



F.No.89-501/E-82628/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Sadguru Education Institute, Vill. – Jaipura, Ram Nagaria, Narsingh V, Sanganer, Jaipur, Rajasthan dated 18/07/2018 is against the Letter No. New Appl./RF/Raj./NRCAPP-3803/2013-14/49874 dated 18/06/2013 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 viz a viz recommendations of the State Govt. of Rajasthan as well as 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 1 SLP No. 17165-168/2009, has held that the provisions contained in Section 14 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 not 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 the 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 Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it is 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 take by the



NCTE Committee, the NRC decided that the recommendations of the State Govt. 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** the appellant, aggrieved by the letter of the N.R.C. dt. 18/06/2013 returning their application, filed a S.B. Civil Writs No. 14034/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 06/07/2018 disposed of the petition, granting the petitioner – institution liberty to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also 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 decide the same expeditiously.

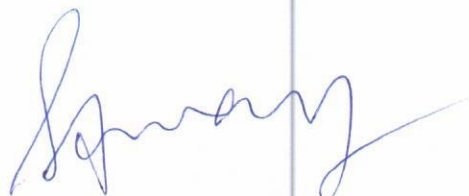
**AND WHEREAS** Sh. Ram Prakash Sharma, Director, Sadguru Education Institute, Vill. – Jaipura, Ram Nagaria, Narsingh V, Sanganer, Jaipur, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that “the appellant institution applied for D.El.Ed. course online on 24/12/2012 and the N.R.C. returned their application on the basis of general recommendations of the State Government. The appellant submitted that the controversy was settled by the Appellate Authority, in the similar matter while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellate authority of NCTE vide order No. 89-488/E-9740/2017 Appeal 17<sup>th</sup> Meeting – 2017 dt. 27.11.2017 titled “J.B.M. College of Education” directed the NRC to process further the application on the ground that “...Appeal Committee noted that when the appellant applied in 2012, there was no ban by the State Government. Further the Appeal Committee is of the view that the blanket general ban imposed by the State Government can be taken into account by NCTE only before issuing any notification inviting applications for teacher education course in a particular State for the prospective academic year(s). Once applications are invited, the Regional Committee has no right to reject it on grounds of

ban imposed subsequently by the State Government." A copy of Appeal order dated 27.11.2017 is annexed. The appellant also submitted that the respondent has already granted recognition to several institutions for D.El.Ed. course, ignoring the above said shortcomings vide order dt. 26/08/2016, copy enclosed. The act of the respondent giving recognition to various institutions and rejecting their application is faulty and discriminatory in nature. The appellant further submitted that the N.R.C. did not issue any Show Cause Notice to the appellant institution, as per the provisions of the NCTE Act, providing a reasonable opportunity for making a written representation".

**AND WHEREAS** the Committee, considering the submissions of the appellant, concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014 and in accordance with the orders of the Appellate Authority in similar cases.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014 and in accordance with the orders of the Appellate Authority in similar cases.

**NOW THEREFORE, the Council hereby remands back the case of Sadguru Education Institute, Vill. – Jaipura, Ram Nagaria, Narsingh V, Sanganer, Jaipur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Sadguru Education Institute, Vill. – Jaipura, Ram Nagaria, Narsingh V, Sanganer, Jaipur – 302017, 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.89-502/E-82593/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date:

5/10/18

### ORDER

**WHEREAS** the appeal of Sadguru Institute for Professional Education, Malviya Nagar, Sanganer, Rajasthan dated 18/07/2018 is against the Letter No. New Old App/RJ----/230/2017/169514 dated 23/03/2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting M.Ed. Course on the grounds that "in cases where the institutions have submitted the application 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 letter of the N.R.C. dt. 23/03/2017 returning their application, filed a S.B. Civil Writs No. 14044/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 06/07/2018 disposed of the petition by granting liberty to the petitioner – institution to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also 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 decide the same preferably within a period of three months.

**AND WHEREAS** Sh. Ram Prakash Sharma, Director, Sadguru Institute for Professional Education, Malviya Nagar, Sanganer, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that (i) they applied for grant of recognition for M.Ed. course on 30/10/2008 with all documents; (ii) the N.R.C. returned their application in the absence of the recommendations of the State Government of Rajasthan; (iii)



following the orders of the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur dt. 25/10/2016 in the Writ Petition No. 14759/2016 filed by them, they again submitted their application on 11/11/2016; and (iv) the N.R.C. without considering the same returned their application with their letter dt. 23/03/2017. The appellant further submitted that the N.R.C. erred in deciding the matter and did not make any effort to even look at the application which was sent offline in consonance of the then existing Regulations. It was virtually impossible to submit application online after the directions of the Hon'ble High Court. If the institution was provided opportunity to move an application as per the directions of the Hon'ble High Court it would have been done but online submission was totally impossible. In similar matter while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellate authority of NCTE vide order no. 89-534/E-8922/2017 Appeal/15<sup>th</sup> Meeting – 2017 dt. 16/10/2017 titled "St. Meera T.T. College" directed the N.R.C. 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 the order dt. 16/10/2017 is enclosed. This controversy has been settled by the Appellate Authority in their order dt. 05/06/2018 in the case of Sorabh College of Training, Sawai Madhopur, copy of which is enclosed. The respondent had already granted recognition for D.El.Ed. course, ignoring the above said shortcoming vide their order dt. 26/08/2016. Rejecting their application is therefore, faulty and discriminatory in nature. The appellant also submitted that the N.R.C. did not issue any Show Cause Notice to the appellant institution, as per the provisions of the NCTE Act, providing a reasonable opportunity for making a written representation.

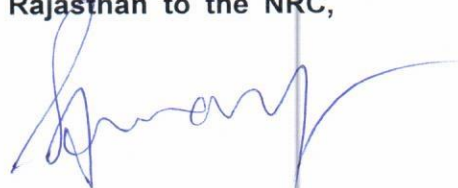
**AND WHEREAS** the Committee noted that the ground mentioned in the NRC's letter dt. 23/03/2017 returning the application of the appellant, that is, Clause 5, was introduced, for the first time, in the NCTE Regulations, 2014, whose requirements are to be fulfilled when the applications are invited pursuant to these Regulations and which can be filed only during the period when the NCTE portal is open and not at

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 letter 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 preceding the advent of NCTE Regulations, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the letter dt. 23/03/2017 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 that the matter deserved to be remanded to the N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Sadguru Institute for Professional Education, Malviya Nagar, Sanganer, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Sadguru Institute for Professional Education, Plot No. 13/1030, Malviya Nagar, Sanganer – 302017, 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.89-513/E-83164/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Mahatma Gandhi Girls B.Ed. College, Gayatri Nagar, Ajmer Road, Beawar, Rajasthan dated 21/07/2018 is against the Letter No. New Old App/RJ-----/261/2017/169163 dated 14/03/2017 of the Northern Regional Committee, returning their application grant of recognition for conducting B.Ed. Course on the grounds that "in cases where the institutions have submitted the application 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 Letter of the N.R.C. dt. 14/03/2017 returning their application, filed a S.B. Civil Writs No. 14037/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dated 6.7.2018 disposed of the petition granting liberty to the petitioner-institution to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also 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 decide the same preferably within a period of three months.

**AND WHEREAS** Sh. Suresh Narwani, Administrator, Mahatma Gandhi Girls B.Ed. College, Gayatri Nagar, Ajmer Road, Beawar, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that they applied for grant of recognition for B.Ed. course on 8.10.2008 with all the requisite documents. The respondent returned their application on 7.3.2009 in the absence of recommendations of the State Govt. of Rajasthan. Following the



judgement of Hon'ble Court dt. 26.9.2012 in S.B. CWP No. 8236/12, the appellant again submitted their application in the office of the NRC. The respondent again returned their application on 14.3.2017. The NRC erred in deciding the matter and did not make any effort to even look at the application in consonance of NCTE's Regulation under which the application was submitted offline. Further, it is also reiterated here that there was virtual impossibility in submitting the application online and after directions of Hon'ble Court narrated above the application was submitted offline. If the institution were provided opportunity to move an application before the NRC as per the directions of Hon'ble Court, it would have been done but due to the virtual impossibility, online submission was totally impossible. The appellant institution submitted his application in reference to Court order passed in similar cases of the other institutions, but the respondent Committee has not considered the matter as per Court order. Further, in the similar matter while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellate authority of NCTE vide order No. 89-534/E-8922/2017 Appeal/15<sup>th</sup> 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 further submitted that the respondent had already granted recognition to several institutions, ignoring the above said shortcomings vide order dt. 26.8.2016, copy enclosed. The act of respondent giving recognition to various institutions and rejecting their application is faulty and discriminatory in nature. The appellant also submitted that the NRC did not issue any show cause notice to the appellant institution, as per the provisions of the NCTE Act, providing a reasonable opportunity to the institution for making a written representation.

**AND WHEREAS** the Committee noted that the ground mentioned in the NRC's letter dt. 14/03/2017 returning the application of the appellant, that is, 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

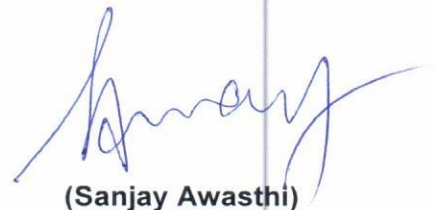


can be filed only during the period when the NCTE portal is open and not at any other time. The appellant submitted their application in the year 2008 and the then existing Regulations did not contain the requirements mentioned in the order returning the application.

**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 preceding the advent of NCTE Regulations, 2014 deserved to be accepted. In these circumstances, the Committee 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 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 that the matter deserved to be remanded to the N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Mahatma Gandhi Girls B.Ed. College, Gayatri Nagar, Ajmer Road, Beawar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Mahatma Gandhi Girls B.Ed. College, Plot No.50, Gayatri Nagar, Ajmer Road, Beawar – 305901, 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.89-514/E-83157/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Raj S.T.C. Beawar, Nundri Mahendrathan, Babra Road, Beawar, Rajasthan dated 21/07/2018 is against the letter No. New Appl./RF/Raj./NRCAPP-8439/2013-14/49532 dated 08/06/2013 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 viz a viz recommendations of the State Govt. of Rajasthan as well as 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 1 SLP No. 17165-168/2009, has held that the provisions contained in Section 14 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 not 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 the 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 Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it is 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 take by the NCTE Committee, the NRC decided that



the recommendations of the State Govt. 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** The appellant, aggrieved by the letter of the N.R.C. dt. 08/06/2013 returning their application, filed a S.B. Civil Writs No. 14035/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 06/07/2018 disposed of the petition by granting liberty to the petitioner – institution to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also 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 decide the same expeditiously.

