



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-8/E-353862/2024 Appeal/2nd Meeting, 2025
APPLSRC202514876

Smt. A.K.D. Sakkaniamma College of Education for Women, Survey no. 158/2, 159/2, 160/3, 161/1B, 161/1A, 164/1, Village - Sammandhapuram, Street/Road-Shenbagathoppu Road, Taluka/Mandal-Shenbagathoppu Road, District - Virudh Nagar, Tamilnadu-626117.	<u>Vs</u>	Southern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi -110075.
APPELLANT		RESPONDENT

Representative of Appellant	Dr. V. Ahila Ruby Shanthakumari, Principal
Respondent by	Regional Director, SRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Smt. A.K.D. Sakkaniamma College of Education for Women, Survey no. 158/2, 159/2, 160/3, 161/1B, 161/1A, 164/1, Village - Sammandhapuram, Street/Road-Shenbagathoppu Road, Taluka/Mandal-Shenbagathoppu Road, District - Virudh Nagar, Tamilnadu-626117** dated 03.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No **F.SRO/NCTE/APSO4899/B.Ed./TN/2022/134388** dated 31.08.2022 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “1. The institution has submitted a self-attested copy of faculty list not approved by the affiliating university consisting of one Principal and 5 Assistant Professors which are not sufficient as per NCTE Norms for 2 basic units. 2. The institution has submitted a photocopy of Land Use Certificate in which Land area and purpose of use is not mentioned in the Certificate. 3. The institution has submitted Building Plan not approved by competent authority and built-up area is not sufficient for B.Ed. 2 basic units. 4. The institution has submitted photocopy of Building Completion Certificate in which date of inspection not mentioned and built-up area not sufficient for B.Ed. 2 basic units and mismatched with building plan.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. V. Ahila Ruby Shanthakumari, Principal of Smt. A.K.D. Sakkaniamma College of Education for Women, Survey no. 158/2, 159/2, 160/3, 161/1B, 161/1A, 164/1, Village - Sammandhapuram, Street/Road-Shenbagathoppu Road, Taluka/Mandal-Shenbagathoppu Road, District - Virudh Nagar, Tamilnadu-626117 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that “1. Seeking recognition for one unit for which we eligible faculty members for one unit. 2. We have original land Use Certificate consisting of Land Use Details. 3. Built-up area is sufficient for one basic unit for which we are seeking recognition through this appeal.

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 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 with an annual intake of 100 students vide order dated 23.12.2006. Thereafter, on promulgation of NCTE Regulations, 2014 the institution has submitted affidavit dt. 24.01.2015 for its willingness for adherence of provisions of new Regulations. A revised provisional recognition order was issued to the institution on dt. 30.04.2015 for conducting B.Ed. course of two years duration with an annual intake of 100 (Two basic units 50 each student each) from the academic session 2015-16. The recognition of the institution for B.Ed. programme was withdrawn by the SRC vide order dated 31.08.2022.

The instant matter was further placed in 11th Meeting of Appellate Committee held on 29.12.2022. The Appellate Committee vide order dated 11.01.2023 rejected the appeal of the appellant institution. The relevant portion of the said order is being reproduced hereunder: -

“The Appeal Committee in its 11th meeting held on 29.12.2022 considered the documents submitted alongwith the Memorandum of Appeal as compliance of grounds of withdrawal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The institution has submitted a copy of the Building Completion Certificate (BCC), which shows that the total built-up area is 1410.15 sq. meter, which is not sufficient to run B.Ed. two unit in terms of NCTE Regulations, 2014.***
- (ii) The institution failed to submit latest staff list as per provisions of the NCTE Regulations, 2014. The institution has submitted (1+5) faculty members staff list and the same is approved in the year 2017, which is also not sufficient to run B.Ed. 2-unit programme in terms of NCTE Regulations, 2014.***

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above grounds. 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 withdrawal order dated 31.08.2022 issued by SRC is confirmed.

IV. DECISION: -

After perusal of the Memoranda of Appeal, affidavit, 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 withdrawal order dated 31.08.2022 issued by SRC is confirmed."

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee noted that the institution has challenged the withdrawal order dt. 31.08.2022 and since the institution has already filed appeal and the institution has also withdrawn its W.P.(C). No. 9635/2023 filed against the same and as such, the writ petition of the institution has been dismissed.

Noting and submission and verbal arguments advanced during the online hearing, the Appeal Committee of the Council decided that the Appeal be not admitted again for the same cause of action and hence, the Appeal is rejected accordingly.

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 Appeal be not admitted again for the same cause of action and hence, the Appeal is rejected accordingly.

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, Smt. A.K.D. Sakkaniamma College of Education for Women, Survey no. 158/2, 159/2, 160/3, 161/1B, 161/1A, 164/1, Village - Sammandhapuram, Street/Road-Shenbagathoppu Road, Taluka/Mandal-Shenbagathoppu Road, District - Virudh Nagar, Tamilnadu-626117.**
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, Higher Education Department, Govt. of Tamil Nadu, Fort St. George, Chennai, Tamilnadu-600009.**



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जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

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एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-10/E-353811/2024 Appeal/2nd Meeting, 2025
APPLERC202514874

Teachers Training College, Mirza, Khasara No. 1881(Old) 2607 (New), Village - Kochpara, Street/Road- D.K College Main Gate Road, Taluka/Mandal-Palasbari, District-Kamrup, Assam-781125.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Dr. Neeta Bhuyan, Principal
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of Teachers Training College, Mirza, Khasara No. 1881(Old) 2607 (New), Village - Kochpara, Street/Road- D.K College Main Gate Road, Taluka/Mandal-Palasbari, District- Kamrup, Assam-781125 dated 04.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No F.No.ER-290.6(part-2)/APE00462/B.Ed./2021/63867 dated 22.03.2021 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "a. Two Show cause Notice dt. 21.02.2019 and 02.03.2020 were issued to the institution on the following grounds: - (i) Approved faculty list (current) by the concerned affiliating body along with requisite documents. (ii)Approved building plan by the concerned Competent Govt. Engineer/Authority. (iii) Approved Building Completion Certificate by the concerned competent Govt. Engineer / Authority. (iv) FDRs towards Endowment Fund and Reserve fund after conversion into joint operation mode as prescribed in the NCTE Regulations, 2014. (v) Confirmation on website updates of the institutions with all details along with affidavit. (vi) Certified copy of registered land documents to be submitted. (vii) Certified copy of Fire Safety Certificate duly signed by the Govt. Competent Authority to be submitted. b. No reply received from the institution till date."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Neeta Bhuyan, Principal of Teachers Training College, Mirza, Khasara No. 1881(Old) 2607 (New), Village - Kochpara, Street/Road- D.K College Main Gate Road, Taluka/Mandal-Palasbari, District- Kamrup, Assam-781125 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "All the 7 necessary criteria as per NCTE guidelines are fulfilled."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 with an annual intake of 100 students vide order dated 04.06.2007. A revised provisional recognition order was issued to the institution on dt. 20.05.2015 for conducting 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. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 22.03.2021.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee during the on-line hearing held on 19.02.2025 *viz a viz* the documents submitted by the Appellant alongwith Appeal report and submission made therein noted that the ERC has withdrawn the recognition of the appellant institution vide order dated 22.03.2021 against which the appellant institution has preferred an appeal dated 04.01.2025. The Appeal Committee observed that the Appeal suffers from enormous delay of **3 years & 7 months** which is unreasonable and without any proper justification. The appellant institution has also failed to show any sufficient cause for the enormous delay. Hence, as per the extant Rules & Regulation of the NCTE, the Appeal Committee decided not to condone delay without any reasonable cause. As such, it is a fit case for non-admission of the Appeal on ground of delay and laches.

Noting and submission and verbal arguments advanced during the online hearing, the Appeal Committee of the Council decided that the present Appeal deserves to be dismissed and withdrawal order dated 22.03.2021 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 present Appeal be dismissed, and withdrawal order dated 22.03.2021 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, Teachers Training College, Mirza, Khasara No. 1881(Old) 2607 (New), Village - Kochpara, Street/Road- D.K College Main Gate Road, Taluka/Mandal-Palasbari, District- Kamrup, Assam-781125.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Higher Education Department, Assam Secretariat, Block 'C', 3rd floor, Secretariat Rd, Dispur, Guwahati, Assam 781006.



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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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-11/E-354017/2025 Appeal/2nd Meeting, 2025
APPLERC202514878

AL Rashid College of Education, Plot No. 2193, Village - Alinagar, Street/Road-Bamsore, Taluka/Mandal-Badsahi Road, District-Burdwan, West Bengal-713125.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Mr. Jahid Akhther, President
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **AL Rashid College of Education, Plot No. 2193, Village - Alinagar, Street/Road-Bamsore, Taluka/Mandal- Badsahi Road, District-Burdwan, West Bengal-713125** dated 07.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE/ERC/ 2526202403011961/WEST BENGAL /2024/REJC/1911** dated 21.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of Multi-disciplinary institution. Moreover, in the application form also, the institution has stated that it is not a Multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP AS PER AMENDED Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated 05.02.2024 and 05.03.2024."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Jahid Akhther, President of AL Rashid College of Education, Plot No. 2193, Village - Alinagar, Street/Road-Bamsore, Taluka/Mandal- Badsahi Road, District-Burdwan, West Bengal-713125 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "Grounds of Appeal: 1. Compliance with the NCTE Public Notice (5th February, 2024): The public notice clearly invited applications from institutions recognized by NCTE for running the 4-Year Integrated Programme (B.A. B.Ed./B.Sc. B.Ed.). Our institution holds valid recognition for the 4-Year Integrated Programme from NCTE, fulfilling the eligibility criteria outlined in the notice. The application was submitted within the prescribed timeline, adhering to all requirements. 2. 4-Year Integrated Programme is Multi-disciplinary in Nature: The 4-Year Integrated Programme inherently combines multiple disciplines such as Arts, Sciences, and Education, making it a multidisciplinary course. The multidisciplinary essence of the program aligns with the objectives of the National Education Policy (NEP) 2020. This fulfills the intent of the ITEP framework, and therefore, our institution qualifies for the transition. 3. Transitional Nature of Application: The application submitted was for transitioning to ITEP and not for initiating a fresh programme. The

rejection on the grounds of lack of multidisciplinary compliance contradicts the intent of the NCTE notice, which allows transition applications to proceed based on recognition of existing 4-Year Integrated Programmes. The criteria applied to fresh applications should not be imposed on transition applications. 4. Commitment to Multidisciplinary Compliance: While our institution may not currently run other multidisciplinary programs like Liberal Arts or Humanities, we are committed to initiating such programmes to meet ITEP requirements within a reasonable timeframe. The institution should be allowed a transitional period to establish additional disciplines as per the multidisciplinary framework of ITEP. 5. Misinterpretation rejection is based on a restrictive interpretation of the NCTE (Amendment) Regulations and the public notice. The focus of the regulations and notice is on facilitating the transition of recognized institutions to ITEP, not immediate compliance with all aspects of multidisciplinary integration. The outright rejection contradicts the transitional intent of the policy. 6. Procedural Compliance and Fair Opportunity: Our application adhered to all procedural requirements, including submission of complete documents and payment of applicable fees. A rejection without considering these factors deprives the institution of a fair opportunity for transition. Prayer: In light of the above grounds, we request the Hon'ble Chairperson to: 1. Remand the matter back to ERC for reconsideration with directions to process the application as a transitional case. 2. Allow our institution a reasonable timeline to meet additional multidisciplinary requirements in line with ITEP criteria. 3. Grant any other relief deemed appropriate in the interest of justice."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 for seeking permission for running the ITEP Course on 05.03.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 21.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 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 Appeal Committee while going through the records, noted that the institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of multi-disciplinary institution as defined in NCTE Regulation amended on 26.10.2021. Moreover, in the application form also, the institution itself has stated that it is not a multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per NCTE Regulations 2014 amended on 26.10.2021 and Public Notice dated 05.02.2024 and 05.03.2024.

