

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

F.NRC/NCTE/F-7/UP-1202/2009/12002

Date: 11 NOV 2009

**REFUSAL ORDER**

WHEREAS **Shivam Institute of Education and Research, Sector - 15, Awas Viskas Colony, Vasundhra, Ghaziabad, UP.** had applied for grant of recognition (UP - 1202) for B.ED. Course of one years(s) duration under section 14(1) of the NCTE Act, 1993 to the Northern Regional Committee, NCTE.

2. AND WHEREAS the competent authority had constituted a Visiting Team to visit the institution and the visiting team had since submitted its report.

3. AND WHEREAS in its 85<sup>th</sup> Meeting held on 04<sup>th</sup> & 05<sup>th</sup> November, 2004, the Northern Regional Committee after considering the report of the visiting team as well as other relevant materials furnished by the applicant institution, is satisfied that the applicant institution does not fulfill the requirements and issued a notice on 11.11.2004 to the applicant institution under proviso to section 14(3)(b) of the NCTE Act, 1993 thereby giving an opportunity to the said applicant institution to make a written representation in this behalf.

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. Accordingly Refusal order was issued 19.05.2005.

6. AND WHEREAS, the appeal of Shivam Institute of Education and Research, Ghaziabad Uttar Pradesh dated 03.08.2005 is against the order NO. NRC/NCTE/F-3/UP-1202/2005/1651 dated 09.05.2005 to the Northern Regional Committee, refusing recognition for conduction 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 infrastructure 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.

7. AND WHEREAS, having considered the oral submission, the papers present and VT report on the case, it was decided to reverse the order dated 09.05.2005 issued by NRC, NCTE, Jaipur with the direction that an inspection of the institution at its permanent location at Greater Noida be caused within a period of Three months. The matter considered by NRC in its 97<sup>th</sup> Meeting held on 27 - 28<sup>th</sup> October 2005, accordingly letter was issued to the institution on 21.11.2005.

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4. AND WHEREAS the applicant institution had not submitted reply. The matter was placed on 124<sup>th</sup> (1<sup>st</sup> sitting) meeting held on 17<sup>th</sup> - 19<sup>th</sup> December, 2007. The Northern Regional Committee after considering the report of the visiting team as well as other relevant materials furnished by the applicant institution decided to final intimation letters to be issued before closing the file. Accordingly letter final intimation SCN was issued to the institution on 30.01.2008.

5. AND WHEREAS the applicant institution has not submitted reply. The matter was placed in its 141<sup>st</sup> meeting held on 22<sup>nd</sup> - 24<sup>th</sup> May, 2009. The original file of the institution, along with all other related documents, affidavits, Act of NCTE, 1993, Regulations and Guidelines of NCTE Published from time to time, etc. were considered and the committee observed that:

- The deficiencies communicated to the Institution were not removed in stipulated time.

6. NOW THEREFORE grant of recognition to Shivam Institute of Education and Research, Sector - 15, Awasthis Colony, Vasundhara, Ghaziabad, UP. for the course in B.ED. Course in term of section 14(3) (b) of the NCTE Act, 1993 is hereby refused.

7. If the institution is not satisfied by the above order they can prefer an appeal to the council in terms of section 18 of NCTE Act, 1993.

8. The original FDR No.327745, Rs. five lacs, dated. 09.01.2004, is return herewith.

By order

  
Regional Director

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

C.C

18. The Secretary, Dept. of Elementary Education and literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi-110 001,  
2.6. The Education, Secretary, Govt of UP, Secretariat, Lucknow UP  
3-7. The Registrar, C.C.S. University, Meerut, UP.  
4.8. The Director, Directorate of Higher Education, I/c Teacher Education, Govt. of UP, Directorate, Allahabad, Uttar Pradesh.
5. The Principal, Shivam Institute of Education and Research, Sector - 15, Awasthis Colony, Vasundhara, Ghaziabad, UP.
6. The US (Computer), National Council for Teacher Education, Hans Bhawan, Wing-II, Bhadurshah Zafar Marg, New Delhi-110 002.
7. Office order file/Institution file.

Regional Director.