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F.No. 89-124/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

WHEREAS the appeal of Shahid Captain Vijay Pratap Smarak Degree College, Junaidpur Koilaha Kaushambi, Allahabad Kaushambi, Uttar Pradesh dated 14/09/2015 is against the Order No. NRC/NCTE/NRCAPP-7868/239th Meeting/2015/118698 dated 15/07/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not responded to the SCN No. 91777 dated 26/03/2015 regarding non submission of approved faculty list by the affiliating body, joint FDR and website downloaded copy and joint FDR within stipulated time, Hence, The application is rejected."

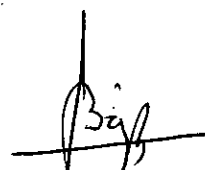
AND WHEREAS Sh. Ajay Singh, Manager and Sh. Pardeep Sharma, Advisor, Shahid Captain Vijay Pratap Smarak Degree College, Junaidpur Koilaha Kaushambi, Allahabad Kaushambi, Uttar Pradesh presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that the final exam for regular courses are conducted by DIET/University from March 2015 to May 2015, As exams were being held there was difficulties to get the faculty approved by the concerning bodies due to their excessive work load in this period so we were not able to manage approval within the stipulated time. The problem was brought in the knowledge of NCTE and request was made to extend the approval dated of the faculty for three months through a letter dated 06/05/2015. That a further request was made to NCTE by submitting in the NCTE office, Jaipur by hand dated 01/08/2015 but no attention was paid to our request. That refusal letter has been delivered to us without any consideration to our request.

AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 26.03.2015 was issued to the appellant institution on grounds of:-

- (i) Submission of approved list of faculty.
- (ii) Downloaded copy of website.
- (iii) Joint F.D.Rs.

AND WHEREAS the appellant during the course of appeal presentation furnished evidence of having sent by speed post a reply dated 12.04.2015 to the S.C.N. The above reply is not found placed in the relevant file of N.R.C. Since refusal of recognition is simply and solely on the ground that 'Institution has not responded to S.C.N. dated 26.03.2015' and on the contrary the appellant institution has furnished valid evidence of having responded well in time to the above S.C.N., Committee decided to remand back the case to N.R.C. for consideration of the reply dated 12.04.2015 furnished in response to the S.C.N. The appellant institution is required to furnish a copy of their letter dated 12.04.2015 to N.R.C. Jaipur within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the reply dated 12.04.2015 furnished by the appellant institution in response to the S.C.N. dated 26.03.2015. The appellant institution should furnish a copy of their letter dated 12.04.2015 to N.R.C. Jaipur within 15 days of the issue of Appeal orders.



NOW THEREFORE, the Council hereby remands back the case of Shahid Captain Vijay Pratap Smarak Degree College, Junaidpur Koilaha Kaushambi, Allahabad Kaushambi, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Jugla Singh)
Member Secretary

- 1. The Manager, Shahid Captain Vijay Pratap Smarak Degree College, Junaidpur Koilaha Kaushambi, Allahabad Kaushambi, Uttar Pradesh – 212203.**
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. 89-125/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

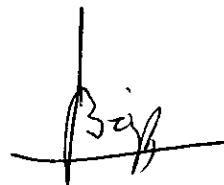
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

WHEREAS the appeal of Sparsh Mahavidyalaya, Old Chandmari, Sultanpur, Uttar Pradesh dated 12/09/2015 is against the Order No. NRC/NCTE/NRCAPP-6768/239th Meeting/2015/118614 dated 14/07/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "not submitted reply of SCN given on 26/03/2015. Application of B.Ed. is rejected."

AND WHEREAS Smt. Anjani Dwivedi, Manager, Sparsh Mahavidyalaya, Old Chandmari, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "The appellant applied to the Northern Regional Committee under section 14 and 15 of the National Council for Teacher Education Act 1993, for granting recognition for the B.Ed. course for two years duration. After completing entire formalities the recognition was granted to the institution under section 7 (9) of NCTE Act 1993 in the 221st meeting of NRC. The NRC sent delayed information to the institution through website instead of sending letter of information to the institution. It is very much astonishing that no letter was sent to the institution. The institution started the selection of teachers/lecturers and head of the department as soon as got the information on the website. After completing selection process the list of teachers/lecturers was sent to the University concerned on 03/03/2015 for approval which was granted by the University on 07/09/2015. A copy of letter dated 07/09/2015 issued by the Registrar of the University is being filed as Annexure. The meeting of NRC was scheduled to be held on 16-17 February, 2015 but instead of sending the file for the approval under section 7 (16) show cause notice was issued to the institution for the reasons that the paper book could not be submitted for the approval under section 7(16). The decision to issue show cause notice was taken in the 232nd meeting held on 16-17 February, 2015. The show cause notice was not sent to the college rather it was posted on the website of the NRC. The NRC granted 30 days' time for furnishing the information regarding the selection and approval of teacher and other formalities in view of the new regulation in its meeting dated 16-17, February, 2015 which was to expire on 19/03/2015. The institution got approval of the teachers on 07/09/2015 though the application for granting approval was submitted in the University on 02/03/2015. The appellant pursued the matter seriously and was able to get experts from the University for 25th of February and entire selection process was completed by the experts nominated by the University and selection list and other formalities were submitted for approval on 02/03/2015 but the University took unexpected time for granting approval. It was beyond the control of the appellant. Therefore, the list of teachers could not be submitted till 19/03/2015 as required by the NRC. The NRC rejected the case of the appellant vide order dated 14/07/2015 in its 239th meeting. It is writ large from the perusal of the order dated 14/07/2015 that the show cause notice was issued on 26/03/2015. The appellant never received any such notice. It is further submitted that it is conspicuous that the case of the appellant was rejected on the ground that reply was not given to the notice dated 26/03/2015. The appellant moved an application on 01/08/2015 for reconsidering the case of the appellant explaining that the selection process was completed. It is writ large from the perusal of the above said order that the NRC passed non speaking order. No reason has been given to reject the case of the appellant. The appellant has defrayed enormous money in constructing the building and in establishing the institution and the NRC conducted inspections and entire formalities were found to have been completed. Under the circumstances, the order dated 14/07/2015 is illegal, arbitrary, malafide and ridiculous and deserves to be set aside with




direction to grant recognition to the institution to run two years course of B.Ed. in accordance with law.

AND WHEREAS Appeal Committee noted that a Letter of Intent was issued to the appellant institution on 20.12.2013 under NCTE Regulations, 2009. The appellant contends that it never received the L.O.I. and rather the decision was known to him through the Website of N.R.C. After the NCTE Regulations of 2014 were notified letters to all institutions were written for compliance of new regulations within a period of 60 days. The appellant institution was also addressed one such letter on 24.01.2015 seeking its consent for compliance within 60 days. Committee observed that S.C.N. was issued to the appellant on 26.03.2015. The date of issue of S.C.N. is after the period of 60 days given to institution for compliance of certain conditions. The appellant in its appeal memoranda has accepted that the appellant institute noted the decision of N.R.C. to issue a S.C.N. through Website. The time limit of replying to S.C.N. is also displayed in the website information. The appellant institution has committed error by not responding to the Show Cause Notice the contexts of which were otherwise known to it. Appeal Committee is therefore, of the opinion that neither the appellant institution adhered to the time limits prescribed in the L.O.I. dated 20.12.2013, (ii) letter dated 24.01.2015 and (iii) S.C.N. dated 26.03.2015 nor did it bother to enter into correspondence with N.R.C. for seeking any clarification or extension of time before the issue of refusal order dated 14.07.2015. The refusal order dated 14.07.2015 issued by N.R.C. on the ground that appellant institution has not submitted reply to S.C.N. is therefore, held valid, justified and hence 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.


Juglal Singh
Member Secretary

1. The Manager, Sparsh Mahavidyalaya, House No. 2409/1, Nirala Nagar Near Old Chandmari, Sultanpur, Uttar Pradesh – 228001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-126/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

ORDER

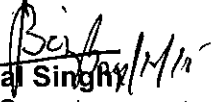
WHEREAS the appeal of Raja Rammohan Roy College of Education, Vill. - Mohanbagan, Dist. - Malda, West Bengal dated 15/09/2015 is against the Order No. ERC/191.12(II).2/APE001008/B.Ed./2014/34400 dated 30/07/2015 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "the President of the institution requested to withdraw the recognition. The Committee accepted the request of the institution and decided to withdraw the recognition of the institution for B.Ed. course from the session 2015-16."

