F.No.89-171/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Immanuel Arasar College of Education, Tamil Nadu dated 28.02.2017 is against the Order No. NCTE/SRC/SRCAPP201630134/B.A.B.Ed./B.Sc.B.Ed. dated 14/02/2017 of the Southern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "SRC in its 330th meeting held on 12 & 13, February, 2017 has observed the matter and decided as under: 1. There was a time limit of 15.07.2016 for submission of NOC from affiliating body. Giving it now cannot be accepted. 2. Reject the application. 3. Return FDRs, if any 4. Close the file."

AND WHEREAS Dr. Sam G. Joselin, Chairman, Immanuel Arasar College of Education, Tamil Nadu presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "We have applied for the NOC on 25.04.2016 NCTE has given reminders to the Affiliating body on 12.10.2016 and 11.11.2016. But university issued the NOC on 06.03.2017. Without NOC, SRC has passed orders to put visiting team for the B.A.B.Ed., B.Sc.B.Ed. Courses in its 327th meeting for the following colleges Mother Teresa College of Education for Women SRC APP 201630138 and Vivekananda College of Education for Women SRCAPP201630145."

AND WHEREAS Appeal Committee noted that No Objection Certificate issued by concerned affiliating body is required to be submitted alongwith application as per requirement of Clause 5(3) of NCTE Regulations, 2014. Appeal Committee further noted that in reply to an online Show Cause Notice (SCN) dated 20.01.2017, the appellant institution was able to submit N.O.C. dated 06.02.2017 issued by the affiliating body but keeping in view the requirement of submission of N.O.C. alongwith the application, the certificate issued before the cut off date of receipt of application is only to be accepted. The appellant has quoted instance of two

institutions which have been got inspected without having submitted N.O.C. of affiliating body does not have a bearing on the final decision taken in this case. Appeal Committee decided to confirm the impugned refusal order dated 14.02.2017 on ground of non submission of NOC issued by affiliating body before the cut off date for receipt of application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 14.02.2017 issued by S.R.C., Bangalore.

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

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Emmanuel Arasar College of Education, SG Hospital, Pammam, Marthandam, Kanyakumari, Tamil Nadu – 629165.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.

(9)

F.No.89-179/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Al-Ameen College of Education (M.Ed.), Bangalore, Urban Bangalore Dist. Karnataka dated 27.02.2017 is against the Order No. NCTE/SRC/SRCAPP201630103/Master of Education [M.Ed.]/KA/2017-2018/4; dated 01/02/2017 of the Southern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "SRC in its 328th Meeting held on 31st January, 2017 has observed the matter and decided as under: Reply to SCN is seen. LUC is rectified. BP is rectified. BCC is not rectified. NOC of affiliating body is still not available. Reject."

AND WHEREAS Secretary, Al-Ameen College of Education (M.Ed.), Bangalore, Urban Bangalore Dist. Karnataka presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "Bangalore University has directly forwarded NOC to the NCTE, SRC Bangalore on 30/05/2016 bearing Ref. No. Aca-III/A3/NOC/2016-17. And as per SCN dt. 18/12/2016 we have replied and resubmitted the NOC of both Bangalore University and Govt. of Karnataka bearing our letter Ref. No. AACE/NCTE/M.Ed/2016-17/71 dt. 30/12/2016."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 01.02.2017 was issued by SRC Bangalore on the ground that appellant institution has not submitted NOC issued by affiliating body. Whereas application seeking recognition for M.Ed. programme was submitted on 02.06.2016, the appellant institution submitted N.O.C. issued by affiliating body on 15.02.2017. Clause 5(3) of NCTE Regulation, 2014 stipulates that processing fee and scanned copies of required documents such as NOC issued by concerned affiliating body shall be submitted alongwith application. Clause 7(1) of the regulations, 2014 further stipulates that "in case application is not complete, or requisite documents are not

attached with the application, the application shall be treated incomplete and rejected.

AND WHEREAS as the appellant institution did not have in its possession the NOC issued by affiliating body at the time of making application, Appeal Committee decided to confirm the impugned refusal order dated 01.02.2017 issued by SRC Bangalore.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 01.02.2017 issued by SRC Bangalore.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Al-Ameen College of Education (M.Ed.), Near Lalbagh Main Gate, Hosur Road, Bangalore, Bangalore Urban District Karnataka – 560027.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bengaluru.

(10)

F.No.89-182/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Maharaja Agrasain College of Education, Hissar, Haryana dated 27.02.2017 is against the Order No. NRC/NCTE/NRCAPP-13101/261st Meeting/2016/164084 dated 29/12/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The institution was issued SCN on 30.08.2016 as it had not submitted the list of faculty approved by the affiliating body in response to the LOI issued by NRC. The reply of the SCN submitted by the institution (dated 21.09.2016) was considered by the Committee. The institution has failed to submit the list of approved faculty within the stipulated period."

AND WHEREAS Sh. Dayanand Jain, Vice President and Sh. Jagdish, Secretary, Maharaja Agrasain College of Education, Hissar, Haryana presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "In response to LOI issued on dated 24.02.2016 for the recognition of M.Ed. 2 years course, the institution started the process to get approval of the required staff by the affiliating body as per condition of the LOI. After completing all the formalities like advertisements in two newspapers on dated 02.02.2016 and applying to the university for selection committee to approve the staff as per NCTE norms, NRC was requested by us on 16.04.2016 to extend the time limit for submission of approved staff list."

AND WHEREAS Appeal Committe noted that relevant regulatory file has not been made available to Appeal Committee for perusal. Prima faicie it appears that delay in getting the faculty list approved by the affiliating University occurred because there was a change in the affiliating University. The newly established Chaudhary Ranbir Singh University, Jind finally approved the faculty list containing the name of one Principal, two Professor and eight Assistant Professors on

12.04.2017. Appeal Committee, therefore, decided to remand back the case to NRC for consideration. Appellant institution is required to submit to NRC a full and final compliance report in response to L.O.I dated 24.02.2016 within 15 days of the issue of Appeal Order.

AND WHEREAS after perusal of the Memoranda of Appeal affidavit and oral argument advanced during the hearing, Appeal Committee concluded to remand back the case to NRC for accepting and considering the full and final compliance report which appellant should submit to NRC within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Maharaja Agrasain College of Education, Hissar, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Maharaja Agrasain College of Education, 63, Educational USE, 63, Daroli, Mandi Adampur, Hissar, Haryana – 125052.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

(11)

F.No.89-183/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of R S Memorial College of Education, Panipat, Haryana dated 26.02.2017 is against the Order No. NRC/NCTE/NRCAPP-13790/261st Meeting/2016/163917 dated 28/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "SCN was issued to the institution on 20.10.2016. The institution has not submitted reply to the SCN."

AND WHEREAS Sh. Jitender Singh, Secretary and Shri Naresh Kumar, Lecturer, R S Memorial College of Education, Panipat, Haryana presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "Letter of Intent (LOI) prior to grant of recognition/ permission that's letter no. F. NRC/NCTE/NRCAPP-13790/253rd (Part-2) Meeting/2015/152961-62 dated July, 08, 2016 was received on July 29, 2016 by Speed post form Regional Director NRC, NCTE, Jaipur. This institution submitted all required FDRs vide letter no. RSMC/F8/16/1015 dated September 07, 2016 to Regional Director NRC, NCTE, Jaipur Dairy No. 151378 dated September 08, 2016 for a composite institute. Now, it is clarified that FDR for Rs. 12 Lakhs whose details are Endowment Fund Rs. 5 Lakhs A/C No. 36575450823 Stated Bank of India Panipat & Reserve Fund Rs. 7 Lakhs A/C No. 35525563605 State Bank of India Panipat for B.El.Ed. Integrated course was deposited through form 'A'. Affiliating university was changed from Kurukshetra University Kurukshetra to Chaudhary Ranbir Singh University Jind. It is further added that none of the affiliating body was in position to conduct the interview for approval of staff due to documents in transit."

AND WHEREAS Appeal Committee noted that Letter of Intent (LOI) dated 08.07.2016 was issued to appellant institution and copy of this (o) was enclosed to Registrar, Chaudhary Devi Lal University with a request to provide all assistance to the institution for selection and appointment of faculty. Appeal Committee further noted that a Show Cause Notice (SCN) dated 20.10.2016 was issued to appellant institutions on ground of non-submission of (i) list of faculty approved by affiliating university (ii) Form A of Bank Manager regarding F.D.Rs.

AND WHEREAS appellant during the course of appeal presentation on 05.05.2017 apprised the Appeal Committee that part compliance to the terms and conditions mentioned in the L.O.I. was reported to NRC vide its letter dated 07.09.2016 which was received and acknowledged by NRC on 08.09.2016 (Diary No. 151378). Appellant further submitted that there has been a change in the jurisdiction of affiliating university which had resulted in delay in approval of faculty for the appellant institutions. Choudhary Ranbir Singh University, Jind which is now designated as affiliating university and it has approved the appointment of Principal and other faculty required to be appointed for the B.El.Ed. programme.

AND WHEREAS appeal Committee, therefore, considering that delay in appointment of faculty was caused due to change a affiliating university, decided to set aside the impugned refusal order dated 28.12.2016. Appellant institution should submit to NRC a full and final compliance report in response of LOI within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order dated 28.12.2016. Appellant institution is required to submit to NRC a full and final compliance report in response to LOI within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be set aside the impugned refusal order dated 28.12.2016. Appellant institution is required to submit

to NRC a full and final compliance report in response to LOI within 15 days of the issue of Appeal order.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, R.S. Memorial College of Education, 136/16/17/2/1, 24/24, 137/11/20, R.S. Memorial College of Education, 136 & 137, Buana Lakhu, Panipat, Haryana – 132107.

