

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

No.WRC/APW03500/123412/B.Ed./M.H./2021/

21849370  
218498.

Date: 11/12/21

**RESTORATION ORDER**

**WHEREAS**, recognition was granted to the institution namely to **DR. VISHWANATHRAO KARAD JR. COLLEGE, RENUKA MATA KRASHI VIKAS PRATISTHANAT, TQ.- KAIJ, BEED-431123, MAHARASHTRA** under section 14 (3)A of NCTE Act, 1993 for conducting B.Ed. course, with an annual intake of 100 students (Two basic units of 50 students each) vide order No. WRC/5-6/92/2006 dated 19.01.2007.

2. **AND WHEREAS**, Revised Recognition order was issued to **DR. VISHWANATHRAO KARAD JR. COLLEGE, RENUKA MATA KRASHI VIKAS PRATISTHANAT, TQ.- KAIJ, BEED-431123, MAHARASHTRA** vide order No. F.NO.WRC/WRC/APW03500/123412/2015/143097,102,106,108,110,113,117,119 dated 31.05.2015 for B.Ed. of Two Years Duration with an annual intake of 100 students for two basic unit of (50 students each) from the academic session 2015-2016.

3. **AND WHEREAS**, Compliance was not submitted as per regulations 2014.

4. **AND WHEREAS**, the matter was placed in 255<sup>th</sup> Meeting of WRC held on June 22-24, 2016 and the Committee decided that "...The agenda put up by the RD was examined by the Committee. The Committee agrees with the proposal to issue Show Cause Notices as proposed in the agenda item. In the agenda it was proposed to send SCN to all cases who have not complied NCTE Regulations, 2014."

5. **AND WHEREAS**, a Show Cause notice was issued to the institution on 06.02.2017 for not submitting the documents in compliance of Regulation 2014 mentioned in the revised order.

6. **AND WHEREAS**, the reply of show cause notice was not submitted by the institution.

7. **AND WHEREAS**, the matter was placed in 311<sup>th</sup> Meeting held on September 25-27, 2019 of WRC and the Committee decided that.

"... The Show Cause Notice was issued to the institution vide letter dated 06/02/2017.

The summary of the case submitted reveals that the institution has not submitted reply of the Show Cause Notice.

**Hence, the committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. programme with effect from the end of the academic session next following the date of communication of the said order"**

8. **AND WHEREAS**, the Withdrawal order was issued to the institution on 11.10.2019.

9. **AND WHEREAS**, the institution had approach to the Hon'ble High Court of Delhi At New Delhi. W.P. (C) No. 12267/2019 & CM APPL. 50111/2019 dt. 20.11.2019.

10. **AND WHEREAS**, the matter was placed in 312<sup>th</sup> Meeting held on January 27-29, 2020 of WRC and the Committee decided that.

"... The Committee studied the decision of the Hon'ble High Court in the W.P. No. 12267/2019 & CM Appl No. 50111/2019. The Committee decided that

- A copy of SCN dated 06.02.2017 may be sent to the institution again.
- The representative of the institution be given personal hearing in the next meeting of WRC. The date of the personal hearing will be intimated later.

**The representative alongwith all the requisite documents be remain present"**

*Due*

o/c

11. **AND WHEREAS**, a letter was issued to the institution on 10.02.2020 and its reply received on 26.02.2020.
12. **AND WHEREAS**, the matter was placed in 315<sup>th</sup> Meeting held on August 10-11 & 14, 2020 of WRC and the Committee decided that.

*"... This is a RPRO case and same was remanded back through Court with a direction to call the petitioner for personal hearing.*

*The personal hearing of the institution was held on 26th February 2020, wherein the petitioner wherein the petitioner informed that it had submitted certain documents to WRC Office.*

*The WRC examined the documents submitted by the institution and observed the following deficiencies :-*

- *From the staff list, the staff at Sr. No. 07, 10 & 16 are not qualified as per NCTE Regulations 2014, as amended vide notification dated 09.06.2017.*
- *The institution has not submitted the list of non-teaching staff.*
- *The Non-Encumbrance Certificate is to be issued by Competent Revenue Authority.*
- *The Land Use Certificate is to be issued by Competent Revenue Authority.*
- *Original FDRs for Rs. 5 lakhs towards Endowment not submitted.*