AND WHEREAS Sh. Sukdeb Biswas, President & Sh. Arun Kumar Das, Treasure, Raja Rammohan Roy College of Education, Vill. - Mohanbagan, Dist. - Malda, West Bengal presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "Tribir Kumar Das is neither the President of the institution nor the authorized representative to be entrusted for such representation. There is no such resolution or decision adopted in the meeting of the Society or Governing Body of the institution to favour Mr. Das to represent to NCTE and it is extremely personal and intentional representation. Mr. Sukdeb Biswas is the President in fact, his representation was not duly considered. Supporting documents in favour of Mr. Sukdeb Biswas, the President are enclosed herewith. Representation from Mr. Sukdeb Biswas, the President as well as the authorized representative should be considered and the fake and worthless representation by Mr. Tribir Kumar Das should be judged, ignored and warned for such unlawful and mysterious step. Unfortunately, the appraisal from the concerned University and State Government has been delayed and ERC, NCTE again considered same and similar representation from Mr. Tribir Kumar Das, the self-declared President. The institutional authority appealed for renewal of affiliation to the concerned University 2013-14 & 2014-15, though the withdrawal of recognition is followed by a decision by NCTE not to take admission from the session 2015-16. The institution suffered a lot for interruption of admission process for the consecutive 3 academic sessions. But this is due to extreme complexity made by University authority (Being hope less and astonished with this withdrawal, the institution is not satisfied in any respect as the continuation of the course as well as the reputation of the institution has been destroyed."

AND WHEREAS Appeal Committee noted that there is a management dispute in the society of the appellant institution. One Shri Tribir Kumar Das had addressed a letter dated 16.01.2015 to E.R.C. seeking withdrawal of recognition for the B.Ed. course. Sh. T.K. Das has signed the above letter as 'President' but has given an address which is different from the address of institution. The letter dated 9.04.2015 written by E.R.C. addressed to the Institution has been replied to by Sh. Sukhdeb Biswas as President. Prima facie it appears that letter addressed to the Institution at the institution address can be replied back by the authorised person only. Sh. Sukhdeb Biswas has also represented the Institution in the appeal hearing. Committee is of the opinion that E.R.C. having been aware of the Management dispute should have sought legal opinion before acting on the request of Sh. Tribir Kumar Das seeking withdrawal of the recognition. The purpose would have been served had E.R.C. issued a Show Cause Notice to the institution under Section 17 of the Act. The status of the office bearers of the society can also be got confirmed through the Registrar of Societies. Appeal Committee decided to remand back the case to E.R.C. for reconsideration of the case by finding the exact status of legal signatory.

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 ERC for reconsideration of the case by finding the exact status of legal signatory.

NOW THEREFORE, the Council hereby remands back the case of Raja Rammohan Roy College of Education, Vill. - Mohanbagan, Dist. - Malda, West Bengal to the ERC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

1. The President, Raja Rammohan Roy College of Education, Vill.-Mohanbagan, PO-AIHO, PS & AMP; AMP; AMP; AMP; AMP; AMP; Dist.-Malda, West Bengal – 732121.
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. 89-131/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

WHEREAS the appeal of O.D.M. College, Koyal, Mathura, Uttar Pradesh - 281204 dated 22/09/2015 is against the Order No. NRC/NCTE/NRCAPP-4544/240th Meeting/2015/120448 dated 07/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that the institution has not submitted reply of SCN.

AND WHEREAS Sh. Krishna Upadhyay, Manager and Sh. Kuldeep Sarshwat, Representative, O.D.M. College, Koyal, Mathura, Uttar Pradesh - 281204 presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "we have not received show cause notice, hence no reply could be submitted. However, reply to the deficiency letter 09/01/2015 was submitted vide Dy. No. 93244 dated 13/02/2015 alongwith 11 enclosers. The same was not considered and SCN was issued and recognition was refused."

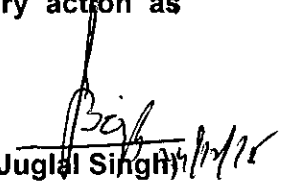
AND WHEREAS Appeal Committee noted that the appellant institution was issued a Deficiency Letter on 22.04.2013. A Show Cause Notice dated 18.10.2013 was issued to the appellant institution for the reason that it had not submitted reply to the deficiency letter. Committee noted that appellant contends that it has not received the Show Cause Notice dated 18.10.2013. Committee further noted that the appellant vide its letter dated 24.06.2013 which was in response to the deficiency letter dated 22.04.2013 had sought 30 days extra time to comply with the requirements of deficiency letter. The institution, after this letter of 24.06.2013 never bothered to comply with the requirements nor did it ever check the status of its application with N.R.C. It is only after issue of the refusal order dated 07/08/2015 that an appeal Memoranda was filed.

AND WHEREAS Appeal Committee further noted that Show Cause Notice was issued to appellant institution on 18.10.2013 and the decision on the fate of application was kept pending till August, 2015 by which time the new NCTE regulations, 2014 came into force. Committee therefore, decided to remand back the case to N.R.C. for consideration of the application of the appellant institution under extant regulations and if need arises, reissue the S.C.N.

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 NRC for consideration of the application of appellant institution under NCTE Regulations, 2014 and if needed the S.C.N. may be re-issued.



NOW THEREFORE, the Council hereby remands back the case of O.D.M. College, Koyal, Mathura, Uttar Pradesh - 281204 to the NRC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

- 1. The Manager, O.D.M. College, 160, College, 38, Koyal, Mathura, Uttar Pradesh – 281204.**
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. 89-132/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

WHEREAS the appeal of New Standard College of Higher Education, Maharajganj, Raebareli, UP dated 07/09/2015 is against the Order No. NRC/NCTE/NRCAPP-4544/240th Meeting/2015/120448 dated 12/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "in its reply of SCN issued to the institution by letter no. NRC/NCTE/NRCAPP-3221/238th Meeting/2015/110921 dated 5th June, 2015, list of the faculty approved by the affiliating University has not been submitted."

AND WHEREAS Sh. Navneet Singh, Admin. Staff, New Standard College of Higher Education, Maharajganj, Raebareli, UP presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "we have already informed NRC, Jaipur vide letter no. 03/2015 dated 04/08/2015 and dated 26/06/2015 the reason of delay. As per NCTE norms the Principal qualification should be PG with 55%, M.Ed. with 55%, Ph.d and Eight years of teaching experience but when we approached CSJM University, Kanpur we came to know that the qualification of principal should be ten years of experience with NET qualification. So we have requested NRC to provide some time to finalize the teacher and principal approval process."

AND WHEREAS Appeal Committee noted that Letter of Intent dated 20.03.2015 was issued to appellant institution and since then the institution has been making efforts to get faculty approved by affiliating University. The appellant had also informed the N.R.C. Jaipur of the status of formalities and sought extension of time for submission of the approved list of faculty.

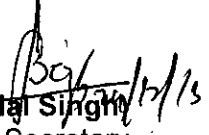
AND WHEREAS Committee took note of the efforts made by appellant institution and also the fact that appellant institution has kept N.R.C. informed and sought for extension of time for submitting the faculty list. Committee decided to remand back the case to N.R.C. for consideration of the submissions made by the appellant institution within a period of two months from the date of issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the submissions made by the appellant institution within a period of two months from the date of issue of appeal orders.

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NOW THEREFORE, the Council hereby remands back the case of New Standard College of Higher Education, Maharajganj, Raebareli, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Jugta Singh)
Member Secretary

- 1. The Manager, New Standard College of Higher Education, 307, Mahavidyalaya, 307, Salethu, Maharajganj, Raebareli, Uttar Pradesh – 229 123.**
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. 89-135/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

WHEREAS the appeal of Rajpati Mata Prasad Shikshak Prashikshan Mahavidyalaya Kalwari Basti, Kalwari Distt. Basti dated 24/09/2015 is against the Order No. NRC/NCTE/NRCAPP-5737/241th Meeting/2015/121578 dated 20/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "institution has not submitted the reply of SCN dt. 05/06/2015."

