



F.No.89-330/E-73626/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

ORDER

Date: 12/9/18

WHEREAS the appeal of Jagrani Devi College of Education, Baradwar, Sakti, Chhattisgarh dated 17/04/2018 is against the Order No. WRCAPP2704/D.El.Ed./288th /2018/195615 dated 23/02/2018 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "Show Cause Notice was issued to the institution on 07.02.2018. The institution has admitted that there has been an error in the mention of khasra Nos. The rectification of khasra numbers is not within the purview of the WRC. Hence, Recognition is refused."

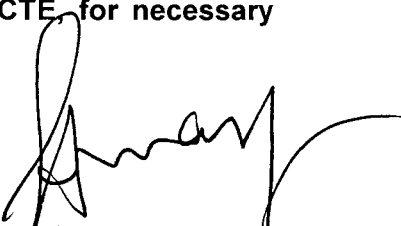
AND WHEREAS Ms. Shashi Bhooshan Dwivedi, Secretary, Jagrani Devi College of Education, Baradwar, Sakti, Chhattisgarh presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that on page 3 of the online application no. WRCAPP2704, the land identification as plot no. 430/2 got typed by mistake instead of No. 539/3, 540/5 and 540/14.

AND WHEREAS the Committee noted that the appellant in their letters dt. 24/01/2018 and 05/02/2018 addressed to the WRC has satisfactorily explained the position as to how the mistake has occurred and submitted that in all other supporting land documents the correct numbers of the plot have been mentioned. The WRC has however refused recognition only on the ground that rectification of Khasra Numbers is not within their purview.

AND WHEREAS the Committee noting that submissions of the appellant are acceptable concluded that the matter deserved to be remanded to the WRC with a direction to take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand the case to WRC with a direction to take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Jagrani Devi College of Education, Baradwar, Sakti, Chhattisgarh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, Jagrani Devi College of Education, Baradwar, Word, 09, Sakti – 495687, Chhattisgarh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.



F.No.89-333/E-74315/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/9/18

ORDER

WHEREAS the appeal of College of Education, Baspa, Radhanpur Road, Sami, Gujarat dated 26/04/2018 is against the Order No. WRC/APW02557/323290/Guj./290th/2018/196793 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "consequent to the issue of Revised Recognition order, Show Cause Notice dated 08.09.2017 was issued. The institution replied on 04.12.2017. A scrutiny of the reply shows that the institution has submitted a staff list with some of them who are not qualified, as also not approved by the affiliating body. The institution has not submitted a Building Completion Certificate in the prescribed format countersigned by a Govt. Engineer in original. The institution has not submitted the FDRs as required. Hence, Recognition is withdrawn from the end of the next academic session."

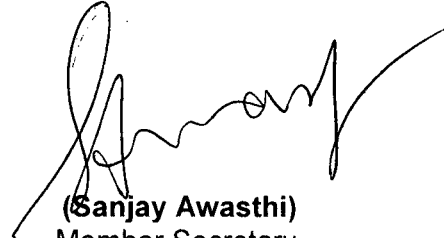
AND WHEREAS Sh. Ajmal Bhai, President and Sh. Rajesh, Pr. Manager, College of Education, Baspa, Radhanpur Road, Sami, Gujarat presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation and in a letter dt. 28/07/2018, the appellant submitted (i) a copy of the staff list for the academic year 2018-19 approved by the Registrar, Hemchandracharya North Gujarat University, Patan; (ii) Copies of FDRs for Rs. 5 lakhs, Rs. 3 lakhs and Rs. 4 lakhs jointly held with the Regional Director, WRC; and (iii) a copy of the Notarised Building Completion Certificate issued by the Deputy Executive Engineer, R&B (P) Sub-Division, Sami.

AND WHEREAS the Committee, noting that the appellant has submitted the documents found wanting in the withdrawal order, concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be

submitted to them by the appellant, and take further action as per the NCTE, Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal to the WRC within 15 days of receipt of the orders on the appeal. In the meanwhile, the withdrawal order shall be kept in abeyance.

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 to remand the case to WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE, Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal to the WRC within 15 days of receipt of the orders on the appeal. In the meanwhile, the withdrawal order shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of College of Education, Baspa, Radhanpur Road, Sami, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, College of Education, Baspa, Radhanpur Road, Sami – 384245, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-342/E-78711/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/9/18

ORDER

WHEREAS the appeal of Shri Haridutt B.Ed. (Shiksha Shastri) College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan dated 14/06/2018 is against the Order No. Old App/RJ---/187/2017/169073 dated 14/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting B.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a S.B. Civil Writs No. 9699/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 10/05/2018, disposed of the petition observing that the petitioner institution is at liberty to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court in their order observed that that if the petitioner institution files an appeal under Section 18 of the Act of 1993 before the concerned Appellate Authority, it is expected of the Appellate Authority to decide the same preferably within a period of two months.

AND WHEREAS Sh. Dulichand Saini, Secretary and Sh. Alok Sharma, Trustee, Shri Haridutt B.Ed. (Shiksha Shastri) College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "their institution has applied for grant of recognition of B.Ed. (Shiksha Shastri) course

to NCTE from 2009-10 on 22.05.2008 with required processing fees of Rs. 40000/- and other relevant documents. The NRC, NCTE had returned the application of this institution on 17.03.2009 due to ban imposed by the State Government. Copy of letter dated 17.03.2009 is annexed. Being aggrieved from the action of NRC, NCTE, this institution has filed a S.B. Civil Writ No. 11915/2016 in the Hon'ble High Court of Rajasthan, Jaipur. The Hon'ble Court had passed an order on 02.09.2016 in which court had directed the petitioner to file an application before NRC, NCTE for grant of recognition of B.Ed. (Shiksha Shastri) course and also directed to NRC, NCTE to consider and decide the same. Copy of order of Hon'ble Court is annexed. This institution has submitted the required documents to NRC, NCTE in compliance to the order of Hon'ble Court on 10.09.2016. Copy of receipt letter is annexed. Instead of processing the application for grant of recognition for B.Ed. (Shiksha Shastri) course to this institution, NRC, NCTE had returned the application of this institution for grant of recognition of B.Ed. (Shiksha Shastri) course on 14.03.2017 on arbitrary, unjustified, illegal and unconstitutional basis. Copy of refusal order is annexed. Being aggrieved from the action of NRC, NCTE, this institution has filed a S.B. Civil Writ Petition No. 9699/2018 in the Hon'ble High Court of Rajasthan, Jaipur. Hon'ble High Court of Rajasthan, Jaipur has directed the petitioner to file an appeal to the Appellate Authority and Appellate Authority has been directed to decide the Appeal within a period of 2 months. Copy of order of Hon'ble High Court is annexed. The Appellate Authority, NCTE had already decided by its order dated 16.10.2017 that "The ground of non-submission of application online cannot be held against the appellant at this stage and therefore, the matter deserved to be remanded to the NRC for taking further action as per the NCTE Regulations 2014" Copy of Appeal Order is annexed. While disposing the S.B. Civil Writ Petition No. 12712/2017 the Hon'ble High Court of Rajasthan, Jodhpur has passed an order on 17.02.2018 and directed to NRC, NCTE to re-consider the application of the petitioner dated 17.10.2008 in the meeting of 20-21.02.2018 of the Committee which is stated to have already constituted for the purpose. Copy of order of Hon'ble High Court is annexed. The Appellate Authority, NCTE had already decided by its order dated 27.11.2017 that "Once applications are invited, the Regional Committee had no right to reject it

on the grounds of ban imposed subsequently by the State Govt." Copy of Appeal Order is annexed. The Appellate Authority, NCTE had already decided by its order dated 16.03.2018 that "The Show Cause Notice (S.C.N.) dated 18.03.2017 on the ground that Appellant had not submitted online application was not justified as there was no way the appellant, whose application was pending since Sept. 2008, could have complied with the requirement of submitting application online more so when the NCTE Portal for registering fresh applications was not open. Appeal Committee, therefore, decided to remand back the case to NRC for restarting the processing of application from the stage where it was decided to issue L.O.I. Copy of Appeal Order is annexed. Thus, NRC, NCTE has returned the application of this institution for grant of recognition for B.Ed. (Shiksha Shastri) course on illegal, unlawful, unjustified and unconstitutional basis. So, it is prayed that the order for returning the application issued by NRC, NCTE be set aside and direction be issued to NRC, NCTE for further processing of the application of this institution for grant of recognition for B.Ed. (Shiksha Shastri) course".

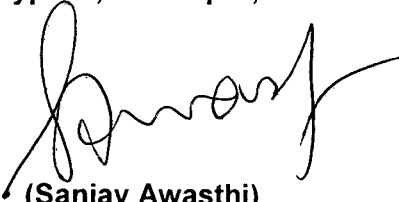
AND WHEREAS the Committee noted that the ground mentioned in the NRC's order dt. 14/03/2017 returning the application of the appellant i.e. Clause 5, was introduced for the first time, in the NCTE Regulations, 2014 whose requirements are to be fulfilled when the applications are invited pursuant to these Regulations and which can be filed only during the period when the NCTE portal is open and not any other time. The appellant submitted their application in the year 2008 and the then existing Regulations did not contain the requirement mentioned in the order returning the application.

AND WHEREAS the Committee noted that in view of the position stated in para 4 above, the submissions made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years proceeding the advent of NCTE Regulations, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the order dt. 14/03/2017 cannot be held against the appellant and the matter deserved to

be remanded to the N.R.C. for taking further action in accordance with 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 to remand the case to N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shri Haridutt B.Ed. (Shiksha Shastri) College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Shri Haridutt B.Ed. (Shiksha Shastri) College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur – 321001, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-343/E-78715/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/9/18

ORDER

WHEREAS the appeal of Shri Haridutt STC College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan dated 14/06/2018 is against the Order No. Old App/RJ----/188/2017/169101 dated 14/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, aggrieved by the order of the NRC filed a S.B. Civil Writs No. 9698/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 10/05/2018 disposed of the petition observing that the petitioner institution is at liberty to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court in their order observed that if the petitioner institution files an appeal under Section 18 of the Act of 1993 before the concerned Appellate Authority, it is expected of the Appellate Authority to decided the same preferably within a period of two months.

