(1)

F.No.89-248/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of IASE Deemed University of Gandhi Vidya Mandir, Sardarshahr, Churu, Rajasthan dated 18/04/2016 is against the Order No. NRC/NCTE/NRCAPP-15322/251st Meeting (Part-3)/2016/162055-58 dated 11/11/2016 (issued on the basis of the decision taken in the 251st meeting of the Northern Regional Committee held on 7-9 April, 2016) of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. (Integrated) course on the grounds that "The building proposed for the course was incomplete at the time of inspection. Building completion certificate submitted by the institution is of another building. Institution has mislead the VT and the Committee regarding the building. Certified land documents have not been submitted."

AND WHEREAS Sh. Devenra Mahan, Pro V.C. and Sh. Vineet Kr. Pincha, P.S. to V.C., IASE Deemed University of Gandhi Vidya Mandir, Sardarshahr, Churu, Rajasthan presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation and in a letter dt. 25.11.2016 it was submitted that "they have downloaded show cause notice of 250th meeting (Part-II dt. 21/02/2016) in which institution was asked to clarify on four points for which reply was submitted vide letter no. IASE-DU/SRDR/2016/4716 dated 25/02/2016. Institution has received LOI on 03/03/2016 and the documents which were asked submit in the LOI were also submitted vide letter no. IASE-DU/SRDR/2016/4801 dated 03/03/2016. While they were waiting to receive final recognition letter, in the 251st meeting (Part-III dated 11-13/04/2016) permission has been refused while they submitted all documents. The appellant in their letter dt. 25.11.2016 submitted that (i) the building proposed for the course was incomplete during inspection and at the time of inspection they gave a letter dt. 31.01.2016 stating that till the construction of the new building is over, they can start the proposed course in their existing building which has enough space i.e. 3469 sq. mts. of built up area as against 2500 sq. mts. required as per NCTE norms;

(ii) 100 acres of land out of 1200 acres is earmarked for teacher education programme by their University; (ii) Completion Certificate of the existing building was given to the Inspection Team; (iii) certified land documents were given to the visiting team and NRC at the time of inspection and there was no question of misleading the Visiting Team; and (iv) they got a Letter of Intent dt. 03.03.2016 also from the NRC. The appellant submitting that the university has got surplus building and resources as required under the norms, requested for grant of permission to run the proposed course.

AND WHEREAS the Committee noted from the file of the NRC that after causing inspection of the institution, the Regional Committee in their 250th meeting (part 2) held on 21.02.2016 decided to issue a Show Cause Notice to the appellant institution and the appellant, through their letter dated 25.02.2016, replied to the Show Cause Notice; thereafter the Regional Committee in their 250th meeting (Part 13) held on 3.3.2016 decided to issue a Letter of Intent and the appellant furnished the required documents with their letter dated 02.04.2016. The NRC in their 251st meeting held from April 7-9, 2016 decided to refuse recognition on the grounds related to land and building. The Committee also noted that the NRC does not seem to have considered the reply of the appellant to the Show Cause Notice which was issued on the grounds related to land and building before refusing recognition. Since the main objection of the NRC relates to the availability of a building for running the proposed course and the appellant has explained the existing position, the Committee concluded that, for obtaining a clear picture about the availability of land and building as per the requirements of the norms, the matter deserved to be remanded to the NRC with a direction to conduct another inspection of the institution, on payment of the fees by the appellant, and take further action as per the NCTE Regulations, 2014.

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

NOW THEREFORE, the Council hereby remands back the case of IASE Deemed University of Gandhi Vidya Mandir, Sardarshahr, Churu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Registrar, IASE Deemed University of Gandhi Vidya Mandir Sardarshahr, Churu, Rajasthan – 331403.**
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.

(2)

F.No.89-484/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Khalisani Basanti Teacher Academy, Chandannagar, Hooghly, West Bengal dated 16.08.2016 is against the Order No. ER/7-214.8.84/ ERCAPP3936/(B.Ed.)/2016/47447dated 24/06/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 10/02/2016 on the following grounds:- (i) NOC for B.Ed. programme issued from the affiliating/examining body not submitted. (ii) As per submitted building plan, the total built up area is 2342 SQM which is less than the required 3000 SQM stipulated for B.Ed. (one unit) + D.El.Ed. (one unit). b. The institution submitted its reply dated 01/05/2016 along with NOC and building plan. The building plan is not approved 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. ERCAPP3926 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Indranil Ghoshal, Member Trust, Khalisani Basanti Teacher Academy, Chandannagar, Hooghly, West Bengal presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "they got NOC from Burdwan University dated 2nd July, 2015 but due to his illness he could not submit it but submitted on 1st May, 2016 and due to misguidance he signed the building plan prepared by Municipality Architect but now he got it signed by the Assistant Engineer. The appellant enclosed a copy of the building plan approved by the Asst. Engineer, Chandannagar Sub-Division, Hooghly, Government of West Bengal.

AND WHEREAS the Committee, noting that the ground of refusal was that the building plan was not approved by a Govt. Engineer and the appellant has complied with this requirement, concluded that the matter deserved to be remanded to the ERC

with a direction to consider the approved building plan, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the building plan approved by the Govt. Engineer 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 deserved to be remanded to ERC with a direction to consider the approved building plan, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the building plan approved by the Govt. Engineer to the ERC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Khalisani Basanti Teacher Academy, Chandannagar, Hooghly, West Bengal to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Khalisani Basanti Teachers Academy, 1042, 963, ACA, 495, 497, Khalisani Baganbati, Chandannagar, Hooghly, West Bengal – 712138.
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.

(3)

F.No.89-486/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 31/1/2017

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/214.8.20/ERCAPP4266/B.Ed./2016/48177 dated 18/07/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 09/02/2016 on the following grounds: (i) NOC issued from the affiliating / examining body on 27/07/2015 i.e. after the stipulated date of 15th July 2015, which cannot be considered. b. In response to show cause notice, the institution submitted its reply dated 26/02/2016 which is not satisfactory. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP4266 of the institution regarding recognition for B.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 29/11/2016. In the appeal and during personal presentation and in a letter dated 29.11.2016, it is submitted that they applied to Kalyani University for NOC on 29.05.2015. Higher Education Department, Govt. of West Bengal in their letter dated 15.07.2015 requested the Vice Chancellor, Kalyani University to issue NOC and the University issued the NOC on 27.07.2015.

AND WHEREAS the Committee noted that the Council issued instructions to the Regional Committees informing that, for 2016-17 the last date for submission of hard copies of the applications, alongwith NOC, will be 15th July, 2015. Since the appellant could not comply with this requirement (NOC having been issued after the cut of date), 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 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 confirmed.

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, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-508/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of MGM College of Teacher Education, Dimapur, Nagaland dated 12.08.2016 is against the Order No. ER/7-216.7.5/ ERCAPP2325/B.Ed./2016/47367 dated 20/06/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a) Show Cause Notice was issued on 13/05/2016 on the following grounds: (i) The institution applied one application for B.Ed. programme on the building of MGM High Secondary School. (ii) In response to show cause notice, the institution submitted its reply dated 22/04/2016 on the basis of proceedings uploaded in the ERC website, which is not satisfactory. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP2325 of the institution regarding recognition for B.Ed. programme is refused under Section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Fr. Shibu Varghese, Secretary, MGM College of Teacher Education, Dimapur, Nagaland presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation and in a communication dt. 29.11.2016 it was submitted that as per existing Rule during 2013 they prepared the documents and applied only for B.Ed. course. On understanding the new Regulations, immediately after the inspection, they decided to apply for D.El.Ed. and applied for the same on 30/05/2016 and D.El.Ed. Application ID is 8147 and Reference No. is ERCAPP201645176.

AND WHEREAS the Committee noted that according to the provisions of Clause 8(1) of the NCTE Regulations, 2014, new teacher education institutions shall be located in composite institutions and as per the provisions of Clause 2(b) of the said Regulations, inter alia, an institution offering multiple teacher education programmes only will be considered as a composite institution. Since the appellant applied for B.Ed. programme only in 2015, and is reported to have applied for D.El.Ed. in 2016,

the appellant institution at the time of application falls into the category of stand alone institutions only. In these circumstances, 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 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 confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, MGM College of Teacher Education, 557, St. Thomas Mission Society, Dimapur, Nagaland – 797112.**
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 Nagaland, Kohima.

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F.No.89-509/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/17

ORDER

WHEREAS the appeal of Nand Kunwar Hari Roy College of Education, Patna, Bihar dated 17/08/2016 is against the Order No. ERC/217.7.21/APP3351/ D.El.Ed./2016/48651 dated 01/08/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 25/05/2016 on the following grounds: (i) As per online application name of the institution is Nand Kunwar Hari Roy College of Education whereas sale deed is in the name of – Nand Kunwar Hari College of Education, i.e. in different name. (ii) As per sale deed, total land area is 68.75 Dec. – 2781.16 sqmts. which is less than the requirement of 3000 sqmt. (iii) Plot No., total land area and total built up area is not mentioned in the submitted Building Plan. (iv) Building Completion Certificate is not submitted. b. The institution submitted its reply dated 23/05/2016 on the basis of proceedings uploaded in the website alongwith another sale deed of 28 decimals which was not submitted earlier. The said land deed is not considered as per NCTE Regulations 2014. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3349 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Rana Pratap Singh, Secretary, Nand Kunwar Hari Roy College of Education, Patna, Bihar presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "the institution has already submitted the two-land deeds of 68.75 Dec. and 28 Dec. in the same khata and same plot which is equal to 4000 sq. mts. Without considering all documents made available by the institution again with their reply dated 23/05/2016 recognition has been refused without application of judicious mind. The appellant,

alongwith the appeal, enclosed copies of two land sale deeds for 68.75 decimals and 28 decimals, land conversion certificates, land possession certificates, non-encumbrance certificates and building completion certificate. In a letter dt. 29.11.2016, the appellant submitted that the deeds of land is for the same Khata 1362 and plot 2507, adjacent to each other and a building has been built on the same land. The appellant, with his subsequent letter dated 6.12.2016, submitted a copy of the Deed Correction registered on 16.03.2016 showing that Nand Kuwar Hari Roy College of Education as the Vendee of the land.

AND WHEREAS the Committee noted that the appellant in an affidavit available in the file of the ERC, submitted that the omission of the word 'Roy' was only a spelling mistake. The Committee also noted that the file contains a copy of the building plan indicating total land area and total built up area and also a copy of the building completion certificate. Since the appellant has again submitted land documents, including a land deed for 28 decimals of additional land and the copies of land related documents describe the name of the owner as Nand Kunwar Hari Roy, College of Education and the appellant also submitted a registered Deed Correction, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to consider all the relevant documents and take further action as per the NCTE Regulations. The appellant is directed to submit again a complete set of all the requisite documents including the Deed Correction to the ERC within 15 days of receipt of the orders on 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 deserved to be remanded to ERC with a direction to consider all the relevant documents and take further action as per the NCTE Regulations. The appellant is directed to submit again a complete set of all the requisite documents including the Deed Correction to the ERC within 15 days of receipt of the orders on appeal.

NOW THEREFORE, the Council hereby remands back the case of Nand Kunwar Hari Roy College of Education, Patna, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Nand Kunwar Hari Roy College of Education, 2507, Nawal Kishor Yadav, 2507, Digha Ghat, Patna, Bihar – 800011.**
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.

(6)

F.No.89-511/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/1/2017

ORDER

WHEREAS the appeal of Nand Kunwar Hari Roy College of Education, Patna, Bihar dated 17/08/2016 is against the Order No. ERC/217.7.22/APP3349/B.Ed./2016/48652 dated 1/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show Cause Notice was issued on 25/05/2016 on the following grounds: (i) As per online application name of the institution is Nand Kunwar Hari Roy College of Education whereas sale deed is in the name of Nand Kunwar Hari College of Education, i.e. in different name. (ii) As per sale deed, total land area is 68.75 Dec. – 2781.16 sqmts. which is less than the requirement of 3000 sqmt. (iii) Plot No., total land area and total built up area is not mentioned in the submitted Building Plan. (iv) Building Completion Certificate is not submitted. b. The institution submitted its reply dated 23/05/2016 on the basis of proceedings uploaded in the website alongwith another sale deed of 28 decimals which was not submitted earlier. The said land deed is not considered as per NCTE Regulations 2014. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3349 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Rana Pratap Singh, Secretary, Nand Kunwar Hari Roy College of Education, Patna, Bihar presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that the institution has already submitted the two-land deed of 68.75 Dec. and 28 Dec. in the same khata and same plot which is equal to 4000 sq. mts. Without considering all documents made available by the institution again with their reply dated 23/05/2016 recognition has been refused without application of judicious mind. The appellant, along with the appeal, enclosed copies of two land sale deeds for 68.75 decimals and

28 decimals, land conversion certificates, land possession certificates, non-encumbrance certificates and building completion certificate. In a letter dt. 29.11.2016, the appellant submitted that the deeds of land is for the same Khata 1362 and plot 2507, adjacent to each other and a building has been built on the same land. The appellant, with his subsequent letter dated 6.12.2016; submitted a copy of the Deed Correction registered on 16.03.2016, showing Nand Kuwar Hari Roy College of Education as the Vendee of the land.