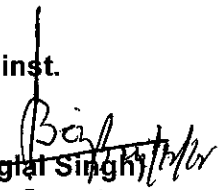
AND WHEREAS Dr. Fauzdar Yadav, Manager and Sh. S.D. Yadav, Member, Rajpati Mata Prasad Shikshak Prashikshan Mahavidyalaya Kalwari Basti, Kalwari Distt. Basti presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "institution already submitted reply S.C.N. dt. 05.06.2015."

AND WHEREAS Appeal Committee noted that the appellant institution was issued Letter of Intent dated 27.02.2015 seeking compliance on certain issues within a period of two months. As the Institution failed to submit any reply, a Show Cause Notice (S.C.N.) dated 05.06.2014 was issued by N.R.C. seeking representation of the institution within a period of 30 days. The institution failed to furnish reply/representation to S.C.N. The refusal order dated 20.08.2015 issued by N.R.C. is therefore, on the ground that appellant institution neither responded to the Letter of Intent nor did it submit any representation to the Show Cause Notice.

AND WHEREAS Appeal Committee further noted that decision to refuse recognition was taken by N.R.C. in its 241st Meeting held between 3rd to 7th August, 2015. During the course of appeal presentation, the appellant submitted copy of a letter dated 06.08.2015 in which a request was made to N.R.C. for extending the time limits for furnishing list of faculty. The appellant however, could not furnish any evidence of having despatched this letter. Committee decided that as the appellant has failed to respond to L.O.I. and submit any representation in response to the S.C.N. dated 5.06.2015, within the prescribed time limit, refusal order dated 20.08.2015 stands 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.


(Juglal Singh)
Member Secretary

1. The Manager, Rajpati Mata Prasad Shikshak Prashikshan Mahavidyalaya Kalwari Basti, Village – Gaura Post Kalwari Distt. Basti Uttar Pradesh – 272301.
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. 89-136/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

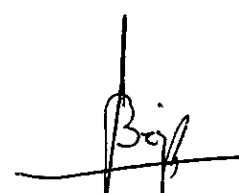
WHEREAS the appeal of Mohan Lal Verma Educational Institute Barabanki, Uttar Pradesh dated 21/09/2015 is against the Order No. NRC/NCTE/NRCAPP-5935/240th Meeting/2015/120059 dated 03/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "institution has not submitted the list of faculty for B.Ed. course in response to SCN No. NRC/NCTE/NRCAPP-5935/238th Meeting (Part-VI)/2015/110482-487 dated 04th Jun., 2015."

AND WHEREAS Sh. Dewanshu Jaiswal, Asst. Manager, Mohan Lal Verma Educational Institute Barabanki, Uttar Pradesh presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "after submission of application the institute announced an advertisement in newspapers Rashtriya Sahara and Amar Ujala and a letter with reference number MLVEI/164/15 dated 05/02/2015 had been issued to the University for making a recruitment panel, but the Ram Manohar Lohiya University, Faizabad was failed to create a selection panel for the recruitment."

AND WHEREAS Appeal Committee noted that a Letter of Intent was issued to the appellant institution on 07.02.2015 and a Show Cause Notice (S.C.N.) dated 04.06.2015 was issued on the ground that 'institution has not submitted reply to L.O.I.'. The appellant institution vide its letter dated 27.06.2015 received in the office of N.R.C. on 1/07/2015 informed that the delay caused in submission of faculty list is due to not getting subject experts for making selections which are to be deputed by Ram Manohar Lohia Avadh University, Faizabad. The appellant institution had also requested the N.R.C. for grant of some more time for getting the faculty list approved through the affiliating University.

AND WHEREAS Appeal Committee having considered the fact that the appellant institution had furnished reply to S.C.N. within the prescribed time limit, decided to remand back the case to N.R.C. for consideration of the list of faculty which the appellant institution is required to furnish within a period of two months from the date of issue of Appeal Orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the list of faculty which the appellant institution should furnish within a period of two months from the date of issue of appeal orders.



NOW THEREFORE, the Council hereby remands back the case of Mohan Lal Verma Educational Institute Barabanki, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

- 1. The Manager, Mohan Lal Verma Educational Institute, Barabanki, Uttar Pradesh – 225001.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-140/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

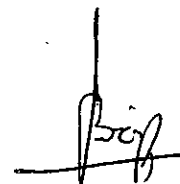
ORDER

WHEREAS the appeal of Shanti Aryan Mahavidhyalay, Kurkunda, Mathura, Uttar Pradesh dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-6360/240th Meeting/2015/120102 dated 04/08/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "reply of the SCN No. NRC/NCTE/NRCAPP-6360/238th Meeting (Part-VI)/2015/110740-41 dated 05th June, 2015 cannot be entertained. Institution has not submitted the list of faculty for D.El.Ed. course approved by the competent authority."

AND WHEREAS Sh. Vijay Singh, Manager and Sh. K.K. Arora, representative, Shanti Aryan Mahavidhyalay, Kurkunda, Mathura, Uttar Pradesh presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "since the institution was required to make compliance of NRC, NCTE letter dated 25.02.2015, with in the period of 30 days of the issuance of Show Cause Notice No. NRC/NCTE/NRCAPP-6360/238th Meeting (Part-VI)/2015/110740-41 dated 05th June, 2015, the institution, in compliance thereof through representation dated 02.07.2015 sent all the required documents for NCTE consideration, with the request that since the approval of the recruitment of faculty and staff is under scrutiny before the competent. Actually the institution took every step for selecting the faculty staff well within time, the process was completed on or about 03.05.2015. The documents were sent for scrutiny to the competent authority/affiliation body immediate thereafter but the same were returned reporting some deficiencies as such after completing all the formalities again the documents relating to the selection of faculty staff were submitted for scrutiny before the competent authority/affiliation body on 01.07.2015."

AND WHEREAS Appeal Committee noted that a letter of Intent dated 25.02.2015 and Show Cause Notice dated 5/06/2015 seeking compliance and representation from the appellant institution within a period of 60 days & 30 days respectively were issued. Whereas conditions laid down in the L.O.I. was not complied to within the prescribed time limit of 60 days, the appellant institution responded to the S.C.N. by sending a written representative on 2.7.2015 which was received in the office of N.R.C. on 3.07.2015. The appellant institution furnished compliance on 6 points and requested for grant of reasonable time for submitting particulars of staff duly approved by affiliating body. During the course of appeal presentation, the appellant furnished documentary evidence to show that the list of selected faculty was submitted for approval to affiliating body on 1.07.2015. Committee, therefore decided to remand back the case to N.R.C. for consideration of the list of faculty approved by affiliating body if the same is furnished by the appellant within 45 days of the issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the list of faculty approved by affiliating body if the same is furnished by the appellant within 45 days of the issue of appeal orders.



NOW THEREFORE, the Council hereby remands back the case of Shanti Aryan Mahavidhyalay, Kurkunda, Mathura, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Jugla Singh)
Member Secretary

- 1. The Manager, Shanti Aryan Mahavidhyalay, 82, Kurkunda, Mathura, Uttar Pradesh – 281122.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-141/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

ORDER

WHEREAS the appeal of Raghav Prasad Mashali Devi Mahila Mahavidyalaya, Post – Bhaisa Bazar, Khajani, Gorakhpur, U.P. dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-6330/240th Meeting/2015/120041 dated 03/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that “the institution has not submitted the faculty in respect of physical education and fine arts/performing arts in reply to the show cause notice given to the institution on 05.06.2015.”


AND WHEREAS Sh. Shiv Kumar Shukla, Manager, Raghav Prasad Mashali Devi Mahila Mahavidyalaya, Post – Bhaisa Bazar, Khajani, Gorakhpur, U.P. presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that “the appellant institution has strived to complete all deficiencies as pointed out by the NRC, NCTE, Jaipur from time to time and at present the institution fulfils all the requirements as per the NCTE Norms. Because all the other institution with the similar cases of show cause has been issued another show cause there by giving one more chance in the 240th meeting (the same meeting in which the appellant has been issued Refusal order) and we had not been given any chance. Because the last date for filling the final compliance to NCTE is 31st October 2015, so we can also be given one chance as it has been given to other institutions.”

