(1)

F.No.89-212/E-73082/2018 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Apeejay Stya University, Silani, Palwal Road, Sohna, Haryana dated 11/04/2018 is against the Order No. NCTE/NRC/NRCAPP201615342/B.A. B.Ed./B.Sc. B.Ed.-4 Year Integrated/HA/2017-2018/2 dated 15/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "Reply received on 10.02.2017 from the institution in reference to the Show Cause Notice of NRC, along with the original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time were carefully considered by NRC and following observation was made:- Principal Secretary to Govt. of Haryana, Higher Education Department vide its order dated 19.08.2013 has granted permission to start B.Ed. course. However, later on, the State Govt. of Haryana vide its letter dated 12.04.2016 has banned the opening of B.A. B.Ed. / B.Sc. B.Ed. in the State. The institution has still not submitted the approved Building plan signed by the Competent Govt. Authority indicating the name of the course, name of the institution, Khasra No./Plot No., total land area, total built-up area and the measurements of the Multi-purpose Hall as well as the other infrastructural facilities such as class rooms etc. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. M.S. Yadav, Registrar and Sh. A.K. Sinha, Registrar, Apeejay Stya University, Silani, Palwal Road, Sohna, Haryana presented the case of the appellant institution on 12/05/2018. In the appeal and during personal presentation it was submitted that "The Hon'ble High Court of Delhi has passed judgment in Case No W P C 2876/2018 on Apeejay Stya University petition that Appellate Authority will

not deliberate upon this deficiency and ground of rejection and ignoring this ground shall only restrict to other ground of rejection. The approved Building plan duly signed by competent government authority is attached as Annexure A 7 and details of land and built up area earmarked for both integrated course is attached as Annexure-A 8 Earlier. Their approved Building Plan was duly submitted. The further detailed explanation with desired chronological explanation is attached as Annexure-A which is part their appeal."

AND WHEREAS the appellant, in a letter dated 11.05.2018 submitted that after the scrutiny of their application, N.R.C. issued a Show Cause Notice (dt. 19.01.2017) on five grounds and they have replied to the notice in their letter dt. 20.02.2017. The N.R.C. considered their reply and refused recognition on two grounds mentioned in the refusal order. Regarding the ground Government of Haryana ban on entertaining applications for B.A. B.Ed./B.Sc. B.Ed. course, the appellant submitted that the ban is not applicable to them as they submitted their application in pursuance of the public notice issued by the NCTE on 09/03/2016 inviting applications for various courses. It was only after issuance of the public notice, the Government of Haryana imposed the ban on 12.04.2016. Regarding the ground relating to building plan, the appellant submitted that while granting recognition for their B.Ed. programme, the issue of building plan and site plan never arose. The building is already in existence as well as other infrastructural facilities are already in place. The appellant enclosed to their letter dt. 11.05.2018 a building plan approved by B.P.C. authorities on 07.07.2000. In the course of presentation, the appellant submitted a copy of the letter dt. 05.05.2018 issued by the Director General Higher Education Government of Haryana granting N.O.C. to the appellant for starting B.A B.Ed., B.Sc. B.Ed. and B.Ed. with an approved intake of 30 in each course. The appellant also submitted a copy of their letter dt. 10.05.2018 to the Director General Higher Education pointing out that the approved intake in these courses as per NCTE Regulations is 50 and requesting for a correction in the intake figures.

AND WHEREAS the Committee noting the submissions of the appellant that the ban was imposed after the NCTE invited applications and the State Government have now granted N.O.C. for starting B.A. B.Ed./B.Sc. B.Ed. course and the orders of the Hon'ble High Court cited in para 2 above and the submission of the building plan, concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. copies of the letters regarding grant of NOC by the Government of Haryana, building plan and other connected documents submitted in appeal, within 15 days of receipt 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 N.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. copies of the letters regarding grant of NOC by the Government of Haryana, building plan and other connected documents submitted in appeal, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Apeejay Stya University, Silani, Palwal Road, Sohna, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Registrar, Apeejay Stya University, Silani, Sohna Palwal Road, Sohna – 122103, Haryana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

(2)

