

F.SRC/NCTE/APS02513/434th Mtg./B.Ed./{KA}/2024/

144615-144619

Dated: -

02 APR 2024

TO BE PUBLISHED IN GAZETTE ON INDIA PART III SECTION 4
CONTINUATION ORDER

WHEREAS, recognition u/s 14 (3)(a) of NCTE Act, 1993 was granted to the institution namely **KLE Society's College of Education, 131/A/1, A/2, Old P.B. Road, KG & English Medium School Campus, Nipani Taluk, Nipani, Belagavi District, Karnataka- 591237** run by **K.L.E Society's 131/A/1, A/2, Old P.B. Road, KG & English Medium School Campus, Nipani Taluk, Nipani, Belagavi District, Karnataka-591237** vide order no. F.SRO/NCTE/B.Ed./2004-2005/8909 dt. 30.11.2004 for conducting Secondary (B.Ed.) course of one year duration from the academic session 2004-2005 with an annual intake of 100 students.

2. **AND WHEREAS**, on promulgation of NCTE Regulations, 2014, the institution has submitted affidavit on 24.01.2015 for its willingness for B.Ed. course and adherence of provisions of new Regulations. Thereafter, a Revised Provisional Recognition Order was issued to the institution on 16.05.2015 for conducting **B.Ed. course** of two years duration with an annual intake of **100 Students for two basic units of 50 students** from the academic session **2015-16**.

3. **AND WHEREAS**, the status of issuance of SCN/FSCN was considered by the Sub-Committee constituted by the SRC in its meeting held on 22nd Oct, 2019. The Sub-Committee noted that institutions have not submitted requisite documents or only part reply has been submitted. The Sub-Committee decided to issue SCN in all such cases seeking documents in compliance of RPRO matters. Accordingly, as per the decision of SRC First Show Cause Notice was issued to the institution dt. 23.10.2019. The institution has submitted reply of First Show Cause Notice vide letter dt. 04.11.2019.

4. **AND WHEREAS**, the matter was placed before the SRC in its 384th meeting held on 12th 13th February 2020 and the Committee decided to conduct VT of the institution. As per the direction of SRC, the inspection was conducted on 14.03.2020 and 15.03.2020 and the VT Report received in the office of SRC on 18.03.2020.

5. **AND WHEREAS**, the SRC in its 390th Meeting held on 28th & 29th October 2020 the Visiting team report was considered by the Committee and decided to issue Final Show Cause Notice to the institution. Accordingly, as per decision of SRC, Final Show Cause Notice was issued to the institution on 06.11.2020. The institution has submitted reply of Final Show Cause Notice on 19.11.2020.

6. **AND WHEREAS**, the matter was further considered by the SRC in its 400th meeting held on 13th & 14th July, 2021 and the Committee decided to issue Withdrawal order to the institution. Accordingly, as per the decision of SRC Withdrawal order vide no. F.SRO/NCTE/APS02513/B.Ed./KA/2021/127791-7798 dated 29.07.2021 was issued to the institution.

7. **AND WHEREAS**, the SRC in its 403rd Meeting held on 18th & 19th October, 2021 considered the matter and the Committee decided as under:-

"In compliance of order dated 08.10.2021 passed by Hon'ble High Court of Delhi in writ petition no. 11597/2021 titled as KLE Society Versus NCTE and another, the Committee has decided that, KLE Society College of Education, 131/A/1, A/2, Old P.B. Road, KG & English Medium School Campus, Nipani Taluk, Nipani, District-Belagavi-591237, Karnataka will be entitled to participate in the counselling for the academic session 2021-2022. The Committee further decided to upload the website of SRC accordingly. The Committee further decided to communicate the recognition status of the petitioner to the Affiliating University and the State Government however the withdrawal of the recognition to KLE Society College of Education stands effective from the academic session 2022-23.

Accordingly, RD, SRC is advised to issue modified orders / corrigendum to withdrawal orders be issued."

8. **AND WHEREAS**, as per decision of SRC a corrigendum was issued vide order dated SRC/NCTE/APS02513/B.Ed./KA/2021/129113 dated 11.01.2021.

9. **AND WHEREAS**, aggrieved by the order of the SRC, the institution preferred an Appeal before the Appellate Authority of the NCTE. The Appellate Authority vide order No. 89-20/E-236367/2022 Appeal/3rd Meeting, 2022 APPSRC202114100 dated 18.04.2022 appeal confirmed the order appealed against.