AND WHEREAS Appeal Committee noted that Letter of Intent was issued to the appellant institution on 24.02.2015 seeking compliance within a period of 2 months. Subsequently a Show Cause Notice (S.C.N.) dated 05.06.2015 was issued seeking written representation of the appellant institution within 30 days. The appellant institution furnished compliance to the L.O.I. to N.R.C. vide its letter dated 4.07.2015 received in the office of N.R.C. on 09/07/2015. The list of faculty enclosed with the reply was not considered complete as it did not contain faculty in respect of physical education and fine arts/performing art. The appellant during the course of appeal presentation furnished evidence that faculty in respect of physical education and fine art were approved by the affiliating University later, on 21.07.2015. Committee having regard to the fact that appellant institution has furnished reply to the S.C.N. and had also made genuine efforts to comply with the requirements of L.O.I., decided to remand back the case to N.R.C. for consideration of the faculty list approved by affiliating University on 29.06.2015 and 21.07.2015. The appellant is required to furnish relevant documents to N.R.C. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the faculty approved by affiliating University on 29.06.2015 and 21.07.2015. The appellant is required to submit the faculty lists to N.R.C. within 15 days of the issue of appeal orders.



NOW THEREFORE, the Council hereby remands back the case of Raghav Prasad Mashali Devi Mahila Mahavidyalaya, Post – Bhaisa Bazar, Khajani, Gorakhpur, U.P. to the NRC, NCTE, for necessary action as indicated above.


Juglal Singh
Member Secretary

- 1. The Raghav Prasad Mashali Devi Mahila Mahavidyalaya, Village-Viku Jigina Babu, Post – Bhaisa Bazar, Khajani, Gorakhpur, Uttar Pradesh – 273212.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-142/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

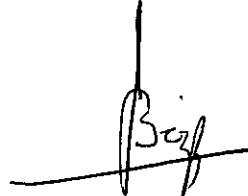
ORDER

WHEREAS the appeal of Gautam Buddha Mahavidyalaya, Gautam Buddha Shiksha Prasar Samiti, Khalilabad, Sant Kabir Nagar, U.P. dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-5689/240th Meeting/2015/119887 dated 03/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution was issued letter of intent (7(13) vide letter dated 05/02/2015. SCN was issued on 05/06/2015. Institution has not submitted faculty duly approved by the affiliating body, printout of website, joint FDRs."

AND WHEREAS Sh. Hari Prakash Bauddha, President, Gautam Buddha Mahavidyalaya, Gautam Buddha Shiksha Prasar Samiti, Khalilabad, Sant Kabir Nagar, U.P. presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "the appellant institution has strived to complete all deficiencies as pointed out by the NRC, NCTE, Jaipur from time to time and at present the institution fulfils all the requirements as per the NCTE Norms. Because all it is just a matter of time that our affiliating University has been shifted as per Uttar Pradesh Government Orders (for the formation of new University) which caused delay in getting approval of the teaching staff. It is neither the fault of NRC, NCTE, Jaipur nor of us as we being institution are bound to follow the Government orders. And also respected sir, because the last date for filling the final compliance to NCTE, is 31st October, 2015, so we can be given one chance."

AND WHEREAS Appeal Committee noted that appellant institution was issued Letter of Intent (LOI) dated 5.02.2015. Copy of this L.O.I. was endorsed to the Registrar, Deen Dayal Upadhyay Gorakhpur, University with a request to provide all assistance to the institution to ensure that staff/faculty is appointed as per NCTE Regulations, 2014. A Show Cause Notice dated 04/06/2015 was also issued to the appellant institution for the reason that the institution has not submitted reply to the letter of intent. The appellant institution vide its letter dated 03/07/2015 apprised the N.R.C. of its efforts to get the faculty selected through affiliating University 'Deen Dayal Upadhyay Gorakhpur University'. The appellant institution had addressed letters to Vice Chancellor, D.D.U. Gorakhpur University on 11.03.2015 and 26.05.2015. The experts nominated by DDU Gorakhpur University somehow were not available for the selection of faculty. Subsequently by a notification of the State Government, the appellant institution was placed under the jurisdiction of a newly constituted University i.e. 'Sidharth University, Kapilvastu' Sidharthnagar. The experts to select faculty for the appellant institution were therefore expected to be nominated by the new University. The process of selection of faculty thus got delayed, beyond any control of the appellant institution.

AND WHEREAS the appellant during the course of appeal presentation furnished a list of Head of Department and fifteen faculty members approved on 20.10.2015 by the Vice Chancellor, Sidharth University Kapilvastu, Sidharthnagar keeping in view the circumstances of the case, Appeal Committee decided to remand back the case to N.R.C. for consideration of the list of faculty approved by the affiliating University on 20.10.2015. The appellant institution should furnish a consolidated reply to the L.O.I. to N.R.C. within 15 days of the issue of appeal orders.



AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the list of faculty approved by affiliating University on 20.10.2015. The appellant institution should furnish a consolidated reply to the L.O.I. to N.R.C. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of **Gautam Buddha Mahavidyalaya, Gautam Buddha Shiksha Prasar Samiti, Khalilabad, Sant Kabir Nagar, U.P.** to the NRC, NCTE, for necessary action as indicated above.


(Jugla Singh)
Member Secretary

1. The Manager, Gautam Buddha Mahavidyalaya, Gautam Buddha Shiksha Prasar Samiti, Village, Village – Pachpedwa, Post-Sangath (Dudhara), Khalilabad, Sant Kabir Nagar, Uttar Pradesh – 272125.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-143/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

ORDER

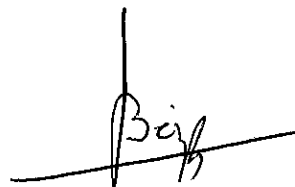
WHEREAS the appeal of Veer Bahadur Singh Memorial College, 13, Civil Lines, Golghar, Gorakhpur, Uttar Pradesh dated 02/10/2015 is against the Order No. NRC/NCTE/NRCAPP-6284/240th Meeting/2015/120064 dated 03/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "1) Principal/HOD has not been appointed by the institution as per the list of faculty for B.Ed. approved by the affiliating body. 2) No faculty has been appointed for English, Health and Physical Education, Fine Arts, Music & Performing Arts as required by the NCTE Regulations, 2014."

AND WHEREAS Sh. Vikram Bahadur Singh, Manager and Sh. Chiranji Singh, Representative, Veer Bahadur Singh Memorial College, 13, Civil Lines, Golghar, Gorakhpur, Uttar Pradesh presented the case of the appellant institution on 27/10/2015. In the appeal and during personal presentation it was submitted that "1) The appellant institution has strived to complete all deficiencies as pointed out by the NRC, NCTE, Jaipur from time to time and at present the institution fulfils all the requirements as per the NCTE and UGC Norms. 2) All the delay caused was due to the concerned affiliating University and the institution has taken all the initiatives in time as we had submitted the complete approval file for HOD and 7 Lecturers on 18/04/2015."

AND WHEREAS Appeal Committee noted that a Letter of Intent was issued to the appellant institution on 27.02.2015 seeking compliance of certain formalities within a period of two months. As the appellant institution failed to furnish compliance within stipulated time, a Show Cause Notice (S.C.N.) was issued to the appellant institution on 04.06.2015. The appellant furnished reply to the S.C.N. vide its letter dated 1/07/2015. The reply contained F.D.Rs and a list of faculty approved by Deen Dayal Upadhyay Gorakhpur University. From other enclosures to the letter it is evident that selection Committee constituted by affiliating University conducted selection on 03.04.2015 and approval for seven faculty members was conveyed in two parts on 1.07.2015 and 02.07.2015. The selected faculty was, however, found to be inadequate by N.R.C. as list did not include a principal and faculty for English, Health & Physical Education, Fine Arts etc.

AND WHEREAS Appeal Committee noted the submission made by appellant with regard to the grant of approval of affiliating University to the appointment of H.O.D. on 30.09.2015. Committee is of the opinion that whereas Show Cause Notice was issued to the appellant institution on the grounds of non-furnishing reply to the L.O.I., the refusal on the ground of inadequate faculty and H.O.D. is not fully relevant. N.R.C. should have issued a fresh Show Cause Notice (S.C.N.) on the proposed grounds of refusal. Committee decided to remand back the case to N.R.C. for issue of S.C.N. accordingly.

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 NRC for issue of S.C.N. on the proposed grounds of refusal.



