Programme (ITEP) Pre-Primary to Primary and Four years Integrated Teacher Education Programme (ITEP) Upper-Primary to Secondary respectively. In the appeal report, it is submitted that "(i). As per requirements institute fulfilled all the criteria outlined in the public notice dated 22.04.2024 supporting documents are attached in the annexure-1 (NAAC certificate), annexure-2 (multidisciplinary certificate 10-25 years), (ii). Institute fully complies with the Norms standards provision canvassed under clause 14/15(3)(b) of NCTE act. 1993. documents are attached as an annexure-4 (qualified staff list), annexure-5 (land documents), annexure-6 (college infrastructure) and annexure-8 (land related other documents like land use, building plan, mutation certificate, non-encumbrance certificate, fire safety certificate. (iii). As per the order no. WRC/apw00605/ 723031 / C.G. / 2017 / 188000 dated 02.8.2017 out new address is Disha College, Disha park, building no. 1, first floor khasara no. 788/1ch/2 and 792/3 Chiruldih ram Nagar Kota Marg Raipur Chhattisgarh 492010. this is our new changed address but at received e-

mail (refusal letter) our old address is mentioned. annexure-7 (new premises address) is enclosed.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted the application to the Western Regional Committee for grant of recognition for seeking permission for running the ITEP Course on 20.05.2024. The recognition of the institution for ITEP programme was refused by the WRC vide order dated 24.01.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.**

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was

justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 24.01.2025 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 24.01.2025 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Disha College, 788/1ch/2 and 792/3, Chiruldih, Ram Nagar Kota Marg, Pt. Ravishankr Shukla, Raipur, Chattisgarh-492010.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Department of Higher Education, Government of Chhattisgarh, First floor, Mahanadi Bhawan, Nava Raipur Atal Nagar, Chhattisgarh, 492002.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-102/E-360303/2025 Appeal/6th Meeting, 2025
APPLSRC202514974/E-87189

The Kavery College of Education, 165, M. Kallipatty, Mecheri, Mettur, Salem, Tamil Nadu-636453	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Mr. R. Ramanathan, Correspondent
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **The Kavery College of Education, 165, M. Kallipatty, Mecheri, Mettur, Salem, Tamil Nadu-636453** dated 18.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/SRC/2526202405072670/TAMIL NADU/2024/REJC/975** dated 20.01.2025 of the Southern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The Final Show Cause Notice was issued to the institution vide dated 27.12.2024 with a direction to submit reply within 15 days. The institution has not furnished reply in respect of the Final Show Cause Notice issued on 27.12.2024 and the stipulated time period is over."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. R. Ramanathan, Correspondent of The Kavery College of Education, 165, M. Kallipatty, Mecheri, Mettur, Salem, Tamil Nadu-636453 appeared online to present the case of the appellant institution on 15.04.2025. In the appeal report, it is submitted that "We are submitted showcase notice documents within time limit given by the NCTE through hardcopy."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted the application to the Southern Regional Committee for grant of recognition for seeking permission for running the ITEP Course on 20.05.2024. The recognition of the institution for ITEP programme was refused by the SRC vide order dated 20.01.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the

appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) **The NAAC certificate submitted by the appellant institution expired on 20th Feb., 2019, thus the institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.**

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the SRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.01.2025 issued by SRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the SRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.01.2025 issued by SRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, The Kavery College of Education, 165, M. Kallipatty, Mecheri, Mettur, Salem, Tamil Nadu-636453.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to Government, Higher Education Department, Govt. of Tamil Nadu, Fort St. George, Chennai, Tamil Nadu-600009.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-99/E-360195/2025 Appeal/6th Meeting, 2025
APPLERC202514981/E-87189

Shailabala Womens Autonomous College, 45-52, Mission Road, Buxi Bazar, Cuttack Sadar, Cuttack, Odisha-753001	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
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Representative of Appellant	Dr. Prasanta Kumar Samantray, Administrative Bursar
Respondent by	Regional Director, ERC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Shailabala Womens Autonomous College, 45-52, Mission Road, Buxi Bazar, Cuttack Sadar, Cuttack, Odisha-753001** dated 19.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / ERC / 2526202405183052 / ODISHA / 2024 / REJC / 86** dated 20.01.2025 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that -“ The Final Show Cause Notice was issued to the institution with a direction to submit the reply within 15 days, on the deficiencies, but the institution has not submitted its reply within specific time.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Prasanta Kumar Samantray, Administrative Bursar of Shailabala Womens Autonomous College, 45-52, Mission Road, Buxi Bazar, Cuttack Sadar, Cuttack, Odisha-753001 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i) The college has applied for the third cycle NAAC Accrediation by submitting the IIQA on 22.03.2024 and the SSR on 01.10.2024. The application fee, assessment fee and the logistic fee have been deposited in time (receipt attached). In the mean time the NAAC has suggested the assessment process to be completed online vide its press release dated 10.02.2025. So, it is now expected to get the accreditation after the online assessment. (ii) NOC issued by the Affiliating University i.e. Ramadevi Womens University is uploaded here. (iii) The land document that is khatian no-674 along with encumbrance certificate no-ec0392025005341 has been translated in English and uploaded here. (iv) After consolidation ROR has already been issued by the competent authority and Shailabala Womens Autonomius College, Cuttack is in physical possession of the scheduled land since the inception of this institution. So, there is no need of Mutation Certificate. So, the ROR is attached. (v) The land used certificate has been issued by the Tahasildar, Sadar, Cuttack and its English translated version is uploaded here. (vi) The readable building plan with clarity is uploaded. (vii) The Building Safety Certificate issued by Superintending Engineer (R&B) Cuttack is uploaded here. (viii) Fire Safety

Equipment have been installed and the institution has applied for fire Safety Certificate. It is likely to get Fire Safety Certificate shortly. In this regard the Principal, Shailabala Womens Autonomous College, Cuttack has given a declaration regarding installation of Fire Safety equipment and hazard free building. acknowledgement and challan of the fire safety application is attached here. (ix) The college has applied for the disabled friendly certificate in the office of the Superintending Engineer (R &B) Division, Cuttack, Odisha. In this regard the Declaration Certificate issued by the principal is uploaded here."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Eastern Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 29.05.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 20.01.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.01.2025 issued by ERC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.01.2025 issued by ERC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Shailabala Womens Autonomous College, 45-52, Mission Road, Buxi Bazar, Cuttack Sadar, Cuttack, Odisha-753001.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. Director, Department of Higher Education, Govt. of Odisha, Heads of Department, Bhubaneswar, Odisha-751017.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-114/E-360606/2025 Appeal/6th Meeting, 2025
APPLSRC202514999/ E-87189

Sarada Vilas College, 1498/14, 1498/15, 3rd Cross Road, Krishnamurthypuram, Sarada Vilas Road, Mysuru, Mysore, Karnataka-570004	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. M. Devika, Principal
Respondent by	Regional Director, SRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Sarada Vilas College, 1498/14, 1498/15, 3rd Cross Road, Krishnamurthypuram, Sarada Vilas Road, Mysuru, Mysore, Karnataka-570004** dated 28.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/SRC/2526202405032589/KARNATAKA/2024/REJC/907** dated 29.01.2025 of the Southern Regional Committee, refusing recognition for conducting ITEP course on the grounds that:- "The institution was required to pay the processing fee of Rs. 1.50 lacs + GST, which has not been paid. The building plan duly approved by the Competent Authority for the proposed course is not uploaded by the institution."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. M. Devika, Principal of Sarada Vilas College, 1498/14, 1498/15, 3rd Cross Road, Krishnamurthypuram, Sarada Vilas Road, Mysuru, Mysore, Karnataka-570004 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i) Firstly, while applying for ITEP we had to choose the option that we were a government aided college. It was in the first show cause notice we were asked whether the proposed course would be aided by the government. Had it been so, we would have definitely chosen Private un-aided college during initial stage of applying. Hence, the portal did not show any processing fee while applying in the beginning. But, we are asked to pay the fee in the final show cause notice received and we are ready to pay the processing fee and we had written the same in the comment box of the portal as a reply to the final Show Cause notice and requested NCTE to give us a chance. But, it was not considered. In fact one of our institution representatives had visited the SRC office in New Delhi requesting to enable online payment through the portal but the portal had no option for paying fee. We request your esteemed office to allow us to pay the fee through the payment gateway of the portal. (ii) The Society earmarked 3000 sq meter land area with a building of built up area measuring 2237 Sq. Mtrs for the extension of Sarada Vilas Law College approved

by Municipal Corporation, Mysuru. This is only an extension of law college. Law college has already an existing building in its name with a land area of 3000 Sq. Mtr and built up area of 2519 Sq. Mtr. The new extension building consists of 20 rooms (18 + one seminar hall equivalent to two rooms). Of these only 8 rooms (excluding seminar hall) are used by Law college and the remaining will be utilized by Sarada Vilas College exclusively for the proposed ITEP Program which is only an additional program. This has been declared in an affidavit made by the Hon. Secretary of Sarada Vilas Educational Institutions to NCTE. In addition to this, Sarada Vilas College, which is an 80 years old college coming under the 164 year old Sarada Vilas Educational Institutions has well set up labs – Physics, Chemistry, Botany, Zoology and Mathematics which also add to the built up area. As already uploaded on the portal, there is a common multi-purpose hall of more than 2000 Sq. ft for Sarada Vilas Educational Institutions. The requirements of 3000 Sq. Mtr of land area and 2000 Sq. Mtr of built up area are met with along with the requirement of a multi-purpose auditorium hence meeting the NCTE norms for running ITEP under multi-disciplinary programs.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Southern Regional Committee for grant of recognition for seeking permission for running the ITEP course on 30.05.2024. The recognition of the institution was refused by the SRC vide order dt. 29.01.2025.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the

appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly the Appeal Committee observed that the SRC rejected the application of the Appellant Institution for grant of recognition for conducting the Integrated Teacher Education Programme (ITEP) on the following grounds that (i) the Institution failed to pay the prescribed processing fee of Rs. 1,50,000/- plus applicable GST as mandated under the NCTE Regulations, 2014 (ii) The Institution failed to upload the duly approved Building Plan sanctioned by the Competent Authority for the proposed course.

The Appeal Committee observed that the Appellant Institution had duly submitted its online application for grant of recognition for the ITEP course, which had been processed by the SRC up to a considerable stage before these deficiencies were noticed. The Appeal Committee further noted that although the processing fee forms an essential part of the application process as per the NCTE Regulations, 2014, the appellant Institution, during the course of the hearing, expressed willingness to comply with the financial requirement forthwith. The institution also submitted a copy of approved building plan before the Appeal Committee.

Keeping in view the principle of *audi alteram partem* (Right to be heard), and considering that the deficiency relates primarily to a curable financial compliance rather than an academic or infrastructural infirmity, the Appeal Committee is of the considered opinion that the Appellant Institution deserves an opportunity to rectify the deficiency and the Appellant Institution shall be granted one final opportunity to remit the prescribed processing fee of Rs. 1,50,000/- plus applicable GST within a period of 15 days from the date of issuance of this order.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to SRC, NCTE with a direction to revisit the documents submitted by the institution and take decision accordingly as per provisions of the NCTE Act, Rules & Regulations as applicable.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case after setting aside the order dt. 29.01.2025 to SRC, NCTE with a direction to revisit the documents submitted by the institution and take decision accordingly as per provisions of the NCTE Act, Rules & Regulations as applicable. The Appellant is directed to forward to the SRC, the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Sarada Vilas College, 1498/14, 1498/15, 3rd Cross Road, Krishnamurthypuram, Sarada Vilas Road, Mysuru, Mysore, Karnataka-570004.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to Government, Higher Education Department, Government of Karnataka, Secretary Establishment, Higher Education Dept., Room No. 645 A, 2nd Gate, 6th Floor, M.S.Building, Bengaluru-1, Karnataka.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-6/E-353442/2025 Appeal/6th Meeting, 2025
APPLWRC202514868/E-87189

Balhans Mahavidhyalaya, 134, Biwai, Baijupada, Dausa Rajasthan -303315	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Balhans Mahavidhyalaya, 134, Biwai, Baijupada, Dausa Rajasthan -303315** dated 01.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC / 2526202404242307 / RAJASTHAN / 2024 / REJC / 688** dated 02.11.2024 of the Western Regional Committee, refusing recognition for conducting ITEP course on the grounds that:- "The Shortlisting criteria for processing ITEP applications for the session 2025-2026 has been prescribed by the Council (NCTE) in its 60th General Body Meeting. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate multi-disciplinary institutions for processing their application of ITEP for academic session 2025-2026. The institutions must obtain minimum of 10 points for getting shortlisted for processing based on extant norms and standards prescribed by NCTE. On initial scrutiny of the documents uploaded on the portal, the institution does not fulfil the shortlisting criteria as prescribed by the council and has failed to fulfil the required points which are essential for processing of application for academic session 2025-2026."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Balhans Mahavidhyalaya, 134, Biwai, Baijupada, Dausa Rajasthan -303315** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(1) The institution was already applied for NAAC Accreditation. The application is still pending before the authority till date and the same is informed by the institution vide letter dated 03/06/2024. (2) You are invited applications for transition/convert the already running 4 YEAR BA BED/BSC BED course into ITEP without 10 marks/points criteria. All the institutions converted into the same ITEP Course, so why this provision is mandatory for new institutions only. (3) The criteria of minimum 10 marks/points for shortlisting is not part of NCTE Regulations so why this provision is mandatory for recognition of ITEP."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution had submitted an application to the Western Regional Committee for grant of recognition for seeking permission for running the ITEP course on 31.05.2024. The recognition of the institution was refused by the WRC vide order dt. 02.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The appellant institution did not appear online to present its case before Appellate Authority on 19.02.2025. The Appeal Committee in order to consider the case of the appellant institution on merit, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The appellant institution did not appear online to present its case before Appellate Authority on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant 3rd/Final opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential**

requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 02.11.2024 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 02.11.2024 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Balhans Mahavidhyalaya, 134, Biwai, Baijupada, Dausa Rajasthan -303315.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Department of Higher Education, ~~2nd floor, Annex 3, Vallabh Bhawan, Bhopal - 462004,~~ Rajasthan.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-19/E-354350/2025 Appeal/6th Meeting, 2025
APPLERC202514879/E-87189

