



F.No.89-608/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of J.B.M. (Jai Bir Memorial) College of Education, Julana, Jind, Haryana dated 22/09/2016 is against the Order No. NRC/NCTE/NRCAPP-8243/252<sup>nd</sup> (Part-7) Meeting/2016/154826 dated 28/07/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course (Additional intake) on the grounds that "1. institution has not submitted NOC of the affiliating body. 2. The Govt. of Haryana vide Memo No. Ad-6/2015/87-90 has requested not to recommend any fresh opening / recognition or increase intake of any D.Ed. institute in Haryana State for the year 2013-14, 2014-15, 2016-17 and 2017-18 and has decided to continue the same policy for minority institution also i.e. not to recommend any fresh opening/recognition or increase intake of any institute including minority D.Ed. institute in Haryana State."

**AND WHEREAS** Sh. Sukhbir Singh, Office Superintendent and Sh. Suresh Chand, Director, J.B.M. (Jai Bir Memorial) College of Education, Julana, Jind, Haryana presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "The NRC has rejected the application inter-alia on the ground that NOC from the affiliating body has not been submitted. It is submitted that the appellant had submitted its application in the year 2012 in response to public notice dated 26/11/2012 issued by the NCTE. The application was rejected by the NRC on the ground of general negative recommendation. The said rejection was set aside by Hon'ble Delhi High Court and the NRC was directed to decide the application of the appellant."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SCN) dated 26.11.2015 was issued to appellant institution on following two grounds:

- (i) Proof of evidence that it is a composite institution.

- (ii) N.O.C. issued by concerned affiliating body as required under Clause 5(3) of NCTE Regulations, 2014.

**AND WHEREAS** Appeal Committee further noted that the refusal order dated 28.07.2016 is on the grounds:

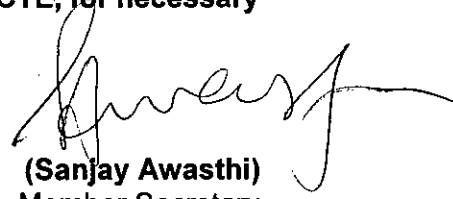
- (i) Non-submission of N.O.C. of affiliating body.
- (ii) Negative recommendations conveyed vide letter dt. 29.03.2016 of the State Government of Haryana for the year 2013-14, 2014-15, 2016-17 and 2017-18.

**AND WHEREAS** Appeal Committee noted that Clause 5 (3) of the NCTE Regulations, 2014 requires that N.O.C. issued by concerned affiliating body shall be submitted by the applicants alongwith application. No such provision existed in the NCTE Regulations, 2009 and the appellant's application was submitted on 31.12.2012. The requirement of Clause 5(3) cannot be made mandatory as there is no way that appellant institution could have obtained and submitted the N.O.C. As regards negative recommendations of the State Government, Appeal Committee is of the view that State Government is an important stake holder so far as demand and supply of teachers in a particular state is concerned. SCERT which is the examining body for D.El.Ed. course is also governed by the policies of the state and the recommendations of the State cannot be ignored without specific and solid reasoning. Appeal Committee further noted that negative recommendations of the State Government was not mentioned as one of the reasons for proposed refusal in the Show Cause Notice (SCN) dated 26.11.2015. The appellant as such did not get reasonable opportunity to submit written representation against this ground although it submitted reply to Show Cause Notice on 18.12.2015. The appellant has further in its appeal Memoranda referred to some order of Hon'ble High Court of Delhi setting aside the negative recommendations but no supporting documents were furnished.

**AND WHEREAS** Appeal Committee, therefore, decided that to meet the ends of justice let the appellant be given a reasonable opportunity to submit written representation against the negative recommendations of the State Government. This opportunity was not given to him at the time of issuing Show Cause Notice. Case is remanded back to NRC for issue of SCN and processing the case accordingly.

**AND WHEREAS** after perusal of the Memoranda of Appeal affidavit, documents and record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to NRC for giving the appellant an opportunity to submit written representation against the ground of refusal i.e. negative recommendation of the State Govt. conveyed vide letter dated 29.03.2016.

**NOW THEREFORE**, the Council hereby remands back the case of J.B.M. (Jai Bir Memorial) College of Education, Julana, Jind, Haryana to the NRC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, J.B.M. (Jai Bir Memorial) College of Education, Village – Shadipur, Julana PO – Julana, City – Julana, Jind, Haryana – 126101.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



F.No.89-609/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Mahabhaskar Teachers Training College, Bishnupur, Bankura, West Bengal dated 14/09/2016 is against the Order No. 213.6(i).4/ERCAPP3577/B.Ed./2016/46470 dated 02/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "ERC has granted one unit for B.Ed. course instead of two units."

**AND WHEREAS** Sh. Surajit Nandi, Chairperson, Mahabhaskar Teachers Training College, Bishnupur, Bankura, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "We have applied for two units of B.Ed. course to ERC, NCTE. We have sufficient land, infrastructural and instructional facilities to run two units of B.Ed. course. We have submitted our willingness for two units of B.Ed. course as per recommendation of VT report. We have appointed 3 nos. Math Teaching Staff for B.Ed. & D.El.Ed. course, approved by affiliating body & submitted to ERC, NCTE. The institute has composite character."

**AND WHEREAS** Appeal Committee noted that appellant institution applied for recognition of B.Ed. programme and the affidavit enclosed with the application form mentioned that the institution applied for intake of 2 units. Visiting Team conducted inspection of the institution for a proposed intake of 2 units of B.Ed. programme. The affidavit submitted to Visiting Team, however, pertained to D.El.Ed. programme which was neither checked by the V.T. Team nor cross checked by the E.R.C. The Visiting Team in its overall assessment has also remarked that appellant institution has an existing B.Ed. programme and proposed additional intake of D.El.Ed. and also proposed B.Ed. course for 2 units. The main application form of the appellant institution does not have any details of existing B.Ed. programme and proposed additional intake of D.El.Ed. programme.

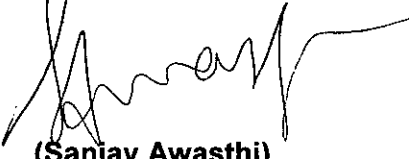
**AND WHEREAS** Appeal Committee further noted that a Letter of Intent (L.O.I.) dated 03/03/2016 was issued to appellant institution inter-alia seeking its willingness about the number of units either one or two. Appellant submitted compliance to the L.O.I. by referring to the minutes of E.R.C. and alongwith his compliance letter dated 16.04.2016 furnished an approved list containing the particulars of one principal and 15 faculty members which is adequate for granting recognition for two units of B.Ed. programme.

**AND WHEREAS** Appeal Committee, therefore, is of the opinion that the decision of E.R.C. to grant recognition for only one unit instead of two units is not justified and supported by any reason given by the Regional Committee.

**AND WHEREAS** Appeal Committee, therefore, decided to remand back the case to ERC with the direction to suitably amend the impugned order dated 2.5.2016 and grant recognition for two units of B.Ed. programme.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC for amending the impugned order dated 2.5.2016 suitably and granting recognition for two units of B.Ed. programme.

**NOW THEREFORE**, the Council hereby remands back the case of Mahabhaskar Teachers Training College, Bishnupur, Bankura, West Bengal to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Mahabhaskars Teachers Training College, 746, 382, 438, 445, 449, 1248, 1249, 433, 435, Sukjora, Bishnupur, Bankura, West Bengal – 722154.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar – 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-610/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/4/17

**ORDER**

**WHEREAS** the appeal of Bangashree Teachers Training Institute, Village – Tarapur, P.O. – Gopalpurghat, Hogalbaria, Tehatta, Nadia, West Bengal dated 21/09/2016 is against the Order No. ERC/219.7.22/ERCAPP3951/B.Ed./2016/48853 dated 06/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the grounds that “(i) The institution vide representation dated 04/06/2016 submitted revised copy of building completion certificate indicating total built up area 4028.19 sq. mts. which is approved by Asstt. Engineer on 15/02/2016. (ii) The earlier building completion certificate wherein the built up area indicated 2313 sq. mts. was also approved by the same Engineer on the same date i.e. 15/02/2016 which is contradictory. (iii) It is surprising that, how can a Govt. Engineer issue two building completion certificates on same date i.e. 15/02/2016 with different built up area. Moreover, the institution submits first BCC to VT having built up area 2313 sq. mts. whereas after issuance of SCN, second BCC having built up area 4028 sq. mts. was submitted to ERC, NCTE. (iv) The difference of built up area in both BCCs creates doubt about authenticity of BCCs issued by the concerned Govt. Engineer as well as submitted by the management of the institution. (v) The committee considered the reply as per VT report and BCC submitted to the VT during inspection having total built up area of the institution 2313 sq. mts. only and decided that the B.Ed. application (ERCAPP3951) be refused as the institution does not possess the required built up area at the time of inspection. (vi) As per NCTE Regulation 2014, there is no provision to re-conduct the inspection of the institution for verification of the required instructional/infrastructural facilities including additional built up area constructed after the inspection of the ERC. In view of the above, the committee is of the opinion that application bearing code No. ERCAPP3951 of the institution regarding permission for B.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993.”

**AND WHEREAS** Sh. Mizanur Rahaman, Authorised Signatory and Sh. Dhonanjay Sarkar, Member, Bangashree Teachers Training Institute, Village – Tarapur, P.O. – Gopalpurghat, Hogalbaria, Tehatta, Nadia, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "The applicant trust, applied for B.Ed. programme (ERCAPP3951) along with the existing D.El.Ed. programme (ERCAPP1832) as a composite institute as per NCTE Regulation 2014). The applicant trust "Bangashree" has already been granted recognition for D.El.Ed. programme (ERCAPP1832) for the academic session 2014-15 with an annual intake of 50 by ERC, NCTE. (Recognition order No. ERC/7-168.6.53/NCTE/D.El.Ed./2014/24109, dated 20/02/2014 in the name of "Bangashree Teachers Training Institute". The applicant trust has satisfied all the norms for B.Ed. application as laid down by NCTE Regulation 2014 and is running its 3<sup>rd</sup> year of D.El.Ed. programme successfully since its inception from the academic session 2014-15 onward (2014-15, 2015-16 & 2016-17). The applicant trust, before submitting its online application was in possession of 0.88 acre of Land and 2313.39 sq. mts. of built-up area (proposed), thereafter the applicant trust gradually increased its built up area which presently stands for 4028.19 sq. mts. (in total) comprising of Previous Build-Up area (1714.80 sq. mts.) and Additional Build Up Area (2313.39 sq. mts.) which satisfied all the norms for composite institution as per NCTE Regulation 2014. The ERC, NCTE after proper verification/scrutinizing of all the essential documents submitted by the applicant trust got fully satisfied and constituted an inspection team (VT Inspection) for physical verification to the institution, which was inspected by the visiting members on 18/04/2016. The applicant trust, fully cooperated with the visiting team members and arranged for all the necessary papers and video photography as directed by ERC, NCTE as per provision in Regulation 7(8) of NCTE Regulation 2014. The Building Completion Certificate (only proposed measuring 2313.39 sq. mts.) was submitted to the visiting team on the spot immediately just after the inspection was completed. Unfortunately, there was an unintentional technical error. The applicant trust, however did not find any instruction or proper guidance neither in VT inspection letter nor in NCTE Regulation 2014 relating to building completion certificate (BCC) submitted at the time of visiting team inspection, thus such an unintentional technical error cannot be a ground of rejection. The applicant trust prepared the Building Completion Certificates as follows: Only on proposed build up area (Measuring 2313.39 sq. mts.)

Proposed and existing built up area total 4028.19 sq. mts. The applicant trust, in its reply dated 04/06/2016 against Show Cause Notice vide proceedings of 215 meeting on 26<sup>th</sup> – 27<sup>th</sup> May 2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission about the existing code of D.El.Ed. programme (ERCAPP1832) which was running under the same managing body "Bangashree" from the academic session 2014-15, in the name of "Bangashree Teachers Training Institute". The applicant trust, in its reply dated 04/06/2016 submitted the requisite documents to avoid the dispute as per show cause notice by ERC, NCTE and prayed for consideration of B.Ed. application (ERCAPP3951) since the same land and infrastructure is being used for the present application under same trust alongwith the preceding D.El.Ed. programme. The applicant trust, in good intention and willingness to become a composite institute filed the online application for B.Ed. programme (ERCAPP3951) along with existing D.El.Ed. Programme (ERCAPP1832) in compliance with the NCTE Regulation 2014, in that, but dispute on Building Completion Certificates (BCCs) was completely unintended due to insufficient information of NCTE Regulation 2014. The applicant trust affirms that the existing D.El.Ed. (ERCAPP1832) and proposed B.Ed. (ERCAPP3951) programmes) are run by the same trust with same address, at the same place and in the same building as a composite institute as per the NCTE Regulation 2014. However, the fact was not considered by ERC, NCTE probably on misunderstanding of facts and/or documents. ERC, NCTE without consideration of the facts and documentations including affidavit/undertaking rejected the application of B.Ed. programme (ERCAPP3951) applied for the academic session 2016-17 (vide order No. ERC/219.7.22/ERCAPP3951/B.Ed/2016/48853, dated 06/08/2016) with liberty to file an appeal to the Applicant institution as per NCTE Act 1993. ERC, NCTE. The applicant trust, at present has all the necessary documents including a blue print of the building plan indicating plot no., total land area, total built up area alongwith building completion certificate, etc., and duly approved by the Govt. Engineer in accordance with the requirements set-up by the ERC-NCTE, to establish its position and may satisfy the appeal committee in favour of the institution against such refusal. The applicant trust, found proceedings from internet (NCTE website), where the Hon'ble Appeal Committee considered many cases and reverted back the matter to the ERC, NCTE for reconsideration, analogous to the applicant trust/institution. Hence, the applicant trust/institute had but no other alternative but to file an appeal



under Section 18 of the NCTE, Act to reconsider the case and remands back to the ERC for further processing of the application."

**AND WHEREAS** Appeal Committee noted that the impugned order dated 06/08/2016 refusing recognition for conducting B.Ed. programme is only on the ground that appellant institution had submitted two different Building Completion Certificate (B.C.C.) issued by same authority on 15/02/2016. The B.C.C. submitted to Visiting Team was for a built-up area of 2313 sq. meter whereas B.C.C. submitted in response to a Show Cause Notice (S.C.N.) is for a built up area of 4028 sq. meters.

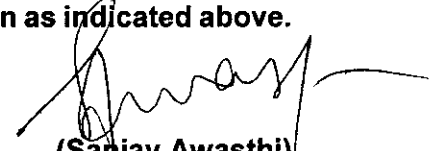
**AND WHEREAS** during the course of appeal presentation as well as in the Appeal Memoranda, the appellant stated that a D.El.Ed. course is already being conducted in the institution and it had previously 1714.80 sq. meters of built up area. For the purpose of conducting B.Ed. programme it had constructed on additional built up area of 2313.39 sq. meters and the B.C.C. submitted to V.T. pertained to this area only. On getting objection by the E.R.C, the appellant got a B.C.C. for the entire built up area of 4028 sq. meters which consisted of the previous built up area plus the new built up area proposed for conducting B.Ed. programme. Appeal Committee also noted that Visiting Team which conducted inspection of the institution on 18/04/2016 has mentioned the built-up area for B.Ed. programmes as 27892.11 sq. feet at page 17 & 18 of the V.T. report and the built up area D.El.Ed. programme is mentioned as 17700 sq. feet (p. 20 of V.T. report) mentioning of separate built up area for B.Ed. and D.El.Ed. programme supports the statement made by the appellant.

**AND WHEREAS** however, to get the things crystal clear, Appeal Committee decided that let ERC get another inspection of the institution conducted on payment of fee by the Institution. The re-inspection should focus on the building plan and built up area for the two programmes as per norms and standards of a composite institution.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC for conducting re-inspection of the institution on payment of fee by institution. The re-inspection should focus on the

building plan and built up area for the two programmes as per norms and standards of a composite institution.

**NOW THEREFORE, the Council hereby remands back the case of Bangashree Teachers Training Institute, Village – Tarapur, P.O. – Gopalpurghat, Hogalbaria, Tehatta, Nadia, West Bengal to the ERC, NCTE, for necessary action as indicated above.**

  
(Sanjay Awasthi)  
Member Secretary

1. The Managing Trustee, Bangashree Teachers Training Institute, Plot No. 466, 468, 469, 475, Village-Tarapur, PO-Gopalpurghat, Tehsil/Taluka-Hogalbaria Tehatta, Nadia, West Bengal – 741122.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-613/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Oxford Girls College of Education, Uklana Mandi, Hisar, Haryana dated 23/09/2016 is against the Order No. NRC/NCTE/NRCAPP-11514/253<sup>rd</sup> (Part-2) Meeting/2016/154823 dated 28/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The institution is not running undergraduate courses liberal Arts or Science as per the requirement for the proposed course under NCTE Regulations, 2014. The total built-up area required exclusively for B.A. B.Ed./B.Sc. B.Ed. programme is 2500 sq. mts. and for B.Ed. programme additional 1500 sq. mts. as per NCTE norms. Institution possess only 3259.59 sq. mts. against the requirement of 4000 sq. mts. The CLU has not been issued by the Competent Authority Revenue authority of the Govt. Government of Haryana vide its letter dt. 12/04/2016 has requested the NRC, NCTE not to entertain the applications of Societies / Trusts seeking recognition for 4 year integrated course B.A. B.Ed. / B.Sc. B.Ed. and opening of new B.Ed. College in the State henceforth and during the years 2016-17 and 2017-18."