NOW THEREFORE, the Council hereby remands back the case of Veer Bahadur Singh Memorial College, 13, Civil Lines, Golghar, Gorakhpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

- 1. The Manager, Veer Bahadur Singh Memorial College, 13, Civil Lines, Golghar, Gorakhpur, Uttar Pradesh – 273009.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-145/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

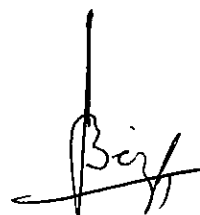
18/12/2015

ORDER

WHEREAS the appeal of Rajnarayan Mishra Mahavidyalay, Arrown, Pratapgarh, Uttar Pradesh dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-5843/240th Meeting/2015/120054 dated 13/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted faculty duly approved by affiliating body, printout of website, joint FDRs."

AND WHEREAS Sh. Satish Kumar Mishra, Member, Rajnarayan Mishra Mahavidyalay, Arrown, Pratapgarh, Uttar Pradesh presented the case of the appellant institution on 28/10/2015. In the appeal and during personal presentation it was submitted that "letter of intent was issued to institution on 27/02/2015. We gave written letter to Dr. Ram Manohar Lohia, University, Faizabad for holding interview for selection of Principal/HOD and Teachers for B.Ed. programme on 09/03/2015. As per norms of NCTE approval process has to be completed within time duration but as University was making delay for nominating expert for finalizing the approval process of Principal/HOD and teachers, so we gave another reminder the concerned University on 26/03/2015 to finalize selection committee. In this regard we had also informed Regional Director, NRC, Jaipur through speed post dated 19/04/2015 informing about the delay in appointing Selection Committee by Dr. Ram Manohar Lohia, University, we also requested the RD, NRC, Jaipur to give us some time to finalize all the formalities related to final approval of our B.Ed. college. Show Cause Notice was issued to our college on 05/06/2015, We requested RD, NRC, Jaipur via speed post dated 26/06/2015 that University has still not completed our formalities regarding appointing of Selection Committee to complete the approval process. We got the selection team finalized from the University dated 27/06/2015. After coordinating with all the Selection Committee Members three dates 09/08/2015, 11/08/2015, 23/08/2015 were finalized by the Selection Committee, copy of receipt has been enclosed for your reference issued from University. Selection of B.Ed. faculty was completed successfully and in this regard we gave letter to University to issue teachers approval letter on 24/08/2015. We were about to get the teacher approval letter but we were surprised to receive the refusal order issued by NRC, NCTE, Jaipur.

AND WHEREAS Appeal Committee noted that a Letter of Intent (LOI) dated 27.02.2015 was issued to appellant institution. Further a Show Cause Notice (S.C.N.) dated 05/06/2015 was issued on the ground that 'the institution has not submitted reply to LOI.' Committee further noted that the appellant institution vide its letter dated 19/04/2015 received in the office of N.R.C. on 20/06/2015 had informed the reasons of delay in making compliance of the conditions laid down in the L.O.I. The appellant also sought two months time for submission of the staff list approved by affiliating University. The appellant also furnished reply to the S.C.N. vide its letter dated 26.06.2015 received in the office of N.R.C. on 2/07/2015. During the course of appeal presentation, the appellant furnished copies of letters dated 27.06.2015 and 19.10.2015 addressed to the appellant institution by the affiliating University recommending the names of experts and the selected faculty.



AND WHEREAS Appeal Committee keeping in view that the appellant institution has furnished status reports to the N.R.C. in response to the L.O.I. and S.C.N. and requested for extra time for making faculty list available, decided to remand back the case to N.R.C. for considering the reply of the institution. The appellant institution should furnish consolidated compliance of the L.O.I. within 30 days of the issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the consolidated compliance report which the appellant institution should furnish to them within 30 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Rajnarayan Mishra Mahavidyalay, Arrown, Pratapgarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Jugtar Singh)
Member Secretary

1. The Manager, Rajnarayan Mishra Mahavidyalay, 696, 613, 691KA, 618 KHA, 618 GHA, Arrown, Pratapgarh, Uttar Pradesh – 230141.
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. 89-147/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

WHEREAS the appeal of Brajraj Sahodra Mahavidyalaya, Amethi, Sultanpur, Uttar Pradesh dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-3557/240th Meeting/2015/120769 dated 12/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "in its reply of SCN issued to the institution by letter no. NRC/NCTE/NRCAPP-3557/238th Meeting (Part-VI)/2015/110674 dated 5th June, 2015, list of the faculty approved by the affiliating university has not been submitted."

AND WHEREAS Sh. Lal Bahadur Singh, Manager, Brajraj Sahodra Mahavidyalaya, Amethi, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 28/10/2015.

AND WHEREAS Appeal Committee noted the submission made by appellant institution with regard to furnishing necessary documents to N.R.C. on 25.05.2015 received in the office of N.R.C. on 30.05.2015. The reply to Show Cause Notice (S.C.N.) dated 04.06.2015 was also furnished on 30.06.2015. The appellant institution had also furnished copies of its communication addressed to Dr. Ram Manohar Lohia Avadh University regarding nomination of experts and selection of faculty. Appellant also informed that approval of the affiliating University was granted on 07.09.2015.

AND WHEREAS Appeal Committee considered the submissions made by appellant with regard to its effort made for selection of faculty and getting approval of the affiliating University and also that the appellant institution has responded to the L.O.I. and S.C.N. and kept N.R.C. informed. Appeal Committee therefore, decided to remand back the case to N.R.C. for consideration of the list of faculty which the appellant institution should furnish to them within 30 days from the date of issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the list of faculty which the appellant institution should furnish to them within 30 days from the date of issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Brajraj Sahodra Mahavidyalaya, Amethi, Sultanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


Juglal Singh
Member Secretary

1. The Manager, Brajraj Sahodra Mahavidyalaya, 652, Sale Deed, 652, Punnpur Pure Pahar Singh, Amethi, Sultanpur, Uttar Pradesh – 227120.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-148/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

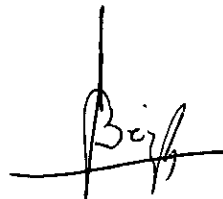
ORDER

WHEREAS the appeal of K.B.A. Mahila Mahavidyalaya, Barnahal, Mainpuri, Uttar Pradesh dated 30/09/2015 is against the Order No. NRC/NCTE/NRCAPP-5832/240th Meeting/2015/120093 dated 04/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution was issued letter on intent on 7th Feb., 2015 with the direction to accomplish the requirements within a period of 60 days. Since, no reply was received within the stipulated time a SCN was issued on 04/06/2015. The institution has not appointed the faculty till date."

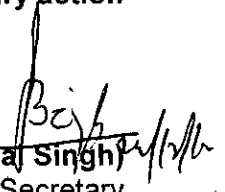
AND WHEREAS Sh. Gajendra Singh, Secretary/Manager and Sh. Pawan Kumar, Member, K.B.A. Mahila Mahavidyalaya, Barnahal, Mainpuri, Uttar Pradesh presented the case of the appellant institution on 28/10/2015. In the appeal and during personal presentation it was submitted that "It is requested to extend time period for the approval of staff faculty dated 02/07/2015. I applied for staff approval from University date 12/04/2015 and University appointed expert from date 26/06/2015 I requested the University to appoint new expert, so that interview may be conducted on time. University appointed new expert on dated 03/08/2015. University approved the faculty on dated 29/09/2015."

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 27.02.2015 and Show Cause Notice (S.C.N.) dated 04.06.2015 were issued to appellant institution. The appellant in its reply dated 3/07/2015 informed N.R.C. that due to non availability of subject experts to be made available by the affiliating University, there has been delay in compliance of the L.O.I. The appellant further sought some extension of time for submitting compliance to L.O.I. The appellant further informed that affiliating University has approved the faculty on 29.09.2015. Appeal Committee noted that the appellant has responded to the S.C.N. well on time but could not comply with the conditions of L.O.I. due to constraint of getting approval from the affiliating body. Committee, therefore, decided to remand back the case to N.R.C. for consideration of the consolidated compliance report to L.O.I. which the appellant should furnish to N.R.C. within a period of 30 days from the date of issue of Appeal Orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for consideration of the consolidated compliance report to the L.O.I. The appellant institution should furnish to the N.R.C. a consolidated compliance report as required in the L.O.I. within 30 days of the issue of Appeal Orders.



