



F.No.89-479/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Rizia Bibi School of Education, Barasat, North 24 Parganas, West Bengal dated 09/08/2016 is against the Order No. ERC/7-214.8.49/ERCAPP4159/(D.El.Ed.)/2016/47398 dated 23.06.2016 of the Eastern Regional Committee, refusing recognition for conducting D.P.S.E course on the grounds that "a. Show Cause Notice was issued on 11/02/2016 on the following grounds: (i) NOC for D.P.S.E. programme issued from the affiliating/examining body not submitted. (ii) The institution vide letter dated 17/01/2016 requested to change the course name from D.P.S.E. to D.El.Ed. The Committee has not accepted the request of the institution for changing the course name. b. The institution vide reply dated 02/03/2016 without compliance of the show cause notice. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4159 of the institution regarding permission for D.P.S.E. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Golam Biswas, Director, Rizia Bibi School of Education, Barasat, North 24 Parganas, West Bengal presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "We made a mistake when we filled up the online form. The course name was mentioned as D.P.S.E. in place of Addl. D.El.Ed. course. Rizia Bibi School of Education conducts the D.El.Ed. course and we applied for the Additional intake. We appealed to Regional Director, ERC, NCTE on 27/11/2015 through affidavit for correction of name from D.P.S.E. to D.El.Ed. We got a letter from ERC, NCTE for submission of NOC vide ERC/7-203.9(i)0315/D.El.Ed.(Addl.Course)/ERCAPP4159/2016/42792 dated 11/02/2016 and we submitted the NOC on 03/03/2016. As it is a technical mistake, made by us and we wanted to rectify the course name and we applied for the additional intake

and not for the additional course, please consider the matter as we have sufficient land, building and instructional facilities for the same.”

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 11/2/2016 was issued to appellant institution stating that:

- (i) N.O.C. for D.P.S.E. programme issued by affiliating body not submitted.
- (ii) Institution's request for change of name of the course applied for is not accepted.

AND WHEREAS Appeal Committee noted that although the name of the course applied for as per entry made at page 3 of the application form is D.P.S.E. , the appellant in its forwarding letter and affidavit enclosed with the application has clearly mentioned that the institution is applying for additional intake to its already existing D.El.Ed. course. Realising that a typing mistake has occurred, the appellant institution submitted a letter dated 17.01.2016 furnishing an affidavit and requesting that the applied programme is additional intake of existing D.El.Ed. programme.

AND WHEREAS appellant institution in reply to Show Cause Notice dated 11.02.2016 also submitted copy of N.O.C. dated 14/07/2015 issued by the affiliating body. Appeal Committee is given to understand that Regional Directors in one of their meetings held on 11.10.2015 has unanimously decided to accept such N.O.Cs which are issued by the affiliating bodies before the closing date for receipt of the applications for a particular session.

AND WHEREAS Appeal Committee is of the view that the name of course applied for was inadvertently mentioned as D.P.S.E and appellant may be allowed to rectify the mistake and N.O.C. dated 14.07.2015 of affiliating body may also be accepted. The case is remanded back to E.R.C. for further processing of the application. The Regional Committee, shall however, keep in view that appellant institution has not furnished any evidence of its being a composite institution. While reprocessing the application Clause 3(1) of the NCTE Regulations, 2014 may be kept in view.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Appeal Committee concluded to remand back the case to Eastern Regional Committee for further processing of the application keeping in view Clause 3(i) of the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Rizia Bibi School of Education, Barasat, North 24 Parganas, West Bengal to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Rizia Bibi School of Education, 150, College, 1036, 1037, 1023, 1043, 1059, Sonatikari, Barasat, North 24 Parganas, West Bengal – 743423.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-480/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shivbrat Singh Shikshan Prashikshan Sansthan, Argupur, Kalan, Jaunpur, Uttar Pradesh dated 05/08/2016 is against the Order No. NRC/NCTE/NRCAPP-14648/253rd (Part-1) Meeting/2016/149975 dated 17/06/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds "Non-submission of NOC from the affiliating body as required under clause 5(3) of the NCTE Regulations, 2014."

AND WHEREAS Sh. Ramesh Singh, Representative, Shivbrat Singh Shikshan Prashikshan Sansthan, Argupur, Kalan, Jaunpur, Uttar Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "Institute had submitted application for NOC on 15/06/2015 to affiliating university but NOC issuing authority could not issue NOC within time due to their internal time taking process for physical verification of land and building of institute etc."

AND WHEREAS Appeal Committee noted that a notice dated 17/10/2015 was issued to appellant institution on account of failure to submit N.O.C. of the affiliating body. The appellant in its appeal presentation informed about the difficulties faced by the appellant institution in getting N.O.C. from the affiliating body i.e. Veer Bahadur Singh Purvanchal University, Jaunpur. The appellant could finally get N.O.C. dated 04.08.2016 which is much after the refusal order. The date of N.O.C. has to be before the last date of receipt of hard copy of applications for the academic session which in the instant case was 15.07.2015.

AND WHEREAS Appeal Committee, therefore, decided to confirm the refusal order dated 17.06.2016 issued by Northern Regional Committee, 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 Appeal Committee concluded to confirm the refusal order dated 17.06.2016 issued by Northern Regional Committee, Jaipur.

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


(Sanjay Awasthi)
Member Secretary

1. The Manager, Shivbrat Singh Shikshan Prashikshan Sansthan, Plot No. 2664, 2665, 2666, Argupur Kalan, Jaunpur District, Uttar Pradesh – 222101.
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.89-483/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shri Ganesh College of Education, Churina, Buhana, Juhnjhunun, Rajasthan dated 16/08/2016 is against the Order No. NRC/NCTE/NRCAPP-15432/253rd Meeting/2016/155034-37 dated 01/08/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The reply of Show Cause Notice issued to the institution is not acceptable."

AND WHEREAS Sh. Sushil Kumar, Secretary, Shri Ganesh College of Education, Churina, Buhana, Juhnjhunun, Rajasthan presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "Appellant institution is already conducting B.Ed., D.El.Ed. and Shiksha Shastri Programmes. The Department of Higher Education, Govt. of Rajasthan has issued No Objection Certificate for four year integrated course on 21.02.2015 and on the basis of this affiliating body i.e. Deen Dayal Upadhyay University, Sikar issued NOC on 22.03.2016 for academic session 2016-17. Inspection of the Institution was conducted on 26.04.2015. Institution fulfils the norms of NCTE Regulations, 2014 for B.A. B.Ed./B.Sc. B.Ed. as it is a composite institution offering B.Ed., D.El.Ed. and Shiksha Shastri Programmes."

AND WHEREAS Appeal Committee noted that appellant institution submitted application dated 30.06.2015 seeking recognition for B.A., B.Ed./B.Sc. B.Ed. course. Inspection of the appellant institution was conducted on 26.04.2016 and as per V.T. report the appellant institution is already recognised for conducting 2 units each of B.Ed., D.El.Ed. and Shiksha Shastri programmes. After inspection, N.R.C. in its 252nd Meeting decided to issue a Show Cause Notice on following points:

"Applicant institution has not submitted any evidence that it is offering under graduate or post graduate programme of studies in the field of liberal art or

Humanities or Social Science etc. for getting recognition for 4 year integrated programme leading to B.A., B.Ed./B.Sc. B.Ed. degree as has been mentioned in Clause 2(b) of NCTE Regulations, 2014 and Clause 1.1 of Appendix 13 (Norms & Standards)."

AND WHEREAS the appellant noting the decision of N.R.C. to issue S.C.N. submitted reply dated 2/05/2016 enclosing therewith copies of recognition orders issued with reference to B.Ed., D.El.Ed. and Shiksha Shastri Programmes.

AND WHEREAS Appeal Committee is convinced that curriculum programme of B.A., B.Ed./B.Sc. B.Ed. 4 year integrated programme is such that it can be implemented best only in the institutions which offer under graduate or post graduate programmes in the field of liberal art or humanities, Social Science, Science or Mathematics. But as per extant regulations, the courses can be applied for by any institution covered under the definition of 'composite' as laid down in Clause 2 (b) of NCTE Regulations, 2014.

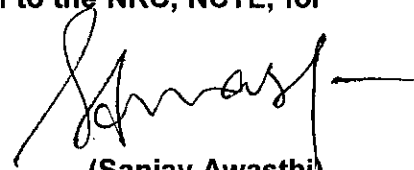
AND WHEREAS incidentally Appeal Committee noted that a S.C.N. dated 11.12.2015 was issued to the appellant institution for non-submission of N.O.C. from affiliating body. The appellant institution in reply to the above S.C.N. submitted copy of N.O.C. dated 22.03.2016 with its letter received in the office of N.R.C. Jaipur on 30.03.2016. As per extant regulations and decisions taken on the matter N.O.C. of affiliating body issued before the last date for receipt of applications could have been accepted. N.O.C. issued after 15.07.2015 make a case for summary rejection.

AND WHEREAS Appeal Committee also noticed that statement of N.R.C. that 'Reply to Show Cause Notice issued by institution is not acceptable' quoted as reason for refusal is cryptic and not sustainable. Elaborate reasons in the form of a speaking order should have been given in the refusal order.

AND WHEREAS Appeal Committee decided to remand back the case to Northern Regional Committee for revisiting the case and issuing a proper speaking order stating reasons and grounds on which the reply to Show Cause Notice is found deficient or not satisfactory.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to Northern Regional Committee for revisiting the matter and issue of a speaking order.

NOW THEREFORE, the Council hereby remands back the case of Shri Ganesh College of Education, Churina, Buhana, Juhnjhunun, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Ganesh College of Education, 500 & 504, Churina, Buhana, Juhnjhunun, Rajasthan – 333515.
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 Rajasthan, Jaipur.



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F.No.89-421/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Sri Venkateshwara College of Education, Nalgonda, Andhra Pradesh dated 09/08/2016 is against the Order No. SRO/NCTE/SRCAPP2364/ B.Ed./TS/2016-17/85480 dated 16/05/2016 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Prospective support from proposed liberal education courses to provide composite character cannot be accepted. Such support should be available abinitio, otherwise, the 'standalone' objection will apply."

AND WHEREAS Sh. A. Prabhakara Chary, Secretary & G. Radhakrishna Murthy, Representative, Sri Venkateshwara College of Education, Nalgonda, Andhra Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "due to confusion and oversight I could not enter the word "Composite" in my application. I also submit that I am ready to take Telangana State Government Higher Education Notification i.e., B.Com. and any other public demand course in my campus."

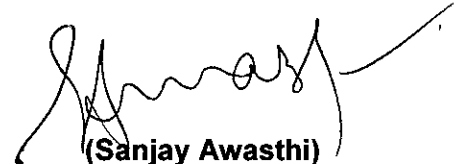
AND WHEREAS Appeal Committee noted that appellant institution submitted application dated 25.05.2015 for B.Ed. programme as a stand alone programme. A Show Cause Notice (SCN) dated 04.02.2016 was issued to appellant institution seeking written representation on the standalone status of the appellant institution. The appellant in its reply dated 24.02.2016 admitted that the institution is not running any other course.

AND WHEREAS in its appeal memoranda and personal presentation also the appellant could not substantiate its claim of having composite status.

AND WHEREAS Appeal Committee therefore decided to confirm the order dated 16.05.2016 issued by Southern Regional Committee, Bangalore refusing recognition for B.Ed. programme to the appellant institution.

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 to confirm the order dated 16.05.2016 issued by Southern Regional Committee, Bangalore.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sri Venkateshwara College of Education, Survey No. 1049, Sale Deed, 1049, Aler, Nalgonda, Andhra Pradesh – 508101.
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 Andhra Pradesh, Hyderabad.

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F.No.89-510/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 02/12/16

ORDER

WHEREAS the appeal of Pandeet Dindayal Upadhyay Mahavidyalaya, Sonegaon, Betul, Madhya Pradesh dated 03/08/2016 is against the Order No. WRC/APP3029/223/ 253rd/2016/168431 dated 03/06/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Show Cause Notice was issued to the institution on 16/02/2016 and the reply was received on 14/03/2016. The institution has submitted all the required documents except for Non-Encumbrance Certificate. Further, the institution has not replied to the Show Cause point about the composite nature of the institution. Hence, Recognition is refused."

AND WHEREAS Sh. Ramesh, Representative, Pandeet Dindayal Upadhyay Mahavidyalaya, Sonegaon, Betul, Madhya Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "We have submitted to WRC Bhopal reply of show cause notice within 30 days and also submitted required documents but Non-Encumbrance Certificate is issued by Tehsildar. Non-Encumbrance Certificate was not obtained from Tehsil Office within 30 days so it could not be submitted. Now Non-Encumbrance Certificate has now been obtained from Tehsil office and is submitted during appeal hearing on 26.10.2016."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 16.02.2016 was issued to appellant institution on seven deficiency points inter-alia containing points of (i) non-submission of non-encumbrance Certificate and (ii) standalone status of the institution.

AND WHEREAS the appellant institution submitted reply dated 14/03/2016 to the S.C.N. which did not contain 'Non-Encumbrance Certificate' and any evidence

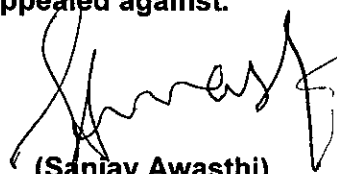
relating to the composite status of the institution as per Clause 2 (b) and 3 (a) of the NCTE Regulations, 2014.

AND WHEREAS Appeal Committee further noted that appellant has obtained a 'Non-Encumbrance Certificate' dated 20.08.2016 issued by Judicial Nayab Tehsildar, Dist. Betul and copy of this certificate was made available to the Appeal Committee on 26.10.2016. Further the appellant could not produce any evidence to prove the 'composite' status of the institution which is required as per Clause 3 (a) of the NCTE Regulations, 2014.

AND WHEREAS keeping in view that appellant institution could not comply with the provision of Clause 3(a) of the NCTE Regulations, 2014, Appeal Committee decided to confirm the refusal order dated 03.06.2016 issued by Western Regional Committee, 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 to confirm the refusal order dated 03.06.2016 issued by Western Regional Committee, Bhopal.

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


(Sanjay Awasthi)
Member Secretary

1. The Manager, Pandeet Dindyal Upadhyay Mahavidyalay, 44/3, 47/2, Gramin Yuva Shikha Samiti, NA, Sonagaon, Betul, Madhya Pradesh – 460663.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-487/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Satyendranath Basu D.El.Ed. and B.Ed. College, Krishnagar, Nadia, West Bengal dated 16/08/2016 is against the Order No. ERC/214.8.21/ERCAPP 4262/D.El.Ed./2016/47863 dated 09/07/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "1) Show cause notice was decided on 09.02.2016 on the following grounds: (i) As the show cause notice has been decided by ERC for the B.Ed. course (ERCAPP4266), the application for D.El.Ed. course is considered as standalone institution, which cannot be considered as per NCTE Regulation 2014. b. In response to show cause notice, the institution submitted its reply dated 26/02/2016 which is not satisfactory. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4262 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Soumitra Biswas, Secretary, Satyendranath Basu D.El.Ed. and B.Ed. College, Krishnagar, Nadia, West Bengal presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "I got NOC from Kalyani University 27/07/2015 but State Government informed on 15/07/2015. The Vice-Chancellor of the said University was not present in the period than they give me a correction letter that I provide you. Please take up the matter."

AND WHEREAS Appeal Committee noted that appellant institution had simultaneously applied for two programmes i.e. B.Ed. and D.El.Ed. Show Cause Notice (SCN) dated 09.02.2016 was issued to appellant institution for its D.El.Ed. programme on the ground that a separate S.C.N. was issued to the institution in respect of its B.Ed. programme. Appellant institution submitted reply dated

11.02.2016 to the S.C.N. Appeal Committee observed from the reply that N.O.C. of affiliating body in respect of its B.Ed. programmes was issued on 27.07.2015 and non acceptability of the N.O.C. issued after 15.07.2015 will subsequently result in the D.El.Ed. programme being standalone. Appeal committee further noted that appellant institution had informed E.R.C. on 26.02.2016 that the Government of West Bengal (Higher Education Department) had informed the Kalyani University on 15.07.2015 of its decision to issue N.O.C. to the sponsoring society 'Kotwali Disha' for establishment of a B.Ed. college. There is however, no doubt that actual N.O.C. was issued by University of Kalyani on 27.07.2016 i.e. after the cut off date for receiving printout of application for the academic year 2016-17.

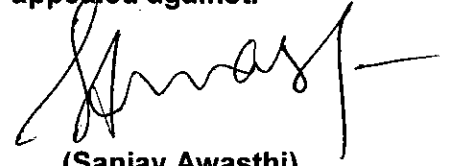
AND WHEREAS Appeal Committee is of the opinion that decision of E.R.C. not to accept N.O.C. of affiliating body with reference to B.Ed. application has a bearing on the decision taken in case of its D.El.Ed. application as Clause 3(a) of NCTE Regulations, 2014 prescribe that 'recognition for commencement of new teacher education programmes shall be offered in composite institution. Appeal Committee further observed that the impugned order dated 18.07.2016 is cryptic and lacks adequate reasoning though it does not have a bearing on the results of the case. Better it would have been, if E.R.C. had given reasons as to why the reply dated 26.02.2016 submitted by appellant institution is not satisfactory and concurrence of State Government on 15.07.2015 cannot be taken as N.O.C. issued by the affiliating body.

AND WHEREAS Appeal Committee having noted that No Objection Certificate of affiliating body in respect of B.Ed. programme was issued after the last date for receipt of printout of applications, and refusal of recognition for B.Ed. programme will correspondingly result in the standalone status of D.El.Ed. programme, decided to confirm the order dated 18.07.2016 issued by Eastern Regional Committee, Bhubaneswar.

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 to confirm the order dated 18.02.2016 issued by Eastern Regional Committee, Bhubaneswar refusing recognition for D.El.Ed.

programme to Satyendranath Basu D.El.Ed. and B.Ed. College, District Nadia, West Bengal.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Satyendranath Basu D.El.Ed. and B.Ed. College, LR 2675, 3250, 3252, Itla, Krishnanagar, Nadia, West Bengal – 741102.**
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.89-488/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Keshar Education Academy B.Ed. College, Kontherkalan, Porsa, Morena, Madhya Pradesh dated 12/08/2016 is against the Order No. WRC/APP2926/223/254th/2016/168892 dated 15/06/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Show Cause Notice was issued on 20/02/2016 and the reply was received on 18/03/2016. As per the Building Completion Certificate, the institution is having 21500 sq. ft. built up area. Regarding the requirement for the institution to be a composite one, the institution has mentioned that it is running a D.El.Ed. course (APP1741). However, on examination of the file it is seen that the D.Ed. College is situated in Khasra No. 1658/2, 1657/2, Plot No. 343, whereas in the land document for the B.Ed. course, khasra nos. mentioned are 241 and 244. It is clear that both courses are not situated in the same place to make it a composite institution. Hence, Recognition is refused."

AND WHEREAS Sh. Arvind Singh Tomar, Staff and Satish Singh Tomar, Secretary, Keshar Education Academy B.Ed. College, Kontherkalan, Porsa, Morena, Madhya Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "In order to make our academy a composite institution we have applied to the affiliating University that i.e. Jiwaji University, Gwalior for NOC of B.A. B.Ed./B.Sc. B.Ed. programme which we got vide dated 30 May 2016 according we have applied for B.A. B.Ed./B.Sc. B.Ed. programme online on 28th June, 2016 online application no. WRCAPP2016/60196. Therefore, our academy is a composite institution as per NCTE Norms."

AND WHEREAS Appeal Committee noted that appellant institution submitted applicatin dated 1st June, 2015 seeking recognition for B.Ed. programme. Appeal

Committee further noted that the above application did not contain any information on page 2, 4 and 5 of the application form relating to:

- (i) Details of programmes other than teacher education.
- (ii) Details of existing teacher education programme.
- (iii) Details of already submitted applications for teacher education programmes.

