



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 - 17.09.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-199/E-368644/2025 Appeal/8th Meeting, 2025
APPLWRC202515067

Abhiman D.Ed. College, 1030/9, 1033/4, 1030/9/2G1030/8, 1033/41036/9/4GHA, Kusmura Teh, Kotra, Nandeli Road, Raigarh, Chattisgarh-496001	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075
APPELLANT		RESPONDENT

Representative of Appellant	No one appeared
Respondent by	Regional Director, WRC
Date of Hearing	03.07.2025
Date of Pronouncement

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Abhiman D.Ed. College, 1030/9, 1033/4, 1030/9/2G1030/8, 1033/41036/9/4GHA, Kusmura Teh, Kotra, Nandeli Road, Raigarh, Chattisgarh-496001** dated 26.05.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **File No. NCTE / 2025 / WRC / PAR / ORDER / APP202 (CG)** / dated 14.05.2025 of the Western Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that "The institution has not submitted any reply to the show cause notice."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **Abhiman D.Ed. College, 1030/9, 1033/4, 1030/9/2G1030/8, 1033/41036/9/4GHA, Kusmura Teh, Kotra, Nandeli Road, Raigarh, Chattisgarh-496001** appeared online to present the case of the appellant institution on 03.07.2025. In the appeal report, it is submitted that "honorable, regional director, western region committee NCTE, your letter no. NCTE/2025/WRC/PAR/APP202CG/563 sent by you as show cause was received by the institution on 29/04/2025. the appeal of which has been sought within 15 days as per the rules, for which a representative was sent from the institution on 08/05/2025 who met the Hon'ble Director Mrs. Abhilasha Jha Mishra and submitted the application. but her instruction was that the institution should file an appeal and inform about its problem. that Abhiman D.Ed. College institution code- 202 Kusmura Raigarh (cg) which is situated in a tribal area has, been making its reputation for the last 12 years for doing educational and sacred work of benefiting the tribal/harijan/backward class of this area and also the student of boarding stated like Orissa, Bihar etc. by keeping the interests of the students of the area in special mind. in the notice given by you, we were not able to submit PAR on the regular period within the stipulated time period, for which we apologize, due to which in 2021-22 and 2022-23 when the whole country and our region were battling the dreadful epidemic of corona. then the classes were conducted online. computer operator and any other staff did not come to the office. thereafter, the working computer operator being relieved from duty without notice was a major reason., after that in the coming session (2022-23) , due to the director of the

institution, Mr. Arun Kumar Katore suffering from a heart attack, the principal of the institution (his wife) Mrs. Anusha Katore went out of the city for a long time to get him treated. due to which only classes could be conducted in the institution. but due to the ignorance (negligence) of the computer operator, this year also we were unable to submit the par keeping in mind that we do not make such a mistake, again we will follow all your instruction. apart from this, there is no shortage of any kind in the college, such as large rooms for students, computer room, separate toilets for boys and girls and staff, excellent teacher and playground, parking facility, proper arrangement of drinking water, bus for transportation, guard for security, gardener, modern gym facility for students exercise, library facility, sports facilities are available in sufficient quantity. our college is running with a good reputation in the region. as a result, to make the students employment oriented, high-level education related seminars, training and various competition are organized from time to time which helps in personality and skill development of a successful teacher. therefor we request you kindly consider our appeal sympathetically, take a generous decision and order us. thank you.”

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 8th Meeting, 2025 held online on 3rd July 2025 took up this Appeal and perused the Appeal Report, documents available on the records.

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. The recognition of the institution was withdrawn by WRC vide order dt. 14.05.2025 on the ground that justification/reply given by the institution against show cause notice for non-submission of PAR is not acceptable. The Appeal Committee noted that this is the case of non-submission of Performance Appraisal Reports (PAR) for the academic sessions 2021-2022 and 2022-2023. As per the public notice issued, the last date for submission of the PAR was initially fixed as 10.11.2024, which was subsequently extended up to 31.12.2024.

The instant matter was placed in its 8th Meeting, 2025 held on 03.07.2025 before the Appeal Committee. The appellant institution did not appear online to present its case before Appellate Authority on 03.07.2025. *The Appeal Committee after perusal of appeal report, documents on record noted that the institution under its submission before the Appeal Committee admitted that “We were not able to submit PAR on the regular period within the stipulated time period, for which we apologize, due to which in 2021-22 and 2022-23 when the whole country and our region were battling the dreadful epidemic of corona.”.*

The Appeal Committee further noted that the institution filed the Court cases and the Hon’ble High Court of Chhattisgarh at Bilaspur vide order dated 13.08.2025 issued the following directions: -

“...6. Considering the entire facts and circumstances of the case, it is crystal clear that the petitioner has already availed the alternative remedy available to him under Section 18 of NCTE Act, 1993, therefore, NCTE is directed to decide the appeal pending after giving opportunity of hearing to the petitioner, in accordance with law/rules/regulations within 30 days from the date of receipt of copy of this order.