AND WHEREAS the Committee noted that the appellant in an affidavit available in the file of the ERC, submitted that the omission of the word 'Roy' was only a spelling mistake. The Committee also noted that the file contains a copy of the building plan indicating total land area and total built up area and also a copy of the building completion certificate. Since the appellant has again submitted land documents, including a land deed for 28 decimals of additional land and the copies of land related documents describe the name of the owner as Nand Kunwar Hari Roy, College of Education and the appellant also submitted a registered Deed Correction, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to consider all the relevant documents and take further action as per the NCTE Regulations. The appellant is directed to submit again a complete set of all the requisite documents including the Deed Correction to the ERC within 15 days of receipt of the orders on 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 deserved to be remanded to ERC with a direction to consider all the relevant documents and take further action as per the NCTE Regulations. The appellant is directed to submit again a complete set of all the requisite documents including the Deed Correction to the ERC within 15 days of receipt of the orders on appeal.

NOW THEREFORE, the Council hereby remands back the case of Nand Kunwar Hari Roy College of Education, Patna, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Nand Kunwar Hari Roy College of Education, 2507, Nawal Kishor Yadav, 2507, Digha Ghat, Patna, Bihar – 800011.**
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.89-512/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/17

ORDER

WHEREAS the appeal of Mahila Mahavidyalaya, Silar, Aurangabad, Bihar dated 17/08/2016 is against the Order No. ERC/218.7.5/ APP4129/D.El.Ed. (Addl. Course)/2016/48797 dated 03/08/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 13/04/2016 on the following grounds: (i) During inspection relevant documents could not be provided by the management. (ii) Documents were not systematically arranged to complete the inspection smoothly. (iii) Readiness on the part of the management is lacking and (iv) The visiting team suggested that the institution concerned not be given permission for proposed D.El.Ed. course. b. In response to show cause notice, the institution submitted its reply dated 20/04/2016 which does not fulfil the requirement of show cause notice and not considered as per NCTE Regulation 2014. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP4129 of the institution regarding permission for D.El.Ed. programme (Addl. Course) is refused under section 15(3)(b) of NCTE Act, 1993.

AND WHEREAS Sh. Rana Pratap Singh, Secretary, Mahila Mahavidyalaya, Silar, Aurangabad, Bihar presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "the institution submitted systematically arranged all required documents to VT and again submitted the same documents in response to the show cause notice with their letter dt. 20.04.2016 and there was no lacking in readiness on the part of management. Without considering all documents made available and reply to the show cause notice the ERC refused recognition.

AND WHEREAS the Committee noted that the grounds on which the ERC issued a Show Cause Notice dated 13.04.2016 are very general and un-specific in nature to

enable the appellant to give pointed replies or make a meaningful representation. In these circumstances and in the interests of justice, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to issue a fresh Show Cause Notice to the appellant pointing out grounds in specific terms, avoiding generalizations, and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserved to be remanded to ERC with a direction to issue a fresh Show Cause Notice to the appellant pointing out grounds in specific terms, avoiding generalizations and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Mahila Mahavidyalaya, Silar, Aurangabad, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Mahila Mahavidyalaya, 115, Own, 115, Silar, Aurangabad, Bihar – 824101.
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.

(8)

F.No.89-513/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Raghunath Bal Vidya Mandir, Village & P.O. Patli, Gurgaon, Haryana dated 19.08.2016 is against the Order No. NRC/NCTE/NRCAPP-12363/251st (Part-1) Meeting/2016/152526 dated 04/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the ground that "the institution has not submitted reply of Show Cause Notice."

AND WHEREAS Sh. Parveen Kumar, Secretary and Sh. Davinder Kumar, Member, Raghunath Bal Vidya Mandir, Gurgaon, Haryana presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "the said conditions imposed is contrary to the provision of section 14 & 15 of the NCTE Act, 1993. More so, the Hon'ble Supreme Court of India has upheld this aspect in many leading cases on this aspect. The Hon'ble Supreme Court has clearly held that the application for recognition should not be rejected/refused solely on the ground of non-submitting the NOC by the affiliating body. It is submitted that the institution has not received the alleged show cause notice and reply could not be sent. In the course of presentation, the appellant submitted a copy of their representation dt. 13.08.2016 with reference to the refusal order dt. 04.07.2016, inter-alia , stating that they have not received the show cause notice dt. 15.10.2015.

AND WHEREAS the Committee noted that the NRC issued a Show Cause Notice dated 15.10.2015 to the appellant on the ground that a No Objection Certificate issued by the concerned affiliating body was not submitted with the hard copy of the application as per sub section 3 of Section 5 of the NCTE Regulations, 2014. This ground has been recited in the refusal order also. The appellant in his representation dated 13.08.2016 has not said anything about the No Objection Certificate. In the course of oral presentation, the appellant admitted that the NOC from the affiliating body is not available. Since the appellant has not fulfilled the requirement of submitting

NOC from the concerned affiliating body alongwith the hard copy of the application, as per the NCTE Regulations, 2014, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Raghunath Bal Vidya Mandir, Plot No. 57/18/1, 57/17, ½, 57/17 2/2 Near KMP Express Way Vill. & PO – Patli Distt. – Gurgaon – 122506, Haryana.**
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.

(9)

F.No.89-514/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Pt. Parashuram Dwivedi Mahavidhyalaya, Jalaun, Uttar Pradesh dated 16/08/2016 is against the Order No. NRC/NCTE/Invalid Printout/254th Meeting/2016/153467 dated 14/07/2016 of the Northern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed. course on the ground that "In response to show cause notice dt. 07/12/2015, the institution has not submitted the valid print-out of the online application.

AND WHEREAS Sh. Sarwan Kumar, Manager and Sh. Surya Kumar, Director, Pt. Parashuram Dwivedi Mahavidhyalaya, Jalaun, Uttar Pradesh presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "In response to show cause notice the institution submitted reply on 23/12/2015 to Regional Director, NCTE, Jaipur but Regional Director advised to submit application to NCTE, New Delhi. The institution submitted an application on 02/01/2016 and after that the office of NCTE, New Delhi generated the application ID-NRCAPP-15709. Then the institution submitted new printout with NRCAPP No. 15709 to Regional Director, Jaipur on 15/01/2016. In the course of personal presentation, the appellant gave a letter dt. 29.11.2016 stating that the NRC in their 252nd meeting held from 19th April to 2nd May, 2016 decided to grant recognition to their institution for conducting D.El.Ed. course from the academic session 2016-17 and their appeal may be cancelled. The appellant enclosed an extract from the minutes of the NRC meeting referred to above wherefrom it is noted that their institution's identification number is NRC APP15709.

AND WHEREAS in the above circumstances, the Committee concluded that the appeal has become infructuous.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Pt. Parashuram Dwivedi Mahavidhyalaya, Vill & Post – Jagammanpur, Jalaun, Uttar Pradesh – 285124.

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.

(10)

F.No.89-515/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/17

ORDER

WHEREAS the appeal of Maa Sharda Institute of Professional Studies, Amarpatan, Satna, Madhya Pradesh dated 14/08/2016 is against the Order No. WRC/APP3440/222/253rd /(M.P.)/2016/169146-52 dated 16/06/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the ground that "Show Cause Notice was issued to the institution on 10/02/2016 and reply has not been received."

AND WHEREAS Sh. Baidh Nath Dwivedi, Secretary, Maa Sharda Institute of Professional Studies, Amarpatan, Satna, Madhya Pradesh presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "they had replied the show cause notice well in time and reply was sent through On-Dot courier. The appellant enclosed a copy their reply dt. 20.03.2016 and a copy of the courier receipt dt. 20.03.2016.

AND WHEREAS the Committee noted that a copy of the reply of the appellant dated 20.03.2016, to the Show Cause Notice with enclosures, is available in the file of the WRC. In circumstances, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the reply of the appellant and take further action as per the NCTE Regulations, 2014.

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

NOW THEREFORE, the Council hereby remands back the case of Maa Sharda Institute of Professional Studies, Amarpatan, Satna, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Secretary/Correspondent, Maa Sharda Institute of Professional Studies, Village Kakra, Amarpatan, Satna, Madhya Pradesh – 485775.**
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.89-517/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 31/1/17

ORDER

WHEREAS the appeal of Vedmati Bhabnath Chaudhary College of Education, Madhubani, Bihar dated 27.08.2016 is against the Order No. ERC/216.7.54/APP3813/B.Ed.(Addl Intake)/2016/47607 dated 29/06/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the grounds that "1. Show cause notice was issued on 02/06/2016 on the following grounds: i. NOC from Lalit Narayan University was issued on 28/11/2015 i.e. after the stipulated date of 15th July 2015 which is not considered. ii. Building Completion Certificate is not signed by any Govt. Engineer. iii. As per building plan total built up area is 21752.19 sq. ft. which does not tally with the built up ara of 47477.14 sq. ft. as per the building completion certificate. 2. In response to show cause notice, the institution submitted its reply dated 27/04/2016 on the basis of proceedings uploaded in the ERC website which cannot be considered. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3813 of the institution regarding permission for B.Ed. (Addl. Intake) programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Sant Kumar Chaudhary, Chairman, Vedmati Bhabnath Chaudhary College of Education, Madhubani, Bihar presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation and in a letter dt. 29.11.2016 it was submitted that they applied for NOC within specified time but due to University procedure they got the same after stipulated date; a revised Building Completion Certificate as per ERC, NCTE instruction is also enclosed which is signed by Govt. Engineer; and at present total built up area is 47477.14 sq. ft. which is verified by VT also (copy of approved Building Plan is enclosed). The appellant also submitted that he replied to the show cause notice curing all the deficiencies pointed out.

AND WHEREAS the Committee noted that one of the grounds of refusal is that the affiliating university issued the No Objection Certificate on 28.11.2015 i.e. after the stipulated date of 15.07.2015. The Committee noted that according to the provisions of Clause 5(3) of the NCTE Regulations, 2014, a No Objection Certificate issued by the concerned affiliating body shall be submitted alongwith the application. The Committee further noted that the Council issued instructions to their Regional Committees informing them that, for 2016-17, the last date for submission of hard copies of the applications with NOC, will be 15.07.2015. The appellant has not met with this requirement. In these circumstances, the Committee concluded that the ERC was justified in refusing recognition on the ground of non-submission of NOC as per the NCTE Regulations, 2014, within the stipulated date and therefore, the appeal deserved to be rejected and the order of the ERC 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 on the ground of non-submission of NOC as per the NCTE Regulations, 2014 within the stipulated date and therefore, the appeal deserved to be rejected and the order of the ERC confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, Vedmati Bhabnath Chaudhary College of Education, 2656, 1772 & 4797/2685, 9663/1773, NA, NA, Chanpura Basaitha, NA, NA, Madhubani, Bihar - 847102.
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.

(12)

F.No.89-518/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of MR Teachers Training Institute, Cooch Behar, West Bengal dated 19/08/2016 is against the Order No. ERC/215.8.27/ERCAPP3888/ D.El.Ed./2016/48197dated 19/07/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show cause notice was decided on 10/02/2015 on the following grounds: (i) As the NOC for B.Ed. programme issued from affiliating/ examining body has not been submitted, D.El.Ed. programme comes under the category of standalone institution. (ii) As per NCTE Regulations 2014 standalone institution is not permissible for running any Teacher Education Programme. b. In response to show cause notice, the institution submitted its reply dt. 30/03/2016 which is not satisfactory. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3888 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Abdus Samad, President, MR Teachers Training Institute, Cooch Behar, West Bengal presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "NOC for B.Ed. programme was not issued by the affiliating body i.e. the North Bengal University in time in spite of having the direction of Department of Higher Education, Govt. of West Bengal and it is said that the delay was due to restriction for Assembly Election of West Bengal. The affiliating body has issued the NOC for B.Ed. course and is being submitted herewith. After having the NOC for B.Ed. course from the University, the D.El.Ed. programme should not be treated as stand-alone programme. The entire process has been delayed due to non-issuance of NOC from the concerned authority in time and the applicant trust should not be liable for this unfortunate incident. The appellant submitted copies of a letter dt. 18.03.2016 from the university of North Bengal informing the appellant that they will take necessary

action on cessation of Model Code of conduct for the ensuing Assembly elections of West Bengal, which has been enforced w.e.f. 04.03.2016 and the No Objection Certificate issued by the University on 30.05.2016."

AND WHEREAS the Committee noted from the file of the ERC that the appellant simultaneously submitted two applications for D.El.Ed. and B.Ed. courses. According to the provisions of the Clause 8(1), the NCTE Regulations, 2014, new teacher education institutions shall be located in composite institutions. According to the provisions of Clause 2(b) of the said Regulations, an institution offering multiple teacher education programmes will be considered as a composite institution. Since the No Objection Certificate for B.Ed. course has been issued only on 30.05.2016 i.e. much after the prescribed last date of 15.07.2015, the application for B.Ed. cannot be considered and as a consequence the appellant institution for D.El.Ed. course comes under the category of a stand alone institution and not a composite institution. In these circumstances, 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 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 confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, MR Teachers Training Institute, 651, NA, 651, Kalerpar, Kotwali, Cooch Behar, West Bengal – 736101.
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.