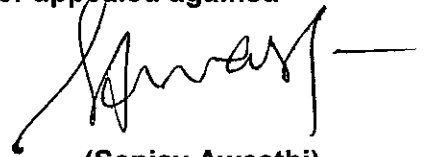
Hence, a Show Cause Notice (S.C.N.) dated 20.02.2016 was issued pointing out certain deficiencies inter-alia containing the point that institution is not covered under the definition of a 'Composite Institution' as required under Clause 3(a) of NCTE Regulations, 2014. The appellant institution submitted reply dated 17.03.2016 to S.C.N. The appellant in its reply stated that institution is already conducting D.El.Ed. course at Khasra no. 241, 244 recognition for the above programme having been granted on 12.02.2014. The clarification furnished by appellant institution was not accepted by W.R.C. on the ground that D.El.Ed. programme was being conducted at an address which is different from the address proposed for B.Ed. programme. Moreover, the built-up space of 21500 sq. feet as per B.C.C. dated 22.01.2016 submitted by appellant institution is not adequate for conducting two programmes.

AND WHEREAS appellant brought to the notice of Appeal Committee a fresh ground i.e. affiliating body has issued N.O.C. on 28.06.2016 for conducting B.A., B.Ed./B.Sc. B.Ed. programme and a new application has also been submitted in this regard to WRC in 2016.

AND WHEREAS Appeal Committee is of the opinion that appellant institution has been shifting its stand on the composite status of the institution ever since the issue of Show Cause Notice. Appellant has not given details of existing programmes being conducted or proposed to be conducted at appropriate pages in application form. Applying for another programme in succeeding academic years does not change the standalone status of a programme when it is applied for. Also the built up area as per Building Completion Certificate submitted is inadequate for conducting two programmes. Appeal Committee, therefore, decided to confirm the Refusal Order dated 15.06.2016 issued by Western Regional Committee, 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 to confirm the refusal order dated 15.06.2016 issued by Western Regional Committee, Bhopal.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Keshar Education Academy B.Ed. College, Porsa 241, 244, Ownership, Kontherkalan, Porsa, Morena, Madhya Pradesh – 476115.**
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.

(11)



F.No.89-489/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 02/12/16

ORDER

WHEREAS the appeal of N.R.I. Vidyadayani Institute of Science Management and Technology, Sajjan Nagar, Bhopal, Madhya Pradesh dated 10/08/2016 is against the Order No. WRC/APP2657/223/255th/2016/170284 dated 30/06/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Show Cause Notice was issued dt. 21/03/2016 – for submitting approved staff profile. In the 248th meeting, it was seen that while the approved staff profile was still not there, there were some other lacunae – less percentage of PG marks of one lecturer, and non-appointment of a lecturer for Physical Education. Hence, letter dt. 19/04/2016 was issued to obtain clarification on the above grounds: Vide reply received dt. 02/06/2016, some of the lacunae have been rectified regarding marks, affidavit etc. but the staff profile is still not approved by the affiliating body. Even after so many opportunities, the applicant has not completed the formalities necessary after issue of LOI. Hence, Recognition is refused."

AND WHEREAS Sh. Subodh Singh, Chairman and Sh. Santosh Singh, Representative, N.R.I. Vidyadayani Institute of Science Management and Technology, Sajjan Nagar, Bhopal, Madhya Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "Staff profile duly approved by the affiliating University and notified by Dy. Registrar, Academics, vide notification no 1147 dated 25/05/2016 was submitted to WRC, Bhopal (copy of notification enclosed)."

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 03/03/2016 was issued to appellant institution seeking compliance on certain points which included appointment of faculty and submission of staff profiles approved by affiliating body. The formalities listed in the L.O.I. were required to be completed before 03.03.2016 which incidently is the date of issue of L.O.I. Appeal Committee

is of the view that no time was given to the appellant institution to complete the formalities which may be due to meeting the deadline before which recognition orders are required to be issued for a particular academic year. Appeal Committee further observed that a Show Cause Notice (S.C.N.) dated 21.03.2016 was issued to appellant institution seeking written representation for non submission of the staff profile approved by affiliating body. Staff profile submitted by appellant institution vide its letter dated 04.04.2016 was found to be not approved by any affiliating body and the Regional Committee issued a letter dated 19.04.2016 seeking clarification from the appellant institution. Appellant institution submitted reply dated 13/05/2016 and stated that staff list approved by affiliating body i.e. Barkatullah University, Bhopal is enclosed. Appeal Committee, however, did not find any evidence of approval of staff list by Barkatullah University.

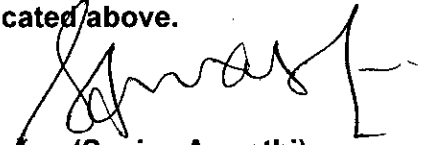
AND WHEREAS Appeal Committee noted that appellant while submitting Appeal Memoranda with its letter dated 10.08.2016 has alleged that documents submitted by it through its letter dated 13.05.2016 were not put up before the Western Regional Committee in its meeting held on 22-24 June, 2016 wherein it was decided to refuse recognition. Appellant however, submitted before the Appeal Committee a copy of Notification dated 25.05.2016 issued by Barkatullah University giving consent to the appointment of one Principal and seven Asstt. Professors. Appeal Committee, therefore, is not convinced that appellant institution could have made available a Notification dated 25.05.2016 to W.R.C. on 13/05/2016.

AND WHEREAS Appeal Committee, having noted the details of the case is of the view that appellant institution would not have qualified for grant of recognition for academic session 2016-17 by submitting compliance to L.O.I. But since approval of affiliating body was received by the institution, the case for grant of recognition for academic session 2017-18 may be considered by W.R.C. provided all other conditions are fulfilled.

AND WHEREAS Appeal Committee decided to remand back the case to Western Regional Committee, Bhopal for consideration of the list of faculty approved by affiliating body. Appellant is required to submit the final list of faculty and staff duly approved by affiliating body to WRC 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 Committee concluded to remand back the case to Western Regional Committee for consideration of the list of faculty and staff duly approved by the affiliating body. Appellant institution is required to submit the approved list to Western Regional Committee within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of N.R.I. Vidyadayani Institute of Science Management and Technology, Sajjan Nagar, Bhopal, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Chairman, N.R.I. Vidyadayani Institute of Science Management and Technology, Sajjan Nagar, Raisen Road, Bhopal, Madhya Pradesh – 462022.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-490/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

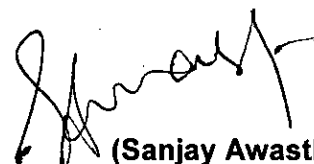
WHEREAS the appeal of Smt. Omvati Mahavidyalaya, Orai, Jalaun, Uttar Pradesh dated 16/08/2016 is against the Order No. NRC/NCTE/Invalid Printout/254th Meeting/2016/153614/NRCAPP-15707 dated 15/07/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "In response to show cause notice dt. 03/12/2015, the institution has not submitted the valid print-out of the on-line application."

AND WHEREAS Sh. Kripa Shankar Dwivedi, Manager and Sh. Surya Kumar Tripathi, Director, Smt. Omvati Mahavidyalaya, Orai, Jalaun, Uttar Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "In response to show cause notice the institution submitted reply 23/12/2015 to Regional Director, NCTE, Jaipur but Regional Director advised to submit application direct to NCTE, New Delhi. Institution submitted application dated 02/01/2016 after office of the NCTE, New Delhi generated the application ID – NRCAPP-15707. Institution submitted new printout NRCAPP No 15707 to Regional Director, Jaipur dated 15/01/2016."

AND WHEREAS Appeal Committee noted that application for D.El.Ed. course made by appellant institution was refused for the reason that valid printout of online application was not submitted. Prior to refusal order, a Show Cause Notice (SCN) dated 03/12/2015 was issued on this ground and appellant in reply stated that due to NET failure, the final application printout could not come. The appellant in its appeal memoranda has made a mention that printout of its application bearing code no. 15707 dated 15.01.2016 was subsequently accepted by Regional Director, Jaipur. The appellant also brought to the notice of Appeal Committee that on the basis of valid printout of application submitted to Northern Regional Committee vide NRCAPP Code No.15707, the Regional Committee has already issued an order of recognition

for D.El.Ed. course (one unit) on 2.5.2016 by order No.NRC/NCTE/(Recognition)/
D.El.Ed./2016/146821 (S.No.831).

AND WHEREAS Appeal Committee on the request of Appellant concluded that
present appeal is infructuous as recognition order has already been issued.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Smt. Omvati Mahavidyalaya, Kotra Vill.-Minora Post – Garhar, Orai,
Distt. Jalaun, Uttar Pradesh – 285001.
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.89-491/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

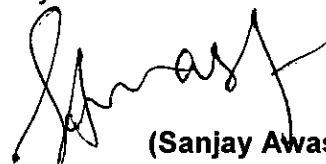
WHEREAS the appeal of Pt. Ghanaram Hariram Mahavidyalaya, Orai, Gadhar, Jalaun, Uttar Pradesh dated 16/08/2016 is against the Order No. NRC/NCTE/Invalid Printout/254th Meeting/2016/153643/NRCAPP-15708 dated 05/07/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "In response to show cause notice dt. 07/12/2015, the institution has not submitted the valid print-out of the on-line application."

AND WHEREAS Sh. Kripa Shankar Dwivedi, Manager and Sh. Surya Kumar Tripathi, Director, Pt. Ghanaram Hariram Mahavidyalaya, Orai, Gadhar, Jalaun, Uttar Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "In response to show cause notice the institution submitted reply 23/12/2015 to Regional Director, NCTE, Jaipur but Regional Director advised to submit application direct to NCTE, New Delhi. The institution submitted an application dated 02/01/2016. After that the office of the NCTE, New Delhi generated the application ID – NRCAPPP-15708. Then institution submitted new printout NRCAPP No. 15708 to Regional Director, Jaipur dt. 15/01/2016."

AND WHEREAS Appeal Committee noted that application for D.El.Ed. course made by appellant institution was refused for the reason that valid printout of online application was not submitted. Prior to refusal order, a Show Cause Notice (SCN) dated 07.12.2015 was issued on this ground and appellant in reply stated that due to NET failure, the final application printout could not come. The appellant in its appeal memoranda has made a mention that printout of its application bearing code No.1578 dated 15.01.2016 was subsequently accepted by Regional Director, Jaipur. The appellant also brought to the notice of Appeal Committee that on the basis of valid printout of application submitted to Northern Regional Committee vide NRCAPP

Code No.15708, the Regional Committee has already issued an order of recognition for D.El.Ed. course (one unit) on 2.5.2016 by order No.NRC/NCTE/(Recognition)/D.El.Ed./2016/146821 (S.No.832).

AND WHEREAS Appeal Committee on the request of Appellant concluded that present appeal is infructuous as recognition order has already been issued.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Pt. Ghanaram Hariram Mahavidhyalaya, Vill.-Minaura Orai Post Gadhar Distt. – Jalaun, Uttar Pradesh – 285001.
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, Bhopal.

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F.No.89-492/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 02/12/16

ORDER

WHEREAS the appeal of Guru Nanak College of Education, New Delhi, West Delhi, Delhi - 110062 dated 16/08/2016 is against the Order No. NRC/NCTE/NRCAPP-14574/251st (Part-2) Meeting/2016/151130 dated 20/06/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution has not submitted NOC from the affiliating body."

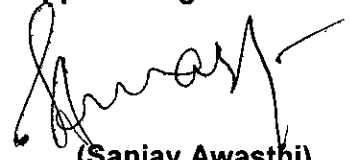
AND WHEREAS Dr. Harmeet Singh, Director and Dr. Jyoti Bhalla, Principal, Guru Nanak College of Education, New Delhi, West Delhi, Delhi - 110062 presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "After receiving a Show Cause Notice before summary rejection of application from NRC, NCTE, a reminder was sent to SCERT, Delhi for issuance of NOC, and a reply was also given to NRC, NCTE. The NOC from SCERT, Delhi was issued on 30/05/2016, a copy of which was duly sent to NRC, NCTE on 31/05/2016. As, the delay in issuance of NOC was from the end of affiliating body, it is requested to revoke the order of refusal and the recognition may kindly be granted."

AND WHEREAS appellant apprised the Appeal Committee that appellant institution is already conducting B.Ed. course since 2003 and recognition for D.El.Ed. course is required to achieve the status of 'Composite Institution.' Appeal Committee noted that appellant institution could get N.O.C. of the affiliating body i.e. SCERT, Delhi on 30.05.2016 and there has been a delay of about nine and half months in obtaining and submission of N.O.C. As per Clause 5(3) of NCTE Regulations, 2014, N.O.C. of affiliating body is required to be submitted alongwith printout of online application and last date for receipt of online application for the academic session 2016-17 was 15.07.2015.

AND WHEREAS Appeal Committee, therefore, decided to confirm the refusal order dated 20.06.2016 issued by Northern Regional Committee, 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, therefore, decided to confirm the refusal order dated 20.06.2016 issued by Northern Regional Committee, Jaipur.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Director, Guru Nanak College of Education, New Delhi, West Delhi, Delhi – 110026.**
- 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 Delhi.**



F.No.89-493/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Subhash Chandra Bose Education College, Govindpuri University Road, Gwalior, Madhya Pradesh dated 05/08/2016 is against the Order No. WRC/APW01269/222056/222/256th{M.P.}/2016/171538 dated 29/07/2016 of the Western Regional Committee, withdrawing recognition for conducting D.Ed. course on the grounds that "In response to the Show Cause Notice dt. 23/05/2016, the sponsoring society has submitted a reply vide its letter dt. 28/06/2016. In this letter, the sponsoring society has tried to explain that the difference in the names of students occurred due the mistake of the Principal, who has now been removed from the institution. It has also been informed that the sponsoring society has filed a Writ Petition in the Hon'ble High Court. The issue in this case is that the Madhyamik Shiksha Mandal, Bhopal M.P. vide letter dt. 22/12/2014 has informed the WRC that the institution under the name of Subhash Chandra Bose College (222056) in compliance to the interim Court Order dt. 13/08/2012 admitted students in D.Ed. course first year who were different from the list provided by the institution to the Court alongwith its petition. This is violation of the condition mentioned in the Recognition order that the institution shall follow all the requirements of affiliation and Recognition. The explanation of the sponsoring Society is not satisfactory. A very serious violation has taken place. Hence, recognition is withdrawn."

AND WHEREAS Dr. Amit Singh, Secretary, Subhash Chandra Bose Education College, Govindpuri University Road, Gwalior, Madhya Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "The impugned order is contrary to law in as much as the withdrawal of same on the non-existent ground is nothing but without application of mind. That, the petitioner's application was rejected."

AND WHEREAS Appeal Committee noted that Madhyamik Shiksha Mandal, Madhya Pradesh, which is the affiliating body in respect of D.El.Ed. programme

conducted by the appellant institution, had sought advice of WRC, Bhopal in the matter of withdrawing affiliation without prior withdrawal of recognition by the NCTE. The allegations against the appellant institution was that it had submitted a list of students for exams to be conducted by the Mandal in December, 2013 which was different from the list allowed by Hon'ble Court in its interim order dated 13.08.2012 for admission during the session 2011-12. Appeal Committee further noted that based on the misconduct of appellant institution as reported by Madhyamik Shiksha Mandal, Bhopal a Show Cause Notice (SCN) dated 30.05.2016 was issued to appellant institution. Appeal Committee also noted that appellant institution submitted two replies dated 28.06.2016 and 21.07.2016 to the SCN.

AND WHEREAS appellant in its reply dated 28.06.2016 informed W.R.C., Bhopal that the difference in the list of students that were allowed by the Hon'ble Court and the list of students submitted to Madhyamik Shiksha Mandal was due to the fact that first list was a list of students provisionally admitted and the second list contained the names of students which were actually admitted. Appellant further stated that the Principal whose action created this difficulty was removed from the position. Appellant further vide its letter dated 21.07.2016 informed W.R.C., Bhopal that the Bench of Hon'ble High Court of Madhya Pradesh in an order dated 18/07/2016 in Writ Petition case no. 4676/2015 has acceded to the prayer made by appellant and directed the board to continue affiliation of the appellant institution.

AND WHEREAS Appeal Committee noted that appellant institution has misrepresented the order of the Hon'ble Court which says that *'In case petitioner files an application for grant of recognition for next academic session, the same shall be dealt with by Respondent Board by a speaking order in accordance with law without being influenced by the order dated 30.06.2014.'*

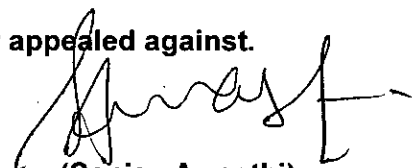
AND WHEREAS Appeal Committee noted that in the said Writ Petition NCTE was not impleaded and hence orders of the Hon'ble Court are for the Madhya Pradesh Secondary Board of Education which was a party to the case. Appeal Committee further noted that for whatsoever the reason may be, the appellant has admitted its misconduct in submitting a list for Board's examination which was different from the list of students allowed to be admitted through an order of the Court.

AND WHEREAS Appeal Committee further noted that earlier also recognition of the institution to conduct D.El.Ed. programme was withdrawn by an order dated 5.01.2012 which was confirmed by the Appellate body by an order dated 11.05.2012. The appellant institution subsequently was absolved of the deficiencies on orders of the Hon'ble Supreme Court after conducting an inspection under Section 13 and rectification of the deficiencies. Madhyamik Shiksha Mandal, Madhya Pradesh has continuously been writing to concerned authorities about the activities of the appellant institution and finally had withdrawn the affiliation. Affiliation to a teacher education programme can be granted only after grant of formal recognition by NCTE but affiliation can be withdrawn by affiliating body even prior to withdrawal of the recognition if the affiliating body has sufficient reason to believe that the institution has contravened the terms and conditions for grant of application or has committed a misconduct. Appeal Committee is of the view that impounded withdrawal order dated 29.07.2016 shall stand confirmed unless and until appellant is able to secure a certificate from the affiliating body that institution is absolved of its allegations and will be re-affiliated after restoration of the recognition.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, document on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the withdrawal order dated 29.07.2016.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Subhash Chandra Bose Education College, B-81, Govindpuri University Road, Gwalior, Madhya Pradesh – 474011.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-494/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shyam Kanhaiya Rai Balika Mahavidyalaya, Pandaha, Azamgarh, Uttar Pradesh dated 09/08/2016 is against the Order No. NRC/NCTE/NRCAPP 13576/253rd (Part – I) Meeting/2016/150391-94 dated 10.06.2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that “Non-submission of NOC from the affiliating body as required under clause 5(3) of the NCTE Regulations, 2014.”

AND WHEREAS Sh. Sanjay Rai, Director and Sh. Riyaj Ahmed, Office Clerk, Shyam Kanhaiya Rai Balika Mahavidyalaya, Pandaha, Azamgarh, Uttar Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that “The institution has submitted online application on dated 17/06/2015 and submitted the hard copy of online application on dated 19/06/2015 with all necessary document. The copy of NOC issued by affiliating body on 05/06/2015 already attached with the application form. After that NRC, NCTE, Jaipur have issued a show cause notice that NOC was not attached with the application on dated 17/06/2015. In reply the institution has once again submitted the copy of NOC issued.”

AND WHEREAS Appeal Committee noted that the letter dated 05/06/2015 issued by Vice Chancellor, Veer Bahadur Singh Purvanchal University, Jaunpur which the appellant states to be a N.O.C. is in fact a letter informing NCTE that it would not be possible to issue N.O.C. to the applicant institution before 31.05.2015 and NCTE may accept N.O.C. for academic session 2016-17 upto 30.06.2015.

AND WHEREAS NCTE (HQ) had issued directions to all its regional offices informing that printout of applications submitted before 15.07.2015 shall be accepted irrespective of the date of online submission of applications for the academic session

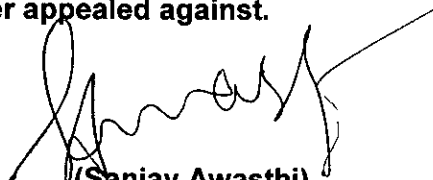
2016-17. As such the appellant institution had a chance to submit clear cut NOC issued by affiliating body before 15.07.2015. A Show Cause Notice (SCN) dated 17.10.2015 was also issued to appellant institution on ground of failure to submit N.O.C. and the appellant institution even did not avail this opportunity may be due to the misconception that the document submitted by it alongwith application is a N.O.C.