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 21.11.2024 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 21.11.2024 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, AL Rashid College of Education, Plot No. 2193, Village - Alinagar, Street/Road-Bamsore, Taluka/Mandal- Badsahi Road, District-Burdwan, West Bengal-713125.
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 Education, Govt. of West Bengal, Bikash Bhavan, Salt Lake City, (5th,6th,8th,10th Floor) Kolkata - 700 091.



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जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

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G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-12/E-354016/2025 Appeal/2nd Meeting, 2025
APPLERC202514877

J N Konar College of Education, Plot No. 2194, 2195, 2196, 2186 & 2192, Village-Alinagar, Street/Road-Badsahi Road, Taluka/Mandal-Bhatar, District-Burdwan, West Bengal-713125.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Mr. Jahid Akhther, Secretary
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **J N Konar College of Education, Plot No. 2194, 2195, 2196, 2186 & 2192, Village-Alinagar, Street/Road-Badsahi Road, Taluka/Mandal-Bhatar, District-Burdwan, West Bengal-713125** dated 06.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE/ERC/2526202403011953/WEST BENGAL/2024/REJC/1903** dated 21.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of Multi-disciplinary institution. Moreover, in the application form also, the institution has stated that it is not a Multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP AS PER AMENDED Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated 05.02.2024 and 05.03.2024."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Jahid Akhther, Secretary of J N Konar College of Education, Plot No. 2194, 2195, 2196, 2186 & 2192, Village-Alinagar, Street/Road-Badsahi Road, Taluka/Mandal-Bhatar, District-Burdwan, West Bengal-713125 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "Grounds of Appeal: 1. Compliance with the NCTE Public Notice (5th February, 2024): The public notice clearly invited applications from institutions recognized by NCTE for running the 4-Year Integrated Programme (B.A. B.Ed./B.Sc. B.Ed.). Our institution holds valid recognition for the 4-Year Integrated Programme from NCTE, fulfilling the eligibility criteria outlined in the notice. The application was submitted within the prescribed timeline, adhering to all requirements. 2. 4-Year Integrated Programme is Multi-disciplinary in Nature: The 4-Year Integrated Programme inherently combines multiple disciplines such as Arts, Sciences, and Education, making it a multidisciplinary course. The multidisciplinary essence of the program aligns with the objectives of the National Education Policy (NEP) 2020. This fulfills the intent of the ITEP framework, and therefore, our institution qualifies for the transition. 3. Transitional Nature

of Application: The application submitted was for transitioning to ITEP and not for initiating a fresh programme. The rejection on the grounds of lack of multidisciplinary compliance contradicts the intent of the NCTE notice, which allows transition applications to proceed based on recognition of existing 4-Year Integrated Programmes. The criteria applied to fresh applications should not be imposed on transition applications. 4. Commitment to Multidisciplinary Compliance: While our institution may not currently run other multidisciplinary programs like Liberal Arts or Humanities, we are committed to initiating such programmes to meet ITEP requirements within a reasonable timeframe. The institution should be allowed a transitional period to establish additional disciplines as per the multidisciplinary framework of ITEP. 5. Misinterpretation rejection is based on a restrictive interpretation of the NCTE (Amendment) Regulations and the public notice. The focus of the regulations and notice is on facilitating the transition of recognized institutions to ITEP, not immediate compliance with all aspects of multidisciplinary integration. The outright rejection contradicts the transitional intent of the policy. 6. Procedural Compliance and Fair Opportunity: Our application adhered to all procedural requirements, including submission of complete documents and payment of applicable fees. A rejection without considering these factors deprives the institution of a fair opportunity for transition. Prayer: In light of the above grounds, we request the Hon'ble Chairperson to: 1. Remand the matter back to ERC for reconsideration with directions to process the application as a transitional case. 2. Allow our institution a reasonable timeline to meet additional multidisciplinary requirements in line with ITEP criteria. 3. Grant any other relief deemed appropriate in the interest of justice."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 for seeking permission for running the ITEP Course on 05.03.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 21.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 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 Appeal Committee while going through the records, noted that the institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of multi-disciplinary institution as defined in NCTE Regulation amended on 26.10.2021. Moreover, in the application form also, the institution itself has stated that it is not a multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per NCTE Regulations 2014 amended on 26.10.2021 and Public Notice dated 05.02.2024 and 05.03.2024.**

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 21.11.2024 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 21.11.2024 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, J N Konar College of Education, Plot No. 2194, 2195, 2196, 2186 & 2192, Village-Alinagar, Street/Road-Badsahi Road, Taluka/Mandal-Bhatar, District-Burdwan, West Bengal-713125.**
- 2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
- 4. The Secretary, Department of Higher Education, Govt. of West Bengal, Bikash Bhavan, Salt Lake City, (5th,6th,8th,10th Floor) Kolkata - 700 091.**



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-14/E-354233/2025 Appeal/2nd Meeting, 2025
APPLERC202514882

Bam Vivekananda Primary Teachers Training College, Survey no. 1817, Village - Bam, Taluka/Mandal-Bamchandaipur, Post Office -Joteram, District-Burdwan, West Bengal-713104.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Mr. Md. Khairul Alam, Secretary
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Bam Vivekananda Primary Teachers Training College, Survey no. 1817, Village - Bam, Taluka/Mandal-Bamchandaipur, Post Office -Joteram, District-Burdwan, West Bengal-713104** dated **10.01.2025** filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/ERC/2526202402171419/ WEST BENGAL/ 2024/REJC/419** dated 21.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution is not running any college in the field of Liberal Arts, Humanities, Social Sciences, commerce or Mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of Multi-disciplinary institution. Moreover, in the application form also, the institution has stated that it is Not a Multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per amended Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated 05.02.2024 and 05.03.2024."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Md. Khairul Alam, Secretary of Bam Vivekananda Primary Teachers Training College, Survey no. 1817, Village - Bam, Taluka/Mandal-Bamchandaipur, Post Office -Joteram, District-Burdwan, West Bengal-713104 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "As per National Council for Teacher Education Notification dated 25.01.2024 the institution which has been granted recognition for conducting 4 years B.Sc. B.Ed./B.A. B.Ed. programme under the omitted appendix-13 prior to its omission vide Gazette Notification no. NCTE.Reg1011/80/2008. MS(Regulation)-HQ. Dated the 22nd October, 2021 shall continue and they shall be allowed to control students subject to the condition that they shall transit to the New Integrated Teacher Education Programmes in accordance with the National Council for the Teacher Education (Recognition Norms and Procedure) amendment Regulations, 2021 dated the 22nd October 2021 before the start of the academic session 2025-2026 (Copy enclosed). Our institution has already

submitted application in Higher Education Dept. Govt. of West Bengal for start of multi-Disciplinary institution conducting course in Arts, Humanities, Social Sciences, Commerce and Mathematics before the start of the academic session 2025-2026 (Copy enclosed). In this regard I am also giving an undertaking on Non-Judicial Stamp for start of multi-Disciplinary institution. The Appellant therefore prayer that the order appealed against may be set aside and appropriate relief granted to the appellant.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 05.03.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 21.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 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 Appeal Committee while going through the records, noted that the institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of multi-disciplinary institution as defined in NCTE Regulation amended on 26.10.2021. Moreover, in the application form also, the institution itself has stated that it is not a multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per NCTE Regulations 2014 amended on 26.10.2021 and Public Notice dated 05.02.2024 and 05.03.2024.**
- (ii) **Moreover, the appellant institution itself has submitted that its application for starting of multi-disciplinary course in Arts, Humanities, Social Sciences, Commerce and mathematics is under process before the Higher Education Department, Govt. of West Bengal for the start of the academic session 2025-2026. Thus, as on date the appellant institution is not a Multi-Disciplinary Institution.**

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above grounds. 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 21.11.2024 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 21.11.2024 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, Bam Vivekananda Primary Teachers Training College, Survey no. 1817, Village - Bam, Taluka/Mandal-Bamchandaipur, Post Office -Joteram, District-Burdwan, West Bengal-713104.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Department of Higher Education, Govt. of West Bengal, Bikash Bhavan, Salt Lake City, (5th,6th,8th,10th Floor) Kolkata - 700 091.



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-15/E-354234/2025 Appeal/2nd Meeting, 2025
APPLERC202514882

Fatika Nazrul Sukanta Educational Training Centre, Survey no. 739, Village-Fatika, Post Office-Rol, Street/Road-Indas Road, Taluka/Mandal-Fatika, District-Bankura, West Bengal-722205.	Vs	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Ms. Rubia Parvin, President
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **Fatika Nazrul Sukanta Educational Training Centre, Survey no. 739, Village-Fatika, Post Office-Rol, Street/Road-Indas Road, Taluka/Mandal-Fatika, District-Bankura, West Bengal-722205** dated **10.01.2025** filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/ERC/2526202402201501/WEST BENGAL/2024/REJC/501** dated **21.11.2024** of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution is not running any college in the field of Liberal Arts, Humanities, Social Sciences, commerce or Mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of Multi-disciplinary institution. Moreover, in the application form also, the institution has stated that it is not a Multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per amended Regulations 2014 Gazetted on 26th October 2021 and Public Notice dated 05.02.2024 and 05.03.2024."

