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**F.No.89-309/2016 Appeal/10<sup>th</sup> Meeting-2016**  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of G.D. College, Murshidabad, West Bengal dated 26/05/2016 is against the Order No. ER/7.209.8.38/ERCAPP4222(B.Ed.)2016/46688 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution submitted its reply dated 23/02/2016 (on the basis proceedings uploaded in ERC website) alongwith a building plan and a copy of NOC. The total demarcated land area and built-up area for proposed B.Ed. programme is not mentioned in the submitted building plan. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP4222 of the institution regarding recognition for B.Ed. is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Negulue Ahmed, Member Governing Body and Sh. Bhaskar Ghosle, Representative, G.D. College, Murshidabad, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "after the decision of ERC meeting no 209 dated 28<sup>th</sup>-29<sup>th</sup> March, 2016 the new programme of B.Ed. of G.D. college at Shaikhpara, O.P.-Shaikhpara, P.S. Raninagar, Dist. – Murshidabad – 742409 (W.B.) has been refused under section 14(03) (b) of NCTE Act 1993 for the reason of non-mentioning of demarcated land area & built up area in building plan for the proposed B.Ed. programme. But we have already submitted demarcated building plan on 23/02/2016 to the ERC (NCTE) office, Bhubaneswar."

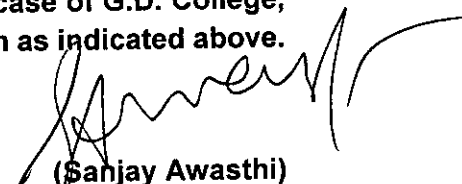
**AND WHEREAS** Appeal Committee noted that E.R.C. had decided to issue Show Cause Notice to appellant institution on the following grounds:

- (i) Demarcated land area and built up area for proposed B.Ed. programme are not indicated on the building plan.
- (ii) N.O.C. issued by affiliating body was signed by Inspector of Colleges and is to be countersigned by Register of University.

**AND WHEREAS** Appeal Committee noted that appellant in its reply to S.C.N. furnished copy of N.O.C. countersigned by Registrar, University of Kalyani on 19.02.2016 and E.R.C. has accepted the document because the appellant institution had submitted the basic document dated 22.06.2015 alongwith application. As regards demarcation of land for B.Ed. course, Appeal Committee noted that appellant institution is possessing land measuring 0.9467 acre on which a general Degree College is already being run. None of the building plan submitted by appellant to E.R.C. clearly indicates the built up area occupied by the General Degree College and built up area earmarked for proposed B.Ed. College. But Appeal Committee is of the view that in a composite college many such things can get clarified when Inspection Team makes a physical verification. Appeal Committee, therefore, decided to remand back the case to E.R.C. for getting the appellant institution inspected for a more candid and vivid picture of the infrastructural facilities available to the appellant 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 E.R.C. Bhubaneswar for getting the appellant institution inspected for verification of the infrastructural facilities.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, G.D. College, 617, 618, 619, 624, 625, 634, Vita, Shai Khpara, Shaikhpara, Murshidabad, West Bengal – 742409.
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.89-310/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Dr. B.R. Ambedkar College of Education, Matiyani, Gaya, Bihar dated 27/05/2016 is against the Order No. ER-213.6(i)65/APP3092/B.Ed. Addl. Intake/2016/46316 dated 02/05/2016 of the Eastern Regional Committee, granting recognition for conducting B.Ed. (Addl.) course with an annual intake of 50 seats on the ground that "only one Math Teacher is appointed."

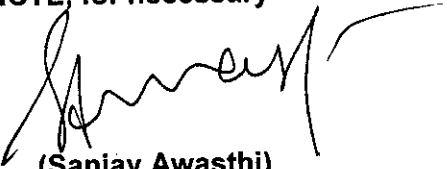
**AND WHEREAS** Sh. Brajendra Kumar Choubey, Secretary and Sh. Rajesh Ranjan Sahay, Member, Dr. B.R. Ambedkar College of Education, Matiyani, Gaya, Bihar presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "the appellant would like to submit to the Appeal Committee that the staff list submitted to ERC was duly approved by the Affiliating University."

**AND WHEREAS** Appeal Committee noted that the appellant institution was inspected on 30.03.2016 for an additional intake of 100 seats (2 units) of B.Ed. Appeal Committee further noted that appellant institution furnished to E.R.C. a list of two teachers in maths approved by Magath University on 28.04.2016. The appellant during the course of appeal presentation on 24.06.2016 also submitted before the Committee two separate faculty lists one each for the existing and proposed B.Ed. course. These lists contain names of one (Principal) + 15 faculty members, one H.O.D. + 14 faculty members in addition to three teacher staff in Fine Arts, Music and Physical Education. The norms and standards for B.Ed. course lay down that faculty can be utilised for teaching in flexible manner so as to optimise academic expertise available. The appellant also apprised Appeal Committee that out of 100 admissions during the academic session 2015-16 only 8 students are from Math stream. Keeping in view that appellant institution had submitted particulars of two teachers in Math duly approved by the affiliating body on 29.04.2016 and the total number of faculty is also

adequate, Appeal Committee decided to remand back the case to E.R.C. Bhubaneswar, for granting two units of B.Ed. (Additional).

**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 E.R.C. Bhubaneswar, for considering grant of two units of B.Ed. (Additional).

**NOW THEREFORE**, the Council hereby remands back the case of Dr. B.R. Ambedkar College of Education, Matiyani, Gaya, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Dr. B.R. Ambedkar College of Education, 1924/11, 1924, Matiyani, Gaya, Bihar – 824234.
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.89-311/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Dakshin Guwahati B.Ed. College, Bishnu Nagar (Segungari), Guwahati, Kamrup, Assam dated 03/04/2016 is against the Order No. ERC/7-205.8.12/D.El.Ed. (Addl. Course)/ERCAPP3393/2016/44269 dated 03/03/2016 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 10/02/2016 on the following ground: a) The institution is recognised for B.Ed. programme for two units. b) Copy of the registered land document not submitted. As per clarification of deed, land is in the name Shri Debendra Bijoy Dutta i.e. in the name of individual which is not acceptable. c) The submitted building plan submitted is not readable. The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. 2) Compliance of SCN not submitted by the institution and reply dated 12/02/2016 is not satisfactory. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3393 of the institution regarding recognition for D.El.Ed. (Addl. Course) is refused under section 15(3)(b) of NCTE Act 1993."

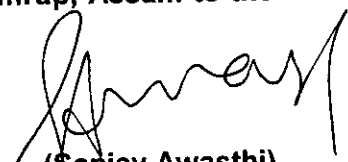
**AND WHEREAS** Dr. Saru Joshi, Principal/Secretary and Sh. H. Sharma, Member Governing Body and Dr. S. Joshi, Principal, Dakshin Guwahati B.Ed. College, Bishnu Nagar (Segungari), Guwahati, Kamrup, Assam presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "the copy of the registered land is not readable. As per rectification deed, land is in the name of Shri Debendra Bijoy Dutta, i.e. in the name of individual which is not acceptable. The submitted building plan is not readable. The institution is required to submit a blueprint of building plan indicating plot no., total land area, total built up area etc. & duly approved by any Govt. Engineer."

**AND WHEREAS** Appeal Committee noted that appellant in its appeal memoranda did not submit any valid explanation on the points of refusal and just repeated the grounds on which it was decided to refuse recognition.

**AND WHEREAS** Appeal Committee noted that appellant in reply to the Show Cause Notice dated 10.02.2016 had submitted copy of an allotment letter dated 07.01.2000 through which Revenue Department of Government of Assam had allotted the land measuring 3 bighas at Dag No. 26 for establishment of Dakshin Guwahati B.Ed. College. The copy of building plan enclosed is also found to be legible and clear. The grounds on which recognition for D.El.Ed. course was refused is therefore, not fully substantiated. Appeal Committee, however, while going through the relevant documents observed that area of land on which appellant institution has proposed to establish D.El.Ed. College is just 2407 sq. mts. which is not adequate for an already existing B.Ed. course and the proposed D.El.Ed. course. Appeal Committee observed that grounds on which recognition for D.El.Ed. was refused by E.R.C. are not fully substantiated but there is another deficiency relating to inadequacy of land which has not been cited by E.R.C. as a reason for refusal. Appeal Committee, therefore, decided to remand back the case to E.R.C. Bhubaneswar for revisiting the case and issue a revised order on valid grounds.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on records and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C. Bhubaneswar for revisiting the case and issue a revised order on valid grounds.

**NOW THEREFORE**, the Council hereby remands back the case of Dakshin Guwahati B.Ed. College, Bishnu Nagar (Segungari), Guwahati, Kamrup, Assam to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Principal Cum Secretary, Dakshin Guwahati B.Ed. College, 26/257, DGBED College, 26/257, Bishnu Nagar (Segunbari), Guwahati, Kamrup, Assam – 781025.
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 Assam, Dispur.



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F.No.89-312/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Vidyasagar Primary Teachers Training Institute, B.Ed. Malda, West Bengal dated 27/05/2016 is against the Order No. ER/7-209.8.4/ERCAPP3025/(B.Ed.-Addl.Intake)/2016/45213 dated 07/04/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 09/02/2016 on the following grounds. (i) NOC issued from affiliating university i.e. University of Gour Banga not submitted. (ii) Land is in the name of Safiqur Rahman Chowdhary i.e. in the name of individual, which is not acceptable as per NCTE Regulation 2014. The institution submitted its reply dated 14/03/2016 which is not considered as per NCTE Regulation 2014. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3025 of the institution regarding permission for B.Ed. (Addl. Intake) is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Safiqur Q., Secretary and Sh. Sadhan Chandra Paul, Member, Vidyasagar Primary Teachers Training Institute, B.Ed. Malda, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "the applicant society "Ratanpur Gour Banga Welfare Organization" has already been granted recognition for B.Ed. programme (ERCAPP448) for the academic session 2013-14 with an annual intake of 100 students by ERC, NCTE. (Recognition order No. ERC/7-145.6.5/NCTE/B.Ed./2012/15083, dated 07/12/2012 in the name of "Vidyasagar Primary Teachers Training Institute (B.Ed.)". The applicant society "Ratanpur Gour Banga Welfare Organization" submitted its online application in the name of "Vidyasagar Primary Teachers Training Institute (B.Ed.)" for grant of recognition for the academic session 2016-17 with annual intake 100 students (Two Basic Units) for B.Ed. (Additional Intake) Programme (ERCAPP3025) on 30/05/2015. The applicant Society dispatched the hard copy printout of the online application for B.Ed.

programme (Additional Intake) (ERCAPP3025) along with all relevant documents and an application fee of Rs. 1, 50, 000/- on 11/06/2015 by local courier, which was received by the ERC, NCTE office on 11/06/2015. The applicant society has received its No Objection Certificate from the University of Gour Banga, vide ref. No. 245/UGB/R-16, dated 10/03/2016, which is one of the basic criteria of B.Ed. (Additional Intake) application as per NCTE Regulation 2014. The applicant society, in its reply ref. No. 74/VPTTI/REP/SC/16, dated 28/02/2016 against show cause notice vide order No. ERC/7-202.9(i).206/B.Ed(Addl.Intake)/ERCAPP3025/2016/42548, dated 09/02/2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission, alongwith a English version of the Land Deed, where in Page No.-2 it was clearly mentioned the name of the purchaser i.e. "Vidyasagar Primary Teachers Training Institute". The applicant society in its reply ref. No. 79/VPTTI/ERC/16, dated 11/03/2016 against Show Cause Notice vide order No. ERC/7-202.9(i).206/B.Ed.(Addl.Intake)/ERCAPP3025/2016/42548, dated 09/02/2016 by ERC, NCTE, Bhubaneswar, submitted in its copy of the NOC from the University of Gour Banga. The applicant society has submitted the same land documents in B.Ed. (Additional Intake) (ERCAPP3025) application, which was also submitted earlier to the ERC NCTE for B.Ed. (ERCAPP448) programme and the ERC, NCTE after proper physical verification/scrutinizing of all the essential documents submitted by the applicant society got fully satisfied and granted its recognition for the academic session 2013-14. ERC, NCTE without consideration of the facts and documentations including affidavit/undertaking rejected the application of B.Ed. Programme (ERCAPP3025) applied for the academic session 2016-17 (Order No. ER/7-209.8.4/ERCAPP3025/(B.Ed.-Addl.Intake)/2016/45213, dated 07/04/2016) with liberty to file an appeal to the applicant institution as per NCTE, Act 1993. ERC, NCTE after passing of 9 months 28 days (approx.) from the receipt of the hard copies of the online application (11/06/2015) to issuance of rejection order (07/04/2016) ultimately refused application for B.Ed. (Additional Intake) (ERCAPP3025) programme. The applicant society was not aware about the NOC, which was required for the existing institution for applying Additional intake, also the ERC, NCTE delaying the entire process and intimate to the institution for the same by issuing show cause notice after passing the due dated 15/07/2016. The applicant society after receiving Show Cause Notice, immediately applied for the same and submitted



accordingly before rejection, which was not considered by the ERC, NCTE. The applicant society submits the facts, if the same land was considered earlier for B.Ed. programme (ERCAPP448) for the academic session 2013-14, under the same Society and same name of the institution, the application for B.Ed. (Additional Intake) (ERCAPP3025) programme may be considered by the Appeal Committee."

**AND WHEREAS** Appeal Committee noted that refusal order dated 07.04.2016 for B.Ed. (Additional) is primarily on two grounds i.e.

- (i) N.O.C. issued by affiliating body not submitted.
- (ii) Land is in the name of Safiqur Rehman Choudhary which is not acceptable as per NCTE Regulations.

**AND WHEREAS** Appeal Committee further noted that appellant institution failed to submit N.O.C. of affiliating body alongwith its application dated 30.05.2015 (Hard copy received in the office of E.R.C. on 11.06.2015). Regulation 5(3) of the NCTE Regulations 2014 make it mandatory that N.O.C. issued by affiliating body should be submitted alongwith application.