NCTE

F.No.89-215/E-71554/2018 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Muslima Girls Degree College, Sir Syed Nagar, Rehmat Nagar, Moradabad, Uttar Pradesh dated 03/02/2018 is against the Order No. NCTE/NRC/NRCAPP201615144/D.El.Ed./S.C.N./U.P./2017-18/LSG dated 21/12/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not submitted the reply of Show Cause Notice issued by NRC till date. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a W.P. (C) 4056/2013 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in their order dt. 23.04.2018, disposed of the petition as not pressed in view of the statement of the Counsel for the Respondent NCTE that the respondent will take steps to expeditiously decide the petitioner's appeal and that within next two weeks, will definitely communicate the date of hearing to the petitioner

AND WHEREAS Sh. Mohd. Akbar Shamsi, President and Sh. Diwakar Sharma, Director, Muslima Girls Degree College, Sir Syed Nagar, Rehmat Nagar, Moradabad, Uttar Pradesh presented the case of the appellant institution on 12/05/2018. In the appeal and during personal presentation it was submitted that "The Institution has submitted the reply of Show Cause Notice in time by Email on date 30.11.2017 and sent a hard copy of that email alongwith supporting documents by registered post also on

01.12.2017 but due to postal delay it reached NRC Jaipur on 04.12.2017 which is beyond their control."

AND WHEREAS the Committee noted from the file of the N.R.C. that in response to the Show Cause Notice dt. 03/11/2017 the appellant sent their reply dt. 28/11/2017, through speed post on 01/12/2017 and it was received in N.R.C. on 05/12/2017. The reply is available in the file. The N.R.C. in their 278th meeting held on 19-20 December, 2017 decided to refuse recognition on the ground that the institution has not submitted reply to Show Cause Notice till date. The appellant, in response to the e-mail of N.R.C. dt. 21.12.2017 refusing recognition wrote to N.R.C. on 21.12.2017 in the light of their submission that a reply to the show cause notice was already sent. The appellant, in the course of presentation, submitted a copy of the letter dt. 27.02.2018 from the Examination Regulatory Authority, U.P., Allahabad approving 16 faculty members for the D.El.Ed. course in the appellant's institution and copies of their request dt. 08.05.2018 to Allahabad Bank for issue of F.D.Rs for Rs. 7 lakhs and Rs. 5 lakhs jointly with the Regional Director, N.R.C.

AND WHEREAS the Committee, noting the submissions of the appellant, concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the reply to the Show Cause Notice, which is available in their file and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the documents relating to faculty approval and F.D.Rs given in the appeal, within 15 days of receipt 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 N.R.C. with a direction to consider the reply to the Show Cause Notice, which is available in their file and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the documents relating to faculty approval and F.D.Rs given in the appeal, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Muslima Girls Degree College, Sir Syed Nagar, Rehmat Nagar, Moradabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The President, Muslima Girls Degree College, Gali No.1, Sir Syed Nagar, Rehmat Nagar, Moradabad – 244001, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi..
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(4)

F.No.89-223E-74672/2018 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Smt. Dhapubai B.S.T.C. College, Utwan, Pali, Rajasthan dated 05/05/2018 is against the Order No. NRC/NCTE/NRCAPP-13797/279 Meeting/2018/188015 dated 23/01/2018 of the Northern Regional Committee, granting recognition for conducting D.El.Ed. course of one unit (50 students). The appellant wants recognition for two units (100 intake).

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a S.B. Civil Writ Petition No. 4257/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 27.04.2018 disposed of the petitioner with the observation that the petitioner institution is at liberty to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also observed that if the petitioner institution files an appeal under Section 18 of the Act of 1993 before the concerned Appellate Authority, it is expected of the Appellate Authority to decide the same preferably within a period of one month.

AND WHEREAS Sh. Gunesh Rawal, Secretary, Smt. Dhapubai B.S.T.C. College, Utwan, Pali, Rajasthan presented the case of the appellant institution on 12/05/2018. In the appeal and during personal presentation it was submitted that they sought recognition for D.El.Ed. course with an annual intake of 100 students; the N.R.C. after being fully satisfied with the Visiting Team's report as to the requirements of infrastructure and facilities issued a Letter of Intent on 12/12/2017; in pursuance of the Letter of Intent the petitioner appointed 16 staff members in terms of the norms for

