

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

F.SRO/NCTE/ APS04925/D.T.Ed/TN/2015-16/ 72250
APS07601/D.T.Ed-AI

Date: 04/08/2015

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

WHEREAS, Thozhilathibar Teacher Training Institute, No. 43, Rajiv Gandhi Nagar, Edamalaipatti Pudur, Trichy-620012, Tamilnadu had submitted an applications for D.T.Ed Course on 28.12.2005 and D.T.Ed-AI course on 20.11.2006. The institution was granted recognition for D.T.Ed course on 07.09.2006 with an annual intake of 50 students and D.T.Ed-AI course on 16.01.2008 thus making an annual intake of 100 students which includes the existing intake of 50 and an additional intake of 50 students, with the condition to shift to own premises within 3 years.

AND WHEREAS, on the basis of Direction of MHRD to re-inspect all the institutions granted recognition by SRC in its 116th meeting as per the recommendation of Sri. Sathyam Committee reports, the inspection of the institution under Section 17 was carried out on 18.12.2008. The institution has approached the Hon'ble Court in WP.29977/2008. The matter was considered by SRC in its 170th meeting held on 16th-17th February 2009 and decided to issue show cause notice. Accordingly, a show cause notice was issued to the institution on 04.04.2009. The institution had submitted its reply on 15.04.2009, the same was considered by SRC in its 180th meeting held on 29th July 2009 and SRC decided to issue notice under Section 17. Accordingly, a Show Cause Notice was issued to the institution on 01.09.2009. The institution had submitted its reply on 26.10.2009.

AND WHEREAS, the SRC considered the written representation submitted by the institution and decided to continue the approval given to Thozhilathibar Teacher Training Institute (D.T.Ed, APS04925) and withdraw the recognition for D.T.Ed-AI(APS08186) course for which the land/buildings/infrastructure are not available as per the norms, as inferred from the reply statements furnished by the institution.

AND WHEREAS, as per the decision of SRC, a letter of continued recognition in respect of Thozhilathibar TTI, Trichy District, Tamilnadu was issued to the institution for D.T.Ed course on 09.02.2010(APS04925) and withdrawal order was issued to the institution on 09.02.2010 for D.T.Ed-AI course.

AND WHEREAS, a complaint dated 09.09.2010 was received from Hope Foundation, which was considered by SRC in its 196th meeting held on 15th 16 September, 2010. The committee considered the matter and decided to inform the complainant that he is free to seek legal remedy as it is a civil dispute.

AND WHEREAS, the legal notices dated 25.10.2010 and 18.01.2011 was considered by SRC in its 200th meeting held on 20th 21 January, 2011. The Committee considered the legal notices and all the relevant documentary evidences and it was decided to serve Show cause Notice under section of NCTE Act.

AND WHEREAS, in the meantime, one more legal notice dated 12.02.2011 was received on 15.02.2011 from Shri. A. Kumar, Advocate which was placed before SRC in its 201st meeting held on 22-23 February, 2011 and the Committee decided as follows:-

"To take appropriate legal action against the complainant for indulgence in sinister campaign and casting aspersions on the NCTE, by making false and malicious allegations.

To call for remarks of the institution on the specific allegation that the institution had submitted some forged documents to the SRC.

MMQ

To cause a composite inspection of the teacher education institutions of the above management, on receipt of the remarks and all the related documents and filled in questionnaire and the requisite inspection fee from the institution”.

AND WHEREAS, as per the decision of SRC, letter was issued to the institution on 07.03.2011 and a letter was issued to Advocate Counsel on 07.03.2011 to take legal action.

AND WHEREAS, in response to this office letter dated 07.03.2011 and a letter to the institution as per the SRC's decision of 201st meeting, the institution has submitted reply on 18.04.2011 stated that a case is pending in the court of the District Municipality Trichirapalli in O.S. No. 1359 of 2010 and I.A. No. 567 of 2010 regarding the right of possession of the building and land by the Management and other party.