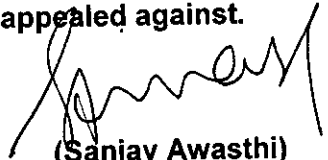
**AND WHEREAS** as regards, land being found in the name of Safiqur Rehman Choudhary, the appellant has stated that in the sale deed name of Safiqur Rehman Choudhary is mentioned as President on behalf of Vidyasagar Primary Teacher Training Institute. Appeal Committee noted that appellant institution has already been recognition for B.Ed. course (Basic intake) in the year 2012. Ownership of land having been treated in the name of institution once, prima-facie there is no logic in refusing to accept the same land documents while granting recognition for additional intake.

**AND WHEREAS** Appeal Committee after having considered the submissions made by appellant, decided to confirm the refusal order dated 07.04.2016 on the ground that appellant institution had not submitted N.O.C. issued by affiliating body at the time of submitting application as required under Clause 5(3) of NCTE Regulations, 2014.

**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 07.04.2016 on the ground that appellant institution had not submitted N.O.C. issued by affiliating body at the time of submitting application as required under Clause 5(3) of NCTE Regulations, 2014.

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



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Vidyasagar Primary Teachers Training Institute B.Ed. Plot No. 1064/1537, Village – New Kandaran, PO-Kandaran, Tehsil/Taluka-Chanchal, Malda, West Bengal – 732139.
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.89-314/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Vidyasagar Primary Teachers Training Institute, B.Ed. Malda, West Bengal dated 26/05/2016 is against the Order No. ER/7-209.8.3/ERCAPP3860/(D.El.Ed.)/2016/46344 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Land is in the name of Safiqur Rahman Chowdhary i.e. in the name of individual, which is not acceptable as per NCTE Regulation 2014. In response to Show Cause Notice, the institution submitted its reply dated 28/02/2016 which is not considered as per NCTE Regulation 2014. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3860 of the institution regarding permission for D.El.Ed. is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Safiqur Q., Secretary and Sh. Sadhan Chandra Paul, Member, Vidyasagar Primary Teachers Training Institute, B.Ed. Malda, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "The applicant society "Ratanpur Gour Banga Welfare Organization" has already been granted recognition for B.Ed. programme (ERCAPP448) for the academic session 2013-14 with an annual intake of 100 students by ERC, NCTE. (Recognition order No. ERC/7-145.6.5/NCTE/B.Ed./2012/15083, dated 07/12/2012 in the name of "Vidyasagar Primary Teachers Training Institute (B.Ed.)". The applicant society "Ratanpur Gour Banga Welfare Organization" submitted its online application in the name of "Vidyasagar Primary Teachers Training Institute (B.Ed.)" for grant of recognition for the academic session 2016-17 with annual intake 50 students (one basic unit) for D.El.Ed. Programme (ERCAPP3860) on 29/06/2015. The applicant society, before submitting its online application was in possession of 7853.75 sq. mts. of Land and 3511.68 sq. mts. of Build-up Area which satisfied all the norms for composite institution as per NCTE Regulation 2014. The applicant society has received its No

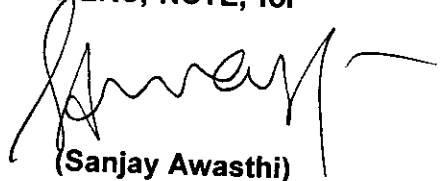
Objection Certificate from the West Bengal Board of Primary Education, vide ref. No. 528/BPE/2015/NOC/COMP/MAL, dated 26/06/2015, which is one of the basic criteria of D.El.Ed. Application. The applicant society, in its reply ref. No. 73/VPTTI/REP/SC/16, dated 28/02/2016 against show cause notice vide order No. ERC/7-202.9(i).205/D.El.Ed./ERCAPP3860/2016/42549, dated 09/02/2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission, alongwith a English version of the Land Deed, where in Page No.-2 it was clearly mentioned the name of the purchaser i.e. "Vidyasagar Primary Teachers Training Institute". The applicant society has submitted the same land documents in D.El.Ed. (ERCAPP3860) Application, which was also submitted earlier to the ERC, NCTE for B.Ed. (ERCAPP448) programme and the ERC, NCTE after proper physical verification/scrutinizing of all the essential documents submitted by the applicant society got fully satisfied and granted its recognition for the academic session 2013-14. The applicant society applied for D.El.Ed. (ERCAPP3860) programme in compliance with the NCTE Regulation 2014 the issue of composite institute alongwith the existing code of B.Ed. programme (ERCAPP448) which was running under the same managing body "Ratanpur Gour Banga Welfare Organization" from the academic session 2013-14, in the name of "Vidyasagar Primary Teachers Training Institute (B.Ed.)". The applicant society in good intention and willingness to become a composite institute filed the online application for D.El.Ed. Programme (ERCAPP3860) along with existing B.Ed. programme (ERCAPP448) in compliance with the NCTE Regulation 2014. In that, the dispute in names of the land was not properly verified and ignored by the ERC, NCTE. ERC, NCTE without consideration of the facts and documentations including affidavit/undertaking rejected the application of D.El.Ed. Programme (ERCAPP3860) applied for the academic session 2016-17 (Order No. ER/7-209.8.3/ERCAPP3860/(D.El.Ed.)/2016/46344, dated 02/05/2016). The applicant society submits the facts, if the same land was considered earlier for B.Ed. programme (ERCAPP448) for the academic session 2013-14, under the same society and same name of the institution, the application for D.El.Ed. Programme (ERCAPP3860) may be consider by the Appeal Committee, in the issue of composite institute."

**AND WHEREAS** Appeal Committee noted that application for grant of recognition of D.El.Ed. course made by appellant institution is refused by E.R.C

Bhubaneswar on the ground that land is in the name of Safiqur Rehman Choudhary, President of the Society. The appellant submitted that the name of Safiqur Rehman Choudhary is mentioned as President on behalf of Vidyasagar Primary Teacher Training Institute. Appeal Committee, further noted that appellant institution has already been granted recognition for B.Ed. course in the year 2012 on the same piece of land. Ownership of land having been treated in the name of institution once, prima-facie there is no logic in treating it now in individual name. The appellant in reply to the Show Cause Notice has further submitted a rectification deed to E.R.C. Bhubaneswar. Appeal Committee is of the opinion that E.R.C. should have examined the matter thoroughly by comparing the details of land as mentioned in original land deed Bangla language and now furnished in the rectification deed dated 18/02/2016. If not assessed objectively the ownership issue may have an adverse effect on the previous recognition granted to the institution for B.Ed. course. Appeal Committee decided to remand back the case to E.R.C. for further processing of the application.

**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 E.R.C. Bhubaneswar for further processing of the application.

**NOW THEREFORE**, the Council hereby remands back the case of Vidyasagar Primary Teachers Training Institute, B.Ed. Malda, West Bengal to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Vidyasagar Primary Teachers Training Institute B.Ed. Plot No. 1064/1537, Village – New Kandan, PO-Kandan, Tehsil/Taluka-Chanchal, Malda, West Bengal – 732139.
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.89-315/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Dinajpur B.Ed. College, Domohana, Uttar Dinajpur, West Bengal dated 25/05/2016 is against the Order No. ER/7-EM-212.7.27/ERCAPP3139/(B.Ed.)/2016/46629 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per VT report, Dinajpur B.Ed. College and Domohana Kazi Nazrul Islam D.Ed. Training College are running in the same building which is not permissible as per NCTE Regulation 2014. The institution submitted its reply which is not acceptable. The Committee is of the opinion that application bearing code no. ERCAPP3139 of the institution regarding permission for B.Ed. course is refused under Section 14(3)(b) of NCTE Act, 1993."

**AND WHEREAS** Sh. Hajikul Islam, Secretary and Sh. Tapan Kr. Singh, President, Dinajpur B.Ed. College, Domohana, Uttar Dinajpur, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that (a) Show Cause Notice was decided in 210<sup>th</sup> E.R.C. Meeting held on 7<sup>th</sup> – 9<sup>th</sup> April, 2016 on the following grounds:-

- (i) As per VT report, Dinajpur B.Ed. College and Domohana Kazi Nazrul Islam D.Ed. Training College are running in the same building which is not permissible as per NCTE Regulation 2014.
- (ii) Submitted sale deed is in the name of Domohana Kazi Nazrul Islam D.Ed. Training College, i.e. land is not in name of institution.
- (b) In response to show cause notice, the institutions has submitted its reply 15.04.2016 on the basis of processing uploaded in E.R.C. website which is not acceptable.

**In view of the above the Committee decided as under:**

*The Committee is of the opinion that application bearing code no. ERCAPP3139 of the institution regarding recognition for B.Ed. course is refused under Section 14(3)(b) of NCTE Act, 1993.*

**AND WHEREAS** Appeal Committee noted that E.R.C. decided to issue a Show Cause Notice (S.C.N) to the appellant institution on the basis of findings of the Visiting Team. Visiting Team had mentioned that "Dinaipur B.Ed. College and Damohana Kazi Nazrul Islam D.El.Ed. Training College are running in same building. The sale deed is in the name of Damohana Kazi Nazrul Islam D.El.Ed. Training College i.e. land is not in the name of proposed institution." The appellant institution submitted reply dated 15.04.2016 to S.C.N.

**AND WHEREAS** Appeal Committee noted that application dated 30.05.2015 for B.Ed. course was made by Domahana Kazi Nazrul Islam Educational and Social Welfare Trust and applicant declared in its application that Trust is already conducting a D.El.Ed. course with institution name as Damohana Kazi Nazrul Islam D.El.Ed. Training College. The land documents are in the name of existing institution managed by same applicant Trust.

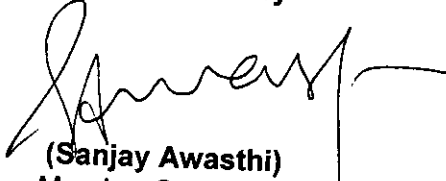
**AND WHEREAS** Appeal Committee further observed that Building plan of proposed B.Ed. institution mentions both the names of 'Dinaipur B.Ed. College' run by Domohana Kazi Nazrul Islam Education and Social Welfare Trust and the name of existing D.El.Ed. institution 'Domohana Kazi Nazrul Islam D.El.Ed. Training College.

**AND WHEREAS** Appeal Committee observed that land earlier having been registered in name of D.El.Ed. institution run by same Trust is not necessarily required to be in the name of B.Ed. college, recognition for which is being sought as an additional course. Appeal Committee, therefore, decided to set aside the refusal order dated 02.05.2016 and remands back the case to E.R.C. for further processing of the application.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on records and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the refusal order dated 02.05.2016 issued by E.R.C. Bhubaneswar and remand back the case for further processing of the application.

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NOW THEREFORE, the Council hereby remands back the case of Dinajpur B.Ed. College, Domohana, Uttar Dinajpur, West Bengal to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Dinajpur B.Ed. College, Plot No.-303, 306, Village-Domohana, PO-Domohana, Tehsil/Taluka-Karandighi Domohana, Uttar Dinajpur, West Bengal – 733215.
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.89-313/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Institute of Education, Bachchaon, Varanasi, Uttar Pradesh dated 23/05/2016 is against the Order No. NRC/NCTE/NRCAPP-12532/251<sup>st</sup> Meeting(Part-3)/2016/150440 dated 10.06.2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The institution has not submitted NOC from the affiliating body. 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 year 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)."

**AND WHEREAS** Sh. Manoj Pandey, P.R.O and Sh. Vijay Kumar Singh, Representative, Institute of Education, Bachchaon, Varanasi, Uttar Pradesh presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "NOC have already been submitted by the institution vide letter no. 2743 dated Jan, 28, 2016. As mentioned in Clause 2(b) of NCTE Regulations 2014, the institution of Education, the applicant institution is a composite institution as it is recognized for B.Ed. and M.Ed. programmes vide NCTE order No. F.No. NRC/NCTE/UP-2280/2015/102472 dated 22 May 2015 and F.No. NRC/NCTE/UP-2272/2015/25320 dated 20 Oct. 2015 respectively."

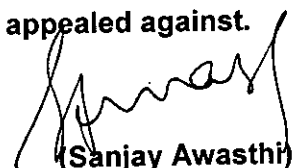
**AND WHEREAS** Appeal Committee noted that Clause 8(1) of the NCTE Regulations makes it mandatory that new Teacher Education Institutions shall be located in composite institution. The appellant institution is a composite institution to this effect as it has furnished details of existing courses like M.Ed. & B.Ed. already being conducted by the Institution. However, a four year integrated programme leading to B.Sc. B.Ed./B.A. B.Ed. aims at integrated studies comprising science (B.Sc.

B.Ed.) and social science or humanities (B.A. B.Ed.) and professional studies comprising foundations of education, pedagogy of school subjects to maintain a balance between theory and practice. The appellant has not submitted any evidence of being a composite institution with the above facilities.

**AND WHEREAS** Appeal Committee, further noticed that appellant institution has failed to submit N.O.C. from affiliating body alongwith its application submitted in May/June, 2015 as required under Clause 5(3) of NCTE Regulations, 2014. Appeal Committee, therefore, decided to confirm the refusal order dated 10.06.2016 issued by N.R.C. 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 10.06.2016 issued by N.R.C., Jaipur.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Institute of Education, Plot No. 2, 4, 5, & 6 Shepa Campus, Nibia, Bachchaon, Varanasi, Uttar Pradesh – 221011.
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.89-317/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal dated 24/05/2016 is against the Order No. ERC/7EM-212.7.8/ERCAPP3218/B.Ed./2016/46609 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per CD, the construction work was not fully completed. The institution was required to submit a fresh CD covering whole area of the building after completion of construction work. The institution submitted a fresh CD. As seen in CD, the construction work of the building is not yet fully completed. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3218 of the institution regarding permission for B.Ed. (Addl. course) programme is refused under section 15(3)(b) of NCTE Act, 1993."

