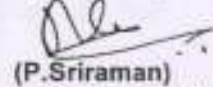


-6-

5. If the institution contravenes any of the above conditions or the provisions of the NCTE Act, Rules, Regulations and Orders made or issued there under, the Regional Committee shall withdraw the recognition as under the provisions of Section 17(1) of the NCTE Act.

By Order,



(P. Sriraman)  
Regional Director (I/c)

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

To,

The Principal  
Joseph Yuva D.Ed College  
Kodad Village, Post, Taluk and City  
Nalgonda District-508 206  
Andhra Pradesh.

Copy to:

1. The Secretary, Dept. of Elementary Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi-110001
2. The Secretary School Education Department, 'J' Block, 3<sup>rd</sup> Floor, Secretariat Building Hyderabad-500022, Andhra Pradesh.
3. The Director, SCERT, OPP LB Stadium, E Gate, Nampally, Hyderabad – 500 001, Andhra Pradesh.
4. The Correspondent, Joseph Yuva Educational Society, Plot No. 403 S.D.Road, Karan Center, Secunderabad Post, Taluk and City, Hyderabad District, Pin-500 003, Andhra Pradesh.
5. The Under Secretary (CS), National Council for Teacher Education, Hans Bhawan Wing-II, Bahadurshah Zafar Marg, New Delhi – 110 002.
6. Office Order file.

1. Attached  
1. Copy  
2. L. S. S. S.

F.No.SRCAPP807/D.Ed/AP/2013-14 / 53187

Date: 12/08/13

Speed Post

**TO BE PUBLISHED IN GAZETTE OF INDIA PART III SECTION 4**

**PREAMBLE:**

Joseph Yuva Educational Society, Plot No. 403 S.D.Road, Karan Center, Secunderabad Post, Taluk and City, Hyderabad District, Pin- 500 003, Andhra Pradesh has applied for grant of recognition to Joseph Yuva D.Ed College, Kodad Village, Post, Taluk and City, Nalgonda District, Pin - 508 206, Andhra Pradesh for D.El.Ed course of two years duration under Section 14(l) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 27.09 2011 and physical application has been received in the office of SRC on 05.10.2011.

NCTE - Hqrs had directed to process the applications in accordance with NCTE Regulations 2009 and amendment Notified on 26<sup>th</sup> November 2010 which reads as follows:-

2(B) for Sub Regulation (1-A) the following shall be submitted namely." 1(1-A) (l) the application shall be summarily rejected under one or more of the following circumstances:

- The processing fee, as provided under Rule 9 of the National Council for Teacher Education Rules, 1997 is not furnished on or before the date of submission of online application.
- Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application.
- Copy of the registered land documents issued by the competent authority indicating that the society. Institution applying for the Course possessed land on the date of application is not dispatched within 7 days of the submission of online application.

The SRC considered the matter in its 213<sup>th</sup> Meeting held on 06<sup>th</sup> - 07<sup>th</sup> November, 2011 and after careful perusal of the original file of the institution and other related documents, NCTE Act 1993, Regulations and guidelines from time to time laid on the table the Regional committee decided to reject the application on the following grounds:-

- Not submitted within time frame as per Regulations 2009.

Accordingly, a rejection order was issued to the institution on 24.01.2012.

The institution preferred an appeal to NCTE, Hqrs and the Appellate Authority vide order no. F.No. 89-198/2012 Appeal/5<sup>th</sup> Meeting- 2012 dated 18/06/2012 stated that "...after perusal of documents, memorandum of appeal, affidavit and after considering oral arguments advanced during the hearing, the Council concluded that there was adequate ground to remand the case to the SRC for further processing on merit as per the Regulations.

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1. K. S. S. S. S.  
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-2-

In pursuance to the appellate authority order dated 18/06/2012 the application was processed and placed before SRC in its 229<sup>th</sup> Meeting of SRC held on 30<sup>th</sup> – 31<sup>st</sup> July, 2012, and the committee considered the Appellate authority order dt.18/06/2012 and all other relevant documents and decided to cause inspection under section 14 (1) of NCTE Act, to examine whether the institution fulfils all the requirements as per the norms, for the proposed programme, subject to the condition that the deficiencies, if any, were duly rectified by the institution, as per the norms.

Accordingly, as per the decision of SRC, the inspection of the institution was fixed between 10<sup>th</sup>-13<sup>th</sup> August, 2012 the same was intimated to institution on 07/08/2012. The inspection of the institution was conducted on 13.08.2012 and the VT Report received in the office of SRC on 16.08.02012.