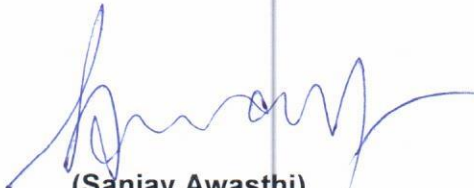
**AND WHEREAS** Sh. Suresh Narwani, Administrator, Raj S.T.C. Beawar, Nundri Mahendrathan, Babra Road, Beawar, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that the appellant institution applied for grant of recognition for D.El.Ed. course on 31/12/2012 with all requisite documents. The N.R.C. returned their application on 18/06/2013 in the absence of the recommendations of the State Government of Rajasthan. The appellant submitted that the controversy was settled by the Appellate Authority, in the similar matter while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellate authority of NCTE vide order No. 89-488/E-9740/2017 Appeal 17<sup>th</sup> Meeting – 2017 dt. 27.11.2017 titled “J.B.M. College of Education” directed the NRC to process further the application on the ground that “...Appeal Committee noted that when the appellant applied in 2012, there was no ban by the State Government. Further the Appeal Committee is of the view that the blanket general ban imposed by the State Government can be taken into account by NCTE only before issuing any notification inviting applications for teacher education course in a particular State for the prospective academic year(s). Once applications are invited, the Regional Committee has no right to reject it on grounds of ban imposed subsequently by the

State Government." A copy of Appeal order dated 27.11.2017 is annexed. The appellant also submitted that the respondent has already granted recognition to several institutions for D.El.Ed. course, ignoring the above said shortcomings vide order dt. 26/08/2016, copy enclosed. The act of Respondent giving recognition to various institutions and rejecting their application is faulty and discriminatory in nature. The appellant further submitted that the N.R.C. did not issue any show cause notice to the appellant institution, as per the provisions of the NCTE Act, providing a reasonable opportunity for making a written representation.

**AND WHEREAS** the Committee, considering the submissions of the appellant, concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014 and in accordance with the orders of the Appellate Authority in similar cases.

**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 take further action as per the NCTE Regulations, 2014 and in accordance with the orders of the Appellate Authority in similar cases.

**NOW THEREFORE, the Council hereby remands back the case of Raj S.T.C. Beawar, Nundri Mahendrathan, Babra Road, Beawar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.**



(Sanjay Awasthi)  
Member Secretary

1. **The Secretary, Raj S.T.C. Beawar, Nundri Mahendrathan, Babra Road, Beawar – 305901, 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.89-539/E-84885/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

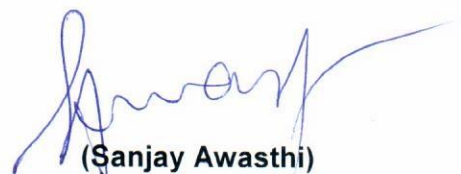
**ORDER**

**WHEREAS** the appeal of Shri Onkar Singh Memorial Womens Teachers Training College, Pasand Nagar Kotra, Puskar Road, Ajmer, Rajasthan dated 04/08/2018 is against the Order No. NRC/NCTE/NRCAPP-10054/254<sup>th</sup> Meeting/2016/155409 dated 10/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the reply of the institution to the show cause notice dated 06.11.2015 was considered by the Committee. The institution has failed to submit NOC from the affiliating body as required under clause 5(3) of the NCTE Regulations, 2014."

**AND WHEREAS** Sh. Rajendra Prasad Sharma, Principal and Sh. Narpat Singh Shekhawat, Secretary, Shri Onkar Singh Memorial Womens Teachers Training College, Pasand Nagar Kotra, Puskar Road, Ajmer, Rajasthan presented the case of the appellant institution on 23/08/2018 enclosing a copy of the order of the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur dt. 30/07/2018 in S.B Civil Writs No. 16088/2018. In the appeal and during personal presentation it was submitted that the NRC totally ignored the letter dt. 12.08.2016 issued by the State Government of Rajasthan inter-alia communicating the policy decision taken by it and communicated to NCTE. The NRC unquestionably ignored the recommendations of the State Government / affiliating body wherein the Ajmer District has been opened for grant of recognition of D.El.Ed. course by the Government and affiliating body also. On, the two grounds discussed and narrated above, the ground of rejection of their application does not have any foundation.

**AND WHEREAS** the Committee noted that the appellant had earlier preferred an appeal dt. 06/10/2016 against the same order of the N.R.C. No.

NRC/NCTE/NRCAPP10054/254<sup>th</sup> Meeting/2016/155408 dt. 10/08/2016. The Committee also noted that the appeal dt. 06/10/2016 was disposed of vide order no. 89-653/2016 Appeal/2<sup>nd</sup> Meeting – 2017 dt. 06/03/2017. This was brought to the notice of the appellant in the course of hearing. It appears that the appellant has not brought this fact to the notice of the Hon'ble High Court, when he filed the S.B. Civil Writs No. 16088/2018. There cannot be a second appeal against the same order. Hence the present appeal is not admitted.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Shri Onkar Singh Memorial Womens Teachers Training College, Pasand Nagar Kotra, Puskar Road, Ajmer – 305004, 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.89-541/E-84985/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 31/8/18

**ORDER**

**WHEREAS** the appeal of Santdas Girls STC College, Harsauli, Kotkasim, Khairthal, Rajasthan dated 06/08/2018 is against the letter No. Old App/NRCAPP-3104/34/2017/169472 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 cases where the institutions have submitted the application 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 letter of the N.R.C. dt. 23/03/2017 returning their application, filed a S.B. Civil Writs No. 16753/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 01/08/2018 disposed of the petition granting liberty to the petitioner – institution to avail the remedy of statutory appeal provided under Section 18 of the Act of 1993. The Hon'ble High Court also 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 decide the same preferably within a period of three months.

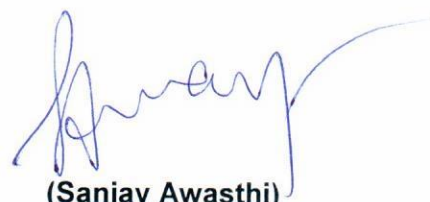
**AND WHEREAS** Sh. Deepanshu Sangwan, Director and Sh. Ramavtar Singh, Treasurer, Santdas Girls STC College, Harsauli, Kotkasim, Khairthal, Rajasthan presented the case of the appellant institution on 23/08/2018. Along with the appeal the appellant submitted a copy of their online application dt. 17/12/2012 for D.El.Ed. course, a copy of the certificate of Registration, a copy of the letter dt. 01/01/2018 from the Government of Rajasthan regarding grant of N.O.C. for D.El.Ed./D.P.Ed. courses for the session 2019-20 and a copy of the Hon'ble High Court's order dt. 01/08/2018.

**AND WHEREAS** the Committee noted that the ground mentioned in the N.R.C's letter dt. 23/03/2017 returning the application of the appellant, i.e. Clause 5, was introduced, for the first time, in the NCTE Regulations, 2014, the requirements of which are to be fulfilled when applications are invited pursuant to those Regulations, and which can be filed only during the period when the NCTE portal is opened and not at any other time. The appellant submitted their online application in the year 2012 and the then existing Regulations did not contain the requirements mentioned in the letter returning the application.

**AND WHEREAS** the Committee, in view of the position stated in para 4 above, concluded that the ground mentioned in the letter dt. 23/03/2017 cannot be held against the appellant and therefore, the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014.

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

**NOW THEREFORE**, the Council hereby remands back the case of Santdas Girls STC College, Harsauli, Kotkasim, Khairthal, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



**(Sanjay Awasthi)**  
Member Secretary

1. The Secretary, Santdas Girls STC College, Harsauli, Kotkasim, Khairthal – 301403, 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.89-423/E-79273/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of S.K.D. Academy, Vrindavan Yojana, Rai Bareilly Road, Sadar, Uttar Pradesh dated 18/06/2018 is against the Order No. NCTE/NRC/NRCAPP201615079/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/SCN/U.P./2018-2019/4; dated 11/07/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “SCN was issued on 12.09.2017. The request of the institution to extend the time for the compliance of LOI is not acceptable. 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. Navin Kumar, Dy. Director and Sh. S.D. Tripathi, Nodal Officer, S.K.D. Academy, Vrindavan Yojana, Rai Bareilly Road, Sadar, Uttar Pradesh presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation and in a letter dt. 21/08/2018 it was submitted that after the issue of L.O.I. dt. 20/04/2017, they constituted a Selection Committee and requested Lucknow University i.e. the affiliating University to nominate Vice-Chancellor's nominee. They did not get their nominee or subject experts in time. As soon as they got the nominee of the university they conducted the interview on 16/11/2017 to select the candidates and sent the proceedings / selection of faculty for approval of the Registrar of Lucknow University. The university communicated their formal approval in their letter no. AF.3457 dt. 31/01/2018, copy of which is enclosed.

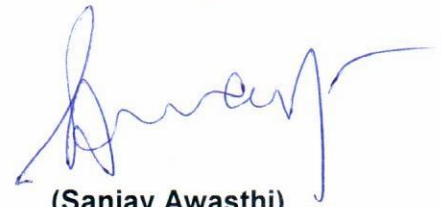
**AND WHEREAS** the Committee noted from the file of the N.R.C. that the N.R.C. in their 276<sup>th</sup> meeting held on 30 – 31 October, 2017 decided to refuse recognition but a formal order in this regard was issued only on 11/07/2018. The Committee noted that the appellant, with their letter dt. 25/11/2017 forwarded to the N.R.C. the documents

required as per the L.O.I., including the list of staff selected by the affiliating body together with a copy of the proceedings of the Selection Committee, comprising of Vice – Chancellor's nominees and subject experts. The appellant has now forwarded a copy of the university's letter formally approving the faculty.