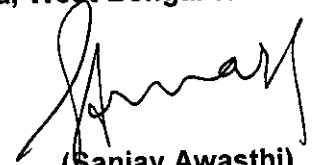
**AND WHEREAS** Dr. Ajit Kumar Som, Principal and Sh. Sri Jitendra Nath, Chairman, Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "that my institution consists of two buildings – one for D.El.Ed. and it is a main building measuring fully completed construction 18,000 sq. ft. covering ground floor and the 1<sup>st</sup> floor. That there remains an Annex building with fully completed two floors – measuring 14,620 sq. ft. and the total construction goes to meet 32,620 sq. ft. (3031 sq. mt. approx.). That in support of my explanation given above an enclosed building completion certificate issued by the competent authority will testify."

**AND WHEREAS** Appeal Committee noted that appellant institution was refused recognition for B.Ed. on the ground that construction work of the building was not fully complete as seen in the C.D. Appeal Committee noted that Visiting Team in its report dated 26.02.2016 has observed that 'College has adequate land and good multi-storied building.' A Building Completion Certificate signed by Assistant Engineer,

Raghunathpur Municipality, Dist. Purulia was also enclosed with the V.T. Report. Appeal Committee observed that the minutes of 210<sup>th</sup> E.R.C. meeting held on 7<sup>th</sup> to 9<sup>th</sup> April, 2016 were suggestive for the institution to submit fresh C.D. covering whole area of the building after completion of construction work. The C.D. furnished by appellant institution was viewed and no construction activity was noticed except a heap of sand or stone dust outside the main building. Appeal Committee after considering the V.T. report, B.C.C. and viewing the C.D. decided to remand back the case to E.R.C. for further processing of the application.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record, viewing the C.D. and oral arguments advanced during the hearing, Appeal Committee decided to remand back the case to E.R.C. Bhubaneswar for further processing of the application.

**NOW THEREFORE**, the Council hereby remands back the case of Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Chairman, Purnadisha Joychandi Teacher Training College, 1919, 3644, P.J. Teacher Training College, NA, Raghunathpur, Purulia, West Bengal – 723133.
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.89-316/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal dated 24/05/2016 is against the Order No. ER7-EM-212.7.7/ERCAPP3438/D.El.Ed. Addl. Intake/2016/46608 dated 2/05/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed course on the grounds that "As per CD, the construction work is not fully completed. The institution was required to submit a fresh CD covering whole area of the building after completion of construction work. The institution submitted a fresh CD. As seen in the CD, the construction work of the building is not yet fully complete. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3438 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** Dr. Ajit Kumar Som, Principal and Sh. Sri Jitendra Nath, Chairman, Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "That my institution consists of two buildings – one for D.El.Ed. and it is a main building measuring fully completed construction 18,000 sq. ft. covering ground floor and the 1<sup>st</sup> floor. This building has provision upto 3<sup>rd</sup> floor for opening other training Courses like B.Sc. B.Ed., B.A. B.Ed., M.Ed. etc. That there remains an Annex building with fully completed two floors – ground floor and the 1<sup>st</sup> floor measuring 14,620 sq. ft. and the total construction goes to meet 32,620 sq. ft."

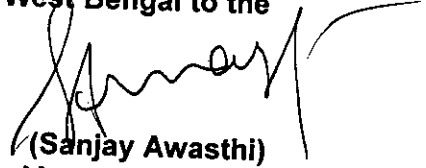
**AND WHEREAS** Appeal Committee noted that appellant institution was refused recognition for D.El.Ed. (Additioanl) course on the ground that construction work of the building is not yet fully completed. Appeal Committee noted that a Visiting Team which conducted inspection of the institution on 27.02.2016 has made following observation in its report.

*"Infrastructural facilities in the institution for D.El.Ed. course including additional intake proposal are adequate. Institution has three buildings for the purpose fulfilling NCTE norms."*

**AND WHEREAS** Appeal Committee noted that appellant institution after noting the decision taken in 210<sup>th</sup> meeting of E.R.C. requiring the institution to submit a fresh C.D., submitted a fresh C.D. to E.R.C. vide its letter dated 18.04.2016. The above C.D. is not found available in the relevant file of E.R.C. Appellant during the course of appeal presentation on 24.06.2016 submitted another C.D. which was viewed by the members of Appeal Committee. It was found that except a heap of sand or stone dust lying outside one of the buildings, no major construction work was pending completion. Appellant during appeal presentation also made available copy of a Building Completion Certificate (B.C.C.) signed and issued by Assistant Engineer, Raghunathpur Municipality, Dist. Purulia. Ideally this B.C.C. should have been submitted to the Visiting Team but since the decision of E.R.C. was suggestive for submitting a fresh C.D. in support of completion of construction work, the B.C.C. may be accepted. Appeal Committee decided to remand back the case to E.R.C for further processing of the application. Appellant is required to submit copy of the B.C.C. to E.R.C. 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 E.R.C for further processing of the application. Appellant is required to submit copy of the B.C.C. to E.R.C. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Purnadisha Joychandi Teacher Training College, Raghunathpur, Distt. Purulia, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)

Member Secretary

1. The Chairman, Purnadisha Joychandi Teacher Training College, 1919, 3644, P.J. Teacher Training College, NA, Raghunathpur, Purulia, West Bengal – 723133.
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.89-318/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 28/8/16

**WHEREAS** the appeal of Bongaigaon B.Ed. College, Birjhora, Bongaigaon, Assam dated 24/05/2016 is against the Order No. ERC/208.8.64/ERCAPP2822/D.El.Ed. (Addl. Course)/2015/45206 dated 07/04/2016 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 10/02/2016 on the following grounds. (i) The institution is recognized for B.Ed. programme for two units. (ii) The building plan submitted is not a proper building plan. The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. 2. In response to Show Cause Notice, the institution submitted its reply dated 24/02/2016. The institution is still deficient on the following grounds: (i) The building plan submitted is not a proper building plan and plot No., total land area, total built up area etc. not mentioned. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP2822 of the institution regarding permission for D.El.Ed. (Addl. Course) is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Banke Lal Sharma, Member Governing Body and Sh. Kayum Ali, Assistant Professor, Bongaigaon B.Ed. College, Birjhora, Bongaigaon, Assam presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "In view of your refusal of the building plan on the ground that our building plan was not a proper building plan where the plot no., total land area, total built up area etc. were not mentioned, now we have prepared a fresh proper building plan indicating plot no., total area and total built-up area as required by you which is duly approved by a Govt. Engineer."

**AND WHEREAS** Appeal Committee noted that recognition for conducting D.El.Ed. (Addl.) course was refused by E.R.C. on the ground that the building plan



submitted is not a proper building plan and plot number, total land area, total built up area etc. is not mentioned on the building plan.

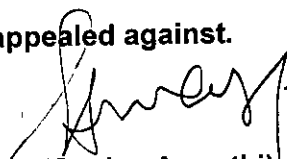
**AND WHEREAS** Appeal Committee observed that the building plan submitted by appellant institution do mentions the plot number 'Dag No. 266(0) 577 (N).' The building plan was approved by Bongaigaon Development Authority in November, 2011. Building plan however, suffered from a basic deficiency as it did not clearly mentioned the land area and proposed built up area in square meters. At one place, in the building plan, plinth area is mentioned as 409.92 square meters. Appeal Committee further observed that the appellant had enclosed with the application a certificate dated 02.06.2015 issued by Junior Engineer, Bongaigaon Municipality certifying that Plinth area of the institution is:-

|      |                  |                          |
|------|------------------|--------------------------|
| (i)  | R.C.C. Gr. Floor | 80.90 sq. meters         |
| (ii) | At Building      | <u>363.10</u>            |
|      | Total            | <u>444.00</u> sq. meters |

The appellant institution therefore lacks adequate built up area and also has not submitted a proper building plan. Appeal Committee, therefore, decided to confirm the refusal order dated 07/04/2016 issued by E.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 refusal order dated 07/04/2016 issued by E.R.C., Bhubaneswar.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Principal, Bongaigaon B.Ed. College, 576 & 577, NA, 576 & 577, Birjhora Tea Estate, Bongaigaon, Assam – 783380.
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 Assam, Dispur.



F.No.89-319/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Chandrashekhar Shiksha Mahavidyalaya, Satna, M.P. dated 31/05/2016 is against the Order No. WRC/APP3245/222/244<sup>th</sup>/{M.P.}/2016/163019 dated 11/03/2014 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "And Whereas, reply received from the institution was placed in 244<sup>th</sup> WRC Meeting held on February 25-26, 2016 and the Committee observed that Show Cause Notice was issued to the institution on 10/02/2016, and reply was received on 15/02/2016. The institution has submitted notarized copies of all the required documents. The institution is running the B.Ed. course (223536) for two units. Now, this case relates to the application for a new D.El.Ed. Course. The requirement of land for two units of B.Ed. and one units of D.El.Ed. Course is 3500 sq. mts. while the institution is having sufficient land, the CLU is only for 27,500 sq. ft. which is less than the requirement. Similarly, for the two courses, the institution requires 3500 sq. mts. of built up area. The institution has only 23,838 sq. ft. of built up area as per Building Completion Certificate. Hence, Recognition is refused."

**AND WHEREAS** Sh. Maheshwar Dutt Pandey, Chairman and Sh. Vimal Kumar Pandey, Principal, Chandrashekhar Shiksha Mahavidyalaya, Satna, M.P. presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "due to human and clerical error all relevant documents of built-up area along with CLU for addition building made for only D.El.Ed. Course was not submitted even after show cause notice due to incautiousness but now we have all required built-up area along with CLU and their completion certificate under the stipulated time which we had mentioned in online application from was 30/12/2015."

**AND WHEREAS** Appeal Committee noted that recognition for D.El.Ed. as additional course was refused to appellant institution mainly on two grounds i.e. (i)

Institution was not having Change of Land Use Certificate for the entire land and (ii) institution has less built up area for existing 2 units of B.Ed. and proposed one unit of D.El.Ed.

**AND WHEREAS** Appellant during the course of appeal presentation submitted that the institution is already in possession of required built up area for which following building completion certificates (B.C.Cs) were obtained:-

|       |  |                        |                             |                                   |  |
|-------|--|------------------------|-----------------------------|-----------------------------------|--|
| (i)   | B.C.C.<br>Khasra<br>11/2, 9, 11, 12<br>Ward no. 1)             | (R.G.<br>no.<br>11, 12 | Ground Floor<br>First Floor | 11919 sq. feet.<br>11919 sq. feet | Inspection done<br>by Municipal<br>Engineer on<br>18/12/2015 |
| (ii)  | B.C.C.<br>Khasra<br>11/2, 9, 11, 12<br>Ward no. 3              | no.<br>11, 12          | Ground Floor<br>First Floor | 9610<br>9610                      |  |
| (iii) | B.C.C.<br>19/2/2008<br>Khasra<br>11/2, 9, 11, 12<br>Ward no. 1 | dt.<br>nos.            | Ground Floor<br>First Floor | 11919<br>11919                    | Inspection done<br>by Municipal Eng.<br>on 16.02.2008        |

Appeal Committee is quite sceptical as to whether the B.C.Cs mentioned at (i) & (iii) above are for the same built area or for two different spaces. Facts can be confirmed by Visiting Team while making inspection of the institution.

**AND WHEREAS** As regards Change of Land Use Certificate (C.L.U.), appellant has furnished copies of C.L.U.s with following details:-

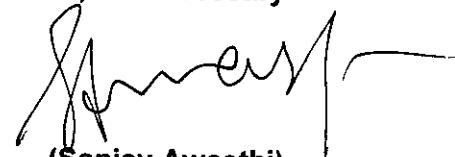
- |       |                              |                    |
|-------|------------------------------|--------------------|
| (i)   | C.L.U. for Khasra No. 11/2/2 | 12500 sq. feet     |
| (ii)  | C.L.U. for Khasra No. 11/2/1 | 15000 sq. feet     |
| (iii) | C.L.U. for Khasra No. 11/2/1 | Part of 0.405 Hec. |
| (iv)  | C.L.U. for Khasra No. 11/2   | 15000 sq. feet     |

**AND WHEREAS** Keeping in view that B.Ed. course is already being conducted on the said land, Appeal Committee decided to remand back the case to

W.R.C. for conducting another inspection by payment of fee by the appellant institution, so that the claim of the appellant institution to possess adequate built up space (as mentioned in the three B.C.C.s submitted) shall be confirmed. Attention of the appellant institution may also be drawn towards Clause 7(3) of the NCTE Regulations, 2014.

**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 W.R.C. Bhopal for conducting another inspection by payment of fee by the appellant institution, so that the claim of the appellant institution to possess adequate built up space (as mentioned in the three B.C.C.s submitted) shall be confirmed. Attention of the appellant institution may also be drawn towards Clause 7(3) of the NCTE Regulations, 2014.

**NOW THEREFORE,** the Council hereby remands back the case of Chandrashekhar Shiksha Mahavidyalaya, Satna, M.P. to the WRC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Manager, Chandrasheekhar Shiksha Mahavidyalaya, 9, 11, 12, Kothi Road, Bagha, Satna, Madhya Pradesh – 485001.
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.89-320/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Indira Gandhi Arts and Science College, Rahod, Janjgir – Champa, Chhattisgarh dated 27/05/2016 is against the Order No. WRC/APP2946/B.A./B.Sc.B.Ed.(4year)/Integrated/247th c.g.2016/165278 dated 20/04/2016 of the Western Regional Committee, refusing recognition for conducting B.A. B.Sc. course on the grounds that "Show Cause Notice was issued to the institution 09/02/2016. Till date no reply has been received. Hence, Recognition is refused. FDRs if any, be returned."

