

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

F.No.NRC/NCTE/HP-167/B.Ed./422<sup>nd</sup> Meeting (Part-1) (Sl.No.01)/2024/225305  
Computer No. 50329 Dated:

31 JUL 2024

**WITHDRAWAL ORDER**

WHEREAS, the institution namely **Himalayan College of Education, Village- Pungh, Sunder Nagar, Himachal Pradesh- 174401** has been recognised by NRC for conducting B.Ed. programme of one year duration with an annual intake of **100 students** vide Order No. NRC/NCTE/F-7/4962 dated 13.08.2006.

2. **AND WHEREAS**, after promulgation of NCTE Regulations, 2014 the institution consented to come under new Regulation vide a notarized affidavit dated **02.01.2014**.

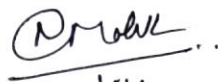
3. **AND WHEREAS**, the Revised Recognition Order was issued to the institution for conducting B.Ed. programme of two years duration with an annual intake of 100 students for two basic units of 50 students each from the academic session 2015-2016 vide order No. **F.NO./NRC/NCTE/HP-167/2015/111075-80** dated **05.06.2015**.

4. **AND WHEREAS**, The NCTE, New Delhi conducted inspection in Himachal Pradesh in compliance of Hon'ble High Court of Himachal Pradesh's order dated 12<sup>th</sup> December, 2018 in CWP No.1311/2017 titled as "Court on its own motion Vs Gautam Group of Colleges & Others. The inspection under section 13 of NCTE Act, 1993 was constituted to the institution on 06.10.2021 and The VT report of this institution viz. **Himalayan College of Education, Sunder Nagar, Distt. -Mandi, H.P., Himachal Pradesh** received on 21.10.2021 by NCTE, New Delhi and received by NRC, NCTE through NCTE HQrs. Letter no. NCTE-Ins011/178/2018-InsP Section-HQ dated 23.12.2021.

5. **AND WHEREAS**, as per the directions of the Hon'ble High Court of Himachal Pradesh at Shimla in W.P. No. 1311 dated 12.12.2018, the inspection of the institution u/s 13 of the NCTE Act was conducted by NCTE. The Visiting Team Report and other documents were considered by NRC in its 393<sup>rd</sup> Meeting held on 17<sup>th</sup> February 2023 and the Committee observed and decided as under: -

*"The original file of the institution, SIT Report, Report of Inspection conducted u/s 13, along with other related documents, NCTE Act, 1993, documents and guidelines issued by NCTE from time to time, were carefully considered by the NRC and the NRC observed the following deficiencies: -*

- The institution is not a Multi-Disciplinary institution as defined under clause 2(b) of NCTE Regulation, 2014.*
- The institution has submitted three lease deeds:*
  - As per the Lease Deed no. 1339 which was made on 12<sup>th</sup> November 2008 is for: -*
    - Land comprised under KhewatKhatauni No. 291/449, 450, Khasra Nos Kita-10, measuring 4988 sq.mtr. out of which share of lessors is 29928/149640 which is 998 sq.mtr., situated in MuhalPungh/26/7, Tehsil Sundernagar, Distt. Mandi H.P.*
    - As per the first lease deed No. 05AA 994976 which was made on 06<sup>th</sup> May. 2006 it is for: -*