NOW THEREFORE, the Council hereby remands back the case of K.B.A. Mahila Mahavidyalaya, Barnahal, Mainpuri, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Jugla Singh)
Member Secretary

- 1. The Manager, K.B.A. Mahila Mahavidyalaya, 19 KH, 29, 31, Ownership Registered, Barnahal, Mainpuri, Uttar Pradesh – 205261.**
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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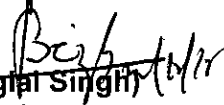
F.No.89-149/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

WHEREAS the appeal of Devendra Pathak Sarvodaya College of Education, 403, DPS College of Education, 403, Dubhal, Gaya, Bihar dated 29/09/2015 is against the Order No. ERC/7-194.9.37/ERCAPP3655/(D.El.Ed.-Addl. Course)/2015/35579 dated 23/09/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the application is not duly signed by the applicant on every page. Hence the Eastern Regional Committee decided as follows: The application is incomplete and hence it is rejected."

AND WHEREAS Appeal Committee was apprised that NCTE (Hqs.) had issued directions to process the case on the basis of legal opinion of standing counsel of NCTE and E.R.C. is accordingly reprocessing the case. The appellant institution was informed by E.R.C. vide Letter no. 35835 dated 21.10.2015 that the application is being processed. The appeal is disposed off accordingly.


(Juglal Singh)
Member Secretary

1. The Secretary, Devendra Pathak Sarvodaya College of Education, 403, DPS College of Education, 403, Dubhal, Gaya, Bihar – 823001.

2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.

4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

F.No.89-150/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

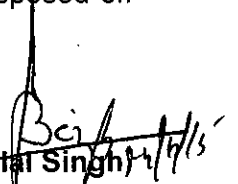
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

WHEREAS the appeal of Gita Teachers Training College B.Ed. Batu (College), Gogra, Kotulpur, Bankura, West Bengal dated 30/09/2015 is against the Order No. ERC/7-194.93/ERCAPP2318/B.Ed./2015/35577 dated 23.09.2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the application is not duly signed by the applicant on ever page."

AND WHEREAS Appeal Committee was apprised that NCTE (Hqs.) had issued directions to process the case on the basis of legal opinion of Standing Counsel of NCTE and E.R.C. is accordingly reprocessing the case. The appellant institution was informed by E.R.C. vide Letter no. 37562 dated 23.10.2015 that the application is being processed. The appeal is disposed off accordingly.


(Juglal Singh)
Member Secretary

1. The Secretary, Gita Teachers Training College, B.Ed. 1287, Batu (College), 1543, 1545, 1563, 1564, Gogra, Kotulpur, Bankura, West Bengal – 722141.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-78/2015 Appeal/12th Meeting-2015

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

WHEREAS the appeal of Calicut University Teacher Education Centre, Aranattukara P.O. Thrissur, Kerala - 680618 dated 29/05/2015 is against the Order No. SRO/NCTE/APS02940/B.Ed/KL/2015/63783 dated 01/05/2015 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that institution lacked "(i) order of the University for shifting the centre. (ii) Approved Building Plan & Building Completion Certificate; and (iii) Approved staff list."

AND WHEREAS Prof. (Dr) P. Kelu, Director, Teacher Education Colleges, Calicut University, Aranattukara P.O. Thrissur, Kerala - 680618 presented the case of the appellant institution on 03/09/2015. In the appeal and during personal presentation it was submitted that "the institution is owned and operated by the University of Calicut. It requires no special order from the University, as the shifting of the institution to a new building in its campus does not involve any office proceedings. Shifting of the centre to the Regional Campus of the University was done on 01/12/2010 on the basis of the oral instruction from the office of the Registrar, University of Calicut to the then Principal of the Centre. The building plan approved by the University Engineer and the Building Completion Certificate given by the Chief-Engineer of the University had already been submitted to the NCTE. Copies of the same are attached. Newly prepared staff list, approved by the University, is enclosed."

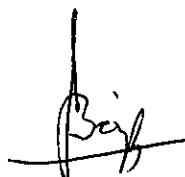
AND WHEREAS During the course of appeal presentation, the appellant requested for another opportunity to bring documentary evidence in support of the decision of university to shift the course from one block of the building to the other as well as list of faculty approved and authenticated on each page of the list. The appellant also assured to make available the Building Completion Certificate in prescribed format stating clearly the built up area.

AND WHEREAS Committee decided to grant another opportunity to the appellant as per rules.

AND WHEREAS The appellant during the course of appeal presentation on 28.10.2015 furnished following documents:

- (i) Copy of letter dated 7/12/2010 issued by Dy. Registrar, University of Calicut and addressed to Principal, University Teacher Education Centre, Ollur granting permission to shift the campus.
- (ii) Building Completion Certificate issued by University Engineer.
- (iii) List of faculty approved by Registrar Calicut University and copy of order dated 03/06/2015 sanctioning scale of pay for different posts.

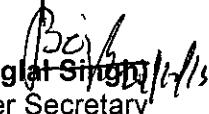
AND WHEREAS Appeal Committee noted that appellant which is a State University has made efforts to comply with the deficiencies and has also been able to address the issues. The case is therefore, remanded back to S.R.C. for consideration of the submissions made by appellant in accordance with the revised NCTE Regulations of 2014.



AND WHEREAS On perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee decided to remand back the case to S.R.C. for consideration of the documents mentioned in para 5 above and taking necessary action in accordance with NCTE Regulations, 2014. The appellant is required to furnish copy of all relevant papers to S.R.C. within 30 days of the issue of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to SRC for consideration of the documents mentioned in para 5 above and taking necessary action in accordance with NCTE Regulations, 2014. The appellant is required to furnish copy of all relevant papers to S.R.C. within 30 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Calicut University Teacher Education Centre, Aranattukara P.O. Thrissur, Kerala - 680618 to the SRC NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

1. The Principal, Calicut University Teacher Education Centre, Aranattukara CUTEC, JMC, University of Calicut, Aranattukara P.O. Thrissur, Kerala – 680618.
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 Kerala, Thiruvananthapuram.

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F.No. 89-69/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002
18/12/2015

ORDER

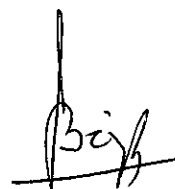
WHEREAS the appeal of G.M.T. College of Education, Kitchlu Nagar, Ludhiana, Punjab dated 08/06/2015 is against the Order No. NRC/NCTE/NRCAPP-2938/233rd Meeting (Part VI)/2015/92683 dated 09/4/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the Committee considered the reply of the Show Cause Notice and found that the land is neither in the name of the society nor in the name of the institution on the date of submission of application."

AND WHEREAS Sh. Apar Singh, Adm. Officer presented the case of appellant institution on 28.10.2015. The appellant stated that "the land is on ownership basis in the name of G.M.T. Higher Educational Society duly registered in the Sub Registrar's office on 04.02.2010 and the land papers were twice submitted.

AND WHEREAS Appeal Committee noted that the appellant institution had submitted application for conducting D.El.Ed. course on 12.11.2012 and alongwith hard copy of the application submitted copy of some land documents which were in vernacular (Punjabi) language. The English translation of these land documents which was also submitted by the applicant revealed that it was a Lease Deed and Lessor 'Sh. Guriqbal Singh Thind' has leased the property to G.M.T. Higher Education Society. Submission of certified copy of registered land document was an essential document to be enclosed with the hard copy of application as per NCTE Regulations, 2009. The N.R.C., therefore, issued a deficiency letter dated 09.04.2013 to the appellant institution inter-alia pointing out this deficiency. The appellant in reply to the deficiency letter again submitted copy of the same Lease Deed stating it to be certified copy of registered land documents. N.R.C. issued a notice to the appellant institution on 18.10.2013 stating that private lease is not acceptable as per clause 8(7) (1) of NCTE Regulations, 2009.