**AND WHEREAS** Sh. Ganesh Ram Kashyap, Principal and Sh. Nirmal Verma, Assistant Professor, Indira Gandhi Arts and Science College, Rahod, Janjgir – Champa, Chhattisgarh presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "NOC from affiliating body as per clause 5(3) of NCTE Regulation 2014 No. 298/Aca./2016 Bilaspur dated 20/05/2016 submitted. Certified copy of registered land document issued by the competent authority as required under provision of section 8(7) (i) of NCTE, Regulation, 2014 submitted. A notarized copy of change of land use certificate as per Govt. format under process submitted. A copy of approved building plan having demarcated land and built up area for existing teacher training courses, proposed teacher training course and other regular course being conducted by institute is submitted. Affidavit on Rs. 100/- in the prescribed proforma submitted. Non-Encumbrance Certificate submitted. FDR as per NCTE Regulation, 2014 reserve fund A/c 35790082857 Rs. 1400000.00 and Endowment fund A/c 35790072098 Rs. 1000000.00 date 25/05/2016 SBI branch seorinarayan Janjgir Champa submitted."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 09.02.2016 was issued to appellant institution on grounds of non submission of following documents:-

- (i) N.O.C. issued by affiliating body
- (ii) Copy of Registered Land documents

- (iii) Notorised copy of C.L.U
- (iv) Approved building plan
- (v) Affidavit
- (vi) Non Encumbrance Certificate
- (vii) F.D.Rs

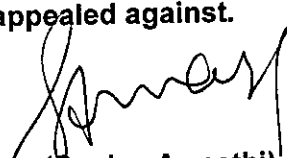
**AND WHEREAS** Appeal Committee further noted that appellant institution failed to submit reply to S.C.N. and W.R.C. in its 247<sup>th</sup> meeting held on April 4<sup>th</sup> – 6<sup>th</sup>, 2016 decided to refuse recognition and consequently refusal order dated 20.04.2016 was issued on ground of non-submission of reply to S.C.N.

**AND WHEREAS** Appellant in its Appeal Memoranda, as well as in his personal presentation did not counter the ground of refusal. With the appeal memoranda appellant has furnished copies of required documents such as N.O.C. dated 20.05.2016, copies of registered land document, site plan, building plan, affidavit, F.D.Rs etc.

**AND WHEREAS** Appeal Committee noted that NOC from affiliating body and land documents are to be furnished alongwith application as required under Clause 5(3) and 7(2) of the NCTE Regulation. Moreover, the appellant has also not furnished reply to S.C.N. Appeal Committee, therefore, decided to confirm the impugned order dated 20.04.2016 issued by W.R.C. 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 20.04.2016 issued by W.R.C. Bhopal.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Indira Gandhi Arts and Science College, Rahod 1477/1, 1427/3, Main Road, Rahod, Janjgir-Champa, Chhattisgarh - 495556.
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 Chhattisgarh, Raipur.



F.No.89-321/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Acharya Drona Institute for Teachers Training, Rampurkhas, Bhagwanpur Hatt, Siwan, Bihar dated 31/05/2016 is against the Order No. ERC/EM-212.7.28/ERCAPP4049/D.El.Ed. (Additional Course)/2016/46645 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "As per the VT report, built up area was 2323.00 sq. mt. which is 677 sq. mt. less than the requirement for B.Ed. (existing)+D.El.Ed. (Proposed programmes i.e. 3000 sq. mt. The institution accepted that on the date of inspection the built up area was 2323 sq. mt. and the remaining builtup area 677 sq. mt. will be completed by 10<sup>th</sup> may 2016. The reply given is not considerable, hence the application bearing code no. ERCAPP4049 of the institution regarding permission for D.El.Ed. (Addl. Course) is refused under section 15 (3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Monal Parag, President, Acharya Drona Institute for Teachers Training, Rampurkhas, Bhagwanpur Hatt, Siwan, Bihar presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "As per the public notice dated 29/01/2016 issued by the NCTE, Hqrs. relaxation was given to existing institution who are offering two year programme of M.Ed. B.Ed., B.P.Ed. with regard to complete the additional built up area up to 30<sup>th</sup> May, 2016. Sir, I would like to mention here the fact that, the appellant institution got the recognition for the first time for the 50 seats (1 unit) of B.Ed. course on 23/05/2015 vide order no. ER-188.6.8/ERCAPP1457/B.Ed./2015/31994 and applied for the additional course of D.El.Ed. for 1 unit (50 seats). Therefore, as per the public notice of NCTE, the appellant institution is eligible for the liberty to issue letter of intent under clause 7(13). In the reply to the show cause notice issued to the appellant institution in the 210<sup>th</sup> proceeding of ERC meeting, institution submitted an undertaking mentioning that the remaining 677 sq. mt. of additional built up area, the institute will complete the

construction before 10<sup>th</sup> may 2016 which is before the last date mentioned in the public notice i.e. 30<sup>th</sup> may 2016. Institute has already constructed 2323 sq. mt. of 3000 sq. mt. of required built up area. But ERC didn't consider the reply and refused the application of the appellant institution. I would also like to take a reference of proceedings of 204<sup>th</sup> Meeting of ERC-NCTE held on 15<sup>th</sup>-17<sup>th</sup> February, 2016 where in case of two colleges sl.No. 181-204.5.30 Scholars College of Education, Patna, Bihar, Sl.No. 182-204.5.31 Swadeshi College of Education. Purnia, Bihar (ERCAPP2769) for D.El.Ed. additional course, as per their VT reports, their built up area was less than the required built up area. But in the proceedings of 204<sup>th</sup> meeting, letter of intent under clause 7(13) issued to both the colleges mentioning the public notice dated 29/01/2016 issued by NCTE Hqrs."

**AND WHEREAS** Appeal Committee noted that impugned order dated 02/05/2016 was issued by E.R.C. on the ground that appellant institution has a lesser built up area deficient by 677 sq. feet. Appellant in reply to Show Cause Notice informed E.R.C. that institution would be able to construct the remaining built up area by 10.5.2016. The attention of the Appeal Committee was drawn, by the appellant, to a Public Notice dated 29<sup>th</sup> January, 2016. Through this Public Notice, the Council had agreed to relax the condition of additional built up area which shall be provided by 30<sup>th</sup> May, 2016 by the institutions offering two year B.Ed. programme.

**AND WHEREAS** appellant further mentioned the names of the following two institutions which were allowed relaxation even after the Visiting Teams had reported inadequate built up area:

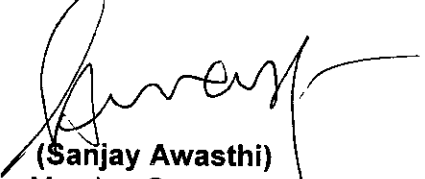
- (i) Scholars College of Education, Patna, Bihar.
- (ii) Swadeshi College of Education, Purnia, Bihar.

**AND WHEREAS** Appeal Committee, keeping in view that certain institutions were allowed the benefit of time for making good the deficiency on account of built up area during the first year of two year course by issue of Public Notice dated 29.01.2016 by NCTE, decided to remand back the case to E.R.C. Bhubaneswar for revisiting the case and processing the application accordingly.



**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 E.R.C. for further processing of the application.

**NOW THEREFORE**, the Council hereby remands back the case of Acharya Drona Institute for Teachers Training, Rampurkhas, Bhagwanpur Hatt, Siwan, Bihar to the ERC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

1. The President, Acharya Drona Institute for Teachers Training, 326, Ownership in the name of College, 326, Rampur Khas, Bhagwanpur Hatt. Siwan, Bihar – 841408.
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.



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F.No.89-322/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 8/8/16

**ORDER**

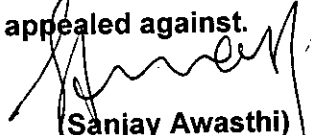
**WHEREAS** the appeal of Kuntala Das College of Education, Howrah, Hooghly, West Bengal dated 30/05/2016 is against the Order No. ERC/7-202.9(i).330/ERCAPP3505/D.El.Ed(Addl. Intake)/2015/42604 dated 09/02/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "Copy of the registered land document not submitted with hard copy of the print out of online application."

**AND WHEREAS** Sh. Bishnu Pada Das, Secretary, Kuntala Das College of Education, Howrah, Hooghly, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "Law & order problems in the locality."

**AND WHEREAS** Appeal Committee noted that appellant institution neither submitted copy of land documents alongwith application as required under Clause 5(4) of the NCTE Regulations, 2014 nor did make any effort to submit these documents subsequently after the law and order problem in the locality ceased to exist. Non submission of land document alongwith application resulted in summary rejection under Clause 7(2) (b) of the Regulations. Appeal Committee, therefore, decided to confirm the refusal order dated 09/02/2016 issued by E.R.C. Bhubaneswar.

**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 09.02.2016 issued by E.R.C.

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



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Kuntala Das College of Education, 4299, 4302, 4708, Basukati, Howrah, Hooghly, West Bengal – 711227.
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.89-325/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Netaji Subhash College of Education, Jhajjar, Haryana dated 04/06/2016 is against the Order No. NRC/NCTE/NRCAPP-11415/252<sup>nd</sup> (Part-7)/Meeting/2016/149232-35 dated 24/05/2016 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "The applicant institution has not submitted the reply of SCN dated 01/03/2016."

**AND WHEREAS** Sh. Chandrakant Dugar, President & Sh. Prem Surana, Member of Trust, Netaji Subhash College of Education, Jhajjar, Haryana presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "The reply to the SCN was submitted on 22/03/2016 with diary no. 136237. Documents attached."

**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (S.C.N) dated 1.03.2016 was issued to appellant institution on following two grounds:

- (i) Applicant institution has not submitted any evidence that it is already running B.A./B.Sc. course as per NCTE norms of NCTE Regulations, 2014.
- (ii) Non encumbrance certificate not submitted.

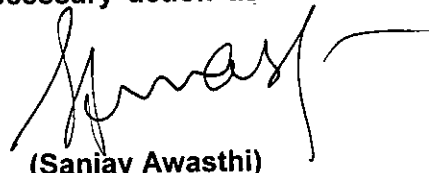
**AND WHEREAS** Appeal Committee further noted that appellant institution submitted a reply dated 21.03.2016 to the S.C.N. which was received and diarised in N.R.C. on 22.03.2016 (Diary No. 136237). This reply is also found placed on the relevant file of N.R.C. (pp. 423-426/Cor.)

**AND WHEREAS** Appeal Committee further observed that minutes of the 252<sup>th</sup> Meeting of N.R.C. held from 19<sup>th</sup> April to 2<sup>nd</sup> May, 2016 and the resultant refusal order dated 24.05.2016 are placed at pp. 421 & 422 of the relevant file. It is therefore, very clear that reply of the appellant institution to Show Cause Notice was received in the office of N.R.C. much earlier than the date of 252<sup>nd</sup> Meeting of N.R.C. but it was not

placed before the Regional Committee. Appeal Committee, decided to remand back the case to N.R.C. for revisiting the matter taking into account the reply submitted by appellant institution in response to the S.C.N.

**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 revisiting the matter taking into account the reply submitted by the appellant institution in response to the S.C.N.

**NOW THEREFORE**, the Council hereby remands back the case of Netaji Subhash College of Education, Jhajjar, Haryana to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The President, Netaji Subhash College of Education, VPO-Jahangirpur District – Jhajjar, Haryana – 124103.
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.89-326/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

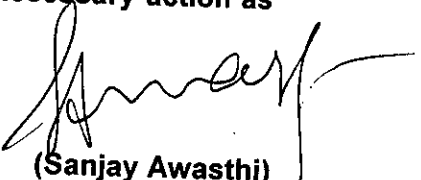
**WHEREAS** the appeal of Dhyaneswar Subodh College, Midnapore, West Bengal dated 30/05/2016 is against the Order No. ER/7-EM-212.7.19/ERCAPP2725/B.Ed./2016/46614 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(1) Show cause notice was decided in 211<sup>th</sup> ERC Meeting held on 14-16 April, 2016 on the following grounds: "(i) As per building, total built-up area is 2107.904 sq. mtrs. whereas as per VT report, built up area is 3561.20 sq. mtrs. which is contradictory. (2) In response to show cause notice, the institution submitted its reply dated 18/04/2016 on the basis of proceedings uploaded in ERC website along with two building plans indicating total built up area is 2107.904 sq. mts. & 1453.20 sq. mts. (3) As per approved building plan submitted, the construction work of the proposed building (G+4) storied) construction going on. (4) In CD, there is no existence of 2<sup>nd</sup> building. In view of the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP2725 of the institution regarding permission for B.Ed. (Addl. Course) is refused under section 15(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Tushar Kanti Das, Secretary, Dhyaneswar Subodh College, Midnapore, West Bengal presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "We have two building plans but NCTE office calculate only one. The VT report calculate correctly. We have completed the building works but only finishing work was going on. At the time of video recording / capturing the 2<sup>nd</sup> building was missing but 2<sup>nd</sup> building very much exists."

**AND WHEREAS** Appeal Committee noted that refusal order is mainly for the reason that visiting team made an observation in its report dated 14.03.2016 with regard to built up area not matching with the C.D. The appellant states that there are two separate buildings having built up area of 2107 sq. mtrs. and 1453 sq. meters respectively. Appellant during the course of appeal presentation submitted another C.D. and Appeal Committee after viewing the C.D. observed that of the two buildings, one was partly completed. The appellant supported the existence of two buildings on plot no. 287 by submitting copy of a building plan approved by B.D.O., Panskura - I. The Building Plan is for proposed construction of two buildings (Ground+3 Floors and Ground + 4 Floors). Appeal Committee also had the opportunity to see the Building Plan and Building Completion Certificate enclosed with the V.T. Report. The B.C.C., submitted to the V.T. does not mention the built up area separately for the two buildings. Built up area mentioned for Ground + Four floors is 3157 sq. feet whereas item number 15 mentions the total built up area as 3561 sq. meters. Appeal Committee observes that confusion exists about the existence of two buildings and the built up space available for conducting composite courses. Appeal Committee, therefore, decided to remand back the case to E.R.C. for getting a 2<sup>nd</sup> Inspection conducted on payment of fee by appellant institution to verify whether (i) required built up space is available as per NCTE norms (ii) building plan and building completion certificate match each other (iii) building plan is approved by Competent Civic Authority and (iv) the built up area is spread over two separate buildings on the same plot.

