

F.SRO/APSO0172/B.Ed/AP/2015/69241

Date: 02.07.2015
Speed Post

TO BE PUBLISHED IN GAZETTE OF INDIA PART III SECTION 4

ORDER

WHEREAS, Nalanda College of Education, Adoni Revenue Division, Yemmiganagar, Kurnool District – 518360, Andhra Pradesh had made an application on 24.08.2001 for B.Ed course to the Southern Regional Committee, NCTE, Bangalore.

AND WHEREAS, the SRC after considering the report of the visiting team as well as other relevant materials, granted recognition for offering B.Ed course with an intake of 100 students from the session 2002-03 vide order No. F.AP/NEW/B.Ed/104sro/ncte/2002-2003/6138 dated 03.03.2003.

AND WHEREAS, the office of the Southern Regional Committee, NCTE had received a writ petition bearing No 18504 of 2007 filed in the High Court of Andhra Pradesh, Judicature at Hyderabad alleging that the institution is functioning without proper infrastructure. The office of SRC filed counter affidavit informing the Hon'ble High Court that the NCTE is committed for quality management and based on the allegations made it will take appropriate steps to ensure that the institution functions with proper infrastructure otherwise the appropriate action will be taken against the institution as per the relevant provisions contained in the NCTE Act 1993.

AND WHEREAS, the matter was placed before SRC in its 146th held on 25th – 27th October, 2007. The SRC after careful consideration of all aspects decided to issue notice under section 17 to the institution. Accordingly, a notice was issued to the institution vide letter dated 07.11.2007, the reply was received vide letter dated 05.12.2007 which was placed before 150th Meeting of SRC held on 28th – 29th December, 2007 and it was decided that the institution shall be inspected under section 17 of the NCTE Act, 1993.

AND WHEREAS, the inspection of the institution under section 17 was conducted on 22.04.2008 and the report was placed before SRC in its 181st meeting held on 6th and 7th August, 2008. Upon consideration of all aspects it was decided to serve a Show Cause Notice to the institution under section 17 of the NCTE Act 1993 for the following deficiencies :-

1. The built up space of 13950 sq.ft is not adequate for B.Ed course.
2. The building is partly roofed with asbestos and not suitable for B.Ed course.
3. The laboratories are housed in asbestos roofed sheds.
4. The physical Education items are not adequate
5. The VCD not showing the front view and location of the building.
6. The toilets are not adequate for ladies.
7. The management has to state whether the college is shifted to permanent premises or has been running in the temporary buildings.

AND WHEREAS, as per the decision of SRC, a show cause notice was served to the institution vide letter dated 25.08.2008. The reply received on 29.09.2008 which was placed before SRC in its 166th meeting held on 18th – 19th October, 2008. The SRC considered the reply of the

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institution vis-à-vis the points raised in the Show Cause Notice, VCD , two visiting team reports under section 14 and under section 17 of the NCTE Act 1993, and decided to withdraw the recognition from the academic session 2008-2009 on the following grounds :

1. *The institution was granted recognition in a rented premises vide order dated 03.03.2003 with the stipulation to shift to its permanent premises on or before 02.03.2006. Despite the stipulation of this condition , the institution did not care to construct permanent premises to enable it to run B.Ed course. Under Point No. 7 in its reply dated 25.09.2008 to the Show Cause Notice it has stated that the institution has been shifted in the permanent premises on 11.12.2006. Where as , the civil work of permanent premises is still incomplete even after a lapse of around two years. The inspection was carried out by NCTE vide letter dated 22.04.2008 shows that the built up space of 13950 sq.ft and that the building is partly roofed with asbestos sheets , not allowed as per NCTE norms.*
2. *The institution has accommodated laboratories in asbestos sheet sheds though claiming to have made adequate arrangements in permanent premises.*
3. *No evidence for removal of asbestos roofed part of the building .As per VCD, the management has not removed the asbestos sheet.*
4. *As per the visiting team report and VCD of the inspection conducted under section 17 the institution has yet to complete its civil work with regards to the building. The institution in its reply dated 25.09.2008 to the show cause notice accepted the fact of incomplete civil work.*
5. *There are many other deficiencies with regard to building and other facilities such as toilets are not adequate for ladies , laboratories are housed in asbestos roofed sheds.*
6. *The infrastructure and instructional facilities are inadequate for B.Ed and D.Ed courses*
7. *The institution violated the provisions contained under various sections of NCTE Act and Regulations there under*

AND WHEREAS, as per the decision of SRC , a withdrawal order was issued to the institution on 22.10.2008.