7. With the aforesaid direction, the present petition is disposed of.

8. It is made clear, that this Court has not expressed any opinion on the merits of the case.”

The Committee further noted the deliberations and resolution adopted by the General Body of NCTE in its 67th (Emergent) Meeting held on 28th July 2025, which is reproduced below in extenso:

“Decision of the Council:

In view of the above, the Council discussed and deliberated the agenda in detail and decided as under:

- 1. The council was informed that the Hon’ble Delhi High Court, in W.P. (C) No. 8569/2025 titled Seth Moti Lal Teachers Education College & Anr. And other connected matters, had posed a query to the NCTE regarding whether the re-opening of the portal for submission of PAR***

was possible. In response, the proposal was placed before the council for deliberations and discussions.

2. In view of the observations of the Hon'ble High Court of Delhi, the General Body of the Council resolved to adopt, for its consideration and final approval, a strictly one-time, non-precedent-setting, and time-bound resolution, without leaving any scope for future reliance.
3. In view of the commencement of the academic session from 01.08.2025, the TEIs that have not pursued any remedial measures against the withdrawal order passed by the respective Regional Committees under Section 17 of the NCTE Act, 1993 are deemed to be non-serious and/or fence-sitters. Accordingly, a cut-off date of 28.07.2025 has been rationally determined by the Council as a necessary administrative threshold to maintain academic discipline and institutional accountability. In the light of the same, only the following categories of TEIs will be eligible to avail the benefit of re-opening of the PAR portal:
 - a) Those who have filed a Writ Petition before the Hon'ble Delhi High Court prior to the cut-off date of 28.07.2025; and
 - b) Those who have filed an appeal before the NCTE, Appeal Committee prior to the cut-off date of 28.07.2025.
4. The concerned TEIs shall be allowed to submit the PAR upon the reopening of the PAR Portal, subject to the payment of a processing fee of Rs. 25,000/- along with applicable GST and other statutory charges, per academic session.
5. In view of the foregoing discussion, all derecognition orders issued by the respective Regional Committee (s) shall stand withdrawn, subject to the condition that the concerned TEIs submit an undertaking to apply afresh and resubmit a duly filled PAR upon the reopening of the PAR Portal.
6. The PAR Portal shall be re-opened for a period of approximately three (3) weeks. A standard operating procedure (SOP) for the same shall be formulated.
7. To ensure smooth and effective implementation of the proposed mechanism, a dedicated Nodal Officer shall be appointed. The Nodal Officer shall be responsible to:
 1. Oversee and supervise the re-opening of the PAR portal;
 2. Serve as the single point of contact for all communications with the eligible TEIs; and
 3. Address any queries, grievances, and technical or logistical issues that may arise during the implementation process.

The name and official contact details of the Nodal Officer shall be notified separately through a Public Notice issued on the NCTE website."

In view of the above resolution, the Committee observed that the appellant institution, having not filed the PAR within the stipulated timelines, was deficient on this ground. However, in light of the decision of the General Body taken in its 67th (Emergent) Meeting on 28.07.2025 which permits reopening of the PAR portal for those institutions that had filed appeal before the Appeal Committee prior to the cut-off date of 28.07.2025, and the undertaking submitted by the appellant institution to apply afresh and resubmit a duly filled PAR upon the re-opening of the PAR Portal, as well as the confirmation that no court case has been filed by the institution, the Committee concluded that the appellant institution falls within the eligible category.

The Committee also took note of the judicial pronouncements of the Hon'ble Delhi High Court, including *Rambha College of Education v. NCTE* [W.P. (C) 3231/2016, judgment dated 23.02.2017], as well as orders dated 08.04.2021 in W.P. (C) 4382/2021 and 30.07.2021 in W.P. (C) 7260/2021, which mandate that subsequent documents submitted in the appeal must be considered.

Appeal Committee further 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."

Noting the submission, and in view of the above observations and guided by the resolution of the General Body of NCTE in its 67th (Emergent) Meeting held on 28.07.2025, the Appeal Committee has decided to remand the case to the Western Regional Committee (WRC) with a direction to ensure compliance as mandated therein. The appellant institution shall be permitted to apply afresh and resubmit a duly filled PAR upon reopening of the PAR Portal in accordance with the prescribed Standard Operating Procedure, and the Regional Committee shall thereafter take a reasoned decision in conformity with the provisions of the NCTE Act, 1993, the NCTE Regulations, 2014, and guidelines issued from time to time. The appellant institution is further directed to forward to the Regional Committee, within fifteen (15) days of receipt of this order, the documents submitted along with the appeal, whereupon the Regional Committee shall take further necessary action strictly in accordance with law and in light of the directions contained herein.

IV. DECISION: -

After perusal of the Appeal Report, documents on record, Appeal Committee of the Council concluded to set aside the impugned order dated 14.05.2025 and remand back the case to Western Regional Committee for fresh consideration in accordance with the directions specified hereinabove. The appellant institution is further directed to forward to the Regional Committee, within fifteen (15) days of receipt of this order, the documents submitted along with the appeal, whereupon the Regional Committee shall take further necessary action strictly in accordance with law and in light of the directions contained herein.

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)

Appeal ID = APPLWAC202515067

Copy to :-

1. **The Principal, Abhiman D.Ed. College, 1030/9, 1033/4, 1030/9/2G1030/8, 1033/41036/9/4GHA, Kusmura Teh, Kotra, Nandeli Road, Raigarh, Chattisgarh-496001**
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 Education Secretary, Department of Higher Education, Government of Chhattisgarh, First floor, Mahanadi Bhawan, Nava Raipur Atal Nagar, Chhattisgarh, 492002.