AND WHEREAS Sh. Dulichand Saini, Secretary and Sh. Alok Sharma, Trustee, Shri Haridutt STC College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that their institution has applied for grant of recognition of D.El.Ed. course to NCTE from 2009-10 on

22.05.2008 with required processing fees of Rs. 40000/- and other relevant documents. The NRC, NCTE had returned the application of this institution on 17.03.2009 due to ban imposed by the State Government. Copy of letter dated 17.03.2009 is annexed. Being aggrieved from the action of NRC, NCTE, this institution has filed a S.B. Civil Writ No. 11919/2016 in the Hon'ble High Court of Rajasthan, Jaipur. The Hon'ble Court had passed an order on 02.09.2016 in which court had directed the petitioner to file an application before NRC, NCTE for grant of recognition of D.El.Ed. course and also directed to NRC, NCTE to consider and decide the same. Copy of order of Hon'ble Court is annexed. This institution has submitted the required documents to NRC, NCTE in compliance to the order of Hon'ble Court on 10.09.2016. Copy of receipt letter is annexed. Instead of processing the application for grant of recognition for D.El.Ed. course to this institution, NRC, NCTE had returned the application of this institution for grant of recognition of D.El.Ed. course on 14.03.2017 on arbitrary, unjustified, illegal and unconstitutional basis. Copy of refusal order is annexed. Being aggrieved from the action of NRC, NCTE, this institution has filed a S.B. Civil Writ Petition No. 9698/2018 in the Hon'ble High Court of Rajasthan, Jaipur. Hon'ble High Court of Rajasthan, Jaipur has directed to petitioner to file an appeal to the Appellate Authority and Appellate Authority has been directed to decide the Appeal within a period of 2 months. Copy of order of Hon'ble High Court is annexed. The Appellate Authority, NCTE had already decided by its order dated 16.10.2017 that "The ground of non-submission of application online cannot be held against the appellant at this stage and therefore, the matter deserved to be remanded to the NRC for taking further action as per the NCTE Regulations 2014" Copy of Appeal Order is annexed. While disposing the S.B. Civil Writ Petition No. 12712/2017, the Hon'ble High Court of Rajasthan, Jodhpur has passed an order on 17.02.2018 and directed to NRC, NCTE to re-consider the application of the petitioner dated 17.10.2008 in the meeting of 20-21.02.2018 of the Committee which is stated to have already constituted for the purpose. Copy of order of Hon'ble High Court is annexed. The Appellate Authority, NCTE had already decided by its order dated 27.11.2017 that "Once applications are invited, the Regional Committee had no right to reject it on the grounds of ban

imposed subsequently by the State Govt." Copy of Appeal order is annexed. The Appellate Authority, NCTE had already decided by its order dated 16.03.2018 that "The Show Cause Notice (S.C.N.) dated 18.03.2017 on the ground that Appellant had not submitted online application was not justified as there was no way the appellant, whose application was pending since Sept. 2008, could have complied with the requirement of submitting application online more so when the NCTE Portal for registering fresh applications was not open. Appeal Committee, therefore, decided to remand back the case to NRC for restarting the processing of application from the stage where it was decided to issue L.O.I. Copy of Appeal Order is annexed. Thus, NRC, NCTE has returned the application of this institution for grant of recognition for D.El.Ed. course on illegal, unlawful, unjustified and unconstitutional basis. So, it is prayed that the order for returning the application issued by NRC, NCTE be set aside and direction be issued to NRC, NCTE for further processing of the application of this institution for grant of recognition for D.El.Ed. course".

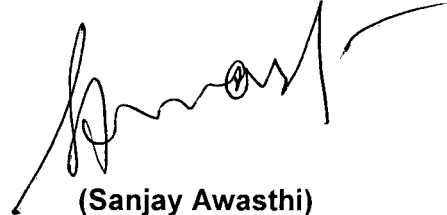
AND WHEREAS the Committee noted that the ground mentioned in the N.R.C's order dt. 14/03/2017 returning the application of the appellant, i.e. Clause 5, was introduced for the first time, in the NCTE Regulations, 2014, whose requirements are to be fulfilled when the applications are invited pursuant to these Regulations and which can be filed only during the period when the NCTE portal is open and not any other time. The appellant submitted their application in the year 2008 and the then existing Regulations did not contain the requirements mentioned in the order returning the application.

AND WHEREAS the Committee noted that in view of the position stated in para 4 above, the submissions made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years proceeding the advent of NCTE, Regulations, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the order dt. 14/03/2017 cannot be held against the appellant and the matter deserved to

be remanded to the N.R.C. for taking further action in accordance with 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 to remand the case to N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shri Haridutt STC College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Manager, Shri Haridutt STC College, Technology Park, Sewar Agra-Jaipur Bypass, Bharatpur – 321001, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-344/E-78851/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/9/18

ORDER

WHEREAS the appeal of Chanchal BSTC College, Mandrella, Chirawa, Rajasthan dated 13/06/2018 is against the Order No. Old App/NRCAPP-8701/270/2017/169503 dated 23/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, aggrieved by the order of the NRC dt. 23.03.2017 filed S.B. Civil Writs No. 11555/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 30/05/2018, disposed of the petitioner remitting the petitioner to the remedy of the statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court in the said order directed the Appellate Authority, in the event of the appeal being filed by the petitioner, to dispose of the appeal within a period of two months.

AND WHEREAS Sh. Harish Choudhary, Secretary, Chanchal BSTC College, Mandrella, Chirawa, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "the NRC erred in deciding the matter and did not make any effort to even look at the application of their institution which surely is an online application bearing application ID NRCAPP8701 which was submitted online on 31.12.2012 at 4:06:57 P.M. The appellant institution approached the Hon'ble Court and the Court has directed

"petitioner is required to approach the respondents, who shall consider the grievance of the petitioner keeping in view of the Judgement of this Court in Adarsh Shikshak Prashikshan Mahavidyalaya" but the respondent did not take action as per Court order. The appellant institution submitted their application along with Court order but the respondent Committee not considered the matter as per Court order. On the grounds discussed and narrated above, the ground of return/rejection of their application is solely baseless. Further, in the similar matters while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellant authority of NCTE vide order No. 89-534/E-8922/2017 Appeal/15th Meeting-2017 dt. 16.10.2017 titled "St. Meera T.T. College" directed the NRC to process further the application on the ground that "...the Committee noted that the appellant could not have submitted the application online within the time frame allowed by the Hon'ble High Court on 10.12.2015 i.e. one month, which is a virtual impossibility due to closure of NCTE portal." A copy of order dated 16.10.2017 is annexed. The appellant also enclosed a copy of the Appellate order dt. 05/06/2018 in respect of Sorabh College of Teacher Training, Sawai Madhopur, Rajasthan in support of their submission. The appellant also submitted that the N.R.C., had already granted recognition to several institutions for D.El.Ed. course ignoring the shortcomings mentioned in the order dt. 23/03/2017 vide their order dt. 26/08/2016, a copy of which is enclosed. The appellant further submitted that no Show Cause Notice was issued to make a representation. The appellant prayed that the N.R.C's order dt. 23/03/2017 be quashed.

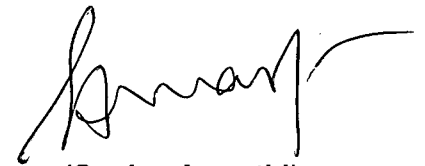
AND WHEREAS the Committee noted that the observation in the N.R.C's order dt. 23/04/2017 returning the application that the appellant's application was offline is not correct as the appellant submitted their application in 2012 online. Further the ground mentioned in the said order of the N.R.C. i.e. non submission of application as per Clause 5 of the NCTE Regulations, 2014, was introduced for the first time in those Regulations, whose requirements are to be fulfilled, when the applications are invited pursuant to those Regulations and which can be filed only during the period when NCTE portal is open and not at any other time. The appellant submitted their

application in the year 2012 and the then existing Regulations did not contain the requirements mentioned in the order returning the application.

AND WHEREAS the Committee noted that in view of the position stated in para 4 above, the submissions made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years proceeding the advent of NCTE, Regulations, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the order dt. 23/04/2017 cannot be held against the appellant and the matter deserved to be remanded to the N.R.C. for taking further action in accordance with 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 to remand the case to N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Chanchal BSTC College, Mandrella, Chirawa, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary/Appellant, Chanchal BSTC College, Mandrella, Chirawa – 333025, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-345/E-78855/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Shree GD Kissan BSTC College, Mandrella, Chirawa, Rajasthan dated 13/06/2018 is against the Order No. Old App/NRCAPP-8937/225/2017/169605 dated 23/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. dt. 23/03/2017 filed S.B. Civil Writs No. 11558/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 30/05/2018, disposed of the petitioner remitting the petitioner to the remedy of the statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court in the said order directed that the Appellate Authority, in the event of the appeal being filed by the petitioner, to dispose of the said appeal with a period of two months.

AND WHEREAS Sh. Rajpal Singh, Member, Shree GD Kissan BSTC College, Mandrella, Chirawa, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "the NRC erred in deciding the matter and did not make any effort to even look at the application of their institution which surely is an online application bearing application ID NRCAPP8937 which was submitted online on 31.12.2012 at 4:06:57 P.M. The

appellant institution approached the Hon'ble Court and the Court has directed "petitioner is required to approach the respondents, who shall consider the grievance of the petitioner keeping in view of the Judgement of this Court in Adarsh Shikshak Prashikshan Mahavidyalaya" but the respondent did not take action as per Court order. The appellant institution submitted their application along with Court order but the respondent Committee not considered the matter as per Court order. On the grounds discussed and narrated above, the ground of return/rejection of our application is solely baseless. Further, in the similar matters while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellant authority of NCTE vide order No. 89-534/E-8922/2017 Appeal/15th Meeting-2017 dt. 16.10.2017 titled "St. Meera T.T. College" directed the NRC to process further the application on the ground that "...the Committee noted that the appellant could not have submitted the application online within the time frame allowed by the Hon'ble High Court on 10.12.2015 i.e. one month, which is a virtual impossibility due to closure of NCTE portal." A copy of order dated 16.10.2017 is annexed herewith. The appellant also enclosed a copy of the Appellate order dt. 05/06/2018, in respect of Sorabh College of Teacher Training, Sawai Madhopur, Rajasthan in support of their submission. The appellant also submitted that the N.R.C., had already granted recognition to several institutions for D.El.Ed. course, ignoring the short comings mentioned in their order dt. 23/03/2017 vide their order dt. 26/08/2016, a copy of which is enclosed. The appellant further submitted that no Show Cause Notice was issued to make a representation. The appellant prayed that the N.R.C's order dt. 23/03/2017 be quashed".

AND WHEREAS the Committee noted that the observation in the N.R.C's order dt. 23/04/2017 returning the application that the appellant's application was offline is not correct as the appellant submitted their application in 2012 online. Further the ground mentioned in the said order of the N.R.C. i.e. non submission of application as per Clause 5 of the NCTE Regulations, 2014, was introduced for the first time in those Regulations, whose requirements are to be fulfilled, when the applications are invited pursuant to those Regulations and which can be filed only during the period when NCTE portal is open and not at any other time. The appellant submitted their

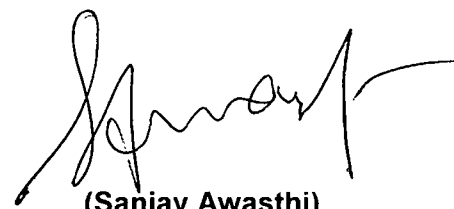
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application in the year 2012 and the then existing Regulations did not contain the requirements mentioned in the order returning the application.

AND WHEREAS the Committee noted that in view of the position stated in para 4 above, the submissions made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years proceeding the advent of NCTE, Regulations, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the order dt. 23/04/2017 cannot be held against the appellant and the matter deserved to be remanded to the N.R.C. for taking further action in accordance with 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 to remand the case to N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shree GD Kissan BSTC College, Mandrella, Chirawa, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shree GD Kissan BSTC College, Mandrella, Chirawa – 333025, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-349/E-74398/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/9/18

ORDER

WHEREAS the appeal of National Teachers Training College, Patna, Sadar, Bihar dated 27/04/2018 is against the Order No. NCTE/ERC/ERCAPP201646149/Diploma in Elementary Education (D.El.Ed.) B1/2017-2018/4 dated dt. 02/06/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the ERC in its 233rd Meeting held on 17-18 February 2017 considered the matter in detail and observed as under: a. Show Cause Notice was issued on 22.12.2016 on the following grounds: (i) NOC from affiliating body issued on 19.05.2015. Latest NOC for the current academic year 2017-18 not submitted. (ii) The submitted building plan is not approved by any Govt. Engineer. (iii) In the online application form, the payment details not mentioned. (iv) As per online portal, online application submitted on 26.05.2016 whereas payment made on 08.06.2016 i.e. after date of online submission of application. b. In response to SCN, the institution submitted reply dated 17.12.2016 (on the basis of proceedings uploaded in ERC website) received on 22.12.2016. Another representation dated 30.01.2017 submitted by the Secretary requesting to close the application and not to process further due to certain mishappening in family and they are not mentally prepared for inspection. c. The ERC has accepted the request of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646149 of the institution regarding permission of D.El.Ed. Programme is refused under section 15 of NCTE Act 1993."

