

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

F.No.WRC/APW00843/123177/374th/2022

220913

Date:

14/11/2022

WITHDRAWAL ORDER

WHEREAS, the institution, namely, **JANATA SHIKSHAN PRASARAK MANDALS, WOMENS B.ED. COLLEGE, OPP. R.T.O. JAHANGIRGAR COLONY, RAILWAY STATION, AURANGABAD-431005, MAHARASTRA** was granted recognition by WRC, NCTE for B.Ed. Course vide order No.WRC/2-32/123177/74/2005/5064 dated 27.06.2005.

2. AND WHEREAS, after promulgation of NCTE Regulations, 2014, the revised recognition order was issued to the institution vide order No.WRC/APW00843/123177/2015/151382-388 dated **19.08.2015** for conducting B.Ed. programme of two years duration with an annual intake of 100 students (two basic units of 50 students each) from the academic session 2015-2016.

3. AND WHEREAS, the matter regarding compliance by the institutions of the conditions of the revised recognition order was placed in the 255th WRC meeting held on June 22-24, 2016 and the Committee decided that show cause notice be issued to all such institutions which have not submitted compliance. Accordingly, show cause notice issued to the institution on **02.01.2017**.

4. AND WHEREAS, in response to the aforesaid show cause notice, reply not submitted by the institution.

5. AND WHEREAS, the matter was placed in the 316th meeting held on August 27-28 & September 4, 2020 and the Committee has decided the following:-

"The WRC considered the entire issue in detail and noted that as per NCTE Regulations dated 13.11.2002. Initially institutions were permitted to start the course in a rented-premises with a condition to shift to their own premises within a period of three years from the date of such recognition.

From the Agenda note placed before WRC, it is observed that many institutions have not yet shifted to their own premises neither they have applied to WRC for shifting of premises of their institutions.

The WRC considered the entire issue in detail and decided that Show Cause Notice u/s 17 of the NCTE Act be issued to reply within 30 days to all such institutions which have been permitted or given recognition/permission to run the programme in rented premises and have not yet applied for shifting of their institution.

Further, the WRC also decided that the applications of the institutions who have applied for shifting of premises be examined by office at the earliest and placed before WRC for consideration and decision."

6. AND WHEREAS, Show Cause Notice was issued to the institution on 09.10.2020.

7. AND WHEREAS, in response to the aforesaid show cause notice, reply not submitted by the institution.

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8. AND WHEREAS, the matter was placed in the 321st meeting held on November 9-11, 2020 and 322nd meeting held on November 23-24, 2020 and the Committee has decided the following:-

"The original file of the Institution along-with other related documents were carefully considered and examined by WRC in the light of NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the following observation was made that:

1. *Recognition was granted to the institution on 27.06.2005 on rented premises with a condition that to shift the institution in its own premises within a period of three years from the date of issue of recognition order.*
2. *The institution has not shifted the institution in its own premises till date.*
3. *Accordingly, Show Cause Noted was issued to the institution on 09.10.2020.*
4. *The institution has not submitted the reply of the Show Cause Notice till date.*

In view of above, the Committee decided that the recognition of B.Ed. programme of the institution be WITHDRAWN under clause 7(15) from the next academic session 2021-21."

9. AND WHEREAS, Withdrawal Order was issued to the institution on 19.12.2020.

10. AND WHEREAS, the institution has filed an appeal to NCTE Hqrs against withdrawal order dated 19.12.2020 and the Appellate Authority vide order 30.06.2021 remanded back the case to WRC to revisit the matter after the appellant submits copy of its reply dated 21/10/2020 with enclosures to WRC within 15 days of the issue of appeal order.

11. AND WHEREAS, the institution has submitted reply vide letter dated 09.07.2021 and 22.11.2021.

12. AND WHEREAS, the matter was placed in the WRC in its 349th meeting held on December 29-31, 2021 and the Committee decided as under:-

"The original file of the Institution along-with other related documents were carefully examined in the light of NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the following observation was made that:

1. *The staff list submitted is not approved by the concerned affiliating university.*
2. *As the list submitted by the institution Principal and faculty members are not qualified as per the NCTE Regulations, 2014*

In view of the above, the Committee decided that final show Cause Notice prior to refusal of recognition be issued to the institution u/s 14/15 (3) (b) of the NCTE Act for B.Ed. programme to submit reply to SCN within a period of 30 days."

13. AND WHEREAS, in response, the institution has submitted reply vide letter dated 10.02.2022.

14. AND WHEREAS, the matter was placed in the WRC in its 359th meeting held on April 18, 2022 and the Committee decided as under:-

"The original file of the Institution along-with visiting team report and other related documents were carefully examined in the light of NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:

1. *Colored Xerox copy of the staff list of 11 Assistant Professors submitted. Staff list in original not submitted by the institution.*
2. *Staff list is not qualified as per NCTE Regulations, 2014 as amended vide notification dt. 09th June 2017.*
3. *Details of Principal not submitted.*

In view of the above, the Committee decided that show Cause Notice be issued to the institution u/s 17 (1) of the NCTE Act for B.Ed. programme to submit reply to SCN within a period of 30 days."