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Rubia Parvin, President of Fatika Nazrul Sukanta Educational Training Centre, Survey no. 739, Village-Fatika, Post Office-Rol, Street/Road-Indas Road, Taluka/Mandal-Fatika, District-Bankura, West Bengal-722205 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "As per National Council for Teacher Education Notification dated 25/01/2024 the institution which has been granted recognition for conducting 4 year's B.Sc. B.Ed./B.A. B.Ed. programme under the omitted appendix-13 prior to its omission vide Gazette Notification No. NCTE.Reg1011/80/2018 MS(Regulation)-HQ, Dated the 22nd October, 2021 shall continue and they shall be allowed to control shall continue and they shall be allowed to control students subject to the condition that they shall transit to the New Integrated Teacher Education Programmes in accordance with the National Council for the Teacher Education (Recognition Norms and Procedure) amendment Regulations, 2021 dated the 22nd October 2021 before the start of the academic session

2025-2026 (copy enclosed). Our institution has already submitted application in Higher Education Dept. Govt. of West Bengal for start of multi-Disciplinary institution conducting course in Arts, Humanities, Social Sciences, Commerce and Mathematics before the start of the academic session 2025-2026 (Copy enclosed). In this regard I am also giving an undertaking on non-Judicial stamp for Start of Multi-Disciplinary institution. The Appellant therefore prayer that the order appealed against may be set aside and appropriate relief granted to the appellant.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 05.03.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 21.11.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 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 Appeal Committee while going through the records, noted that the institution is not running any college in the field of liberal arts, humanities, social sciences, commerce or mathematics, therefore as per NCTE Regulations, 2014, the application of the institution does not fall in the category of multi-disciplinary institution as defined in NCTE Regulation amended on 26.10.2021. Moreover, in the application form also, the institution itself has stated that it is not a multi-Disciplinary institution. Hence, the application of the institution cannot be considered for transition into ITEP as per NCTE Regulations 2014 amended on 26.10.2021 and Public Notice dated 05.02.2024 and 05.03.2024.**
- (ii) **Moreover, the appellant institution itself has submitted that its application for starting of multi-disciplinary course in Arts, Humanities, Social Sciences, Commerce and mathematics is under process before the Higher Education Department, Govt. of West Bengal for the start of the academic session 2025-**

2026. Thus, as on date the appellat institution is not a Multi-Disciplinary Institution.

Hence, the Appeal Committee is of the view that the appellat institution is still lacking on the above grounds. 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 21.11.2024 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 21.11.2024 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, Fatika Nazrul Sukanta Educational Training Centre, Survey no. 739, Village-Fatika, Post Office-Rol, Street/Road-Indas Road, Taluka/Mandal-Fatika, District-Bankura, West Bengal-722205.**
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 Education, Govt. of West Bengal, Bikash Bhavan, Salt Lake City, (5th,6th,8th,10th Floor) Kolkata - 700 091.



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
. 89-21/E-354743/2025 Appeal/2nd Meeting, 2025
APPLERC202514888

Moreh College, Survey no. 4997, Village-Chikim Village, Post Office-Moreh, Street/Road-Indo Myanmar Road, District- Chandel, Manipur-795131.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Dr. Md. Akbar Shah, Lecturer
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Moreh College, Survey no. 4997, Village-Chikim Village, Post Office-Moreh, Street/Road-Indo Myanmar Road, District- Chandel, Manipur-795131** dated 17.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/ERC/2526202405293457/MANIPUR/2024/REJC/1678** dated 21.11.2024 of the Eastern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution does not qualify the Shortlisting criteria of minimum 10 points for processing of the application as per the norms and standards prescribed by NCTE. (i). 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. (ii). The institution has shown its establishment as 30 years and above, however, no documentary proof submitted to this effect. (iii). NOC from the affiliating body for the proposed course not submitted/uploaded. (iv). The institution has mentioned that it is running the NCTE Recognized course but has not uploaded the recognition order of ERC instead it has uploaded the certificate from NIOS in respect of one candidate. (v). Certified copy of registered land documents not loaded, instead the institution has uploaded the copy of Jamabandi. (vi). The institution has not uploaded the Change of Land Use Certificate issued by the Competent Revenue Authority. (vii). The institution has not uploaded the Non-Encumbrance Certificate issued by the Competent Revenue Authority. (viii). The institution has not uploaded the Building Safety Certificate issued by the Competent Authority. (ix). The institution has not uploaded the Fire Safety Certificate issued by the Competent Authority. (x). The institution has not uploaded the Building Plan Approved by the Competent Authority."

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Md. Akbar Shah, Lecturer of Moreh College, Survey no. 4997, Village-Chikim Village, Post Office-Moreh, Street/Road-Indo Myanmar Road, District-Chandel, Manipur-795131 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "(i). The same has been obtained from the concerned department and is being submitted now. (ii). The same has been obtained from the College Development Council Manipur University and has been submitted. (iii). The same has been obtained from the State Council of Education and Research Training Government of Manipur and has been submitted. (iv). The same has been obtained from the concerned department and is being submitted now. (v). The same has been obtained from the concerned authority and has been submitted. (vi). The same has been obtained from the concerned authority and has been submitted. (vii). The same has been obtained from the concerned authority and has been submitted. (viii). The same has been obtained from the concerned authority and has been submitted. (ix). The same has been obtained from the concerned authority and has been submitted. (x). The same has been obtained from the concerned authority and has been submitted. (xi). due to the poor internet connection speed in the college, the document could not be upload in the NCTE portal, however the same requisite documents have been sent by mail (erc@ncte-india.org) WITH ATTACHMENTS ON AUGUST 20,2024,8:12 PM."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 for seeking permission for running the ITEP Course on 31.05.2024. The recognition of the institution for ITEP programme was refused by the ERC vide order dated 21.11.2024.

The instant matter was placed before the Appeal Committee in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted a copy of NOC from the affiliating body for the proposed course, a copy of registered land documents, a copy of change of Land Use Certificate issued by the Competent Revenue Authority, Non-Encumbrance Certificate issued by the Competent Revenue Authority, Building Safety Certificate, Fire Safety Certificate and a copy of Building Plan etc.

The Appeal Committee noted that the institution was required to obtain minimum 10 points under the Shortlisting criteria for processing ITEP applications for the session 2025-2026 which 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 Appeal Committee also noted that the institution has submitted all the required documents sought by ERC vide its refusal order dt. 21.11.2024 and the Appeal Committee further observed that the institution was established on 05.05.1992 as per certificate attached with the Appeal report and as such, it has claimed 4 points instead of 1 point in view of the institution being run since more than 30 years.

In view of the above submissions and perusal of records, the Appeal Committee is of the view that since, the institution is running for more than 30 years, it is inevitable herein that the institution secures 4 points as per NCTE shortlisting criteria for ITEP programme.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to ERC, NCTE with a direction to revisit the documents submitted by the institution and take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points 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 ERC, NCTE with a direction to revisit the documents submitted by the institution and take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

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, Moreh College, Survey no. 4997, Village-Chikim Village, Post Office-Moreh, Street/Road-Indo Myanmar Road, District- Chandel, Manipur-795131.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Secretary, Directorate of University & Higher Education, Government of Manipur, Nityaipat Chuthek, Near Raj Bhavan, Imphal – 795001**



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-30/E-355145/2025 Appeal/2nd Meeting, 2025
APPLWRC202514892

Mehmuda Shikshan and Mahila Gramin Vikas Bahuddeshiya Sansthan Central India Womens College of Education, Survey no. 78, Village - Godhani (Rly), Street/Road-Godhani Road, Taluka/Mandal - Nagpur Ruuural, District - Nagpur, Maharashtra-441123.	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Dr. Abdul Ahad, Management
Respondent by	Regional Director, WRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL: -

The appeal of **Mehmuda Shikshan and Mahila Gramin Vikas Bahuddeshiya Sansthan Central India Womens College of Education, Survey no. 78, Village - Godhani (Rly), Street/Road-Godhani Road, Taluka/Mandal - Nagpur Ruuural, District - Nagpur, Maharashtra-441123** dated 03.01.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.NCTE/WRC/APW00773/123107/B.Ed./408th (Part-1)/MH/2024/77** dated 17.12.2024 of the Western Regional Committee, Withdrawing recognition for conducting B.Ed. Course on the grounds that "The Committee noted that ample opportunities have been provided vide WRC Show Cause Notice dated 07.07.2023, Final Show Cause Notice dated 12.04.2024 to the institution for providing the requisite documents as per the NCTE Regulation, Norms and Standards However, the institution has not complied the deficiencies as detailed below:- (a). The institution has not appointed Principal/Head of Department. The institution has appointed only 02 Assistant Professors instead of 04 of B.Ed. course as required under NCTE Norms. (b). As per Clause 11 of the letter no. 2887 dated 17.04.2017 the receiver of the land will make an agreement and include in it above mention terms and conditions in a prescribe form 13 under rule 42 of Maharashtra Land Revenue (Disposal of Govt. Land) Act, 1971 the institution has not enclosed agreement copy of land. (c). The institution has submitted Possession Receipt executed by the Government of Maharashtra Revenue Department through Tahsildar Nagpur (Rural). (d). The Verification and search report cum Non-Encumbrance Certificate dated 16.03.2017 issued by Deepak Kamble (Advocate) is not issued by Competent authority of State Govt. (e). Building Plan of the institution is not readable and the same is not approved by Competent Authority of State Govt. (f). The fire safety Audit Report issued by the Devansh Enterprises is not issued by the Fire officer of the State Govt. (g). Building Completion Certificate not approved from the from the land Revenue Authority of State Govt. (h). A copy of Land Use Certificate issued by Revenue Authority not submitted. (i). A copy of document which is in regional language. English translated version of this document is required. (j). As per NCTE Norms and Standards for B.Ed. course, the institution required 2000 sq. mtrs. built up area and 3000 Sq. mtr.

Land area. The institution is conducting 2 units of B.Ed. and one unit of M.Ed. Hence, it requires 3000+500 = 3500 sq. mt. land area. However, it has 2550 Sq. mtrs. land area.”

II. SUBMISSIONS MADE BY APPELLANT: -

Dr. Abdul Ahad, Management of Mehmuda Shikshan and Mahila Gramin Vikas Bahuddeshiya Sansthan Central India Womens College of Education, Survey no. 78, Village - Godhani (Rly), Street/Road-Godhani Road, Taluka/Mandal - Nagpur Ruuural, District - Nagpur, Maharashtra-441123 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that “(i) It is submitted that the Institution in question is affiliated with the S.N.D.T. Women’s University, Mumbai. Being so, the Institution is required to seek approval of the staff list from the said SNTD Women’s University, Mumbai. ii) It is submitted that the Institution could not find an eligible candidate for the post of Regular Principal and hence the Institution appointed an Officiating Principal after taking necessary approval from the SNTD University. It is submitted that the Institution has given advertisement in the local newspapers for appointment of Regular Principal every year but could not receive any application from the candidates fulfilling the eligibility criteria for appointment on the post of Principal. iii) It is submitted that the Institution has appointed a Full Time Officiating principal, which has been approved by S.N.D.T. Women’s University from time to time. It is submitted that the Institution has time to time obtained approval for appointment of Officiating Principal from the University. The relevant documents in this regard were duly submitted before the WRC. The documents are attached herewith for kind reference of this Hon’ble Council. iv) It is submitted that the institution has appointed 05 Permanent Assistant professors alongwith 10 Full-time Assistant professors in the said course. The appointment of the permanent Assistant Professors and full-time Assistant Professors was got approved from the aforesaid University to which the Institution is affiliated. The list of the Assistant professors approved is annexed herewith for kind perusal of this Hon’ble Council. (ii). It is submitted that the submission of Prescribed Form XIII by the Institution is not applicable to the facts and circumstances of the present case since the said provision/ submission of Form XIII pertains to the land situated in the Urban Area only which is evident from bare perusal of the provision. At the time when the institution in question was established, the same was under Rural Area and being so the submission of prescribed Form XIII was inapplicable to the land of the Institution. The necessary approvals required for the land of the Institution were governed by the Maharashtra Village Panchayats Act, 1959 which were accordingly complied with. The necessary

