

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

No. WRC/APP136/B.ED./316th/2020/209757

Date: 21/9/2020

Restoration Order

WHEREAS, recognition was granted to the institution, namely APEX MAHAVIDYALAYA, PLOT NO - 483, N.H- 92, VILLAGE- JASARASTHPURA, P.O- GOHAD CHOURAHA, TEHSIL- GOHAD, BHIND, MADHYA PRADESH under section 14 of NCTE Act, 1993 for conducting B.ED. course (100 Intake) vide order dated 14.02.2014.

2. AND WHEREAS, the letter for AFFIDAVIT REGARDING ACCEPTANCE AND COMPLIANCE OF NCTE REGULATIONS, 2014 was issued to the institution on 14.01.2015 and the reply was received on 15-01-2015.

3. AND WHEREAS, Revised Recognition order was issued to the institution for two basic units of (50 students each) on 26.05.2015.

4. AND, WHEREAS, the matter was placed in 255th 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 following documents in compliance of Regulation 2014 mentioned in the revised order:

- 1) Originally Staff profile (1-Principal/HOD+15 Faculties) for the session 2015-16 duly approved by the affiliating body.
- 2) Original notarized (not xerox) CLU, NEC, Building Plan and Building Completion Certificate in prescribed format.

6. AND WHEREAS, the reply of show cause notice was submitted by the institution on 21.02.2017 request to reduced intake from two units to one units. The reduced order issued to the institution on 10.03.2017.

7. AND WHEREAS, the matter was placed in 285th Meeting held on December 19th-21st, 2017 of WRC and the Committee decided that "...The case file was seen. In response to the Show Cause Notice dated 06.02.2017, the institution has not submitted approved staff profile and Building Completion Certificate.

FDRs of Rs.4.00 lakhs (in joint name) not submitted in original.

Hence, Recognition is withdrawn. FDRs if any, be returned."

8. AND WHEREAS, the withdrawal order was issued on 08.01.2018. The institution filed an appeal on 05.03.2018 Appellate Authority NCTE, Hqr. and vide Appeal Order dated 12.09.2018 remands back the case to WRC for necessary action.

9. AND WHEREAS, the matter was placed in 299th Meeting held on October 30th-31st, November 01, 2018 of WRC and the Committee decided that "...This is a case of Appeal. The Appellate Authority vide order dated 12.09.2018 has remanded the case to WRC for revisiting the matter, after the appellent institution submits required documents and taking further action expeditiously.

On perusal of the reply dated 20.09.2018, the Committee observed that:-

- (i) *The institution has submitted the approved staff list of 1+15 faculty members. As per NCTE*

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- Regulations, 2014, faculty is required for Fine Arts/Performing Arts.*
- (ii) Building Completion Certificate duly signed by competent authority submitted.
- (iii) FDR for Rs.12.00 lakhs in original as required under clause 10(1) of NCTE Regulations, 2014 submitted.

Hence, the Committee decided that Show Cause Notice be issued to the institution. Reply should be submitted within one month, failing which recognition will be withdrawn u/s 17(1) of the NCTE Act, 1993."

10. AND WHEREAS, the Show Cause Notice was issued to the institution on 16.11.2018 and reply was submitted by the inst. on 22.11.2018 & 11.03.2019.

11. AND WHEREAS, the matter was placed in 304th Meeting held on April 02nd-04th, 2019 of WRC and the Committee decided that "...The Committee considered reply of the institution dated 17/11/2018 and observed that letter of approval of faculty of affiliating body along with detailed staff profile approved by competent authority of the University is required to be submitted.

Hence, the committee decided to confer last opportunity to the institution to submit the above within 30 days failing which recognition will be withdrawn under section 17 of NCTE Act, 1993."

12. AND WHEREAS, the clarification letter was issued to the institution on 09.04.2019 and reply was submitted by the institution on 09.4.2019 & 11.04.2019 with enclosed Hon'ble High Court of New Delhi Order has directed the respondent to consider the case of the institution before 29.08.2019.

13. AND WHEREAS, the matter was placed in 310th Meeting held on August 19th-21st, 2019 of WRC and the Committee decided that "...The committee considered case in the light of the order dated 14/08/2019 passed by the Hon'ble High Court of Delhi in W.P. No.8817/2019.