D.El.Ed. programme but N.R.C. granted recognition for only one unit, without issuing any show cause notice for granting recognition for reduced intake. The appellant also submitted that aggrieved by the decision, they approached the N.R.C. and they were informed that to have an intake of 100 students, they must have a fine arts teacher. Though there was no such mandatory requirement under the norms, as a measure of abundant caution, they approached the Director, Elementary Education, Bikaner, the affiliating body for grant of approval to one fine arts (music) teacher. After convening a selection committee meeting, approval for the additional staff member was obtained on 14.02.2018 and the N.R.C. was duly informed on 15.02.2018. The appellate stating that they have the needful infrastructure, facilities and staff for accommodating 100 students and they have also appointed a fine arts (music) teacher and informed the N.R.C. requested for grant of recognition for an intake of 100 students (two units).

AND WHEREAS the Committee noted from the file of the N.R.C. that after considering the reply of the appellant to the Letter of Intent, no reasons have been recorded for granting recognition for only one unit (50 intake) of D.El.Ed. course. Further the Committee noted that appellant's correspondence regarding the appointment of an additional faculty member, i.e. a fine arts (music) teacher is also available in the file. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C with a direction to consider the request of the appellant for grant of recognition for two units (100 intake) of D.El.Ed. course as per the NCTE Regulations, 2014 and issue a speaking order /Communication.

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 N.R.C with a direction to consider the request of the appellant for grant of recognition for two units (100 intake) of D.El.Ed. course as per the NCTE Regulations, 2014 and issue a speaking order /Communication.

NOW THEREFORE, the Council hereby remands back the case of Smt. Dhapubai B.S.T.C. College, Utwan, Pali, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Smt. Dhapubai B.S.T.C. College, Utwan, 696 Bomadara Road, Pali - 306401, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(5)

F.No.89-623/E-20501/2017 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Kashipur College of Education, Village Mahua Khera Ganj, Kashipur, Uttarakhand dated 14/08/2017 is against the Order No. NRC/NCTE/NRCAPP-1371/270th (Part-1) Meeting/2017/176882 dated 08/06/2017 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "The institution has submitted salary sheet of the faculty signed by the Principal which does not include the name of Bank, account no of the institution and faculty, Cheque number & date, Bank statement to establish that the salary to the faculty is being paid by cheque / account payee cheque. Documents regarding educational qualification of the faculty duly approved by the affiliating body vide letter No./Faculty/2016/1571 dated 13.10.2016 and vide letter No. 2015-16/961 dated 17.02.2017 have not been submitted."

AND WHEREAS Sh. Vivek Gupta, President, Kashipur College of Education, Village Mahua Khera Ganj, Kashipur, Uttarakhand presented the case of the appellant institution on 18/12/2017. In the appeal and during personal presentation it was submitted that "Previously the appeal filed by appellant institution against the NRC withdrawal order was accepted by the Hon'ble Appellate authority and the decision of the NRC was reversed. However, instead of adhering to the directions of the Hon'ble Appellate Authority, the NRC has again withdrawn recognition of your appellant on frivolous grounds without providing any opportunity for written representation as mandated under section 17 of the NCTE Act, 1993. Your appellant has all the requisite documents to substantiate his claim made before the Appellate Authority in its earlier appeal. A list of documents as under is enclosed for kind perusal and ready reference of the Appellate authority. Bank Statement issued by Bank during the period 15 May 2015 to 15 June 2017 clearly indicating that the salary to the staff was paid through Cheque to the staff. All the relevant details of the Bank and transactions are mentioned

therein. All the educational and professional qualification certificates submitted by the teaching and non-teaching staff duly countersigned by the management are attached for kind perusal. Needless to mention that University approves the teaching staff only after verification of the qualification from the original certificates of each of the faculty. Further, as per the NCTE norms and Affidavit on Rs. 100/- stamp papers have been submitted to NCTE."

AND WHEREAS Appeal Committee noted that appellant institution was granted recognition in July, 2012 for conducting B.Ed. programme with an intake of 100 seats. Chancellor of the affiliating university i.e. Governor of Uttarakhand on receipt of a complaint directed Vice Chancellor of the University to make a surprise check which was conducted on 18 January, 2014. The surprise check revealed certain deficiencies which were brought to the knowledge of N.R.C. by the Vice Chancellor on 19.07.2014. Consequently a Show Cause Notice (S.C.N) dated 21.08.2014 was issued to appellant institution seeking written representation on following points:

(i) Names & qualifications of teachers in position.