**AND WHEREAS** Sh. Satish Bharti, Chairman, Oxford Girls College of Education, Uklana Mandi, Hisar, Haryana presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "The clause 2b of the NCTE Regulation 2014 states that "Composite institution" means a duly recognized institution or an institution offering multiple Teacher Education programme." Thus an applicant can apply for two Teacher Education courses simultaneously and it will be considered as offering composite institution. Same is the case where an institution having one Teacher Education course can apply for additional course of B.A.B.Ed. / B.Sc. B.Ed. NCTE Regulation 2014 specifically mention that built-up area in Appendix-2 stating the Land Area & Built-up Area for running more than two Teacher Education courses. It states that

area for D.El.Ed. + B.Ed. + Education component of B.A. B.Ed. / B.Sc. B.Ed. must have 3000 sq. mts. of Built-up area. Our college is running B.Ed. course only. The land of the institution situated in village & PO Budhakhera Tehsil Uklana Mandi Distt. Hisar so that CLU has been issued by the competent authority (Gram Panchayat) has already been submitted to NRC, NCTE."

**AND WHEREAS** Appeal Committee after going through the Norms and Standards for 4 year Integrated programme leading to B.Sc. B.Ed./B.A. B.Ed. degree as given in Appendix 13 of NCTE Regulations, 2014 feels that eligibility criteria as mentioned in Para 1.1 and 1.2 of the Preamble has been misconstrued. The four year integrated programme aims at integrating general studies comprising science (B.Sc. B.Ed.) and social science or humanities (B.A. B.Ed.) and professional studies comprising different components of teaching and education. For this part of the preamble, the institution applying for the 4 year integrated course should have faculty teaching undergraduate courses. Clause 1.2 of the Norms and Standards which says that programme shall be offered in composite institutions as defined in Regulations 2 (1) (Instead it should be read as 2(b)) needs to be interpreted in conjunction with para 1.1 of the Norms and Standards rather than interpreting it in isolation.

**AND WHEREAS** Appeal Committee also perused other grounds mentioned in the impugned order dated 28.07.2016 which are as follows:

- (a) Total built up area possessed by institution is 3259.59 sq. meters which is inadequate as against the requirement of 4000 sq. meters.
- (b) Change of Land Use Certificate (CLU) is not issued by competent authority.
- (C) Negative recommendation of the State Government of Haryana conveyed vide letter dated 12.04.2016.

**AND WHEREAS** Appeal Committee noted that in a course with 4 year duration, the strength of students accumulates 4 times of the sanctioned intake and as such the Norms & Standards for the programme in Appendix 13 prescribe an exclusive well demarcated land area of 3000 sq. meters and built up area of 2500 sq. meters for the programme. The appellant institution is also conducting B.Ed. programme

and as such total built up area shall be 4000 sq. meters for both the programmes to be conducted simultaneously.

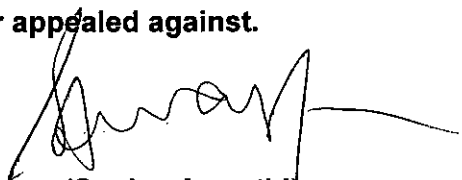
**AND WHEREAS** the appropriate authority to allow Change of Land use is the concerned Revenue Authority which allows Change of Land use after imposing some fee/penalty. The certificate submitted by appellant is not a Change of Land Use Certificate and rather is a No Objection Certificate issued by Local Gram Panchayat.

**AND WHEREAS** Appeal Committee further noted that State Government is an important stake holder and its recommendation cannot be ignored.

**AND WHEREAS** keeping in view of the circumstances of the case, Appeal Committee decided to confirm the impugned order dated 28.07.2016 for the reasons mentioned therein.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the course of Appeal presentation, Appeal Committee concluded to confirm the impugned order dated 28.07.2010.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Appellant, Oxford Girls College of Education, Uklana Madni, Hissar, Haryana – 125113.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-614/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Majhihira Ashram Primary Teacher's Training Institute, Purulia, West Bengal dated 22/09/2016 is against the Order No. ERC/7-215.8.18/B.Ed./ERCAPP3436/2016/48405 dated 23/07/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the grounds that "1. Show cause notice was decided in 10/02/2016 on the following grounds. a) NOC for B.Ed. programme issued from affiliating/examining body not submitted. b) Land on lease basis from private party which is not acceptable as per NCTE Regulation 2014. c) As per submitted building plan, the built up area is 261.16 sqm. which is less than the required 3000 sqm. for B.Ed. (one unit proposed) + D.El.Ed. (one unit existing) programmes. 2. In response to show cause notice, the institution submitted its reply dated 27/02/2016 which is not considerable. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3436 of the institution regarding permission for B.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Prasad Dasgupta, Executive Secretary and Sh. Shyamal Kr. Chakraborty, Principal, Majhihira Ashram Primary Teacher's Training Institute, Purulia, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "The applicant society, applied for B.Ed. Programme (ERCAPP3436) along with the existing D.El.Ed. programme (APE00598) as composite institute as per NCTE Regulation 2014. The applicant society "Majhihira National Basic Educational Institute" has already been granted recognition for D.El.Ed. programme (AEP00598) for the academic session 2009-10 with an annual intake of 50 by ERC, NCTE. (Recognition order No. ERC/7-100.4(i)(1s).7/2009/1357(1), dated 31<sup>st</sup> August 2009 in the name of "Majhihira Asram Primary Teacher's Training Institute". The applicant society after considering the NCTE Regulation 2014 did not find any restriction or any bar or clear

direction in the names of a composite institute as per NCTE Regulation 2014. Moreover in general aspects a PTTI/D.Ed. college may not provide any Higher Education or may not become a B.Ed. College, thus in such outset the application society has decided a separate name of the B.Ed. College "Majhihira Dasgupta B.Ed. College" under the same society. The applicant society has satisfied all the norms for B.Ed. application as laid down by NCTE Regulation 2014 and is running its 8<sup>th</sup> year of D.El.Ed. programme successfully since its inception from the academic session 2009-10. The applicant society has applied for NOC to the Registrar; Sidho-Kanho-Birsha University under Ref. No. MAPTTI/SKBU/2015-169, dated 19/05/2016 alongwith all requisite documents, also the applicant society paid the inspection fee of Rs. 1500, under money receipt no. 5658, dated 26/05/2015, immediately after receiving a letter from the IC, Sidho-Birsha University, vide Ref. No. IC/B.Ed./NOC/106/ SKBU/2015, dated 22/05/2015. The applicant society, made routine follow-up with the respective University and also submit a reminder letter to the inspector of colleges, Sidho-Kanho-Birsha University, vide Ref. No. MAPTTI/IC SKBU/196-2016, dated 14/03/2016 for getting the No Objection Certificate (NOC), in favour of the institution. The applicant society finally received its No Objection Certificate after passing a long period from the Sidho-Kanho-Birsha University, vide ref. no. R/818/NOC/Clg-B.Ed/SKBU, dated: 04/08/2016, which is one of the basic criteria of B.Ed. application. The applicant society/institution from its part can only apply for the NOC, and the concerned University is truly responsible for providing such documents after completing all other formalities in due time. Any delay in this regard the applicant society/institution is not liable/answerable for the same, thus such point can't be a ground of rejection. The applicant society, before submitting its online application was in possession of 6.22 acre of Land and 3028.81 sq. mts. of build-up area, which satisfied all the norms for composite institution as per NCTE Regulation 2014. Hence the issue of Leased Land does not arise and such point can't be a ground of rejection. The applicant society prepares a separate Building Completion Certificate (BCC) as per the existing buildings (06 nos.) duly signed by the Govt. Engineer and also by the Competent Authority, which satisfy the requirement of NCTE Regulation 2014 and submit before the Appeal Committee for consideration the proposed B.Ed. application (ERCAPP3436). The applicant society, in its reply dated 27/02/2016 against show cause notice vide ref. no. ERC/203.9(i).244/ERCAPP3436/B.Ed (Addl. Course)/2016/42659, dated:

10/02/2016 under proceedings of 203<sup>rd</sup> meeting on 4<sup>th</sup>-6<sup>th</sup> February 2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission about the existing code of D.El.Ed. programme (AEP00598) which was running under the same managing society in the name of "Majhihira Asram Primary Teacher's Training Institute". The applicant society affirms that the existing D.El.Ed. (AEP00598) and proposed B.Ed. (ERCAPP3436) programmes are run by the same society with same address, at the same place and in the same buildings as a composite institute as per the NCTE Regulation 2014. However, the fact was not considered by ERC-NCTE probably on misunderstanding of facts. The applicant society, at present has all the necessary documents including a blue print of the building plan indicating plot no., total land area, total built-up area alongwith building completion certificate, etc. duly approved by the Govt. Engineer in accordance with the requirements set-up by the ERC-NCTE, to establish its position and may satisfy the Appeal Committee in favour of the institution against such refusal."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SCN) dated 10.02.2016 was issued to appellant institution on following three grounds:-

- (a) N.O.C. of affiliating body not submitted.
- (b) Land is on lease basis from private party.
- (c) Built up area is inadequate.

**AND WHEREAS** Appeal Committee further noted that appellant institution submitted reply dated 27.02.2016 to the S.C.N. Appellant's plea that the institution had applied to the affiliating body for issue of N.O.C. well in time and delay was caused by affiliating body is not acceptable as the requirement to submit N.O.C. issued by affiliating body alongwith application is obligatory as per Clause 5(3) of the NCTE Regulations, 2014. Similarly land of the institution free from all encumbrances has to be on ownership basis or on lease from Government as per Clause 8 (4) of the NCTE Regulations. The land documents submitted by the appellant institution were in vernacular language. The affidavit enclosed with the application form however, revealed that land was leased out to the institution for 99 years by Sh. Biswanath Mahto. Regarding the inadequate built up area, the appellant stated in its reply dated 27.02.2016 that requirement of built up area norm will be completed in

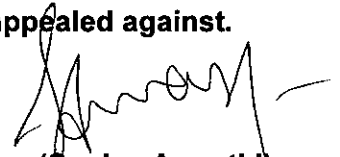


one year. The reply of the appellant is a confession that it does not possess the required built up area.

**AND WHEREAS** Appeal Committee finding that impugned order dated 23.07.2016 was issued on valid grounds decided to confirm it.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order dated 23.07.2016.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Principal, Majhihira Asram Primary Teachers Training Institute, Plot No. 2445, 2449, 2450, VPO – Majhihira, Tehsil/Taluka – Manbazar, Purulia, West Bengal – 723128.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-615/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

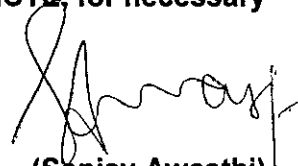
**WHEREAS** the appeal of Reshami Girls Degree College, Dohari Ghat, Mau, Uttar Pradesh dated 21/09/2016 is against the Order No. NRC/NCTE/NRCAPP-13051/255<sup>th</sup> Meeting/2016/156132 dated 22/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was given show cause notice vide letter dt. 15/06/2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."

**AND WHEREAS** Sh. Shiv Sagar Yadav, Manager and Sh. Sandeep Tripathi, Member, Reshami Girls Degree College, Dohari Ghat, Mau, Uttar Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation and in a letter dt. 06.01.2017, it is submitted that the Show Cause Notice dated 15.06.2016 was received on 02.08.2016 and a reply was submitted on 10.08.2016 by Registered Post No. EU243026249IN enclosing a copy of university's letter conveying no objection for conduct of degree course, notarised copy of CLU and the original of Non – Encumbrance Certificate. The appellant also enclosed a copy of their letter dt. 10.08.2016 with the Registered post receipt dt. 10.08.2016 copied thereon. With the appeal the appellant enclosed a copy of the university's letter dt. 19.09.2016 in which affiliation to the college for degree course for a period of three years w.e.f. 1.07.2016 has been granted.

**AND WHEREAS** the Committee noted that the reply of the appellant dated 10.08.2016 to the Show Cause Notice has been received in the NRC and it is available in their file. In the circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the reply of the appellant to the Show Cause Notice and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the University's letter dated 19.09.2016 also to the NRC, Jaipur.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the reply of the appellant to the Show Cause Notice and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the University's letter dated 19.09.2016 also to the NRC, Jaipur.

**NOW THEREFORE**, the Council hereby remands back the case of Reshami Girls Degree College, Dohari Ghat, Mau, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

1. The Manager, Reshami Girls Degree College Paus Gontha Mau, Village – Tahirpur, Post – Kainat Head, Dohari Ghat, Mau, Uttar Pradesh – 275303.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-616/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal dated 26/09/2016 is against the Order No. ERC/219.7.26/ ERCAPP3845/D.El.Ed./2016/48824 dated 04/08/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "(i) As per VT report, building is not completed and no CD has been submitted. (ii) The institution vide its representation dated 05/05/2016 informed that the institution building has now been completed and requested for re-inspection of the institution. (iii) As per NCTE Regulation 2014, there is no provision to re-conduct the inspection of the institution for verification the required instructional/infrastructural facilities including additional/required built up area constructed after the inspection of the ERC. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3845 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

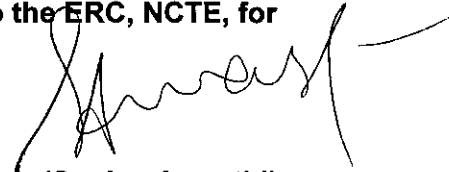
**AND WHEREAS** Sh. Munshi Faruk Hassan, President and Sh. Rawson Ali Mondal Member, Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that (i) the appellant, to become a composite institution as per the NCTE Regulations, 2014, applied for D.El.Ed. and B.Ed. programmes; (ii) the ERC after proper verification/scrutinising all the essential documents submitted by the applicant Trust and getting full satisfied constituted an Inspection Team (for composite inspection) for physical verification and the institution was inspected on 25.03.2016; (iii) the applicant trust fully cooperated with the Visiting Team and arranged for video photography, but as the Trust did not find any guidance on videography at the time of inspection, the video CD was made with some unintended technical errors; (iv) the applicant has presently completed its building and is having a fresh video; (v) the applicant Trust, in their reply dt. 05.05.2016 to the Show Cause Notice, submitting relevant documents requested for a re-inspection, which was not considered by the E.R.C., (vi) the ERC

after passing of approximately one year, two months and 25 days from the date of receipt of hard copy of the application issued the refusal order; and (vii) the appellant at present has all the necessary documents in accordance with the requirements of the ERC, NCTE. The appellant, with the appeal, enclosed a copy of the Building Completion Certificate issued by the Sub-Asst. Engineer, Burdwan showing a built-up area of 37, 797 sq. ft. constructed during the year 2015-16.

**AND WHEREAS** the Committee, noting the submissions of the appellant, concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution on payment of the fees by the appellant to verify the availability of the infrastructure for the proposed courses as claimed by the appellant, particularly the completion of the building vis-à-vis the building completion certificate issued by a Govt. Engineer, and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution on payment of fees by the appellant to verify the availability of the infrastructure for the proposed courses as claimed by the appellant, particularly the completion of the building vis-à-vis the building completion certificate issued by a Govt. Engineer, and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Sarat Chandra Teachers Training Institute Plot No.37, 982, 983, Village-Laskarpur, PO-Kuley, Monteswar, Bardhaman, West Bengal – 713422.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-617/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sharda Devi Degree College, Bijoli, Jhansi, Uttar Pradesh dated 28/09/2016 is against the Order No. NRC/NCTE/NRCAPP-14449/256<sup>th</sup> Meeting/2016/157263 dated 02/09/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was given show cause notice vide letter dt. 15/07/2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."


**AND WHEREAS** Sh. Devendra Bakshi, Managing Trustee and Tejinder Singh, Trustee, Sharda Devi Degree College, Bijoli, Jhansi, Uttar Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation and in a letter dt. 06.01.2017 it was submitted that "they submitted their reply to the show cause notice on 01.09.2016 and the delay was due to very late receipt of the show cause notice. The appellant also submitted that after receipt of the Letter of Intent dt. 27.02.2016, the process for appointment of required faculty was duly initiated but there was delay in appointment. As soon as they got approval of the faculty from the authorities in Allahabad, they sent a reply to the NRC alongwith all the relevant documents. The appellant enclosed a copy of their letter dt. 10.08.2016 addressed to the N.R.C. In this letter the appellant stated that as one of their management member, namely, Shri Devendra Bakshi was seriously ill and on bed for four months, they were not able to complete selection process of teachers and therefore could not submit a reply to the L.O.I."

