

राष्ट्रीय अध्यापक शिक्षा परिषद

(भारत सरकार का एक विधिक संस्थान)
दक्षिण क्षेत्रीय समिति



National Council for Teacher Education
(A Statutory Body of the Government of India)
Southern Regional Committee

Date: 06/05/2011

Speed Post

F. APS09699-D.Ed/2011-12/ 28482

TO BE PUBLISHED IN GAZETTE OF INDIA PART III SECTION 4

Preamble:

An application dated 30.10.2008 was submitted by Sri Shirdi Sai Educational Society, Kadapa, Andhra Pradesh for grant of recognition to D.Ed course in the office of SRC-NCTE Bangalore .

The file was under process and in the meanwhile, in view of the recommendations of the State Government of Andhra Pradesh vide letter dated 07.01.2009 not to further recognise/permit the institutions for conducting B.Ed, D.Ed, Physical Education, Language Pandit Courses. The SRC in its 169th meeting held on 12-13th January 2009 having considered the letter dated 07.01.2009 of State Government of Andhra Pradesh decided to give effect to the decision of State Government of Andhra Pradesh as such, with immediate effect.

A letter dated 07.02.2009 forwarded by Principal Secretary of Education requesting not to accord further recognition/permission to the new colleges/private B.Ed, D.Ed, Physical Education, Language pandit in the state of Andhra Pradesh as the above colleges are exceeding in numbers than required was also received by SRC NCTE.

A letter dated 17th March, 2009 has been received from NCTE Hqrs informing that the "The recommendations of the Govt. of Andhra Pradesh not to grant recognition/permission in respect of other Courses like B.Ed , D.Ed and Physical Education courses have further been considered in NCTE and it has been decided that no further recognition/Permission to any institution in the state of Andhra Pradesh be considered by SRC for the academic session 2009-10 for B.Ed , D.Ed and Physical Education courses also".

The State Government vide its letter dated 20.03.2009 informed that it has been decided not to recommended the name of the institution.

The letter dated 07.01.2009, 07.02.2009 and 17.03.2009 were considered by SRC in its 172nd meeting held on 25th-26th March 2009 and SRC decided to accept the recommendation of the State Government of Andhra Pradesh, not to grant recognition to any of the Teacher Training Institution in the state of Andhra Pradesh for the year 2009-10 and decided to close the applications. As per the direction of SRC a letter was issued to the institution on 18.04.2009.

The institution has approached the Hon'ble High Court of Andhra Pradesh W.P.11038/2009 without making an appeal to appellate authority under section 13 of NCTE Act.

The Hon'ble High Court has passed order dated first day of June, two thousand and ten. The operative part of order is as under:-

These Writ Petitions raise common issues. Therefore, with the consent of the learned counsel for the parties, they are taken up for hearing and disposal together.

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In all these Writ petitions, the petitioners, which are educational Institutions, felt aggrieved by non-consideration of their applications for grant of recognition to D.Ed/B.Ed courses purportedly on the ground of the policy decision taken by the Government not to permit establishment of new D.Ed/B.Ed Colleges.

At the hearing, Sri Andapalli Sanjeev Kumar, learned counsel appearing for the petitioners in Writ petition Nos.11038, 11040, 11587 and 10965 of 2009, and Sri S. Girimoji Rao, learned counsel for the petitioner in Writ petition No.11241 of 2009, submitted that the petitioners filed their applications for recognition prior to the policy decision taken by the State Government; and that in an identical Writ petition, this Court, vide order dated 16-12-2009 in writ petition No.6712 of 2009, held as under:

"It may be true the State Government as well the first respondent have reviewed the situation as to the necessity or otherwise of according permission to establish new colleges of education in the State in further and that the existing institutions are found to be adequate. However, the right that is accrued to the petitioners on the basis of their application and the consideration there of by the first respondent cannot be taken away on account of the change of policy. It is settled principle of law that whenever an application is made, it must be considered, and processed in accordance with the provisions of law or the policy that existed as on the date of presentation. Subsequent changes may apply to the applications that are made thereafter.

Hence, the writ petition is disposed of directing the first respondent to take necessary steps as contemplated in its communication dated 24-11-2009 and pass appropriate orders. There shall be no order as to costs".

The learned Standing Counsel representing respondents 2 and 3 has not disputed the above position.