Sona Devi University School of Education, 315, Kitadih, North Moubhandar, PS-Ghatsila, East Singhbhum, Jharkhand-832303	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, ERC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Sona Devi University School of Education, 315, Kitadih, North Moubhandar, PS-Ghatsila, East Singhbhum, Jharkhand-832303** dated 04.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / ERC / 2526202405283414 / JHARKHAND / 2024/REJC/1637** dated 20.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP course on the grounds that:- "The University has mentioned itself as a Institute of Eminence. In lieu of Institute of Eminence, the institution has uploaded the Certificate of 2 (f) and 12 (b) issued by UGC, which is not acceptable. The institution is not eligible to apply for ITEP Programme as per Public Notice F.No.NCTE-Regl012/1/2024-Reg.SEC-HQ dated 22.04.2024 issued by NCTE (HQrs), New Delhi."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Sona Devi University School of Education, 315, Kitadih, North Moubhandar, PS-Ghatsila, East Singhbhum, Jharkhand-832303** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(1) Sona Devi University is established by the act of government of Jharkhand no.- 05 of 2023 established under section 2(f) of ugc act, 1956. The university offers multidisciplinary courses in various disciplines like D.Pharm, B.Pharm (pharmacy), diploma, ug, pg, agriculture & fishery science, fine arts, yoga & naturopathy, research in different disciplines etc. Sona Devi University has international MOUS with Thailand University, Bangkok, Thailand and midland regional forensic services and Waikato hospital, New Zealand. Sona devi university is also in the process of acquiring 'NAAC' accreditation / NIRF ranking (as per UGC norms), in coming 2-3 years of time as prescribed by ugc act. Sona devi university has also conducted various seminars, webinars, international, interdisciplinary seminars, workshops of national & international importance. It has also organized talks by eminent personalities in the campus by the persons of national & international repute. Sdu also engages itself in faculty training and its development through teachers training programmes be it in the university or outside the campus. Sona devi memorial educational foundation trust (duly

registered under indian trusts act, 1882 & recognized by department of income tax, government of jhrkhand under section 12(a) , 80g) which is the sponsoring body of 'Sona Devi University' is engaged in various types of csr activities since its establishment in 2017 like organizing blood donation camps, free cataract eye operation camps alongwith indian redcross society, east singhbhum, tree plantation, blanket distribution to protect poorest section of society during winter season and various awarness programmes on social cause for the society. Hence, sona devi university may be considered as an instiute of eminence(ioe), as per the norms and standards prescribed by NCTE. (2) Sona Devi University is a multidisciplinary institution, as of now the university is offering 10 schools of disciplines with various academic programmes like school of pharmacy(b.pharm), school of it & computer science (bca), school of science(b.sc), school of humanities & social science(ba), school of agricultural science(b.sc agri.), school of library & information science(m.lib), school of fine arts (bfa) and school of research (ph.d) which can be verified from our offical website at-www.sonadeviuniversity.com. (3) Sona Devi University has already uploaded the registered land lease documents by jiada (Jharkhand industrial area development authority, adityapur region, Ranchi, Jharkhand). (4) Sona Devi University has already uploaded the building plan duly approved by the competent authority jiada (Jharkhand industrial area development authority, Aditya region, Ranchi, Jharkhand). (5) Sona Devi University has already uploaded the building safety certificate issued by the competent authority (er. G.S. Sahu). (6) Sona Devi University has already uploaded the fire safety certificate issued by the competent authority (fire safety department, government of Jharkhand, Ranchi, Jharkhand). (7) Sona Devi University building is a disabled friendly structure and the certificate to this effect has been issued by the competent authority (er. G.S. Sahu)."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution had submitted an application to the Eastern Regional Committee for grant of recognition for seeking permission for running the ITEP course on 28.05.2024. The recognition of the institution was refused by the ERC vide order dt. 20.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The appellant institution did not appear online to present its case before Appellate Authority on 19.02.2025. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The appellant institution did not appear online to present its case before Appellate Authority on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant 3rd/Final opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) **The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice**

dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.11.2024 issued by ERC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 20.11.2024 issued by ERC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Sona Devi University School of Education, 315, Kitadih, North Moubhandar, PS-Ghatsila, East Singhbhum, Jharkhand-832303.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Secretary, Department of Higher and Technical Education, Nepal house, Yojna Bhawan, 3rd Floor, Jharkhand.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-20/E-354584/2025 Appeal/6th Meeting, 2025
APPLWRC202514870/E-87189

Experimental College of B.A.B.Ed. and B.Sc.B.Ed., 892/1, Prantij, Railway Station Road, Sabarkantha / Himmatnagar, Gujarat-383205	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Experimental College of B.A.B.Ed. and B.Sc.B.Ed., 892/1, Prantij, Railway Station Road, Sabarkantha / Himmatnagar, Gujarat-383205** dated 01.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC /2526202405102743/GUJARAT/2024/REJC/1041** dated 02.11.2024 of the Western Regional Committee, refusing recognition for conducting ITEP course on the grounds that:- "The Shortlisting criteria for processing ITEP applications for the session 2025-2026 has been prescribed by the Council (NCTE) in its 60th General Body meeting. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026. The institutions must obtain minimum of 10 points for getting shortlisted for processing based on extant norms and standards prescribed by NCTE. On initial scrutiny of documents uploaded on the portal, the institution does not fulfil the shortlisting criteria as prescribed by the Council and has failed to fulfil the required points which are essential for processing of application for academic session 2025-2026."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from Experimental College of B.A.B.Ed. and B.Sc.B.Ed., 892/1, Prantij, Railway Station Road, Sabarkantha / Himmatnagar, Gujarat-383205 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "1. Importance of Institution: Experimental College of Education, Prantij run by Prantij taluka Education Society which is recognised by NCTE WRC in 2001. as district first level college. North Gujarat it is the best college out of two and one of the first ten of the whole Gujarat self-financed Teacher Education colleges. The college has identified very good and excellent college by NCTE, NAAC and university Inspection teams in Various Year 2. Qualities of Institution: There are 390 Colleges affiliated by HNGU Patan out of them 60 government and grant in aid colleges and 330 self-financed colleges. out of them 30 colleges are accredited by NCTE. This is the college which is accredited by NCTE and has got 2.21 CGPA. From November

2015

3. Vision of the Institution: 1) To impart training to the teachers who are dedicated to serve in the benefit of the community. 2) To prepare the teachers for the enlistment of the Youth of Gujarat especially North Gujarat. 3) To mould the teachers who could be the flag bearers in the need for social, moral and national renewal. 4) This institution is founded with the conviction of the best education with emphasis on character building, which could create the teachers as responsible citizen and leaders for a dynamic democratic India. 5) The vision of the Institution is to bring out the best aspects in the teachers who could be the great asset to society and nation.

4. Mission of the Institution: 1) To identify and fully utilize the potentialities of the teachers. 2) To provide quality-based education to mould the teachers engaged in research, experimentation and innovative practices. 3) To develop the Institution as centres of excellence and advanced studies. 4) To create a society based on social, economical and political justice and equality of status and opportunity. 5) To create country's commitment of "socialism, secularism and democracy" as envisaged by our constitution.

5. Value Profile of the Institution: 1) The challenges of education clearly identifies the values of society visualized by our constitution such as democracy, equality of status and opportunity, fraternity and the international understanding. 2) To highlight values of truth, non-violence, love for human beings, respect for parents, charity and spirit of self-sacrifice. 3) To adopt the old values and examination of new values of education. 4) To promote unity and integrity of country through the foundation of education. 5) To enhance the merits of secularism in our contemporary Indian life.

6. Objectives of the Institution: 1) To provide effective education to the Youth (boys and girls) from the different sections of the society to meet "the Challenges of Education" of new generation of India. 2) The basic object is to impart education in Indian lingua pattern especially to tribal children in our district to make them competent with other students of the nation. 3) To advance the learning and teaching skills for the teachers in the changing global perspectives. 4) To prepare morally educated teachers to be more purposeful, more productive in the field of education. 5) To raise the standards of academic excellence, preserve their character and create momentum for innovative methods of teaching.

7. Academic Administration Of Institution 1) The Experimental College of Education in which so many affairs and sectors are combined, E.g (1)

Organization (2) Planning (3) Guidance and Training (4) Supervision and control (5) Co-Ordination (6) Evaluation (7) Revision and Modification. Looking towards, The importance of above sections and processes the sound administration has been established to prepare the all-round developed teachers who can achieve the bright chances to be the repeated teacher. (REPORT BY-DR. S.K. THAKUR SIR, CHAIRMEN,NCTE HO, NEW DELHI) 2) The academic administration is divided into following sectors in this college (1) Class Administration (2) School Administration (3) Learning and Teaching Administration (4) Exam Administration (5) Time Administration (6) Equipments and raw materials Administration (7) Modification Change Administration (8) Information Administration (9) Co-Curricular Activities Administration (10) Office Administration (11) Teacher Training Administration. This institutions co-ordinates all the issues to acquire and full fill the academic objectives. (REPORT BY-DR. B.L CHUDHARI SIR, VICE CHANCELAR MOHANLAL SUKHADIYA UNIVERCITY UDEPUR) 3) The responsibility of the Education Administration is Performed not Only by the Principal or the Head of the department but by all the person of the institution. For excellent and effective administration, certain rules and polices have been established. It has become the collective responsibility of all the staffs and the administrative wings to enforce rules and policies of the institution. The student Teacher is kept into canter in the college administration. For the all round development of the student teacher, all the supporting and administrative rules, actions and steps have been taken. (REPORT BY DR.M.M.PATEL SIR, VICE CHANCELAR HEMCHNDRACHARY NORTH GUJARAT UNIVERCITY PATAN) 8. EDUCATIONAL ACTIVITIES OF Institution: College is performing duty according to the council for improvement of education and quality of educational training. The teaching work / Training work has been done regarding syllabus according to the U.G.C/N.C.T.E/ University putting emphasis on Experimental and Internship education. Research papers are to be prepared regarding education research during organize of seminar. Lecturer and trainees are to be inspired for such type of activities. College runs B.Ed course for skill base and value base education according to the instruction and guidance of university. Trainees ate to be involved in educational and CO-curricular competitions and activities at the college level and university level for the excellence of

the trainee. Library and Laboratory are in board use for the constant regarding-thinking and experimental of trainee. College is in constant try to make well-arranged and high-quality education. Teaching and Non-Teaching staff has appointed according to the norms and standards of university and U.G.C/N.C.T.E All necessary infrastructure facilities are provided in the college by the society. College provides necessary facilities to the different government offices of their employee. And also gives guidance to improve teaching qualities (Report by Dr.J.P. Pancholi sir, Deen, H.N.G.U. Patan.).”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution had submitted an application to the Western Regional Committee for grant of recognition for seeking permission for running the ITEP course on 20.05.2024. The recognition of the institution was refused by the WRC vide order dt. 02.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The appellant institution did not appear online to present its case before Appellate Authority on 19.02.2025. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant another (Second) opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 4th Meeting, 2025 held on 15.04.2025. The appellant institution did not appear online to present its case before Appellate Authority on 15.04.2025. The Appeal Committee perused the relevant records and the documents submitted by appellant institution. The Appeal Committee in order to consider the case of the appellant institution on merits, decided to grant 3rd/Final opportunity to the appellant institution and the institution was required to submit the documents mentioned therein.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 02.11.2024 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 02.11.2024 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.

उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Experimental College of B.A.B.Ed. and B.Sc.B.Ed., 892/1, Prantij, Railway Station Road, Sabarkantha / Himmatnagar, Gujarat-383205.

2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary, Department of Higher & Technical Education Colleges & Universities Block No. 5, 8th Floor, Sachivalaya, Gandhinagar, Gujarat.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-149/E-365076/2025 Appeal/6th Meeting, 2025
APPLWRC202515038/E-87189

RNB Global University, 246, 247, 248, Ganganagar Road, Khara, Bikaner, Rajasthan, -334601	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. Rakesh Bhargava, Pro President
Respondent by	Regional Director, WRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **RNB Global University, 246, 247, 248, Ganganagar Road, Khara, Bikaner, Rajasthan, -334601** dated 07.05.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / WRC / 2526202405183023 / RAJASTHAN / 2024 / REJC / 1272** dated 21.04.2025 of the Western Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution does not fulfil the shortlisting criteria as per Public Notice dated 22.04.2024. Hence, application rejected on the ground of not eligible for processing as mentioned through online application portal."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Rakesh Bhargava, Pro President of RNB Global University, 246, 247, 248, Ganganagar Road, Khara, Bikaner, Rajasthan, -334601 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "1. The Hon'ble High Court has ordered NCTE to revisit and reconsider our university on 19th February 2021 (Court Order Attached). But it was not conducted because it was informed to us that the case would be considered once ITEP starts. 2. There is a score of 2 points for the Universities that are already running ITEP programs. These points should be assigned to us, as we couldn't run the program & no action was taken by NCTE as per the Hon'ble High Court Order 3. We further want to inform that the RNB Global University is accredited by NAAC with B++ Grade, which reflects our sincere efforts towards education. 4. The University is situated in the rural area of Bikaner hence, to serve people belonging to this area, kindly consider our application."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Western Regional Committee for grant of recognition, seeking

permission for running the ITEP Course on 20.05.2024. The recognition of the institution for ITEP programme was refused by the WRC vide order dated 21.04.2025.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (ii) **The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.**

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 21.04.2025 issued by WRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the WRC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 21.04.2025 issued by WRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, RNB Global University, 246, 247, 248, Ganganagar Road, Khara, Bikaner, Rajasthan, -334601.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary, Higher Education Department, C5MW+73J, Devmand Dhani Post Borda Tehsil Mitrapura, Madhapur, Rajasthan 322023.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-142/E-363775/2025 Appeal/6th Meeting, 2025
APPLERC202514869/E-87189

Arogyam College of Education, 302, Arogyam Nagar, Gobardaha, Peshka, Meral, Garhwa, Jharkhand-822133	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075
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Representative of Appellant	Dr. Deepak Pandey, Director
Respondent by	Regional Director, ERC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of Arogyam College of Education, 302, Arogyam Nagar, Gobardaha, Peshka, Meral, Garhwa, Jharkhand-822133 dated 01.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / ERC / 252620240523313 / JHARKHKAND / 2024 / REJC / 1551** dated 07.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The Institution has mentioned itself as a Institute of Eminence. In lieu of Institute of Eminence, the institution has uploaded the affiliation order of the University, which is not acceptable. The institution is not eligible to apply for ITEP Programme as per Public Notice F.No. NCTE-Regl012/1/2024-Reg. SEC-HQ dated 22.04.2024 issued by NCTE (HQrs), New Delhi."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Deepak Pandey, Director of Arogyam College of Education, 302, Arogyam Nagar, Gobardaha, Peshka, Meral, Garhwa, Jharkhand-822133 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "For your convenience we seek your permission to make a reference of the short-listing criteria for processing of application for ITEP from Multidisciplinary institutions for academic session 2025-2026 as approved by the Council (NCTE). Our Company / Trust is running many colleges for under graduate courses under medical stream, among them Arogyam Hospital & College of Nursing (B.Sc., M.Sc., P.B.Sc. Nursing), Arogyam Pharmacy College (B.Pharm.) Arogyam Hospital & Paramedical Science (BPT, B.Sc. MLT & Other) Hence our institute may please be considered as fit to be put under the category "Institution of National Importance / IONI" and a valid / sufficient marking should be given to our institute. It seems that it was due to some human or system-based error. This may please be ignored and as per the criteria decided by NCTE our institution comes under "IONI" which substitutes the criteria of "Institutes of Eminence". This may please be considered, and valid points / marking may please be awarded to our institution.

University Affiliation Letter was uploaded earlier, and hard copy of this letter will be sent to your office along with Affiliation Certificate, please accept it.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Eastern Regional Committee for grant of recognition, seeking permission for running the ITEP Course on 24.05.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 07.11.2024.

