



एनसीटीई अपीलुड डुरलधलकुरण डें/ IN THE NCTE APPELLATE AUTHORITY

रलषुडुरीड अधुडुडक शलकुषल डरलषदु (एन.सी.टी.ई.)
ऑल-7 सेकुटर-10 दुवरकल, नई दललुल-110075

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

दलनलंक/ Date - 19.09.2025

एनसीटीई अधलनलड डी धलरल 18 के तहत दलडर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-258/E-371270/2025 Appeal/9th Meeting, 2025
APPLERC202515191/E-87842

Anugrah Narayan College, 42, SK Puri, Boring Road, Patliputra Colony, Patna Sadar, Patna, Bihar-800013	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075
APPELLANT		RESPONDENT

Representative of Appellant	Prof. Binod Kumar Jha, Professor
Respondent by	Regional Director, ERC
Date of Hearing	26.07.2025
Date of Pronouncement	19.09.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of **Anugrah Narayan College, 42, SK Puri, Boring Road, Patliputra Colony, Patna Sadar, Patna, Bihar-800013** dated 26.06.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **File No. NCTE / 2025 / ERC / PAR / ORDER / ERCAPP1446 / 70737-70743** dated 15.05.2025 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted any reply to the Show Cause Notice."

II. SUBMISSIONS MADE BY APPELLANT: -

Prof. Binod Kumar Jha, Professor of Anugrah Narayan College, 42, SK Puri, Boring Road, Patliputra Colony, Patna Sadar, Patna, Bihar-800013 appeared online to present the case of the appellant institution on 26.07.2025. In the appeal report, it is submitted that "The delay was primarily due to administrative constraints, unavoidable circumstances such as technical difficulties, which were beyond our immediate control despite our best efforts to comply within the stipulated timeline. We deeply value the norms and timelines prescribed by NCTE and assure you that there was no intention of non-compliance. We are taking all necessary steps to expedite the submission and ensure that such delays do not recur in the future."

III. OUTCOME OF THE CASE: -

The Appeal Committee in its 9th Meeting, 2025 held online on 26th July 2025 took up this Appeal and perused the Appeal Report, documents available on the records and heard oral arguments advanced during the Meeting.

The Committee noted that the appellant institution was granted recognition for the course of B.Ed. with an annual intake of 50 students. The recognition was subsequently withdrawn by the ERC vide order dated 15.05.2025 on the ground that the institution has not submitted any reply to the Show Cause Notice.

It was observed that the case relates to the non-submission of PARs for the academic sessions 2021–2022 and 2022–2023. The last date for submission of PARs

was initially fixed as 10.11.2024 and was subsequently extended to 31.12.2024 through Public Notices. Despite such extensions and wide publicity through various channels, the institution failed to submit the PARs within the stipulated timelines.

During the hearing, the Committee also noted the submissions made by the institution wherein it was admitted that “the delay was primarily due to administrative constraints, unavoidable circumstances such as technical difficulties, which were beyond our immediate control despite our best efforts to comply within the stipulated timeline.”

The Appeal Committee further noted that the institution has submitted undertaking vide email dated 15.09.2025 to apply afresh and to resubmit a duly filled Performance Appraisal Report (PAR) once the PAR Portal is reopened as per the directions/decision of the competent authority.

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 Eastern

Regional Committee (ERC) 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 15.05.2025 and remand back the case to Eastern 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)

Copy to :-

1. **The Principal, Anugrah Narayan College, 42, SK Puri, Boring Road, Patliputra Colony, Patna Sadar, Patna, Bihar-800013.**
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 Education Secretary, Department of Education, Govt. of Bihar Vikash Bhawan, Ground Floor, Near New Sachibalay, Bailey Road, Secretariat (Near New Sachibalay), Bihar 800 015.**