**AND WHEREAS** the Committee, in view of the position stated above, concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the list of faculty approved by the affiliating university, to be sent 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 list of faculty formally approved by the university and also any other documents required 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 list of faculty approved by the affiliating university, to be sent 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 list of faculty formally approved by the university and also any other documents required 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 S.K.D. Academy, Vrindavan Yojana, Rai Bareilly Road, Sadar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Manager, S.K.D. Academy, 2D/HS-1, Vrindavan Yojana, Rai Bareilly Road, Sadar – 226025, 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.89-429/E-79311/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Sukhram Singh Mahavidyalaya, Sarwan, Sadar, Mau, Uttar Pradesh dated 21/06/2018 is against the Order No. NRC/NCTE/NRCAPP-14829/252<sup>nd</sup> (Part – I) Meeting/2016/149387-90 dated 25/05/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that “the institution has not submitted the reply of show cause notice dated 07.12.2015 within the stipulated time period.”

**AND WHEREAS** Sh. Pawan Kumar Maddhesiya, Office Superintendent, Sukhram Singh Mahavidyalaya, Sarwan, Sadar, Mau, Uttar Pradesh presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation the appellant has not submitted any explanation.

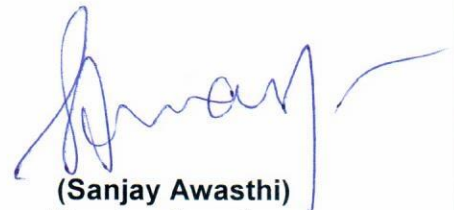
**AND WHEREAS** the submission of the appeal has been delayed by one year, ten months and 27 days beyond the prescribed period of sixty days. The appellant merely stated that the delay was due to ‘not provided any letter by NCTE at my college.’

**AND WHEREAS** the Committee noted that according to Rule 10 of the NCTE Rules, 1997, any person aggrieved by an order made under Section 14, 15 or 17 of these Rules, 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 is not satisfied that the reason given by the appellant is a sufficient cause for not preferring the appeal within the prescribed period of limitation.

The Committee, therefore, decided not to condone the delay. 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 concluded not to condone the delay. Hence the appeal is not admitted.

**NOW THEREFORE,** the Council hereby do not condone the delay and therefore the appeal is not admitted.



(Sanjay Awasthi)  
Member Secretary

1. **The Manager, Sukhram Singh Mahavidyalaya, Sarwan, Sadar – 275105, 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.89-430/E-79308/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

21/8/18

**ORDER**

**WHEREAS** the appeal of Shivmangali Devi Teacher Training Institute, Kandheri, Sadar, Mau, Uttar Pradesh dated 20/06/2018 is against the Order No. NRC/NCTE/NRCAPP-15401/282<sup>nd</sup> Meeting (Part – I) 2018/190362-67 dated 03/03/2018 of the Northern Regional Committee, granting recognition for conducting D.El.Ed. Course of one unit with an intake of 50 students. The appellant wants recognition for 100 students.

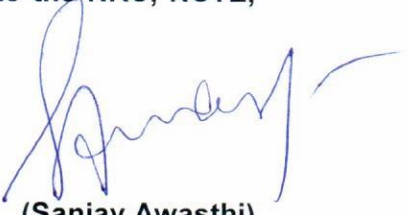
**AND WHEREAS** Sh. Pawan Kumar Maddhesiya, Office Superintendent, Shivmangali Devi Teacher Training Institute, Kandheri, Sadar, Mau, Uttar Pradesh presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that they require recognition for 100 seats.

**AND WHEREAS** the Committee noted that the appellant, in the affidavit enclosed to their online application dt. 30/06/2015, sought recognition for two units (100 intake) of D.El.Ed. course. The Visiting Team that inspected the appellant institution on 14/04/2017 noted that the proposed intake was 100. The Visiting Team recommended recognition for the course but did not mention the intake. The N.R.C. in their Letter of Intent issued on 24/04/2017 mentioned that as per Regulations, 2014 an institution can be given maximum two units for D.El.Ed. and B.Ed. programme. The appellant, with their letter dt. 23/02/2018 inter-alia enclosed a list of 15 faculty members approved by the Examination Regulatory Authority, Uttar Pradesh, Allahabad in their letter dt. 20/02/2018. The N.R.C. in their 282<sup>nd</sup> meeting held from 28<sup>th</sup> February to 1<sup>st</sup> March, 2018 decided to grant recognition for one unit of D.El.Ed. course of 50 students and issued the recognition order on 03/03/2018.

**AND WHEREAS** the Committee, noting that no reasons have been adduced for granting recognition for one unit of D.El.Ed. course only, concluded that the matter deserved to be remanded to the N.R.C. with a direction to issue a speaking order to the appellant giving reasons for grant of recognition for one unit (50 intake).

**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 case be remanded to the N.R.C. with a direction to issue a speaking order to the appellant giving reasons for grant of recognition for one unit (50 intake).

**NOW THEREFORE, the Council hereby remands back the case of Shivmangali Devi Teacher Training Institute, Kandheri, Sadar, Mau, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Manager, Shivmangali Devi Teacher Training Institute, Kandheri, Sadar, Mau – 275105, 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.89-431/E-79307/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

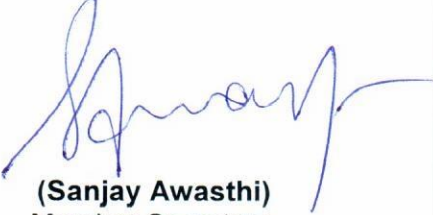
**WHEREAS** the appeal of Sukhram Singh Shikshak Prashikshan Sansthan, Sarwan, Sadar, Mau, U.P. dated 21/06/2018 is against the Order No. F. NCTE/NRC/NRCAPP201616449/Diploma in Elementary Education (D.El.Ed.) S.C.N./U.P./2017-2018/LSG dated 30/11/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the appellant institution, has not submitted the reply of S.C.N. within the stipulated period. Hence the Committee decided that the application is rejected /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. Pawan Kumar Maddhesiya, Office Superintendent, Sukhram Singh Shikshak Prashikshan Sansthan, Sarwan, Sadar, Mau, U.P. presented the case of the appellant institution on 23/08/2018. In the appeal and in their letter dt. 25/06/2018, the appellant submitted that the rejection order was received by E-mail on 18/01/2018 and they have selected the faculty through the Examination Regulatory Authority.

**AND WHEREAS** the Committee noted from the file that the N.R.C. in their 269<sup>th</sup> meeting held from 26<sup>th</sup> April to 2<sup>nd</sup> May, 2017 decided to issue a Show Cause Notice but no such show cause notice is found in the file. Further the refusal order bears a date i.e. 30/11/2016 which is prior to the date of the Letter of Intent i.e. 1/05/2017. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to formally issue the Show Cause Notice decided upon, to the appellant and take further necessary action as per the NCTE Regulations, 2014.

**AND WHEREAS** after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the case be remanded to the N.R.C. with a direction to formally issue the Show Cause decided upon, to the appellant and take further necessary action as per the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Sukhram Singh Shikshak Prashikshan Sansthan, Sarwan, Sadar, Mau, U.P. to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Manager, Sukhram Singh Shikshak Prashikshan Sansthan, Sarwan, Sadar – 275105, 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.89-433/E-79454/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Shri Baba Mast Nath Integrated Institute of Educational Training & Research, Thedi Gangani, Nathanwali, Via Ramsara Narayan Hanumangarh Town, Rajasthan dated 24/07/2017 received on 26/06/2018 from the appellant is against the Order No. NCTE/NRC/NRCAPP201615274/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/RJ/2017-2018/2; dated 15/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.A.B.Ed./B.Sc.B.Ed. Course on the grounds that “reply received on 13.02.2017 from the institution in reference to the Show Cause Notice of NRC, along with the original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time were carefully considered by NRC and following observation was made:- The name of the institution in NOC dated 31.05.2016 differs from the name of institution mentioned in online application. Name of institution in online application and in recognition order dated 09.06.2015 does not match. NEC issued by Patvari is not acceptable. The institution has still not submitted the certified registered land documents issued by the Registering Authority or civil authority concerned. Only the copy of Jamabandi is submitted. 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. Ramavtar, Principal and Sh. Ramesh Giri, Clerk, Shri Baba Mast Nath Integrated Institute of Educational Training & Research, Thedi Gangani, Nathanwali, Via Ramsara Narayan Hanumangarh Town, Rajasthan presented the case of the appellant institution on 23/08/2018. The appellant, in the course of presentation, submitted in writing that in the absence of any direction, they submitted their appeal to the Regional Committee first instead of the Head Quarters of the NCTE. After getting the correct information they sent it to the Headquarters. In the appeal and during personal presentation it was submitted that the documents were

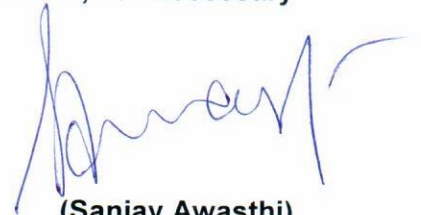


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**AND WHEREAS** in view of the submissions of the appellant, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the correct documents and explanations to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. the correct set of documents in reference to the shortcoming mentioned in the refusal order, 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 case be remanded to the N.R.C. with a direction to consider the correct documents and explanations 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 correct set of documents in reference to the shortcoming mentioned in the refusal order, within 15 days of receipt of the orders on the appeal.

**NOW THEREFORE, the Council hereby remands back the case of Shri Baba Mast Nath Integrated Institute of Educational Training & Research, Thedi Gangani, Nathanwali, Via Ramsara Narayan Hanumangarh Town, Rajasthan to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

- 1. The Secretary, Shri Baba Mast Nath Integrated Institute of Educational Training & Research, Thedi Gangani, Nathanwali, Via Ramsara Narayan Hanumangarh Town – 335513, 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.89-440/E-79658/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Central University of Gujarat, Sector-29, Gandhinagar, Gujarat dated 12/06/2018 is against the order No. WRC/APP2495/M.Ed./291<sup>st</sup>/Guj./2018/197490-96 dated 07/05/2018 of the Western Regional Committee, granting recognition for conducting M.Ed. Course from the academic session 2019-2020. The appellant wants recognition from the academic session 2018-19.