AND WHEREAS Sh. Amrendra Kumar, Member of Council, National Teachers Training College, Patna, Sadar, Bihar presented the case of the appellant institution on

30/07/2018. In the appeal and during personal presentation it was submitted that "suddenly a causality happened at home due to which everybody in the family got disturbed and nobody was in the position to handle the file. Since they had to reply to the SCN they made a sudden reply and by mistake have written to close the application. However, their intention was not to close the file but to postpone the further activities of the file till they came out of this situation. Now their request is to kindly reopen their application as they have made huge expenses towards the infrastructure and study materials for the course. They trust that the NCTE will understand their situation and give them a chance for further process of the application".

AND WHEREAS the Committee noted that ab-initio, the submission of the appeal has been delayed by one year beyond the prescribed period of 60 days. The only reason for delay is stated 'causality at home.'

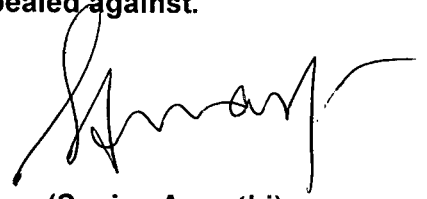
AND WHEREAS the Committee noted from the file of the ERC that the appellant wrote a letter on 20/01/2017 requesting that their application may be placed in the next meeting of the ERC. The Committee noted that the appellant in their subsequent letter dt. 30/01/2017, stating that some infrastructural facilities needed upgradation and they are not mentally prepared for inspection due to certain mis-happening in their family, requested that their application may be closed and not processed further.

AND WHEREAS the Committee noted that the appellant cannot ask for reopening of the matter after lapse of one year of his request for closure of their file was accepted by the ERC. In these circumstances, the Committee concluded that the appeal deserved to be rejected and the order of the ERC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, National Teachers Training College, B.M. Das Road, Patna, Sadar – 800004, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-350/E-74339/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/8/18

ORDER

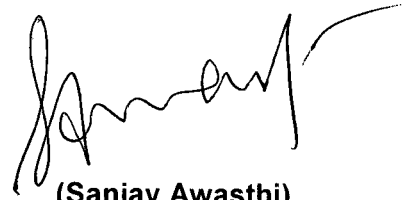
WHEREAS the appeal of Sarvodaya B.Ed. College, Naya Padariya Kalinjara, Bagidora, Rajasthan dated 25/04/2018 is against the Order No. NRC/NCTE/NRCAPP-9821/281st Meeting/2018/189700 dated 27/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution did not process land in the name of Society / institution on the date of application. Hence, the Committee decided that the application is rejected, and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Jigar Jain, Member and Sh. Sandeep Joshi, Member, Sarvodaya B.Ed. College, Naya Padariya Kalinjara, Bagidora, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "the institution was having sufficient land in the name of Society well before filing of online application but by mistake land papers for another land has been submitted which was also in the name of the society".

AND WHEREAS the Committee noted that the land identified in the online application dt. 16/04/2015 was with Plot/Survey Nos. 704, 705 and 706. The copy of the sale deed in respect of Survey Nos. 704 & 705 furnished by the appellant and available in the file indicates that it was registered on 18/12/2015 i.e. after the submission of the application. According to the provisions of NCTE Regulations, 2014, the society/institution should be in possession of the land on the date of application. Since the appellant did not fulfil 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 N.R.C. confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Sarvodaya B.Ed. College, Naya Padariya Kalinjara, NH-113, Bagidora – 327601, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(14)



F.No.89-355/E-75380/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan dated 03/05/2018 is against the Letter No. Old App/RJ..../170/2017/169102 dt. 14/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting B.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS Sh. Dharmpal Singh, Member, Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal the appellant stated that the appeal is against the letter of the N.R.C. No. Application/S.No. 884/Rajasthan/2009 dt. 17/03/2009. The appellant, in the course of presentation, submitted a file which contained a letter of the N.R.C. dt. 14/03/2017 with which their application was returned with the remarks mentioned therein and quoted in para 1 above. Therefore, the appeal, in fact, is against the N.R.C's letter dt. 14/03/2017

AND WHEREAS in the appeal the appellant submitted that they had submitted two applications for B.Ed. and D.El.Ed. respectively in the year 2008, But due to negative recommendations by the State Government both of their applications were returned by N.R.C. office. There were many colleges along with them who had filed applications and were returned by N.R.C. office. However, in the year 2015 in an order from high court it was decided to entertain all the applications by NCTE filed during 2008. Unfortunately, due to some major problems occurred in their house, they were not able to process the file during that period and would like to appeal now. They will submit the required fees along with all the required documents to NCTE during

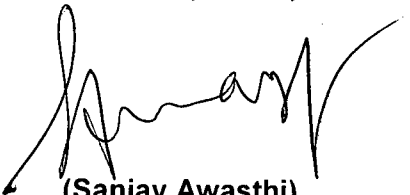
hearing. The appellant, therefore, requested to kindly do the needful to process their appeal.

AND WHEREAS the Committee noted that the ground mentioned in the NRC's order dt. 14/03/2017 returning the application of the appellant i.e. Clause 5, was introduced for the first time, in the NCTE Regulations, 2014 whose requirements are to be fulfilled when the applications are invited pursuant to these Regulations and which can be filed only during the period when the NCTE portal is open and not any other time. The appellant submitted their application in the year 2008 and the then existing Regulations did not contain the requirement mentioned in the order returning the application.

AND WHEREAS the Committee noting that in view of the position stated in para 4 above and the submissions of the appellant concluded that the ground mentioned in the letter dt. 14/03/2017 cannot be held against the appellant and the matter deserved to be remanded to the N.R.C. for taking 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 to remand the case to N.R.C. for taking further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Gyanodaya Teacher Training College, Jagatpura, Bissau, J.J.N. Road, Jhunjhunu – 331027, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-356/E-75383/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan dated 03/05/2018 is against the Letter No. Old App/RJ/169/2017/169081 dt. 14/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "in case where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS Sh. Dharmpal Singh, Member, Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal, the appellant stated that the appeal is against the letter of the N.R.C. No. Application/S. No. 811/Rajasthan/2009/71590 dt. 17/03/2009. The appellant, in the course of presentation, submitted a file which contained a letter of the N.R.C. dt. 14/03/2017, with which their application was returned with the remarks mentioned therein and quoted in para 1 above. Therefore, the appeal, in fact, is against the NRC's letter dt. 14/03/2017.

AND WHEREAS in the appeal the appellant submitted that they had submitted two applications for B.Ed. and D.El.Ed. respectively in the year 2008 But due to negative recommendations by the State Government both of their applications were returned by your office. There were many colleges along with them who had filed applications and were returned by NRC office. However, in the year 2015 in an order from high court it was decided to entertain all the applications by NCTE filed during 2008. Unfortunately, due to some major problems occurred in their house, they were not able to process the file during that period and would like to appeal now. They will

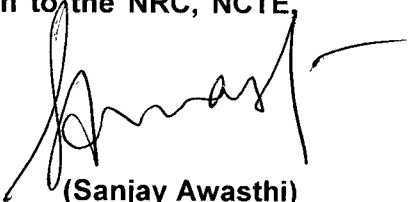
submit the required fees along with all the required documents to NCTE during hearing. The appellant therefore, requested to kindly do the needful to process our appeal.

AND WHEREAS the Committee noted that the ground mentioned in the NRC's order dt. 14/03/2017 returning the application of the appellant i.e. Clause 5, was introduced for the first time, in the NCTE Regulations, 2014 whose requirements are to be fulfilled when the applications are invited pursuant to these Regulations and which can be filed only during the period when the NCTE portal is open and not any other time. The appellant submitted their application in the year 2008 and the then existing Regulations did not contain the requirement mentioned in the order returning the application.

AND WHEREAS the Committee noting that in view of the position stated in para 4 above and the submissions of the appellant concluded that the ground mentioned in the letter dt. 14/03/2017 cannot be held against the appellant and the matter deserved to be remanded to the N.R.C. for taking 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 to remand the case to N.R.C. for taking further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Gyanodaya Teacher Training College, Jagatpura, Bissau, Jhunjhunu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Gyanodaya Teacher Training College, Jagatpura, Bissau, J.J.N. Road, Jhunjhunu – 331027, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-357/E-75530/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Dnyandeep Education Society's Mahila College of Education, Abhay Sankul, Malegaon, Maharashtra dated 08/05/2018 is against the Order No. WRC/APW02741/123340/MH/290th/2018/197085 dated 10/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "In response to the compliance letter dated 06.02.2018, the institution replied on 07.03.2018. The institution was asked to submit staff list of 1+7 faculty members approved by the University in original. The institution was also asked to submit Building Completion Certificate and FDRs for Rs. 12.00 lakhs. The institution has submitted a photocopy of staff profile of 1+6, excluding librarian. Building Completion Certificate is signed by a private architect and FDRs have not been submitted. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Sh. Sudarshan Kadam, Director, Dnyandeep Education Society's Mahila College of Education, Abhay Sankul, Malegaon, Maharashtra presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that Dnyandeep Education Society's Mahila College of Education is running from 2008, but, received withdrawal order No. WRC/APW02741/123340/MH/290th/2018/197085 dated 10/04/2018. They have been rectifying all the queries according to norms and standards. In the course of presentation, the appellant submitted a letter dt. 30/07/2018 enclosing a list of 17 faculty approved by affiliating body and appointed; a copy of FDR for Rs. 4 lakhs jointly held with the Regional Director, W.R.C; and a copy of the building completion certificate issued by the Asstt. Engineer, Gr. I, PW Sub-Division, Malegaon.

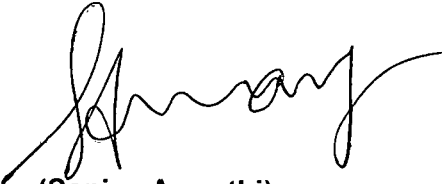
AND WHEREAS the Committee noted from the file of the WRC that the appellant sent a letter dt. 05/04/2018 to the WRC, which was received on 10/04/2018. The appellant, with that letter, enclosed (i) the original of a Building Completion Certificate signed by the Assistant Engineer Gr-I, PW Sub-Division, Malegaon; and (iii) a faculty list of 17 members, duly approved by the Director, Board of College and University Development and Assistant Registrar, SNDT Women's University, Mumbai; and copies of two FDR for Rs. 5 lakhs and Rs. 3 lakhs jointly held with the Regional Director, WRC.

AND WHEREAS the Committee also noted that before the receipt of the appellant's letter dt. 05/04/2018 referred to above, the WRC in their 290th meeting held on March 21-23, 2018 decided to withdraw recognition and issued the withdrawal order on 10/04/2018 i.e. the date on which the appellant's letter was received.

AND WHEREAS the Committee, noting that the appellant's compliance letter was received a few days after WRC taking their decision and the appellant has also taken a FDR for Rs. 4 lakhs more, thus totalling a sum of Rs. 12 lakhs, concluded that the matter deserved to be remanded to the WRC with a direction to consider the appellant's letter dt. 05/04/2018 and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the FDR for Rs. 4 lakhs to the WRC within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept abeyance.

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 to remand the case to WRC with a direction to consider the appellant's letter dt. 05/04/2018 and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the FDR for Rs. 4 lakhs to the WRC within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept abeyance.