The Staff profile of the institution was perused. The committee has following observations:

- *In the staff profile of 1+15 faculty member submitted by the institution, faculty members at Sr. No. 8 (in the second List) is not qualified as NCTE Amended Regulations 9/6/2017.*
- *Staff profile submitted by the institution does not contain faculty members of Fine Art & Performing Art.*

Hence, the committee decided that the withdrawal order dated 08/01/2018 stands."

14. AND, WHEREAS, the withdrawal order was issued to the institution on 06.09.2019. The institution filed an appeal Appellate Authority NCTE, Hqr. and filed an W.P. (C) No. 11312/2019 & CM APPL.46572/2019 at the Hon'ble High Court New Delhi and court order dated 26.11.2019 received in WRO on 30.12.2019.

15. AND WHEREAS, the matter was placed in 312th Meeting held on January 27th to 29th, 2020 of WRC and the Committee decided that "...The Committee studied the decision of the Hon'ble High Court in the W.P. No. 11312/2019. & CM No. 46572/2019. The Committee decided that 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 along with all the requisite documents be remain present."

16. AND WHEREAS, the in view of the above decision hereby informed that the representative of Your institution is required to appear before WRC on 27.02.2020 at 2:40 pm with required documents, letter issued on 12.02.2020.

17. AND WHEREAS, the matter was placed in 313th Meeting held on February 25th to 27th, 2020 of WRC and the Committee decided that "...As per the decision of WRC in its 312th meeting in

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compliance of the Court directions, the representatives of the institution appeared before WRC for personal hearing on 26/02/2020. It is decided after the discussion that the representative of the institution will submit the required documents today itself."

18. AND WHEREAS, the institution filed an Civil Misc. Petition No. 9196/2020 and Writ Petition (C) No. 2629/2020 at the Hon'ble High Court New Delhi and court order dated 06.03.2020 received in WRO on 10.08.2020.

19. AND WHEREAS, the matter was placed in 315th Meeting held on August 10th to 11th & 14th, 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 that the institution has complied with the requirements laid down under NCTE Regulations and decided that the recognition granted to the institution for B.Ed course with an annual intake of 100 students (Two units) be restored."

20 AND WHEREAS, the matter was placed in 316th Meeting held on 27th to 28th August & 04th September of WRC and 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 informed that it had submitted certain documents to WRC Office.

The WRC examined the documents submitted by the institution and observed that the institution has complied with the requirements laid down under NCTE Regulations and decided that the recognition granted to the institution for B.Ed course with an annual intake of 100 students (Two units) be restored from the date of issue of order.

21 NOW THEREFORE, the recognition of, **APEX MAHAVIDYALAYA, PLOT NO - 483, N.H- 92, VILLAGE- JASARASTHPURA, P.O- GOHAD CHOURAHA, TEHSIL- GOHAD, BHIND, MADHYA PRADESH** is restored for conducting B.Ed. course with an annual intake of 100 students (two basic units of 50 students each) from the date of issue of order.

By Order


(T. Pritam Singh)
Regional Director

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

Copy to:-

1. THE PRINCIPAL, APEX MAHAVIDYALAYA, PLOT NO - 483, N.H- 92, VILLAGE- JASARASTHPURA, P.O- GOHAD CHOURAHA, TEHSIL- GOHAD, BHIND, MADHYA PRADESH.
2. THE SECRETARY, LATE GIRJA DEVI SAMAJ KALYAN JAN SEVA SAMITI, PLOT NO - 483, STREET - GWALIOR ROAD, VILL- JASRATHPURA, P.O- GOHAD CHOURAHA, TEHSIL - GOHAD, BHIND, MADHYA PRADESH.
3. THE SECRETARY, EDUCATION, GOVERNMENT OF MADHYA PRADESH, MANTRALAYA, BHOPAL MADHYA PRADESH.
4. THE REGISTRAR, JIWAJI UNIVERSITY, GWALIOR, MADHYA PRADESH.
5. THE SECRETARY, DEPT. OF SCHOOL EDUCATION AND LITERACY, MINISTRY OF HUMAN RESOURCE DEVELOPMENT, GOVT. OF INDIA, SHASTRI BHAWAN, NEW DELHI-110 001.
6. THE US (IT) NCTE, G-7, SECTOR-10, DWARKA, NEW DELHI-110075.
7. IT SECTION, WRC, G-7, SECTOR-10, DWARKA, NEW DELHI-110075 FOR UPLOADING ON WRC, NCTE WEBSITE.
8. OFFICE ORDER FILE **APP136/B.Ed.**


Regional Director