(ii) Evidence of payment of salary to teachers through A/c payee cheques or through other admissible modes.

(iii) Evidence of appointment and payment of salary to the non teaching staff.

(iv) Evidence of purchase of 3000 books and the entries in the accession register.

AND WHEREAS Appeal Committee noted that surprise check conducted by Vice Chancellor, Kamaun University, Nainital had revealed that 'at the time of inspection only one Asstt. Professor was found available taking B.Ed. class. There was no other faculty or staff available. The Library and labs were found locked and the available sole faculty was unable to explain anything.' Appeal Committee noted that appellant institution in reply to the S.C.N. dated 21.08.2014 informed N.R.C. Jaipur vide its letter dated 24.09.2014 that it had requested the affiliating university to appoint a panel for recommending faculty. Appeal Committee further observed that N.R.C. Jaipur issued a revised recognition order dated 26.05.2015 under NCTE Regulations, 2014 without ensuring the removal of deficiencies pointed out by Vice Chancellor, Kumaun University.

AND WHEREAS Appeal Committee noted that recognition for B.Ed. course was first withdrawn by N.R.C. by issue of a withdrawal order dated 20.09.2016 on the grounds mentioned in the S.C.N. dated 21.08.2014 and appellant preferred its 1st appeal against the withdrawal order. On submission of the appellant stating that compliance was reported to N.R.C. in their letter dated 23.03.2017, Appeal Committee concluded to remand back the case to N.R.C. to consider the compliance report submitted by appellant and taking appropriate decision thereafter.

AND WHEREAS the present impugned order of withdrawal dated 08/06/2017 is made by N.R.C. after considering the compliance submitted to N.R.C. on 27.04.2017. In its compliance, the appellant had enclosed copies of approval letter dated 17.02.2016 approving the name of Dr. Anil Kumar Mishra and Letter dated 13.10.2016 approving the names of 14 faculty by the affiliating University.

AND WHEREAS Appeal Committee noted that appellant in its reply has failed to submit evidence of payment of salary to the appointed Principal and other staff through A/c payee cheques or other admissible mode. The payment of salary should have been supported by a certificate from the bank that salary is credited into the accounts of bona-fide appointees. Payment of salary through A/c payee cheques is one of the condition of Financial Management provided for in Regulation 10 (2). Evidence of purchase of books is also not supported by payment vouchers made to the publishers of books. Copy of accession register containing entries was not considered adequate by the N.R.C.

AND WHEREAS all teacher education institutions are required to have full faculty in position not only on paper but physically also. Payment of salary to the faculty through banks or other admissible modes as per Clause 10 (2) of the NCTE Regulations is a means to verify the availability of faculty as per approval of affiliating body for whole of the academic session and for preceding academic years also. Onus lies on the applicant to submit necessary evidence to prove that deficiencies pointed out in the withdrawal order dated 08/06/2017 are satisfactorily removed. The Regional Committee at the same time was required to issue a Show Cause Notice (S.C.N) to the appellant institution pointing out as to how letter received in the office of N.R.C. on 27.04.2016 did not

adequately meet the requirements. Committee had withheld its decision on the instant appeal as it proposed Inspection under Section 13 to verify the factual position. Due to some technicalities NCTE (HQ) has now expressed its inability to conduct inspection under Section 13.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to N.R.C. for revisiting the matter after giving the appellant an opportunity to make written representation on the grounds of proposed withdrawal. It is open for the Regional Committee to cross check and verify the documents submitted in response to the S.C.N. and there shall be no doubt about the instructional facilities and availabilities of faculty and other staff in case Regional Committee decides to restore recognition.

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 N.R.C. for revisiting the matter after giving the appellant an opportunity to make written representation on the grounds of proposed withdrawal. It is open for the Regional Committee to cross check and verify the documents submitted in response to the S.C.N. and there shall be no doubt about the instructional facilities and availabilities of faculty and other staff in case Regional Committee decides to restore recognition.

NOW THEREFORE, the Council hereby remands back the case of Kashipur College of Education, Village Mahua Khera Ganj, Kashipur, Uttarakhand to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The President, Kashipur College of Education, Plot No. 1185, Village Mahua Khera Ganj, Kashipur – 244713, Uttarakhand.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttarakhand, Dehradun.