NOW THEREFORE, the Council hereby remands back the case of Dnyandeep Education Society's Mahila College of Education, Abhay Sankul, Malegaon, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Dnyandeep Education Society's Mahila College of Education, Abhay Sankul, Satana Road, Malegaon – 423203, Maharashtra.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-359/E-75547/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Department of Education (Maharishi Arvind University), Mundia Ramsar, Jaipur, Rajasthan dated 07/05/2018 is against the Order No. NRC/NCTE/NRCAPP-12335/282nd (Part-2) Meeting/2018/190713 dated 08/03/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the Govt. of Rajasthan vide its order No. F.24(NOC 16-17)B.Ed./Akash/2016-17/95 dated 02.06.2016 has given negative recommendation specifically with regard to Department of Education, Maharishi Arvind University vide item number 22. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Dr. Chandan Saharan, HOD – Education and Dr. S.C. Jain, Registrar, Department of Education (Maharishi Arvind University), Mundia Ramsar, Jaipur, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "it is stated that said letter cannot be give retrospective application as recognition was already decided to be given prior to 2.06.2016 i.e on 20.05.2016. After decision of recognition dated 20.05.2016, no subsequent policy can be given effect. Letter or policy of State cannot negate specific provisions of University Act, 2015 which gives legal sanctity and permission to appellant to run specified courses which included teacher education. The appellant had applied for recognition on basis of advertisement issued in consultation with State Govt. for session 2016-2017. Thus, subsequent developments

cannot take away the accrued rights of appellant. The said decision had been taken after proper scrutiny of documents, verification of infrastructure and facilities and after ensuring due compliance of conditions/requirements mentioned in the Letter of Intent as also the provisions of NCTE Act, 1993. However, only formal endorsement had not been made conveying decision of recognition. The NRC has acted in a very arbitrary and unwarranted manner by initiating proceedings by issuance of show cause notice dated 16.08.2016 as once it had been decided by NRC that recognition be granted to appellant, there was no reason to again issue a show cause notice on the aspects which had already been verified by NRC and that too under Section 14 of NCTE Act, 1993 as once decision for recognition was taken SCN could be issued under Section 17 of NCTE Act, 1993. There is no valid authority or jurisdiction with NRC to initiate parallel proceedings on the very same application. That too when after processing the application, it had already decided to grant recognition. The entire proceedings done by NRC subsequent to the decision dated 20.05.2016 are bad in the eye of law. NRC has resorted to parallel proceedings on single application of petitioner and after decision of recognition dated 20.05.2016, it had again processed the file and again issued a letter of intent in 269th Meeting 1 of NRC. This repetition reprocessing of file is virtually in nature of review proceeding which has been done by NRC. It is well settled law that no authority can recall or review its decision unless there is express provision for such a review. Further, NCTE HQ had also instructed NRC in this regard as observed by NRC. Thus, the NRC has acted contrary to law as well as in violation of specific directions of NCTE HQ. Section 4 and 5 of Act 2015 not only authorizes the appellant University to run various courses mentioned in Schedule 2, which includes teacher education as well, but it also precludes / exempts / implies that the legislative intent and authorization is already available to run the course. Meaning thereby that there is no requirement to seek NOC from State Government and unless the Act 2015 is amended appropriately merely on basis of executive decision Petitioner cannot be restrained from running the courses mentioned in Schedule 2. Appellant had applied for grant of recognition for the academic session 2016-17 and vide decision dated 20.05.2016 it was decided to grant recognition to it for the session 2017 - 2018. Thus, policy of the State Government or any correspondence made thereafter does not have

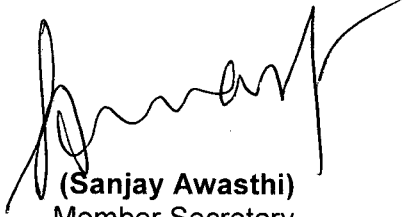
any significance as no policy/instructions can be applied retrospectively. NRC had made a communication with the State Government seeking its comments / recommendations in accordance with the NCTE Regulations, 2014 but at the relevant time, the State Government chose not to make any recommendation and now when decision for recognition has been taken on 20.05.2016, the State Government cannot turn around and cause hindrance in running a duly recognized course. Similarly situated/located institutions and Universities such as K.N. Modi University, Pratap University and Maharaj Global Vinayak University have been granted recognition for very same academic session which are located in Jaipur district. Thus, NRC has acted in a unfair and discriminatory manner. Other grounds will be urged at the time of arguments.

AND WHEREAS the Committee noted that the N.R.C., while refusing recognition, replies of the appellant institution made reference to the show cause notice dt. 16/05/2017. The Committee, however, noted that the ground specifically mentioned in the refusal order has not been communicated to the appellant earlier through a show cause notice. In other words the refusal order has been issued on a different and new ground. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to issue a show cause notice to the appellant intimating the ground mentioned in the refusal order so as to enable the appellant to make a representation, 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 to remand the case to N.R.C. with a direction to issue a show cause notice to the appellant intimating the ground mentioned in the refusal order so as to enable the appellant to make a representation, and take further action as per the NCTE Regulations, 2014.

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NOW THEREFORE, the Council hereby remands back the case of Department of Education (Maharishi Arvind University), Mundia Ramsar, Jaipur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Registrar, Department of Education (Maharishi Arvind University), Mundia Ramsar, Sirsi Road, Jaipur – 302041, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-360/E-75551/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Gorakh Singh College B.Ed. Course Maharajganj, Dist. Siwan, Bihar dated 01/05/2018 is against the Order No. ERC/252.8.4/10146/D.El.Ed./ERCAPP201646048/2018/56425 dated 03/03/2018 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Additional) Course on the grounds that "Show Cause Notice u/s 15(3)(b) was issued dated 27/02/2018 on the following grounds:- (i) Blue print building plan duly approved by the Govt. Engineer / Authority mentioning the details of plot / Khasra No., total land area total built up area etc. is not submitted. (ii) Building completion certificate issued by the Govt. Engineer/Authority is not submitted. (iii) Mutation certificate issued from Land Revenue/concerned Govt. Deptt. is not submitted. (iv) Change of land use certificate issued from Land Revenue / concerned Govt. Department is not submitted. b. Reply dated 23.02.2018 (on the basis of website) was received from the institution with some documents without compliance of points mentioned in SCN and institution is still deficient on the following grounds:- (i) Photocopy of illegible building plan in piece meal submitted instead of blue print building plan. (ii) As per Building Completion Certificate, the total built up area is 25965 sq. ft. i.e. 2413 sq. mts. on which existing B.Ed. (100 intake) and applied D.El.Ed. course (50 intake) cannot be granted as per Regulations, 2014. In view of the above, the Committee decided as under:- The Committee is of the opinion that application bearing code No. ERCAPP201646048 of the institution regarding permission of applied D.El.Ed. Programme is refused under Section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Manas Mohan Pandey, Representative, Gorakh Singh College B.Ed. Course Maharajganj, Dist. Siwan Bihar presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation

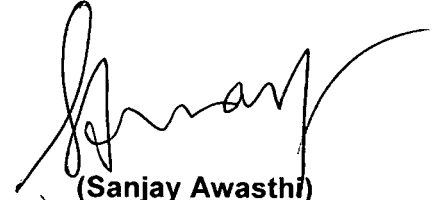
and in a letter dt. 27/07/2018 it was submitted that "a legible building plan has been submitted earlier also and now again it is enclosed. Regarding Building Completion Certificate it is submitted that they have forwarded two building completion certificates duly approved which were in part I & Part II. It is clarified that building completion certificate part I related to B.Ed. and initial unit of D.El.Ed. course, which was constructed in 2015. Subsequently when they applied for additional unit of D.El.Ed. in 2017, the part 2 of building was constructed which consists of 10484 sq. ft. built up area. The two Building Completion Certificates issued from time to time are enclosed showing available constructed area as follows: Part-1 Building – Ground Floor 8655 sq. ft. + 1st Floor 8655 sq. ft. + 2nd floor 8655 sq. ft. = total 25965 sq. ft. Part-2 Building – Ground Floor 5242 sq. ft. + 1st Floor 5242 sq. ft. = total 10484 sq. ft. Total built up area (Part-1 25965 sq. ft. + Part-2 10484 sq. ft.) is 36449 sq. ft. In support of their claim they are submitting photographs showing both parts of buildings. Moreover, the inspection of their college is yet to be conducted. If any discrepancy is found in buildings and building plans it is always open to reject their request. Therefore, at this stage their appeal may be considered and ERC – NCTE may be advised to conduct physical verification from an expert team.

AND WHEREAS the Committee noted that the appellant has submitted a legible building plan and two building completion certificates duly countersigned by a Govt. Engineer, both showing a total built up area of 36449 sq. ft., thus meeting the short coming mentioned in the refusal order. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to consider these documents to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC the documents submitted in the appeal within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the

ERC with a direction to consider these documents to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC the documents submitted in the appeal within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Gorakh Singh College B.Ed. Course Maharajganj, Dist. Siwan, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Gorakh Singh College B.Ed. Course Maharajganj, Dist. Siwan – 841238, Bihar.**
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 - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-362/E-75517/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of M.G. College, Bajhera Kalan, Jheel Road, Weir, Rajasthan dated 09/05/2018 is against the Order No. NCTE/NRC/NRCAPP201615330/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/SCM/RJ/2017-18/2; dated 15/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “reply of SCN dated 07.03.2017 has not been received within stipulated time. Hence, the Committee decided that the application is rejected, and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.”

AND WHEREAS Sh. Jitendra Sharma, Secretary, M.G. College, Bajhera Kalan, Jheel Road, Weir, Rajasthan presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that “they have all facilities as per NCTE rules Regulations 2014 and reply to Show Cause notice submitted related to Document land use certificate and approved building plan with name and khasra no. total land area, total built-up area, and indicated all in Infrastructure facilities and submitted NOC”. In a letter dt. 30/07/2018 submitted during presentation, the appellant submitted that they have submitted their reply to the Show Cause Notice before completion of 21 days but the N.R.C., refused recognition even then. The appellant enclosed a copy of the Show Cause Notice dt. 04/04/2017 and a copy of their reply dt. 21.04.2017.

AND WHEREAS the Committee noted that the reply of the appellant dt. 21/04/2017 was received in the N.R.C. on 24/04/2017, which is available in their file. The N.R.C. considered the matter in their 268th meeting held from 19th to 21st April,

2017 and decided to refuse recognition on the ground that no reply to the Show Cause Notice was received. The Committee further noticed from the copy of the refusal order submitted by the appellant that it was issued on 15/02/2018 only. The file of the N.R.C. does not contain a copy of the Show Cause Notice or the refusal order.

AND WHEREAS the Committee noting that the reply to the Show Cause Notice was received just after a few days of the 268th meeting of the N.R.C., concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the reply of the appellant and take further action as per the NCTE Regulations, 2014. The Committee noted that the N.O.C. issued by Maharaja Surajmal Brij University, Bharatpur is only for 4 year Integrated B.A. B.Ed. course.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the reply of the appellant and take further action as per the NCTE Regulations, 2014. The Committee noted that the N.O.C. issued by Maharaja Surajmal Brij University, Bharatpur is only for 4 year Integrated B.A. B.Ed. course.

NOW THEREFORE, the Council hereby remands back the case of M.G. College, Bajhera Kalan, Jheel Road, Weir, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Manager, M.G. College, Bajhera Kalan, Jheel Road, Weir – 321408, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-363/E-75709/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Shree Bahruch Jilla Adarsh Samaj Seva Mandal, Mangrol, Nandod (Rajpipla), Gujarat dated 10/05/2018 is against the Order No. WRC/APW00506/323140/Guj./290th/2018/196804 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, Show Cause Notice dated 27.09.2017 was issued. The institution replied on 23.10.2017 & 23.11.2017. The institution has submitted a staff profile of 1+7 faculty members which is not approved by the affiliating body. Out of these, lecturer at S.No.8 is not qualified. Secondly, the institution has not submitted a Building Completion Certificate in the prescribed format. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Sh. Mahesh Chandra P. Patel, Secretary and Sh. Dharmendra, Director, Shree Bahruch Jilla Adarsh Samaj Seva Mandal, Mangrol, Nandod (Rajpipla), Gujarat presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "letter the Trust presented the staff profile and on the staff profile there were signs and seals of the secretary of the trust and principal. The university gave letter of approval. That was believed as approval of staff profile. They are now sending the staff profile which was demanded by WRC of the year 2015 – 16, 2016 – 17 and 2017 - 18 duly approved by the affiliating body Registrar VNSGU Surat and management in the prescribed format. As soon as they saw on the website they took immediate action and in the staff profile of 2017-18 on Sr. No 8 the lecturer was not properly qualified. So, in his place qualified M.Sc. M.Ed. lecturer is appointed on 02 Apr 2018. He accepted the order and gave the affidavit to join the college. The institution gave the

advertisement to appoint regular staff. The process is completed on 16th April 2018. The Building completion certificate with the signs and seal of deputy engineer of Taluka Panchayat was presented. Now they are presenting the same in the prescribed format. In the course of presentation, the appellant gave a letter dt. 30/07/2018. To this letter the appellant enclosed faculty lists for the years 2015-16, 2016-17, 2017-18 and 2018-19 countersigned by the Registrar, Veer Narmad South Gujarat University, Surat and a Building Completion Certificate signed by Deputy Executive Engineer, Panchayat (R & B), Sub Division, Rajpipla”.

