

**Re: 405th (Emergent) Meeting held on 3rd July, 2024 through Virtual Mode**

Shailesh Zala &lt;shaileshzala@yahoo.co.in&gt;

Mon 08-Jul-24 12:43 PM

To:wrc &lt;wrc@ncte-india.org&gt;

approved

Dr. Shailesh N. Zala  
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Maharaja Krishnakumarsinhji Bhavnagar University  
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On Friday 5 July, 2024 at 06:15:31 pm IST, wrc <wrc@ncte-india.org> wrote:

**Dear Sir/Ma'am,**

PFA

405th (Emergent) Meeting held on 3rd July, 2024 through Virtual Mode

Regards,

RD WRC

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For more information or query, Please revert on the same mail <[wrc@ncte-india.org](mailto:wrc@ncte-india.org)>.

**Warm Regards****Western Regional Committee****NCTE****Dwarka****New Delhi**

**Minutes of 405<sup>th</sup> (Emergent) Meeting of Western Regional Committee (WRC), National Council for Teacher Education held on 03<sup>rd</sup> July, 2024 through Virtual Mode**

The 405<sup>th</sup> (Emergent) Meeting of Western Regional Committee (WRC), National Council for Teacher Education was held on 03<sup>rd</sup> July, 2024 through Virtual Mode.

1. The following Members attended the meeting:

<b>S.No.</b>	<b>Name of the Member</b>	<b>Designation</b>	<b>Mode</b>
<b>01</b>	<b>Dr. Shailesh Naranbhai Zala</b>	<b>Chairperson</b>	<b>Virtual</b>
<b>02</b>	<b>Prof. K. Pushpanadham</b>	<b>Member</b>	<b>Virtual</b>
<b>03</b>	<b>Prof. Bharat Bhaktibai Ramanuj</b>	<b>Member</b>	<b>Virtual</b>
<b>04</b>	<b>Dr. Pathak Kalpeshkumar</b>	<b>Member</b>	<b>Virtual</b>
<b>05</b>	<b>Dr. Ashwini Halbe Karwande</b>	<b>Member</b>	<b>Virtual</b>
<b>06</b>	<b>Sh. Madan Singh Yadav</b>	<b>Regional Director &amp; Convener, WRC, NCTE</b>	<b>Virtual</b>

2. The following Members of WRC and State Government Representatives did not participate in the meeting:

<b>Sl. No.</b>	<b>Name of the State Government Representative</b>	<b>State/U.T.</b>
<b>01</b>	<b>State Government Representative</b>	<b>State of Madhya Pradesh</b>
<b>02</b>	<b>State Government Representative</b>	<b>State of Chhattisgarh</b>
<b>03</b>	<b>State Government Representative</b>	<b>State of Maharashtra</b>
<b>04</b>	<b>State Government Representative</b>	<b>State of Goa</b>
<b>05</b>	<b>State Government Representative</b>	<b>U.T. of Dadra &amp; Nagar Haveli</b>
<b>06</b>	<b>State Government Representative</b>	<b>U.T. of Daman &amp; Diu</b>
<b>07</b>	<b>State Government Representative</b>	<b>State of Rajasthan</b>
<b>08</b>	<b>State Government Representative</b>	<b>State of Gujarat</b>

With the permission of the Chair, **Shri Madan Singh Yadav, Regional Director, WRC**, presented the Agenda before the Committee. Item-wise decisions taken on each Agenda Item are as under:

**Minutes of 405<sup>th</sup> (Emergent) Meeting of Western Regional Committee (WRC), National Council for Teacher Education held on 03<sup>rd</sup> July, 2024 through Virtual Mode**

S.NO.	NAME AND ADDRESS OF THE INSTITUTION WITH APPLICATION NUMBER AND NAME OF COURSE/ DECISION OF WRC
1	SWASTIK COLLEGE OF EDUCATION, AT & POST- MOTERA, GUJARAT STADIUM ROAD, GANDHINAGAR-382424, GUJARAT (APW00128/323106) (B.ED.)