**AND WHEREAS** Sh. H.B. Patel, Dean, Central University of Gujarat, Sector-29, Gandhinagar, Gujarat presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation it was submitted that "CUG has applied in on line mode in 2015. It is a continuous process of application of year 2015. As per the norms of NCTE, five faculty members are to be appointed whereas CUG appointed seven faculty members as sanctioned by UGC. CUG did all sort of compliance with WRC, NCTE in time. In the context of above clarifications, it is requested that this matter may again be looked into and the commencing academic year may be rectified from 2019.20 to 2018.19 and recognition order for M.Ed. programme by CUG issued from AY 2018.19".

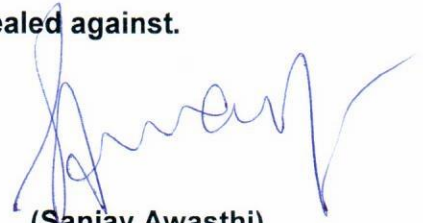
**AND WHEREAS** the Committee noted from the file of the W.R.C. that the Regional Committee, in their 291<sup>st</sup> meeting held on April 26-27, 2018 decided to grant recognition for one unit of M.Ed. course to Central University of Gujarat from the academic session 2019-2020 and issued the recognition order on 07/05/2018. The Joint Secretary (CU), Ministry of Human Resource Development, Department of High Education, Government of India in his letter dt. 02/06/2018 requested the Chairperson, NCTE to reconsider the decision, taking into account the preparations made by the Central University of Gujarat, and allow them to commence M.Ed. programme from the

academic year 2018-19 itself. However, it is recorded in the file of the WRC that decision to grant recognition from the session 2019-2020 was taken keeping in mind the directions of the Hon'ble Apex Court.

**AND WHEREAS** the Committee noted that as per the time schedule prescribed by the Hon'ble Supreme Court of India for various stages of consideration of applications for grant of recognition for teacher training programmes, the cut off date for grant of recognition for the ensuing academic session is the 3<sup>rd</sup> March of the relevant year. According to this schedule the cut off date for grant of recognition for the academic session 2018-19 was 3<sup>rd</sup> March, 2018. Since the W.R.C. took a decision to grant recognition to the Central University of Gujarat on 26-27 April, 2018 only, the recognition can be given only for the academic session 2019-2020. In these circumstances, the Committee concluded that the WRC was justified in granting recognition from the academic session 2019-2020 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, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC is confirmed.

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



(Sanjay Awasthi)  
Member Secretary

1. The Registrar, Central University of Gujarat, Sector-29, Gandhinagar – 382030, 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.89-440(A)/E-79882/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Pannadhai Mahila Shikshak Prashikshan Mahavidyalaya, Behind Sheetal Hotel, Tonk, Rajasthan dated 21/06/2018 is against the order No. Old App/RJ----/2080/85/2017/169161 dated 15/03/2017 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. Sanjay, Representative and Sh. Amit, Representative, Pannadhai Mahila Shikshak Prashikshan Mahavidyalaya, Behind Sheetal Hotel, Tonk, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation and in a letter dt. 23/08/2018, the appellant submitted that (i) "they filed their application for D.El.Ed. course in the year 2007-08; (ii) their application was returned due to absence of recommendations of State Government; (iii) consequent to the orders of the Hon'ble High Court, they resubmitted the application and processing fee on 11/06/2011; (iv) N.R.C. returned the file again in the year 2013 on the same ground; (v) again the Hon'ble High Court in their order dt. 10/01/2014 in S.B. Civil Writ Petition No. 142/2014 directed NCTE to consider their application; (vi) Copy of the Court order, application and processing fee were submitted on 15/01/2014; (vii) some more documents were sent on 13/04/2016

and 20/02/2017; (viii) online filing of applications was introduced only under the NCTE Regulations, 2014 and they submitted their application in the year 2008, when there was no such requirement; (ix) Rajasthan Government in their letter dt. 01/01/2018 took a policy decision to allow D.El.Ed. programme for the academic session 2019-20; and (x) NCTE referred the cases of St. Meera T.T. College, Rajsamand and Sourav College of Teacher Training, Sawai Madhopur to N.R.C. for further processing". The appellant enclosed a copy of their application filed during 2008, but not copies of other communications referred to in their letter dt. 23/08/2018.

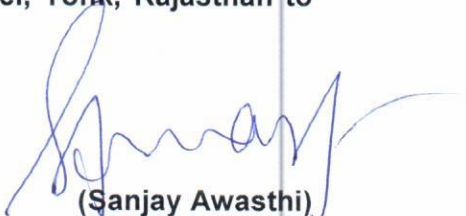
**AND WHEREAS** the Committee noted that the ground mentioned in the N.R.C's letter dt. 15/03/2017 returning the application of the appellant, i.e. Clause 5, was introduced for the first time, in the NCTE Regulations, 2014, the requirements of which are to be fulfilled when the applications are invited 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 for grant of recognition for D.El.Ed. course during 2008-09 and the then existing Regulations did not contain the requirements mentioned in the Letter returning the application.

**AND WHEREAS** the Committee, in view of the position stated in para 3 above and the submission made by the appellant, concluded that the ground mentioned in the Letter dt. 15/03/2017 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 Memoranda 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. for taking further action as per the NCTE Regulations, 2014.



NOW THEREFORE, the Council hereby remands back the case of Pannadhai Mahila Shikshak Prashikshan Mahavidyalaya, Behind Sheetal Hotel, Tonk, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Pannadhai Mahila Shikshak Prashikshan Mahavidyalaya, Khasra No. 6856/2, Purana Bichpuril Road, Behind Sheetal Hotel, NH-12, Tonk – 304001, 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.89-456/E-80064/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of New Adarsh STC Mahavidyalaya, Shri Ram Nagar, Khirni Phatak Road, Jhotwara, Jaipur, Rajasthan dated 26/06/2018 is against the order No. NRC/NCTE/RJ-1834/278<sup>th</sup> Meeting/2018/186952 dated 08/01/2018 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the petitioner society has not submitted the application online electronically along with processing fees and relevant documents as per clause 5 of NCTE Regulations, 2014. No objection certificate issued by the concerned affiliating body has not been submitted by the petitioner society alongwith the application. The institution has not submitted any proof/evidence of its being a composite institution as required under Clause 2(b) of NCTE Regulations, 2014."

**AND WHEREAS** Sh. Laxmikant Sharma, Secretary and Richhpal Singh, Member, New Adarsh STC Mahavidyalaya, Shri Ram Nagar, Khirni Phatak Road, Jhotwara, Jaipur, Rajasthan presented the case of the appellant institution on 23/08/2018. In the appeal and during personal presentation and in a letter dt. 23/08/2018 it was submitted that "(i) they applied for grant of recognition for D.El.Ed. course in 2008 and at that point of time NCTE was accepting applications in physical form of application only. Therefore, it is neither justified nor possible to make online application. Even at a subsequent dates also, the online application can be made when portal is open from NCTE side. This has not been applicable to them as also to other identical cases. (ii) The requirement of NOC of the affiliating body was not there when they had submitted their application in 2008. (iii) They are a composite institution as they are running B.Ed. since 2007, with an intake of 100 students, with N.R.C.'s recognition. N.R.C. also issued a revised recognition order for this course in June, 2015. Appeal Committee in similar cases granted recognition".

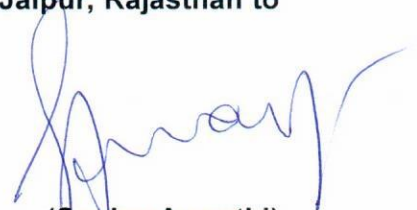


**AND WHEREAS** the Committee noted that the grounds mentioned in the N.R.C's refusal order dt. 08/01/2018 were introduced, for the first time, in the NCTE Regulations, 2014, the requirements of which are to be fulfilled when the applications are invited pursuant to those Regulations and which can be filed only during the period when the NCTE portal is open and not at 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 refusal order.

**AND WHEREAS** the Committee in view of the position stated in para 3 above and the submission of the appellant, concluded that the grounds mentioned in the order dt. 08/01/2018 cannot be held against the appellant and the matter, therefore, 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 Memoranda 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. for taking further action as per the NCTE Regulations, 2014.

**NOW THEREFORE, the Council hereby remands back the case of New Adarsh STC Mahavidyalaya, Shri Ram Nagar, Khirni Phatak Road, Jhotwara, Jaipur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.**



**(Sanjay Awasthi)**  
Member Secretary

1. The Secretary, New Adarsh STC Mahavidyalaya, 53-54, Shri Ram Nagar Khimi Phatak Road, Jhotwara Jaipur, Rajasthan – 302012.
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.89-460/E-80205/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Sarif Rajjak Education Trust, Shaltali, Purba Dehar, Jalpaiguri, West Bengal dated 19/06/2018 is against the order No. ER/7-249.12.1 (Part-2)/(B.Ed. & D.El.Ed.)/2018/56032 Application No. ERCAPP201646065 (ID-10294) dated 14/02/2018 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. & D.El.Ed. Course on the grounds that "(i) VT constituted online for conduct of inspection during the schedule from 23.04.2017 to 13.05.2017. (ii) As reported by the VT expert viz. Dr.Bijay Kumar Mohanty vide email dated 17.05.2017 that the institution refused for conducting inspection on 11.05.2017 as the building was under construction. (iii) As per NCTE Regulation 2014, inspection of the institution shall not be conducted as per the consent of the institution. In view of the above, the Committee decided as under: the Committee is of the opinion that application bearing Code No. ERCAPP201646065 of the institution regarding recognition of applied B.Ed. &D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

**AND WHEREAS** Sh. Sarif Uddin Mondal, Member and MD. Rajjak AI, President, Sarif Rajjak Education Trust, Shaltali, Purba Dehar, Jalpaiguri, West Bengal presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "In spite of constitution of VT online for conduct of inspection during the scheduled period from 23/04/2017 to 13/05/2017, no inspection being conducted unfortunately. Neither any order nor letter has been issued to us regarding confirmation of inspection or cancellation thereof. Surprisingly, the VT Expert DR. Bijay Kumar Mohanty reported vide their e-mail dated 17/05/2017. But as there was no such communication with them, this report should not be considered for refusal. Considering the



negligence and miscommunications from the VT Expert, recognition for B.Ed. and D.El.Ed. Programme should not be refused and to be sympathetically considered.”