**AND WHEREAS** the Committee noted that the appellant, with their reply dated 1.9.2016 to the Show Cause Notice, submitted a copy of the letter dated 26.08.2016 from the Pariksha Niyamak Pradhikari, U.P., Allahabad approving the teaching faculty and other staff related documents to the NRC, Jaipur and this letter is

available in the file. The Committee, noting the submissions of the appellant and dispatch of their reply immediately after the issue of the approval letter by the concerned authority in U.P., concluded that the matter deserved to be remanded to the NRC with a direction to consider the reply of the appellant dated 1.9.2016 and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the reply of the appellant dated 1.9.2016 and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Sharda Devi Degree College, Bijoli, Jhansi, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Manager, Sharda Devi Degree College, 485/486, Ballampur Road, Rajgarh, Bijoli, Jhansi, Uttar Pradesh – 284135.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-618/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal dated 26/09/2016 is against the Order No. ERC/219.7.25/ERCAPP3796/B.Ed./2016/48857 dated 08/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(i) As per VT report, building is not completed and no CD has been submitted. (ii) The institution vide its representation dated 05/05/2016 informed that the institution building has now been completed and requested for re-inspection of the institution. (iii) As per NCTE Regulation 2014, there is no provision to re-conduct the inspection of the institution for verification of the required instructional/infrastructural facilities including additional/required built up area constructed after the inspection of the ERC. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3796 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Munshi Faruk Hassan, President and Sh. Rawson Ali Mondal Member, Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "(i) the appellant, to become a composite institution as per the NCTE Regulations, 2014, applied for D.El.Ed. and B.Ed. programmes; (ii) the ERC after proper verification/scrutinising all the essential documents submitted by the applicant Trust and getting fully satisfied constituted an Inspection Team (for composite inspection) for physical verification and the institution was inspected on 25.03.2016; (iii) the applicant trust fully cooperated with the Visiting Team and arranged for video photography, but as the Trust did not find any guidance on videography at the time of inspection, the video CD was made with some unintended technical errors; (iv) the applicant has presently completed its building and is having a fresh video; (v) the applicant Trust, in their reply dt. 05.05.2016 to the Show Cause Notice, submitting relevant documents

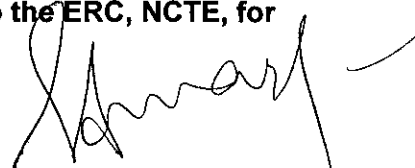


requested for a re-inspection, which was not considered by the E.R.C., (vi) the ERC after passing of approximately one year, two months and 25 days from the date of receipt of hard copy of the application issued the refusal order; and (vii) the appellant at present has all the necessary documents in accordance with the requirements of the ERC, NCTE. The appellant, with the appeal, enclosed a copy of the Building Completion Certificate issued by the Sub-Asst. Engineer, Burdwan showing a built-up area of 37, 797 sq. ft. constructed during the year 2015-16."

**AND WHEREAS** the Committee, noting the submissions of the appellant, concluded that the matter deserved to be remanded to the ERC with a direction to conduct on payment of the fees by the appellant, a re-inspection of the institution, to verify the availability of the infrastructure for the proposed courses as claimed by the appellant, particularly the completion of the building vis-à-vis the building completion certificate issued by a Govt. Engineer, and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct on payment of the fees by the appellant, a re-inspection of the institution, to verify the availability of the infrastructure for the proposed courses as claimed by the appellant, particularly the completion of the building vis-à-vis the building completion certificate issued by a Govt. Engineer, and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Sarat Chandra Teacher Training Institute, Monteswar, Bardhaman, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Sarat Chandra Teacher Training Institute, Plot No. 37, 982, 983, Village – Laskarpur, PO – Kuley, Monteswar, Bardhaman, West Bengal – 713422.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar – 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-620/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Pt. Lalta Prasad Ramkrishna Mahavidyalaya, Unnao, Uttar Pradesh dated 24/09/2016 is against the Order No. NRC/NCTE/NRCAPP-5881/254<sup>th</sup> Meeting/2016/154718 dated 27/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution was issued show cause notice no. 120034-35 dated 03/08/2015 regarding "Non-submission of faculty list duly approved by the affiliating University, joint FDRs and copy of website print out." The reply to show cause notice dt. 03/08/2015 regarding non-recruitment of faculty as per LOI and other points was not satisfactory."

**AND WHEREAS** Sh. Ramdev Shukla, Member and Sh. Kuldeep, Member, Pt. Lalta Prasad Ramkrishna Mahavidyalaya, Unnao, Uttar Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "On behalf of said institution the letter dated 16/06/2015 with an affidavit were submitted seeking two months time for completing the due formalities required in said file no. NRCAPP-5881 in compliance with letter of intent 7(13). In said letter dated 24/04/2015 the notice was issued to this institution to submit faculty list duly approved by the affiliating body joint FDRs & copy of website print out. Copy of said letter sent through Speed Post in enclosed with postal receipt dated 16/06/2015."

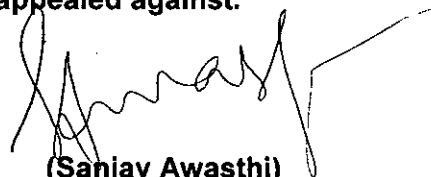
**AND WHEREAS** Appeal Committee noted that a Letter of Intent (L.O.I.) dated 24.04.2015 was issued to appellant institution seeking compliance and inter-alia asking the institution to appoint faculty duly approved by affiliating body. Compliance was required to be submitted to N.R.C. within two months from the date of issue of L.O.I. Appeal Committee further noted that appellant institution submitted letter dated 16.06.2015 in response to L.O.I. stating that secretary of the

society/institution is unwell and two months extension of time may be given for sending compliance. A Show Cause Notice (SCN) dated 03/08/2015 was issued to appellant institution on grounds of non-submission of the faculty list, F.D.Rs and printout of website. The appellant institution submitted a reply dated 26.08.2015 conveying the difficulties being faced by it in getting faculty. Thereafter, the appellant neither complied with the terms and conditions of L.O.I. nor sent any further letter to N.R.C. intimating the status of its efforts to do the needful. The impugned order dated 27.07.2016 was issued by N.R.C. after waiting for about 10 months.

**AND WHEREAS** Appeal Committee keeping in view that enough opportunities and time were allowed to appellant institution for submitting compliance on the points mentioned in the letter of intent dated 24.04.2015 and appellant institution has failed to appoint faculty and report compliance on other points also, decided to confirm the refusal order dated 27.07.2016 issued by NRC, Jaipur.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 24.07.2016.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**

  
(Sanjay Awasthi)  
Member Secretary

1. The Manager, Pt. Lalta Prasad Ramkrishna Mahavidyalaya, Plot No.1540, Kha, Street No. – Shangi Nag. Village – Shangi Nagar Para, PO – Para, Tehsil/Taluka – Purwa, Distt. – Unnao, Uttar Pradesh - 309821.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(14)



F.No.89-621/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Bishnupur Mallabhum B.Ed. College, Bishnupur, Bankura, West Bengal dated 26/09/2016 is against the Order No. ER-218.6.17/ERCAPP3825/B.Ed./2016/48609 dated 29/07/2016 of the Eastern Regional Committee, granting recognition of one unit for conducting B.Ed. course.

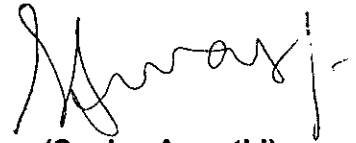
**AND WHEREAS** Sh. Aditya Prasad Ghosh, Lecturer, Bishnupur Mallabhum B.Ed. College, Bishnupur, Bankura, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "VT Members has submitted report to provide intake 100 as per the access of this college, we have also given the faculty list in accordance with 100 intake."

**AND WHEREAS** Appeal Committee noted that appellant institution submitted application dated 29.06.2015 seeking recognition for conducting B.Ed. programme and in the affidavit enclosed mentioned the applied for intake as 100 seats (2 units). The inspection of the institution was conducted on 15.04.2016 with the proposed intake of 100 seats in view. In the Letter of Intent (L.O.I.) dated 08.06.2016, the appellant institution was asked to state its willingness about the number of units either one or two. It is quite interesting to note that whereas decision to issue L.O.I. was taken in the Emergent meeting held on 24-25 April, 2016, formal L.O.I. was issued on 8<sup>th</sup> June, 2016 and the appellant institution reported compliance on 29.04.2016 which was received in the office of E.R.C. on 02/05/2016. The appellant submitted a list of faculty containing the names of one Principal and fifteen faculty members. E.R.C. while deciding to grant recognition for only unit in its meeting held on 11-12 July, 2016 did not assign any reason for grant of only one unit and not two units as applied for by the appellant institution.

**AND WHEREAS** Appeal Committee after noting that the application of appellant institution was processed for grant of two units of B.Ed. programme and the appellant institution has fulfilled the conditions for grant of two units, remands back the case to ERC to modify the recognition order dated 29.07.2016 suitably for grant of recognition of two units of B.Ed. programme.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to issue directions to ERC for modifying the recognition order dated 29.07.2016 suitably and grant recognition for two units of B.Ed. programme.

**NOW THEREFORE,** the Council hereby remands back the case of Bishnupur Mallabhum B.Ed. College, Bishnupur, Bankura, West Bengal to the ERC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

1. The President, Bishnupur Mallabhum B.Ed. College, 330, NA, 330, Mayrapukur, Bishnupur, Bankura, West Bengal – 722122.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-622/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Hardev Singh Sanskrit College, Raipur, Jashpur, Udham Singh Nagar, Uttarakhand dated 28/09/2016 is against the Order No. NRC/NCTE/ NRCAPP 14548/248<sup>th</sup> Meeting (Part – 6)/2016/154911 dated 29.07.2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per letter no. 906/XXIV(1)/2015-167/2013 dated 27 May 2015 and letter no. 1647/XXIV(7) 32(3)/2011 date 14<sup>th</sup> September, 2011 Govt. of Uttarakhand has banned the opening of new B.Ed. college in the State. As per negative recommendation of the State Govt. recognition for D.El.Ed. course can not be granted to Private Institution."

**AND WHEREAS** Sh. Deshraj Singh, Member and Sh. K.S. Adhikari, Member, Hardev Singh Sanskrit College, Raipur, Jashpur, Udham Singh Nagar, Uttarakhand presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "Institution applied on 29/06/2015 for the course "Shiksha Shastri" through line portal of NCTE after fulfilling all the norms laid down for recognition of "Shiksha Shastri" Course as per Regulations, 2014 and according to the advertisement of NCTE for Recognition of course for 2016-17. Advertisement published by of NCTE has not mentioned about any prohibition order of Uttarakhand Government mentioned in the refusal order for "Shiksha Shastri" course. NRC, NCTE considered application in the 243<sup>rd</sup> meeting of the Committee and issued show cause notice on 19/10/2015 under sub section 3 of section 5 of the NCTE Regulation, 2014 as "Failure to submit documents such as No Objection Certificate issued by the concerned affiliating body." We have approached NRC, NCTE, Jaipur with NOC issued by the affiliating body Uttarakhand Sanskrit University, Haridwar vide letter no. 709/Prashashan/2015 on 25<sup>th</sup> June, 2015 and submitted required documents on 30/11/2015. Annexure-3. It is therefore,

requested that the appellant institution has been penalized by refusing recognition the reason which is absolutely beyond his control and matter of kind consideration.”

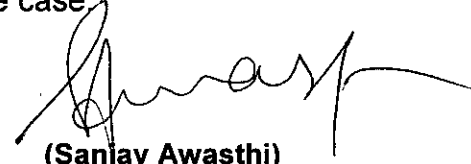
**AND WHEREAS** Appeal Committee noted that appellant institution made online application dated 29.06.2015 seeking recognition for conducting Shiksha Shastri Programme. The appellant submitted N.O.C. dated 25.06.2015 issued by affiliating University alongwith printout of the application. Inspite of the N.O.C. having been enclosed with the hardcopy of application, N.R.C. issued a Show Cause Notice dated 15.10.2015 seeking written representation for non submission of N.O.C. The appellant institution again forwarded a copy of N.O.C. to N.R.C. vide its letter dated 05.11.2015.

**AND WHEREAS** Appeal Committee noted that N.R.C. thereafter issued a letter dated 24.02.2016 informing the appellant institution about the negative recommendation of the Uttarakhand State Government banning opening of new B.Ed. Colleges in the state. The negative recommendations dates back to the year, 2011 and were re-iterated in May, 2015. Appeal Committee is of the view that given the above status of negative recommendations, the applications for the programme should not have been invited at all.

**AND WHEREAS** Appeal Committee further noted that the programme applied for by the appellant institution is equivalent to B.Ed. but not exactly B.Ed. as it is linguistic based. The Regional Committee, therefore, should have considered the programme based on the requirements of programmes in the state rather than going by the general ban order. From the details filled in the application form, Appeal Committee noted that appellant institution has not given details of any other programme being conducted by the institution and as such does not fulfil condition laid down in para 3 (a) of NCTE Regulations, 2014.

**AND WHEREAS** after considering the facts of the case, Appeal Committee decided that the impugned order be set aside and NRC should revisit the matter by making its own assessment for the programme in the state of Uttarakhand and seek clarification on the composite status of the institution.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned order dated 29.07.2016 and revisit the matter by making its own assessment for the programme in the State of Uttarakhand and seek clarification on the composite status of the case



(Sanjay Awasthi)  
Member Secretary

1. The Secretary/Appellant, Hardev Singh Sanskrit College, Village – Raipur, Mandhiyo Post – Raipur, Tehsil – Jashpur, Udham Singh Nagar, Uttarakhand – 244712.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttarakhand, Dehradun.



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F.No.89-623/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Om Sai B.Ed. College, Athner, Ravi Nagar, Betul, Madhya Pradesh dated 28/09/2016 is against the Order No. WRC/APP3543/223/256<sup>th</sup>/2016/171549 dated 01/08/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "1. Certified copy of land documents not submitted. 2. Change of land use (CLU) certificate issued by competent authority submitted but not notarized also total diverted land area should be more than 2500 sq. meter for intake of 50 students (1 unit). 3. Notarized copy of Non-Encumbrance Certificate not submitted. 4. Notarized Building Plan approved by the competent authority not submitted. 5. Notarized copy of Building Completion Certificate issued by the Competent Authority not submitted. 6. Institution does not fulfil the condition as per clause 2(b) and 3(a) of NCTE Regulations, 2014 according to which every teacher training institution has to be composite institution. 7. Details mentioned in affidavit submitted but column 5 left blank. **AND WHEREAS**, the reply was submitted by the institution on 18/03/2016. **AND WHEREAS**, the matter was placed before WRC in its 256<sup>th</sup> Meeting held on July 19-21, 2016 and the Committee decided that "...the Show Cause Notice dt. 15/02/2016, a reply has been received from the applicant submitting various documents. The documents were examined. It is seen that the Khasra numbers in various documents and the online application form do not match. In the CLU, the diverted area shown is 0.0120 and 0.160, which is much less than the required diverted area of 2500 sq. mts. In the Show Cause Notice, the applicant was also informed about the requirement of Clause 2(b) of the NCTE Regulations, 2014. The applicant has submitted an NOC of the affiliating body showing other courses like B.Com., B.A., B.Sc. and M.Sc. however, the names of the Colleges running these courses are 'Mahatma Gandhi Science College' and 'Mahatma Gandhi Mahavidyalaya', whereas the name of the institution mentioned in the application is 'Om Sai B.Ed. College'. Hence, the requirement of Clause 2(b) of the

NCTE Regulations, 2014 is not satisfied. Since, sufficient notice was given to the applicant to rectify the lacunae, this has not been done, Recognition is refused."

**AND WHEREAS** Sh. Rajnish Jaiswal, Secretary, Om Sai B.Ed. College, Athner, Ravi Nagar, Betul, Madhya Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "At the time of online application by mistake other khasra number are not mentioned. Khasra No. 591/24, 32, 37, 26. Rakba 0.60, 0.60, 0.60, 0.100 hect. Present document at the time of appeal date. Required diverted area completed. It is in process and present at the time of Appeal date. In future both the college will be run under same name, and Management so now at time of appeal application of the institute name is Mahatma Gandhi Education College"

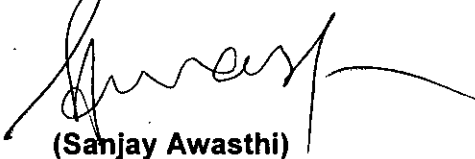
**AND WHEREAS** Appeal Committee noted that appellant institution mentioned Khasra Number 591/24 and 591/32 in the details of land as furnished in the application form. The adequacy of land and the Change of Land Use Certificate are therefore, required to be assessed only in respect of plots located on the above Khasra numbers. The plea of the appellant that some other khasra numbers were mistakenly not mentioned is not acceptable as building plans submitted by appellant also pertained to the proposed structure at khasra no. 591/24 and 591/32. The appellant also did not furnish details of any other programme being conducted at the proposed site which may render it eligible to be covered under the definition of a composite institution. The appellant's plea that another institution i.e. Mahatma Gandhi Education College is run by the society has no relevance to the case as name of the applicant is totally different and there is also no evidence furnished that Mahatma Gandhi Education College is functioning under the same society at same place.