10. **AND WHEREAS**, the institution preferred a W.P.(C) No.7749/2022 before the Delhi High Court and vide order dated 17.04.2023. The operative part is reproduced below: -

"24. The NCTE has prescribed different qualification for different programmes. It is also to be seen that what is binding on the NCTE is the applicable existing Regulations.

25. The communication dated 13.08.2018 cannot supersede the applicability of 2014 Regulations. The regional committee cannot withhold their decision on the basis of communication dated 13.08.2018, if no amendment takes place in the applicable Regulations. The rules of Karnataka Education Department of 2017 will have no application in governing the course of grant of recognition by the NCTE in view of the applicability of the specific Regulation for that purpose. It is also to be noted that the institution, if it shifts the school to a separate building, would be entitled to apply afresh in accordance with law, however, as of now, on the basis of the subsequent resolution, the decision taken by the NCTE cannot be found fault with....

31. In the view of the above observations, this court does not find any reason to interfere with the orders passed by the authorities and accordingly, the instant petition is dismissed."

11. **AND WHEREAS**, again the institution preferred a W.P.(C) 100222/2024 before the Karnataka High Court, Dharwad Bench and vide order dated 18.01.2024. The operative part is reproduced below: -

"In that view of the matter, I deem it appropriate to direct the Council to verify whether the petitioners-Institution had complied with the deficiencies pointed out in the year 2021 and if the same are rectified, pass appropriate order for continuation of the recognition.

15. This exercise shall be undertaken and completed within a period of one week from the date of receipt of certified copy of this order, since the only requirement is to verify as to whether the building to which the school has been shifted meets the requirements of having a separate built-up area as prescribed in the regulations.

16. If it is permissible for the authorities to permit the petitioners to admit the student thereafter the same may be considered and appropriate orders shall be passed in that regard."

12. AND WHEREAS, the SRC in its 432nd Meeting held on 22nd January 2024 considered the matter and committed decided as under:-

"The original file of the Institution alongwith other related documents, NCTE Act, 1993, Regulations, Guidelines issued by NCTE from time to time, the SRC after careful consideration made the following observations: -

In obedience of Court orders dt. 18.01.2024 passed by the Hon'ble High Court of Karnataka, Dharwad bench, in WP. No. 100222 of 2023, the Committee decided to conduct VT of the institution under section 13 of the NCTE Act to verify whether the institution has rectified with the deficiencies pointed out in the withdrawal order dt. 29.07.2021.

Furthermore, the Committee decided to file an application for extension of time period before the Hon'ble High Court of Karnataka."

13. AND WHEREAS, the inspection was conduct on 12.02.2024 and VT report received on 08.02.2024.

14. AND WHEREAS, the SRC in its 434th Meeting held on 22nd March, 2024 has considered the VT report decided as follows: -

"The original file of the Institution alongwith other related documents, NCTE Act 1993, Regulations, Guidelines issued by NCTE from time to time, the SRC after careful consideration made the following observations: -

The Committee on the perusal of the reply submitted by the institution, decided that the continuation order be issued to the KLE Society's College of Education, 131/A/1, A/2, Old P.B. Road, KG & English Medium School Campus, Nipani Taluk, Nipani, District-Belagavi-591237, Karnataka for B.Ed. programme for 2 basic units of 50 students each subject to the fulfilment of following conditions: -

- 1. Ramp should be there for barrier free environment.*
- 2. Proper medical facility should be there.*
- 3. Institute should update the fire safety."*

15. AND WHEREAS, as per the uploaded decision on website the institution has submitted reply vide e-mail dt. 01.04.2024.



16. **NOW THEREFORE**, this order is issued permitting the institution i.e., **KLE Society's College of Education, 131/A/1, A/2, Old P.B. Road, KG & English Medium School Campus, Nipani Taluk, Nipani, District-Belagavi-591237, Karnataka** run by **KLE Society's, KG & English Medium School Campus, Nipani Taluk, Nipani, Belagavi District, Karnataka - 591237** for Continuation of recognition for **B.Ed. programme** for two years duration with an annual intake of **2 basic units of 50 students each** subject to fulfilment of the following conditions: -

- I. The Endowment fund of Rs. 5 lakhs and Reserve fund of Rs. 7 lakhs kept in joint account with Regional Director of NCTE should be maintained perpetually. Raising loan against the FDRs or mortgaging them shall not be done.
- II. The institution shall comply with the various other norms and standards prescribed in the NCTE Regulations, 2014 as amended from time to time.
- III. The institution shall make admissions only after it obtains affiliation from the examining body in terms of clause 8(10) of the NCTE (Recognition Norms & Procedure) Regulations, 2014.
- IV. The institution shall ensure that the required number of academic staff duly approved by affiliating body for conducting the course should always remain in position.

