

F. No. NRC/NCTE/HR-891/242<sup>nd</sup> Meeting/2013/

123986-91

Date:

TO BE PUBLISHED IN GAZETTE OF INDIA PART -III, SECTION 4

ORDER

17 SEP 2015

WHEREAS, the institution namely Meenakshi College of Education, Ward No. - 09, Kotwali Colony, Mahana Road, Ballabgarh, District-Faridabad, Haryana was granted recognition vide NRC, NCTE order No. F. No. NRC/NCTE/F-7/HR-891/33131-33137 dated 28.11.2007 for the B.Ed. course of one year duration with an annual intake of 100 (One Hundred only) students under clause 7(12) of Regulation dated 13.01.2006.

AND WHEREAS, a letter dt. 17.04.2009 was issued by the NCTE Hqrs. to the institution for inspection u/s 13 of NCTE Act, 1993. The inspection report was forwarded by the NCTE Hqrs. to the NRC vide letter No. F.No. 13-8/2009/NCTE/Sec. 13/Insp. Har.-1/96761 dt. 24.06.2009 with direction to initiate action u/s 17 of the Act.

AND WHEREAS, the inspection report was placed before the NRC in its 161<sup>st</sup> meeting held from 26<sup>th</sup> to 29<sup>th</sup> May, 2010 and NRC decided to issue show cause notice. Accordingly, a show cause notice was issued to the institution on 11.06.2010.

AND WHEREAS, the reply was considered by the NRC in its 163<sup>rd</sup> meeting held from 29<sup>th</sup> to 31<sup>st</sup> July, 2010 and NRC decided to withdraw the recognition of B.Ed. course from the academic session 2010-11 on the following points:-

- The deficiencies communicated through letter no. NRC/NCTE/F-3/HR-891/161meeting/2010/23373 dt. 11.06.2010 still exists.
- The change of name is not permitted.

AND WHEREAS, the institution filed W.P. No. 5719/2010 in the Hon'ble High Court at Delhi. The Hon'ble High Court passed an order on 30.08.2010. The writ petition is disposed of. No order as to costs.

AND WHEREAS, a letter dt. 08.09.2010 was received from the M.D. University, Rohtak, Haryana, vide which it enclosed a copy of the Court order dt. 30.08.2010 in Writ Petition (Civil) No. 5719/2010 and CM No. - 1127/2010 for knowing the decision of the Council.

AND WHEREAS, the institution preferred an appeal dated 13.08.2010 to the Council NCTE, New Delhi against the decision of NRC taken in 163<sup>rd</sup> meeting. The Council vide order F. No. 89-942/20102-Appeal dated 27.09.2010 accepted the appeal with the following observation:-

And whereas, after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was no ground to accept the appeal and hence it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 11.06.2010 was confirmed. Now therefore, the Council hereby confirms the Order appealed against.

AND WHEREAS, the institution again filed W.P. (C) No. 6817/2010 and CM No. 13446/2010 (for stay) in the Hon'ble High Court at Delhi. The Hon'ble High Court vide order dated 06.10.2010 directed the Council to consider the matter afresh in the light of the directions contained in the order dated 30.08.2010 and to pass a fresh/additional order as may be deemed appropriate thereon, on or before 25.10.2010 and be placed before the Court on 26.10.2010. The Court also continued the interim stay order till the next date of hearing but subject to further orders in this writ petition.

AND WHEREAS, the Court order dated 06.10.2010 was placed before the Council on 21.10.2010 to make recommendation regarding implementation of the directions given by the Hon'ble Court in its earlier order dt. 30.08.2010. The Council vide order No. F.NO. 89-942/2010-Appeal dt. 25.10.2010 decided that now therefore, the Council hereby reiterates their earlier order F.No. 89-942/2010-Appeal dated 27.09.2010."

AND WHEREAS, the institution vide letter dated 27.08.2013 applied for shifting of premises alongwith DD of Rs. 50,000/-

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AND WHEREAS, the institution also filed LPA No. 432/2014 challenging against final order dated 21.05.2014, passed by the learned Single Judge in C.M. Appl. No. 6685/2014 in W.P. (C) No. 1326/2014. The operative part is as under:-

"With aforesaid directions, the present LPA as well as application for seeking directions are disposed of."