**AND WHEREAS** after perusal of the Memorandum of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C. for getting a 2<sup>nd</sup> inspection conducted on payment of fee by appellant institution to verify whether (i) required built up space is available as per NCTE norms (ii) building plan and building completion certificate match each other (iii) building plan is approved by Competent Civic Authority and (iv) the built up area is spread over two separate buildings on the same plot.

NOW THEREFORE, the Council hereby remands back the case of Dhyaneswar Subodh College, Midnapore, West Bengal to the ERC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Dhyaneswar Subodh College, 287, J.L. No. 329, Ownership, 287, Goggrass Court Taluk, Tamluk, Midnapore, West Bengal – 721634.
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.89-327/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Dhanbad Teachers Training College, Nirsha, Dhanbad, Jharkhand Dated 04.06.2016 is against the Order No. ERC/708.8.26/D.El.Ed./ERCAPP4114/2016/45076 dated 01/04/2016 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 10/02/2016 on the following grounds: a) NOC for D.El.Ed. Programme not submitted issued from the Directorate of Primary Education, Government of Jharkhand. 2) In response to Show Cause Notice, the institution submitted its reply dated 23/02/2016 without NOC and submitted reply is not satisfactory. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code no. ERCAPP4114 of the institution regarding permission for D.El.Ed. (Addl. Course) is refused under Section 15(3)(b) of NCTE Act, 1993."

**AND WHEREAS** Sh. Quaci Shakeel Ekta, Secretary and Sh. MD Riyajul Ansari, Manager, Dhanbad Teachers Training College, Nirsha, Dhanbad, Jharkhand presented the case of the appellant institution on 24/06/2016. In the appeal and during personal presentation it was submitted that "Application for NOC was done and its receiving was submitted alongwith the application form of D.El.Ed. in response to show cause issued on 10/02/2016 we submitted the recommendation of District Education officer to Secretary, Primary Education Government of Jharkhand to grant NOC to our new course. We sought more time to submit the NOC."

**AND WHEREAS** Appeal Committee noted that Clause 5(3) and 7(1) of the NCTE Regulations, 2014 prescribe the manner of submitting application and the documents to be enclosed with the application:-

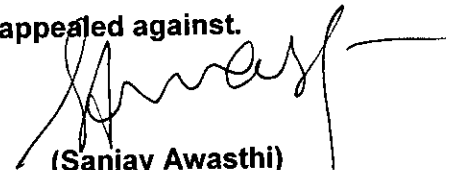
5(3) *"The application shall be submitted alongwith processing fee and scanned copies of documents such as no objection certificate issued by concerned affiliating body."*

7(1) *"In case an application is in complete or requisite documents are not attached, the application shall be treated: incomplete and rejected."*

**AND WHEREAS** Appellant institution was issued a Show Cause Notice (S.C.N) dated 10.02.2016 on the ground that N.O.C. for D.El.Ed. programme was not submitted. Appellant in its reply dated 23.02.2016 intimated that they are Liaisoning with the Primary Education Directorate for issue of N.O.C. Appeal Committee taking note of the regulatory provision for mandatory submission of N.O.C. alongwith application, decided to confirm the refusal order dated 01.04.2016 issued by E.R.C. Bhubaneswar.

**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 01.04.2016 issued by E.R.C. on the ground that applicant has failed to submit N.O.C. issued by affiliating body alongwith application.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Director, Dhanbad Teachers Training College, 80, Dhanbad Teachers Training College, 480, Gopalganj, Nirsha, Dhanbad, Jharkhand – 828205.
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.89-97/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Rama Institute of Higher Education, Kiratpur, Bijnor, Uttar Pradesh dated 20/01/2016 is against the Order No. NRC/NCTE/NRCAPP-5681/244<sup>th</sup> Meeting/2015/130192 dated 26/11/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course (Increased Intake) on the grounds that "the institution has not submitted the list of appointed teachers in response to the show cause notice dated 25/08/2015. No Objection Certificate issued by the concerned affiliating body as required under clause 5(3) of the NCTE Regulations, 2014. It also failed to submit a reply to the Show Cause Notice dated 17/08/2015."

**AND WHEREAS** Sh. Raveesh Kumar, Lecturer and Sh. Arun Goel, Manager, Rama Institute of Higher Education, Kiratpur, Bijnor, Uttar Pradesh appeared before the Committee on 25/06/2016 and submitted that "Reply to Show Cause Notice was given on 14.09.2015 and reply to Letter of Intent submitted on 25.06.2016 alongwith list of appointed teachers."

**AND WHEREAS** Appeal Committee noted that a Letter of Intent (L.O.I.) dated 25.05.2015 was issued to appellant institution for submitting

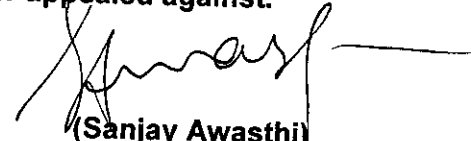
- (a) Staff list duly approved by affiliating body.
- (b) Copy of advertisement for recruitment of faculty & staff.
- (c) Recommendation of the Selection Committee.
- (d) Affidavit from Institution.
- (e) Affidavit from faculty members.
- (f) Educational & Professional Certificates of teaching staff.
- (g) Copies of downloaded website.
- (h) Conversion of Endowment & Reserve Fund.

**AND WHEREAS** Appellant institution was issued a Show Cause Notice (SCN) dated 12.08.2015 on grounds of non submission of reply to L.O.I. and further requiring to appellant to submit (i) N.O.C. from affiliating body and (ii) evidence of being a composite institution. Reply to S.C.N. was sought within 30 days. Appeal Committee, further noted that whereas appellant institution submitted reply dated 14.09.2015 to S.C.N. furnishing clarifications on the F.D.Rs and N.O.C., and also submitted affidavit affirming status of the constitution of Selection Committee, no evidence was furnished regarding involvement of the affiliating body in the selection process. It is however, noted that the Regional Committee in its refusal order dated 26.11.2015 has cited three reasons for refusal out of which one is not substantiated. The appellant had furnished a reply dated 14.09.2015 to S.C.N. whereas in the refusal order it is mentioned that the institution has failed to submit reply to S.C.N. As regards N.O.C. of the affiliating body, the application for B.Ed. course having been made in 2012 under NCTE Regulations, 2009, the appellant institution cannot be compelled to comply with the requirement within 30 days.

**AND WHEREAS** Appeal Committee having considered all aspects of the case, decided to confirm the refusal order dated 25.11.2015 on the ground that appellant has not submitted the list of appointed teachers in response to S.C.N. Show Cause Notice was issued for not submitting reply to L.O.I. and one of the requirement in the L.O.I. was staff duly approved by the affiliating body. The appellant neither submitted list of faculty approved by affiliating body alongwith relevant documents nor did it seek any extension of time for fulfilling the requirement. Hence, impugned order dated 25.11.2015 is confirmed.

**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 25.11.2015 for the reason that neither did the appellant submit list of faculty approved by affiliating body in reply to L.O.I./S.C.N. nor did it seek extension of time for fulfilling the requirement.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Manager, Rama Institute of Higher Education, 2 KM Rama Vihar Colony, Kiratpur Distt., Bijnor Uttar Pradesh – 246731.
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.89-158/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of B.M. College of Education, Gohana, Sonapat, Haryana dated 29.02.2016 is against the Order No. NRC/NCTE/NRCAPP-7092/246<sup>th</sup> Meeting/2015/132426 dated 29/12/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution did not submit reply of SCN issued by NRC office."

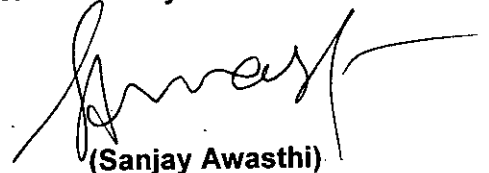
**AND WHEREAS** Sh. Vikas Mor, Secretary and Sh. Ronila Charan, Trustee, B.M. College of Education, Gohana, Sonapat, Haryana presented the case of the appellant institution on 29/04/2016. In the appeal and during personal presentation it was submitted that "the institution did not receive Show Cause Notice till yet. So the order passed by NRC NCTE is invalid."

**AND WHEREAS** The appellant during the course of appeal presentation on 29.04.2016 submitted a written request for grant of another opportunity to submit documentary evidence to prove that Show Cause Notice was not received by the appellant institution. Appeal Committee decided to grant another opportunity to the appellant in this regard.

**AND WHEREAS** Appellant appeared before the Appeal Committee on 25.06.2016 and submitted an affidavit affirming that applicant institution did not receive the Show Cause Notice (S.C.N. ) otherwise same could have been replied. Appeal Committee took note of the submission made by appellant and decided to remand back the case to N.R.C. for reissue of the S.C.N. Appeal Committee observed that in many cases appellants plead that they could not submit reply to Show Cause Notice because of non-receipt of the communication at their end. Appeal Committee, therefore, desires that in future wherever refusal order is issued on the ground of non-submission of reply to S.C.N., Regional Committee must substantiate the delivery of the S.C.N. to the appellant by obtaining and placing on file a copy of the 'Track Report' concerning the speed post letter issued by the Regional office.

**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. Jaipur for reissue of the S.C.N.

**NOW THEREFORE**, the Council hereby remands back the case of B.M. College of Education, Gohana, Sonapat, Haryana to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The General Secretary, B.M. College of Education, Garhi Sarai Namdar Khan, Gohana, Distt. – Sonapat, Haryana – 131301.
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.89-159/2016 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Birmati Memorial College of Education, Gohana, Sonapat, Haryana dated 27.02.2016 is against the Order No. NRC/NCTE/NRCAPP-7082/246<sup>th</sup> Meeting/2015/132446 dated 29/12/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution did not submit reply of SCN issued by NRC office."

**AND WHEREAS** Sh. Vikas Mor, Secretary and Sh. Ronila Charan, Trustee, Birmati Memorial College of Education, Gohana, Sonapat, Haryana presented the case of the appellant institution on 29/04/2016. In the appeal and during personal presentation it was submitted that "The institution did not receive show cause notice till yet. So refusal order passed by NRC, NCTE office is not valid."

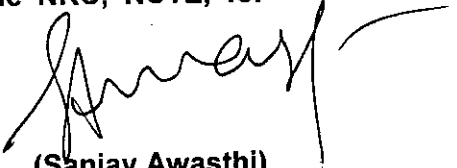
**AND WHEREAS** the appellant during the course of appeal presentation on 29.04.2016 submitted a written request for grant of another opportunity to submit documentary evidence to prove that Show Cause Notice was not received by the appellant institution. Appeal Committee decided to grant another opportunity to the appellant in this regard.

**AND WHEREAS** Appellant appeared before the Appeal Committee on 25.06.2016 and submitted an affidavit affirming that applicant institution did not receive the Show Cause Notice (S.C.N. ) otherwise same could have been replied. Appeal Committee took note of the submission made by appellant and decided to remand back the case to N.R.C. for reissue of the S.C.N. Appeal Committee observed that in many cases appellants plead that they could not submit reply to Show Cause Notice because of non-receipt of the communication at their end. Appeal Committee, therefore, desires that in future wherever refusal order is issued on the ground of non-submission of reply to S.C.N., Regional Committee must substantiate the delivery of the S.C.N. to the appellant by obtaining and placing on file a copy of the 'Track Report' concerning the speed post letter issued by the Regional office.



**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. Jaipur for reissue of the S.C.N.

**NOW THEREFORE**, the Council hereby remands back the case of **Birmati Memorial College of Education, Gohana, Sonapat, Haryana** to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Appellant, **Birmati Memorial College of Education, Garhi, Sarai Namdarkhan, Gohana Distt. – Sonapat, Haryana – 131301.**
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.89-211/2015 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of C.S.I. Teacher Training Institute for Women, Hasthampatty, Salem, Tamil Nadu dated 16/11/2015 is against the Order No. SRO/NCTE SRCAPP 1821/B.Ed./TN/2015-16/67230 dated 16/06/2015 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The deficiencies mentioned in the Show Cause Notice dated 20.04.2015 have not been rectified."

**AND WHEREAS** No one from, C.S.I. Teacher Training Institute for Women, Hasthampatty, Salem, Tamil Nadu appeared on behalf of the appellant institution on 13/01/2016. In the appeal memoranda it is submitted that "we submit the building plan measurement certified by Er. S. Ramalingam who is included in the panel of private practising engineers, licenced (Act1965) to issue structural soundness certificate for public building as per proceedings of Collector Salem."

**AND WHEREAS** Appeal Committee decided to grant another (second) opportunity to the appellant to appear before the Committee for making a personal presentation.

**AND WHEREAS** the appellant sent a letter dt. 22.04.2016 expressing their inability to present their appeal on 30.04.2016 as they have compulsory election classes on 24.04.2016 and 30.04.2016 for the State elections to be held on 16.05.2016 and their Bishop Rt. Rev. Timothy Ravinder and authorised head of their institution was at present out of station. The appellant requested grant of another date to present their appeal. The Committee acceded to their request and decided to grant another opportunity i.e. the third and final opportunity to the appellant to present their case.

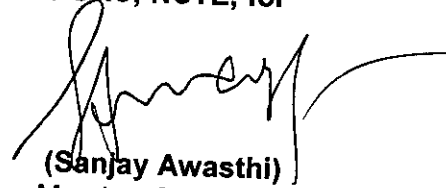
**AND WHEREAS** Sh. Rev. J. Shanthi Prem Kumar, Chairman, C.S.I. Teacher Training Institute for Women, Hasthampatty, Salem, Tamil Nadu appeared before the

Appeal Committee on 25.06.2016. Appeal Committee noted that there is a delay of absent 3 months in filing the appeal by the appellant institution. On being asked for the reasons of delay, appellant submitted on 25.06.2016 that due to some technical snag online appeal was not transmitted and subsequently the problem was sorted out with the help of E.D.P. Section at NCTE Headquarters. Appeal Committee decided to condone the delay at take up the appeal matter on its merits.