AND WHEREAS, aggrieved by the withdrawal order of SRC, the institution approached the appellate authority ,NCTE, New Delhi and the appellate authority vide order dated 09.02.2009 confirmed the order appealed against.

AND WHEREAS, on 29.04.2009, a letter from the ShriC.K.Ramaswamy, Under Secretary, NCTE-HQ was received by this office regarding the W.P.No. 5509/2009 filed by Nalanda College of Education Vs NCTE before Hon'ble High Court of A.P at Hyderabad.

AND WHEREAS, a Court notice dated 18.03.2009 in W.P.No. 5509 of 2009 from the Hon'ble High Court was received by this office on 21.04.2009 and original records of the institution were sent to the then advocate ,Shri.Adi Narayana Rao

AND WHEREAS, on 01.01.2015, the institution had submitted a written representation expressing adherence to Regulations, 2014. The institution has also submitted applications in triplicate along with relevant documents, inspection fee followed by fixed deposit receipt on 08.01.2015.

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AND WHEREAS, a letter was addressed to Shri.Ramakanth Reddy on 25.02.2015 seeking the status of the writ petition (W.P.No. 5509/2009) filed by the institution.

AND WHEREAS, on 02.03.2015, an e-mail has been received from the advocate , Shri.Ramakanth Reddy stating as under :-

" With reference to the subject cited writ petition we verified the entire record after obtaining the same from the Registry of High Court.

It is seen that interim order was granted on 18.03.2009 during the tenure of earlier Standing Counsel Sri.B. Adinarayana Rao..The Hon'ble Court granted interim stay on proceedings F.No. SRO/NCTE/Ref/2008-09/6234 on the file of SRC.

I am of the opinion that we should file a vacate petition at the earliest. I request you send the instructions and approval in this regard.

AND WHEREAS, the Southern Regional Committee in its 284th meeting held during 9th to 10th April, 2015 considered the matter, court interim stay order dated 18.03.2009, letter from the advocate dated 02.03.2015, decided and advised Southern Regional Office as under:

"1.Cause Inspection after collecting the fee.

2.Advise the Lawyer to move for vacation of the 'stay' granted in 2009."

AND WHEREAS, as per the decision of SRC, the inspection of the institution was scheduled during 23rd to 25th April, 2015 and the same was intimated to the institution vide this office letter dated 20.04.2015.

AND WHEREAS, inspection of the institution was conducted on 23.04.2015 and VT Report was received by this office on 27.04.2015

AND WHEREAS, SRC in its 286th meeting held on 30th April, 2015.consider the matter and decided to issue, "**Show Cause Notice for BP, BCC and approved staff list**".

AND WHEREAS, the institution submitted a reply based on website information on 14.05.2015.As per the decision of 284th meeting of SRC , a letter was addressed to the advocate, Shri. Ramakanth Reddy on 26.05.2015 with a request to move the Court for vacation of stay granted to the institution.

AND WHEREAS, SRC in its 289th meeting held on 23rd June ,2015 considered the reply of the institution and decided as under :-

- " 1. Affidavit submitted.
2. R.P.R.O. issued
3. Permit shifting
4. Ensure adherence to 2014 norms before 31.10.2015."*

NOW THEREFORE, permission is hereby accorded by SRC to **Nalanda College of Education, Adoni Revenue Division, Yemmiganagar, Kurnool District – 518360, Andhra Pradesh** to shift its premises to the new location / building at **Nalanda College of Education, Sy.No. 1156 & 1159 B, Yemmiganur to Adhoni Road, Hanumapuram ,Kurnool District ,Andhra Pradesh**

Further, the institution has submitted affidavit on 28.01.2015, as per regulations 2014 and the revised order for the academic year 2015-16 is under:

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WHEREAS, in exercise of the powers conferred by sub-section(2) of Section 32 of the National Council for Teacher Education Act, 1993(73 of 1993), and in supersession of the National Council for Teacher Education [Recognition Norms and Procedure] Regulations, 2009, the National Council for Teacher Education has notified the Regulations, 2014 on 1.12.2014.