(13)

F.No.89-519/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 31/1/2017

ORDER

WHEREAS the appeal of Hetampur Rajbati B.Ed. College, Dubrajpur, Birbhum, West Bengal dated 19/08/2016 is against the Order No. ERC/217.7.23/ ERCAPP3103/B.Ed./2016/58110 dated 15/07/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. show cause notice was issued on 09/06/2016 on the following grounds: (i) as per recognition order and land documents, the name of the institution is "Hetampur Rajbati Primary Teachers Training Institute" whereas the online application for B.Ed. (Additional Course) in submitted in the name of "Hetampur Rajbati B.Ed. College" i.e. in the different name which cannot be considered. (ii) The institution comes under the category of standalone institution which is not considered as per NCTE Regulations 2014. b. The institution submitted its reply dated 04/05/2016 on the basis of proceedings uploaded in the ERC website which cannot be considered."

AND WHEREAS Sh. Abdus Samad, President, Hetampur Rajbati B.Ed. College, Dubrajpur, Birbhum, West Bengal presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "infact, Hetampur Rajbati Teachers Training Institute is the applicant and existing institute which is conducting the D.El.Ed. programme. The application in the name of Hetampur Rajbati B.Ed. College was submitted in misconception whereas it should be in the name of Hetampur Rajbati Teachers Training Institute as the application was for B.Ed. programme as an Additional Programme and not as a standalone institution. Due to some misconception and confusion, the name of the additional institution was unfortunately mentioned. Hetampur Rajbati Primary Teachers Training Institute will not be a standalone institution as the B.Ed. programme is to be introduced along with the existing D.El.Ed. programme. The name of the Hetampur Rajbati B.Ed. College will be removed and assimilated / amalgamated with Hetampur Rajbati Primary Teachers Training Institute having the composite programmes. The appellant, in the course of presentation, submitted a letter dated 29.11.2016 stating that (i) the society and management is the same for

both the institutions, namely, Hetampur Rajbati PTTI and Hetampur Rajbati B.Ed. college vide Registration No. S/IL/23665 of 2004-05; (ii) building of both the institutions is the same which is constructed in plot no. 1004, JL No. 143 and Kh. No. 1114; (iii) the N.O.C. from the affiliating body, namely, the University of Burdwan is in favour of Hetampur Rajbati PTTI; and (iv) at page 4 of the online application it is mentioned that the existing institute is run by the same institute.

AND WHEREAS the Committee, in addition to the submissions made by the appellant noted that, in reply to the Show Cause Notice, the appellant submitted a sworn affidavit before the Judicial Magistrate, Dubrajpur, Birbhum, affirming that while making the application for the proposed naming of the composite institute, it was inadvertently mentioned as Hetampur Rajbati B.Ed. College instead of Hetarupur Rajbati PTTI and the name of their institution should always stand as Hetampur Rajbati PTTI and the other name deserved to be discarded. The Committee, being convinced that the appellant has made acceptable submissions to consider that theirs is a composite institution and not a stand alone institution, concluded that the matter deserved to be remanded to the ERC with a direction to process the application further 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 deserved to be remanded to ERC with a direction to process the application further as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Hetampur Rajbati B.Ed. College, Dubrajpur, Birbhum, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, Hetampur Rajbati B.Ed. College, 1004, Viti, 1004, Hetampur, Dubrajpur, Birbhum, West Bengal – 731124.
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.

(14)

F.No.89-520/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 31/1/17

ORDER

WHEREAS the appeal of Kalpana Shikshan Prashikshan Mahavidyalaya, Haidarganj, Faizabad, Uttar Pradesh dated 29/08/2016 is against the Order No. NRC/NCTE/NRCAPP-3980/253rd (Part-1) Meeting/2016/153191 dated 11/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the ground that "the applicant institution has not submitted the reply of the show cause notice within the stipulated time."

AND WHEREAS Dr. Anupam Pandey, Trustee, Kalpana Shikshan Prashikshan Mahavidyalaya, Haidarganj, Faizabad, Uttar Pradesh presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "the order dated 11th July, 2016 has been passed without application of balanced mind for the reason that the institution did not receive the Show Cause Notice (SCN) stated to have been sent by the NRC, NCTE before refusal of the recognition. Their institution already submitted its reply vide letter dated KSPS/16/30 dated 02/05/2016 to the NRC, NCTE and the NRC has not taken the same on the record and refused recognition wilfully ignoring the said reply of their institution. The deficiencies observed and pointed out by NRC had been removed/cured and the same were not existing. After issue of the letter of intent on 26th May, 2015, their institution has timely approached the affiliating body vide letters dt. 20/05/2015, 25/07/2015, 04/09/2015, 05/01/2016, 11/02/2016, 16/04/2016 and followed up for early approval of the faculty but the affiliating University did not adhere to the NRC Regulatory provision wherein a maximum time period given is 60 days for approval of the staff. The appellant has already invested a huge amount for creating infrastructure and instructional facilities as per provisions of the NCTE Regulation, 2014 and a refusal of the recognition by the NRC, NCTE due to the unfair and unjust action of the affiliating University which has taken almost one year without

adhering the direction & regulatory provisions of the NCTE, put them in an awkward situation where they cannot make use of such infrastructure. In the course of personal presentation, the appellant gave a letter dt. 28.11.2016 indicating the steps taken by them to obtain the approval of Dr. Ram Manohar Lohiya Avadh University, for the faculty and enclosed copies of their letters dt. 28.05.2016, 04.09.2015, 25.01.2016 and 16.04.2016 addressed to the University and copies of the letters dt. 25.07.2015, 24.02.2016 and 02.05.2016 from the University. The University in their letter dt. 02.05.2016 approved the teaching faculty."

AND WHEREAS the Committee, from the copies of the correspondence referred to above noted that the appellant has been continuously pursuing with the affiliating university to get the teaching faculty approved by them and the University finally gave their approval on 2.05.2016. The Committee also noted that inter alia various documents connected with the recruitment of staff sent by the appellant including a copy of the University letter dated 2.05.2016 are available in the file of the NRC. Since the NRC took a decision to refuse recognition in their 253rd meeting held later from 30th May to 3rd June, 2016, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the documents submitted by the appellant including the letter dated 2.5.2016 from the affiliating university approving the teaching faculty and take a fresh decision as per the NCTE Regulations.

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 documents submitted by the appellant including the letter dated 2.5.2016 from the affiliating university approving the teaching faculty and take a fresh decision as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Kalpana Shikshan Prashikshan Mahavidyalaya, Haidarganj, Faizabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Appellant, Kalpana Shikshan Prasikshan Mahavidyalaya, Plot/Khasara No.726, Plot No.901K, Vill.-Sarai Manodhar, PO-Khapradeeh, Tehsil/Taluka-Beekapur, Town-Haidarganj, District – Faizabad – 224205, 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.

(15)

F.No.89-521/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Chetana Secondary Teachers Training Institute, East Purulia, Purulia, West Bengal dated 25/08/2016 is against the Order No. ERC/214.8.69/ERCAPP4043/B.Ed./2016/47445 dated 24/06/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the ground that "in response to show cause notice, the institution submitted its reply dated 29/02/2016 which is not satisfactory."

AND WHEREAS Sh. Santosh Kumar Pati, Secretary, Chetana Secondary Teachers Training Institute, East Purulia, Purulia, West Bengal presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that " (i) the appellant Society, resolved in its general meeting held on 6th June 2015 at Purulia office, of starting a B.Ed. programme for the academic session 2016-17 along with the existing D.Ed. programme (APE00633) as a composite institute as per the NCTE Regulation 2014, in the name of "Chetana Secondary Teachers Training Institute" under the society "Bishpuria Chetana," (ii) the applicant society "Bishpuria Chetana" known as "Besarkari Swechasabi anstha Chetana" which was established in the year 2003 under West Bengal Act XXVI of 1961 has already been granted recognition for D.Ed. programme (APE00633) for the academic session 2009-10 with an annual intake of 50 by ERC, NCTE. (Recognition order No. ERC/7-106(1s).4.6/2010/3809 dated 29/04/2010 in the name of "Chetana Primary Teachers Training Institute"; (iii) the applicant society did not find any restriction or any bar or clear direction in the names of a composite institute as per NCTE Regulations, 2014; (iv) as in general aspects a PTTI may not provide any Higher Education or may not become a B.Ed. College, at the outset the applicant society has decided a separate name of the B.Ed. College "Chetana Secondary Teachers Training Institute" under the same society "Bishpuria Chetana"; (v) the applicant society "Bishpuria Chetana" submitted its online application in the name of "Chetana Secondary Teachers Training Institute" for grant of recognition for the academic session 2016-17 with annual intake (50) for B.Ed. Programme

(ERCAPP4043) on 30/06/2015 and the applicant has clearly mentioned in details about the existing course of D.Ed. programme (APE00633) on the online application form of B.Ed. programme (ERCAPP4043), in Page No.4 under "Details of Existing Teacher Education Programmes run by the same applicant Society / Trust / Organisation / Company; (v) the applicant society has satisfied all the norms for B.Ed. application as laid down by NCTE Regulation 2014 and is running its 8th year of D.Ed. Programme successfully since its inception from the academic session 2009-10 onwards; i.e. 2009-10 to 2016-17). (vi) the applicant society before submitting its online application was in possession of 10611 sq. mts. of Land and 3056 sq. mts. of Built-up area which satisfied all the norms for composite institution as per NCTE Regulation 2014; (vii) the applicant society has received its No Objection Certificate from the Sidho-Kanho-Birsha University, vide Ref. No. R/B.Ed./675/SKBU/2015, dated 14/07/2015, which is one of the basic criteria of B.Ed. application; (viii) the applicant society, in its reply vide ref. no. Chetana/05/02/2016, dated 29/02/2016 against Show Cause Notice (ERC/7-203.9(i).112/B.Ed./ERCAPP4043/2016/42778, dated 11/02/2016) submitted all the documents; (ix) the applicant society, in its reply against show cause notice, issued by ERC, NCTE also prayed for consideration of B.Ed. application (ERCAPP4043) since the same land and infrastructure is being used for the present application under the same society alongwith the preceding D.Ed. programme (APE00633); (x) the existing D.Ed. programme (APE00633) and proposed B.Ed. programme (ERCAPP4043) are running under the same managing body "Bishpuria Chetana" from the academic session 2009-10, in the name of "Chetana Primary Teacher's Training Institute, (xi) the applicant society, in good intention and willingness to become a composite institute filed the online application for B.Ed. programme (ERCAPP4043) along with existing D.Ed. programme (APE00633) in compliance with the NCTE Regulations, 2014, but dispute in names of the colleges was completely unintended due to insufficient information of NCTE Regulations, 2014 and ERC, NCTE without consideration of the facts and documentations including affidavit/ undertaking rejected the application of B.Ed. programme in their order dated 26/06/2016, after passing of 11 months (approx.) from the receipt of the hard copies of the online application (30/06/2015) to issuance of rejection order; (xii) the applicant society prayed for consideration of the change of name of the B.Ed. Programme (ERCAPP4043) from "Chetana Secondary Teachers Training Institute" to "Chetana Primary Teachers Training Institute" to avoid the

dispute as per show cause notice by ERC, NCTE; (xiii) the applicant society, at present has all the necessary documents including a blue print of the building plan indicating plot no., total land area, total built up area etc., and duly approved by the Govt. Engineer, NOC issued from the University and the Land documents in accordance with the requirements set-up by the ERC, NCTE to establish its position and satisfy the Appeal committee in favour of the institution; and (xiv) the applicant society, found proceedings from internet (NCTE website), where the Hon'ble Appeal Committee considered many cases analogous to the appellant society and reverted back the matter to the ERC, NCTE for reconsideration. The appellant requested to reconsider their case and remand back to the ERC for further processing of their application."

AND WHEREAS the Committee noted that the ERC issued a Show Cause Notice to the appellant on 11.02.2016 on the following three grounds :-

(i) Building plan is not a proper plan and a blue print of plan indicating plot No., total land area, total built up area etc. duly approved by any Govt. Engineer is to be submitted.

(ii) NOC issued by affiliating body is not submitted.

(iii) Land is on lease basis from private party which is not acceptable as per NCTE Regulations, 2014.

AND WHEREAS the appellant with his reply dated 29.02.2016 to the Show Cause Notice submitted a copy of a building plan in eight sheets – seven sheets bearing the signatures of the appellant dated 29.02.2016 and approval signatures of SAE (BPC), Kashipur Dev. Block dated 29.02.2016 and the eighth sheet of a blank drawing indicating the plot no. and area signed by a Surveyor and the appellant on 29.02.2016, a No Objection Certificate issued by Sidho-Kanlo Birsha University, Ranchi Road which does not bear a date and a copy of Gift Deed dated 13.10.2003. He enclosed with the appeal a copy of the NOC with an attachment dated 17.06.2016 wherein the Registrar of the University indicated the reference number and the date of the certificate as 14.07.2015. He again enclosed an English version of the Gift deed. The appellant enclosed three copies of the building plans approved by

Panchayat Samity on 26.08.2016 and bearing the signatures of SAE(RWP), Bishanpur Dev. Block, Purulia.