**AND WHEREAS** Appeal Committee noted that E.R.C. in its 237<sup>th</sup> Meeting held on 9-11 April, 2017 decided to constitute a Visiting Team for conducting inspection of the appellant institution. Visiting Team was accordingly constituted online. Visiting Team consisting of Dr. Bijoy Kumar Mohanty and Dr. Rakesh Kumar Azad were informed online to schedule the inspection of appellant institution between 23/04/2017 to 13/05/2017. The details of Visiting Team and Inspection programme were kept available online and Appeal Committee do not find any evidence on regulatory file in support of the appellant having been informed by post that inspection is proposed to be conducted. Dr. Bijoy Mohanty, one of the V.T. members informed E.R.C. by E-mail on 17/05/2017 that appellant institution was contacted frequently and the institution refused inspection on 11/05/2017 on the pretext that first floor of the building has not yet been completed.

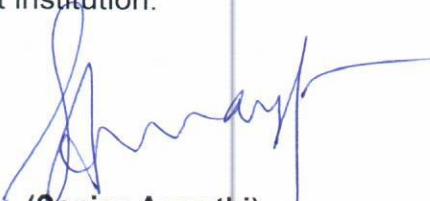
**AND WHEREAS** appellant during the course of appeal presentation stated that there was no communication between the Institute and the V.T. members as E.R.C. has failed to inform the institution about the constitution of Visiting Team and the time period within which inspection is proposed to be conducted.

**AND WHEREAS** on being asked by Appeal Committee, the appellant could not submit any evidence to prove that construction of building was complete as on the scheduled dates of inspection.

**AND WHEREAS** Appeal Committee, however, noticed that no Show Cause Notice was issued to appellant institution seeking written representation from the appellant on the proposed ground of refusal. This is a violation of the safe guard provided to applicants under Section 14 (3) and 15 (3). Appeal Committee, therefore, decided that the impugned refusal order irrespective of the merits of the case deserved to be set

aside with directions to E.R.C. to comply with the procedure by issuing a S.C.N. and seeking written representation from the applicant institution.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that the impugned refusal order irrespective of the merits of the case deserved to be set aside with directions to E.R.C. to comply with the procedure by issuing a S.C.N. and seeking written representation from the applicant institution.



(Sanjay Awasthi)  
Member Secretary

1. The President, Sarif Rajjak Education Trust, Shaltali, Purba Dehar, NH-31, Jalpaiguri – 735101, 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.89-461/E-80203/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 5/10/18

**ORDER**

**WHEREAS** the appeal of Shrimati Manbhari Devi Education College, Chanana, Chirawa Road, Chirawa, Rajasthan dated 27/06/2018 is against the order No. NRC/NCTE/NRCAPP-15173/258<sup>th</sup> Meeting/2016/160754 dated 18/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 07.12.2015 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice till date."

**AND WHEREAS** Sh. Sumer Singh, Member, Shrimati Manbhari Devi Education College, Chanana, Chirawa Road, Chirawa, Rajasthan presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "Society has submitted NOC of affiliating body on letter no. SMDSS/2016/PK35 date 12/05/2016 and receiving number of your office is 141835 and date 13/05/2016. Because the society submit NOC of Affiliating Body before your office refusal order date 18 Oct. 2016. There is no fault of Society. We attached NOC submitting received letter in Upload Document. So, Sir Include OUR NOC in our File NRCAPP15173 Date 30/06/2015."

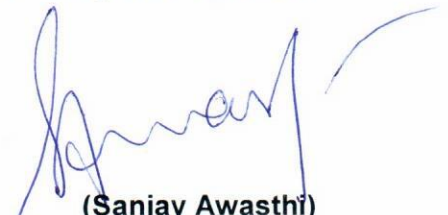
**AND WHEREAS** Appeal Committee noted that a Show Cause Notice (SCN) dated 07/12/2015 was issued to appellant institution seeking written representation, within 30 days, for non submission of No Objection Certificate (NOC) issued by affiliating body. The appellant institution neither submitted N.O.C. nor any reply was given to S.C.N. within the prescribed time limit. Committee noted that appellant institution was able to seek N.O.C. dated 06/05/2016 from affiliating university which was submitted to N.R.C. on 13/05/2016. It is a fact that N.O.C. was made available to

N.R.C. before the impugned refusal order dated 18/10/2016 was issued but the then adopted procedure was not to accept NOCs issued by affiliating bodies after the last date for receipt of application. The impugned order dated 18/10/2016 on the ground that "The institution did not submit any reply to S.C.N. till date" lacked merit as reply dated 12/05/2016 to S.C.N. was available for consideration of the Regional Committee.

**AND WHEREAS** Appeal Committee further noted, that appeal dated 27/06/2018 in the present case has been made after on lapse of 18 months whereas time allowed for making appeal against impugned order was 60 days. For the delay of 16 months in filing appeal, appellant has given no reason. The forum of Appeal Committee is not be utilized for submitting documents issued at belated stages and condoning unexplained delays. Appeal Committee despite appreciating the merits of case, does not find it to be fit case for condoning the delay of 16 months. Appeal is accordingly not admitted on delay grounds.

**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 not to condone the delay. Hence the appeal is not admitted.

**NOW THEREFORE, the Council hereby do not condone the delay and therefore the appeal is not admitted.**



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Shrimati Manbhari Devi Education College, Chanana, Chirawa Road, Chirawa – 33026, 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.89-462/E-80351/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

21/08/18

**ORDER**

**WHEREAS** the appeal of B.R. Shikshan Sansthan Narnaul Road, Jharora, Behror, Rajasthan dated 28/06/2018 is against the order No. NRC/NCTE/NRCAPP-11001/261<sup>st</sup> Meeting/2016/164961 dated 10/01/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "the show cause notice was issued (NRC 252<sup>nd</sup> meeting (Part-2, 19<sup>th</sup> April to 02<sup>nd</sup> May, 2016) regarding non-submission of certified copies of land records and CLU. The institution has not given satisfactory reply, vide its letter dt. 02.05.2016. The land records true copy do not bear signature of Registrar/sub-Registrar. The Gram Panchayat Sarpanch is not Competent Authority to issue CLU, Moreover, the institution's reply regarding composite institution (NCTE Regulations, 2014 under clause 2(b) is not satisfactory."

**AND WHEREAS** Sh. Sube Singh Yadav, Chairman, B.R. Shikshan Sansthan Narnaul Road, Jharora, Behror, Rajasthan presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "we have got the NOC of the affiliating body which we will show at the time of hearing. The society is already running B.Ed. since 2008, the NOC from State Government and Affiliation from concerned body of the same will show at the time of hearing. The said documents are with us and we will show at the time of hearing. The certified copy of land documents is with us and we will show the same at the time of hearing. The said document i.e., CLU issued by the Competent Govt. Authority is being with us and will show at the time of hearing."


**AND WHEREAS** Appeal Committee noted that N.R.C. in its 252<sup>nd</sup> Meeting held from 19<sup>th</sup> April to 2<sup>nd</sup> May, 2016 decided to issue Show Cause Notice (SCN) to appellant institution on following grounds:-

- (i) Institutions has not submitted certified copy of land documents.
- (ii) C.L.U. issued by Competent Government Authority has not been submitted.

**AND WHEREAS** Appeal Committee further noted that reply dated 02/05/2016 submitted by appellant was found deficient leading to issue of impugned refusal order dated 10/01/2017. Appeal Committee noted that appellant has neither submitted original of certified land documents nor the C.L.U. submitted by it can be termed as a valid document. The document submitted by appellant is a certificate given by Panchayat as 'no objection' for conversion of the land use by the appellant.

**AND WHEREAS** Appeal Committee further noted that there is delay of one year and three months over and above the 60 days time allowed to appellant for preferring appeal. Appellant has stated that there was some casualty at home for which it was not able to file appeal. In the absence of any supporting evidence, Appeal Committee was not convinced, and the delay is inordinate. Appeal Committee, therefore, decided not to condone the delay. Appeal is accordingly not admitted.

**NOW THEREFORE, the Council hereby do not condone the delay and therefore the appeal is not admitted.**



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, B.R. Shikshan Sansthan Narnaul Road, Jharora, Behror – 301701, 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.89-465/E-80560/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Late Madhavrao Tidke Sharirik Shikshan Mahavidyalaya, Bhandra Road, Mouda, Maharashtra dated 05/07/2018 is against the order No. WRC/APW00693/124022/M/1/280<sup>th</sup>/2017/189183 dated 05/09/2017 of the Western Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "Show Cause Notice was issued to the institution on 22.08.2016. The institution has not replied till date. Hence, Recognition is withdrawn from the session 2018-19. FDRs of one are returned."

**AND WHEREAS** Dr. Chandrakant Duble, Principle, Late Madhavrao Tidke Sharirik Shikshan Mahavidyalaya, Bhandra Road, Mouda, Maharashtra presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "Appellant college is in existence since 1995. The order of recognition dated 31.05.2015 was the revised order by the Western Regional Committee. Hence many of the documents pertaining to the appellant college were already with Western Regional Committee. Hence, passing drastic order of withdrawal of recognition of the appellant college which is in existence since 1995-96 over period of 23 years is a harsh action. The Western regional committee ought to have issued notice of hearing to the appellant before passing the appellant before passing the impugned order. It is submitted that though the appellant does not dispute the inadvertent lapse not responding to the show cause notice 22/08/2016 the lapse was not enough to warrant the drastic decision of withdrawal of the recognition of existing college. The appellant is placing the copies of all the relevant documents before the Hon'ble Authority at the time of hearing of the appeal to establish that there is no deficiency. In so far as show cause notice dated 22/08/2016 is concerned only two technical requirements were to be established. In so far as teaching staff is



concerned full time lectures are working in college all lectures are duly qualified. Therefore, there was and there is no deficiency about the staff profile in the college. It is submitted that as far as land and building of the college if concerned all the documents being already available in the record of the Committee, the Regional Committee could have verified the same. Total land admeasuring is owned and possessed by the society. The college building has been constructed in strict compliance of N.C.T.E. norms. The land of college is without any encumbrance and the society does not claim and charges from the college. Even though there was an inadvertent lapse of not responding to the show cause notice dated 22/08/2016 any further notice and or notice of hearing would have enabled the appellant to place copies of all the above documents on record. The copies of above documents would be placed before this Hon'ble Authority at the time of hearing of the appeal to establish that there is no deficiency on account of land use and building. It is submitted that the appellant college is situated in rural area of Nagpur District in the State of Maharashtra. The order of withdrawal of recognition is very harsh action in the facts and circumstances of the case."