approvals obtained from the Gram Panchayat, Godhani have already been submitted and are attached in the file of the present institution maintained by the Western Regional Committee respectively. (iii). In this regard it is submitted that the possession receipt executed by the Government of Maharashtra, Revenue Department, through the Tahsildar (Rural), Nagpur dated 21.3.2003, with respect to the land of the Institution, bearing Survey No.78, admeasuring 2550 sq. mt., Mouza Godhani (Railway), District Nagpur (Rural), came to be issued and was duly submitted. The said Possession Receipt is annexed for kind perusal of this Hon'ble Council. The Tahsildar who had executed the possession receipt on behalf of the Government of Maharashtra, Revenue Department is a competent Authority and is duly authorized by the Government of Maharashtra in this behalf. (iv). It is submitted that the Non-Encumbrance Certificate dated 16.3.2017 was issued by Deepak Kamble, Advocate after scrutiny of the revenue and registration records maintained by the office of the Sub-Registrar in as much as the certificate was issued by the said lawyer after due verification and search of the revenue and registration records as also the title documents pertaining to the said land. After finding that the land in question is not encumbered the aforesaid certificate was issued. The non-encumbrance certificate issued by a Legal Practitioner after taking search of the records is legal and valid document and certify the authenticity of the contents. ii) At the relevant time, when the Institution was established, the approvals which were required to be obtained were governed under the Maharashtra Village Panchayats Act, 1959. The said Act, did not provide the procedure for issuance of Non-Encumbrance Certificate nor provides for appointment of competent authority for issuance of non-encumbrance certificate. Accordingly, the Non-Encumbrance Certificate was obtained from the Deepak Kamble (Advocate) who was competent to issue such certificate. (v). The building plan dated 28.2.2003 was approved by the Gram Panchayat Godhani, Nagpur, under the Maharashtra Village Panchayats Act, 1959. During the relevant period, the Gram Panchayat Godhani was the competent authority and was competent to sanction the building plans. At the time when the present institution was established and the building work was commenced since the Gram Panchayat was the competent authority, the sanction of the plan was obtained from the Gram Panchayat. The building plan duly sanctioned by the Gram Panchayat is annexed herewith for kind perusal of this Hon'ble Council. (vi). At the time of the establishment of the present institution, all the approvals were required to be obtained from the Gram Panchayat within whose jurisdiction the Institution is situated. The necessary approvals were granted by the Gram Panchayat, Godhani, which was the competent authority appointed under the Statute. There was no provision in the Statute i.e., Maharashtra Village Panchayats Act, 1959 for the issuance of fire safety audit report by the Fire Officer of the State Government. Accordingly, the Fire Safety report was

obtained by the Institution from one "Devansh Enterprises" which was duly authorized and was competent to issue the Fire Safety Audit Report. The said Devansh Enterprises carried out necessary inspection of the premises and verification of all the fire safety measures and also equipment installed by the Institution and after its subjective satisfaction issued the Certificate. (vii). It is respectfully submitted the sanction of the building plan was accorded by the Gram Panchayat, Godhani which is a statutory authority constituted under the Maharashtra Village Panchayats Act, 1959 and was competent to sanction the building plans at the relevant time for the entire area. Pursuant to the completion of the building in accordance with the plan sanctioned by the said Gram Panchayat and after due inspection and verification, the Building Completion Certificate dated 22.2.2006 was duly issued by the Gram Panchayat Godhani, Nagpur. The said Gram Panchayat was the competent authority prevailing at the time when the present institution was established. Upon its subjective satisfaction with regard to the completion of the building work the completion certificate was issued by the Gram Panchayat. It is submitted that the approvals were granted by the Gram Panchayat under section 52 of the Maharashtra Village Panchayats Act, 1959. Thus, under no stretch of imagination, it could be said that the Building Completion Certificate was not approved from the land revenue authorities of State Government. (viii). The Land Use Certificate dated 29.1.2009 was duly issued by the Tahsildar, Nagpur (Rural) which is a duly authorized Revenue Authority of the State Government respectively. The copy of the same are annexed for kind reference of this Hon'ble Council. (ix). The translated version of all the documents which are in regional language are being attached for your kind perusal. (x). The remark by the NCTE regarding the conducting of M.Ed. (APW02939/125039) is not the part of the present Institution located at Godhani, Nagpur. The Institution is conducting B.Ed. having two Units of B.Ed. The present Institution is not running any M.Ed. course at the Godhani campus presently as a Communication dated 01.10.2020 was duly issued by the present Institution to Regional Director, WRC for closure of the M.Ed. Course but as misfortune would have it, no decision has been taken by the WRC regarding the same. ii) Presently, the institution at Godhani, Nagpur is conducting 02 units of B.Ed. Course with an intake of 100 students. The Land Area of the institution is 2550 sq. mt. which is sufficient for conducting 02 units of B.Ed. Course. It is submitted that the present Institution was established in the year 2004 in accordance with the 1993 NCTE Regulations and hence the land area of Institution i.e., 2550 sq. mt. was sufficient at the relevant time. It is submitted that in view of the amendment of NCTE Regulations in the year 2014, the requirement of land area was enhanced. As per Clause 6.1 of 2014 NCTE Regulations an exception was carved out to the Institution which were already established prior to amendment

of 2014. The copy of the NCTE Regulations for the year 2008 and 2014 are being attached for kind perusal of this Hon'ble Council."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 seats vide order dated 26.10.2004. In the light of NCTE Regulations, 2014 revised recognition order no. WRC/APW00773/123107/2015/141872-878 dated 31.05.2015 for B.Ed. course of two years duration with an annual intake of 100 students (two units of 50 students each) was issued to the institution. Thereafter, order for reduction in intake vide order no. WRC/APW00773/123107/B.Ed./MH/387th/2023/223513-223515 dt. 07.07.2023 issued to the institution. The recognition of the institution for B.Ed. programme was withdrawn by the WRC vide order dated 17.12.2024.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned order dated 17.12.2024: -

- (i) A copy of faculty list (1+15) members duly approved by the affiliating University i.e. S.N.D.T. Women's University, Mumbai.
- (ii) A copy of an order dt. 03.03.2003 regarding the allotment of Land to MSMGVB, which is acquired free of cost by Government, situated at Mauza Godhani (Rly.) Thasil Nagpur (Rural) Survey no. 78 admeasuring 2550 square meter under the Urban Urban Land (Ceiling and Holding) Act, 1976.
- (iii) A copy of approved Building Plan and Land Use Certificate and other related documents.

The Appeal Committee noted the submissions that the appellant institution has claimed that it is conducting B.Ed. course having 2 units and it is not running any M.Ed.

course at the Godhani Campus presently as a communication dated 01.10.2020 was duly issued by the Appellant institution to the Regional Director, WRC for closure of the M.Ed. course but no decision was taken by the WRC regarding the same. The Appeal Committee observed that the WRC ignored to deal with this aspect as well.

The Appeal Committee noted that the institution has submitted detailed explanation alongwith documents with respect to points mentioned in the impugned order dated 17.12.2024. Hence, the Committee decided to remand back the matter to WRC, NCTE with the direction to revisit the case in totality and if needed to conduct an inspection of the institution to verify the infrastructural & instructional facilities as per provisions of the NCTE Regulations, 2014 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 of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal viz a viz the grounds mentioned in the impugned order dated 17.12.2024, required to be verified by the WRC. **The WRC is required to revisit the case in totality and if needed the WRC may also conduct the inspection of the institution to verify the infrastructural & instructional facilities as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time, and decision taken 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 17.12.2024 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 set aside the impugned order dated 17.12.2024 of WRC, NCTE with the direction to revisit the case in totality and also to check that the institution fulfill all the criteria of norms & standards for the land & building and if needed the WRC may also conduct the inspection of the institution to verify the infrastructural & instructional facilities as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time, and decision taken accordingly. 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 set aside the implunged order dated 17.12.2024 of WRC, NCTE with the direction to revisit the case in totality and also to check that the institution fulfill all the criteria of norms & standards for the land & building and if needed the WRC may also conduct the inspection of the institution to verify the infrastructural & instructional facilities as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time, and decision taken accordingly. 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, Mehmuda Shikshan and Mahila Gramin Vikas Bahuddeshiya Sansthan Central India Womens College of Education, Survey no. 78, Village - Godhani (Rly), Street/Road-Godhani Road, Taluka/Mandal - Nagpur Ruuural, District - Nagpur, Maharashtra-441123.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The 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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
. 89-33/E-356276/2025 Appeal/2nd Meeting, 2025
APPLWRC202514896

Shikshan Mahavidyalaya IASE (Faculty of Education), Plot No. 97 TP3, Village-Usmanpura, Street/Road-Asram Road, Taluka/Mandal-Ahmedabad City, Post Office - Income Tax, Ashram Road, District-Gujarat, Ahmedabad-380009.	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Mr. Prof. (Dr.) Dipooaba Devda, Head/Dean/Director
Respondent by	Regional Director, WRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Shikshan Mahavidyalaya IASE (Faculty of Education), Plot No. 97 TP3, Village-Usmanpura, Street/Road-Asram Road, Taluka/Mandal-Ahmedabad City, Post Office - Income Tax, Ashram Road, District-Gujarat, Ahmedabad-380009** dated 07.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No. NCTE/WRC/2526202404222164/GUJARAT/2024/REJC/150** dated 17.12.2024 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: -

Mr. Prof. (Dr.) Dipooaba Devda, Head/Dean/Director of Shikshan Mahavidyalaya IASE (Faculty of Education), Plot No. 97 TP3, Village-Usmanpura, Street/Road-Asram Road, Taluka/Mandal-Ahmedabad City, Post Office - Income Tax, Ashram Road, District-Gujarat, Ahmedabad-380009 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "AFFIDAVIT I, Dr. Nikhil Bhatt, Registrar (I/C), Gujarat Vidyapith, Ahmedabad, son of Shri Sumantray Bhatt aged 57 years and, resident of 102, Pushpdant Apartments, Navarangpura, Ahmedabad-380009, in connection with an Appeal to NCTE against the Refusal Order F.No.NCTE/WRC/2526202404222164/GUJARAT/2024/REJC/150, Dated-17-12-2024 in response to an application for ITEP submitted to NCTE for the academic session 2025-26, Do hereby solemnly affirm, state and declare as under: 1. That the Faculty of Education-IASE (Shikshan Mahavidyalaya), Gujarat Vidyapith, Ahmedabad the Applicant for ITEP is one of the Faculties of Gujarat Vidyapith. The Gujarat Vidyapith is a Multidisciplinary Institution successfully running from 104 years (30 Years & above category). 2.