AND WHEREAS from the above position, the Committee noted that (i) the building plans got approved on 26.08.2016 i.e. post-refusal order are entirely different from those enclosed to the hard copy of the application and sent with the reply to the Show Cause Notice and without any explanation (ii) the endorsement of the University indicating the reference number and date of the NOC is dated 17.06.2016, and (iii) there are no reasons given for replacing the lease deed from a private party submitted along with the hard copy of the application by a Gift deed which was furnished along with the reply to the Show Cause Notice. According to the NCTE Regulations, 2014, copies of registered land documents issued by the competent authority indicating that the society or institution applying for the programme possesses land on the date of application on ownership or lease from Govt. or Govt. institutions have to be enclosed to the application. The appellant has not complied with the requirements. In these circumstances, the Committee concluded that the ERC was justified in considering the reply to the Show Cause Notice as unsatisfactory and refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC 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 confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Chetana Secondary Teachers Training Institute, Plot No. 2527, 2528, Street No.-NH 60A, Village/PO – Bishpuria, Tehsil/Taluka-Purulia Sadar East, Purulia, West Bengal - 723130.**
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.

(17)

F.No.89-523/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of IWP Institute, Janakpuri, West Delhi dated 29/08/2016 is against the Order No. NRC/NCTE/NRCAPP-14056/251st (Part-1) Meeting/2016/ 152117-20 dated 29/06/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the ground that the institution has not submitted reply of Show Cause Notice.

AND WHEREAS Sh. K. A. Khusru, Corporate Manager, IWP Institute, Janakpuri, West Delhi presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that the required documents i.e. printed online application form along with land documents as required under sub-Regulation (4) of Regulation 5, have already been submitted on 30th June 2015 within 4 days of online registration done on 26th June 2015. No Objection Certificate has been applied for in MCD. The same has not been received probably due to procedural delay at MCD."

AND WHEREAS the Committee noted that the NRC issued a Show Cause Notice dated 12.10.2015 to the appellant on the grounds that he has not submitted (i) the print out of the application along with land documents within 15 days of submission of on-line application; and (ii) No Objection Certificate issued by the concerned affiliating body. The Committee noted that the appellant with his letter dated 30.06.2015 had forwarded the hard copy of the application and certain other documents but not the No Objection Certificate from the concerned affiliating body. The appellant in the course of presentation also stated that have not got the NOC. According to the provisions of Clause 5 (3) of the NCTE Regulations, 2014, the No Objection Certificate issued by the concerned affiliating body has to be submitted alongwith the application. Since the appellant has not fulfilled this requirement, the

Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Appellant, IWP Institute, 99 Years Leased, A-1/28, Janakpuri, West Delhi, Delhi – 110058.**
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.

(18)

F.No.89-524/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of DBMS College of Education, Jamshedpur, Purba Singhbhum, Jharkhand dated 23.08.2016 is against the Order No. ER/7-220.7.1/ERC APP2178/B.Ed./2016/49048 dated 26/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the ground that "the land document is on lease basis which shows that the building premises has been granted on lease by Tata Steel Company Ltd. which is not in consonance and acceptable as per clause 8(4)(i)&(ii) of NCTE Regulation 2014. The Tata Steel Company Ltd. is not a Govt. body." The appellant sent a copy of their appeal dated 09.10.2015 signed on 23.08.2016. The on-line appeal dated 09.10.2015 is against an order of the ERC dated 08.10.2015 refusing recognition on the ground that the land is on private lease basis and not from Govt. or Govt. institutions. That appeal was accepted by the Council and the matter remanded to the ERC with a direction to process the application. The ERC again refused recognition in their order dated 26.08.2016 against which this present appeal has been preferred.

AND WHEREAS Sh. B. Chandrashekhar, Jt. Chairperson, DBMS College of Education, Jamshedpur, Purba Singhbhum, Jharkhand presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "the criteria for land as per recognition guidelines reads as follows: "The land free from all encumbrances could be either on ownership basis or on lease from Govt. or Govt. institutions for a period of not less than thirty years. The entire land in the Steel City of Jamshedpur was originally owned by Tata Steel. Following passage of Land Reforms Act 1956 – the ownership of the land vested with State Govt. and the erstwhile the Govt. of Bihar granted lease in 1956 for 40 years ending on 31st December, 1995, which was further renewed for 30 years with an option with Tata Steel for subsequent renewal. After vesting the ownership on the State Govt., the land fulfils the criteria of "Govt. Land. Only for the purpose of administering

township and steel works, the State Govt. has granted a statutory lease to Tata Steel. As per the statutory lease Tata Steel has been empowered to grant sub-lease to the institution like theirs. Therefore, it complies with the requirement of Clause 8(4)(i) of the recognition guidelines – 2014. The Eastern Regional Council had brought up the same issue during their, last rejection letter sent to the institution on the 30th of November, 2015, and the institution had gone for an appeal with the Headquarters in Delhi, who vide 13th Meeting took up the matter, and by way of documents available with them and verbal presentation by representative of the institution, ruled in favour of the institution. Since the entire land in Jamshedpur is on lease between Tata Steel and Govt. and Tata Steel, is empowered by Statute to grant sub-lease to institution like ours the appellate authority has favourably ruled on clause 8(4)(i) and reverted back to ERC, for further processing vide its order dated 15/01/2016. Following the order, the Eastern Regional Committee formed a VT, and subsequently the report of the same was also submitted by the VT. Thereafter Eastern Regional Committee vide their 220th meeting held on 11th and 12th August, 2016 maintained that Tata Steel Company Ltd., is a Private Company and is not a Govt. body, and hence not maintainable for further processing. The institution also wishes to mention that in Tata Steel's lease area covering 53 sq. kilo metres (known as Tata Steel township) there are three Govt. institutions namely: Jamshedpur Co-operative College, Jamshedpur Women's College and Graduate Schools College for Women who are also running B.Ed., programmes and for these colleges lease has been granted by Tata Steel. Further following identical guideline, CBSE has granted affiliation to the Trust's CBSE School in Jamshedpur. Clause 8(4)(ii) of recognition guidelines reads as follows: "The Society sponsoring the institution shall have to ensure that proposed Teachers institution has a well demarcated land area as specified by norms." As per Regulations the institution is supposed to have 0.75 Acres of land (Appx. 3000 sq. mtrs.) and building for which the built – up area should be 3000 sq. mtrs. The institution, as per the lease agreement granted by Tata Steel is indeed in possession of 0.75 Acres of land as well as building completed as per norms. Documentary evidence of the land area is enclosed as an extract from the 30 years registered lease agreement. It may kindly be observed that the land has well demarcated boundary which has been clearly spelt out in the registered agreement. In regard to building completion, we have submitted documentary evidence duly certified by the Govt. Authorities that the building is built in 3000 sq. mtrs. of built up area and on land

measuring 3000 sq. mtrs. It may thus be observed that the institution fulfils the criteria specified in Clause 8(4)(i) and 8(4)(ii) of NCTE guidelines 2014 and therefore it is humbly prayed that approval of NCTE, New Delhi may kindly be granted and necessary orders to this effect may kindly be notified.

AND WHEREAS the Committee noted that the appellant submitted their earlier appeal dated 09.10.2015 signed on 23.08.2016. Their on-line appeal dated 9.10.2015 was against the order of the ERC dated 08.10.2015 refusing recognition for conducting B.Ed. course on the ground that the land is on private lease basis and not on lease from Government or Government institutions. The appeal was considered by the Council and after considering the submissions of the appellant and taking into account that there was no agency other than Tata Steel, who own the land in that area, to give land for any institution, remanded the matter to the ERC with a direction to process the application, further as per the Regulations vide order dated 15.01.2016.

AND WHEREAS the Committee further noted that thereafter ERC got the institution inspected by a Visiting Team on 18.04.2016 and on 18.5.2016 issued a Show Cause Notice to the appellant on the ground that the land document submitted was on lease basis which shows that the building premises have been granted on lease basis by Tata Steel Company Limited which is not in consonance with Clause 8(4)(i) & (ii) of the NCTE Regulations, 2014. The appellant replied to the Show Cause Notice on 25.05.2016 stating that (i) there is a small pre-existing security room for guard and compound wall which has been misconstrued as leased building by the ERC whereas the entire building for Teacher Training Programme has been constructed by the institution at their cost; (ii) the approved building plan also clearly specifies that the building is meant for the proposed B.Ed. college; (iii) the appropriate authority also certified on the drawing itself that the total area of the land is 3000 sq. mts and the total built-up area is 3000 sq.mts; and (iv) thus it is by no means a leased building. The appellant also requested ERC to check up with the Visiting Team's Report. The ERC, finding that the institution is still deficient on grounds of lease of land and building, again refused recognition by the order dated 26.08.2016.

AND WHEREAS the Committee further noted that while acceptability of the lease of land by Tata Steel has been cleared in the appellate order dated 15.01.2016, the ERC appears to have raised the issue of buildings being on lease and refused recognition. Clause 8(4)(i) of the NCTE Regulations, 2014 lays down that in any case no building shall be taken on lease for running any teacher training programme. While the appellant is claiming that they got the building constructed and the existing structure is only a security room, the schedule to lease deed dated 16.04.2015 states all buildings and structures known as Tata Steel Scouts and Guides Centre on area measuring 0.75 acres (equivalent to 3000 sq.mts.) and a building with a built-up area of 3000 sq.mts. (Gr+1). The Certificate dated 27.06.2016 issued by Chief of Corporate Services, Tata and enclosed to the appellant's letter dated 1.7.2016 confirms that the lease comprised of usable land area 0.75 acres and buildings of 3000 sq.mts. situated over the said piece of land.

AND WHEREAS the Committee noted that the appellant, while claiming that the building has been constructed by them, informed that ERC in their letter dated 1.7.2016 that the lease comprised land area of 0.75 acres and a building with a built up area of 3000 sq.mts. The lease deed mentioned building by description which has also been confirmed in the Tata's Certificate dated 27.06.2016. Therefore, there is an apparent contradiction in the status of the building i.e. whether it is owned by the appellant or leased to them. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to issue a Show Cause Notice to the appellant seeking clarification about the correct status of the building and take further action as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserved to be remanded to ERC with a direction to issue a Show Cause Notice to the appellant seeking clarification about the correct status of the building and take further action as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of DBMS College of Education, Jamshedpur, Purba Singhbhum, Jharkhand to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Jt. Chairperson, DBMS College of Education, 1397 (P) Khasra No. 1217, Farm Area, Jamshedpur, Purba Singhbhum, Jharkhand.
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 Jharkhand, Ranchi.

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F.No.89-528/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Mahaveer College of Higher Education, Abusa, Allahabad, Uttar Pradesh dated 25/08/2016 is against the Order No. NRC/NCTE/NRCAPP-14813/254th Meeting/2016/153647-50 dated 18/07/2016 of the Northern Regional Committee, refusing recognition for additional intake in D.El.Ed. course on the grounds that "New building completion certificate dt. 28/04/2016, submitted by the institution does not bear the seal of the authorised Govt. body. List of the books has been submitted but no copy of accession Registrar has been submitted. No valid documents have been submitted such as earmarked building plan and approved by the competent authority, photograph to prove that the total built-up area has been increased as required for the existing and proposed courses."

AND WHEREAS Sh. Navneet Singh, Dep. Registrar, Mahaveer College of Higher Education, Abusa, Allahabad, Uttar Pradesh presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that "College has constructed area of 5550 sq. mts. New books 3070 have been purchased. College has communicated the deficiency details to NRC, Jaipur which were received 02/05/2016 with Dy. no. 140511. The appellant also gave a letter dt. 26.11.2016 enclosing building completion certificate signed by Assistant Engineer, RES, Allahabad bill for books and copy of accession register, approved building plan and some photographs."

AND WHEREAS the Committee noted that the three grounds on which NRC refused recognition are different from the two grounds mentioned in the Show Cause Notice decided in the 252nd meeting. Since the appellant has now furnished replies to the three grounds, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the replies of the appellant and take further action as per the NCTE Regulations. The appellant is directed to send

their replies to the grounds of refusal 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 deserved to be remanded to NRC with a direction to consider the replies of the appellant and take further action as per the NCTE Regulations. The appellant is directed to send their replies to the grounds of refusal to the NRC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Mahaveer College of Higher Education, Abusa, Allahabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Appellant, Mahaveer College of Higher Education, 12/2M, 12/4M, 45, Abusa, Allahabad Uttar Pradesh – 221505.**
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.89-529/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Pt. Purusottam Degree College, Dhana, Kaushambi, Uttar Pradesh dated 21/08/2016 is against the Order No. NRC/NCTE/NRCAPP-3789/240th Meeting/2015/121314 dated 18/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the ground that "the institution has not submitted reply of SCN."

AND WHEREAS the submission of the appeal has been delayed by ten months and four days beyond the prescribed period of 60 days. The appellant in the appeal and a letter dt. 29.11.2016 submitted that "their manager fell ill and was hospitalised and thereafter he was advised bed rest and in these circumstances they could not submit the appeal in time. The Committee, considering these submissions, decided to condone the delay and consider the appeal."

AND WHEREAS Sh. Shashi Bhushan Dwivedi, Chairman and Sh. Satyaprakash, Principal, Pt. Purusottam Degree College, Dhana, Kaushambi, Uttar Pradesh presented the case of the appellant institution on 29/11/2016. In the appeal and during personal presentation it was submitted that they have been in continuous correspondence with the affiliating university to get the teaching faculty approved and the delay occurred in appointing the subject experts by the university and getting suitable dates from them. In this connection, the appellant enclosed copies of the correspondence exchanged by them with Chhatrapati Shahuji Maharaj University, Kanpur and the subject experts. The appellant also enclosed a copy of their letter dt. 04.05.2015 addressed to the NRC, Jaipur seeking extension of time. The appellant enclosed copies of the letters dt. 03.11.2015 and 13.01.2016 from the University approving the Head of the Department and other teaching faculty.