AND WHEREAS although Appeal Committee feels that there has been some confusion among the management of appellant institution as to what constitutes to be a 'NOC of affiliating body', yet the fact remains that the required document was not issued by affiliating body before the cut-off date.

AND WHEREAS Appeal Committee, therefore, decided to confirm the refusal order dated 10.06.2016 issued by Northern Regional Committee, 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.


(Sanjay Awasthi)
Member Secretary

1. The Manager, Shyam Kanhaiya Rai Balika Mahavidyalay, Vill.-Amaura, Post-Pandaha, Dist. – Azamgarh, Uttar Pradesh – 276202.
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.89-498/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 02/12/16

ORDER

WHEREAS the appeal of Raj Degree College, Ranipur, Handia, Allahabad, Uttar Pradesh dated 17/08/2016 is against the Order No. NRC/NCTE/NRCAPP-11697/254th Meeting/2016/158838-39 dated 26/09/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The institution was issued show cause notice no. 128732 dated 09/11/2015. The institution did not submit NOC of the affiliating body to start B.A.B.Ed./B.Sc. B.Ed. programme. The reply given by the institution dt. 09/06/2016 is not satisfactory. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Abhay Raj Singh, Manager, Raj Degree College, Ranipur, Handia, Allahabad, Uttar Pradesh presented the case of the appellant institution on 26/10/2016. In the appeal and during personal presentation it was submitted that "The appellant submitted reply within stipulated time."

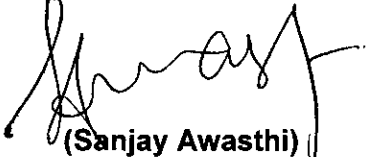
AND WHEREAS Appeal Committee noted that appellant institution did not submit N.O.C. issued by affiliating body alongwith its application seeking recognition for grant of B.A., B.Ed./B.Sc. B.Ed. Show Cause Notice (SCN) dated 09.11.2015 was issued to appellant institution stating its failure to submit N.O.C. issued by affiliating body.

AND WHEREAS appellant institution submitted a letter dated nil received in the office of N.R.C. on 09.06.2016. N.O.C. of affiliating body was neither furnished nor any reason was given for non-submission of N.O.C. N.O.C. issued by affiliating body is required to be submitted alongwith application as per Clause 5(3) of the NCTE Regulations, 2014.

AND WHEREAS Appeal Committee considering the fact that appellant institution did not submit No Objection Certificate issued by affiliating body even after having been issued Show Cause Notice in this regard, decided to confirm the refusal order dated 26.09.2016 issued by Northern Regional Committee, Jaipur.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 26.09.2015 issued by Northern Regional Committee, Jaipur.

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



(Sanjay Awasthi)
Member Secretary

1. The Manager, Raj Degree College, Plot No. 199, 224, 225, 228, 229, Village – Ranipur, PO – Sirsa Chauraha, Tehsil – Handia, Allahabad – 221502, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, 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.89-499/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar dated 13/08/2016 is against the Order No. ERC/216.7.25/APP3638/B.Ed./2016/47613 dated 29.06.2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "1. Show Cause Notice was issued on 07/06/2016 on the following grounds: i. As seen in CD, construction work of the building is not yet completed as well as total view of the building is not visible. ii. Building plan and building completion certificate are not signed by any Govt. Engineer. 2. In response to show cause notice, the institution submitted its reply dated nil received in the ERC, NCTE office on 01/05/2016 alongwith a fresh CD. 3. As seen in the fresh CD, the building is not yet fully ready to run any teacher training programme. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3638 of the institution regarding permission for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

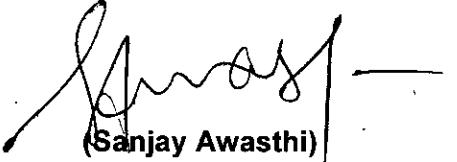
AND WHEREAS Dr. Anil Kumar Singh, President and Sh. Sachidanand Ojha, Secretary, Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "(i) they submitted the application for grant of recognition of B.Ed. course to ERC on 29th June 2015; (ii) on completion of all the requisite conditions as per NCTE Regulations the ERC has decided to inspect the appellant's institution by a two members visiting team deputed by it and the inspection was conducted by the visiting team of ERC on 10th April, 2016; (iii) due to some severe labour and construction material problem in their district the finishing work of the building could not be completed as per its proposed schedule and at the

time of inspection the premises were not in fully furnished condition, however, the building was completely constructed; (iv) the ERC examined the visiting team report and decided to issue Show Cause Notice; (v) in the meantime, the appellant toiled hard and made all best efforts to complete the finishing work of the premises and furnished a reply to ERC (received on 01.05.2016) along with photographs and CD of the premises clearly depicting that the building is fully furnished; and (vi) ERC, however, decided to refuse recognition on the feeble ground that the building is not yet fully ready to run the TEP. The appellant submitted that the building is fully constructed and decorated with all the bells and vessels (Instructional equipment and apparatus) required for conducting the teacher education programme and enclosed a bunch of photographs and videographed CD. He also enclosed the Building Completion Certificate issued by Jr. Engineer, Building Division, Saharsa (Govt. Engineer) which in their opinion might have been overlooked by the ERC. The appellant finally requested that their institution may be inspected by a team.

AND WHEREAS the Committee noting the submissions of the appellant concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, to verify whether the building of the institution is complete in all respects, and in the form of a permanent structure, as per the provisions of Clause 8(7) of the NCTE Regulations, 2014 and take further action.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, to verify whether the building of the institution is complete in all respects, and in the form of a permanent structure, as per the provisions of Clause 8(7) of the NCTE Regulations, 2014 and take further action.

NOW THEREFORE, the Council hereby remands back the case of Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Shakuntlam Institute of Teacher Education, Plot No. 1139, Vill – Kirhindih, PO-Sheoshagar, Tehsil-Sasaram, Rohtas, Bihar-821115.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.**

F.No.89-500/2016 Appeal/14th Meeting-2016**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Crescent School of Education and Training, Gopalpur, Pashchim Champaran, Bihar dated 16/08/2016 is against the Order No. ERC/219.7.9/APP4002/B.Ed./2016/48691 dated 02/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 08/06/2016 on the following grounds: (i) As per records available, the name of the degree college is "Crescent Degree College" whereas the institution has applied B.Ed. programme in the name of "Crescent School of Education and Training" i.e. in different name. (ii) The institution comes under the category of standalone institution which is not considered as per NCTE Regulation 2014. b. In response to show cause notice, the institution submitted its reply dated 13/05/2016 on the basis of proceedings uploaded in the ERC website. The Committee considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) As per records available, the name of the Degree College is "Crescent Degree College" whereas the institution has applied B.Ed. programme in the name of "Crescent School of Education and Training" i.e. in different name. (ii) The institution comes under the category of standalone institution which is not considered as per NCTE Regulation 2014. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4002 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

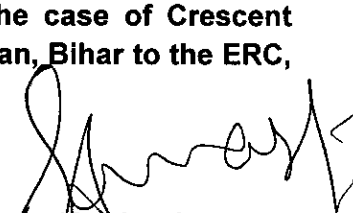
AND WHEREAS Sh. Parwaiz Suhaib Ahmed, Chairman (Trustee), Crescent School of Education and Training, Gopalpur, Pashchim Champaran, Bihar presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "the name of the General College which offers under graduate programs in Social Sciences/Humanities/Commerce (B.A. B.Com.) is Crescent Degree College with affiliation of Maulana Mazharul Haque Arabic and

Persian University, Patna. The proposed B.Ed. programme is applied in the name of Crescent School of Education and Training and NOC has been issued by Maulana Mazharul Haque Arabic and Persian University, Patna. Both the institutions are composite institution being run by the same trust namely "Sheikh Mohammed Isa Charitable Trust" at the same address i.e. Village Baisakhwa, Bettiah, Pashchim Champaran, Bihar. The B.Ed. course will be run in the same building in the name of Crescent Degree College at Gopalpur, West Champaran, Bihar – 845307. The names of the two institutions slightly differ depending on the course offered by them. As such the condition of composite status of the institution is fulfilled. Further according to new Regulations 2014, it is not mandatory that the General college and proposed Teacher Education College should be of the same name."

AND WHEREAS the Committee, noting from the above submissions that the appellant satisfies the requirements of a composite institution, concluded that the matter deserved to be remanded to the ERC with a direction to take further necessary action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to take further necessary action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Crescent School of Education and Training, Gopalpur, Pashchim Champaran, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Chairman, Crescent School of Education and Training, 1858-1857-1829, Ownership, 115/1858-103/1857-29/1829, Baisakhwa, Gopalpur, Pashchim Champaran, Bihar – 845307.
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.89-502/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar dated 13/08/2016 is against the Order No. ERC/216.7.26/APP3634/D.El.Ed./2016/47603 dated 29/06/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "1. Show cause notice was issued on 07/06/2016 on the following grounds: i. As seen in CD, construction work of the building is not yet completed as well as total view of the building is not visible. ii. Building plan and building completion certificate is not signed by any Govt. Engineer. 2. In response to show cause notice, the institution submitted its reply dated nil received in the ERC, NCTE office on 01/05/2016 alongwith a fresh CD. 3. As seen in the fresh CD, the building is not yet fully ready to run any teacher training programme. In view of the above, the Committee decided as under: In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3634 of the institution regarding permission for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993.

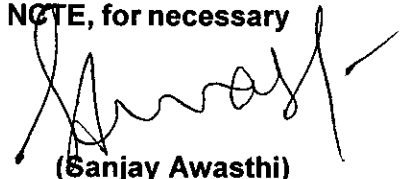
AND WHEREAS Sh. Anil Kumar Singh, President and Sh. Sachida Nand Ojha, Secretary, Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "(i) they submitted the application for grant of recognition of B.Ed. course to ERC on 29th June 2015; (ii) on completion of all the requisite conditions as per NCTE Regulations the ERC has decided to inspect the appellant's institution by a two members visiting team deputed by it and the inspection was conducted by the visiting team of ERC on 10th April, 2016; (iii) due to some severe labour and construction material problem in their district the finishing work of the building could not be completed as per its proposed schedule and at the time of inspection the premises were not in fully furnished condition, however, the building was completely constructed; (iv) the ERC examined the visiting team report and decided to issue Show Cause Notice; (v) in meantime the appellant toiled hard

and made all best efforts to complete the finishing work of the premises and furnished a reply to ERC (received on 01.05.2016) alongwith photographs and CD of the premises clearly depicting that the building is fully furnished; and (vi) ERC, however decided to refuse recognition on the feeble ground that the building is not yet fully ready to run the TEP. The appellant submitted that building is fully constructed and decorated with all the bells and vessels (Instructional equipment and apparatus) required for conducting the teacher education programme and enclosed a bunch of photographs and video graphed CD. He also enclosed the Building Completion Certificate issued by Jr. Engineer, Building Division, Saharsa (Govt. Engineer) which in their opinion, might have been overlooked by the ERC. The appellant finally requested that their institution may be inspected by a team.

AND WHEREAS the Committee noting the submissions of the appellant concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, to verify whether the building of the institution is complete in all respects, and in the form of a permanent structure, as per the provisions of Clause 8(7) of the NCTE Regulations, 2014 and take further action.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, to verify whether the building of the institution is complete in all respects, and in the form of a permanent structure, as per the provisions of Clause 8(7) of the NCTE Regulations, 2014 and take further action.

NOW THEREFORE, the Council hereby remands back the case of Shakuntlam Institute of Teacher Education, Sasaram, Rohtas, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Shakuntlam Institute of Teacher Education, Plot No. 1139, Village Kirhindih, P. Sheoshagar, Tehsil – Sararam, Rohtas, Bihar – 821115.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-503/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

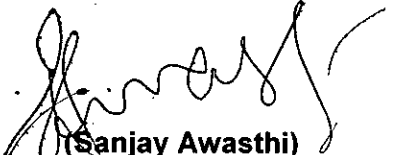
WHEREAS the appeal of Krishna College of Education, Sadat Nagar, Nahar Road, Kosli, Rewari, Haryana dated 20/08/2016 is against the Order No. NRC/NCTE/NRCAPP-15671/251st (Part-1) Meeting/2016/153201 dated 11/07/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "the institution has not submitted reply of Show Cause Notice."

AND WHEREAS Sh. Basant Lal Yadav, Assistant Professor and Sh. Satpal Yadav, Representative, Krishna College of Education, Sadat Nagar, Nahar Road, Kosli, Rewari, Haryana presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "The institution had applied for M.Ed. course on 30th June, 2015. NRC, NCTE issued a show cause notice on 30th December, 2015 bearing reference no. F. NRC/NCTE/NRCAPP-15671/246th Meeting/2015/132580 stating that the land documents submitted by the institute are on pvt. lease basis which is not permissible under NCTE Regulations, 2014. The college submitted a written representation regarding the aforesaid show cause notice which comprised the registered Land Deed into the name of the college along with an affidavit from the President of the institute (The land which was owned on lease basis was transferred into the name of the College itself). Despite this, NRC, NCTE issued a refusal order on 11th July, 2016 bearing reference no. NRC/NCTE/NRCAPP-15671/251st (Part-1) Meeting/2016/153201 stating that the institute has not submitted reply of show cuase notice. As mentioned above, the institute submitted a written representation of the Show Cause Notice in the NRC, NCTE office on 29th January 2016 with diary no. 130705 removing the objections raised in the aforesaid notice. Hence, the ground for issuing refusal order to the College by the NRC, NCTE is not sustainable and the college is not at any fault in the whole sequence of events."

AND WHEREAS the Committee noted from a copy of the reply to the Show Cause Notice, enclosed to the appeal, that it bears the receipt stamp of the NRC (No.130705 dt. 29.01.2016). However, this reply is not available in the file of the NRC. In these circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the reply, to be resubmitted by the appellant, and take further necessary action as per the NCTE Regulations. The appellant is directed to submit their reply to the Show Cause Notice again to the NRC within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC with a direction to consider the reply, to be resubmitted by the appellant, and take further necessary action as per the NCTE Regulations. The appellant is directed to submit their reply to the Show Cause Notice again to the NRC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Krishna College of Education, Sadat Nagar, Nahar Road, Kosli, Rewari, Haryana to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The President, Krishna College of Education, Sadat Nagar, Nahar Road, Kosli, Rewari, Haryana – 123302.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



F.No.89-504/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of NSY College of Education, Gopalpur, Vijaypur, Dist. Sheopur, Madhya Pradesh dated 16/08/2016 is against the Order No. WRC/APP3386/222/253rd/M.P./2016/169191 dated 17/06/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "AND WHEREAS, reply received from the institution was placed in the 253rd WRC meeting held on May 24-26, 2016 and the Committee observed that "Show Cause Notice was issued on 09/02/2016 and reply was received on 09/03/2016. An examination of the file shows that the institution has not submitted notarized copies of Building Plan, Building Completion Certificate. Affidavit from the management regarding land details has also not been submitted. Further, the institution has not submitted any proof that it is running other courses. Therefore, it is not a composite institution which is a requirement as per Clause 2(b) of the NCTE Regulations, 2014. Hence, Recognition is refused."

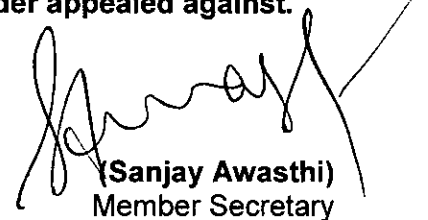
AND WHEREAS Sh. Ashutosh Upadhyay, Secretary and Sh. Lalit Mohan Sharma, President, NSY College of Education, Gopalpur, Vijaypur, Dist. Sheopur, Madhya Pradesh presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation and in a letter submitted on 27.10.2016 it was submitted that "On 09/02/2016 show cause notice was issued in which original certified copy of land documents, notarized copy of CLU/Diversion order, Blue Print/Notarized copy of Building Plan, Notarized copy of Building Completion Certificate, Affidavit of the management regarding land details, FDRs as per NCTE Regulations 2014 were demanded and it was stated that the institution is not a composite institution. All the aforesaid documents were submitted along with the reply on 09/03/2016. All the documents as required i.e. original certified copy of land documents, notarized copy of CLU/Diversion order, Blue Print/Notarized copy of building plan approved by the competent authority, notarized copy of building

completion certificate, and affidavit of the management regarding land details which were submitted are again being submitted for perusal. As far as the condition recorded about composite institution is concerned, it is submitted that the institution did not submit any application for composite institution earlier, but has already applied for B.A. Fine Arts from Raja Maan Singh Tomar Sangeet Evam Kala Vishwavidyalaya Gwalior, and the application is under process. So, the aforesaid condition which has been mentioned in the show cause has also been satisfied.”

AND WHEREAS the Committee noted that the appellant has not submitted to the W.R.C. all the required documents mentioned in the show cause notice dt. 09.02.2016 and the institution does not satisfy the requirements of being a composite institution at the time of application as per the NCTE Regulations, 2014. In these circumstances, the Committee concluded that the WRC was justified in refusing recognition and therefore, the order of the WRC deserved to be 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 WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, NSY College of Education, Gopalpur Vijaypur Dist. Sheopur, Madhya Pradesh – 476332.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-506/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Karimpur Primary Teachers Training Institute, Mahishbathan, Karimpur, Nadia, West Bengal dated 18/08/2016 is against the Order No. ERC/7-215.9.43/ERCAPP4101/D.El.Ed./2016/48330 dated 21/07/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the grounds that "a. Show cause notice was decided in 28/12/2015 on the following grounds: (i) The building plan submitted is not readable. The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. (ii) NOC issued from Inspector of College of Kalyani University which is to be countersigned by the Registrar of Kalyani University. b. No reply from the institution has been received till date and time limit is over. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4101 of the institution regarding permission for B.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Soumen Biswas, Secretary and Sh. Pratim Mandal, President, Karimpur Primary Teachers Training Institute, Mahishbathan, Karimpur, Nadia, West Bengal presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation and in a letter dt. 27.10.2016 it was submitted that "due to worsening situation of B.Ed. and D.El.Ed. colleges in West Bengal, the number of students seeking admission in B.Ed. course is decreasing. As they are suffering from financial crunch, they have decided not to take the additional course. They were not aware that it is mandatory to have composite course in D.El.Ed. college according to the NCTE Norms and Regulations 2014 and they did not reply to the show cause letter."

AND WHEREAS the Committee, noting the admission of the appellant that they did not reply to the Show Cause Notice, concluded that the ERC was justified in refusing recognition and therefore, their order deserved to be 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 ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC is confirmed.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Karimpur Primary Teachers Training Institute, 6332, VITA, 591, 592, 593, Mahishbathan, Karimpur, Nadia, West Bengal – 741165.
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.89-507/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

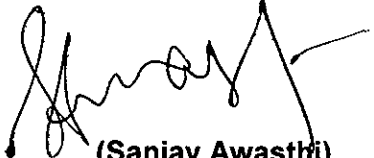
WHEREAS the appeal of Kabiguru College of Education, Rahamatpur, Karimpur Nadia, West Bengal dated 18/08/2016 is against the Order No. ERC/7-215.9.42/D.El.Ed./ERCAPP4193/2016/48202 dated 19/07/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "1) Show cause notice was decided in 11.02.2016 on the following grounds: a) Building plan indicating the total land area and total built up area not submitted. The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. b) No reply from the institution has been received till date and time limit is over. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4193 of the institution regarding permission for D.El.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Soumen Biswas, Secretary and Sh. Pratim Mandal, President, Kabiguru College of Education, Rahamatpur, Karimpur Nadia, West Bengal presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation and in a letter dt. 27.10.2016 it was submitted that "due to worsening situation of B.Ed. and D.El.Ed. colleges in West Bengal, the number of students seeking admission in D.El.Ed. course is decreasing. As they are suffering from financial crunch, we have decided not to take the additional course. They were not aware that it is mandatory to have composite course in B.Ed. college according to the NCTE Norms and Regulations 2014 and they did not reply to the show cause letter."