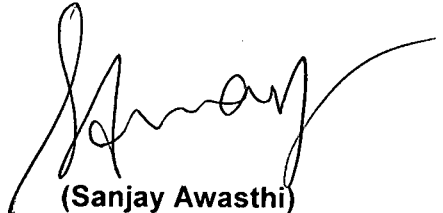
AND WHEREAS the Committee noting that the appellant submitted the documents meeting the shortcomings mentioned in the withdrawal order, concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC the documents submitted in appeal within 15 days of receipt of the orders on the appeal. Since the revised recognition order dt. 31/05/2015 was issued for two basic units of B.Ed. of 50 students each (i.e. annual intake of 100) and the appellant has got the faculty approved, which is sufficient for one basic unit of 50 students only, the appellant should request the WRC to issue a revised recognition order for one unit only. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC the documents submitted in appeal within 15 days of receipt of the orders on the appeal. Since the revised recognition order dt. 31/05/2015 was issued for two basic units of B.Ed. of 50 students each (i.e. annual intake of 100) and the appellant has got the faculty approved, which is sufficient for one basic unit of 50 students only, the appellant should request the WRC to issue a revised recognition

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order for one unit only. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Shree Bahruch Jilla Adarsh Samaj Seva Mandal, Mangrol, Nandod (Rajpipla), Gujarat to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The President/Secretary, Shree Bahruch Jilla Adarsh Samaj Seva Mandal, Mangrol, Lachharas Road, Nandod (Rajpipla) – 393150, Gujarat.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.**



F.No.89-364/E-75997/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

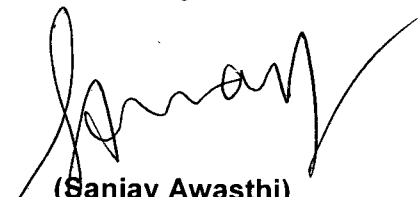
WHEREAS the appeal of L.N. Patel College of Education, Kalayanpura, Kadi, Gujarat dated 17/05/2018 is against the Order No. WRC/APW00582/323180/Guj./279th/2017/189397 dated 08/09/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Show Cause Notice was issued to the institution on 26.08.2016. The institute has not replied till date. Hence, Recognition is withdrawn from the session 2018-19. FDRs, if any, be returned."

AND WHEREAS Sh. Jatin Bhai Z. Patel, M. Trustee, L.N. Patel College of Education, Kalayanpura, Kadi, Gujarat presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "they have not received any Show Cause Notice dated 26.08.2016 from NCTE and hence could not reply for the same in the stipulated time. They had not enrolled students during 2016-17 and 2017-18 academic year due to insufficient qualified staff. So, they were not able to communicate and appeal with NCTE in stipulated time. But now they have got staff for year 2018-19 and they want to continue B.Ed. course from next upcoming session. Hence, they may be given one chance to make their presentation to retain the recognition of their institution. In the course of presentation, the appellant submitted a copy of the staff profile of 16 persons approved by the Registrar, Hemchandracharya North Gujarat University, copies of FDRs for Rs. 7 lakhs and Rs. 5 lakhs jointly held with the Regional Director, W.R.C; Non-Encumbrance Certificate, copy of building plan; and copy building completion certificate issued by the Deputy Executive Engineer, Road and Building Sub Division, Kadi, Distt. Mehsena".

AND WHEREAS the Committee noting that the appellant has submitted all the documents mentioned in the Show Cause Notice dt. 26/08/2016, concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC all the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC all the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of L.N. Patel College of Education, Kalayanpura, Kadi, Gujarat to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. **The Manager, L.N. Patel College of Education, Kalayanpura, Kadi – 382461, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-365/E-76076/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Seth C.N. Graduates Basic Training College, Ahmedabad, Madalpur, Ambawadi, Gujarat dated 09/05/2018 is against the Order No. WRC/313021/Guj./290th/2018/196755 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, Show Cause Notices dated 10.08.2016 & 04.07.2017 were issued for compliance of the discrepancies pointed out by WRC in its 277th meeting. Since it is a grant-in-aid institution, the main requirement was appointment of a Principal and five additional qualified faculty members. The institution has not been able to fulfil these conditions in spite of the repeated communications. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Dr. Kirit C. Joshi, Director, Seth C.N. Graduates Basic Training College, Ahmedabad, Madalpur, Ambawadi, Gujarat presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "(1) Government of Gujarat has sanctioned one principal post for their college Encl. 1. (2) There are Two lecturers and one new lecturer maths and science is appointed on 1st February, 2018. Now there are three lecturers Encl. 2. (3) 4 Posts of Lecturers will be given N.O.C. by the Government of Gujarat nearby vide Letter of Deputy Director Education Department G.O.G. Encl. 3. (4) Director of Higher Education, Gandhinagar has written a letter to Education Department of Gujarat to give N.O.C. for required Educational Staff as per N.C.T.E. Rules Encl. 3. (5) Director of Higher Education, Gandhinagar has written a letter to WRC N.C.T.E., Bhopal for revival of their college Encl. 4. (6) If recruitment process will get delayed due to

Government, they promise that there will be fully teaching staff on Adhoc basis. by the trust and the responsibilities of salaries will be borne by their trust”.

AND WHEREAS the appellant in the course of presentation submitted a letter dt. 30/07/2018 enclosing a detailed written explanation. Briefly summarised, it is stated therein that (i) the appellant college was established in 1964 as G.B.T.C. College and converted by the Government of Gujarat into general B.Ed. College in 2005; (ii) WRC, under the provisions of NCTE Act granted recognition (for D.B.Ed. course) on 01/07/1999 with an intake of 40 students; (iii) the college was permitted to change the course from basic B.Ed. (GBTC) to B.Ed. (regular) by the WRC on 22/10/2010; (iv) after the NCTE Regulations, 2014 came into force, the appellant filed the necessary affidavit; (v) the appellant replied to the two Show Cause Notices dt. 10/08/2016 and 04/07/2017 submitting the necessary documents; (vi) the appellant fulfilled all the requirements excepting that relating to appointment of principal and five additional qualified faculty members; (viii) the Directorate of Higher Education has given NOC for recruitment of Principal and other teaching staff recruited by the Trust are being paid by the Trust. The Directorate accepted this position in their letter dt. 09/04/2018 addressed to the WRC; (viii) the Gujarat University in their communication dated 27/07/2018 addressed to the WRC requested for continuation of recognition; and (ix) the recognition may be continued in the interests of students who are from rural and deprived social background.

AND WHEREAS the Committee noted from the communications of the Directorate of Higher Education, Government of Gujarat and the University of Gujarat addressed to the WRC that they are affirming that filling up of teaching faculty is in process and recommended continuation of recognition. The Gujarat University has in particular has stated that as the filling up of faculty is in process, they have no objection if NCTE gives permission to continue B.Ed. course.


AND WHEREAS the appellant sent a e-mail on 25/08/2018 in which it is stated that the Hon'ble High Court passed an order on 13/08/2018 directing the Appellate

Authority to decide the appeal before 27/08/2018 and that the matter will come up on board on 28/08/2018. The appellant has not forwarded a copy of the said order.

AND WHEREAS the Committee, noting that the appellant has not been able to appoint the full complement of qualified and approved faculty as per the NCTE Regulations, 2014, concluded that the WRC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the WRC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. **The Director, Seth C.N. Graduates Basic Training College, Ahmedabad, Dr. Vikram Sarabhai Road, Madalpur – Ambawadi – 380006, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-366/E-76082/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

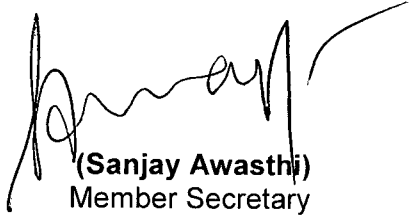
WHEREAS the appeal of M.B. Khalsa Institution of Education, Rajmohalla Square, Shahid Bhagat Singh Statue Indore, Madhya Pradesh dated 21/05/2018 is against the Order No. APW00019 / 223111 / APW05692/223111(Addl.) 290th /2018 /196526 dated 28/03/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the Show Cause Notice, Compliance letter was issued to the institution on 01.12.2017. The institution replied on 24.01.2018. The institution has submitted a Building Completion Certificate from Municipal Corporation, Indore. There is a staff profile of 1+8 excluding lecturer at S.No.6 (who should not be appointed) which is sufficient for one unit. Hence, permitted to continue with one unit after reducing the intake from four units to one unit."

AND WHEREAS Dr. Meenakshi Parashar, Principal and Sh. Harpreet Tuteja, Registrar, M.B. Khalsa Institution of Education, Rajmohalla Square, Shahid Bhagat Singh Statue Indore, Madhya Pradesh presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation and in a letter dt. 30/07/2018, it was submitted that "WRC took their decision on the basis of the M.Ed. staff profile, whereas they have appointed a total teaching staff of thirty three members, who have been selected under university code 28 and their appointments have been approved by Devi Ahilya University and who are adequate for four units (200 intake). The staff list was sent to WRC in January, 2018 vide letter no. 2276/18 and the list was also uploaded". The appellant enclosed a staff profile for B.Ed. course consisting of 33 members countersigned by the Registrar, Devi Ahilya University, Indore.

AND WHEREAS the Committee noting the submissions of the appellant and the list of faculty submitted concluded that the appeal deserved to be accepted and matter remanded to the WRC with a direction to consider the staff profile for B.Ed. course, to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC, the staff profile submitted in appeal, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the staff profile for B.Ed. course, to be submitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC, the staff profile submitted in appeal, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of M.B. Khalsa Institution of Education, Rajmohalla Square, Shahid Bhagat Singh Statue Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Appellant, M.B. Khalsa Institution of Education, Rajmohalla Square, Shahid Bhagat Singh Statue Near Gangwal Bus Stand, Indore – 452002, Madhya Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-367/E-76268/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of SRC Bhopal, Kheda, Kolar Road, Huzur, Bhopal, Madhya Pradesh dated 03/05/2018 is against the Order No. WRC/APP15677/223/289th/2018/195828 dated 05/03/2018 of the Western Regional Committee, granting recognition for conducting B.Ed. Course with a annual intake of 50 students (one basic unit). The appellant wants recognition for two basic units (100 intake).

AND WHEREAS Sh. V.K. Verma, Treasure and Swapnil, Secretary, SRC Bhopal, Kheda, Kolar Road, Huzur, Bhopal, Madhya Pradesh presented the case of the appellant institution on 30/07/2018. In the appeal and during personal presentation it was submitted that "they have managed the infrastructure and other facilities for two units and have applied and demanded the permission of B.Ed. course for 2 units of 100 students. The visiting team also inspected for the capacity of 2 Units of 100 students. The affiliating university selected 16 teachers, including a principal, for two units. As and when affidavits were demanded they have given them for two units, but WRC gave recognition for one unit only for reasons unknown".