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

3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.

4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

(12)

F.No.89-184/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Utkarsh School of Management and Technology, Uttar Pradesh dated 02.03.2017 is against the Order No. NCTE/NRC/NRCAPP201615021/B.Ed.[B.El.Ed.]/UP/2017-2018/2 dated 11/02/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "NRC in its 262nd meeting (part-3) at S. No. 2 decided a SCN notice to the applicant institution. NRC considered tht reply dated 24.01.2017 submitted by the institution and decided to reject the application as the institution did not submit certified registered land documents. Photocopy submitted are not acceptable as per the provisions of the NCTE Regulations, 2014. 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. Ashutosh Priya, Principal and Mithilesh Kumar Sharma, Officer In-charge, Utkarsh School of Management and Technology, Uttar Pradesh presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "We have submitted the photocopy of registered land documents certified by the competent authority of the institution. There was confusion that certified copy of registered land documents should be taken from Deputy Registrar, Bareilly. We are having certified copy of land documents as well. Please allow us to submit the required documents and grant the approval for the session 2017-18."

AND WHEREAS Appeal Committee noted that appellant institution submitted application for B.El.Ed programme and submitted with it a zerox copy of sale deed pertaining to piece of land on which the course is proposed to be conducted. Appellant institution is already conducting B.Ed. course on the said land since 2015.

Appeal Committee further noted that a Show Cause Notice (SCN) was issued to appellant institution for submission of certified copy of land documents and the appellant in reply again submitted a zerox copy of land documents which was self-attested.

AND WHEREAS the appellant submitted certified copy of land documents alongwith its Memoranda of Appeal dated 02.03.2017. Appellant during presentation of the case also apprised that appellant institution was granted recognition for B.Ed. programme in 2015 on the said land. Appeal Committee considering that (i) appellant was in possession the land on ownership basis, (ii) had submitted zerox copy of the land documents alongwith its application and (iii) of late has been able to submit a certified copy of the land documents, decided to remand back the case to NRC for further processing of the application. Appellant institution should submit one more copy of certified land documents to NRC within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for further processing of the application. Appellant institution should submit one more copy of certified land documents to NRC within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Utkarsh School of Management and Technology, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Utkarsh School of Management and Technology, Kharua, 8.5 KM, Rampur Road, Bareilly, Uttar Pradesh – 243502.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(13)

F.No.89-185/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Sri Guru Nanak Kannya Mahavidyalaya, Uttar Pradesh dated 28.02.2017 is against the Order No. NCTE/NRC/NRCAPP201615520/D.El.Ed/SCN/UP/2017-18 dated 11/02/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution has not submitted the certified land documents issued by the registering authority."

AND WHEREAS Dr. Anju Bhogal, Principal and Sh. Sarvan Kumar Sharma, Representative, Sri Guru Nanak Kannya Mahavidyalaya, Uttar Pradesh presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "Please give a chance to submit it."

AND WHEREAS Appeal Committee noted that appellant institution did not submit copy or certified copy of land documents with its application for D.El.Ed. programme. A Show Cause Notice (SCN) dated 19.01.2017 was issued to appellant institution inter alia stating that certified registered land documents issued by Registering Authority has not been submitted. The appellant institution submitted reply dated 23.01.2017 which did not contain certified copy or even copy of the registered land documents.

AND WHEREAS appellant has however, submitted certified copy of land documents alongwith its Appeal Memoranda. Appeal Committee is of the view that copy of registered sale deed documents is one of the essential documents in the absence of which an application is liable to rejected summarily. As the applicant has failed to submit registered land documents to NRC even inspite of being given an opportunity, the refusal order dated 11.02.2017 is decided to be confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Guru Nanak Kannya Mahavidyalaya, Khutar Road, Gola Gokaran Nath, Lakhimpur Kheri, Uttar Pradesh – 262802.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(16)

F.No.89-188/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of H.B.H. Mahavidyalaya, Harora, Saharanpur, Uttar Pradesh dated 28.02.2017 is against the Order No. NRC/NCTE/NRCAPP-13516/261th Meeting/2016/163860-66 dated 28/12/2016 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 dt. 01/09/2016 issued by the NRC, NCTE in stipulated time period."

AND WHEREAS Sh. Tohid Alam, Representative, H.B.H. Mahavidyalaya, Harora, Saharanpur, Uttar Pradesh presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "The Secretary Wajid Ali was ill and admitted in Hospital so not submitted the reply."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 01.09.2016 was issued to appellant institution for non submission of reply to Letter of Intent (LOI) dated 12.06.2016. The impugned refusal order dated 28.12.2016 was on the ground that appellant institution did not submit any reply to Show Cause Notice. In short it is confirmed that appellant institution neither submitted compliance of LOI nor did it submit reply to SCN which was stipulated to be sent in 60 days and 30 days from the date of issue of these communications respectively.

AND WHEREAS Appeal Committee further observed that appellant had furnished a compliance report to NRC on 03.04.2017 i.e. three months after the issue of refusal order. Appeal Committee is aware that affiliating bodies often do take time in approving faculty but it is the responsibility of applicant institution to get the process expedited and in case delay is anticipated should keep the Regional Committee informed and if necessary should also seek extension of time for fulfilling

the requirements. In the instant case, appellant institution has not bothered to send even a single communication to NRC informing the developments and thus the decision to refuse recognition taken by NRC is fully justified. Forum of Appeal Committee shall not be used for submitting belated compliance report unless there is a strong season for doing so or the request for granting some extra time has been rejected by the Regional Committee.

AND WHEREAS Appeal Committee considering that appellant institution has not bothered to even acknowledge the regional committee communications or send any season for not submitting compliance, decided to confirm the impugned refusal order dated 28.12.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, HBH Mahavidyalaya, VPO-Harora, Saharanpur, Uttar Pradesh – 247669.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-199/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Abdulla Bidya Bharati B.Ed. College, Midnapore, West Bengal dated 07.03.2017 is against the Order No. ERC/229.7.9/ERCAPP2829/B.Ed./2016/51196 dated 28/01/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 30/09/2016 on the following grounds: (i) As per VT report, building inspected by the VT members does not match with the building plan submitted by the institution. (ii) The total built-up area is 1526.92 sq. mts. which is less than the requirement of 3000 sq. mts. for running B.Ed. + D.El.Ed. Programmes. (iii) Instructional and infrastructure facilities of the institution are not available as per NCTE Regulation 2014. b. In response to SCN, the institution submitted reply vide letter dt. 19/10/2016 along with some documents. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) The institution submitted a new building plan measuring 3045.92 sq. mts. of built-up area. (ii) Building completion certificate duly approved by the Govt. Engineer is not submitted. (iii) CD in support to the newly constructed building plan not submitted. In view the above, the committee decided as under: The committee is of the opinion that application bearing Code No. ERCAPP2829 of the institution regarding recognition of B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Manas Maiti, Secretary, Abdulla Bidya Bharati B.Ed. College, Midnapore, West Bengal presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "As per building plan submitted by the institution consists of four storied (Ground+3rd floor building) already constructed by the institution measuring ground floor 754.44 sq. mts., 1st floor 754.44 sq. mts., 2nd floor 768.52 sq. mts. 3rd floor 768.55 sq. mts. total built-up area 3045.92 sq. mts. which full filling as per NCTE Norms. As per

building completion certificate submitted earlier it was wrongly mentioned by Govt. Engineer the earmarked built up area is 800 sq. mts. (B.Ed.+D.El.Ed. course) instead."

AND WHEREAS Appeal Committee noted that appellant submitted its online application dated 29.05.2015 seeking recognition for B.Ed. programme. The appellant institution did not submit details of any other course being run or proposed to be run by the institution on page 2, 4 and 5 of the application form. The Visiting Team in its inspection report dated 30.06.2016 also did not mention the name of any other existing course teacher or non-teacher being run or proposed to be run by the institution. Appeal Committee further observed that applicant trust as per details furnished at page 1 of the application form is located at Plot no. 1238/1912, 2018, 2019 whereas at page 3 of the application form is proposed to be located at Khasra No. 1105. It is not clear whether Khasra no. 1105 contains the plot numbers mentioned at page 1 of application form.

AND WHEREAS Appeal Committee further noted that a Show Cause Notice (SCN) dated 09.02.2016 was issued to appellant institution on the ground that proposed built up area (as per building plan) of 2158 Sq. Meters is less than required built up area of 3000 Sq. Meters stipulated for B.Ed. + D.El.Ed. course. This was keeping in view clause 3(a) of NCTE Regulation, 2014. Teacher Education programme is permissible in composite institution only. Appellant in reply to SCN submitted a letter dated 25.02.20106 stating that existing building plan of 2158 Sq. Meters is supplemented by proposed building plan of 887 Sq. Meters.

AND WHEREAS thereafter an inspection of the appellant institution was conducted on 30.06.2016 and V.T. observed that :

I. College Building shown to V.T. members was an old building having shutters on ground floor which indicates that part of the building is being used for commercial purpose.
II. Building inspected by V.T. members does not match with the building plan submitted.
III. Play ground shown to V.T. members was far from the institution.
IV. Built up area is less than the required area of 3000 Sq. Meters.

V. Instructional and infrastructural facilities are not found as per NCTE norms.

AND WHEREAS based on the deficiencies reported in the V.T. report another Show Cause Notice (SCN) dated 30.09.2016 was issued to which institution replied on 16.10.2016 by stating that V.T. was inadvertently given wrong building plan and not another building plan is submitted and institution has further purchased material to improve institutional and infrastructural quality.