**AND WHEREAS** Appeal Committee, after considering the facts of the case, decided to confirm the refusal order dated 1.8.2016 issued by WRC, Bhopal.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal

Committee concluded to confirm the refusal order dated 1.8.2016 issued by WRC,  
Bhopal

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Om Sai B.Ed. College, Athnder, Ravi Nagar, Athner, Betul, Madhya Pradesh – 460110.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**

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F.No.89-624/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Jaspuria B.Ed. College, Ranchi, Jharkhand dated 27/09/2016 is against the Order No. ER-218.7.14/ERCAPP3650/D.El.Ed./2016/48717 dated 02/08/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "1. Show Cause Notice was issued on 14/04/2016 on the following grounds: a) As per VT report, total built-up area is 2562.2 sq. mts. which is insufficient for granting permission to any additional teacher course as per NCTE Regulation 2014. b) Building plan and building completion certificate say the existence of four storied building but physically there is only two storied building measuring about 3858.5 sq. mts. The building completion certificate mismatches with the actual existence of the building. c) There is incomplete flooring in the extension wing of the building. 2. The institution submitted its reply dated 13/06/2016 and requested to permit the re-inspection of the institution on the cost of institution. The Committee considered the reply of the institution and observed that there is no provision for re-inspection of the institution as per NCTE Regulation 2014. In view the above, the committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3650 of the institution regarding permission for D.El.Ed. programme (Addl. Course) is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Jailendra Kumar, President and Suveen Jha, Member, Jaspuria B.Ed. College, Ranchi, Jharkhand presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "Due to mistake a proper approved building plan and Building Completion Certificate were not submitted at the inspection time."

**AND WHEREAS** Appeal Committee noted that application seeking recognition of additional course of D.El.Ed. is refused by E.R.C. mainly on the ground that Visiting Team which conducted inspection of the appellant institution on 1.03.2016 has reported that built up area is 2562.2 sq. meters. V.T. also observed that whereas building completion certificate is for a four storey building, the actual building is a two storey structure. The extension wing of the building was found to have incomplete flooring. The built-up area is inadequate for conducting two programmes i.e. existing B.Ed. and proposed D.El.Ed.

**AND WHEREAS** Appellant during the course of appeal presentation stated that due to mistake proper building plan and building completion certificate were not submitted. The appellant submitted a fresh B.C.C. which indicated a built-up area of 3858.5. The unit of measurement is not mentioned in this B.C.C. Moreover, Appeal Committee noted that basis of refusal was not B.C.C. but it was actual built up area reported by the Visiting Team at page 20 of its report and in the overall observations.

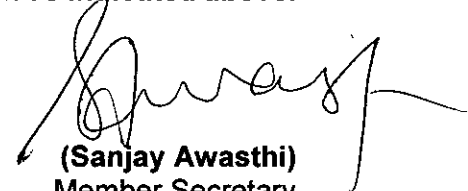
**AND WHEREAS** Appeal Committee noted that two building plans were submitted to Visiting Team with the following proposed built up area :

- |    |                |  |
|----|----------------|--|
| I  | <b>Plan I</b>  | Proposed built up area of 768 sq.meters each on ground and first floor.<br>Total = $768+768 = 1536$  |
| II | <b>Plan II</b> | Proposed built up area of 464.51 sq.meters each on ground + 1 <sup>st</sup> + 2 <sup>nd</sup> + 3 <sup>rd</sup> & 4 <sup>th</sup> floors.<br>Total = 2322 sq.meters. |

**AND WHEREAS** a doubt has therefore, arisen whether the V.T. took into consideration the built up area of one building or both the buildings. Appeal Committee, therefore, decided that a re-inspection of the appellant institution be conducted to assess the availability of total built up area for the two programmes. The V.T. should specifically report the location of two buildings i.e. whether these are adjacent to each other, complete in all respects and their built up area floor wise and total. For re-inspection, the appellant institution will be required to deposit the necessary fees in advance.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that a re-inspection of the institution be conducted on payment of fee by the appellant institution.

**NOW THEREFORE**, the Council hereby remands back the case of Jaspuria B.Ed. College, Ranchi, Jharkhand to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The President, Jaspuria B.Ed. College, 155/45, Jaspuria B.Ed. College, 155, Bisa, Ranchi, Jharkhand – 835103.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.

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F.No.89-630/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Swami Vivekananda Primary Teachers Training Institute, Jalangi, Murshidabad, West Bengal dated 25/09/2016 is against the Order No. ERC/216.7.56/ERCAPP3381/D.El.Ed./2016/48540/2016/48540 dated 27/07/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "a. Show cause notice was issued on 03/06/2016 on the following grounds: (i) As per building plan, total built up area is 2573.00 sq. mts. whereas as per VT report, total built up area is 56302 sq. mts. and as per building completion certificate built up area is 55,397 sq. ft. which is mismatch. (ii) Four storied building is mentioned in the building plan but as seen in the CD there is three stories building in existence. (iii) The building is not as per building plan. B. In response to show cause notice, the institution submitted its reply dated 28/04/2016 on the basis of proceedings uploaded in the ERC website which is not satisfactory. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3381 of the institution regarding permission for D.El.Ed. (Addl. Intake) programme is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Gunendra Nath Biswas, Secretary and Sh. Nishith Kumar Mandal, Member, Swami Vivekananda Primary Teachers Training Institute, Jalangi, Murshidabad, West Bengal presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "We followed the building plan thoroughly. Engineer Building Plan, VT report and building completion certificate match with another completely. Actually, it is a three storied building plan and it is shown in the CD rightly. We followed the building plan and implemented it successfully as it is. We fulfil all the NCTE norms. So please give us a chance to run the institution."

**AND WHEREAS** Appeal Committee noted that building plan submitted by the appellant institution pertained to a structure containing ground floor plus first, second and third floor. A Show Cause Notice (SCN) dated 08.06.2016 was issued to appellant institution seeking clarification on following points:-

- (i) As per building plan total built up area is 2573 sq. meters whereas as per V.T. area is 56302 sq. ft. and as per B.C.C. area is 55397 sq. feet.
- (ii) Building plan is for a 4 storey building. C.D. shows only a three storey building.
- (iii) Building is not as per building plan.

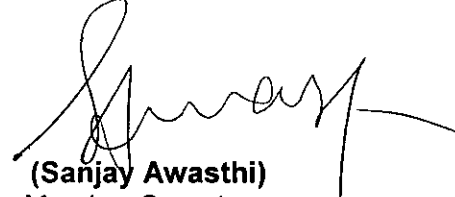
**AND WHEREAS** Appeal Committee noted that appellant institution has submitted a building plan which mentioned proposed built up area of 643.32 sq. meters each on ground + first + second and 3<sup>rd</sup> floor totalling built up area of 2573.28 sq. meters. The appellant submitted copy of B.C.C. vide its letter dated 28.04.2016 wherein built up area is shown as 1372 sq. meters on ground floor and 1286 sq. meters each on 1<sup>st</sup>, 2<sup>nd</sup> & 3<sup>rd</sup> floor (Total 5232 sq. meters). The B.C.C. submitted before the Appeal Committee is showing constructed area of 1340.60 meters each on ground + 1<sup>st</sup> + 2<sup>nd</sup> floor (Total 4021 sq. meters). The unit of measurement is in square feet in the B.C.C. dated 28.01.2016 and it pertains to a structure of ground + 1<sup>st</sup> + 2<sup>nd</sup> + 3<sup>rd</sup> floors.

**AND WHEREAS** different Building Completion Certificates containing a variance in the number of floors and built up area and different from the proposed building plan lends a doubt to the sanctity of the document itself. The V.T. has however, given a report verifying the built-up area of 56302 sq. feet for the composite institution. Appeal Committee, therefore, decided that the appellant institution be re-inspected to verify the built-up area, number of floors and construction of building as per approved building plan.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to get the institution re-inspected on payment of fee for verification of the built up area on each floor, number of floors and construction as per approved building plan.



**NOW THEREFORE, the Council hereby remands back the case of Swami Vivekananda Primary Teachers Training Institute, Jalangi, Murshidabad, West Bengal to the ERC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Swami Vivekananda Primary Teachers Training Institute, 2477, Viti, 759, 760, 763-768, 900, 901, Godagari, Jalangi, Murshidabad, West Bengal – 742305.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.**
- 4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.**

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F.No.89-631/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Jhamman Lal Degree College, Jyotiba Phule Nagar, Uttar Pradesh dated 28/09/2016 is against the Order No. NRC/NCTE/NRCAPP-8082/248<sup>th</sup> (Part-12) Meeting/2016/157531 dated 07/09/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted the reply of SCN dated 17/12/2015."

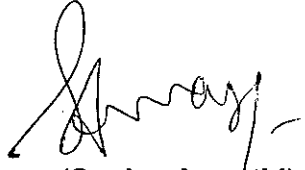
**AND WHEREAS** Sh. Gopal Saxena, Secretary/Correspondent, Jhamman Lal Degree College, Jyotiba Phule Nagar, Uttar Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "The institution has not received any letter from NCTE regarding SCN dated 17/12/2015. Only a letter from NCTE dated 07/09/2016 ref. no. / file no. NRC/NCTE/NRCAPP-8082/248<sup>th</sup> (Part-12) Meeting/2016/157531-32 was received by which the institute came to know that our file has been rejected. Institute is ready to submit 1.5 lac Rs/- for inspection. So please give us a chance for inspection. Otherwise institute will bear heavy loss."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SCN) dated 10.09.2015 was issued to appellant institution on the ground that 'the institution has refused inspection on the proposed day.' Appeal Committee further noted that reply to S.C.N. was submitted by the appellant institution vide letter dated 01.10.2015, received in the office of N.R.C. on 06.10.2015 (Diary No. 118374). The impugned order dated 07/09/2016 is on the ground that Institution has not submitted reply to a 2<sup>nd</sup> S.C.N dated 17.12.2015 which the appellant said it had not received.

**AND WHEREAS** Appeal Committee, therefore, decided to remand back the case to N.R.C. for reissue of the S.C.N. dated 18.12.2015.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for reissue of the S.C.N. dated 18.12.2015.

**NOW THEREFORE**, the Council hereby remands back the case of Jhamman Lal Degree College, Jyotiba Phule Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Manager, Jhamman Lal Degree College, Opp. Power House Hasanpur, Distt. – Amroha, Hasanpur, Jyotiba Phule Nagar, Uttar Pradesh – 244241.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.**



F.No.89-632/2016 Appeal/1<sup>st</sup> Meeting-2017  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of R.S. Raj Mahavidyalaya, Lajipur, Jaunpur Distt., Uttar Pradesh dated 23/09/2016 is against the Order No. NRC/NCTE/NRCAPP-14602/256<sup>th</sup> Meeting/2016/157267 dated 02/09/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds of non-submission of "(i) Proof/evidence to prove that it is a composite institution. (ii) Building plan approved by the competent authority. (iii) Notarized copy of CLU. (iv) Non-encumbrance certificate."

**AND WHEREAS** Sh. Raj Kumar Maurya, Manager, R.S. Raj Mahavidyalaya, Lajipur, Jaunpur Distt., Uttar Pradesh presented the case of the appellant institution on 06/01/2017. In the appeal and during personal presentation it was submitted that "In response to the show cause notice issued on 28/06/2016. The institution have submitted the following documents: Proof/evidence to prove that it is a composite institution. Building plan approved by competent authority. Non-encumbrance certificate on date 27/07/2016 whose diary no. 149491."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SCN) dated 28.06.2016 was issued to appellant institution for non-submission of:

- (i) Evidence to prove that it is a composite institution.
- (ii) Approved building plan.
- (iii) Notarised C.L.U. issued by Competent Authority.
- (iv) Non-encumbrance Certificate issued by Competent Authority.

**AND WHEREAS** Appeal Committee further noted that appellant institution submitted a reply dated 27.07.2016 received and diarised in the office of N.R.C. at

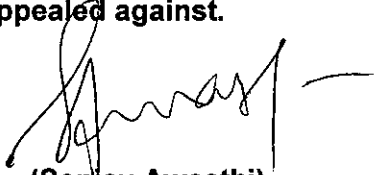
Diary No. 149491. The above reply is a letter written in Hindi stating that required documents are being made available. List of documents made available was neither annexed nor mentioned. The enclosures to the letter included three pages of infrastructural facilities available for the programme and one page of an incomplete building completion certificate. Appeal Committee noted that appellant had furnished a altogether different set of papers which it claimed to have submitted to N.R.C. on 27.07.2016. As against the handwritten letter available in the relevant file of N.R.C., the copy of letter dt. 27.07.2016 submitted with appeal memoranda is a typed letter containing details of enclosures submitted. Even though there is doubt about the copy of letter dated 27.07.2016 submitted alongwith Appeal Memoranda, Appeal Committee considered the contents of enclosures submitted with the Appeal Memoranda. There documents include:

- (i) Letter of affiliation dated 16.11.2013 affiliating R.S. Raj College to conduct under graduate programme.
- (ii) Copy of approved building plan
- (iii) Notarised C.L.U.
- (iv) Non-encumbrance Certificate dated 10.08.2016.

**AND WHEREAS** Appeal Committee is convinced that appellant institution failed to submit required documents even in response to the Show Cause Notice as is evident from the dates of issue of Non-encumbrance Certificate (10.08.2016) and C.L.U. (dated 12.08.2016). The appellant also did not seek extension of time from N.R.C. to comply with the requirements. Appeal Committee, therefore, decided to confirm the refusal order dated 02/09/2016 issued by N.R.C.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order dated 02/09/2016 issued by N.R.C. Jaipur.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Manager, R.S. Raj Mahavidyalaya, 889, 892, 915, Sale Deed, Lajipar, Jaunpur District, Uttar Pradesh – 222131.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.**



F.No.89-633/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sagarpara Education College, Domkal, Murshidabad, West Bengal dated 28/09/2016 is against the Order No. ERC/219.7.15/ERCAPP2905/D.El.Ed./2016/48825 dated 01/08/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. SCN was issued on 03/06/2016 on the following grounds: (i) As per VT report, total built up area is 2347.67 sq. mts. which is less than the requirement for running B.Ed.+D.El.Ed. programme as per NCTE Regulation 2014. (ii) Another (second) building is under construction. b. In response to show cause notice, the institution submitted its reply dated 20/05/2016 on the basis of the proceedings uploaded in the website of the ERC along with revised building plan and fresh CD of building. The Committee considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) As per VT report, total built up area was 2347.67 sq. mts. which is less than the requirement for running B.Ed.+D.El.Ed. programme as per NCTE Regulation 2014. (ii) The institution vide representation dated 20/05/2016 submitted a revised building plan indicating total built up area 3730.99 sq. mts. along with a CD of the building. (iii) The Committee considered the revised building plan and CD and observed that there is no provision in the NCTE Regulation 2014 to re-conduct the inspection of the institution for verification to the required instructional/infrastructural facilities including additional/required built up area constructed after the inspection of the ERC. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP2905 of the institution regarding permission for D.El.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Dipankar Singh, Secretary and Dipakjyoti Sarkar, Secretary, Sagarpara Education College, Domkal, Murshidabad, West Bengal

presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "when Hon'ble Visiting Team had came for inspection for affiliation of D.El.Ed. course for session 2016-17, we were unable to complete the building as per 2014 norms of NCTE (3500 sq. mts.) due to insufficient fund and poor condition of our society. But now, at present we have completed the building according to the criteria of NCTE. Therefore, it is my very Humble request to consider the refusal order, which is imposed against our college, so that we may get the permission of NCTE to run the course."

**AND WHEREAS** Appeal Committee noted that inspection of the appellant institution was conducted on 25.2.2016. The building Completion Certificate (BCC) dated 10.11.2015 submitted to the V.T. mentioned built up area of 8402 sq.feet each on ground, first and second floor totalling 26236 Sq. feet. The Visiting Team in its report mentioned built up area of 2342.67 sq. mts.

**AND WHEREAS** Appeal Committee further noted the appellant institution was granted recognition on 01.05.2016 for conducting B.Ed. programme on the basis of its application submitted in December, 2012. The above recognition was granted by ERC under NCTE Regulation, 2014 inspite of the fact that stand alone institution were not to be permitted to get recognition for any teacher education programme.