AND WHEREAS the Committee, noting the admission of the appellant that they did not reply to the Show Cause Notice, concluded that the ERC was justified in refusing recognition and therefore, their order deserved to be 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 ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Kabiguru College of Education, 3680, VITA, 4894, 4895, 4900, 4909, 4910, Rahamatpur, Karimpur, Nadia, West Bengal – 741165.**
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.89-196/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Sanjay Shikshak Prashikshan Sansthan, Lalganj, Azamgarh, Uttar Pradesh dated 14/08/2015 against the Order No. NRC/NCTE/NRCAPP-5564/236th Meeting/2015/112807-808 dated 08/06/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Deficiencies were communicated to the institution vide letter dt. 25/06/2013. Institution did not submit reply of DLI. Accordingly, Show Cause Notice dt. 08/01/2014 was given to institution reply dt. 03/03/2015 and 08/05/2014 is not acceptable was rejected and the order of the N.R.C confirmed by the Council in their order no. F. 89-196/2016/Appeal/7th Meeting-2016 dt. 04/07/2016 on the ground that the appellant has not removed the deficiencies pointed out on 25.06.2013 in time and the replies sent to the show cause notice are also incomplete.

AND WHEREAS aggrieved by the orders of the N.R.C. and the Council, the appellant filed a Writ Petition C No. 38839 of 2016 before the Hon'ble High Court of Allahabad. The Hon'ble High Court, holding that the orders of the N.R.C. and the Council were not speaking orders, set aside them as the appellate authority has not taken into consideration the subsequent developments. The Hon'ble Court remanded the matter to the NCTE to consider the appeal on merits and pass appropriate orders in accordance with law.

AND WHEREAS the points mentioned in the Hon'ble High Court's order leading to their decision to set aside the orders of WRC and NCTE are as follows:-

- (i) It appears that Notice was not received within time, therefore was not replied.
- (ii) The appellate authority, without considering the grounds and points mentioned in the appeal has rejected the appeal on a technical plea that the deficiency pointed out by the Committee was not removed.
- (iii) There is nothing to prevent NCTE while exercising appellate powers from considering subsequent events i.e. in the intervening period, if the

deficiency has been duly removed to the satisfaction of the NCTE, it should be considered by the appellate authority.

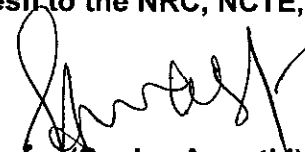
- (iv) It is always open for the NCTE to remand back the matter to the Regional Committee for consideration.

AND WHEREAS Sh. Shashi Kumar Pande, Representative and Sh. Vineet Kumar Rai, Asst. Accountant, Sanjay Shikshak Prashikshan Sansthan, Lalganj, Azamgarh, Uttar Pradesh presented the case of the appellant again on 27.10.2016. In the course of presentation, the appellant with their letter dt. 27.10.2016 submitted notarised copies of various land and trust related documents and an affidavit.

AND WHEREAS the Committee, in compliance with the orders of the Hon'ble High Court, opined that the various documents submitted by the appellant deserved to be considered by the N.R.C. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the various documents to be submitted to them and take a fresh decision as per the NCTE Regulations, 2014. The appellant is directed to submit all the relevant documents to the N.R.C. within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to N.R.C. with a direction to consider the various documents to be submitted to them and take a fresh decision as per the NCTE Regulations, 2014. The appellant is directed to submit all the relevant documents to the N.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Sanjay Shikshak Prashikshan Sansthan, Lalganj, Azamgarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Manager, Sanjay Shikshak Prashikshan Sansthan, Plot/Khasra No.-22, Village-Udiyawa, Post Office-Udiyawa, Tehsil/Taluka - Lalganj, District - Azamgarh, Uttar Pradesh - 276301.

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.89-516/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Pandit Ram Sunder Shukla Shiksha Aivam Prashikshan Sansthan, Rewa, Madhya Pradesh dated 26/08/2016 is "against the Order No. WRC/APP 2825/B.A.B.Ed./245th /2016/162733 dt. 3.03.2016 and Corrigendum no. WRC/APP2825/B.A.B.Ed./246th /2016/163836 dt. 30.03.2016 of the Western Regional Committee, granting recognition for conducting B.A./B.Ed. Integrated course of four years duration with an annual intake of 50 students (one basic unit) from the academic session 2016-17. The appellant wants recognition for B.Sc. B.Ed. Integrated course also."

AND WHEREAS the appellant aggrieved by the order of the WRC filed a Writ Petition W.P. No. 12607 of 2016 before the Hon'ble High Court of Madhya Pradesh, Principal seat at Jabalpur. The Hon'ble High Court in their order dt. 09.08.2016 disposed of the petition as withdrawn as per the request of the petitioner with liberty to appeal to Appellate Authority in accordance with the provisions of the NCTE Act. The Hon'ble High Court also, ordered that if the petitioner brings to the notice of the Appellate Authority the fact that he was prosecuting the Writ Petition and on that ground claims condonation of delay, the Appellate Authority shall take the same into consideration. The appellant appealed on 26.08.2016. The Committee decided to consider the appeal.

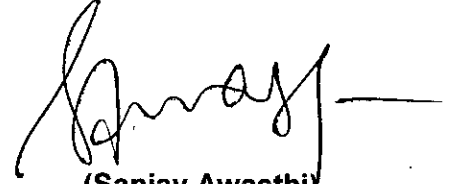
AND WHEREAS Sh. Deo Dutt Shukla, Lecturer and Sh. Raghu Nandan Pandey, Secretary, Pandit Ram Sunder Shukla Shiksha Aivam Prashikshan Sansthan, Rewa, Madhya Pradesh presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "(i) after obtaining No Objection Certificate from the affiliating University on

20.05.2015 they applied for recognition for B.A. B.Ed. and B.Sc. B.Ed. courses; (ii) WRC carried out inspection of the institution and the Visiting Team recommended grant of recognition to two units, namely, B.A. B.Ed. and B.Sc. B.Ed. (iii) WRC in their meeting held on 01.03.2016 decided to grant recognition for B.A. B.Ed. course and issued recognition order on 03.03.2016 to which a corrigendum was issued on 30.03.2016; (iv) WRC in the same meeting decided to grant recognition for B.A. B.Ed. and B.Sc. B.Ed. courses to some other institution who applied for both the courses, for example, Heeralal Singh Teachers Training College, Rewa (S.No. 10 of the minutes of the WRC meeting of 01.03.2016); and (v) while the appellant fulfilled all the necessary requirements for grant of recognition for B.A. B.Ed. and B.Sc. B.Ed. courses, the WRC discriminated them and without assigning any reason did not grant recognition for B.Sc. B.Ed. course. In the circumstances, the appellant requested that recognition may be granted for B.Sc. B.Ed. course."

AND WHEREAS the Committee noted that (i) the appellant in the affidavit enclosed the copy of the on-line application mentioning that they are seeking recognition for B.A. B.Ed. and B.Sc.B.Ed. courses with an intake of 100; (ii) the inspection team after inspection on 22.2.2016 recommended two units of B.A./B.Sc. B.Ed.; (iii) WRC in their letter of intent dated 3.3.2016 mentioned only one basic unit of B.A.B.Ed.; (iv) on receipt of reply to the LOI, the WRC decided to grant recognition for one unit of B.A. B.Ed. and did not intimate the applicant any reasons for not granting recognition for B.Sc.B.Ed. course. In these circumstances, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to issue a speaking order on the request of the appellant for grant of recognition for B.Sc.B.Ed. course.

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 WRC with a direction to issue a speaking order on the request of the appellant for grant of recognition for B.Sc.B.Ed. course.

NOW THEREFORE, the Council hereby remands back the case of Pandit Ram Sunder Shukla Shiksha Aivam Prashikshan Sansthan, Rewa, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary/Correspondent, Pandit Ram Sunder Shukla Shiksha Aivam Prashikshan Sansthan, Pahariya Village – Pahariya, Post – Raura, Tehsil – Raipur, Karchuliyan, Rewa, Madhya Pradesh – 486114.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**



F.No.89-566/2016 Appeal/14th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 02/12/16

ORDER

WHEREAS the appeal of Shahid Captain Vijai Pratap Singh Mahavidyalaya, Chandauli, Uttar Pradesh dated 08/09/2016 is against the Order No. NRC/NCTE/NRCAPP-7932/244th Meeting/2015/129366-70 dated 19/11/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not submitted compliance / documents as required in Show Cause Notice issued by NRC, NCTE."

AND WHEREAS the appellant aggrieved by the order of the NRC filed a Writ Petition C. No. 7704 of 2016 before the Hon'ble High Court of Allahabad and the Hon'ble High Court in their order dt. 1.03.2016 disposed of the petition relegating the petitioners to avail the alternative remedy of filing appeal under Section 18 of the NCTE Act, 1993 and directed the appellate authority to dispose of the appeal within next three weeks if the appeal is filed within one week from 1.03.2016. The appellant again filed a Civil Misc. (Time Extension) Application No. 177308 of 2016 before the Hon'ble High Court and the Hon'ble High Court in their order dt. 02.09.2016 extended the time for filing an appeal by a further one week from that day. The appellant filed the appeal on 08.09.2016.

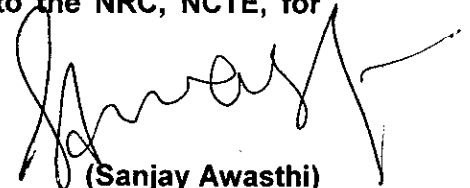
AND WHEREAS Sh. J.P. Singh, Manager, Shahid Captain Vijai Pratap Singh Mahavidyalaya, Chandauli, Uttar Pradesh presented the case of the appellant institution on 27/10/2016. In the appeal and during personal presentation it was submitted that "NRC in its 241th meeting held on 3-7 August, 2015 decided the VT be constituted for re-inspection of the institution after receipt of fee of Rs. 1.50 lacs as a inspection fees. Their college has not received this information by post from NRC, NCTE till date and as such inspection fee of Rs. 1.5 lacs could not be sent/deposited to NRC NCTE in time. Hence, NRC NCTE refused recognition in its 244th meeting. The appellant requested that they may be ordered to deposit of Rs.

1.5 lakhs with N.R.C. for re-inspection of their institution. In a letter dt. 27.10.2016 the appellant submitted that they are prepared to deposit of Rs. 1.5 lakhs for re-inspection.

AND WHEREAS the Committee considering the circumstances of the case, concluded that the matter deserved to be remanded to the NRC with a direction to conduct a re-inspection of the institution on payment of Rs.1.5 lakhs. The appellant is directed to deposit Rs.1.5 lakhs with the NRC within 15 days of receipt of orders on the appeal:

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC with a direction to conduct a re-inspection of the institution on payment of Rs.1.5 lakhs. The appellant is directed to deposit Rs.1.5 lakhs with the NRC within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shahid Captain Vijai Pratap Singh Mahavidyalaya, Chandauli, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Shahid Captain Vijai Pratap Singh Mahavidyalaya, 333, 334, 335, (Partly), Awajapur, Chandauli, Uttar Pradesh – 232108.**
- 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.89-332/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Ranchi College, Morhabadi, Ranchi, Jharkhand dated 30/05/2016 is against the Order No. ERC/7-208.8.43/B.P.Ed./ERCAPP3469/2016/45072 dated 01/04/2016 of the Eastern Regional Committee, refusing recognition for conducting B.P.Ed. course on the grounds that "1) Show cause notice was issued on 09/02/2016 on the following grounds. a) The building plan indicating the demarcated land area, built up area and duly approved by any Govt. Engineer/University Engineer not submitted. b) Affidavit in the prescribed form on Rs. 100/- stamp paper indicating details of land not submitted. 2) No reply from the institution received till date and stipulated time has been over. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3469 of the institution regarding recognition for B.P.Ed. is refused under section 15(3)(b) of NCTE Act 1993."

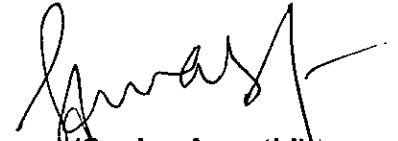
AND WHEREAS Ranchi College, Morhabadi, Ranchi, Jharkhand was asked to present the case of the appellant institution on 22/07/2016 but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Umesh Chandra Mehta, Principal, Ranchi College, Morhabadi, Ranchi, Jharkhand presented the case of the appellant institution on 27.10.2016 i.e. the second opportunity granted to them. In the appeal and during personal presentation it is submitted that "the show cause notice dt. 09.02.2016 was not received by them. The appellant has now submitted a copy of the building plan approved by Junior Engineer (Civil), Ranchi University, Ranchi and an affidavit on Rs. 500 stamp paper giving the land details."

AND WHEREAS the Committee, noting the submissions of the appellant, concluded that the matter deserved to be remanded to the ERC with a direction to re-issue the Show Cause Notice to the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to send their reply to the Show Cause Notice within 15 days of its receipt from ERC.

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 with a direction to re-issue the Show Cause Notice to the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to send their reply to the Show Cause Notice within 15 days of its receipt from ERC.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Principal, Ranchi College, 501, Kashar-E- Hind, Morhabadi, Ranchi, Jharkhand – 834008.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shaṣtri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.



F.No.89-337/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal dated 08/06/2016 is against the Order No. ER/7-214.8.35/ERCAPP3677/(D.El.Ed.)/2016/47049 dated 07/06/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show cause notice was issued on 09/02/2016 on the following grounds: (i) The institution has submitted two applications simultaneously i.e. one for B.Ed. and another for D.El.Ed. (ii) The built-up area for B.Ed. plus D.El.Ed. required is 3000 sq. mts. (iii) In the submitted building plan, the total built up area is not indicated. The institution is required to submit the building plan indicating the total land area & total built up area etc. duly approved by the Govt. civil authority. b. In response to show cause notice, the institution submitted its reply dated 24/02/2016 along with two building plans which indicate that the built up area is 2867.3 sq. mts. (2322.5 + 544.8) which is less than required for B.Ed. + D.El.Ed. Programme. Both the building plan and building completion certificate are not signed by any Govt. Engineer. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3677 of the institution regarding recognition for D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Md. Abdur Rob, Secretary and Sh. Gajendra Pathak, Member, Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal presented the case of the appellant institution on 22/07/2016. In the appeal and during personal presentation it was submitted that "The applicant trust, namely, Abdun Rob Welfare and Education Trust, submitted its online applications in the name of Yeaqub Ali B.Ed. College for grant of recognition for the academic session 2016-17 on 27/06/2015 for D.El.Ed. Programme (ERCAPP3677) and for B.Ed. programme (ERCAPP3674) with annual intake 100 (two basic units) each as a composite

institute. The applicant trust, dispatched both the hard copy printout of the online applications for D.El.Ed. (ERCAPP3677) and B.Ed. (ERCAPP3674) along with all relevant documents and an application fee of Rs. 1,50,000/- for each programme by demand draft, which had already been reflected in the online application form, on 29/06/2015 by local courier, which was received by the ERC, NCTE office on the same date (i.e. 29/06/2015). The applicant trust, before submitting online application was in possession of 131.50 decimal of land in the name of institution "Yeaqub Ali B.Ed. College" and 144.36 decimal of land in the name of the managing body "Abdur Rob Welfare & Education Trust", (total $131.50+144.36=275.86$ decimal of land) which satisfied the norms for composite institution as per NCTE, Regulations 2014. The applicant trust, at present is in possession of 4256.64 sq. mts. of built up area in the name of institution "Yeaqub Ali B.Ed. College" under the managing body "Abdur Rob Welfare & Education Trust", (total $2322.54+544.8+1389.3=4256.64$ sq. mts. of built up area) which satisfied the norms for composite institution as per NCTE Regulations 2014. The applicant trust obtained NOC from W.B.B.P.E. and the University of Calcutta in the name of the institution "Yeaqub Ali B.Ed. College" and all other relevant documents including building plan is in favour of the institution/trust. The applicant trust, in its reply dated 24/02/2016 and 12/05/2016 against Show Cause Notice vide proceedings of 202nd meeting held on 18th – 23rd January 2016 by ERC, NCTE, Bhubaneswar, submitted its written submission alongwith explanation of its stance/documentation and also prayed for consideration of the application. The applications for D.El.Ed. (ERCAPP3677) and B.Ed. (ERCAPP3674) are complete in all respects. However, gradually increasing built up area may be misunderstood and the application mishandled by the ERC, NCTE. Thus both the applications can't be considered and rejected by the ERC, NCTE. ERC, NCTE rejected the application (ERCAPP3677) for D.El.Ed. programme without considering the facts of the applicant Trust/Institution despite passing of 11 months (approx.) from the receipt of the hard copies of the online application (29/06/2015) to issuance of rejection order (07/06/2016)." The appellant requested that the case may be reconsidered and remanded back to the E.R.C. for further processing of the application.

AND WHEREAS the appellant, in the course of presentation, submitted a letter dt. 22.07.2016, requesting another opportunity to present their case as they have not submitted all the required documents. The Committee acceded to the request and

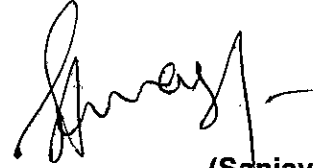
decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Md. Abdur Rob, Secretary and Sh. Gajendra Pathak, Member, Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal Presented the case of the appellant institution on 27.10.2016, i.e. the second opportunity granted to them. The appellant, with their letter dt. 23.08.2016, submitted copies of three building plans, indicating the built up area approved by Sub – Assistant Engineer, South 24 Parganas, Zilla, Parishad and also copies of three building completion certificates, approved by the same Engineer. The building completion certificates showed a total built up area of 4256.64 sq.mts. The appellant also submitted a copy of the site plan approved by the Sub-Asst. Engineer.

AND WHEREAS the Committee noted that the grounds of refusal related to building plans and building completion certificates. Since the appellant submitted the requisite documents, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution and take further necessary action as per the NCTE Regulations, 2014. The appellant is directed to submit all the necessary documents to the ERC within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to conduct an inspection of the institution and take further necessary action as per the NCTE Regulations, 2014. The appellant is directed to submit all the necessary documents to the ERC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Yeaqub Ali B.Ed. College, Plot No.-RS 61, 547, 59, 60, 80, Village – Hayat Nagar, Rajarhat, PO – Sirakole, Police Station – Usthi Sirakole, South 24 Parganas, West Bengal – 743513.**
- 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.89-338/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal dated 08/06/2016 is against the Order No. ER/7-214.8.36/ERCAPP3674/(B.Ed.)/2016/47048 dated 07/06/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 09/02/2016 on the following grounds: (i) The institution has submitted two applications simultaneously i.e. one for B.Ed. and another for D.El.Ed. (ii) The built-up area for B.Ed. plus D.El.Ed. required is 3000 sq. mts. (iii) In the submitted building plan, the total built up area is not indicated. The institution is required to submit the building plan indicating the total land area & total built up area etc. duly approved by the Govt. civil authority. b. In response to show cause notice, the institution submitted its reply dated 24/02/2016 along with two building plans which indicate that the built up area is 2867.3 sq. mts. (2322.5 + 544.8) which is less than required for B.Ed. + D.El.Ed. programme. Both the building plan and building completion certificate are not signed by any Govt. Engineer. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3674 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Md. Abdur Rob, Secretary and Sh. Gajendra Pathak, Member, Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal presented the case of the appellant institution on 22/07/2016. In the appeal and during personal presentation it was submitted that "the applicant trust, namely, Abdur Rob Welfare and Education Trust submitted its online applications in the name of Yeakub Ali B.Ed. College for grant of recognition for the academic session 2016-17 on 27/06/2015 for D.El.Ed. Programme (ERCAPP3677) and for B.Ed. programme (ERCAPP3674) with annual intake 100 (two basic units) each as a composite institute. The applicant trust, dispatched both the hard copy printout of the online applications for D.El.Ed. (ERCAPP3677) and B.Ed. (ERCAPP3674) along with all relevant documents and an

application fee of Rs. 1,50,000/- for each programme by demand draft, which had already been reflected in the online application form, on 29/06/2015 by local courier, which was received by the ERC NCTE office on the same date (i.e. 29/06/2015). The applicant trust, before submitting online application was in possession of 131.50 decimal of land in the name of institution "Yeaqub Ali B.Ed. College" and 144.36 decimal of land in the name of the managing body "Abdur Rob Welfare & Education Trust", (total $131.50+144.36=275.86$ decimal of land) which satisfied the norms for composite institution as per NCTE, Regulations 2014. The applicant trust, at present is in possession of 4256.64 sq. mts. of built up area in the name of institution "Yeaqub Ali B.Ed. College" under the managing body "Abdur Rob Welfare & Education Trust", (total $2322.54+544.8+1389.3=4256.64$ sq. mts. of built up area) which satisfied the norms for composite institution as per NCTE Regulations 2014. The applicant trust obtained NOC from W.B.B.P.E. and the University of Calcutta in the name of the institution "Yeaqub Ali B.Ed. College" and all other relevant documents including building plan is in favour of the institution/trust. The applicant trust, in its reply dated 24/02/2016 and 12/05/2016 against Show Cause Notice vide proceedings of 202nd meeting held on 18th – 23rd January 2016 by ERC, NCTE, Bhubaneswar, submitted its written submission alongwith explanation of its stance/documentation and also prayed for consideration of the application. The applications for D.El.Ed. (ERCAPP3677) and B.Ed. (ERCAPP3674) are complete in all respects. However, gradually increasing built up area may be misunderstood and the application mishandled by the ERC, NCTE. Thus both the applications can't be considered and rejected by the ERC, NCTE. ERC, NCTE rejected the application (ERCAPP3674) for B.Ed. programme without considering the facts of the applicant Trust/Institution despite passing of 11 months (approx.) from the receipt of the hard copies of the online application (29/06/2015) to issuance of rejection order (07/06/2016)." The appellant requested that the case may be re-considered and remanded back to the E.R.C. for further processing of the application.