AND WHEREAS Appeal Committee noted that appellant institution has submitted different building plans signed by same Sub Asstt. Engineer, Pashchim Mednipur on different dates. The building Completion Certificate submitted by appellant right from the stage of submitting application is also signed by same Engineer. The B.C.C. signed by Sh. S. Pal on 26.04.2015 meantime built up are of 23352 Sq. feet. Same authority has signed a B.C.C. on 06.01.20106 mentions the built up area 32000 Sq. feet B.C.C. submitted by appellant alongwith appeal Memoranda is for a built up area of 3045.95 Sq. Meters. The B.C.C. is again found signed by some Satnam Pal on 15.02.2017. Appeal Committee observed that all the certificates signed by same person have different built up area and there is also a noticeable difference in the signature of the authority. Appeal Committee, however, observed that all the deficiencies reported in the Inspection Report were not communicated to the appellant. Appeal Committee, therefore, decided to remand back the cae to ERC for intimating all the deficiencies including different B.C.Cs and building plan which indicate the building to be a newly constructed structure as against the V.Ts observations reporting the building to be an old one having shutters on ground floor and apprehensions of its commercial use. The appellant should be given a fair chance to submit written representation on all the above points.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for making a comprehensive study of Inspection Report and issue a fresh SCN pointing out all the deficiencies.

NOW THEREFORE, the Council hereby remands back the case of Abdulla Bidya Bharati B.Ed. College, Midnapore, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Abdulla Bidyabharati B.Ed. College, 1105, Abdulla Bidyabharati B.Ed. College, 1238/1912, 2018, 2019, Abdulla, Midnapur, Midnapore, West Bengal – 721131.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-200/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Abdulla Bidya Bharati B.Ed. College, West Bengal dated 07.03.2017 is against the Order No. ERC/229.7.8/ERCAPP3573/D.El.Ed./2016/51426 dated 22/02/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 30.09.2016 on the following grounds:- (i) As per VT report, building inspected by the V.T. members does not match with the building plan submitted by the institution. (ii) The total built up area is 1526.92 sq. mts which is less than the requirement of 3000 sq. mts. For running B.Ed. + D.El.Ed. programmes. (iii) Instructional and infrastructure facilities of the institution are not available as per NCTE Regulation 2014. In response to SCN, the institution submitted reply vide letter dated 17.10.2016 along with some documents. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds:- The institution submitted a new building measuring 3045.92 sq. mts. Of built up area. Building completion certificate duly approved by the Govt. Engineer is not submitted. CD in support to the newly constructed building plan not submitted. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3573 of the institution regarding recognition of D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Manas Maiti, Secretary, Abdulla Bidya Bharati B.Ed. College, (D.El.Ed.) West Bengal presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "As per building plan submitted by the institution consists of four storied (Ground+3rd floor building) already constructed by the institution measuring ground floor 754.44 sq. mts., 1st floor 754.44 sq. mts., 2nd floor 768.52 sq. mts. 3rd floor 768.55 sq. mts. total built-up area 3045.92 sq. mts. which full filling as per NCTE Norms. As per

building completion certificate submitted earlier it was wrongly mentioned by Govt. Engineer the earmarked built up area is 800 sq. mts. (B.Ed.+D.El.Ed. course) instead."

AND WHEREAS Appeal Committee noted that appellant submitted its online application dated 25.6.2015 seeking recognition for D.El.Ed. programme. The appellant institution did not submit details of any other course being run or proposed to be run by the institution on page 2, 4 and 5 of the application form. The Visiting Team in its inspection report dated 30.06.2016 also did not mention the name of any other existing course teacher or non-teacher being run or proposed to be run by the institution. Appeal Committee further observed that applicant trust as per details furnished at page 1 of the application form is located at Plot no. 1238/1912, 2018, 2019 whereas at page 3 of the application form is proposed to be located at Khasra No. 1105. It is not clear whether Khasra no. 1105 contains the plot numbers mentioned at page 1 of application form.

AND WHEREAS Appeal Committee further noted that a Show Cause Notice (SCN) dated 09.02.2016 was issued to appellant institution on the ground that proposed built up area (as per building plan) of 2158 Sq. Meters is less than required built up area of 3000 Sq. Meters stipulated for B.Ed. + D.El.Ed. course. This was keeping in view clause 3(a) of NCTE Regulation, 2014. Teacher Education programme is permissible in composite institution only. Appellant in reply to SCN submitted a letter dated 25.02.20106 stating that existing building plan of 2158 Sq. Meters is supplemented by proposed building plan of 887 Sq. Meters.

AND WHEREAS thereafter an inspection of the appellant institution was conducted on 30.06.2016 and V.T. observed that :

I. College Building shown to V.T. members was an old building having shutters on ground floor which indicates that part of the building is being used for commercial purpose.
II. Building inspected by V.T. members does not match with the building plan submitted.
III. Play ground shown to V.T. members was far from the institution.
IV. Built up area is less than the required area of 3000 Sq. Meters.

V. Instructional and infrastructural facilities are not found as per NCTE norms.

AND WHEREAS based on the deficiencies reported in the V.T. report another Show Cause Notice (SCN) dated 30.09.2016 was issued to which institution replied on 16.10.2016 by stating that V.T. was inadvertently given wrong building plan and now another building plan is submitted and institution has further purchased material to improve institutional and infrastructural quality.

AND WHEREAS Appeal Committee noted that appellant institution has submitted different building plans signed by same Sub Asstt. Engineer, Pashchim Mednipur on different dates. The building Completion Certificate submitted by appellant right from the stage of submitting application is also signed by same Engineer. The B.C.C. signed by Sh. S. Pal on 26.04.2015 meantime built up are of 23352 Sq. feet. Same authority has signed a B.C.C. on 06.01.20106 mentions the built up area 32000 Sq. feet B.C.C. submitted by appellant alongwith appeal Memoranda is for a built up area of 3045.95 Sq. Meters. The B.C.C. is again found signed by some Satnam Pal on 15.02.2017. Appeal Committee observed that all the certificates signed by same person have different built up area and there is also a noticeable difference in the signature of the authority. Appeal Committee, however, observed that all the deficiencies reported in the Inspection Report were not communicated to the appellant. Appeal Committee, therefore, decided to remand back the cae to ERC for intimating all the deficiencies including different B.C.Cs and building plan which indicate the building to be a newly constructed structure as against the V.Ts observations reporting the building to be an old one having shutters on ground floor and apprehensions of its commercial use. The appellant should be given a fair chance to submit written representation on all the above points.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for making a comprehensive study of Inspection Report and issue a fresh SCN pointing out all the deficiencies.

NOW THEREFORE, the Council hereby remands back the case of Abdulla Bidya Bharati B.Ed. College, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Abdulla Bidya-Bharati B.Ed. College (D.El.Ed.), 1105, Abdulla Bidyabharati B.Ed. College, 1238/1912, 2018, 2019, Abdulla, Midnapur, Midnapore, West Bengal – 721131.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-201/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Amity Directorate of Distance and Online Education, Uttar Pradesh dated 09.03.2017 is against the Order No. NRC/NCTE/NRCAPP-10313/260th Meeting/2016/164655 dated 05/01/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. (ODL) course on the grounds that "The institution was given show cause notice vide letter dated 27.06.2016 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. Ashish Singh, Joint Registrar and Sh. Kamesh Gautam, Representative, Amity Directorate of Distance and Online Education, Uttar Pradesh presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "Amity Directorate of Distance and online Education is a Directorate of Amity University Uttar Pradesh. The Amity University Uttar Pradesh has recognition from Distance Education Council from the year 2007 for conducting open and distance learning programme. Subsequently, DEB of UGC also continued the recognition and at the time of submission of application i.e. 02.06.2016, the applicant was recognised for conducting open and distance learning programme. The institution had submitted its reply vide letter dated 22.07.2016 to the Show cause notice dated 27.06.2016 issued by the NRC, NCTE. The observation of the NRC that no reply to the show cause notice was submitted by the institution, is incorrect."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 25.05.2015 seeking recognition for B.Ed. programme through distance learning mode. Appeal Committee further noted that appellant institution was issued a Show Cause Notice (SCN) dated 27.06.2016 on the ground that "the appellant institution has not submitted any evidence of its being a UGC

(DEB) recognised institution as required under clause 2.1 of Appendix 10 of NCTE Regulations, 2014".

AND WHEREAS the appellant could not furnish any evidence to prove that reply to SCN was submitted by it on 22.07.2016 as alleged in the Appeal Memoranda. Appeal Committee further noted that appellant during the course of appeal presentation on 05.05.2017 also could not submit any evidence to prove that it has a valid recognition of U.G.C. (DEB) for being eligible to conduct B.Ed. (ODL). Appeal Committee, therefore, decided to confirm the impugned refusal order dated 05.01.2017.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Jt. Registrar-Project, Amity Directorate of Distance and Online Education, 0, Educational, 4, Sector, 125, Noida, Gautam Buddha Nagar, Uttar Pradesh – 201313.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(26)

F.No.89-202/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Amity Institute Education (AIE), Delhi dated 06.03.2017 is against the Order No. NRC/NCTE/NRCAPP-10767/260th Meeting/2016/164641 dated 05/01/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution was given show cause notice vide letter dated 27.06.2016 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. Ashish Singh, Joint Registrar and Sh. Kamesh Gautam, Representative, Amity Institute Education (AIE), Delhi presented the case of the appellant institution on 05/05/2017. In the appeal and during personal presentation it was submitted that "Amity university at Dubai is an off shore campus of the Amity university Uttar Pradesh duly approved by the MHRD, Govt. of India vide its letter No. F. 19-5/2010-U.II/U.3(A0 dated February 2012. As per clause 3.3.4 of the University Grants commission (Establishment of and Maintenance of Standards in Private Universities) Regulations, 2003, a private university in India can open an off shore campus, out of country. However, off shore campus remain, an integral part of the Amity university. Therefore, Amity University at Dubai Campus is within the territorial Jurisdiction of NRC, as the same is only an off shore campus of Amity University, UP. Further, it is relevant to point that both Bar council of India and Council of Architecture have granted permission to Amity University at Dubai to conduct courses in Law and Architecture respectively vide their letter dated 10.06.2016 and 02.02.2017. The institution has not received NRC NCTE Show cause notice dated 27.06.2016 therefore could not submit its reply to the show cause notice dated 27.06.2016 issued by the NRC NCTE."