**AND WHEREAS** appellant during the course of appeal presentation admitted that as on the date of inspection i.e. 25.02.2016, the institution was short of built up area and the Visiting Team had mentioned in its report that total built up area is 2342.67 sq. mts. which is short by 657.33 sq.mts. as per NCTE norms. The Visiting Team also mentioned that another block adjacent to the existing building is under construction and the management has furnished an undertaking that shortfall in the built up area will be met shortly.

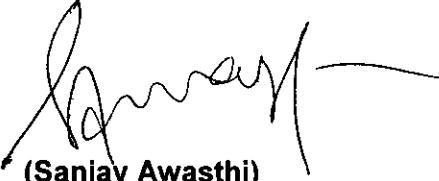
**AND WHEREAS** appeilant during the course of appeal presentation submitted a revised building Completion Certificate dated 10.05.2016 indicating a total built up area of 37953.42 Sq. feet. Appellant also orally conveyed its willingness to bear the cost of another inspection if decided by the Appeal Committee.



**AND WHEREAS** Appeal Committee noted that existence of already recognised B.Ed. programme of the institution is dependent on grant of recognition for D.El.Ed. programme for which other infrastructural facilities have already been verified by the V.T. Appeal Committee, therefore, decided to remand back the case to ERC for conducting another inspection provided the appellant institution deposits necessary fee.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to Eastern Regional Committee for conducting another inspection on payment of fee by the appellant institution.

**NOW THEREFORE**, the Council hereby remands back the case of Sagarpara Education College, Domkal, Murshidabad, West Bengal to the ERC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

1. The Secretary, Sagarpara Education College, Plot No. 5802, 10733, Vill. & PO – Sagarpara, PS – Jalangi, Dist. – Murshidabad, West Bengal – 742306.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-634/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Shiv Mahavidyalaya, Hariharpur, Kerakat, Jaunpur, Uttar Pradesh dated 23/09/2016 is against the Order No. NRC/NCTE/NRCAPP – 14630/256<sup>th</sup> (Part – 2) Meeting/2016/157136-39 dated 02.09.2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that “Building plan approved by the Competent Authority and Notarized copy of CLU issued by the Competent Govt. Authority have not submitted.”

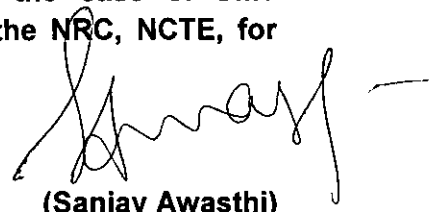
**AND WHEREAS** Sh. Shivdhai Yadav, Manager, Shiv Mahavidyalaya, Hariharpur, Kerakat, Jaunpur, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that “the institution have submitted all the required documents namely, 1. Building Plan approved by Competent Authority and 2. Notarized copy of CLU issued by the Competent Authority on 27.07.2016 vide Dy. No. 149490.”

**AND WHEREAS** the Committee noted that a copy of the approved building plan is in the file of the NRC. The appellant, in the course of presentation, submitted a copy of the CLU dated 4.6.2015 issued by the Deputy District Officer, Korakat, Jaunpur. In this circumstance, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the documents submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to send another copy of the approved building plan and notarized copy of the CLU to the NRC within 15 days of issue of the orders on the appeal.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the documents submitted by the appellant and

take further action as per the NCTE Regulations, 2014. The appellant is directed to send another copy of the approved building plan and notarized copy of the CLU to the NRC within 15 days of issue of the orders on the appeal.

**NOW THEREFORE, the Council hereby remands back the case of Shiv Mahavidyalaya, Hariharpur, Kerakat, Jaunpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Manager, Shiv Mahavidyalaya, 2777, 2779, Sale Deed, Hariharpur, Kerakat, Jaunpur District, Uttar Pradesh – 222219.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-636/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of GSRM Memorial Degree College, Lucknow, Uttar Pradesh dated 30/09/2016 is against the Order No. NRC/NCTE/NRCAPP-13813/256<sup>th</sup> Meeting/2016/157331 dated 02.09.2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Sc./B.Ed. course on the grounds that "The institution was given show cause notice vide letter dt. 15.07.2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."

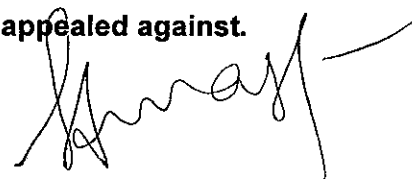
**AND WHEREAS** Sh. Manoj Kumar, General Secretary, GSRM Memorial Degree College, Lucknow, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "just after the receiving of letter from NRC, NCTE, Jaipur, the college has started the process of Selection Committee. In the course of presentation, the appellant submitted a representation in which it is stated that after receiving the Letter from N.R.C., the college started the process for appointment of faculty; issued advertisement in three news papers on 18<sup>th</sup>, 21<sup>st</sup> and 26<sup>th</sup> March, 2016; after receiving applications the college requested the Lucknow university on 25.04.2016 for getting the selection committee; though the university issued their letter for selection committee on 15.06.2016 and the college made many attempts, due to clashing of dates for B.Ed. and M.Ed. counselling, final date of interview was fixed for 14.08.2016; after the selection process was over, the list of selected candidates was sent to Lucknow University on 17.08.2016; and the final approval letter was issued by the university on 20.09.2016, which was received by the college on 22.09.2016. The appellant also submitted that they did not receive the Show Cause Notice. Alongwith their representation, copies and various documents, including, newspaper advertisements dt. 18<sup>th</sup>, 21<sup>st</sup> and 26<sup>th</sup> March, 2016 for recruitment of teaching faculty, letter dt. 25.04.2016 addressed to Lucknow University requesting

constitution of a Selection Committee for selection of teaching faculty, letter dt. 15.06.2016 from Lucknow University furnishing the list of Experts, proceedings of the selection committee meeting held on 14.08.2016, letter dt. 14.08.2016 to Lucknow university seeking approval of the selected candidate and provisional approval letter dt. 20.09.2016 for the teaching faculty issued by Lucknow university also were submitted.

**AND WHEREAS** the Committee noted that the NRC issued the letter of Intent (LOI) to the appellant on 4<sup>th</sup> March, 2016 with a direction to submit a compliance report with all documents written two months of issue of that letter. As the appellant did not send any reply to the LOI, NRC issued a Show Cause Notice on 15.07.2016. The appellant did not send any reply to the Show Cause Notice also. The appellant has not sent any communication to the NRC either explaining the steps he was taking to get the teaching faculty approved or seeking extension for complying with the requirements of the LOI. Hence the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Secretary, GSRM Memorial Degree College, 719, SA, Narainpur Fatehganj Marg Bhadoi Sarojini Nagar, Lucknow, Uttar Pradesh – 226008.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-637/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Universal College of Higher Education, Mawana, Meerut, Uttar Pradesh dated 26/09/2016 is against the Order No. NRC/NCTE/NRCAPP-13110/255<sup>th</sup> Meeting/2016/2016/156165 dated 22/08/2016 of the Northern Regional Committee, refusing recognition for conducting B.A./B.Sc. course on the grounds that "The letter issued by Choudhary Charan Singh University, Meerut dt. 24/06/2016 is a NOC to the institution to start B.A. course from session 2016-17. The institution has not submitted any proof/evidence that university has granted affiliation to run the B.A. course from the session 2016-17. Thus, the institution does not fulfil the requirement of NCTE Regulations, 2014 clause 2(b)."

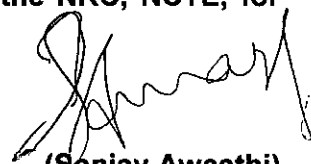
**AND WHEREAS** Sh. Harvinder Sharma, Director and Sh. Vipin Kumar Jain, Secretary, Universal College of Higher Education, Mawana, Meerut, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "The institution has submitted the reply of show cause notice vide letter dated 14/07/2016 to NCTE issued by NRC in its 253<sup>rd</sup> meeting Part-2 held on 14<sup>th</sup> June 2016. That the Choudhary Charan Singh University, Meerut has issued the NOC vide letter dated 24/06/2016 to the institution to run the B.A./ B.Sc. B.Ed. course from the session 2016-17 and there is very clearly mentioned in the NOC that the institution shall grant with affiliation after fulfil the requirements, rules and regulations of University."

**AND WHEREAS** appellant during the course of Appeal presentation on 07.01.2017 apprised the Appeal Committee that recognition for conducting D.El.Ed. and B.Ed. programmes have already been granted to the institution vide NRC Order dated 3<sup>rd</sup> March, 2016 and 2<sup>nd</sup> May, 2016 and as such it has fulfilled the criteria of composite institution as defined in clause 2(b) of the NCTE Regulation, 2014.

**AND WHEREAS** Appeal Committee further noted that appellant institution has obtained NOC for affiliating University for conducting undergraduate programme in Home Science, Political Science, Sociology, Economics, English, Hindi etc. Although there is no evidence in support of commencement of the above degree course, yet Appeal Committee is of the view that appellant institution had satisfied the conditions of being a composite institution for making application for a 4 year B.A.B.Ed./ B.Sc.B.Ed. programme. The appellant institution has also submitted a letter dated 26.08.2016 to NRC enclosing therewith copy of affiliation order dated 04.08.2016 issued by Ch. Charan Singh University, Meerut. Keeping in view the above development, which of course was reported to NRC a week after issue of the impugned order, Appeal Committee decided to remand back the case to NRC for revisiting the matter and issuing revised order keeping in view the guidelines issued by NCTE(HQs) vide letter number 49-3/2016/NCTE/N&S dated 07.04.2016 addressed to Regional Director, NRC and copy endorsed to all other Regional Committee offices.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing Appeal Committee concluded to remand back the case to NRC for revisiting the matter keeping in view the letter dated 08.09.2016 submitted by appellant enclosing therewith copy of affiliation order dated 04.08.2016 of Ch. Charan Singh University, Meerut.

**NOW THEREFORE**, the Council hereby remands back the case of Universal College of Higher Education, Mawana, Meerut, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Universal College of Higher Education, Plot/Khasra No. 145 M, Khajuri, Kila Parikshit Garh Road, Teh.-Mawana, Meerut, Uttar Pradesh – 1233.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-638/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh dated 02/10/2016 is against the Order No. WRC/APP2736/222/257<sup>th</sup>/M.P./2016/172294 dated 11/08/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "As per clause 8(4)(i) of the NCTE Regulations, 2014, an applicant for a Teacher Education Course must possess land as specified in the NCTE Regulations, at the time of making the application. In this case, when the application was made (29/05/2015) online, of which the hard copy was submitted on 15/06/2015, the land was in the name of Smt. Rahisa Bano. In other words, the applicant society did not own land in its own name at the time of application. When this point was communicated to the applicant by way of Show cause notice dt. 21/03/2016, the applicant has submitted an amendment letter, according to which the owner's name has been amended to that Dr. Zakir Hussain Bahuuddeshiye Shiksha Prasar Prayyaran Samiti. This amended land document submitted now is not originally certified by the competent Land Revenue Authority, as is required under Clause 8(5) of the NCTE Regulations, 2014. An originally notarized copy of the Building Plan has not been submitted. Non-Encumbrance Certificate has not been submitted in the proper format, nor is it notarized; and The Building Completion Certificate has not been submitted. Hence, reliance is made on the Building Plan to assess whether sufficient built up area would be available. The applicant has also applied for B.Ed. course (APP-2751). For both the courses, the requirement of built up area is 3000 sq. mtrs. Whereas, the Building Plan shows the availability of 1181.36 sq. mtrs. The applicant was provided sufficient opportunity to rectify the defects by way of Show Cause notice. This has not been done. Hence, Recognition is refused."



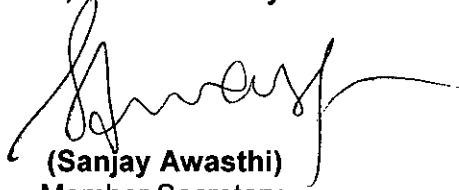
**AND WHEREAS** Sh. Sher Khan, Representative and Sh. Alok Dwivedi, Member, Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation, the appellant submitted that the land is in the name of the society, a originally notarised copy of the building plan, a notarised copy of the Non-Encumbrance Certificate and a building completion certificate are submitted. The appellant with his letter dated 06.10.2016 has submitted various documents including those mentioned above.

**AND WHEREAS** the Committee noted from the documents submitted by the appellant that the change of the name of the buyer of the land to that of Dr. Zakir Hussain Bahuuddeshiya Shiksha Prasar and Paryavaran Samiti in respect of the land sale registered on 23.05.2015, has been registered by the Registrar of Stamps, Madhya Pradesh. This amendment deserved to be accepted. The notarized copy of the building plan enclosed to the appeal indicates the total built-up area in ground, first and second floors as 38,134.335 sq.ft. (3544.08 sqmts.). The non-encumbrance certificate has been issued by the revenue authority of the State Govt. The Building Completion Certificate shows a built-up area of 37133 sq.ft. A copy of the appellant's letter dated 6.10.2016 with its enclsoures alongwith a copy of the appeal was forwarded to the WRC with the Council's office Memorandum No.89-638/2016/Appeal/47056 dated 2/6.12.2016.

**AND WHEREAS** in view of the above position, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the letter of the appellant dated 6.10.2016 and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the letter of the appellant dated 6.10.2016 and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE, the Council hereby remands back the case of Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Feroz Gandhi Group of College, 277, 278, Phoop – Ater Road, 00, Datawali, Ater, Bhind, Madhya Pradesh – 477001.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**

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F.No.89-639/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh dated 02/10/2016 is against the Order No. WRC/APP2751/223/257<sup>th</sup>/2016/172143 dated 10/08/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per clause 8(4)(i) of the NCTE Regulations, 2014, an applicant for a Teacher Education Course must possess land as specified in the NCTE Regulations, at the time of making the application. In this case, when the application was made (29/05/2015) online, of which the hard copy was submitted on 15/06/2015, the land was in the name of Smt. Rahisa Bano. In other words, the applicant society did not own land in its own name at the time of application. When this point was communicated to the applicant by way of Show cause notice dt. 21/03/2016, the applicant has submitted an amendment letter, according to which the owner's name has been amended to that Dr. Zakir Hussain Bahuuddeshiye Shiksha Prasar Prayyaran Samiti. This amended land document submitted now is not originally certified by the competent Land Revenue Authority, as is required under Clause 8(5) of the NCTE Regulations, 2014; An originally notarized copy of the Building Plan has not been submitted. Non-Encumbrance Certificate has not been submitted in the proper format, nor is it notarized; and The Building Completion Certificate has not been submitted. Hence, reliance is made on the Building Plan to assess whether sufficient built up area would be available. The applicant has also applied for D.El.Ed. course (APP-2736). For both the courses, the requirement of built up area is 3000 sq. mtrs. Whereas, the Building Plan shows the availability of 1181.36 sq. mtrs. The applicant was provided sufficient opportunity to rectify the defects by way of Show Cause notice. This has not been done. Hence, Recognition is refused."

**AND WHEREAS** Sh. Sher Khan, Representative and Sh. Alok Dwivedi, Member, Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh presented

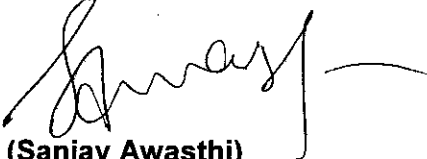
the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation the submitted that the land is in the name of the society, a originally notarised copy of the building plan, a notarised copy of the Non-Encumbrance Certificate and a building completion certificate are submitted. The appellant with his letter dated 06.10.2016 has submitted various documents including those mentioned above.

**AND WHEREAS** the Committee noted from the documents submitted by the appellant that the change of the name of the buyer of the land to that of Dr. Zakir Hussain Bahuuddeshiya Shiksha Prasar and Paryavaran Samiti in respect of the land sale registered on 23.05.2015, has been registered by the Registrar of Stamps, Madhya Pradesh. This amendment deserved to be accepted. The notarized copy of the building plan enclosed to the appeal indicates the total built-up area in ground, first and second floors as 38,134.335 sq.ft. (3544.08 sqmts.). The non-encumbrance certificate has been issued by the revenue authority of the State Govt. The Building Completion Certificate shows a built-up area of 37133 sq.ft. A copy of the appellant's letter dated 6.10.2016 with its enclosures alongwith a copy of the appeal was forwarded to the WRC with the Council's office Memorandum No.89-639/2016/Appeal/47057 dated 2/6.12.2016.

**AND WHEREAS** in view of the above position, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the letter of the appellant dated 6.10.2016 and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the letter of the appellant dated 6.10.2016 and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE, the Council hereby remands back the case of Feroz Gandhi Group of College, Alter, Bhind, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

1. **The Secretary, Feroz Gandhi Group of College, 277, 278, Phoop – Ater Road, 00, Datawali Ater, Bhind, Madhya Pradesh – 477001.**
2. **The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
4. **The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**



F.No.89-640/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh dated 03/10/2016 is against the Order No. NRC/NCTE/NRCAPP-14502/256<sup>th</sup> Meeting/2016/157244 dated 02/09/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "As per application submitted by the institution, land identification (Plot No./Khasra No.) is 1889, 1892. The institution has submitted a notarized CLU for Plot/Khasra No. 1891 with total land area of 890 sq. mts. No notarized C.L.U. in respect of Khasra no. 1889 has been submitted by the institution."

