

F.No.SRC/NCTE/APS09251/B.Ed./436th Mtg./{KA}/2024/

144996-145000

Date: -

13 JUN 20

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

WHEREAS, the recognition u/s 14 (3)(a) of NCTE Act, 1993 was granted to the institution namely G.K.M B.Ed. College, G.K.M Educational Institutions Trust, 23/2, 23/5, G.K.M College Road, J.P. Nagar Post, Bangalore South Taluk, Bangalore, Karnataka-560078 vide SRC (NCTE) order no. F.SRC/NCTE/2009/B.Ed./RO/9568 dt. 24.02.2009 for conducting B.Ed. course of one year duration with an annual intake of 100 from the academic session 2009-2010.

2. AND WHEREAS, the SRC in its 294th meeting held on 14th to 16th November, 2015 and the committee considered the matter and noticed that the institution has not submitted affidavit adhering to Regulations 2014 and hence not issued Revised Orders and decided to issue Show Cause Notice for withdrawal of recognition under NCTE act for the following deficiency:-

- Affidavit not submitted affirming adherence to Regulations, 2014.

3. AND WHEREAS, as per the decision of SRC Show Cause Notice was issued to the institution on 20.05.2016.


4. AND WHEREAS, on 03.06.2016, notice reply was received by this office from the Secretary, GKM College of Education, JP Nagar, Bangalore. The SRC, in its 319th meeting held during 30 to 31st August, 2016 considered the matter and decided to issue show notice as under: -

1. Affidavit is now received
2. Issue of any RPRO at this stage has no significance.
3. Collect all documents examine and put up.
4. Give them time till 31.10.2016 to ensure adherence to new norms/standards
5. Thereafter collect fees and Cause inspection

5. AND WHEREAS, a representation dated 03/11/2016 has been received from the institution requesting for one unit of B.Ed. course for cancellation of inspection. The institution submitted an affidavit affirming adherence to Regulations, 2014 on 03.06.2016.

"With reference to the subject cited would like to bring to kind notice that we are submitted the affidavit with respect to our college code No APS09251 allotted to our GKM College of Education, JP Nagara, and Bangalore for 2 Units (Letter Dated F. No. SRO/NCTE/APS09251/B.Ed/KA/2015-16/8561) Know we need only one Unit kindly accept this letter to make changes immediately and issue the NCTE permission for one Unit.

I request you good self to kindly acknowledge the receipt of the same."


01/11/16

6. **AND WHEREAS**, the matter was considered by the SRC in its 329th meeting held on 6th & 7th February, 2017 and the Committee decided as under: -

1. *The request is for reduction for B.Ed. course from 2 to 1 unit, and for cancellation of the VT inspection.*
2. *The request is accepted.*
3. *They should submit the latest approved faculty list because the 2014 Regulations have changed the faculty norm.*
4. *There is no need of a fresh inspection.*
5. *We can issue the fresh FR under 2014 Regulations only after action as described above.*

7. **AND WHEREAS**, as per the decision of SRC, a letter was issued to the institution on 14.02.2017.

8. **AND WHEREAS**, the institution has submitted its staff list on 30.3.2017 which is not countersigned by the Registrar of the affiliating University. The faculty at Sl. No. 1 & 7 possess Ph.D/NET qualification. No other faculty possess NET/Ph.D. qualification. No document related to experience/education qualification has been submitted by the institution. The approval letter from the Affiliating Body has not been submitted.

9. **AND WHEREAS**, a letter was received from Bangalore University vide dated 19.01.2017 received on 02.02.2018 stating as under:-

"The representation dated 30.12.2017 of the Secretary, GKM College of Education, Bengaluru, has been examined. The statement made in the representation are far from the truth.

For shifting of B Ed college to the new premises, the management must have 1/2 acres of land in the name of the trust and 32,000 sq. ft building for the strength of 100 students in addition, prior approval of NCTE is mandatory for shifting to new premises.

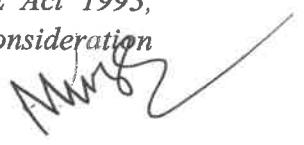
The Management only stating on paper that the college has been shifted to new premises.