The instant matter was placed in its 6th Meeting, 2025 held on 28.05.2025 before the Appeal Committee. The Appeal Committee considered the documents submitted alongwith the Appeal Report as compliance of grounds of refusal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution failed to establish fulfilment of obtaining minimum 10 points required in the shortlisting criteria as prescribed by the Council in its 60th General Body meeting which is essential requirement for processing of application for academic session 2025-2026. The same was notified by the NCTE vide Public Notice dated 22.04.2024 to facilitate Multidisciplinary Institutions for processing their application of ITEP for academic session 2025-2026.**

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above ground. The Appeal Committee concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 07.11.2024 issued by ERC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the ERC was justified in refusing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned refusal order dated 07.11.2024 issued by ERC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Arogyam College of Education, 302, Arogyam Nagar, Gobardaha, Peshka, Meral, Garhwa, Jharkhand-822133.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Department of Higher and Technical Education, Nepal house, Yojna Bhawan, 3rd Floor, Jharkhand.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-131/E-362960/2025 Appeal/6th Meeting, 2025
APPLNRC202515026 / E-87189

Divya College, 1552, Lower Gadigarh, Gaidarg, Jammu, Jammu & Kashmir-181101	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Parveen Raina, Sect./Trustee
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of Divya College, 1552, Lower Gadigarh, Gaidarg, Jammu, Jammu & Kashmir-181101 dated 24.04.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. F. No. NCTE / NRC / FR-2122-NRC-41855842 / JAMMU AND KASHMIR / 2020 / REJC / 38 dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "As per eligibility to apply for the B.Ed. (ODL) as envisaged in the Norms & Standards for B.Ed. (ODL), the institutions or academic units specially established for offering ODL programmes like the National Open University, State Open Universities and the Directorates / School of Open and Distance Learning in UGC-recognized Universities shall be eligible to offer this teacher education programme. As such, the applicant institution is not eligible to apply for this course. In support of land document, the institution has submitted the private lease deed for a period of 30 years in favour of the management society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The institution has submitted the photocopy of Affidavit on Non-Judicial Stamp Paper of Rs.100/-, attested by Notary Public. Original Affidavit is not submitted. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Parveen Raina, Sect./Trustee of Divya College, 1552, Lower Gadigarh, Gaidarg, Jammu, Jammu & Kashmir-181101 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "All documents are complete."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Course on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 19.05.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“the institution is having a lease in the name of Miss Parveen Raina, Trustee of the Divya Educational Trust”**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.


उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Divya College, 1552, Lower Gadigarh, Gaidarg, Jammu, Jammu & Kashmir-181101.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-139/E-363093/2025 Appeal/6th Meeting, 2025
APPLNRC202514889/E- 87189

Doda College of Education, 822 min, Khata No. 86/84 and 96 min, Ghat, B.P.O, Arnora, Doda, Jammu & Kashmir-182202	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of Doda College of Education, 822 min, Khata No. 86/84 and 96 min, Ghat, B.P.O, Arnora, Doda, Jammu & Kashmir-182202 dated 18.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-37889069 / JAMMU AND KASHMIR / 2020 / REJC / 69** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that “In support of land document, the institution has submitted the private lease deed for a period of 21 years in favour of the management society, which is not acceptable as per clause 8(4)(i) of NCTE Regulations 2014. Original Affidavit on Rs. 100/- stamp paper regarding land has not been submitted. The other documents viz NEC, CLU, Mutation, Building Plan, Building completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations.”

II. SUBMISSIONS MADE BY APPELLANT: -

No one from Doda College of Education, 822 min, Khata No. 86/84 and 96 min, Ghat, B.P.O, Arnora, Doda, Jammu & Kashmir-182202 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “Regional Director, Northern Regional Committee, National Council for Teacher Education, G-7, Sector-10, Dwaraka, New-Delhi - 110075. No:-DCE/D/2024-25/70 Dated:-18/01/2025 Subject:- Appeal Against Refusal Order No. F.No.NCTE/NRC/FR-2122-NRC-37889069/JAMMU AND KASHMIR/2020/REJC/69 Dated 07/01/2025 and Reply to the Grounds of Rejection for B.Ed. Application. 1. Compliance Regarding Private Lease Deed: (i) It is acknowledged that the institution submitted a private lease deed for a period of 21 years in favour of the Trust. (ii) Clarification and Justification: (i) The lease deed is duly registered through the office of the Sub-Registrar, Doda, under Receipt No. 3898934, dated 26.05.2012. (ii) The lease satisfies the tenure requirements outlined in NCTE Regulations, 2014, and has been executed by legal procedure through competent authorities. (iii) In cases where the land ownership is not absolute, several precedents in educational institutions allow for

compliance with long-term lease agreements. Therefore, we respectfully request reconsideration of this point.

2. Submission of Affidavit on Rs. 100 Stamp Paper: The institution had inadvertently missed the submission of the original affidavit on Rs. 100 stamp paper. Action Taken: (i) The institution is willing to submit the original affidavit on Rs. 100 stamp paper immediately, ensuring compliance with this requirement. (ii) Kindly grant us an opportunity to rectify this procedural lapse.

3. Deficiency in Other Documents (NEC, CLU, Mutation, Building Plan, Building Completion Certificate, etc.): Clarification and Additional Submissions: (i) The documents submitted are genuine and reflect compliance with all building, land, and operational regulations. (ii) The institution acknowledges that the land is on lease and requests NCTE to accept this under special consideration, keeping in mind the unique circumstances of the case. (iii) Precedents and exceptions under educational regulations allow for institutions operating on long-term leases to fulfil requirements for NEC, CLU, etc.

4. Circumstantial Challenges Faced by the Institution: (i) The father of the Chairperson of the Trust, Late Shri Krishan Singh, was a key trustee and played a significant role in the application process. (ii) Since 2020, he was suffering from COVID-19-related complications and undergoing dialysis thrice a week, which severely impacted the administrative operations of the trust. (iii) Unfortunately, he passed away in December 2022, further delaying compliance with procedural requirements. (iv) Request for Consideration: We respectfully request the NCTE to consider these extenuating circumstances as a mitigating factor while reviewing our application.

5. Request for Reconsideration: The institution has acted in good faith to comply with the NCTE Regulations, 2014, and requests the following relief: (i) Accept the private lease deed as valid under special circumstances or provide an opportunity for compliance by submitting alternative documents. (ii) Allow submission of the original affidavit on Rs. 100 stamp paper regarding land ownership. (iii) Consider the delays caused by unforeseen personal and administrative challenges faced by the trust.

Relief Sought: In light of the above points and the institution's genuine efforts to meet the requirements, we kindly request the NCTE to reconsider the refusal order dated 07/01/2025. The institution remains committed to ensuring compliance with all applicable regulations and is prepared to take necessary corrective steps as directed by the NCTE. (i) Reinstatement of the

application for the B.Ed. course for the academic session 2025-26. (ii) Permission to submit the deficient documents within a reasonable time frame. (iii) We humbly request the Committee to take these extraordinary circumstances into consideration and provide the institution with a reasonable time frame to address the deficiencies. We trust the Honourable committee will take a lenient view of the institution's application and allow it to continue the process for offering quality education in accordance with NCTE guidelines. Adv.Shakti Kumari Chairperson Doda College of Education.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 19.05.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"the institution is having a private lease deed for a period of 21 years in favor of the Trust."**

The Appeal Committee upon examination of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as

stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Doda College of Education, 822 min, Khata No. 86/84 and 96 min, Ghat, B.P.O, Arnora, Doda, Jammu & Kashmir-182202.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-147/E-365008/2025 Appeal/6th Meeting, 2025
APPLNRC202514929/E-8789

SSM College of Education, 543, 544, 545, Soitang, Padshahibagh, Pantha Chowk, Srinagar, Jammu & Kashmir-190008	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	The Representative
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **SSM College of Education, 543, 544, 545, Soitang, Padshahibagh, Pantha Chowk, Srinagar, Jammu & Kashmir-190008** dated 21.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-94926439 / JAMMU AND KASHMIR / 2020 / REJC / 101** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society/institution not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate/Registering Authority with Designation on the specified format of NRC. In support of land document, the institution has submitted the private lease deed for a period of 30 years, which is not acceptable as per clause 8(4)(i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

The Representative of **SSM College of Education, 543, 544, 545, Soitang, Padshahibagh, Pantha Chowk, Srinagar, Jammu & Kashmir-190008** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Time taken during documents collection."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking

permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 19.05.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"Our society is in possession of land on lease basis"**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the

said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, SSM College of Education, 543, 544, 545, Soitang, Padshahibagh, Pantha Chowk, Srinagar, Jammu & Kashmir-190008.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-75/E-358650/2025 Appeal/6th Meeting, 2025
APPLNRC202514936 / E- 87189

Pioneer College of Education, 2700-A, 2700-B and 2701, Hanjiwera Bala, National Highway 1 a Pattan, Baramulla, Jammu & Kashmir-193121	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	The Representative
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Pioneer College of Education, 2700-A, 2700-B and 2701, Hanjiwera Bala, National Highway 1 a Pattan, Baramulla, Jammu & Kashmir-193121** dated 22.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-38057928 / JAMMU AND KASHMIR / 2020 / REJC / 25** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Photocopy of affidavit on Non-Judicial Stamp Paper of Rs.100/- regarding land is submitted. The institution is required to submit the fresh original Affidavit on Rs. 100/- stamp paper duly completed in all respects. In support of the land documents, the institution has submitted the private lease deed in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

The Representative of **Pioneer College of Education, 2700-A, 2700-B and 2701, Hanjiwera Bala, National Highway 1 a Pattan, Baramulla, Jammu & Kashmir-193121** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 30.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that *"the land is on lease from Ali Mohammad Dar S/o Ghulam Rasool Dar and Muhammad Maqbool Mir S/o*

Asadullah Mir both residents of Hanjiwera, Pattan, Baramulla for a minimum period of 30 years”.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Pioneer College of Education, 2700-A, 2700-B and 2701, Hanjiwera Bala, National Highway 1 a Pattan, Baramulla, Jammu & Kashmir-193121.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-76/E-358398/2025 Appeal/6th Meeting, 2025
APPLNRC202514948 / E-87189

Islamic Discovery College of Education, 809, Pumbai, D.H. Pora, Kulgam, Anantnag, Jammu & Kashmir-192231	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Mudasir Ahmad Lone, Lecturer
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Islamic Discovery College of Education, 809, Pumbai, D.H. Pora, Kulgam, Anantnag, Jammu & Kashmir-192231** dated 01.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-72899272 / JAMMU AND KASHMIR / 2020 / REJC / 154** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution is not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. Copy of registration Certificate of the Trust / Society is not submitted. Institution has uploaded and submitted a photocopy of Trust Deed, which is incomplete. In support of land document, the institution has submitted the sale deed in the name of Mr.Fayaz Ahmad i.e. individual, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The Affidavit on Rs. 100/- stamp paper makes a mention about the land on lease basis for a period of 20 years, which is also not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Mudasir Ahmad Lone, Lecturer of Islamic Discovery College of Education, 809, Pumbai, D.H. Pora, Kulgam, Anantnag, Jammu & Kashmir-192231 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "It is respectfully submitted that the appellant institution was granted recognition for the first prior to application of NCTE Regulations 2014 and the National Council for Teacher Education was not applicable earlier in view of the Article 370 of the Constitution of India. Further, the institution was being run satisfactorily in conformity since then as per applicable rules and regulations of the state

of Jammu & Kashmir. Since, our institution was already following the applicable rules and regulations prescribed under the state laws in light of the exception in the NCTE Act 1993, the appellant institution was not required to follow the Rules and regulations of the NCTE previously. It is humbly submitted that institution has come under the purview of the NCTE Act, 1993 now for the first time being in existence prior to application of NCTE Regulations 2014, the same was excluded by operation of law relevant to the NCTE Act, Rules and Regulations and as such, the existing institution prior to 2014 like our institution requires kind indulgence of the appellate authority of the NCTE. It is pertinent to mention herein that earlier there was a NCTE Regulation 2002 & 2005 as well whereby the institutions were allowed to run institutions on ownership/lease conveniently. Later on, the condition of Govt. Lease was introduced by the NCTE. In light of the above, the institution wishes to seek more reasonable time of 7 years at least to 10 years max. for doing the needful transactions which involves huge amount of money desired under NCTE Regulation 2014. Moreover, the appellant institution is ready to submit an affidavit of undertaking as well to implement all criterion desired by the NCTE Regulations 2014.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by

NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"An authenticated copy of the lease deed in conformity with the section 105 and 107 of the Transfer of Property Act, 1882 for a period of 30-years in accordance with NCTE norms. Although the land is currently in the trustee's name the mutation in favour of the trust shall be carried out in due course."**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Islamic Discovery College of Education, 809, Pumbai, D.H. Pora, Kulgam, Anantnag, Jammu & Kashmir-192231.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**

3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलुीय प्रलधलकरण डें/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शलक्षा परलषद (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दलल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दलनांक/ Date - 24.06.2025

एनसीटीई अधलनलड की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-77/E-358392/2025 Appeal/6th Meeting, 2025
APPLNRC202514946/E-87189

Tahira Khanam College of Education, 403, NH-1 A Lawaypora, Parimpora, Shalteng, Srinagar, Jammu & Kashmir-190017	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Ms. Nusrat Rehman, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Tahira Khanam College of Education, 403, NH-1 A Lawaypora, Parimpora, Shalteng, Srinagar, Jammu & Kashmir-190017** dated 28.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-813509110 / JAMMU AND KASHMIR / 2021 / REJC / 94** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution is not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. Affidavit on Rs. 100/- stamp paper regarding land is not submitted. The institution has submitted the photocopy of land documents. As per the translation of land documents submitted, the land is in the name individual, which is not acceptable as per clause 8(4)(i) of NCTE Regulations, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Nusrat Rehman, Principal of Tahira Khanam College of Education, 403, NH-1 A Lawaypora, Parimpora, Shalteng, Srinagar, Jammu & Kashmir-190017 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Time taken during document collection."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 02.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"Tahira Khanam College of Education is situated at Lawaypora as per revenue records the land in question belongs to Mushtaq Ahmad, Waqar Ahmad and Irfan Ahmad Sons of Ab Aziz Dar**

measuring 12 Kanals bearing Survey No.'s 940/590/507 in village Gund Hassi Bhat as proprietary one titled". (as per certificate dated 03.06.2022 issued by Tehsildar, Central Srinagar)

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Tahira Khanam College of Education, 403, NH-1 A Lawaypora, Parimpora, Shalteng, Srinagar, Jammu & Kashmir-190017.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-78/E-358648/2025 Appeal/6th Meeting, 2025
APPLNRC202514924/ E-8489

Srinagar College of Education, 257, Zainpora Wachi, Achan, Pulwama, Jammu & Kahmir-192303	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Ms. Samina Ahad, Chairperson
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Srinagar College of Education, 257, Zainpora Wachi, Achan, Pulwama, Jammu & Kahmir-192303** dated 20.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-777564191 / JAMMU AND KASHMIR / 2021 / REJC / 210** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents registered in the name of institution / society not been submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. In lieu of Land documents, the institution has submitted the private lease deed dated 01.01.2021 for a period of 30 years between Mohd. Yusuf Wani s/o Mohd. Abdullah Wani, Shaheena Akhtar W/o Mohd. Yousuf Wani and Sameer Hussain Wani s/o Mohd. Yousuf Wani & Mohd. Amin Reshi, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is not in the name of institution / society, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper regarding land not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Samina Ahad, Chairperson of Srinagar College of Education, 257, Zainpora Wachi, Achan, Pulwama, Jammu & Kahmir-192303 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i) Copy Enclosed (ii) Already Submitted (iii) Already Submitted (iv) Copy Enclosed (v) Copy Enclosed (vi) Sir NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly

or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 07.02.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “lease deed is in the name of

Sameer Hussain Wani S/o Mohd Yousuf Wani & Mohd Amin Reshi S/o Abdul Gani Reshi situated at Rakhi Moman Dabnjipora Tehsil Bijbehara District Anantnag, Kashmir for a period of 30 years.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Srinagar College of Education, 257, Zainpora Wachi, Achan, Pulwama, Jammu & Kahmir-192303.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-79/E-358659/2025 Appeal/6th Meeting, 2025
APPLNRC202514952 / E-87189

Al Ahad College of HR. Education, 342, 343, 344, Krangsoo, Mattan, Krangsoo K P Road, Anantnag, Jammu & Kashmir-192125	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. Zulfikar Ah. Siddiqui, Chairman
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Al Ahad College of HR. Education, 342, 343, 344, Krangsoo, Mattan, Krangsoo K P Road, Anantnag, Jammu & Kashmir-192125** dated 03.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-46833965 / JAMMU AND KASHMIR / 2020 / REJC / 55** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the private lease deed for a period of 20 years in favour of the Society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Zulfikar Ah. Siddiqui, Chairman of Al Ahad College of HR. Education, 342, 343, 344, Krangsoo, Mattan, Krangsoo K P Road, Anantnag, Jammu & Kashmir-192125 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Esteemed Sir, As the NCTE Regulation came into effect from 28th November 2014, but our college (Al-Ahad College of Education) existed before the new regulations got implemented and got the approval from J&K Govt. and the Higher Education Department much earlier than the above date. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the Society. We strictly adhered to it and executed a private lease deed for 30 years. Now It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time or more and save our tremendous investment viz a viz the employment of scores of highly qualified and meritorious youth in each college. Best Regards Al-Ahad College of Education."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that *"the Al-Ahad Educational Society/Trust/Institution/College is in possession of land. the*

land is on lease from Dildar Ahmad and others for a minimum period of 30 years (Thirty years only)".