**AND WHEREAS** the appellant, aggrieved by the decision of the N.R.C. to refuse recognition, filed a Writ Petition Misc. Single No. 23216 of 2016 before the Hon'ble High Court of Allahabad, Lucknow Bench. The Hon'ble High Court in their order dt. 26.09.2016 dismissed the Writ Petition on the ground of availability of efficacious and alternative remedy of filing appeal before the Appellate Authority under Section 18 of the NCTE Act, 1993. The Hon'ble High Court also, ordered that if an appeal is preferred within a period of one month from the date of issue of a certified copy of their order, the Competent Authority respondent shall decide the same, in accordance with law, expeditiously.

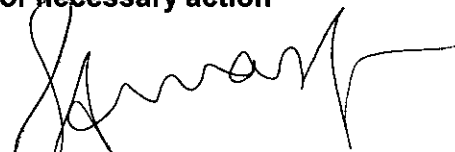
**AND WHEREAS** Sh. M.S. Faridi, Secretary, AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "C.L.U. was applied for all the three gatas but the Assistant Collector, 1<sup>st</sup> Class, Sidhauli had issued CLU in respect of one gata on 31.12.2015 and left the remaining two gatas pending. The appellant submitted the C.L.U. issued to the N.R.C. with their letter dt. 24.07.2016. The N.R.C. has not given any opportunity to the appellant to submit the C.L.U. in respect of the remaining gatas. The appellant submitted that

the C.L.U. for the remaining gatas was issued by the Assistant Collector, 1<sup>st</sup> Class, Sidhauli on 05.09.2016. If the N.R.C. had given an opportunity, the appellant would have sought little more time for submission of C.L.U. The appellant submitted the C.L.U. dt. 05.09.2016 to the N.R.C. on 06.09.2016."

**AND WHEREAS** the Committee noted that the NRC after the submission of CLU dated 31.12.2015 for gata no.1891 by the appellant has not asked them to submit the CLU for the remaining gata. The Committee also noted the submission of the appellant about the applying for CLU for all the gatas and the issue of the same by the competent authority on different occasions. In any case the appellant submitted the CLUs for the requisite gatas and they are in the file of the NRC. In these circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider both the CLUs submitted by the appellant and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider both the CLUs submitted by the appellant and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE, the Council hereby remands back the case of AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, AIM, 529, KA/ 229 / 12, Pant Nagar, Khurram Nagar, Lucknow Uttar Pradesh – 226022.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-641/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Mata Sita Sunder College of Education, Sitamarhi, Bihar dated 30/09/2016 is against the Order No. ERC/219.7.1/APP3768/B.Ed./2016/4880 dated 03/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 02/06/2016 on the following grounds: (i) The building plan submitted is not approved by any Govt. Engineer. (ii) Non-encumbrance certificate issued from Land Revenue Department not submitted. b. In response to show cause notice, the institution submitted its reply dated 16/06/2016 with a copy of Non-encumbrance certificate and requested some more time to submit the building plan approved by Govt. Engineer. The considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) The building plan submitted is not approved by any Govt. Engineer. (ii) The committee has not accepted the request of the institution for extension of time to submit the building plan approved by Govt. Engineer. (iii) The show cause notice has already been issued and time is over. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3768 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Rajeev Kumar, Trustee and Sh. Vijay Kumar, Administrator, Mata Sita Sunder College of Education, Sitamarhi, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "We have duly followed the deadline of replying ERC-NCTE, Bhubaneswar's indicated deficiency as it is evident that in response of its show cause notice dated 02/06/2016, we have forwarded promptly our half part of reply/compliance on 16/06/2016 i.e. within 14 days from the date of issuance (non from the date of receipt) of show cause notice bearing reference no.



ERC/215.5.3/APP3768/B.Ed./201646913 dated 02/06/2016. It shows our sincere, honest and all out endeavour to obey the order of ERC-NCTE, Bhubaneswar for early compliance of deficiencies. Since out of two deficiencies pointed out in show cause notice, second deficiency which read out as "Non Encumbrance Certificate issued from land Revenue Department not submitted "has been complied well within the stipulated time frame of 21 days vide our first reply reference No. MSSCE 1014 dated 16/06/2016 and compliance of 1<sup>st</sup> deficiency of show cause notice which read out as" the building plan submitted is not approved by any Govt. Engineer "depended on availability of two authorities namely village headman and Govt. Engineer at similar and reckoned point of time, which did not happen and village headman was found to be outstation placement on reckoned period of show cause notice, on contracting over telephone he ensured us to make himself available for putting/affixing his signature on building map in last week of June 2016. Accordingly, these practical and beyond our control situation has been duly recorded in our 1<sup>st</sup> reply/representation made to ERC-NCTE Bhubaneswar on 16/06/2016. It is pertinent to mention here that "For our institution already VT has been constituted and Hon'ble VT Members have also visited our college in the last week of April 2016. These two deficiencies were pointed out on the basis of perusal of VT report and its annexures collected by the VT Members."

**AND WHEREAS** Appeal Committee noted that a Show Case Notice (SCN) dated 02.06.2016 was issued to appellant institution on following ground:

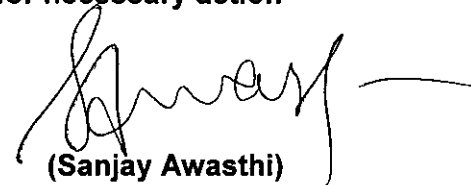
- i. Building plan not approved by any Govt. engineer.
- ii. Non-Encumbrance Certificate issued by Land Revenue Department not submitted.

**AND WHEREAS** Appeal Committee noted that appellant institution in reply to the SCN submitted, to ERC, copy of non-encumbrance certificate attested by Notary. The appellant simultaneously sought extension of time for sending building plan approved by Competent authority. ERC Bhubaneshwar did not agree to the request made by appellant and decided in its 219<sup>th</sup> Meeting to issue refusal order and accordingly issued impugned order dated 03.08.2016. Appellant with its letter dated 30.09.2016 enclosed a copy of building plan approved by the village Mukhiya and Building Construction Dept. Sub Div. Sitamarhi. Appeal Committee also noted that

appellant institution has submitted to the Visiting Team copy of a Building Completion Certificate (BCC) issued by Building Const. Dept., Sitamarhi. The observation made in the inspection report dated 24.04.2016 and B.C.C. issued by concerned department was a supporting evidence in favour of building plan. Appeal Committee is therefore, of the view that the office of ERC should have been more considerate in granting extension of time to the appellant for submitting copy of building plan signed and stamped by the competent authority. Appeal Committee, decided to set aside the impugned order dated 03.08.2016 and remand back the case to ERC for reconsideration.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned order dated 03.08.2016 and remand back the case to ERC for reconsideration.

**NOW THEREFORE**, the Council hereby remands back the case of Mata Sita Sunder College of Education, Sitamarhi, Bihar to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Mata Sita Sunder College of Education, Village Dhanhara PO – Manikpur District Sitamarhi 1706, 1707, 1708 and 1741, Absolute Sale Deed, 273, 274 and 282, Dhanhara, Sitamarhi, Bihar – 843323.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-642/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Shri Hari Narayan Mahavidyalaya, Jagatpur, Ghazipur, Uttar Pradesh dated 03/10/2016 is against the Order No. NRC/NCTE/NRCAPP-13069/255<sup>th</sup> Meeting/2016/155893 dated 19/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was given show cause notice vide letter dt. 11/06/2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."

**AND WHEREAS** Sh. Rajya Pal Singh, Secretary, Shri Hari Narayan Mahavidyalaya, Jagatpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "Not submitted for rejection ground to time, date & due."

**AND WHEREAS** Appeal Committee noted that appellant institution submitted online application dated 01.06.2015 for grant of recognition of D.El.Ed. programme. Office of Northern Regional Committee (NRC) initiated processing of the application by addressing communications dated 02.11.2015 and 21.12.2015 to the state government of Uttar Pradesh seeking their recommendation. Appeal Committee further noted that a Show Case Notice (SCN) dated 11.06.2016 was issued to appellant institution pointing out certain deficiencies (our deficiencies). Reply of SCN was required to be submitted within 30 days which the appellant could not submit. The impugned order dated 19.08.2016 is on a single ground that appellant institution did not submit reply to the SCN within 30 days.

**AND WHEREAS** Appeal Committee noted the submission made by appellant. The appellant stated that SCN was received quite late. Appeal Committee also observed that in quite few cases NRC had taken a decision to refuse recognition immediately after the expiry of 30 days from the date of SCN without giving any scope for postal delay which may occur between signing of the SCN and its delivery

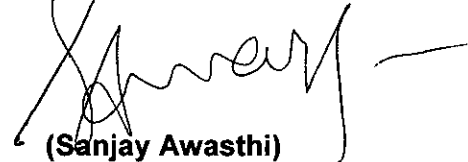
to the addressee. Appellant during the course of appeal presentation stated that first communication addressed to him from NRC was after more than a year while expecting reply within 30 days. Appellant had submitted required document as per points of deficiencies mentioned in the SCN along with it Appeal Memoranda dated 03.10.2016. A perusal of these documents reveal that the building plan was not approved by competent civic authority. Notarised copy of CLU was also not submitted.

**AND WHEREAS** Appeal Committee further noted that appellant institution has not furnished the details of any teacher education programme in the Application Performa though during the course of appeal presentation it stated that the institution is running a Degree College since 2012. However, this point of 'Composite status' was not mentioned in the Show Cause Notice.

**AND WHEREAS** Appeal Committee keeping in view the circumstance of the case decided to remand back the case to NRC for revisiting the matter since the appellant is already aware of the points of deficiencies, he is required to submit a composite reply to Show Cause Notice within 15 days of the issue of Appeal orders.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to NRC for revisiting the matter. The appellant is required to submit a composite reply on the points of deficiencies within 15 days of the issue to Appeal orders.

**NOW THEREFORE, the Council hereby remands back the case of Shri Hari Narayan Mahavidyalaya, Jagatpur, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Manager, Shri Hari Narayan Mahavidyalaya, 423, 422, Khatuni (Non-Agricultures Lan), Jagatpur, Ghazipur, Uttar Pradesh – 233226.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-643/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Adarsh Subhash Tayal College of Education, Near Jind Road Chungi, Hansi, Hisar, Haryana dated 02/10/2016 is against the Order No. NRC/NCTE/NRCAPP-10530/255<sup>th</sup> Meeting/2016/56878 dated 30/08/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./ B.Sc. B.Ed. course on the grounds that "The applicant institution has not submitted any proof / evidence that it is offering under graduate or post-graduate programme of studies in the field of Liberal Arts or Humanities or Social Science or Science or Mathematics for getting grant of recognition for 4 years integrated programme leading to B.Sc. B.Ed. / B.A. B.Ed. degree as has been mentioned in Clause 2(b) of NCTE Regulations, 2014 and clause 1.1 of the Appendix 13 (Norms & Standards for B.A. B.Ed. / B.Sc. B.Ed. degree). Government of Haryana vide its letter dt. 12/04/2016 has requested the NRC, NCTE not to entertain the applications of Societies / Trusts seeking recognition for 4 years integrated course B.A. B.Ed. / B.Sc. B.Ed. and opening of new B.Ed. colleges in the State henceforth and during the years 2016-17 and 2017-18."

**AND WHEREAS** Dr. Anil Yadav, Member and Dr. Jai Prakash, Principal, Adarsh Subhash Tayal College of Education, Near Jind Road Chungi, Hansi, Hisar, Haryana presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "Clause 2b of the NCTE Regulation 2014 states that "Composite Institution" means a duly recognized institution offering multiple Teacher Education programme." Thus an applicant can apply for two Teacher Education courses simultaneously and it will be considered as composite institution. Same is the case where an institution having one Teacher Education course can apply for additional course of B.A. / B.Sc. B.Ed. That also in the NCTE HQ letter dt. 02/02/2016, signed by Dr. P.K. Yadav, addressed to Regional Director, NRC, Jaipur the Composite Institution has been defined as an institution

offering multiple Teacher Education Programme." That the NCTE has framed the new regulations which are being called as National Council for Teacher Education (Recognition Norms and procedure) Regulations, 2014. Notification in this regard was issued on 28/11/2014. The notification incorporated the conditions and regulations regarding the grant of recognition, as well as, other conditions in respect of the college of education. That the order of refusal of NRC dt. 30/08/2016 is ultra virus to the provisions of the Constitution of India vide which the applications of the petitioner was rejected and returned in original (by relying upon the letters issued by the State of Haryana on 12/04/2016. The decision of Hon'ble High Court of Punjab & Haryana in CWP 25532 of 2015 titled Ganga Institute v/s MDU dt. 19/02/2016 on the basis of which this ban letter dt. 12/04/2016 has been issued by the State of Haryana, stating that "In the light of aforesaid facts, it is paramount for the regulatory body, affiliating University and the States Government to see that no further colleges are allowed to be opened, which will result in compromising the quality of education. Thus Court has directed to impose ban using word 'further' thus ban has been imposed on the colleges to be opened in future. The case in hand is of session 2016-17 for which application were invited on 09/03/2016 and NOC from affiliating body has already been issued on 19/05/2015 and inspection has already been done and institution has already created the required additional building and infrastructure. Thus ban of the State Govt. has no meaning in the light of above explanation. Whereas, the respondent Council have not followed the provisions given in Regulation 7(6) of the new NCTE Regulations 2014 in which every case has to be considered on its own merits irrespective of the recommendations of concerned State Govt. The applications were invited on the basis of the public notice dated 01/03/2015 in which application were invited from the State Governments and Union Territories those have not given their negative recommendations for establishment of new Teacher Training Courses. When the applications from State of Haryana were invited and it has not given its negative recommendations to the NCTE regarding establishment of new Teacher Training Courses thus applications were invited by the NCTE from self-financing institutions including the State of Haryana, thus the post-dated negative recommendation given on 12/04/2016 has no relevance in the eyes of law. College has constructed building of crores of rupees and has created infrastructure and NRC inspected all these buildings and infrastructure in Jan. 2016 and NRC has considered the report and has admitted that all the infrastructure and

building created by the institution is as per new regulation 2014. The NRC may kindly be ordered to grant the recognition to the petitioner society so that the fundamental right to get the Education of the prospective students of the area for the new and prospective course of B.A. / B.Sc. B.Ed. shall not be hampered or curtailed in the interest of Justice." That NRC has given recognition for B.A./B.Sc. B.Ed. course under clause 7/16 in the State of Haryana irrespective of the so called ban to: (i) JIMS School of Education, Jhajjar, Haryana (NRCAPP-13249) in the State of Haryana in the 255<sup>th</sup> NRC meeting from 2-6 Aug. 2016 for B.A. / B.Sc. B.Ed. seen annexure no. 11. (ii) Manav Rachna University, Faridabad, Haryana (NRCAPP-10195) in State of Haryana in the 256<sup>th</sup> NRC Meeting from 22-25 Aug., 2016".

**AND WHEREAS** Appeal Committee noted that impugned order dated 30.08.2016 refusing recognition for B.A. B.Ed., B.Sc. B.Ed. programme to the appellant institution is on following two grounds:

- i. Application institution has not submitted any evidence that it is offering undergraduate or post graduate programme of studies.
- ii. Govt. of Haryana vide its letter dated 12.04.2016 has not approved opening of new B.Ed. college seeking recognition for 4 year integrated course B.A. B.Ed. / B.Sc. B.Ed. during the years 2016-17 and 2017-18.

**AND WHEREAS** Appeal Committee in this context noted para 1.1 of Appendix 13 of the NCTE Regulation, 2014 which lays down the norms and standards for the 4 year integrated programme as follows :-

*"The four-year integrated programme aims at integrating general studies comprising science (B.Sc. B.Ed.) and social science or humanities (B.A. B.Ed.), professional studies comprising foundations of education, pedagogy of school subjects, and practicum related to the tasks and fundctions of a school teacher. It maintains a balance between theory and practice, and coherence and integration among the components of programme, representation a wide knowledge base of a secondary school teacher. The programme aims at preparing teachers for Upper Primary and Secondary and stages of education."*

The above objective of the programme can be achieved only when the applicant institute proposes to conduct simultaneously or is having an already existing degree or post-graduation course in the vicinity of institution itself. The appellant institution has not submitted any evidence to the effect that it has applied to the concerned affiliating body for grant of affiliation to conduct degree or post-graduation course. NCTE(HQs) had issued clarification regarding grant of recognition of B.A. B.Ed. / B.Sc. B.Ed. course vide its letter no. 49-3/2016/NCTE/N&S dated 7<sup>th</sup> April, 2016. Extracts from the above letter are reproduced below :-

*"It is not necessary that an institution already offering a graduate B.A./ B.Sc. programme is only entitled to apply for a 4 year integrated B.Sc./B.A. - B.Ed. programme. The application for a 4 year integrated programme of an institution can be processed, if it has simultaneously applied to the affiliation body, for a graduate programme. However, recognition order by NCTE in such a case will be issued by NCTE only when the institution submits affiliation/ recognition of its proposed graduate B.A./ B.Sc. programme by the University. A stipulation to this effect shall need to be incorporate while issuing LOI under section 7(13) of the NCTE Regulation 2014."*

Appeal Committee feels that eligibility criteria as mentioned in para 1.1 and para 1.2 of the Appendix 13 of NCTE Regulation are to be read together and it is a misconception on part of the appellant institution to presume that integration of general studies and professional studies can be compromised by offering the 4 year integrated course in all type of institution defined in para 2(b).