AND WHEREAS Appeal Committee noted that application submitted by Amity University seeking recognition to conduct B.Ed. programme at Dubai campus of the University was rejected by NRC on the ground that appellant could not submit any evidence, in response to SCN dated 27.06.2016, to establish that NRC has territorial jurisdiction for a proposed overseas centre in Dubai.

AND WHEREAS Appeal Committee in this context noted from section 1 (2) of the NCTE Act, 1993 that the provisions of NCTE Act extend to whole of India except the State of Jammu & Kashmir. Appeal Committee, therefore, decided to confirm the stand taken by NRC that it has no jurisdiction for recommending and granting recognition to institution located out of India.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Jt. Registrar-Project, Amity Institute of Education (AIE), Amity University Dubai, B-89, Defence Colony, New Delhi, Delhi – 110024.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Delhi.

(27)

F.No.89-203/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Sri S. Ramasamy Naidu Memorial College of Education, Sattur, Virudhunagar, Tamil Nadu dated 07/03/2017 is against the Order No. SRO/NCTE/SRCAPP14847/B.Ed/TN/2017-18/91198 dated 19/01/2017 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The stand-alone issue has been satisfactorily addressed. But, the mortgage issue remains. SRC does not have the authority to relax this condition with ref. to the quantum of outstanding loans. Reject the application. Return FDR's if any. Close the file."

AND WHEREAS Sh. K.V.R. Krishnasamy, President and Dr. S. Ganeshnam, Principal, Sri S. Ramasamy Naidu Memorial College of Education, Sattur, Virudhunagar, Tamil Nadu presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "they have one Government Aided Arts and Science College started in 1970 and a Polytechnic College started in 2009. They obtained a loan from Bank of India, when they started this latter college. At the time of the visit of NCTE Inspection visiting team to their proposed B.Ed. College, the Managing Committee owed Rs. 49,40,370 to the Bank of India. Now they have repaid the full loan amount to the Bank and received the property documents. As on date, they have no financial liability with any Bank. In view of above explanations, they requested to accept their proposal and accord permission for starting a new B.Ed. College. The appellant enclosed copies of the certificates dt. 28.03.2016 and 22.02.2017 issued by Bank of India about the closure of the loan accounts and a Non Encumbrance Certificate dt. 27.02.2017.

AND WHEREAS the Committee, noting from the submissions of the appellant that the loan, which was taken for the polytechnic college has been cleared and the competent authority (Registering officer) has also issued a Non Encumbrance

Certificate, concluded that the matter deserved to be remanded to the S.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 appeal deserves to be remanded to S.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 Sri S. Ramasamy Naidu Memorial College of Education, Sattur, Virudhunagar, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sri S. Ramasamy Naidu Memorial College of Education, 266/4, Sale Deed, Sadayampatti, Sattur, Virudhunagar, Tamil Nadu – 626203.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.

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F.No.89-205/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Rajan College of Education, Hikma, Mau, Uttar Pradesh dated 07/03/2017 is against the Order No. NRC/NCTE/NRCAPP-4013/261st Meeting/2016/164273 dated 30/12/2016 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "The institution submitted lists of faculty dt. 03/01/2015 & 16/01/2015 claimed to have been approved by the affiliating University on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating University i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28/07/2016 received in NRC office on 07/08/2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating University on 03/01/2015 & 16/01/2015 has not been issued by the University and the University approved the list only on 29/06/2015. The institution has thus submitted a fake list of faculty for seeking grant of recognition. The list of faculty dt. 29/06/2015 referred to by the institution vide its letter received in NRC office on 07/10/2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 02/03/2015 for which institution submitted the fake list of faculty. NRC decided to withdraw the recognition for B.Ed. course under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."

AND WHEREAS Sh. Madhusudan Tripathi, Manager, Rajan College of Education, Hikma, Mau, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "In the 256th Meeting dt. 22-25 August 2016 of NRC, NCTE decided that show cause notice be issued to the institution under section 17 of NCTE Act, 1993 before withdrawal of recognition of the institution on the ground that the list of faculty duly approved by the affiliating body and submitted by the institution in the office of NRC for getting recognition is fake. The college has submitted the reply of show cause notice with its letter on 07/10/2016 to the NRC, NCTE. In the 259th Meeting dated 18 - 20 October, 2016 of NRC, NCTE decided to request the affiliating University to

verify the authenticity of the contents of the approval orders submitted by the institution. Without getting the verification from University, NRC, NCTE decided in its 261st Meeting dt. 14-19 December to withdraw the recognition for B.Ed. course under section 17 of NCTE Act, 1993 from the end of the academic session next following and issued the order on 30 Dec., 2016."

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent under Clause 7(9) of the NCTE Regulations, 2009 to the appellant institution on 07.03.2014. The institution sent a reply to the L.O.I on 25.03.2016 enclosing various documents, which inter-alia included, two letters dt. 03.01.2015 and 16.01.2015 from the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur conveying their approval of seven lectures and one Head of the Department respectively for the appellant institution. N.R.C., thereafter, considering the reply issued a combined recognition order on 02.03.2015 covering ten institutions including the appellant, who was given recognition for two units (100) of B.Ed. course. The Registrar, VBS Purvanchal University sent a letter dt. 28.07.2016 to the Regional Director, N.R.C. giving the institution wise details of the dates of issue of L.O.I, approval of faculty by the university and issue of recognition order in respect of a number of institutions, including the appellant institution for verification of the correctness of the orders and taking necessary action. Finding that the date of approval of teaching faculty indicated in the University's letter was 29.06.2015 and the dates of the university's letters approving the staff submitted by the appellant were 03.01.2015 and 16.01.2015, N.R.C. issued a Show Cause Notice to the appellant on 07.09.2016. The appellant in their reply dated 07.10.2016 stated that after the NCTE Regulations, 2014 came into force, they took various steps to recruit teaching staff and got the approval of the university in their letter dt. 29.06.2015. N.R.C. thereafter wrote a letter to the to the university on 11.11.2016 requesting them to confirm the authenticity of the contents of the approval orders submitted by the institution. The N.R.C. in their 261st meeting held from 14th to 19th December, 2016, holding that the list of faculty referred to in the university's letter dt. 29.06.2015 cannot be accepted now as the recognition was granted on 02.03.2015, decided to withdraw recognition and issued the order on 30.12.2016.

AND WHEREAS the appellant in the course of presentation submitted a copy of the university's letter dt. 28.04.2017 addressed to the Regional Director, N.R.C.

confirming issue of their letters dt. 03.01.2015 and 16.01.2015 approving the teaching faculty of the appellant institution. The Committee also noticed from a copy of the university's approval letter dt. 29.06.2015 submitted by the appellant at the time of presentation that all the lecturers approved in the university's letter dt. 03.01.2015 excepting one, namely, Shri Ram Surat figure in this letter. The new name approved is Shri Krishna Kumar.

AND WHEREAS in view of the position stated above and particularly the confirmation received from the university about their earlier letters dt. 03.01.2015 and 16.01.2015, the Committee concluded to set aside the withdrawal order and remand back the case to the N.R.C. with a direction to consider the university's letter dt. 28/04/2017 and restore the recognition. The appellant is directed to submit copies of the university's letters dt. 29.06.2015 and 28.04.2017 to the N.R.C. within 15 days of receipt of the order on the appeal. In the meantime, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded to set aside the withdrawal order and remand back the case to N.R.C. with a direction to consider the university's letter dt. 28/04/2017 and restore the recognition. The appellant is directed to submit copies of the university's letters dt. 29.06.2015 and 28.04.2017 to the N.R.C. within 15 days of receipt of the order on the appeal. In the meantime, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Rajan College of Education, Hikma, Mau, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Rajan College of Education, 103, Ownership, NA, Hikma, Mau, Uttar Pradesh – 275305.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-206/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Shri Kamal Nath Singh Mahavidyalya, Azamgarh, Uttar Pradesh dated 07/03/2017 is against the Order No. NRC/NCTE/NRCAPP-3513/261st Meeting/2016/164291 dated 30/12/2016 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "the institution submitted lists of faculty dt. 14.02.2014 claimed to have been approved by the affiliating university on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating university i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28.07.2016 received in NRC office on 07.08.2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating university on 14.02.2014 has not been issued by the university and the university approved the list only on 03.06.2015. The institution has thus submitted a fake list of faculty list for seeking grant of recognition. The list of faculty dated 03.06.2015 submitted by the institution vide its letter received in NRC office on 07.10.2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 03.03.2015 for which institution submitted the fake list of faculty."

