

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

File No. WRC/APW01184/114091/316th/2020/209689

Date: 18/9/2020

ORDER

WHEREAS, recognition was granted to the institution namely **RAJURI COLLEGE OF PHYSICAL EDUCATION, BEED** vide Order No.WRC/5-6/96/5424 dated 14.10.1998 for **B.P.Ed.** course of one year duration with an annual intake of 60 students for the academic session 1998-1999.

AND, WHEREAS, the revised recognition Order was issued to the institution namely **RAJURI COLLEGE OF PHYSICAL EDUCATION, BEED, MAHARASHTRA** vide order No. WRC/APW01184/114091/2015/147135-142 dt. 31.05.2015 for conducting **B.P.Ed.** course of two years duration with an annual intake of 100 students (one basic unit of 100 students) from the academic session 2015-16 with following conditions:-

- The institution shall create additional facilities that include (a) additional built-up area, (b) additional infrastructure, (c) additional funds, (d) additional staff as per Regulations, 2014 and inform Regional Committees with required documents by October 31, 2015.
- The applicant-institution for additional unit will be required to submit the required documents such as land documents, Encumbrance Certificate (EC), Land Use Certificate (LUC), Building Plan (BP) and the Approved Staff List in the specified proforma available on the website to the Regional Committee in proof of having provided additional facilities before October 31, 2015. Building Completion Certificate (BCC) may be given along with other documents if available, otherwise it can also be given to the Visiting Team at the time of inspection.
- The Regional Committees shall arrange for verification of documents, inspection of these premises and check adherence to these conditions by 20 Feb, 2016. If it is found by the Regional Committee that the institution fails to comply with these requirements, the institutions shall not be permitted to admit students for the academic year 2016-2017.
- In case any existing institution's matter is sub-judice under court direction/SCN under section 17 of the NCTE Act/Complaint etc., the institution shall be required to submit a copy of the Hon'ble Court order/reply to SCN/complaint/already submitted alongwith the documents, if any together the documents referred above. In case the institution's request for shifting of premises is pending, such institutions shall be required to submit the requisite documents as per provisions of the NCTE Regulations, 2014 with a copy of the order/NOC of the affiliating body/State Govt. and such other documents as indicated in the revised format recognition order. The final decision shall be subject to the directions given by the Hon'ble Court in the Writ Petition/case decided by the Western Regional Committee in respect of Section 17/complaint cases etc.

AND WHEREAS, the institution has not complied with the conditions of revised recognition order. The matter was considered by WRC in its 255th meeting and Committee decided to issue Show Cause Notice u/s 17 of NCTE Act 1993 on the following points:-

- **Staff Profile for the session 2015-16 duly approved by the affiliating body.**
- **Originally notarized Change of land Use/Non-Encumbrance Certificate, Building Plan and Building Completion Certificate.**

AND WHEREAS as per decision of WRC Show Cause Notice was issued to the institution on 11.11.2016.

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AND WHEREAS, the institution has submitted reply of Show Cause Notice vide letter dt. 26.11.2016. The matter was considered by the WRC in its 292nd meeting held on 15-17, May 2018 and the Committee decided as under:-

"...Consequent to the issue of Revised Recognition order, Show Cause Notice dated 11.11.2016 was issued for non-compliance.

The institution vide reply dated 26.11.2016 has submitted the staff profile of 1 Principal and 1 Assistant Professor which is not approved by the Registrar and is not as per Appendix-VII of NCTE Regulations, 2014.

FDRs for Rs.12.00 lakhs in joint account and Building Completion Certificate issued by a Government Engineer not submitted in original.

Hence, Recognition is withdrawn from the next academic session 2018-2019."

AND WHEREAS, withdrawal order was issued to the institution on 02.06.2018. The institution has filed an appeal against the withdrawal order dt. 02.06.2018 and the appeal Committee passed an order dt. 05.10.2018 thereby confirm the order to the WRC. The institution has filed W.P. 3941/2019. In the High Court of Judicature at Bombay Bench at Aurangabad against withdrawal order dt. 02.06.2018. The Hon'ble High Court of Bombay passed an order dt. 26.06.2019.

AND WHEREAS, the institution has submitted reply on 09.07.2019. The matter was considered by the WRC in its 309th meeting held on 23rd to 26th July, 2019 and the Committee decided as under:-

"The committee considered case in the light of the order dated 26/06/2019 passed by the Hon'ble High Court of Bombay at Aurangabad in W.P. No. 3941/2019.

The committee considered the representation of the institution dated 9/7/2019 for permitting reduction in the intake capacity for B.P.Ed. course for one basic unit (100 student).

The WRC has no power to relax the intake capacity of basic unit.

Hence, the committee decided to forward the case to NCTE Hqrs under clause 12 of NCTE Regulations 2014."

AND WHEREAS, no reply has been received from NCTE Hqrs as per decision of the Committee members in 309th meeting. The institution has submitted vide letter dt. 30.07.2020 received on 04.08.2020. The matter was considered by the WRC in its 315th meeting held on 10th to 11th & 14th August & 316th meeting held on 27th to 28th August & 04th September, 2020 and the Committee decided as under:-

"This is a RPRO case remanded back from court.

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.P.Ed course with an annual intake of 100 students (one Unit) be restored from the date of issue of the order."

NOW, THEREFORE, the Western Regional Committee hereby restores recognition of **RAJURI COLLEGE OF PHYSICAL EDUCATION, BEED, MAHARASHTRA** for **B.P.Ed** course with an annual intake of 100 students (one unit) be restored from the date of issue of this order.

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Further, if the institution is not satisfied with the Order, it may prefer an Appeal u/s 18 of the NCTE Act, 1993 through "online mode" available on NCTE's website www.ncte.gov.in within 60 days from the date of issue of this Order. The guidelines for filing appeal may be seen on NCTE's website.

By order,


(T. Pritham Singh)
Regional Director

To,

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

Copy to:

1. The Principal, **RAJURI COLLEGE OF PHYSICAL EDUCATION, BEED, MAHARASHTRA.**
2. The Secretary, **NAVGAN SHIKSHAN SANSTHA, RAJURI COLLEGE OF PHYSICAL EDUCATION, BEED, MAHARASHTRA.**
3. The Education Secretary, (Higher Education) Govt. of Maharashtra Mantralaya, Mumbai, Maharashtra.
4. The Registrar, **DR. BABASAHEB AMBEDKAR MARATHWADA UNIVERSITY, AURANGABAD, MAHARASHTRA-431004.**
5. The Secretary, Department of School Education and Literacy Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi-110001.
6. The US (EDP), National Council for Teacher Education, G-7, Sector-10, Dwarka, New Delhi-110075.
7. Computer Section, WRC, for uploading on website.
8. File No. **APW01184/114091. (E-mail Id: copebeed@gmail.com)**


Regional Director