***In view of the above, the Committee decided that last opportunity be given to the institution to reply within 30 days u/s 17 of the NCTE Act"***

13. **AND WHEREAS**, the Final Show Cause Notice was issued to the institution on 02.09.2020 and its reply received on 24-09-2020.
14. **AND WHEREAS**, the institution had approach to the Hon'ble High Court of Delhi At New Delhi. W.P. (C) No. 10665/2021 dt. 22.09.2021.the operative parts here below:-

*"...It has been settled by this Court by an order dt. 08.05.2019 in W.P.(C) 4959/2019[HICT Shiksha Mahavidyalaya vs. National Council for teacher education & Anr.] that, upon remand of a matter to the original authority by the Appellate Authority, the impugned order of the original authority stands quashed. This order has been followed in numerous orders of this Court. In the present case, in fact, the withdrawal order of the WRC has already been specifically quashed by an order of this Court dt. 11.10.2019. Consequently, the status of the petitioner as a recognised institution stands restored for all purposes.*

*In this view of the matter, the petitioner is entitled to be treated as a recognised institution for the academic session 2021-22 and subsequent yeers until and unless a fresh order of withdrawal is passed by the WRC of the NCTE. Consequently, the WRC is directed ot issue an order of restoration of recognition to the petitioner within one week from today. The petitioner will be entitled to participate in counselling and admit students for the year 2021-22. The NCTE will inform the petitioner's affiliating University and the concerned State Government in this regard also.*

*The Petition is disposed of with these direction."*

15. **NOW THEREFORE, recognition of the institution viz DR. VISHWANATHRAO KARAD JR. COLLEGE, RENUKA MATA KRASHI VIKAS PRATISTHANAT, TQ.- KAIJ, BEED-431123, MAHARASHTRA for B.Ed. course with an annual intake of 100 students (Two basic units of 50 students of each) is hereby restored till withdrawal order is passed against it.**
16. The terms and conditions shall remain same mentioned in the revised recognition order issued vide order dt. 31.05.2015.

By Order

*Akhil*  
02/12/2021

(Dr. Akhil Kumar Shrivastava)  
Regional Director

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

Copy to:-

1. **THE PRINCIPAL**, DR. VISHWANATHRAO KARAD JR. COLLEGE, RENUKA MATA KRASHI VIKAS PRATISTHANAT, TQ.- KAIJ, BEED-431123, MAHARASHTRA.
2. **SECRETARY**, SHRI RENUKA MATA KRUSHI VIKAS PRATISTHANAT, TQ. KAIJ, BEED-431123, MAHARASHTRA.
3. **THE SECRETARY**, HIGHER EDUCATION, GOVT OF MAHARASHTRA, MANTRALAYA, MUMBAI, MAHARASHTRA.
4. **THE REGISTRAR**, DR. BABA SAHEB AMBEDKAR MARATHWADA UNIVERSITY, AURANGABAD, MAHARASHTRA
5. IT SECTION, FOR UPLOADING ON WEBSITE.
6. OFFICE ORDER **FILE APW03500/123412/B.Ed.**

*Dec*  
*01/12/2011*

**Regional Director**

Receipt No. 229511/2021/Regulation section -wke  
X Dr. Vishwanathrao Kar...



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IN THE HIGH COURT OF DELHI AT NEW DELHI

CONT CAS [C] NO: \_\_\_\_\_ OF 2021

IN

WRIT PETITION [CIVIL] NO : 10665 of 2021

[U/A 215 of the Constitution of India R/W Sec 12 of Contempt of Courts Act, 1971 for violation/breach of order dated 22.09.2021 passed by this Hon'ble Court in W.P [C] No.10665 of 2021]

**MEMO OF PARTIES**

Dr. Vishwanathrao Karad JR. College  
Through Renukamata Krushi Vikas Pratishthan [Regd]  
Tq Kaij, Beed-431123,  
District Beed, Maharashtra  
Through its Secretary Sh Atul Vikram Munde


..Petitioner

:: VERSUS ::