**AND WHEREAS** Appeal Committee noted that after issue of revised recognition order dated 31/05/2015 for B.P.Ed. course, the appellant institution was issued a Show Cause Notice (SCN) dated 22/08/2016 seeking written representation within a period of 21 days for the reasons of (i) non submission of staff profile duly approved by affiliating body (ii) originally notarised C.L.U., N.E.C., Building Plan and Building Completion Certificate. Appeal Committee further noted that appellant did not submit reply to S.C.N. which is admitted to by the appellant. The plea that appellant institution is existing for the last 23 years does not exempt the appellant institution from appointing faculty duly approved on periodical basis by the affiliating body.


**AND WHEREAS** Appeal Committee noted that appellant institution not only failed to comply with the conditions laid down in the revised recognition order, but it also failed to file a timely appeal against the impugned order of withdrawal dated 05/09/2017. The present appeal is delayed by about 08 months.



**AND WHEREAS** Appeal Committee further noticed that appellant is still not able to show evidence that faculty in position is adequate as per NCTE Regulations and its appointment is duly approved by affiliating body. Appeal Committee, therefore, decided to confirm the impugned order of withdrawal dated 05/09/2017 issued by Western Regional Committee.

**AND WHEREAS** after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order of withdrawal dated 05/09/2017 issued by Western Regional Committee.

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



**(Sanjay Awasthi)**  
Member Secretary

1. **The Principal, Late Madhavrao Tidke Sharirik Shikshan Mahavidyalaya, Bhandra Road, Mouda – 441110, 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.89-467/E-80590/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Shri Shyam Education Institute, Reengus, Srimadhopur, Rajasthan dated 27/06/2018 is against the order No. Old App./NRCAPP-6693/201/2017/169456 dated 23/03/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "in cases where the institutions have submitted the application 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. Vishal, Secretary, Shri Shyam Education Institute, Reengus, Srimadhopur, Rajasthan presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "Appeal is being preferred against the decision taken by the Northern Regional Committee of the National Council for Teacher Education in its 264 meeting held from 20<sup>th</sup> to 23<sup>rd</sup> February, 2017 in which it was observed that in cases where the institutions have submitted the applications by offline mode along with the court orders and where no processing has been initiated by the Northern Regional Committee, such applications are to be returned to the Institutions along with the documents as these applications were not submitted as per the provisions of Clause 5 of the regulations of 2014 which requires that for grant of recognition or permission of any teacher training course to the teacher training institute, the application is required to be submitted in online mode only. The decision to return the file of the appellant institution was communicated through the communication dated 23<sup>rd</sup> of March 2017. The appellant institution, feeling aggrieved from the decision taken by the Northern Regional Committee to return application of the institution, submitted a SB civil writ



petition bearing number 4107/2018 before the Hon'ble High Court of judicature for Rajasthan at Jaipur bench. The writ petition submitted by the appellant institution has been decided vide order dated 21<sup>st</sup> of February 2018 by which the petitioner institution has been set at liberty to prefer the present appeal under the provisions of Section 18 of the National Council for Teacher Education Act, 1993. It has also been observed by the Hon'ble High Court while deciding the petition of the appellant institution that in the event of filing of the appeal, the same should be decided Expeditiously as per the law. That The appellant institution submitted an online application on 31.12.2012 bearing NRCAPP No. 6693 for grant of permission of D.El.Ed. Course to its Institute namely Shree Shyam Education Institute, Khatu Road, Reengus, Shrimadhopur, Sikar. The aforesaid online application which was submitted on 31<sup>st</sup> of December 2012 was not processed by the Northern Regional Committee under the prevailing regulations of 2009 and therefore, the appellant institution submitted a S.B. Civil Writ Petition bearing number 6083/2016 before the Hon'ble High Court at Jaipur bench which was decided vide order dated 18<sup>th</sup> of May 2016 with directions to the respondent Regional Committee that the application of the petitioner Sansthan was required to be considered under the Regulations of 2014. The petitioner Sansthan after having obtained the copy of the order dated 18<sup>th</sup> of May 2016 again submitted the hard copy of the original application with the Northern Regional Committee and requested the Northern Regional Committee to process the application of the petitioner Sansthan and grant permission to the D.El.Ed. course of 2 units of 50 students to its Institute. The Northern Regional Committee after submission of the application, decided in its 258 meeting that recommendations of the state government shall be obtained for further processing of the application of the petitioner Sansthan. That even after deciding to obtain the recommendations of the state government, the Northern Regional Committee sent the communication dated 23<sup>rd</sup> of March 2017 to the petitioner Sansthan by which the decision taken by the Northern Regional Committee in its 264<sup>th</sup> meeting held from 20<sup>th</sup> February 2017 to 23<sup>rd</sup> February 2017 to return the offline applications submitted with the order of the Hon'ble Court, has been communicated. The petitioner Sansthan feeling aggrieved from the decision taken by the Northern Regional Committee to return the application of the institute of the



petitioner Sansthan submitted the above-mentioned writ petition before the Hon'ble Court which has now been decided by virtue of the order dated 21<sup>st</sup> of February 2018. That in the backdrop of the above mentioned facts it is submitted that the present appeal is required to be decided by the appellate authority of the National Council for Teacher Education keeping in view the fact that the application of the petitioner Sansthan was required to be processed by the Northern Regional Committee by observing that at the time of submission of the application the same was submitted in online format and as the same was not processed it was resubmitted with the order of the Hon'ble Court and therefore originally the application was submitted in online format only. That the Hon'ble High Court of Rajasthan at Principal seat Jodhpur has now passed the order dated 17<sup>th</sup> of February 2018 in S.B. Civil Writ Petition Number 12712/2017 in the case of Murali Singh Yadav Prashikshan Sansthan versus The National Council for Teacher Education and another in which it has been observed that the applications which were submitted before implementation of the regulations of 2014, were required to be considered and decided under the prevalent regulations and as the application of the petitioner Sansthan was also submitted prior to the implementation of the regulations of 2014, therefore, the decision taken by the Northern Regional Committee to return its application on the premise that the same was not submitted as per the clause 5 of the regulations of 2014 is not sustainable. It is also submitted that the Northern Regional Committee has already accepted the verdict of the Hon'ble single bench of the Hon'ble High Court of judicature for Rajasthan at principal said Jodhpur passed in the above noted S.B. Civil Writ Petition number 1272 /2017 and the petitioner Murli singh Yadav Shikshak Prashikshan Sansthan has already been granted final recognition under the provisions of Clause 7 16 of the Regulations of 2014 for its institution for D.El.Ed. course. That the observations made by the Hon'ble Court in its order dated 17<sup>th</sup> of February 2018 passed in the above noted S.B. Civil Writ Petition Number 1272/2017 reflects that the similar controversy has already been decided by the Appellate Authority of the National Council for Teacher Education in the case of the Saint Meera T.T. College Rajsamand, Rajasthan and the offline application submitted by the above named Educational Institution has already been termed as valid application for processing and



for grant of permission to the Teacher Education course on the ground that at the time of submitting the hard copy of the application form the Regulations of 2014 were not in existence. It is submitted that the case of the appellant institution is on better footing or at least standson parity to said institutions whose offline applications have been processed in pursuance of the orders of the Hon'ble Court or in pursuance of the orders of the Appellate committee as the original application which was submitted was in online mode and it was only after the judgement delivered by the Hon'ble High Court, the same was submitted in hard copy format and even otherwise as observed by the Hon'ble Court in order dated 17<sup>th</sup> of February 2018 as passed in the S.B. Civil Writ Petition Number 1272/2017.

**AND WHEREAS** Appeal Committee noted that appellant institution has filed a S.B. Civil Writ No. 4107 of 2018 in the High Court of Judicature for Rajasthan, Bench at Jaipur and the Hon'ble Court passed an order dated 21/02/2018 directing the appellate authority to decide the appeal expeditiously.

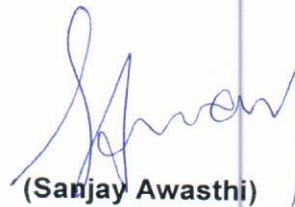
**AND WHEREAS** relevant Regulatory file is not available to Appeal Committee for verification of the factual information. Appeal Committee noted from the contents of impugned letter dated 23/03/2017 that the application submitted online by the appellant institution on 30/12/2012 was returned on the assumption that it was made on offline mode. Committee therefore, observed that N.R.C's decision to return the application treating it as 'offline' was not correct and not substantiated. Moreover, no Show Cause Notice (SCN) was issued to appellant institution seeking written representation from the appellant.

**AND WHEREAS** the Committee noted that in view of the position stated in para 4 above, the submission made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years 2012 preceding the advent of NCTE Regulation, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the letter dt. 23/03/2017 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 that the matter deserved to be remanded to the 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 Shyam Education Institute, Reengus, Srimadhapur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

  
(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Shri Shyam Education Institute, Reengus, Khatu Road, Srimadhapur – 332404, 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.89-468/E-80510/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 5/10/18

**ORDER**

**WHEREAS** the appeal of Shri S.R. B.Ed. College, Patroda, Anupgarh, Rajasthan dated 29/06/2018 is against the order No. Old App/RJ----/161/2017/169121 dated 14/03/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "in cases where the institutions have submitted the application 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. Vijay Kumar, Secretary, Shri S.R. B.Ed. College, Patroda, Anupgarh, Rajasthan presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "we are going for the appeal through online submission and will deposit the required fees as and when required by NCTE, the State Government has also given NOC for the subject course."

**AND WHEREAS** Appeal Committee noted that appellant institution had filed a S.B. Civil Writ No. 3736/2018 in the High Court of Judicature for Rajasthan Bench at Jodhpur and the Hon'ble Court vide order dated 14/03/2018 has granted liberty to the petitioner to avail the remedy of statutory appeal under Section 18 of the NCTE Act of 1993.

