

TO BE PUBLISHED IN GAZETTE ON INDIA PART III SECTION 4

05 DEC 2019

F. No. SRC/NCTE/APSO4737/B.Ed/KA/2019 112501-2508

Date:

ORDER

WHEREAS, recognition was granted to the institution namely D.K. Shiva Kumar B.Ed College, Shankar Mutt Road, Old Town, Bhadravari-577301, Shimoga District, Karnataka run by Sri Hebbur Charitable Trust, Bhadravati, Shimoga District, Karnataka vide SRC (NCTE) order no. F.SRO/NCTE/B.ED/2006-2007/1496 dt. 24.04.2007 for conducting B.Ed. course of one-year duration with an annual intake of 100 students from the academic session 2006-2007.

2. AND WHEREAS, on promulgation of NCTE Regulations, 2014, the institution is submitted affidavit dt 16.01.2015 for its willingness for adherence of provisions of new Regulations. A provisional revised 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 (Two basic units) from the academic session 2015-16.

3. AND WHEREAS, a Corrigendum vide order no. F.SRO/NCTE/APSO4737/B.Ed/KA/2015/69270 dated 03.07.2015 was issued to the institution for one basic unit.

4. AND WHEREAS, the SRC in its 369th meeting held on 28.01.2019 and the Committee decided that Show Cause Notice. Accordingly, as per the decision of SRC a show cause notice was issued to the institution on 12.02.2019. The SRC in its 375th meeting held on 13th & 14th May, 2019 considered the matter and decided as under;

The original files of the Institution alongwith other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:-

The committee decided in the

- a) As per decision of the SRC taken in its 369th meeting, the institution was sent a SCN dated 12.2.2019 asking therein to submit the requirements document such as land documents, staff list etc. for considering the issue of continuation of recognition. The institution instead of making compliance they expressed their inability in providing the documents asked for. It shows that the institution is not interested to provide the documents as required by the NCTE. In absence of required documents the Committee decided to withdraw the recognition.

The Committee decided to withdraw the recognition granted to D.K. Shiva Kumar B.Ed. College, Shakar Mutta Road, Old Town, Bhadravathi – 577301, Shimoga District, Karnataka for B.Ed. course.

5. **AND WHEREAS**, as per the decision of SRC, a Withdrawal Order no. F.SRO/NCTE/APSO4737 /B.Ed/KA/2019/104607-4013 dated 21.05.2019 was issued to the institution.

6. **AND WHEREAS**, aggrieved by the order of the SRC, the institution preferred and Appeal before the Appellate Authority of the NCTE. The Appellate Authority vide order No. F.No.91-22nd/23rd24th Mtg./2019 Appeal/81734 dated 03.09.2019 and the Council remands back the case. The operative part of the Appeal Order is as under;

“AND WHEREAS Appeal Committee noted that appellant institution submitted reply dated 01.03.2019 to the SCN. The appellant in its reply stated that it had not contravened any regulation and SCN issued by SRC should be withdrawn. From the above reply of the appellant institution, SRC construed that appellant institution is not interested to submit required documents and decided to withdraw the recognition.

AND WHEREAS appellant during appeal hearing on 01.08.2019 submitted (i) copy of staff profile approved by affiliating body (ii) BCC (iii) FDRs (iv) CLU and (v) approved Building Plan. The documents submitted by appellant prima-facie appear to be as per demand made by SRC in the SCN dated 12.02.2019. Appeal Committee therefore, decided that appellant institution should submit authenticated copies of all these documents to SRC within 15 days of the issue of appeal order; The case is remanded back to SRC for revisiting the matter on receipt of documents which are required to be submitted by appellant institution within 15 days of the issue of appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit documents on record & oral arguments advanced during the hearing, Appeal Committee concluded to remanded back to SRC for revisiting the matter on receipt of documents which are required to be submitted by appellant institution within 15 days of the issue of appeal order.

NOW THEREFORE, the Council hereby remands back the case of D.K. Shivakumar B.Ed. College, Shankarmutt Road, Bhadravathi, Shimoga, Karnataka to the SRC, NCTE, for necessary action as indicated above.”

7. **AND WHEREAS**, the SRC in its 380th meeting held during 18th – 19th September, 2019 decided to issue Show Cause Notice to the institution. Accordingly as per the decision of SRC a Show Cause Notice was issued to the institution on 03.10.2019. The institution vide letter dated 12.10.2019, 19.10.2019 & 21.10.2019 submitted its reply to the Show Cause Notice. The SRC in its 382nd meeting held on 26th – 27th November, 2019 considered the matter and decided as under;

The original files of the Institution alongwith other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made: -

On the perusal of the original documents and records made available in the file. The Committee decided that the continuation order be issued to D.K. Shiva Kumar B.Ed College, Shankar Mutt Road, Old Town, Bhadravari-577301, Shimoga District, Karnataka for B.Ed programme for 1 unit of 50 students

8. **NOW THEREFORE**, this order is issued permitting the institution i.e. **D.K. Shiva Kumar B.Ed College, Sy. No. 34/2, Ward No. 6, Khatha No. 597, Assessment No. 629, Soorappana Koppalu, Bhadravathi Taluk, Bhadravathi, Shimoga District, Karnataka** run by **Sri Hebbur Charitable Trust, Shankarmutt Road, Oldtown, Bhadravathi, Shimoga District, Karnataka** for continuation of recognition for B.Ed course of two years duration with an intake of 50 students (one unit) of subject to fulfillment 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.

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

10. 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.

11. 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 of 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.

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

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

14. 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 or issued there under, the institution will render itself vulnerable to adverse action including withdrawal of recognition by the Southern Regional Committee under the provision of Section 17(1) of the NCTE Act, 1993.

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

By Order,


(Dr. Anil Kumar Sharma)
Regional Director

The Manager
Govt. of India Press
Department of Publications, (Gazette Section)
Civil Lines, Delhi – 110 054

Copy to:-

1. **The Principal,**
D.K. Shiva Kumar B.Ed College,
Sy. No. 34/2, Ward No. 6, Khatha No. 597,
Assessment No. 629, Soorappana Koppalu,
Bhadravathi Taluk, Bhadravathi,
Shimoga District, Karnataka.
2. **The Manager/Secretary,**
Sri Hebbur Charitable Trust,
Shankarmutt Road, Oldtown,
Bhadravati, Shimoga District,
Karnataka.

3. **The Principal Secretary, (Higher Education)**
Govt. of Karnataka, M.S. Building,
Dr. Ambedkar Veedhi, Bangalore-560001,
Karnataka.
4. **The Registrar,**
Kuvempu University,
Jnanasahyadri, Shankaraghatta,
Road leading to Kuvempu University,
Shimoga, Karnataka 577451.
5. **The Secretary,**
Department of School Education and Literacy,
Ministry of Human Resource Development,
Govt. of India, Shastri Bhawan,
New Delhi- 110001.
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.

With the direction to make necessary
changes as per the directions contained in
the order in the website data of the SRC.

8. **Institution file**
9. **Guard file.**


Regional Director