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Al Ahad College of HR. Education, 342, 343, 344, Krangsoo, Mattan, Krangsoo K P Road, Anantnag, Jammu & Kashmir-192125.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-80/E-358653/2025 Appeal/6th Meeting, 2025
APPLNRC202514960/ E-87/89

Zakir Memorial College of Education, 881, Tumlahal, Tahab, Sidco Road, Pulwama, Jammu & Kashmir-192301	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Ms. Shamima Akhter, Chairperson
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Zakir Memorial College of Education, 881, Tumlahal, Tahab, Sidco Road, Pulwama, Jammu & Kashmir-192301** dated 05.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-19155593 / JAMMU AND KASHMIR / 2020 / REJC / 153** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the Private lease deed dated 17th Sept 2020 in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The institution has not submitted any registered land document in the name of society / institution. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper regarding land not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Shamima Akhter, Chairperson of Zakir Memorial College of Education, 881, Tumlahal, Tahab, Sidco Road, Pulwama, Jammu & Kashmir-192301 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Esteemed Sir, As the NCTE Regulation came into effect on 28th November 2014, our college (Zakir College of Education) already existed before these new regulations were implemented and had obtained approval from the J&K Government and the Higher Education Department well before the mentioned date. Our college was established as per the rules and regulations of the erstwhile State Government, which stipulated that the land should be mutated in the name of any of the founder Trustees and could be leased out to the Society. We strictly adhered to this requirement and executed a private lease deed for 30 years. This is a humble appeal to your Lordship to adopt our college accordingly or grant an extension of 5 years or more, thereby preserving our substantial investment and safeguarding the employment of

numerous highly qualified and meritorious youth in each college. Best regards, Zakir College of Education.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“it has**

executed a private lease deed for 30 years. This is a humble appeal to your Lordship to adopt our college accordingly or grant an extension of 5 years or more, thereby preserving our substantial investment and safeguarding the employment of numerous highly qualified and meritorious youth in each college.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Zakir Memorial College of Education, 881, Tumlahal, Tahab, Sidco Road, Pulwama, Jammu & Kashmir-192301.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-81/E-358656/2025 Appeal/6th Meeting, 2025
APPLNRC202514919/ E-87189

South Valley College of Education, 303, 305, 193, Cheyan Devsar, Qazigund Kulgam Road, Anantnag, Jammu & Kashmir-192231	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **South Valley College of Education, 303, 305, 193, Cheyan Devsar, Qazigund Kulgam Road, Anantnag, Jammu & Kashmir-192231** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-18814582 / JAMMU AND KASHMIR / 2020 / REJC / 130** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the private lease deed for a period of 19 years in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **South Valley College of Education, 303, 305, 193, Cheyan Devsar, Qazigund Kulgam Road, Anantnag, Jammu & Kashmir-192231** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Esteemed Sir, As the NCTE Regulation came into effect from 28th November 2014, but our college (South Valley College of Education) existed before the new regulations got implemented and got the approval from J&K Govt. and the Higher Education Department much earlier than the above date. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. Now It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time or more and save our tremendous investment viz a viz the employment of scores of highly qualified and meritorious youth in each college. Best Regards South Valley College of Education."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appellant Institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“the South Valley College of Education Cheyan Devsar is in possession of land. the**

land is on lease from Mst Taja Bano W/o Haji Gull Mohd. Dar R/o Cheyan Devsar Tehsil devsar District Kulgam for a period of 19 years (Nineteen Years)."

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, South Valley College of Education, 303, 305, 193, Cheyan Devsar, Qazigund Kulgam Road, Anantnag, Jammu & Kashmir-192231.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-83/E-358658/2025 Appeal/6th Meeting, 2025
APPLNRC202514950 / E-87189

Jamia College of Education, 514, 516, 473/39/308-06/31, Brakpora, Achabal, Anantnag Achabal Road, Anantnag, Jammu & Kashmir-192201	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Jamia College of Education, 514, 516, 473/39/308-06/31, Brakpora, Achabal, Anantnag Achabal Road, Anantnag, Jammu & Kashmir-192201** dated 02.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-38046479 / JAMMU AND KASHMIR / 2020 / REJC / 122** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the private lease deed for a period of 30 years in favour of the management society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper regarding land is not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Jamia College of Education, 514, 516, 473/39/308-06/31, Brakpora, Achabal, Anantnag Achabal Road, Anantnag, Jammu & Kashmir-192201** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "It is respectfully submitted that the appellant institution was granted recognition for the first prior to application of NCTE Regulations 2014 and the National Council for Teacher Education was not applicable earlier in view of the Article 370 of the Constitution of India. Further, the institution was being run satisfactorily in conformity since then as per applicable rules and regulations of the state of Jammu & Kashmir. Since, our institution was already following the applicable rules and regulations prescribed under the state laws in light of the exception in the NCTE Act 1993, the appellant institution was not required to follow the Rules and regulations of the NCTE previously. It is humbly submitted that institution has come under the purview of the NCTE Act, 1993 now for the first time being in existence prior to application of NCTE Regulations 2014, the same was excluded by operation of law relevant to the NCTE Act, Rules and Regulations and as such, the existing institution prior to 2014 like

our institution requires kind indulgence of the appellate authority of the NCTE. It is pertinent to mention herein that earlier there was a NCTE Regulation 2002 & 2005 as well whereby the institutions were allowed to run institutions on ownership/lease conveniently. Later on, the condition of Govt. Lease was introduced by the NCTE. In light of the above, the institution wishes to seek more reasonable time of 7 years at least to 10 years max. for doing the needful transactions which involves huge amount of money desired under NCTE Regulation 2014. Moreover, the appellant institution is ready to submit an affidavit of undertaking as well to implement all criterion desired by the NCTE Regulations 2014. uncipab."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents,

including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “it has a lease deed between Dr. Ghulam Nabi Ganai Son of Ghulam Mohammad Ganie R/o Brakpora Anantnag District Anantnag (hereinafter called, the Lessor) of the one part and Administrative Assistant (Jamia College of Education) Brakpora District Anantnag (hereinafter called the Lessee) of the other part, which is not acceptable.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Jamia College of Education, 514, 516, 473/39/308-06/31, Brakpora, Achabal, Anantnag Achabal Road, Anantnag, Jammu & Kashmir-192201.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-84/E-358929/2025 Appeal/6th Meeting, 2025
APPLNRC202514937/ E-87159

Qamariya College of Education and Trainings, 105/106/107/116, Badampora Ganderbal, Sumbal, Wakura, Srinagar, Jammu & Kashmir-193501	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	The Representative
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Qamariya College of Education and Trainings, 105/106/107/116, Badampora Ganderbal, Sumbal, Wakura, Srinagar, Jammu & Kashmir-193501** dated 24.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-702863175 / JAMMU AND KASHMIR / 2021 / REJC / 137** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted the required certified copy of the registered land document as per provisions of the NCTE Regulation, 2014 as amended from time to time. In lieu of land documents, the Institution has submitted a photocopy of private Lease Deed in the name of institution for a period of 30 years, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is not in the name of institution / society, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper regarding land is not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

The Representative of **Qamariya College of Education and Trainings, 105/106/107/116, Badampora Ganderbal, Sumbal, Wakura, Srinagar, Jammu & Kashmir-193501** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir, NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations govt implemented. our college came into being as per the rules/regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30-years. It is to mercy appeal to your lordship to

adopt our college accordingly or permit a big breath of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 03.02.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions

regarding the land possessed by it, stating/informing that “the appellant institution has a lease deed in the name of Qamariya College of Education Badampora Ganderbal for a period of 30 years”.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Qamariya College of Education and Trainings, 105/106/107/116, Badampora Ganderbal, Sumbal, Wakura, Srinagar, Jammu & Kashmir-193501.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-85/E-358930/2025 Appeal/6th Meeting, 2025
APPLNRC202514934 / E-87189

Shanti Niketan College of Education, 491/345, 488/345, 489/345, H.M.T., National Highway Near Hokarsar landmark Doon, Zainakot, Batamaloo, Srinagar, Jammu & Kashmir-190012	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Shanti Niketan College of Education, 491/345, 488/345, 489/345, H.M.T., National Highway Near Hokarsar landmark Doon, Zainakot, Batamaloo, Srinagar, Jammu & Kashmir-190012** dated 22.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-710267117 / JAMMU AND KASHMIR / 2021 / REJC / 166** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "As per the application form, the institution has mentioned the name of trust as Shanti Niketan College of Education whereas the Trust Deed is submitted in the name of Shanti Niketan Educational Trust and Certificate of Registration of Societies dated 16.01.2004 is in the name of Children Welfare Education Society, Mirgund Balamulla. Affidavit on Rs. 100/- stamp paper regarding land is not submitted. The institution has not submitted the required certified copy of the registered land document as per provisions of the NCTE Regulation, 2014 as amended from time to time. In lieu of land documents, the Institution has submitted a photocopy of land ownership certificate issued by Tehsildar, Central Srinagar, Shalteng. As per the said certificate the Owners of Land is Mr. Showkat Ahmad Khan S/o Mohd. Abker Khan i.e. Individual, which is not acceptable as per clause 8(4)(i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Shanti Niketan College of Education, 491/345, 488/345, 489/345, H.M.T., National Highway Near Hokarsar landmark Doon, Zainakot, Batamaloo, Srinagar, Jammu & Kashmir-190012** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir, NCTE regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/regulations of erstwhile State Govt. that provided that the land should be mutated

in the name of any of the founder trustee and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. it is a mercy appeal to your lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 27.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"our college came into being as per the rules/regulations of erstwhile state Govt. that provided that the land should be mutated in the name of any of the founder trustee and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years."** Further, the appellant institution has also submitted a Land Ownership Certificate dated 13.11.2020 issued by Tehsildar, Srinagar Central, Shalteng, Government of Jammu and Kashmir and it is mentioned in the said certificate that **"Showkat Ahmad Khan S/o Mohd Akber Khan R/o Nursingh Garh Srinagar owns proprietary land measuring 09 Kanal 17-3/4 Marla classified as "Numbal" in revenue record falling under survey No's 494/345 (02 Kanal), 490/345 (01 Kanal 02 Marla), 492/345 (02 Kanal 07 Marla), 488/345 (03 Kanal 15-3/4), 493/345 (13 Marla) whereupon B.Ed. College namely Shantiniketan College of Education exist."**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents

submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Shanti Niketan College of Education, 491/345, 488/345, 489/345, H.M.T., National Highway Near Hokarsar landmark Doon, Zainakot, Batamaloo, Srinagar, Jammu & Kashmir-190012.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-87/E-358905/2025 Appeal/6th Meeting, 2025
APPLNRC202514955 / E-8789

Bhargava College of Education, 35/25, Near Basanter Bridge National-44, Bela Samba, National Highway Samba, Samba, Jammu & Kashmir-184121	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. P.K. Dhar, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Bhargava College of Education, 35/25, Near Basanter Bridge National-44, Bela Samba, National Highway Samba, Samba, Jammu & Kashmir-184121** dated 04.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-68241043 / JAMMU AND KASHMIR / 2020 / REJC / 108** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Photocopy of affidavit on Non-Judicial Stamp Paper of Rs.100/- regarding land is submitted. The institution was required to submit the fresh original Affidavit on Rs. 100/- stamp paper duly completed in all respects. . In support of land document, the institution has submitted the private lease deed for a period of 20 years in favour of the managing society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. . The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. P.K. Dhar, Principal of Bhargava College of Education, 35/25, Near Basanter Bridge National-44, Bela Samba, National Highway Samba, Samba, Jammu & Kashmir-184121 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "1. The institution has already submitted the required affidavit on 16-11-2024 However, the fresh affidavit on Rs.100/- stamp paper duly completed in all respects is once again submitted herewith. 2. The founder chairman (Late Sh. Prakash Sharma) of the Bhargava college of Education running under Smt. Rattna Devi Gopal Das Memorial Trust, Samba was the sole recorded owner of the of the ancestral land falling under khewat No. 20/18 Khata No. 35/75, khassra No. No. 6min measuring 8 kanal situated at village bella Samba, Tehsil/ district samba, leased to the Trust for 20 years. After the death of Sh. Prakash Sharma in November, 2020 the ownership rights of the said land were transferred to his wife Smt. Uma Sharma While his elder son Sh. Rajesh Sharma was elected as

chairman of the Trust. On Feb. 5th 2025 Smt. Uma Sharma also expired (Death certificate attached) and ownership rights will be transferred to her sons (legal heirs) Sh. Rajesh Sharma (existing chairman of the Trust) and Sanjeev Sharma (Secretary of the Trust) It is pertinent to mention that court/revenue office takes at least three months to transfer the land to legal heirs. After getting ownership rights, Chairman of the Trust Sh. Rajesh Sharma is going to transfer the said land to the trust which is prerequisite to run the teacher education college as per clause 8(4) (i) of NCTE Regulations 2014. Moreover, the lease deed is valid up to August 2025 and as per the revenue law Chairman can transfer the said land to the trust only after getting the ownership rights which will take some time in the concerned revenue office. You are therefore requested to consider our case and give us required time to complete the formalities. I would also like to mention that NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 20 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz the employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to

institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"Currently the land of the institution is on lease basis for the period of twenty years."**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

- 1. The Principal, Bhargava College of Education, 35/25, Near Basanter Bridge National-44, Bela Samba, National Highway Samba, Samba, Jammu & Kashmir-184121.**
- 2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**

3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-89/E-358993/2025 Appeal/6th Meeting, 2025
APPLNRC202514927/ E-8789

Insight Institute of Education and Training, 1818/1820/1851, Pinglena, Main Road Pulwama, Pulwama, Jammu & Kashmir-192301	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Insight Institute of Education and Training, 1818/1820/1851, Pinglena, Main Road Pulwama, Pulwama, Jammu & Kashmir-192301** dated 21.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC- 629702113 / JAMMU AND KASHMIR / 2020 / REJC / 187** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of registered land documents is not submitted by institution. In support of land document, the institution has submitted the photocopy of private lease deed dated 07.10.2020 in name of Mr. Irshad Ahmad Naik, which is not acceptable as per clause 8(4)(1) of NCTE Regulation, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis which is not acceptable as per NCTE Regulations. Affidavit on Rs. 100/- stamp paper regarding land is not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Insight Institute of Education and Training, 1818/1820/1851, Pinglena, Main Road Pulwama, Pulwama, Jammu & Kashmir-192301** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir, NCTE regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. our college came into being as per the rules/. regulations of erstwhile state govt, that provided that the land should be mutated in the name of any of the founder trustees and can be leased out to the trust/society. we strictly adhered to it and executed a private lease deed for 30 years, it is mercy appeal to your lordship to adopt our college accordingly are permit a big breather of 5 years' time and save our tremendous INVESTMENT viz a viz de EMPLOYMENT of schools of youth in our college."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 18.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"The Insight Institute of Education and Training Pinglena, Pulwama is in possession of land. the land is**

on lease from Gh. Mohi ud din Sheikh S/o Noor ud din Sheikh R/o Pinglana, Pulwama for a minimum period of 30 years".