The SRC in its 231<sup>st</sup> meeting held on 22-23<sup>rd</sup> August, 2012 considered VT report, VCD & all the relevant documentary evidences and it was decided to serve Show cause Notice under section 14 (1) of NCTE Act, for the following:

- Notarized land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.
- Original FDRs of Rs. 5 & 3 lakhs towards endowment and reserve fund from a Nationalized Bank in favour of Society/college/institution name is not given.
- As per VTR, Science lab needs to be strengthened.
- As per VTR, Psychology lab needs to be strengthened by purchasing test equipments like TAT, DAT.
- As per VCD, front view of the building is not shown, Fresh VCD along with other deficiencies covered is to be submitted.

As per the information of the NCTE website the institution has submitted its written representation on 30.08.2012.

The SRC in its 233<sup>rd</sup> meeting held on 26-28<sup>th</sup> September, 2012 considered the written representation and it has decided to issue Letter of Intent for grant of recognition to D.El.Ed course of two year duration with an annual intake of 50(Fifty only)(one unit) for the academic year 2013-14.

Accordingly, Letter of intent was issued to the institution on 04.10.2012. The institution has submitted its written representation on 16.10.2012.

Meanwhile, the institution has approached Hon'ble High court in W.P. No 32808 of 2012, and as per the e-mail dt. 17.10.2012, received from Mr. Madhava Rao, NCTE Advocate stating that "... the court has directed NCTE for granting recognition for 2012-13 and pass appropriate orders. Also the court has specifically directed that these institutions should also be included in the list of counseling for the present academic year (2012-13)".

The letter of intent reply was placed in 235<sup>th</sup> Meeting SRC held on 21<sup>st</sup> -22<sup>nd</sup> November, 2012 and the committee noted the matter and decided to file an appeal and apply for stay.

As per the decision of SRC, a letter was sent to advocate on 26/11/2012.

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-3-

The institution has submitted letters dated 21/01/2013 & 31/01/2013 stating that **"...request you to re-consider our request proposal and issue formal recognition for the academic year 2012-13 by modifying LOI for 2012-13 instead of 2013-14 within the time frame as fixed by this Hon'ble Court in WA filed by the SRC in the interest of justice"**.

The institution also preferred an appeal to NCTE-Hqrs and the appellate authority in its order No.F.No.64-285/2012 Legal dated 21/01/2013 stated that **"...the committee after considering all the facts and noting all the provisions decided not to grant any relaxation to the applicant society namely Joseph Yuva Educational Society Plot No. 403, S.D. Road, Karan Centre, Secunderabad Taluk and Post Office, Secunderabad Town, Hyderabad district-500003, Andhra Pradesh.**

The SRC in its 240<sup>th</sup> held 9<sup>th</sup> and 11<sup>th</sup> March, 2013 noted the Appellate Authority order dt. 21/01/2013 and also decided to pursue our decision to file an appeal against the High Court order. Our Counsel to be asked to include a reference to the Supreme Court Order dt. 13.12.2012 in the memo of appeal.

Accordingly, a letter to the advocate Shri. Madhava Rao was sent on 19.3.2013 requesting to file an appeal.

NCTE-Hqrs in its letter dated 18/03/2013 forwarded a court notice in W.P.No. 4774 of 2013.

Accordingly, a letter was issued to the advocate Shri. Ramakanth Reddy on 26/04/2013 enclosing brief of the case with the direction to defend the case.

The institution has sent a letter dated 25/07/2013 enclosing the court order in W.P. No. 4774 of 2013. The court order has follows:

***"Sri M.V. Raja Raam, legal counsel for the petitioner seeks permission of this court to withdraw the writ petition.***

***Permission is granted and the writ petition is disposed as withdrawn. no costs."***

Meantime, the institution moved to the Hon'ble Supreme Court of India and an e-mail letter has been received from NCTE-Hqrs. dated 8<sup>th</sup> August, 2013 stating that the matter is listed for hearing on 13.8.2013. The SRC in its 250<sup>th</sup> Meeting held on 11<sup>th</sup>-13<sup>th</sup> August, 2013 and the committee has decided as follows:

- 1. The case was processed in accordance with the norms and standards prescribed under the NCTE Regulations and the procedure followed by the SRC. Accordingly, the SRC decided to issue letter of intent (LOI) for 2013-2014 on 04/10/2012.***
- 2. The applicant institution requested for LOI/FR for 2012-13 which was not possible and, therefore, was not agreed to. The applicant institution approached the High Court which directed to the SRC to issue FR for 2012-13.***