(6)

F.No.89-463/2016 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Evergreen Education Society College, Sohagpur, Hoshangabad, Madhya Pradesh dated 05/08/2016 is against the Order No. WRC/NCTE/APP3121/254th /D.El.Ed./{M.P.}/2016/169300 dated 17/06/2016 of the Western Regional Committee, "granting recognition for conducting one basic unit of D.El.Ed. with an intake of 50 students. The appellant has requested grant of recognition for two units."

AND WHEREAS Sh. Mohan Yadav, Manager, Evergreen Education Society College, Sohagpur, Hoshangabad, Madhya Pradesh presented the case of the appellant institution on 21.02.2017 and submitted that "Society has all facilities and infrastructure for 2 units but NCTE recognised only 1 unit. Please recognise 2 units."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.06.2015 seeking recognition for D.El.Ed. programme. The intake applied by the applicant institution was not mentioned in the affidavit enclosed with the application. Intake was mentioned as face to face in the affidavit. Appeal Committee further noted that there was no mention of the intake in the letter issued to the VT members. The Visiting Team, however, made a mention in their report that the institution is being inspected for a proposed intake of two units. The letter of intent (LOI) dated 05.05.2016 clearly mentioned that LOI under clause 7(13) of the NCTE Regulations, 2014 is for an annual intake of 50 students. The applicant of its own submitted a list of faculty containing the names of one principal and 15 faculty members approved by Principal, Govt. College of Education, Khandwa. Committee noted that one

of the faculty member i.e. Ms. Ashu Sharma is shown appointed for another institution 'Shree Gajanan Shiksha Samiti College, Sohagpur located on the same plot number. Appeal Committee observed that agenda for the 254th meeting of the WRC contained a point that built up area is not sufficient for the proposed B.Ed. and D.El.Ed. programme. Hence the Regional Committee restricted the intake granted to one unit only. Appeal Committee also noted that W.R.C. had written a letter to S.D.O. Sohagpur for verification of certain documents such as C.L.U. etc. There is no evidence on file to show whether any reply to above letter was received or not. Committee had also desired that the facilities available with the appellant institution should be reverified especially keeping in view that how so many teacher education programmes under different names can exist in a small village that too on the same plot number. Due to some technicalities NCTE (HQ) was not able to get a verification report.

AND WHEREAS Appeal Committee, noting that (i) there was no mention of intake specified in the affidavit enclosed with the application form and (ii) in the Letter of Intent dated 05.05.2016 issued to the institution intake was clearly mentioned as 'one basic unit' of 50 students' decided that there is no merit to reconsider the number of intake merely on the ground that appellant has got approval to appoint 15 faculty members. Regional Committee should endeavour to make inspection of the institution to ensure compliance of Norms and Standards for each of the programmes for which institution is recognised and shall also ensure that there is no unfair sharing of the infrastructure and instructional facility. With these observations, Appeal Committee decided to reject the appeal as devoid of merit.

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 appeal made by appellant institution for grant of recognition for 2 units of D.El.Ed. programme is not justified and hence appeal is rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Evergreen Education Society College, 140/3, Ownership, 140, Kiwlari, Sohagpur, Hoshangabad, Madhya Pradesh – 461771.
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.

(7)

F.No.89-464/2016 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Evergreen Education Society College, Sohagpur, Hoshangabad, Madhya Pradesh dated 05/08/2016 is against the Order No.WRC / APP3123 / 223 (Minority) / 254th / 2016 / 169653 dated 20/06/2016 of the Western Regional Committee, granting recognition for conducting one basic unit of B.Ed. course with an intake of 50 students. The appellant has requested grant of recognition for two units.

AND WHEREAS Sh. Mohan Yadav, Manager, Evergreen Education Society College, Sohagpur, Hoshangabad, Madhya Pradesh presented the case of the appellant institution on 21.02.2017 and submitted that "Society has all facilities and infrastructure for 2 units but NCTE recognised only 1 unit. Please recognise 2 units."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.06.2015 seeking recognition for B.Ed. programme. The intake applied by the applicant institution was not mentioned in the affidavit enclosed with the application. Intake was mentioned as face to face in the affidavit. Appeal Committee further noted that there was no mention of the intake in the letter issued to the VT members. The Visiting Team, however, made a mention in their report that the institution is being inspected for a proposed intake of two units. The letter of intent (LOI) dated 05.05.2016 clearly mentioned that LOI under clause 7(13) of the NCTE Regulations, 2014 is for a annual intake of 50 students. Committee noted that the affidavit submitted by appellant alongwith its letter dated 23.05.2016 in compliance to