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Insight Institute of Education and Training, 1818/1820/1851, Pinglena, Main Road Pulwama, Pulwama, Jammu & Kashmir-192301.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-93/E-358197/2025 Appeal/6th Meeting, 2025
APPLNRC202514908/E-87189

Rizwan Memorial College of Education Training and Research, 413 and 414, Asham, Asham Srinagar Road, Sumbal, Baramulla, Jammu & Kashmir-193501	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Rizwan Memorial College of Education Training and Research, 413 and 414, Asham, Asham Srinagar Road, Sumbal, Baramulla, Jammu & Kashmir-193501** dated 12.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-15230036 / JAMMU AND KASHMIR / 2020 / REJC / 91** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the private lease deed in favour of the managing society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from Rizwan Memorial College of Education Training and Research, 413 and 414, Asham, Asham Srinagar Road, Sumbal, Baramulla, Jammu & Kashmir-193501 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "The chairman National Council for Teacher Education (NCTE). We acknowledge the receipt of letter 431 meeting held on 9 to 10 december 2024 dated 26/12/2024 of regional director NCTE regarding the requirement for converting land in the name of the trust and providing a land change certificate. We would like to bring to your kind attention that our institution was established and has been functioning as per the norms and regulations laid down by the erstwhile State Government of Jammu and Kashmir, prior to the abrogation of Article 370. At that time, there was no mandate for institutions to convert land ownership to the name of the trust or provide a land change certificate for obtaining recognition of the Government/Affiliation of the Kashmir University. Our institution complied with all the requirements of the state government during its establishment and has continued to function in accordance with those guidelines. The retrospective imposition of new requirements, which were not applicable at the time of our establishment, poses

significant procedural and legal challenges. The NCTE 2014 amendments do not have retrospective effect and hence are not applicable to us. We respectfully request the NCTE to kindly consider this unique situation and provide a waiver or an alternative mechanism to address this issue, keeping in view the historical regulatory framework under which our institution was established so that we carry on the responsibility of training our youth in modern techniques of education without hassles. We remain committed to maintaining the highest standards of education provided we are adopted with the present status. We may however humbly submit that we have already satisfied the NCTE norms as mandated by your office in terms of adherence to the stipulated intake capacity, duration of the course, eligibility criteria, specification of classrooms and pupil- teacher ratio. In view of the above facts and in view of the huge infrastructure built up in these colleges over the years and involvement of the large no. of employees engaged, we hope you will consider the matter favourably and save large scale de-employment and large scale waste of infrastructure in terms of libraries, laboratories, electronic EQUIPMENTS, furniture & fixtures and other infrastructural items. Besides, the space occupied by these colleges will remain idle. "Converting red tape into red carpet and making ease of functioning a reality" is the central theme of the present Govt. and as such we expect this policy will apply to us also and we will be saved from the catastrophe that is staring us in our faces."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case

before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “lease deed in the name of Rizwan Memorial College of Education Research and Training AT Asham Sumbal District Bandipora through Naseer Ahmad Khan Member S/o Abdul Majeed Khan R/o Check Chandergeera Tehsil Hajin District Bandipora for a period of thirty years.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the

Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.


उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Rizwan Memorial College of Education Training and Research, 413 and 414, Asham, Asham Srinagar Road, Sumbal, Baramulla, Jammu & Kashmir-193501.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-100/E-360305/2025 Appeal/6th Meeting, 2025
APPLNRC202514943/E-82189

Jan Baz Wali (JBW) College of Education and Trainings, 2899, 2925, 2926, Nadi Hal, (Rafi Abad) Baramulla, Kashmir, Jammu & Kashmir-193101	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Khalid Mehmood, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Jan Baz Wali (JBW) College of Education and Trainings, 2899, 2925, 2926, Nadi Hal, (Rafi Abad) Baramulla, Kashmir, Jammu & Kashmir-193101** dated 25.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-98524284 / JAMMU AND KASHMIR / 2020 / REJC / 125** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. Affidavit on Rs. 100/- stamp paper regarding land not submitted. The institution has submitted the photocopy of a private lease deed executed on 31.08.2020 for a period of 30 years in the name of institution with Mr. Ghulam Mohidin Shah, which is not acceptable as per clause 8(4)(i) of NCTE Regulations, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Khalid Mehmood, Principal of Jan Baz Wali (JBW) College of Education and Trainings, 2899, 2925, 2926, Nadi Hal, (Rafi Abad) Baramulla, Kashmir, Jammu & Kashmir-193101 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "The lease document was already made at the time of submission of application for recognition in NCTE office New Delhi. However, the recommendation for transferring the land in the name of trust will be done in future."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that *“the JBW Educational Trust is in possession of land. the land is on lease basis from Land owners for a minimum period of 30 years”*.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.


उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Jan Baz Wali (JBW) College of Education and Trainings, 2899, 2925, 2926, Nadi Hal, (Rafi Abad) Baramulla, Kashmir, Jammu & Kashmir-193101.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-113/E-360147/2025 Appeal/6th Meeting, 2025
APPLNRC202514930/ E-87189

Unique College of Education, 197, Mirgund, Pattan, Baramulla, Jammu & Kashmir-193121	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mohd. Yousuf Allie, Chairman
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of Unique College of Education, 197, Mirgund, Pattan, Baramulla, Jammu & Kashmir-193121 dated 21.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-372717115 / JAMMU AND KASHMIR / 2021 / REJC / 145** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution not submitted. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. An affidavit in prescribed format on Non-Judicial Stamp Paper of Rs.100/-, attested by Notary Public/Oath Commissioner regarding land is not submitted/ uploaded by institution. A copy of permission for land use or Land Use Certificate issued by the competent authority is not submitted. Institution has submitted a photocopy of No objection certificate dated 15.11.2004 issued by Tehsildar, Pattan stating that Mr. Shabir Ahmad Allai S/o Mr. Ghulam Ahmad Allaie who intended to start / establish a B.Ed. college under the name and style of Unique College of Education. It was required to submit the proper Change of Land Use Certificate issued under the relevant laws of the Government. The said certificate dated 15.11.2004 is issued in the name of Individual. A copy of Mutation Certificate issued by the competent authority is not submitted. The Institution has uploaded the same copy of NOC dated 15.11.2004, and as per the said certificate the land is in the name of Mr. Shabir Ahmad Allaie i.e. individual. Non-Encumbrance Certificate issued by competent authority is not submitted/ uploaded by institution. Geographic location is not mentioned by the institution. The institution was required to submit the Blueprint of the Building plan duly approved by the Competent Authority duly mentioning the name and location (Sy. No./Plot No./Khasra No.) of the institution, total land area, built up area, earmarked area for each course, date of approval and approving authority. The submitted building plan is not legible. Building safety certificate dated 14.03.2019 issued by Executive Engineer, (R & B) Division, Baramulla submitted/uploaded by institution. It is for one year only. Renewed building safety certificate is not submitted. The fire safety certificate issued by the

competent authority is not submitted. Institution has submitted/uploaded a copy of Chemical Safety certificate issued by Sub Divisional Magistrate, Pattan, which is not acceptable. Certificate to the effect that the institution's campus, building, facility etc. is disabled friendly issued by competent Government authority is not submitted. Institution has submitted/uploaded the same copy of NOC dated 15.11.2004, which is not acceptable. Building Completion Certificate issued by competent authority in prescribed format with details of Total land area, Built-up area, Khasra No., College name etc. is not submitted.”

II. SUBMISSIONS MADE BY APPELLANT: -

Mohd. Yousuf Allie, Chairman of Unique College of Education, 197, Mirgund, Pattan, Baramulla, Jammu & Kashmir-193121 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “NCTE Regulations came into effect from 28 November 2014, but our college existed before the new regulations got implemented. our college came into being as per the rules/regulations of erstwhile-State Govt. that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it. 1. Non-Encumbrance Certificate is under process. 2. The building plan certificate approved by competent authority is under process. 3. Disabled friendly certificate issued by Competent Govt. Authority is under process. While as updated building safety certificate and Fire & Emergency is Completed. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big Breather of Five Years of Time and save our tremendous efforts and investment and deemployment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 19.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"NCTE Regulations came into effect from 28 November 2014, but our college existed before the new regulations got implemented. our college came into being as per the rules/regulations of erstwhile-State Govt. that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it. 1. Non-Encumbrance Certificate is under process. 2. The building plan certificate approved by competent authority is under process. 3. Disabled friendly certificate issued by Competent Govt. Authority is**

under process. While as updated building safety certificate and Fire & Emergency is Completed. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big Breather of Five Years of Time and save our Tremendous efforts and investment and deployment of scores of youth in each college.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The

Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Unique College of Education, 197, Mirgund, Pattan, Baramulla, Jammu & Kashmir-193121.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-116/E-361110/2025 Appeal/6th Meeting, 2025
APPLNRC202515001/E-87189

Souch Kral Memorial College of Education, 818/275, Nawa, Pulwama, Jammu & Kashmir-192301	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Souch Kral Memorial College of Education, 818/275, Newa, Pulwama, Jammu & Kashmir-192301** dated 24.03.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-850042109 / JAMMU AND KASHMIR / 2020 / REJC / 148** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the Private lease deed dated 12th June 2014 in favour of the managing society, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The institution has not submitted any registered land document in the name of society / institution. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Souch Kral Memorial College of Education, 818/275, Newa, Pulwama, Jammu & Kashmir-192301** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "We respectfully submit that the appellant institute was granted recognition for the first time in the year 2003 and NCTE for teacher education was not applicable then in view of the article 370 of the constitution. The institute was running smoothly in accordance with the rules and regulations of the state of Jammu & Kashmir. Now, it is humbly submitted that the NCTE act, 1993 has come into existence which was excluded by operation of law relevant to the NCTE act, the rules & regulations as such, our institution requires kind indulgence of the appellate authority of the NCTE. It is pertinent to mention that earlier there were NCTE regulations 2002 & 2005 as well whereby the institutions were allowed to run their work/institution on ownership or lease conveniently and later on the condition of govt. Lease was introduced by the NCTE. Keeping the above points under consideration by your esteemed self, the institute wishes to seek more reasonable time of atleast 8 to 10 years for doing the needful work/ transactions as desired under the

NCTE regulation 2014, which may involve a huge amount of money to get completed. Moreover, the appellant institute is ready to submit an affidavit as undertaking to implement all criterion desired by the NCTE regulations 2014. May we hope for the best from your end.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 26.12.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 17.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee.

The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“the institute wishes to seek more reasonable time of atleast 8 to 10 years for transaction under the NCTE Regulations, 2014”.**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves

to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

- 1. The Principal, Souch Kral Memorial College of Education, 818/275, Nawa, Pulwama, Jammu & Kashmir-192301.**
- 2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
- 4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-47/E-357099/2025 Appeal/6th Meeting, 2025
APPLNRC202514904 / E-87189

Kashmir Womens College of Education, Khasra No. 975, Village - Sopore, Street/Road-Momin Abad Baba Road, District-Baramulla, Jammu & Kashmir-193201.	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Ms. Aafiya Altaf, Member
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Kashmir Womens College of Education, Khasra No. 975, Village - Sopore, Street/Road-Momin Abad Baba Road, District-Baramulla, Jammu & Kashmir-193201** dated 14.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-39727764 / JAMMU AND KASHMIR / 2020 / REJC / 62** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that “The institution has not submitted a copy of byelaws of the Society. The institution has submitted the private lease deed for a period of 30 years in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations. Hence, the Committee decided to reject/refuse the application for B.Ed. course of the institution on the grounds mentioned above under Section 14 of the NCTE Act 1993. Accordingly, the institution is not allowed to take admission from the academic session 2025-26.”

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Aafiya Altaf, Member of Kashmir Womens College of Education, Khasra No. 975, Village - Sopore, Street/Road-Momin Abad Baba Road, District-Baramulla, Jammu & Kashmir-193201 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “Due to an oversight, we submitted the required documents within stipulated time via an email dated 13/01/2023 as well as physically which was received by your office on 23/01/2023. Sir NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather

of 5 years of time and save our tremendous investment viz a viz de employment of scores of youths in each college. Colleges in Kashmir have always struggled due to the turmoil in the valley. finally, things have started to normalize, and we would love to be a part of the success story of the state. we are willing to submit the required documents again”.