That the Gujarat Vidyapith offers various Undergraduate & Post Graduate Courses under various seven faculties as mentioned in admission Broucher 2024 & also in Gujarat Vidyapith website i.e., <https://www.gujaratvidyapith.org/>. (Annexure-1) 3. That While applying for ITEP for the academic session 2025-26, the Institute has mentioned 'Yes' in Base Criteria Section (i.e., Whether the institution has obtained Multidisciplinary- Yes) but there was some misunderstanding in providing the information under Multidisciplinary Programme(s) Section. It was just clerical mistake in providing the information under this Section. In Gujarat Vidyapith various Undergraduate & Post Graduate programmes are being offered. Thus, the Gujarat Vidyapith is a multidisciplinary Institute. 4. That if any of the information is found to be false, incomplete, misleading and/ or that the Faculty of Education-IASE (Shikshan Mahavidyalaya), Gujarat Vidyapith, Ahmedabad fail(s) to disclose all the information and/ or suppress any information and/ or misrepresent the information, the NCTE shall take any action, including withdrawal of recognition. Name of the authorized person executing the undertaking along with his/ her Official Position) Dr. Nikhil Bhatt Registrar (I/C) Gujarat Vidyapith, Ahmedabad-09. VERIFICATION I, the above-named deponent do hereby verify that the facts stated in the above affidavit are true to my knowledge. No part of the same is false and no material has been concealed there from. Verified at Ahmedabad on this the 23-01-2025. Dr. Nikhil Bhatt Registrar (I/C) Gujarat Vidyapith, Ahmedabad-09 Solemnly affirmed and signed before me by the deponent on this 23rd day of January month, 2025 at my office. (Judicial First-Class Magistrate/ Notary Public/ Oath Commissioner).”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 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 for seeking permission for running the ITEP Course on 24.05.2024. The recognition of the institution for ITEP programme was refused by the WRC vide order dated 17.12.2024.

The instant matter was placed before the Appeal Committee in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted a copy of

information Brochure for admission – 2024 of Gujarat Vidyapith informing therein that it is running 14 graduate programmes and 19 post graduate programmes in various subjects (Regular).

The Appeal Committee also noted that the Appellant institution submitted an affidavit dt. 23.01.2025 duly signed and executed by Dr. Nikhil Bhatt, Registrar (I/c), Gujarat Vidyapith, Ahmedabad-09 by stated on oath as under: -

- 1. That the Faculty of Education IASE (Shikshan Mahavidyalaya), Gujarat Vidyapith, Ahmedabad the Applicant for ITEP is one of the Faculties of Gujarat Vidyapith. The Gujarat Vidyapith is a Multidisciplinary Institution successfully running from 104 years (30 Years & above category).**
- 2. That the Gujarat Vidyapith offers various Undergraduate & Post Graduate courses under various seven faculties as mentioned in admission Broucher 2024 & also in Gujarat Vidyapith website i.e., <https://www.gujaratvidyapith.org/>. (Annexure-1).**
- 3. That While applying for ITEP for the academic session 2025-26, the Institute has mentioned 'Yes' in Base Criteria Section (i.e., Whether the institution has obtained Multidisciplinary? – Yes) but there was some misunderstanding in providing the information under this Section. In Gujarat Vidyapith various Undergraduate & Post Graduate programmes are being offered. Thus, the Gujarat Vidyapith is a multidisciplinary Institute.**
- 4. That if any of the information is found to be false, incomplete, misleading and /or that the Faculty of Education – IASE (Shikshan Mahavidyalaya), Gujarat Vidyapith, Ahmedabad fail(s) to disclose all the information and / or suppress any information and/ or misrepresent the information, the NCTE shall take any action, including withdrawal of recognition.**

In view of the above submissions and perusal of records, the Appeal Committee is of the view that since, the institution is running for more than 30 years, it is inevitable herein that the institution secures 4 points as per NCTE shortlisting criteria for ITEP programme.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to WRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points 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 WRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

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, Shikshan Mahavidyalaya IASE (Faculty of Education), Plot No. 97 TP3, Village-Usmanpura, Street/Road-Asram Road, Taluka/Mandal-Ahmedabad City, Post Office - Income Tax, Ashram Road, District-Gujarat, Ahmedabad-380009.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **The Regional Director, Western Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Principal Secretary (Higher & Technical Education) Colleges & Universities, Block No. 5, 8th, Floor, Sachivalaya, Gandhinagar, Gujarat- 382010.**



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-35/E-356518/2025 Appeal/2nd Meeting, 2025
APPL NRC202514903

D.N. College, Khata No. 1360-1380, Village - Meerut City, Post Office- Meerut City, Street/Road - Near Railway Road Crossing, Taluka/Mandal-Meerut, District - Meerut, Uttar Praesh-250002.	<u>Vs</u>	Northern Regional Committee, Plot No. G- 7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	No one appeared
Respondent by	Regional Director, NRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF REFUSAL

The appeal of **D.N. College, Khata No. 1360-1380, Village - Meerut City, Post Office-Meerut City, Street/Road - Near Railway Road Crossing, Taluka/Mandal-Meerut, District - Meerut, Uttar Praesh-250002** dated 15.02.2025 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE/NRC/2526202405022542 /UTTAR PRADESH/2024 /REJC/862** dated 20.01.2025 of the Northern Regional Committee, refusing recognition for conducting ITEP. Course on the grounds that "The institution has uploaded certificate of NAAC with Grade "B" which is valid up to 28.02.2026 and the institution has obtained 4 points behalf. The institution has been running multidisciplinary courses since 19.12.2024, hence, it has obtained 01 points in this regard. The institution has uploaded recognition order of B.Ed. programme recognized by NCTE; hence, it has obtained 2 points. As per data uploaded by the institution, the University is obtaining 07 points only. Since the minimum 10 points are required as per short listing criteria for processing ITEP applications for the session 2025-2026, therefore, the application of the University is not eligible to apply for 4th phase of ITEP in terms of Public Notice F.No. NCTE-Reg 1012/1/2024-Reg. Sec-HQ dated 22.04.2024 issued by NCTE (HQ)."

II. SUBMISSIONS MADE BY APPELLANT: -

No one from **D.N. College, Khata No. 1360-1380, Village - Meerut City, Post Office-Meerut City, Street/Road - Near Railway Road Crossing, Taluka/Mandal-Meerut, District - Meerut, Uttar Praesh-250002** appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "The institution has been running since 15 July 1958. hence the institution should obtain 04 points in this regard. however, it is submitted that the fact establishing that the institution was being run since 15 July 1958 and the related documents could not be submitted at the time of submission of the application. now the institution is bringing on record, the

said documents with this appeal for due consideration of the same by the appellate authority.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February 2025 perused the Appeal Report, documents available on the records 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 ITEP Course on 20.05.2024. The recognition of the institution for ITEP programme was refused by the NRC vide order dated 20.01.2025.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The appellant institution vide its letter dt. 18.02.2025 has requested that the Appellate Authority may decide the appeal of the institution without their personal hearing and favorable decision may kindly be passed by the Appellate Authority.

The Appeal Committee during the online hearing noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim that the institution is running since 1958 (For more than 30 years) and in support of the same the institution has submitted the letter dt. 15.07.1958 issued by Deputy Registrar, Agra University stated as under: -

“With reference to your application dated October 29, 1957, for the affiliation of Deva Nagri Collee, Meerut utp B.Ed. and B.Sc. standards, I am to inform you that the case of the college was submitted to the Chancellor for sanction under Section Chancellor has been pleased to grant affiliation to Deva Nagri College, Meerut in Physics, Chemistry, mathematics, Economics and Statistics only up to the B.Sc. Standards with effect from July 1958.”

In view of the above submissions and perusal of records, the Appeal Committee is of the view that since, the institution is running for more than 30 years, it is inevitable

herein that the institution secures 4 points as per NCTE shortlisting criteria for ITEP programme.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to NRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points 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, the Appeal Committee of the Council concluded to remand back the case to NRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

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, D.N. College, Khata No. 1360-1380, Village - Meerut City, Post Office- Meerut City, Street/Road - Near Railway Road Crossing, Taluka/Mandal-Meerut, District - Meerut, Uttar Praesh-250002.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The 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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-63/E-345690/2024 Appeal/2nd Meeting, 2025
APPLNRC202314814

Shri Kirori Lal Shastri Mahavidyalaya, Khata No. 943, 948, Village - Jagner, District - Agra, Uttar Pradesh- 283115.	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi -110075.
APPELLANT		RESPONDENT

Representative of Appellant	Mr. Jagdish Sharma, Chairperson
Respondent by	Regional Director, NRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Shri Kirori Lal Shastri Mahavidyalaya, Khata No. 943, 948, Village - Jagner, District - Agra, Uttar Pradesh- 283115** dated 06.09.2024 filed under Section 18 of NCTE Act, 1993 is against the Order No **NRC/NCTE/UP-2024/365th Meeting/2022/218659-666** dated 19.07.2022 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "1. The institution has not submitted the latest faculty list in original with details of their academic qualification approved by the affiliating body. The list submitted by the institution is of June & July 2016. 2. The institution has not submitted the details of the salary disbursement to the faculty members for last six month along with their bank account statements to show that the same faculties are still on role of the institution. 3. The link of the website with the latest faculty details is neither submitted nor available on the website."

II. SUBMISSIONS MADE BY APPELLANT: -

Mr. Jagdish Sharma, Chairperson of Shri Kirori Lal Shastri Mahavidyalaya, Khata No. 943, 948, Village - Jagner, District - Agra, Uttar Pradesh- 283115 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "1. The institute has principal and faculty (1+15) for running B.Ed. course with two basic units (100 seats) as per norms of NCTE. The principal and faculty are duly approved by affiliating university, and they are continuing. The list of approved faculty was also submitted to NRC earlier but without taking into account the details of faculty, withdrawal order was passed which is not justified. The institute is submitting the latest faculty which will be produced before the appellate authority. The approved faculty list may kindly be taken into consideration and recognition of institute for B.Ed. course may kindly be restored. 2. The institute is paying salary to its faculty as per norms and details of payment of salary will be produced before the appellate authority. It is submitted that in the Final Show Cause Notice, there was no mention of submission of details of salary disbursement of faculty members which is evident from para 8 of withdrawal order itself. However, the withdrawal order was passed on this ground without pointing out this

in the Show Cause Notice which is not permissible and justified. Thus, the withdrawal order may kindly be set aside, and recognition of B.Ed. Course may be restored. 3. The details of faculty is available on the website of institute and details of the website and link will be produced before the appellate authority. It is submitted that in the Final Show Cause Notice, there was no mention of submission of details of salary disbursement of faculty members which is evident from Para 8 of withdrawal order itself. However, the withdrawal order was passed on this ground without pointing out this in the Show Cause Notice which is not permissible and justified. Thus, the withdrawal order may kindly be set aside, and recognition of B.Ed. course may be restored.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025, perused the Appeal Report, documents available on the records 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 seats vide order dated 31.08.2009. In the light of NCTE Regulations, 2014 revised recognition order no. NRC/NCTE/UP-2024/2015145126-31 dated 08.04.2016 for B.Ed. course of two years duration with an annual intake of two units of 50 students each was issued to the institution. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 19.07.2022.