AND WHEREAS, the institution filed W.P. No. 1326/2014 in the Hon'ble High Court at Delhi for non-decision by NRC on the application submitted by the institution for shifting of premises. The Hon'ble Court vide order dated 21.08.2014 disposed the writ petition with the following directions :-

".. The present writ petition has been filed seeking a direction to the respondents to grant permission to the petitioner to shift the institution to its new premises in accordance with its application dated 27<sup>th</sup> August, 2013.

Keeping in view the limited nature of relief sought in the present writ petition, the same is disposed of with a direction to respondent No. 2 to decide the petitioner's application dated 27<sup>th</sup> August, 2013 in accordance with law within a period of three months. However, it is clarified that this Court has not expressed any opinion on the merits of the controversy."

AND WHEREAS, the matter was placed before the NRC in its 229<sup>th</sup> meeting held on 27<sup>th</sup> November, 2014. The Committee decided as under:-

"As per directions of the Hon'ble High Court at Delhi, the matter was considered by the NRC. After perusal of the relevant material and the Hon'ble High Court's directions, it was decided that the application of shifting to new premises by Meenakshi College of Education cannot be permitted because it is not a recognized institution."

Accordingly, a letter was issued to the institution on 11.12.2014.

AND WHEREAS, a letter dt. 01.06.2015 received from the institution for issue revised recognition order. The institution filed W.P. No. 5933/2015 in the Hon'ble High Court of Delhi for issuance of revised recognition order, as there is interim stay in the order of NRC de-recognizing the institution.

AND WHEREAS, The matter was considered by NRC in its 239<sup>th</sup> meeting held from 30<sup>th</sup> June & 01 July, 2015 and it was decided that:-

"The original file of the Institution alongwith other related documents, NCTE Act, 1993, Regulations were carefully considered by NRC and following observation was made.

NRC considered the representation of the institution dated 01.06.2015 and made the following observation-

- A W.P.(C) No. 6817/2010 filed by the institution with regard to the quashing of the rejection order of NRC has been listed for hearing on 18.08.2015.
- The interim stay granted by the Hon'ble High Court vide its orders dated 30.08.2010 and dated 06.10.2010 is still in vogue.

On the basis of the above observations NRC decided that revised recognition order (as per the NCTE Regulations, 2014) be issued to the institution for B.Ed. course. NRC also decided that VT be constituted to verify the infrastructural and other facilities available in the new premises for shifting purpose. The outcomes of their decisions of NRC shall be subject to the final orders of the Hon'ble High Court of Delhi with regard to the Writ Petitions filed by the Institution.

Accordingly, VT constitute vide this office letter 30.07.2015.

AND WHEREAS, a revised order was issued to the institution vide order No. F. No. NRC/NCTE/HR-891/2015/118140-45 dated 08.06.2015.

AND WHEREAS, the inspection of the institution was conducted shifting of premises on 03.09.2015. The VTR was considered in NRC in its 242<sup>nd</sup> meeting held from 01<sup>st</sup> to 03<sup>rd</sup> September, 2015 and the Committee decided to permit

the institution to shift its premises from Meenakshi College of Education, Ward No.-9, Kotwali Colony, Mohna Road, Ballabgarh, District-Faridabad, Haryana to Meenakshi College of Education, Plot/Khasra No. 100/111/35, 23(1-0), 97/111/135, 22(4-4), Village-Motuka, Tehsil-Ballabgarh, District-Faridabad, State-Haryana and restore the recognition of the institution for B.Ed. programme.

NOW, therefore, the institution namely Meenakshi College of Education, is hereby permitted for shifting of premises from Ward No.-9, Kotwali Colony, Mohna Road, Ballabgarh, District-Faridabad, Haryana to Plot/Khasra No. 100/111/35, 23(1-0), 97/111/135, 22(4-4), Village-Motuka, Tehsil-Ballabgarh, District-Faridabad, State-Haryana and restore the recognition of the institution for conducting B.Ed. programme of two year duration with an annual intake of 100 for two basic units of 50 student each from the academic session 2015-16 subject to fulfilment of the conditions mentioned therein before 31.10.2015.