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.P.Ed. Course on 31.08.2020. The recognition of the institution for B.P.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"the Kashmir Women College of Education is in possession of land. The land is on lease for a minimum period of 30 years (Thirty years)"**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the

order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Kashmir Womens College of Education, Khasra No. 975, Village - Sopore, Street/Road-Momin Abad Baba Road, District-Baramulla, Jammu & Kashmir-193201.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-49/E-357490/2025 Appeal/6th Meeting, 2025
APPLNRC202514914/ E- 87 89

MTM College, 75 / 76 / 77 / 79 / 86 / 854 / 94, Wussan Kawarhama, Kunzer, Baramulla, Jammu & Kashmir-193404	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Dr. Hilal Ahmad Zargar, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **MTM College, 75/76/77/79/86/854/94, Wussan Kwarhama, Kunzer, Baramulla, Jammu & Kashmir-193404** dated 18.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-55236231 / JAMMU AND KASHMIR / 2020 / REJC / 67** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that Photocopy of affidavit on Non-Judicial Stamp Paper of Rs.100/- regarding land is submitted. The institution was required to submit the fresh original Affidavit on Rs. 100/- stamp paper duly completed in all respects. In support of the land documents, the institution has submitted the private lease deed in favour of the Mr. Gayas Ud Din Wan i.e. individual, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Hilal Ahmad Zargar, Principal from MTM College, 75/76/77/79/86/854/94, Wussan Kwarhama, Kunzer, Baramulla, Jammu & Kashmir-193404 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “Sir, NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/regulations of erstwhile State Govt, that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 30.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"the MTM Educational Society is in possession of land. The land is on private lease for a minimum period of 30 years."**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, MTM College, 75/76/77/79/86/854/94, Wussan Kwarhama, Kunzer, Baramulla, Jammu & Kashmir-193404.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-50/E-357487/2025 Appeal/6th Meeting, 2025
APPLNRC202514920/E-87/89

Kashmir Paradise College of Education, Plot No. 27,36, Police Colony Parihaspora Pattan, Singhpora, Baramulla, Jammu & Kashmir-193121	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Mr. Manzoor Ahmad Waza, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Kashmir Paradise College of Education, Plot No. 27,36, Police Colony Parihaspora Pattan, Singhpora, Baramulla, Jammu & Kashmir-193121** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-65394158 / JAMMU AND KASHMIR / 2020 / REJC / 169** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution has not uploaded the certified copy of land documents. As per the Affidavit on Rs. 100/- Stamp paper, the land of the institution is on private lease deed for a period of 30 years, which is not acceptable as per clause 8(4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulation. The institution is not included in the latest list of affiliated institutions issued by the affiliating University concerned. Hence, the Committee decided to reject/refuse the application for B.Ed. course of the institution on the grounds mentioned above under Section 14 of the NCTE Act 1993. Accordingly, the institution is not allowed to take admission from the academic session 2025-26."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Manzoor Ahmad Waza, Principal of Kashmir Paradise College of Education, Plot No. 27,36, Police Colony Parihaspora Pattan, Singhpora, Baramulla, Jammu & Kashmir-193121 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i). Your Honour, we have already submitted the latest affiliation latter twice, but for your kind perusal we will send again. (ii). Your honor, we have submitted on oath that the college is not a multi-disciplinary. For your kind perusal we will send through documentary proof that the college is not a multi- disciplinary. We running only one course in this infrastructure that is B.Ed. course. (iii). Your Honor, NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile

State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college as mentioned in trust deed and also authenticated by the revenue record the concerned piece of land measuring 8 and half kanals has been dedicated for the use of Kashmir Paradise College of Education. Relevant documents enclosed for your kind perusal. (iv). Your honor, we have submitted on oath that the college is not a multi-disciplinary. For your kind perusal we will send through documentary proof that the college is not a multi-disciplinary. We are running only one course in this infrastructure that is B.Ed. course.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Course on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in

compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“lease deed is in the name of Kashmir Paradise College of Education Dever, Parishpora pattan, through its Administrator namely Rafiq Ahmad Sofi S/o Late Gh. Mohammad Sofi Resident of Kanispora Baramulla, Tehsil & Baramulla situated at Mouza Yakhmanpora (Dever Parishpora) Singhpora, Tehsil Singhpora & District Baramulla for a period of 30 years.”**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in

accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Kashmir Paradise College of Education, Plot No. 27,36, Police Colony Parihaspora Pattan, Singhpora, Baramulla, Jammu & Kashmir-193121.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-53/E-357486/2025 Appeal/6th Meeting, 2025
APPLNRC202514918/ C-87189

G.A. Memorial College of Education, 6000, Oudipora, Awantipora, Pampore, Pulwama, Jammu & Kashmir-192122	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	The Representative
Respondent by	Regional Director, NRC
Date of Hearing	07.03.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **G.A. Memorial College of Education, 6000, Oudipora, Awantipora, Pampore, Pulwama, Jammu & Kashmir-192122** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-41456147 / JAMMU AND KASHMIR / 2020 / REJC / 18** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Photocopy of Affidavit on Non-Judicial Stamp Paper of Rs. 100/- regarding land submitted. The institution is required to submit the fresh original Affidavit on Rs. 100/- stamp paper duly completed in all respects. In support of land document, the institution has submitted the private lease deed for a period of 30 years in favour of the Zahida Tabasum Chashoo, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

The Representative of **G.A. Memorial College of Education, 6000, Oudipora, Awantipora, Pampore, Pulwama, Jammu & Kashmir-192122** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "G.A. Memorial college of Education also figures among them. In this connection, we would like to bring to your kind attention that our institution was established and has been functioning as per the norms and regulations laid down by the erstwhile State Government of Jammu and Kashmir, prior to the abrogation of Article 370. At that time, there was no mandate for institutions to convert land ownership to the name of the trust or provide a land change certificate for obtaining recognition of the Government/Affiliation of the Kashmir University. Our institution complied with all the requirements of the state government during its establishment and has continued to

function in accordance with those guidelines. The retrospective imposition of new requirements, which were not applicable at the time of our establishment, poses significant procedural and legal challenges. The NCTE 2014 amendments do not have retrospective effect and hence are not applicable to us. We respectfully request the NCTE to kindly consider this unique situation and provide a waiver or an alternative mechanism to address this issue, keeping in view the historical regulatory framework under which our institution was established so that we carry on the responsibility of training our youth in modern techniques of education without hassles. We remain committed to maintaining the highest standards of education provided we are adopted with the present status. We may however humbly submit that we have already satisfied the NCTE norms as mandated by your office in terms of adherence to the stipulated intake capacity, duration of the course, eligibility criteria, specification of classrooms and pupil- teacher ratio. In view of the above facts and in view of the huge infrastructure built up in these colleges over the years and involvement of the large no. of employees engaged, we hope you will consider the matter favorably and save large scale de-employment and large-scale waste of infrastructure in terms of libraries, laboratories, electronic equipment, furniture & fixtures and other infrastructural items. Besides, the space occupied by these colleges will remain idle. "Converting red tape into red carpet and making ease of functioning a reality" is the central theme of the present Govt. and as such we expect this policy will apply to us also and we will be saved from the catastrophe that is staring us in our faces. It will not be out of place to mention that NCTE adopted Distance Mode B.Ed. of Kashmir University as such allowing them to admit even freshers for B.Ed. which is a total deviation of NCTE Norms. The same favour be extended to us also. In our case no norms are deviated except the problem of transfer of land ownership to the trust. Yours faithfully, Sd/- Bilal Ahmad Dhar Chairman G.A. Memorial College of Education."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Northern Regional Committee for grant of recognition for seeking permission for running the B.Ed. course on 31.08.2020. The recognition of the institution for B.Ed. course was refused by NRC vide order dt. 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **“lease deed is in the name of G.A. Memorial College of Education N/H Barsoo, Lethpora Pampore Pulwama J&K for a period of 30 years.”**

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th. April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, G.A. Memorial College of Education, 6000, Oudipora, Awantipora, Pampore, Pulwama, Jammu & Kashmir-192122.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-54/E-357644/2025 Appeal/6th Meeting, 2025
APPLNRC202514917/ E-8789

Subhan Institute of Education and Technology, 229, Fatehpura, Sherwani Colony Khawaja Bagh, Baramulla, Jammu & Kashmir - 193101	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	Mr. Nisar Ahmad Malik, Chairman
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Subhan Institute of Education and Technology, 229, Fatehpura, Sherwani Colony Khawaja Bagh, Baramulla, Jammu & Kashmir - 193101** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-45536722 / JAMMU AND KASHMIR / 2020 / REJC / 63** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that: "The institution has submitted a copy of the Supplementary Trust Deed dated 6.7.2005. Copy of Principal Deed is not submitted. The institution has not submitted the required Affidavit in prescribed format on Non-Judicial Stamp Paper of Rs.100/- regarding land, attested by Notary Public/ Oath Commissioner. The institution has not submitted the required copy of the registered land document as per provisions of the NCTE Regulation, 2014 as amended from time to time. It uploaded 3 pages in Urdu Language. Translated Version is not submitted. The institution has not submitted the Land Use Certificate issued by the Competent Authority to use the land for educational purpose. It only uploaded single page which is not LUC. The institution has not submitted the mutation certificate issued by the competent authority. It only uploaded 02 pages in Urdu Language. The institution has not submitted the non-encumbrance certificate issued by the Competent Authority indicating that the land is free from all encumbrances. The institution has not submitted the approved blueprint of Building plan signed by the Competent Govt. Authority indicating the name of the course, name of the institution, Khasra No./Plot No., total land area, total built-up area and the measurements of the Multi-purpose Hall as well as the other infrastructural facilities such as classrooms etc. The institution has not submitted Site plan showing the location of the building as per the land & revenue records of the concerned authority. The institution has submitted a copy Building Safety Certificate No. Rand B/Bla/217 dated 8.7.2010 issued by the Executive Engineer, (R&B) Division, Baramulla Govt. of J&K. This Certificate is almost 10 years old and hence, does not have relevance as on date. The institution has submitted a copy of Certificate No. DDF&ESS/NOC/ 1293 dated 17.09.2015 issued by the Deputy Director, Fire Emergency Services, Govt. of J&K. It is in the name of some other school. Moreover,

this Certificate is almost 5 years old and hence, does not have relevance as on date. The institution has not submitted a certificate issued by the Competent Govt. Authority to the effect that the institution's campus, building, facility etc. is disabled friendly."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Nisar Ahmad Malik, Chairman of Subhan Institute of Education and Technology, 229, Fatehpura, Sherwani Colony Khawaja Bagh, Baramulla, Jammu & Kashmir -193101 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. With reference to the above refusal order the following points are penned down for your kind consideration. 1. The latest Affiliation order from the affiliating body i.e., Kashmir University bearing order no F(R.aff-BC) CDC/KU/21/26 Dated:24/08/2021 which clearly mentioning the course offered and the intake capacity of the institution is enclosed. 2. The institution is not a Multi-Disciplinary Institution as our institution only runs Bachelor of Education (B.Ed.) two-year programme. 3. The supplementary Trust deed is already submitted to your office and the principal Deed is also enclosed with the documents for your reference. 4. The required Affidavit in the prescribed format, executed on a non-Judicial stamp paper of Rs 100/regarding land, has been duly attested by a Notary Public /Oath Commissioner is attached with the documents for your reference. 5. The registered land document under Khasra no. 229 is also enclosed with the documents for your reference. 6. The Site plan showing the location of the building is also enclosed with the documents for your reference 7. The Fire and Emergency services Certificate bearing no: JDK/F-Prv/2139 dated 30-09-2020 is enclosed with the documents for your reference. 8. The institution is disabled friendly. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time for the completion of other

documents and save our tremendous investment viz a viz de employment of scores of youth in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Northern Regional Committee for grant of recognition for seeking permission for running the B.Ed. course on 30.08.2020. The recognition of the institution for B.Ed. course was refused by NRC vide order dt. 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “the

Subhan Institution of Education and Technology College of Education at Sheerani Colony, Khawajabagh Baramulla (Fathepora) is in possession of land. The land is on lease basis for a period of 40 years”.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Subhan Institute of Education and Technology, 229, Fatehpura, Sherwani Colony Khawaja Bagh, Baramulla, Jammu & Kashmir - 193101.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-55/E-357643/2025 Appeal/6th Meeting, 2025
APPLNRC202514912/E- 8789

Afarwat College of Education and Technology, 1209, 1214, 1229-a, 1229-b, Janbazpora, Rohama, National Highway Baramulla to Handwara, Baramulla, Jammu & Kashmir-193101	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Arshid Gul Babar, Member Secretary
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Afarwat College of Education and Technology, 1209, 1214, 1229-a, 1229-b, Janbazpora, Rohama, National Highway Baramulla to Handwara, Baramulla, Jammu & Kashmir-193101** dated 16.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE/NRC/FR-2122-27041815/JAMMU AND KASHMIR/ 2020/REJC / 56** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that: "The institution has submitted the photocopy of Affidavit on Non-Judicial Stamp Paper of Rs.100/-, attested by Notary Public. Original Affidavit is not submitted. Regarding land, the institution has submitted the private lease deed for a period of thirty years between private parties, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Arshid Gul Babar, Member Secretary of Afarwat College of Education and Technology, 1209, 1214, 1229-a, 1229-b, Janbazpora, Rohama, National Highway Baramulla to Handwara, Baramulla, Jammu & Kashmir-193101

appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i). Your Honor, we have already submitted the latest affiliation latter twice, but for your kind perusal we will send again. (ii). Your honor, we have SUBMITTED on oath that the college is not a multi-disciplinary. For your kind perusal we will send through documentary proof that the college is not a multi-disciplinary. We running only one course in this infrastructure that is B.Ed. course. (iii). Your honor we have proof that we sent the original affidavit twice. we are ready to send now once again for your kind perusal. (iv). Your Honor, NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile

State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college as mentioned in trust deed and also authenticated by the revenue record the concerned piece of land measuring 8 and half kanals has been dedicated for the use of Afarwat college of Education and technology. Relevant documents enclosed for your kind perusal.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 29.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents,

including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"the Afarwat College of education and Technology, Janbazpora, Baramulla is in possession of land. The land is on lease for a minimum period of 30 years"**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds

that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Afarwat College of Education and Technology, 1209, 1214, 1229-a, 1229-b, Janbazpora, Rohama, National Highway Baramulla to Handwara, Baramulla, Jammu & Kashmir-193101.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-57/E-357489/2025 Appeal/6th Meeting, 2025
APPLNRC202514913/E-87189

Kashmir College of Education, 4043, 4044, 962, 4056, 4057, 4058, 4062 & 4063, Model Town (A) Sopore, Bandipora By-Pass Road, Barmulla, Jammu & Kashmir-193201	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Prof. Abdul Rahim Ganai, Chairman
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Kashmir College of Education, 4043, 4044, 962, 4056, 4057, 4058, 4062 & 4063, Model Town (A) Sopore, Bandipora By-Pass Road, Barmulla, Jammu & Kashmir-193201** dated 18.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-661375119 / JAMMU AND KASHMIR / 2021 / REJC / 198** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted the required certified copy of the registered land document as per provisions of the NCTE Regulation, 2014 as amended from time to time. In lieu of land documents, the Institution has submitted a photocopy of the Rent Deed between Prof. Abdul Rahim Ganai and Mr. Biba Jan for a period of 10 years, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT

Prof. Abdul Rahim Ganai, Chairman of Kashmir College of Education, 4043, 4044, 962, 4056, 4057, 4058, 4062 & 4063, Model Town (A) Sopore, Bandipora By-Pass Road, Barmulla, Jammu & Kashmir-193201 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir, NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5

years of time and save our tremendous investment viz a viz de employment of scores of youths in each college.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 28.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the

Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that *“our society is in possession of land. The land is on lease basis for a period of 30 years”*.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Kashmir College of Education, 4043, 4044, 962, 4056, 4057, 4058, 4062 & 4063, Model Town (A) Sopore, Bandipora By-Pass Road, Barmulla, Jammu & Kashmir-193201.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एन सी टी ई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-58/E-357483/2025 Appeal/6th Meeting, 2025
APPLNRC202514910/E-87189

Rehmat E Alam College of Education, 196, Anchidoora Anantnag, Rehmatatabad Anchidoora, Anantnag, Jammu & Kashmir-192101	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	The Representative
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Rehmat E Alam College of Education, 196, Anchidoora Anantnag, Rehmatabad Anchidoora, Anantnag, Jammu & Kashmir-192101** dated 17.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-26196568 / JAMMU AND KASHMIR / 2020 / REJC / 115** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society/institutions submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. PAN/GST/TAN no. are not mentioned by the institution in the online application. Copy of Registration Certificate of the Trust has not been submitted. The photocopy of Trust Deed submitted is not legible. A copy of permission for land use or land use certificate issued by the competent authority has not been submitted by the institution. A copy of Mutation Certificate issued by the competent authority has not been submitted by the institution. A copy of Non Encumbrance Certificate issued by the competent authority has not been submitted by the institution. The institution was required to submit the Blue Print of the Building plan duly approved by the Competent Authority duly mentioning the name and location (Sy. No./Plot No. /Khasra No.) of the institution, total land area, built up area, earmarked area for each course, date of approval and approving authority. Site plan of the building approved by the Competent Government Authority has not been submitted. Fire Safety Certificate issued by the Competent Government Authority has not been submitted. A certificate to the effect that the institution's campus, Building, facility etc is disabled friendly. (If the building of the institution is completed at the time of submission of application). In this regard certificate is not issued by the Competent Government Authority and instead of that institution has submitted this certificate on his letter head with the signature of the Chairman of the institution on online application. Building Completion Certificate has been submitted by the institution, which is not acceptable as NCTE Regulations, 2014."