1. Dr. Ravindra Mahadeorao Kadu  
Chairperson, Western Regional Committee  
National Council for Teacher Education  
G-7, Sector-10, Dwarka,  
New Delhi-110075
2. Dr Akhil Kumar Shrivastava  
Regional Director, Western Regional Committee  
National Council for Teacher Education  
G-7, Sector-10, Dwarka,  
New Delhi-110075

..Respondents/  
Contemnors

**DRAWN & FILED BY:-**

  
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NEW DELHI:  
DATED: 30.11.2021

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IN THE HIGH COURT OF DELHI AT NEW DELHI

CONT CAS [C] NO: \_\_\_\_\_ OF 2021

IN

WRIT PETITION [CIVIL] NO : 10665 of 2021

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X Dr. Vishwanathrao Kar...



DR. VISHWANATHRAO KARAD JR. COLLEGE ..... Petitioner  
Through: Mr. Sanjay Sharawat, Advocate.

versus

NATIONAL COUNCIL FOR TEACHER  
EDUCATION & ANR. .... Respondents  
Through: Mr. Jai Sahai Endlaw, Mr.  
Ashutosh Rana and Mr. Subhoday  
Banerjee, Advocates.

CORAM:  
HON'BLE MR. JUSTICE PRATEEK JALAN

**ORDER**  
22.09.2021

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The proceedings in the matter have been conducted through video conferencing.

1. Issue notice. Mr. Ashutosh Rana, learned counsel, accepts notice on behalf of the respondents. The petition is taken up for disposal with the consent of learned counsel for the parties.
2. The petitioner seeks a direction to the effect that it is entitled to take part in counselling and admit students for its B.Ed. degree for the year 2021-22 and subsequent academic sessions.
3. The petitioner's B.Ed. course was recognised by the Western Regional Committee ["WRC"] of the National Council for Teacher Education ["NCTE"] on 19.01.2007 and a revised recognition order, pursuant to the NCTE Regulations, 2014 was issued on 31.05.2015.

However, the WRC withdrew the recognition by an order dated

Signature Not Verified  
Digitally signed by SURESH  
KADPAL  
Signing Date: 22/09/2021  
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W.P.(C)10663/2021

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11.10.2019.

4. Against the said order, the petitioner approached this Court in W.P.(C) 12267/2019 and vide order dated 20.11.2019, the order of the WRC dated 11.10.2019 was set aside. The matter was remanded to the WRC with certain directions. Pursuant to this order, the WRC has issued

11.10.2019.

4. Against the said order, the petitioner approached this Court in W.P.(C) 12267/2019 and vide order dated 20.11.2019, the order of the WRC dated 11.10.2019 was set aside. The matter was remanded to the WRC with certain directions. Pursuant to this order, the WRC has issued a further show cause notice dated 02.09.2020, to which the petitioner claims to have responded on 23.09.2020. The matter remains pending with the WRC since then.

5. As the matter is still pending with the WRC, the petitioner has approached this Court once again for a direction upon the respondents to issue an order of restoration of recognition and to continue the status of the petitioner as a recognised institution, so that it may participate in the counselling process and admit students for the year 2021-22.

6. It has been settled by this Court by an order dated 08.05.2019 in W.P.(C) 4959/2019 [*HICT Shiksha Mahavidyalaya vs. National Council for Teacher Education & Anr.*] that, upon remand of a matter to the original authority by the Appellate Authority, the impugned order of the original authority stands quashed. This order has been followed in numerous orders of this Court. In the present case, in fact, the withdrawal order of the WRC has already been specifically quashed by an order of this Court dated 11.10.2019. Consequently, the status of the petitioner as a recognised institution stands restored for all purposes.

7. In this view of the matter, the petitioner is entitled to be treated as a recognised institution for the academic session 2021-22 and subsequent years until and unless a fresh order of withdrawal is passed by the WRC of the NCTE. Consequently, the WRC is directed to issue an order of

Signature Not Verified  
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NAGPAL  
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W.P.(C)10665/2021

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restoration of recognition to the petitioner within one week from today. The petitioner will be entitled to participate in counselling and admit students for the year 2021-22. The NCTE will inform the petitioner's ~~affiliating~~ *affiliating University and the concerned State Government* in this regard also.

8.

The petition is dismissed with costs.