



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

F.NO.WRC/APW00298/123046/370th/2022

220348 to

220355

Date:

29/9/22

Restoration order

WHEREAS, the institution, namely, **Janata Shikshan Prasarak Mandals English B.Ed. College, Sneh Plot No.30, Sector-11 Kharghar, Navi Mumbai-410210, Maharashtra** was granted recognition by WRC, NCTE for B.Ed. Course with an annual intake of 100 students vide order No.WRC/2-32/63/2004/ 5352 dated **24.08.2004**.

2. AND WHEREAS, after promulgation of NCTE Regulations, 2014, the revised recognition order was issued to the institution vide order No.WRC/APW00298/123046/2015/136948/949, 950, 951, 953, 954, 955, 956 dated **26.05.2015** 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 2015-16.

3. AND WHEREAS, the matter was placed before WRC in its 316th WRC meeting held on August 27-28 & September 4, 2020 and the Committee decided as under: -

"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 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."

4. AND WHEREAS, Show Cause Notice was issued to the institution on 28.09.2020.

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

6. AND WHEREAS, the matter was placed before WRC in its 322nd meeting held 23rd and 24th November 2020 and the Committee decided as under:-

"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 24.08.2004 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...

(Signature)

2. The institution has not shifted the institution in its own premises till date.
3. Accordingly, Show Cause Notice was issued to the institution on 28.09.2020
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 section 17 (3) of the NCTE Act from the next academic session 2021-22.

7. AND WHEREAS, Withdrawal order was issued to the institution on **11.12.2020**.

8. AND WHEREAS, the institution filed an appeal against the aforesaid withdrawal order and the Appellate Authority vide order dated **30.06.2021** remanded back the case to WRC as under: -

"...After perusal of the memoranda of Appeal, affidavit documents on record and arguments advanced during online presentation. The Committee concluded to remand back the case to WRC to revisit the matter after the appellant institution submits to them copy of its reply dated 09/11/2020 within 15 days of the issue of appeal order.

The Council hereby remands back the case of Janata Shikshan Prasarak Mandals English B.Ed college Kharghar, Sector-19 Near New Metro Station, Central Park Road, Kharghar, New Mumbai, Maharashtra to the WRC, NCTE, for necessary action as indicate above."

9. AND WHEREAS, in response to the aforesaid appeal order, the institution has submitted reply of show cause notice vide letter dated 09.07.2021, 05.08.2021 & 22.11.2021.

10. AND WHEREAS, the Institution filed a W.P.(C) 11259/2022 & CM Appl.33056/2022 in the Hon'ble High Court of Delhi at New Delhi and the Hon'ble Court has passed an order dated **01.08.2022**. The operative part of the order is as under:-

"...10. In these circumstances, the instant petition is allowed and thus, the order of the Appellate Committee dated 30th June, 2021 has set-aside the impugned withdrawal order dated 11th December, 2020 issued by WRC. WRC is directed to issue an order of restoration of recognition within five days from today, which will govern the rights and contentions of the parties, until and unless a fresh withdrawal order is passed by the WRC. The Petitioner will be permitted to participate in counselling and admit students W.P.(C) 11259/2022 Page 5 of 5 for the academic year 2022-23 and also for subsequent years, until and unless a fresh withdrawal order is passed against it. The status of Petitioner as a recognised institution will also be reflected on Respondent-NCTE's website and will be communicated by NCTE to Petitioner's affiliating university as well as to the concerned departments of the State Government."

11. AND WHEREAS, the matter was placed before WRC in its 370th meeting held September 10 & 12, 2022 and the Committee decided as under:-

"The original file of the Institution along-with other related documents, Order dated 01.08.2022 in W.P.(C) No.11259/2022 passed by Hon'ble High Court of Delhi were carefully examined in the light of NCTE Act, 1993, Regulations and Guidelines issued by NCTE from time to time and the Committee decided that in compliance of direction of Hon'ble Court, recognition to B.Ed. course be restored till a fresh withdrawal order is issued by WRC. The institution is permitted to participate in the counselling being conducted for admission to B.Ed. course by the affiliating body/ concerned State Govt. for the academic session 2022-23 and for subsequent years till a fresh withdrawal order is issued by WRC. The concerned State authorities be intimated accordingly. A copy of restoration order be also uploaded on the WRC web portal on NCTE website.

Pradeep

Further, the Committee observed that the institution is still deficient on the following:-

- The institution is to submit compliance regarding fulfilment of deficiencies pointed out in Show Cause Notice dated 28.09.2020.
- The institution is to submit application for shifting to its new premises in the NCTE prescribed proforma along with requisite processing fee and all supporting documents pertaining to new premises for further scrutiny/ examination in light of extant NCTE Regulations, 2014 (as amended time to time) for taking appropriate decision.

In view of the above, the Committee decided that Show Cause Notice prior to withdrawal of recognition be issued to the institution u/s 17 of the NCTE Act for B.Ed. programme to submit reply to SCN accompanied by an original affidavit within 30 days from the date of uploading of minutes on the website failing which the WRC will take decision as deemed fit as per the provisions contained in the NCTE Act and Regulations."

12. NOW THEREFORE, Recognition of the **Janata Shikshan Prasarak Mandals English B.Ed. College, Sneh Plot No.30, Sector-11 Kharghar, Navi Mumbai-410210, Maharashtra** for conducting B.Ed. programme of two years duration with an annual intake of 100 students (two basic units of 50 students each) is hereby restored till a fresh withdrawal order is issued by WRC.

The terms and conditions shall remain same mentioned in the revised recognition order issued vide order dated **26.05.2015**.

By Order


(NAVEEN MALIK)
REGIONAL DIRECTOR I/C

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

Copy to:-

1. **The Principal**, Janata Shikshan Prasarak Mandals English B.Ed. College, Sneh Plot No.30, Sector-11 Kharghar, Navi Mumbai-410210, Maharashtra.
2. **The Secretary**, Janata Shikshan Prasarak Mandals, Opp R.T.O. Office, Jahagirdar Colony, Railway Station, Aurangabad, Maharashtra.
3. **The Registrar**, S.N.D.T. Women's University 1, Nalhibai Thackersey Road, Mumbai-400020, Maharashtra.
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 Human Resource Development Govt. of India, Shastri bhavan, 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.APW00298/123046.


Regional Director