

F. NRC/NCTE/F-3/UP-1202/2005/1645

By Speed Post/Regd. Post

**ORDER**

9 MAY 2005

WHEREAS, the institution, namely, **Shivam Institute of Education and Research, Sector 15, Awas Vikas Colony, Vasundhra, Ghaziabad (UP)** has made an application to Northern Regional Committee (for short the NRC) under section 14 (1) of NCTE Act, 1993 seeking recognition to start **B. Ed.** course of one year with annual intake of 100 seats vide covering letter dated 30.12.2003 and the same was received in the office of NRC on 31.12.2003.

The application form was accompanied by a No Objection Certificate (NOC) from the State of Uttar Pradesh containing condition No. 9 as follows:

"9. उक्त पालयक्रम का राजाजन अनापत्ति प्रदान करने के प्रस्ताव के साथ प्रस्तुत शू अभिलेखों में चर्चिलिखित प्लॉट नं० एच एच -19, पार्कट-बी-2, ग्रेटर नोएडा में संस्थान के नाम अर्कित 20358.22 वर्ग मीटर भूमि में मानकानुसार निर्मित भवन में ही संचालित किया जाएगा । अन्यत्र संचालित करने पर यह अनापत्ति आदेश स्वतः निरस्त समझा जाएगा।"

2. AND WHEREAS, being a remanded back case by the Appellate Authority to NRC for re-processing, inspection of the above institution was carried out by an inspection team of experts on 25.10.2004 in terms of general decision taken by NRC in its 81<sup>st</sup> meeting.

3. AND WHEREAS, NRC in its 85<sup>th</sup> meeting held on 04<sup>th</sup> and 05<sup>th</sup> November, 2004, on careful perusal of the original file of the institution, visiting team report and other related documents including the above mentioned condition contained in NOC noted that the following deficiency exists vis-a-vis NCTE norms:-

"The NOC granted by the State Government is for the venue प्लॉट नं० एच एच -19, पार्कट-बी-2, ग्रेटर नोएडा में संस्थान के नाम अर्कित 20358.22 वर्ग मीटर भूमि, whereas the inspection team report informs that the institution will run on another venue of Sector 15, Awas Vikas Colony, Vasundhra, Ghaziabad (UP) and the inspection was also conducted at the changed venue. Thus as per conditional NOC in respect of the specific venue of the State Government, the NOC stands invalid.

The Committee, therefore directed that an opportunity be given to the institution for making representation drawing its attention to the above deficiency before refusing recognition as per provisions contained in section 14 (3) (b) of NCTE Act, 1993.

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Consequently, vide communication No. F. NRC/NCTE/F-3/UP-1202/2004/10526 dated 11<sup>th</sup> November 2004, notice was given to the institution as required drawing its attention to the above deficiency, which was replied by the institution vide its letter dated 29<sup>th</sup> November, 2004.

4. AND WHEREAS, the entire matter was considered by the NRC in its 90<sup>th</sup> meeting held on 22<sup>nd</sup> & 23<sup>rd</sup> April, 2005, wherein after careful perusal of the original file of the institution and other related documents including NOC, the Committee decided to refuse grant of recognition to the proposed B. Ed. course on the ground that NOC issued by the Government of Uttar Pradesh was valid only at the address mentioned where the permanent infrastructural is yet to be created by the institution and the NOC categorically state that it is invalid at any other place other than the location mentioned in the NOC.

5. AND THEREFORE, in terms of above decision of NRC, the application of Shivam Institute of Education and Research with postal address – Sector 15, Awas Vikas Colony, Vasundhra, Ghaziabad (UP) seeking recognition for B. Ed. is refused under section 14 (3) (b) of the NCTE Act, 1993.

6. Consequently, any examining body shall, on receipt of the order, cancel affiliation of the institution as provided under sub-section (6) of section 14 of the Act. Further, the institution shall not admit any student in B. Ed. course and other concerned body(s) shall not hold examination, whether provisional or otherwise for the B. Ed. course if conducted by the said institution unless the institution is granted recognition for the said course by the NRC/NCTE.

7. In accordance with section 17 (4) of the NCTE Act, 1993, the qualification in teacher education, namely B. Ed., obtained pursuant to such course or training in the above institution shall not be treated as valid qualification for purposes of employment under the Central Government, any State Government or University, or in any School, College or other educational body aided by the Central Government or any State Government.

8. Further, if the institution is not satisfied by this order, it can profer an appeal before National Council for Teacher Education, Hans Bhawan, Wing-II, 1, Bahadur Shah Zafar Marg, Near ITO, New Delhi-110002 against this order under Section 18 of NCTE Act, 1993, within 60 days of the date of issue of this order. The guidelines for appeal are enclosed herewith.

Please acknowledge the receipt of this order and enclosures.

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