

F. No. NRC/NCTE/HR-961 & HR-980/242nd Meeting/2013/

120908-15

Date:

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

17 SEP 2015

ORDER

WHEREAS recognition was granted to the institution, namely I.P.J. College, Village & Post – Ismaila, Rohtak Road, District-Rohtak, Haryana was granted recognition for the following courses :-

1. NRC order No. F. NRC/NCTE/F-7/HR-961/30000-30006 dated 11.10.2007 for the B.Ed. course of one year duration with an annual intake of 100 (One Hundred Only) students. Revised order No. F. No.NRC/NCTE/HR-961/2015/101086-090 dated 20.05.2015
2. NRC order No. NRC/NCTE/F-7/HR-980/42553-42559 dated 31.05.2008 for the D.Ed. course of two year duration with an annual intake of 50 (Fifty only) students.

AND WHEREAS, the matter was placed in 145th meeting held on 26th to 28th July, 2009 and the Committee decided to withdraw recognition for D.Ed. and B.Ed. courses from the academic session 2009-10. Accordingly withdrawal order F. NRC/NCTE/F-7/HR-961/145/2009/8341-8347 dated 18.08.2009 for B.Ed. and F. NRC/NCTE/F-7/HR-980/145/2009/8348-8354 dated 18.08.2009 for D.Ed. course.

AND WHEREAS, the institution filed Civil Writ Petition no. 12323/2009 in the Hon'ble High Court of Punjab and Haryana and the Hon'ble High Court passed an order dt. 26.08.2009. The Hon'ble Court quashed the withdrawal orders and directed to re-consider and allowed counselling for 2009-2010. The same alongwith file of the institution and all other related documents were considered by the NRC in its 153rd meeting held from 11st to 12nd December, 2009 and it was decided that the deficiencies pointed out in withdrawal order F. NRC/NCTE/F-7/HR-961/145/2009/8341-8347 dated 18.08.2009 and F. NRC/NCTE/F-7/HR-980/145/2009/8348-8354 dated 18.08.2009 should be communicated again to the Institution. Accordingly, letter was issued to the institution on 17.12.2009 & 18.12.2009 for B.Ed. & D.Ed. courses respectively.

AND WHEREAS, the reply was placed before the NRC in its 180th meeting held from 23rd to 26th March, 2011, 31st March to 1st April and 9th to 11th April, 2011 and NRC decided to issue show cause notice u/s 17(1) of NCTE Act, 1993 before withdrawal of recognition. Accordingly, a show cause notice was issued to the institution on 08.06.2011.

AND WHEREAS, a letter dated 03.12.2012 was received from the institution in NRC office on 04.12.2012 for change of name from IPJ College of Education, Ismaila to Sanskar College of Education. The matter was considered by NRC in its 209th meeting held from December, 26th to 28th, 2012 and it was decided as under:-

- *The institution has not replied show cause notice dated 08.06.2011 issued by NRC till date. The earlier decision of withdrawal of recognition remains the same.*

Accordingly, order was issued to the institution on 28.01.2013.

AND WHEREAS, the institution preferred an appeal dated 26.03.2013 to the Council NCTE, New Delhi against the aforesaid order. The Council vide order F. No. 89-160/2013 Appeal/9th Meeting-2013 dated 25.07.2013 accepted the appeal with the following observation:-

“And whereas after perusal of the documents, Memorandum of Appeal, affidavit, and after considering the oral arguments advanced during the hearing, the Council concluded that the appeal deserved to be remanded to NRC with a direction to conduct a fresh composite inspection of the appellant institution for B.Ed. and D.Ed. courses and take further action thereafter.

Now therefore, the Council hereby remands back the case of I.P.J. College of Education, Rohtak, Haryana to the NRC, NCTE, for necessary action indicated above.”