AND WHEREAS, the institution has not submitted D.D. of Rs. 40,000/- as an inspection along with essential documents as per the letter dated 07.03.2011. Instead the institution has submitted a copy of court order of the District Municipality of Trichirapalli is as follows;

The prayed that “this Hon'ble court may be pleased to grant temporary injunction restraining the defendant, his men, agents, servants, and any persons claiming under him from in any way interfering with the petitioner's peaceful possession and enjoyment of the suit property either by dispossess upon or otherwise in any manner whatsoever except under due process of law till the disposal of the suit and also pass an interim ex parte injunction till the disposal of application and thus render justice”.

AND WHEREAS, it appears that the place where institution is being run is the property right/dispute to which is under dispute. It also appears that interim injunction is given to the institution to run the institution. If the institution is running there inspection as directed by SRC can be carried out.

AND WHEREAS, the SRC in its 204th meeting held on 26th-27th April 2011 considered the written reply and other relevant documents and decided to cause composite inspection at the premises in anticipation of inspection fee of Rs. 40,000/- per course, as originally decided and as the Court Order is not against the NCTE inspection under section 17 of NCTE Act.

AND WHEREAS, accordingly, inspection of the institution was fixed between 30th May to 4th June 2011, the same was intimated to the institution on 24.05.2011. VT report is awaited.

AND WHEREAS, meanwhile, the institution submitted letter along with Rs.40000/- requesting 3 months time for the shifting and inspection of the institution.

AND WHEREAS, the SRC in its 206th meeting held on 09-10 June 2011 considered the Hon'ble High Court order and request of the institution and decided to cause composite inspection of the institution in the last week of September 2011. Accordingly visit was organized on 10.08.2011 and the VT Members has stated that the inspection could not be done due to the request for extension time period up to 15th September 2011.

AND WHEREAS, further, a letter dt.26.09.2011 was issued to the institution to remitted re-inspection fee of Rs. 40,000/-. However VT is fixed pending receipt of inspection fee. Accordingly, inspection was carried out on 23.11.2011.

AND WHEREAS, the SRC in its 215th meeting held on 12th-13th December, 2011 considered the VT Report, VCD and all the relevant documentary evidences and decided to serve Show Cause Notice under Section 17 of NCTE Act. Accordingly, a Show Cause Notice was issued to the institution on 27.01.2012. The institution had submitted its written representation on 21.03.2012 along with DD bearing no. 071234 date. 02.02.2012 for Rs. 40,000/- APS04925-D.T.Ed & APS07601-D.T.Ed-AI

AND WHEREAS, the SRC in its 221st meeting held on 19th-20th April, 2012 considered the reply of the institution dated 21.03.2012 and all the relevant documentary evidences and decided to serve Show cause Notice under Section 17 of NCTE Act. Accordingly, a Show cause notice was issued to the institution on 17.05.2012. The institution had submitted its written representation on 19.06.2012.

MM

AND WHEREAS, the SRC in its 230th meeting held on 16-17 July 2012 considered the reply of the institution vide letter date. 19.06.2012 and all the relevant documentary evidences and it was decided to serve final show cause notice.

AND WHEREAS, accordingly, final show cause notice was issued to the institution on 10.09.2012. The institution has submitted its reply on 11.10.2012.

AND WHEREAS, the SRC in its 236th meeting held on 16-17 December, 2012 considered the reply of the institution vide letter date. 11.10.2012 and all the relevant documentary evidences and it was decided to serve Final Show cause Notice under NCTE Act.

AND WHEREAS, the SRC in its 249th meeting held on 24th – 26th July 2013 had considered the written reply of the institution on the above matter and also the relevant documents of the institution and decided to withdraw recognition.

AND WHEREAS, accordingly, a withdrawal order was issued to the institution on 13.09.2013.

AND WHEREAS, in the meantime, the Madurai Bench of Madras High Court order dated 04.07.2013 in W.P. no. (MD) no.14643 of 2011 M.P. (MD) No. 1 of 2011.

AND WHEREAS, the Southern Regional Committee in its 253rd Meeting held on 30th September and 1st October, 2013 considered the direction from Madurai Bench of Hon'ble High Court of Madras, vide order dated 4/07/2013 and decided to write to the Lawyer that there is no provision in law for 'hearing' at the Regional Office level. The Lawyer to apprise the Court of this legal position and request for deletion of the direction to hear the parties.