AND WHEREAS, the institution has by affidavit consented to come under New Regulations and sought for two basic units in B.Ed. which required additional facilities to be complied on or before 31.10.2015 which are as under:-

- (i) The institution shall create additional facilities that include (a) additional built-up-area, (b) additional infrastructure, (c) additional funds, (d) adhere to staff norms as per Regulations, 2014 and inform Regional Committees with required documents by October 31, 2015.
- (ii) The application-Institution for additional unit will be required to submit the required documents such as land documents, Encumbrance certificate (EC), Land Use Certificate (LUC) and the Building Plan (BP) in the specified proforma available on the website to the Regional Committee in proof of having provided additional facilities before October 31st 2015. Building completion Certificate (BCC) may be given along with other documents if available, otherwise it can also be given to the Visiting Team at the time of inspection.
- (iii) The Regional Committees shall arrange for verification of documents, inspection of these premises and check adherence to these condition by 20 February, 2016. If it is found by the Regional Committee that the institution fails to comply with these requirements, the institution shall not be permitted to admit students for the academic year 2016-2017.
- (iv) In case any existing institution's matter is sub-judice under court direction/SCN under section 17 of the NCTE Act/ Complaint etc. the institution shall be required to submit a copy of the Hon'ble Court order/reply to SCN/complaint/already submitted alongwith the documents, if any together the documents referred above. In case the institution's request for shifting of premises is pending such institution shall be required to submit the requisite documents as per provisions of the NCTE Regulations, 2014 with a copy of the order/NOC of the affiliating body/State Govt. and such other documents as indicated in the revised format recognition order. The final decision shall be subject to the directions given by the Hon'ble Court in the Writ Petition/case decided by the Northern Regional Committee in respect of Section 17/complaint case etc.

Further, the recognition is subject to fulfillment of other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University/ Body, the State Government etc. as applicable. The affiliating body (University/State Govt.) shall also be required to verify the authenticity of the land & building documents as well as appointment of requisite teaching & non-teaching staff as per provisions of the NCTE Regulations, 2014 by the concerned institution before grant of affiliation to an institution.

The institution shall submit to the Regional Committee a Self-Appraisal Report at the end of each academic year along with the statement of annual accounts duly audited by a Chartered Accountant.

The institution shall maintain & update its website as per provision of NCTE Regulations and always display following as mandatory disclosure.

- a) Sanctioned programmes alongwith annual intake in the institution.
- b) Name of the faculty and staff in full as mentioned in school certificate alongwith their qualification scale of pay and photograph.
- c) Name of faculty members who left or joined during the last quarter.
- d) Name of students admitted during the current session alongwith qualification, percentage of marks in the qualifying examination and in the entrance test, if any date of admission, etc.
- e) Fee charged from Students.
- f) Available infrastructure facilities.
- g) Facilities added during the last quarter.
- h) Number of books in the library, journal subscribed to and additional, if any, in the last quarter.

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- i) The affidavit with enclosure submitted alongwith application.
- j) The institution shall be free to post additional information, if it so desires.
- k) Any false or incomplete information on website shall render the institution liable for withdrawal of recognition.

If the institution contravenes any the above conditions or the provision of the NCTE Act, Rules, Regulations and Orders made and issued there under, the institution will render itself to adverse action including withdrawal of recognition by the Regional Committee under the provision of Section 17(1) of the NCTE Act.

*(Signature)*  
17/9/15  
(Dr. S.K. Chaudhary)  
Regional Director

To,

The Manager to Govt. of India,  
Department of Publications, (Gazette Section)  
Civil Lines, Delhi - 110 054

Copy to:

1. The Chairman/Secretary, Shanti Educational Society, Ambedkar Chowk, Ballabhgarh, Faridabad, Haryana.
2. The Principal/Correspondent, Meenakshi College of Education, Plot/Khasra No. 100/114/35, 23(1-0), 97/111/135, 21(4-4), Village-Motuka, Tehsil-Ballabhgarh, District-Faridabad, State-Haryana
3. The Principal Secretary of Govt. Haryana (Higher Education), New Haryana Civil Secretariat, Sector-17-C, 5th Floor, R.No. 528, Chandigarh - 160017
4. The Registrar, Maharishi Dayanand University, Rohtak, Haryana.
5. The Secretary, Department of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi- 110001.
6. The US (Computer), National Council for Teacher Education, Hans Bhawan Wing-II, I, Bahadur Shah Zafar Marg, New Delhi- 110 002.
7. Office order file/ Institution file.

*(Signature)*  
Regional Director