

F.SRO/NCTE/APS07263/B.Ed./{KL}/387th/2020

Date:

07 SEP 2020

SHOW CAUSE NOTICE U/S 17

WHEREAS, the recognition was granted to the institution namely, KET College of Teacher Education, Kokkalur P.O., Balussery Via, Kozhikode – 673612, Kerala vide SRC (NCTE) order No.F.SRO/NCTE/B.Ed./2007-2008/15270 dated 26.11.2007 for conducting B.Ed. of one-year duration with an annual intake of 100 students.

AND WHEREAS, the matter of the institution was placed before the SRC in its 223rd meeting held during 29th, 30th and 31st May, 2012 considered the VT Report, VCD and other relevant documents and decided to issue Show Cause Notice to the institution for the deficiencies noted. As per the decision of SRC, a Show Cause Notice was issued on 25.06.2012. The institution submitted a reply on 23.07.2012. SRC in its 236th meeting held during 16th – 17th December, 2012 considered the reply of the institution and decided to issue Final Show Cause Notice.

AND WHEREAS, a letter dated 8/03/2013 received by this office on 15/03/2013 from the Principal requesting for time for submission of reply to the Final Show Cause Notice.

AND WHEREAS, the matter of the institution was placed before the SRC in its 246th Meeting held during 2nd – 4th June, 2013 and the Committee decided to withdraw recognition of the college B.Ed. course w.e.f. 2013-14.

AND WHEREAS, aggrieved by the withdrawal order of SRC, the institution preferred an appeal to NCTE-Hqrs the appellate authority order no. F.No.89-576/2013 Appeal/17th Meeting 2013 dated 10.01.2014 stated that

"...the Council concluded that the SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed. NOW THEREFORE, the Council hereby confirms the Order appealed against."

AND WHEREAS, on 24.02.2014, a letter has been received from the advocate, Shri.V.M.Kurian, regarding the W.P.(C) No. 3312 of 2014 filed by Mohammed Rufsal .K.V in the Hon'ble High Court of Kerala at Ernakulam praying to declare that the admissions made by the 1st respondent, KET College of Education for B.Ed. course and conduct of B.Ed. course for the year 2013-14 without recognition from NCTE as illegal.

AND WHEREAS, on 05.03.2014, a copy of the Court order dated 26.02.2014 in WP(C) No. 3312 of 2014 from the Hon'ble High Court of Kerala at Ernakulam is received by this office. A copy of the same is received from the advocate Shri. V.M. Kurian on 25.03.2014.

AND WHEREAS, On 18.12.2014, a letter dated 16.12.2014 has been received from the advocate Shri.V.M.Kurian in respect of W.P.(C) No. 2545 of 2014 filed by KET College of Education. Court order dated 3rd December, 2014 in WP(C) No. 2545 for 2014 is also enclosed.

AND WHEREAS, the matter of the institution was placed before the SRC in its 276th Meeting held during 7th to 9th January, 2015 considered the matter and decided as under :-

1. Call the party for a personal hearing in the next meeting-i.e., on 20 Jan 2015.

कार्यालय: जी-7, सेक्टर-10, (नियर सेक्टर-10 मेट्रो स्टेशन), द्वारका
नई दिल्ली-110075

कार्य क्षेत्र : आंध्र प्रदेश, तेलंगाना, कर्नाटक, तमिलनाडु, पुडिचेरी,
अंडमान निकोबार, लक्षद्वीप, केरला

ई-मेल: src@ncte-india.org वेबसाईट : www.srcncte.in

Office : G-7, Sector-10, (Near Sector-10 Metro Station) Dwarka,
New Delhi-110075

Jurisdiction : Andhra Pradesh, Telangana, Karnataka, Tamilnadu,
Pudicherry, Andamana & Nikobar, Lakshadweep, Kerala

E-mail : src@ncte-india.org Website : www.srcncte.in

2. *Ask them to come also with a reply to our earlier Show Cause Notice; and, also bring along all documents for verification.*
3. *We should try and send the file quickly to the Appellate Authority.*

AND WHEREAS, on 19.01.2015, an e-mail is received from the Principal College of Education stating that Manager will be appearing for the interview on 20th January with all documents.