AND WHEREAS The appellant thereafter, furnished to N.R.C. on 30.10.2013 copy of a Gift deed registered in March, 2010. According to this gift deed Sh. Guriqbal Singh had gifted the rights on said land to G.M.T. Higher Educational Society. Committee noted that though the Gift deed is shown registered before the date of application yet the copy furnished was not a 'Certified Copy'. Moreover if an individual has already gifted a property to an institution there is no relevance of the institution submitting copy of Lease Deed alongwith the application. Committee further noted that processing of pending application was kept in abeyance for some time following an order of the Supreme Court in S.L.P. no. 4247-4248/2009. NCTE Regulations, 2014 were notified in October, 2014 and the impugned order dated 09.04.2015 was issued on 09/04/2015. The NCTE Regulations, 2014 mention that "*while submitting the application online a copy of the registered land document issued by the Competent Authority, indicating that the society or institution applying for the programme possesses land on the date of application, shall be attached with the application.*"

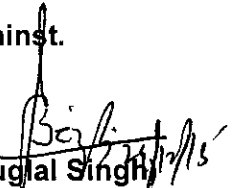
In the present case the appellant institution had failed to furnish copy of land document alongwith its application dated 12.11.2012 and also in response to the deficiency letter dated 09.04.2013. The copy of Gift Deed furnished by appellant institution on 25.10.2013 after issue of S.C.N. dated 08.10.2013 also cannot be treated as a registered land documents as for the right of the donor to gift any property is established only after it has furnished evidence of having land registered in his name which has not been done by the appellant.



Committee is therefore of the view that appellant institution has failed to furnish registered land documents issued by competent authority even after issue of the deficiency letter. Committee decided to confirm the refusal order dated 09.04.2015 issued by N.R.C.

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.


(Juglal Singh)
Member Secretary

1. The Principal, G.M.T. College of Education, 109-D, Kotchlu Nagar, Ludhiana, Punjab – 141001.

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 Punjab, Chandigarh.

F.No.89-76/2015 Appeal/12th Meeting-2015**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

18/12/2015

ORDER

WHEREAS the appeal of Mutapi Mahavidhlaya, Multai, Betul, Madhya Pradesh dated 16/06/2015 is against the Order No. WRC/APP140/223/222nd/2015/134446,47,48,49,51,52,53 dated 28/04/2015 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Deficiency Letter dated 02.08.2013 was issued. But no reply was received. Show Cause Notice dated 30.11.2013 was issued. No reply was received. Letter dated 07.01.2015 was issued to obtain the Affidavit consenting to function under NCTE Regulations, 2014. No response has been received to this letter also. Hence, Recognition is refused u/s 14(3)(b) of NCTE Act, 1993."

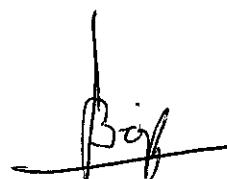
AND WHEREAS Sh. Ramesh Gawhade, Chairman, Society Managing, Mutapi Mahavidhlaya, Multai, Betul, Madhya Pradesh appeared before the Appeal Committee on 28/10/2015. In the appeal memoranda it is submitted that "we have submitted application for Recognition of B.Ed. course and our application was rejected on the basis that "the reply was not submitted against deficiency letter and show cause notice. Please note that we have not received deficiency letter and show cause notice so how can we submit reply for the same. You are requested to please keep our application under process and we assure that we will submit reply for deficiency letter and necessary documents."

AND WHEREAS Appeal Committee noted that the appellant institution submitted application for recognition of B.Ed. course on 31.12.2012. Western Regional Committee, Bhopal while processing the application sought recommendations of the State Government (Department of Higher Education) on 05.03.2013. A deficiency letter dated 02.08.2013 was also issued to the appellant institution. The deficiency letter was returned by the postal authorities 'undelivered' with the remarks that 'no society with the name and address as mentioned exists and hence returned'. Show Cause Notice (S.C.N.) dated 30.11.2013 was also returned by the postal authorities 'undelivered' with almost similar remarks. Another letter dated 04.01.2015 addressed to the appellant institution regarding acceptance of NCTE Regulations, 2014 was also returned by postal authorities with similar remarks. The Education Department of the State Government of Madhya Pradesh in its communication dated 07/06/2013 had furnished following remarks:

"On physical verification, the college was not found existing at the address given by NCTE. Hence permission is refused."


The Appeal Committee also did not find on the relevant file any communication addressed by the appellant institution to W.R.C., Bhopal enquiring about the status of their case between the date when application was made and refusal order dated 28.04.2015. The appellant during the course of appeal has also failed to show reason as to why various communications addressed to the appellant society/institution were not received. Committee therefore, decided to confirm the refusal order dated 28.04.2015 issued by the W.R.C.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Committee concluded to confirm the refusal order dated 28.04.2015 issued by W.R.C. Bhopal.



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

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


(Juglal Singh)
Member Secretary

1. The Manager, Mutapi Mahavidhlaya, Multai Dist. – Betul (M.P.) Multai, Betul, Madhya Pradesh – 460661.
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. 89-105/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION

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

18/12/2015

ORDER

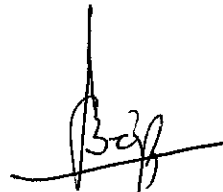
WHEREAS the appeal of Manish Kumar Yadav, Wajidpur, Azamgarh, Uttar Pradesh dated 06/08/2015 is against the Order No. NRC/NCTE/NRCAPP-3606/238th Meeting (Part-VI)/2015/115901 dated 10/06/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted reply of SCN. Hence, the Committee decided that recognition/permission to the institution is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any be returned to the institutions."

AND WHEREAS Sh. Manish Kumar Yadav, Manager of Manish Kumar Yadav, Wajidpur, Azamgarh, Uttar Pradesh appeared on 28/10/2015. In the appeal memoranda it was submitted that "the institution has applied to the concerned University to provide expert for HOD/Teacher's approval. But the University delayed to give Expert to the College, hence institution did not submit the file in the NRC, NCTE in the time. The NRC, NCTE send the Show Cause Notice to institution vide letter no. NRC/NCTE/NRCAPP-3606/235th Meeting/2015/95817 dated 29/05/2015 and the refusal order vide letter no. NRC/NCTE/NRCAPP-3606/238th Meeting (Part-VI)/2015/115402 dated 30/06/2015. But the institution got the refusal letter first from the post office and after that Show Cause Notice letter."

AND WHEREAS Appeal Committee noted that recognition for conducting B.Ed. course was refused to the appellant institution on the ground that it has failed to submit reply to the Show Cause Notice (S.C.N.) dated 29.04.2015. The decision to refuse recognition was taken in the 238th Meeting of N.R.C. held from 20-31 May, 2015. The appellant during the course of appeal presentation submitted copy of a track report 'India Post' showing that the envelope containing S.C.N. dated 29.04.2015 was actually despatched from BPC Jaipur G.P.O. on 26.05.2015 and was delivered at Badasara Aima B.O. on 24.06.2015. As such there was no way that appellant could have submitted reply to S.C.N. within 30 days from the date of S.C.N. Appeal Committee also considered it quite strange and unusual to note that the Regional Committee took decision to refuse recognition even before 30 days time of the issue of S.C.N. and without trying to know the actual date of despatch of its communication. Appeal Committee is of the view that N.R.C. has hastened its decision which was not justified and hence decided to remand back the case to N.R.C. for reissue of the S.C.N.

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

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 NRC for reissue of the S.C.N.



NOW THEREFORE, the Council hereby remands back the case of Manish Kumar Yadav, Wajidpur, Azamgarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

- 1. The Manager, Manish Kumar Yadav, 917, Gajadhar Gurukul Nanhkudas Mah, 917, Wajidpur, Azamgarh, Uttar Pradesh – 276141.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No. 89-110/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

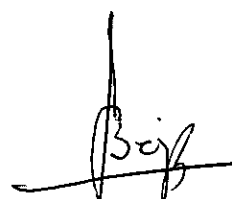
WHEREAS the appeal of Ran Bahadur Mahavidyalaya, Phoolpur Dehat, Phoolpur, Azamgarh, Uttar Pradesh dated 09/08/2015 is against the Order No. NRC/NCTE/NRCAPP-2982/238th Meeting (Part-VI)/2015/115871 dated 10/06/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has not submitted reply of SCN."

AND WHEREAS Sh. Deepak Rai and Sh. Vivek Singh, representative of Ran Bahadur Mahavidyalaya, Phoolpur Dehat, Phoolpur, Azamgarh, Uttar Pradesh appeared on behalf of the appellant institution on 28.10.2015. It was submitted that "teachers could not be approved due to non receiving of NCTE letter 7(9)."