AND WHEREAS, the matter was considered by NRC in its 218th meeting held from August, 27th to 31st, 2013 and NRC decided that VT be sent to conduct Composite inspection of B.Ed. & D.El.Ed. Courses. The VTR was considered by the NRC in its 223rd meeting held from January 17th to 19th, 2014 and the NRC decided that the Withdrawal order of 28.01.2013 for B.Ed. and D.El.Ed. programmes shall remain as such. Accordingly, a withdrawal order No. F. NRC/NCTE/HR-961/223rd Meeting/2013/70528-534 was issued to the institution on 19.02.2014.

AND WHEREAS, the institution filed Writ Petition (CIVIL) No. 18041 of 2013 before the Hon'ble High Court of Punjab and Haryana at Chandigarh to issue a writ in the nature of mandamus directing the respondents NCTE to communicate to the affiliation bodies namely M.D. University, Rohtak and SCERT, Gurgaon i.e. the respondent No. 3 and 4 a formal order of restoration of recognition respectively for B.Ed. and D.Ed. courses for which the petitioner college was duly recognized forthwith to enable them to include the name of petitioner college in counselling and to allocate the students for said courses for 2013-14 Academic session declaring that order dated 25.07.2013 (Annexure P-8) passed by respondent which necessarily and impliedly annuls the orders dated 28.01.2013 (Annexure P-7) passed by the respondent No. 2 and that recognition of petitioner for B.Ed. and D.Ed. courses is deemed to have been restored simultaneously with passing of said order dated 25.07.2012 and as such petitioner is entitled to all the consequential benefits of being enlisted for counselling and admitting the students for said courses for the sessions 2013-14.

The Hon'ble Court passed an order dt. 18.07.2014 in the above writ petition. The operative part is as under: -

"Reply has not been filed on behalf of respondents' No. 1 & 2, despite the fact that on 30.10.2013, counsel had taken time. Since then, case has been adjourned on three occasions, but the reply is not forthcoming and interim order continues in favour of the petitioner-College, on account of the lapse of respondent's No. 1 & 2. The Hon'ble Court vide interim order dated 22.08.2013 has allowed admissions in the academic session 2013-14 for D.Ed. and B.Ed. courses.

Accordingly, it is necessary to impose cost of Rs. 5000/- upon respondent no. 1 & 2, to be deposited with the Mediation & Conciliation Centre of this court.

On deposit of the said cost, reply be filed before the next date of hearing, with copy in advance to the counsel opposite.

Adjourned to 18.09.2014.

AND WHEREAS, the institution preferred an appeal before the Council NCTE, New Delhi against the aforesaid order. The Appellate Authority passed order F. No. 89-203/2014 Appeal/10th Meeting-2014 dated 05.08.2014. The operative part of the order is as under: -

"Now therefore, the Council hereby remands back the case of I.P.J College of Education, NH-10, Ismaila, Rohtak-124001, Haryana to the NRC, NCTE, for necessary action as indicated above."

AND WHEREAS, an Office Memorandum No. F. No. 92-05/2013/Appeal/Legal Opinion/ dated 25.04.2014 has been received from NCTE Head Quarter, New Delhi. **"The Committee considered the Appeal order dated 05-08-2014 remanding the case to the NRC alongwith Office Memorandum No.92-05/2013/Appl./Legal Opinion dated 25-04-2014 received from NCTE Hqrs. The Committee decided that the matter be kept in abeyance in compliance of the Hon'ble Supreme Court directions."**

AND WHEREAS, a letter no. F.No. NRC/NCTE/HR-961/2014/78524 alongwith a DD of Rs. 5000/- was sent to Shri Vinod S Bhardwaj, Advocate on 11.09.2014 to remit the cost of Rs. 5000/- (Rs. Five Thousand Only) to the Mediation & Conciliation Centre of the Court immediately and to apprise the court on the next date of hearing.