the L.O.I. contained erasing and overwriting on the proposed intake. The applicant of its own submitted a list of faculty containing the names of one Principal and 15 faculty members approved by Registrar, Barkatullah University, Bhopal. Appeal Committee observed that agenda for the 254th meeting of the WRC contained a point that built up area is not sufficient for the proposed B.Ed. and D.El.Ed. programme hence the Regional Committee restricted the intake granted to one unit only. Appeal Committee also noted that W.R.C. had written a letter to S.D.O. Sohagpur for verification of certain documents such as C.L.U. etc. There is no evidence on file to show whether any reply to above letter was received or not. Committee had also desired that the facilities available with the appellant institution should be reverified especially keeping in view that how so many teacher education programmes under different names can exist in a small village that too on the same plot number. Due to some technicalities NCTE (HQ) was not able to get a verification report.

AND WHEREAS Appeal Committee, noting that (i) there was no mention of intake specified in the affidavit enclosed with the application form and (ii) in the Letter of Intent dated 05.05.2016 issued to the institution intake was clearly mentioned as 'one basic unit' of 50 students' decided that there is no merit to reconsider the number of intake merely on the ground that appellant has got approval to appoint 15 faculty members. Regional Committee should endeavour to make inspection of the institution to ensure compliance of Norms and Standards for each of the programmes for which institution is recognised and shall also ensure that there is no unfair sharing of the infrastructure and instructional facility. With these observations, Appeal Committee decided to reject the appeal as devoid of merit.

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 appeal made by appellant institution for grant of recognition for 2 units of B.Ed. programme is not justified and hence appeal is rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Evergreen Education Society College, 140/3, Ownership, 140, Kiwlari, Sohagpur, Hoshangabad, Madhya Pradesh – 461771.
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.

(8)

F.No.89-465/2016 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Shree Gajanan Shiksha Samiti College, Sohagpur, Hoshangabad, Madhya Pradesh dated 05/08/2016 is against the Order No. WRC/NCTE/APP3117/254th /D.El.Ed./{M.P.}/2016/1693275 dated 17/06/2016 of the Western Regional Committee, "granting recognition for conducting one basic unit of D.El.Ed. with an intake of 50 students. The appellant has requested grant of recognition for two units."

AND WHEREAS Sh. Mohan Yadav, Manager Shree Gajanan Shiksha Samiti College, Sohagpur, Hoshangabad, Madhya Pradesh presented the case of the appellant institution on 21.02.2017 and submitted that "Society has all facilities and infrastructure for 2 units but NCTE recognised only 1 unit. Please recognise 2 units.

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.06.2015 seeking recognition for D.El.Ed. programme. The intake applied by the applicant institution was not mentioned in the affidavit enclosed with the application. Intake was mentioned as face to face in the affidavit. Appeal Committee further noted that there was no mention of the intake in the letter issued to the VT members. The Visiting Team, however, made a mention in their report that the institution is being inspected for a proposed intake of two units. The letter of intent (LOI) dated 05.05.2016 clearly mentioned that LOI under clause 7(13) of the NCTE Regulations, 2014 is for an annual intake of 50 students. Committee noted that the affidavit submitted by applicant alongwith its letter dated 23.05.2016 in compliance to

Letter of Intent contained erasings/overwriting on the proposed intake. The applicant of its own submitted a list of faculty containing the names of one principal and 15 faculty members approved by Principal, Govt. College of Education, Khandwa. Committee noted that the list of faculty submitted by appellant institution included the name of one Ms. Ashu Sharma who is also shown appointed in the Evergreen Education Society College, Sohagpur. Appeal Committee also noted that W.R.C. had written a letter to S.D.O. Sohagpur for verification of certain documents such as C.L.U. etc. There is no evidence on file to show whether any reply to above letter was received or not. Committee had also desired that the facilities available with the appellant institution should be reverified especially keeping in view that how so many teacher education programmes under different names can exist in a small village that too on the same plot number. Due to some technicalities NCTE (HQ) was not able to get a verification report.