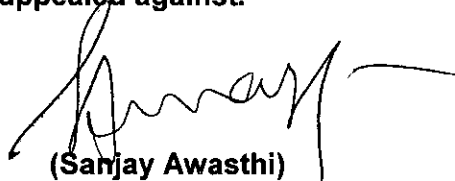
**AND WHEREAS** Appeal Committee further noted that state government is an important stake holder and the negative recommendations if any conveyed by it before grant of formal recognition cannot be ignored without sufficient and valid reasons. Appeal committee, noted that appellant institution submitted its application on 26.05.2015 seeking recognition for the academic year 2016-17 and the state Govt. of Haryana vide its letter dated 12.04.2016 has intimated not to entertain applications of societies/ Trusts seeking recognition for 4-year integrated course during the year 2016-17 and 2017-18.



**AND WHEREAS** Appeal Committee in view of the facts narrated in para 3 to 5 decided to confirm the refusal order dated 30.08.2016 issued by NRC.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.08.2016 issued by NRC Jaipur.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**

  
(Sanjay Awasthi)  
Member Secretary

1. The President, Adarsh Subhash Tayal College of Education, Plot No. 123, Near Jind Road,, Chungi Hansi, Hissar, Haryana – 125033.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-644/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh dated 03/10/2016 is against the Order No. NRC/NCTE/NRCAPP-14495/256<sup>th</sup> Meeting/2016/157312 dated 02/09/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per application submitted by the institution, land identification (Plot No./Khasra No.) is 1889, 1892. The institution has submitted a notarized CLU for Plot/Khasra No. 1891 with total land area of 890 sq. mts. No CLU in respect of Khasra no. 1889 has been submitted by the institution."

**AND WHEREAS** the appellant, aggrieved by the decision of the N.R.C. to refuse recognition, filed a Writ Petition Misc. Single No. 23216 of 2016 before the Hon'ble High Court of Allahabad, Lucknow Bench. The Hon'ble High Court in their order dt. 26.09.2016 dismissed the Writ Petition on the ground of availability of efficacious and alternative remedy of filing appeal before the Appellate Authority under Section 18 of the NCTE Act, 1993. The Hon'ble High Court also, ordered that if an appeal is preferred within a period of one month from the date of issue of a certified copy of their order, the Competent Authority respondent shall decide the same, in accordance with law, expeditiously.

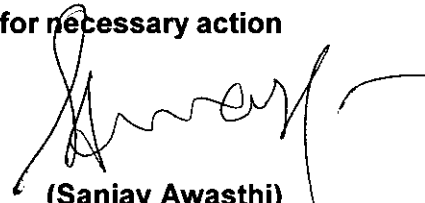
**AND WHEREAS** Sh. M.S. Faridi, Secretary, AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "C.L.U. was applied for all the three gatas but the Assistant Collector, 1<sup>st</sup> Class, Sidhauli had issued CLU in respect of one gata on 31.12.2015 and left the remaining two gatas pending. The appellant submitted the C.L.U. issued to the N.R.C. with their letter dt. 24.07.2016. The N.R.C. has not given any opportunity to the appellant to submit the C.L.U. in respect of the remaining gatas. The appellant submitted that

the C.L.U. for the remaining gatas was issued by the Assistant Collector, 1<sup>st</sup> Class, Sidhauri on 05.09.2016. If the N.R.C. had given an opportunity, the appellant would have sought little more time for submission of C.L.U. The appellant submitted the C.L.U. dt. 05.09.2016 to the N.R.C. on 06.09.2016.”

**AND WHEREAS** the Committee noted that the NRC after the submission of CLU dated 31.12.2015 for gata no.1891 by the appellant has not asked them to submit the CLU for the remaining gata. The Committee also noted the submission of the appellant about the applying for CLU for all the gatas and the issue of the same by the competent authority on different occasions. In any case the appellant submitted the CLUs for the requisite gatas and they are in the file of the NRC. In these circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider both the CLUs submitted by the appellant and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider both the CLUs submitted by the appellant and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of AIM, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, AIM, 529, KA/ 229 / 12, Pant Nagar, Khurram Nagar, Lucknow, Uttar Pradesh – 226022.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-645/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Mata Sita Sunder College of Education, Sitamarhi, Bihar dated 01/10/2016 is against the Order No. ERC/219.7.2/APP3800/4yr. B.A. B.Sc. B.Ed. Integrated/2016/48779 dated 03/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.A. B.Sc. B.Ed. course on the grounds that "a. SCN was issued on 03/06/2016 on the following grounds: (i) The building plan submitted is not approved by any Govt. Engineer. (ii) Non-encumbrance certificate issued from Land Revenue Department not submitted. b. In response to show cause notice, the institution submitted its reply dated 16/06/2016 with a copy of Non-encumbrance certificate and requested some more time to submit the building plan approved by Govt. Engineer. ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) The building plan submitted is not approved by any Govt. Engineer. (ii) The committee has not accepted the request of the institution for extension of time to submit the building plan approved by Govt. Engineer. (iii) The show cause notice has already been issued and time is over. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3800 of the institution regarding recognition for 4-year B.A./B.Sc. B.Ed. Integrated Programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Rajeev Kumar, Trustee and Sh. Vijay Kumar, Administrator, Mata Sita Sunder College of Education, Sitamarhi, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "We have duly followed the deadline of replying ERC-NCTE, Bhubaneswar's. In response of its show cause notice dated 03/06/2016, we have forwarded promptly part reply/compliance on 16/06/2016 i.e. within 14 days from the date of issuance of show cause notice bearing reference no. ERC/215.5.4/APP3800/4 years B.A. B.Sc. B.Ed. Integrated/2016/46966 dated 03/06/2016. As per our

Solicitation / Commitment, made vide our reply dated 16/06/2016, the village headman namely "Ramchander Gaur" made himself available to us for affixing his signature on building map of our college after his return from outstation we obtained the signature of Govt. Engineer and forwarded our reference No. MSSCE/1046A dated 07/07/2016 describing the fact of having complied with the rest out deficiency pertaining to building map well within our requested extension of 25 days period. It is pertinent to mention here that "VT has been constituted and Hon'ble VT Members have also visited our college in the last week of April 2016. The two deficiencies were pointed out on the basis of perusal of VT report and its annexures collected by the VT Members. Hence in the backdrop of above and in light of the facts of having complied with all the enumerated deficiencies pointed out in the show cause notice dated 03/06/2016, our case should be considered favourably."

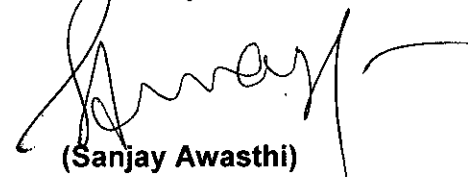
**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SNC) dated 03.06.2016 was issued to appellant institution seeking copy of building plan approved by competent authority and non-encumbrance certificate. The appellant institution submitted reply dated 16.06.2016 to SCN by attaching a copy of non-encumbrance certificate and seeking extension of time by 25 days for sending building plan approved by competent authority. Appeal Committee noted that extension of time as requested by the appellant institution was denied by ERC and refusal order dated 03.08.2016 was issued.

**AND WHEREAS** Appeal Committee noted that a Visiting Team conducted inspection of the institutions on 24.04.2016 and verified the built-up area of 4087 Sq. mts. A building Completion certificate (BCC) signed by Building Construction Department, Sub Div. Sitamarhi was also submitted to the Visiting Team which is found enclosed with the V.T. Report. Building plan is a pre-requisite for obtaining Building Completion Certificate Appeal Committee thus observed that when BCC is signed by competent authority, the ERC should have been considerate in allowing extension of time for submitting building plan approved by Building Construction Department, Sub Div. Sitamarhi. The appellant submitted B.C.C. signed by competent authority with its appeal Memoranda dated 01.10.2016.

**AND WHEREAS** Appeal Committee, therefore decided to remand back the case to ERC for revisiting the matter and appellant institution is required to submit copy of approved building plan to ERC within 15 days of the issue of Appeal orders.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, Appeal Committee, therefore decided to remand back the case to ERC for revisiting the matter and appellant institution is required to submit copy of approved building plan to ERC within 15 days of the issue of Appeal orders.

**NOW THEREFORE**, the Council hereby remands back the case of Mata Sita Sunder College of Education, Sitamarhi, Bihar to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Mata Sita Sunder College of Education, 1706, 1707, 1708 and 1741, Absolute Sale Deed, 273, 274, and 282, Dhanhara, Sitamarhi, Bihar – 843323.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-647/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Unik Technical and Professional Study Institute, Deoria, Chapra, Saran, Bihar dated 03/10/2016 is against the Order No. ERC/218.8.2/APP3144/B.Ed./2016/48811 dated 03/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 02/06/2016 on the following grounds: (i) The applicant has applied for a single programme i.e. for B.Ed. programme which is not acceptable. (ii) NOC issued from affiliating/examining body not submitted. (iii) Notarised copy of CLU not submitted. b. In response to show cause notice, the institution submitted its reply dated 14/06/2016 on the basis of proceeding uploaded in ERC website. The institution is still deficient on the following grounds: (i) The applicant has applied for single B.Ed. programme which is not acceptable. In view the above, the committee decided as under:

The committee is of the opinion that application bearing code No. ERCAPP3144 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Manoj Kumar Singh, Secretary and Sh. Abhishek Kumar, Director, Unik Technical and Professional Study Institute, Deoria, Chapra, Saran, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "We have applied jointly for B.Ed. + D.E.C.Ed. programme vide our application code ERCAPP3144 along with all relevant documents and original copies of FDRs for Rs. 12.00 lakh each for the both programmes for the session 2016-17. The process of our said application entered the next session i.e. 2017-18 and after receipt of the SCN dated 02/06/2016 from the ERC, Bhubaneswar, we immediately applied for another programme (D.El.Ed.) as the process for application for 2017-18 was open vide our application."

**AND WHEREAS** Appeal Committee noted that applicant institution submitted online application dated 30.05.2015 seeking recognition for B.Ed. programme. While forwarding printout of the application, the applicant mentioned the name of programme as D.El.Ed.+ B.Ed. Appeal Committee considered the submission made by appellant without conceding to the view expressed by appellant. All teacher education programmes have different norms and standards and as such separate applications are required to be made for each individual programme supported by relevant documents and application fee. Since the online application mentioned the name of B.Ed. programme at page 2 thereof, the application was considered for B.Ed. programme alone and refusal on the ground of being a standalone institution is justified.

**AND WHEREAS** Appeal Committee further noted that the appellant institution submitted copy of NOC dated 27.05.2016 in response to a Show Cause Notice (SCN) dated 02.06.2016. The NOC issued by affiliating body after the cut-off date for receipt of hard copy of application should not have been accepted by ERC.

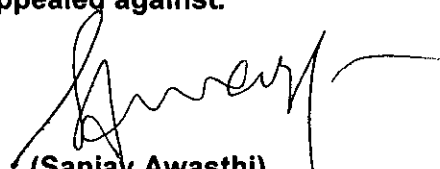
**AND WHEREAS** Appeal committee also noted the submission made by appellant that it has applied for D.El.Ed. programme for the academic year 2017-18 and as such it fulfils the criteria of 'Composite Institution'. Appeal Committee noted that to meet the requirements of NCTE Regulation, 2014, the applicant institution shall either apply for two or more than two teacher education programmes simultaneously or should have an already existing programme of teacher education. The programmes applied for the subsequent academic year does not make an institution eligible for composite status.

**AND WHEREAS** Appeal Committee, therefore, decided to confirm the refusal order dated 03.08.2016 issued by ERC Bhubaneshwar.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 03.08.2016 issued by ERC Bhubaneshwar.



**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Unik Technical and Professional Study Institute Mauza-Deoria, Thana – Rivilganj, Thana No. 264, Tauzi No. 462, 562, Khata – 279, 67 Survey – 611, 613, Deoria, Chapra Saran, Bihar – 841213.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.**

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F.No.89-648/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar dated 06/10/2016 is against the Order No. ERC/212.7.31/ERCAPP4177/D.El.Ed./2016/46655 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "as seen in the C.D. the construction work of the building is not yet completed and no improvement in approach road. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4177 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** the Submission of the appeal has been delayed by 3 months and 5 days beyond the prescribed time. The appellant in their letter dt. 06.10.2016 submitted that though they initially filed the appeal online on 27.06.2016 it could not be submitted due to technical problem. When the offline was returned, they submitted the present online appeal. The Committee noting the submission of the appellant decided to condone the delay and consider the appeal.

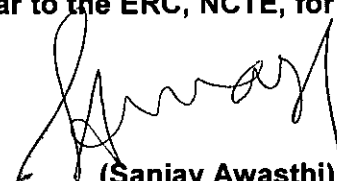
**AND WHEREAS** Sh. Ashok Gagan, Chairman and Sh. Arjun Sinha, Director, Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "as on the date of inspection only white washing was under process, which was completed in all respect in response to the show cause notice. Necessary Videography was made and submitted at the time of compliance of show cause (copy of CD is attached with hard copy for perusal). Necessary building completion certificate has been issued by the competent person (Panchayat President/Govt. Engineer) and hard copy of the same is being sent. Approach road is a project of Gram Panchayat (13<sup>th</sup> Finance Commission Project)

and there is no direct or indirect involvement of the appellant in completion of the project. However, it is almost completed, which may be referred in attached CD. The appellant with their letter dt. 06.01.2017 enclosed a C.D. and inter-alia a copy of a building completion certificate signed by the Executive Engineer, Rural works Deptt., Bhagalpur."

**AND WHEREAS** the Committee noted that the Visiting Team recorded that the college possesses adequate infrastructure to offer B.Ed. and D.El.Ed. courses. The ERC after seeing a fresh CD submitted by the appellant concluded that the construction work was not yet completed and there is no improvement in the approach road. The Committee perused a CD submitted by the appellant alongwith the appeal. The Committee felt that while the submission of the appellant regarding approach road deserved to be accepted the condition of the building for commencing the teacher education programmes needs to be fully verified on the spot. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution on payment of the fee by the appellant, and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution on payment of the fee by the appellant, and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Chairman, Chanakya Teachers Training College, Freehold, 294, 316, Chhitampur, Koilwar, Bhojpur, Bihar – 802163.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-649/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar dated 06/10/2016 is against the Order No. ERC/212.7.30/ERCAPP4180/B.Ed./2016/46651 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "as seen in the CD the construction work of the building is not yet completed and no improvement in approach road. In view the above, the committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4180 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

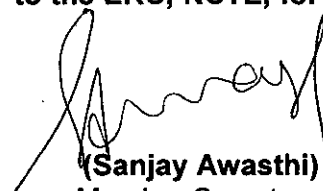
**AND WHEREAS** Sh. Ashok Gagan, Chairman and Sh. Arjun Sinha, Director, Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "as on the date of inspection only white washing was under process, which was completed in all respect in response to the show cause notice. Necessary Videographer was made and submitted at the time of compliance of show cause (copy of CD is attached with hard copy for your kind perusal). Please note that necessary building completion certificate has been issued by the competent person (Panchayat President/Govt. Engineer), hard copy of the same is being sent. Approach road which is a project of Gram Panchayat (13<sup>th</sup> Finance Commission Project) and there is no direct or indirect involvement ourselves in completion of the project. Although it is almost completed, which may be referred in attached CD."

**AND WHEREAS** the Committee noted that the Visiting Team recorded that the college possesses adequate infrastructure to offer B.Ed. and D.El.Ed. courses. The ERC after seeing a fresh CD submitted by the appellant concluded that the

construction work was not yet completed and there is no improvement in the approach road. The Committee perused a CD submitted by the appellant alongwith the appeal. The Committee felt that while the submission of the appellant regarding approach road deserved to be accepted the condition of the building for commencing the teacher education programmes needs to be fully verified on the spot. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution on payment of the fee by the appellant, and take further action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution on payment of the fee by the appellant, and take further action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Chanakya Teachers Training College, Chhitampur, Koilwar, Bhojpur, Bihar to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Chairman, Chanakya Teachers Training College, Freehold, 294, 316, Chhitampur, Koilwar, Bhojpur, Bihar – 802163.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-650/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Staya Shiksha Avam Prashikshan Sansthan, Akbara, Runkta, Kirawali, Agra, Uttar Pradesh dated 01/10/2016 is against the Order No. NRC/NCTE/NRCAPP-14510/255<sup>th</sup> Meeting/2016/156232-35. dated 23/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was given show cause notice vide letter dt. 27/06/2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."