**AND WHEREAS** Appeal Committee noted that a letter dated 9/03/2015 was issued to appellant institution seeking (i) building plan duly approved by the competent authority and (ii) Building Completion Certificate and non-encumbrance certificate. The appellant institution vide its letter dated 17/03/2015 submitted copies of building plan and building completion certificate which were found to be not issued with the approval of Competent Civic authorities. The Regional Committee further issued a letter dated 20.04.2015 asking the appellant institution to submit measurement certified by Government Engineer. Appeal Committee further observed that appellant choose to submit same copy of building plan with an additional sheet giving measurement of ground floor and 1<sup>st</sup> floor which was not found acceptable to S.R.C. and hence a withdrawal order was issued. Appeal Committee, observed that the communications dated 09/03/2015 and 20.04.2015 suffered from a basic deficiency so far these communications did not specifically required the appellant institution to submit building plan and building completion certificate duly prepared and sanctioned by the Competent Civic authority. Appeal Committee is therefore, of the opinion that appellant should be given another chance to submit to the S.R.C., copies of (i) Building plan (ii) Building Completion Certificate (B.C.C.) in prescribed Performa issued under the seal and signatures of Competent Civic authority. Appellant is required to submit copy of Building plan and Building Completion Certificate approved by Competent Civic authority to S.R.C. Bangalore within 30 days of the receipt of appeal orders. On receiving these documents S.R.C. Bangalore is required to revisit the matter and issue a revised speaking order accordingly.

**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 S.R.C. for revisiting the matter after the appellant institution submits Copies of building plan and B.C.C. duly approved by Competent Civic authority to S.R.C within 30 days of the receipt of appeal orders.

**NOW THEREFORE, the Council hereby remands back the case of C.S.I. Teacher Training Institute for Women, Hasthampatty, Salem, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.**

  
**(Sanjay Awasthi)**  
Member Secretary

- 1. The Principal, C.S.I. Teacher Training Institute for Women, Hasthampatty TS No. 78/1 B1 8/2 1118, 19, C.S.I. Hobart Compound, TS No. 7PT, Hasthampatty, Salem, Tamil Nadu - 636007.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.**

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F.No.89-218/2015 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Kite Group of Institution School of Teacher Education, Meerut, Uttar Pradesh dated 21/11/2015 is against the Order No. NRC/NCTE/NRCAPP-3959/241<sup>st</sup> Meeting/2015/121287-90 dated 17/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted the list of teachers duly approved by the affiliating University in response to the SCN dated 01/06/2015."

**AND WHEREAS** No one from, Kite Group of Institution School of Teacher Education, Meerut, Uttar Pradesh appeared on behalf of the appellant institution on 13/01/2016. In the appeal memoranda it is submitted that "we did not receive any rejection order regarding the above decision by NRC till the next two months and then we sent a mail on Oct. 29 at 1:59 P.M. to RD, NCTE, Jaipur. Regarding non-receipt of refusal order for B.Ed. course. We didn't receive any reply till date; finally a copy of the order was received by our representative on 16<sup>th</sup> November, 2015. The Regional Committee, NRC had granted LOI (Letter of Intent) under clause 7(13) of the NCTE Regulations, 2014 vide its order No. F.NRC/NCTE/NRCAPP-3959/232<sup>nd</sup> Meeting/2015/91275 dated 8<sup>th</sup> March, 2015. We could not submit the list of faculty approved due to the affiliating University not issuing affiliation form for the next session as the LOI was received after the due date and did not appoint a subject expert as well following the directions of the Hon'ble Supreme Court and the State Government."

**AND WHEREAS** the submission of the appeal has been delayed by one month and 5 days beyond the prescribed time limit of 60 days. The appellant, in his appeal submitted that they did not receive the rejection order for two months, they sent an E-mail to R.D., N.R.C., Jaipur on 29.10.2015 regarding non-receipt of the refusal order. Finally a copy of the order was received by their representative on 16.11.2015. The

appellant enclosed a copy of their e-mail. The Committee, noting these submissions decided to condone the delay and consider the appeal.

**AND WHEREAS** Appeal Committee noted that this was the first opportunity on which appellant has failed to appear before the Committee. Committee decided to grant another (second) opportunity to the appellant for making a personal presentation.

**AND WHEREAS** Dr. Munish Sabharwal, Executive Director, Kite Group of Institution School of Teacher Education, Meerut, Uttar Pradesh presented the case of the appellant institution on 30.04.2016 i.e. the second opportunity granted to them. He re-iterated the submission made in the appeal about their inability to submit the list of teachers approved by the university. The appellant, stating that the university has now issued the new affiliation form, requested that they may be given some time to complete staff selection and submit the list of faculty approved by the university.

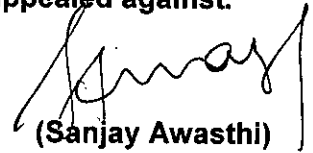
**AND WHEREAS** the Committee noted that the N.R.C. issued a Letter of Intent (L.O.I.) on 18.03.2015. As the appellant did not respond to the L.O.I., N.R.C. issued a Show Cause Notice on 04.06.2015. The appellant sent a reply to the show cause notice on 03.07.2015 stating that after receipt of L.O.I. they applied to C.C.S. University for appointment of subject expert and the latter informed that the last date for submitting new affiliation form was February, 2015 according to Hon'ble Supreme Court orders and therefore, they are not able to proceed for faculty approval. The appellant also informed N.R.C. that they will fulfil all the requirements for next session i.e. 2016-17. The N.R.C. thereafter issued the refusal order on 17.08.2015. The Committee, noting the submissions of the appellant mentioned in para 5 above, concluded that the appellant may be given another opportunity i.e. the third and final opportunity to submit the list of faculty approved by the university.

**AND WHEREAS** Kite Group of Institution School of Teacher Education, Meerut, Uttar Pradesh was asked to present the case of the appellant institution on 25.06.2016 i.e. the third and final opportunity given to them, but nobody from that institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

**AND WHEREAS** the Committee noted that the appellant was given the third and final opportunity to present their case only after he submitted on 30.04.2016 that they may be given some time to complete staff selection and submit the list of faculty duly approved by the university. The appellant neither submitted the list of faculty approved by the university nor attended the hearing on 25.06.2016 nor sent any communication to the notice issued to him for the hearing on 25.06.2016. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Chairman, Kite Group of Institutions School of Teacher Education, Plot No. 1034, N.H. 58, Village Ghat, Meerut, Uttar Pradesh - 250002.
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.89-219/2015 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Sai Baba Shivraj Singh Chauhan Mahavidhyalaya, Sitapur, Lucknow, Uttar Pradesh dated 16/11/2015 is against the Order No. NRC/NCTE/NRCAPP-9039/241<sup>st</sup> Meeting/2015/121093-94 dated 17/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution did not submit reply to Show Cause Notice."

**AND WHEREAS** No one from, Sai Baba Shivraj Singh Chauhan Mahavidhyalaya, Sitapur, Lucknow, Uttar Pradesh appeared on behalf of the appellant institution on 13/01/2016. Appeal Committee, decided to grant another (second) opportunity to the appellant for making a personal presentation before the Appeal Committee.

**AND WHEREAS** Sai Baba Shivraj Singh Chauhan Mahavidhyalaya, Sitapur, Lucknow, Uttar Pradesh was asked to present the case of the appellant institution on 30.04.2016, i.e. the second opportunity granted to them, but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

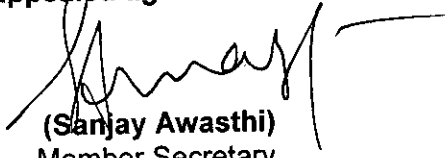
**AND WHEREAS** Sh. Sandeep Kumar, Representative, Sai Baba Shivraj Singh Chauhan Mahavidhyalaya, Sitapur, Lucknow, Uttar Pradesh presented the case of the appellant institution on 25.06.2016. In the appeal and personal presentation it was submitted that the show cause notice was not received by them. The appellant also submitted that the N.R.C. failed to send the refusal order and the decision of refusal was observed by the institution in N.R.C. meeting minutes. The appellant also mentioned in the appeal that the N.R.C. has not processed their file as per the Hon'ble High Court of Delhi (order).



**AND WHEREAS** the Committee noted that the ground on which the N.R.C. refused recognition to the appellant institution is that they did not submit reply to the Show Cause Notice. The Committee noted that the N.R.C, after processing the application as per the provisions of the NCTE Regulations, 2014, issued a Show Cause Notice to the appellant on 06.06.2015, listing five deficiencies. The appellant was required to submit a written representation in response to the show cause notice within 30 days. The file of the N.R.C. does not indicate that the show cause notice sent to the appellant was returned undelivered. The appellant merely submitted that the show cause notice was not received by them. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Manager, Sai Baba Shivraj Singh Chauhan Mahavidhyalaya, 15,0,15, Ulzapur, Sitapur, Uttar Pradesh – 261001.
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.89-223/2015 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of The Best College of Education, Sattanathapuram, Sirkali Nagapattinam, Tamil Nadu dated 25/11/2015 is against the Order No. SRO/NCTE/SRCAPP2256/B.Ed/TN/2016-17/76331 dated 15/10/2015 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted hard copy of application within 15 days from the date of online application. The institution has submitted photocopy of deed of gift dated 29/10/2008 in favour of The Best Educational Trust whereas, in the online application the society name has mentioned as SSN Rajkamal."

**AND WHEREAS** No one from, The Best College of Education, Sattanathapuram, Sirkali Nagapattinam, Tamil Nadu appeared on behalf of the appellant institution on 13/01/2016. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant for making a personal presentation before the Committee.

**AND WHEREAS** The Best College of Education, Sattanathapuram, Sirkali Nagapattinam, Tamil Nadu was asked to present the case of the appellant institution on 30.04.2016 i.e. the second opportunity granted to them, but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

**AND WHEREAS** The Best College of Education, Sattanathapuram, Sirkali Nagapattinam, Tamil Nadu was asked to present the case of the appellant institution on 25.06.2016, the third and final opportunity given to them, but nobody from that institution appeared. In the circumstances, the Committee decided to consider the appeal on the basis of the records.

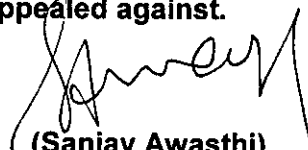
**AND WHEREAS** in the appeal it has been submitted that the Chairman, after instructing the administrative officials to upload the details in the application, faced

severe medical treatment for 30 days and during that period the officials did not send the hard copy to S.R.C. on time. After his return from medical treatment, he saw the papers and sent the hard copy immediately. The appellant also submitted that in the application the name of S.S.N. Rajkamal was typed by mistake as applicant instead of the Trust, namely, The Best Educational Trust.

**AND WHEREAS** the Committee, noted that the appellant filed the application online on 29.04.2015 and submitted the hard copy of the application on 27.05.2015. The Committee also noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15<sup>th</sup> July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee further noted that the appellant, with his hard copy, did not submit the No Objection Certificate (N.O.C.) from the affiliating body, which is mandatory in terms of Clause 5(3) of the NCTE Regulations, 2014. This omission has been noted by the S.R.C. in the course of their examination. Since the appellant has not submitted the hard copy of the application alongwith N.O.C. before the extended date i.e. 15.07.2015, the Committee concluded that the appeal deserved to be rejected and the order of the S.R.C. 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 SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Correspondent, The Best College of Education, 12, Agraharam, Sattana Thapuram, Sirkali, Nagapattinam, Tamil Nadu – 609109.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



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F.No.89-139/2015 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 8/8/16

**WHEREAS** the appeal of Prandevi Mahadev Mahavidyalaya, Village-Payarkhash Post-Sheetalganj, Tehsil-Mankapur, Distt.-Gonda – Uttar Pradesh dated 29/09/2015 is against the Order No. NRC/NCTE/NRCAPP-6468/242nd Meeting/2015/23335 dated 11/09/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that “the institution has not submitted reply of Show Cause Notice issued by the NRC, NCTE.”

**AND WHEREAS** No one representing the appellant institution appeared before the Appeal Committee on 27.10.2015 and 14.01.2016. Appellant, however, informed NCTE that due to illness, he cannot attend hearing on 14.01.2016 and may be given another opportunity. Appeal Committee decided to grant another (third & final) opportunity to the appellant for making a personal presentation of the case.

**AND WHEREAS** Prandevi Mahadev Mahavidyalaya, Village-Payarkhash Post-Sheetalganj, Tehsil-Mankapur, Distt.-Gonda, Uttar Pradesh appeared before the Committee on 30.04.2016 i.e. the third and final opportunity granted to them. The appellant gave a letter dt. 30.04.2016 stating that he is sick. He requested that he will be present in the next meeting. The Committee decided to give the appellant yet another last opportunity, as a very special case, to present their case. If the appellant does not appear on the next occasion, the appeal will be considered and decided on the basis of the records.

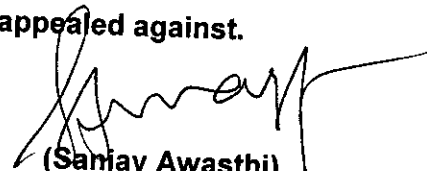
**AND WHEREAS** Prandevi Mahadev Mahavidyalaya, Village-Payarkhash Post-Sheetalganj, Tehsil-Mankapur, Distt.-Gonda, Uttar Pradesh was asked to present the case of the appellant institution on 25.06.2016, i.e. the last opportunity given to them as a special case, but nobody from that institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

**AND WHEREAS** in the appeal it has been submitted that (i) after issue of the Letter of Intent (L.O.I.) by the N.R.C. on 25.02.2014, the institution approached the university several times for nomination of representative and subject experts for selection of staff, but due to ban they did not nominate; (ii) the institution published advertisement for appointment of staff on 12.03.2015; (iii) the institution submitted application to the Registrar, Dr. R.M.L. Awadh University, Faizabad on 16.03.2015 for nomination of representative and subject experts and the university in their letter dt. 4.07.2015 appointed the representative and subject experts; (iv) the members of the selection committee despite the institution approaching them, have not fixed the date for interview; (v) after receiving the show cause notice dt. 06.06.2015 from the N.R.C., the institution again approached the members of the selection committee but due to admission process in the colleges and university, they have not given the date for interview; and (vi) the institution has created all infrastructural and instructional facilities for B.Ed. course as per NCTE norms, but due to non-cooperation of the university and members of the selection committee selection of staff has not been made in time. The appellant requested for two months time for sending a reply to N.R.C. in regard to the L.O.I.