2. AND WHEREAS, the institution , **Nalanda College of Education, Sy.No. 1156 & 1159 B, Yemmiganur to Adhoni Road, Hanumapuram ,Kurnool District ,Andhra Pradesh** has by affidavit consented to come under New Regulations and sought for two basic units in B.Ed., which require additional facilities.

3. AND WHEREAS, on scrutiny, it is found that recognition of the institution was withdrawn on 22.10.2008 and the same was confirmed by the appellate authority vide order dated 09.02.2009 .The institution has approached the Hon'ble Court in W.P.No. 5509 of 2009 and the Hon'ble court has granted an interim suspension of the proceedings of the appellate authority and SRC,NCTE The revised order is issued subject to the final disposal of the W.P.No. 5509 of 2009.

4. AND WHEREAS, it has been decided to permit the institution to have two basic units of 50 students each subject to the institution fulfilling following conditions namely,

- (i). The institution shall submit revalidated FDRs of the enhanced values, in joint account with the SRC before 31.07.2015 failing which the recognition will be withdrawn.
- (ii). The institution shall create additional facilities that include (a) additional built-up area, (b) additional infrastructure, (c) additional staff as per Regulations, 2014 and inform Regional Committees with required documents by October 31, 2015.
- (iii). The applicant-institution for additional unit will be required to submit the required documents such as land documents, Encumbrance Certificate(EC), Land Use Certificate(LUC) and the Building Plan (BP) and the Approved Staff List in the specified proforma available on the website to the Regional Committee in proof of having provided additional facilities before October 31, 2015. Building Completion Certificate (BCC) may be given along with other documents if available, otherwise it can also be given to the Visiting team at the time of inspection.
- (iv). The Regional Committees shall arrange for verification of documents, inspection of these premises and check adherence to these conditions by 20 Feb, 2016. If it is found by the Regional Committee that the institution fails to comply with these requirements, the institutions shall not be permitted to admit students for the academic year 2016-2017.

5. NOW THEREFORE, in the light of the above and in terms of Section 14(3) (a) of NCTE Act and in accordance with the Regulations, 2014, the Southern Regional Committee, NCTE hereby grants recognition to **Nalanda College of Education, Sy.No. 1156 & 1159 B, Yemmiganur to Adhoni Road, Hanumapuram ,Kurnool District ,Andhra Pradesh** for conducting B.Ed programme of **two years duration with an annual intake of 100** for two basic units of 50 students each from the academic session **2015-16** subject to submission of revalidated FDRs of the enhanced value in joint account with the SRC and fulfillment of the conditions mentioned at II & III herein before 31.10.2015.

6. Further, the recognition is subject to fulfillment of other requirements as may be prescribed by other regulatory bodies like UGC, affiliating University/Body, the State Government etc. as applicable

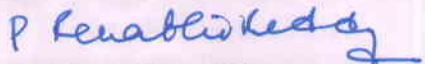
7. The institution shall submit to the Regional Committee a Self- Appraisal Report at the end of each academic year along with the statement of annual accounts duly audited by a Chartered Accountant.

8. 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 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

If the institution Contravenes any of the above conditions or the provision of the NCTE Act, Rules, Regulations and Orders made and issued there under, the institution will render itself liable to adverse action including withdrawal of recognition by the Regional Committee under the provisions of Section 17(1) of the NCTE Act.

By Order,


(Dr.P.Revathi Reddy)
Regional Director.

The Manager

Government of India Press
Department of Publications (Gazette Section)
Civil Lines, New Delhi – 110054.

To:

The Principal,
Nalanda College of Education,
Sy.No. 1156 & 1159 B,
Yemmiganur to Adhoni Road,
Hanumapuram ,
Kurnool District ,
Andhra Pradesh

Copy to:

1. The Secretary, Dept. of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhavan, New Delhi – 110 001.
2. The Education Secretary, In-charge of Higher Education Department, 'J' Block, 3rd Floor, Secretariat Building Hyderabad-500022, Andhra Pradesh.
3. The Registrar, **Vikrama Simhapuri University, Kurnool, Andhra Pradesh**
4. The Secretary/Correspondent, **V.B.T.Educational Society,D.No. 1/1515, Gandhi Nagar, Yemmiganur – 518 360,Kurnool District ,Andhra Pradesh**
5. The Under Secretary (CS), National Council for Teacher Education, Hans Bhawan, Wing-II, 1, Bahadurshah Zafar Marg, New Delhi – 110 002.
6. Office Order file/institution file.