AND WHEREAS Sh. Raj Bahadur, Manager, Shri Kamal Nath Singh Mahavidyalya, Azamgarh, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "In the 256th meeting dated 22-25 August 2016 of NRC NCTE, the Committee decided that show cause notice be issued to the institution under section 17 of NCTE Act, 1993 before withdrawing of recognition of the institution on the ground that the list of faculty dully approved by the affiliating body and submitted by the institution in the office of NRC for getting recognition is fake. After seeing the show cause notice from the NRC NCTE website, the college has submitted the reply

of show cause notice with its lette on 07.10.2016 to the NRC NCTE. In the 259th meeting dated 18-20 October 2016 of NRC NCTE, the Committee decided to request the affiliating university to verify the authenticity of the contents of the approval orders submitted by the institution. Without getting the verification from University, NRC, NCTE decided in its 261st meeting dated 14-19 December, to withdraw the recognition for B.Ed. course under section 17 of NCTE Act, 1993 from the end of the academic session next following the withdrawal order was issued on 30 December, 2016."

AND WHEREAS the Committee noted that the appellant, in response to the decision of the N.R.C. to issue a Letter of Intent (formal Letter of Intent is not in the file), forwarded a number of documents, including a copy of the letter of the Veer Bahadur Singh Purvanchal University, Jaunpur dt. 14.02.2014 in which the university approved one HOD and seven lecturers for the B.Ed. course in the appellant institution. The N.R.C., thereafter, issued a combined recognition order on 03.03.2015 in respect of seven institutions, including the appellant, who was granted recognition for two units (100) of B.Ed. The Registrar, VBS Purvanchal University wrote a letter dt. 28.07.2016 to the Regional Director, N.R.C enclosing the lsit of a number of institutions who were granted recognition including the appellant giving the institution wise details of the dates of issue of L.O.I., approval of the faculty by the university and issue of recognition orders for verification of the correctness of the orders and taking necessary action. Finding that the date of the letter of the university approving the staff by was 03.06.2015 and the date of the university's letter approving the staff submitted by the appellant was 14.02.2014, N.R.C. in their 256th meeting held from 22 to 25 August, 2015 decided to issued a show cause notice to the appellant under Section 17 of the NCTE Act. The appellant, after seeing this decision on the website sent a reply to the N.R.C on 07.10.2016. In this letter the appellant submitted that in place of the earlier approved staff, the appellant selected fresh staff again in accordance with the NCTE Regulations, 2014. The appellant with their reply enclosed a copy of the university's letter dt. 03.06.2015 in which six faculty members were approved for B.Ed. course in the appellant institution. The N.R.C., thereafter wrote a letter to the university on 11.11.2016 requesting them to confirm the authenticity of the contents of the approval order submitted by the appellant. The N.R.C. in their 261st meeting held form 14 – 19 December, 2016,

holding that the list of faculty dt. 03.06.2015 submitted by the institution cannot be accepted now since the institution was granted recognition on 03.03.2015 for which the institution submitted a fake list of faculty, decided to withdraw recognition and issued the order on 30.12.2016.

AND WHEREAS the appellant in the course of presentation submitted a copy of the university's letter dt. 28.04.2017 addressed to the Regional Director, N.R.C. confirming issue of their letter dt. 14.02.2014 approving the teaching faculty of the appellant institution. The Committee noticed that the names of the teaching faculty approved in the university's letter dt. 03.06.2015 are entirely different from those approved in their earlier letter dt. 14.02.2014, which has been confirmed.

AND WHEREAS in view of the position stated above and particularly the confirmation received from the university about their earlier letter dt. 14.02.2014, the Committee concluded to set aside the withdrawal order and remand back the case to the N.R.C. with a direction to consider the university's confirmation letter dt. 28.04.2017 and their letter dt. 03.06.2015 approving new teaching staff and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the university's letter dt. 28.04.2017 to the N.R.C. within 15 days of receipt of the orders on the appeal. In the meantime, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded to set aside the withdrawal order and remand back the case to N.R.C. with a direction to consider the university's confirmation letter dt. 28.04.2017 and their letter dt. 03.06.2015 approving new teaching staff and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit a copy of the university's letter dt. 28.04.2017 to the N.R.C. within 15 days of receipt of the orders on the appeal. In the meantime, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Shri Kamal Nath Singh Mahavidyalya, Azamgarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Shri Kamal Nath Singh Mahavidyalaya, 00068, Non-Agriculchar Land, 159, Barohi Fatehpur, Azamgarh, Uttar Pradesh – 276001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-214/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Kautilya College, Kunwaria, Prempura Road, Kunwaria Rajsamand, Rajasthan dated 09/03/2017 is against the Order No. NCTE/NRCNRCAPP201615096/B.A.B.Ed./B.Sc. B.Ed.-4Year Integrated/RJ/2017-2018/2 dated 03/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "the institution has submitted affiliation order issued by affiliating University for B.A. course in favour of Kautilya College but proposed college name is Kautilya College of Education. So the institute is not a composite institution as per NCTE Regulations, 2014. The institution has submitted NOC for the proposed course in favour of Kautilya College but proposed college name is Kautilya College of Education. The NOC is in different college name. Submitted LUC shows that converted land is only 2429 sq. mts. which is not sufficient for proposed and existing course."

AND WHEREAS Dr. Surendra Singh, Secretary, Kautilya College, Kunwaria Prempura Road, Kunwaria, Rajsamand, Rajasthan presented the case of the appellant institution on 06/05/2017. In the appeal and in an affidavit and during personal presentation it was submitted that "their Trust, namely, Nazar Devi Seva Trust, which is running Kautilya College, applied for grant of recognition for B.A. B.Ed. four year Integrated course and due to clerical mistake, mentioned the name of the institution in the online application as Kautilya College of Education. All the documents are in favour of Kautilya College and there is no document in favour of Kautilya College of Education. The institution, even before applying for the course, had applied for conversion of land but due to long process involved, land conversion order for 7446 sq. mts. was issued on 23.02.2017. At present, in the name of the institute, a total of 9875 sq. mts. is available for educational use."

AND WHEREAS the Committee, noting the submissions of the appellant regarding the correct name of the institution and availability of the required land duly converted, concluded that the matter deserved to be remanded to the N.R.C. with a direction to process the application further as per the NCTE Regulations, 2014.

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

NOW THEREFORE, the Council hereby remands back the case of Kautilya College, Kunwaria, Prempura Road, Kunwaria Rajsamand, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Trustee, Kautilya College, Kunwaria Prempura Road, Kunwaria, Rajsamand, Rajasthan – 313327.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking a9fter Teacher Education) Government of Rajasthan, Jaipur.

(37)

F.No.89-219/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of R.N. Degree College, Lucknow, Uttar Pradesh dated 26.02.2017 is against the Order No. NRC/NCTE/NRCAPP-14594/260th Meeting/2016/162602 dated 01/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The applicant institution has not submitted the reply of show cause notice dt. 27.09.2016 issued by the NRC, NCTE within the stipulated time period."

AND WHEREAS Sh. Manish Srivastava, H.O.D. and Sh. Dhruv Saxena, Member, R.N. Degree College, Lucknow, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "the institution after applying online on 29.06.2015, furnished all the necessary documents that were required through a formal application dated 14.09.2015; their institution was inspected on 20.06.2016 and thereafter before the issue of the rejection order dt. 11.12.2016 (it should be 1.12.2016) no show cause notice dt. 27.09.2016 was received by them. As the details of the show cause notice have been mentioned in the refusal letter, the appellant submitted certain documents with the appeal.

AND WHEREAS the Committee noted tht the show cause notice dated 27.9.2016 issued to the appellant by the NRC has not been returned undelivered. The Committee noted that all land/building related documents are required to be submitted before a decision is taken to conduct an inspection and are also required to be submitted to the inspection team as part of essential documents. Further, the question as to whether the appellant is a 'Composite' institution as per the provisions of clause 2(b0 of the NCTE Regulations, 2014 is to require to be considered ab initio before further actions like conduct of inspection are taken up.

AND WHEREAS the Committee further noted that the NRC issued a show cause notice on 27.9.2016 i.e. after the conduct of an inspection of the institution on 16.8.2016. The grounds mentioned in the show cause notice are non-submission of a certified copy of Sub-Registrar, Notarised copy of the Change of Land Use Certificate issued by competent Govt. authority, building completion certificate signed by a competent Govt. authority and proof/evidence to prove that it is a composite institution as per clause 2(b) of the NCTE Regulations.

AND WHEREAS the Committee noted that the appellant, while submitting that he did not receive the show cause notice, with the appeal, submitted certain documents. These include a copy of the certified registered land document, a copy of the land utilisation certificate dt. 1.4.2013, a copy of the building completion certificate signed by the Asstt. Engineer, Nagar Nigam, Zone-5, Lucknow and a copy of the affiliation letter dt. 11.10.2006 about affiliation of R.N. Girls Degree College, Shanti Nagar, Alan Bagh, Lucknow for B.A. degree course.

AND WHEREAS the Committee noted that while the land related documents furnished by the appellant broadly meet the requirements of the show cause notice, though the CLU is not a notarised copy, the position in regard to the appellant being a composite institution is not established. The Committee noted that, in the application, while the appellant mentioned that they are running B.Ed. course in "R.N. Girls Degree College" at Alan Bagh, Lucknow since 2001, the name of the institution where the D.El.Ed. course is proposed to be run has been indicated as "R.N. Degree College" at the address Aurangabad Jageer, P.O. Maharaja Bijli Pasi, Lucknow. This will indicate that the two institutions are separate entities and in the circumstances, the appellant is not a 'composite' institution, which is eligible to apply for teacher training programmes as per the NCTE Regulations, 2014.