  
21/7/24

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- a. Khewat No. 11, Khataani No. 12, Khasra Nos. 257, 264, 279, 289, 293, 306, 309, 315, total Kita-8, total measuring 12-18-9 Bighas out of which the lessors want his share i.e. 1/2, measuring 6-9-4 Bighas situated in Muhal Bhanglera/36
- **As per the Second lease deed No. A 827752 which was made on 12<sup>th</sup> June, 2018 it is for: -**
- a. Khewat No.5, Khataani No. 9 and 10, Khasra Nos. 1330, 1339, 1353, 1356, 1362, 1365, 1366, 1367, 1376, 1380, 1381, 1333, 1352, 1355, 1364, 1377 kitta 17 measuring 4328.00 sq. mtr. Out of which the share of first party is land measuring 1799 sq. mtr. Situated in MuhalPungh/26/7
- b. This lease deed is made on 12.06.2018 i.e. after promulgation of NCTE Regulation 2014. As per NCTE regulation 2014 lease deed from the private party is not acceptable.
- c. Certified copy of Lease Document (s) issued by Competent Revenue Authority not submitted.
- d. Blueprint of Building plan not submitted. As per the photocopy of Building Plan it is Approved by Pawan Kumar Architect, & Junior Engineer, Municipal Council Sundernagar H.P. and Total area of land mentioned in the building plan is 998 sqmtr which is less than the required as per the NCTE norms. The Khasra No./Plot No. mentioned in the building plan is 1348 & 1349 which do not tally with the land document.
- e. The institution is required to submit the Building Plan duly approved by Government Engineer and countersigned by the Competent Authority of the State Government mentioning the name and location (Sy.No./Plot No./Khasra No.) of the institution, total land area, built up area, earmarked area for each course.
- f. The institution has not submitted the Site plan, duly approved by the Competent Authority
- g. Land Possession Certificate from the competent govt. authority not submitted.
- h. Affidavit on Rs.100/- stamp paper regarding land not submitted.
- i. Non-Encumbrance from the competent govt. authority not submitted.
- j. Building Safety Certificate from the competent Govt. authority not submitted.
- k. As per the Building Completion Certificate issued by the Executive Officer, Municipal Council, the building of the institution is at khasra No. 1348, 1349, no land documents are submitted with regard to khasra No. 1348, 1349.
- l. The institution is required to clarify as to on which land the college is running.
- m. The institution is required to submit Building Completion Certificate duly approved by Government Engineer and countersigned by the Competent Authority of the State Government mentioning the name and location (Sy.No./Plot No./Khasra No.) of the institution, total land area, built up area, earmarked area for each course, date of approval and approving authority, on the specified format of NRC.
- n. Certificate to the effect that the building is differently abled friendly not submitted.
- o. The institution has submitted the list of teaching staff but the same is not approved by the affiliating body and is also not in the prescribed format.
- p. As per the staff list submitted, only eight staff are qualified as per NCTE Regulations.
- q. Details of salary disbursed to the faculty along with six months Bank statement and account number of each faculty member has not been submitted.
- r. Affidavit on Rs.10/- stamp paper by the individual faculty not submitted.
- s. Affidavit on Rs.100/- stamp paper from the management regarding selection committee not submitted.

**Hence, NRC decided that Show Cause Notice under Section 17 of the NCTE Act, 1993 be issued to the Institution to submit reply / representation within 15 days from the date of issue of show cause notice."**

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*R. Malik*  
3/17/24

6. **AND WHEREAS**, as per decision of NRC, a Show Cause Notice was issued to the institution on 22.03.2023.

7. **AND WHEREAS**, the institution has submitted the reply to the above SCN which was considered by NRC in its 406<sup>th</sup> (Part -2) meeting held on 01<sup>th</sup> to 3<sup>rd</sup> August, 2023 in Online Mode and the NRC decided as under: -

*"The original file of the institution along with other related documents, NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time were carefully considered by NRC and the Committee observed following:*

*As per decision of NRC in its 393<sup>rd</sup> meeting First SCN under section 17 of NCTE Act, 1993 was issued to the institution on 18/03/2023.*

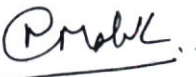
*The institution has submitted reply of first SCN vide letter dated 19/04/2023. The reply of the institution dated 19/04/2023 considered in NRC and the committee observed the following:*

- *The institution is not a Multi-Disciplinary institution as per clause 2 (b) of NCTE Regulations 2014*
- *The institution was permitted recognition in a rented premises with a direction to shift to its own premises within a period of three years. The institution has shifted to the new building without approval from NRC-NCTE.*
- *The institution has not applied to NRC-NCTE for shifting of premises.*
- *Moreover, from the reply submitted, the institution has stated that the land and building of the college is constructed under Khewat No. 291/449, Khasra No. 1348, 1349. The above land is on private lease basis for a period of 30 years in the name of institution / society registered on 12<sup>th</sup> November 2008. The above lease deed is not acceptable as the provisions of 30 years private lease was not permissible after 10<sup>th</sup> December 2007.*
- *The other documents for land and building viz. NEC, CLU, Building plan, Building Completion Certificate, Building Safety Certificate, Building Disabled Friendly certificate, Fire Safety Certificate etc are not acceptable in view of the fact that the land is not as per NCTE Regulations 2014.*
- *The submitted staff list is not approved by the affiliating body.*
- *Details of salary disbursed to the faculty along with six months Bank statement and account number of each faculty member has not been submitted.*
- *Website of the institution is not updated as per clause 7 (14) and 8 (14) of NCTE Regulations 2014.*
- *Out of staff list submitted, only eight staff are qualified as per NCTE norms.*

**Hence, the NRC decided that Final Show Cause Notice Under Section 17 of the NCTE Act, 1993 be issued to the institution to submit reply within 7 days from the date of issue of Show Cause Notice.**

**Accordingly, final show cause notice issued on 24.08.2023 and reply dated 05.12.2023 from the institution received in NRC on 19.12.2023.**