The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:

1. Recognition to B. Ed course was withdrawn vide Order dated 26.07.2011 against which an appeal was preferred by institution and same was rejected vide Appellate Authority Order dated 04.01.2012.
2. Being aggrieved, the institution had filed a Special Civil Application having SCA No. 13749 of 2018 before the Hon'ble High Court of Gujarat at Ahmedabad for quashing the Order dated 04.01.2012 and 26.07.2011 passed by the Appellate Authority and WRC respectively. It is noteworthy that vide Order dated 06.09.2018, the petition of the institution was not entertained by the Hon'ble Single Judge on account of delay in filing petition.
3. Thereafter, the institution challenged the aforementioned Order dated 06.09.2018 before the Hon'ble Division Bench of Hon'ble High Court of Gujarat, Ahmedabad having LPA No. 554 of 2019 and vide Order 08.03.2019, the Hon'ble Court stated that the petitioner *"to convince the competent authority of the NCTE about fulfilment of norms required for recognition or restoring recognition on the basis of available facilities"* and further directed the NCTE *"... In case such a request / representation is made by the appellant, same may be considered by the appropriate authority of NCTE in accordance with law keeping in mind the special circumstances of the appellant."*
4. In reference to above Court Order, the institution submitted a representation vide letter dated 19.03.2019 and action was taken by the Appellate Authority by passing an order dated 10.06.2019 stating the following:
 

*"The NCTE entertains applications for those courses of teacher training and invited through public notice and which have to be submitted in accordance with the provisions of the NCTE Regulation 2014. The appellant is at liberty to make fresh application as and when applications are invited by the NCTE. In view of the above position, the Committee concluded that no action is called for on the letter of the appellant institution dated 19.03.2019."*
5. The institution made a representation vide letter dated 18.07.2019 to MHRD, Government of India for reconsideration of Order dated 10.06.2019 and again made a representation vide letter dated 16.03.2020 to the Chairman, NCTE seeking revise permission and giving assurance to fulfil the NCTE norms and standards related to infrastructure facilities (building) in upcoming two years.

6. The institution again filed a Special Civil Application No. 20292/2019 converted from SCA 32864/2019 dated 18.11.2019 and the Hon'ble High Court of Gujarat at Ahmedabad decided the matter on 08.10.2020 by directing the following:

*“... Having heard learned counsel for both the sides and considering the limited consensus arrived at between the parties and so as to cut-short the limited issue involved in the matter and since the parties are not insisting for reasoned order, the respondent No.1 NCTE is directed to decide the representation made by the petitioner on 18.7.2019 as early as possible but not later than 2 months from the date of receipt of this order. If the said respondent is not inclined to accept the said representation, then the respondent No.1 shall pass a reasoned order. With above direction, present petition stands disposed of. Direct service is permitted.”*

7. The matter was considered by WRC in its 326<sup>th</sup> meeting held on 22<sup>nd</sup>-23<sup>rd</sup> January, 2021, and recorded in approved Minutes of the meeting as under:

*“As per direction of the Hon'ble High Court vide order dated 18.11.2019 and the original file of the Institution along-with other related documents were carefully considered and examined by WRC in the light of NCTE Act, 1993, Regulation and Guidelines issued by NCTE from time to time and the following observation was made that:*

- i. Recognition was withdrawn of the institution on 26.07.2017 on two grounds (1) Non possession and (2) The college is in possession of constructed area situated on floor number 1<sup>st</sup> and 2<sup>nd</sup> on the Multi-storied building.*
- ii. The Hon'ble High Court vide order dated 18.11.2019 directed that the representation of the institution be considered for further processing of application.*

*In view of above, the Committee decided that the institution be directed to submit the following documents within 30 days failing which the file will be closed:*

- (i) Certified copy of the land documents.*
  - (ii) Land possession/Mutation certificate, Change of Land Use certificate, Non-Encumbrance certificate issued by Land Revenue Department.*
  - (iii) Building completion certificate duly approved by concerned Govt. Engineer.*
  - (iv) Building plan approved the concerned competent authority.*
  - (v) An affidavit on 100/- Rupees stamp paper mentioning details of land.*
  - (vi) Processing Fee Rs. 1,50,000/- in the form of DD in the name of Member Secretary, NCTE, New Delhi. ”*
8. In reference to decision taken by WRC, show cause notice u/s 17(1) of NCTE Act,1993 was issued dated 05.02.2021 and subsequently as decided by Committee in its 370<sup>th</sup> meeting held on 10<sup>th</sup> & 12<sup>th</sup> September, 2022, Final Show Cause Notice u/s 17 of NCTE Act, 1993 was issued dated 30.09.2022 to the institution for fulfilment of deficiencies mentioned therein.