AND WHEREAS in the above circumstances, the Committee concluded that the appeal deserved to be rejected on the grounds that the appellant did not furnish evidence/proof to the effect that they are a 'composite' institution and the order of the NRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, R N Degree College, Aurangabad Jageer Post Maharaja Bijli Pasi Quila, Lucknow, Uttar Pradesh – 226013.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(39)

F.No.89-88/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Sant Kinaram Mahavidyalaya, Kaneri, Saidpur, Ghazipur, Uttar Pradesh dated 16.02.2017 is against the Order No. NRC/NCTE/NRCAPP-7541/261st Meeting/2016/165475 dated 19/01/2017 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "(1) the institution submitted lists of faculty dated 29.02.2016 and 02.03.2016 claimed to have been approved by the affiliating university on the basis of which it was granted recognition by NCTE to run the B.Ed. course. (2) the affiliating university i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dated 28.07.2016 received in the NRC office on 07.08.2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating university on 29.02.2016 & 02.03.2016 has not been issued by the university and the university approved the list only on 03.05.2016. (3) the institution has thus submitted a fake list of faculty for seeking grant of recognition. (4) the list of faculty dated 03.05.2016 submitted by the institution vide its letter received in NRC office on 28.10.2016 in response to SCN dt. 01.09.2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 03.03.2016 for which institution submitted the fake list of faculty. The Committee, therefore, decided to withdraw the recognition of the institution for B.Ed. course under section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."

AND WHEREAS Sh. Alok Kumar, Member, Sant Kinaram Mahavidyalaya, Kaneri, Saidpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "the withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of show cause notice with relevant documents on time. The list of faculty duly approved by the affiliating body was on

time but did not send on time to NRC. Relevant documents are attached with the appeal."

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent to the appellant institution on 03.03.2016. The institution submitted a reply in their letter dt. 03.03.2016 enclosing a number of documents, which included copies of the letters dt. 29.02.2016 and 02.03.2016 issued by the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur approving the names of 15 lecturers and one Head of the Department respectively for B.Ed. course in the appellant institution. Thereafter N.R.C in their 250th meeting (Part – 13) held on 03.03.2016 decided to grant recognition for two units (100 students) from the academic session 2016-17 and issued a combined recognition order covering a number of institutions, including the appellant, who was granted recognition for one unit (50 students) only.

AND WHEREAS the Committee noted that the Registrar, VBS Purvanchal University sent a letter dt. 28.07.2016 to the Regional Director, N.R.C. enclosing a list of institutions who were granted recognition with a request to verify their correctness and take necessary action. In respect of the appellant institution, which also figured in the list, the university indicated the date of issues of LOI, approval of faculty and recognition order as 03.03.2016, 03.05.2016 and 03.03.2016 respectively. N.R.C., finding that the faculty submitted by the appellant earlier were approved on 29.02.2016 and 02.03.2016 i.e. before grant of recognition and the university informed the date of their approval was 03.05.2016, issued a show cause notice on 01.09.2016. The appellant sent a reply dt. 26.09.2016 stating that the approvals of the selected candidates for the posts of Head of the Department and Lecturers as received from the university were intimated and he is willing to implement any direction issued by the NCTE/University regarding approval of the faculty. The appellant sent another letter dt. 28.10.2016 to the N.R.C. In this letter the appellant submitted that as the lecturers selected did not join duty, new faculty selected with the help of the Committee, and approved by the university have been appointed. The new faculty are as per the NCTE Regulations, 2014 and the university rules. With this letter, the appellant enclosed a sworn affidavit, copy of the university's letter dt. 13.04.2016 about constitution of selection committee and a copy of the university's letter dt. 03.05.2016 approving 15 faculty members.

AND WHEREAS the Committee also noted that the Registrar, VBS Purvanchal University, Jaunpur sent a letter dt. 22.12.2016 to the Regional Director, N.R.C., with a copy of their Vice Chancellor confirming that the lecturers and Head of the Department mentioned in their letters dt. 29.02.2016 and 02.03.2016 (name-wise) were approved by the university and according to their records, it is true and correct.

AND WHEREAS from the foregoing position, the Committee noted that the faculty mentioned in the university's letters dt. 29.02.2016 and 02.03.2016 and submitted by the appellant were approved by the university as per the university's confirmation and in the circumstances mentioned by the appellant, a fresh faculty was selected and got approved by the university in their letter dt. 03.05.2016 and the university in their letter dt. 28.07.2016 also intimated that the date of their approval was 03.05.2016. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the faculty approved by the university in their letter dt. 03.05.2016 and the complete documents in respect of the appointment of the new faculty to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit all the requisite documents in respect of the new faculty to the N.R.C. within 15 days of receipt of the orders on the appeal. In the meantime, the withdrawal order shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to N.R.C. with a direction to consider the faculty approved by the university in their letter dt. 03.05.2016 and the complete documents in respect of the appointment of the new faculty to be submitted by the appellant and take further action as per the NCTE Regulations, 2014 the appellant is directed to submit all the requisite documents in respect of the new faculty to the N.R.C. within 15 days of receipt of the orders on the appeal. In the meantime, the withdrawal order shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Sant Kinaram Mahavidyalaya, Kaneri, Saidpur, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sant Kinaram Mahavidyalaya, Plot./Khasra No. 81,93,94,79 S, Vill.- Kaneri, PO-Saidpur, Tehsil-Saidpur, Dist. – Ghazipur, Uttar Pradesh – 233304.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-89/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Hira Singh Yadav Mahavidyalaya, Gorari, Vikrampur, Saidpur, Ghazipur, Uttar Pradesh dated 14.02.2017 is against the Order No. NRC/NCTE/NRCAPP-3651/261st Meeting/2016/165467 dated 18/01/2017 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "the institution submitted lists of faculty dt. 20/02/2016 claimed to have been approved by the affiliating university on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating University i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28/07/2016 received in NRC office on 07/08/2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating University on 20/02/2016 has not been issued by the university and the university approved the list only on 13/04/2016. The institution has thus submitted a fake list of faculty for seeking grant of recognition. The reply submitted by the institution vide its letter received in NRC office on 26/09/2016 in response to SCN dt. 17/09/2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 03/03/2016 for which institution submitted the fake list of faculty. NRC decided to withdraw the recognition for B.Ed. course under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."

AND WHEREAS Sh. Hira Singh Yadav, Chairman, Hira Singh Yadav Mahavidyalaya, Gorari, Vikrampur, Saidpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "the withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of show cause notice with relevant documents on time. The list of faculty duly approved by the affiliating

body was on time but did not send on time to NRC. Relevant documents are attached with this appeal."

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent to the appellant institution on 21.12.2015. The institution submitted a reply in their letter dated Nil received in the N.R.C office on 23.02.2016, enclosing a number of documents, which included copies of two letters dt. 20.02.2016 issued by the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur approving the names of one Head of the Department and 15 lecturers for the B.Ed. course in the appellant institution. N.R.C. considering the reply issued a combined recognition order on 03.03.2016 covering a number of institutions, including the appellant, who was granted recognition for the two units (100 students) of B.Ed. course.

AND WHEREAS the Committee noted that the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur sent a letter dt. 28.07.2016 to the Regional Director, N.R.C., enclosing a list of institutions, who were granted recognition, with a request to verify the correctness of the LOI's and recognition orders issued and take necessary action. In respect of the appellant institution, which also figured in the list, the university indicated the dates of L.O.I, approval of faculty and order of recognition as 21.12.2015, 13.04.2016 and 03.03.2016 respectively. N.R.C. finding that the faculty submitted by the appellant earlier were approved on 20.02.2016 i.e. before grant of recognition and the University intimated their date of approval as 13.04.2016, issued a show cause on 07.09.2016. The appellant sent a reply on 26.09.2016 stating that the approval of the selected candidates for the posts of Head of the Department and Lecturers as received from the university were intimated and they are willing to implement any directions of the NCTE/University regarding approval of faculty. The appellant did not submit list of faculty approved on 13.04.2016 as reported by the university in their letter dt. 28.07.2016. In the course of presentation the appellant submitted a copy of the letter dt. 17.02.2017 issued by the Registrar, VBS Purvanchal University approving five faculty members for the B.Ed. Programme in the institution.

AND WHEREAS the Committee noted that the Registrar, VBS Purvanchal University sent a letter dt. 09.12.2016 to the Regional Director, N.R.C., with a copy

to their Vice Chancellor, confirming that the lecturers and the Head of the Department mentioned in their letters dt. 20.02.2016 (name-wise) excepting Shri Ashish Kumar, Lecturer were approved by the university and according to their records, it is true and correct.

AND WHEREAS from the foregoing position, the Committee noted that no reasons have been given by the appellant for getting a list of faculty approved by the university in their letter dt. 13.04.2016, when they had approved 16 faculty members in their letter dt. 20.02.2016, which was submitted by the appellant for getting recognition and which position has been confirmed by the university. It is not clear who are the approved faculty members in position before recognition was withdrawn. In the circumstance, the Committee concluded that the matter deserved be remanded to the N.R.C with a direction to consider the list of faculty members approved by the university in their letter dt. 13.04.2016, the full details of the approved faculty members in position before withdrawal of recognition and the relevant supporting documents in respect of the faculty, alongwith reasons for getting approval to the faculty on 13.04.2016 and again on 17.02.2017 and all other informations to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the details/information mentioned above to the N.R.C within 15 days of receipt orders on the appeal. In the meanwhile, the withdrawal order shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to N.R.C with a direction to consider the list of faculty members approved by the university in their letter dt. 13.04.2016, the full details of the approved faculty members in position before withdrawal of recognition and the relevant supporting documents in respect of the faculty, alongwith reasons for getting approval to the faculty on 13.04.2016 and again on 17.02.2017 and all other informations to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the details/information mentioned above to the N.R.C within 15 days of receipt orders on the appeal. In the meanwhile, the withdrawal order shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Hira Singh Yadav Mahavidyalaya, Gorari, Vikrampur, Saidpur, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Hira Singh Yadav Mahavidyalaya, Plot No.215, Street No. Gorari, PO-Vikrampur, Taluk-Saidpur, Ghazipur, Uttar Pradesh – 233304.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-90/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Aacharya Triveni Das Balika Mahavidyalaya, Naseerabad, Saidpur, Ghazipur, Uttar Pradesh dated 15/02/2017 is against the Order No. NRC/NCTE/NRCAPP-6168/261st Meeting/2016/164268 dated 30/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution submitted lists of faculty dated 28.03.2014 claimed to have been approved by the affiliating university on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating university i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dated 28.07.2016 received in NRC office on 07.08.2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating university on 28.03.2014 has not been issued by the university and the university approved the list only on 06.05.2016. The institution has thus submitted a fake list of faculty for seeking grant of recognition. The reply submitted by the institution vide its letter received in NRC office on 28.09.2016 in response to SCN dated 17.09.2016 cannot to accepted now since institution was granted recognition for B.Ed. course by NRC on 03.03.2015 for which institution submitted the fake list of faculty. NRC decided to withdraw the recognition for B.Ed. course under section 17 of the NCTE Act, 1993 from the end of the academic session next following the dateof order of withdrawal."