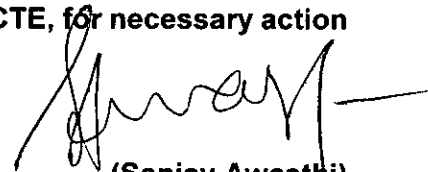
AND WHEREAS the appellant, in the course of presentation, submitted a letter dt. 22.07.2016, requesting another opportunity to present their case, as they have not submitted all the required documents. The Committee acceded to the request and decided to give the appellant another opportunity, i.e. the second opportunity to present their case.

AND WHEREAS Md. Abdur Rob, Secretary and Sh. Gajendra Pathak, Member presented the case of the appellant institution on 27.10.2016 i.e. the second opportunity granted to them. The appellant with their letter dt. 23.08.2016, submitted copies of three building plans indicating built up area approved by Sub-Assistant Engineer, South 24 Parganas, Zilla Parishad Barasat and also copies of three building completion certificates approved by the same Engineer. The building completion certificates showed a total build up area of 4256.64 sq. mts. The appellant also submitted a copy of the site plan approved by the Sub-Assistant Engineer.

AND WHEREAS the Committee noted that the grounds of refusal related to building plans and building completion certificates. Since the appellant submitted the requisite documents, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct an inspection of the institution and take further necessary action as per the NCTE Regulations, 2014. The appellant is directed to submit all the necessary documents to the ERC within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to conduct an inspection of the institution and take further necessary action as per the NCTE Regulations, 2014. The appellant is directed to submit all the necessary documents to the ERC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Yeaqub Ali B.Ed. College, South 24 Parganas, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Yeaqub Ali B.Ed. College, Plot No.-RS 61, 547, 59, 60, 80, Village – Hayat Nagar, Rajarhat, PO – Sirakole, Police Station – Usthi Sirakole, South 24 Parganas, West Bengal – 743513.
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.



F.No.89-345/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Syana Degree College, Ghansoorpur, Bulandshahar, U.P. dated 16/06/2016 is against the Order No. NRC/NCTE/NRCAPP-13952/Emergency Meeting/2016/149497 dated 27/05/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The reply of the show cause notice dt. 01/05/2016 submitted by the institution was received by the NRC, NCTE on 02/05/2016. This reply reveals that "the total built-up area is only 3406.50 sq. mts. which is less than the built-up area required to run the already existing and proposed courses."

AND WHEREAS Syana Degree College, Ghansoorpur, Bulandshahar, U.P. was asked to present the case of the appellant institution on 23/07/2016 but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

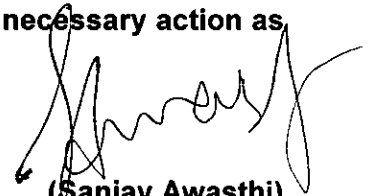
AND WHEREAS Sh. Ujlesh Kumar, Secretary and Sh. Nripendra Kumar, Representative, Syana Degree College, Ghansoorpur, Bulandshahar, U.P. presented the case of the appellant institution on 27.10.2016 i.e. the second opportunity granted to them. In the appeal and personal presentation it is submitted that they are running B.Ed. course with an intake of 100 students (two units) and applied for D.El.Ed. course (two units). They have already intimated N.R.C. for withdrawal of one unit of B.Ed. (50 students) and getting approval for one unit of D.El.Ed. course. The appellant further submitted that for one unit each of B.Ed. and D.El.Ed., they will be fulfilling the required condition of built up area as per NCTE norms as they have a total built up area of 3406.50 sq. mts. In the course of presentation, the appellant submitted copies of letters dt. 30.05.2016 and 10.06.2016 addressed to the N.R.C. requesting withdrawal of one unit of B.Ed. from two units

for which recognition was granted and seeking recognition for one unit of D.El.Ed. instead of two units applied for.

AND WHEREAS the Committee noting the submissions of the appellant concluded that the matter deserved to be remanded to the NRC with a direction to consider the requests of the appellant with regard to B.Ed. and D.El.Ed. courses and take further action as per the NCTE Regulations. The appellant is directed to re-submit copies of all their letters to the NRC within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC with a direction to consider the requests of the appellant with regard to B.Ed. and D.El.Ed. courses and take further action as per the NCTE Regulations. The appellant is directed to re-submit copies of all their letters to the NRC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Syana Degree College, Ghansoorpur, Bulandshahar, U.P. to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Syana Degree College, 256, 257, 258, ownership, 00, Ghansoo, Ghansoorpur, Bulandshahar, Uttar Pradesh – 203412.
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.89-348/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Kautilya Institute of Teachers Education, Birpara, Boko, Kamrup, Assam dated 14/06/2016 is against the Order No. ERC/7-208.8.59/ERCAPP3437/B.Ed./2015/45229 dated 09/04/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "1. Show cause notice was issued on 11/02/2016 on the following grounds. (i) NOC from the affiliating body/examining body is not submitted. (ii) Neither institution is recognized from NCTE nor applied for more than one course simultaneously. The institution comes under the category of standalone institution. (iii) Any institution desirous of running any teacher education programme must be composite institution as per NCTE Regulation 2014. 2. in response to Show Cause Notice, the institution submitted its reply dated 29/02/2016 without NOC issued from the affiliating/examining body as well as the institution comes under the category of standalone institution which cannot be considered as per NCTE Regulations 2014. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3437 of the institution regarding permission for B.Ed. course is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Kautilya Institute of Teachers Education, Birpara, Boko, Kamrup, Assam was asked to present the case of the appellant institution on 23/07/2016 but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

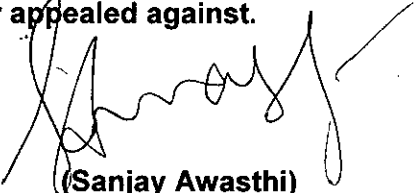
AND WHEREAS Sh. Haren Gogoi, Chairman and Dr. P.J. Handique, Member, Kautilya Institute of Teachers Education, Birpara, Boko, Kamrup, Assam, presented the case of the appellant institution on 27.10.2016 i.e. the second opportunity granted to them. In the appeal and during personal presentation and in a communication dt.

24.10.2016, the appellant submitted that they applied for B.Ed. and D.El.Ed. courses on 30.05.2015 and they have since obtained permission from the Government of Assam and Gauhati University for these courses and thus they have become a composite institution. The appellant requested that they may be allowed to submit a fresh application for D.El.Ed. course and the already submitted D.D. for Rs. 1,50,000/- may be adjusted and if not, they will deposit D.D. for this amount.

AND WHEREAS the Committee noted that the appellant submitted that Gauhati University issued letter of permission dated 26.08.2016. According to the provisions of Clause 5(3) of the NCTE Regulations, 2014, a No Objection Certificate issued by the concerned affiliating body has to be submitted alongwith application. The appellant has not fulfilled this requirement. In these circumstances, the Committee concluded that the ERC was justified in refusing recognition and therefore the order of the ERC deserved to be 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 ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. The Chairman, Kautilya Institute of Teachers Education, DAG 338, Patta 1DAG337, Patta 65, Birpara, Boko Kamrup, Assam – 781123.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



F.No.89-351/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Ashu Kishu Memorial & Rabi Kishu Teachers Training Institute, Dhanbad, Jharkhand dated 31/05/2016 is against the Order No. ER/7209.8.10/ D.El.Ed./ERCAPP3325/2016/45343 dated 12/04/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Additional course on the grounds that "1. Show cause notice was issued on 09/02/2016 on the following grounds: i. The institute is recognized for B.Ed. programme for two units and now applied for D.El.Ed. Addl. Course. ii. As per submitted building plan, the built up area is 529.73 sq. mts. for proposed D.El.Ed. Programme. The Institutions has not submitted the building plan indicating total existing plus proposed built up area. As per NCTE Regulation 2014, the total built up area is defined 3500 sq. mts. for B.Ed. (existing two units) + D.El.Ed. (proposed one unit). The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. iii. NOC for D.El.Ed. programme issued from the Directorate of Primary Education, Govt. of Jharkhand is not submitted. 2. No reply received from institution in response to above show cause notice till date and the stipulated period is over. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3325 of the institution regarding permission for D.El.Ed. (Addl. Course) is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Ashu Kishu Memorial & Rabi Kishu Teachers Training Institute, Dhanbad, Jharkhand was asked to present the case of the appellant institution on 23/07/2016 but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

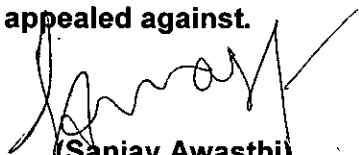
AND WHEREAS Sh. Jay Ram Prasad, Member and Sh. Jagadish Mahato, Secretary Ashu Kishu Memorial & Rabi Kishu Teachers Training Institute, Dhanbad, Jharkhand presented the case of the appellant institution on 27.10.2016 i.e. the second opportunity granted to them. In the appeal and personal presentation it is

submitted that "the total built up area defined for the existing two units of B.Ed. and proposed one unit of D.El.Ed. is 3500 sq. mts. and the NOC from the Directorate of Primary Education, Government of Jharkhand is not submitted. With the appeal the appellant enclosed a building plan approved by JE, Nimdih Block, Saraikela, Khanswan, Jharkhand on 31.05.2016, a building completion certificate dt. 31.05.2016 by the same officer and a copy of the letter dt. 28.05.2016 from District Education Officer, Saraikela, Khanswan addressed to Director, Primary Education, Jharkhand regarding N.O.C. In the course of presentation, the appellant submitted a No Objection Certificate dt. 26.07.2016 issued by the Directorate of Primary Education, Jharkhand."

AND WHEREAS the Committee noted that the refusal of the recognition was on the ground that no reply was submitted to the Show Cause Notice dated 09.02.2016. The appellant has not submitted anything in the appeal about this ground. Further, NOC which is required to be submitted alongwith the copy of the on-line application as per Clause 5(3) of the NCTE Regulations, 2014, was issued only on 26.07.2016. In the circumstances, the Committee concluded that the ERC was justified in refusing recognition and therefore the order of the ERC deserved to be 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 ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC is confirmed.

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


(Sanjay Awasthi)
Member Secretary

1. The Appellant, Ashu Kisku Memorial & Rabi Kisku Teachers Training Institute, Vill.-Thakurkulhi, P.O. – Nagnagar, Dhanbad, Jharkhand – 826004.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.

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F.No.89-178/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Brahaspati Mahila Mahavidyalaya, Kanpur, Kanpur Nagar, Uttar Pradesh dated 03/03/2016 is against the Order No. NRC/NCTE/NRCAPP-3364/246th Meeting/2015/132845 dated 04/01/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. (Additional intake) course on the ground that "the institution has not submitted the list of teaching faculty approved by the affiliating university for increase intake of B.Ed. with response to SCN dated 24/08/2015."

AND WHEREAS Sh. Ratnaker Shukla, Manager, Brahaspati Mahila Mahavidyalaya, Kanpur, Kanpur Nagar, Uttar Pradesh presented the case of the appellant institution on 28/05/2016. In the appeal and during personal presentation it was submitted that "the order of NRC Jaipur is unconstitutional and against law when the institution has already submitted the list of lecturers selected."

AND WHEREAS the Committee noted that in response to the show cause notice dt. 24.08.2015, the appellant in his letter dt. 13.10.2015, informed the N.R.C. that advertisement has been issued inviting applications for the posts of teachers for the additional intake and the process of selection will be completed according to the rules of Chhatrapati Shahu Ji Maharaj University, Kanpur. During the course of presentation, the appellant submitted a letter dt. 28.05.2016. In this letter he requested that he may be given a time of two months to complete the selection of teachers and submit the list of teachers approved by the University for getting recognition for the additional intake.

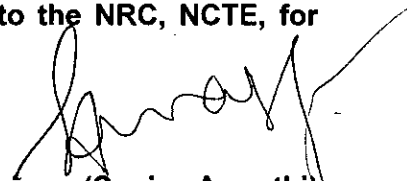
AND WHEREAS the Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present his case on 23.07.2016. The appellant neither appeared before the Committee on the scheduled

day of hearing nor any communication was received in the regard. Appeal Committee decided to give appellant third and final opportunity to present his case. Appellant appeared before the Appeal Committee in its 14th Meeting held on 28.10.2016. Appellant informed the Committee that the affiliating University has conveyed its approval to the appointment of faculty on 09.09.2016 and 22.10.2016. Appellant stated that delay on account of selection and appointment of faculty is due to procedure of the affiliating body.

AND WHEREAS although the delay in getting approval of affiliating body by the appellant institution is not appreciated, yet Appeal Committee is of the view that delay has caused loss of one academic year to the institution itself. The case is remanded back to N.R.C. for consideration of the list of faculty also keeping in view the earlier intake of the programme. Appellant institution is required to submit to N.R.C. a consolidated compliance report on all the points mentioned in the Letter of Intent.

AND WHEREAS after perusal of the memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for consideration of the list of faculty approved by affiliating body and also keeping in view that appellant institution was sanctioned a basic intake of 100 seats in B.Ed. programme earlier. Appellant institution is required to submit to N.R.C. a complete and consolidated compliance report in response to the Letter of Intent within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Brahaspati Mahila Mahavidyalaya, Kanpur, Kanpur Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Brahaspati Mahila Mahavidyalaya, K-50, Kidwai Nagar, Kanpur, Kanpur Nagar, Uttar Pradesh – 208011.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shaṣtri 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.89-193/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Rabindranath Tagore Teacher Training College, Rangareddi Distt. Telangana dated 10/03/2016 is against the Order No. SRO/NCTE/SRCAPP15105/D.El.Ed.-AI/TS/2016-17/80623 dated 22/01/2016 of the Southern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed.-AI course on the grounds that "The reply to the SCN is not satisfactory. They have admitted the deficiency. We cannot wait indefinitely from them to produce the NOC. According to the Regulations it is the responsibility of the applicant to secure and attach the NOC from the affiliating body. That being so, it is decided to reject the application."

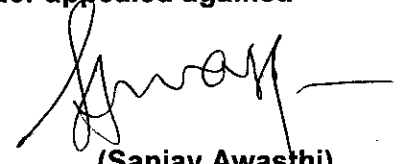
AND WHEREAS Rabindranath Tagore Teacher Training College, Rangareddi Distt. Telangana was asked to present the case of the appellant institution on 28/05/2016 but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case. Sh. Y. Nageswara Rao, the appellant, appeared before the Appeal Committee on 28.10.2016 and stated that "*The appellant institution is a Muslim Minority College and Hon'ble High Court vide its order dated 09.07.2015 has directed to consider our application.*"

AND WHEREAS Appeal Committee noted that after accepting the application dated 30.06.2015 seeking recognition for grant of D.El.Ed. (Additional), Regional Committee issued a Show Cause Notice (SCN) dated 21.10.2015 on grounds of non-submission of N.O.C. issued by affiliating body. Appellant institution failed to submit N.O.C. issued by affiliating body which is required to be submitted under Clause 5(3) of NCTE Regulations, 2014 and is irrespective of the minority status of the institution.

AND WHEREAS Appeal Committee, after considering that the appellant institution was given an opportunity to submit N.O.C. and the appellant has failed to submit document required under Clause 5(3) of the NCTE Regulations, 2014, decided to confirm the refusal order dated 22.01.2016 issued by S.R.C. Bangalore.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 22.01.2016 issued by S.R.C. Bangalore.

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



(Sanjay Awasthi)
Member Secretary

1. **The Chairman, Rabindranath Tagore Teacher Training College, 215. Own, 215, Kummera, Chevella, Rangareddi, Andhra Pradesh – 501503.**
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 Andhra Pradesh, Hyderabad.

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F.No.89-194/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Jaya Prada Institute of Education, Madiyan Udairaj, Rampur, Uttar Pradesh dated 11/03/2016 is against the Order No. NRC/NCTE/NRCAPP-6510/246th Meeting/2015/131948 dated 18/12/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was issued LOI (7(13) but institution did not submit compliance of LOI."

AND WHEREAS Jaya Prada Institute of Education, Madiyan Udairaj, Rampur, Uttar Pradesh was asked to present the case of the appellant institution on 28/05/2016 but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Jaya Prada Institute of Education, Madiyan Udairaj, Rampur, Uttar Pradesh was asked to present the case of the appellant institution on 25.07.2016 i.e. the second opportunity given to them, but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Appeal Committee noted that a notice dated 29.09.2016 was issued to appellant institution intimating the date of hearing and also asking them to revalidate the demand draft of Rs. 25000/- paid as appeal fee.

AND WHEREAS Appeal Committee further noted that neither the appellant appeared before the Committee on all three opportunities given, nor any communication was received from their side.

AND WHEREAS Appeal Committee noted that Letter of Intent dated 31.05.2015 was issued to appellant institution seeking compliance on certain points including appointment of faculty with the approval of affiliating body. Committee further noted that a Show Cause Notice (SCN) dated 13.08.2015 was issued to appellant institution on the ground that 'the institution has not submitted reply to

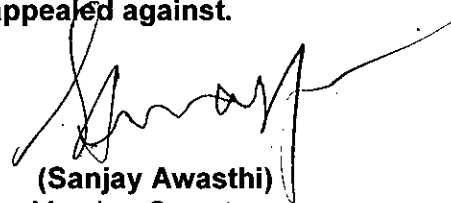
L.O.I.'. Appeal Committee noted that Chairman of Trust had addressed a letter dated 22.10.2015 to N.R.C. seeking one month extension for submitting files to N.R.C. The impugned refusal order dated 18.12.2015 was made after the time asked for by the Chairman of applicant Trust was over.

AND WHEREAS Appeal Committee, noted that appellant in its appeal memoranda has stated that a compliance letter dated 03/03/2016 was submitted. The relevant file of N.R.C. does not contain any such letter. Since the appellant has not appeared before the Appeal Committee, the statement made in the appeal memoranda could not be confirmed. By not appearing before the Appeal Committee despite repeated opportunities having been given on 28.05.2016, 25.07.2016 and 28.10.2016, the appellant's right to seek redressal through appeal mode is forfeited.'

AND WHEREAS having considered that appellant has not appeared before the Appeal Committee on all three occasions 28.05.2016, 25.07.2016 and 28.10.2016) and has also not been able to submit evidence of having sent a compliance report to L.O.I., Appeal Committee decided to confirm the refusal order dated 18.12.2015 issued by N.R.C., Jaipur.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to confirm refusal order dated 18.12.2015 issued by N.R.C., Jaipur.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary/Correspondent, Jaya Prada Institute of Education, 3, 4, Educational 3, 4, Madiyan Udairaj, Rampur, Uttar Pradesh – 261204.**
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.89-195/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of National Teacher Training College, Sangareddy, Medak, Telangana dated 17/03/2016 is against the Order No. SRO/NCTE/SRCAPP14987/D.El.Ed.-AI/TS/2016-17/79032 dated 22/12/2015 of the Southern Regional Committee, refusing recognition for conducting D.El.Ed. course on the ground that "reply is not satisfactory."