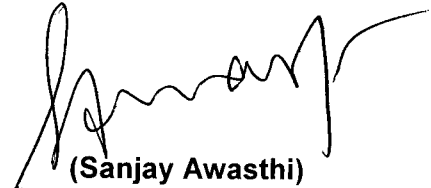
AND WHEREAS the Committee noted from the file of WRC that in the affidavit enclosed to the online application dt. 27/08/2015, the appellant mentioned the intake required for the B.Ed. course as 50. In the Inspection Report dt. 18-19 April, 2017 the proposed intake was shown as 100. The Visiting Team recommended two units. In the Letter of Intent dt. 28/04/2017 the intake was mentioned as 50. The appellant in their reply dt. 20/02/2018 to the L.O.I. stated that they had applied for two units and enclosed a faculty list of 16 including principal, countersigned by the Registrar, Bakatullah University, Bhopal. The WRC, taking note of the faculty list of 16, decided

to grant recognition for one unit from the academic session 2018-19 and issued the recognition order on 05/03/2018.

AND WHEREAS the Committee noted that the appellant applied for one unit (50 intake) only and the WRC in their Letter of Intent, referring to the appellants application for one unit, clearly mentioned that their intention was to grant recognition for one basic unit of 50 students only. In these circumstances, the WRC was justified in granting recognition for one basic unit of B.Ed. (50 intake). Therefore, the Committee concluded that the appeal deserved to be rejected.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, SRC Bhopal, Khasra No.76, 81/2/2,81/2/3,81/2/4, 103 Thua, Kheda, Kolar Road, Huzur, Bhopal – 462042, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-370/E-76396/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of J.N. Konar College of Education, Alinagar, Bhatar, Burdwan, West Bengal dated 21/05/2018 is against the Order No. ER-252.6.48(Part-3)/ERCAPP3917/B.Ed.(Addl. Intake)/2018/56318 dated 03/03/2018 of the Eastern Regional Committee, granting recognition for an additional intake of 50 students in B.Ed. Course. The appellant wants recognition for an additional intake of 100.

AND WHEREAS Sh. Jahid Akhtar, Secretary and Sh. Satandra Kr. Yadav, Member, J.N. Konar College of Education, Alinagar, Bhatar, Burdwan, West Bengal presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation it was submitted that "they have applied for an additional intake of 2 units 100 seats for B.Ed. vide application Code No ERCAPP3917 Dated 29.06.2015. The selected visiting team inspected their institution for the said purpose on dated 18/07/2017. After consideration of the file of visiting team with all documents, NCTE ERC granted recognition for additional intake of one unit. On behalf of their college they have replied also regarding this matter. Due to insufficient built up area, the NCTE granted one unit 50 seats instead of 2 units. After that they submitted a written application letter wherein they appealed for granting 60 days so that they can build up the area as per NCTE required criteria for that purpose. They have successfully constructed the area and are fully prepared to take another one unit which was their demand. From the NCTE ERC, Bhubaneswar they came to know verbally the fact that they have to apply online for the said purpose at NCTE head quarter Delhi. As per their demand they made their appeal through online mode for granting them the permission of another one unit".

AND WHEREAS the Committee noted from the file of the E.R.C. that in the affidavit enclosed to the online application dt. 29/06/2015, the appellant mentioned that the permission sought for was an additional intake of 100 in the B.Ed. course. The Visiting Team, which inspected the institution on 14/07/2017, noted that the proposed additional intake was 100 and recommended permission for the same. The Letter of Intent dt. 23/02/2018 did not make any mention of the intake. The appellant with their reply dt. 02/03/2018 to the Letter of Intent inter-alia forwarded a faculty list of 9 (including a Principal) countersigned by the Registrar, University of Burdwan. ERC in their 252nd meeting (Part – 3) held on 28th Feb., to 3rd March, 2018 decided to grant permission for an additional one unit (intake of 50) and issued the order on 03/03/2018. There is no further correspondence from the appellant in the file.

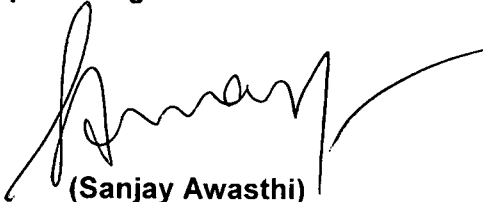
AND WHEREAS the Committee noted from the file that before issue of the Letter of Intent, the ERC issued a Show Cause Notice dt. 26/09/2017, in which it was inter-alia pointed out that the built up area of 4968.37 sq. mts. shown in the building completion certificate was less than 5000 sq. mts. required for the proposed additional intake of two units. The appellant sent a reply stating that the requirement was only 4000 sq. mts. The ERC, however, in the proceedings held in their 250th meeting (part-2) on 17-18 Feb, 2018 maintained that the required built up area for two additional units is 5000 sq. mts. and decided to issue Letter of Intent for one additional unit, though this was not mentioned in the L.O.I.

AND WHEREAS the Committee noted that the appellant in the course of presentation submitted a copy of an undated building completion certificate issued by Sub Assistant Engineer, PWD, Burdwan Division showing a built up area of 53,867.80 Sq. ft./5004.50 Sq. Mts. The year of construction is shown as 2017. In the Building Completion Certificate dt. 15/04/2015 available at the time of grant of permission for one additional unit, and issued by the Sub-Assistant Engineer, PWD, Burdwan Sub Division, the built up area shown was 53,479.09 sq. ft./4968.37 sq. mts and the year of construction was shown as 2014. The appellant in the appeal has stated that they have successfully constructed the built up area as per NCTE criteria.

AND WHEREAS the Committee noted that the appellant at the time of inspection was having a built up area, which was less than what was required, and that was duly pointed out in the show cause. The reported addition of built up area was made subsequently. In these circumstances, the Committee concluded that the ERC was justified in granting permission for one additional unit (50 intake) in B.Ed. course and therefore, the appeal deserved to be rejected.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, J.N. Konar College of Education, Alinagar, Bhatar, Burdwan – 713125, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-372/E-76316/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Maa Sharda Mahavidhyalaya, Ghurat Tejpura, Mauranipur, Uttar Pradesh dated 08/05/2018 is against the Order No. NCTE/NRC/NRCAPP201615341/B.El.Ed/UP/2017-2018/2 dated 24/02/2017 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. Course on the grounds that "the building plan submitted is not for proposed course i.e. B.El.Ed. The submitted reply does not clear about over-writing in land documents. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3) (b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

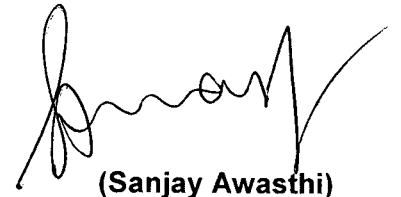
AND WHEREAS Sh. Vijay, Representative, Maa Sharda Mahavidhyalaya, Ghurat Tejpura, Mauranipur, Uttar Pradesh presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation it was submitted that "they applied for the above course to NRC, NCTE, Jaipur in 30.05.2016 and a SCN was received by them in January, 2017. They replied with all documents asked in SCN on 05.02.2017. After that they mailed to NRC. Almost for a year they did not get any communication from NRC. On March 13, 2018 they issued a letter to NRC by Speed post No. EU076988920IN to know about their file. Then they mailed on 11 & 13 April, 2018 for the same. On 13 April 2018 they received, email from NRC that their file was rejected in April 2017 only".

AND WHEREAS the Committee noted that the N.R.C's file contains a letter dt. 03/03/2017 sent by the appellant clarifying the position in regard to building plan and land document. This letter was sent within a few days of the N.R.C's order dt. 24/02/2017. The appellant in the course of presentation also submitted some land

related documents. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the appellant's letter dt. 03/03/2017 and also the documents submitted in the appeal and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the documents submitted in appeal within 15 days of receipt of the order 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 matter deserved to be remanded to the N.R.C. with a direction to consider the appellant's letter dt. 03/03/2017 and also the documents submitted in the appeal and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the documents submitted in appeal within 15 days of receipt of the order on appeal.

NOW THEREFORE, the Council hereby remands back the case of Maa Sharda Mahavidhyalaya, Ghurat Tejpura, Mauranipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Manager, Maa Sharda Mahavidhyalaya, Ghurat Tejpura, Mauranipur – 284204, Uttar Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-376/E-76514/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Virendra College of Education, Majhilgaon, NH-2, Kunda, Pratapgarh, Uttar Pradesh dated 23/05/2018 is against the Order No. NRC/NCTE/NRCAPP-14044/255th Meeting/2016/156176 dated 23/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "The institution was given show cause notice vide letter dt. 28.06.2016 with direction to submit the reply within 30 days. The institution did not submit any reply of Show Cause Notice."

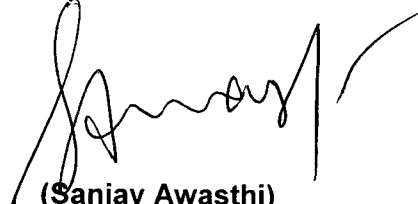
AND WHEREAS Dr. V.K. Tiwari, Principal and Sh. Manoj Kumar Mishra, Secretary, Virendra College of Education, Majhilgaon, NH – 2, Kunda, Pratapgarh, Uttar Pradesh presented the case of the appellant institution on 31/07/2018. These documents are in reference to the Show Cause Notice.

AND WHEREAS the submission of the appeal has been delayed by one year and seven months beyond the prescribed period of 60 days. The appellant, in the appeal, submitted that the delay was due to mishappening in the family. In the letter dt. 30/07/2018, the appellant submitted that his wife expired on 08/08/2015 and he was mentally upset by the shock. The appellant also enclosed a copy of the death certificate showing the date of death as 08/08/2015.

AND WHEREAS the Committee noted that the appellant not only failed to send a reply to the Show Cause Notice dt. 28/06/2016 but has inordinately delayed the submission of appeal. According to Rule 10 of the NCTE Rules, 1997, any person aggrieved by an order made under Sections 14, 15 or 17 of the NCTE Act may prefer an appeal to the Council within sixty days of issue of such orders. According to the

proviso under this rule, an appeal may be admitted after the expiry of the said period of sixty days, if the appellant satisfies the Council that he had sufficient cause for not preferring the appeal within the period of limitation of sixty days. The Committee noted that the appellant's explanation in the appeal mentioned in para 3 above is not a sufficient cause for delayed submission of appeal. In these circumstances, the Committee decided not to condone the delay and therefore, the appeal is not admitted.

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 decided not to condone the delay and therefore, the appeal is not admitted.



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Virendra College of Education, Majhilgaon, NH-2, Kunda, Pratapgarh – 230204, Uttar Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-377/E-76551/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Department of Physical Education, Vinayaka Missions Research Foundation Deemed University, Periyaseeragapadi, NH-7, Sankari Main Road, Salem, Tamil Nadu dated 21/05/2018 is against the Order No. SRO/NCTE/SRCAPP201630095/M.P.Ed/TN/2017/92737 dated 24/03/2017 of the Southern Regional Committee, refusal recognition for conducting M.P.Ed. Course on the grounds that "the points about BP and FDRs have been satisfactorily replied to. But, the point about 'mortgage' remains unexplained. Reject their application for not having clear title to land. Return the FDRs, if any. Close the file."

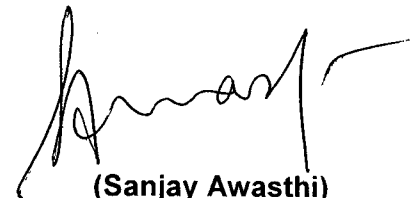
AND WHEREAS the submission of the appeal has been delayed by eleven months and 14 days beyond the prescribed period of 60 days. The appellant, in the appeal, submitted that the delay occurred due to administrative reasons of their university. The Committee decided to condone the delay and consider the appeal.

AND WHEREAS Dr. C. Kaba Rosario, Principal and Dr. M. Prakash, Assistant Professor, Department of Physical Education, Vinayaka Missions Research Foundation Deemed University, Periyaseeragapadi, NH-7, Sankari Main Road, Salem, Tamil Nadu presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation it was submitted that "it is true that, they have pledged their trust land to ING Vysya Bank for development of their institution. Subsequently the bank was merged with Kotak Mahindra Bank. Hence, the Mortgage of the land is in only with one Bank and not two banks as referred to in the letter. Supporting documents enclosed".