**AND WHEREAS** the Committee noted the N.R.C. issued the Letter of Intent (L.O.I.) to the appellant on 25.02.2014 and the latter was required to send a compliance report within two months of issue of the L.O.I. As the appellant did not respond to the L.O.I., N.R.C. issued a Show Cause Notice on 06.06.2015. While the appellant did not respond to the L.O.I. and the show cause notice, he has not kept N.R.C. informed about the efforts he was making to get the teaching faculty selected and approved by the university. Even after the two months time sought, the appellant has neither appeared for the hearing on 25.06.2016 to intimate the progress made in getting the teaching faculty approved nor sent any intimation. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

- 1. The Manager, Prandevi Mahadev Mahavidyalaya, Village-Payarkhash Post-Sheetalgaon, Tehsil-Mankapur, Distt.-Gonda – Uttar Pradesh – 271305.**
- 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.89-238/2015 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

**ORDER**

Date: 28/1/16

**WHEREAS** the appeal of Baba Barura Das Shikshan Sansthan, Vanijiya Prashikshan, Jalalpur, Ambedker Nagar, Uttar Pradesh dated 27/11/2015 is against the Order No. NRC/NCTE/NRCAPP -7623/243<sup>rd</sup> Meeting/2015/125394-97 dated 13/10/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted compliance/documents as required in letter of intent issued under clause 7(13) of NCTE Regulation 2014 and Show Cause Notice issued in this regard."

**AND WHEREAS** Dr. Satyendra Bahadur Singh, Principal, Baba Barura Das Shikshan Sansthan, Vanijiya Prashikshan, Jalalpur, Ambedker Nagar, Uttar Pradesh presented the case of the appellant institution on 15/02/2016. In the appeal and during personal presentation it was submitted that "The Show Cause Notice u/s 14/15 (3) (b) of NCTE Act vide 241<sup>st</sup> meeting dated 17/08/2015 was received by the institute on 10/09/2015. Due to some unavoidable circumstances we could not respond immediately. On 30/09/2015 we sent a letter of request to extend the time limit to fulfil the formalities as stated in above letter by special messenger which was received in N.R.C. office vide diary no. 117882 dated 30/09/2015. In the meantime we have fulfilled the following formalities:- (i) Advertisement in newspapers for recruitment of faculty and staff, we have also sent a request letter to the Vice-Chancellor of Dr. RML Awadh University to appoint expert panel re. above. (ii) Have converted the Endowment fund and Reserve fund in Joint names as mentioned. (iii) Have completed the form 'A' and produced the certificate of composite institution also. After fulfilling the above formalities we have received it in your office by special messenger at diary no. 121721 dated 03/11/2015."

**AND WHEREAS** during the course of appeal presentation, appellant sought another opportunity to furnish documentary evidence in support of his claim of having promptly initiating action to get the required faculty selected and approved by the

affiliating university. Appeal Committee also noted that appellant institution in reply to the Show Cause Notice (S.C.N) dated 17/08/2015 had requested N.R.C. for extension of time by 45 days for furnishing compliance to the L.O.I. Appeal Committee decided to grant another (2<sup>nd</sup>) opportunity to the appellant for furnishing documentary evidence in support of having initiated and pursued the selection and appointment of faculty with the help of affiliating body.

**AND WHEREAS** Baba Barura Das Shikshan Sansthan, Vanijiya Prashikshan, Jalalpur, Ambedker Nagar, Uttar Pradesh was asked to present the case of the appellant institution on 30.04.2016 i.e. the second opportunity granted to them, but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

**AND WHEREAS** Dr. Satyendra Bahadur Singh, Principal, Baba Barura Das Shikshan Sansthan, Vanijiya Prashikshan, Jalalpur, Ambedker Nagar, Uttar Pradesh presented the case of the appellant institution on 25.06.2016 i.e. the third and final opportunity granted to them. In the course of presentation and in a letter dated 22.06.2016, the appellant submitted that all the required formalities have been completed except selection of the faculty members. Regarding the faculty the appellant submitted that the selection process was delayed due to non-providing of expert panel by Dr. Ram Manohar Lohia Avadh University, Faizabad and the expert panel has been provided by the university in their letter dt. 04.06.2016. The appellant further submitted that they have sufficient number of applications for different posts and requested the expert members to fix a date for interview. The appellant assured that within July, 2015 they will be able to complete the selection process for B.Ed. faculty.

**AND WHEREAS** the Committee noted that the N.R.C. issued the Letter of Intent (L.O.I.) to the appellant on 29.04.2015 and the latter was required to send a compliance report within two months of the issue of the L.O.I. As the appellant did not respond to the L.O.I., N.R.C. issued a Show Cause Notice on 17.08.2015. In response to the show cause notice, the appellant in their letter dt. 30.09.2015 sought 45 days time (upto 13.11.2015) for sending a reply. The N.R.C. considered the matter in their 243<sup>rd</sup> meeting held from 28-30 Sept., 2015 and decided to refuse recognition and

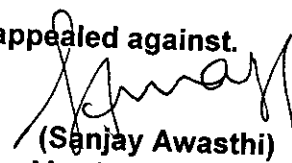


issued the order on 13.10.2015. The appellant subsequently sent certain documents to the N.R.C. through the letter dt. 19.10.2015.

**AND WHEREAS** the Committee noted that for issue of formal order of recognition, one of the important requirements (as per the L.O.I.) is submission of particulars of staff duly approved by the university/affiliating body. The appellant after the issue of L.O.I. and Show Cause Notice, has not intimated the N.R.C. the efforts he has made to get the teaching faculty selected and approved. The appellant has not been able to get the teaching faculty approved even after the expiry of more than one year and two months from the date of issue of the L.O.I. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Manager, Baba Barura Das Sikshan Sansthan Vanijya Prashikshan Uddyog Paruia Ashram, Jalalpur, Ambedkar Nagar, Uttar Pradesh - 224159.
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.89-272/2015 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Ch. Raghunath Singh Mahavidyalaya, Sikari Road Kirawali, MIG Jaipur House, Agra, U.P. dated 11/12/2015 is against the Order No. NRC/NCTE/NRCAPP-9604/243<sup>rd</sup> Meeting/2015/125540 dated 13/10/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not submitted compliance/documents as required in letter of intent issued under clause 7(13) of NCTE Regulation, 2014 and Show Cause Notice issued in this regard."

**AND WHEREAS** Dr. Rameshwar Singh, Secretary and Sh. Dinesh Saxena, Member, Ch. Raghunath Singh Mahavidyalaya, Sikari Road Kirawali, MIG Jaipur House, Agra, U.P. presented the case of the appellant institution on 16/02/2016. In the appeal and during personal presentation it was submitted that, "Letter of intent on 20/03/2015 after issue of which we have started process of approval for staff from SCERT, Allahabad (UP) and the institute advertised in News Paper on dated 05/05/2015. Due to changes in Rules & Regulations, the SCERT delayed the approval process of staff. Then we have got staff approval on 06/11/2015. We hereby state that as mentioned in the refusal order, we have not received any letter of show cause notice. We have only received this refusal letter dated 13/10/2015 and immediately we have submitted our reply on 31/10/2015."

**AND WHEREAS** Appellant during the course of appeal presentation requested for grant of another opportunity for furnishing evidence in support of the submission already made. Appeal Committee decided to grant another (second) opportunity to the appellant.

**AND WHEREAS** Ch. Raghunath Singh Mahavidyalaya, Sikari Road Kirawali, MIG Jaipur House, Agra, U.P. was asked to present the case of the appellant

institution on 30.04.2016 i.e. the second opportunity granted to them, but nobody appeared. The Committee, decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

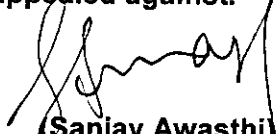
**AND WHEREAS** Dr. Rameshwar Singh, Secretary and Sh. Dinesh Kumar, Member, Ch. Raghunath Singh Mahavidyalaya, Sikari Road Kirawali, MIG Jaipur House, Agra, U.P. presented the case of the appellant institution on 25.06.2016 i.e. the third and final opportunity granted to them. The appellant in the appeal and personal presentation submitted that they have not received any show cause notice and they have sent different communications to the N.R.C. The appellant enclosed copies of their (i) Letter dt. 28.10.2015 which is in reply to the L.O.I. dt. 20.03.2015 and with which qualified staff members list, staff selection committee list, copy of advertisement, original F.D.Rs for Rs. 12 lakhs and affidavits were enclosed; and (ii) letter dt. 31.10.2015 in which it was stated that they have not received show cause notice and they have already sent reply to the L.O.I. with that letter they also enclosed some documents. Both these letters bear the date stamps and diary numbers of the N.R.C., but are not found in the file of the N.R.C. The appellant enclosed copy of the letter dt. 06.11.2015 from the controller of Examination, Uttar Pradesh, Allahabad approving the teaching faculty of the appellant institution. In support of their claim that show cause notice was not received, the appellant submitted a certificate from sub-postmaster, Kirawali, (Agra) certifying that during the period from 4.08.2015 to 31.08.2015 no letter addressed to the appellant was received.

**AND WHEREAS** the Committee noted that the N.R.C. issued the Letter of Intent (L.O.I.) to the appellant on 20.03.2015. As the appellant did not respond to this within the time of two months allowed, N.R.C. issued a show cause notice on 14.08.2015. As no reply was received either to the L.O.I. or the show cause notice, the N.R.C. in their 243<sup>rd</sup> meeting held on 28-30 September, 2015 decided to refuse recognition and issued the order of refusal on 13.10.2015. The Committee noted from the submission of the appellant and copies of letters enclosed by him, that the two letters written by the appellant, after the issue of L.O.I. and show cause notice, are dated 28.10.2015 and 31.10.2015 by which time even the refusal order was issued.

**AND WHEREAS** the Committee noted that the appellant did not either comply with the requirements of L.O.I. or sent any interim communication to the N.R.C. till the order of refusal was issued. The N.R.C. file does not indicate that the show cause notice dt. 14.08.2015 was returned undelivered. The appellant addressed the N.R.C. only after the refusal order was issued. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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

  
(Sanjay Awasthi)  
Member Secretary

1. The Principal, Ch. Raghunath Singh Mahavidyalaya, Sikari Road Kirawali, 2, MIG Jaipur House, Agra, Uttar Pradesh – 282010.
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.89-284/2015 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Shri Sain Nath Shikshan Prashikshan Sansthan, Sulthanpur, Uttar Pradesh dated 07/12/2015 is against the Order No. NRC/NCTE/NRCAPP-6927/243<sup>rd</sup> Meeting/2015/125531 dated 13/10/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has not submitted compliance / documents as required in letter of intent issued under clause 7(13) of NCTE Regulation, 2014 and Show Cause Notice issued in this regard."

**AND WHEREAS** Sh. Shyam Raj Mishra, Managing Trustee and Sh. Krishna Kumar Pandey, Member, Shri Sain Nath Shikshan Prashikshan Sansthan, Sulthanpur, Uttar Pradesh presented the case of the appellant institution on 17/02/2016. In the appeal and during personal presentation it was submitted that "The institution received the letter of intent dated 13<sup>th</sup> March, 2015. The institution applied for sending the panel for selection of faculty to the Registrar, Dr. Ram Manohar Lohia Avadh University, Faizabad, just after receiving the letter of intent. The University constituted panel and the names of experts were sent to the institution vide letter dated 20/07/2015 after about 5 months i.e. after expiry of the time mentioned in the letter of intent. The institution persistently requested the experts to fix the date for selection of faculty, and the date of selection was fixed as on 09/09/2015, 13/09/2015 and 29/09/2015 and the selections were made by the experts. The institution immediately sent the documents for approval to the University on 16/10/2015. The institution made frantic endeavour and the University granted approval on 03/11/2015. The show cause notice was not received by the institution till date. The application of the institution was rejected in the 243<sup>rd</sup> meeting of the NRC, which was held on 28-30 September, 2015. N.R.C. adopted capricious and highly technical approach instead of adopting approach of ground reality genesis of which is in the lethargic snail pace movement of the University. No time limit has been provided either in sending the panel or in granting approval. Every law has been made in conformity with other law and there is no conflict between the

University and the NRC, therefore, co-operation between both autonomous bodies is highly required. As for as 'No Objection Certificate' is concerned it is most respectfully submitted that the previous NCTE Regulation whereby NOC was required was declared illegal and void by the High Court and when the institution applied for recognition of 1 year B.Ed. course there was no requirement of submitting the NOC. Now at a later stage the NRC cannot force the institution to submit the NOC."

**AND WHEREAS** appellant during the course of appeal presentation denied having received the Show Cause Notice (S.C.N) dated 17/08/2015. Appellant further sought another opportunity for submitting documentary evidence in this regard. As per extant appeal rules, an appellant can seek upto three adjournments. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant for making personal presentation.