AND WHEREAS National Teacher Training College, Sangareddy, Medak, Telangana was asked to present the case of the appellant institution on 28/05/2016 and 25.07.2016 but nobody appeared. The Committee decided to give the appellant third and final opportunity to present their case. Sh. Y. Nageshwara Rao, appeared before the Appeal Committee on 28.10.2016 and stated that "*the appellant institution is a Muslim Minority College and Hon'ble High Court vide its order dated 09.07.2015 has directed to consider our applications.*"

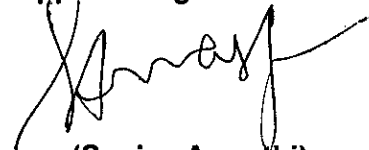
AND WHEREAS Appeal Committee noted that after accepting the application dated 30.06.2015 seeking recognition for conducting D.El.Ed. (Addl.) programme, Regional Committee issued a Show Cause Notice dated 21.10.2015 on grounds of non submission of N.O.C. issued by affiliating body. Appeal Committee, noted that appellant institution failed to submit N.O.C. issued by affiliating body and instead submitted copy of directions issued by High Court of Judicature at Hyderabad which reads as follows:

"Pending further orders, petitioners are at liberty to make their online application for the NCTE in terms of notification already issued by NCTE, and if an application is made, NCTE shall consider the same on its merits. This order would ensure to the benefit of the petitioners, provided they made application within time."

AND WHEREAS Appeal Committee is of the view that by virtue of the above order, applicant was able to get its application accepted and processed by the Regional Committee. It was incumbent on the applicant to have submitted N.O.C. issued by affiliating body as required under Clause 5(3) of the NCTE Regulations, 2014. Therefore, Appeal Committee decided to confirm the refusal order dated 22.12.2015.

AND WHEREAS after perusal of the memoranda of appeal, affidavit, documents on record and oral arguments advanced during the hearing, appeal committee concluded to confirm the refusal order dated 22.12.2015.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, National Teacher Training College, 142, and 143, Islamia Educational Society, 142 and 143, Munnidevunipally, Sangareddy, Medak, Andhra Pradesh – 502295.**
- 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 Andhra Pradesh, Hyderabad.**



F.No.89-204/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Meera Devi Educational Society, Kachua P.O. Pichore, District Shivpuri, Madhya Pradesh dated 28/03/2016 is against the Order No. WRC/APP-NIL/223/245th/2016/162295 dated 03/03/2016 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the ground that "The institution has not submitted the processing fee till date. Hence, the application is summarily rejected."

AND WHEREAS Sh. Ravi Bhatia, President, Meera Devi Educational Society, Kachua P.O. Pichore, District Shivpuri, Madhya Pradesh presented the case of the appellant institution on 30/05/2016. In the appeal and during personal presentation it was submitted that "they had applied online for the academic session 2016-17 on 07/04/2015. The hard copy with DD for Rs. 1, 50,000/- with all necessary documents was submitted in WRC, NCTE office on 20/04/2015 by Indian Speed Post No. EH6376902171N (copy enclosed)."

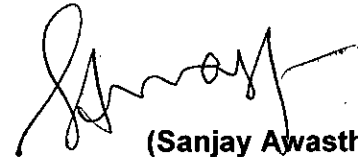
AND WHEREAS in the course of presentation, the appellant gave a letter in which he has stated that they have not received the demand draft submitted alongwith the application either from the NCTE or their Regional Office and they are tracing the same from the Bank. In these circumstances, the appellant requested one more opportunity. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Meera Devi Educational Society, Kachna, P.O. Pichore, Distt. Shivpuri, Madhya Pradesh was asked to present the case of the appellant institution on 25.07.2016 i.e. the second opportunity given to them, but nobody from that institution appeared. The appellant, (Sh. Ravi Bhatia) appeared before the Appeal Committee on 28.10.2016 but could not submit any evidence of depositing the

application processing fee. Appeal Committee, therefore, decided to confirm the refusal letter dated 03/03/2016 issued by W.R.C., Bhopal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral evidence advanced during the hearing, Appeal Committee concluded to confirm the refusal letter dated 03/03/2016.

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, Meera Devi Educational Society, Plot No. 306, Street Pichore Dinara Road, Village – Kachua PO-Pichore District Shivpuri, Madhya Pradesh - 493995.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-226/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Mata Kisamati Mahila Mahavidyalaya, Jaitpura, Ghazipur, Uttar Pradesh dated 12/04/2016 is against the Order No. NRC/NCTE/NRCAPP-3470/247th Meeting/2015/139448 dated 18/02/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution was given L.O.I. vide letter dt. 27.04.2015. Institution did not submit reply of L.O.I. Accordingly, institution was issued show cause notice vide letter dt. 12.08.2015. Institution did not submit reply to show cause notice. Hence application of the institution is rejected and recognition is refused."

AND WHEREAS Mata Kisamati Mahila Mahavidyalaya, Jaitpura, Ghazipur, Uttar Pradesh was asked to present the case of the appellant institution on 30/05/2016 but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Mata Kisamati Mahila Mahavidyalaya, Jaitpura, Ghazipur, Uttar Pradesh was asked to present the case of the appellant institution on 25.07.2016 i.e. the second opportunity given to them, but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

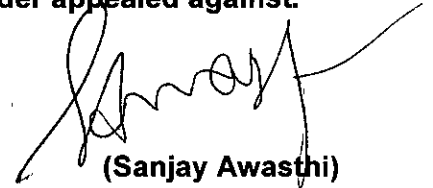
AND WHEREAS Sh. Arun Kumar Yadav, Management Committee and Sh. Avdesh Yadav, Member, Managing Committee of the appellant institution appeared before Appeal Committee on 28.10.2016. Appeal Committee noted that the impugned order dated 18.02.2016 is on the ground that appellant 'institution has not submitted reply of Letter of Intent' dated 27.04.2015. Appeal Committee further noted that appellant neither in the appeal memoranda has mentioned any reason for not sending reply to L.O.I. nor in his deposition made before Appeal Committee

made any statement to their regard. Despite refusal order dated 18.02.2016 having been received, Appellant obviously seemed to be unaware of the reasons of refusal. The appellant has also availed all the three opportunities given to it for making oral presentation before the Committee and has not submitted compliance report in response to L.O.I. dated 27.04.2015.

AND WHEREAS appellant has failed to make representation on valid grounds of refusal. Therefore, Appeal Committee decided to confirm the refusal order dated 18.02.2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 18.02.2016 issued by N.R.C., Jaipur.

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



(Sanjay Awasthi)
Member Secretary

1. The Manager, Mata Kisamati Mahila Mahavidyalaya, Jaitpura, Ghazipur, Uttar Pradesh – 233001.
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.89-366/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Shaheed Narendra Singh College of Education, Jaora, Ratlam, Madhya Pradesh dated 30.06.2016 is against the Order No. WRC/APW00676/ 223207/254th/2016/169923 dated 21/06/2016 of the Western Regional Committee, reducing recognition for conducting B.Ed. (Co-Ed.) course from 2 units to one unit on the grounds that "The institution was asked to submit the building completion certificate by a PWD Engineer and originally approved list of staff. As per revised order dt. 31/05/2015 issued, for an intake of 100 students (2 basic units of 50 each), the institution was required to submit a list of one Principal and 15 faculty members. However, the institution submitted a list of only one Principal and 7 faculty members. Further 29th of February 2016 was the deadline for submission of the approved staff list, as per intake in the revised order. Hence, the committee decided that the intake of the institution be reduced to one unit of 50 students from the session 2016-17."

AND WHEREAS No one from, Shaheed Narendra Singh College of Education, Jaora, Ratlam, Madhya Pradesh appeared on behalf of appellant institution on 26/08/2016. In the appeal memorandum it is submitted that "According to Section (code 28), selection of Principal was held on 26/10/2015 and selection of 7 lecturer's was held on 26/12/2015 through selection committee of Vikram University, Ujjain. After the completion of first phase, selection of remaining 9 lecturer's through selection committee of Vikram University, Ujjain was held on 07/05/2016. The details of the lecturer's selected by the committee was received on date 08/06/2016 and same was submitted to (NCTE, WRC, Bhopal) on 09/06/2016. As per NCTE's format, the list of selected lecturer's which is approved by Registrar of Vikram University, Ujjain, received by our institute on date 29/06/2016. As per the NCTE order letter No. WRC/APW00676/223207/254th/2016/169923 dated 21/06/2016 unit of 50 seats

out of 100 seats is reduced. As per the details, we would request to you please increase the intake unit of 50 seats which is reduced by NCTE, WRC, Bhopal."

AND WHEREAS Sh. Mahesh Kumar Sharma, Principal and Sh. Mahendra Gokhru, Secretary of the appellant society appeared before the Appeal Committee on 28.10.2016 and submitted that institution is conducting B.Ed. and D.El.Ed. programmes since 2004 and 2006 respectively.

AND WHEREAS Appeal Committee noted that impugned order dated 21.06.2016 by which the sanctioned intake of B.Ed. programme was reduced from 100 seats to 50 seats is on the ground that appellant institution had failed to comply with :-

- (i) Submission of a Building Completion Certificate (B.C.C.) signed by P.W.D. Engineer.
- (ii) Submission of original approved list of faculty before 30.05.2016.

The above deficiencies were intimated to the appellant institution by issuing a Show Cause Notice and subsequently seeking clarification through a letter dated 21.03.2016. The reply dated 12.04.2016 submitted by the appellant institution was considered by W.R.C. in its 252nd Meeting held on 09.05.2016 and appellant institution was given another opportunity to reply to the letter dt. 18/05/2016 of N.R.C. before 30.05.2016. Appeal Committee further observed that appellant's letter dated 26.05.2016 was received in the office of W.R.C. on 31.05.2016. Appellant institution vide its letter dated 31.05.2016 submitted to W.R.C. a certificate dated 26.05.2016 issued by Sub Engineer P.W.A. verifying the size of four classrooms. The list of faculty submitted by appellant institution however, included the name of one Principal and seven Lecturers which was not considered to be adequate for running 2 units of B.Ed. programme of two year durations.

AND WHEREAS appellant during the course of appeal presentation on 28.10.2016 stated that a revised list containing the names of additional nine faculty members approved by affiliating body was sent to W.R.C., Bhopal on 09.06.2016. This letter dated 09.06.2016 stated to have been submitted to W.R.C. Bhopal is not found placed on relevant file of W.R.C. The appellant submitted a copy of this letter

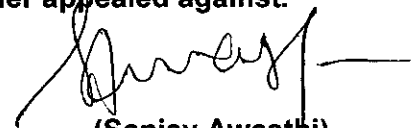
which is neither found acknowledged by the office of W.R.C. nor any evidence was furnished by the appellant that above communication was sent by post.

AND WHEREAS Appeal Committee considered the facts narrated by appellant institution in light of the observations made by the Visiting Team in its inspection report dated 06.01.2015. In the inspection report it is categorically mentioned that 'Faculty is woefully inadequate.' Responsibility therefore, rested with the Regional Committee to ensure before the commencement of academic year 2016-17 that B.Ed. programme is properly conducted with adequate number of faculty. The reduction in the intake of students (from 2 units to one unit) from the academic session 2016-17 was therefore a justifiable decision as the appellant could not submit evidence of having appointed the required number of faculty before the cut-off date. W.R.C. is however, at liberty to consider the list of faculty if submitted to it by the appellant for next academic year.

AND WHEREAS Appeal Committee decided to confirm the order dated 21.06.2016 reducing the intake in B.Ed. programme from two units to one unit being conducted by the appellant institution.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the order dated 21.06.2016 reducing the intake in B.Ed. programme from two units to one unit being conducted by Shaheed Narendra Singh College, Ratlam.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shaheed Narendra Singh College of Education, 1/289, Bharat Nagar, Bannakheda Road,, Jaora, Ratlam, Madhya Pradesh – 457226.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-388/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Institute of Education and Research, Barabanki, Uttar Pradesh dated 01/07/2016 is against the Order No. NRC/NCTE/Recognition/B.Ed./2016/147695-7783 dated 02/05/2016 of the Northern Regional Committee, "granting recognition for conducting B.Ed. course with one unit of 50 students. The appellant wants recognition for two units (100 students)."

AND WHEREAS Dr. Ritu Chandra, Principal and Ms. Sharda Angirish, Chief Coordinator and Ms. Ritu Chandra, Principal presented the case of appellant institution on 28.10.2016. In the appeal memoranda and during personal presentation it was submitted that "(i) Application for 2 basic units or 100 seats submitted. (ii) Inspection & verification of infrastructure for 100 seats by Visiting Committee. (iii) Apart from 1 Principal, 16 faculty members shortlisted; but list of only 09 faculty members (req. for 1 year) submitted to NCTE. (iv) Misunderstanding in requirement of teachers for 100 seats (2 basic units). Hence, recruitment of 7 more faculties (shortlisted earlier) carried out to make the total strength of 16. (v) Sanction may be accorded for 100 seats."

AND WHEREAS Appeal Committee noted that appellant institution submitted application seeking recognition for conducting B.Ed. programme with an intake of 100 seats as mentioned in the affidavit enclosed with application. Appeal Committee further noted that L.O.I. dated 16.02.2016 issued to appellant institution made a mention that institution can be given two units of B.Ed. programme. The affidavit dated 20.01.2016 submitted by appellant institution after grant of L.O.I. also mentions the intake applied for as 100.

AND WHEREAS Appeal Committee noted as per Norms and Standards for B.Ed. programme (Appendix-4, NCTE Regulations, 2014) for an intake of two basic units of 50 students each, i.e. total strength of 200, there shall be 16 full time faculty

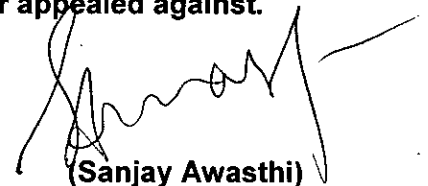
members. If the student strength for two years is one hundred (with one basic unit) only, the number of faculty shall be reduced to 8.

AND WHEREAS Appeal Committee noted that appellant institution submitted a list of nine faculty members and one Principal. The appellant specifically did not state that it undertakes to recruit and appoint more faculty adequate to conduct the programme with two units before commencement of the second year. As the number of faculty submitted alongwith compliance of L.O.I. was for one unit, recognition was accordingly granted for one unit.

AND WHEREAS Appeal Committee having considered the facts of the case, decided to confirm the recognition for one unit of B.Ed. programme for the academic session 2016-17 issued vide consolidated order dated 02/05/2016 (serial no. 2).

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the grant of recognition for one unit of B.Ed. programme to appellant institution.

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



(Sanjay Awasthi)
Member Secretary

1. The Managing Trustee, Institute of Education and Research, SRMU Campus, Lucknow-Deva Road, Barabanki, 46, 47 & 76, NA, 46, 47 & 76, Hadauri, Barabanki, Uttar Pradesh – 225003.
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.89-390/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

AND WHEREAS the appeal of Heritage College of Education, Bagnan, Howrah, West Bengal dated 01/07/2016 is against the Order No. ER-213.6.(i).368/ERCAPP2952/D.El.Ed. /2016/46229 dated 02/05/2016 of the Eastern Regional Committee, "granting recognition for conducting D.El.Ed. course with an intake of 50 (one basic unit). The appellant wants recognition for two basic units."

AND WHEREAS Sh. Monirul Islam and Sh. Arabinda Haldar, Governing Body Members, Heritage College of Education, Bagnan, Howrah, West Bengal appeared on behalf of the appellant institution on 28/10/2016 and submitted that "Despite fulfilling all criteria as per NCTE norms, recognition for two units was not granted and only one basic unit was given."

AND WHEREAS Appeal Committee noted that appellant institution made an application dated 29.05.2015 seeking recognition for conducting two units of D.El.Ed. programme (Intake applied for mentioned in the affidavit enclosed with the application). Appeal Committee further noted that inspection of the institution was conducted on 22.02.2016 for a proposed intake of two units. In the Letter of Intent (L.O.I.) dated 03/03/2016, the institution was asked to exercise its option for one or two units. Appeal Committee also noted that appellant institution submitted to ERC a compliance report on 01/05/2016 expressing its willingness for an intake of 100 seats (2 units) which was duly supported by a list of one H.O.D. and 15 faculty members approved by the affiliating body i.e. West Bengal Board of Primary Education.

AND WHEREAS Appeal Committee noted that decision of E.R.C. taken in its 213rd Meeting held on 29-30 April, 2015 (serial no. 403) granting permission for only

one unit without assigning any reasons as to why two units as applied for are not permitted is not sustainable.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to E.R.C. Bhubaneswar for issuing a Show Cause Notice to the institution stating reasons for not granting two units.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C. for issuing a Show Cause Notice to the institution stating reasons for not granting two units.

NOW THEREFORE, the Council hereby remands back the case of Heritage College of Education, Bagnan, Howrah, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Heritage College of Education, 3099, 3100, Mouza Rabibhag, JL92, Bastu, Rabighag, Bagnan Howrah, West Bengal – 711312.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-391/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of A.Y.T. Teachers Training College, Guthani, Siwan, Bihar dated 04/07/2016 is against the Order No. ERC/214.8.65/ERCAPP2587/D.El.Ed. (Addl. Course)/2016/47076 dated 08/06/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Additional course) on the grounds that "a. Show cause notice was issued on 15/01/2016 on the following grounds: (i) As per submitted building plan, the total built up area is 1526.14 sq. mts. which is less than the required 3000 sq. mts. stipulated for B.Ed. plus D.El.Ed. Programme in the NCTE Regulation 2014 and. (ii) Building plan is not approved by any Govt. Engineer. b. In response to show cause notice, the institution submitted its reply dated 17/03/2016, which is not satisfactory. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP2587 of the institution regarding permission for D.El.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Yugul Kishor Nath Tiwari, Manager, A.Y.T. Teachers Training College, Guthani, Siwan, Bihar appeared before the Appeal Committee on 28.10.2016. In the appeal memoranda and oral submission, appellant stated that "(a) ERC has misread the approved building plan submitted with the application form dt. 27/05/2015 (Annexure A/1) which clearly mentioned that the built up area of the college was 3062 sq. mts. (GF 988.01 sq. mts., FF 988.01 sq. mts., SF 988.01 sq. mts. and TF 97.58 sq. mts.) it appears that the open area (1526.14 sq. mts.) was misread as built up area. (b) Requirement in Clause 7(7) and 8(7) of NCTE Regulations 2014 is that "the building completion certificate issued by the competent civil authority. (a) Firstly, the requirement in Clause 7(7) and 8(7) of NCTE Regulations 2014 is that the building plan should be approved by the Competent Civil authority. Competent Civil Authority for approval of building plans in rural areas is Dy. Development Commissioner, District Rural Development Agency. (b) Building

Completion Certificate (Annexure A/1) was approved by the Dy. Development Commissioner, District Rural Development Agency, Siwan after due inspection by the Junior Engineer and the Executive Engineer, Building Division, Siwan as mentioned Annexure A/5. However, just to satisfy the ERC, the appellant had submitted on 07/05/2016 the building plan approved on 19/02/2013 by the Assistant Engineer of the affiliating university (Annexure A/6)."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 15/01/2016 was issued to appellant institution on following two grounds:

- (i) As per submitted building plan, the total built up area is 1526 sq. mets. Which is less than the required 3000 sq. mts. stipulated for B.Ed. plus D.El.Ed. programmes.
- (ii) Building Plan is not approved by Government Engineer.

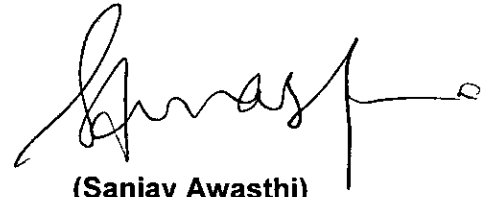
AND WHEREAS appellant submitted a reply dated 07/03/2016 informing E.R.C. that built up area referred to in the S.C.N. is open area and built up area as mentioned in the plan is 3062 sq. meters. Appeal Committee after verifying the building plan submitted by appellant alongwith application found the statement of appellant to be correct and supported by other documents such as affidavit.