The instant matter was placed in its 11th Meeting, 2024 and subsequent meetings However, the appellant institution failed to appear online to present its case before Appellate Authority.

The instant matter was finally placed in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned order dated 19.07.2022: -

- (i) Copies of letters approving faculty (1+15) issued the affiliating body i.e. B R Ambedkar University, Agra alongwith particulars of faculty as per prescribed format including salary details etc.

The Appeal Committee perused the Appeal Report and noted that regarding delay the institution submitted that *“After issuance of withdrawal order dated 19.07.2022, NRC by its letter dt. 18.08.2022 directed the institute to furnish updated faculty list and other information. Thereafter, NRC issued another letter dated 12.10.2022 informing the institute that status of institution will remain as recognized institution up to the end of the academic session 2023-24 and institute was allowed to participate in counselling and admit students. The institute had submitted requisite information to NRC and also continued as recognized institution during the period of 2022-23 and 2023-24 and admitted students but thereafter, no information was received. In the circumstances institute filed W.P.(C) no. 11568/2024 before the Hon'ble Delhi High Court which was disposed off by final order dated 22.08.2024 directing the institute to file statutory appeal. Further direction has been given to decide the appeal within a period of four weeks. Accordingly, in compliance of order of Hon'ble Delhi High Court, institute is filing the present appeal.”* The Appeal is satisfied with the explanation given by the institution to condone the delay. As such delay in filing the instant appeal is condoned.

The Appeal Committee noted that the document submitted in appeal viz a viz the grounds mentioned in the impugned order dated 19.07.2022, required to be verified 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 of the Appellant while disposing of the Appeal has to be taken on record.

The NRC is required to verify the documents submitted in appeal from the concerned affiliating University as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken 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 19.07.2022 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 documents, submitted in Appeal from the concerned affiliating University. 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 documents submitted in Appeal from the concerned affiliating University. 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, Shri Kirori Lal Shastri Mahavidyalaya, Khata No. 943, 948, Village - Jagner, District - Agra, Uttar Pradesh- 283115.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The 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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-60/E-344567/2024 Appeal/2nd Meeting, 2025
APPLNRC202314810

Vallabh Government College, Khasara No. 464, 465, 466, 467, Village - Paddal, Taluka/Mandal - Mandi, District - Mandi, Himachal Pradesh-175001.	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Ms. Surina Sharma, Principal
Respondent by	Regional Director, NRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF WITHDRAWAL

The appeal of **Vallabh Government College, Khasara No. 464, 465, 466, 467, Village - Paddal, Taluka/Mandal - Mandi, District - Mandi, Himachal Pradesh-175001** dated 20.08.2024 filed under Section 18 of NCTE Act, 1993 is against the Order No **F.No.NRC/NCTE/HP-116/B.Ed./422ndMeeting/(SI.No.54)/2024/225307** dated 31.07.2024 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "(i) The institution has not submitted the certified copy of the registered land documents in the name of institution/society. (ii) The institution has not submitted the blueprint of the approved building plan signed by the competent Government Authority. The institution has stated that it shares the old Arts Block of the Vallabh Government College Mandi for running B.Ed. course and has submitted the building plan of the Arts Block, which is not acceptable as per NCTE Regulations. (iii) The plot no. / khasara no. not mentioned in the Land use certificate submitted by the institution. (iv) Site plan submitted is not issued by the competent govt. authority. Demarcated land area for running difference courses not shown in the site plan. (v) The institution has not submitted the fire safety certificate. (vi) The institution has not submitted the certificate to the effect that the building is differently abled friendly from the competent Government authority. (vii) Building Completion Certificate submitted is not approved by the competent govt. authority. As per the BCC the total land area earmarked for the teacher training programme is 21600 sq. ft. which is less than the required as per the NCTE norms for intake of 2 units."

II. SUBMISSIONS MADE BY APPELLANT: -

Ms. Surina Sharma, Principal of Vallabh Government College, Khasara No. 464, 465, 466, 467, Village - Paddal, Taluka/Mandal - Mandi, District - Mandi, Himachal Pradesh-175001 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "(i) NRC has overlooked the unique aspect of our institution that we are a government and composite institution sharing academic and administrative staff and infrastructure across all courses including B.Ed. this

approach aligns with the new education policy's mandate of resource sharing and optimization. Despite this the NRC has issued the withdrawal order in an arbitrary manner without considering our exceptional circumstances. It is further submitted that we have fulfilled all the conditions mentioned by NRC. We humbly request the NCTE to withdraw the withdrawal order keeping all these facts in view. (ii) The NOC and recognition of the B.Ed. course has been granted to Vallabh government college mandi on the condition of using/sharing the land and buildings of the college. Hence the land which is in the title of government of Himachal Pradesh in possession of department of Education is exclusively meant for running all the courses of the Vallabh government college mandi are being used/shared for running the B.Ed. course, being a composite institution aligning with the mandate of NEP. The affidavit counter signed by the Secretary, Education, Government of HP and Director, Higher Education, Government of HP has been uploaded. (iii) The revised blueprint of the approved building plan signed by the competent Government authority has been uploaded. (iv) The revised Land Use Certificate mentioning Khasara no. has been uploaded. (v) The Certificate site plan issued by the Competent Government authority with the land area demarcated for running B.Ed. course has been uploaded. The institution has applied for the fire safety certificate and the copy of application to the fire department has been uploaded and certificate will be uploaded as soon as the institution receives the same. (vi) The certificate of differently abled friendly building issued by the competent government authority has been uploaded. (vii) The revised building completion certificate approved by the competent government authority has been uploaded. (viii) The process of approval of the teaching staff has been initiated and the interview has been scheduled on 30th August 2024. The approved staff list will be submitted at the earliest. (ix) As a composite institution, the other teaching staff members of the college have also been rendering their services for B.Ed. course. The list of the teaching staff has been uploaded. (x) The affidavit will be submitted after the approval of the teaching staff. (xi) The notarized original affidavit of Rs. 100/- on non-judicial stamp paper has already been submitted by the management and the same is once again uploaded. (xii) The details of salary disbursed to the faculty along with six months bank statement and account number of each faculty member have already been submitted and the same is once again uploaded.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 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 25.05.2005. After the receipt of affidavit dt. 15.12.2014 from the institution. Hence, the revised recognition order for B.Ed. programme of two years duration with an annual intake of 100 students for two basic units of 50 students each from the academic session 2015-2016 was issued to the institution vide dt. 22.07.2015. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 31.07.2024.

The instant matter was placed in its 11th Meeting, 2024 held on 19.09.2024. The Appeal Committee observed that the appellant institution has not submitted the requisite documents with respect to the deficiencies pointed out in the Withdrawal Order. 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 13th Meeting, 2024 held on 18.11.2024. During the online hearing of the Appeal Committee on 18.11.2024, the Appellant institution requested that they shall submit the faculty list of (1+15) members to the Appeal Committee on or before 18th January, 2025 as the same is under the procedure.

In view of submission made by the institution during the online hearing of Appeal, the Appeal Committee decided to defer the matter of appellant institution with the direction to submit the faculty list of (1+15) members on or before 18th January, 2025 to the Appeal Committee.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned order dated 31.07.2024: -

- (i) A copy of faculty proforma of 1 Principal/HOD + 12 Faculty for Assistant Professors + 1 faculty for Physical Education + 1 Faculty for Music + 1 Faculty for Visual Arts approved by the Registrar, Sardar Patel University, Mandi (H.P.)-175001.

The Appeal Committee noted that the document submitted in appeal viz a viz the grounds mentioned in the impugned order dated 31.07.2024, required to be verified 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 of the Appellant while disposing of the Appeal has to be taken on record.

The NRC is required to verify the documents submitted in appeal from the concerned affiliating University as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken 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 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 documents, submitted in Appeal from the concerned affiliating University. 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 documents submitted in Appeal from the concerned affiliating University. 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, Vallabh Government College, Khasara No. 464, 465, 466, 467, Village - Paddal, Taluka/Mandal - Mandi, District - Mandi, Himachal Pradesh-175001.**
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 Secretary, Department of Education, Government of Himachal Pradesh, Shimla - 171002**



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
File No. 89-115/E-250445/2022 Appeal/2nd Meeting, 2025
APPLERC202214352

Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Telhara Khurd, Street Telhara, Post Office Telhara Kala, Champaran East, Bihar-845304.	Vs	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
APPELLANT		RESPONDENT

Representative of Appellant	Sh. Vikas Maharshi, Secretary
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of **Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Telhara Khurd, Street Telhara, Post Office Telhara Kala, Champaran East, Bihar-845304** dated 15.04.2022 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.ER-302.34/ERCAPP2534/B.Ed./BR/2022/65121** dated 03.03.2022 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “As per observations made by the visiting team while conducting inspection of the institution at its site on 27.02.2022 under section 13 observed that there was no college name on the building however the name mentioned the building was Lov Kush International School” college management reported that the building of the college was forcibly taken/occupied by the disputed party and matter is under Hon’ble Patna High Court. Though they visited the site but were not able to inspect the entire building as required under section 13 of NCTE act 1993 due to the dispute.”

II. SUBMISSIONS MADE BY APPELLANT: -

Sh. Vikas Maharshi, Secretary of Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Telhara Khurd, Street Telhara, Post Office Telhara Kala, Champaran East, Bihar-845304 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal memoranda it is submitted that “The detailed explanation is attached on separate sheet annexed with this appeal.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 perused the relevant records and the documents submitted by appellant institution in the Appeal Report.

The Appeal Committee perused the relevant records and the documents submitted by the appellant institution. Appeal Committee noted that the appellant institution was granted recognition for B.Ed. course vide order dated 03.03.2018 for two-year duration.

The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 03.03.2022.

The Appeal Committee in its 11th meeting held on 29.12.2022 perused the order dated 14.10.2022 passed by Hon'ble High Court of Bihar & decided to hold the proceedings. The Committee directed the institution to submit status of the possession of premises within 15 days from receipt of this order.

The Appeal Committee in its 3rd Meeting, 2023 held on 27.02.2023 heard the matter again and noted that the institution has submitted one certificate dated 09.02.2023 showing the possession of land in the name of Ramashish Singh and Vishwanath Sharma Education Trust.

The Appeal Committee in the light of the submission made by the appellant Institution during on-line hearing held on 27.02.2023 viz-a-viz report submitted by the Eastern Regional Committee (ERC), NCTE, the Appeal Committee the matter pending until the report is submitted by the Eastern Regional Committee (ERC). The Inspection Division of the NCTE Hqrs. vide e-office file 85425 informed the Appeal Committee that the inspection under Section 13 of the NCTE Act, can be conducted for recognized institution only. The recognition of the institution has already been withdrawn; therefore, this case is not covered under Section 13 of the NCTE Act, 1993.