AND WHEREAS the Committee noted that the appellant, who was issued a letter of Intent on 23.02.2015 with a direction to submit all the requisite documents within two months has not done the needful. Their letter dated 4.05.2015 reported to have been written to the NRC is not in the file of the NRC. The appellant did not respond to the Show Cause Notice dated 4.06.2015 and also did not inform the NRC about the status of approval of teaching faculty. In these circumstances, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Pt. Purusottam Degree College, Plot No. 83, Vill . – Dhana, Post – Mahila Distt. – Kaushambi, Uttar Pradesh – 212216.**
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.

(21)

F.No.89-530/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Yamuna Institute of Education, Yamuna Nagar, Haryana dated 26.08.2016 is against the Order No. NRC/NCTE/NRCAPP-11682/251st (Part-2) Meeting/2016/152371 dated 30/06/2016 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 Sh. Pritam Singh, Advisor and Sh. Ashok Kumar, Yamuna Institute of Education, Yamuna Nagar, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The institution wrote a letter on dated 19/05/2015 to SCERT, Gurgaon (Haryana) for NOC. But we were informed that the State Govt. decided not to recommend any fresh opening of D.El.Ed. course including Minority institutions. However, this restriction does not apply on us being a Minority institution as per Public Notice of NCTE dated 27/02/2015."

AND WHEREAS Appeal Committee noted that the impugned order dated 30.06.2016 issued by N.R.C. is on the ground that appellant institution has not submitted N.O.C. issued by the affiliating body which is required as per Clause5 (3) of NCTE Regulations, 2014. Appellant in its appeal memoranda has relied upon an order issued by Hon'ble High Court of Madhya Pradesh in R.P. No. 277/2013 wherein the Hon'ble Court has ruled that the State Government had no powers and authority to submit general opinion about non granting recognition.

AND WHEREAS Appeal Committee further noted that the Public Notice issued by NCTE inviting applications for different teacher education programmes for academic session 2016-17 excluded D.El.Ed. programme in the State of Haryana. The Public Notice however, mentioned that above restrictions will not apply to

Minority Educational Institutions. The appellant institution was therefore, allowed to make an application for D.El.Ed. programme whereas applicants other than established under Article 30 of the constitution were not eligible to apply. Appeal Committee is further of the opinion that the appellant institution having been allowed to submit application by virtue of its status of Minority Educational Institution was required to fulfil all other conditions laid down in the NCTE Regulations, 2014. As per Clause 5 (3) of the Regulations, all applicants are required to submit N.O.C. issued by affiliating body alongwith printout of the application.

AND WHEREAS Appeal Committee noted that appellant institution has not submitted No Objection Certificate issued by affiliating body and therefore, decided to confirm the order dated 30.06.2016 issued by Northern Regional Committee, Jaipur.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on second and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.06.2016 issued by NRC, Jaipur.

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

(Sanjay Awasthi)
Member Secretary

1. The Executive Director, Yamuna Institute of Education, Khasra No. 16/2/, 16/3, Village – Gadhouli, PO – Gadhoula, Tehsil – Jagadhri, Yamuna Nagar, Haryana – 133103.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-531/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Sita Ram Arya Memorial College of Education, Hisar, Haryana dated 29/08/2016 is against the Order No. NRC/NCTE/NRCAPP-11563/252nd (Part-7) Meeting/2016/151987 dated 29/06/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "Reply of the institution dated 13/04/2016 to the SCN issued by NRC on 15/03/2016 was considered and following observations were made: Institution has not submitted NOC of the affiliating body. Govt. of Haryana vide its letter dt. 12/04/2016 has requested the NRC, NCTE not to entertain the applications of Societies / Trusts seeking recognition for 4 year integrated course B.A. B.Ed. / B.Sc. B.Ed. and opening of new B.Ed. colleges in the State henceforth and during the years 2016-17 and 2017-18."

AND WHEREAS Dr. S.V. Arya, Principal, Sita Ram Arya Memorial College of Education, Hisar, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The objection is totally false as the institution has already submitted the NOC from the affiliating body i.e. Kurukshetra University, Kurukshetra with original application. That the NCTE has framed the new Regulations which are being called as National Council for Teacher Education (Recognition Norms and procedure) Regulations, 2014. Notification in this regard was issued on 28/11/2014. The notification incorporated the conditions and Regulation, as well as, other conditions in respect of the College of Education. That the order of refusal of NRC dt. 29/06/2016 is ultra-virus to the provisions of the Constitution of India vide which the applications of the petitioner societies were rejected and returned in original (by relying upon the letters issued by the State of Haryana on 12/04/2016. The decision of Hon'ble High Court of Punjab & Haryana in CWP 25532 of 2015 titled Ganga Institute v/s MDU dt. 19/02/2016 on the basis of which this ban letter dt. 12/04/2016 has been issued by the State of Haryana, States as under on page 7 of the order: "In the light of aforesaid facts, it is paramount for the regulatory body, affiliating University and the State Govt. to see that no further colleges are allowed to be opened, which will result in compromising the quality of education. Thus Court has directed to imposed ban using word 'further' thus ban has been imposed on the colleges to be opened in future. The case in hand is of session 2016-17 for

which applications were invited on 09/03/2016 and NOC from affiliating body has already been issued on 29/05/2016 and inspection has already been done and institution has already created the required additional building and infrastructure. Thus, ban of the State Govt. has no meaning in the light of above explanation. Whereas, the respondent Council have not followed the provisions given in Regulation 7(6) of the new NCTE Regulations 2014 in which every case has to be considered on its own merits irrespective of the recommendations of every concerned State Govt.. The applications were invited on the basis of the public notice dated 01/03/2015. Application were invited from the States and Union Territories which have not objected to the inviting of applications for particular courses. This means that the applications from State of Haryana were invited and it has not given its negative recommendations to the NCTE regarding establishment of new Teacher Training courses thus applications were invited by the NCTE from self-financing institutions including the State of Haryana. Post-dated negative recommendations given on 12/04/2016 is having no relevancy in the eyes of law. Whereas, the application was received by the NRC on 11/06/2015 prior to the issuance date of the letters by the State of Haryana, thus their case be considered on its own merits as per the regulations issued by the Council on 28/10/2014 and NRC be directed to grant of recognition under Regulation 7/16. That NRC has given recognition for B.A./B.Sc.,B.Ed. course under clause 7/16 in the State of Haryana irrespective of the so-called ban to: JIMS School of Education, Jhajjar (Haryana) (NRCAPP-13249) in the State of Haryana in the 255th NRC meeting from 2-6 August, 2016 for B.A./ B.Sc., B.Ed. and Manav Rachna University, Faridabad (Haryana) (NRCAPP-10195) in the State of Haryana in the 256th NRC meeting from 22-25 August 2016 (Part-2) for B.A./B.Sc.,B.Ed. annexure no.10."

AND WHEREAS Appeal Committee noted that impugned order dated 29.06.2016 is on following two grounds:

(i) Institution has not submitted N.O.C. of affiliating body.

(ii) Government of Haryana vide its letter dated 12.04.2016 has requested NCTE not to entertain applications seeking recognition for 4 year integrated course B.A. B.Ed./B.Sc. B.Ed. and opening of new colleges in the State hence forth during the years 2016-17 and 2017-18.

AND WHEREAS Appeal Committee noted that N.O.C. of affiliating body is required to submitted by applicants at the time of making application with reference to Clause 5 (3) of NCTE Regulations, 2014. The N.O.C. dated 19.05.2015 submitted by appellant was issued by Kurkhetra University. It was however, stated in the N.O.C. that this certificate is subject to final approval of State Government and inspection by the University.' The conditional

N.O.C. can become a complete document only with the final approval of State Government. The appellant's submission that N.O.C. from affiliating University was submitted alongwith application has no meaning unless the State Government ratifies the decision of affiliating University to grant N.O.C. Appeal Committee further observed that Clause 7 (5) and 7 (6) of the NCTE Regulations, 2014 prescribe the manner of seeking recommendation of the concerned State Government after sending a copy of the application to the State Government or Union Territory concerned. Clause 7 (6) of the Regulations states that in case no reply is received from the State Government within a specific time, the Regional Committee shall not defer processing the application on its merits. The Regulations are silent on the point that if State Government or Union Territory subsequently sends negative recommendations what shall be the fate of applications processed and pending at different levels.

AND WHEREAS Appeal Committee further noted that there is no documentary evidence placed on the relevant file of N.R.C. which can show that Letter of Intent (L.O.I.) was issued to appellant institution under Section 7 (9) of the Regulations. The Show Cause Notice (SCN) dated 15.03.2016 was, however, on the ground that 'Institution has not submitted faculty duly approved by affiliating body.' The S.C.N. also did nowhere mention that appellant institution was issued L.O.I. and is required to submit list of faculty.

AND WHEREAS Appeal Committee after perusing the relevant file of N.R.C. could not locate:

(i) decision of N.R.C. to issue L.O.I. under Clause 7(9) of the Regulations.

(ii) Letter of Intent issued to appellant institution.

Show Cause Notice dated 15/03/2016 on ground of non-submission of list of faculty approved by affiliating body is justified only when the institution is required to submit the list by issuing a L.O.I.

AND WHEREAS Appeal Committee further noted that impugned refusal order dated 29.06.2016 is made on grounds which are different from for which Show Cause Notice dated 15/03/2016 was issued. The appellant institution was therefore, denied the opportunity to submit written representation relating to the grounds on which impugned order was issued.

AND WHEREAS Appeal Committee decided to remand back the case to Northern Regional Committee for:-

(i) Updating the file by placing copy of the note portion and decisions taken by Regional Committee pertaining to the case.

(ii) Issuing Show Cause Notice to appellant on valid grounds.

(iii) Take decision based on the facts of the case and issue a revised speaking order.

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 Northern Regional Committee for:-

(i) Updating the file by placing copy of the note portion and decisions taken by Regional Committee pertaining to the case.

(ii) Issuing Show Cause Notice to appellant on valid grounds.

(iii) Take decision based on the facts of the case and issue a revised speaking order.

NOW THEREFORE, the Council hereby remands back the case of Sita Ram Arya Memorial College of Education, Hisar, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Appellant, Sita Ram Arya Memorial College of Education, Village – Bherian, Post – Muklan, Rajgarh Road, Hisar, Haryana – 125007.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-533/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of B.R. College of Education, Kurukshetra, Haryana dated 23.08.2016 is against the Order No. NRC/NCTE/NRCAPP-12709/251st (Part-I) Meeting/2016/152100-03 dated 29/06/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "As per the land documents submitted by the applicant institution, land is on private lease basis thus not as per the clause 8(4)(i) of NCTE Regulations, 2014."

AND WHEREAS Dr. Deepak Saini, Principal and Prof. Rita Chopra, Professor, B.R. College of Education, Kurukshetra, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "At present, the land of B.R. College of Education i.e. 5564.43 sq. mts. is a registered deed against the name of B.R. College of Education, Salarpur Road, Kurukshetra as per the NCTE, Regulations 2014. Earlier at the time of establishment in the year 2007, land of B.R. College of Education was on lease by 30 years in the name of Chopra Educational & Social Welfare Society. Due to my health problem, printout of online application was not submitted within stipulated time, it was personally submitted on the next day i.e. 16/06/2015."

AND WHEREAS Appeal Committee noted that applicant institution submitted application dated 30.05.2015 seeking recognition for conducting M.Ed. programme and enclosed therewith copy of land documents which consisted of a lease deed registered in the year 2002 for a period of 30 years. Committee noted that Clause 8(4) of NCTE Regulations, 2014 makes it mandatory for an institution to possess land on ownership basis or on lease from Government or Government Institution as on the date of application. The appellant institution as on date of application possessed the land on private lease which is not admissible. Appellant during the course of

appeal presentation on 30.11.2016 made available copy of a sale deed of said land registered on 10.02.2016.

AND WHEREAS Appeal Committee having noted that sale deed of land on which the applicant institution proposes to conduct M.Ed course was registered much after the date of application, decided to confirm the refusal order dated 29.06.2016 issued by NRC Jaipur.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, concluded to confirm the refusal order dated 29.06.2016 issued by Northern Regional Committee, NCTE, Jaipur.

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

(Sanjay Awasthi)
Member Secretary

1. The Chairman, B.R. College of Education, Salarpur Road, P.O. Kurukshetra, Haryana – 136118.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-534/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Teerthanker K.R.D. College, Jatauli, Gurgaon, Haryana dated 27.08.2016 is against the Order No. NRC/NCTE/NRCAPP-14218/251st (Part-1) Meeting/2016/152234 dated 29/06/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has not submitted reply of Show Cause Notice."

AND WHEREAS Dr. Sushil Kumar, Secretary, Teerthanker K.R.D. College, Jatauli, Gurgaon, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The institution has submitted reply of Show Cause Notice with in time of 30 days. The NRC NCTE issued a Show Cause Notice F.No. NRC/NCTE/NRCAPP-14218/2016-17/129866 dated 24th Nov. 2015. The institute submitted the reply with in time dated 22/12/2015 (Annexure-1). But after this there is no action taken on our application. But after all NRC, NCTE issued a refusal order with the reason that the institution has not submitted reply of Show Cause Notice which completely wrong."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 24.11.2015 was issued to appellant institution for the reason that 'No. Objection Certificate' issued by concerned affiliating body was not submitted with hard copy of the application' and the impugned order is on the ground that 'Institution has not submitted reply of S.C.N.'