AND WHEREAS the Committee noted that according to the provisions of Clause 8 (4) (i) of the NCTE Regulations, 2014, no institution shall be granted recognition under these Regulations unless the institution or the society sponsoring the institution is in possession of the required land on the date of application, free from all encumbrances. Since the appellant admitted that their land is under mortgage to a bank, the Committee concluded that the S.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the S.R.C. confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. **The Registrar, Department of Physical Education, Vinayaka Missions Research Foundation Deemed University, Periyaseeragapadi, NH-47, Sankari Main Road, Salem – 636308, Tamil Nadu.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



F.No.89-378/E-76621/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date:

12/9/18

ORDER

WHEREAS the appeal of Matushri Matuben Bhanabhai Barad Education and Charitable, Verabal Kodinar Road, Sutrapada, Gujarat dated 24/05/2018 is against the Order No. WRC/APW00448/323124/Guj./290th/2018/196772 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the issue of revised Recognition order, Show Cause Notice dated 09.10.2017 was issued. The institution replied on 07.11.2017. The perusal of the file shows that the list of faculty members approved by the Registrar has not been submitted in original. Building Completion Certificate is not issued by the Government Engineer and FDRs for Rs. 12.00 lakhs in joint name not submitted. Hence, Recognition is withdrawn from the end of the next academic session."

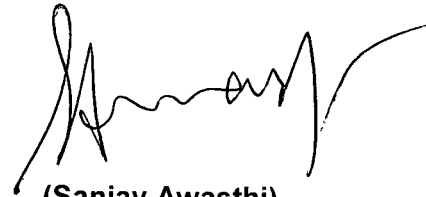
AND WHEREAS Sh. Mansukh C. Rathod, Trustee and Sh. R.B. Bhatasna, Campus Director, Matushri Matuben Bhanabhai Barad Education and Charitable, Verabal Kodinar Road, Sutrapada, Gujarat presented the case of the appellant institution on 31/07/2018. In the course of personal presentation, the appellant submitted a letter dt. 31/07/2018, enclosing (i) a staff profile consisting of 18 faculty members, certified by the Registrar, Bhakta Kavi Narsing Mehta University, Junagarh; (ii) a copy of the Building Completion Certificate, signed by Municipal Engineer and Chief Officer, Sutrapada Nagar Palika, and (iii) a Fixed Deposit Receipt for Rs. 12 lakhs, jointly held with the Regional Director, NCTE, Bhopal.

AND WHEREAS the Committee noting that the appellant has submitted all the documents found wanting in the withdrawal order concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE

Regulations, 2014. The appellant is directed to forward to the WRC, all the documents submitted in appeal, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC, all the documents submitted in appeal, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of **Matushri Matuben Bhanabhai Barad Education and Charitable, Verabal Kodinar Road, Sutrapada, Gujarat** to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The President, Matushri Matuben Bhanabhai Barad Education and Charitable, Verabal Kodinar Road, Sutrapada – 362275, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-379/E-76825/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Late Madhuribai Deshmukh Sharirik Shikshan Mahavidyalaya, Digdoh Hills, Hingna, Maharashtra dated 25/05/2018 is against the Order No. WRC/APW06169/124005/MH/290th/2018/196833 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.P.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, dated 31.05.2015 was followed by a Show Cause Notice dated 10.08.2016. The institution has not replied so far. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Sh. Vijay S. Kaushal, Principal and Sh. Vikas, Lecturer, Late Madhuribai Deshmukh Sharirik Shikshan Mahavidyalaya, Digdoh Hills, Hingna, Maharashtra presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation it was submitted that "because the impugned order dated 08.11.2017 has been passed in total ignorance of the fact that appellant has available with it all the relevant documents as well as staff and facilities for running B.P.Ed. Course which had been duly verified at time of initial grant of recognition. No show cause notice was served upon appellant and thus it could not know the contents and file any response. Thus, there is no omission or fault of appellant and ground of rejection is erroneous and ill—founded which cannot be sustained in eyes of law. The rejection order dated 04.04.2018 is totally mechanical, unwarranted and unjust. The appellant has made all the necessary documentary compliance and it also satisfies the norms and standards in respect of availability of infrastructure and facilities as required under NCTE Act, 1993 and Regulations, 2014. Appellant is collectively enclosing copy of documents as sought by WRC while issuing revised recognition order and it is ready to place on record any further documents as required by WRC/NCTE. Because in

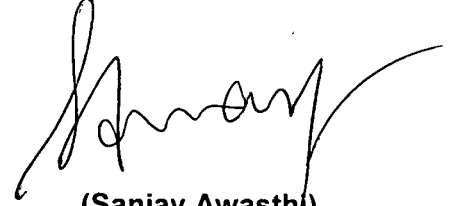
view of the reply to show cause notice as well as in view of documents placed on record with present appeal, it is apparent that no deficiency exists with appellant— institution and its application deserves to be processed further and recognition be granted to it. The appellant has made full compliance of the NCTE Regulations, 2014 and it has invested huge amount for development of infrastructure and facilities at its institution which would suffer adversely and same would remain unutilized for the entire academic session. Further, the students will also be deprived of quality education. It is humbly prayed and requested that that instant appeal be considered and allowed, and the order dated 04.04.2018 passed by respondent be quashed and set aside and it may further be directed to respondent to permit appellant to run its B.P.Ed. Course”.

AND WHEREAS the Committee noted that in the show cause notice dt. 10/08/2016, which the appellant says that it has not been received, it is mentioned that the appellant has not submitted staff profile for 2015-16 duly approved by the affiliating body; originally notarised Change of Land Use/Non Encumbrance Certificate/building plan and building completion certificate. In the course of presentation of appeal the appellant submitted these documents. In the circumstances, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC, the documents submitted in appeal, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC, the documents submitted in appeal, within 15 days

of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Late Madhuribai Deshmukh Sharirik Shikshan Mahavidyalaya, Digdoh Hills, Hingna, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Principal, Late Madhuribai Deshmukh Sharirik Shikshan Mahavidyalaya, Digdoh Hills, Hingna Road, Hingna – 440019, Maharashtra.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-380/E-76875/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Smt. Mohari Devi Taparia Shiksha Shastri College, Jaswantgarh, Rajasthan dated 25/05/2018 is against the Order No. NRC/NCTE/NRCAPP-10318/254th Meeting/2016/155316-19 dated 09/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the institution failed to submit N.O.C. from the affiliating body as required under Clause 5 (3) of the NCTE Regulations, 2014.

AND WHEREAS the submission of appeal has been delayed by one year, seven months and 17 days beyond the prescribed period of sixty days. The appellant, in their appeal submitted that they did not receive any Show Cause or rejection letter before. When they came to know that the State Government is issuing N.O.C. for D.El.Ed. course, they approached the Regional Office for the status of their file and found it had already been rejected. Thereafter they filed the appeal.

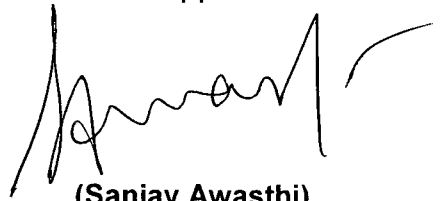
AND WHEREAS Sh. Subhash Chand Panday, Member, Smt. Mohari Devi Taparia Shiksha Shastri College, Jaswantgarh, Rajasthan presented the case of the appellant institution on 31/07/2018. In the appeal it was submitted that they will show the N.O.C. at the time of hearing. In the course of presentation, the appellant gave a letter dt. 31/07/2018 enclosing inter-alia a copy of the letter dt. 01/01/2018 from the Department of Primary Education, Government of Rajasthan addressed to the NCTE, New Delhi about grant of N.O.C. for D.El.Ed. course from the session 2019-20.

AND WHEREAS the Committee noted that according to the provisions of Rule 10 of the NCTE Rules, 1997, any person aggrieved by an order made under Section 14, 15 or 17 of the NCTE Act may prefer an appeal to the Council within sixty days of

issue of such orders. According to the proviso under this Rule, an appeal may be admitted after the expiry of the said period of sixty days, if the appellant satisfies the Council that he had sufficient cause for not preferring the appeal within the period of limitation of sixty days

AND WHEREAS the Committee noted that the reason given by the appellant is non-receipt of Show Cause Notice and the rejection order, which were issued on 04/11/2015 and 09/08/2016 respectively, and coming to know about rejection only on approaching N.R.C., after the State Government's decision to issue NOCs. The appellant submitted their application for grant of recognition online on 25/05/2015, which was not accompanied by the N.O.C. of the affiliating body as required under the Regulations. It appears that he waited till a decision of the State Government about N.O.C. and thereafter made enquiries from the N.R.C. If he had been following up his application, he would have come to know about the action being taken by the N.R.C. Apparently, he has not done any such thing. In these circumstances, the explanation furnished by the appellant is not a sufficient cause for the delay in appealing. The Committee therefore, decided not to condone the delay and hence the appeal is not admitted.

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 decided not to condone the delay and hence the appeal is not admitted.



(Sanjay Awasthi)
Member Secretary

1. **The Manager, Smt. Mohari Devi Taparia Shiksha Shastri College, 02 Ladnun, Jaswantgarh – 341304, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-381/E-76951/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Nagaji Institute of Teachers Education, Thakur Baba Campus Jhansi Road, Sitholi, Gwalior, Madhya Pradesh dated 25/05/2018 is against the Order No. WRC/APW00649/223191/290th/290th/2018/196444 dated 27/03/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Clarification letter was issued to the institution on 01.02.2018 regarding staff profile and FDR of Rs. 4.00 lakhs. The institution has submitted a staff profile which is not approved by the affiliating body. Enough opportunity has been provided to the institution to submit staff profile but it has failed to do so. Hence, Recognition is withdrawn from the end of the next academic session." Now, therefore, in exercise of the powers conferred u/s 17 of the NCTE Act, 1993, the recognition granted to the institution for conducting B.Ed. course, is hereby withdrawn from the end of the academic session next following the date of order of withdrawal."

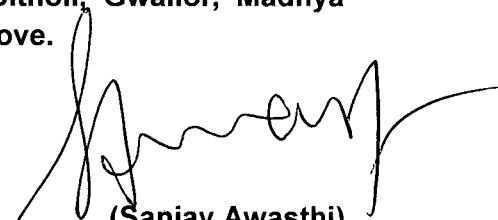
AND WHEREAS Sh. Ajay Narwaria, Administrative Officer, Nagaji Institute of Teachers Education, Thakur Baba Campus Jhansi Road, Sitholi, Gwalior, Madhya Pradesh presented the case of the appellant institution on 31/07/2018. In the course of presentation, the appellant gave a letter dt. 30/07/2018, inter-alia, enclosing (i) a copy of the staff profile consisting of 16 faculty including the Principal and countersigned by the Registrar, Jiwaji University, Gwalior, Madhya Pradesh; and (ii) a copy of the FDR for Rs. 4 lakhs held jointly with the Regional Director, W.R.C. with 30.12.2022 as the maturity date.