The Appeal Committee noted that the instant matter was placed in its 11th Meeting, 2024 held on 19.09.2024, the Appeal Committee decided to seek clarification from the Regional Director, ERC.

The Appeal Committee in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee noted that a letter dt. 17.01.2025 received from Regional Directed, ERC whereby Babasaheb Bhimrao Ambedkar Bihar University, Muzaffarpur, Bihar-842001 informing therein about the institution being affiliated with it for running B.Ed. course with an intake of 50 students and further the land bearing khata no. 119, 120 having plot no.

638, 639, 640, 648 measuring area 78.54 decimal in total being in possession of the appelland institution.

The Appeal Committee during the online hearing on 19.02.2025, taken note of above said report from the affiliating University and observed that the appelland institution is owner and in possession of the above said land records.

The Appeal Committee taken note of the dispute going on between the parties and observed the impugned order whereby ERC withdrew the recognition on the ground that “As per observations made by the visiting team while conducting inspection of the institution at its site on 27.02.2022 under section 13 observed that there was no college name on the building however the name mentioned the building was Lov Kush International School” college management reported that the building of the college was forcibly taken/occupied by the disputed party and matter is under Hon’ble Patna High Court. Though they visited the site but were not able to inspect the entire building as required under section 13 of NCTE act 1993 due to the dispute.”, after taking into the consideration, the above said fact and circumstances of the instant matter, decided to keep the Withdrawal Order in Abeyance. Further, the infrastructural and instructional facilities shall be verified/examined by the Eastern Regional Committee as per NCTE Norms and Standards. During such time, the institution shall not be entitled to take admission of students till a final decision is taken by ERC.

The Appeal Committee also noted that the Appelland institution filed a W.P.(C) No. 11455/2024 prayed the following: -

“1. Issue a writ of mandamus and direct the Respondent No.2 to decide the application of the petitioner dated 05.07.2024 for shifting of its premises from “Plot No.119, 120, Village Telhara Khurd, Dhaka, East Champaran, Bihar” to “Village Makari Mahuawa, Pipra Kathi, Chakia, East Champaran, Bihar” expeditiously and preferably on or before 30.08.2024.”

The Appelland institution has submitted a certified copy of the Hon’ble High Court of Delhi order dt. 20.08.2024 which passed the following order and directions: -

“.....5. Considering the overall facts and circumstances of the case, the respondents are directed to treat the present writ petition as a representation, on behalf of the petitioner, which is to be decided expeditiously, preferable within 10 days, under intimation to the petition herein.

6. Furthermore, the petitioner is at liberty to approach this Court again, if any grievances arise.”

In view of the above said directions passed by the Hon'ble High Court of Delhi, the Appeal Committee decided to Remand Back the matter to ERC with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. Further it is clarified that this order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to decide the representation in a time bound manner.

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.”

In view of the above-mentioned order, the Committee concluded to keep the impugned withdrawal in abeyance until the ERC take an appropriate decision in the matter. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to the ERC, NCTE with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. The Appellant is directed to forward to the ERC the documents submitted in appeal within 15 days from

the receipt of order of the Appeal to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time. **The above order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to expedite the decision in the matter in terms of direction given herein above. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.**

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee decided to remand back the case to the ERC, NCTE with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. The Appellant is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time. **The above order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to expedite the decision in the matter in terms of direction given herein above. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.**

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, Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Telhara Khurd, Street Telhara, Post Office Telhara Kala, Champaran East, Bihar-845304.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Directorate of Higher Education of Bihar, Ground Floor, New Secretariat, Vikash Bhawan, Patna, Bihar-800 015.



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
File No. 89-105/E-250445/2022 Appeal/2nd Meeting, 2025
APPLERC202214338

Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Tilahara Khurd, Street Tilahara, Post Office Tilahata Kala, Champaran East, Bihar-845304.	<u>Vs</u>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
APPELLANT		RESPONDENT

Representative of Appellant	Sh. Vikas Maharshi, Secretary
Respondent by	Regional Director, ERC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUND OF WITHDRAWAL

The appeal of Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Tilahara Khurd, Street Tilahara, Post Office Tilahata Kala, Champaran East, Bihar-845304 dated 07.04.2022 filed under Section 18 of NCTE Act, 1993 is against the Order No. F.No.ER-302.35/ERCAPP2555/D.El.Ed./BR/2022/65114 dated 03.03.2022 of the Eastern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that "As per observations made by the visiting team while conducting inspection of the institution at its site on 27.02.2022 under section 13 observed that there was no college name on the building however the name mentioned on the building was Lov Kush International School" college management reported that the building of the college was forcibly taken/occupied by the disputed party and matter is under Hon'ble Patna High Court. Though they visited the site but were not able to inspect the entire building as required under section 13 of NCTE act 1993 due to the dispute."

II. SUBMISSIONS MADE BY APPELLANT: -

Sh. Vikas Maharshi, Secretary of Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Tilahara Khurd, Street Tilahara, Post Office Tilahata Kala, Champaran East, Bihar-845304 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal memorandum it is submitted that "Detailed explanation is attached on separate sheet attached with this appeal."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 perused the relevant records and the documents submitted by appellant institution in the Appeal Report.

The Appeal Committee perused the relevant records and the documents submitted by the appellant institution. Appeal Committee noted that the appellant institution was

granted recognition for D.El.Ed. course vide order dated 03.03.2018 for two-year duration with an annual intake of 100 students. The recognition of the institution for D.El.Ed. programme was withdrawn by the ERC vide order dated 03.03.2022.

The Appeal Committee in its 11th meeting held on 29.12.2022 perused the order dated 14.10.2022 passed by Hon'ble High Court of Bihar & decided to hold the proceedings. The Committee directed the institution to submit status of the possession of premises within 15 days from receipt of this order.

The Appeal Committee in its 3rd Meeting, 2023 held on 27.02.2023 heard the matter again and noted that the institution has submitted one certificate dated 09.02.2023 showing the possession of land in the name of Ramashish Singh and Vishwanath Sharma Education Trust.

The Appeal Committee in the light of the submission made by the appellant Institution during on-line hearing held on 27.02.2023 viz-a-viz report submitted by the Eastern Regional Committee (ERC), NCTE, the Appeal Committee the matter pending until the report is submitted by the Eastern Regional Committee (ERC).

The Inspection Division of the NCTE Hqrs. vide e-office file 85425 informed the Appeal Committee that the inspection under Section 13 of the NCTE Act, can be conducted only recognized institution. The recognition of the institution has already been withdrawn; therefore, this case is not covered under Section 13 of the NCTE Act, 1993.

The Appeal Committee noted that the instant matter was placed in its 11th Meeting, 2024 held on 19.09.2024, the Appeal Committee decided to seek clarification from the Regional Director, ERC.

The Appeal Committee in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee noted that a letter dt. 17.01.2025 received from Regional Directed, ERC whereby Babasaheb Bhimrao Ambedkar Bihar University, Muzaffarpur, Bihar-842001

informing therein about the institution being affiliated with it for running B.Ed. course with an intake of 50 students and further the land bearing khata no. 119, 120 having plot no. 638, 639, 640, 648 measuring area 78.54 decimal in total being in possession of the appellatant institution.

The Appeal Committee during the online hearing on 19.02.2025, taken note of above said report from the affiliating University and observed that the appellatant institution is owner and in possession of the above said land records.

The Appeal Committee taken note of the dispute going on between the parties and observed the impugned order whereby ERC withdrew the recognition on the ground that “As per observations made by the visiting team while conducting inspection of the institution at its site on 27.02.2022 under section 13 observed that there was no college name on the building however the name mentioned the building was Lov Kush International School” college management reported that the building of the college was forcibly taken/occupied by the disputed party and matter is under Hon’ble Patna High Court. Though they visited the site but were not able to inspect the entire building as required under section 13 of NCTE act 1993 due to the dispute.”, after taking into the consideration, the above said fact and circumstances of the instant matter, decided to keep the Withdrawal Order in Abeyance. Further, the infrastructural and instructional facilities shall be verified/examined by the Eastern Regional Committee as per NCTE Norms and Standards. During such time, the institution shall not be entitled to take admission of students till a final decision is taken by ERC.

The Appeal Committee also noted that the Appellatant institution filed a W.P.(C) No. 11455/2024 prayed the following: -

“1. Issue a writ of mandamus and direct the Respondent No.2 to decide the application of the petitioner dated 05.07.2024 for shifting of its premises from “Plot No.119, 120, Village Telhara Khurd, Dhaka, East Champaran, Bihar” to “Village Makari Mahuawa, Pipra Kathi, Chakia, East Champaran, Bihar” expeditiously and preferably on or before 30.08.2024.”

The Appellant institution has submitted a certified copy of the Hon'ble High Court of Delhi order dt. 20.08.2024 which passed the following order and directions: -

***".....5. Considering the overall facts and circumstances of the case, the respondents are directed to treat the present writ petition as a representation, on behalf of the petitioner, which is to be decided expeditiously, preferable within 10 days, under intimation to the petition herein.
6. Furthermore, the petitioner is at liberty to approach this Court again, if any grievances arise."***

In view of the above said directions passed by the Hon'ble High Court of Delhi, the Appeal Committee decided to Remand Back the matter to ERC with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. Further it is clarified that this order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to decide the representation in a time bound manner.

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."

In view of the above-mentioned order, the Committee concluded to keep the impugned withdrawal in abeyance until the ERC take an appropriate decision in the matter. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to the ERC, NCTE with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. The Appellant is

directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time. The above order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to expedite the decision in the matter in terms of direction given herein above. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.

IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee decided to remand back the case to the ERC, NCTE with a direction to consider the writ petition of the appellant institution as representation and the documents submitted by the appellant institution claiming the availability of the infrastructural and instructional facilities available with the institution. The Appellant is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time. The above order is subject to outcome of decision taken by the ERC after following due process as per provisions of the NCTE Act, Rules & Regulations. The ERC is directed to expedite the decision in the matter in terms of direction given herein above. During such time, the institution shall not be entitled to take admission of students till a final decision be taken by ERC.

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, Er Upendra Sharma Teachers Training College, Plot No. 119,120, Village Tilahara Khurd, Street Tilahara, Post Office Tilahata Kala, Champaran East, Bihar-845304.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. The Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Directorate of Higher Education of Bihar, Ground Floor, New Secretariat, Vikash Bhawan, Patna, Bihar-800 015.