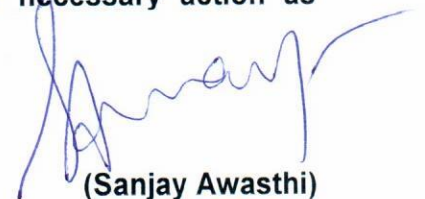
**AND WHEREAS** the regulatory file has not been made available to Appeal Committee for verification of the factual information. The Committee noted that the ground mentioned in the N.R.C's letter dt. 14/03/2017 returning the application of the appellant, that is Clause 5, was introduced for the first 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 submission made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years preceding the advent of NCTE Regulation, 2014, deserved to be accepted. In these circumstances, the Committee 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 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 that the matter deserved to be remanded to the 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 S.R. B.Ed. College, Patroda, Anupgarh, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Shri S.R. B.Ed. College, Patroda, State Highway no.3, Anupgarh – 335711, 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.89-469/E-80655/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Mahala Teachers Training Institution, Reengus Khatushyam Ji Road, Shrimadhapur, Rajasthan dated 02/07/2018 is against the order No. Old App./RJ----/200/2017/169484 dated 23/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "in cases where the institutions have submitted the application 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. Vishal, Secretary, Mahala Teachers Training Institution, Reengus Khatushyam Ji Road, Shrimadhapur, Rajasthan presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "Appeal is being submitted by the appellant institution against the decision taken by the Northern Regional Committee in its 264 meeting held from 20<sup>th</sup> to 23<sup>rd</sup> February 2017, Part 5, in which the application of the appellant institution was considered and it was decided that the applications received from the teacher education institutions in the state of Rajasthan submitted in offline mode along with the court orders and where no processing was initiated by the Northern Regional Committee, all such applications be returned to the Institutions along with the documents as they have not submitted the applications as per clause 5 of the National Council for Teacher Education Regulations of 2014. At the time of the submission of the application the appellant institution was having recognition for the courses of B.Ed. and D.El.Ed. from the Northern Regional Committee of the National Council for Teacher Education. After having received the certified copy of the Hon'ble Court as well as the no objection certificate of the university / affiliating body, the appellant



Institution submitted an application with the Northern Regional Committee for processing of its application, consequently, the Northern Regional Committee in its 258<sup>th</sup> meeting held from 4<sup>th</sup> of October 2015 to 6<sup>th</sup> of October 2016 decided that the application of the appellant institution is required to be considered in pursuance of the orders passed by the Hon'ble High Court and the judgement of the Hon'ble Supreme Court in special leave petition bearing number 5282 / 2015 and it was also decided that the recommendations of the state government be obtained for processing of the application of the appellant Institution. The Northern Regional Committee thereafter made a deviation from its early decision and issued a communication dated 23<sup>rd</sup> of March 2017 in which it was communicated to the appellant institution that the Northern Regional Committee on the premise of the legal advice obtained has decided in its 264<sup>th</sup> meeting held from 20<sup>th</sup> to 23<sup>rd</sup> February 2017 Part 5 that the applications submitted by the institutions in the state of Rajasthan in hard copy format along with court orders if not processed shall not be processed any further and the applications shall be returned as they were not submitted as per the requirements of clause 5 of the regulations of 2014 which provides the submission of the applications in online format only. In pursuance of the orders passed by the Hon'ble High Court in S.B. Civil Writ Petition Number 4108/2018 dated 21<sup>st</sup> of February 2018 the appellant institution submits this appeal on the following ground: The application was submitted by the appellant institution for grant of recognition to the Bachelor of Physical education course on 27<sup>th</sup> of October 2008 in hard copy format. At the time of the submission of the application the processing of the application of the appellant institution was to be made under the provisions of prevailing NCTE regulations of 2007 which did not require submission of online applications and the only prescribed available mode of filing applications for recognition / permission to the teacher training courses was hard copy format which was followed by the appellant Institution and as such the application of the appellant institution was required to be processed. However, due to the general negative recommendations of the state government, the application of the petitioner institution was not processed. It is submitted that the general negative recommendations of the State Government was wrongly relied upon by the Northern Regional Committee of the National Council for Teacher Education to initially return



the application of the appellant institution as the Hon'ble Supreme Court had held in number of cases including the case of LBS B.Ed. college vs State of Rajasthan that the National Council for Teacher Education is not bound by the recommendations of the state government and it is required that the National Council for Teacher Education being the statutory authority shall decide each and every application on its own merit. The appellant institution has already obtained the no objection certificate of the affiliating university and as such is required to be considered for grant of permission for the Bachelor of Physical education course. Hon'ble High Court has made observation regarding the decision taken by the appellate authority of the National Council for Teacher Education in the case of Saint Meera T.T. College, Rajsamand, Rajasthan in which the application submitted by the appellant institution therein, in hard copy format, was considered and it was observed by the appellate authority that the provisions of regulations of 2014 requiring the submission of online application were not applicable to those applications which were submitted in the year 2008 or before the implementation of the regulations of 2014. Therefore, the Hon'ble High Court has decided that the applications submitted in hard copy format prior to the implementation of the regulations of 2014 are also required to be considered and processed and the recognition is required to be granted to the applicant teacher education Institutions if they fulfil the other infrastructure and instructional requirements. It is submitted that the Northern Regional Committee of the National Council for teacher education has already implemented the decision delivered by the Hon'ble High Court of Rajasthan at principal seat Jodhpur in the above noted writ petition bearing number 12712/2017 in the case of Murali Singh Yadav Shikshak Prashikshan Sansthan in the 281 meeting of the Northern Regional Committee held from 20<sup>th</sup> to 21<sup>st</sup> of February 2018 and the above named institution has already been granted recognition under the provisions of Regulation 716 of the regulations of 2014 for the D.El.Ed. course. As such the controversy as has to be raised by the appellant institution, is no more Res Integra and has already been decided in the similar cases by the Hon'ble High Court. Because the case of the appellant institution is also situated on similar footing to the case of Murli Singh Yadav Shikshak Prashikshan Sansthan decided by the Hon'ble High Court for Rajasthan at principal seat Jodhpur in



S.B. Civil Writ Petition Number 12712/2017 and the case of the appellant institution is also situated in similar Sphear to the case of Saint Meera T.T. College, Rajsamand, Rajasthan decided by the appellate authority of the National Council for Teacher Education as observed by the Hon'ble High Court in its order dated 17<sup>th</sup> of February 2018 in the above noted civil writ petition. It is submitted that as the Northern Regional Committee has already implemented the verdict of the Hon'ble High Court has passed in the above noted Civil Writ Petition bearing number 12712/2017 therefore it is required that the case of the appellant institution may also be decided on the similar lines as has been done in the above-mentioned cases on the ground of parity. This appeal is being submitted by the appellant institution against the decision taken by the Northern Regional Committee in its 264 meeting held from 20<sup>th</sup> to 23<sup>rd</sup> February 2017, Part 5, in which the application of the appellant institution was considered and it was decided that the applications received from the teacher education institutions in the state of Rajasthan submitted in offline mode along with the Court orders and where no processing was initiated by the Northern Regional Committee, all such applications be returned to the Institutions along with the documents as they have not submitted the applications as per clause 5 of the National Council for Teacher Education Regulations of 2014. The above-mentioned decision of the Northern Regional Committee taken by it in 264 meeting held from 20<sup>th</sup> to 23<sup>rd</sup> February 2017 Part 5, has been communicated to the appellant institution vide communication dated 23<sup>rd</sup> of March 2017. The appellant Institutions submitted an application on 27<sup>th</sup> of October 2008 with the Northern Regional Committee of the National Council for Teacher Education in the prescribed hard copy format for grant of permission to it Institute, Mahala Teachers Training Institute, Khatu Shyam Ji, Sikar for the course of Bachelor of Physical Education for academic session 2008 09. At the time of the submission of the application the appellant institution was having recognition for the courses of B.Ed. and D.El.Ed. from the Northern Regional Committee of the National Council for Teacher Education. After submission of the application, the same was not considered by the Northern Regional Committee for a long period of time and was not processed in any manner due to which the petitioner society submitted a S.B. Civil Writ Petition Number 7201/2016 which was decided by the Hon'ble High Court at Jaipur bench vide



order dated 1st of June 2016 by which the writ petition of the appellant institution was decided with the direction that in the event of the filing of an application by the petitioner institution for grant of recognition to the Bachelor of Physical Education course it shall be considered in accordance with the regulations of 2014. After having obtained the copy of the order dated 1st of June 2016 as passed by the Hon'ble High Court on the writ petition submitted by the petitioner Institution, the appellant institution also obtained a no objection certificate issued by the Pandit Deendayal Upadhyaya Shekhawati University, Sikar dated 30th of June 2016 for the Bachelor of Physical education course. After having received the certified copy of the Hon'ble Court as well as the no objection certificate of the university / affiliating body, the appellant Institution submitted an application with the Northern Regional Committee for processing of its application, consequently, the Northern Regional Committee in its 258 meeting held from 4th of October 2015 to 6th of October 2016 decided that the application of the appellant institution is required to be considered in pursuance of the orders passed by the Hon'ble High Court and the judgement of the Hon'ble Supreme Court in special leave petition bearing number 5282/2015 and it was also decided that the recommendations of the State Government be obtained for processing of the application of the appellant Institution. The Northern Regional Committee thereafter made a deviation from its early decision and issued a communication dated 23rd of March 2017 in which it was communicated to the appellant institution that the Northern Regional Committee on the premise of the legal advice obtained has decided in its 264th meeting held from 20th to 23rd February 2017 Part 5 that the applications submitted by the institutions in the state of Rajasthan in hard copy format along with court orders if not processed shall not be processed any further and the applications shall be returned as they were not submitted as per the requirements of clause 5 of the regulations of 2014 which provides the submission of the applications in online format only. That feeling aggrieved from the decision of the Northern Regional Committee to reject the application of the appellant institution as communicated to it by virtue of the communication dated 23rd of March 2017 the appellant institution submitted a S B civil writ petition bearing number 4108/2018 before the Hon'ble High Court of judicature for Rajasthan at Jaipur bench which came to be decided vide order



dated 21<sup>st</sup> of February 2018 and the Hon'ble High Court decided the writ petition by observing that the order impugned in the writ petition was appealable under the provisions of Section 18 of the National Council for Teacher Education Act 1993 and therefore it was observed by the Hon'ble Court that in the event of filing of an appeal by the petitioner institution under the provisions of Section 18 of the National Council for Teacher Education Act 1993 the same shall be decided expeditiously."

