

TO BE PUBLISHED IN GAZETTE OF INDIA
(EXTRAORDINARY)
PART – III, SECTION 4

F.No.ER-336.3/NCTE/B.Ed./ERCAPP193/WB/2024/69103 Dated: 11/1/2024

ORDER

WHEREAS, in terms of Section 14/15 of the NCTE Act, 1993, Binita Mohanta College of Education, Plot No. 1895, 1896, 1897, PO.– Bhonpur, Via– Boinchee, Tehsil/Taluka- Pandua, Dist– Hooghly, West Bengal – 712134 was granted recognition for B.Ed. programme of one year duration with an annual intake of 100 seats vide ERC/7-138.6.15/NCTE/B.Ed./2012/13797 dated 29.08.2012, followed by revised recognition for B.Ed. programme of two years duration with an intake of 100 students (Two basic units) from the academic session 2015-2016 vide F.ERC/NCTE/ERCAPP193/B.Ed./Revised Order/2015/32338 dated 28.05.2015, as per NCTE Regulations, 2014.

2. **AND WHEREAS**, the matter was placed before ERC in its 307th (Virtual) meeting held on 05th August, 2022 and the Committee decided to issue Show Cause Notice to the institution. Accordingly, SCN was issued to the institution on 12.08.2022. The institution reply dated 02.09.2022 received in ERC office on dated 10.09.2022.

3. **AND WHEREAS**, the matter was placed before ERC in its 321st (Virtual) Meeting held on 21th February, 2023 and the Committee considered the reply submitted by the institution in reference to the Show Cause Notice and decided to get verified the following documents from the concerned issuing authorities before considering the reply:

- *List of faculty from the affiliating University.*
- *FDRs from the issuing Bank concerned.*
- *Fire Safety Certificate*
- *Building Safety Certificate*
- *Certificate of Land Use*

The letter be issued to concerned authorities for verification and submission of their report within 15 days and thereafter, the matter be put up again before ERC for appropriate decision.

4. **AND WHEREAS**, the letters were issued to concerned authorities on dated 08.02.2023. Reply letter dated 23.03.2023 received on 28.03.2023.

5. **AND WHEREAS**, the matter was considered by ERC in its 326th meeting held on 23rd May, 2023 and the Committee decided as under:-

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"The original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time, was considered by ERC and the Committee observed that:

The ERC in its 319th (Virtual) Meeting of the ERC held on 25th January, 2023 decided to verify the following documents from the issuing authorities:-

- *List of faulty from the affiliating University.*
- *FDRs from the issuing Bank concerned.*
- *Fire Safety Certificate*
- *Building Safety Certificate*
- *Certificate of Land Use*

The committee noted that letters to the authorities concerned were sent by the office of ERC on 08.02.2023 for verification.

The committee further noted that the verification of the following documents has not received so far from the issuing authorities:-

- *List of faulty from the affiliating University.*
- *FDRs from the issuing Bank concerned.*
- *Building Safety Certificate*
- *Certificate of Land Use*

In view of the above, the committee decided to issue reminder letter/s to the authorities concerned for verification.

The committee also noted that the concerned issuing authority of Fire Safety Certificate have informed that the documents have not been issued from their office.

In view of above, the Committee also decided that Final Show Cause Notice be issued under section 17 of the NCTE Act, 1993 to the institution before withdrawal of recognition to submit reply within 15 days from the date of issue of show cause notice."

6. AND WHEREAS, the original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time, was considered by ERC in its 331st (virtual) meeting held on 26th July, 2023 and the Committee observed that:

"The original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time, was considered by ERC and the Committee observed that:

- *In response to the office letter dated 01.06.2023, the concerned issuing authority for the Fire Safety Certificate has informed that the documents have not been issued from their office. As such, the institution submitted fake documents in reply to Show Cause Notice dated 12.08.2022.*



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Hence, Committee decided that the recognition granted to the institution for running B.Ed. Programme be withdrawn under Section 17 (1) of the NCTE Act, 1993 with effect from the end of academic session next following the date of communication of withdrawal order."