Count...4

-4-

3. *The last date for issue of Formal Recognition (FR) for 2012-2013 was 31<sup>st</sup> August, 2012. In this case the LOI for 2013-14 itself was issued only on 04/10/2012. The applicants request for modification to 2012-13 was received on 16/10/2012 i.e. 6 weeks after the last date for issue of F.R. for 2012-13.*
4. *The SRC filed an appeal against the Hon'ble Court order citing the problem of time limit as also the direction about strict enforcement of Regulations. The Hon'ble High Court accepted the appeal and directed the applicant to appeal to the chairperson, NCTE-Hqrs u/s 12 of the NCTE Act. the applicant to filed an appeal but, it was rejected by the Chairperson, NCTE- Hqrs stating that the modification requested for by the applicant institution could not be ordered.*
5. *The applicant institution filed a Writ Petition No. 4774 of 2013 in the Hon'ble Court information about this W.P. was received from the NCTE- Hqrs on 18/03/2013. The SRC instructed its lawyer to defend the case. Information was received on 25/07/2013 that the W.P. (No. 4774) was withdrawn. As a sequel, N.P.M.P. nos. 14455 5966 of 2013 were also dismissed as unnecessary.*
6. *In the meanwhile, the applicant institution had approached the Hon'ble Supreme Court with a W.P. (No. 432 of 2013).*
7. *In accordance with the direction of the Supreme Court, received through the NCTE-Hqrs, the case was taken up for consideration. The LOI had been issued on 04/10/2012. The institutions reply to the LOI was received on 16/10/2012. The staff list, including the principal received with the LOI reply was found to be in order. Consequently, it was decided to issue formal recognition to the institution for the academic year 2013-14 onwards.*

Hence the following order:

### ORDER

WHEREAS, in terms of Section 14(1) of the NCTE Act, 1993 Joseph Yuva Educational Society, Plot No. 403 S.D.Road, Karan Center, Secunderabad Post, Taluk and City, Hyderabad District, Pin- 500 003, Andhra Pradesh has applied for grant of recognition to Joseph Yuva D.Ed College, Kodad Village, Post, Taluk and City, Nalgonda District, Pin - 508 206, Andhra Pradesh for D.Ed course online on 27/09/2011 for two years duration under Section 14 (1) of the NCTE Act, 1993 and received in the Southern Regional Committee NCTE on 05/10/2011.

AND WHEREAS, on scrutiny of the application submitted by the institution, the documents attached therewith the affidavit and the input received from the visiting team in the form of report and videography, the Southern Regional Committee is satisfied that the institution fulfills the requirements under the provisions of NCTE Act, Rules and relevant Regulations including the Norms and Standards for the said teacher education programme such as instructional facilities, infrastructural facilities, library, accommodation, financial resources, laboratories etc., for running the programme and has appointed duly qualified teaching staff as per NCTE norms.

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-5-

**NOW, THEREFORE**, in exercise of the powers vested under Section 14(3) (a) of the NCTE Act, 1993, the Southern Regional Committee, NCTE hereby grants recognition to **Joseph Yuva D.Ed College, Kodad Village, Post, Taluk and City, Nalgonda District, Pin – 508 206, Andhra Pradesh** for conducting **D.Ed** course of **two years** duration with an annual intake of **50** students from the academic session **2013-14** under clause 7(11) of NCTE (Recognition Norms & Procedure) Regulations, 2009 subject, to fulfillment of the following conditions:

- I. The endowment fund of Rs.5 lakhs and reserve fund of Rs.3 lakhs kept in joint account with SRC, NCTE should be maintained always. Loan raising or mortgaging of FDRs shall not be done.
- II. The institution shall comply with the various other norms and standards prescribed in the NCTE regulations, as amended from time to time.
- III. The institution shall make admission only after it obtains affiliation from the examining body in terms of clause 8(12) of the NCTE (Recognition Norms & Procedure) Regulations, 2009.
- 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.
- V. Minority Certificate from the Principal Secretary, Department of Education, Government of Andhra Pradesh to be submitted within 3 months from the date of issue of this order.
2. Further, the recognition is subject to fulfillment of all such other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University/ Body, the State Government etc, as applicable.
3. The institution shall submit to the Regional Committee a Self-Appraisal Report at the end of each academic year along the statement of annual accounts duly audited by a Chartered Accountant.
4. The institution shall maintain & update its Web-site as per provisions of NCTE Regulations and always display following as mandatory disclosure:-
  - a) Sanctioned programmes 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) Names 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 institution shall be free to post additional relevant information, if it so desires
  - j) Any wrong or incomplete information on website shall render the institution liable for withdrawal of recognition.

Cont...6