However, no records will regard to land and building and the new premises, fresh FR from NCTE and NCTE permission letter for shifting were produced. Further, the management of the college had enclosed the same Land documents, the one which was enclosed to the earlier application scheduled at Sy. No. 24/3, situated at Jaraganahalli Village, Kanakapura Road Bangalore South Taluk and the building constructed therein was said to have been demolished by the Government of Karnataka as it comes under the Tank bed area and encroached one.

Hence the University endorsement dated 19.12 2017 holds good and the same is reiterated. And further communication in this regard will not be entertained."

10. **AND WHEREAS**, the SRC in its 375th meeting held on 13th & 14th May, 2019 and the committee considered the matter and decided as under: -

"The original file of the Institution along with 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 noted that the Registrar of the Bangalore University vide letter no. Aca-III/3/SCE/2018-19 dt. 16.04.2019 informed the MS, NCTE about the Managements indulgence in preparing the format documents with the signature of RD, SRC and submitted it to the Registrar, Bangalore university for obtaining affiliation.

This kind of fraud will not be tolerated and the RD, SRC is directed to initiate criminal proceedings against the Management responsible for preparing such forged documents in addition the Committee also noted the following deficiencies: -

- (a) It is evident from the records that the land shown by the management is a disputed one. Even the building constructed in the said site is demolished by the Government of Karnataka.*
- (b) The Bangalore University, which is an affiliating one informed the NCTE that this college is to be de-recognized.*
- (c) As such in absence of land, building and other required facilities.*

The Committee decided to withdraw the recognition of the institution for B.Ed. programme forthwith."

12. **AND WHEREAS**, as per decision of SRC a withdrawal order vide order no. F.SRO/NCTE/APSO9251/B.Ed./KA/2019/104503-4509 was issued to the institution on 16.05.2019.

13. **AND WHEREAS**, the SRC NCTE vide letter no. F.No.SRO/NCTE/APSO9251/B.Ed./KA/2019/108209 dt. 09.08.2019 requested to the Registrar of the affiliating body/Bangalore University to Registrar, a FIR against the institution for committing fraud by submitting fabricate/fake documents and misleading the University and NCTE as well.

14. **AND WHEREAS**, the institution has filed W.P. No. 31716/2019 (EDN-RES) filed by G.K.M B.Ed. college vs NCTE and other before the Hon'ble the Hon'ble High Court of Karnataka at Bangalore as under:-

"On the last date of hearing, learned counsel for the petitioner had submitted that a memo will be filed on behalf of the petitioner to withdraw the writ petition, since the prayer made had become infructuous by efflux of time.

However, the learned counsel for the petitioner submitted that a memo could not be filed. Nevertheless, it is an admitted fact that petition has become infructuous. Therefore, the writ petition stands dismissed as having become infructuous."

15. **AND WHEREAS**, the SRC vide letter dt. 13.09.2019 requested to Sh. Basavaraj V. Sabarad, Bangalore to defend the case on behalf of NCTE. In this letter at point 5 stated as under:-

"After careful pursuance of writ petition and all the annexures attached there with it is found that annexure B i.e., order dated 10.01.2019 and Annexure D order dated 19.06.2019 issued by the SRC NCTE is forged/fabricated documents submitted before the Hon'ble High Court and as per averments made by the institution in the petition it is observed that the institution has shifted to new premises without the prior approval from NCTE."



16. **AND WHEREAS**, the institution has filed Writ Petition before Hon'ble High Court of Karnataka bearing W.P. No. 24631/202 titled as G.K.M. B.Ed. College Versus National Council for Teacher Education & Anr Whereby the Hon'ble High Court has directed that: -

“Learned Advocate for the petitioner submits that they would submit a fresh representation along with the necessary particulars to respondent No. 1.

Hence, the following: -

Order

- (i) The petitioner is permitted to submit a fresh representation to the respondent No. 1 with a request to consider its case and accord permission to offer the Course of B.Ed.
- (ii) Upon receipt of the said representation along with a certified copy of this order, the first respondent shall consider the case of the petitioner as expeditiously as possible and take appropriate decisions in accordance with law.
- (iii) Writ petition disposed of accordingly.

17. **AND WHEREAS**, the institution has submitted documents vide dated 19.08.2022 as per direction of Hon'ble High Court

18. **AND WHEREAS**, the SRC in its 413th Meeting held on 22nd under: - August, 2022 has considered the matter and decided as under:-

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

The institution has filed writ petition before the Hon'ble High Court of Karnataka bearing W.P. No. 24621/2022 as per direction of Hon'ble High Court the institution has submitted documents on 19.08.2022.