**AND WHEREAS** Sh. Satyavan, Manager, Staya Shiksha Avam Prashikshan Sansthan, Akbara, Runkta, Kirawali, Agra, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "The institution has submitted the reply of show cause notice vide letter dated 14/07/2016 sent by Registered/speed post with compliance of all the deficiencies raised by NCTE. Therefore, the rejection is not legal. Hence it is requested to kindly consider and grant the recognition/permission to the institution to run D.El.Ed. course from the session 2017-18."

**AND WHEREAS** Appeal committee noted that Show Cause Notice (SCN) dated 27.06.2016 issued to the appellant institution was on following two grounds:

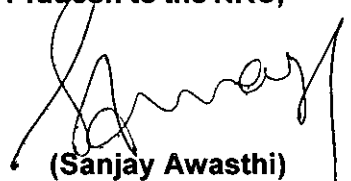
- a) To submit evidence to prove composite status.
- b) Non submission of non Encumbrance Certificate.

Reply to SCN was required to be submitted within 30 days. Appellant during the course of appeal presentation on 07.01.2017 submitted evidence of having sent a reply dated 14.07.2016 to SCN by Speed Post. The appellant vide its letter dated 08.09.2016 received in the office of NRC vide Dy. No. 151386 again informed NRC about its reply dated 14.07.2016 submitted in response of SCN. Appeal Committee

therefore, decided to remand back the case to NRC for considering the reply dated 14.07.2016 which was sent by appellant through Speed Post in reply to SCN dated 27.06.2016. Appellant is required to resubmit a copy of its earlier reply along with enclosures to NRC within 15 days of the issue of Appeal orders.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to remand back the case to NRC for considering the reply dated 14.07.2016 submitted by the appellant institution in response to SCN. Appellant is directed to resubmit a copy of its earlier reply along with enclosures to NRC Jaipur within 15 days of the issue of Appeal orders.

**NOW THEREFORE, the Council hereby remands back the case of Staya Shiksha Avam Prashikshan Sansthan, Akbara, Runkta, Kirawali, Agra, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Manager, Staya Shiksha Avam Prashikshan Sansthan, Plot/Khasra No. 529, Village – Akbara, PO – Runakta, Tehsil – Kirawali, Agra, Uttar Pradesh – 282001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-651/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sri Diamond Degree College, Mahuipuri, Hardoi, Uttar Pradesh dated 04/10/2016 is against the Order No. NRC/NCTE/NRCAPP11531/256<sup>th</sup> Meeting (Part-2)/2016/158709 dated 25/08/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per VT report and building completion certificate submitted earlier built-up area is not sufficient for proposed course. Letter submitted by the institution is not acceptable."

**AND WHEREAS** Sh. Anuj Kumar Gupta, HOD, Sri Diamond Degree College, Mahuipuri, Hardoi, Uttar Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "In the order no. 95 of 256<sup>th</sup> Meeting Minutes Part-2 date 25/08/2016. NCTE Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. As per VT report and building completion certificate submitted earlier built-up area is not sufficient for proposed course. letter submitted by the institution is not acceptable. Total land area as a composite institution is 1.940 hectare and total built-up area is 4519.45 sq. mts. and built-up area for the proposed programme (B.Ed.) is 2399.78 sq. mts. record shown on VT report essential data sheet page no. 06 (copy enclosed). The institution has already been recognition by NRC, NCTE for the D.El.Ed. course. The recognition of D.El.Ed. course on separate building situated on Plot No. 480, 481, 482, 483, 484, 491, 491 of Sri Diamond Degree College, Mahuipuri, Hardoi, Uttar Pradesh. The institution's application for new course B.Ed. as a separate building situated on Plot No. 477, 478, 487, 490 of Sri Diamond Degree College, Mahuipuri, Hardoi, Uttar Pradesh. Both buildings are separately situated in the campus of Sri Diamond Degree College, Mahuipuri, Hardoi, Uttar Pradesh. The total land area of D.El.Ed. course campus is 15310 sqm. and total built-up area only for D.El.Ed. course is 2119.67



sqm. and total area of B.Ed. course is 4490 sqm. and built-up area of B.Ed. course 2399.78 sqm. The above details are shown on VT report essential data sheet page no. 12,13,14,15. The building completion certificate submitted for B.Ed. (new course) is only for that land/plot area which is for B.Ed. course. Building completion certificate submitted for D.El.Ed. (running course) is only for that land/plot area which is for D.El.Ed. course. Both building completion certificate copies are enclosed. The above details are put in front of VT members and checked and verified by them. Please observe the above details and grant the recognition for B.Ed."

**AND WHEREAS** Appeal Committee noted that applicant institution submitted online application dated 29.05.2015 seeking recognition for conduction B.Ed. programme. The intake as declared in the affidavit was 100 seats which was subsequently modified to be made for 50 seats. The applicant also declared that institution is already recognised for conducting D.El.Ed. programme since 2014. Though the name of institution is suggestive of a Degree College, the applicant did not make any such declaration at page 2 of the application.

**AND WHEREAS** Appeal Committee observed that although the applicant did not furnish no objection certificate issue by affiliating University, NRC processed the case and applicant first submitted NOC dated 30.01.2016 along with other enclosures to the V.T. on 01.05.2016.

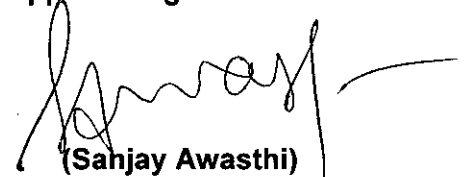
**AND WHEREAS** Appeal Committee noted that Visiting Team in its report dated 01.05.2016 has no where mentioned that there are two separate blocks one each for existing D.El.Ed. and one for proposed B.Ed. on the same land possessed by the institution. At page 20 of the V.T. report land area is mentioned as 4490 Sq. mts. and built up area 2399 Sq. mts.. The building plan and Building Completion Certificate (BCC) enclosed with the V.T. report as furnished by the institution itself confirms the above status. Appeal Committee noted than when NRC decided to issue a SCN to appellatant institution in its 253<sup>rd</sup> Meeting held between 30.05.2016 to 03.06.2016, appellatant submitted another copy of BCC which was not signed by the competent authority. Appellant during the course of appeal presentation on 07.01.2017 submitted another BCC which is in respect of land area measuring

39763 Sq. mts. and built up area of 10020 Sq. mts.. However, this BCC is also not issued by any competent civic authority and instead is signed by a chartered engineer.

**AND WHEREAS** Appeal Committee is convinced that appellant institution has failed to provide any reliable evidence in support of his claim of possessing the required built up area for existing D.El.Ed. programme and proposed B.Ed. programme as per NCTE norms. Appeal Committee, therefore, decided to confirm the impugned order dated 23.08.2016.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 23.08.2016.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Manager, Sri Diamond Degree College, 477 to 490, Mahuipuri, Hardoi, Uttar Pradesh – 241001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-652/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Shree Institute of Teachers Education, Gondermau, Bhopal, Madhya Pradesh dated 06/10/2016 is against the Order No. WRC/APW00648/223190/257<sup>th</sup>/2016/172016 dated 10/08/2016 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "(i) Submission of FDRs; and (ii) Salary Statement of the Staff. The FDRs have been submitted. However, the salary statement given by the State Bank of Travancore is only for six persons. Out of these, the names of only two persons match with the statement earlier submitted by the institution itself. Since, sufficient opportunity was given to the institution for compliance of the deficiency letter issued by the NCTE, Hqrs. an important lacunae relating to Salary Statement of the staff has not been corrected. Hence, Recognition is withdrawn under Section 17 of the NCTE Act from the end of the academic session next following the date of order of withdrawal."

**AND WHEREAS** Sh. Mobin Khan, Administrator Officers, Shree Institute of Teachers Education, Gondermau, Bhopal, Madhya Pradesh presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "We had submitted the list of faculties on dated 18/04/2016, on that time we were paying the salary to our faculty members by cash. But when we received NCTE letter on 19/05/2016, after then, since 01/07/2016 we started to pay the salary through Bank and during this phase few of our faculty members left our institute. For which we have appointed the new faculty as per University code 28 and their details of salary is enclosed."

**AND WHEREAS** Appeal Committee noted that in compliance of the directions issued by Hon'ble High of Madhya Pradesh in Writ Petition case no. 2370/2012, 2431/2014 and 3875/2014 all the teacher education institutions in the State of

Madhya Pradesh which were conducting B.Ed. programme were inspected under Section 13 of the NCTE Act to ensure that the institutions are compliant and fulfil all the specified requirements.

**AND WHEREAS** Appeal Committee further noted that inspection of the appellant institution was conducted on 20.11.2014. The Visiting Team in its report highlighted many adverse points which inter-alia include:-

- (i) Salary to faculty is being paid in cash.
- (ii) Teachers reported that much less salaries are paid compared to what is reported.
- (ii) NCTE norms have been completely violated.
- (iv) Principal has not completed Ph.D.
- (v) Same faculty teacher in D.El.Ed. and B.Ed.
- (vi) Unqualified poorly paid faculty.
- (vii) Teaching learning process is unsatisfactory.

**AND WHEREAS** a Show Cause Notice dated 05/01/2016 was issued to appellant institution which included the above deficiencies. The Appellant institution submitted replies at different stages and Western Regional Committee after considering these replies issued the impugned order dated 10.08.2016 on the ground that the appellant institution was still deficient in the matter of payment of salary to the faculty. The appellant in his letter dated 07.01.2017 submitted in the Appeal Committee meeting stated that *'most of the faculty members want to get their salary in only cash mode and put pressure on institute for getting salary in cash. The appellant also stated that numerous institutes are facing shortage of efficient faculty in the education field. Therefore, institute has to fulfil their demand of salary in cash mode.'*

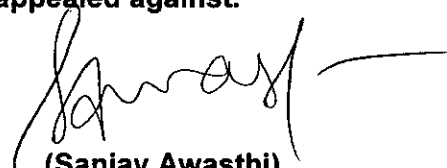
**AND WHEREAS** Appeal Committee considered the submission made by the appellant which strengthen the deficiencies reported by the Visiting Team in their report dated 21.11.2014. *"The Visiting Team had categorically mentioned that salary to faculty is being paid in cash and Teachers reported that much less salaries are paid compared to what is reported; Unqualified poorly paid faculty."*

**AND WHEREAS** Clause 10 (2) of the NCTE Regulation of 2014 prescribe that "the academic and other staff of the institution shall be paid such salary as may be prescribed by the concerned government or Board or affiliating body by account payee cheque or as per advice into the bank account of employee specially opened for the purpose. The institution shall maintain complete record of payment of salary to the employee, Employees Provident Fund, details of which may be given in the self-appraisal report and which may be verified at any time by the Council or State Government or affiliating body."

**AND WHEREAS** Appeal Committee is convinced that during the currency of the academic years already completed the appellant institution has not employed full faculty and has been sharing the faculty of other programmes with B.Ed. programme. Appeal Committee therefore, decided to confirm the withdrawal order dated 10.08.2016 issued by WRC, Bhopal.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC is confirmed.

**NOW THEREFORE, the Council hereby confirms the Order appealed against.**

  
(Sanjay Awasthi)  
Member Secretary

1. The Appellant, Shree Institute of Teachers Education, Gondermau, New Jail Road Near RGPV, Bhopal, Madhya Pradesh – 462036.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

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F.No.89-732/2016 Appeal/1<sup>st</sup> Meeting-2017

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 13/2/17

**ORDER**

**WHEREAS** the appeal of Sai College of Teachers Training (Nav Nirman Educational Trust), Shekhpura, Bihar dated 16/12/2016 is against the Order No. ERC/215.9.41/ERCAPP2746/D.El.Ed./2016/47560 dated 28/06/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "A copy of the NOC for B.Ed. programme was sent to the Registrar of Tilkamanjhi Bhagalpur University for its authentication vide letter dated 30/12/2015. No reply received till date. The ERC in its 200<sup>th</sup> ERC meeting considered the matter and decided that the application of the D.El.Ed. programme be kept pending the comments received from Tilkamanjhi Bhagalpur University in respect of B.Ed. programme. The link application applied for B.Ed. programme (ERCAPP2429) has been refused in 204<sup>th</sup> ERC Meeting hence the D.El.Ed. programme comes under the category of Standalone institution. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP2746 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4177 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** aggrieved by the order of the E.R.C. dated 28.06.2016, the appellant filed a Writ Petition No. WP (C)7618/2016 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court in their order dt. 14.12.2016 stated that that while the counsel for the Respondent submitted that it would be appropriate for the petition to file an appeal against the E.R.C. order dt. 28.06.2016, he will instruct the E.R.C. not to pass a final order on the Show Cause Notice issued to the petitioner on 26.10.2016, the Counsel for the petitioner submitted that the petitioner shall file an appeal against the order dt. 28.06.2016 of the E.R.C. within three days. The

Hon'ble High Court observed that it is expected that the Appeal Committee shall consider the appeal in the next ensuring meeting in the month of Jan., 2017 and pass appropriate orders. The appellant thereafter filed the present appeal on 16.12.2016.

**AND WHEREAS** Sh. Anjesh Kumar, Chairman, Sai College of Teachers Training (Nav Nirman Educational Trust), Shekhpura, Bihar presented the case of the appellant institution on 07/01/2017. In the appeal and during personal presentation it was submitted that "Being aggrieved by the order dated 01/03/2016 of ERC refusing recognition to the link application for conducting B.Ed. course, the appellant institution / trust filed appeal before the Appeal Committee under section 18 of the NCTE, Act. The Appeal Committee / NCTE vide its order dated 02/05/2016 accepted the appeal and remanded the case (link application for B.Ed.) of Sai College of Teachers Training, Sheikhpura, Bihar, to ERC, NCTE with a direction to process the application. Thus, as on 02.05.2016, the application for B.Ed. and also the application for D.El.Ed. course were pending consideration before the E.R.C. and the application for D.El.Ed. did not come under the category of standalone institution."

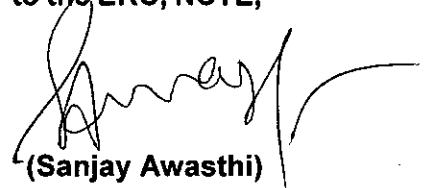
**AND WHEREAS** the Committee noted that the ERC refused recognition for the B.Ed. course applied by the appellant in their order dated 1.3.2016 on the ground of certain deficiencies in the No Objection Certificate issued by the affiliating University. The appellant preferred an appeal against that order to the Council. The Council, after considering the submissions of the appellant and holding that the NOC cannot be considered as an improper NOC, in their order dated 2.5.2016, remanded the matter to ERC to process the application further as per the NCTE Regulations. The Committee also noted that the ERC in their 222<sup>nd</sup> meeting held on 14-16 Sept., 2016 considered the appellate order issued and a Show Cause Notice to the appellant on 21.10.2016 pointing out that as the application for D.El.Ed. course was refused on the ground of stand alone institution, the application for B.Ed. course also comes under the category of stand alone institution.

**AND WHEREAS** the Committee noted that the Counsel for the Respondent in W.P. © 7618/2016 has undertaken to instruct the ERC not to pass a final order on the Show Cause Notice dated 21.10.2016. The ERC in their letter dated 10.1.2017 informed that the appellants' reply dated 8.12.2016 to the Show Cause Notice was

received in ERC on 14.12.2016 and it will be placed before the Committee as per the chronological order. They have not mentioned anything about the instructions from the Counsel for Respondents in WP (C ) refused above. Since the applications of the appellant for B.Ed. and D.El.Ed. courses are interlinked in the context of the provisions of NCTE Regulations, 2014 relating to 'composite institutions', the Committee concluded that (i) ERC may be instructed to take first decision regarding B.Ed. course exclusively in the light of the Council's appellate order holding that the NOC submitted is a proper one; and (ii) in the meantime the refusal order in respect of D.El.Ed. course should be kept on hold.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserved to be remanded to ERC with a direction that (i) ERC may be instructed to take first decision regarding B.Ed. course exclusively in the light of the Council's appellate order holding that the NOC submitted is a proper one; and (ii) in the meantime the refusal order in respect of D.El.Ed. course should be kept on hold.

**NOW THEREFORE**, the Council hereby remands back the case of Sai College of Teachers Training (Nav Nirman Educational Trust), Shekhpura, Bihar to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary/Appellant, Sai College of Teachers Training (Nav Nirman Educational Trust), 3386/3419, Sai College of Teacher Training 126, Onama, Sheikhpura, Bihar – 811101.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.