AND WHEREAS, meanwhile, the institution also filed another W.P No. 15987 of 2014 praying for allowing for counselling and admission to Diploma in Education course for academic session 2014-2015 and B.Ed. course. The NRC office received copy of letter No. CB-IX/14/23332-38 dt. 11.09.2014 from O.S.D. (Colleges), MDU, Rohtak, informing that the college has been allowed to participate in the Centralized Counselling for admission to B.Ed. Regular Course for the session 2014-15 on the following conditions: -

1. You shall notify to all the students seeking admission that the admission is subject to the final outcome of the matter pending before the NRC as regards the status of recognition of the institute.
2. All the admissions will be made subject to final outcome of the writ petition in CWP No. 15987 of 2014.
3. You shall undertake the responsibility of refund of all fees and all other expenses in the event of institutions inability to grant a secured admission on the contingency referred to above.



Admissions are allowed in terms of orders passed by the Hon'ble High Court of Punjab & Haryana in CWP No. 15987 of 2014 for B.Ed. regular course 2014-15 against the existing intake of 100 seats subject to final outcome of the case pending before the Hon'ble High Court and admissions in your college shall be made purely provisional. Your college shall not claim to fill up the left / vacant seats after the final round of counselling.

AND WHEREAS, the Hon'ble High Court in the above W.P. No. 15987 of 2014 passed an order dt. 03.09.2014. The matter was placed before the NRC in its 228th meeting held on 30th September, 2014 and the Committee decided to issue show cause notice u/s 17 of the NCTE Act, 1993 to the institution. Accordingly, a show cause notice u/s 17 was issued to the institution on 30.10.2014.

AND WHEREAS, reply dt. 28.11.2014 was received from the institution in the NRC office on 28.11.2014 in response to the aforesaid notice. As per guidelines issued by NCTE Hqrs. in view of notification of NCTE Regulations, 2014, and as decided by the NRC in its 230th meeting held on 07th to 08th January, 2015 regarding compliance to be done by the existing institution, a letter is yet to be written to the institution.

AND WHEREAS, the matter was placed before the NRC in its 231st meeting held on 21st to 24th January, 2015 and the Committee decided as under:

"The original file of the Institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time were carefully considered by NRC and following observations was made.

The Committee decided that the institution is required to furnish course-wise detailed information regarding land documents, faculty positions, infrastructure support, Endowment & Reserve Fund etc. as per NCTE Regulations, 2014 within 30 days from the date of issue of the letter."

Accordingly, a letter was issued to the institution on 04.02.2015.

AND WHEREAS, the reply was placed before the NRC in its 233rd meeting held from February 18, 2015 and the Committee decided as under:

"The original file of the Institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time were carefully considered by NRC and following observation was made:

The Committee noted that as per decision taken in 231st meeting held on 21-24 January, 2015, the institution was directed to furnish the course-wise detailed information regarding land documents, faculty positions, infrastructure support, Endowment and Reserve Fund etc. as per NCTE Regulations, 2014 within 30 days from the date of issue of letter. The letter was issued to the institution on 04.02.2015. The institution submitted reply dated 09.02.2015.

The Committee perused the documents submitted by the institution and found that the institution has submitted land documents in respect of Kila No. 902, whereas the institution was granted recognition for B.Ed. and D.El.Ed. course on Kila No. 982-983-984. It is not clear as to how the institution is running B.Ed. and D.El.Ed. course on Kila No. 902.

The Committee decided the institution be asked to explain as to how it is running B.Ed. and D.El.Ed. course on Kila No. 902. Hence, Show Cause Notice be issued to the institution to submit reply within 30 days from the date of issue of the Notice."

AND WHEREAS, an email dated 03.03.2015 has been received from the institution regarding reply of SCN on the basis of minutes uploaded on NRC website. A letter dated 03.03.2015 from MD University, Rohtak has been received regarding inspection conducted by them in the institution. The Committee deputed for inspection found :-

- Out of 100 students of B.Ed. only 16 were present.
- Principal and teaching staff was not present in the college.
- No attendance record of teachers as well as students was produced.
- No circular/notice has been issued by the college after 1.10.2014 as per the circular Register.