AND WHEREAS Appeal Committee further noted that District Rural Development Agency, Siwan had issued a letter dated 27.05.2015 under the signatures of Deputy Development Commissioner that building of A.Y.T. Teacher Training Institute is duly completed as per building map approved. The Deputy Development Commissioner, Siwan had issued a letter dated 27.05.2015 under the signatures of Deputy Development Commissioner that building of A.Y.T. Teacher Training Institute is duly completed as per building map approved. The Deputy Development Commissioner, Siwan has also signed a detailed endorsement on the building plan itself.

AND WHEREAS Appeal Committee noted that E.R.C. has issued refusal order dated 08.06.2016 simply on the reason that reply dated 17.03.2016 is not satisfactory. Appeal Committee decided to reverse the impugned order dated 08.06.2016 on the ground that facts of the case were not well appreciated by E.R.C.

Built up area as per submitted building plan is adequate for conducting 2 units each of B.Ed. and D.El.Ed. and building plan contains endorsement of Deputy Development Commissioner as a token of completion certificate also. Application of the appellant institute should be processed further as per Regulations.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on records and oral arguments advanced during the hearing, Appeal Committee concluded to reverse the refusal order dated 08.06.2014. Application of appellant institution should be processed further as per Regulations.



(Sanjay Awasthi)
Member Secretary

1. **The Manager, A.Y.T. Teachers Training College, 84, 111 & 933, Sareya, Guthani, Siwan, Bihar - 841435.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-393/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Himanshu Singh Shikshan Evom Prashikshan Sansthan, Alipur Mandara, Jakhania, Ghazipur, Uttar Pradesh dated 04/07/2016 is against the Order No. NRC/NCTE/NRCAPP-6132/240th Meeting/2015/119895 dated 03/08/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not submitted reply of SCN dated 04/06/2015 and the institution has not submitted faculty duly approved by the affiliating body, printout of website, joint FDRs."

AND WHEREAS Sh. Inderjit Singh, Manager and Chairman of the Trust for Himanshu Singh Shikshan Evam Parshikshan Sansthan, Ghazipur, Uttar Pradesh presented the case of appellant institution on 28.10.2016. In the appeal memoranda and during personal presentation it was stated that "the letter of intent dated 07/02/2015 was received only on 15/05/2015 and thereafter the appellant started the procedure of the staff and faculty selection. In response to show cause notice, the appellant vide letter dated 04/07/2015 had responded to NRC giving the reasons and sought 30 days' time for appointment of staff because appointment of staff has to be done by SCERT and thereafter only the appellant institution ought to have submitted the reply to NCTE. The staff was approved by the SCERT on 15/07/2015 and thereafter our institution submitted the reply to NRC alongwith all the staff list and other documents."

AND WHEREAS Appeal Committee noted that there has been a delay of about nine months in preferring appeal. On being asked appellant stated in writing that online appeal dated 22.02.2016 could not been transmitted due to some technical problem and hard copy was submitted on 24.02.2016 which was returned by NCTE (HQ). Thereafter matter was sorted out in consultation with NCTE and online appeal was finally accepted on

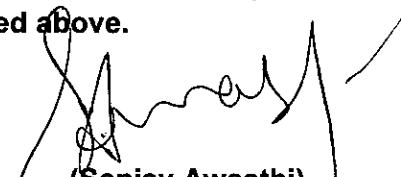
04.07.2016. Appeal Committee decided to condone the delay and consider the appeal on its merits.

AND WHEREAS Appeal Committee noted refusal order dated 03/08/2015 is on the ground that appellant institution has not submitted reply to Show Cause Notice (SCN) dated 04.06.2015. S.C.N. dated 04/06/2015 was issued primarily for the reason that appellant institution has not responded to the Letter of Intent (L.O.I.) dated 07/02/2015. Decision to refuse recognition for the reason that reply to S.C.N. was not furnished, was taken in 240th Meeting of N.R.C. held on 20-22nd July, 2015. There was no communication addressed to N.R.C. by the appellant institution by that time. However, before the decision taken in 240th Meeting of N.R.C. was implemented by issue of a refusal order, the appellant institution had submitted a reply to L.O.I. which was received in the office of N.R.C. on 28.07.2016.

AND WHEREAS Appeal Committee decided to remand back the case to N.R.C. for considering the compliance letter dated nil received in the office of N.R.C. on 28.07.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for consideration of the letter dated nil received in the office of N.R.C. on 28.07.2015.

NOW THEREFORE, the Council hereby remands back the case of Himanshu Singh Shikshan Evom Prashikshan Sansthan, Alipur Mandara, Jakhania, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Himanshu Singh Shikshan Evom Prashikshan Sansthan, 1854, Alipur Mandara, Jakhania, Ghazipur, Uttar Pradesh – 275203.
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.89-403/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Gems College of Education, Ramdihra, Rohtas, Bihar dated 04/07/2016 is against the Order No. ERC/209.8.27/APP3534/D.El.Ed./2016/46644 dated 02/05/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "1. Show cause notice was issued on 15/01/2016 on the following grounds: i. Submitted documents is not in readable conditions. ii. The institution submitted two applications simultaneously one for D.El.Ed. (without ID) and another for D.El.Ed. (ERCAPP3534) which come under the category of standalone institution. 2. The institution submitted its reply dated 22/02/2016 alongwith a copy of NOC issued from Bihar School Examination Board on 04/06/2015. The institution is still deficient on the following grounds: i. The land documents (sale deed) is not in readable condition. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3534 of the institution regarding recognition for D.El.Ed. is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. F. Daniel Johnson, Correspondent and Sh. Hari Shankar Martin, Office Administrator, Gems College of Education, Ramdihra, Rohtas, Bihar appeared on behalf of the appellant institution on 28.10.2016. Appellant submitted that "The show cause notice send by NCTE bearing the number ERC/201.9(i)62/APP3534/D.El.Ed.(Addl. Course)/2016/40132, dated 15/01/2016 said that submitted documents is not a readable condition. It did not mention any particular document. Now in the order of refusal, It says that the sale deed of land documents is not in readable condition. However, the copies of the sale deed kept for our file which were taken for our reference are readable. We are sending one more copy by post for your perusal."

AND WHEREAS Appeal Committee noted that application seeking recognition for conducting D.El.Ed. course was submitted by the institution on 24.06.2016. The institution

in its application (Page 4) did not furnish details of existing Teacher Education Programmes. A Show Cause Notice (SCN) dated 15.01.2016 was issued to appellant institution for the following reasons:

- (i) Submitted documents are not in a readable condition.
- (ii) The institution has submitted two applications one without ID and another with Code No. (ERCAPP 3534). The institution comes under standalone institution.

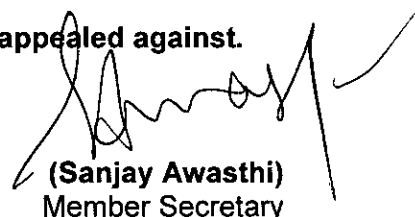
AND WHEREAS Appeal Committee perused the documents made available by the appellant institution alongwith its application bearing code no. ERCAPP 3534. The copy of land documents are not at all in a readable position. It is quite amazing that none of the three printouts of application contained a readable copy and the appellant before filing a Appeal Memoranda has also not made efforts to correct the deficiency. Appellant's pleading that copy kept on their file is readable does not solve the problem.

AND WHEREAS Appeal Committee is also of the view that E.R.C., should have named the specific document, copies of which were not readable.

AND WHEREAS Appeal Committee is of the view that land documents are essentially required to be submitted alongwith application as per Clause 7(2) (b) of the NCTE, Regulations, 2014. Furnishing of land documents which can neither be read nor verified amounts to non-furnishing of the documents. Appeal Committee, therefore, decided to confirm the refusal order dated 2.05.2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 02.05.2016 issued by E.R.C. Bhubaneswar.

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



(Sanjay Awasthi)
Member Secretary

1. The Correspondent, Gems College of Education, Plot No.401, 402, Ramdihra Main Road, Tilothu, Ramdihra, Rohtas, Bihar – 821312 .
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.

(54)



F.No.89-417/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of College of Education, Batiyagarh, Damoh, Madhya Pradesh dated 12.7.2016 is against the Order No. WRC/APP3243/222/ 253rd/{M.P.}/ 2016/168866 dated 14/06/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "AND WHEREAS, reply not submitted by the institution. The matter was placed in the 253rd WRC meeting held on May 24-26, 2016 and the Committee observed that "Show Cause Notice was issued to the institution on 20/02/2016. Since the letter returned undelivered the same was uploaded on the website on 16/03/2016 and reply has not been received. Hence, Recognition is refused."

AND WHEREAS Sh. M.P. Mishra, Member and Sh. Prabhat Mishra, Representative, Society, College of Education, Batiyagarh, Damoh, Madhya Pradesh appeared on behalf of the appellant institution on 28/10/2016. In the appeal memoranda and oral submission it submitted that "The institution did not receive Show Cause Notice issued by NCTE, Bhopal due to post office's fault which the institution could not reply to NCTE. The committee has received only refusal order issued by NCTE, Bhopal; if NCTE sent show cause notice to committee's address then committee of course reply the show cause notice. NCTE should send show cause notice to committee's address".

AND WHEREAS Appeal Committee noted that applicant in its application dated 30.06.2015 seeking recognition for grant of D.El.Ed. programme has mentioned its complete postal address as:

Khasra No. - 853

Plot No - 853/2

Village – Batiyagarh,

Pin – 470673

The above address is same for Pt. Durga Prasad Mishra Samaj Uthan Samiti, Sanichari, Sagar

AND WHEREAS a Show Cause Notice (S.C.N) dated 20.02.2016 addressed to the institution by speed post at above address was returned by postal authority for the reason that address is incomplete. Refusal order dated 14/06/2016 was also sent by speed post on two occasions and the letters came back undelivered with remarks as 'Incomplete address'. Appeal Committee noted that address written on postal envelopes is the same as mentioned in the application.

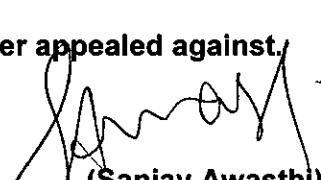
AND WHEREAS appellant in its letter addressed to NCTE and received in the office NCTE on 20.07.2016 informed that S.C.N. could not be delivered to the institution due to the mistake of Postman. Appellant further informed that refusal order was received at society's address.

AND WHEREAS Appeal Committee is of the view that address mentioned at page 1 and page 3 of the application form should be a valid and functional address otherwise it can be treated that proposed institution is a non-existent institution. Having declared an address in the application, responsibility lies on the applicant to have made arrangements to receive whatever correspondence is addressed to it. Appeal Committee noted that S.C.N. was also loaded on the Website of on 16/03/2016 and even then no reply to it was received.

AND WHEREAS Appeal Committee, keeping in view the facts of the case decided to confirm the refusal order dated 14.06.2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 14.06.2016.

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



(Sanjay Awasthi)
Member Secretary

1. The Appellant, College of Education, Khasra No. 853/2, Batiyagarh, Damoh, Madhya Pradesh – 470673 .
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.89-418/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Pt. B.D. Memorial College, Batiyagarh, Damoh, Madhya Pradesh dated 12.7.2016 is against the Order No. WRC/APP3266/222/253rd/{M.P.}/2016/169893-169899 dated 21/06/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that Show Cause Notice was issued to the institution on 20/02/2016. Since the letter returned undelivered the same was uploaded on the website on 16/03/2016 and reply has not been received. Hence, Recognition is refused."

AND WHEREAS Sh. Anand Tewari, Manager and Sh. Rahul Mishra, Representative, Pt. B.D. Memorial College, Batiyagarh, Damoh, Madhya Pradesh appeared on behalf of the appellant institution on 28.10.2016. In the appeal memoranda and oral presentation it was submitted that "The institution did not receive Show Cause Notice issued by NCTE, Bhopal due to post office's fault which the institution could not reply to NCTE. The committee has received only refusal order issued by NCTE Bhopal; if NCTE sent show cause notice to committee's address then committee of course reply the show cause notice. NCTE should send show cause notice to Committee's address. Our request to you is that please accept the institution's appeal and continue the recognition process again."

AND WHEREAS Appeal Committee noted that applicant in its application dated 30.06.2015 seeking recognition for D.El.Ed. programme has mentioned its complete postal address as follows:

Khasra No. – 853

Plot No. – 853/1

Village – Batiyagarh

Town/City – DAMOH

M.P. – (Pin – 470673)

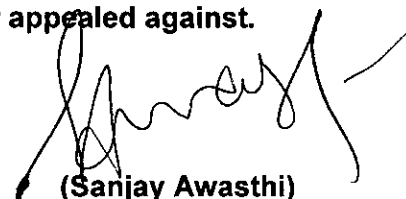
AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 20.2.2016 was issued to applicant institution which was returned undelivered by postal authorities as address mentioned in the letter was found to be incomplete. Committee verified and found that address mentioned in the S.C.N. was exactly the same as mentioned in the application form submitted by applicant. The S.C.N. was also uploaded on the Website of W.R.C. on 16/03/2016. Even then no reply on the points raised in the S.C.N. was received.

AND WHEREAS appellant in its appeal memoranda has stated that the institution did not get N.O.C. due to the mistake of postman. Appeal Committee however, is of the opinion that it was the responsibility of applicant to have made arrangements for receiving communications addressed to the institution and it should also have checked the Website of Regional Committee regularly.

AND WHEREAS Appeal Committee keeping in view that appellant institution has not replied to the points of deficiencies mentioned in the S.C.N. which was also placed on the Website of concerned Regional Committee, decided to confirm the refusal order dated 21.06.2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 21.06.2016.

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



(Sanjay Awasthi)
Member Secretary

1. The Appellant, Pt. B.D. Memorial College, Khasra No. 853/1, Batiyagarh, Damoh, Madhya Pradesh – 470673.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-419/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of St. Teresas Institute of Education, Mumbai, Mumbai City, Maharashtra dated 21.6.2016 is against the Order No. WRC/APP3007/241st/2016/161335 dated 24/02/2016 of the Western Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The State Govt. has not recommended the case. Hence, for the above reason, Recognition is refused."

AND WHEREAS Dr. SR Tanuja Waghmare, Principal (Incharge) of St. Teresas Institute of Education, Mumbai, Mumbai City, Maharashtra appeared on behalf of the appellant institution on 28.10.2016. In the appeal Memoranda it is submitted that "Documents are notarized. Institution had the NAAC visit on 11th-12th March, 2016, has been accredited with an 'A' grade. Letter from Government of Maharashtra enclosed. The appellant institution is conducting B.Ed., D.El.Ed. and M.A. (Education) programme."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 02.02.2015 was issued to appellant institution on following grounds:

- (i) Non submission of originally certified copies of land document, non-encumbrance certificate, building plan, CLU.
- (ii) Non submission of valid NAAC certificate.
- (iii) State Government has not recommended the case.

AND WHEREAS after considering the reply dated 02.02.2016, W.R.C. in its 241st meeting decided to refuse recognition for the following reasons:

- (i) The institution has not submitted (a) originally certified land document (b) originally notarised copy of building plan, (c) Building Completion Certificate and non-encumbrance certificate.

- (ii) State Government has not recommended the case.

AND WHEREAS Appeal Committee noted that appellant institution is already recognised for conducting 2 units of B.Ed. and one unit of D.El.Ed. programme since the years 2000 and 2006 respectively. The land ownership documents submitted by the appellant includes copy of a sale deed registered in 1926 and 1953 between HIS GRACE THE MOST REVERED Dr. Thomas Desterts Roberts, Archbishop of Bombay and St. Teresa's Convent, Santacruz. Ownership of Land is further established in favour of St. Thersa Society, Santacruz through Extract from the Property Register Card of Bombay Municipal Corporation. Appeal Committee, therefore, is of the opinion that Western Regional Committee should have verified the adequacy of infrastructure for conducting various programmes together. Appeal Committee further noted that our reconsideration the Government of Maharashtra vide letter dated 29.12.2015 has recommended the proposal to start new M.Ed. course in five institutions and the appellant institution is also one of these five institutes. Appellant Institution has further been re-accredited by NAAC with 'A' grade valid upto March, 2021. The occupation certificate issued by Executive Engineer, Construction Department, Mumbai Nagarpalika is in favour of St. Thersa Convent High School and it will be for the Inspection Team to find out as to what arrangements have been made to share the built-up area between the teacher education programmes and the school.

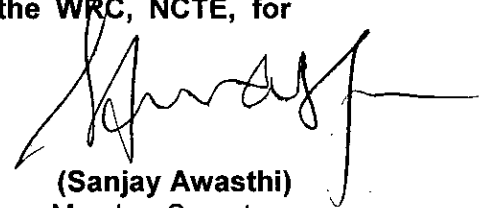
AND WHEREAS Appeal Committee is of the view that the case be reviewed after causing inspection and assessing the preparedness of the appellant institution to conduct D.El.Ed., B.Ed. and M.Ed. together at the proposed location.

AND WHEREAS Appeal Committee decided to remand back the case to W.R.C. for processing the application further after conducting inspection of the institution. The Institution is required to submit to W.R.C. a copy of letter dt. 29.12.2015 of State Government.

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

Committee concluded to remand back the case to W.R.C. for reprocessing the application after conducting a composite inspection of appellant institution.

NOW THEREFORE, the Council hereby remands back the case of St. Teresas Institute of Education, Mumbai, Mumbai City, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Appellant, St. Teresas Institute of Education, CTS 6/439, 0, C.T.S. No. H/439, Santacruz, Mumbai, Mumbai City, Maharashtra – 400054.**
- 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 Maharashtra, Mumbai.**



F.No.89-264/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Arihant Institute of Teacher Training, Pune, Maharashtra dated 02/05/2016 is against the Order No. WRC/APP3227/244th/2016/163121 dated 14/03/2016 of the Western Regional Committee, refusing recognition for conducting B.A. B.Ed. (Integrated) course on the grounds that "the institute is running the B.Ed. Course (APP1990) and has now applied for the B.A. B.Ed. Course. Show Cause Notice was issued to the institution on 15/01/2016. Points of the Show Cause Notice were that NOC from the affiliating body was not submitted and originally notarized copy of CLU and Non-Encumbrance Certificate are not submitted. Reply has not been received till date. Hence, recognition is refused. FDRs be returned, if any."

AND WHEREAS Arihant Institute of Teacher Training, Pune, Maharashtra was asked to present the case of the appellant institution on 21/06/2016, but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Arihant Institute of Teacher Training, Pune, Maharashtra was asked to present the case of the appellant institution on 30.08.2016 i.e. the second opportunity given to them, but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS nobody representing the appellant institution appeared before the Appeal Committee on 28.10.2016. Committee noted that a Show Cause Notice (SCN) dated 15/01/2016 was issued to appellant institution intimating following four deficiencies:-

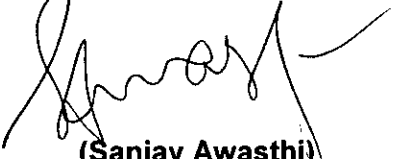
- (i) State Government has not recommended the case.
- (ii) N.O.C. from affiliating body not submitted.
- (iii) Originally notarised CLU and Non Encumbrance Certificate not submitted.
- (iv) FDRs not submitted.

AND WHEREAS appellant institution did not submit reply of S.C.N. to Regional Committee and also did not make any substantive submission in the appeal memoranda. Appellant also did not appear before the Committee on all three occasions i.e. 21.06.2016, 30.08.2016 and 28.10.2016.

AND WHEREAS considering the facts stated above in para 5, Appeal Committee decided to confirm the refusal order dated 14.03.2016 issued by W.R.C., Bhopal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit and documents on record, Appeal Committee concluded to confirm the refusal order dated 14.03.2016 issued by W.R.C., Bhopal.

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



(Sanjay Awasthi)
Member Secretary

1. The President, Arihant Institute of Teacher Training, Behind Crystal Honda Showroom, New Pune – Mumbai Highway, Bawdhan (BK), Pune, Maharashtra – 411021.
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 Maharashtra, Mumbai.