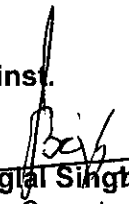
AND WHEREAS Appeal Committee noted that Letter of Intent was issued to the appellant institution on 30.01.2014 by mentioning the name 'Dr. Lohia Ran Bahadur Smarak Shikshan Sewa Sansthan'. The name of proposed institution in first para of the L.O.I. was mentioned as 'Shyam Bahadur Singh Yadav'. The application dated 13-12.2012 made by the society mentioned the name of Institution as 'Shyam Bahadur Singh Yadav'. It is pertinent to note that the Visiting Team which conducted inspection of the appellant institution on 05.11.2013 mentioned the name of institution as 'Ranbahadur Mahavidyalaya' whereas N.R.C. in all its communications has nowhere mentioned the name of institution as 'Ranbahadur Mahavidyalaya'. It was only after issue of the L.O.I. dated 30.01.2014 that appellant wrote a letter to N.R.C. requesting for change of the name from 'Shyam Bahadur Singh Yadav' to 'Ran-Bahadur Mahavidyalaya'. Appeal Committee noted that mistake was committed by the appellant initially at the time of submitting application and no efforts were made by the appellant to get it rectified before the date of issue of the L.O.I. Committee also noted that the appellant has failed to comply with the requirements mentioned in the L.O.I. dated 30.01.2014 and furnish reply to the S.C.N. dated 28.04.2015. The refusal order dated 10.06.2015 issued by N.R.C. on the grounds that appellant institution has not submitted reply to L.O.I. and S.C.N. is justified and hence confirmed.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Committee concluded to confirm the refusal order dated 10.06.2015 issued by N.R.C. Jaipur.

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.


(Jugta Singh)
Member Secretary

1. The Manager, Ran Bahadur Mahavidyalaya, Phoolpur Dehat, Vill. – Phoolpur Dehat Post Phoolpur Tehsil – Azamgarh, Uttar Pradesh – 276304.
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. 89-57/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

18/12/2015

ORDER

WHEREAS the appeal of D.I.E.T. Bhimtal, District – Nainital, Uttarakhand dated 19/05/2015 is against the Order No. NRC/NCTE/NRCAPP-9660/233rd/(Part-I) Meeting/2014/91980 dated 27/05/2015 of the Northern Regional Committee, withdrawal recognition for conducting D.El.Ed. course on the ground that "the institution does not have a multipurpose hall measuring not less than 2000 Sq. ft. as required under NCTE Norms for the proposed course."

AND WHEREAS three Notices were issued to D.I.E.T. Bhimtal, District – Nainital, Uttarakhand for making personal presentation of the case of institution on 27/06/2015, 08/09/2015 and 28/10/2015 but nobody appeared.

AND WHEREAS Appeal Committee noted that the government of Uttarakhand vide letter dated 20.04.2015 had requested Chairperson, NCTE to relax the condition of possessing multipurpose hall of 2000 Sq. feet keeping in view the topographical conditions in the State of Uttarakhand. NCTE it seems have not taken any decision in this regard. The appellant institution vide its letter dated 23.10.2015 has informed that the appellant institution is in the process of getting budgetary assistance for extension of the size of multipurpose hall.

AND WHEREAS Appeal Committee, keeping in view that deficiency on the basis of which recognition was withdrawn still persists, decided to confirm the withdrawal order dated 27.05.2015 issued by N.R.C.

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.


(Jugraj Singh)
Member Secretary

1. The Principal, D.I.E.T. Bhimtal, Dist. – Nainital Plot No. 171, DIET Bhimtal, 171, Dhungsil Talla, Bhimtal, Nainital, Uttarakhand-263136.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttarakhand, Dehradun.

F.No.89-18/2015 Appeal/12th Meeting-2015
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

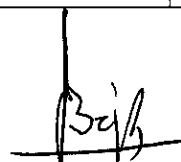
18/12/2015

ORDER

WHEREAS the appeal of Manonmaniam Sundaranar University, Tirunelveli, Tamilnadu dated 27/02/2015 is against the Order No. APS09505/B.Ed. (D.E)/TN/2012-13/46939 dated 30/10/2012 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. (D.E.) course on the grounds that "to admit the student(s) beyond the intake granted is clear-cut violation of NCTE Act, Rules and Regulations. The Directorate of Distance and Continuing Education has admitted in its reply that due to heavy rush of application, the Syndicate of the University has enhanced admission intake, which is clear violation of NCTE Act/Norms. The reply submitted by the institution on 23/07/2012 does not give proper genuine reasons".

AND WHEREAS Dr. M. Soundarapandian, Director & Dr. C. Ramesh, Asst. Professor, Manonmaniam Sundaranar University, Tirunelveli, Tamilnadu presented the case of the appellant institution on 14/04/2015. In the appeal and during personal presentation it was submitted that "The National Council for Teacher Education (NCTE) had granted recognition to Manonmaniam Sundaranar University to conduct 2 years B.Ed. Degree Course under Distance Mode from the year 2009 with an annual intake of 500 students. (NCTE approval No. F.SRO/NCTE/B.Ed-D.E/2008/8073). The University admitted 500 students during the year 2009-10. In 2010-11, 523 students were admitted on the basis of a resolution passed by the Syndicate dated 11/03/2010. Although, there was a deviation in the 2010-11 batch, subsequent admissions were made strictly based on NCTE norms. The University admitted only 500 students during the years 2011-12 & 2012-13. In the meantime, the University had received Final Show Cause Notice on 25/06/2012 and the University sent a reply to NCTE, SRC, Bangalore on 11/07/2012. Although the University regretted the deviation and gave assurance for not repeating such deviations, on 02/11/2012 the University received recognition withdrawal order from NCTE, SRC, Bangalore vide its order No. F.No.APS09505/B.Ed(DE)/TN/2012-13/46939 dated 30/10/2012. Therefore in order to seek legal remedy, the University approached University Legal Counsel and as an interim arrangement a writ petition was filed before the Madurai Bench of Madras High Court against the withdrawal order passed by the NCTE, SRC, Bangalore. Subsequently the Hon'ble Madurai Bench of Madras High Court, Madurai has granted an interim stay order against the withdrawal order of NCTE on 07/12/2012 and the same was received by this office on 18/01/2013. Accordingly, the University is proceeding with the admission process of B.Ed. programme under Distance Mode for the years 2013-14 & 2014-15. The excess intakes have been adjusted in the subsequent year admissions as details below-":

S.No.	Academic Year	Students Intake	Excess Intake
1.	2009-2010	500	Nil
2.	2010-2011	523	23
3.	2011-2012	500	Nil
4.	2012-2013	500	Nil
5.	2013-2014	486	Nil
6.	2014-2015	404	Nil



AND WHEREAS the submission of the appeal has been delayed by two years one month and 27 days beyond the prescribed time limit of 60 days. The appellant has not furnished any reasons for condonation of the delay. However, it is observed that the appellant filed an appeal dated 31.10.2012 against the decision of the SRC to withdraw recognition. When the Council informed the appellant on 27.11.2012 that the appeal was not submitted on-line and there were other deficiencies also, he did not respond. The appellant simultaneously filed a Writ Petition No. WP (MD) No. 15752 of 2012 and MP (MD) No. 1 of 2012 before the Hon'ble Madurai Bench of Madras High Court against the withdrawal order. The Hon'ble High Court in their order dt. 07.12.2012 granted interim stay and directed posting of the matter after two weeks. The case remained subjudice till September, 2015.

AND WHEREAS Appeal Committee in its meeting held on 28.10.2015 is apprised of the fact that appellant has withdrawn the Writ Petition filed in Madurai Bench of Madras High Court. The Hon'ble High Court had earlier granted an interim stay against the impugned withdrawal order dated 30.10.2012 and the appellant institution has been conducting course till academic sessions 2014-15. The excess intake of 23 seats during 2010-11 has been accepted as a bonafide mistake committed by the appellant and excess admissions subsequently adjusted during 2013-14 & 2014-15.

AND WHEREAS Appeal Committee is of the opinion that the grounds on which recognition was withdrawn do not indicate toward any serious deficiency and was a mistake committed, agreed to and absorbed in subsequent years. Committee, therefore, concluded to remand back the case for reconsideration of the matter by S.R.C.

NOW THEREFORE, the Council hereby remands back the case of Manonmaniam Sundaranar University, Tirunelveli, Tamilnadu to the SRC, NCTE, for necessary action as indicated above.


(Juglal Singh)
Member Secretary

1. The Registrar, Manonmaniam Sundaranar University, Abhishekapatti, Tirunelveli, Tamilnadu – 627012.
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 Tamilnadu, Chennai.