9. In response to the Final Show Cause notice, the institution has submitted a representation vide letter dated 16.01.2023 received on 06.02.2023 along with certain documents.

**On consideration of detailed examination of facts submitted before the WRC, the Committee has observed as under:**

**(1) The Hon'ble High Court of Gujarat in multiple Petitions had neither set aside nor quashed the withdrawal order dated 26.07.2011 and Appeal Order dated 04.01.2012, accordingly the current status of institution is treated as "withdrawn" as withdrawal order dated 26.07.2011 still stands effective.**

**2. It is pertinent to mention that the erstwhile Committee had considered the representation of institution and had erroneously recorded in the approved minutes of 326<sup>th</sup> meeting the "Court order dated 18.11.2019" instead of "Court order dated 08.10.2020" and date of withdrawal order mentioned as 26.07.2017 instead of 26.07.2011. Moreover, it is envisaged that with approval of the then Regional Director, WRC, a Show Cause Notice u/s 17(1) of the NCTE Act was erroneously issued while the status of institution was "withdrawn". However, the representation dated 18.07.2019 of the institution can't be entertained.**

**In view of the above, Committee decides that explanation be sought from the then Regional Director, WRC and concerned officers for further consideration.**

2

**JAI GANESH EDUCATIONAL FOUNDATION, PUNE, INDRAPRASTH KRANTINAGAR, SINHGAD ROAD, SR NO 64, VADGAON BK, PUNE-411041, MAHARASHTRA (APW04503/23547) (B.ED.)**

The original file of the institution along with other related documents was carefully examined in the light of the NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:

In obedience of Court Order dated 09.05.2024 in W.P.(C) No.6463/2021 passed by the Hon'ble High Court of Bombay, the institution has submitted a reply in accordance with decision taken by WRC as per Minutes of 403<sup>rd</sup> meeting held on 2<sup>nd</sup> & 3<sup>rd</sup> May, 2024 uploaded on website vide letter dated 28.05.2024 received on 05.06.2024. The Committee observed that the institution is still deficient on the following grounds:

- (i) The institution has submitted lease deed registered on 21.12.2021 for a period of 33 years from Aditya Educational Foundation i.e. Private Party for Survey no.42, for which institution has submitted Building Plan and Building Completion Certificate. These land documents are not in accordance with the NCTE Regulation 2014.
- (ii) The Building Plan is not approved by the Competent authority of State Govt.
- (iii) The institution has submitted Building Plan and Building Completion Certificate for Survey no.42 whereas the initial recognition was granted by NCTE at Survey no.64. The institution has shifted to new premises/ building without prior approval of NCTE.
- (iv) Building Safety Certificate is not submitted.
- (v) Fire Safety Certificate is not submitted.

**Minutes of 405<sup>th</sup> (Emergent) Meeting of Western Regional Committee (WRC), National Council for Teacher Education held on 03<sup>rd</sup> July, 2024 through Virtual Mode**

- (vi) The Change of Land Use Certificate from Competent Authority of State Govt. is not submitted.
- (vii) The Building Completion Certificate submitted is not certified from the Competent Authority of State Govt.
- (viii) The Non Encumbrance Certificate is not issued from the Competent Authority of State Govt.
- (ix) Building Disabled Friendly Certificate is not submitted.
- (x) The list of faculty/teaching staff approved by the affiliating body is not submitted.
- (xi) The salary statement of staff for the last six months is not submitted.
- (xii) The copies of FDRs submitted are matured after which the institution has not submitted renewed FDRs towards Endowment and Reserve Fund including Form 'A' issued by the concerned bank.

**In view of the above, the Committee decides that recognition for B.Ed. course be withdrawn u/s 17 of NCTE Act, 1993 with effect from the end of the academic session next following the date of communication of withdrawal order.**

Meeting ended with a vote of thanks to the Chair.

**(Dr. Shailesh Naranbhai Zala)**  
**Chairperson, WRC**