Since the issue raised in these Writ Petitions are squarely covered by the above mentioned orders, these Writ petitions are disposed of in terms of the above mentioned orders in writ petition No.6712 of 2009 with the direction that the directions given in the said orders shall form part of this orders. "

Prior to closure of the application a deficiency letter dated 05.11.2008 was issued to the institution and institution vide letter dated 05.01.2009 has sought to rectify the deficiencies:

The explanation, affidavit and BCC are placed in file. The fee submitted by the institution is available with SRC as the same was not refunded earlier. The institution has vide letter dated 05.07.2010 requested for necessary action in terms of court orders.

However, BCC certificate in prescribed format and FDR of Rs.5 lakhs & Rs.3 lakhs were required. SRC considered the matter and directed the Management/institution to resubmit the old application returned by SRC along with necessary documents as originally submitted relating to land, building, FDR, Application fee, Building Completion Certificate from competent Government Engineer/ authority and other relevant aspects for processing and for necessary action.

As per direction of SRC a letter was sent to the institution on 31.08.2010. In response to this office letter dated 31.08.2010 the institution has submitted reply letter dated 07.09.2010.

The matter was placed in 197th meeting held on 13-14 October 2010 the committee considered the matter and decided to cause inspection. Accordingly, inspection was carried out on 26.10.2010.



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The SRC in its 198th meeting held on 24-26 November 2010 considered the VT report and decided to issued Letter of Intent. Accordingly, Letter of Intent was issued to the institution on 01.12.2010. The institution has submitted its reply on 25.04.2011.

The SRC in its 204th meeting held on 27-28 April 2011 considered the LOI reply of the institution and decided to issue Formal recognition to the institution.

Hence the order.

ORDER

WHEREAS in terms of Section 14(1) of the NCTE Act, 1993 **Sri Sai Teacher Training Institute No.3-59-1, Sai Vihar, Vontimitta Mandal, Kadapa District-516247, Andhra Pradesh** has submitted an application to the Southern Regional Committee of NCTE for grant of recognition **Sri Sai Teacher Training Institute No.3-59-1, Sai Vihar, Vontimitta Mandal, Kadapa District-516247, Andhra Pradesh** for conducting D.Ed course with an intake of 50 students on 01.10.2010.

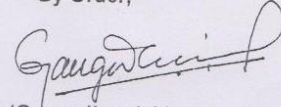
2. AND WHEREAS on scrutiny of the application submitted by the institution, the documents attached therewith, the affidavit and the input received from the visiting team in the form of report and videography, institution fulfills the requirements under the provisions of NCTE Act, Rules and relevant Regulations including the Norms and Standards for the **Elementary** Education programme such as instructional facilities, infrastructural facilities, library, accommodation, financial resources, laboratory etc. for running the programme and has appointed duly qualified teaching staff as per NCTE norms.
3. 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 **Sri Sai Teacher Training Institute No.3-59-1, Sai Vihar, Vontimitta Mandal, Kadapa District-516247, Andhra Pradesh** for conducting D.Ed Course of One year duration with an annual intake of students from the academic session **2011-12** under clause 7(11) of NCTE(Recognition Norms & Procedure) Regulations, 2009 and NCTE Amendment Regulation 2010 dated 26.07.2010 subject of fulfillment of the following conditions:
 - III. 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.
 - IV. The institution shall comply with the various other norms and standards prescribed in the NCTE regulations, as amended from time to time.
 - V. 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, 2007.
 - VI. The institution shall ensure that the required number of academic staff for conducting the course is always in position.
5. 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.



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6. 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.
7. The institution shall maintain & update its Web-site as per provisions of NCTE Regulations and always display following as mandatory disclosure:-
 - (i) Copy of the Application Form
 - (ii) Land and Building Particulars
 - (iii) Staff Profile
 - (iv) Recognition letter
 - (v) Information for having fulfilled the norms & standard and other required conditions.
8. 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,



(Gangadharaiah)
Regional Director

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

To,

The Principal
Sri Sai Teacher Training Institute
No.3-59-1, Sai Vihar, Vontimitta Mandal,
Kadapa District-516247, Andhra Pradesh

CC to:

1. The Principal, Primary Education, Government of Andhra Pradesh, Secretariat, Hyderabad, Andhra Pradesh.
2. The Director, SCERT, Government of Andhra Pradesh, ALIYA Compound, Opp. L.V.Stadium, Hyderabad-500013, Andhra Pradesh.
3. The Secretary, Sri Shirdi Sai Educational Society, Penukonda, Anantapur District, Andhra Pradesh.
4. The Under Secretary (CS), National Council for Teacher Education, Hans Bhawan, Wing -II, Bahadurshah Zafar Marg, New Delhi – 110002.
5. Office Order file / Institution file.