AND WHEREAS, the matter of the institution was placed before the SRC in its 277th meeting held during 20th to 22nd January, 2015 considered the matter, complaint letter dated 17.01.2015, Court order and decided that:

1. As directed by the Court, the applicant was given a personal hearing. The documents filed by them have been taken on record.

A scrutiny of the information furnished and documents filed, shows the following position;

- (i). The Building plan is not approved by competent authority.*
- (ii). Built-up area is less by 17 sq.m*
- (iii). The Principal is not qualified. That qualified candidates are not easily available no excuse.*
- (iv). The faculty is also not according to what is prescribed. As against a requirement of 7 + 2 only 6 are appointed. Also, details of percentage of marks are not given to decide on eligibility of the candidates appointed.*
- (v). Lecturer (Bioscience) and Lecturer (Social Science) not appointed.*
- (vi). Lecturer (Physical Education) and Lecturer (Art.Education) have not been appointed.*

2. In the result, and for the reasons given above, there is no ground for restoring recognition. The request for withdrawal of the derecognizing order is accordingly rejected.

AND WHEREAS, as per the decision of SRC, was communicated to the institution on 29.01.2015. A letter was also addressed to the additional Director of collegiate Education and also to Sri V. M. Kurian Legal Counsel of NCTE on 29.01.2015.

AND WHEREAS, in the meantime, the appellate authority vide order F.No.89-576/2013 Appeal/1st Meeting-2015 A106696, dated 19.02.2015 passed the order to examine the case afresh.

AND WHEREAS, after promulgation of NCTE Regulations, 2014, the institution had submitted affidavit dated **23.02.015** for its willingness for adherence of provisions of new Regulations.

AND WHEREAS, a Revised Provisional Recognition Order (RPRO) was issued to the institution on **26.05.2015** for conducting **B.Ed.** course of two years duration with an annual intake of **100** students (**two units**) from the academic session **2015-2016**.

AND WHEREAS, a corrigendum was issued to the institution on 07.07.2015 vide order No.F.SRO/NCTE/APS07263/B.Ed./KL/2015/69441 for conducting B.Ed. Programme of two years duration with an annual intake of 50 students (one basic unit) from the academic session 2015-16.

AND WHEREAS, on 08.07.2015, the institution has submitted documents pertaining to the institution as stipulated in the revised order dated 26.05.2015.

AND WHEREAS, on 27.07.2015, the institution has submitted a copy of the new staff list which has been submitted to the University for approval.

AND WHEREAS, on 03.08.2015, letters from the advocate, Shri V.M. Kurian was received by this office regarding the W.P. Nos.21653 of 2015 filed by KET College of Education and W.P. (C) No.20960 of 2015 filed by Shoukathali.

AND WHEREAS, AND WHEREAS, the matter was further considered by the SRC in its 387th Meeting held on 24th & 25th August 2020 and the Committee 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 and documents furnished by the institution were carefully considered by the SRC and the following observations were made: -