F.No.89-267/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of The Institute of Chartered Financial Analysts of India University, Meghalaya, Tura, West Garo Hills, Meghalaya dated 02/05/2016 is against the Order No. ERC/7-202.9(i).168/ERCAPP2631/B.Ed/2015/44268 dated 03/03/2016 of the Eastern Regional Committee, summarily rejecting their application for grant of recognition for conducting B.Ed. course on the ground that "the institution has not submitted land document with hard copy of online application."

AND WHEREAS the Institute of Chartered Financial Analysts of India University, Meghalaya, Tura, West Garo Hills, Meghalaya was asked to present the case of the appellant institution on 21/06/2016 but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS the Institute of Chartered Financial Analysts of India University, Meghalaya, Tura, West Garo Hills, Meghalaya was asked to present the case of the appellant institution on 30.8.2016 i.e. the second opportunity given to them, but nobody from that institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS appellant was given third and final opportunity to present the case before the Appeal Committee. Nobody representing the appellant institution appeared before Appeal Committee on 28.10.2016. Appeal was therefore, taken up on its merits based on available documents and facts narrated in the Appeal Memoranda.

AND WHEREAS Appeal Committee noted that application of appellant institution was summarily rejected without issuing Show Cause Notice. Rejection was done under Clause 7 (2) (b) of the NCTE Regulations, 2014. The above Clause contains

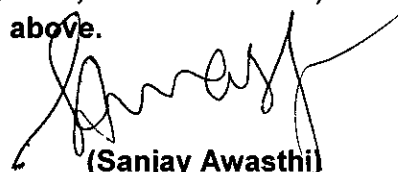
a provision for summary rejection of the application in case of failure to submit land documents as required under sub regulation (4) of Regulation 5.

AND WHEREAS Appeal Committee, however, noted that applicant had enclosed with its application copy of 'Periodic Lease Patta' verified by Hills Autonomous District Council, Tura. It was therefore, not justified to have summarily rejected the application without giving a reasonable opportunity to appellant to submit further evidence in support that such 'Patta Booklets' are valid instruments to possess land or ownership basis.

AND WHEREAS Appeal Committee noted that no Show Cause Notice (SCN) was issued to appellant institution. Appeal Committee, therefore, decided to remand back the case to E.R.C. for issue of Show Cause Notice (SCN) to the appellant institution.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit and documents on record, Appeal Committee concluded to remand back the case to E.R.C. for issuing a Show Cause Notice to the appellant institution.

NOW THEREFORE, the Council hereby remands back the case of The Institute of Chartered Financial Analysts of India University, Meghalaya, Tura, West Garo Hills, Meghalaya to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Registrar, The Institute of Chartered Financial Analysts of India University Meghalaya, Dag 200, Nokma Aking Land, Dag 200, Danakgre, Tura, West Garo Hills, Meghalaya – 794101.
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 Meghalaya, Shillong.



F.No.89-297/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Pratibha College of Education, Chinchwad, Pune, Maharashtra dated 17/05/2016 is against the Order No. WRC/APP3331/247th/2016/164724 dated 14.04.2016 of the Western Regional Committee, refusing recognition for conducting B.A., B.Sc., B.Ed. course on the grounds that "the institution is running B.Ed. course with two units (APW06113/123752). It has now applied for the B.A.B.Sc./B.Ed. integrated Course. Till date no reply has been received to the Show Cause Notice. Hence, Recognition is refused. FDRs if any, be returned."

AND WHEREAS Pratibha College of Education, Chinchwad, Pune, Maharashtra was asked to present the case of the appellant institution on 23/06/2016 but nobody appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS No one from, Pratibha College of Education, Chinchwad, Pune, Maharashtra was asked to present the case of the appellant institution on 30.8.2016 i.e. the second opportunity given to them. The appellant sent a letter dt. 29.8.2016 informing that they received the Council's letter dt. 19.8.2016 on 29.8.2016 and they find it difficult to attend the hearing on 30.8.2016. The appellant requested for another date of hearing. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Appeal Committee noted that a notice dated 29.09.2016 was issued to appellant institution for attending appeal hearing on 28.10.2016. The appellant failed to attend the hearing on 28.10.2016 also. Hence, Committee decided to consider the matter on the basis of available records.

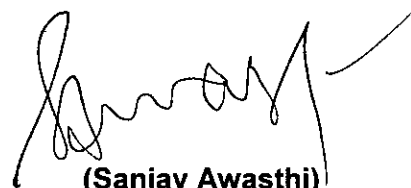
AND WHEREAS Appeal Committee noted that appellant institution was issued a Show Cause Notice (SCN) dated 21.01.2016 on following grounds:-

- (i) State Government has not recommended the case.
- (ii) N.O.C. of affiliating body not submitted.
- (iii) Applicant should clarify whether it has opted for B.A., B.Ed. or B.Sc. B.Ed.
- (iv) Notarised CLU, B.C.C. and Non-Encumbrance Certificate.
- (v) FDRs not submitted.

AND WHEREAS Appeal Committee further noted that appellant institution did not submit any reply to the SCN and in the appeal memoranda appellant stated that they are waiting for N.O.C. from University. Committee noted that N.O.C. of affiliating body is required to be submitted alongwith application as per Clause 5 (3) of NCTE, Regulations. Moreover, there was no bar on the appellant to have given a reply to S.C.N. complying with other requirements. Appeal Committee decided to confirm the refusal order dated 14.04.2016 issued by W.R.C., Bhopal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit and documents on record, Appeal Committee concluded to confirm the refusal order dated 14.04.2016 issued by W.R.C. Bhopal.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Pratibha College of Education, Block D-III, Plot No.3, Behind Mehta Hospital, Off. Mumbai Pune Road, Chinchwad, Pune, Maharashtra – 411019.
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 Maharashtra, Mumbai.

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F.No.89-293/2014 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Sharda Devi Shiksha Mahavidyalaya, Bhind, M.P. dated 15/07/2014 is against the Order No. WRC/APP159/223/B.Ed./203rd/2014/116463 dated 10/03/2014 of the Western Regional Committee, refusing recognition for conducting B.Ed. (Co-Ed.) course on the grounds that "This case was considered in the 201st meeting (February 19-22, 2014). It was seen in that meeting that LOI dated 23/01/2014 was issued to the institution. However, it was found that the same Society on the same land had been considered for D.El.Ed. course under APP1921. In the case under APP1921 already recognition has been granted for D.El.Ed. course vide order dated 26/02/2014. As per Clause 8(2) of NCTE Regulations, 2009 two courses cannot be considered simultaneously. The argument of the applicant that his applications were made in gap of two years is not valid since the cases have come to fruition at the same time."

AND WHEREAS the appeal filed by appellant was decided by Appeal Committee by confirming the impugned order. Appeal order no. 89-293/2014 Appeal/11th Meeting-2014 dated 15.10.2014 was challenged by the applicant society in the High Court of Madhya Pradesh, Bench Gwalior and the Hon'ble High Court vide its order dated 11.04.2016 made in the W.P. case number 1633/2015 quashed the order dated 15/10/2014 passed by Appellate authority.

AND WHEREAS Appeal Committee noted that in para 4 of the order dated 11.04.2016, the Counsel of the petitioner pleaded that the bar contained in Regulation 8(2) and 8(3) of the NCTE Regulations, 2009 do not apply to the facts of the case as institutions in question are different namely, Sharda Devi Chaturvedi Education Institution, Bhind and Sharda Devi Shiksha Mahavidyalaya, Bhind.

AND WHEREAS Appeal Committee noted that relevant regulatory file is not made available to Appeal Committee for reconsideration and issue of speaking orders which were required to be made within two months from the date of receipt of certified copy. Copy of Court's order seem to have been received in NCTE on 29.04.2016 and as such the time limit set for reviewing its previous appeal order is already over.

AND WHEREAS Appeal Committee in its meeting held on 28.10.2016 considered the case on the basis of appeal order dated 15.10.2014 and Hon'ble Court's order dated 11.04.2016. Appeal Committee is of the view that since Hon'ble Court has decided that provisions of Clause 8(2) and 8 (3) were not applicable to the appellant society for the reason that earlier recognised D.El.Ed. course was in the name of 'Sharda Devi Chaturvedi Education Institution and the applied B.Ed. course is in the name of 'Sharda Devi Shiksha Mahavidyalaya.' Hon'ble High Court has also focused its decision on non applicability of Regulations 8 (2) and 8 (3) by quoting that petitioner institution has four plots bearing Nos. 948, 949, 950 and 951 which admeasure 26620 sq. sq. meters. Appeal Committee at this stage is not in a position to verify whether the land and built up area is common to two institutions or is specifically earmarked for the proposed B.Ed. course.

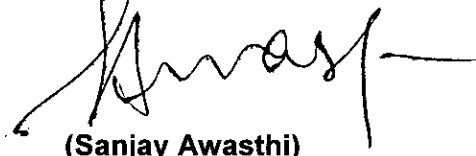
AND WHEREAS Appeal Committee after discussing the related issues has two options i.e.

- (i) Call for relevant files from W.R.C.
- (ii) Take a decision based on verdict given by Hon'ble Court.

AND WHEREAS Appeal Committee decided to opt for the second choice and decided to remand back the case to W.R.C. for revisiting the matter and making a judicious choice keeping in view the extant NCTE Regulations.

AND WHEREAS after perusal of the legal opinion and order dated 11.04.2016 passed by Hon'ble High Court of Madhya Pradesh in W.P. case no. 1633 of 2015, Appeal Committee concluded to refer the case to W.R.C., Bhopal for revisiting the impugned order dated 10.03.2014 and taking a judicious decision keeping in view the extant Regulations.

NOW THEREFORE, the Council hereby remands back the case of Sharda Devi Shiksha Mahavidyalaya, Bhind, M.P. to the W.RC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Sharda Devi Shiksha Mahavidyalaya, Chaudhary Dilip Singh Bhawan, Bhind, Madhya Pradesh.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**

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F.No.89-525/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of MBNS Institute of Education, Jamshedpur, Purba Singhbhum, Jharkhand dated 25.08.2016 is against the Order No. ERC/7-209.8.15/B.Ed./ERCAPP3071/2016/45530 dated 14/04/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "1. Show cause notice was issued on 10/02/2016 on the following grounds: (i) As the NOC for D.El.Ed. programme issued from the Directorate of Primary Education, Govt. of Jharkhand is not submitted. Hence the B.Ed. programme comes under the category of stand-alone institution. As per NCTE Regulation 2014, the stand-alone institution is not permissible to run any teacher education programme. 2. The institution has not submitted the NOC for D.El.Ed. programme till today, hence B.Ed. programme comes under the category of stand-alone institution which is not considerable as per NCTE Regulation 2014. 3. Reply dated 27/02/2016 submitted by the institution is not considerable. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3071 of the institution regarding recognition for B.Ed. is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Vivek Kumar Singh, Chairman and Sh. Diwakar Ravish, Director, MBNS Institute of Education, Jamshedpur, Purba Singhbhum, Jharkhand presented the case of the appellant institution on 28/10/2016. In the appeal and during personal presentation it was submitted that "The ground for rejection was an error apparent on the fact of record as the appellant had submitted NOC (Letter No. 318 dated 26/02/2016) for D.El.Ed. from the Directorate of Primary Education, Govt. of Jharkhand along with his reply to the show cause dated 27/02/2016 within the time stipulated in the show cause and much before the passing of rejection order."

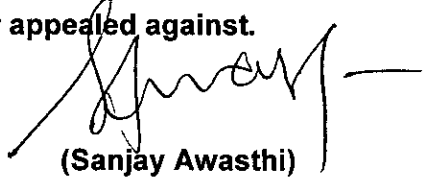
AND WHEREAS Appeal Committee noted that Clause 3 (a) of NCTE Regulations provide for recognition for commencement of new teacher education programmes in composite institutions. Composite institution is deficient in Clause 2 (b) of the Regulations as an Institution offering undergraduate or post graduate programmes or offering multiple teacher education programmes. Appeal Committee further noted that appellant institution applied for two programmes i.e. B.Ed. and D.El.Ed. For being a composite institution the institution shall fulfil eligibility criteria for both the programmes. The applicant institution was issued a Show Cause Notice (SCN) dated 10.02.2016 on the ground that its D.El.Ed. application does not qualify for the reason that N.O.C. of affiliating body was not submitted. Appellant institution replied to the S.C.N. stating that N.O.C. issued by Directorate of Primary Education, Government of Jharkhand has been submitted. Copy of NOC was not enclosed with the reply to S.C.N. Appellant submitted copy of the N.O.C. dated 26.02.2016 to the Appeal Committee on 28.10.2016.

AND WHEREAS Appeal Committee noted that N.O.C. of affiliating body is required to be submitted alongwith application as per Clause 5(3) of NCTE Regulations, 2014. Subsequently through an administrative decision it was decided to accept such NOCs which are issued before the last date for receipt of hardcopies of application 15.07.2015 was the last date for submitting hard copies of application for the academic year 2016-17. The NOC dated 26.02.2016 submitted by appellant institution was, therefore, found not acceptable resulting in refusal of D.El.Ed. programme and consequently having a bearing on the B.Ed. programme also.

AND WHEREAS Appeal Committee having considered the facts as narrated in para 4 above, decided to confirm the refusal order dated 14.04.2016 issued by E.R.C.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, concluded to confirm the refusal order dated 14.04.2016 issued by E.R.C. Bhubaneswar.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Appellant, MBNS Institute of Education, 97, 1734, 1735, 1750, 1751, Asanbani, Jamshedpur, Purba Singhbhum, Jharkhand – 832401.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.**



F.No.89-526/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of MBNS Institute of Education, Jamshedpur, Purba Singhbhum, Jharkhand dated 25/08/2016 is against the Order No. ERC/7-209.8.16/D.El.Ed./ERCAPP 3145/2016/45529 dated 14.04.2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "1. Show cause notice was issued on 11/02/2016 on the following grounds: a) NOC for D.El.Ed. programme not submitted issued from the Directorate of Primary Education, Govt. of Jharkhand. 2. The institution submitted Reply dated 27/02/2016 without NOC issued from the Directorate of Primary Education, Govt. of Jharkhand which is not considerable. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3145 of the institution regarding recognition for D.El.Ed. is refused under section 14(3)(b) of NCTE Act 1993.

AND WHEREAS Sh. Vivek Kumar Singh, Chairman and Sh. Diwakar Ravish, Director, MBNS Institute of Education, Jamshedpur, Purba Singhbhum, Jharkhand presented the case of the appellant institution on 28/10/2016. In the appeal and during personal presentation it was submitted that "The ground for rejection was an error apparent on the fact of record as the appellant had submitted NOC (Letter No. 318 dated 26/02/2016) for D.El.Ed. from the Directorate of Primary Education, Govt. of Jharkhand along with his reply to the show cause dated 27/02/2016 within the time stipulated in the show cause and much before the passing of rejection order."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 11.02.2016 was issued to appellant institution for the reason that N.O.C. issued by affiliating body was not submitted. Appellant with its reply dated 27.02.2016 to the S.C.N. submitted copy of N.O.C. dated 26.02.2016 issued by Department of School Education and Literacy.

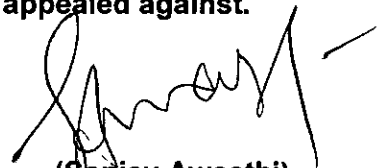
AND WHEREAS Appeal Committee further noted that S.C.N. was issued to appellant institution seeking reason as to why recognition to the institution be not refused. Clause 5(3) of NCTE Regulations, 2014 provides for submission of N.O.C. issued by affiliating body alongwith application. Issue of S.C.N. shall, therefore, be not taken as an opportunity to submit N.O.C. issued on a much later date.

AND WHEREAS Appeal Committee noticed that refusal order dated 14.04.2016 is on the ground that the reply dated 27.02.2016 to the S.C.N. was without N.O.C. issued by DTE of Primary Education, Government of Jharkhand which is factually incorrect. The appellant institution alongwith its reply dated 27.02.2016 had made available copy of the NOC though it is a different issue that whether this N.O.C. issued much after the cut-off date, is acceptable or not. ERC therefore, should have been more careful in wording the refusal order.

AND WHEREAS Appeal Committee, decided to confirm the refusal order dated 14.04.2016 on the ground that N.O.C. dated 26.02.2016 issued by affiliating body is not acceptable as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 14.04.2016 on the ground that N.O.C. dated 28.02.2016 issued by affiliating body is not acceptable as per NCTE Regulations, 2014.

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



(Sanjay Awasthi)
Member Secretary

1. The Appellant, MBNS Institute of Education, 97, 1734, 1735, 1750, 1751, Asanbani, Jamshedpur, Purba Singhbhum, Jharkhand – 832401.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.



F.No.89-140/2016 Appeal/14th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 02/12/16

ORDER

WHEREAS the appeal of Pt. Rajeshwari Ram Tripathi School of Education, Gorakhpur, Uttar Pradesh dated 02/12/2015 is against the Order No. NRC/NCTE/NRCAPP-7332/243rd Meeting/2015/125041 dated 09/10/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the reply submitted by the institution on 17/06/2015 in response of SCN issued on 16/05/2015 is not acceptable on following grounds:- As per documents submitted by the institution, land is not in the name of society or institution, but it is in the name of Shri Sudhakar Prasad Ram Tiwary which contravens the provisions of NCTE Regulation 2014."

AND WHEREAS Sh. Akshay Tripathi, Trustee, Pt. Rajeshwari Ram Tripathi, School of Education, Gorakhpur presented the case of appellant institution on 25.06.2016. In the appeal and during personal presentation it was submitted that "the land document clearly showed that the land has been donated to 'Pt. Rajeshwari Parsad Tripathi School of Education and it has been so recognised by the concerned authorities i.e. mutation and revenue authorities."

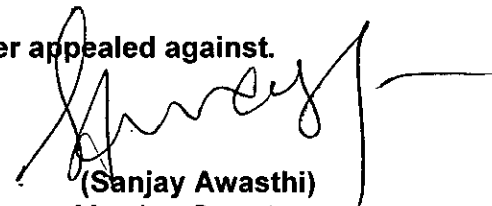
AND WHEREAS Appeal Committee noted that through a registered gift deed the ownership of land has been transferred by the applicant trust to Sh. Sudhakar Parsad Ram Tewari for development of trust and education. From the copy of Change of Land Use Certificate dated 23.08.2012 it is revealed that on the said land colleges by name 'Smt. Draupdi Devi Tripathi Degree College' and Smt. Draupadi Devi Tripathi Intermediate College' are functioning. Appeal Committee further noted that name of applicant Trust is 'Smt. Draupadi Devi Dharmada Trust' and proposed name of D.El.Ed. College is 'Pt. Rajeshwari Ram Tripathi School of Education.' The appellant during the course of appeal presentation on 25.06.2016 submitted copy of 'Khatoni' which refers to order no. 175/12/6-11-2015. As per this khatoni the name of Pt. Rajeshwari Ram Tripathi School of Education' has been got included with the name of Sh. Sudhakar Parsad Ram Tewari, President Smt. Dropadi Devi Dharmada Trust,

Rudrapur. The subsequent addition of the name of institution in 'khatoni' is ample evidence that appellant itself was aware that land documents furnished by the appellant do not satisfy the NCTE Regulations. Getting the additional name of institution inserted in 'khatoni' does not waive the requirement of proper land documents. At the instance of Appeal Committee NCTE sought legal opinion keeping in view that the possession of land rests with the applicant trust as on the date of application. As per Legal advice " The society sponsoring the institution shall be required to transfer and vest the title of the land and building in the name of institution within a period of six months from the date of formal recognition order under sub regulation 7(16). However, in case, the society fails to do so, due to local laws or rules or byelaws, it shall intimate in writing with documentary evidence of its inability to do so. The Regional Committee office shall keep this information on record and place it before Regional Committee for its approval."

AND WHEREAS Appeal Committee further noted that appellant institute has failed in its attempt to comply with the provisions contained in Clause 8(4) (i) of NCTE Regulations, 2014. The title of the land in the land documents submitted by appellant is neither in the name society nor in the name of institution but it is in the name of Shri Sudhakar Parsad Ram Tewari. Appeal committee, therefore, decided to confirm the refusal order dated 09.10.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 09.10.2015.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary/Trustee, Pt. Rajeshwari Ram Tripathi School of Foundation, 19,21,22,23,24,25, Rajeshwari Ram Tripathi School, 0, Rudrapur, 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.