AND WHEREAS Sh. Umesh Kumar Yadav, Manager, Aacharya Triveni Das Balika Mahavidyalaya, Naseerabad, Saidpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "the withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of show cause notice with relevant documents on time. The list of faculty duly approved by the affiliating body was on time but did not send on time to NRC. Relevant documents are attached

with this appeal. The appellant, in the course of presentation , submitted a letter dt. 06.05.2017. In this letter the appellant submitted that the teachers were approved by the university in 2014 and recognition was given in 2015; before commencing the course, teachers approval was revised vide university's letter dt. 06.05.2016 due to non – joining/resignation of approved teachers and existence of common teachers in other colleges; they have replied to the show cause notice; after getting their reply, N.R.C asked the university to verify the authenticity of the contents of their approval order; NRC, without waiting for a reply from the university withdrew recognition; they have come to know that the university sent a reply stating that the teacher approval, based on which approval was given by N.R.C. was authentic; the university also approved teachers on 1.05.2017 for conducting B.Ed. course for the next session 2017-18; and if their initial approval was wrong, university would not have given them permission. The appellant enclosed copies of the university's letter's dt. 06.05.2016 and 1.05.2017 approving their faculty and the university's letter to the Regional Director, N.R.C. confirming the issue of the approval letter dt. 28.03.2014."

AND WHEREAS the Committee noted that the N.R.C issued the Letter of Intent to the appellant institution on 19.02.2014. The institution submitted a reply, which was received on 01.04.2014, enclosing various documents, which included copies of two letters dt. 28.03.2014 issued by the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur, approving the names of one HOD and seven lecturers for the B.Ed. course in the appellant institution N.R.C., considering the reply issued a combined recognition order on 03.03.2015 covering 21 institutions, including the appellant, who was granted recognition for one unit (50 students) of B.Ed. course. The Registrar, VBS Purvanchal University sent a letter dt. 28.07.2016 to the Regional Director, N.R.C enclosing a list of institutions, who were granted recognition with a request to verify correctness of the orders and take necessary action. In respect of the appellant institution, which also figured in that list, the university indicated the dates of issue of L.O.I., approval of faculty and recognition order as 19.02.2014, 06.05.2016 and 03.03.2015 respectively, N.R.C, finding that the faculty submitted by the appellant earlier were approved on 28.03.2014, i.e. before grant of recognition and the university informed the date of their approval was 06.05.2016, issued a show cause notice on 07.09.2016. The appellant sent a reply dt. 28.09.2016 stating that the approvals of the selected candidates for the posts of HOD and Lecturers as

received from the university were intimated and he is willing to implement any direction issued by the NCTE/University regarding approval of the faculty. The appellant did not submit list of faculty approved on 06.05.2016 to the N.R.C as reported by the University in their letter dt. 28.07.2016. However, the appellant enclosed a copy of the university's approval letter with his letter dt. 06.05.2017 and explained reasons for fresh approval.

AND WHEREAS the Committee noted that the Registrar VBS Purvanchal Univesity sent a letter dt. 22.12.2016 to the Regional Director, N.R.C. with a copy to their Vice Chancellor, confirming that the Head of the Department and Lecturers mentioned in their letter dt. 28.03.2014 (name-wise) were approved by the university and according to their records it is true and correct.

AND WHEREAS from the foregoing position, the Committee noted that it is not clear as to who are the approved faculty members that were in position, when the recognition was withdrawn. In the circumstances, the Committee concluded to set aside the withdrawal order and remand back the case to the N.R.C with a direction to consider the list of faculty members approved by the university in their letter dt. 06.05.2016, the full details of the approved faculty members in position before withdrawal of recognition and relevant supporting documents in respect of the faculty, to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward full details of the staff with supporting documents to the N.R.C within 15 days of receipt of the orders on the appeal. In the meanwhile, the withdrawal order shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded to set aside the withdrawal order and remand back the case to N.R.C with a direction to consider the list of faculty members approved by the university in their letter dt. 06.05.2016, the full details of the approved faculty members in position before withdrawal of recognition and relevant supporting documents in respect of the faculty, to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward full details of the staff with supporting documents to the N.R.C within 15 days of receipt

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

NOW THEREFORE, the Council hereby remands back the case of Aacharya Triveni Das Balika Mahavidyalaya, Naseerabad, Saidpur, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Aacharya Triveni Das Balika Mahavidyalaya, Plot No. 133, Vill.-Naseerabad, PO-Holipur, Tehsil-Saidpur, Ghazipur, Uttar Pradesh – 233304.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-91/2017 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of K.D. Mahavidyalaya, Ghazipur, Chandpur, Saidpur, Uttar Pradesh dated 16/02/2017 is against the decision of the NRC in their 261st meeting held from 14th to 19th December, 2016 withdrawing the recognition for conducting B.Ed. course on the grounds that:- "(i) The institution submitted a list of faculty dt. 07.06.2014 claimed to have been approved by the affiliating university on the basis of that list, recognition was granted for B.Ed. course on 14.04.2015; (ii) The affiliating university i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28.07.2016, received in N.R.C office on 07/08/2016, against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating university has not been issued by the university and the university approved the list on 30.04.2016; (iii)The institution thus submitted a fake list of faculty for seeking grant of recognition. (iv) The list of faculty submitted by the institution vide its letter received in N.R.C office on 28.10.2016 in response to show cause notice cannot be accepted now since institution was granted recognition for B.Ed. course by N.R.C. on 14.04.2015 for which institution submitted the fake list of faculty. The Committee therefore decided to withdraw the recognition granted to the institution for B.Ed. course under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."

AND WHEREAS Sh. Anil Kumar Singh Yadav, Representative, K.D. Mahavidyalaya, Ghazipur, Chandpur, Saidpur, Uttar Pradesh presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "the withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of show cause notice with relevant documents on time. The list of faculty duly approved by the affiliating

body was on time but did not send on time to NRC. Relevant documents are attached with this appeal."

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent to the appellant institution on 12.02.2015. The institution submitted a reply on 13.03.2015 enclosing a number of documents which included a copy of the letter dt. 07.06.2014 issued by the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur approving the names of one Head of the Department and seven lecturers for the B.Ed. course in the appellant institution. The N.R.C. after considering the matter in their 234th meeting held from 30-31st March and 1st April, 2015 issued recognition order on 14.04.2015 for two units (100) of B.Ed. course from the academic session 2015-16.

AND WHEREAS the Committee noted that the Registrar, Veer Bahadur Singh Purvanchal University, Jaunpur wrote a letter dt. 28.07.2016 to the Regional Director, N.R.C. enclosing a list of institutions which were granted recognition and mentioning the dates of issue of the Letter of Intent, approval of the faculty and issue of recognition. In that letter the Registrar requested the N.R.C. to verify the correctness of these documents and take necessary action. In respect of the appellant institution, the dates of issue of L.O.I., approval of faculty and grant of recognition have been mentioned as 12.02.2015, 30.04.2016 and 14.04.2015 respectively. N.R.C., finding that while the recognition order was issued on the basis of the approval of the faculty by the university on 07.06.2014, as intimated by the appellant, the university has intimated in their letter dt. 28.07.2016 that the date of their approval of faculty was 30.04.2016, in their 256th meeting held on 22-25 August, 2016 decided to issue a show cause notice to the appellant. The appellant in their reply dt. 26.09.2016 informed the N.R.C. that the list of faculty of Head of the Department and Lecturers forwarded by them was duly approved by VBS Purvanchal University and he will follow all directions of the NCTE/University regarding approval of staff. In an affidavit enclosed to that letter the appellant affirmed that the documents sent by him are true and correct. The appellant wrote another letter to the N.R.C. on 28.10.2016. In this letter he submitted that as the earlier approved staff did not join, they got new faculty members selected and

approved by the university. The appellant also sent a copy of the university's letter (date not clear) approving 15 faculty members.

