

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

F.No.ER-332.5/NCTE/B.Ed./ERCAPP1332/WB/2023/68596

Dated: 05-09-2023

ORDER

In terms of Section 14/15 of the NCTE Act, 1993, the recognition was granted to **BKJK School of Education, Plot No. 3254, 3255, Vill./P.O.- Barakulberia, Tehsil/Taluka-Barakulberia, Dist. Nadia, West Bengal-741150** for conducting B.Ed. programme of one year duration with an annual intake of 100 seats vide Order No. ERC/7-170.6.53/NCTE/B.Ed./2014/24387 dated 03.03.2014, followed by revised recognition for B.Ed. programme of two year duration with an annual intake of 100 students (Two Basic Units) from the academic session 2015-2016 vide Order No. ERC/NCTE/(ERCAPP1332)/B.Ed.(Revised Order)/2015/32140 date 26.05.2015, as per NCTE Regulations, 2014.

2. **AND WHEREAS**, the recognition of the institution was withdrawn vide Order No. F.ER-284.22/ERCAPP1332/B.Ed./2020/63074 dated 29.09.2020.

3. **AND WHEREAS**, the institution filed W.P.(C) 11748 of 2021 before the High Court of Delhi at New Delhi and the Hon'ble High Court disposed of the case vide an Order dated 12.10.2021. The operative part of the Order is as under:-

“...6 The respondents are directed to treat the petitioner as a recognised institution insofar as academic session 2021-2022 is concerned and to permit it to participate in counselling and admit students. The respondents will reflect the correct status of the petitioner in their website and also communicate the same to the petitioner's affiliating University and concerned State Government within one week from today.

7. The Appellate Committee is also directed to dispose of the petitioner's appeal expeditiously.

8. The writ petition, alongwith the pending application, is disposed of with these directions.

4. **AND WHEREAS**, the matter was considered in the ERC in its 299th (Emergent) meeting held on 26th July, 2023 as the Committee decided as under:-

“The original file of the institution, alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time, the Order dated 12.10.2021 passed by the Hon'ble High Court of Delhi in W.P. (C) 11748 of 2021 were carefully considered by ERC and the Committee decided as under:-



Contd...2

In compliance of Hon'ble Court order dated 12.10.2021, the Regional Director, ERC has issued letter dated 18.11.2021 to the Principal, BKJK School of Education, Plot No. 3254, 3255, Vill./P.O.-Barakulberia, Tehsil/Taluka-Barakulberia, Dist.-Nadia, West Bengal-741150. The Committee accepted and confirmed the said letter."

Accordingly, letter was issued to the institution on dated 07.12.2021.

5. AND WHEREAS, the institution had preferred an appeal against the withdrawal order before NCTE HQrs. and the Appellate Authority vide Order No F.No.-89-211/E-264376 Appeal/7th Meeting, 2022/APPLERC202114151 dated 19.10.2022 confirmed withdrawal order issued by ERC.

6. AND WHEREAS, the institution filed W.P.(C) 17730/2022 & CM APPL56676/2022 before the High Court of Delhi at New Delhi and the Hon'ble High Court disposed of the case vide an Order dated 12.05.2023. The operative part of the Order is as under:-

"...6. In view of the aforesaid, under the facts of the present case, this court finds it necessary to set aside the impugned order whereby the appeal of the petitioner-institution has been rejected only on the ground of delay in filing the appeal application, with further direction to the appellate committee to decide the appeal on merits. Consequently, the impugned order is set aside and the appeal before the appellate committee is restored. Let the same be decided within four weeks from the date of receipt of the copy of this order.

7. The petition stands disposed of alongwith pending application in the aforesaid terms.

7. AND WHEREAS, the institution had again preferred an appeal against the Withdrawal Order before NCTE HQrs. and the Appellate Authority vide Order No F. No. 89-211/E-264376/2022 Appeal/6th Meeting, 2023/APPLERC202114151/119859 dated 12.06.2023 remanded the matter back to ERC. The operative part of the Appeal Order is as under:-

"Appeal Committee of the Council concluded to remand back the case to ERC with a direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action as per 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 documents from the concerned issuing authority. The ERC is further directed to verify the list of faculties, affiliation from the affiliating body and pass appropriate order."

8. AND WHEREAS, the representation dated 10.07.2023 was considered by the ERC in its 332nd (Virtual) meeting held on 30.08.2023 and the Committee decided as under:-

"The original file of the institution alongwith Appeal Order No. 89-211/E-264376/2022 Appeal/6th Meeting, 2023/APPLERC202114151/119859 dated 12.06.2023, other related



Contd...3

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 29.09.2020 has already been set aside by the Appellate Authority vide its Order dated 12.06.2023 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 hereby restored. Order be issued accordingly.*

9. **NOW THEREFORE**, in terms of above decision of ERC, the recognition granted to the institution viz. to **BKJK School of Education, Plot No. 3254, 3255, Vill./P.O.- Barakulberia, Tehsil/Taluka- Barakulberia, Dist. Nadia, West Bengal-741150** vide Order ERC/NCTE/ (ERCAPP1332)/B.Ed.(Revised Order)/2015/32140 date 26.05.2015 for an annual intake of (Two basic units) of 100 students is hereby restored.


(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,**
BKJK School of Education, Plot No. 3254, 3255,
Vill./P.O.- Barakulberia, Tehsil/Taluka- Barakulberia,
Dist. Nadia, West Bengal-741150.

Copy to:-

1. The Secretary, Department of Higher Education, Govt. of West Bengal, 6th Floor, Bikash Bhawan, Salt Lake, Kolkata, West Bengal-700091.
2. The Registrar, Baba Saheb Ambedkar Education University, 25/2 and 25/3, Ballygunge Circular Road, Kolkata, West Bengal 700019.
3. The Director of Public Instruction, Govt. of West Bengal, 6th Floor, Bikash Bhawan, Salt Lake, Kolkata, West Bengal-700091.
4. The Secretary, Department, of School Education and Literacy, Ministry of Education, Govt. of India, Shastri Bhawan, New Delhi - 110001.
5. The Under Secretary (IT), NCTE, G-7, Sector-IO, Dwarka, Landmark-Near Metro Station New Delhi-110075.
6. The Computer Programmer (IT Cell), Eastern Regional Committee, National Council for Teacher Education, G-7, Sector-10, Near Sector-10 Metro Station, Dwarka, New Delhi - 110075. [with the direction to make necessary changes as per the direction contained in the order in the website data of the ERC]
7. Office Order file/Institution file.