AND WHEREAS the Committee, noting that the appellant has submitted the documents found wanting in the withdrawal order, concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider these documents, to be

submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC the documents submitted in appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC the documents submitted in appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Nagaji Institute of Teachers Education, Thakur Baba Campus Jhansi Road, Sitholi, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Nagaji Institute of Teachers Education, Thakur Baba Campus Jhansi Road, Sitholi, Gwalior – 474001, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-382/E-76993/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

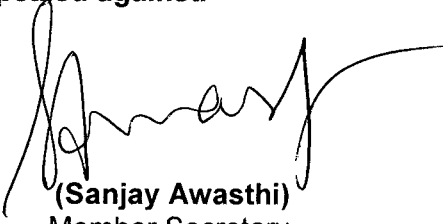
WHEREAS the appeal of Shri Kanwartara Institute for Teachers Training, Mandleshwar, Shrinagar Colony, Maheshwar, Madhya Pradesh dated 19/05/2018 is against the Order No. WRC/APW05040/225065/290th/{M.P.}/2018/196974 dated 06/04/2018 of the Western Regional Committee, withdrawing recognition for conducting M.Ed. Course on the grounds that "Show Cause Notice was issued to the institution on 13.01.2017. The institution has not replied so far. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Sh. Piyush Joshi, Assistant Professor and Sh. Aniruddha Parihar, Assistant Professor, Shri Kanwartara Institute for Teachers Training, Mandleshwar, Shrinagar Colony, Maheshwar, Madhya Pradesh presented the case of the appellant institution on 31/07/2018. In the course of presentation, the appellant submitted a letter dt. 30/07/2018 enclosing (i) a staff profile of five faculty members, including the Principal, approved by the Registrar, Devi Ahilya Vishwavidyalaya Indore; (II) a Building Completion Certificate issued by the Section Officer, PWD (B&R), Maheshwar; and (iii) a copy of the building plan. The appellant, with another letter dt. 31/07/2018 submitted a copy of Non-Encumbrance Certificate.

AND WHEREAS the Committee noted that according to the Norms and Standards for M.Ed. course, with an intake of 50 students, the faculty required is two professors, two Associate Professors and six Assistant Professors. The appellant has submitted an approved staff profile of one professor and four lecturers only. Since the staff approved is less than what is required as per the Norms and Standards, the Committee concluded that the WRC's order deserves to be confirmed on the ground of non-availability of requisite approved faculty and the appeal rejected.

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

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



(Sanjay Awasthi)
Member Secretary

1. **The Principal, Shri Kanwartara Institute for Teachers Training, Mandleshwar, Shrinagar Colony, Maheshwar – 451221, Madhya Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

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F.No.89-385/E-77119/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Rajiv Gandhi Mahavidyalaya BSTC, Amarwasi, Jahazpur, Rajasthan dated 25/05/2018 is against the Order No. NRC/NCTE/NRCAPP-11244/258th Meeting/2016/161092 dated 19/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 03.12.2015 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice till date. In the Show Cause Notice failure to submit NOC of the affiliating body with the hardcopy of the application was pointed out."

AND WHEREAS Sh. Kuldeep Singh, Mantry, Rajiv Gandhi Mahavidyalaya BSTC, Amarwasi, Jahazpur, Rajasthan presented the case of the appellant institution on 31/07/2018. In the appeal it was submitted that "we have not received any show cause or rejection letter before. In the course of presentation, the appellant gave a letter dt. 31/07/2018 enclosing inter-alia a copy of the letter dt. 01/01/2018 from the Department of Primary Education, Government of Rajasthan addressed to the NCTE, New Delhi about grant of N.O.C. for D.El.Ed. course from the session 2019-20".

AND WHEREAS the Committee noted that the copy of Show Cause Notice dated 3.12.2015 is not available on the file on account of which the refusal order was made and the appellant institution has also stated in the appeal that they did not receive any Show Cause Notice and rejection order before. As per NCTE Act, an opportunity is required to be given to the appellant institution before refusing recognition to the institution to submit its written representation. Moreover, a copy of refusal order is also not available in the file. In these circumstances, the Committee

decided to remand back the case to NRC with a direction to issue a Show Cause Notice to the institution and take further action as per 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 matter deserved to be remanded to the NRC with a direction to issue a Show Cause Notice to the institution and take further action as per Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of **Rajiv Gandhi Mahavidyalaya BSTC, Amarwasi, Jahazpur, Rajasthan** to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Appellant, Rajiv Gandhi Mahavidyalaya BSTC, Amarwasi, Jahazpur – 311201, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-388/E-77301/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Sarvoday College of Education, Shamaldevi, Kalol, Gujarat dated 31/05/2018 is against the Order No. WRC/APW04062/323398/Guj./290th/2018/196811 dated 04/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, Show Cause Notice dated 22.08.2016 followed by a compliance letter dated 21.11.2017 was issued. The institution replied on 01.12.2017. The institution has submitted a staff profile of 1+7 faculty members which is approved by the affiliating body. However, lecturer at S.No.2 does not have the required percentage at PG level. Secondly, the institution has not submitted a Building Completion Certificate in the prescribed format. FDR for Rs. 4.00 lakhs only has been submitted. Hence, Recognition is withdrawn from the end of the next academic session."

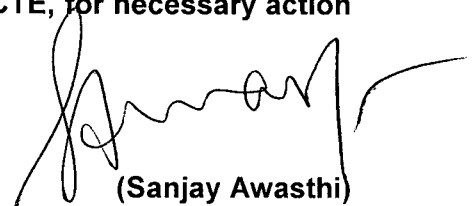
AND WHEREAS Sh. Jitendra Panchal, Member and Sh. Nasmukh Bhai Sheth, Managing Trustee, Sarvoday College of Education, Shamaldevi, Kalol, Gujarat presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation and in a letter dt. 31/07/2018 it was submitted that "as per revised Recognition order No. WRC/APW 04062/323398/2015-138347, Dated: 29.05.2015 annual intake of 100 seats was granted from 2015-16 but up to year 2017-18 the institution has used only one unit of 50 students (i.e. 1+ 7 Faculty members). Now with permission of the Affiliating University, institute decided to start 2 Units i.e. 100 Seats from the year 2018-19 as per revised norms of NCTE regulation 2014. For the year 2018-19 they have selected one Principal, 12 Assistant Professors, and one teacher each for fine arts, performing arts (music) and sports. The profile of all the 16 faculty members approved by the Registrar, Shri Govind Guru University, Godhra i.e.

the affiliating body is enclosed. A notarised copy of the Building Completion Certificate signed by the Deputy Executive Engineer, Panchayat (R&B) Sub-Division, Kalol is enclosed. Copies of three FDRs for Rs. 5 lakhs, Rs. 3 lakhs and Rs. 4 lakhs (Total Rs. 12 lakhs) jointly held with the Regional Director, W.R.C. are enclosed”.

AND WHEREAS the Committee, noting that the appellant submitted all the documents found wanting in the withdrawal order (including a faculty list for two units), concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider these documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Sarvoday College of Education, Shamaldevi, Kalol, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Managing Trustee, Sarvoday College of Education, Shamaldevi, Kanod-Pingali Road, Kalol – 389320, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.

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F.No.89-389/E-77434/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Prem Chand Markanda S.D. College for Women, Nehru Garden Road, Jalandhar, Punjab dated 01/06/2018 is against the Order No. NCTE/NRC/NRCAPP201616025/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/SCN/PB/2017-2018/4; dated 08/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “reply of Show Cause Notice has not been submitted till date. Hence, the Committee decided that the application is rejected, and recognition permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.”

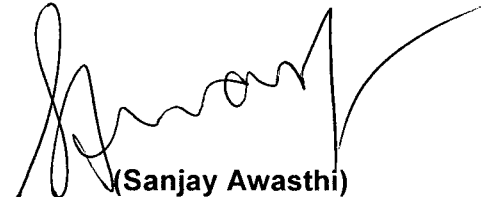
AND WHEREAS Sh. Raj Kumar, Co-ordinator, Prem Chand Markanda S.D. College for Women, Nehru Garden Road, Jalandhar, Punjab presented the case of the appellant institution on 31/07/2018. In the appeal it was submitted that “reply of Show Cause Notice has been made well in time vide their office Speed post letter no. SDC/9978 dated 30/12/2017. The appellant also submitted that after the N.R.C. decided to issue the Letter of Intent, they advertised the posts and requested Guru Nanak Dev University, Amritsar to conduct interviews. Even after repeated requests the university did not conduct interviews. The College themselves conducted interviews on 31/03/2018 and 01/04/2018 and appointed the faculty. Some more will be appointed on 10.06.2018. The appellant, in the course of presentation, gave a letter dt. 30/07/2018 enclosing the list of faculty countersigned by the Dean, College Development Council, Guru Nanak Dev University, Amritsar on 14/06/2018”.

AND WHEREAS the Committee, noting that the appellant has since obtained the university's approval for the faculty, concluded that the matter deserved to be

remanded to the N.R.C. with a direction to consider the faculty list and other documents required as per the Letter of Intent (L.O.I.) to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the faculty list and all other requisite documents as per the L.O.I, within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the faculty list and other documents required as per the Letter of Intent (L.O.I.) to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the faculty list and all other requisite documents as per the L.O.I, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Prem Chand Markanda S.D. College for Women, Nehru Garden Road, Jalandhar, Punjab to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Prem Chand Markanda S.D. College for Women, Nehru Garden Road, Jalandhar – 144001, Punjab.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Punjab, Chandigarh.

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F.No.89-391/E-77659/2018 Appeal/14th Mtg.-2018/30th & 31st July, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/9/18

ORDER

WHEREAS the appeal of Rajeev Gandhi BSTC Institute, Todaraisingh, Rajasthan dated 27/05/2018 is against the Order No. New Appl/RF/Raj/NRCAPP-3548/2013-14/47251 dated 07/06/2013 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "the NRC considered the letter NO. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration / processing of applications for recognition of Teacher Education programmes vis a vis recommendations of the State Govt. of Rajasthan as well the Demand and Supply study of Teachers conducted by the NCTE and also the following judgments of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 SLP NO. 17165-168/2009 has held that the provisions contained in Section of the NCTE Act 1993 and the Regulations framed for grant of Recognition including the requirement of recommendation of the State Government / Union Territory Administration are mandatory and an institution is nor entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) NO. 14020/2009 has held that the State Government, UT Administration to whom a copy of application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulations 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20/03/2013 made it clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by NCTE Committee, the NRC

decided that the recommendations of the State of Rajasthan i.e. not to allow setting up of new D.El.Ed. institutions in the State be accepted and the applications so received be returned to the respective institutions. Also, the application fees be refunded to the applicants.”

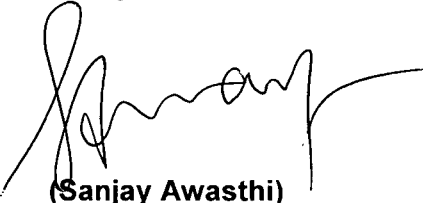
AND WHEREAS Sh. Kuldeep Singh, Mantry, Rajiv Gandhi Mahavidyalaya BSTC, Amarwasi, Jahazpur, Rajasthan presented the case of the appellant institution on 31/07/2018. In the appeal and during personal presentation it was submitted that “we have not received any show cause or rejection letter before. In the course of presentation, the appellant gave a letter dt. 31/07/2018 enclosing inter-alia a copy of the letter dt. 01/01/2018 from the Department of Primary Education, Government of Rajasthan addressed to the NCTE, New Delhi about grant of N.O.C. for D.El.Ed. course from the session 2019-20”.

AND WHEREAS the Committee noted that the regulatory file of the institution is not made available to the Committee at the time of hearing and the appellant institution has mentioned in the appeal that they did not receive any show cause notice or rejection letter before. As per provision of NCTE Act, an opportunity is required to be given to the institution in the shape of issuing a Show Cause Notice before refusal to submit its written representation. In the absence of file, the Committee is not able to know whether the judicial requirement to provide an opportunity to the appellant institution to submit its written representation was granted by NRC or not. In these circumstances, the Committee decided to remand back the case to NRC with a direction to issue Show Cause Notice to the institution and take further action as per 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 matter deserved to be remanded to the NRC with a direction to issue a Show Cause Notice to the institution and take further action as per Regulations, 2014.

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NOW THEREFORE, the Council hereby remands back the case of Rajeev Gandhi BSTC Institute, Todaraisingh, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary/Appellant, Rajeev Gandhi BSTC Institute, Kookar 641 & 642, Todaraisingh – 304502, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.