1. The institution is required to submit a certified copy of land documents. The institution is required to submit certified copy of land documents issued by concerned Tehsildar /Revenue Officer. (If the same are in Regional Language the institution is also required to submit notarised copy of English version of land documents)
2. The institution is required to submit a copy of Land Use Certificate. The institution is required to submit an attested/notarised copy of Land Use Certificate issued by the Competent Authority.
3. The institution is required to submit a copy of Non - Encumbrance Certificate issued by the Competent Authority. The institution is required to submit an attested/notarised copy of Non - Encumbrance Certificate issued by the Competent Authority.
4. The institution is required to submit a copy of approved building plan. The institution is required to submit an attested/notarised copy of the approved Building Plan (if institution is running more than one Teacher Education programme, it shall be required to submit an exclusive earmarked building plan for each of the recognised Teacher Education programme)
5. An attested/notarised copy of site plan showing all the plot/Survey No. mentioned in the land documents in one location along with land area and built up area.
6. The institution has not submitted a copy of Building Completion Certificate. The Institution is required to submit an attested/notarised copy of Building Completion Certificate issued by the competent authority.
7. The institution is required to submit Staff list duly approved by the Registrar of the affiliating body as per the prescribed Format. ***(In case the institution is running more than one teacher education programme, it is required to submit staff list duly approved by the Affiliating body for each of the recognised teacher education programme being run by the Institution.)***
8. The institution is required to submit original FDRs to the SRC, NCTE. The institution is required to submit a "Form A" issued by the respective Bank Manger towards creation of FDR of Rs.7 lakh and 5 lakh, totalling Rs.12 lakh towards Endowment Fund & Reserve Fund into joint account for a duration of 5 years alongwith a copy of the FDRs
9. Details of Teacher Education programme (s) being run by the Institution in the same campus

Name & address of the teacher education	Recognition Order No.	Course	Intake
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- | | | | |
|-----------|--------|--|--|
| programme | & date | | |
|-----------|--------|--|--|
10. Details of other programme(s) (if any) being run by the institution in the same campus

- | Name of the Institution & course | Name of the Course | Intake/unit(s) | Year of starting | Affiliating body |
|----------------------------------|--------------------|----------------|------------------|------------------|
|----------------------------------|--------------------|----------------|------------------|------------------|
11. Details of total land & built up area for all the recognised Teacher Education programme/other programme (if any) being run by the Institution in the same campus

- | Name of the programme | Sy./No. | Land Area | Built up area |
|-----------------------|---------|-----------|---------------|
|-----------------------|---------|-----------|---------------|
12. Domain name of the website being run by the institution.
13. The institution shall be required to submit an Affidavit clearly stating status about land & building and Management (Society/Trust) at the time of recognition and its present status giving following details
- (i) Details of land & building available at the time of recognition with the Institution
 - (ii) Details of land & building now available with the Institution
 - (iii) Status of Management at the time of recognition and its present status

In case of change of land & building or the Management at the time of recognition and thereafter the institution is required to specify the reason thereof with approval of the SRC, NCTE.

Therefore, the Committee decided to issue **Show Cause Notice u/s 17 of NCTE Act, 1993** before withdrawal of the recognition on the grounds mentioned above to the institution. The institution is required to submit the documents within 21 days from the date of issue of **Show Cause Notice**.

Note: -

A copy of Format of Form A, Format of BCC and Faculty are available on NCTE Website: <http://ncte.gov.in/website/SRC.aspx>

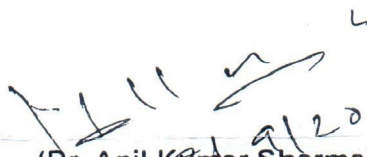
NOW, THEREFORE, the institution is required to submit the representation/compliance accompanied with an affidavit from the authorized representation of the Management. The representation along with an affidavit must reach this office within the time specified at the end.

In case the reply submitted is incomplete or factually incorrect or not received in this office by the date mentioned at the end of this letter, then proceedings under Section 17(1) of the NCTE Act shall be brought to logical conclusion without any further opportunity provided in the matter whatsoever.

It is expected that your reply shall reach this office through Courier/Registered AD/ Speed Post only. NCTE does not expect applicants to personally visit the RC Office for any reason whatsoever.

Your reply, complete in all respects must reach this office within 21 days of the issue of this Show Cause Notice.

Receipt of this Notice may please be acknowledged.


(Dr. Anil Kumar Sharma)
Regional Director

To,

The Principal,
KET College of Teacher Education,
Kokkalur P.O., Balussery Via,
Kozhikode – 673612,
Kerala

Copy to:-

1. The Secretary/Correspondent, Kerala Education Trust, Kozhikode District- 673612, Kerala
2. The Registrar, University of Calicut, Calicut University P.O., Malappuram-673635, Calicut, Kerala.


Regional Director