AND WHEREAS appellant during the course of appeal presentation on 30.11.2016 made available copy of reply dated 22.12.2015 submitted by it to N.R.C. in response to the S.C.N. The above reply is acknowledged by N.R.C. vide dairy no. 127516 dt. 22.12.2016. Appeal Committee further noted that appellant in its reply referred to above has said that N.O.C. of affiliating body dated 10.07.2015 was

enclosed. Copy of this enclosure (N.O.C.) was not made available to the Appeal Committee. Prima-facie it appears that the appellant has furnished evidence of having submitted a reply to S.C.N. dated 24.11.2015 and therefore, the ground mentioned in the refusal order that "Institution has not submitted reply to S.C.N" is not justified and sustainable.

AND WHEREAS Appeal Committee decided to remand back the case to Northern Regional Committee for considering the reply dated 22.12.2015 submitted by the applicant vide diary no. 127516 dated 22.12.2015. The appellant is directed to submit to NRC once again a copy of its earlier letter dated 22.12.2015 (with enclosures) within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to Northern Regional Committee, Jaipur for consideration of the reply dated 22.12.15 submitted by the appellant in response to the Show Cause Notice. The appellant is required to submit a copy of its letter dated 22.12.2015 (with enclosures) to NRC within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Teerthanker K.R.D. College, Jatauli, Gurgaon, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Teerthanker K.R.D. College, 1278/1348, Educational, 35, NIL, Jatauli, Gurgaon, Haryana – 122504.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-535/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Teerthanker K.R.D. College, Jatauli, Gurgaon, Haryana dated 31.08.2016 is against the Order No. NRC/NCTE/NRCAPP-12480/251st (Part-1) Meeting/2016/152743 dated 06/07/2016 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 Sh. Sushil Kumar, Secretary, Teerthanker K.R.D. College, Jatauli, Gurgaon, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The society/institution is a Minority self-financed institution situated in the State of Haryana. The society had submitted application of D.El.Ed. course on 30/05/2015 in response to the Public Notice dated 27/02/2015 issued by the NCTE. Para 3 of said notice clearly stated as under: 3. The above restrictions will not apply in case of Minority Educational Institutions established under Article 30 of the Constitution. So, our institute was not under the ban."

AND WHEREAS Appeal Committee noted that Clause 5 (3) of the NCTE Regulation, 2014 make it mandatory for the applicants to submit 'No Objection Certificate' (NOC) issued by affiliating body alongwith application. Appellant institution has failed to comply with this regulatory provision even inspite of getting a Show Cause Notice dated 17.10.2015.

AND WHEREAS Appeal Committee further noted that appellant institution has relied from the presumption that Minority Education Institution established under Article 30 of the constitution are not required to comply with the regulatory provisions as per mention made in para 3 of the Public Notice inviting applications for various teacher education programmes. Appeal Committee noted that through the above

Public Notice, NCTE had invited application for various teacher education programmes except the programmes mentioned against the particular states for which applications were not to be accepted. D.El.Ed. was one of such courses in the State of Haryana for which applications were not invited. Minority Educational Institution as an exempted category were allowed to submit application.

AND WHEREAS Appeal Committee is of the opinion that relaxation given to Minority Educational Institution by the Public Notice was only for acceptance of the application for consideration as per extant NCTE Regulations. Appeal Committee decided to confirm the impugned order dated 06.07.2016 issued by Northern Regional Committee on the ground that applicant has failed to submit NOC issued by the affiliating body.

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 06.07.2016 issued by Northern Regional Committee, Jaipur.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Teerthanker K.R.D. College, 1278/1348, Plot No. 35, Village Jatauli Post Haily Mandi, Tehsil – Pataudi, Distt. – Gurgaon, Haryana, Haryana – 122504.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-536/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Baba Mohan Das College of Education, Rewari, Haryana dated 29.08.2016 is against the Order No. NRC/NCTE/NRCAPP-13104/251st (Part-3) Meeting/2016/152063 dated 29/06/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The applicant institution has not submitted any proof/evidence that it is offering under graduate or post-graduate programme of studies in the field of Liberal Arts or Humanities or Social Science or Science or Mathematics for getting grant of recognition for 4 years integrated programme leading to B.S. B.Ed./B.A. B.Ed. degree as has been mentioned in Clause 2(b) of NCTE Regulations, 2014 and clause 1.1 of the Appendix 13 (Norms & Standards for B.A. B.Ed./B.Sc. B.Ed. degree)."

AND WHEREAS Dr. Som Prakash, Principal, Baba Mohan Das College of Education, Rewari, Haryana presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "the decision of the NRC, NCTE is illegal and incorrect because, in clause 2(b) of NCTE Regulation 2014 it is clearly mentioned that "an institution offering multiple teacher education programmes is covered under the definition of "composite institution." That, the NCTE on its website also uploaded FAQ (Frequently asked questions) and clearly mentioned that: Any institution offering two or more than two programmes in Teacher Education also fulfils the criteria of a composite institution. Therefore, it is humbly requested to set aside the illegal and incorrect decision of the NRC."

AND WHEREAS Appeal Committee noted that the impugned order dated 29.06.2016 is on the sole ground that applicant institution has not submitted evidence that it is offering under graduate or post graduate programme of studies in the field of Liberal Arts or Humanities or Social Science or Science or Mathematics as has

been mentioned in Clause 2(b) of NCTE Regulations, 2014 and Clause 1.1 of Appendix 13 (Norms and Standards for B.A. B.Ed./B.Sc. B.Ed.)

AND WHEREAS Appeal Committee noted that applicant institution submitted application dated 02/06/2015 seeking recognition for B.A. B.Ed./B.Sc. B.Ed. The applicant made a declaration at page 4 of the application form to the effect that the institution is conducting B.Ed. and D.El.Ed. programmes since the year 2008. The application of the appellant institution was processed further by N.R.C. and inspection was conducted on 12.02.2016. It was after conducting the inspection that a Show Cause Notice (S.C.N.) dated 25.02.2016 was issued on the proposed ground of refusal. Appellant institution in its reply dated 22.03.2016 to the S.C.N. stated that Clause 2 (b) of the Regulations define composite institution as a duly recognised institution offering undergraduate or post graduate programmes of study or an institution offering multiple teacher education programmes.

AND WHEREAS Appeal Committee noted that Norms and Standards for the B.A. B.Ed./B.Sc. B.Ed. course (Appendix 13) of NCTE Regulations, 2014 lay emphasis on integrating general studies with professional studies but para 1.2 of the above Appendix clearly states that programmes shall be offered in composite institutions as defined in Regulation 2.1. The appellant institution is stated to conducting B.Ed. and D.El.Ed. programmes and is thus covered under the liberal definition of a composite institution.

AND WHEREAS Appeal Committee while considering the appeal matter noted that N.R.C. has not taken into account the negative recommendations of the State Government of Haryana conveyed vide letter dated 12.04.2016. The negative recommendations of the State Government has formed a basis for refusal of recognition in other similar cases.

AND WHEREAS Appeal Committee keeping in view the facts stated in aforesaid paragraphs, decided that refusal order dated 29.06.2016 issued by NRC on grounds of composite status of the institute is not tenable and the matter is remanded back to NRC for revisiting the case for issue of fresh appropriate order.

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 to case to Northern Regional Committee for issue of revised order after revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Baba Mohan Das College of Education, Rewari, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Baba Mohan Das College of Educationa, VPO-Motla Kalan, Tehsil-Rewari, Rewari, Haryana – 123411.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-537/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Ganga Ram Bansidhar Mahavidyalaya, Jalaun, Kanpur Dehat, Uttar Pradesh dated 01/09/2016 is against the Order No. NRC/NCTE/NRCAPP-15599/254th Meeting/2016/153504 dated 14/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The show cause notice regarding non-submission of application fee of Rs. 1,50,000/- was issued no. 129696 dt. 21/11/2015. The institution has not responded to the show cause notice within stipulated period."

AND WHEREAS Sh. Ajay Singh, President, Ganga Ram Bansidhar Mahavidyalaya, Jalaun, Kanpur Dehat, Uttar Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that *"Application fee was paid by Demand Draft no. 057690 dated 30.06.216 and original D.D. was submitted with hard copy of the application."*

AND WHEREAS appellant during the course of appeal presentation submitted a certificate dated 29.08.2016 issued by Allahabad Bank certifying that the D/D was neither encashed by NCTE nor by the applicant institution. Committee, therefore, finds no reason for the applicant to have not submitted the Demand Draft on account of applications fee of Rs. 1,50,000/-. Chances are there that the Demand Draft might have been misplaced in the office of N.R.C. The assumption of Demand Draft being misplaced in the office of N.R.C. is strengthened by the fact that the hardcopies of application were submitted by the applicant personally and the receipt desk would not have accepted the application without ensuring the Demand Draft for Rs. 1,50,000/-.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to Northern Regional Committee with the direction that if the Demand Draft is

untraceable, the office should communicate with the applicant for getting a duplicate revalidated demand draft and start processing the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to Northern Regional Committee for processing the application after getting a duplicate and revalidated Demand Draft from the applicant institution.

NOW THEREFORE, the Council hereby remands back the case of Ganga Ram Bansidhar Mahavidyalaya, Jalaun, Kanpur Dehat, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Ganga Ram Bansidhar Mahavidyalaya, Plot No.1142, Street No.4, Village-Kuthond, PO-Kuthond, Tehsil/Taluka-Jalaun, Kanpur Dehat, Uttar Pradesh - 209125.
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.89-539/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Sri Ram Sahay Singh Kanya Mahavidalya, Sadar, Basti, Uttar Pradesh dated 06/09/2016 is against the Order No. NRC/NCTE/NRCAPP-14961/255th Meeting/2016/156136-39 dated 22/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution has not submitted any document to establish that the land owned by the institution is free from all encumbrances issued by Competent authority as required under clause 8(4)(i) of NCTE Regulations 2014."

AND WHEREAS Sh. Ashutosh Kumar Tripathi, Representative, Sri Ram Sahay Singh Kanya Mahavidalya, Sadar, Basti, Uttar Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The applicant has submitted talas certificate/encumbrance issued by the Sub-Registrar Distt. – Basti vide our letter No. 75/SRSS/2015-16 dated 06/07/2015 at the time of submission of original application. Now the encumbrance issued by the competent authority dated 22/08/2016 is submitted."

AND WHEREAS Appeal Committee noted that the impugned order dated 22.08.2016 is on the ground that 'Institution has not submitted Non-Encumbrance Certificate issued by the Competent Authority.' Appeal Committee further noted that appellant institution in a letter dated 19.07.2016 submitted in response to Show Cause Notice (S.C.N) dated 18/07/2016 had made efforts to resolve the issue but mistakenly submitted a certificate issued by Sub Registrar of Societies & Chitfund, Gorakhpur. The appellant during the course of appeal presentation on 30.11.2016 submitted an endorsement authenticated by Tehsildar certying that there is no encumbrance on the land bearing Gata No. 706/10/2. Appeal Committee was also apprised by the appellant that N.R.C. has already decided to issue letter under Clause 7 (16) to the institution in respect of its B.Ed. programme on the same land.

AND WHEREAS Appeal Committee decided to remand back the case to NRC Jaipur for considering certificate dated 16.08.2016 given by Tehsildar, Basti verifying that there is no encumbrance on the land on which the D.El.Ed. programme is proposed to be conducted. Applicant is directed to submit notarized copy of the certificate to NRC within 15 days of the issue of Appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to remand back the case to NRC for considering the non-encumbrance certificate dated 19.08.2016 issued by Tehsildar, Sadar, Basti. Appellant is directed to submit notarized copy of this non-encumbrance certificate to NRC within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Sri Ram Sahay Singh Kanya Mahavidalya, Sadar, Basti, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Ram Sahay Singh Kanya Mahavidyalya, Village/Town/City – Maharipur, PO-Maharipur, Tehsil/Taluka-Basti Sadar, Basti, Uttar Pradesh – 272001.
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.89-540/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Sanjay Gandhi B.Ed. College, Chidoriya, Vidisha, Madhya Pradesh dated 29.08.2016 is against the Order No. WRCAPP3267/M.Ed./MP/255th/ 2016/170448 dated 04/07/2016 of the Western Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "Show Cause Notice was issued to the institution on 09/02/2016 for submission of land related documents, and certificate of registration of Society/Trust and Bye-laws. No reply has been received. Hence, Recognition is refused."

AND WHEREAS Sh. Rupesh Nema, Secretary, Sanjay Gandhi B.Ed. College, Chidoriya, Vidisha, Madhya Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "Jeevanti Seva Samiti submitted explanation in reply to Notice to WRC, NCTE through Secretary of Society on 23/02/2016."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 09.02.2016 was issued to appellant institution for non submission of (i) Change of Land Use Certificate (ii) Building Completion Certificate, (iii) Non-encumbrance certificate, (iv) F.D.Rs and (v) certificate of Registration of the Society & Byelaws. The impugned order dated 04/07/2016 is for the reason that 'No reply to S.C.N. was received.'