Accordingly, withdrawal order was issued to the institution on dated 09.08.2023.

7. **AND WHEREAS**, the institution preferred an appeal against the ERC withdrawal Order dated 09.08.2023. The Appellate Committee vide Order No. F.No.-89-167/E-317455/2023 Appeal/11th Meeting, 2023/APPLERC202314693/122061 dated 10.10.2023, decided as under:

"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 with a direction to verify the faculty list submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents which are required to be sent to them by the appellant institution and take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time. 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. The ERC is at a liberty to verify the submitted from the concerned issuing authority".

8. **AND WHEREAS**, the reply of institution received in ERC office on dated 07.07.2023 was considered by the ERC in its 336th meeting of the ERC held on 20.12.2023 and the Committee decided as under:-

The original file of the institution alongwith Appeal Order No. F.No.-89-167/E-317455/2023 Appeal/11th Meeting, 2023/APPLERC202314693/122061 dated 10.10.2023, other related documents submitted by the institution, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time, was considered by ERC.

- *The Committee noted that the withdrawal order 09.08.2023 has already been set aside by the Appellate Authority vide its Order dated 10.10.2023 and remanded the case back to ERC for consideration, therefore, ERC decided that the recognition granted to the institution for running B.Ed. programme is restored until a fresh withdrawal order is issued by ERC.*

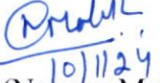
Order be issued accordingly.

7. **NOW THEREFORE**, in terms of above decision of ERC, the recognition granted to the institution viz. to Binita Mohanta College of Education, Plot No. 1895, 1896, 1897, P.O- Bhonpur, Via - Boinchee, Tehsil/Taluka- Pandua, Dist- Hooghly, West Bengal - 712134 vide Order No. F.ERC/NCTE/ERCAPP193/B.Ed./Revised Order/2015/32338 dated 28.05.2015 for an annual intake of 100 students for two basic units is restored until a fresh withdrawal order is issued by ERC.



Also order that a copy of this Order be published in the Official Gazette.
(इसके अतिरिक्त, इस आदेश की एक प्रतिलिपि सरकारी राजपत्र में भी प्रकाशित की जाए)

By Order,


10/11/24
(Naveen Malik)

Regional Director (I/C)

The Controller of Publications,
Department of Publications, (Gazette Section),
Ministry of Urban Development,
Civil Lines, Delhi-110054.

To

The Principal/Correspondent,
Binita Mohanta College of Education,
Plot No. 1895, 1896, 1897, Po – Bhonpur,
Via – Boinchee, Tehsil/Taluka- Pandua,
Dist.– Hooghly, West Bengal – 712134.

Copy to:

1. The Secretary/Correspondent, Hooghly Nandankanan Advance welfare Society, Plot No. 1895, 1896, Po – Bhonpur, Via – Boinchee, Tehsil/Taluka- Pandua, Dist.– Hooghly, West Bengal – 712134.
2. The Secretary to the Govt. of West Bengal, Department of Higher Education, 6th floor, Bikash Bhawan Salt Lake, Kolkata, West Bengal-700091.
3. The Registrar, Baba Saheb Ambedkar Education University, 25/2 and 25/3, Ballygunge Circular Road, Kolkata, West Bengal-700019.
4. The Director of Public instruction, Govt. of West Bengal, 6th floor, Bikash Bhawan, Salt Lake, Kolkata, West Bengal-700091.
5. The Secretary, Department of School Education and Literacy, Ministry of Education, Govt. of India, Shastri Bhawan, New Delhi-110001.
6. The Under Secretary (IT), National Council for Teacher Education, G-7, Dwarka Sector-10, Near Metro Station, New Delhi-110075.
7. Institution file/Office Order file/Guard file.


10/11/24

Regional Director (I/C)