AND WHEREAS Appeal Committee, noting that (i) there was no mention of intake specified in the affidavit enclosed with the application form and (ii) in the Letter of Intent issued to the institution intake was clearly mentioned as 'One basic unit of 50 students', decided that there is no merit to reconsider the number of intake merely on the ground that appellant has got approved to appoint 15 faculty members. Regional Committee should endeavour to make periodical inspection of the institution to ensure compliance of Norms and Standards for each of the programmes for which institution is recognised and shall also ensure that there is no unfair sharing of the infrastructure and instructional facility. With these observations, Appeal Committee decided to confirm the recognition order dated 17.06.2016.

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 appeal made by appellant institution for grant of recognition for 2 units of D.El.Ed. programme is not justified and hence appeal is rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shree Gajanan Shiksha Samiti College, 140/3, Ownership, 140, Kiwlari, Sohagpur, Hoshangabad, Madhya Pradesh – 461771.
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.

(9)

F.No.89-466/2016 Appeal/9th Mtg.-2018/12th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/6/18

ORDER

WHEREAS the appeal of Shree Gajanan Shiksha Samiti College, Sohagpur, Hoshangabad, Madhya Pradesh dated 05/08/2016 is against the Order No. WRC/NCTE/APP3120/223(Minority)/254th /{M.P.}/2016/169678 dated 20/06/2016 the Western Regional Committee, "granting recognition for conducting one basic unit of B.Ed. with an intake of 50 students. The appellant has requested grant of recognition for two units."

AND WHEREAS Sh. Mohan Yadav, Manager Shree Gajanan Shiksha Samiti College, Sohagpur, Hoshangabad, Madhya Pradesh presented the case of the appellant institution on 21.02.2017 and submitted that "Society has all facilities and infrastructure for 2 units but NCTE recognised only 1 unit. Please recognise 2 units.

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.06.2015 seeking recognition for B.Ed. programme. The intake applied by the applicant institution was not mentioned in the affidavit enclosed with the application. Intake was mentioned as face to face in the affidavit. Appeal Committee further noted that there was no mention of the intake in the letter issued to the VT members. The Visiting Team, however, made a mention in their report dated 19.04.2016 that the institution is being inspected for a proposed intake of two units. The affidavit submitted to the Visiting Team is dated 20.04.2016 and the name of course applied for was mentioned as D.El.Ed. Visiting Team has also mentioned under the overall assessment column that building will be shared by a school. The letter of intent (LOI) dated 05.05.2016 clearly mentioned that LOI under clause 7(13) of the NCTE

Regulations, 2014 is for an annual intake of 50 students. Committee noted that the affidavit submitted by applicant alongwith its letter dated 23.05.2016 in compliance to Letter of Intent contained erasings/overwriting on the proposed intake. The applicant of its own submitted a list of faculty containing the names of one principal and 15 faculty members approved by Registrar, Barkatullah University, Bhopal. Appeal Committee also noted that W.R.C. had written a letter to S.D.O. Sohagpur for verification of certain documents such as C.L.U. etc. There is no evidence on file to show whether any reply to above letter was received or not. Committee had also desired that the facilities available with the appellant institution should be reverified especially keeping in view that how so many teacher education programmes under different names can exist in a small village that too on the same plot number. Due to some technicalities NCTE (HQ) was not able to get a verification report.

AND WHEREAS Appeal Committee, noting that (i) there was no mention of intake specified in the affidavit enclosed with the application form and (ii) in the Letter of Intent issued to the institution intake was clearly mentioned as 'One basic unit of 50 students', decided that there is no merit to reconsider the number of intake merely on the ground that appellant has got approval to appoint 15 faculty members. Regional Committee should endeavour to make inspection of the institution to ensure compliance of Norms and Standards for each of the programmes for which institution is recognised and shall also ensure that there is no unfair sharing of the infrastructure and instructional facility. With these observations, Appeal Committee decided to confirm the recognition order dated 20.06.2016.

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 appeal made by appellant institution for grant of recognition for 2 units of D.El.Ed. programme is not justified and hence appeal is rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Gajanan Shiksha Samiti College, 140/3, Ownership, 140, Kiwlari, Sohagpur, Hoshangabad, Madhya Pradesh – 461771.
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 Madya Pradesh, Bhopal.