AND WHEREAS the appellant during the course of appeal presentation submitted copy of its letter dated 23.02.2016 which is shown acknowledged in the office of W.R.C. on 23.02.2016 itself. Zerox of a receipt issued by Madi Courier & Cargo bearing AWB No. 79349 dated 23.02.2016 was enclosed by the appellant with the appeal Memoranda.

AND WHEREAS Appeal Committee is convinced that appellant institution had submitted a reply to Show Cause Notice dated 09.02.2016 and accordingly decided to remand back the case to Western Regional Committee for consideration of the reply dated 23.02.2016 submitted by the applicant. Appellant is directed to submit on more copy of its reply dated 23.02.2016 along with enclosures to WRC within 15 days of the issue of Appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to remand back the case to WRC for consideration of the reply dated 23.02.2016 submitted by appellant through courier. Appellant is directed to submit a copy of its earlier reply dated 23.02.2016 to WRC along with evidence of having sent it through Madi Courier & Cargo on 23.02.2016.

NOW THEREFORE, the Council hereby remands back the case of Sanjay Gandhi B.Ed. College, Chidoriya, Vidisha, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sanjay Gandhi B.Ed. College, 272, 296/2, 296/310, 275, Jeevanti Seva Samiti, Chidoriya, Vidisha, Madhya Pradesh – 464001.
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.89-541/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Srimanta Jana (Anath Bandhu Angurbala Teachers Training Institute) Chandipur, Midnapore, West Bengal dated 30/08/2016 is against the Order No. ERC/218.7.21/ERCAPP2289/B.Ed./2016/48625 dated 29/07/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was decided in Emergent meeting of ERC held on 24-25 April, 2016 on the following grounds: (i) The institution submitted online application in the name of "Anath Bandhu Angurbala Teachers Training Institute" whereas gift deed is in the name of "Anath Bandhu Angurbala Teachers Training Institute (B.Ed. and D.El.Ed.)" i.e. in different name which is not acceptable. (ii) Building plan and building completion certificate is not approved by any Govt. Engineer. b. In response to show cause notice the institution submitted its reply dated 14/05/2016 on the basis of proceeding uploaded in ERC website. Which does not fulfil the requirement of show cause notice and not considerable as per NCTE Regulation 2014. In view of the above, the Committee decided that application bearing code No. ERCAPP2289 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Dr. Kuladip Jana, Advisor and Sh. Maniklal Chakraborty, President, Srimanta Jana (Anath Bandhu Angurbala Teachers Training Institute) Chandipur, Midnapore, West Bengal presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "Deed of declaration has been made for correction of institute's name as Anath Bandhu Angurbala Teachers Training Institute. Building Completion Certificate submitted duly signed by Govt. Engineer."

AND WHEREAS Appeal Committee noted that E.R.C. in an emergent meeting held on 24 & 25 April, 2016 decided to issue Show Cause Notice (SCN) on two grounds i.e.:-

(i) Gift deed of land is in the name of Ananth Bandhu Angurbala Teacher Training Institute (B.Ed. & D.El.Ed.) whereas online application is in the name of Ananth Budhu Angurbala Teacher Training Institute.

(ii) Building plan and Building Completion Certificate is not approved by Government Engineer.

AND WHEREAS Appeal Committee noted the words B.Ed. & D.El.Ed. mentioned in the gift deed after the name of applicant institution does not have any material difference in so far as ownership of land is concerned and moreover the applicant in reply to S.C.N. had informed the E.R.C. that a deed of declaration has been registered in the office of District Sub Registrar correcting the name. Appeal Committee further noted that appellant submitted building plan approved by Sub Asstt. Engineer, Chandipur Block, Purba Mednipur and countersigned by Gram Pardhan, Kandapesara, Purbi Mednipur. The Building Completion Certificate was however, not signed by any competent authority. Appellant during the appeal proceedings submitted copy of the B.C.C. duly signed by competent authority. The B.C.C. has now been signed by Sub Asstt. Engineer, Chandipur Block, Purba Mednipur. Appeal Committee while considering the building plan and B.C.C. has relied upon the observations made by the Visiting Team in its report dated 30.03.2016. The V.T. has reported that applicant institution fulfils infrastructural requirements. The observation of V.T. seen in relation to building plan and B.C.C. renders the above documents acceptable.

AND WHEREAS Appeal committee decided to remand back the case to Eastern Regional Committee for further processing of the application. Applicant institution is directed to submit a copy of BCC signed by Sub Assistant Engineer, Chandipur Block to Eastern Regional Committee within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluding to remand back the case to ERC for further processing of the application.

Appellant is directed to submit copy of BLC signed by Sub Assistant Engineer to Eastern Regional Committee within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Srimanta Jana (Anath Bandhu Angurbala Teachers Training Institute) Chandipur, Midnapore, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Srimanta Jana (Anath Bandhu Angurbala Teachers Training Institute) 580, Gifted Deed, 649, 650, 651, 627, 640, Osmanpur, Chandipur, Midnapore, West Bengal – 721633.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-543/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Kumri Vivekananda B.Ed. College, Kumri (Mathpara) Karimpur, Nadia, West Bengal dated 01/09/2016 is against the Order No. ERC/219.7.18/ERCAPP3686/B.Ed./2016/48855dated 06/08/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) course on the grounds that "(i) As per recognition order for D.El.Ed. programme name of the institution is "Kumri Vivekananda Primary Teacher Training Institute" and now the institution applied B.Ed. programme in the name of the "Kumri Vivekananda B.Ed. College" i.e. in the different name. (ii) The institution comes under the category of standalone institution which is not considerable as per NCTE Regulation 2014. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3686 of the institution regarding permission for B.Ed. (Addl. Course) Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Gopal Ray, Secretary and Sh. Arun Kumar Sen Gupta, Member, Kumri Vivekananda B.Ed. College, Kumri (Mathpara) Karimpur, Nadia, West Bengal presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "As per recognition order for D.El.Ed. programme name of the institution is "Kumri Vivekananda Primary Teachers Training Institute" and now the institution applied for B.Ed. programme in the name of "Kumri Vivekananda B.Ed. College."

AND WHEREAS Appeal Committee noted that applicant institution submitted application dated 27.06.2015 seeking recognition for conducting B.Ed. programme. On page 4 of the application performa the applicant furnished details of its already existing D.El.Ed. programme which was recognised in the year 2012. Appeal Committee noted that the address where the B.Ed. programme is proposed to be

conducted is the same where D.El.Ed. programme was recognised. Mere mentioning the name of course applied for, does not mean that both the courses/programme are to be taken as standalone. "Kumri Vivekanand", (Plot no. 2481, 2483) is the basic title and number of programmes of Teacher Education added to this name should be reckoned to be conducted in the same institution.

AND WHEREAS Appeal Committee decided to remand back the case to Eastern Regional Committee for further processing of the application considering B.Ed programme to be a part of existing institution conducting a D.El.Ed. programme.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to remand back the case of ERC for further processing of the application considering B.Ed. programme to be a part of existing institution conducting D.El.Ed. programme.

NOW THEREFORE, the Council hereby remands back the case of Kumri Vivekananda B.Ed. College, Kumri (Mathpara) Karimpur, Nadia, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Kumri Vivekananda B.Ed. College, 2481, 2483, 2494, Ownership, Kumari (Mathpara), Karimpur Nadia, West Bengal – 741122.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-545/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Babu Pandit Rameshwar Prasad Dwivedi Mahavidyalaya, Raebareli, Uttar Pradesh dated 31/08/2016 is against the Order No. NRC/NCTE/NRCAPP-3546/254th Meeting/2016/154703 dated 24/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution was issued show cause notice no. 141028-29 dated 24/02/2016 regarding "non-submission of reply to 7(13) of NCTE Regulations, 2014". The institution has not responded to the show cause notice within stipulated period."

AND WHEREAS Sh. Dalbahadur Singh, Manager, Babu Pandit Rameshwar Prasad Dwivedi Mahavidyalaya, Raebareli, Uttar Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The institution submitted reply of show cause notice timely with letter no. 81/2016 dated on 21/03/2016 and also enclosed copy of supportive documents. So, rejection on the ground that "the institution has not responded to the show cause notice within stipulated period" is not valid."

AND WHEREAS Appeal Committee noted that impugned order dated 24.07.2016 was issued on the ground that appellant institution has not responded to Show Cause Notice (SCN) dated 24.02.2016. Appellant during the course of appeal presentation submitted copy of its reply dated 21.03.2016 seeking more time for furnishing compliance to the L.O.I. Appellant also submitted copy of Speed Post receipt dated 29.3.2016 as evidence of having submitted the reply to Show Cause Notice.

AND WHEREAS the reply dated 21.03.2016 submitted by appellant institution is not found available on the relevant file of Northern Regional Committee. Appeal Committee, therefore, decided that let NRC consider the reply dated 21.03.2016 of

the Show Cause Notice and take a decision on merits of the case and issue a speaking order. Appellant is directed to submit a copy of its earlier letter dated 21.03.2016 to Northern Regional Committee alongwith enclosures to NRC with 15 days of the issue of Appeal Orders. Copy of Speed Post receipt dated 29.03.2016 should also be submitted to Northern Regional Committee as evidence of having sent reply.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral evidence advanced during the hearing, Appeal Committee concluded to remand back the case to Northern Regional Committee for considering the reply dated 21.03.2016 submitted by Speed Post by the appellant institution. Appellant is directed to submit a copy of its reply dated 21.03.2016 alongwith evidence of having sent it by Speed Post to NRC within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Babu Pandit Rameshwar Prasad Dwivedi Mahavidyalaya, Raebareli, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Babu Pandit Rameshwar Prasad Dwivedi Mahavidyalaya, Village-Jariya, PO-Ataura, Dist.-Raebareli, Raebareli, Uttar Pradesh – 229001.
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.89-546/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Anand College of Education, Debra, Midnapore, West Bengal dated 01/09/2016 is against the Order No. ER-218.6.15/ERCAPP3772/ D.El.Ed./2016/48613 dated 29/07/2016 of the Eastern Regional Committee, granting recognition for conducting D.El.Ed. course (one unit) as against the application for two units for D.El.Ed. course."

AND WHEREAS Sh. SK. Asgar Ali, Secretary and Sh. Arun Kumar, Member, Anand College of Education, Debra, Midnapore, West Bengal presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The four storey building with required number of rooms strictly as per NCTE Norms suitable for two units of each of 50 intake for D.El.Ed./B.Ed. composite course is available. The laboratories are well equipped with appliances and apparatuses, furniture etc. separately for each Laboratory. The Library enriched with relevant text books, reference books, encyclopaedias, Educational Journals etc., total being 4743 and spacious well-furnished reading space will quench the reading thirst of the students. The provision of Music, Art and Craft etc. is also provided. The appointment of 17 teachers and administrative staff including one Librarian has been done strictly following NCTE procedure and Norms. The visiting team from NCTE and the inspection team from Higher Education Deptt., Govt. of West Bengal was satisfied with the infrastructure which is perfectly in conformity with NCTE, Norms."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.06.2015 seeking recognition for conducting D.El.Ed. course of 50 intake as mentioned in the forwarding letter dated 29.06.2015. The affidavit enclosed with the application also mentioned the applied intake of 50 seats. The Visiting Team which conducted inspection of the appellant institution on

02/03/2016, however, made a mention that assessment of preparedness of the appellant institution is for 2 units of B.Ed. and 2 units of D.El.Ed.

AND WHEREAS Appeal Committee further noted that E.R.C. in its 210th Meeting held from 7th to 9th April, 2016 decided to issue Letter of Intent under Clause 7 (13) of NCTE Regulations but no formal L.O.I., issued. In the absence of formal L.O.I., there was no question of seeking option from the appellant for one or two units of D.El.Ed. programme. It is however, a fact that appellant institution while complying with the decision to issue L.O.I. opted for two units of D.El.Ed. programme and had submitted a list of faculty including one H.O.D. and fifteen lecturers.

AND WHEREAS Appeal Committee is of the opinion that as per Clause 7 (13) of NCTE Regulations, 2014, a formal Letter of Intent is required to be issued containing all the terms and conditions which an applicant is required to fulfil before grant of formal recognition under Clause 7(16). In the absence of a formal L.O.I. the applicant has presumed that it has an option for two units of D.El.Ed. programme which is not supported by its own affidavit submitted alongwith the application dated 29.06.2015. The Letter dated 05/02/2016 issued by E.R.C. to Visiting Team members also did not mention the applied intake for the proposed course and V.T. of its own has mentioned the intake as two units.

AND WHEREAS Keeping in view the circumstances of the case, Appeal Committee does not find anything wrong in granting recognition for only one unit of D.El.Ed. programme. The Regional Committee, however, should have issued a formal L.O.I. under Clause 7 (13) and should also have stated the reasons for granting only one unit in the final recognition order issued Clause 7 (16).