**AND WHEREAS** Appeal Committee noted that appellant institution had filed a S.B. Civil Writ No. 4108 of 2018 in the High Court of Judicature for Rajasthan Bench at Jaipur and the Hon'ble Court vide order dated 21/02/2018 has granted liberty to the petitioner to avail the remedy of statutory appeal under Section 18 of the NCTE Act of 1993.

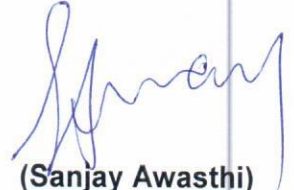
**AND WHEREAS** the regulatory file has not been made available to Appeal Committee for verification of factual information. The Committee noted that the ground mentioned in the N.R.C's letter dt. 23/03/2017 returning the application of the appellant, that is Clause 5, was introduced for the first time, 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 the application in the year 2007 or 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 submission made by the appellant, inter-alia, citing certain Appellate orders issued in respect of consideration of the applications submitted in the years preceding the advent of NCTE Regulation, 2014, deserved to be accepted. In these circumstances, the Committee concluded that the ground mentioned in the letter dt. 23/03/2017 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 that the matter deserved to be remanded to the N.R.C. for taking further action in accordance with the NCTE Regulations, 2014.

**NOW THEREFORE**, the Council hereby remands back the case of Mahala Teachers Training Institution, Reengus Khatushyam Ji Road, Shrimadhapur, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)  
Member Secretary

1. The Secretary, Mahala Teachers Training Institution, Reengus Khatushyam Ji Road, Shrimadhapur – 332404, 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.89-471/E-80915/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of N.S.S.R.S. College of Physical Education, Nagar Road, Beed, Maharashtra dated 03/07/2018 is against the order No. WRC/APWO-1184/114091/292nd/2018/198352 dated 02/06/2018 of the Western Regional Committee, withdrawing recognition for conducting B.P.Ed. Course on the grounds that "(i) The institution vide reply dated 26/11/2016 has submitted the staff profile of 01 Principal and one Assistant Professor which is not approved by Registrar. (ii) F.D.Rs and Building Completion Certificate not submitted in original.

**AND WHEREAS** Sh. Yousufzai N.S., Principal and Sh. Parvez Khan, Lecturer, N.S.S.R.S. College of Physical Education, Nagar Road, Beed, Maharashtra presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that "list of teaching staff approval by affiliating body duly certified by DR BAMU Aurangabad is kept ready, Proof of endowment and reserve fund and duly notarized building Completion certificate. requisite balance is in endowment fund and reserve fund, copy of bank letter is kept ready duly notarized Building Completion Certificate issue by competent authority is kept ready."

**AND WHEREAS** Appeal Committee noted that following faculty is required for conducting one unit of B.P.Ed. course:

- |    |                     |                             |
|----|---------------------|-----------------------------|
| 1. | Principal           | (One)                       |
| 2. | Associate Professor | (Two)                       |
| 3. | Assistant Professor | (Six)                       |
| 4. | Assistant Professor | (Three) Part time if needed |
| 5. | Sports Trainer      | (Three)                     |
| 6. | Yoga Teacher        | (One) Part Time             |
| 7. | Dietician           | (One) Part Time             |

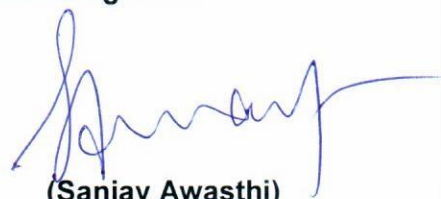


**AND WHEREAS** appellant during the course of appeal presentation on 24/08/2018 submitted faculty list which contains the names of one Principal, 3 Assistant Professors + One Assistant Professor and a Librarian. The B.C.C. submitted indicates a built up area of 1300.68 sq. meters available.

**AND WHEREAS** Appeal Committee noted that conditional revised recognition order dated 31/05/2015 was issued on the basis of an affidavit submitted by appellant institution to comply with the Norms and Standards of NCTE Regulations, 2014 and thereafter a Show Cause Notice (SCN) dated 11/11/2016 was also issued to appellant seeking written representation for non-submission of staff profile, CLU and B.C.C. Committee further noted that list of faculty submitted by appellant during the appeal presentation is still deficient as compared to the requirement of faculty as per NCTE Regulations and also the built up area is inadequate. Appeal Committee, therefore, decided to confirm the impugned order of withdrawal dated 02/06/2018.

**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 confirm the impugned order of withdrawal dated 02/06/2018.

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



**(Sanjay Awasthi)**  
Member Secretary

1. The Principal, N.S.S.R.S. College of Physical Education, Nagar Road, Beed – 431122, 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.89-472/E-80934/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date:

5/10/18

**ORDER**

**WHEREAS** the appeal of Graduate Basic Training College, Sanosara, Lokbharti Sihor, Gujarat dated 04/07/2018 is against the order No. WRC/3133037/Guj/293<sup>rd</sup> /2018/198753 to 198760 dated 22/06/2018 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 29.07.2017 was issued and the institute replied on 23.11.2017. The institute has submitted a staff profile of 2 faculty members signed by the Principal and not approved by the Registrar. The institute has been given enough opportunity to fulfil the requirements of NCTE Regulations, 2014. It is failed to do so. Hence, Recognition is withdrawn from the session 2018-19. FDRs, if any, be returned."

**AND WHEREAS** Dr. Dhiraj, I/c Principal and Sh. Ritesh H. Pandya, Clerk, Graduate Basic Training College, Sanosara, Lokbharti Sihor, Gujarat presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that During last several years in spite of our constant efforts new appointments on vacant posts of retired faculty members were not approved by the Education Department of the State Government. Hence there had been vacant posts of faculty members till last year. But from the present year four vacant posts 3 Teachers have been approved and recruited as per the Govt. and M.K. Bhavnagar University regulations. The newly appointed faculty members have already started their services from the end of the last year. The present staff profile approved by the M.K. Bhavnagar University is enclosed herewith. The decision taken by WRC is on the basis of old staff profile which was sent to you on 23.11.2017. But after that new recruitment have been undertaken. 4. We have granted admission to the students Intake 44 list attached herewith for the present academic year as per the rules and regulations of the affiliated M.K. Bhavnagar University by publishing an advertisement in well known news

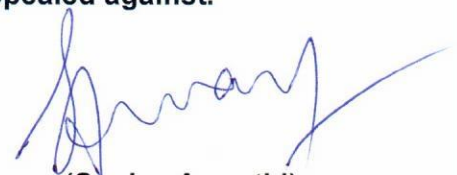


papers. We have also collected fees from them as per the university norms and we have also commenced our academic term as scheduled by the university. Now if the recognition of our institution for 2018-19 is disapproved there will be technical and academic complexities for newly admitted students.”

**AND WHEREAS** Appeal Committee noted that on the basis of an affidavit dated 13/01/2015 affirming compliance to NCTE Regulations, 2014, a revised recognition order dated 31/05/2015 permitting the appellant institution for conducting B.Ed. course with an intake of 50 seats was issued. Non submission of the staff profile, C.L.U., N.E.C., Building Plan and B.C.C. by the appellant institution resulted in issue of Show Cause Notice (SCN) dated 29/07/2016 and 21/11/2017 seeking written representation from the appellant regarding non compliance to the deficiencies. Appeal Committee, observed that appellant institution even on the day of appeal presentation was not having required number of faculty for conducting the programme. With a bare strength of one Principal, two lecturers in Social Science and Hindi and one Craft Teacher, appellant institution cannot be expected to deliver the course contents to 50 students of two year programme. Appeal Committee, therefore, decided to confirm the impugned order of withdrawal dated 22/06/2018.

**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 confirm the impugned order of withdrawal dated 22/06/2018.

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



**(Sanjay Awasthi)**  
Member Secretary

1. **The Principal, Graduate Basic Training College, Sanosara, Lokbharti Sihor – 364230, 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.89-483/E-81482/2018 Appeal/16<sup>th</sup> Mtg.-2018/23<sup>rd</sup> & 24<sup>th</sup> August, 2018  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date:

31/08/18

**ORDER**

**WHEREAS** the appeal of Sri Babu Nandan Adarsh Mahavidyalaya, Rampur Bantara, Saidpur, Ghazipur, Uttar Pradesh dated 16/07/2018 is against the order No. NRC/NCTE/NRCAPP-4142/235<sup>th</sup> Meeting/2015/95946-953 dated 29/04/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution did submit not reply to the Show Cause Notice."

**AND WHEREAS** Sh. Upendra Lal Yadav, Manager, Sri Babu Nandan Adarsh Mahavidyalaya, Rampur Bantara, Saidpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 24/08/2018. In the appeal and during personal presentation it was submitted that the appellant did not submit any specific reason in support of its case.

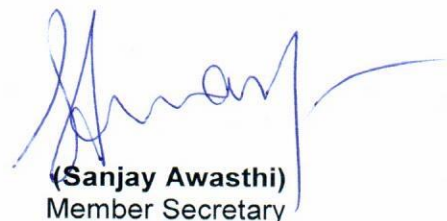
**AND WHEREAS** Appeal Committee noted that impugned refusal order was issued on 29/04/2015 for the reason that appellant institution did not submit any reply to Show Cause Notice (SCN) dated 20/09/2013. The relevant regulatory file does not contain any reference made by appellant institution to N.R.C. after the issue of S.C.N. dated 20/09/2013 which was required to be replied within 30 days.

**AND WHEREAS** Appeal Committee further noted that impugned refusal order dated 29/04/2015 had set a time limit of 60 days for the appellant to prefer appeal if it so desired. The present appeal dated 16/07/2018 is therefore, delayed by more than three years and appellant has enclosed with its appeal memoranda medical prescription and admit card of one Sh. Acchelal Yadav who is one of the member of society managing the institution. The delay of three years over and above the 60



days time given to appellant institution for preferring appeal is inordinate and not justifiable for one of the member of society suffering from diabetes and related ailments. Appeal Committee decided not to admit the appeal for delay of 3 years. Appeal is not admitted accordingly.

**NOW THEREFORE, the Council hereby do not condone the delay and therefore the appeal is not admitted.**



**(Sanjay Awasthi)**  
Member Secretary

1. . **The Manager, Sri Babu Nandan Adarsh Mahavidyalaya, Rampur Bantara, Saidpur, Ghazipur – 233302, 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.