15. AND WHEREAS, show cause notice was issued to the institution on 13.05.2022.

16. AND WHEREAS, in response, the institution has submitted replies vide letter dated 02.06.2022 & 04.08.2022.

17. AND WHEREAS, the Institution filed W.P. No.4311/2022 in the Hon'ble High Court of Bombay at Aurangabad and the Hon'ble Court had passed an order dated **23.09.2022**. The operative part of the order is as under:-

"2. This matter was heard for some time. The learned Advocate for the petitioner submits that, the order is passed by respondent No.3, dated 30/06/2021, directing respondent No.2. to initiate appropriate action, after considering the entire record comprising of memorandum of appeal, affidavit, documents on record and decide the issue within 15 days. Respondent No.2, despite receiving the order dated 30.06.2021, has still not decided the issue pertaining to withdrawal of recognition, which order was said to have been passed without hearing the petitioner.

3. The learned Advocate representing respondent Nos.2 and 3 submits on instructions that, respondent no.2 would decide the pending remanded proceedings, on or before 21/10/2022, keeping in view that, pursuant to the show cause notice, the petitioner has already tendered a reply and the pleadings are complete.

4. In view of the above, this petition is disposed off, with a direction to respondent No.2, to decide the said proceedings, on or before 21/10/2022, on it's own merits."

18. AND WHEREAS, the matter was placed in the WRC in its 374th meeting (PART-1) held on October 18-19, 2022 and the Committee decided as under:-

"The original file of the Institution along-with other related documents, Order dated 23.09.2022 in W.P.(C) 4311/2022 passed by Hon'ble High Court of Judicature at Bombay, Bench at Aurangabad, representation dated 04.08.2022 in response to final Show Cause Notice dated 13.05.2022 were carefully examined in the light of NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee observed as under:

- *Original approved faculty list by the Affiliating Body comprising 1 Principal + 15 faculty qualified as per NCTE Regulations, 2014 and subsequent amendment vide Notification dated 09.06.2017 for two units (100 intake) of B.Ed. course not submitted.*
- *Letter dated 24.01.2022 with enclosures from the institution related to faculty is in regional language.*
- *As is evident from the letter dated 03.08.2022 issued by S.N.D.T. Women's University, approval given for in-charge Principal for six months i.e. from 14.08.2020 to 13.02.2021 with direction to the institution to initiate process for appointment of full-time principal as per norms and regulations. Hence, the institution is deficient for appointing a regular qualified Principal as per NCTE Regulations with adequate experience required under NCTE Norms and Regulations published from time to time.*

In view of the above, 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."

12. **NOW THEREFORE**, recognition granted to the institution, namely, **JANATA SHIKSHAN PRASARAK MANDALS, WOMENS B.ED. COLLEGE, OPP. R.T.O. JAHANGIRGAR COLONY, RAILWAY STATION, AURANGABAD-431005, MAHARASTRA** for B.Ed. course (Code No.APW00843/123177) for an annual intake of 100 students (two basic unit of 50 students each) is hereby withdrawn under section 17 of the NCTE Act 1993 with effect from the end of the academic session next following the date of the communication of the said order.



Further, if the institution is not satisfied by the order, it may prefer an appeal against the aforesaid order under Section 18 of the NCTE Act, 1993 through 'online mode' available on NCTE's website www.ncte-india.org within 60 days of the issue of this order. The guidelines for filing the appeal may be seen on NCTE website.

By Order



(NAVEEN MALIK)

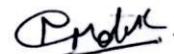
REGIONAL DIRECTOR I/C

To,

The Manager to Govt of India Press
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Copy to: -

1. **The Principal**, Janata Shikshan Prasarak Mandal's Womens B.Ed. College, Opp. R.T.O. Jahagirar Colony, Railway Station, Aurangabad-431005, Maharashtra.
2. **The Secretary**, Janata Shikshan Prasarak Mandal, Gut No.19, Khultabad, Aurangabad Road, Aurangabad-431101, Maharashtra.
3. **The Registrar**, S.N.D.T. Women's University 1, Naithibai Thackersey Road, Mumbai, Maharashtra-400020.
4. **The Education Secretary**, Department of Higher Education, Govt. of Maharashtra, Mantralaya, Mumbai, Maharashtra.
5. **The Secretary**, Dept of School Education and Literacy, Ministry of Education, Government of India, Shastri Bhawan, New Delhi - 110001.
6. **The Under Secretary, IT and E-governance**, National Council for Teacher Education, G-7, Sector - 10, Dwarka, New Delhi - 110075.
7. IT Section, WRC, for uploading on website.
8. Office Order File/Institution File No.APW00843/123177



Regional Director