17. Further, the institution is required to fulfil all such other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University /Body, the State Government etc. as applicable.

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

19. The institution shall maintain its Website with hyperlink to the Council and the Southern Regional Committee, covering, inter – alia, the details of the institution, its locations, name of the programme(s) with intake; available of physical infrastructure, such as land, building, office, classrooms, and other facilities of amenities; instructional facilities, such as laboratory and library and the particulars of their teaching faculty and non-teaching staff with photographs, for information of all concerned. The information with regard to the following shall also be made available on the website namely: -

- a. Sanctioned programme(s) along with annual intake in the institution:
- b. Name of faculty and staff in full as mentioned in school certificate along with their qualifications, 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 along with 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 infrastructural facilities.
- g. Facilities added during the last quarter.



- h. Number of books in the library, journals subscribed to and additions, if any, in the last quarter.
- i. The affidavit with enclosure submitted along with application.
- j. The institution shall be free to post additional relevant information if it so desires.
- k. Any false or incomplete information on website shall render the institution liable for withdrawal of recognition.

20. The institution shall adhere to the mandatory disclosure in the prescribed format and display up-to-date information on its official website.

21. The institution shall make available the list of students admitted on its official website.

22. The institution shall fill the information on GIS Portal on the NCTE Website.

If the institution contravenes any of the above conditions or the provision of the NCTE Act, Rules, Regulations and orders made of issued there under, the institution will render itself vulnerable to adverse action including withdrawal of recognition by the Southern Regional Committee under the provisional of Section 17(1) of the NCTE Act, 1993.

(यदि संस्थान उपरोक्त किन्हीं शर्तों या एन.सी.टी.ई. अधिनियम, नियमों, विनियमों तथा उनके अंतर्गत जारी किये गए आदेशों का उल्लंघन करता है, तो उस संस्थान के प्रति सख्त कार्यवाही की जायेगी जिसमें दक्षिणी क्षेत्रीय समिति द्वारा एन.सी.टी.ई. अधिनियम 1993 की धारा 17(1) में किये गए प्रावधानों के अनुरूप मान्यता भी समाप्त की जा सकती है।)

Also order that a copy of this Order be published in the official Gazette.

(इसके अतिरिक्त, इस आदेश की एक प्रतिलिपि सरकारी राजपत्र में भी प्रकाशित की जाए।)

By Order,


(Mukesh Kumar)
Regional Director

The Manager,
Govt. of India Press,
Department of Publications (Gazette Section),
Civil Lines, Delhi-110054.

Copy to: -

1. **The Principal,**
KLE Society's College of Education,
131/A/1, A/2, Old P.B. Road, KG &
English Medium School Campus,
Nipani Taluk, Nipani, District-Belagavi,
Karnataka-591237.

- 2. The Secretary,**
KLE Society's,
KG & English Medium School Campus,
Nipani Taluk, Nipani, Belagavi District,
Karnataka - 591237.
- 3. The Registrar,**
Rani Channamma University,
Vidya Sangama, P B R H - 4,
Karnataka 591156.
- 4. The Secretary,**
Department of School Education and Literacy,
Ministry of Education,
Govt. of India, Shastri Bhawan,
New Delhi- 110001.
- 5. The Principal Secretary, (Higher Education),**
Government of Karnataka,
M.S. Building, Dr. Ambedkar Veedhi,
Bangalore, Karnataka-560001.
- 6. The Under Secretary (IT and E-governance),**
National Council for Teacher Education,
G-7, Sector-10, (Near Sector-10 Metro Station),
Dwarka, New Delhi-110075.
- 7. The Computer Programmer (IT Cell)**
Southern Regional Committee
National Council for Teacher Education,
G-7, Sector-10, (Near Sector-10 Metro Station),
Dwarka, New Delhi- 110075.



Regional Director