AND WHEREAS Appeal committee is not convinced with the appellant's statement that it was given an option for one or two units of D.El.Ed. course while deciding to issue LOI as there was no formal LOI issued to the appellant institution and the applied for intake was only 50 seats as mentioned in the affidavit enclosed with the application dated 29.06.2015. Appeal Committee, therefore, decided to confirm the impugned order dated 29.07.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Anand College of Education, 157, 159, 202, Bastu, Kabilpur, Debra, Midnapore, West Bengal – 721126.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-547/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2017

ORDER

WHEREAS the appeal of Anand College of Education, Debra, Midnapore, West Bengal dated 01/09/2016 is against the Order No. ER-218.6.16/ERCAPP3771/ B.Ed./2016/48770 dated 03/08/2016 of the Eastern Regional Committee, granting recognition for conducting one unit of B.Ed. course on the grounds that "The appellant submitted application for two units for B.Ed. course"

AND WHEREAS Sh. SK. Asgar Ali, Secretary and Sh. Arun Kumar, Member, Anand College of Education, Debra, Midnapore, West Bengal presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "The laboratories are well equipped with appliances and apparatuses, furniture etc. separately for each Laboratory strictly as per NCTE, Norms. The Library enriched with relevant text books, reference books, encyclopaedias, Educational Journals etc., total being 4743 and spacious well-furnished reading space will quench the reading thirst of the students. The provision of Music, Art and Craft etc. is also provided. The appointment of 17 teachers and administrative staff including one Librarian has been done strictly following NCTE procedure and Norms. The visiting team from NCTE and the inspection team from Higher Education Deptt. Govt. of West Bengal satisfied at the infrastructure which is perfectly in conformity with NCTE, Norms."

AND WHEREAS Appeal Committee noted that applicant institution submitted online application dated 29.06.2015 seeking recognition for conducting B.Ed. programme. The intake applied for was mentioned as 100 (2 units) in the affidavit as well as in the forwarding letter. The institution was inspected on 02.03.2016 with a proposed intake of 100 seats. Eastern Regional Committee (ERC) in its 210th Meeting held on 7th to 9th April, 2016 decided to issue Letter of Intent (L.O.I.) under Clause 7 (13) of the NCTE Regulations. No formal L.O.I. was however, issued as

required under Clause 7 (13). The appellant institution submitted letters dated 21.04.2016, 12.05.2016 by noting the decision of E.R.C. to issue L.O.I. Affidavit enclosed with the compliance letter dated 21.04.2016 mentioned the proposed intake as 100 seats. The list of faculty approved by affiliating body was keeping in view 2 units of B.Ed. programme.

AND WHEREAS Appeal Committee noted that initial application seeking recognition was for two units followed by inspection assessing preparedness for two units, appointment of faculty for two units, willingness given for two units. There was thus no justification for E.R.C. in giving formal recognition for only one unit.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to Eastern Regional Committee for granting two units of B.Ed. programme as applied for by the applicant institution.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit documents on record and oral assignments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC for granting recognition for two units of B.Ed. programme as originally applied by the applicant.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Anand College of Education, 157, 159, 202, Bastu, Kabilpur, Debra, Midnapore, West Bengal – 721126.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-590/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/1/2017

ORDER

WHEREAS the appeal of Vindhya Shiksha Samiti College, Mandla, Madhya Pradesh dated 30/09/2016 is against the Order No. WRC/APP2619/223/249th/2016/166081 dated 29/04/2016 of the Western Regional Committee, granting recognition for conducting B.Ed. course with an annual intake of 50 seats whereas "the appellant submitted application for two units for B.Ed. course."

AND WHEREAS Sh. Vireshwar Singh, Representative, Vindhya Shiksha Samiti College, Mandla, Madhya Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "We receive LOI for 100 seats but the final recognition order is 50 seats in B.Ed. program."

AND WHEREAS Appeal Committee noted that appellant institution has made an application seeking grant of recognition for two units of B.Ed. course (as mentioned in the affidavit enclosed with the application). Appeal Committee further observed that Letter of Intent (L.O.I.) dt. 21.03.2016 under Clause 7 (13) of the NCTE Regulations, 2014 was issued conveying decision of the WRC recommending two units of B.Ed. programme.

AND WHEREAS Appeal Committee noted that appellant institution submitted compliance report vide its letter dated 11/04/2016 enclosing therewith a list containing the names of one Principal and fifteen faculty members approved by the affiliating university.

AND WHEREAS Appeal Committee, therefore, does not find any justification for granting recognition for only one unit of B.Ed. programme without assigning any reason and opportunity to the appellant institution.

AND WHEREAS Appeal Committee decided to remand back the case to Western Regional Committee, Bhopal for granting two units of B.Ed. programme as applied for by the applicant.

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 WRC for granting recognition for two units of B.Ed. programme as originally applied by the applicant and for which Letter of Intent was also issued.

NOW THEREFORE, the Council hereby remands back the case of Vindhya Shiksha Samiti College, Mandla, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Vindhya Shiksha Samiti College, Infront of Yogiraj Hospital Khairi Mandla, Madhya Pradesh – 481661.
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.89-593/2016 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 3/11/2016

ORDER

WHEREAS the appeal of Gyan Shiksha Mahavidhyalaya, Dhar, Madhya Pradesh dated 28/09/2016 is against the Order No. WRC/NCTE/APP3066/245/D.El.Ed./M.P./2016/162575 dated 03/03/2016 of the Western Regional Committee, refusing recognition for conducting one unit of D.El.Ed. course." The appellant has filed application for the approval of 02 units (100 seats) of D.El.Ed. for the year 2016-17. NCTE WRC, however, granted approval for only 01 unit (50 seats). Applicant filed petition in High Court Jabalpur. As a result of which Hon'ble Court issued order W.P.No. 11853/2016 suggesting the petitioner to move appellate authority for reconsideration."

AND WHEREAS Sh. Pushpendra Singh Gautam, Director, Gyan Shiksha Mahavidhyalaya, Dhar, Madhya Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "This is with reference to the subject cited above that "Shir Om Shanti Education Society run by Gyan Shiksha Mahavidhyalaya, Dhar has purchased 64045 square feet land to construct 43754 square feet build up area for the recognition of two units (100 seats) of D.El.Ed. Gyan Shiksha Mahavidhyalaya has filed complete application for the above mentioned course dated 28/06/2015. NCTE, WRC has duly inspected Mahavidyalaya at 19/02/2016 and found adequate infrastructure, built up area, library."

AND WHEREAS Appeal Committee noted that applicant institution submitted application dated 28.06.2015 seeking recognition for conducting D.El.Ed. programme. Though the intake mentioned in the affidavit was 50 seats, the forwarding letter of the application mentioned the applied intake as 100 seats (2 units). Inspection of the applicant institution was conducted on 19.02.2016 for a proposed intake of 2 units and the Visiting Team also recommended grant of 2 units.

W.R.C. in its 244th meeting held on February, 25-26, 2016 decided to issue Letter of Intent (L.O.I.) for one unit only. Formal L.O.I. dated 27.02.2016 was issued for an annual intake of one unit (50 seats). It is quite interesting to note that appellant institution submitted a compliance letter dated 03/03/2016 forwarding therewith a list of faculty and other required documents and the impugned order granting recognition for one unit was issued on the same day i.e. 03.03.2016. In the absence of note portion of the relevant file of W.R.C., Appeal Committee finds it difficult to understand whether the compliance dt. 03/03/2016 submitted by applicant institution in response to L.O.I. was placed before the Regional Committee in its ongoing 245th Meeting held on March 1-3, 2016 after examining the documents and preparing agenda. Recognition order was also issued on the same date.

AND WHEREAS Appeal Committee is also of the view that declaration given in affidavit enclosed with the application is more authentic than what is stated in the forwarding letter. Moreover, L.O.I. dated 27.02.2016 was issued for one unit of D.El.Ed. programme and the appellant institution rather than representing against the approved intake, opted to wait for the last day on which Western Regional Committee was deliberating (245th Meeting). Appeal Committee further noted that W.R.C. issued Letter dated 16.02.2016 for inspection. Two V.T. members were from Meerut and Bhillai. Inspection was conducted on 19.02.2016. L.O.I. was issued on 27.02.2016. Documents such as affidavit etc. enclosed with the reply to L.O.I. were prepared on 03.03.2016. Compliance to L.O.I. was sent to W.R.C. on 03.03.2016. It was considered by W.R.C. on the same day and recognition order was also issued on same day. Appeal Committee is of the opinion that if things happen so fast and in haste proper scrutiny of documents is difficult to be done and the W.R.C. was within its limits to have issued recognition for only one unit of D.El.Ed. programme as applied for by the institution and for which L.O.I. was also issued accordingly.

AND WHEREAS Appeal Committee after considering the details of the case, decided to confirm the impugned order dated 03.03.2016 granting recognition for one unit of D.El.Ed. programme to the appellant institution.

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

Committee concluded to confirm the impugned order dated 03.03.2016 issued by Western Regional Committee, Bhopal granting recognition for only one unit of D.El.Ed. programme.

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Gyan Shiksha Mahavidyalaya, Hanumant Singh Village Barigardh (Kanakthok) The. Gaurihar Distt. Chhatarpur, Dhar, Madhya Pradesh – 454001.
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.89-182/2015 Appeal/15th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 31/1/2017

ORDER

WHEREAS the appeal of Thakur Jay Narayan Singh Memorial Degree College, Khaga Fatehpur, Uttar Pradesh dated 30/10/2015 is against the Order No. NRC/NCTE/NRCAPP-4139/240th Meeting/2015/121337 dated 18/08/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has not submitted reply of SCN."

AND WHEREAS Sh. Sanjay Kumar, Trustee, Thakur Jay Narayan Singh Memorial Degree College, Khaga Fatehpur, Uttar Pradesh presented the case of the appellant institution on 30/11/2016. In the appeal and during personal presentation it was submitted that "the reply of notice was not given by the institution because said "Show Cause Notice" (04/06/2015) sent to the institution by the NRC had not been received till today. That the FDR annexed in 7(13) letter given to institution pertained to some other institution which was due to carelessness of NRC. The original FDR of institution is not yet received by institution. That is why the list of faculty members was not submitted."

AND WHEREAS Appeal Committee noted that recognition for conducting B.Ed. programme was refused by N.R.C. vide refusal order no. NRC/NCTE/NRCAPP/4139/240th Meeting dated 18.08.2015 and the applicant preferred an appeal against the order. The impugned order dated 18/08/2015 was confirmed by Appeal Committee by issue of an appellate order dated 25/02/2016 which was subsequently challenged in the High Court of Allahabad. Hon'ble High Court in its order dated 17.08.2016 delivered in Writ – C – 38179 of 2016 finally set aside the appellate order dated 25.02.2016 for being a non speaking order. Hon'ble Court also said that appellate authority has not taken into consideration the subsequent developments i.e. in the intervening period if deficiency has been duly removed to the satisfaction of the NCTE, it should be considered by the appellate

authority. Hon'ble Court has remanded back the case to NCTE to consider the appeal on merits and pass appropriate orders in accordance with law.

AND WHEREAS Appeal Committee reconsidered the matter right from the stage a Letter of Intent (L.O.I.) was issued to the appellant institution as decided in the 232nd Meeting (1st Sitting) held from 2 to 6th February, 2015. The formal Letter of Intent dated Nil required compliance report to be submitted within 2 months. The appellant institution was required to submit particulars of staff duly approved by affiliating university as per format available on NCTE website. Conversion of Endowment and Reserve Fund into Joint Account was also one of the conditions to be fulfilled but neither the S.C.N. nor the refusal order quoted conversion of FDRs as one of the deficiency.

AND WHEREAS Appeal Committee further noted that appellant institution submitted a compliance report to N.R.C. vide its letter dated 31.05.2015. The list of faculty submitted by the appellant institution was not approved by the affiliating body and as such N.R.C. decided to issue a Show Cause Notice (SCN) on the ground that faculty approved by competent authority body was not submitted. Formal S.C.N. dated 14/06/2015 was issued. The impugned order dated 18.08.2015 was on the ground that appellant institution has not submitted reply to S.C.N.

AND WHEREAS appellant while appearing before the Appeal Committee on 02.01.2016 pleaded that it did not receive the S.C.N. dated 14.06.2015 and hence no reply could be given. Appeal Committee further noted that appellant alongwith its appeal memoranda dated 30.10.2015 enclosed two lists dated 29.06.2015 and 23.10.2015 issued by Chhatrapati Shahu Ji Maharaj University, Kanpur conveying approval for selection of 15 faculty members and one H.O.D. Appeal Committee noted and disapproved appellant institution's plea that it could not submit approved list of faculty because it was waiting for its F.D.Rs to be returned. The deficiency on account of FDRs was not a reason mentioned in Show Cause Notice and in the refusal order. The appellant in its letter reporting compliance of L.O.I. also did not request N.R.C. to return the F.D.Rs.

AND WHEREAS keeping in view the direction given by Hon'ble High Court of Allahabad vide order No.C-38179/2016 dated 17.08.2016, Appeal Committee decided to remand back the case to Northern Regional Committee for considering the list of faculty and HOD as approved by the affiliating University vide letters dated 29.06.2015 and 23.10.2015. Appellant institution is directed to submit the letters issued by affiliating university conveying approval for appointment of HOD and faculty to NRC within 15 days of the issue of Appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, orders dated 17.08.2016 passed by Hon'ble High Court, Allahabad, Appeal Committee concluded to remand back the case to Northern Regional Committee for considering the list of faculty and HoD as approved by the affiliating university. Appellant institution is directed to submit to NRC letters dated 29.06.2015 and 23.10.2015 of the affiliating University within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Thakur Jay Narayan Singh Memorial Degree College, Khaga Fatehpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Thakur Jay Narayan Singh Memorial Degree College, 709, Chandra Prabha House, Nai Bazar, Khaga, Fatehpur, Uttar Pradesh – 212655.
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.