The Committee perused the reply submitted by the institution and decided to cause inspection of the institution after collecting fee of Rs.1.50 lakh (Rs. One lakh fifty thousand only) for verification of the relevant documents along with infrastructural and instructional facilities.”

19. **AND WHEREAS**, as per the decision of SRC a decision letter was issued to the institution on 05.09.2022.

20. **AND WHEREAS**, the institution has submitted vide letter dated 01.02.2023 Demand Draft of Rs 1,50,000/- (DD No. 50349550) for inspection of shifting GKM College.

21. **AND WHEREAS**, a letter is received on 29.11.2023 from the students requesting to give instructions to Bangalore University for the release of institution B.Ed. results and certificates.

22. **AND WHEREAS**, the virtual inspection was conduct on 05.02.2024 and the VT report was received on 06.02.2024.



23. **AND WHEREAS**, the SRC in its 433rd Meeting held on 10th February 2024 has considered the Visiting Team report and decided to issue Show Cause Notice to the institution. Accordingly, as per the decision of SRC Show Cause Notice was issued to the institution on 16.02.2024. The institution has submitted reply of Show Cause Notice vide letter dt. 11.03.2024.

24. **AND WHEREAS**, the SRC in its 434th Meeting held on 22nd March 2024 has considered and decided to issue Final Show Cause Notice to the institution. Accordingly, as per the decision of Final SRC Show Cause Notice was issued to the institution on 05.04.2024.

The institution has filed Writ Petition No. 10476 of 2024 (EDN-RES) dated 03.04.2024 in which the Hon'ble High Court of Karnataka has passed the order dated 16.04.2024 as under:

"Sl. No. 3. The petitioner claims that the petitioner had submitted all the documents on 26.03.2024, counsel for respondent No.1 submits that all the documents have been received. In that view of the matter, the petitioner is permitted to furnish one more set of the documents evidencing the compliance of the defects raised, within a period of one week from today, which shall be considered by respondent No.1 within three weeks. Thereafter, necessary orders to be passed."

The institution has submitted reply of Final Show Cause Notice vide letter dt. 06.04.2024.

25. **AND WHEREAS**, the SRC in its 436th Meeting held on 02nd & 03rd May, 2024 has considered the matter and decided to issue Last Reminder Letter to the institution. Accordingly, as per the decision of SRC Last Reminder Letter was issued to the institution on 17.05.2024. The institution has submitted reply of Last Reminder Letter vide letter dt. 01.05.2024.

26. **AND WHEREAS**, the SRC in its 438th Meeting held on 03rd June, 2024 has considered the matter and decided as follows: -

"The original file of the Institution along with 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 Institution G.K.M. B.Ed College, G.K.M. Educational Institutions Trust, A 29, Jambusavari Dinne, J.P. Nagar, Post, 8th Phase, Bangalore- 560083, Karnataka for B.Ed. programme for 2 basic units of 50 students each."

27. **NOW THEREFORE**, this order is issued permitting the institution i.e., **G.K.M. B.Ed College, G.K.M. Educational Institutions Trust, A 29, Jambusavari Dinne, J.P. Nagar, Post, 8th Phase, Bangalore- 560083, Karnataka** for Continuation of recognition for **B.Ed. programme** for two years duration with an annual intake of **2 basic unit of 50 students** 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.

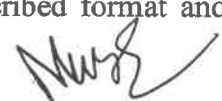
28. Further, the institution is required to fulfil all such other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University /Body, the State Government etc. as applicable.

29. 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.

30. 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 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.

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



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

33. 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.

(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,**
G.K.M. B.Ed College,
G.K.M. Educational Institutions Trust,
A 29, Jambusavari Dinne, J.P. Nagar, Post,
8th Phase, Bangalore- 560083, Karnataka.
2. **The Secretary,**
G.K.M. Educational Institutions Trust,
23/2, 23/5, G.K.M. College Road,
J.P. Nagar Post, Bangalore South Taluk,
Bangalore, Karnataka.
3. **The Registrar,**
Bangalore University,
Mysore Rd, Jnana Bharathi,
Bengaluru, Karnataka 560056.

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