AND WHEREAS, the matter was placed before the NRC in its 234th meeting held from 30-31 March and 1st April, 2015 and the Committee decided as under: -

“The original file of the Institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time were carefully considered by NRC and following observation was made.

The Committee decided to seek legal opinion from the Legal Counsel of NRC / NCTE with regard to the further course of action in the matter.”

AND WHEREAS, a letter was written to Shri Shantanu Sharma, Advocate for providing legal opinion, as was decided by the NRC in its 234th meeting held from 30-31 March and 1st April, 2015. An e-mail dt. 12.04.2015 alongwith a copy of legal opinion has been received from Shri Shantanu Sharma, Advocate.

AND WHEREAS, the matter was placed before the NRC in its 235th meeting held from 15-18 April, 2015. The Committee decided Show Cause Notice u/s 17. Accordingly, a Show Cause Notice was issue to the institution on 20.05.2015.

AND WHEREAS, the institution vide letter dated Nil received on 29.05.2015 has submitted application for shifting of premises alongwith processing fees and other documents.

AND WHEREAS, the matter was placed before the NRC in its 240th meeting held from 20th to 22nd July, 2015. The Committee decided that VT be constituted for shifting of premises. The inspection of the institution was conducted on 16.08.2015.

AND WHEREAS, the inspection of the institution was conducted on 16.08.2015. The VTR was considered in NRC in its 242nd meeting held from 01st to 03rd September, 2015. **The Committee decided to permit the institution to shift its premises from I.P.J. College of Education, Village & Post Ismaila, District-Rohtak, Haryana to I.P.J. College of Education, Khewat No. 398, Killa No. 902, Vilalge-Ismaila, Rohtak, Haryana and restore the recognition of the institution for both B.Ed. & D.Ed. programmes.**

NOW, therefore, the institution namely **I.P.J. College of Education**, is hereby permitted for shifting of premises from **Village & Post Ismaila, District-Rohtak, Haryana to Khewat No. 398, Killa No. 902, Vilalge-Ismaila, Rohtak, Haryana and restore the recognition of the institution for 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 & **D.Ed. programmes** of two year duration with an annual intake of 50 students 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

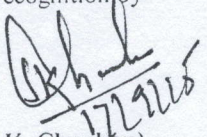
Govt.) shall also be required to verify the authenticity of the land & building documents as well as appointment of requisite teaching & non-teaching staff as per provisions of the NCTE Regulations, 2014 by the concerned institution before grant of affiliation to an institution.

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 programmers 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 of 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 form 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.
- i) The affidavit with enclosure submitted alongwith application.
- j) The institution shall be free to post additional information, if is 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.


(Dr. S.K. Chauhan)
Regional Director

To,
The Manager to Govt. of India,
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Copy to:

1. The Chairman/Secretary, Manav Kalyan Shiksha Samiti, VPO - Ismaila, District-Rohtak, Haryana.
2. The Principal/Correspondent, I.P.J. College of Education, Khewat No. 398, Killa No. 902, Vilalge-Ismaila, Rohtak, Haryana
3. The Principal Secretary, Govt. of Haryana, (Department of School Education), Civil Secretariat, 3rd Fl.R.No.207, Sector- 17, Chandigarh – 160017.
4. The Principal Secretary, Govt. of Haryana (Higher Education), New Haryana Civil Secretariat, Sector-17-C, 5th Floor, R.No. 528, Chandigarh - 160017
5. The Registrar, Maharishi Dayanand University, Rohtak, Haryana.
6. The Director, State Council of Education Research and Training (SCERT), Opposite Panchayat Bhawan, Sohna Road, Gurgaon-122011, Haryana
7. The Secretary, Department of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi- 110001.
8. The US (Computer), National Council for Teacher Education, Hans Bhawan Wing-II, I, Bahadur Shah Zafar Marg, New Delhi- 110 002.
9. Office order file/ Institution file.


Regional Director