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8. **AND WHEREAS**, the reply letter dated 15.12.2023 received in NRC on 19.12.2023 submitted by the institution was considered by NRC in its 422<sup>nd</sup> meeting held on 06<sup>th</sup> & 7<sup>th</sup> June, 2024 and the NRC has decided as under: -

*“The original file of the institution alongwith other related documents, NCTE Act, 1993, Rules, Regulations, SOP, guidelines issued from time to time were placed before the Northern Regional Committee.*

*In response to Final Show Cause Notice dated 24.08.2023, the reply submitted by the institution vide letter dated 05.12.2023 was considered by the NRC and the Committee observed the following:*

- *The institution has shifted to the new premises without approval from the NRC-NCTE, as required under the NCTE Regulations 2014.*
- *The institution has stated in its representation dated 08-04-2023 bearing Ref. no.- HES/2K23/04/03 that the land and building of the college is constructed under Khewat No. 291/449, Khasra No. 1348,1349 which is on private lease basis for a period of 30 years and registered in the name of institution / society on 12<sup>th</sup> November 2008. The above lease deed is not acceptable as the provisions of 30 years private lease are not permissible after NCTE Regulations published on 10<sup>th</sup> December 2007.*
- *The other documents of land and building viz. NEC, CLU, building plan, Building Completion Certificate, Building Safety Certificate, Building Disabled Friendly certificate, Fire Safety Certificate etc. are not acceptable in view of the fact that the land is not as per NCTE Regulations 2014.*
- *The staff list submitted by the institution is not duly approved by the affiliating body.*
- *Details of salary disbursed to the faculty along with six months Bank statement and account number of each faculty member has not been submitted.*
- *Website of the institution is not updated as per clause 7 (14) and 8 (14) of NCTE Regulation 2014.*

*Hence, the 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 date of communication of withdrawal order. Hence, no fresh admission shall be done in next academic session i.e. 2024-25”.*

9. **NOW THEREFORE**, in exercise of the powers vested u/s 17(1) of the NCTE Act, 1993, the Northern Regional Committee hereby **withdraw recognition** of **Himalayan College of Education, Village-Pungh, Sunder Nagar , Himachal Pradesh– 174401** for conducting **B.Ed** programme with annual intake of **100** students (02 basic unit) on the grounds mentioned above from the academic session 2024-2025.

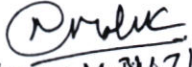
*R Mohil.*  
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10. Further, if the institution is not satisfied with the Order, it may prefer an Appeal under Section 18 of the NCTE Act, 1993 through "online mode" available on NCTE's website www.ncte-india.org within 60days from the date of issue of this order. The guidelines for filing appeal may be seen on NCTE's website.

By Order,

  
(Naveen Malik) 31/7/24

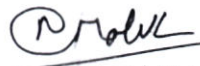
**Regional Director**

To,

The Manager,  
Govt. of India Press  
Department of Publications, (Gazette Section)  
Civil Lines, Delhi- 110054

**Copy to: -**

1. **The Principal**, Himalayan College of Education, Village -Pungh, Sunder Nagar, Himachal Pradesh- 174401
2. The Secretary, Himachal Educational Society, V.P.O. – Lalit Nagar, Tehsil – Sunder Nagar, District – Mandi, Himachal Pradesh-174401
3. The Secretary, Department of School Education and Literacy, Govt. of India, Ministry of Education, Shastri Bhawan, New Delhi- 110001.
4. The Registrar, Himachal Pradesh University, Shimla, Himachal Pradesh-171005.
5. The Registrar, Sardar Patel University, Mandi , Himachal Pradesh-175001.
6. The Principal Secretary, (Education) Govt of Himachal Pradesh, Himachal Pradesh Secretariat, Shimla, Himachal Pradesh-171002.
7. The Principal Secretary, The Director, Directorate of Higher Education, I/C Teacher Education, Government of Himachal Pradesh, Directorate, Shimla, Himachal Pradesh.
8. The Secretary, Himachal Pradesh Private Educational Institutions Regulatory Commission, Happy Nest Building, Kagnadhar, Below BCS, Shimla-9, Himachal Pradesh.
9. The Under Secretary (IT), National Council for Teacher Education, G-7, Dwarka Sector-10, Near Metro Station, New Delhi-110075.
10. The Secretary, Himachal Pradesh Private Educational Institutions Regulatory Commission, Himachal Pradesh – 173 211
11. Computer Section, NRC, for uploading on Website
12. Institution file/Office Order file
13. Guard file.

  
31/7/24

**Regional Director**