AND WHEREAS the Committee noted from the file that the N.R.C. did not seek verification of the authenticity of the university's letter dt. 07.06.2014 and the letter enclosed to the appellant's letter dt. 28.10.2016. As the appellant has given reasons for recruiting fresh faculty, which is reported to have been approved by the university, the Committee concluded that the matter deserved to be remanded to the N.R.C with a direction to get the two approvals verified by the university and take further action as per the NCTE Regulations, 2014. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to N.R.C with a direction to get the two approvals verified by the university and take further action as per the NCTE Regulations, 2014. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of K.D. Mahavidyalaya, Ghazipur, Chandpur, Saidpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, K.D. Mahavidyalaya, 613, 614 / 00267, Ownership, Chandpur, Saidpur, Ghazipur, Uttar Pradesh – 233223.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(48)

F.No.89-447/2016 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Chaudhary Yadunath Singh Shiksha Mahavidyalaya, Bhind, Madhya Pradesh dated 29/07/2016 is against the Order No. WRC/APP05238/223565/254th/2016/169102 dated 16/06/2016 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "The institution was informed that its multipurpose hall is only 1000 sq. ft. against the requirement of 2000 sq. ft. The institution has sent a building plan approved by Nagar Palika, Bhind showing that the multipurpose hall is 112x20 ft. i.e. 2240 sq. ft. however, the earlier building plan showed multipurpose hall as 64x20 ft. Adjacent to this multipurpose hall, there was a room of the size 24x20 ft. By removing the partition, the size of the multipurpose hall should be 88x20 sq. ft. (1760 sq. ft.) It is obvious that there has been an effort to manipulate the size of the multipurpose hall. Thus, the institution does not have the multipurpose hall of 2000 sq. ft. Hence, recognition of the institution for B.Ed. course is withdrawn under section 17 of the NCTE Act, 1993, from the academic session 2016-17. Now, therefore, in exercise of the powers vested in WRC U/s 17 of the NCTE Act, 1993, the recognition of the institution for B.Ed. course is hereby withdrawn from the academic session 2016-17."

AND WHEREAS Sh. V.K. Upadhyay, Asstt. Professor and Sh. Rajesh Sharma, Asst. Professor, Chaudhary Yadunath Singh Shiksha Mahavidyalaya, Bhind, Madhya Pradesh presented the case of the appellant institution on 24/10/2016. In the appeal and during personal presentation, it was submitted that "Appellant is now having the multipurpose hall of the required size. In fact, the required size is 2000 sq. ft. The appellant is having a multipurpose hall of 2240 sq.ft. and if the WRC was having any doubts on the compliance done by the appellant institution then the natural course was to get the compliance physically verified by its visiting team."

AND WHEREAS Appeal Committee noted that appellant institution was recognised for conducting B.Ed. course on 29.02.2008. In compliance with the directions of the High Court of Madhya Pradesh, Jabalpur, inspection of the institution was conducted under Section 13 of the NCTE Act on 05.09.2014 and the V.T. reported that the multipurpose hall of the institution is of 1000 sq. feet against the requirement to possess 2000 sq. feet. The appellant institution was asked to make up the deficiencies pointed out in the inspection report; the size of multipurpose hall being one of the deficiencies. In reply to a Show Cause Notice (SCN) dated 14.01.2016, the appellant institution informed that the size of multipurpose hall has been extended to remove the deficiency. The appellant during the course of appeal presentation submitted a few photographs through which actual size of the hall could not be ascertained. Appellant was however, ready to bear the cost if another inspection to verify the claim is done.

AND WHEREAS Appeal Committee keeping in view that appellant institution is an existing institution conducting B.Ed. course for the last seven to eight academic sessions, felt that appellant institution may be given another opportunity to substantiate its claim of having removed the deficiencies to make the institution compliant of extant NCTE Regulations. Appeal Committee, therefore, decided that another inspection of the institution may be conducted under Section 13 of the Act on payment of fee by appellant institution.

AND WHEREAS the Committee in their meeting held on 06.05.2017 noted that an inspection, of the appellant institution, under Section 13 of the NCTE Act, 1993, as suggested in para 4 above, has been conducted on 28.02.2017. The report of the inspection has been placed before the Committee.

AND WHEREAS the Committee noted that the WRC in their order dt. 16.06.2016 withdrew the recognition for conducting B.Ed. course only on the ground that the institution did not have a multipurpose hall of 2000 sq. ft. The Committee noted that the Inspection Team in their report recorded that the multipurpose hall is 102' x 21'.8 = 2223.6 sq. ft. which is found adequate. Since the Inspection Team confirmed the availability of a multipurpose hall with an area of 2223.6 sq. ft., which is more than

2000 sq. ft. as prescribed in the norms, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to reverse their order of withdrawal dt. 16.06.2016 and restore recognition to the appellant institution.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to W.R.C. with a direction to reverse their order of withdrawal dt. 16.06.2016 and restore recognition to the appellant institution.

NOW THEREFORE, the Council hereby remands back the case of Chaudhary Yadunath Singh Shiksha Mahavidyalaya, Bhind, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Chaudhary Yadunath Singh Shiksha Mahavidyalaya Near Circuit House Daiverson Road, Mukharjee Colony Bhind, Madhya Pradesh – 477001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

(49)

F.No.89-350/2016 Appeal/10th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/17

ORDER

WHEREAS the appeal of Guru Nanak College, Dhanbad, Jharkhand dated 09/10/2014 is against the Order No. ERC/174.2(ii).45/NCTE/APE00429/B.ED/2014/26998 dated 19/08/2014 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "the institution is functioning as a department of the General Degree College. 2) The principal of the Guru Nanak College, Dhanbad has also submitted an undertaking dated 08.10.2004 on non-judicial stamp paper that the infrastructural, instructional and other facilities will be provided for B.Ed. course as per norms. 3) As per special Inspection Report, the institution does not have adequate infrastructural facilities as required as per the prescribed norms. Out of three classrooms available for B.Ed. course, two classrooms have a space of 437 Sq. ft. which is less than the required 500 Sq. ft. as per NCTE norms. Thus, only one classroom is only as per NCTE norms as against the requirement of a minimum two classrooms with an area of minimum 500 Sq. ft. each. 4) The multipurpose hall available is having an area of 1890 Sq. ft. as against the requirement of a minimum of 2000 Sq. ft. as per NCTE norms. 5) The library is 420 Sq. ft., science lab 150 sq. ft. and computer lab 228 Sq. ft. are very small and inadequate as per norms. Psychology lab is not available in the institution. 6) Thus, infrastructural facilities available with the institution are inadequate for running B.Ed. course. 7) During the special inspection it is found that Khalsa College and Khalsa school are running in the same campus which is against the Rules".

AND WHEREAS Sh. Purnendu Shekhar, Principal, Guru Nanak College, Dhanbad, Jharkhand presented the case of the appellant institution on 24-11-2014. In the appeal and during personal presentation it was submitted that "ours is a General Degree College. B.Ed. teaching is being imparted as an exclusive programme in this multi-faculty college. This is true that an undertaking was submitted dated 8-10-2004 that the infrastructural, instructional and other facilities will be provided as per norms.

In fact, sincere efforts were made to create the infrastructure as per norms. The members of the Inspection team which visited on 26th April 2005 were impressed, and therefore, recommended for recognition of the College to the NCTE. The two classrooms which are reported to have 437 sq. ft. which is less than 500 sq. ft. is a factual error. We have got it measured by the competent authority of the District and both the rooms are more than 500 sq. ft (Super built up area). The report, "The multipurpose hall available is having an area of 1890 sq. ft. as against the requirement of minimum a 2000 sq. ft. as per NCTE norms" is again a factual error. The multipurpose hall of the College is in fact having an area of 2150 sq. ft. The library has got more than 3000 volumes, and is about 600 sq. ft. (super built-up area) Science labs are separate for Physics, Chemistry and Biology. Even a Psychology laboratory has been created. The Computer laboratory is about 500 sq. ft. having ten system. The infrastructural facilities available are separate only for use of B.Ed. students. The report of the special inspection; "it is found that Khalsa College and Khalsa School is running in the same campus" is far from accurate. There is no College named Khalsa College running in the building. In fact there is no College named Khalsa College in Dhanbad – not even in the whole of Jharkhand."

AND WHEREAS Committee noted that seven grounds have been mentioned in para 4 of the withdrawal order dated 19.08.2014 which are discussed as follows:

(i) There may not be any objection to the B.Ed. course being conducted as a Department to other teacher education courses. But teacher education course is not allowed to be conducted with any other non-teacher education course. But since recognition for existing B.Ed. course was granted in 2005 as a part of Guru Nanak College, this alone cannot treated to be disqualification warranting withdrawal.

(ii) The Undertaking dated 08.10.2004 that infrastructure and instructional facilities will be provided for B.Ed. course as per norms have not been fulfilled completely as deficiencies in the infrastructure & appointment of Principal were noticed by Inspection Team which conducted Inspection on 26.09.2013.

Points (iii) to (iv) relate to inadequate size of different facilities. The appellants statement that classrooms and Multipurpose hall are of more

than 500 sq. feet & 2000 sq. feet (super built area) is not acceptable. The size of classrooms & other facilities is to be measured taking into account the carpet area and not super area.

(vii) Visiting Team had inadvertently mentioned the name of Khalsa College and Khalsa School which is an error. Intention of the V.T. was to mention the name of Guru Nanak College & Guru Nanak High School which are running in close proximity within the same campus.

AND WHEREAS Committee noted the oral request of the appellant, made during the course of hearing, the appellant he requested to allow some time to create exclusive facilities for B.Ed. course. Committee therefore, decided that another inspection under Section 13 of the Act be caused at the cost of appellant institute with an objective to ascertain whether the appellant institution possess exclusive & adequate facilities for conducting B.Ed. course.

AND WHEREAS the Committee in their meeting held on 06.05.2017 was informed that the Inspection Team, constituted for conducting the inspection suggested in para 4 above, went for inspection, but the Principal of the institution stated that B.Ed. course is not running in their institution as it was withdrawn by the E.R.C. on 19.08.2014. In these circumstances, the inspection could not be conducted.

AND WHEREAS in view of the position stated above the Committee concluded the appeal has become infructuous. The appellant could be informed accordingly.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Guru Nanak College, Bank More Katras Road, Dhanbad, Jharkhand – 828001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.