AND WHEREAS, further, the Committee decided to take action as directed by the High Court if the approved staff list is filed within time.

AND WHEREAS, in the meantime, an order dated 20.02.2014 in W.P.No. 4944/2014 and M.P.No. 1 of 2014 is received from the Hon'ble High Court of Judicature at Madras directed to NCTE-Hqrs to dispose to appeal pending before appellate authority within a period of four weeks.

AND WHEREAS, aggrieved by the rejection order of SRC, the institution had preferred an appeal to NCTE Hqrs and the NCTE Appellate Authority in its order dated 21.05.2014 stated that, the Council concluded that the appeal deserves to be remanded to SRC with a direction to re-examine all the documents submitted by the appellant is support of approved teaching faculty and take a fresh decision. In the meanwhile the withdrawal order may be kept in abeyance.

AND WHEREAS, the SRC in its 269th meeting held on 1-2 July 2014 considered the matter, as per the direction of NCTE (H'qrs) that all appeal remand cases should be processed only after notification of the new Regulations. Advised Southern Regional Office to process the case accordingly, and put up after notification of new Regulations as per NCTE (H.Q) instructions.

AND WHEREAS, the Appellate authority order dated 21.05.2014 stated that remanded to SRC with a direction to re-examine all the documents submitted by the appellant is support of approved teaching faculty and take a fresh decision. In the meanwhile the withdrawal order may be kept in abeyance.

AND WHEREAS, the SRC in its 277th meeting held on 20-22 January, 2015 considered the matter, Appellate authority order dated 21.05.2014, affidavit submitted by the institution vide letter dated 06.01.2014, all other relevant documents of the institution and it was decided to serve Show cause Notice Under NCTE Act.

AND WHEREAS, accordingly, as per the decision of SRC a show cause notice was issued to the institution on 04.02.2015. The institution has submitted reply on 16.02.2015.

AND WHEREAS, the SRC in its 283rd meeting held on 2-3 March 2015 considered the matter, reply from the institution vide letter dated 16.02.2015 to the show cause notice issued, and decided as under:

and

Ask them again to submit the staff list in the prescribed format giving all relevant details according to the NCTE Norms and Standards.

AND WHEREAS, before issuance of letter to the institution, the institution has submitted its written representation on 06.04.2015 along with documents.

AND WHEREAS, the SRC in its 289th meeting held on 23rd June, 2015 considered the matter and it has decided that, 1. Affidavit received 2. Restore Recognition for D.Ed with one basic of 50. 3. Ensure adherence to 2014 norms/standards, especially the FDR amounts, before 31.10.2015. Also check composition of the faculty of 8 for one unit.

NOW THEREFORE, recognition accorded to **Thozhilathibar Teacher Training Institute, No. 43, Rajiv Gandhi Nagar, Edamalaipatti Pudur, Trichy-620012, Tamilnadu** for **B.Ed** course is hereby **restored/continued till further orders**.

Further, in view of the fact that NCTE Regulations (Recognition, Norms and Standards) 2014 are notified, the institution is required to conform to the new requirements as prescribed in NCTE Regulations (Regulation, Norms and Standards), 2014 and submit compliance before 30.10.2015.

If the institution contravenes any of the 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.

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

By order,

P. Revathi Reddy
(P.Revathi Reddy)
Regional Director.

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

To:

The Principal,
Thozhilathibar Teacher Training Institute,
No. 43, Rajiv Gandhi Nagar,
Edamalaipatti Pudur, Trichy-620012,
Tamilnadu

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 Education Secretary, In-charge of School Education, Government of Tamilnadu.
3. The Correspondent/Secretary, Thozilathibar Educational Trust and Social Trust, 33/13, Sakthi Vinayakar Koil Street, Gandhi Nagar, Crawford, Trichy – 620012, Tamilnadu.
4. The Registrar, Tamilnadu Teachers Educational University, Lady Willingdon College Campus, Kamarajar Salai, Chennai-600005, Tamilnadu.
5. The Under Secretary (CS), National Council for Teacher Education, Hans Bhawan, Wing-II, Bahadurshah Zafar Marg, New Delhi – 110002.
6. Office Order file / Institution file.