II. SUBMISSIONS MADE BY APPELLANT: -

The Representative of Rehmat E Alam College of Education, 196, Anchidoora Anantnag, Rehmatabad Anchidoora, Anantnag, Jammu & Kashmir-192101 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “Enclosed pdf.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that **"our society is in possession of land. The land is on lease basis for a period of 25 years"**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The

Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.


उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Rehmat E Alam College of Education, 196, Anchidoora Anantnag, Rehmatatabad Anchidoora, Anantnag, Jammu & Kashmir-192101.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-59/E-357479/2025 Appeal/6th Meeting, 2025
APPLNRC202514916/E-87189

SRM Welkin College of Education, 2996/469/1, 3720/511, Sir Syed Colony Sopore, Near Dak Banglow Opposite Sub District Hospital, Kupwara Road, Baramulla, Jammu & Kashmir-193201	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Mukhtar Ahmad Khan, Administrative Officer
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **SRM Welkin College of Education, 2996/469/1, 3720/511, Sir Syed Colony Sopore, Near Dak Banglow Opposite Sub District Hospital, Kupwara Road, Baramulla, Jammu & Kashmir-193201** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-20536871 / JAMMU AND KASHMIR / 2020 / REJC / 45** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution is not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. The institution has submitted the photocopy of a private lease deed executed on 07.02.2000 for a period of 30 years in the name of society with Shri Kuldeep Kumar Shastri, which is not acceptable as per clause 8(4)(i) of NCTE Regulations, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Mukhtar Ahmad Khan, Administrative Officer of SRM Welkin College of Education, 2996/469/1, 3720/511, Sir Syed Colony Sopore, Near Dak Banglow Opposite Sub District Hospital, Kupwara Road, Baramulla, Jammu & Kashmir-193201 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "The Regional Director, Northern Regional Committee, National Council for Teachers Education, New Delhi. Subject: - Application for preferring appeal under Section 18 of the NCTE Act. Reference: - Decision of 431st Meeting of NRC Dated: -09 to 11 December 2024. Dear Sir, With reference to the Decision of NRC Meeting in 09 to 11th December 2024, I beg to submit: 1. That the

online file of SRM Welkin College of Education Sopore Kashmir is rejected/Refused for not submitting the Land Documents to the best of the NCTE regulations 2014. 2. That the trustees have resolved to provide the spacious building in the same premises over its land of 6 Kanal and 1 Marla equal to 3061 Sqmts vide Khasra No:- 2996/469/1 and 3720/511. 3. That the institution is fulfilling all the conditions of facilities to the best of the clause 6 (Recognition Norms and procedures) besides fulfilling the other norms and standards for bachelors programme of Education submitted on prescribed format through online with the request to kindly issue an order or the directions for kind consideration of the appeal. Thanking you Sir Sd/- Chairman SRM Weklkin College of Education Sopore.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents,

including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “the trustees have resolved to provide the spacious building in the same premises. However, did not provide execution of any such resolution i.e. is no ownership proof has been submitted. Furthermore, a certificate dated 18.02.2025 alleged to have been issued by Tehsildar, Sopore finds mention that the land is a non-agriculture land on spot under enjoyment of the appellant institution. Also, certificate of land dated 17.02.2025 alleged to have been issued by Tehsildar, Sopore states mode of possession of land as self-ownership.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. The Appeal Committee also noted that land documents submitted by the appellant institution are contradictory in nature and do not substantiate one another. Consequently, all land and building documents submitted by

the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, SRM Welkin College of Education, 2996/469/1, 3720/511, Sir Syed Colony Sopore, Near Dak Banglow Opposite Sub District Hospital, Kupwara Road, Baramulla, Jammu & Kashmir-193201.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-60/E-357478/2025 Appeal/6th Meeting, 2025
APPLNRC202514922/ E- 87189

Alhuda College of Education, 3131/3879/3830, Pattan, Baramulla, Jammu & Kashmir- 193121	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Nazir Ahmad Rather, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of Alhuda College of Education, 3131/3879/3830, Pattan, Baramulla, Jammu & Kashmir-193121 dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. F. No. NCTE / NRC / FR-2122-NRC-895228123 / JAMMU AND KASHMIR / 2021 / REJC / 177 dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted the required certified copy of the registered land document as per provisions of the NCTE Regulation, 2014 as amended from time to time. In lieu of land documents, the Institution has submitted a photocopy of private Rent Deed in the name of institution for a period of 03 years, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT

Mr. Nazir Ahmad Rather, Principal of Alhuda College of Education, 3131/3879/3830, Pattan, Baramulla, Jammu & Kashmir-193121 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir, NCTE regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile state govt., that provided that the land should be mutated in the name of any of the founder trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 02.02.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that "The Al-Huda College of Education Pattan Baramulla is in possession of land. the land is on lease for a minimum period of 09 years".

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Alhuda College of Education, 3131/3879/3830, Pattan, Baramulla, Jammu & Kashmir-193121.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-61/E-357696/2025 Appeal/6th Meeting, 2025
APPLNRC202514939/ E-87189

Guru Nanak College of Education, M14, Opposite HDFC, Main Road Awantipora, Pulwama, Jammu & Kashmir-192122	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Guru Nanak College of Education, M14, Opposite HDFC, Main Road Awantipora, Pulwama, Jammu & Kashmir-192122** dated 25.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-41356794 / JAMMU AND KASHMIR / 2020 / REJC / 131** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. • The institution is required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. • In support of land document, the institution has submitted the private lease deed for a period of 30 years with Mr. Jalakud Din Makroo, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. • The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Guru Nanak College of Education, M14, Opposite HDFC, Main Road Awantipora, Pulwama, Jammu & Kashmir-192122** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "The Chairman National Council for Teacher Education (NCTE) Gautam Buddha Nagar, Uttar Pradesh Subject: Appeal Against Refusal Order Regarding Grant of Extension/Adoption for B.Ed. Programme Esteemed Sir, We acknowledge the receipt of the letter no 430th meeting dated 29/11/204 from the Regional Director, NCTE, regarding the requirement for converting land ownership in the name of the trust and providing a land change certificate. Our institution, Guru Nanak College of Education, Awantipora Pulwama, has been functioning as per the norms and regulations laid down by the erstwhile State Government of Jammu and Kashmir before the abrogation of

Article 370. At that time, there was no mandate for institutions to transfer land ownership to the trust or provide a land change certificate for obtaining recognition or affiliation with Kashmir University. We wish to bring to your kind attention that: 1. Regulatory Compliance at the Time of Establishment: Our institution was established in full compliance with the then-prevailing regulatory framework. The retrospective imposition of new requirements, which were not applicable at the time, poses serious legal and procedural challenges. The NCTE (Recognition, Norms, and Procedure) Regulations, 2014, should not be applied retrospectively, as the institution was recognized and has been functioning under earlier norms. 2. Commitment to Educational Standards: We have consistently met NCTE norms regarding intake capacity, course duration, eligibility criteria, infrastructure, pupil-teacher ratio, and faculty qualifications. The institution has built a strong academic infrastructure, including well-equipped libraries, laboratories, electronic teaching aids, and faculty support systems, ensuring quality education. 3. Adverse Impact of the Decision: The rejection of our application would lead to large-scale unemployment among faculty and staff who have been serving dedicatedly for years. It would result in the wastage of significant infrastructure, including buildings, libraries, laboratories, furniture, and electronic equipment, rendering the space idle. The closure would affect students who aspire to pursue a B.Ed. degree, limiting access to teacher education in the region. 4. Request for Consideration: We humbly request NCTE to provide a waiver or an alternative solution in light of the unique circumstances under which our institution was established. The Government of India has emphasized "Ease of Doing Business" and "Ease of Functioning" to eliminate unnecessary regulatory hurdles. We appeal to NCTE to extend this policy consideration to our case as well. Furthermore, NCTE has adopted Distance Mode B.Ed. programs from Kashmir University, allowing fresh admissions despite deviations from standard NCTE norms. A similar relaxation should be granted to our institution, as we adhere to all norms except for the land ownership issue, which arose due to historical regulatory differences. In light of the above, we earnestly request you to reconsider our application for the extension of recognition for the B.Ed. programme. A positive decision would not only safeguard the employment of faculty and staff but also ensure that quality teacher education continues in the region. We remain committed to

upholding the highest standards of teacher training and education. Yours sincerely,
Chairman Guru Nanak College of Education Awantipora Pulwama, 192122.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has

made submissions regarding the land possessed by it, stating/informing that **“the Guru Nanak College of Education Awantipora J&K is in possession of land. The land is on lease for a minimum period of 30 years”**.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Guru Nanak College of Education, M14, Opposite HDFC, Main Road Awantipora, Pulwama, Jammu & Kashmir-192122.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-62/E-357570/2025 Appeal/6th Meeting, 2025
APPLNRC202514921/E-87189

Green Valley College of Education, 7233/5767 and 7234/5767, Dhobiwan, Kunzer, Tangmarg Gulmarg Highway, Baramulla, Jammu & Kashmir-193404	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Green Valley College of Education, 7233/5767 and 7234/5767, Dhobiwan, Kunzer, Tangmarg Gulmarg Highway, Baramulla, Jammu & Kashmir-193404** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-235697112 / JAMMU AND KASHMIR / 2021 / REJC / 186** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents registered in the name of institution / society not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. • The institution has submitted a photocopy of land Translation Memo of Land Record issued by Notary, which states that the land belongs to Dr. Mohammad Afzal and Noor ud din sons of late Haji Ghulam Mohiud-din i.e. individual, which is not acceptable as per clause 8(4)(1) of NCTE Regulation, 2014. • The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Green Valley College of Education, 7233/5767 and 7234/5767, Dhobiwan, Kunzer, Tangmarg Gulmarg Highway, Baramulla, Jammu & Kashmir-193404** appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "We, the management of Green Valley College of Education, Tangmarg, Kashmir, respectfully submit this appeal against the rejection order issued by NCTE regarding our application for approval of our B.Ed. program. Our institution has been committed to providing quality teacher education since its establishment in 2004. We had duly submitted our application for recognition, fulfilling all necessary requirements as per NCTE norms. However, we recently received a rejection order, the reasons for which we believe can be addressed through further clarification or compliance measures. We kindly request NCTE to reconsider our application and grant us an opportunity to rectify any deficiencies or provide additional

documentation as required. Our institution is dedicated to meeting all prescribed standards, and we are willing to cooperate fully in this regard. We would be grateful for a favorable review of our appeal and an opportunity to contribute to teacher education in the region”.

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 14.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The appellant institution did not appear online to present its case before Appellate Authority on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the

documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed and as per land document (Translation Memo of Land Record) submitted by the appellant institution, it is mentioned that “Certified that Land falling under survey numbers: 7233/5767 and 7234/5767 measuring in toto as 5 Kanals and 11-1/2 Marlas i.e (29947.50 Sqft) originally belonging to Dr. Mohammad Afzal and Noor ud din sons of late Haji Ghulam Mohi-ud-din R/o Khore Sherabad, Pattan-Baramulla.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was

justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Green Valley College of Education, 7233/5767 and 7234/5767, Dhobiwan, Kunzer, Tangmarg Gulmarg Highway, Baramulla, Jammu & Kashmir-193404.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-63/E-357699/2025 Appeal/6th Meeting, 2025
APPLNRC202514932/E-87189

M.E.T. College of Education, Muslim Educational Trust, 105, 108, 1051/109, 1179/85, 110, 111, 112, 1052/109, Tulibal Sopore, Tulibal Road Sopore, Baramulla, Jammu & Kashmir- 193201	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Dr. Irshad Ahmad Wani, Member Board of Trustees
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **M.E.T. College of Education, Muslim Educational Trust, 105, 108, 1051/109, 1179/85, 110, 111, 112, 1052/109, Tulibal Sopore, Tulibal Road Sopore, Baramulla, Jammu & Kashmir-193201** dated 22.02.2025 filed under Section 18 of NCTE Act, 1993 against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-474165111 / JAMMU AND KASHMIR / 2021 / REJC / 183** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Institution has submitted a copy of Registration Certificate Shops & Establishment Act 1966. Registration No. 74360444 in the name of M/s Muslim Educational Institute, Sopore, Baramulla but the name mentioned in online application and Service Rules as Muslim Educational Trust, Sopore. An affidavit on Non-Judicial Stamp Paper of Rs. 100/-, attested by Notary Public/Oath Commissioner submitted by prescribed institution but it is not in format and the detail of the land is also not mentioned in the Affidavit. A copy of the registered land documents as per provisions of the NCTE Regulation, 2014 as amended from time to time is not submitted by institution. The institution has submitted the land related documents, which are in Urdu language. The institution was required to submit the Certificate dated 23/12/2020 issued by the translated version in English / Hindi. As per the Tehsildar, Sopore, uploaded by the institution, the Tehsildar has given a Certificate that the land is in the name of Sh. Hassan Bacha, who is the administrator of the trust. As per this statement, the land of the institution is in individual name, which is not acceptable as per clause 8 (4) (0) Completion of NCTE Regulations Certificate etc. 2014. are not the acceptable other documents viz NEC, CLU, Mutation, Building Plan, Building in view of the fact that the land is on Individual name, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper submitted. Hence, regarding land is not the Committee decided to reject/refuse the application for B.Ed. course of the institution on the grounds mentioned above under Section 14 of the NCTE Act 1993."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Irshad Ahmad Wani, Member Board of Trustees of M.E.T. College of Education, Muslim Educational Trust, 105, 108, 1051/109, 1179/85, 110, 111, 112, 1052/109, Tulibal Sopore, Tulibal Road Sopore, Baramulla, Jammu & Kashmir-193201 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that “(i) This is due to oversight by the said office. This may kindly read as Muslim Educational Trust. Annexure-1 (ii) could not download the format at that time. Annexure-2 (A), 2(B) (iii) since the land document was available in Urdu language. The translated copy is submitted. Annexure-3 (iv) It is clarified that the land is in the name of Muslim Educational Trust. Annexure-4. (v) Cleared at Sr. No. 4 above (vi) Attached as Annexure -5(A), 5(B).”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 11.01.2021. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly

stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed and submitted a copy of Fard Intikhabi dated 21.01.2025 submitted by the Appellant Institution mentions the name of owner as Mohammad Maqbool and others which is an individual name.