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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-5/E-353440/2025 Appeal/2nd Meeting, 2025
APPLWRC202414854

Jagan Nath University, Khasra No. 28, 63, 64, Village – Rampura Buzurg, Street/Road-Tonk Road, Taluka/Mandal-Chakshu, Jaipur, Rajasthan-303901.	<u>Vs</u>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Representative of the Institution
Respondent by	Regional Director, WRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF ORDER

The appeal of Jagan Nath University, Khasra No. 28, 63, 64, Village – Rampura Buzurg, Street/Road-Tonk Road, Taluka/Mandal-Chakshu, Jaipur, Rajasthan-303901 dated 18.12.2024 filed under Section 18 of NCTE Act, 1993 is against the decision of the WRC as per its Minutes of 407th Meeting of WRC held on 23rd-24th September, 2024 for conducting ITEP. Programme minuted therein: - “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: -

The representative of Jagan Nath University, Khasra No. 28, 63, 64, Village – Rampura Buzurg, Street/Road-Tonk Road, Taluka/Mandal-Chakshu, Jaipur, Rajasthan-303901 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that “The Appellant named above begs to prefer this Memorandum of Appeal under Teacher Education Act, 1993 on the following facts and grounds:- 1. That the Jagannath University, Jaipur was established under the Jaganath University Act, 2008 passed by the Rajasthan State Legislature and approved by University Grants Commission (UGC) under the UGC Act, 1956. The University has been accredited with ‘A’ grade by National Assessment and Accreditation Council (NAAC) and is also a member of the Association of Indian Universities (AIU). The University is running undergraduate, postgraduate and doctorate programs in various stream. The courses offered by the University have the required approval of the regulatory bodies i.e., Bar Council of India, National Council for Teacher Education, Pharmacy Council of India, UGC etc. The University has been running bachelor’s in education (B.Ed.) two years program since the year 2017-18. 2. That public notice dated 15th March, 2024 was issued by the National Council of Teacher Education (NCTE) wherein it was mentioned that the General Body of the Council in its meeting has decided to invite online applications for granting recognition in Integrated Teacher Education Program (ITEP). The applications were invited from multi-disciplinary institutions for the academic session 2025-26 based upon the shortlisting of criteria as prescribed by the General Body. The copy of the public

notice dated 15th March 2024 along with the minutes of the meeting is marked as Annexure-1. It is submitted that under the shortlisting criteria, there are 4 criteria's along with the points mentioned. Criteria 1 relates to the grade of the institution for which 8 points have been assigned. Criteria 2 provides 4 points for NIRF ranking Criteria. Criteria 3 provides the number of years from which the university is successfully running based on which, total 4 points are awarded. Criteria 4 provides that the institutions which are running NCTE Recognized courses are awarded 2 points. The institutions obtaining a minimum 10 points will be shortlisted for processing. 3. The NCTE issued a public notice dated 22nd April, 2024 wherein the timeline for submission of the application form was mentioned from 22nd April, 2024 to 21st May, 2024. A copy of the public notice is marked as Annexure-2. 4. The University submitted the online application form in the prescribed Performa for seeking recognition for B.A. B.Ed. and B.Sc. B.Ed. ITEP programs. The University referred to its accreditation details as well as all other necessary details as per the shortlisting criteria prescribed by the National Council for Teacher Education (recognition norms and procedure), Regulations, 2014 (hereinafter be referred to as 'Regulations of 2014'). The copy of the online application form submitted by the University is marked as Annexure-3. 5. That the application was successfully submitted by the University and the required application fee amounting to Rs. 1,77,000/- was also duly deposited. The NCTE duly acknowledged the submission of the online application form as well as the deposition of application fee through its email sent on 20th May, 2024. A copy of the email sent by the NCTE to the University is filed herewith and marked as Annexure-4. 6. It is submitted that the Regulations of 2014 provide the procedure for processing the application submitted by the University seeking recognition/permission of the NCTE for running the courses. Regulation 7 prescribes the detail procedure to be followed after the submission of the application. Under regulation 7(1), the application can be summarily rejected by the NCTE on two grounds relating to non-deposit of the application fee and non-submission of the required documents. It is relevant to mention that in the present case, the application was duly processed by the NCTE as the above two conditions were duly fulfilled by the University. 7. That the NCTE is required to process and decide the application submitted by the University on its own merits and such application cannot be deferred on account of not receiving the comments from the State Government. In the present, WRC-NCTE decided the case of the University on its own merits in terms of Regulation 7 in its 407th Meeting of WRC held on 23/24th September, 2024. The perusal of the Minutes of the Meeting at S.no. 16 shows that the application of the University was rejected only on the ground that the shortlisting criteria prescribed by NCTE was not fulfilled by the University. Apart from the said reason, there is no other reason or ground that the shortlisting criteria prescribed by NCTE was

not fulfilled by the University. Apart from the said reason, there is no other reason or ground referred in the minutes of meeting for rejecting the application of the university. 8. That prior to the decision of the WRC-NCTE, there was no notice or communication seeking the comments or reply from the University. Further, the University was not served with the order rejecting application and same was not within the knowledge of the University. The University became aware of such decision of the WRC only in 1st week of December, 2024 when the concern person visited the online website of the WRC-NCTE wherein the minutes of the meeting were uploaded. A copy of the minutes of meeting as downloaded is filed herewith and marked as Annexure-5. 9. It is relevant to mention that the State Government by its letter dated 28.07.2021 has granted its approval for running of the courses in the field of education in term Regulation 4 of the University Regulations. Thus, the University has the required approval from the State Government. The copy of the letter dated 28.07.2021 is enclosed as Annexure -6. 10. The WRC-NCTE decided the application on merits. Further, the perusal of the order shows that the WRC rejected the application filed by the University solely on the ground of not complying with the shortlisting criteria which is contrary to the record as the University duly fulfils the shortlisting criteria as prescribed by NCTE and referred in public notice dated 15th March, 2024.”

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 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 for seeking permission for running the ITEP Course. The application of the appellant institution has been rejected as per its Minutes of 407th Meeting of WRC held on 23rd-24th September, 2024 for conducting ITEP. Programme minuted therein: - **“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.”**

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025. The Appeal Committee noted that the appellant institution has been accredited A grade by

NAAC securing 6 points, it is a multi-disciplinary institution running since 2008 securing 2 points and it is running B.Ed. 2 years programmes duly recognized by NCTE securing 2 points.

In view of the above, it is observed that the appellant institution is successful in securing 10 marks as per shortlisting Criteria for Processing of Applications for ITEP from Multidisciplinary Institutions for academic session 2025-26.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to WRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points 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 WRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

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, Jagan Nath University, Khasra No. 28, 63, 64, Village – Rampura Buzurg, Street/Road-Tonk Road, Taluka/Mandal-Chakshu, Jaipur, Rajasthan-303901.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **The 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 - 12.03.2025

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/
APPEAL FILED UNDER SECTION 18 OF NCTE ACT
89-42/E-356832/2025 Appeal/2nd Meeting, 2025
APPLNRC202514891

Bhagwan Aadinath College of Education, Khasra No. 31m, 32m, 33m, 34, 35m, 36/2, 36/3, 36m, 37m, 37, 38m, 38, Village - Maharra, Street/Road - Rakha Road, Taluka/Mandal - Jakhaura, District - Lalitpur, Uttar Pradesh-284403.	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector - 10, Dwarka, New Delhi - 110075.
APPELLANT		RESPONDENT

Representative of Appellant	Sh. Pradeep Kumar, Director
Respondent by	Regional Director, NRC
Date of Hearing	19.02.2025
Date of Pronouncement	12.03.2025

आदेश/ ORDER

I. GROUNDS OF REFUSAL

The appeal of **Bhagwan Aadinath College of Education, Khasra No. 31m, 32m, 33m, 34, 35m, 36/2, 36/3, 36m, 37m, 37, 38m, 38, Village - Maharra, Street/Road - Rakha Road, Taluka/Mandal - Jakhaura, District - Lalitpur, Uttar Pradesh-284403** dated 23.01.2025 filed under Section 18 of NCTE Act, 1993 is against the order no. **F.No. NCTE/NRC/2526202405112783/UTTAR PRADESH/2024/REJC/1075 dt. 20.01.2025** of the Northern Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The institution has uploaded certificate of NAAC with Grade "A" which is valid up to 10.01.2027 and the institution has obtained 6 points on this behalf. The institution has been running multidisciplinary course since 30.06.2015, hence, obtained 01 point. The institution has uploaded recognition order of B.Ed. programme recognized by NCTE; hence, it has obtained 2 points. As per data uploaded by the institution, the University is obtaining 09 points only. Since the minimum 10 points are required as per short listing criteria for processing ITEP Applications for the session 2025-2026, therefore, the application of the University is not eligible to apply for 4th phase of ITEP in terms of Public Notice F.No. NCTE-Reg 1012/1/2024-Reg.Sec-HQ Dated 22.04.2024 issued by NCTE (HQ)."

II. SUBMISSIONS MADE BY APPELLANT: -

Sh. Pradeep Kumar, Director of Bhagwan Aadinath College of Education, Khasra No. 31m, 32m, 33m, 34, 35m, 36/2, 36/3, 36m, 37m, 37, 38m, 38, Village - Maharra, Street/Road - Rakha Road, Taluka/Mandal - Jakhaura, District - Lalitpur, Uttar Pradesh-284403 appeared online to present the case of the appellant institution on 19.02.2025. In the appeal report, it is submitted that "1. NAAC Grade and Points: Our institution has uploaded the valid NAAC Grade "A" certificate, which is effective until 10.01.2027, and we have obtained 6 points. This reflects our continued commitment to academic excellence and quality in education. 2. Multidisciplinary Course: Our institution has been offering a multidisciplinary course: (i) We have completed 10 years before the started session 2025-26. (ii) We have completed 10 Academic Session before started academic session 2025-26. (iii) I have completed 10 years according to Establishment of the Institution years according to the UGC 12(b) and 2(f). 3. B.Ed.

Program Recognition: We have uploaded the recognition order of our B.Ed. program by NCTE, which has contributed 2 points to our total score. This recognition is an essential part of our institution's qualifications and commitment to meeting national standards for teacher education."

III. OUTCOME OF THE CASE

The Appeal Committee in its 2nd Meeting, 2025 held online on 19th February, 2025 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 ITEP Course on 22.05.2024. The recognition of the institution was refused by the NRC vide order dt. 20.01.2025.

The instant matter was placed in its 2nd Meeting, 2025 held on 19.02.2025 and during the online hearing the Appeal Committee took note of the explanation and submissions of the institution and accordingly, the Appeal Committee observed the institution has completed 10 years before date of publication of the public notice. It is evident from the recognition order dt. 02.03.2015 that the institution was granted recognition in March, 2015 after the institution had fulfilled the statutory requirements. The institution had applied for the teacher training programme in month of April 2013 & VT was conducted by the NRC in the month of December, 2013. Thus, the institution got 2 points.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to NRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points 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 NRC, NCTE with a direction to revisit the submitted documents and advised to take decision accordingly on the basis of scrutiny of the documents and recalculation of shortlisting criteria points and take further necessary action accordingly as per NCTE Act, Rules & Regulations as applicable.

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, Bhagwan Aadinath College of Education, Khasra No. 31m, 32m, 33m, 34, 35m, 36/2, 36/3, 36m, 37m, 37, 38m, 38, Village - Maharra, Street/Road - Rakha Road, Taluka/Mandal - Jakhaura, District - Lalitpur, Uttar Pradesh-284403.**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **The Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The 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.**