**AND WHEREAS** Shri Sain Nath Shikshan Prashikshan Sansthan, Sulthanpur, Uttar Pradesh was asked to present the case of the appellant institution on 30.04.2016 i.e. the second opportunity granted to them, but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

**AND WHEREAS** Sh. Krishna Kumar Pandey, Member, Shri Sain Nath Shikshan Prashikshan Sansthan, Sulthanpur, Uttar Pradesh presented the case of the appellant institution on 25.06.2016 i.e. the third and final opportunity granted to them. The appellant gave a copy of his letter dt. 20.06.2016 addressed to the NCTE to which he enclosed a copy of an affidavit and a copy of their letter dt. 25.02.2016 addressed to the Post Master, Maharani Paschim, Sultanpur. In the affidavit it is inter-alia submitted that on account of non-receipt of any communication, they could not reply to the show cause notice to N.R.C. and the Post Master has certified that no communication from the N.R.C., Jaipur to the appellant institution was received during the period from 13.03.2015 to 13.10.2015.

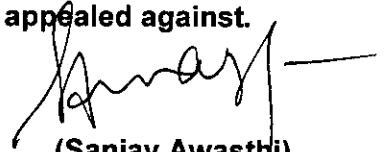
**AND WHEREAS** the Committee noted that the N.R.C issued the Letter of Intent (L.O.I.) to the appellant on 13.03.2015. The appellant was required to send a compliance report of the L.O.I. to the N.R.C. within two months of issue of that letter.

As the appellant did not respond to the L.O.I., N.R.C. issued a Show Cause Notice on 17.08.2015. As no reply to this notice was received, N.R.C., in their 243<sup>rd</sup> meeting held from 28<sup>th</sup> to 30<sup>th</sup> Sept., 2015 decided to refuse recognition and issued the refusal order on 13.10.2015.

**AND WHEREAS** the Committee noted that the appellant while taking steps to get the teaching faculty selected and approved by Dr. Ram Manohar Lohia Avadh University, Faizabad did not either send any intimation in response to the L.O.I. to the N.R.C. or sought any extension of time for compliance of the requirements of the L.O.I. The Committee noted that the file of the N.R.C. does not indicate that the show cause notice dated 17.08.2015 was returned undelivered. The Committee further noted that the certificate obtained by the appellant from the Post Master, Maharani to the effect that no letter from N.R.C. was received by the institution during the period 13.03.2015 to 13.10.2015 is at variance with the admission of the appellant in the appeal that the L.O.I. dt. 13.03.2015 was received by them and action for selection of teaching staff was initiated thereafter. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. 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 is confirmed.

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



**(Sanjay Awasthi)**  
Member Secretary

1. **Shri Sain Nath Shikshan Prashikshan Sansthan, 344, Ishipur Maharani Paschim Sultanpur, Uttar Pradesh - 222303.**
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.89-182/2016 Appeal/10<sup>th</sup> Meeting-2016

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 08/8/16

**ORDER**

**WHEREAS** the appeal of Oriental University, Jakhiya, Indore, Madhya Pradesh dt. 16.04.2016 against the order no. WRC/APP2530/223(Addl.)/247<sup>th</sup> /2016/164189 dt. 07.04.2016 of the Western Regional Committee, Bhopal granting permission for one additional intake of 50 students from the academic session 2016-17 against the request of the appellant for four additional units of 50 students each was rejected and the order of the W.R.C. confirmed by the Council vide order F.No. 89-182/2016-Appeal/6<sup>th</sup> Meeting-2016 dt. 2.05.2016.

**AND WHEREAS** aggrieved by the order of the Council the appellant filed a Writ Petition no. 3738 of 2016 before the Hon'ble High Court of Madhya Pradesh, Jabalpur, Bench at Indore. The Hon'ble High Court in their order dt. 13.06.2016, held that "(i) the W.R.C. in their meeting held on March 16-18<sup>th</sup>, 2016, without assigning any reason or pointing out any deficiency, only granted permission for one additional unit of the B.Ed. course; (ii) the petitioner submitted representations on 19.03.2016 and 05.04.2016 but the respondent no. 2 (W.R.C.) has not considered these representations; and (iii) the respondent no. 1 (NCTE) being statutory authority should have passed a reasoned order and acted independently in a fair manner, which is lacking in the impugned order. The Hon'ble High Court, therefore, set aside the impugned order and remanded back to the appellate authority to pass a speaking order within a period of one month. The appellant, with their letter dt. 15.06.2016 forwarded a copy of the Hon'ble High Court's order and requested NCTE to sanction intake of 4 units of 50 seats each to their university."

**AND WHEREAS** the Committee noted that the W.R.C. in their order dt. 07.04.2016, which was issued under the provisions of NCTE Regulations, 2014, granted permission for one additional unit of 50 students in the B.Ed. course, which is in addition to the existing intake of 100 students. The Committee noted that under the provisions of Clause 3.1 of the Norms and Standards for B.Ed. course (Appendix 4 to the NCTE Regulations, 2014) there shall be a basic unit of 50 students, with a

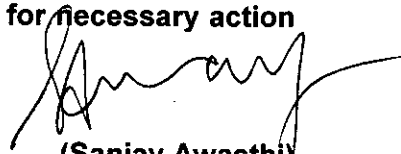


maximum of two units. The Committee also noted that in Clause 5.1 of the same Norms and Standards concerning Academic Faculty, for an intake of two basic units of 50 students each i.e. total strength of 200 there shall be 16 full time faculty members. There is no mention of additional teaching faculty beyond the strength of 200 students. The Committee further noted that as per the provisions of Clause 6.1 of the said Norms and Standards concerning infrastructure, for institutions established prior to 2014 Regulations, for an additional intake of one hundred student built up area is to be increased by 500 sq. mts.

**AND WHEREAS** the Committee noted that the W.R.C. while issuing permission for one additional unit of 50 instead of four additional units of 50 students applied for did not assign any reasons eventhough they received the appellants letters dt. 19.03.2016 and 05.04.2016 asking for four units and the V.T. recommended increase in intake as applied for. In these circumstances, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to re-examine the request of the appellant for permission for four units as per the provisions of the NCTE Regulations and take further necessary action.

**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 deserves to be remanded to W.R.C. with a direction to re-examine the request of the appellant for permission for four units as per the provisions of the NCTE Regulations and take further necessary action.

**NOW THEREFORE**, the Council hereby remands back the case of Oriental University, Jakhiya, Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Registrar, Oriental University, 81/2, 81/3 ETC, Jakhiya, Indore, Madhya Pradesh - 453555.
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.89-765/2013 Appeal/10<sup>th</sup> Meeting-2016  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 8/8/16

**ORDER**

**WHEREAS** the appeal of Shri Vaishnav College of Education, Gwalior, Madhya Pradesh dated 10/12/2013 is against the Order F No. WRC/APW02599/222133/192/MP/2013/110172 dated 13-11-2013 of the Western Regional Committee withdrawing recognition for conducting D.Ed. course on the ground that at "the time of inspection, D.Ed. institute was found and nobody was present".

**AND WHEREAS** the Committee noted that the appellant, aggrieved by the order of the WRC, filed a writ petition no. 7756/2013 before the Hon'ble High Court of Madhya Pradesh, Bench at Gwalior and the Hon'ble High Court in their order dated 05-12-2013 disposed of the petition with the direction that the petitioner is granted liberty to file appeal within 10 days and thereafter, after receiving the appeal the appellate authority shall decide the same within a period of six weeks.

**AND WHEREAS** Shri M P S Kushwah, Secretary, Shri Vaishnav College of Education, Gwalior, Madhya Pradesh presented the case of the appellant institution on 03-02-2014. In the on-line appeal "it was merely prayed that the order appealed may be set aside". However, the appellant submitted a detailed appeal dated 03-02-2014. In this document it has been submitted that "(i) a show cause notice was issued on the basis of a report of inspection of the institution conducted by a team constituted by the Collector, Gwalior and forwarded by M.P. Board of Secondary Education; (ii) no action can be taken on the report of a Committee which has no jurisdiction under the NCTE Act; (iii) a perusal of the report indicates that all remarks are positive except the adverse remark at point no. 26 about closure of the institute and absence of students and these adverse remarks are in a different handwriting (iv) the location of

the institution and the society being different might have caused some confusion; (v) WRC after considering the report in their meeting held on 12-13 Aug, 2013 decided that the responsibility of following the academic calendar vests with the examining body and the reports be forwarded to the examining body and NCTE but later in their meeting held on 29-31 Aug, 2013 amending the minutes added a line regarding issuance of a show cause notice; (v) the contention in the inspection report that students were not found during inspection is not correct because the inspection was not conducted during working hours and the inspection team came to the institution after 3.30 P.M. by which time classes as well as working hours were over and thus no students could be found; (vi) the report does not indicate the date and time of inspection; (vii) the revenue officials had no authority to inspect a recognized institution and neither NCTE nor the affiliating Board inspected the institution; (ix) M.P. Board of Secondary Education took cognizance of the report sent by Collector, sought explanation of the appellant and thereafter declared results of the students without any objection; (viii) the appellant conducted regular classes for the session 2011-12 for which attendance record for the whole session is enclosed; (x) provisions of section 13 of the NCTE Act require sufficient opportunity to remove any deficiency; (xi) recognition should not be withdrawn on flimsy and irrelevant grounds; (xii) WRC should have considered the representation of the appellant to the show cause notice and conducted a proper inspection to ascertain the veracity of the allegations before withdrawing recognition."

**AND WHEREAS** the Committee noted that according to the provisions contained in Section 17 of the NCTE Act, a Regional Committee can take action for withdrawal of recognition on its own motion or on any representation received from any person. This implies that the Regional Committee can initiate action on the report received from the State Govt. However from the file of WRC it is noted that there is a copy of one report by a visiting team that visited the appellant institution on 13-02-2013. The team recorded that information in the proforma could not be given due to absence of staff and students. The team also recorded against point no. 26 that the institution was found closed. The file also contains a summary report dated 19-02-2013 in respect of 22 institutions including the appellant institution, submitted by the Collector, Distt. Gwalior to the Secretary, M.P. Board of Secondary Education, Bhopal. In this report at S No. 16 it is stated that in the appellant institution the facilities were

available as per norms but it came to the notice of the visiting team that at the time of inspection students of the 1st and 2nd year D.Ed. course were not found present. The Committee noted that WRC in their 192nd meeting held on 30-31, Oct, 2013 while considering the case of the appellant institution, taking note of the contents of the reply dated 10-10-2013 to the Show Cause Notice recorded that the Visiting Team only mentioned that the institution was closed and doubted the claim of the appellant that the institution was functioning as per the Norms as there is no such mention in the inspection report.

**AND WHEREAS** the Committee after taking all aspects of the matter into consideration concluded that the NCTE may conduct an inspection under Section 13 of the NCTE Act with a view to get an authentic picture about the functioning of this institution. The Team that conducts this inspection should comprehensively comment on the availability of infrastructural and instructional facilities, conduct of academic activities including observance of prescribed attendance of students, working days, participation in practice teaching schools etc. as per the NCTE norms. This inspection should be completed within two months from the date of taking a decision in this regard. Meanwhile, the order dated 13.11.2013 may be kept in abeyance till the appeal is disposed of.

**AND WHEREAS** the matter is brought to the notice of Appeal Committee in its Meeting held on 13-01-2015, It is noted that exclusive inspection of the Institute for its D.El.Ed. course could not be conducted. However, the Institution has been inspected under Section 13 of Act on order of Hon'ble High Court of MP, which was applicable to all B.Ed. courses. NCTE (HQs) is required to place the Inspection Report of Sep. 2014 before Appeal Committee for perusal and facilitating a decision in the case.

**AND WHEREAS** it is noted that the above case has now been placed before the Appeal Committee in its 2<sup>nd</sup> Meeting/2016 held on 17/02/2016 alongwith summary of an inspection report for inspection conducted under Section 13 on 16.09.2015. The summary of the report reveals that inspection was conducted with regard to B.Ed. programme and the V.T. had not reported anything regarding D.El.Ed. course though

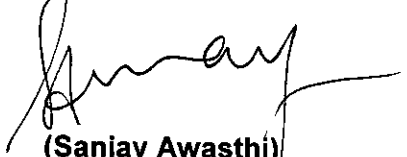
the institution in its self-appraisal report had declared that it is conducting D.El.Ed. course since 2008.

**AND WHEREAS** the Committee, in their meeting held on 17.02.2016 decided that the NCTE should conduct an inspection of the institution under Section 13 of the NCTE, Act exclusively in respect of D.El.Ed. course, which is the subject matter of the appeal under consideration, and place the Inspection Report before the Appeal Committee.

**AND WHEREAS** the report of the inspection of the institution in respect of the D.El.Ed. course conducted under the provisions of Section 13 of the NCTE, Act on 27.05.2016 was placed before the Committee in their 10<sup>th</sup> Meeting of 2016 held on 25.06.2016. The Committee noted that the conduct of an inspection under Section 13 was suggested as the withdrawal of recognition on the ground that an inspection by the District authorities revealed only one lacuna that at the time of inspection nobody was found. The suggested inspection under Section 13 was to obtain information on the parameters mentioned in para 5 above. The inspection report now received inter-alia indicated that the institution has good infrastructure, sufficient land, committed management, sufficient instructional facilities including staff, sufficient students attention and practice teaching with nine practice teaching schools within a radius of 3 to 8 Kms., where teacher students deliver lessons under the supervision of teachers. Copies of attendance sheets of students for the period from Oct., 2015 to May, 2016 show that the attendances is satisfactory. The institution is affiliated for the year 2015-16, which is to be renewed for the subsequent year. The overall assessment of the Inspection Team is that 'infrastructure, teaching and non-teaching staff and instructional materials are as per NCTE norms to run the D.El.Ed. course.'

**AND WHEREAS** in view of the foregoing findings of the Inspection Team, the Committee concluded that the appeal deserved to be accepted and the order of the W.R.C. dt. 13.11.2013 withdrawing recognition for conducting D.El.Ed. course reversed.

**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 accepted and the order of the W.R.C. dt. 13.11.2013 withdrawing recognition for conducting D.El.Ed. course reversed.



**(Sanjay Awasthi)**  
Member Secretary

1. **The Secretary, Shri Vaishnav College of Education, DB City, Gwalior – 474001, Madhya Pradesh.**
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.