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, M.E.T. College of Education, Muslim Educational Trust, 105, 108, 1051/109, 1179/85, 110, 111, 112, 1052/109, Tulibal Sopore, Tulibal Road Sopore, Baramulla, Jammu & Kashmir-193201.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलीय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-64/E-357692/2025 Appeal/6th Meeting, 2025
APPLNRC202514935/E-87189

Sheikh-UI-Alam College of Education, 2653, Drugmulla, Chinar Road, Kupwara, Jammu & Kashmir-193222	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Ms. Fareeda Rawa, Administrative Officer
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Sheikh-UI-Alam College of Education, 2653, Drugmulla, Chinar Road, Kupwara, Jammu & Kashmir-193222** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-622416106 / JAMMU AND KASHMIR / 2020 / REJC / 138** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. As per the photocopy of land documents submitted, the land is on private lease for a period of 30 years, which is not acceptable as per clause 8(4)(i) of NCTE Regulations, 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis for 30 years, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014."

II. SUBMISSIONS MADE BY APPELLANT

Ms. Fareeda Rawa, Administrative Officer of Sheikh-UI-Alam College of Education, 2653, Drugmulla, Chinar Road, Kupwara, Jammu & Kashmir-193222 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our tremendous investment viz a viz de employment of scores of youth in each college."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution has failed to submit its reply along with the requisite affidavit, as mandated by the directions of the Committee. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record, further observed that the institution has made submissions regarding the land possessed by it, stating/informing that "lease deed is in the name of Womens Educational Society situated at Drugmulla Kupwara for a period of 30 years."

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Sheikh-UI-Alam College of Education, 2653, Drugmulla, Chinar Road, Kupwara, Jammu & Kashmir-193222.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-65/E-357694/2025 Appeal/6th Meeting, 2025
APPLNRC202514925/ 687189

Jet College of Education, 2476/1414, 2479/1414, 2708/2082/1416, Kanispora, National Highway Kanispora, Khawaja Bagh Baramulla, Jammu & Kashmir-193103	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Javid Ahmad Chesti, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of Jet College of Education, 2476/1414, 2479/1414, 2708/2082/1416, Kanispora, National Highway Kanispora, Khawaja Bagh Baramulla, Jammu & Kashmir-193103 dated 20.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. F. No. NCTE / NRC / FR-2122-NRC-75260778 / JAMMU AND KASHMIR / 2020 / REJC / 51 dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Certified copy of land documents in the name of society / institution is not submitted. The institution was required to submit the Certified copy of all land documents issued by the Competent Revenue Authority. The institution was required to submit a Certificate of Land issued by the District Magistrate / Registering Authority with Designation on the specified format of NRC. Affidavit on Rs. 100/- stamp paper regarding land is not submitted. As per the mutation certificate submitted, the land is in the name of individual, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Safety Certificate, Fire Safety Certificate, Building Completion Certificate etc. are not acceptable in view of the fact that the land is in the name of individual, which is not acceptable as per NCTE Regulations".

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Javid Ahmad Chesti, Principal of Jet College of Education, 2476/1414, 2479/1414, 2708/2082/1416, Kanispora, National Highway Kanispora, Khawaja Bagh Baramulla, Jammu & Kashmir-193103 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i) Sir NCTE regulations came into effect from 28/11/2014 but our college existed before the new regulation got implemented. our college came into being as per the rules / regulations erstwhile state government, that provided that the land should be muted in the names of the founder trustees and can be leased out to the trust .we strictly adhere to it. the land and allied infrastructure are in the possession of the trust and the same is used only for imparting B.Ed. course to the eligible candidates referred by the university

of Kashmir it's a mercy appeal to your lordship to adopt our college are permit a big breather of 5years of time and save our tremendous investment viz a viz de employment of scores of youth in each college. (ii) the certificate issued by the tehsildar Baramulla which is registering authority has been already submitted to your office more ever we once again we upload the required document as desired by yourself. (iii) the affidavit on Rs. 100/ stamp paper regarding land has already submitted to your office and is again uploaded as desired by yourself. (iv) Sir NCTE regulations came into effect from 28/11/2014but our college existed before the new regulation got implemented. Our college came into being as per the rules /regulations erstwhile state government, that provided that the land should be muted in the names of the founder trusties and can be leased out to the trust .we strictly adire to it. The land and allied infrastructure are in the possession of the trust and the same is used only for imparting B.Ed. course to the eligible candidates referred by the university of Kashmir it's a mercy appeal to your lordship to adopt our college are permit a big breather of 5years of time and save our tremendous investment viz a viz de employment of scores of youth in each college."

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that the land is muted in the name of founder trustees and the possession of the land is with the trust. Moreover, the name of the owner of the land as mentioned in Revenue Extract Girdwari is Ahmad, Rehman, Rahim Sons of Qadir equal three shares Sultan, Gani Sons of Abdullah equal one shares, Residents of above village."

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory."

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in

accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking inter alia on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Jet College of Education, 2476/1414, 2479/1414, 2708/2082/1416, Kanispora, National Highway Kanispora, Khawaja Bagh Baramulla, Jammu & Kashmir-193103.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-66/E-357700/2025 Appeal/6th Meeting, 2025
APPLNRC202514923/ E-87189

Dr. Iqbal Training College of Education, 312, Mehjoor Nagar, Natipora, Malik Lane, Srinagar, Jammu & Kashmir-190015	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of the Appellant	Prof. Sajad Ahmad Bhat, Chairman
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Dr. Iqbal Training College of Education, 312, Mehjoor Nagar, Natipora, Malik Lane, Srinagar, Jammu & Kashmir-190015** dated 19.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-84473681 / JAMMU AND KASHMIR / 2021 / REJC / 32** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "In support of land document, the institution has submitted the private lease deed for a period of 30 years in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations. Original Affidavit on Rs. 100/- stamp paper regarding land not submitted."

II. SUBMISSIONS MADE BY APPELLANT: -

Prof. Sajad Ahmad Bhat, Chairman of Dr. Iqbal Training College of Education, 312, Mehjoor Nagar, Natipora, Malik Lane, Srinagar, Jammu & Kashmir-190015 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "(i) The Chairman National Council for Teacher Education Subject :- Appeal in context with a denial regarding the grant of extension of affiliation cum adoption of DIT College of Education Mehjoor Nagar Srinagar Reverend Sir With due veneration in connection with the receipt of your letter of Regional Director and NCTE with regard to conversion of land in the name of trust and providing a land change certificates , we would like to draw your kind heed towards the following few points that :- 1. The NCTE regulation came into effect from 28 November 2014 while our college had been established long back before the new regulations got implemented. 2. Our college had come into existence on the basis of the norms and rules of then erstwhile state government of Jammu and Kashmir that provided that the land under the college or institution should be mutated in the name of any of the Founder trustees and it can be leased out to the trust . 3. We strictly adhered

to the rules and regulations and executed a private lease deed for 30 years . 4. Sir , providing high quality education has always been our commitment and priority and we seek our humble consideration to provide a waiver to us to continue our selfless services to the youth in context with teaching with modern techniques . Now , lastly it is a humble entreat to your gracious self to adopt our college accordingly and grant us an extension of 5 years and save our huge investment on the college infrastructure in terms of labs and library and other requisite equipment and furniture etc go waste viz a viz the de-employment of scores of youth in our college. We sincerely hope for a positive reconsideration of our case and look forward to your kind response Yours faithfully Mr Sajad Ahmad Bhat Chairman DIT College of Education Mehjoor Nagar Srinagar Kashmir. (ii) esteemed sir, we have already submitted original affidavit soft copy in reply to last call notice and hard copy has been sent by speed post on 26/11/2024.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “lease deed is in the name of Dr. Iqbal Training College Mehjoor Nagar, Srinagar through its Chairman Sajad Ahmad Bhat S/o Ghulam Mohammad Bhat R/o Umarabad Zainakoot, Srinagar situated at Mehjoor Nagar, Srinagar for a period of 30 years.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in

accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking inter alia on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Dr. Iqbal Training College of Education, 312, Mehjoor Nagar, Natipora, Malik Lane, Srinagar, Jammu & Kashmir-190015.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.**



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-67/E-357703/2025 Appeal/6th Meeting, 2025
APPLNRC202514907/E-87189

Chinab Valley College of Education, 11, Parnewa Road, Wagar, Shamasabad, Khansahib, Badgam, Jammu & Kashmir-191111	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mrs. Mymoona Akhter, Principal
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Chinab Valley College of Education, 11, Parnewa Road, Wagar, Shamasabad, Khansahib, Badgam, Jammu & Kashmir-191111** dated 16.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-74114441 / JAMMU AND KASHMIR / 2020 / REJC / 30** dated 08.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Photocopy of affidavit on Non-Judicial Stamp Paper of Rs.100/- regarding land is submitted. The institution was required to submit the fresh original Affidavit on Rs. 100/- stamp paper duly completed in all respects. In support of the land document, the institution has submitted the private lease deed for a period of 30 years in favour of the institution, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc. are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations".

II. SUBMISSIONS MADE BY APPELLANT: -

Mrs. Mymoona Akhter, Principal of Chinab Valley College of Education, 11, Parnewa Road, Wagar, Shamasabad, Khansahib, Badgam, Jammu & Kashmir-191111 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "Sir NCTE Regulation came into effect from 28th November 2014, but our college existed before the new regulations got implemented. Our college came into being as per the rules/ regulations of erstwhile State Govt., that provided that the land should be mutated in the name of any of the founder Trustees and can be leased out to the trust. We strictly adhered to it and executed a private lease deed for 30 years. It is a mercy appeal to your Lordship to adopt our college accordingly or permit a big breather of 5 years of time and save our

tremendous investment viz a viz de employment of scores of youth in each college. All other required evidence documents are also enclosed/ attached.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 08.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents, including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the

Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “the institution’s land is on private lease deed dated 21.08.2020 for 30 years.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 08.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 08.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 08.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. **The Principal, Chinab Valley College of Education, 11, Parnewa Road, Wagar, Shamasabad, Khansahib, Badgam, Jammu & Kashmir-191111.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 24.06.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-73/E-358003/2025 Appeal/6th Meeting, 2025
APPLNRC202514947/E-87189

Maxwell College of Education, 554, Rajpora Road Pulwama, Pulwama, Jammu & Kashmir-192301	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075
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Representative of Appellant	Mr. Mudasir Bashir, Lecturer
Respondent by	Regional Director, NRC
Date of Hearing	28.05.2025
Date of Pronouncement	24.06.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Maxwell College of Education, 554, Rajpora Road Pulwama, Pulwama, Jammu & Kashmir-192301** dated 28.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE / NRC / FR-2122-NRC-17905062 / JAMMU AND KASHMIR / 2020 / REJC / 40** dated 07.01.2025 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution has submitted affidavit on Rs. 100/- stamp paper regarding land, which is not in prescribed format. In support of land document, the institution has submitted the private lease deed for a period of 30 years in favour of Mr. Feroze Ahmad Sheikh for running Maxwell College of Education, which is not acceptable as per clause 8 (4) (i) of NCTE Regulations 2014. The other documents viz NEC, CLU, Mutation, Building Plan, Building Completion Certificate etc are not acceptable in view of the fact that the land is on private lease basis, which is not acceptable as per NCTE Regulations."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Mudasir Bashir, Lecturer of Maxwell College of Education, 554, Rajpora Road Pulwama, Pulwama, Jammu & Kashmir-192301 appeared online to present the case of the appellant institution on 28.05.2025. In the appeal report, it is submitted that "It is respectfully submitted that the appellant institution was granted recognition for the first time on July 2014, and the National Council for Teacher Education was not applicable earlier in view of the Article 370 of the Constitution of India. Further, the institution was being run satisfactorily in conformity since then as per applicable rules and regulations and the state of Jammu & Kashmir. Since, our institution was already following the applicable rules and regulations prescribed under the state laws in light of the exception in the NCTE Act 1993, the appellant institution was not required to follow the Rules and regulations of the NCTE previously. It is humbly submitted that institution has come under the purview of the NCTE Act, 1993 now for the first time being in existence prior to application of NCTE Regulations 2014, the same was excluded by operation of law relevant to the NCTE Act, Rules and Regulations and as such, the

existing institution prior to 2014 like our institution requires kind indulgence of the appellate authority of the NCTE. It is pertinent to mention herein that earlier there was a NCTE Regulation 2002 & 2005 as well whereby the institutions were allowed to run institutions on ownership/lease conveniently. Later on, the condition of Govt. Lease was introduced by the NCTE. In light of the above, the institution wishes to seek more reasonable time of 7 years at least to 10 years max. for doing the needful transactions which involves huge amount of money desired under NCTE Regulation 2014. Moreover, the appellant institution is ready to submit an affidavit of undertaking as well to implement all criterion desired by the NCTE Regulations 2014.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 6th Meeting, 2025 held online on 28th May 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Appeal Committee noted that the appellant institution submitted an application to the Northern Regional Committee for grant of recognition, seeking permission for running the B.Ed. Programme on 31.08.2020. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 07.01.2025.

The instant matter was placed before the Appeal Committee in its 6th Meeting held on 28.05.2025. The Appeal Committee, while examining the appeals pertaining to institutions located in the Union Territory of Jammu & Kashmir, had earlier in its 3rd Meeting held on 07.03.2025, noted that the primary ground for refusal of recognition by NRC in these cases pertains to deficiencies related to land documents not being in conformity with the provisions of the NCTE Regulations, 2014.

Accordingly, as per the decision of the Appeal Committee, appellant institution, was directed vide letter dated 22.04.2025 to submit a duly notarized Affidavit clearly stating the legal status of the land, specifically confirming whether the land is held in compliance with the NCTE Regulations, 2014, along with supporting documents,

including Non-Encumbrance Certificate, Mutation Record, Building Plan, and Building Completion Certificate etc.

The Appeal Committee noted that the appellant institution submitted its reply along with an affidavit. The Appeal Committee on perusal of the Appeal Report and the documents/submissions available on record viz a viz Affidavit submitted by the Appellant Institution further observed that the institution has made submissions regarding the land possessed by it, stating/informing that “lease deed is in the name of Maxwell College of Education situated at Chatapora Pulwama for a period of 30 years.”

The Appeal Committee upon examined of the case of the appellant institution observed that the submitted lease pertains to a private lease, which is impermissible under NCTE Regulations, 2014 (amended vide Gazette Notification dated 28th April, 2017) which categorically provides that:

“No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land free from all encumbrances on the date of application and the said land shall be either on ownership basis or on lease from the Government or Government institutions for a period of not less than thirty years subject to the relevant laws of the concerned State or Union Territory.”

The Appeal Committee further noted that the appellant institution was provided multiple opportunities to rectify the deficiency regarding land status but failed to comply with the regulatory requirements. Consequently, all land and building documents submitted by the appellant institution relate to land held on private lease, which is not in accordance with the extant statutory provisions under the NCTE Act, 1993 and NCTE Regulations, 2014.

Noting the submission made in the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council holds

that the institution is still lacking *inter alia* on the above grounds and continues to be non-compliant with the mandatory infrastructure (land & building) requirements as stipulated under the NCTE Regulations, 2014. The NRC was justified in passing the order dated 07.01.2025 thereby refusing to grant recognition for B.Ed. course. The Appeal Committee further decided that the instant appeal deserves to be rejected and therefore the impugned order dated 07.01.2025 issued by NRC is confirmed.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concludes that the instant appeal lacks merit and accordingly rejects the appeal. The impugned order dated 07.01.2025 issued by NRC is hereby confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee.



उप सचिव (अपील)/ Deputy Secretary (Appeal)

Copy to :-

1. The Principal, Maxwell College of Education, 554, Rajpora Road Pulwama, Pulwama, Jammu & Kashmir-192301.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Principal Secretary to the Government, Higher Education Department, Mini Block Civil Secretariat, Jammu, Jammu & Kashmir.